

LEG. FINANCE - BILLS 1981 - 1982 1664

SB 309 - CSSB 314 1609



COMMITTEE REPORT  
SENATE

3/19/81

FURTHER: Finance

Date: \_\_\_\_\_

Mr. President:

HEALTH, EDUCATION AND

The Committee on SOCIAL SERVICES has had SB 309

making supplemental appropriations to Dept. of Administration, public defender agency; Dept. of Health & Social Services, board of parole

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)

same title

replace with CS for \_\_\_\_\_

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

*Henry J. Stinson*  
*Charles H. ...*  
*Charles H. ...*

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

*Charles H. ...*

CHAIRMAN

A M E N D M E N T

OFFERED IN THE SENATE:

By: Senate HESS

To: Senate Bill 309 SENATE BILL No. \_\_\_\_\_

HOUSE BILL No. \_\_\_\_\_

PAGE: 1

LINE: 18

page 1, line 18: change "\$817,700" to "\$15,700"

page 1, the General Fund total should be changed from "\$917,600"  
to "\$1,015,600"

Funding Information  
General Fund \$917,600  
Other Funds -0-  
\$917,600

Introduced: 3/19/81  
Referred: Health, Education &  
Social Services and Finance

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

1 IN THE SENATE

2 SENATE BILL NO. 309

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making supplemental appropriations to the  
7 Department of Administration, public defender agency;  
8 the Department of Health and Social Services, board of  
9 parole; and the Department of Public Safety; and  
10 providing for an effective date."

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

12 \* Section 1. The sum of \$89,800 is appropriated from the general fund to  
13 the Department of Administration, public defender agency, to pay additional  
14 FY 81 travel, contractual services, and commodities costs.

15 \* Sec. 2. The sum of \$10,100 is appropriated from the general fund to  
16 the Department of Health and Social Services, board of parole, to pay in-  
17 creased FY 81 travel costs.

18 \* Sec. 3. The sum of \$817,700 is appropriated from the general fund to  
19 the Department of Public Safety to pay various FY 81 program and contract  
20 costs.

21 \* Sec. 4. The unexpended and unobligated parts of the appropriations  
22 made in this Act lapse into the general fund June 30, 1981.

23 \* Sec. 5. This Act takes effect immediately in accordance with AS 01.10.-  
24 070(c).

ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST Session

SENATE BILL NO. 309

By THE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

"An Act making supplemental appropriations to the Department of Administration, public defender agency; the Department of Health and Social Services, board of parole; and providing for an effective date"

Introduced in the Senate 3/19/81

HISTORY IN THE SENATE

19 81

Read first time and referred to Committee on

3 19

HESS and Finance

5/2

Reported back with HESS 3 recommendation that *do pass to Fin*

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  
Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

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 Speaker  
Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Received from House

To enrolling

Reported correctly enrolled

Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No. ....

Funding Information  
General Fund \$917,600  
Other Funds -0-  
\$917,600

Introduced: 3/19/81  
Referred: Health, Education &  
Social Services and Finance

1 IN THE SENATE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

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SENATE BILL NO. 309

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWELFTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act making supplemental appropriations to the Department of Administration, public defender agency; the Department of Health and Social Services, board of parole; and the Department of Public Safety; and providing for an effective date."

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

\* Section 1. The sum of \$89,800 is appropriated from the general fund to the Department of Administration, public defender agency, to pay additional FY 81 travel, contractual services, and commodities costs.

\* Sec. 2. The sum of \$10,100 is appropriated from the general fund to the Department of Health and Social Services, board of parole, to pay increased FY 81 travel costs.

\* Sec. 3. The sum of \$817,700 is appropriated from the general fund to the Department of Public Safety to pay various FY 81 program and contract costs.

\* Sec. 4. The unexpended and unobligated parts of the appropriations made in this Act lapse into the general fund June 30, 1981.

\* Sec. 5. This Act takes effect immediately in accordance with AS 01.10.070(c).

A M E N D M E N T

OFFERED IN THE SENATE:

By: Senate HESS

To: Senate Bill 309 SENATE BILL No. \_\_\_\_\_

HOUSE BILL No. \_\_\_\_\_

PAGE: 1

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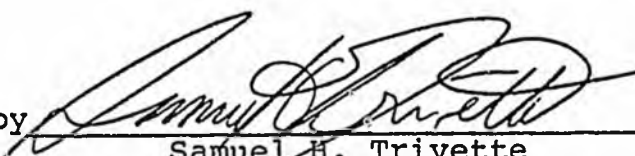
POSITION PAPER

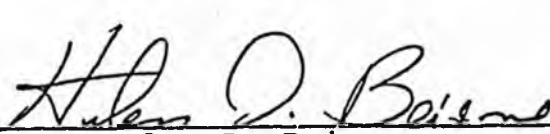
Senate Bill #309

The Parole Board's FY-81 travel appropriation was based on FY-80 plus 6% for inflation. FY-80 was based on FY-79 actual plus 3% for inflation. This 9% increase over two years sharply contrasts with the 25% increase in per diem rates and 36% increase in airfare during the same period.

In order for the Board to continue to satisfy statutory responsibilities of reviewing statewide parole applicants a supplemental appropriation of \$10.1 is required.

This bill has been approved by this administration through the supplemental budget process and is supported by the Department.

Recommended by  Date 3/24/81  
Samuel H. Trivette  
Executive Director  
Alaska Board of Parole

Approved by  Date 4-7-81  
Helen D. Beirne  
Commissioner  
Department of Health  
and Social Services

# STATE OF ALASKA

## OFFICE OF THE GOVERNOR

BUDGET & MANAGEMENT

March 26, 1981

JAY S. HAMMOND, GOVERNOR

POUCH AM  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-2211

Honorable Ed Dankworth and Don Bennett  
Co-Chairmen, Senate Finance Committee  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Amendment to SB 309  
Amendment Request \$87,200 GF  
Office of the Governor, Human Rights Commission  
\$57,200 General Funds  
Department of Public Safety \$30,000 GF  
To Fund Human Rights Commission Lease Increase and  
Public Safety Dillingham Jail Project Completion

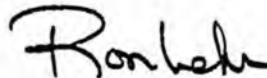
Dear Senators Dankworth and Bennett:

Please add a new section to Senate Bill 309 to read as follows:

The sum of \$57,200 is appropriated from the general fund to Office of the Governor, Human Rights Commission to pay increased FY 81 office space lease costs.

Also, please revise Senate Bill 309, Section 3, to increase the amount appropriated to the Department of Public Safety from \$817,700 to \$847,700. This revision is necessary to complete the Dillingham Jail Renovation included in the FY 81 operating budget, and will cost \$30,000.

Sincerely,



Dr. Ronald D. Lehr  
Director

Attachments

cc: Honorable Sam Cotten, Chairman, House Finance Committee  
Jay Hogan, Legislative Finance  
Keith Specking  
Representative Clocksin, Health, Education & Social Services Committee Chairman

# MEMORANDUM

RECEIVED

# State of Alaska

MAR 05 1981

TO: Rod Mourant  
Administrative Assistant  
Office of the Governor

BUDGET AND MANAGEMENT DATE:

January 28, 1981

FILE NO:

TELEPHONE NO:

FROM:

Alaska State Commission for  
Human Rights

SUBJECT:

Request for FY81 Supple-  
mental Appropriation

### CONTACT PERSONS:

Diana Snowden, Chairperson	Anchorage	264-7737
Arlene Dilts, Fiscal Commissioner	Juneau	586-1432
Niel Thomas, Executive Director	Anchorage	276-7474

For the first time since 1975 the Commission is requesting a supplemental appropriation to its budget. There are two significant areas to this request as follows:

\$57.2      2.      Rent Increase Adjustment: The Anchorage Commission offices were forced to move on an emergency basis to another location during FY81 due to untenable conditions (i.e. ceiling falling down, roof leaks, uncontrollable heating and ventilation, obnoxious odors). Additional space required for the new (FY81 authorized) positions was negotiated into the new lease.

S070110

\$35.9      2.      Reduction of Federal Receipts: The Commission receives federal contracts for reimbursement of case processing costs. The Commission, due to cuts in the FY80 budget, was unable to meet its FY80 federal contract and current contracts have been drastically reduced as a result. The Commission is requesting this additional amount in order to prevent a chain reaction of state underfunding followed by reduction in federal receipts and so on. The supplemental ensures full case production and therefore full realization of federal funds.

S070111

### Background

The Commission has the responsibility to ensure that the irrelevant factors of race, sex, color, age, religion, national origin, marital status, changes in marital status, pregnancy and parenthood are not factors in employment, housing, public accommodations, credit and government services. The staff is answerable to a seven-member unsalaried Commission which sets overall policy and decides cases brought before them by the

staff at hearings. Legal advice is by the Department of Law. The Commission teaches people their rights under the law and shows people how to avoid complaints by complying with the law.

The Commission screens potential complaints to eliminate those which do not meet filing standards. Complaints accepted are investigated impartially: 85% are dismissed or settled to the satisfaction of the parties. Unresolved Complaints, supported by substantial evidence, are brought before Commissioners by the staff at public due process hearings. Orders issued after hearings may be reviewed in Superior Court.

In the past six years the Commission has processed 3748 cases with 467 of these remaining open on 10/1/80. The total dollar value of benefits received by Complainants during this period is \$4,018,010. The Commission has issued 25 opinions after public hearings. There have been 23 court opinions construing the Human Rights Law. No position of consequence the Commission has taken in court has been rejected by Alaska's Supreme Court or the U.S. Supreme Court.

#### Complaint Patterns and Projections

Table 1 shows complaint levels at the Commission since 1975. Included are projections based upon the FY82 budget submission. The bulge attributable to Alyeska pipeline impact is evident, as is the gradual reduction in this inventory following a budget increase in FY76. The effect of the FY80 budget reduction appears currently in the form of a more gradual reduction in the case inventory.

Table 1 assumes a continued annual filing rate of 216 cases, based upon the experience of the first nine months of calendar year 1980. (In 1979 the rate was 304; in 1978 it was 406. The projected rate of 216 cases is a conservative figure, reflecting the downward trend in new filings, current strict filing standards and the general population decline.)

Table 2 projects the complete elimination in the field offices of the 10/1/80 backlog of 434 cases. This table reflects: a) anticipated funding under a Backlog Elimination Project requested in the FY82 budget with a supplemental for FY81 b) funding with FY82 project and no FY81 supplemental funding and c) no supplemental or FY82 project funding.

Table 3 shows activity in cases at the hearing stage. (These cases are not included in the field office totals of Table 2: the total 10/1/80 inventory of 467 on Table 1 equals the 434 field office cases shown on Table 2 plus the 33 hearing cases shown on Table 3.)

Table 3 tracks separately the activity of backlog hearing cases (filed before 10/1/80) and "front log" cases (filed after 10/1/80). It assumes, based upon recent patterns, that 15% of cases processed through the field offices reach the hearing stage. The hearing caseload will grow slowly, but will grow indefinitely without the FY82 budget requested. The Equal Employment Opportunity Commission (EEOC), the federal counterpart, averages nine cases for an attorney caseload. The combined effect of the supplemental and the FY82 project budget would make the hearing caseload for the attorney consistent with the federal practices.

The bulge in hearing cases to a peak of 82 on 6/30/82 is caused by the heavy production of the field office backlog team plus normal input from current cases. At that time additional support is transferred to this unit to reduce the caseload.

