

LEG. FINANCE - BILLS 1981 - 1982 1674

SB 365 - SB 368

1674

COMMITTEE REPORT
SENATE

FURTHER: None

317752

Date: _____

Mr. President:

The Committee on FINANCE has had SB 305
special education

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
(6-1-81)
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

Original sponsors: Stimson, Fahrenkamp,
Bradley, et al

Offered: 5/7/81
Referred: Finance

Finance Committee
~~BY THE HEALTH, EDUCATION, AND
SOCIAL SERVICES COMMITTEE~~

1 IN THE SENATE

2 CS. FOR SENATE BILL NO. 365 (*Finance*) (HESS)

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 special education; and providing
7 for an effective date."

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

9 * Section 1. AS 14.17.041(f) is repealed and reenacted to read:

10 (f) Special education schedule:

11 (1) in districts with ADM of less than 3,000, one instruc-
12 tional unit for each 15 special education pupils or fraction of 15
13 pupils in ADM;

14 (2) in districts with ADM of 3,000 or more, one instructional
15 unit for each ¹⁴/₁₁ special education pupils or fraction of ¹⁴/₁₁ pupils in
16 ADM.

17 * Sec. 2. AS 14.30.350(2) is amended to read:

18 (2) "special services" includes but is not limited to trans-
19 portation, summer school, special teaching, corrective teaching, correc-
20 tive health habits, and the provision of special seats, books, teaching
21 supplies, facilities, in-service teacher training, and equipment
22 required for the instruction of exceptional children, and includes
23 education and training for children who cannot utilize regular class-
24 room instruction.

25 * Sec. 3. The amendment to AS 14.17.041(f) made by this Act may not be
26 applied to reduce the number of allowable instructional units for special
27 education below the number of units allowed during the school term ending in
28 the calendar year in which this Act takes effect.

29 * Sec. 4. This Act takes effect July 1, 1981.

SENATE JOURNAL

LETTER OF INTENT
TO ACCOMPANY
CS FOR SENATE BILL 365 (FINANCE)

It is the intent of this bill that at the end of FY 82 the Legislative Budget and Audit Committee will be requested to conduct a special program and performance audit of all school districts and Regional Educational Attendance Areas receiving special education funds under this bill and further that the Legislative Budget and Audit Committee will report its findings and recommendations to the Legislature no later than the fifteenth day of 1983.

M. E. Dankworth
Co-chairman
Senate Finance Committee

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Finance CS for CS SB-365(HESS)
 Title An Act ... Special Education
 Requested by Senate Finance Date 6/1/81

II. FISCAL DETAIL

Agency Affected Education
 Program Category Affected Elementary and Secondary Education
 BRU, Program, or Subprogram(s) Affected Foundation Support, Financial Support, Districts
 (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.		10,704.4	16,174.8	17,792.3	19,571.5	21,528.7
TOTAL		10,704.4	16,174.8	17,792.3	19,571.5	21,528.7

FUNDING (Thousands of Dollars)

GENERAL FUND		10,704.4	16,174.8	17,792.3	19,571.5	21,528.7
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

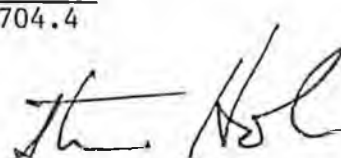
FULL TIME						
PART TIME						
TEMPORARY						

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

This fiscal note predicated upon 1) divisor in districts with ADM of 3000 or more being changed to 14 pupils of fraction of 14, and; 2) House CS CS SB-18(Fin) being enacted with an appropriation of \$4,000, and amended to permit the appropriation to be used for support of special education programs during the 1981-82 school year in addition to 1981 summer school.

Foundation Special Education Adjustments:	\$12,404.4
Minus House CS CS SB-18(Fin) Appropriation:	<u>4,000.0</u>
	8,404.4

State Contract Schools	\$2,300.0
FY'82 Total This Bill	<u>10,704.4</u>

IV. DATE June 1, 1981 PREPARED BY Steve Hole 

Original: Legislative Finance AGENCY Education
 cc: Budget and Management PHONE 465-2800
 Prime Sponsor (First Legislator Named)

Original sponsors: Stimson, Fahrenkamp,
Bradley, et al

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 365 (Finance)

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 special education; and providing
7 for an effective date."

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

9 * Section 1. AS 14.17.041(f) is repealed and reenacted to read:

10 (f) Special education schedule:

11 (1) in districts with ADM of less than 3,000, one instruc-
12 tional unit for each 15 special education pupils or fraction of 15
13 pupils in ADM;

14 (2) in districts with ADM of 3,000 or more, one instructiona
15 unit for each 14 special education pupils or fraction of 14 pupils in
16 ADM.

17 * Sec. 2. AS 14.30.350(2) is amended to read:

18 (2) "special services" includes but is not limited to trans-
19 portation, summer school, special teaching, corrective teaching, correc-
20 tive health habits, and the provision of special seats, books, teaching
21 supplies, facilities, in-service teacher training, and equipment
22 required for the instruction of exceptional children, and includes
23 education and training for children who cannot utilize regular class-
24 room instruction.

25 * Sec. 3. The amendment to AS 14.17.041(f) made by this Act may not be
26 applied to reduce the number of allowable instructional units for special
27 education below the number of units allowed during the school term ending in
28 the calendar year in which this Act takes effect.

29 * Sec. 4. This Act takes effect July 1, 1981.

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate R471 365
 Title An Act relating to State aid for Special Education
 Requested by Stimson Date 3/26/81

II. FISCAL DETAIL

Agency Affected Department of Education
 Program Category Affected Elementary and Secondary Education
 BRU, Program, or Subprogram(s) Affected Foundation Programs Components/Financial Support Dist
 (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.		19,070.0	20,977.0	23,074.7	25,382.2	27,920.4
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND		19,070.0	20,977.0	23,074.7	25,382.2	27,920.4
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

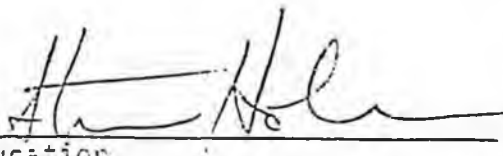
POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

FY 82 Cost Distribution: (See Attached)
 Foundation Program Components: Special Education Adjustments
 \$18,402.9
 Financial Support - Districts: State Contract Programs
 \$667.1
 Total: \$19,070.0
 Post FY 82 cost reflects 10% annual inflation rate.

