

BILLS 1981 - 1982

CSHB 844 cont. - HB 869

1579

1579

1 (b) The Department of Health and Social Services shall provide the
2 Statewide Health Coordinating Council with an inventory of rural health
3 facilities and other appropriate information that would be helpful to
4 the council in recommending priorities for making grants. The Department
5 of Health and Social Services shall annually update the inventory pro-
6 vided to the Statewide Health Coordinating Council.

7 (c) In developing recommendations for making grants under this
8 section, the Statewide Health Coordinating Council shall consider

9 (1) the condition of the existing physical plant of a rural
10 health facility;

11 (2) the ability of the rural health facility to continue to
12 provide quality health services;

13 (3) the need in the community for additional services;

14 (4) the ability of the rural health facility to meet current
15 licensure standards; and

16 (5) other related data that would assist the council in
17 establishing grant priorities.

18 (d) The commissioner of health and social services shall review
19 the recommendations of the Statewide Health Coordinating Council and
20 shall make grants from the fund established under AS 18.25.130 to rural
21 health facilities for physical plant improvements and maintenance. Each
22 grant shall be sufficient to enable the facility to satisfy the financing
23 requirements of the physical plant improvement or maintenance recommended
24 by the council. The commissioner may not make grants in an order other
25 than that proposed by the council unless the commissioner

26 (1) makes written findings of fact to justify the modifica-
27 tion of the priorities recommended by the council;

28 (2) provides the council with a copy of the written findings;
29 and

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

(3) allows the council a reasonable length of time to respond to the written findings.

Sec. 18.25.150. APPROPRIATION GUIDELINES. Proposed appropriations for the rural health facility improvements and maintenance fund in the governor's annual budget submitted under AS 37.07 should include

- (1) an itemized listing of projects proposed to be financed;
- (2) the amount proposed to be granted to each facility from the fund; and
- (3) the estimated cost of each proposed project.

* Sec. J. AS 18.25.120 is amended by adding a new paragraph to read:

(2) "rural health facility" means a nonprofit or publicly owned health facility located in an organized borough with a population less than 45,000 or in the unorganized borough.

Introduced: 2/16/82
Referred: State Affairs
and Finance

1 IN THE HOUSE

BY DUNCAN

2 HOUSE BILL NO. 847

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to application for permanent fund
7 dividends; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 43.23.010(b) is amended to read:

10 (b) For each year, an individual or the estate of an individual is
11 eligible to receive payment of the permanent fund dividends for which
12 the individual [HE] is entitled under this section if the individual
13 [HE]

14 (1) is at least 18 years of age; and

15 (2) is a state resident during all or part of the year for
16 which the permanent fund dividend is paid.

17 * Sec. 2. AS 43.23.020(b) is amended to read:

18 (b) The department may prescribe and furnish an application form
19 for claiming a permanent fund dividend which contains

20 (1) a statement of eligibility and a certification of resi-
21 dency in substantially the following form:

22 I certify that I was a state resident for full months
23 during the year immediately preceding the year in which this
24 claim is filed [AM A STATE RESIDENT ON THE DATE OF THIS
25 APPLICATION] and I have been a state resident for _____ full
26 years and that I understand that my claim for a permanent fund
27 dividend is determined by the length of my residence in the
28 state after January 1, 1959. I also understand that a false
29 claim of residency to obtain a permanent fund dividend is a

1 criminal offense and that if convicted I will forfeit all
2 permanent fund dividends and that I must repay all permanent
3 fund dividends which have been paid to me. I understand that
4 this penalty is in addition to any criminal penalties imposed.

5 _____
6 (signature of individual)

7 [AND]

8 (2) a statement advising the individual that he may choose to
9 receive the payment of a permanent fund dividend in a single payment or
10 in 12 installments payable monthly and a space where the individual may
11 indicate his choice of payment; and

12 (3) a statement advising the individual that a personal
13 representative or an executor may file a claim on behalf of an other-
14 wise qualified person who died during the year immediately preceding
15 the year in which a claim for a permanent fund dividend is filed or
16 who died during the year in which the claim is filed.

17 * Sec. 3. APPLICABILITY. This Act applies retroactively to an executor
18 or personal representative who otherwise could have filed a claim for a
19 permanent fund dividend on behalf of a claimant who was eligible for a
20 permanent fund dividend for calendar years 1979 or 1980 or for both years.

21 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-
22 070(c).

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

HB 847
LH 247

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 847
Title Relating to Application for Permanent Fund Dividends
Requested by House State Affairs Committee Date 3/15/82

II. FISCAL DETAIL

Agency Affected Revenue
Program Category Affected General Government
BRU, Program, Or Subprogram(s) Affected Public and Administrative Services
(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

Vital statistics reports 1,631 deaths in 1979 and 1,632 deaths in 1980. There is no significant cost associated with HB 847.

IV. DATE 3/15/82 PREPARED BY P. A. Wall
AGENCY Revenue
Original: Legislative Finance PHONE 465-2393
cc: Budget and Management
Prime Sponsor (First Legislator Named)
33-001 (Rev. 12/81)

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill 847
 Title An Act relating to application for permanent fund dividends
 Requested by House State Affairs Date 2/22/82

II. FISCAL DETAIL

Agency Affected Department of Revenue
 Program Category Affected Revenue Collection & Management
 BRU, Program, Or Subprogram(s) Affected Enforcement Division
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	9.8	29.4	31.8			
200 TRAVEL						
300 CONTRACTUAL	.9	3.5	3.8			
400 COMMODITIES	.2	.2	.2			
500 EQUIPMENT	1.8					
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	12.7	33.1	35.8			

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	12.7	33.1	35.8			
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	1/3mm	1/12mm	1/12mm			
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

This bill assumes that the U. S. Supreme Court will find in favor of the State of Alaska and amends AS 43.23.010(b)-.020(b) to allow a personal representative or an executor to file a claim on behalf of an otherwise qualified person who died either during the year immediately preceding the year in which a claim for a permanent fund dividend is filed or who died during the year in which the claim is filed, and is retroactive for calendar years 1979 and/or 1980.

According to Vital Statistics, the deaths in Alaska for 1979 and 1980 numbered slightly over 1,600 for each year. Assuming that applications made on behalf of decedents will require a copy of the death certificate to be attached for verification purposes, we will need one Eligibility Technician I to support our current program staff.

Expenditures are for 3 months in FY 82 assuming an April 1st date.

IV. DATE March 1, 1982

Marilla L. Gemmer
 PREPARED BY Marilla L. Gemmer, Director
 AGENCY Department of Revenue, Enforcement Division
 PHONE 465-2366

Original: Legislative Finance
 cc: Budget and Management
Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

1	POSITION TITLE Eligibility Technician I			RANGE/STEP 12A	BARG. UNIT. G	LOCATION Juneau	DDV	APPROV	DISAPP.
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No.	PCN No.	PRIORITY	FORM 12	PAGE/LINE	LEG	

3	TYPE OF EXPENDITURE		AMOUNT
	1	2	3
4	PERSONAL SERVICES:		
	SALARY 1889 X 12		22,668
5	BENEFITS X .1550		3,514
6	SBS X .0613		1,390
7	FIXED BENEFITS		1,800
8	TOTAL PERSONAL SERVICES	01	29,372
9	TRAVEL	02	
10	CONTRACTUAL	03	3,500
11	COMMODITIES	04	200
12	EQUIPMENT	05	1,800
13	OTHER		
14	TOTAL COST		34,872

JUSTIFICATION:

To provide a position to verify claims made for deceased individuals.

	RECEIPT CODE	FUNDING SOURCE	
15		FED RCPTS. 1002	
16		GF MATCH. 1003	
17		GEN. FUND 1004	34,872
18		I-A RCPTS. 1005	
19		PGM RCPTS 1028	
20		OTHER	

21 CONTINUATION
22 ADDITION

FOR B&M USE ONLY

4A KEY NUMBER _____ COLUMN NO. _____

AGENCY Department of Revenue PROGRAM Revenue Collection & Management

BRU Enforcement Division

13 REQUEST FOR NEW POSITION.

COMPONENT _____

Page 1 of 1

REVISED DATE 3/1/82

HB 847

FY 83



THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 847

Title An Act relating to application of permanent fund dividends.

Requested by House State Affairs and Finance Committee Date 02/25/82

II. FISCAL DETAIL

Agency Affected _____

Program Category Affected _____

BRU, Program, Or Subprogram(s) Affected _____

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS (see narrative below)

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

The estate provision of this bill would in no way alter each year's initial payment by the state.

The total dividend payment for FY 83 would approximate \$469 million which is a cumulative figure incorporating FY 81, FY 82, and FY 83. The legislature has already appropriated for FY 81 and FY 82.

The payments for future years are indicated in the table below.

Fiscal Year	Total Dividend Payment (millions of current dollars)
84	\$189.0
85	208.0
86	229.0
87	252.0

IV. DATE 02/25/82

PREPARED BY Vincent Wright

AGENCY Revenue

Original: Legislative Finance

PHONE 465-2173

cc: Budget and Management

Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)

COMMITTEE REPORT

HOUSE

(11)

FURTHER:

3/24/82

Date: _____

Mr. Speaker:

The Committee on FINANCE has had HB 847

"An Act relating to application for permanent fund dividends; and providing for an effective date."

under consideration and ~~(a-majority-of-the-committee)-(the-committee)-~~ reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

COMMITTEE REPORT

3/24

HOUSE

FURTHER: FINANCE

(5)

2/16/82

Date:

3/23/82

Mr. Speaker:

The Committee on STATE AFFAIRS has had HB 847

"An Act relating to application for permanent fund dividends; and providing for an effective date."

under consideration and ~~(a majority of the committee)~~ ~~(the committee)~~ reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Notes
- reports it back without recommendation *Fiscal Notes* *Supp 30*
- referred to the _____ Committee

MEMBERS SIGNING DO PASS

Ray Peltola ch

W. H. ...

...