#### RENT INCREASE ADJUSTMENT

This supplemental appropriation request provides funds for the Commission's Anchorage offices move due to untenable conditions. The net increase in rent is 47.4. No money was budgeted in the current FY81 budget for the ASHA payment for the Fairbanks regional office 10.1. Without the supplemental the Commission will be forced to pay these costs by transfers from other program budget lines. The total requested supplemental amount for rent and lease increases is: 57.5.

#### REDUCTION OF FEDERAL RECEIPTS

In the past the Commission, fully staffed, was always able to meet or exceed its federal contracts for processing cases. During FY80 the Commission's budget was cut. The resulting personal services underfunding prevented filling vacant positions. This directly impacted upon the production of the agency in case processing. The agency was unable to meet its federal contract for FY80 and was required to take a downward contract modification of \$26,950 or 23%. This left very little funding for the first quarter of FY81. (See table 4). Additionally, the federal FY81 contracts were reduced drastically, based upon performance under the federal FY80 contract. Instead of the 106.0 originally estimated in federal receipts, in the state FY81 budget, only 70.1 will be realized during state FY81. The Commission is, therefore, requesting an additional \$35.9 to raise production back to the pre-FY80 level and realize the 115.0 projected in the state FY82 budget.

#### SUMMARY

Funding shortfalls are creating unacceptable delays for Complainants and Respondents. These delays cost Respondents more in backpay and attorney fees. Complainants withdraw legitimate complaints. These closures do not serve justice.

Without a supplemental, the Commission will cut services. The Commission' budget is over 77% personal services, including the Department of Law attorney contract. Short of layoffs there is no budget line to cut by \$93.1. Re-staffing and re-training in July after layoffs would compound the problem by slowing services until the staff is fully productive.

EECC CONTRACT PERFORMANCE<sup>(a)</sup>

	<u>FY77</u>	<u>FY78</u>	<u>FY79</u>	<u>FY80</u>	<u>FY81</u>
Federal receipt per contract	50,830	121,230	117,250	(b) 125,000/98,050	66,938
# cases contracted	109	335	335	(b) 335/258	170
# cases completed	337	343	338	228	(c) 32

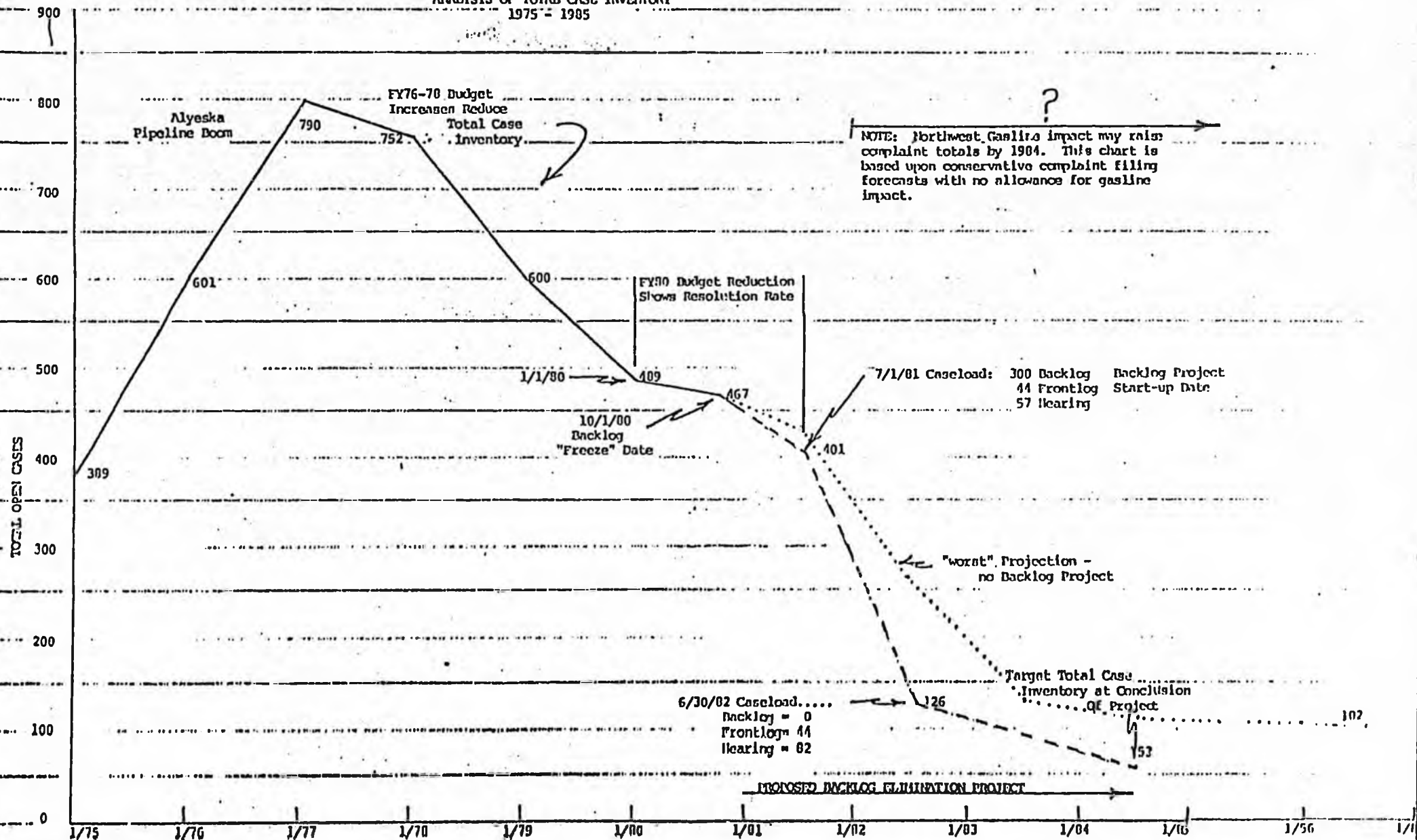
(a) EECC contracts are by federal fiscal year, October - September.

(b) Left figure is original contract amount/right figure is modified contract amount.

(c) Cases completed through 12/31/80, one quarter contract production.

IRANIAN RIGHTS COMMISSION  
ANALYSIS OF TOTAL CASE INVENTORY  
1975 - 1985

Table 1



Dated 11/30/80

FY 81 SUPPLEMENTAL REQUEST ANALYSIS

	1	2	3	4	5	6	7	8	9	10	11
	FY 79 ACTUAL	FY 80 FINAL AUTH.	FY 80 ACTUAL	FY 81 GOV. DUDGET	FY 81* INITIAL AUTH.	FY 81* CURRENT AUTH.	FY 81 EXPENDITURES + ENCUMBRANCES 11/1 to 11/30	FY 81. OTHER OBLIGATION 7/11 to 11/30	FY 81 PROJECTED EXPENDI- TURES + ENCUMBRANCE 1/1 to 6/30	FY 81 (DEFICIT) OR EXCESS	FY 82 CONTINUAT
PERSONAL SERVICES	11,327.1	11,151.5	11,127.3	11,462.2	11,624.2	12,219.2	4,398.0	1,535.0	6,158.5	147.7	13,843.3
TELEPHONE	686.3	585.4	598.1	627.0	676.0	676.0	469.4	72.3	216.6	<82.3>	778.8
RACIAL SERVICES	2,518.5	2,611.9	2,581.9	2,828.3	2,641.7	2,641.7	2,323.7	154.4	567.2	<403.6>	3,077.6
MODIFICS	326.0	428.8	434.2	351.2	434.7	434.7	176.0	58.6	213.0	<12.9>	494.5
TRAVEL	306.2	71.5	73.2	125.9	178.0	178.0	8.5	123.0	46.5	-0-	258.9
POST, BLDG. ...	97.7	89.6	89.7	76.8	76.8	151.8	86.3	76.8	30.0	<41.3>	94.3
UNEMPLOYMENT CLAIMS											
OTHER					75.0						
TOTAL	15,261.8	14,938.7	14,904.4	15,471.4	15,706.4	16,301.4	7,461.9	2,020.1	7,211.8	<392.4>	18,547.7
PERSONAL RECEIPTS	146.2	130.4	100.0								
FINANCIAL MATCHING											
FROM GENERAL FUND	14,720.8	14,808.3	14,803.1	15,471.4	15,706.4	16,026.1	7,358.8	1,985.6	7,074.1	<392.4>	18,547.7
FROM AGENCY RECEIPTS			1.3			275.3	103.1	34.5	137.7	-0-	
OTHER FUNDS	394.8										

\*Includes \$50.0 from SLA 80/ch 150 (Domestic Violence)

Current Year Authorization Balance  
Dated 11/30/80

FY 81 SUPPLEMENTAL REQUEST ANALYSIS

	1	2	3	4	5	6	7	8	9	10	11
	FY 79 ACTUAL	FY 80 FINAL AUTH.	FY 80 ACTUAL	FY 81 GOV. BUDGET	FY 81 INITIAL AUTH.	FY 81 CURRENT AUTH.	FY 81 EXPENDITURES + ENCUMBRANCES 7/1/ to 4/30	FY 81 OTHER OBLIGATIONS 7/1/ to 12/31	FY 81 PROJECTED EXPENDI- TURES + ENCUMBRANCES 1/1/ to 6/30	FY 81 (DEFICIT) OR EXCESS	FY 82 CONTINUING
PERSONAL SERVICES											
TRAVEL	1.2	4.4	2.0	4.5	4.5	4.5	1.1	1.0	1.7	.7	5.0
INDIRECT SERVICES	173.0	412.5	413.5	391.7	554.5	554.5	554.5		103.4	<103.4>	598.9
COMMODITIES		1.2	.9	1.0	1.0	1.0			.8	.2	1.1
EQUIPMENT											
POST. BLDG. ...									30.0	<30.0>	
PRINTS, CLAIMS											
CELLARIES											
TOTAL	174.2	418.1	417.5	397.2	560.0	560.0	555.6	1.0	135.9	<132.5>	605.0
GENERAL RECEIPTS											
PERCENT OF MATCHING											
FROM GENERAL FUND	174.2	418.1	417.5	397.2	560.0	560.0	555.6	1.0	135.9	<132.5>	605.0
FROM AGENCY RECEIPTS											