IV. DATE 3/26/81 PREPARED BY Steve Hole
 AGENCY Department of Education
 Original: Legislative Finance PHONE 465-2900
 cc: Budget and Management
 (Print Sponsor (First Legislator Named))



Introduced: 4/1/81
Referred: Health, Education &
Social Services and Finance

BY STIMSON, FAHRENKAMP, BRADLEY,
STURGULEWSKI, FISCHER, KELLY,
GILMAN AND RODEY

1 IN THE SENATE

2 SENATE BILL NO. 365

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 special education; and providing
7 for an effective date."

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

9 * Section 1. AS 14.17.041(f) is repealed and reenacted to read:

10 (f) Special education schedule:

11 (1) in districts with ADM of less than 3,000, one instruc-
12 tional unit for each 15 pupils in ADM;

13 (2) in districts with ADM of 3,000 or more, one instructional
14 unit for each 11 pupils in ADM.

15 * Sec. 2. AS 14.30.350(2) is amended to read:

16 (2) "special services" includes but is not limited to trans-
17 portation, summer school, special teaching, corrective teaching, correc-
18 tive health habits, and the provision of special seats, books, teaching
19 supplies, facilities, and equipment required for the instruction of
20 exceptional children, and includes education and training for children
21 who cannot utilize regular classroom instruction.

22 * Sec. 3. The amendment to AS 14.17.041(f) made by this Act may not be
23 applied to reduce the number of allowable instructional units for special
24 education below the number of units allowed during the school term ending in
25 the calendar year in which this Act takes effect.

26 * Sec. 4. This Act takes effect July 1, 1981.
27
28
29

Amgs. 4/2
only
SB 18

Add uncodified section to Senate Bill 18 which will say:

Funds paid a school district for the cost of operating a program of summer school under this bill shall be deducted from the district's entitlement under AS 14.17.041 (f) during FY 82.

Delete Section 2 and add a new section 2 to read:

Any portion of the appropriation for this bill remaining unobligated or unexpended as of September 1, 1981, shall be transferred to the Public School Foundation Account, Special Education Adjustments.

*Distributed by Sen. Stenseth
Demonstrates blend of SB 365 & SB 18*

Senate Bill 365

Statement of Intent

It is the intent of this bill that at the end of FY 1982 that the Legislative Budget and Audit Committee will be requested to conduct a special program and performance audit of all school districts and Regional Educational Attendance Areas receiving special education funds under this bill and further that the Legislative Budget and Audit Committee will report its findings and recommendations to the Legislature no later than the fifteenth day of 1983.

"An Act relating to special education; and providing for an effective date."

This bill is identical to House Bill No. 449.

This bill provides increased resources to special education programs throughout the State. In addition the bill provides augmented support services including summer programs for eligible students.

The summer program at Harborview Developmental Center would become solidified under a statutory authority. It is well known that for many developmentally disabled clients the summer months without proper programs yield developmental regression.

Additionally it is well known that early training facilitates later employability and less dependency in adults years.

The Governor's Council for the Handicapped & Gifted has voiced strong support for this bill.

Department Position:

The Department supports the concept of this bill.

Recommended by: Verner Stillner
Verner Stillner, Director
Division of Mental Health &
Developmental Disabilities

Date: 4/27/81

Approved by: Helen D. Beirne
Helen D. Beirne, Commissioner
Department of Health & Social Services

Date: 4/28/81

I. REQUEST
 Bill/Resolution No. Senate Bill No. 305
 Title "An Act relating to special education; and providing for an effective date."
 Requested by Commissioner's Office Date April 27, 1981

II. FISCAL DETAIL
 Agency Affected Department of Health & Social Services
 Program Category Affected Special Education - DOE
 BRU, Program, or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 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	0	0	0	0	0

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

No cost impact is foreseen to the Department of Health & Social Services as a result of this legislation.

IV. DATE April 27, 1981 PREPARED BY Verner Stillner, Director
 AGENCY Mental Health & Developmental Disabilities
 PHONE 465-3370
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named) M&B Approval [Signature] ate 4/28/81

COMMITTEE REPORT

HOUSE

FURTHER:

(9)

5/11/82

Date: _____

Mr. Speaker: (Taken from Rules Returned to Finance) 5/11/82
The Committee on Finance has had CS 305 (Fin)

for Act relating to special education; and providing for an effective date.

under consideration and reports it back as follows:

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

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

Original sponsors: Stimson, Fahrenkamp,
Bradley, et al

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 2d HOUSE CS FOR CS FOR SENATE BILL NO. 365 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the issuance of general obliga-
7 tion bonds in the amount of \$52,000,000 for the purpose
8 of paying the cost of capital improvements for elemen-
9 tary and secondary schools and community education
10 facilities; and providing for an effective date."

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

12 * Section 1. For the purpose of paying the cost of capital improvements
13 for elementary and secondary schools and community education facilities,
14 general obligation bonds of the state in the principal amount of not more
15 than \$52,000,000 shall be issued and sold. The full faith, credit, and
16 resources of the state are pledged to the payment of the principal of and
17 interest and redemption premium, if any, on these bonds. These bonds shall
18 be issued under the provisions of AS 37.15 as those provisions read at the
19 time of issuance.

20 * Sec. 2. If the issuance of these bonds is authorized by the qualified
21 voters of the state, a special fund of the state to be known as the "1982
22 Elementary and Secondary Schools and Community Education Facilities Construc-
23 tion Fund" shall be established, to which shall be credited the proceeds of
24 the sale of the bonds described in sec. 1 of this Act except for the accrued
25 interest and premiums.

26 * Sec. 3. The amount of \$2,750,000 is appropriated from the "1982 Elemen-
27 tary and Secondary Schools and Community Education Facilities Construction
28 Fund" to the Department of Education to be allocated in accordance with the
29 following projects and estimates, subject to reallocation between projects in

1 accordance with AS 37.07.080(e):

- | | | |
|---|-----------------------------------|-------------|
| 2 | (1) Northway elementary/secondary | |
| 3 | school remodeling | \$1,850,000 |
| 4 | (2) Alaska Gateway district code | |
| 5 | upgrade | 900,000 |

6 * Sec. 4. The amount of \$3,500,000 is appropriated from the "1982 Elemen-
7 tary and Secondary Schools and Community Education Facilities Construction
8 Fund" to the Department of Education for King Cove school improvements.