MEMBERS HAVING OTHER RECOMMENDATIONS:

...

Ray Peltola

CHAIRMAN

12-2581
Lead

Introduced: 2/16/82
Referred: State Affairs and
Finance

1 IN THE HOUSE

BY DUNCAN

2 HOUSE BILL NO. 847

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to application for permanent fund
7 dividends; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 43.23.010(b) is amended to read:

10 (b) For each year, an individual or the estate of an individual is
11 eligible to receive payment of the permanent fund dividends for which
12 the individual [HE] is entitled under this section if the individual
13 [HE]

14 (1) is at least 18 years of age; and

15 (2) is a state resident during all or part of the year for
16 which the permanent fund dividend is paid.

17 * Sec. 2. AS 43.23.020(b) is amended to read:

18 (b) The department may prescribe and furnish an application form
19 for claiming a permanent fund dividend which contains

20 (1) a statement of eligibility and a certification of resi-
21 dency in substantially the following form:

22 I certify that I was a state resident for full months
23 during the year immediately preceding the year in which this
24 claim is filed [AM A STATE RESIDENT ON THE DATE OF THIS
25 APPLICATION] and I have been a state resident for _____ full
26 years and that I understand that my claim for a permanent fund
27 dividend is determined by the length of my residence in the
28 state after January 1, 1959. I also understand that a false
29 claim of residency to obtain a permanent fund dividend is a

1 criminal offense and that if convicted I will forfeit all
2 permanent fund dividends and that I must repay all permanent
3 fund dividends which have been paid to me. I understand that
4 this penalty is in addition to any criminal penalties imposed.
5

6 _____
(signature of individual)

7 [AND]

8 (2) a statement advising the individual that he may choose to
9 receive the payment of a permanent fund dividend in a single payment or
10 in 12 installments payable monthly and a space where the individual may
11 indicate his choice of payment; and

12 (3) a statement advising the individual that a personal
13 representative or an executor may file a claim on behalf of an other-
14 wise qualified person who died during the year immediately preceding
15 the year in which a claim for a permanent fund dividend is filed or
16 who died during the year in which the claim is filed.

17 * Sec. 3. APPLICABILITY. This Act applies retroactively to an executor
18 or personal representative who otherwise could have filed a claim for a
19 permanent fund dividend on behalf of a claimant who was eligible for a
20 permanent fund dividend for calendar years 1979 or 1980 or for both years.

21 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-
22 070(c).
23
24
25
26
27
28
29

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 847 *No 1*
 Title Relating to Application for Permanent Fund Dividends
 Requested by House State Affairs Committee Date 3/15/82

II. FISCAL DETAIL

Agency Affected Revenue
 Program Category Affected General Government
 BRU, Program, Or Subprogram(s) Affected Public and Administrative Services
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

Vital statistics reports 1,631 deaths in 1979 and 1,632 deaths in 1980.
 There is no significant cost associated with HB 847.

IV. DATE 3/15/82 PREPARED BY P. A. Wall
 AGENCY Revenue
 Original: Legislative Finance PHONE 465-2393
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

REC'D MAR 17 1982

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. House Bill 847 *702*
 Title An Act relating to application for permanent fund dividends
 Requested by House State Affairs Date 2/22/82

II. FISCAL DETAIL

Agency Affected Department of Revenue
 Program Category Affected Revenue Collection & Management
 BRU, Program, Or Subprogram(s) Affected Enforcement Division
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	9.8	29.4	31.8			
200 TRAVEL						
300 CONTRACTUAL	.9	3.5	3.8			
400 COMMODITIES	.2	.2	.2			
500 EQUIPMENT	1.8					
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	12.7	33.1	35.8			

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	12.7	33.1	35.8			
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME	1/3mm	1/12mm	1/12mm			
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

This bill assumes that the U. S. Supreme Court will find in favor of the State of Alaska and amends AS 43.23.010(b)-.020(b) to allow a personal representative or an executor to file a claim on behalf of an otherwise qualified person who died either during the year immediately preceding the year in which a claim for a permanent fund dividend is filed or who died during the year in which the claim is filed, and is retroactive for calendar years 1979 and/or 1980.

According to Vital Statistics, the deaths in Alaska for 1979 and 1980 numbered slightly over 1,600 for each year. Assuming that applications made on behalf of decedents will require a copy of the death certificate to be attached for verification purposes, we will need one Eligibility Technician I to support our current program staff.

Expenditures are for 3 months in FY 82 assuming an April 1st date.

IV. DATE March 1, 1982

PREPARED BY Marilla L. Gemmer, Director
 AGENCY Department of Revenue, Enforcement Division

Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

1	POSITION TITLE Eligibility Technician I			RANGE/STEP 12A	JARG. UNIT. G	LOCATION Juneau	GOV.	APPROV.	BIGAPP
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No.	PCN No.	PRIORITY	FORM 12 PAGE/LINE	LEG		
3	TYPE OF EXPENDITURE			AMOUNT		JUSTIFICATION:			
	1	2	3						
4	PERSONAL SERVICES:					To provide a position to verify claims made for deceased individuals.			
4	SALARY	1889 X 12	22,668						
5	BENEFITS	X .1550	3,514						
6	SBS	X .0613	1,390						
7	FIXED BENEFITS		1,800						
8	TOTAL PERSONAL SERVICES	01	29,372						
9	TRAVEL	02							
0	CONTRACTUAL	03	3,500						
1	COMMODITIES	04	200						
2	EQUIPMENT	05	1,800						
3	OTHER								
4	TOTAL COST		34,872						
5	RECEIPT CODE	FUNDING SOURCE							
6		FED RCPTS. 1002							
7		GF MATCH. 1003							
8		GEN. FUND 1004		34,872					
9		I-A RCPTS. 1005							
0		PGM RCPTS 1028							
1		OTHER							
1	CONTINUATION								
2	ADDITION	FOR B&M USE ONLY							
4A	KEY NUMBER	COLUMN NO.							

AGENCY Department of Revenue PROGRAM Revenue Collection & Management

BRU Enforcement Division

13 REQUEST FOR NEW POSITION

COMPONENT _____

Page 1 of 1

REVISED 3/1/82
DATE _____

HB 847 102

FY 83

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 847 *740 3*
 Title An Act relating to application of permanent fund dividends.
 Requested by House State Affairs and Finance Committee Date 02/25/82

II. FISCAL DETAIL

Agency Affected _____
 Program Category Affected _____
 BRJ, Program, Or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS (see narrative below)

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

The estate provision of this bill would in no way alter each year's initial payment by the state.

The total dividend payment for FY 83 would approximate \$469 million which is a cumulative figure incorporating FY 81, FY 82, and FY 83. The legislature has already appropriated for FY 81 and FY 82.

The payments for future years are indicated in the table below.

Fiscal Year	Total Dividend Payment (millions of current dollars)
84	\$189.0
85	208.0
86	229.0
87	252.0

IV. DATE 02/25/82 PREPARED BY Vincent Wright *2/2*
 AGENCY Revenue
 Original: Legislative Finance PHONE 465-2173
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

2002 MAR 17 1982

ALASKA STATE LEGISLATURE

TWELFTH. Legislature SECOND. Session

HOUSE BILL NO. 847.

By DUNCAN.....

"An Act relating to application for permanent fund dividends; and providing for an effective date."

Application/permanent fund div

Introduced in the House 2/16....., 19...82

HISTORY IN THE HOUSE

19 82

2 16

Read first time and referred to Committee on State Affairs and Finance
Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused
Reported correctly engrossed	
Signed by Speaker	
Sent to Senate	

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused
Reported correctly engrossed	
Signed by President	
Returned to House	

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Received from Senate

Concurred in Senate amendment thus adopting:
VOTE

Failed to concur in Senate amendment; asked Senate to recede
VOTE

Senate receded from amendment
VOTE

Senate failed to recede from amendment
VOTE

CC appointed by House

CC appointed by Senate

CC adopted by House
VOTE

CC adopted by Senate
VOTE

To enrolling
Reported correctly enrolled
Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No.

LETTER OF INTENT
HB 848

Dear Mr. Speaker:

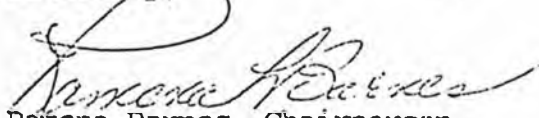
Your Judiciary Committee has under consideration HB 848, "An Act reenacting the law relating to the marital deduction in testamentary transfers; and providing for an effective date."

At the present time there is a potential gap between the Federal Economic Recovery Act of 1981 and the Alaska Statutes. Specifically, Section 403(a) of the Economic Recovery Act allows for an unlimited marital deduction for estate tax purposes. However, AS 13.11.277 provides that wills which refer to the federal marital deduction are construed to mean the maximum deduction allowed by federal law.

Section 403 (e) (3) of the Economic Recovery Act of 1981 provides that the new unlimited marital deduction does not apply to wills executed before September 12, 1981, unless the State enacts a statute referring to the new unlimited marital deduction allowable under Section 403(a) of the Act. This bill will enact such a statute as required by section 403(e) (3) (D) of the Economic Recovery Act of 1981.

Legislative Counsel and the Attorney General's office agree that the enactment of HB 848 will remedy any gap between Federal and State Statutes.

Sincerely,



Rationa Barnes, Chairperson
House Judiciary Committee

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution Number: HB 848

Title: An Act reenacting the law relating to the marital deduction in testamentary transfers; and providing for an effective date.