Table 3

IRIAN RIGHTS COMMISSION  
HEARING CASELOAD  
PRODUCTIONS  
Oct. 1990 - June 1984

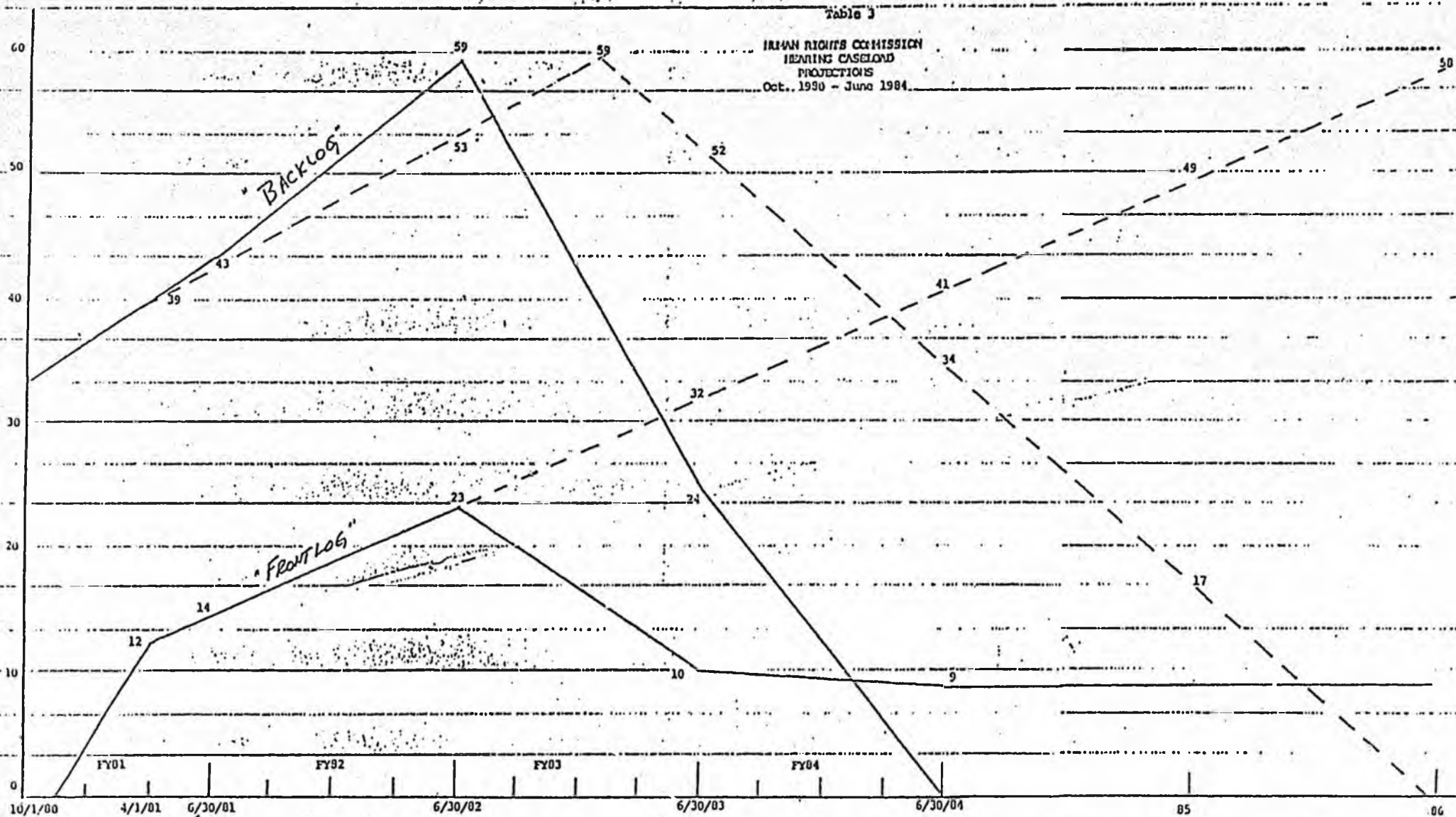
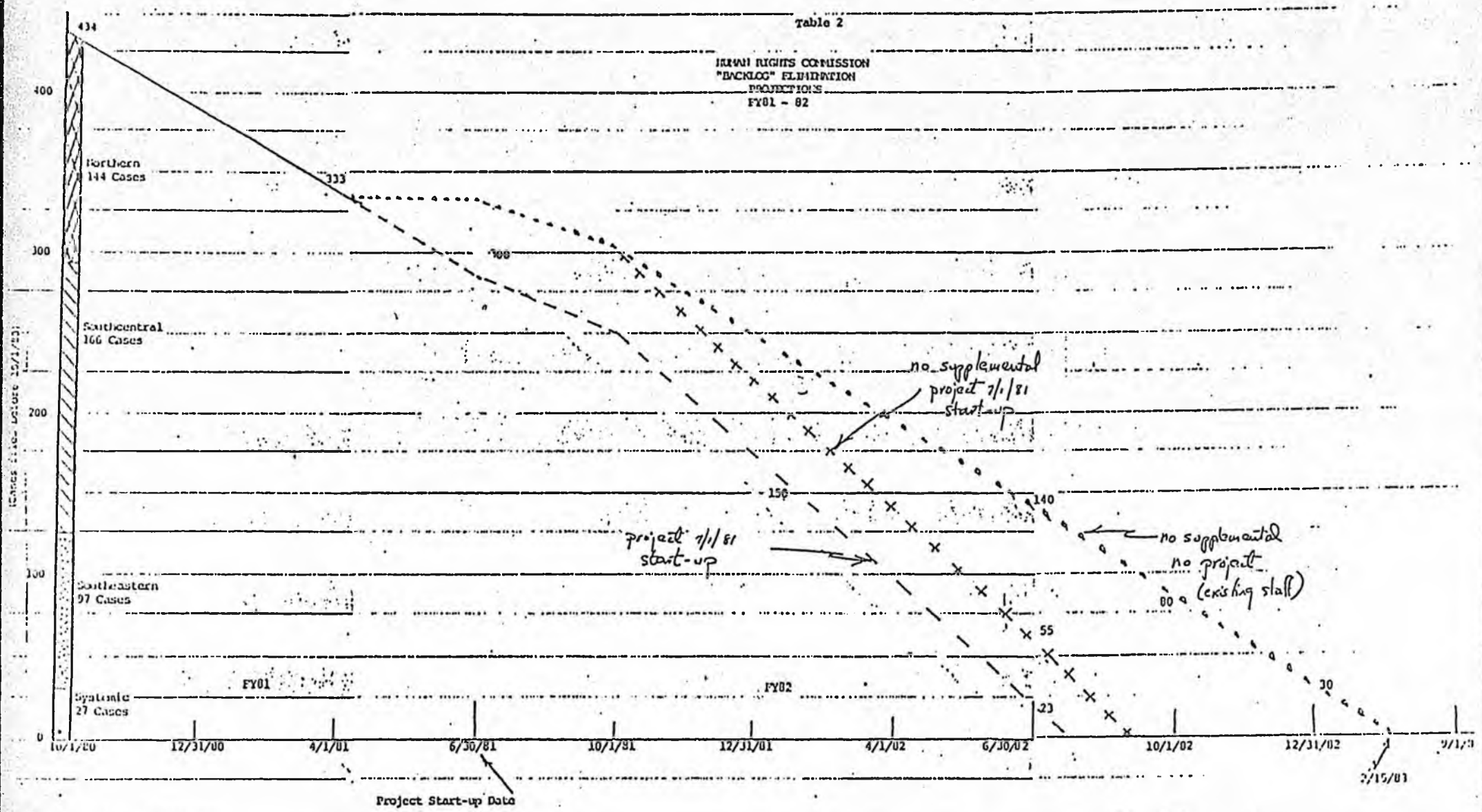


Table 2

IRRAWI RIGHTS COMMISSION  
"BACKLOG" ELIMINATION  
PROJECTIONS  
FY01 - 02



Cases as of 10/1/03

FY01

FY02

Project Start-up Data

no supplemental project 7/1/81 start-up

project 7/1/81 start-up

no supplemental no project (existing staff)

2/15/03

# MEMORANDUM

# State of Alaska

TO: Ron Lehr, Director  
Budget and Management  
Office of the Governor

DATE: March 6, 1981

FILE NO:

5071213  
RECEIVED  
MAR 06 1981

TELEPHONE NO: 465-4349

BUDGET AND MANAGEMENT

FROM: Walter V. Lawson, Director *WV*  
Division of Administrative Services  
Department of Public Safety

SUBJECT: Supplemental Request  
for Dillingham Jail

The Department of Public Safety, Contract Jails BRU, requests your approval of an FY 81 supplemental in the amount of \$30.0 for completion of the Dillingham Jail renovation.

The 1980 Legislature inserted \$75.0 into our operating budget specifically for renovation of the Dillingham facility. This request is due to the Department of Transportation and Public Facilities administrative overhead costs and cost increases resulting from the delay caused by insufficient funding.

Your consideration of this supplemental request is appreciated.

# MEMORANDUM

# State of Alaska

RECEIVED

TO: Ron Lehr, Director  
Budget and Management  
Office of the Governor

DATE: March 16, 1981

MAR 19 1981

FILE NO:

BUDGET AND MANAGEMENT

TELEPHONE NO:

465-4349

FROM: Walter V. Lawson, Director *WV*  
Division of Administrative Services  
Department of Public Safety

SUBJECT: Dillingham Jail  
Supplemental

In accordance with our discussion of March 13 with John Nixon of your staff, please process the referenced supplemental in the Detachments and CIB BRU rather than the Contract Jails BRU.

A revised FY 81 supplemental request analysis form for Detachments and CIB is attached.

Attachment

# STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

## DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

POUCH K - STATE CAPITOL  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-3600

March 9, 1981

RECEIVED

MAR 11 1981

BUDGET AND MANAGEMENT

### M E M O R A N D U M

To: Honorable Jay S. Hammond  
Governor

From: Wilson L. Condon  
Attorney General

Re: Attached supplemental appropriations to  
the Department of Administration (\$89,800),  
the Department of Health & Social Services  
(\$10,100), and the Department of Public  
Safety (\$817,700)  
Our file: J-77-143-81

Attached is a bill which would make supplemental appropriations to the Department of Administration, public defender agency; the Department of Health and Social Services, board of parole; and the Department of Public Safety. The bill was requested by the Division of Budget and Management, in response to requests by those departments.

A draft transmittal letter to the legislature and some material furnished by the Division of Budget and Management are also attached.

WLC:bj1:AHP

cc w/enc.: ✓ Ron Lehr  
Director  
Division of Budget &  
Management

Honorable W. R. Hudson  
Commissioner  
Department of Administration

# MEMORANDUM

RECEIVED  
State of Alaska 1981

TO: Sid LaMonica, Administrative Officer  
Department of Public Safety  
Administrative Services

DATE: February 17, 1981

FILE NO:

TELEPHONE NO:

FROM: *M. A. Khan*  
Muhammad A. Khan, Facilities Planner  
Facilities Planning  
DOT/PF

SUBJECT: Dillingham Jail Remodel,  
Project # H-60065. Additional  
funds of \$30,000.

In response to James A. Gentry, Design Manager, General Design & Construction, DOT/PF, on the above mentioned project and subject, please note the following:

1. Total RSA'd amount of \$75,000 is inadequate for the completion of this project. Out of this total amount, the A/E consultant fee and DOT/PF overhead amounts to \$22,500.
2. Currently \$52,500.00 is budgeted for construction work and additional funds of \$30,000 is needed for construction work (including \$2,500 for contingency), at your earliest convenience.
3. The project is currently planned for advertisement in early April, 1981.

If you have any questions on this, please call me at 266-1586.

MAK/adc

cc: Paul Carr, Facilities Planner, DOT/PF

C310

# MEMORANDUM

State of Alaska

TO: Ron Lehr, Director  
Budget and Management  
Office of the Governor

DATE: March 6, 1981

FILE NO:

TELEPHONE NO: 465-4349

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Division of Administrative Services  
Department of Public Safety

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MAR 06 1981

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State of Alaska

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Budget and Management  
Office of the Governor

DATE: March 16, 1981

MAR 19 1981

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Department of Public Safety

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Attachment

07-12-01-02-00 (12-62-1-01-01-01)

## STATE OF ALASKA -- COMPONENT\_BUDGET\_SUMMARY

17:18

6/13/80

CATEGORY: ADMINISTRATION OF JUSTICE  
AGENCY: DEPARTMENT OF PUBLIC SAFETYPROGRAM: CRIME IDENT & APPREHENSION  
SUB-PROGRAM: DETACHMENTS & C.I.B.