9 * Sec. 5. The amount of \$11,885,000 is appropriated from the "1982
10 Elementary and Secondary Schools and Community Education Facilities Construc-
11 tion Fund" to the Department of Education to be allocated in accordance with
12 the following projects and estimates, subject to reallocation between projects
13 in accordance with AS 37.07.080(e):

- | | | |
|----|--------------------------------------|-------------|
| 14 | (1) Unalakleet elementary school | |
| 15 | replacement | \$3,800,000 |
| 16 | (2) Water system upgrades at | |
| 17 | Koyuk, Brevig Mission, Teller, | |
| 18 | Golovin and Shishmaref schools | 2,000,000 |
| 19 | (3) Brevig Mission elementary school | |
| 20 | replacement | 3,485,000 |
| 21 | (4) Teller school site erosion | |
| 22 | improvements | 200,000 |
| 23 | (5) Savoonga school addition | 1,200,000 |
| 24 | (6) Stebbins/St. Michael school | |
| 25 | construction shortfall | 600,000 |
| 26 | (7) Diomed high school construc- | |
| 27 | tion shortfall | 600,000 |

28 * Sec. 6. The amount of \$312,000 is appropriated from the "1982 Elemen-
29 tary and Secondary Schools and Community Education Facilities Construction

1 Fund" to the Department of Education for Gakona school remodeling and addi-
2 tion.

3 * Sec. 7. The amount of \$1,700,000 is appropriated from the "1982 Elemen-
4 tary and Secondary Schools and Community Education Facilities Construction
5 Fund" to the Department of Education to be allocated in accordance with the
6 following projects and estimates, subject to reallocation between projects in
7 accordance with AS 37.07.080(e):

- 8 (1) Fort Greely school multipurpose
9 addition \$1,100,000
- 10 (2) Fort Greely school gym
11 remodeling 600,000

12 * Sec. 8. The amount of \$1,000,000 is appropriated from the "1982 Elemen-
13 tary and Secondary Schools and Community Education Facilities Construction
14 Fund" to the Department of Education for McGrath school expansion, phase I.

15 * Sec. 9. The amount of \$1,800,000 is appropriated from the "1982 Elemen-
16 tary and Secondary Schools and Community Education Facilities Construction
17 Fund" to the Department of Education for Stony River school completion,
18 phase II.

19 * Sec. 10. The amount of \$1,555,000 is appropriated from the "1982 Elemen-
20 tary and Secondary Schools and Community Education Facilities Construction
21 Fund" to the Department of Education for Lake and Peninsula district schools
22 upgrade.

23 * Sec. 11. The amount of \$2,480,000 is appropriated from the "1982 Elemen-
24 tary and Secondary Schools and Community Education Facilities Construction
25 Fund" to the Department of Education to be allocated in accordance with the
26 following projects and estimates, subject to reallocation between projects in
27 accordance with AS 37.07.080(e):

- 28 (1) Bethel Kilbuck school upgrade \$2,200,000
- 29 (2) Mikelnguut Elitnaurviat school

1 code upgrade 280,000

2 * Sec. 12. The amount of \$1,000,000 is appropriated from the "1982
3 Elementary and Secondary Schools and Community Education Facilities Construc-
4 tion Fund" to the Department of Education for Emmonak elementary school,
5 phase I.

6 * Sec. 13. The amount of \$1,828,000 is appropriated from the "1982
7 Elementary and Secondary Schools and Community Education Facilities Construc-
8 tion Fund" to the Department of Education to be allocated in accordance with
9 the following projects and estimates, subject to reallocation between projects
10 in accordance with AS 37.07.080(e):

11 (1) Kotzebue elementary/secondary	
12 upgrade, phase II	\$706,000
13 (2) Noatak school tank farm	
14 relocation	283,000
15 (3) Ambler school upgrade	719,000
16 (4) Shungnak school upgrade	75,000
17 (5) Kobuk school upgrade	45,000

18 * Sec. 14. The amount of \$250,000 is appropriated from the "1982 Elemen-
19 tary and Secondary Schools and Community Education Facilities Construction
20 Fund" to the Department of Education for Kodiak junior high school fire code
21 compliance.

22 * Sec. 15. The amount of \$970,000 is appropriated from the "1982 Elemen-
23 tary and Secondary Schools and Community Education Facilities Construction
24 Fund" to the Department of Education for Nome school complex design.

25 * Sec. 16. The amount of \$2,050,000 is appropriated from the "1982
26 Elementary and Secondary Schools and Community Education Facilities Construc-
27 tion Fund" to the Department of Education to be allocated in accordance with
28 the following projects and estimates, subject to reallocation between projects
29 in accordance with AS 37.07.080(e):

- 1 (1) Tri-Valley school renovation and
 2 remodeling \$ 925,000
 3 (2) Tri-Valley portable school
 4 replacement 1,125,000

5 * Sec. 17. The amount of \$860,000 is appropriated from the "1982 Elemen-
 6 tary and Secondary Schools and Community Education Facilities Construction
 7 Fund" to the Department of Education for Long Island school construction.

8 * Sec. 18. The amount of \$5,590,000 is appropriated from the "1982
 9 Elementary and Secondary Schools and Community Education Facilities Construc-
 10 tion Fund" to the Department of Education to be allocated in accordance with
 11 the following projects and estimates, subject to reallocation between projects
 12 in accordance with AS 37.07.080(e):

- 13 (1) Southwest Region schools life safety
 14 code upgrades \$1,100,000
 15 (2) Clark's Point K-12 school construction 4,430,000
 16 (3) Bristol Bay school emergency generator
 17 and heating system 60,000

18 * Sec. 19. The amount of \$3,720,000 is appropriated from the "1982
 19 Elementary and Secondary Schools and Community Education Facilities Construc-
 20 tion Fund" to the Department of Education to be allocated in accordance with
 21 the following projects and estimates, subject to reallocation between projects
 22 in accordance with AS 37.07.080(e):

- 23 (1) Five Mile school construction \$1,200,000
 24 (2) Central school construction 1,200,000
 25 (3) Fort Yukon gym construction 1,320,000

26 * Sec. 20. The amount of \$7,500,000 is appropriated from the "1982
 27 Elementary and Secondary Schools and Community Education Facilities Construc-
 28 tion Fund" to the Department of Education for Barrow educational facility
 29 construction.