Requested by: Hayes

Date: April 1, 1982

II. FISCAL DETAIL

Agency Affected: Department of Revenue

Program Category Affected: Revenue Collection and Management

BRU, Program, or Subprogram(s) Affected: Audit Division

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	-	-	-	-	-	-
200 TRAVEL	-	-	-	-	-	-
300 CONTRACTUAL	-	-	-	-	-	-
400 COMMODITIES	-	-	-	-	-	-
500 EQUIPMENT	-	-	-	-	-	-
600 LAND & STRUCTURES	-	-	-	-	-	-
700 GRANTS, CLAIMS, ETC	-	-	-	-	-	-
800 MISCELLANEOUS	-	-	-	-	-	-
TOTAL	-	-	-	-	-	-

FUNDING (Thousands of Dollars)

GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER (Specify Source)	-	-	-	-	-	-

POSITIONS

FULL TIME	-	-	-	-	-	-
PART TIME	-	-	-	-	-	-
TEMPORARY	-	-	-	-	-	-

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

See attached memo to Denna Cline dated April 1, 1982.

IV. DATE: April 1, 1982

PREPARED BY: Robert R. Kessel

AGENCY: Audit Division

PHONE: 465-2320

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Name)

33-001 (Rev. 12/81)

M E M O R A N D U M

TO: Denna Cline
FROM: Robert R. Kessel
Director, Audit Division
DATE: April 1, 1982
RE: HB 848

The State of Alaska collects less than 1/2 million dollars a year from estate taxes. That, in itself, implies a limited fiscal impact.

Secondly, our estate taxes (Chapter 31) are based upon the amount of the credit allowed per the Federal Reserve Code. HB 848 should not impact that credit.

Thirdly, I believe the bill relates only to distribution of property and does not impact taxation.

I have briefly researched Chapter 31 Alaska Estate Taxes and Title 13 Decedents Estates, Guardianships and Trusts. Therefore, this memo is subject to that qualification.

RRK/gb

Introduced: 2/16/82
Referred: Judiciary and
Finance

1 IN THE HOUSE

BY HAYES

2 HOUSE BILL NO. 848

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act reenacting the law relating to the marital
7 deduction in testamentary transfers; and providing for
8 an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 13.11.277 is repealed and reenacted to read:

11 Sec. 13.11.277. MARITAL DEDUCTION. A provision or reference in a
12 testamentary gift relating to the marital deduction provided for in the
13 federal Internal Revenue Code and regulations under it is construed to
14 contemplate the marital deduction allowable under the Internal Revenue
15 Code and regulations on the date of the death of the decedent making the
16 gift.

17 * Sec. 2. This Act is retroactive to January 1, 1982.

18 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
19 070(c).

20

21

22

23

24

25

26

27

28

29

COMMITTEE REPORT
SENATE

5/12/82

FURTHER. None

Date: 5/12/82

Mr. President:

The Committee on FINANCE has had HB 848
reexamining the law relating to the marital deduction in testamentary transfers

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

**MEMBERS SIGNING
DO PASS**

[Signature]
[Signature]

**MEMBERS HAVING
OTHER RECOMMENDATIONS:**

[Signature]

[Signature]
CHAIRMAN
[Signature]

Introduced: 2/16/82
Referred: Judiciary and
Finance

1 IN THE HOUSE

BY HAYES

2 HOUSE BILL NO. 848

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act reenacting the law relating to the marital
7 deduction in testamentary transfers; and providing for
8 an effective date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. AS 13.11.277 is repealed and reenacted to read:

11 Sec. 13.11.277. MARITAL DEDUCTION. A provision or reference in a
12 testamentary gift relating to the marital deduction provided for in the
13 federal Internal Revenue Code and regulations under it is construed to
14 contemplate the marital deduction allowable under the Internal Revenue
15 Code and regulations on the date of the death of the decedent making the
16 gift.

17 * Sec. 2. This Act is retroactive to January 1, 1982.

18 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
19 070(c).

20

21

22

23

24

25

26

27

28

29

LETTER OF INTENT
HB 848

Dear Mr. Speaker:

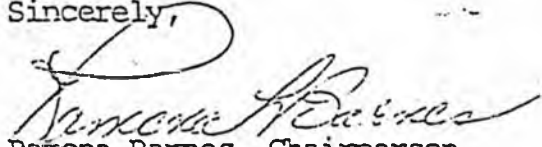
Your Judiciary Committee has under consideration HB 848, "An Act reenacting the law relating to the marital deduction in testamentary transfers; and providing for an effective date."

At the present time there is a potential gap between the Federal Economic Recovery Act of 1981 and the Alaska Statutes. Specifically, Section 403(a) of the Economic Recovery Act allows for an unlimited marital deduction for estate tax purposes. However, AS 13.11.277 provides that wills which refer to the federal marital deduction are construed to mean the maximum deduction allowed by federal law.

Section 403 (e) (3) of the Economic Recovery Act of 1981 provides that the new unlimited marital deduction does not apply to wills executed before September 12, 1981, unless the State enacts a statute referring to the new unlimited marital deduction allowable under Section 403(a) of the Act. This bill will enact such a statute as required by section 403(e) (3) (D) of the Economic Recovery Act of 1981.

Legislative Counsel and the Attorney General's office agree that the enactment of HB 848 will remedy any gap between Federal and State Statutes.

Sincerely,


Ramona Barnes, Chairperson
House Judiciary Committee

FISCAL NOTE

I. REQUEST

Bill/Resolution Number: HB 848 .

Title: An Act reenacting the law relating to the marital deduction in testamentary transfers; and providing for an effective date.

Requested by: Hayes

Date: April 1, 1982

II. FISCAL DETAIL

Agency Affected: Department of Revenue

Program Category Affected: Revenue Collection and Management

BRU, Program, or Subprogram(s) Affected: Audit Division

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	-	-	-	-	-	-
200 TRAVEL	-	-	-	-	-	-
300 CONTRACTUAL	-	-	-	-	-	-
400 COMMODITIES	-	-	-	-	-	-
500 EQUIPMENT	-	-	-	-	-	-
600 LAND & STRUCTURES	-	-	-	-	-	-
700 GRANTS, CLAIMS, ETC	-	-	-	-	-	-
800 MISCELLANEOUS	-	-	-	-	-	-
TOTAL	-	-	-	-	-	-

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	-	-	-	-	-	-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER (Specify Source)	-	-	-	-	-	-

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME	-	-	-	-	-	-
PART TIME	-	-	-	-	-	-
TEMPORARY	-	-	-	-	-	-

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

See attached memo to Denna Cline dated April 1, 1982.

IV. DATE: April 1, 1982

PREPARED BY: Robert R. Kessel

AGENCY: Audit Division

PHONE: 465-2320

Original: Legislative Finance

Budget and Management

Prime Sponsor (First Legislative Year)

33-001 Re 1-12-82

M E M O R A N D U M

TO: Denna Cline
FROM: Robert R. Kessel
Director, Audit Division
DATE: April 1, 1982
RE: HB 848

The State of Alaska collects less than 1/2 million dollars a year from estate taxes. That, in itself, implies a limited fiscal impact.

Secondly, our estate taxes (Chapter 31) are based upon the amount of the credit allowed per the Federal Reserve Code. HB 848 should not impact that credit.

Thirdly, I believe the bill relates only to distribution of property and does not impact taxation.

I have briefly researched Chapter 31 Alaska Estate Taxes and Title 13 Decedents Estates, Guardianships and Trusts. Therefore, this memo is subject to that qualification.

RRK/gb

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HB 853
 Title An Act relating to permanent fund dividends
 Requested by _____ Date _____

II. FISCAL DETAIL
 Agency Affected Department of Revenue
 Program Category Affected Revenue Collection & Management
 BRU, Program, Or Subprogram(s) Affected Enforcement Division
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	0	0	0	0	0	0
200 TRAVEL	0	0	0	0	0	0
300 CONTRACTUAL	0	0	0	0	0	0
400 COMMODITIES	0	0	0	0	0	0
500 EQUIPMENT	0	0	0	0	0	0
600 LAND & STRUCTURES	0	0	0	0	0	0
700 GRANTS, CLAIMS, ETC.	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

FUNDING (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER (Specify Source)	0	0	0	0	0	0

POSITIONS

FULL TIME	0	0	0	0	0	0
PART TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

IV. DATE April 4, 1982 PREPARED BY House Finance Committee
 AGENCY _____
 Original: Legislative Finance PHONE 465-3757
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 853
 Title Relating to Permanent Fund Dividends
 Requested by House State Affairs Committee Date 3/16/82

II. FISCAL DETAIL

Agency Affected _____ Revenue _____
 Program Category Affected _____ General Government _____
 BRU, Program, Or Subprogram(s) Affected Administrative Services/Public Services
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

HB 853 allows application for and payment of Permanent Fund Dividends to be made in any year. The September 1 application deadline for the preceding year is set aside. Additional, duplicate and amended applications will result. However, the increase in administrative cost will be presented in the budget after the first year.

IV. DATE 3/16/82 PREPARED BY *P. A. Wall*
 AGENCY Revenue
 Original: Legislative Finance PHONE 465-2302
 cc: Budget and Management
Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

Introduced: 2/16/82
Referred: State Affairs and
Finance

BY HAYES, ADAMS, BETTISWORTH,
FANNING AND RANDOLPH

1 IN THE HOUSE

2 HOUSE BILL NO. 853

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to permanent fund dividends; and
7 providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 43.23.010 is amended by adding a new subsection to read:

10 (g) An eligible individual may receive payment of permanent fund
11 dividends for any year if he applies to the department on a form pre-
12 scribed by the department. Failure to apply within the time limit
13 established under AS.43.23.060 does not affect entitlement to the divi-
14 dend, but, if an application is made after the time limit has expired
15 for a year, payment of the dividend need not be made until payment is
16 made of single-payment dividends for the following year.