EXPENDITURES & FUNDING	FISCAL YEAR 1981												
	(01) FY79 ACT	(02) FY80 ATH	(03) FY80 RP	(04) FY80 SUP	(05) CONT	(06) REQUEST	(07) GOV AMD	(08) GOVERNOR	(09) HOUSE	(10) SENATE	(11) F.C.C.	(12) BILLS	(13) LEG.REC.
01 PERS. SERV.	11327.1	10789.0		46.4	11059.1	10754.6	67.6	11462.2	11556.6	11359.3	11624.2		
02 TRAVEL	686.3	485.4			587.0	627.0		627.0	636.0	618.5	636.0		
03 CONTRACTUAL	2518.5	2775.1			3188.4	2828.3	-53.2	2828.3	2689.9	2661.7	2636.7	285.0	
04 COMMODITIES	326.0	295.3			348.9	351.2	74.0	351.2	355.7	351.7	429.7		
05 EQUIPMENT	306.2					125.9		125.9	178.0	177.8	178.0		
06 LANDS/DLDGS	97.7	89.6			76.8	76.8		76.8	76.8	76.8	76.8		
07 GRANTS, CLMS													
08 MISC.											75.0	50.0	
*) TOTAL EXPEND	15261.8	14434.4		46.4	15260.2	14763.8	88.4	15471.4	15493.0	15245.8	15656.4	335.0	
09 I-A TRANSFER	1270.6				2209.6	1712.5		1712.5	1712.5	1712.5	1712.5		
10 FED. RECEIPT	146.2	130.4											
11 G. F. MATCH													
12 GENERAL FUND	14720.8	14304.0		46.4	15260.2	14763.8	88.4	15471.4	15493.0	15245.8	15656.4	335.0	
13 PGM RECEIPTS													
14 OTHER FUNDS	594.8												
15 FULL-TIME	265.0	260.0	1.0	1.0	268.0	268.0	2.0	268.0	270.0	264.0	272.0		
16 PART-TIME	4.0	1.0											
17 TEMPORARY	2.0												
18 MAN-MONTHS	3431.3	3442.8	10.0	12.0	3517.1	3480.8	24.0	3480.8	3507.8	3428.6	3529.8		

13.19

12.98

07-12-01-02-00 (12-62-1-01-01-01)

## STATE OF ALASKA -- COMPONENT BUDGET ANALYSIS

1718

6/13/80

CATEGORY: ADMINISTRATION OF JUSTICE  
AGENCY: DEPARTMENT OF PUBLIC SAFETYPROGRAM: CRIME IDENT & APPREHENSION  
SUB-PROGRAM: DETACHMENTS & C.I.D.

## X X X X F.C.C. ANALYSIS X X X X

GOVERNORS REC \$15,471.4

OBJECT GROUP	VARIATION		DESCRIPTION: F.C.C. VERSUS GOVERNOR
01 PERS. SERV.	162.0	1.4%	NEW CONSTABLE IN ILIAMNA 39.9, NEW TROOPER IN HOLY CROSS 54.5, AND 2 NEW POSITIONS IN BUDGET AMENDMENT D-12-3.
02 TRAVEL	9.0	1.4%	TRAVEL FOR NEW POSITIONS.
03 CONTRACTUAL	-191.6	-6.8%	NEW POSITION COSTS 11.6, TRANSFER CONTRACT WITH NATIVE CORPORATION TO VILLAGE PUBLIC SAFETY OFFICER COMPONENT (150.0), BUDGET AMENDMENT D12-3 (53.2).
04 COMMODITIES	78.5	22.4%	NEW POSITION COSTS 4.5, BUDGET AMENDMENT D12-3, 74.0.
05 EQUIPMENT	52.1	41.4%	NEW POSITION COSTS.
08 MISC.	75.0	100.0%	RENOVATE STATE JAIL IN DILLINGHAM.
<b>XX TOTAL</b>	<b>185.0</b>	<b>1.2%</b>	

F.C.C. FIGURE \$15,656.4

POSITIONS AUTHORIZED  
TITLE

TITLE	LOCATION	TYPE	APP	S&D COSTS	FED. FUND	GEN. FUND	OTH. FUND
1 CLERK TYPIST II	KOTZEBUE	FULL	1	22.4		22.4	
2 SERGEANT	ANCHORAGE	FULL	1	24.9		24.9	
3 STATE TROOPER	ANCHORAGE	FULL	1	37.5		37.5	
4 STATE TROOPER	ANCHORAGE	FULL	1	37.5		37.5	
5 STATE TROOPER	ANCHORAGE	FULL	1	37.5		37.5	
6 STATE TROOPER	ANCHORAGE	FULL	1	37.5		37.5	
7 CONSTABLE	SELAWIK	FULL	1	41.0		41.0	
8 CONSTABLE	NOORVIK	FULL	1	41.0		41.0	
9 CONSTABLE	KIANA	FULL	1	41.0		41.0	
10 CONSTABLE	TANANA	FULL	1	41.0		41.0	
11 CONSTABLE	MCGRATH	FULL	1	41.0		41.0	
12 CONSTABLE	ILIAMNA	FULL	1	39.9		39.9	
13 TROOPER	HOLY CROSS	FULL	1	54.5		54.5	
14 CUSTODIAL WORKER II	FAIRBANKS	FULL	1	31.0		31.0	
15 MAINTENANCE WORKER II	FAIRBANKS	FULL	1	35.2		35.2	
<b>XX TOTALS</b>			<b>15</b>	<b>562.9</b>		<b>562.9</b>	

# STATE OF ALASKA

## OFFICE OF THE GOVERNOR

BUDGET & MANAGEMENT

JAY S. HAMMOND, GOVERNOR

POUCH AM  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-2211

April 13, 1981

The Honorable Ed Dankworth and Don Bennett  
Co-Chairmen, Senate Finance Committee  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 98111

Amendment to SB 309  
Amendment Request \$68,000 GF  
Department of Public Safety  
Purpose: To meet FY 80 obligation for  
City of Unalaska contract jail.

Dear Senators Dankworth and Bennett:

Please revise Senate Bill 309, Section 3, to increase the amount appropriated to the Department of Public Safety from \$847,700 to \$915,700. This revision is necessary to meet FY80 obligations for the City of Unalaska contract jail operations, and will cost \$68,000.

This is our second request to revise SB 309, Section 3. On March 26, 1981, we requested an increase of \$30,000--from \$817,700 to \$847,700--to complete the Dillingham jail renovation project.

Sincerely,



Dr. Ronald D. Lehr  
Director

Attachment

cc: The Honorable Sam Cotten  
The Honorable Donald Clocksin

# MEMORANDUM

State of Alaska

RECEIVED

APR 3 1981

BUDGET AND MANAGEMENT

TO: Jessie Dodson  
Deputy Executive Asst. to the Governor

DATE: April 1, 1981

FILE NO:

BY: Terry P. Hanson *TPH*  
Special Asst. to the Commissioner

TELEPHONE NO: 465-4322

FROM: William R. Nix *WRN*  
Commissioner  
Dept. of Public Safety

SUBJECT: Reimbursement to  
Unalaska

On March 31, we received the attached letter from Mr. Jess Burton, City Manager of the City of Unalaska, requesting reimbursement for past services rendered to the Department of Public Safety by the City of Unalaska.

During a meeting within your office on September 12, 1980, a formula of 70% of the City of Unalaska's expenses incurred for custody, housing and transportation of prisoners accused of offenses against the State of Alaska was agreed upon. The City of Unalaska's cost for state charged prisoners in FY 80 was \$97,182. Therefore, the State's share of cost using the 70% figure is a total of \$68,027.

Based upon our phone conversation on April 1, 1981, I am sending you this information for inclusion in the Governor's Supplemental Budget Request, as per your advice.

The attachments are just to refresh your memory on the issue.

Attachments: a/s

*4/6 - Ron Sims "RUN THROUGH SYSTEM"*

CITY OF UNALASKA

P.O. BOX 89  
UNALASKA, ALASKA 99685  
581-1251

"Capital of the Aleutians"

RECEIVED  
APR 3 1981  
BUDGET AND MANAGEMENT



UNALASKA, ALASKA

March 25, 1981

Mr. Terry Hansen  
Department of Public Safety  
Pouch "N"  
Juneau, Alaska 99811

Dear Mr. Hansen:

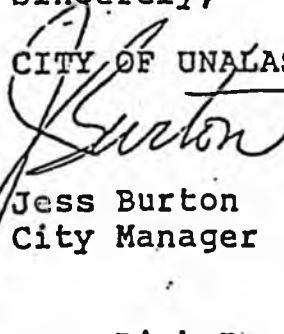
Based upon our conversation last month while I was in Juneau regarding reimbursement for past services rendered to the Department of Public Safety by the City of Unalaska, I have researched the figures according to the actual expenditures made by the city for FY1980 using the formula agreed upon between ourselves and now concur with your calculations of a total of 68,000.00 due the city.

Please use this letter as our official position in this matter and proceed with the acquisition of the funds as necessary.

If anything further is required of the city toward these endeavors please contact me personally. I will copy our attorney of this decision so that he will be informed and may proceed accordingly.

Sincerely,

CITY OF UNALASKA

  
Jess Burton  
City Manager

cc: Dick Pennington,  
Municipal Attorney

DEPARTMENT OF PUBLIC SAFETY  
COMMISSIONER'S OFFICE  
Juneau, Alaska

MAR 31 1981

AGLIETTI, OFFRET & PENNINGTON

ATTORNEYS AT LAW  
733 WEST 4th AVENUE, SUITE 206  
ANCHORAGE, ALASKA 99501

APR 3 1981

BUDGET AND MANAGEMENT

TERRY C AGLIETTI  
RONALD A. OFFRET  
RICHARD D. PENNINGTON  
JOHN W. SIVERTSEN, JR.

TELEPHONE  
AREA CODE 907  
379-8657

DEPARTMENT OF PUBLIC SAFETY  
COMMISSIONER'S OFFICE  
Juneau, Alaska

September 18, 1980

SEP 22 1980

Mr. Michael J. Stark  
Assistant Attorney General  
Department of Law  
Pouch K  
Juneau, Alaska 99811

Re: City of Unalaska Claim Against State of Alaska, Department  
of Health and Social Services and Department of Public  
Safety

Dear Mr. Stark:

This letter will confirm the meeting held on September 12, 1980, between yourself, Jessie Dodson of the office of the Governor, Commissioner of Public Safety Bill Nix, Inspector Frank Gorham, Terry Hanson, Jess Burton and myself. The meeting was called in an attempt to resolve the claim which the City of Unalaska (City) has against the State of Alaska (State) for reimbursement of costs and expenses incurred in the housing, care, and transportation of prisoners on behalf of the State of Alaska as well as attempting to reach an agreement for future costs and expenses. The latter purpose was accomplished.

It is the position of the City of Unalaska that the State of Alaska should reimburse the City for the costs and expenses which have been generated by the City's services rendered on behalf of the State of Alaska. As per our discussions at the end of the meeting, this letter will set forth the legal bases for the City's claim in an attempt to resolve the matter extrajudicially.