1 * Sec. 21. The amount of \$1,250,000 is appropriated from the "1982
2 Elementary and Secondary Schools and Community Education Facilities Construc-
3 tion Fund" to the Department of Education for Yukon/Koyukuk district health
4 and life safety code upgrade.

5 * Sec. 22. The amounts appropriated for projects in secs. 3 to 21 of this
6 Act may be reappropriated among the projects by law.

7 * Sec. 23. If the issuance of these bonds is authorized by the qualified
8 voters of the state, the amount of \$182,000 or as much of that amount as is
9 found necessary is appropriated from the general fund of the state to the
10 state bond committee to carry out the provisions of this Act and to pay
11 expenses incident to the sale and issuance of the bonds authorized in this
12 Act. The amounts expended from the appropriation authorized by this section
13 shall be reimbursed to the general fund from the proceeds of the sale of the
14 bonds authorized by this Act.

15 * Sec. 24. The amount withdrawn from the public facility planning fund
16 for the purpose of advance planning for the improvements financed under this
17 Act shall be reimbursed to the fund from the proceeds of the sale of bonds
18 authorized by this Act.

19 * Sec. 25. The question whether the bonds authorized in this Act are to
20 be issued shall be submitted to the qualified voters of the state at the next
21 general election and shall read substantially as follows:

22 Proposition

23 State General Obligation Elementary and Secondary
24 Schools and Community Education Facilities Construction
25 Bonds \$52,000,000

26 Shall the State of Alaska issue its general obligation bonds
27 in the principal amount of not more than \$52,000,000 for the
28 purpose of paying the cost of capital improvements for elemen-
29 tary and secondary schools and community education facilities?

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Bonds Yes []
Bonds No []

* Sec. 26. This Act takes effect immediately in accordance with AS 01.10.-
070(c).

Original sponsors: Stimson, Fahrenkamp,
Bradley, et al

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 2d HOUSE CS FOR CS FOR SENATE BILL NO. 365 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the issuance of general obliga-
7 tion bonds in the amount of \$52,000,000 for the purpose
8 of paying the cost of capital improvements for elemen-
9 tary and secondary schools and community education
10 facilities; and providing for an effective date."

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

12 * Section 1. For the purpose of paying the cost of capital improvements
13 for elementary and secondary schools and community education facilities,
14 general obligation bonds of the state in the principal amount of not more
15 than \$52,000,000 shall be issued and sold. The full faith, credit, and
16 resources of the state are pledged to the payment of the principal of and
17 interest and redemption premium, if any, on these bonds. These bonds shall
18 be issued under the provisions of AS 37.15 as those provisions read at the
19 time of issuance.

20 * Sec. 2. If the issuance of these bonds is authorized by the qualified
21 voters of the state, a special fund of the state to be known as the "1982
22 Elementary and Secondary Schools and Community Education Facilities Construc-
23 tion Fund" shall be established, to which shall be credited the proceeds of
24 the sale of the bonds described in sec. 1 of this Act except for the accrued
25 interest and premiums.

26 * Sec. 3. The amount of \$2,750,000 is appropriated from the "1982 Elemen-
27 tary and Secondary Schools and Community Education Facilities Construction
28 Fund" to the Department of Education to be allocated in accordance with the
29 following projects and estimates, subject to reallocation between projects in

1 accordance with AS 37.07.080(e):

- | | | |
|---|-----------------------------------|-------------|
| 2 | (1) Northway elementary/secondary | |
| 3 | school remodeling | \$1,850,000 |
| 4 | (2) Alaska Gateway district code | |
| 5 | upgrade | 900,000 |

6 * Sec. 4. The amount of \$3,500,000 is appropriated from the "1982 Elemen-
7 tary and Secondary Schools and Community Education Facilities Construction
8 Fund" to the Department of Education for King Cove school improvements.

9 * Sec. 5. The amount of \$11,885,000 is appropriated from the "1982
10 Elementary and Secondary Schools and Community Education Facilities Construc-
11 tion Fund" to the Department of Education to be allocated in accordance with
12 the following projects and estimates, subject to reallocation between projects
13 in accordance with AS 37.07.080(e):

- | | | |
|----|--------------------------------------|-------------|
| 14 | (1) Unalakleet elementary school | |
| 15 | replacement | \$3,800,000 |
| 16 | (2) Water system upgrades at | |
| 17 | Koyuk, Brevig Mission, Teller, | |
| 18 | Golovin and Shishmaref schools | 2,000,000 |
| 19 | (3) Brevig Mission elementary school | |
| 20 | replacement | 3,485,000 |
| 21 | (4) Teller school site erosion | |
| 22 | improvements | 200,000 |
| 23 | (5) Savoonga school addition | 1,200,000 |
| 24 | (6) Stebbins/St. Michael school | |
| 25 | construction shortfall | 600,000 |
| 26 | (7) Diomed high school construc- | |
| 27 | tion shortfall | 600,000 |

28 * Sec. 6. The amount of \$312,000 is appropriated from the "1982 Elemen-
29 tary and Secondary Schools and Community Education Facilities Construction

1 Fund" to the Department of Education for Gakona school remodeling and addi-
2 tion.

3 * Sec. 7. The amount of \$1,700,000 is appropriated from the "1982 Elemen-
4 tary and Secondary Schools and Community Education Facilities Construction
5 Fund" to the Department of Education to be allocated in accordance with the
6 following projects and estimates, subject to reallocation between projects in
7 accordance with AS 37.07.080(e):

8 (1) Fort Greely school multipurpose
9 addition \$1,100,000

10 (2) Fort Greely school gym
11 remodeling 600,000

12 * Sec. 8. The amount of \$1,000,000 is appropriated from the "1982 Elemen-
13 tary and Secondary Schools and Community Education Facilities Construction
14 Fund" to the Department of Education for McGrath school expansion, phase I.

15 * Sec. 9. The amount of \$1,800,000 is appropriated from the "1982 Elemen-
16 tary and Secondary Schools and Community Education Facilities Construction
17 Fund" to the Department of Education for Stony River school completion,
18 phase II.

19 * Sec. 10. The amount of \$1,555,000 is appropriated from the "1982 Elemen-
20 tary and Secondary Schools and Community Education Facilities Construction
21 Fund" to the Department of Education for Lake and Peninsula district schools
22 upgrade.