17 * Sec. 2. Section 3, ch. 21, SLA 1980, is amended to read:

18 Sec. 3. For 1979 the value of a permanent fund dividend is \$50.
19 The payment of permanent fund dividends for 1979 shall be made from an
20 appropriation from the general fund to the dividend fund for that pur-
21 pose. The amount appropriated from the general fund to pay permanent
22 fund dividends for 1979 less 50 percent of the income of the Alaska
23 permanent fund earned during the fiscal year ending June 30, 1978, is a
24 loan to the dividend fund from the general fund which shall be repaid as
25 provided in AS 43.23.050(c) enacted by sec. 2 of this Act. The Depart-
26 ment of Revenue shall by July 1, 1980, prescribe and make available an
27 application form for claiming permanent fund dividends for 1979. The
28 Department of Revenue shall mail the form to each individual who, before
29 July 1, 1980, filed a resident or part-year resident Alaska net income

1 tax return for the 1979 tax year under AS 43.20. An eligible individual
2 may receive payment of permanent fund dividends for 1979 if he applies
3 to the Department of Revenue on the form prescribed by the department
4 [NO LATER THAN SEPTEMBER 1, 1980]. The application must be accompanied
5 by a statement of eligibility as required by AS 43.23.020 enacted in
6 sec. 2 of this Act.

7 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
8 070(c).

Introduced: 2/16/82
Referred: State Affairs and
Finance

BY HAYES, ADAMS, BETTISWORTH,
FANNING AND RANDOLPH

1 IN THE HOUSE

2 HOUSE BILL NO. 853

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to permanent fund dividends; and
7 providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 43.23.010 is amended by adding a new subsection to read:

10 (g) An eligible individual may receive payment of permanent fund
11 dividends for any year if he applies to the department on a form pre-
12 scribed by the department. Failure to apply within the time limit
13 established under AS.43.23.060 does not affect entitlement to the divi-
14 dend, but, if an application is made after the time limit has expired
15 for a year, payment of the dividend need not be made until payment is
16 made of single-payment dividends for the following year.

17 * Sec. 2. Section 3, ch. 21, SLA 1980, is amended to read:

18 Sec. 3. For 1979 the value of a permanent fund dividend is \$50.
19 The payment of permanent fund dividends for 1979 shall be made from an
20 appropriation from the general fund to the dividend fund for that pur-
21 pose. The amount appropriated from the general fund to pay permanent
22 fund dividends for 1979 less 50 percent of the income of the Alaska
23 permanent fund earned during the fiscal year ending June 30, 1978, is a
24 loan to the dividend fund from the general fund which shall be repaid as
25 provided in AS 43.23.050(c) enacted by sec. 2 of this Act. The Depart-
26 ment of Revenue shall by July 1, 1980, prescribe and make available an
27 application form for claiming permanent fund dividends for 1979. The
28 Department of Revenue shall mail the form to each individual who, before
29 July 1, 1980, filed a resident or part-year resident Alaska net income

1 tax return for the 1979 tax year under AS 43.20. An eligible individual
2 may receive payment of permanent fund dividends for 1979 if he applies
3 to the Department of Revenue on the form prescribed by the department
4 [NO LATER THAN SEPTEMBER 1, 1980]. The application must be accompanied
5 by a statement of eligibility as required by AS 43.23.020 enacted in
6 sec. 2 of this Act.

7 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-
8 070(c).

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 853
 Title An Act relating to permanent fund dividends
 Requested by House State Affairs Date 2/26/82

II. FISCAL DETAIL

Agency Affected Department of Revenue
 Program Category Affected Revenue Collection & Management
 BRU, Program, Or Subprogram(s) Affected Enforcement Division
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	7.9	31.1	33.6	36.3	39.2	41.4
200 TRAVEL						
300 CONTRACTUAL	.8	3.2	3.5	3.8	4.1	4.5
400 COMMODITIES	.1	.2	.2	.2	.3	.3
500 EQUIPMENT	1.8					
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	10.6	34.5	37.3	40.3	43.6	46.2

FUNDING (Thousands of Dollars)

	10.6	34.5	37.3	40.3	43.6	46.2
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	1/3mm	1/12mm	1/12mm	1/12mm	1/12mm	1/12mm
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

Sec. J. of HB 853 amends AS 43.23.010 by adding a new subsection which allows for the filing of applications for permanent fund dividends for any year at any time.

Conceivably, this amendment will give rise to an increased number of amended and duplicate application. To verify these additional applications before processing the dividend payment, we will require one Eligibility Technician II to support a current PFD staff employee in Juneau.

Expenditures are for 3 months of FY 82 assuming an April 1st date.

Equipment is for new position.

IV. DATE March 1, 1982

PREPARED BY Marilla L. Gemmer, Director
 AGENCY Department of Revenue - Enforcement Division

Original: Legislative Finance PHONE 465-2366

cc: Budget and Management
Prime Sponsor (First Legislator Named)

11-353

1	POSITION TITLE Eligibility Technician II			RANGE/STEP 13A	BARG. UNIT. G	LOCATION Juneau	GOV.	APPROV.	DISAPP.
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No.	PCN No.	PRIORITY	FORM 12 PAGE/LINE	LEG		
3	TYPE OF EXPENDITURE			AMOUNT		JUSTIFICATION: This will provide an additional position to verify the anticipated increase of amended and duplicate applications for Permanent Fund Dividend payments.			
	1	2	3						
4	PERSONAL SERVICES: SALARY 2,010 X 12		24,120						
5	BENEFITS 24,120 X .1550		3,739						
6	SBS X .0613		1,479						
7	FIXED BENEFITS		1,800						
8	TOTAL PERSONAL SERVICES 01		31,138						
9	TRAVEL 02								
10	CONTRACTUAL 03		3,200						
11	COMMODITIES 04		200						
12	EQUIPMENT 05		1,800						
13	OTHER								
14	TOTAL COST		36,338						
	RECEIPT CODE	FUNDING SOURCE							
15		FED RCPTS. 1002							
16		GF MATCH. 1003							
17		GEN. FUND 1004		36,338					
18		I-A RCPTS. 1005							
19		PGM RCPTS 1028							
20		OTHER							
21	CONTINUATION								
22	ADDITION			FOR B&M USE ONLY					
4A KEY NUMBER		COLUMN NO.							

AGENCY Department of Revenue PROGRAM Revenue Enforcement & Management

BRU Enforcement Division

13 REQUEST FOR NEW POSITION.

COMPONENT _____

FY 83



THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB No. 853
 Title An Act relating to Permanent Fund Dividends
 Requested by House State Affairs and Finance Committee Date 02/23/82

II. FISCAL DETAIL

Agency Affected _____
 Program Category Affected _____
 BRU, Program, Or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

If upheld by the Court, the dividend payment in FY 83 would approximate \$469 million which is the cumulative effect for FY 81, FY 82, and FY 83. The legislature has already appropriated for the years FY 81 and FY 82. The projected dividends in future years are indicated in the table below.

Fiscal Year	Total Dividend Payment (millions of current dollars)
84	\$189.0
85	208.0
86	229.0
87	252.0

IV. DATE 02/23/82 PREPARED BY Vincent Wright
 AGENCY Department of Revenue
 Original: Legislative Finance PHONE 465-2173
 cc: Budget and Management
Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

13080

I. REQUEST

Bill/Resolution No. HB 853
 Title Relating to Permanent Fund Dividends
 Requested by House State Affairs Committee Date 3/16/82

II. FISCAL DETAIL

Agency Affected _____ Revenue _____
 Program Category Affected _____ General Government _____
 BRU, Program, Or Subprogram(s) Affected Administrative Services/Public Services
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

HB 853 allows application for and payment of Permanent Fund Dividends to be made in any year. The September 1 application deadline for the preceding year is set aside. Additionally, duplicate and amended applications will result. However, the increase in administrative cost will be presented in the budget after the first year.

IV. DATE 3/16/82 PREPARED BY *P. A. Wall*
 AGENCY Revenue
 Original: Legislative Finance PHONE 465-2393
 cc: Budget and Management
Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

HB 853

I. REQUEST
 Bill/Resolution No. HB 853
 Title An Act relating to permanent fund dividends
 Requested by House State Affairs Date 2/26/82

II. FISCAL DETAIL
 Agency Affected Department of Revenue
 Program Category Affected Revenue Collection & Management
 BRU, Program, Or Subprogram(s) Affected Enforcement Division
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	7.9	31.1	33.6	36.3	39.2	41.4
200 TRAVEL						
300 CONTRACTUAL	.8	3.2	3.5	3.8	4.1	4.5
400 COMMODITIES	.1	.2	.2	.2	.3	.3
500 EQUIPMENT	1.8					
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	10.6	34.5	37.3	40.3	43.6	46.2

FUNDING (Thousands of Dollars)

GENERAL FUND	10.6	34.5	37.3	40.3	43.6	46.2
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME	1/3mm	1/12mm	1/12mm	1/12mm	1/12mm	1/12mm
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

Sec. 1 of HB 853 amends AS 43.23.010 by adding a new subsection which allows for the filing of applications for permanent fund dividends for any year at any time.

Conceivably, this amendment will give rise to an increased number of amended and duplicate application. To verify these additional applications before processing the dividend payment, we will require one Eligibility Technician II to support a current PFD staff employee in Juneau.

Expenditures are for 3 months of FY 82 assuming an April 1st date.

Equipment is for new position.

IV. DATE March 1, 1982 PREPARED BY Marilla L. Gemmer, Director
 AGENCY Department of Revenue - Enforcement Division
 Original: Legislative Finance PHONE 465-2366
 cc: Budget and Management
Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

1	POSITION TITLE Eligibility Technician II			RANGE/STEP 13A	BARG. UNIT. G	LOCATION Juneau	GOV.	APPROV.	BIBAPP.
2	TYPE OF POSITION PFT	STAFF MONTHS 12	RP No.	PCN No.	PRIORITY	FORM 12 PAGE/LINE	LEG.		