It is my opinion that the City has three separate bases for claiming reimbursement against the State of Alaska; any one of which is a sufficient foundation for the City to recover its costs incurred in this matter. The following

review is not intended to be exhaustive, but rather it is submitted as a brief outline of the claims which the City of Unalaska has against the State of Alaska.

#### STATEMENT OF FACTS

It has been the common practice for the City of Unalaska to provide for the arrest, custody, housing, care and transportation of prisoners accused of offenses against the State of Alaska. The costs and expenses incurred by the City for the last several years total as follows: \$38,860.00 (1978); \$97,182.00 (1979); and \$139,152.00 (1980 estimate). These services have been provided by the City at the request of the State of Alaska, its officers and officials. The City of Unalaska Chief of Police was told during early 1978 by officials of the State of Alaska that the State recognized its obligation to reimburse the City. The City of Unalaska has made repeated requests for reimbursement to the State. The response by the State of Alaska was that they were evaluating the City's request and would negotiate repayment for past expenses.

It has only been recently that the City has been advised by the State of Alaska of its complete refusal to repay the City for costs incurred for State prisoners and transportation. The City again has requested reimbursement from the State of Alaska. If the State does not resolve this matter, then the City will have no choice but to file suit against the State of Alaska for its claim of reimbursement.

#### ANALYSIS

##### A. Implied In-Fact Contract Cause of Action.

It is the City's position that the State of Alaska is liable to the City based on the parties' implied in-fact contract for reimbursement in view of the parties' actions and understanding. Where a party performs services, or expends money for another at the other's request, and there is no expressed agreement as to compensation, a promise to pay the reasonable value of the services or to reimburse for money expended may properly be implied under proper circumstances. 17 AM. JUR. 2d Contracts §4. The manifestation of assent necessary to form the agreement between the City and the State may be by act or conduct, and may be implied by the State's silence in view of their acceptance of services from the City. See 17 AM. JUR. 2d Contracts §§ 20 and 47. An implied contract may be proven by circumstances showing that

the parties intended to contract and by the general course of dealing between them. 17 C.J.S. Contracts § 4 at 561.

On the present facts, the City of Unalaska has provided prison facilities and transportation for State prisoners at the direct request of officials of the State of Alaska. It has been the understanding of the City of Unalaska for the last two years that the State of Alaska recognized its obligation to reimburse the City for the past expenses incurred. The State of Alaska has manifested its contractual intent by its silence in the face of the City's contractual understanding and in view of the State's acceptance of services and facilities provided by the City at the request of the State.

Therefore, the City of Unalaska maintains an implied in-fact contract for the reasonable value of facilities and services expended on behalf of the State of Alaska.

B. Implied In Law Or Quasi Contract Cause Of Action.

The City of Unalaska submits that the State is liable for reimbursement in view of the expenses incurred by the City and the unjust enrichment derived by the State. The essential elements of quasi-contract are a benefit conferred upon the defendant by the plaintiff, appreciation by the defendant of such benefit and acceptance and retention by the defendant of such benefit under circumstances which are inequitable without paying the value thereof. 66 AM. JUR. 2d Restitution and Implied Contracts § 4. To give rise to an implied contract to pay for services, they must have been rendered by one party in the expectation that the other party would pay for them and have been accepted by the other party with knowledge of that expectation. 66 AM. JUR. 2d Restitution and Implied Contracts § 20. The performance of services at the request of another confers a benefit upon such other within the principal that a person who has been unjustly enriched at the expense of another is required to make restitution to the other. 66 AM. JUR. 2d Restitution and Implied Contracts § 21. The City of Unalaska confers a benefit upon the State when it performs services beneficial to or at the request of the State and adds to the State's security or advantage. The City confers a benefit on the State any time it saves the State of Alaska from expense or loss. See 17 C.J.S. Contracts § 6 at 573.

In the instant case, the City has conferred upon the State a benefit by providing for prison facilities and

transportation. This benefit conferred upon the State has been appreciated in that the City has provided facilities and services which otherwise the State would have been required to supply at the State's own costs and expense. The acceptance of services performed by the City at the request of the State would not be equitable without the State paying the City for the reasonable value of such services provided.

The City of Unalaska contends that it has conferred a benefit upon the State of Alaska in view of the prison facilities and personnel services provided, has done so at the request and acceptance of the State and has saved the State of Alaska from expense and loss. Therefore, the State of Alaska is liable to the City of Unalaska for a quasi-contract recovery of the reasonable value of the services rendered.

C. Statutory Obligation And Cause Of Action Against The State Of Alaska.

The State of Alaska through the Department of Health and Social Services and Department of Public Safety is required to provide certain prison facilities and transportation for State offenders. Furthermore, the State of Alaska is required by statute to make reimbursement for such services out of the State appropriation.

The Commissioner of the Department of Health and Social Services (hereinafter Commissioner of Social Services) has control and management of the State prison facilities. AS 33.30.010. The Commissioner of Social Services is required to provide suitable facilities for the safekeeping, housing, care and subsistence of all persons charged or convicted of offenses against the State. AS 33.30.040. The Commissioner of Public Safety is required to provide for the subsistence, care and safekeeping in suitable quarters for a person arrested under the authority of the state law pending arraignment or commitment by a court to the custody of the Commissioner of Health and Social Services or to the custody of the keeper or person in charge of a prison facility designated in advance by the Commissioner of Health and Social Services. AS 33.30.130(a). The Commissioner of Public Safety is responsible for transporting prisoners to and from the court and is responsible for delivering prisoners to a prison facility. AS 33.30.130(b). The Commissioner of Social Services may designate a suitable facility made available to the State by agreement or contract, to which all prisoners sentenced to serve a term of one year or less or detained on temporary commitment shall be committed. AS 33.30.110. If

the Commissioner of Social Services determines that suitable State facilities are not available for detention or confinement, he may enter into an agreement with a political subdivision of the State of Alaska for the required safekeeping, housing and care and subsistence. AS 33.30.060. The cost of transporting or transferring a prisoner either inside or outside the State after temporary or final commitment shall be paid from the appropriation to the Alaska Department of Public Safety. AS 33.30.160. The expenses of detention or confinement of prisoners under the law of the State of Alaska in prison facilities shall be paid out of the appropriations provided for the Alaska Department of Health and Social Services. AS 33.30.170.

In the instant case, for the last several years, the City of Unalaska has rendered services included but not limited to the safekeeping, housing, care, subsistence in suitable quarters of persons arrested under the authority of the State of Alaska, as well as providing transportation of said persons. The services rendered by the City were done in reliance on AS 33.30.040, .060, .110, .130, .160 and .170. The facilities and services delivered by the City of Unalaska were provided to the State at its request and in furtherance of its statutory obligation to provide for prison facilities, temporary detention and transportation. The State of Alaska has a statutory obligation to pay the City of Unalaska for the costs and expenses of said services pursuant to AS 33.30.160 and .170.

The general legal precedent supports the State's statutory obligation to the City. Statutes historically have provided for reimbursement to a local sheriff for expenses necessarily incurred in the performance of his office. Costs of traveling and of boarding prisoners have been classed as such. 70 AM. JUR. 2d Sheriffs, Police and Constables, § 42. (citations omitted). The state government may be liable for local law enforcement expenses under a statute requiring that they be paid out of a state fund. 80 C.J.S. Sheriffs and Constables, § 253(c). It has been recognized that local sheriffs are ordinarily allowed compensation for making arrests, for transporting prisoners to the place of confinement or to court, and for providing custody of prisoners. 80 C.J.S. Sheriffs and Constables, §§ 228, 229, 230 and 231. The State of Alaska is statutorily liable to the local law enforcement agency in the City of Unalaska for expenses associated with the arrest, transport and custody of state prisoners. The State of Alaska by statute is required to provide such services and is directed to make payment out of State appropriation.

Page 6.

The City of Unalaska asserts that the prison facilities and transportation which have been provided over the last several years to the State of Alaska have been done so in furtherance of the State's obligation to provide for such facilities and services. The State is required by statute to provide for repayment to the City for the cost of detention, confinement and transportation out of the appropriations provided for the Departments of Health and Social Services and Public Safety. The State's failure to reimburse the City of Unalaska is a direct violation of its statutory obligation.

#### CONCLUSION

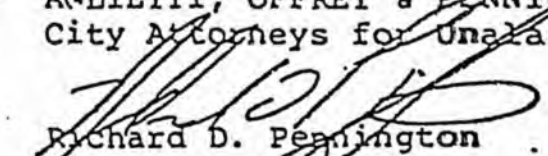
Therefore, based on all of the above, it is my opinion that the State of Alaska is liable to the City of Unalaska for reimbursement for costs and expenses for prison facilities and transportation provided during the last several years. There is no dispute over the factual circumstances which give rise to the City's claim against the State. Additionally, the legal authority for the City's causes of action are well accepted and persuasive. It appears that there is no genuine issue of triable fact, and that the City of Unalaska is entitled to a judgment on liability as a matter of law.

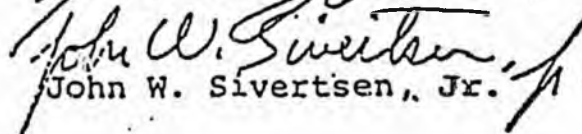
I trust that this matter can be resolved amicably without the necessity of the City filing legal action in court. However, as I stated at the September 12 meeting, I have been directed by the City to file suit against the State of Alaska.

At the September 12, 1980 meeting, you indicated that the State of Alaska might consider filing a confession of judgment on liability to the City of Unalaska following a review of the reasons why. I feel the State is liable. If you have any questions or wish to otherwise discuss this matter, please do not hesitate to contact me. I respectfully request that you review the above matter and provide me with written response within seven days from this date. If you fail to provide any response as requested, then I will assume that you have rejected the City's position, denied any contractual or statutory obligation to the City and the City of Unalaska will proceed with this matter.

Sincerely,

AGLIETTI, OFFRET & PENNINGTON  
City Attorneys for Unalaska

  
Richard D. Pennington

  
John W. Sivertsen, Jr.

RECEIVED

APR 3 1981

BUDGET AND MANAGEMENT

vg

cc: Jess Burton

William R. Nix  
Commissioner  
Department of Public Safety

Dr. Helen D. Beirn  
Commissioner  
Department of Health and  
Social Services

William R. Hudson  
Commissioner  
Department of Administration

Jessie Dodson  
Special Assistant to Governor

CITY OF UNALASKA

P.O. BOX 89  
UNALASKA, ALASKA 99685

SEI-1251

581-1233 P.D.

"Capital of the Aleutians"



November 19, 1979

The Honorable William R. Nix  
Commissioner  
Department of Public Safety  
Pouch "N"  
Juneau, Alaska 99811

Mr. Charles Campbell  
Director  
Division of Corrections  
Pouch H-03  
Juneau, Alaska 99811

RECEIVED  
APR 3 1981  
BUDGET AND MANAGEMENT

Gentlemen:

The City of Unalaska (Dutch Harbor) is no longer just a nondescript dot on the map. The activity in and around the community and the economic benefits so afforded the state of late has given the community a certain notoriety.