23 * Sec. 11. The amount of \$2,480,000 is appropriated from the "1982 Elemen-
24 tary and Secondary Schools and Community Education Facilities Construction
25 Fund" to the Department of Education to be allocated in accordance with the
26 following projects and estimates, subject to reallocation between projects in
27 accordance with AS 37.07.080(e):

28 (1) Bethel Kilbuck school upgrade \$2,200,000

29 (2) Mikelnguut Elitnaurviat school

1 code upgrade 280,000

2 * Sec. 12. The amount of \$1,000,000 is appropriated from the "1982
3 Elementary and Secondary Schools and Community Education Facilities Construc-
4 tion Fund" to the Department of Education for Emmonak elementary school,
5 phase I.

6 * Sec. 13. The amount of \$1,828,000 is appropriated from the "1982
7 Elementary and Secondary Schools and Community Education Facilities Construc-
8 tion Fund" to the Department of Education to be allocated in accordance with
9 the following projects and estimates, subject to reallocation between projects
10 in accordance with AS 37.07.080(e):

11	(1) Kotzebue elementary/secondary	
12	upgrade, phase II	\$706,000
13	(2) Noatak school tank farm	
14	relocation	283,000
15	(3) Ambler school upgrade	719,000
16	(4) Shungnak school upgrade	75,000
17	(5) Kobuk school upgrade	45,000

18 * Sec. 14. The amount of \$250,000 is appropriated from the "1982 Elemen-
19 tary and Secondary Schools and Community Education Facilities Construction
20 Fund" to the Department of Education for Kodiak junior high school fire code
21 compliance.

22 * Sec. 15. The amount of \$970,000 is appropriated from the "1982 Elemen-
23 tary and Secondary Schools and Community Education Facilities Construction
24 Fund" to the Department of Education for Nome school complex design.

25 * Sec. 16. The amount of \$2,050,000 is appropriated from the "1982
26 Elementary and Secondary Schools and Community Education Facilities Construc-
27 tion Fund" to the Department of Education to be allocated in accordance with
28 the following projects and estimates, subject to reallocation between projects
29 in accordance with AS 37.07.080(e):

- | | | |
|---|--------------------------------------|------------|
| 1 | (1) Tri-Valley school renovation and | |
| 2 | remodeling | \$ 925,000 |
| 3 | (2) Tri-Valley portable school | |
| 4 | replacement | 1,125,000 |

5 * Sec. 17. The amount of \$860,000 is appropriated from the "1982 Element-
6 ary and Secondary Schools and Community Education Facilities Construction
7 Fund" to the Department of Education for Long Island school construction.

8 * Sec. 18. The amount of \$5,590,000 is appropriated from the "1982
9 Elementary and Secondary Schools and Community Education Facilities Construc-
10 tion Fund" to the Department of Education to be allocated in accordance with
11 the following projects and estimates, subject to reallocation between projects
12 in accordance with AS 37.07.080(e):

- | | | |
|----|--|-------------|
| 13 | (1) Southwest Region schools life safety | |
| 14 | code upgrades | \$1,100,000 |
| 15 | (2) Clark's Point K-12 school construction | 4,430,000 |
| 16 | (3) Bristol Bay school emergency generator | |
| 17 | and heating system | 60,000 |

18 * Sec. 19. The amount of \$3,720,000 is appropriated from the "1982
19 Elementary and Secondary Schools and Community Education Facilities Construc-
20 tion Fund" to the Department of Education to be allocated in accordance with
21 the following projects and estimates, subject to reallocation between projects
22 in accordance with AS 37.07.080(e):

- | | | |
|----|-----------------------------------|-------------|
| 23 | (1) Five Mile school construction | \$1,200,000 |
| 24 | (2) Central school construction | 1,200,000 |
| 25 | (3) Fort Yukon gym construction | 1,320,000 |

26 * Sec. 20. The amount of \$7,500,000 is appropriated from the "1982
27 Elementary and Secondary Schools and Community Education Facilities Construc-
28 tion Fund" to the Department of Education for Barrow educational facility
29 construction.

1 * Sec. 21. The amount of \$1,250,000 is appropriated from the "1982
2 Elementary and Secondary Schools and Community Education Facilities Construc-
3 tion Fund" to the Department of Education for Yukon/Koyukuk district health
4 and life safety code upgrade.

5 * Sec. 22. The amounts appropriated for projects in secs. 3 to 21 of this
6 Act may be reappropriated among the projects by law.

7 * Sec. 23. If the issuance of these bonds is authorized by the qualified
8 voters of the state, the amount of \$182,000 or as much of that amount as is
9 found necessary is appropriated from the general fund of the state to the
10 state bond committee to carry out the provisions of this Act and to pay
11 expenses incident to the sale and issuance of the bonds authorized in this
12 Act. The amounts expended from the appropriation authorized by this section
13 shall be reimbursed to the general fund from the proceeds of the sale of the
14 bonds authorized by this Act.

15 * Sec. 24. The amount withdrawn from the public facility planning fund
16 for the purpose of advance planning for the improvements financed under this
17 Act shall be reimbursed to the fund from the proceeds of the sale of bonds
18 authorized by this Act.

19 * Sec. 25. The question whether the bonds authorized in this Act are to
20 be issued shall be submitted to the qualified voters of the state at the next
21 general election and shall read substantially as follows:

22 Proposition

23 State General Obligation Elementary and Secondary
24 Schools and Community Education Facilities Construction
25 Bonds \$52,000,000

26 Shall the State of Alaska issue its general obligation bonds
27 in the principal amount of not more than \$52,000,000 for the
28 purpose of paying the cost of capital improvements for elemen-
29 tary and secondary schools and community education facilities?

1 Bonds Yes []

2 Bonds No []

3 * Sec. 26. This Act takes effect immediately in accordance with AS 01.10.

4 070(c).

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Original sponsors: Stimson, Fahrenkamp,
Bradley, et al

Offered: 4/23/82
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2

HOUSE CS FOR CS FOR SENATE BILL NO. 365 (Finance)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act providing for the issuance of general obligation bonds in the amount of \$45,000,000 for the purpose of paying the cost of University of Alaska and school district and educational center construction and improvement projects; and providing for an effective date."

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

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* Section 1. For the purpose of paying the cost of University of Alaska and school district construction and improvement projects, general obligation bonds of the state in the principal amount of not more than \$45,000,000 shall be issued and sold. The full faith, credit, and resources of the state are pledged to the payment of the principal of and interest and redemption premium, if any, on these bonds. These bonds shall be issued under the provisions of AS 37.15 as those provisions read at the time of issuance.