3	TYPE OF EXPENDITURE		AMOUNT
	1	2	3
4	PERSONAL SERVICES:		
	SALARY 2,010 X 12		24,120
5	BENEFITS 24,120 X .1550		3,739
6	SBS X .0613		1,479
7	FIXED BENEFITS		1,800
8	TOTAL PERSONAL SERVICES 01		31,138
9	TRAVEL 02		
10	CONTRACTUAL 03		3,200
11	COMMODITIES 04		200
12	EQUIPMENT 05		1,800
13	OTHER		
14	TOTAL COST		36,338

JUSTIFICATION:

This will provide an additional position to verify the anticipated increase of amended and duplicate applications for Permanent Fund Dividend payments.

	RECEIPT CODE	FUNDING SOURCE	
15		FED RCPTS. 1002	
16		GF MATCH. 1003	
17		GEN. FUND 1004	36,338
18		I-A RCPTS. 1005	
19		PGM RCPTS 1028	
20		OTHER	

21 CONTINUATION
22 ADDITION

FOR B&M USE ONLY

4A KEY NUMBER _____ COLUMN NO. _____

AGENCY Department of Revenue PROGRAM Revenue Enforcement & Management

BRU Enforcement Division

13 REQUEST FOR NEW POSITION.

COMPONENT _____

Page 1 of 1 REVISED DATE 3/1/82 HB 853

FY 83

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

HB 853

I. REQUEST

Bill/Resolution No. HB No. 853
 Title An Act relating to Permanent Fund Dividends
 Requested by House State Affairs and Finance Committee Date 02/23/82

II. FISCAL DETAIL

Agency Affected _____
 Program Category Affected _____
 BRU, Program, Or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

If upheld by the Court, the dividend payment in FY 83 would approximate \$469 million which is the cumulative effect for FY 81, FY 82, and FY 83. The legislature has already appropriated for the years FY 81 and FY 82. The projected dividends in future years are indicated in the table below.

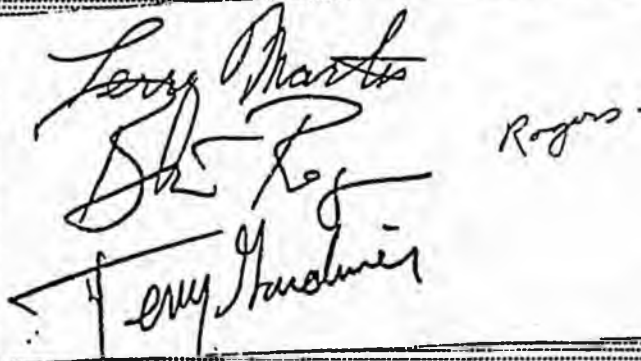
Fiscal Year	Total Dividend Payment (millions of current dollars)
84	\$189.0
85	208.0
86	229.0
87	252.0

IV. DATE 02/23/82 PREPARED BY Vincent Wright
 AGENCY Department of Revenue
 Original: Legislative Finance PHONE 465-2173
 cc: Budget and Management
Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

LEGISLATIVE INTENT

HB 862 An Act making the repeal of AS 39.35.545 retro-
active to July 1, 1968; and providing for an
effective date.

IT IS THE INTENT of this Act to make whole individuals
denied earned benefits in PERS during the period of July 1,
1968 to 1967. The specific, and only, group intended to be
covered are those individuals who have been forced to choose
between accepting their own earned benefit(s) or those
benefit(s) which they would receive on behalf of another
individual because of dependency or survivorship. It is not
the intent of this legislation to allow individuals to
pyramid individually accrued benefits.



REPRESENTATIVE DICK RANDOLPH

APRIL 2, 1982

HB 862 - INFORMATION

HB 862 WAS INTRODUCED TO CORRECT INJUSTICE DONE TO A SMALL NUMBER OF RETIREES FROM THE PUBLIC EMPLOYEES RETIREMENT SYSTEM.

CHAPTER 235 SLA 1958 ENACTED AS 30.35.545 WHICH PROVIDED THAT IF PAYMENTS UNDER THE RETIREMENT SYSTEM ARE DUE AN EMPLOYEE, HIS SPOUSE OR A BENEFICIARY UNDER MORE THAN ONE PROVISION OF THE SYSTEM, THEN THE EMPLOYEE, SPOUSE, OR BENEFICIARY MUST MAKE A CHOICE AS TO WHICH BENEFIT TO RECEIVE. WHAT THIS MEANT WAS THAT IF A HUSBAND AND WIFE BOTH WORKED FOR THE STATE, AND IF ONE OF THEM DIED, THEN WHEN THE SURVIVING SPOUSE BEGAN RECEIVING RETIREMENT BENEFITS FROM THEIR OWN EMPLOYMENT, A CHOICE WOULD HAVE TO BE MADE WHETHER TO TAKE SURVIVOR BENEFITS OR RETIREMENT BENEFITS.

THE INHERENT UNFAIRNESS IN THIS DISCRIMINATION AGAINST MARRIED RETIREES CAUSED AS 39.35.545 TO BE REPEALED IN 1976, BUT ONLY WITH PROSPECTIVE APPLICATION. UNFORTUNATELY, THERE WERE SEVERAL EMPLOYEES WHO WERE UNFAIRLY DISCRIMINATED AGAINST WHILE AS 39.35.545 WAS IN EFFECT AND WHO HAVE BEEN DENIED THEIR BENEFITS OVER THE YEARS.

THIS MATTER WAS BROUGHT TO MY ATTENTION BY A RETIRED STATE EMPLOYEE WHOSE HUSBAND HAD DIED JUST PRIOR TO REPEAL OF AS 39.35.545. SHE WAS FORCED TO MAKE A CHOICE BETWEEN SURVIVOR BENEFITS OR HER OWN RETIREMENT. RETIREMENT AT THAT TIME WAS NOT NEARLY AS SUBSTANTIAL AS IT IS NOW, AND INFLATION HAS DETERIORATED THE VALUE OVER TIME. SINCE BOTH HAD CONTRIBUTED TO THE RETIREMENT SYSTEM, PROVISIONS REQUIRING A CHOICE ARE CLEARLY UNFAIR. IN FACT, APEA LEGAL COUNSEL AND OTHER LEGAL OPINION INDICATE THAT THOSE EMPLOYEES WHO WERE DISCRIMINATED AGAINST BY AS 39.35.545 WOULD BE SUCCESSFUL IN CHALLENGING ITS CONSTITUTIONALITY ON A DUE PROCESS AND EQUAL PROTECTION THEORY. SUCH A LEGAL CHALLENGE WOULD TAKE CONSIDERABLE TIME AND EXPENSE, HOWEVER, AND RETROACTIVE REPEAL OF THE STATUTE WOULD BE A MUCH PREFERRED COURSE OF ACTION.

COMMITTEE REPORT

HOUSE

FURTHER:

(11)

3/26/82

Date: 4-3-82

Mr. Speaker:

The Committee on FINANCE has had HB 862

"An Act making the repeal of AS 39.35.545 retroactive to July 1, 1968; and providing for an effective date."

under consideration and ~~(a majority of the committee)~~ ~~(the committee)~~ reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
- new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Small but good - good bill!

Stark

Adams

Montgomery

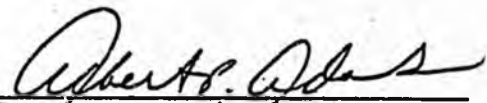
Adams

CHAIRMAN

HOUSE JOURNAL

HOUSE FINANCE COMMITTEE
LETTER OF INTENT
FOR
HB 862

It is the intent of this Act to make whole individuals denied earned benefits in PERS during the period of July 1, 1968-1967. The specific, and only, group intended to be covered are those individuals who have been forced to choose between accepting their own earned benefit(s) or those benefit (s) which they would receive on behalf of another individual because of dependency or survivorship. It is not the intent of this legislation to allow individuals to pyramid individually accrued benefits.



Representative Al Adams
Chairman, House Finance
Committee

Introduced: 2/16/82
Referred: Labor & Commerce and
Finance

1 IN THE HOUSE

BY RANDOLPH

2 HOUSE BILL NO. 862

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making the repeal of AS 39.35.545 retroactive
7 to July 1, 1968; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. The repeal of AS 39.35.545 in sec. 6, ch. 81, SLA 1976 is
10 retroactive to July 1, 1968.

11 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
12 070(c).

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

Introduced: 2/16/82
Referred: Labor & Commerce and
Finance

1 IN THE HOUSE

BY RANDOLPH

2 HOUSE BILL NO. 862

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making the repeal of AS 39.35.545 retroactive
7 to July 1, 1968; and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. The repeal of AS 39.35.545 in sec. 6, ch. 81, SLA 1976 is
10 retroactive to July 1, 1968.

11 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
12 070(c).

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

MAR 26 1982

I. REQUEST
 Bill/Resolution No. HB862
 Title An Act Making the Repeal of AS 39.35.545 Retroactive to July 1, 1968
 Requested by _____ Date _____

II. FISCAL DETAIL
 Agency Affected Administration - Division of Retirement & Benefits
 Program Category Affected Centralized Administrative Services
 BRU, Program, or Subprogram(s) Affected Retirement & Benefits
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
100 RETIREMENT BENEFITS		44.0	44.0	44.0	44.0	44.0
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		44.0	44.0	44.0	44.0	44.0

FUNDING (Thousands of Dollars)

GENERAL FUND		36.0	36.0	36.0	36.0	36.0
FEDERAL FUNDS		2.0	2.0	2.0	2.0	2.0
VETERAN'S FUND		.1	.1	.1	.1	.1
FISH & GAME FUND		.3	.3	.3	.3	.3
HIGHWAY FUND		.6	.6	.6	.6	.6
AIRPORT FUND		1.3	1.3	1.3	1.3	1.3
CAPITAL FUND		3.7	3.7	3.7	3.7	3.7
PERS						

POSITIONS NONE

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

1. It is estimated that 10 people will qualify under this bill.
2. The total present value for retroactive and future benefit payments is estimated to be \$510,000; or \$44,000 per year, amortized over 25 years.