This economic boom has not come bereft of its share of problems also. Our local police department has of necessity grown 300% in the last two years. Department service requests double each year. The department's budget has increased 500% over a three year period. Plans are being formulated now for the provision of a new, all encompassing, facility for the department's operation

Sec. 32.30.040 of the Alaska State Statutes puts the responsibility for prison facilities directly in the lap of the Commissioner of Health and Social Services. Sec. 32.30.130 places direct responsibility for the detention and transportation of prisoners until the time of conviction and sentencing upon the Commissioner of Public Safety. How the funding of these inter-related functions are to be transpired seems to be somewhat ambiguous. Hence my addressing of this letter to both the Commissioner of Public Safety, as I am unsure of the correct division directly with the Public Safety to whom to address, and the Director of the Division of Corrections of the Department of Health and Social Services.

The City of Unalaska, as per the attached schedule, for the period of January 1, 1979 until October 1st has held in custody offenders of state law amounting to 334 jail days and dispensed 960 meals. The expense upon the city has been computed to approximately \$67,500.00. This does not take into consideration the considerable expense and anguish put upon the department and the citizens of the community due to absenteeism of department personnel while providing escort service for prisoner transportation because of the limited availability of state personnel to assume their rightful duty.

CITY OF UNALASKA

P.O. BOX 89  
UNALASKA, ALASKA 99685  
581-1251

"Capital of the Aleutians"



At present, we have four of our current 6 man department attending the municipal academy in Sitka. Therefore I have directed the Chief of Police to insist, during this interim period, that the State Department of Public Safety provide from their staff all prisoner escorts as provided by state law.

I am aware that contract services with political subdivisions for temporary detention, short term sentences, and transportation are made by Public Safety with some municipalities with the state. It is apparent that the time has come for the City of Unalaska to be incorporated into this fold.

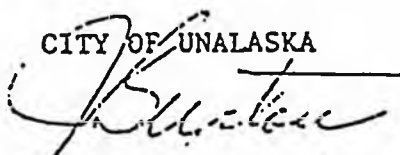
I am hereby officially requesting reimbursement for the \$67,500.00 currently expended by the city and request immediate commencement of negotiations toward a yearly contract with the state for these services to commence on January 1, 1980. Consider the rapid growth of the community and realizing that this growth will continue unabated for sometime to come we will of necessity require a minimum contract amount with the state of \$100,000.

I think you can see from the schedule attached we are not attempting to circumvent city ordinances and charge all offences against state statutes. Those indicated we feel are routinely considered state offences.

We are experiencing a drastic deficit in revenues this fiscal year due to the reduction of the fish price. However, as expected, our criminal activity has continued to climb. We must receive the requested reimbursement amount in order to balance our public safety department's budget. Your assistance and consideration will be appreciated.

Sincerely

CITY OF UNALASKA



Jess Burton  
City Manager

cc: Senator Bob Mulcahey  
Representative Osterback  
Richard Pennington, City Attorney



COMMITTEE REPORT

SENATE

FURTHER: Finance

3/23/81

Date:

4/14/81  
read 4/16

Mr. President:

The Committee on STATE AFFAIRS has had SR 311

senior citizen housing

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)  same title
- replace with CS for \_\_\_\_\_  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:

1 Collette

1 Tommy Stinson

1 Bob Bradley

Fischer

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

2 McLain

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

1 Fischer

CHAIRMAN

SENATE AMENDMENT

By SENATE STATE AFFAIRS

To: AMEND SENATE BILL No. 311

To: \_\_\_\_\_ HOUSE BILL No. \_\_\_\_\_

PAGE: 1      LINE: 24-25

Delete "or to corporations"

Introduced: 3/20/81  
Referred: Community & Regional  
Affairs and Finance

BY RODEY, FERGUSON, FISCHER,  
COLLETTA, GILMAN AND RAY

1 IN THE SENATE

2 SENATE BILL NO. 311

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to senior citizen housing and amending  
7 the housing development revolving loan fund; and  
8 providing for an effective date."

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

10 \* Section 1. AS 18.54.010 is amended to read:

11 CHAPTER 54. SENIOR CITIZENS HOUSING DEVELOPMENT [REVOLVING LOAN] FUND.

12 Sec. 18.54.010. DECLARATION OF PURPOSE. There exists within the  
13 state a serious shortage of decent, safe and sanitary residential  
14 housing available at low or moderate prices or rentals to persons  
15 60 years of age or older [OF LOWER AND MODERATE INCOME]. There also  
16 exists in the state organizations whose purposes are to provide the  
17 kinds of housing needed to alleviate this shortage. Development work  
18 to provide such housing involves substantial expense which is often  
19 beyond the resources of the organizations.

20 \* Sec. 2. AS 18.54.070(a) is amended to read:

21 (a) There is created within the Department of Community and  
22 Regional Affairs a senior citizens housing development fund. Subject  
23 to direct appropriation or through proceeds of a bonding issue the  
24 department shall make grants [OR LOANS] to municipalities or to corpora-  
25 tions or to public or private nonprofit corporations designated as tax  
26 exempt under sec. 501(c)(3) and (4) of the Internal Revenue Code of  
27 1954 [ELIGIBLE FOR LOANS UNDER AS 18.54.050] for the purpose of develop-  
28 ing senior citizen housing. A grant from the proceeds of a bond issue  
29 may be made only to municipalities.

1 \* Sec. 3. AS 18.54.070(b) is amended to read:

2 (b) Application for a grant [OR LOAN] under (a) of this section  
3 shall be in the form prescribed by the department. The application  
4 shall demonstrate the need for senior citizen housing in the area to be  
5 served, the feasibility of the proposed project, and an adequate manage-  
6 ment plan which shall demonstrate the ability of the eligible recipient  
7 to sustain the proposed project.

8 \* Sec. 4. AS 18.54.070(e) is amended to read:

9 (e) In this section "senior citizen housing" means a specific  
10 work or improvement undertaken primarily to provide dwelling accommoda-  
11 tions for persons 50 years of age or older, including but not limited  
12 to, conventional housing, housing for the frail elderly, group homes,  
13 congregate housing and other housing that meets special needs of the  
14 elderly, and includes the acquisition, construction or rehabilitation  
15 of land, buildings and improvements and other nonhousing facilities  
16 that are incidental or appurtenant to the housing.

17 \* Sec. 5. AS 18.54.020 - 18.54.060 are repealed.

18 \* Sec. 6. This Act takes effect immediately in accordance with AS 01.10.-  
19 070(c).

ALASKA STATE LEGISLATURE

TWELFTH Legislature . . . FIRST Session

SENATE BILL . . . . . NO. . . 311.

By . . . RODEY, FERGUSON, FISCHER,  
COLLETTA, GILMAN, RAY

"An Act relating to senior citizen housing and amending the housing development revolving loan fund; and providing for an effective date."

Introduced in the Senate . . . . . 3/20/ . . . 19. . . . . 81

HISTORY IN THE SENATE

19 81

Read first time and referred to Committee on

3

20

C & RA AND Finance

3 23  
4 16

*Ad. G. Lawrence to Day*  
Reported back with *St. Aff.* recommendation that *4 days*, *1 no rec. to Finance*

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  
Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

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 Speaker  
Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Received from House

To enrolling

Reported correctly enrolled

Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No. ....

SENATE AMENDMENT

By SENATE STATE AFFAIRS

To: AMEND SENATE BILL No. 311

To: \_\_\_\_\_ HOUSE BILL No. \_\_\_\_\_

PAGE: 1      LINE: 24-25

Delete "or to corporations"

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

SB 311  
Title SENIOR CITIZEN HOUSING  
Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected DEPARTMENT OF COMMUNITY & REGIONAL AFFAIRS  
Program Category Affected Social and economic assistance for the aged  
BRU, Program, or Subprogram(s) Affected Senior Citizen Housing  
(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 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						
<b>TOTAL</b>	-0-					

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME						
PART TIME						
TEMPORARY						
<b>TOTAL</b>	-0-					

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

This bill will require no additional operating expenses other than a continuation budget.

IV. DATE 4-16-81 PREPARED BY Paul [Signature]  
 Original: Legislative Finance AGENCY Dept. Community & Regional Affairs  
 cc: Budget and Management PHONE 224-5555 Housing Assign/20cc Div

Introduced: 3/20/81  
Referred: Community & Regional  
Affairs and Finance

BY RODEY, FERGUSON, FISCHER,  
COLLETTA, GILMAN AND RAY

1 IN THE SENATE

2 SENATE BILL NO. 311

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to senior citizen housing and amending  
7 the housing development revolving loan fund; and  
8 providing for an effective date."

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

10 \* Section 1. AS 18.54.010 is amended to read:

11 CHAPTER 54. SENIOR CITIZENS HOUSING DEVELOPMENT [REVOLVING LOAN] FUND.

12 Sec. 18.54.010. DECLARATION OF PURPOSE. There exists within the  
13 state a serious shortage of decent, safe and sanitary residential  
14 housing available at low or moderate prices or rentals to persons  
15 60 years of age or older [OF LOWER AND MODERATE INCOME]. There also  
16 exists in the state organizations whose purposes are to provide the  
17 kinds of housing needed to alleviate this shortage. Development work  
18 to provide such housing involves substantial expense which is often  
19 beyond the resources of the organizations.

20 \* Sec. 2. AS 18.54.070(a) is amended to read:

21 (a) There is created within the Department of Community and  
22 Regional Affairs a senior citizens housing development fund. Subject  
23 to direct appropriation or through proceeds of a bonding issue the  
24 department shall make grants [OR LOANS] to municipalities or to corpora-  
25 tions or to public or private nonprofit corporations designated as tax  
26 exempt under sec. 501(c)(3) and (4) of the Internal Revenue Code of  
27 1954 [ELIGIBLE FOR LOANS UNDER AS 18.54.050] for the purpose of develop-  
28 ing senior citizen housing. A grant from the proceeds of a bond issue  
29 may be made only to municipalities.

1 \* Sec. 3. AS 18.54.070(b) is amended to read:

2 (b) Application for a grant [OR LOAN] under (a) of this section  
3 shall be in the form prescribed by the department. The application  
4 shall demonstrate the need for senior citizen housing in the area to be  
5 served, the feasibility of the proposed project, and an adequate manage-  
6 ment plan which shall demonstrate the ability of the eligible recipient  
7 to sustain the proposed project.

8 \* Sec. 4. AS 18.54.070(e) is amended to read:

9 (e) In this section "senior citizen housing" means a specific  
10 work or improvement undertaken primarily to provide dwelling accommoda-  
11 tions for persons 60 years of age or older, including but not limited  
12 to, conventional housing, housing for the frail elderly, group homes,  
13 congregate housing and other housing that meets special needs of the  
14 elderly, and includes the acquisition, construction or rehabilitation  
15 of land, buildings and improvements and other nonhousing facilities  
16 that are incidental or appurtenant to the housing.

17 \* Sec. 5. AS 18.54.020 - 18.54.060 are repealed.

18 \* Sec. 6. This Act takes effect immediately in accordance with AS 01.10.-  
19 070(c).



COMMITTEE REPORT

SENATE

FURTHER: Finance

3/23/81

Date: 4/14/81

Mr. President:

The Committee on STATE AFFAIRS has had SB 312 making a special appropriation to Dept. of Community & Regional Affairs, senior citizens housing development fund

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 SB 312  same title  
 new title
- and recommends do pass
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

1. [Signature]

1. Colletta

1. Brad Bonalley

1. Fischer

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MEMBERS PAVING  
OTHER RECOMMENDATIONS:

[Signature]

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

1. [Signature]

CHAIRMAN

Original sponsors: Rodey, Ferguson,  
Fischer, et al

Offered: 4/16/81  
Referred: Finance

Funding Information

General Fund	\$16,000,000
Other Funds	-0-
	<u>\$16,000,000</u>

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 312 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-  
7 ment of Community and Regional Affairs, senior citizens  
8 housing development fund, to develop senior citizen  
9 housing; and providing for an effective date."