* Sec. 2. If the issuance of these bonds is authorized by the qualified voters of the state, a special fund of the state to be known as the "1982 Educational Facility Construction Fund" shall be established, to which shall be credited the proceeds of the sale of the bonds described in sec. 1 of this Act except for the accrued interest and premiums.

* Sec. 3. The amount of \$15,040,000 is appropriated from the "1982 Educational Facility Construction Fund" to the University of Alaska for the following projects:

(1) Construction of student housing at	
University of Alaska at Juneau	3,000,000

1	(2) Construction of student housing at	
2	Kuskokwim Community College	1,000,000
3	(3) Construction of student housing at	
4	University of Alaska at Anchorage	7,290,000
5	(4) Construction of student housing at	
6	Kenai Community College	1,000,000
7	(5) Duckering Building addition at University	
8	of Alaska at Fairbanks	2,750,000

9 * Sec. 4. The amount of \$29,960,000 is appropriated from the "1982 Educa-
10 tional Facility Construction Fund" to the Department of Education to be used
11 for construction and improvement projects in the following amounts for the
12 following school districts and educational centers:

13	(1) Adak School District	\$ 10,000
14	(2) Alaska Gateway School District	700,000
15	(3) Aleutian Chain School District	800,000
16	(4) Annette Island School District	120,000
17	(5) Bering Straits School District	3,130,000
18	(6) Copper River School District	120,000
19	(7) Craig City School District	420,000
20	(8) Delta/Greely School District	470,000
21	(9) Dillingham City School District	614,000
22	(10) Fairbanks North Star Borough School District	64,000
23	(11) Hydaburg City School District	39,000
24	(12) Iditarod Area School District	1,020,000
25	(13) City and Borough of Juneau School District	960,000
26	(14) King Cove City School District	1,125,000
27	(15) Ketchikan Gateway Borough School District	1,200,000
28	(16) Klawock City School District	70,000
29	(17) Kodiak Island Borough School District	219,000

1	(18) Kuspuk School District	850,000
2	(19) Lake and Peninsula School District	498,000
3	(20) Lower Kuskokwim School District	441,000
4	(21) Lower Yukon School District	900,000
5	(22) Nenana City Schools	600,000
6	(23) Northwest Arctic School District	3,100,000
7	(24) Pribilof Island School District	318,000
8	(25) Railbelt School District	384,000
9	(26) Skagway City Schools	492,000
10	(27) Southeast Island School District	216,000
11	(28) Southwest School District	900,000
12	(29) Unalaska City School District	712,000
13	(30) Yukon Flats School District	1,068,000
14	(31) Yukon-Koyukuk School District	900,000
15	(32) Barrow Educational Center	7,500,000

16 * Sec. 5. The appropriations for projects made in this Act may be re-
 17 appropriated among the projects by law.

18 * Sec. 6. If the issuance of these bonds is authorized by the qualified
 19 voters of the state, the amount of \$157,500 or as much of that amount as is
 20 found necessary is appropriated from the general fund of the state to the
 21 state bond committee to carry out the provisions of this Act and to pay
 22 expenses incident to the sale and issuance of the bonds authorized in this
 23 Act. The amounts expended from the appropriation authorized by this section
 24 shall be reimbursed to the general fund from the proceeds of the sale of the
 25 bonds authorized by this Act.

26 * Sec. 7. The amount withdrawn from the public facility planning fund for
 27 the purpose of advance planning for the improvements financed under this Act
 28 shall be reimbursed to the fund from the proceeds of the sale of bonds autho-
 29 rized by this Act.

1 * Sec. 3. The question whether the bonds authorized in this Act are to be
2 issued shall be submitted to the qualified voters of the state at the next
3 general election and shall read substantially as follows:

4 Proposition

5 State General Obligation University of Alaska and
6 School District Construction Bonds \$45,000,000

7 Shall the State of Alaska issue its general obligation bonds
8 in the principal amount of not more than \$45,000,000 for the
9 purpose of paying the cost of the following listed University
10 of Alaska, school district, and educational center construction
11 and improvement projects?

12 University of Alaska Projects

13 Construction of student housing at	
14 University of Alaska at Juneau	3,000,000
15 Construction of student housing at	
16 Kuskokwim Community College	1,000,000
17 Construction of student housing at	
18 University of Alaska at Anchorage	7,290,000
19 Construction of student housing at	
20 Kenai Community College	1,000,000
21 Duckering Building addition at University	
22 of Alaska at Fairbanks	2,750,000

23 School District and Educational Center Projects

24 Adak School District	\$ 10,000
25 Alaska Gateway School District	700,000
26 Aleutian Chain School District	800,000
27 Annette Island School District	120,000
28 Bering Straits School District	3,130,000
29 Copper River School District	120,000

1	Craig City School District	420,000
2	Delta/Greely School District	470,000
3	Dillingham City School District	614,000
4	Fairbanks North Star Borough School District	64,000
5	Hydaburg City School District	39,000
6	Iditarod Area School District	1,020,000
7	City and Borough of Juneau School District	960,000
8	King Cove City School District	1,125,000
9	Ketchikan Gateway Borough School District	1,200,000
10	Klawock City School District	70,000
11	Kodiak Island Borough School District	219,000
12	Kuspuk School District	850,000
13	Lake and Peninsula School District	498,000
14	Lower Kuskokwim School District	441,000
15	Lower Yukon School District	900,000
16	Nenana City Schools	600,000
17	Northwest Arctic School District	3,100,000
18	Pribilof Island School District	318,000
19	Railbelt School District	384,000
20	Skagway City Schools	492,000
21	Southeast Island School District	216,000
22	Southwest School District	900,000
23	Unalaska City School District	712,000
24	Yukon Flats School District	1,068,000
25	Yukon-Koyukuk School District	900,000
26	Barrow Educational Center	7,500,000

27 Bonds Yes []
 28 Bonds No []

29 * Sec. 9. This Act takes effect immediately in accordance with AS 01.10.-

1 070(c).

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COMMITTEE REPORT

HOUSE

FURTHER:

Date: _____

Mr. Speaker: _____

The Committee on _____ has had _____

under consideration and reports it back as follows:

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

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

Original sponsors: Stimson, Fahrenkamp,
Bradley, et al

Offered: 4/23/82
Referred: Rules

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 HOUSE CS FOR CS FOR SENATE BILL NO. 365 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the issuance of general obliga-
7 tion bonds in the amount of \$45,000,000 for the purpose
8 of paying the cost of University of Alaska and school
9 district and educational center construction and
10 improvement projects; and providing for an effective
11 date."