Paul B. Arnoldt

IV. DATE March 26, 1982 PREPARED BY Paul B. Arnoldt
 AGENCY Division of Retirement & Benefits
 PHONE 465-4460
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) Representative Randloph
 Office of the Governor (Keith Specking)

COMMITTEE REPORT

HOUSE

(11)

FURTHER:

3/29/82

Date: 4/7/82

Mr. Speaker:

The Committee on FINANCE has had HB 366

"An Act establishing a special investment tax credit; and providing for an effective date."

under consideration and (a-majority-of-the-committee)-(the-committee)-- reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" ~~new~~ Fiscal Note
- reports it back without ^{individual} recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

Robert B. Giddens

W. K. ...

...

...

...

...

...

...

...

MEMBERS HAVING
OTHER RECOMMENDATIONS:

...

...

...

...

...

Robert B. Giddens
CHAIRMAN

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

HB 866

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HB 866
 Title An Act establishing a special investment tax credit
 Requested by Hayes Date February 24, 1982

II. FISCAL DETAIL
 Agency Affected Department of Revenue
 Program Category Affected Revenue Collection and Management
 BRU, Program, Or Subprogram(s) Affected Audit Division
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars) None

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars) None

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS None

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

See memo to R. D. Stevenson dated February 24, 1982.

IV. DATE February 24, 1982 PREPARED BY Robert R. Kessel
 AGENCY Audit Division
 Original: Legislative Finance PHONE 465-2320
 cc: Budget and Management
Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

Robert R. Kessel

MEMORANDUM

State of Alaska

Department of Revenue

TO: R. D. Stevenson
Special Assistant

DATE: February 24, 1982

FILE NO:

TELEPHONE NO:

FROM: Robert R. Kessel *AK*
Director, Audit Division

SUBJECT: HB 866

The bill would substantially expand the Investment Tax Credit for certain corporations. However, the bill falls short of its intended purpose to promote the development of farming, fishing, timber and mining and, in addition, is potentially very expensive.

There are many more qualified farmers than there is farmland available. The additional investment tax credit would give the existing farmers additional tax benefits but would do little to expand ownership to a new influx of farmers.

Most timber related companies already have more tax credits and carry-over losses than they can utilize. It is markets, not tax credits, that are needed.

For fisheries, all except bottom fishing appears overly crowded. That fact is witnessed by the limited entry system controlling the harvest of fishery resources. Tax credits would not expand the market nor provide higher prices.

Mining, in general, is a highly capital intensive industry. The expanded investment tax credit would serve the purpose of providing almost permanent assurance that no tax would be due because of the fifteen year carry-over provision available for the investment tax credit.

Finally, the expanded credit could be very costly particularly in one instance. If U. S. Borax develops its Ketchikan Molybdenum mine to the extent publicly indicated, the investment tax credit to that corporation would be \$100,000,000 (based on investment cost of \$1 billion). With the fifteen year carry-over provision for the investment tax credit, the investment tax credit of \$100,000,000 could equate to the following revenue loss to Alaska:

Investment Credit applied against tax
liability - per current law

\$1,000,000,000	
x 10% Investment Credit amount	
x 18% currently allowed for Alaska corporations	\$ 18,000,000

Investment Credit applied against tax
liability per this bill

\$1,000,000,000	
x 10%	<u>100,000,000</u>

Net Loss in revenue	<u>\$ 82,000,000</u>
---------------------	----------------------

RRK/gb

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 866
 Title An Act establishing a special investment tax credit.
 Requested by House Labor & Commerce Date 03/09/82
and Finance Committees

II. FISCAL DETAIL

Agency Affected Department of Revenue
 Program Category Affected _____
 BRU, Program, Or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING ^{Millions} ~~(Thousands)~~ of Dollars

	(2.5)	(11.5)	(13.0)			
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

If it is assumed that the investment tax credit cannot exceed net income tax payable, then the maximum possible loss in revenue to the state would approximate 33 percent of the Department's revenue projections. The amounts would approximate \$2.5 million in FY 82, \$11.5 million in FY 83, and \$13 million in FY 84. The FY 82 figure incorporates the retroactive provision of the proposed tax legislation which applies to only part of that year.

IV. DATE 03/08/82 PREPARED BY Vince Wright *VW*

AGENCY Department of Revenue

Original: Legislative Finance PHONE 465-2173

cc: Budget and Management

Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)

Introduced: 2/16/82
Referred: Labor & Commerce
and Finance

1 IN THE HOUSE

BY HAYES

2 HOUSE BILL NO. 866

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing a special investment tax credit;
7 and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. LEGISLATIVE FINDINGS AND INTENT. The legislature finds and
10 declares that the establishment of a special investment tax credit will
11 promote the development of farming, fishing, timber, and mining of mines,
12 wells, and other natural deposits (other than oil and gas) in the state and
13 will assist the state by diversifying its economy to make it less dependent
14 on oil and gas, provide increased employment opportunities, and provide an
15 incentive for investment in the state.

16 * Sec. 2. AS 43.20.036 is amended by adding a new subsection to read:

17 (j) For purposes of calculating income tax payable under this
18 chapter the taxpayer may apply as a credit against his tax liability 100
19 percent of the investment credit allowed as to federal taxes under
20 Internal Revenue Code sec. 38 (26 U.S.C. 38) upon the full amount of
21 qualified investment put into use in the state for each taxable year for
22 any of the following purposes:

23 (1) exploration, development, or mining of the natural
24 deposits listed in sec. 613(b) of the Internal Revenue Code (26 U.S.C.
25 613(b)); for the purposes of this paragraph, "mining" has the meaning
26 given in sec. 613(c)(2) of the Internal Revenue Code (26 U.S.C. 613(c)-
27 (2));

28 (2) farming or the clearing of land for the purpose of making
29 the land suitable for use in farming, or soil or water conservation for

1 land used in farming, or for the prevention of erosion of land used in
2 farming; for the purposes of this paragraph

3 (A) "farming" has the meaning given in sec. 464(e) of
4 the Internal Revenue Code (26 U.S.C. 464(e));

5 (B) "clearing of land" and "land suitable for use in
6 farming" has the meaning given in sec. 182(c) of the Internal
7 Revenue Code (26 U.S.C. 182(c)); and

8 (C) "soil or water conservation for land used in farm-
9 ing" and "prevention of erosion of land used in farming" have the
10 eanings given in sec. 175(c) of the Internal Revenue Code (26
11 U.S.C. 175)(c));

12 (3) fishing; or

13 (4) planting, including preparation of the timber site for
14 planting or for natural seeding, cultivation, maintenance, management,
15 development, cutting or harvesting of timber; for the purposes of this
16 paragraph "timber" has the same meaning as "timber" in sec. 611 of the
17 Internal Revenue Code (26 U.S.C. 611).

18 * Sec. 3. This Act is retroactive to January 1, 1982, and applies to tax
19 years beginning after December 31, 1981.

20 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-
21 070(c).

A M E N D M E N T

OFFERED IN THE HOUSE:

By: Cuddy

To: _____ HOUSE BILL No. 866

SENATE BILL No. _____

PAGE: 2

LINE: 18

Add a new Section 3:

Sec. 3. The investment tax credit allowed under section 2 of this Act may be claimed only the taxpaying entity actually conducting the qualifying activity, and is not transferable.

Renumber following sections accordingly.

Not accepted

Introduced: 2/16/82
Referred: Labor & Commerce
and Finance

1 IN THE HOUSE

BY HAYES

2 HOUSE BILL NO. 866

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing a special investment tax credit;
7 and providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. LEGISLATIVE FINDINGS AND INTENT. The legislature finds and
10 declares that the establishment of a special investment tax credit will
11 promote the development of farming, fishing, timber, and mining of mines,
12 wells, and other natural deposits (other than oil and gas) in the state and
13 will assist the state by diversifying its economy to make it less dependent
14 on oil and gas, provide increased employment opportunities, and provide an
15 incentive for investment in the state.

16 * Sec. 2. AS 43.20.036 is amended by adding a new subsection to read:

17 (j) For purposes of calculating income tax payable under this
18 chapter the taxpayer may apply as a credit against his tax liability 100
19 percent of the investment credit allowed as to federal taxes under
20 Internal Revenue Code sec. 38 (26 U.S.C. 38) upon the full amount of
21 qualified investment put into use in the state for each taxable year for
22 any of the following purposes:

23 (1) exploration, development, or mining of the natural
24 deposits listed in sec. 613(b) of the Internal Revenue Code (26 U.S.C.
25 613(b)); for the purposes of this paragraph, "mining" has the meaning
26 given in sec. 613(c)(2) of the Internal Revenue Code (26 U.S.C. 613(c)-
27 (2));

28 (2) farming or the clearing of land for the purpose of making
29 the land suitable for use in farming, or soil or water conservation for

1 land used in farming, or for the prevention of erosion of land used in
2 farming; for the purposes of this paragraph

3 (A) "farming" has the meaning given in sec. 464(e) of
4 the Internal Revenue Code (26 U.S.C. 464(e));

5 (B) "clearing of land" and "land suitable for use in
6 farming" has the meaning given in sec. 182(c) of the Internal
7 Revenue Code (26 U.S.C. 182(c)); and

8 (C) "soil or water conservation for land used in farm-
9 ing" and "prevention of erosion of land used in farming" have the
10 meanings given in sec. 175(c) of the Internal Revenue Code (26
11 U.S.C. 175)(c));

12 (3) fishing; or

13 (4) planting, including preparation of the timber site for
14 planting or for natural seeding, cultivation, maintenance, management,
15 development, cutting or harvesting of timber; for the purposes of this
16 paragraph "timber" has the same meaning as "timber" in sec. 611 of the
17 Internal Revenue Code (26 U.S.C. 611).

18 * Sec. 3. This Act is retroactive to January 1, 1982, and applies to tax
19 years beginning after December 31, 1981.

20 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-
21 070(c).