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

11 \* Section. 1. The sum of \$16,000,000 is appropriated from the general  
12 fund to the Department of Community and Regional Affairs, senior citizens  
13 housing development fund (AS 18.54.070), to develop senior citizen housing.

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

Introduced: 3/20/81  
Referred: Community & Regional  
Affairs and Finance

Funding Information  
General Fund \$25,000,000  
Other Funds -0-  
\$25,000,000

1 IN THE SENATE

BY RODEY, FERGUSON, FISCHER,  
COLLETTA, GILMAN AND RAY

2 SENATE BILL NO. 312

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-  
7 ment of Community and Regional Affairs, senior citizens  
8 housing development fund, to develop senior citizen  
9 housing; and providing for an effective date."

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

11 \* Section 1. The sum of \$225,000 is appropriated from the general fund  
12 to the Department of Community and Regional Affairs, senior citizens housing  
13 development fund (AS 18.54.070), to study and assess the need in the state  
14 for senior citizen housing, to determine geographic location and housing  
15 conditions of elder Alaskans, and to make a complete study of housing alter-  
16 natives for elderly persons, including a review of national and international  
17 literature and prototypes with particular attention to architectural and  
18 technical considerations.

19 \* Sec. 2. The sum of \$24,775,000 is appropriated from the general fund  
20 to the Department of Community and Regional Affairs, senior citizens housing  
21 development fund (AS 18.54.070), to develop senior citizen housing.

22 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
23 070(c).

ALASKA STATE LEGISLATURE

WELFTH Legislature FIRST Session

SENATE BILL..... NO. ...312.

By RODEY, FERGUSON, FISCHER,  
COLLETTA, GILMAN, RAY

An Act making a special appropriation to the Department of Community and Regional Affairs, senior citizens housing development fund, to develop senior citizen housing; and providing for an effective date."

Introduced in the Senate 3/20, 1981

HISTORY IN THE SENATE

1981	Read first time and referred to Committee on										
3 20	C & RA and Finance										
3 23	<i>Chairman advised</i>										
4 16	Reported back with recommendation that <i>replace w/CS(22), 4 do pass money, to finance.</i>										
	Read second time and										
	Read third time and										
	<table border="0"> <tr><td>PASS</td><td>Effective Date</td></tr> <tr><td>Yeas</td><td>Yeas</td></tr> <tr><td>Nays</td><td>Nays</td></tr> <tr><td>Absent</td><td>Absent</td></tr> <tr><td>Excused</td><td>Excused</td></tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date										
Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	Reconsideration										
	<table border="0"> <tr><td>PASS</td><td>Effective Date</td></tr> <tr><td>Yeas</td><td>Yeas</td></tr> <tr><td>Nays</td><td>Nays</td></tr> <tr><td>Absent</td><td>Absent</td></tr> <tr><td>Excused</td><td>Excused</td></tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date										
Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	Reported correctly engrossed										
	Signed by President										
	Sent to House										
	SECRETARY OF THE SENATE										

HISTORY IN THE HOUSE

19	Read first time and referred to Committee on										
	Reported back with recommendation that										
	Read second time and										
	Read third time and										
	<table border="0"> <tr><td>PASS</td><td>Effective Date</td></tr> <tr><td>Yeas</td><td>Yeas</td></tr> <tr><td>Nays</td><td>Nays</td></tr> <tr><td>Absent</td><td>Absent</td></tr> <tr><td>Excused</td><td>Excused</td></tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date										
Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	Reconsideration										
	<table border="0"> <tr><td>PASS</td><td>Effective Date</td></tr> <tr><td>Yeas</td><td>Yeas</td></tr> <tr><td>Nays</td><td>Nays</td></tr> <tr><td>Absent</td><td>Absent</td></tr> <tr><td>Excused</td><td>Excused</td></tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date										
Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	Reported correctly engrossed										
	Signed by Speaker										
	Returned to Senate										
	CHIEF CLERK OF THE HOUSE										

HISTORY IN THE SENATE

19	Received from House
	To enrolling
	Reported correctly enrolled
	Sent to Governor
	..... by Governor
	Filed with Lt. Governor
	Chapter No. ....

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Resolution No. CS SB 312  
 Title SENIOR CITIZEN HOUSING  
 Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Department of Community & Regional Affairs  
 Program Category Affected Social & Economic Assistance for the Aged  
 BRU, Program, or Subprogram(s) Affected Senior Citizen Housing

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

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

-0-

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

-0-

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

This bill will require no additional operating expenses other than a continuation budget.

IV. DATE 4-16-81 PREPARED BY Paul A. Johnson  
 AGENCY Community & Regional Affairs Housing Assistance Div  
 PHONE 272-4545  
 Original: Legislative Finance  
 cc: Budget and Management

POSITION PAPER/Department of Health & Social Services

POSITION PAPER  
ON  
SENATE BILL NO. 312

"An Act making a special appropriation to the Department of Community and Regional Affairs, senior citizens housing development fund, to develop senior citizen housing; and providing for an effective date."

Seniors living on fixed incomes, from Old Age Assistance or a retirement program, are finding it more difficult to afford to pay the rising costs of housing and fuel in most all areas of Alaska, especially in the smaller communities. For example, a senior receiving the absolute maximum monthly benefit under Old Age Assistance is eligible for \$473 a month. That \$473 must cover the costs of basic housing, fuel, food, transportation, clothing, and other necessities. Seniors statewide report difficulties in making ends meet under such a situation.

The Department of Health and Social Services supports the concept of a study to assess the need for senior citizen housing and the development of senior citizen housing to meet identified needs. In addition, if an Older Alaskans Commission is established, it may be appropriate to have the commission conduct such a study. In the Department's view it would be appropriate for the study to address various housing alternatives which could prevent unnecessary and premature institutionalization.

Recommended by: Elizabeth Muktarian  
Elizabeth Muktarian  
Director  
Div. of Adult and  
Aging Services

Date: 3/26/81

Approved by: Helen D. Beirne  
Helen D. Beirne  
Commissioner  
Dept. of Health and  
Social Services

Date: 4-7-81

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate Bill No. 312  
Title "An Act making a special appropriation to the Dept. of Community & Regional Affairs,  
Requested by senior citizens housing development fund, to..... Date March 26, 1981

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services  
Program Category Affected Social and Economic Assistance for the Aged  
BRU, Program, or Subprogram(s) Affected Division of Adult and Aging 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 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-				

FUNDING (Thousands of Dollars)

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

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

Zero Impact

IV. DATE 3/26/81 PREPARED BY Pearl Johnson Pearl Johnson  
AGENCY Division of Adult and Aging Services  
Original: Legislative Finance PHONE 465-3250  
cc: Budget and Management  
Prime Sponsor (First Legislator Named) M&B Approval [Signature] Date 3/18/81

Original sponsors: Rodey, Ferguson,  
Fischer, et al .

Offered: 4/16/81  
Referred: Finance

Funding Information

General Fund	\$16,000,000
Other Funds	-0-
	<u>\$16,000,000</u>

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2

CS FOR SENATE BILL NO. 312 (State Affairs)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act making a special appropriation to the Department of Community and Regional Affairs, senior citizens housing development fund, to develop senior citizen housing; and providing for an effective date."

7

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10

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

11

\* Section. 1. The sum of \$16,000,000 is appropriated from the general fund to the Department of Community and Regional Affairs, senior citizens housing development fund (AS 18.54.070), to develop senior citizen housing.

12

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

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Funding Information  
General Fund \$25,000,000  
Other Funds -0-  
\$25,000,000

Introduced: 3/20/81  
Referred: Community & Regional  
Affairs and Finance

BY RODEY, FERGUSON, FISCHER,  
COLLETTA, GILMAN AND RAY

1 IN THE SENATE

2 SENATE BILL NO. 312

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-  
7 ment of Community and Regional Affairs, senior citizens  
8 housing development fund, to develop senior citizen  
9 housing; and providing for an effective date."

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

11 \* Section 1. The sum of \$225,000 is appropriated from the general fund  
12 to the Department of Community and Regional Affairs, senior citizens housing  
13 development fund (AS 18.54.070), to study and assess the need in the state  
14 for senior citizen housing, to determine geographic location and housing  
15 conditions of elder Alaskans, and to make a complete study of housing alter-  
16 natives for elderly persons, including a review of national and international  
17 literature and prototypes with particular attention to architectural and  
18 technical considerations.

19 \* Sec. 2. The sum of \$24,775,000 is appropriated from the general fund  
20 to the Department of Community and Regional Affairs, senior citizens housing  
21 development fund (AS 18.54.070), to develop senior citizen housing.

22 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
23 070(c).

24  
25  
26  
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29



COMMITTEE REPORT

SENATE

FURTHER: Finance

3/20/81

Date: \_\_\_\_\_

Mr. President:

The Committee on HEALTH, EDUCATION AND SOCIAL SERVICES has had SB 313 making a special appropriation to the Dept. of Health & Social Services, division of adult and aging services

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

Handwritten signatures of members signing do pass, including Jerry D. Stinson, V. [unclear], and Charles H. [unclear]

MEMBERS HAVING OTHER RECOMMENDATIONS:

Handwritten signatures of members having other recommendations: Do pass if and Colletta, Do pass if and Kelly

Handwritten signature of Charles H. [unclear]

CHAIRMAN

Funding Information  
General Fund \$892,300  
Other Funds -0-  
\$892,300

Introduced: 3/20/81  
Referred: Health, Education &  
Social Services and Finance

1 IN THE SENATE

BY RODEY AND KERTTULA

2 SENATE BILL NO. 313

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-  
7 ment of Health and Social Services, division of adult  
8 and aging services, for homemaker-home health aide  
9 services; and providing for an effective date."

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

11 \* Section 1. The sum of \$892,300 is appropriated from the general fund  
12 to the Department of Health and Social Services, division of adult and aging  
13 services, for homemaker and home health aide services.

14 \* Sec. 2. The unexpended and unobligated portion of the appropriation  
15 made by this Act lapses into the general fund June 30, 1982.

16 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
17 070(c).

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ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST Session

SENATE BILL NO. 313

By RODEY, KERTTULA

"An Act making a special appropriation to the Department of Health and Social Services, division of adult and aging services, for homemaker-home health aide services; and providing for an effective date."

Introduced in the Senate 3/20/1981

HISTORY IN THE SENATE

19	81	Read first time and referred to Committee on										
3	20	HESS and Finance										
	4/30	Reported back with HESS recommendation that 3 do pass, 2 do pass if amended to fail										
		Read second time and										
		Read third time and										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reconsideration										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reported correctly engrossed										
		Signed by President										
		Sent to House										

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19		Read first time and referred to Committee on										
		Reported back with recommendation that										
		Read second time and										
		Read third time and										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reconsideration										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reported correctly engrossed										
		Signed by Speaker										
		Returned to Senate										

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19		Received from House
		To enrolling
		Reported correctly enrolled
		Sent to Governor
		..... by Governor
		Filed with Lt. Governor
		Chapter No. ....