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

13 * Section 1. For the purpose of paying the cost of University of Alaska
14 and school district construction and improvement projects, general obligation
15 bonds of the state in the principal amount of not more than \$45,000,000 shall
16 be issued and sold. The full faith, credit, and resources of the state are
17 pledged to the payment of the principal of and interest and redemption pre-
18 mium, if any, on these bonds. These bonds shall be issued under the provi-
19 sions of AS 37.15 as those provisions read at the time of issuance.

20 * Sec. 2. If the issuance of these bonds is authorized by the qualified
21 voters of the state, a special fund of the state to be known as the "1982
22 Educational Facility Construction Fund" shall be established, to which shall
23 be credited the proceeds of the sale of the bonds described in sec. 1 of this
24 Act except for the accrued interest and premiums.

25 * Sec. 3. The amount of \$15,040,000 is appropriated from the "1982 Educa-
26 tional Facility Construction Fund" to the University of Alaska for the follow-
27 ing projects:

28 (1) Construction of student housing at
29 University of Alaska at Juneau 3,000,000

1	(2) Construction of student housing at	
2	Kuskokwim Community College	1,000,000
3	(3) Construction of student housing at	
4	University of Alaska at Anchorage	7,290,000
5	(4) Construction of student housing at	
6	Kenai Community College	1,000,000
7	(5) Duckering Building addition at University	
8	of Alaska at Fairbanks	2,750,000

9 * Sec. 4. The amount of \$29,960,000 is appropriated from the "1982 Educa-
10 tional Facility Construction Fund" to the Department of Education to be used
11 for construction and improvement projects in the following amounts for the
12 following school districts and educational centers:

13	(1) Adak School District	\$ 10,000
14	(2) Alaska Gateway School District	700,000
15	(3) Aleutian Chain School District	800,000
16	(4) Annette Island School District	120,000
17	(5) Bering Straits School District	3,130,000
18	(6) Copper River School District	120,000
19	(7) Craig City School District	420,000
20	(8) Delta/Greely School District	470,000
21	(9) Dillingham City School District	614,000
22	(10) Fairbanks North Star Borough School District	64,000
23	(11) Hydaburg City School District	39,000
24	(12) Iditarod Area School District	1,020,000
25	(13) City and Borough of Juneau School District	960,000
26	(14) King Cove City School District	1,125,000
27	(15) Ketchikan Gateway Borough School District	1,200,000
28	(16) Klawock City School District	70,000
29	(17) Kodiak Island Borough School District	219,000

1	(18) Kuspuk School District	850,000
2	(19) Lake and Peninsula School District	498,000
3	(20) Lower Kuskokwim School District	441,000
4	(21) Lower Yukon School District	900,000
5	(22) Nenana City Schools	600,000
6	(23) Northwest Arctic School District	3,100,000
7	(24) Pribilof Island School District	318,000
8	(25) Railbelt School District	384,000
9	(26) Skagway City Schools	492,000
10	(27) Southeast Island School District	216,000
11	(28) Southwest School District	900,000
12	(29) Unalaska City School District	712,000
13	(30) Yukon Flats School District	1,068,000
14	(31) Yukon-Koyukuk School District	900,000
15	(32) Barrow Educational Center	7,500,000

16 * Sec. 5. The appropriations for projects made in this Act may be re-
 17 appropriated among the projects by law.

18 * Sec. 6. If the issuance of these bonds is authorized by the qualified
 19 voters of the state, the amount of \$157,500 or as much of that amount as is
 20 found necessary is appropriated from the general fund of the state to the
 21 state bond committee to carry out the provisions of this Act and to pay
 22 expenses incident to the sale and issuance of the bonds authorized in this
 23 Act. The amounts expended from the appropriation authorized by this section
 24 shall be reimbursed to the general fund from the proceeds of the sale of the
 25 bonds authorized by this Act.

26 * Sec. 7. The amount withdrawn from the public facility planning fund for
 27 the purpose of advance planning for the improvements financed under this Act
 28 shall be reimbursed to the fund from the proceeds of the sale of bonds autho-
 29 rized by this Act.

1 * Sec. 8. The question whether the bonds authorized in this Act are to be
2 issued shall be submitted to the qualified voters of the state at the next
3 general election and shall read substantially as follows:

4 Proposition

5 State General Obligation University of Alaska and
6 School District Construction Bonds \$45,000,000

7 Shall the State of Alaska issue its general obligation bonds
8 in the principal amount of not more than \$45,000,000 for the
9 purpose of paying the cost of the following listed University
10 of Alaska, school district, and educational center construction
11 and improvement projects?

12 University of Alaska Projects

13 Construction of student housing at
14 University of Alaska at Juneau 3,000,000
15 Construction of student housing at
16 Kuskokwim Community College 1,000,000
17 Construction of student housing at
18 University of Alaska at Anchorage 7,290,000
19 Construction of student housing at
20 Kenai Community College 1,000,000
21 Duckering Building addition at University
22 of Alaska at Fairban's 2,750,000

23 School District and Educational Center Projects

24 Adak School District \$ 10,000
25 Alaska Gateway School District 700,000
26 Aleutian Chain School District 800,000
27 Annette Island School District 120,000
28 Bering Straits School District 3,130,000
29 Copper River School District 120,000

1	Craig City School District	420,000
2	Delta/Greely School District	470,000
3	Dillingham City School District	614,000
4	Fairbanks North Star Borough School District	64,000
5	Hydaburg City School District	39,000
6	Iditarod Area School District	1,020,000
7	City and Borough of Juneau School District	960,000
8	King Cove City School District	1,125,000
9	Ketchikan Gateway Borough School District	1,200,000
10	Klawock City School District	70,000
11	Kodiak Island Borough School District	219,000
12	Kuspuk School District	850,000
13	Lake and Peninsula School District	498,000
14	Lower Kuskokwim School District	441,000
15	Lower Yukon School District	900,000
16	Nenana City Schools	600,000
17	Northwest Arctic School District	3,100,000
18	Pribilof Island School District	318,000
19	Railbelt School District	384,000
20	Skagway City Schools	492,000
21	Southeast Island School District	216,000
22	Southwest School District	900,000
23	Unalaska City School District	712,000
24	Yukon Flats School District	1,068,000
25	Yukon-Koyukuk School District	900,000
26	Barrow Educational Center	7,500,000

27 Bonds Yes []
 28 Bonds No []

29 * Sec. 9. This Act takes effect immediately in accordance with AS 01.10.-

! 070(c).