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

HB 866

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HB 866
 Title An Act establishing a special investment tax credit
 requested by Hayes Date February 24, 1982

II. FISCAL DETAIL
 Agency Affected Department of Revenue
 Program Category Affected Revenue Collection and Management
 BRU, Program, Or Subprogram(s) Affected Audit Division
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars) None

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars) None

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS None

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

See memo to R. D. Stevenson dated February 24, 1982.

IV. DATE February 24, 1982 PREPARED BY Robert R. Kessel
 AGENCY Audit Division
 Original: Legislative Finance PHONE 465-2320
 cc: Budget and Management
Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

Robert R. Kessel

MEMORANDUM

State of Alaska

Department of Revenue

TO: R. D. Stevenson
Special Assistant

DATE: February 24, 1982

FILE NO:

TELEPHONE NO:

FROM: Robert R. Kessel *AK*
Director, Audit Division

SUBJECT: HB 866

The bill would substantially expand the Investment Tax Credit for certain corporations. However, the bill falls short of its intended purpose to promote the development of farming, fishing, timber and mining and, in addition, is potentially very expensive.

There are many more qualified farmers than there is farmland available. The additional investment tax credit would give the existing farmers additional tax benefits but would do little to expand ownership to a new influx of farmers.

Most timber related companies already have more tax credits and carry-over losses than they can utilize. It is markets, not tax credits, that are needed.

For fisheries, all except bottom fishing appears overly crowded. That fact is witnessed by the limited entry system controlling the harvest of fishery resources. Tax credits would not expand the market nor provide higher prices.

Mining, in general, is a highly capital intensive industry. The expanded investment tax credit would serve the purpose of providing almost permanent assurance that no tax would be due because of the fifteen year carry-over provision available for the investment tax credit.

Finally, the expanded credit could be very costly particularly in one instance. If U. S. Borax develops its Ketchikan Molybdenum mine to the extent publicly indicated, the investment tax credit to that corporation would be \$100,000,000 (based on investment cost of \$1 billion). With the fifteen year carry-over provision for the investment tax credit, the investment tax credit of \$100,000,000 could equate to the following revenue loss to Alaska:

Investment Credit applied against tax
liability - per current law

\$1,000,000,000	
x 10% Investment Credit amount	
x 18% currently allowed for Alaska corporations	\$ 18,000,000

Investment Credit applied against tax
liability per this bill

\$1,000,000,000	
x 10%	<u>100,000,000</u>

Net Loss in revenue	<u>\$ 82,000,000</u>
---------------------	----------------------

RRK/gb

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 866
 Title An Act establishing a special investment tax credit.
 Requested by House Labor & Commerce Date 03/09/82
and Finance Committees

II. FISCAL DETAIL

Agency Affected Department of Revenue
 Program Category Affected _____
 BRU, Program, Or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING ^{Millions} (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	(2.5)	(11.5)	(13.0)			
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

If it is assumed that the investment tax credit cannot exceed net income tax payable, then the maximum possible loss in revenue to the state would approximate 33 percent of the Department's revenue projections. The amounts would approximate \$2.5 million in FY 82, \$11.5 million in FY 83, and \$13 million in FY 84. The FY 82 figure incorporates the retroactive provision of the proposed tax legislation which applies to only part of that year.

IV. DATE 03/08/82 PREPARED BY Vince Wright *VW*
 AGENCY Department of Revenue
 Original: Legislative Finance PHONE 465-2173
 cc: Budget and Management
Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

Introduced: 2/16/82
Referred: State Affairs and
Finance

BY COTTEN, PHILLIPS, CLOCKSIN,
MARTIN, ADAMS, BETTISWORTH,
BUCHHOLDT, CARNEY, CATO, CUDDY,
FANNING, GRUSSENDORF, HALFORD,
HAUGEN, HURLBERT, MALONE, METCALFE,
MOSS, O'CONNELL, RANDOLPH, SMITH,
SUTCLIFFE, VASKA AND ZHAROFF

1 IN THE HOUSE

2 HOUSE BILL NO. 868

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act lapsing the appropriation to the Silver Anni-
7 versary Commission; and providing for an effective
8 date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. The unexpended and unobligated portion of the \$4,000,000
11 appropriation made for the Silver Anniversary Commission as part of the
12 appropriation to the Department of Commerce and Economic Development for
13 tourism operations in sec. 28, ch. 82, SLA 1981, page 76, line 10, is lapsed
14 into the general fund.

15 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
16 070(c).



Alaska State Legislature

House of Representatives

Committee on State Affairs

Official Business

3 March 1982

Pouch V
State Capitol
Juneau, Alaska 99811

Hon. Joe L. Hayes
Speaker
Alaska House of Representatives
Pouch V
Juneau, Alaska 99811

SUBJECT: Letter of Intent

Dear Mr. Speaker:

The State Affairs Committee passed HB 868 out of Committee, on to the Finance Committee, its next Committee of Referral, on March 2, 1982, with the following Statement of Intent:

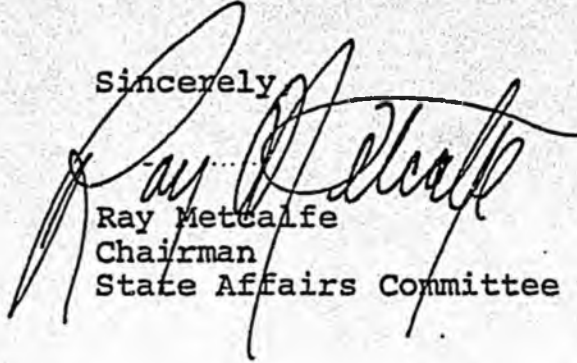
The Committee held five hours of hearings over a two-day period. Committee Hearings clearly revealed that the contract awarded to Alaska '84 by the Silver Anniversary Commission will probably be completed for approximately one million dollars under its originally anticipated cost. Recognizing that the Silver Anniversary Commission currently has a sizeable amount of excess funds and further recognizing that the amount of excess funds will be clearly identified following the March 8 meeting of the Silver Anniversary Commission, it is recommended that following the Commission's March 8 meeting the Finance Committee assess the cost of the outstanding financial obligations and responsibilities of the Silver Anniversary Commission, and thereafter adjust HB 868 to lapse the balance of the funds back into the General Fund.

The moving of this bill is not to be construed as a suggestion of propriety, lack of propriety, or of impropriety by anyone connected with the Silver Anniversary Commission or Alaska '84. The moving of this Bill is merely a recognition that the Silver Anniversary Commission has excess funds that can be used to satisfy more urgent needs elsewhere in the State.

Honorable Joe L. Hayes
3 March 1982
Page 2

The State Affairs Committee may make further
recommendations following the release of a completed
audit report.

Sincerely

A handwritten signature in cursive script, appearing to read "Ray Metcalfe", is written over the typed name and title.

Ray Metcalfe
Chairman
State Affairs Committee

RM/emc

Introduced: 2/16/82
Referred: State Affairs and
Finance

BY COTTEN, PHILLIPS, CLOCKSIN,
MARTIN, ADAMS, BETTISWORTH,
BUCHHCLDT, CARNEY, CATO, CUDDY,
FANNING, GRUSSENDORF, HALFORD,
HAUGEN, HURLBERT, MALONE, METCALFE,
MOSS, O'CONNELL, RANDOLPH, SMITH,
SUTCLIFFE, VASKA AND ZHAROFF

1 IN THE HOUSE

2 HOUSE BILL NO. 868

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act lapsing the appropriation to the Silver Anni-
7 versary Commission; and providing for an effective
8 date."

9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

10 * Section 1. The unexpended and unobligated portion of the \$4,000,000
11 appropriation made for the Silver Anniversary Commission as part of the
12 appropriation to the Department of Commerce and Economic Development for
13 tourism operations in sec. 28, ch. 82, SLA 1981, page 76, line 10, is lapsed
14 into the general fund.

15 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
16 070(c).

27
28
29

Rec'd 4/10/82
After bill R10 HFC

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS HB 869 (Judiciary)

Title "An Act relating to crime victim compensation; and providing for an effective date"
Requested by Rep. Halford and Rep. Clocksin Date April 15, 1982 date"

II. FISCAL DETAIL

Agency Affected Department of Public Safety

Program Category Affected Administration of Justice

BRU, Program, Or Subprogram(s) Affected Violent Crimes Compensation Board

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	4.8	29.1	31.7	34.6	37.7	41.1
200 TRAVEL	.8	8.5	9.3	10.1	11.0	12.0
300 CONTRACTUAL	2.0	11.7	7.1	7.7	8.4	9.2
400 COMMODITIES	.2	.5	.6	.7	.8	.9
500 EQUIPMENT	1.5	-	-	-	-	-
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.	12.5	75.0	88.5	103.2	119.2	136.7
TOTAL	20.3	124.8	137.2	156.3	177.1	199.9

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	20.3	124.8	137.2	156.3	177.1	199.9
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME	1	1	1	1	1	1
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

The estimated impact for FY 82 is based on an effective date of May 1, 1982. (The proposed legislation reads "takes effect immediately.") The FY 82 amount is estimated from anticipated FY 83 costs. Beyond FY 83, a 9% inflation factor has been applied.

If the proposed legislation is enacted, it is anticipated claims would increase 50%. The current staff for the Violent Crimes Compensation Board consists of the program administrator and a clerical position. The anticipated increase in casework will necessitate the addition of an Administrative Assistant (Range 12) and associated costs, including equipment.

With the increase in claims and investigation necessary for claims, the Violent Crime Compensation Board would hold several additional Board meetings at a cost of approximately \$4,500, plus additional hearings for approximately \$4,000.

Public awareness of this major statute change will require TV spots, and radio (see bottom of page)

IV. DATE April 15, 1982

PREPARED BY [Signature] Garcia Lynn McKenzie

AGENCY Department of Public Safety

Original: Legislative Finance

PHONE 465-4349

cc: Budget and Management

Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)

and newspaper ads. TV and radio spot production will be a one-time expense of \$6500, and public notices in newspapers state-wide \$1,000.