POSITION PAPER  
ON  
SENATE BILL NO. 313

"An Act making a special appropriation to the Department of Health and Social Services, division of adult and-aging services, for homemaker-home health aide services; and providing for an effective date."

This bill would increase the Division of Adult and Aging Services appropriation for homemaker-home health aide services by \$892,300. Any unexpended and unobligated portion of the appropriation would lapse into the general fund June 30, 1982.

The Division of Adult and Aging Services will be soliciting proposals for the statewide provision of combined homemaker-home health aide services for Fiscal Year 1982. The additional funds would provide for both the administrative costs for subcontractors providing services on a regional/local basis and for an increase in funds available for service provision.

The Department of Health and Social Services supports efforts whereby the provision of homemaker-home health aide services can be improved and expanded to meet client needs.

Recommended by

*Elizabeth Muktarian*  
Elizabeth Muktarian  
Director  
Div. of Adult and  
Aging Services

Date: 4/2/81

Approved by:

*Helen D. Beirne*  
Helen D. Beirne  
Commissioner  
Dept. of Health and  
Social Services

Date: 4/16/81

POSITION PAPER/Department of Health & Social Services

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate Bill No. 313  
 Title "An Act making a special appropriation to the Dept. of Health & Social Services, Div. of Adult & Aging Services, for homemaker-home health aide services; & providing for an effective date."  
 Requested by of Adult & Aging Services, for homemaker-home Date April 2, 1981

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services  
 Program Category Affected Social and Economic Assistance for the General Population  
 BRU, Program, or Subprogram(s) Affected Division of Adult & Aging Services - Adult 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 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		-0-				

FUNDING (Thousands of Dollars)

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

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

Zero Impact.

IV. DATE 4/2/81 PREPARED BY Dorothy Walt  
 AGENCY Division of Adult and Aging Services  
 PHONE 465-3250  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named) M&B Approval H. Hubbard Date 4/6/81

Funding Information  
General Fund \$892,300  
Other Funds -0-  
\$892,300

Introduced: 3/20/81  
Referred: Health, Education &  
Social Services and Finance

1 IN THE SENATE

BY RODEY AND KERTTULA

2 SENATE BILL NO. 313

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-  
7 ment of Health and Social Services, division of adult  
8 and aging services, for homemaker-home health aide  
9 services; and providing for an effective date."

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

11 \* Section 1. The sum of \$892,300 is appropriated from the general fund  
12 to the Department of Health and Social Services, division of adult and aging  
13 services, for homemaker and home health aide services.

14 \* Sec. 2. The unexpended and unobligated portion of the appropriation  
15 made by this Act lapses into the general fund June 30, 1982.

16 \* Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-  
17 070(c).

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Original sponsors: Rodey, Dankworth  
and Kerttula

Offered: 3/18/82  
Referred: Finance

1 IN THE SENATE

BY THE COMMUNITY AND  
REGIONAL AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 314 (C&RA) am

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 exemptions from municipal property  
7 taxation; and providing for an effective date."

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

9 \* Section 1. AS 29.53.020(h) is amended to read:

10 (h) Except as provided in (g) of this section, nothing in (e) -  
11 (i) or (k) of this section affects similar exemptions from property  
12 taxes granted by a municipality [MUNICIPALITIES] on September 10, 1972  
13 or prevents a municipality [MUNICIPALITIES] from granting similar ex-  
14 emptions by ordinance as provided in AS 29.53.025(a).

15 \* Sec. 2. AS 29.53.020 is amended by adding new subsections to read:

16 (k) One motor vehicle per household owned by a resident 65 years  
17 of age or older on January 1 of the assessment year is exempt either  
18 from taxation on its assessed value or from the registration tax under  
19 AS 28.10.431. An exemption may be granted under this subsection only  
20 upon written application on a form prescribed by the Department of  
21 Public Safety. The state shall reimburse a municipality for tax reve-  
22 nues lost to it because of the exemption required by this subsection.  
23 Reimbursement to a municipality equals the amount of registration tax  
24 authorized under AS 28.10.431(b) for each vehicle exempted under this  
25 subsection.

26 (l) The Department of Community and Regional Affairs shall adopt  
27 regulations to implement the provisions of (g) and (k) of this section.

28 \* Sec. 3. AS 29.45.030(h) is amended to read:

29 (h) Except as provided in (g) of this section, nothing in (e) -

1 (i) or (k) of this section affects similar exemptions from property taxes  
2 granted by a municipality on September 10, 1972 or prevents a munici-  
3 pality from granting similar exemptions by ordinance as provided in  
4 AS 29.53.025(a).

5 \* Sec. 4. AS 29.45.030 is amended by adding new subsections to read:

6 (k) One motor vehicle per household owned by a resident 65 years  
7 of age or older on January 1 of the assessment year is exempt either  
8 from taxation on its assessed value or from the registration tax under  
9 AS 28.10.431. An exemption may be granted under this subsection only  
10 upon written application on a form prescribed by the Department of  
11 Public Safety. The state shall reimburse a municipality for tax reve-  
12 nues lost to it because of the exemption required by this subsection.  
13 Reimbursement to a municipality equals the amount of registration tax  
14 authorized under AS 28.10.431(b) for each vehicle exempted under this  
15 subsection.

16 (l) The department shall adopt regulations to implement the pro-  
17 visions of (g) and (k) of this section.

18 \* Sec. 5. The exemption authorized in AS 29.45.030(k) as added in sec. 4  
19 of this Act is in effect beginning with the calendar year 1982.

20 \* Sec. 6. The amendments made in secs. 1 and 2 of this Act are repealed.

21 \* Sec. 7. AS 28.10.411(c) and (d) are repealed.

22 \* Sec. 8. The amendments and repeals made in secs. 1, 2, and 7 of this  
23 Act are retroactive to January 1, 1982.

24 \* Sec. 9. The amendments made in secs. 3 - 6 of this Act take effect on  
25 the effective date of a version of House Bill No. 170 or Senate Bill No. 180  
26 revising AS 29.

27 \* Sec. 10. Sections 1, 2, 7, and 8 of this Act take effect immediately in  
28 accordance with AS 01.10.070(c).

29

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSSB 314 am  
Title Act relating to exemption from municipal property taxation (Sr. Citizens Motor Vehicle)  
Requested by House Community & Regional Affairs Date 4/16/82

II. FISCAL DETAIL

Agency Affected Community & Regional Affairs  
Program Category Affected Health and Social Services  
BRU, Program, Or Subprogram(s) Affected Senior Citizens Tax Relief  
(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-					
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars)

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

POSITIONS

FULL TIME	-0-					
PART TIME						
TEMPORARY						

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

This legislation amends and clarifies existing statutory language establishing exemption of senior citizens from municipal taxation on motor vehicles. No additional fiscal impact results from passage of this legislation.

IV. DATE April 16, 1982 PREPARED BY Palmer McCarter  
AGENCY Community & Regional Affairs  
Original: Legislative Finance PHONE 465-4707  
cc: Budget and Management  
Prime Sponsor (First Legislator Named)  
33-001 (Rev. 12/81)



COMMITTEE REPORT

HOUSE

4/16

4/1/82

FURTHER:

FINANCE

(5)

Date:

4/16/82

Mr. Speaker:

COMMUNITY & REGIONAL  
AFFAIRS

The Committee on \_\_\_\_\_ has had \_\_\_\_\_ CSSB 314(C&RA) am

"An Act relating to exemptions from municipal property taxation; eff 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

*Patrick W. O'Connell*  
 \_\_\_\_\_  
*AC Byrnes*  
 \_\_\_\_\_  
*Ben ...*  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

MEMBERS HAVING

OTHER RECOMMENDATIONS:

*H. ... - no rec*  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

*Patrick W. O'Connell*  
 \_\_\_\_\_  
 CHAIRMAN

Original sponsors: Rodey, Dankworth  
and Kerttula

Offered: 3/18/82  
Referred: Finance

1 IN THE SENATE

BY THE COMMUNITY AND  
REGIONAL AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 314 (C&RA) am

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 exemptions from municipal property  
7 taxation; and providing for an effective date."

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

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10 (h) Except as provided in (g) of this section, nothing in (e) -  
11 (i) or (k) of this section affects similar exemptions from property  
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15 \* Sec. 2. AS 29.53.020 is amended by adding new subsections to read:

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18 from taxation on its assessed value or from the registration tax under  
19 AS 28.10.431. An exemption may be granted under this subsection only  
20 upon written application on a form prescribed by the Department of  
21 Public Safety. The state shall reimburse a municipality for tax reve-  
22 nues lost to it because of the exemption required by this subsection.  
23 Reimbursement to a municipality equals the amount of registration tax  
24 authorized under AS 28.10.431(b) for each vehicle exempted under this  
25 subsection.

26 (l) The Department of Community and Regional Affairs shall adopt  
27 regulations to implement the provisions of (g) and (k) of this section.

28 \* Sec. 3. AS 29.45.030(h) is amended to read:

29 (h) Except as provided in (g) of this section, nothing in (e) -

COMMITTEE COPY

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13 Reimbursement to a municipality equals the amount of registration tax  
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15 subsection.

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18 \* Sec. 5. The exemption authorized in AS 29.45.030(k) as added in sec. 4  
19 of this Act is in effect beginning with the calendar year 1982.

20 \* Sec. 6. The amendments made in secs. 1 and 2 of this Act are repealed.

21 \* Sec. 7. AS 28.10.411(c) and (d) are repealed.

22 \* Sec. 8. The amendments and repeals made in secs. 1, 2, and 7 of this  
23 Act are retroactive to January 1, 1982.

24 \* Sec. 9. The amendments made in secs. 3 - 6 of this Act take effect on  
25 the effective date of a version of House Bill No. 170 or Senate Bill No. 180  
26 revising AS 29.

27 \* Sec. 10. Sections 1, 2, 7, and 8 of this Act take effect immediately in  
28 accordance with AS 01.10.070(c).

ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST... Session

SENATE ... BILL..... NO. ...314.

By .RODEY., DANKWORTH,, KERTTULA

"An Act relating to exemptions from municipal property taxation and from special road assessments; and providing for an effective date."

Introduced in the Senate ..... 3/20/ 19... 81

HISTORY IN THE SENATE

19 81	Read first time and referred to Committee on C & RA and Finance
3 20	Reported back with C+RA recommendation that <i>replace w/OS, new title, 2 do pass 1 mo. rev. to Fin.</i>
3 18	<i>Roller: Calendar</i>
3 29	Read second time and <i>OS with title change adopted and also</i>
4 1	Read third time and
4 1	PASS <i>ed</i> Effective Date Yeas 16 Nays 0 Absent 1 Excused 3
4 1	Reconsideration PASS Effective Date Yeas Nays Absent Excused
4 1	Reported correctly engrossed Signed by President Sent to House

*Peggy Mulligan*  
SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19 82	Read first time and referred to Committee on C+RA Finance
april 1	Reported back with recommendation that
	Read second time and
	Read third time and
	PASS Effective Date Yeas Nays Absent Excused
	Reconsideration PASS Effective Date Yeas Nays Absent Excused
	Reported correctly engrossed Signed by Speaker Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19	Received from House
	To enrolling
	Reported correctly enrolled
	Sent to Governor
	..... by Governor
	Filed with Lt. Governor
	Chapter No. ....