Department of Administration requested \$3,200 space rental be placed in the budget.

COMMITTEE REPORT

HOUSE

(11)

FURTHER:

4/5/82

Date:

4-13-82

Mr. Speaker:

The Committee on FINANCE has had HB 869

"An Act relating to crime victim compensation; and providing for an effective date."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for HB 869 (Judiciary) same title
 new title
- and recommends do pass
- AND attaches a "Letter of Intent" New Fiscal Note
199.8 FY 83
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]

[Signature]

[Signature]

[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]

[Signature]

CHAIRMAN

Original sponsors: Halford and Clocksin

Offered: 4/5/82
Referred: Finance

1 IN THE HOUSE

BY THE JUDICIARY COMMITTEE

2 CS FOR HOUSE BILL NO. 869 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to crime victim compensation; and
7 providing for an effective date."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 * Section 1. AS 18.67.080(a) is amended by adding a new paragraph to
10 read:

11 (4) to the provider of a service under AS 18.67.110(b).

12 * Sec. 2. AS 18.67.110 is amended by adding a new subsection to read:

13 (b) The board may order that compensation under (a) of this sec-
14 tion for a service provided as a result of the personal injury or death
15 of the victim be paid directly to the provider of the service.

16 * Sec. 3. AS 18.67.130(a) is amended to read:

17 (a) No order for the payment of compensation may be made under
18 AS 18.67.080 unless

19 (1) the application has been made within two years after the
20 date of the personal injury or death; [, AND]

21 (2) the personal injury or death was the result of an inci-
22 dent or offense listed in AS 18.67.101 which had been reported to the
23 police within five days of its occurrence or, if the incident or offense
24 could not reasonably have been reported within that period, within five
25 days of the time when a report could reasonably have been made; and

26 (3) in the discretion of the board, the applicant has coop-
27 erated with law enforcement and prosecution officials to further prosecu-
28 tion of the offender and avoid further injury by the offender to the
29 applicant and injury to persons in the care of the applicant who are

1 exposed to possible injury by the offender; in determining whether the
2 applicant has cooperated with law enforcement and prosecution officials,
3 the board may consider whether

4 (A) the applicant has refused to provide law enforcement
5 authorities with a signed statement outlining the conduct of the
6 offender that is the basis for the applicant's claim for compensa-
7 tion;

8 (B) the applicant has refused to testify in court con-
9 cerning the conduct of the offender that is the basis of the appli-
10 cant's claim for compensation; and

11 (C) the applicant has initiated the dismissal of criminal
12 charges against the offender for conduct that is the basis for the
13 applicant's claim for compensation.

14 * Sec. 4. AS 18.67.130(c) is amended to read:

15 (c) No compensation may be awarded under this chapter in an amount
16 in excess of \$25,000 per victim per incident. However, in the case of
17 the death of a victim who has more than one dependent eligible for
18 compensation, the total compensation which may be awarded as a result of
19 that death may not exceed \$40,000. The board may prorate the total
20 awarded among those dependents according to relative need. [ALL PAY-
21 MENTS SHALL BE MADE IN A LUMP SUM.]

22 * Sec. 5. AS 18.67 is amended by adding a new section to read:

23 Sec. 18.67.135. INELIGIBILITY FOR SUBSEQUENT COMPENSATION. A
24 person awarded compensation under this chapter is ineligible for subse-
25 quent compensation for additional personal injuries inflicted by the
26 same offender if the offender is a relative or a member of the same
27 household as the victim.

28 * Sec. 6. AS 18.67.130(b)(1) and (2) are repealed.

29 * Sec. 7. This Act takes effect immediately in accordance with AS 01.10.-

1 070(c).

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

29

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 869

Title An Act relating to crime victim compensation; and providing for an effective date

Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Department of Public Safety

Program Category Affected Administration of Justice

BRU, Program, or Subprogram(s) Affected Violent Crimes Compensation Board

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	8.7	29.1	31.7	34.6	37.7	41.1
200 TRAVEL	2.6	8.5	9.3	10.1	11.0	12.0
300 CONTRACTUAL	3.5	11.7	7.1	7.7	8.4	9.2
400 COMMODITIES	.2	.5	.6	.7	.8	.9
500 EQUIPMENT	1.5	-	-	-	-	-
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.	45.0	150.0	163.5	178.2	194.2	211.7
TOTAL	61.5	199.8	212.2	231.3	252.1	274.9

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	61.5	199.8	212.2	231.3	252.1	274.9
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME	1	1	1	1	1	1
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

The estimated impact for FY82 is based on an effective date of March 15, 1982. (The proposed legislation reads "takes effect immediately.") The FY82 amount is prorated from estimated FY83 costs. Beyond FY83, a 9% inflation factor has been applied.

If the proposed legislation is enacted, it is anticipated claims would increase 90%. The current staff for the Violent Crimes Compensation Board consists of the program administrator and a clerical position. The anticipated increase in casework will necessitate the addition of an Administrative Assistant (Range 12) and associated costs, including equipment.

With the increase in claims and investigation necessary for claims, the Violent Crimes Compensation Board would hold several additional Board meetings at a cost of approximately \$4,500, plus additional hearings for approximately \$4,000. ..

Public awareness of this major statute change will require TV spots, and radio and newspaper ads. TV and radio spot production will be a one-time expense of \$6500, and public notices in newspapers state-wide \$1,000.

Department of Administration requested \$3,200 space rental be placed in the budget.

IV. DATE 2/22/82 PREPARED BY Sue C. Johnson
AGENCY Public Safety
PHONE 465-3040

Original: Legislative Finance
cc: Budget and Management
Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 869

Title An Act relating to Crime Victim Compensation

Requested by House Judicial Committee Date _____

II. FISCAL DETAIL

Agency Affected Alaska Court System

Program Category Affected Administration of Justice

BRU, Program, Or Subprogram(s) Affected Trial Courts

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section III)

IV. DATE 3/1/82

PREPARED BY Richard P. Barrier

AGENCY Alaska Court System

PHONE 264-0545

Original: Legislative Finance
cc: Budget and Management

Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HB 869
 Title "An Act relating to crime victim compensation; and providing
Requested by Repr. Barnes, House Judiciary Date Feb. 22, 1982
for an effective date."

II. FISCAL DETAIL
 Agency Affected Department of Law
 Program Category Affected Administration of Justice.
 BRU, Program, Or Subprogram(s) Affected Prosecution
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0	0	0

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME	0	0	0	0	0	0
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instruction, Section FII)

This bill will not have a financial impact on the department's operations.

IV. DATE February 22, 1982

PREPARED BY Richard I. Pegues, Director, Admin. Svcs.

AGENCY Department of Law

PHONE 465-3672

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)

VIOLENT CRIMES COMPENSATION BOARD
POSITION PAPER
ON
HB 869 (HALFORD & CLOCKSIN)

"An Act relating to crime victim compensation; and providing for an effective date."

The majority of the Board (one member was unavailable for comment) supports this bill, with the exception of 18.67.130(a)(2) and 18.67.135, to which they are opposed. The Board feels these two amendments would unfairly penalize certain claimants, who because of fear of the offender, may move to dismiss criminal charges. This is particularly true in cases where both parties reside in a small, isolated community and the offender is expected to receive an extremely light sentence or will be released on bail, a common occurrence.

The Board presently has the discretion to deny claims in cases where the victim does not cooperate in prosecuting the offender, and would prefer to retain this discretion so that those few victims who can show just cause for dismissing charges are not arbitrarily denied. While the Board agrees compensation should not be awarded on a "revolving door" basis to victims of domestic violence, they feel it would be inappropriate to make a blanket exclusion such as these amendments.

The Board would prefer 18.67.135 be amended to delete the portion dealing with dismissal and forfeiture of awards, while retaining the restriction on subsequent incidents involving the same offender when the victim initiates dismissal of criminal charges.

It should be emphasized, however, that this position does not include the opinion of the Chairman of the Board, who is the member unavailable for comment prior to the hearings on this bill.

The Department of Public Safety supports in concept HB 869.

Recommended by

Sue C. Johnson
Sue C. Johnson
Acting Administrator
Violent Crimes
Compensation Board

Date

2-24-82

Approved by

William R. Nix
William R. Nix
Commissioner
Department of Public
Safety

Date

2-24-82

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF PUBLIC SAFETY

VIOLENT CRIMES COMPENSATION BOARD

POUCH N
JUNEAU, ALASKA 99811

(907) 465-3040

March 2, 1982

Representative Ramona Barnes
Through: William R. Nix
Commissioner
Department of Public Safety

Re: HB 869

Dear Representative Barnes:

Per your request, the following are supporting statistics for our fiscal note on HB 869. Attached is a detailed analysis of each item listed on the fiscal note, showing how the figures were determined.

The assumption that our claims will nearly double if HB 869 becomes law is based on the fact that, under the present statute, approximately half of all victims are ineligible due to their relationship with the offender.

These victims include not only those who are members of the same family but also those who were maintaining a sexual relationship with the offender at the time of the incident, and those who simply occupied, as roomers or boarders, the same household as the offender.

We think therefore, that an unknown percentage, perhaps 10% as an estimate, of those victims listed in statistics as "casual acquaintances," may in fact have been sharing living quarters with the offender, rendering them ineligible for compensation.

Attached is a copy of the statistics for a 10-year period on the relationship of homicide suspects and victims, published by the Canadian government. This is the most complete breakdown available on this subject, as statistics on relationships in the U.S. are not reduced to the same degree but are more general.

During the period 1964-1974, roughly half of all homicides in Canada were committed by relatives and close acquaintances. Only about 7% were committed by strangers.

Closer to home, 46% of the 60 homicides in Alaska in 1981 were committed by relatives and close friends. No statistics are available for other