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Pegues
4/23/82

Original sponsors: Stimson, Fahrenkamp,
Bradley, et al

Funding Information

General Fund	\$45,000,000
Other Funds	-0-
	<u>\$45,000,000</u>

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR CS FOR SENATE BILL NO. 365 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making appropriations for University of Alaska,
7 school district, and educational center construction
8 and improvement projects; and providing for an effective
9 date."

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

11 * Section 1. The sum of \$15,040,000 is appropriated from the general fund
12 to the University of Alaska for the following projects:

13 Construction of student housing at	
14 University of Alaska at Juneau	3,000,000
15 Construction of student housing at	
16 Kuskokwim Community College	1,000,000
17 Construction of student housing at	
18 University of Alaska at Anchorage	7,290,000
19 Construction of student housing at	
20 Kenai Community College	1,000,000
21 Duckering Building addition at University	
22 of Alaska at Fairbanks	2,750,000

23 * Sec. 2. The sum of \$29,960,000 is appropriated from the general fund
24 to the Department of Education to be used for construction and improvement
25 projects in the following amounts for the following school districts and
26 educational centers:

27 Adak School District	\$ 10,000
28 Alaska Gateway School District	700,000
29 Aleutian Chain School District	800,000

1	Annette Island School District	120,000
2	Bering Straits School District	3,130,000
3	Copper River School District	120,000
4	Craig City School District	420,000
5	Delta/Greely School District	470,000
6	Dillingham City School District	614,000
7	Fairbanks North Star Borough School District	64,000
8	Hydaburg City School District	39,000
9	Iditarod Area School District	1,020,000
10	City and Borough of Juneau School District	960,000
11	King Cove City School District	1,125,000
12	Ketchikan Gateway Borough School District	1,200,000
13	Klawock City School District	70,000
14	Kodiak Island Borough School District	219,000
15	Kuspuk School District	850,000
16	Lake and Peninsula School District	498,000
17	Lower Kuskokwim School District	441,000
18	Lower Yukon School District	900,000
19	Nenana City Schools	600,000
20	Northwest Arctic School District	3,100,000
21	Pribilof Island School District	318,000
22	Railbelt School District	384,000
23	Skagway City Schools	492,000
24	Southeast Island School District	216,000
25	Southwest School District	900,000
26	Unalaska City School District	712,000
27	Yukon Flats School District	1,068,000
28	Yukon-Koyukuk School District	900,000
29	Barrow Educational Center	7,500,000

1 * Sec. 3. The appropriations made by this Act are for capital projects
2 and are subject to AS 37.25.020.

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

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Original sponsors: Stimson, Fahrenkamp,
Bradley, et al

Offered: 6/2/81
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 365 (Finance)

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 special education; and providing
7 for an effective date."

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

9 * Section 1. AS 14.17.041(f) is repealed and reenacted to read:

10 (f) Special education schedule:

11 (1) in districts with ADM of less than 3,000, one instruc-
12 tional unit for each 15 special education pupils or fraction of 15
13 pupils in ADM;

14 (2) in districts with ADM of 3,000 or more, one instructional
15 unit for each 14 special education pupils or fraction of 14 pupils in
16 ADM.

17 * Sec. 2. AS 14.30.350(2) is amended to read:

18 (2) "special services" includes but is not limited to trans-
19 portation, summer school, special teaching, corrective teaching, correc-
20 tive health habits, and the provision of special seats, books, teaching
21 supplies, facilities, in-service teacher training, and equipment
22 required for the instruction of exceptional children, and includes
23 education and training for children who cannot utilize regular class-
24 room instruction.

25 * Sec. 3. The amendment to AS 14.17.041(f) made by this Act may not be
26 applied to reduce the number of allowable instructional units for special
27 education below the number of units allowed during the school term ending in
28 the calendar year in which this Act takes effect.

29 * Sec. 4. This Act takes effect July 1, 1981.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HCS CS Senate Bill-365 (HESS)
 Title An Act . . . Special Education
 Requested by House Hess Date 6-5-81

II. FISCAL DETAIL

Agency Affected Department of Education
 Program Category Affected Elementary and Secondary Education
 BRU, Program, or Subprogram(s) Affected Foundation Support, Financial Support Districts
 (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.		14,704.4	*16,174.8	17,792.3	19,571.5	21,528.7
TOTAL		14,704.4	16,174.8	17,792.3	19,571.5	21,528.7

FUNDING (Thousands of Dollars)

GENERAL FUND		14,704.4	16,174.8	17,792.3	19,571.5	21,528.7
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

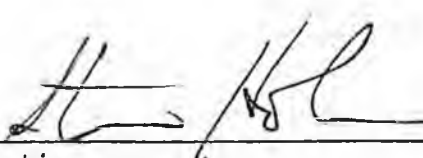
POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

Foundation Special Education Adjustments: 12,404.4
 State Contract Schools: 2,300.0
 FY-82 Total: 14,704.4

*Post FY-82 inflation at 10% per year.

IV. DATE June 5, 1981 PREPARED BY Steve Hole 
 AGENCY Department of Education
 PHONE 465-2800
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Introduced: 5/13/81
Referred: Judiciary and
Finance

1 IN THE SENATE

BY FERGUSON

2 2d SPONSOR SUBSTITUTE FOR SENATE BILL NO. 366

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 corporations organized pursuant to
7 P.L. 92-203; and providing for an effective date."

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

9 * Section 1. AS 10.05.005(a)(2)(B) is amended to read:

10 (B) the capital of a corporation organized under P.L.-
11 92-203 includes

12 (i) the land or interest in it, conveyed to the
13 corporation by the United States under the federal Act,
14 except that which is required to be conveyed under SS14(c)-
15 (1), (3) and (4) of that Act, entered at its fair value to
16 the corporation upon receiving the conveyance of it; and

17 (ii) the money, when received under SS6[,7i] and
18 9 of this Act, which is retained by the corporation and
19 which is not immediately distributed or required to be dis-
20 tributed or required to be distributed under SS7(j) of that
21 Act.

22 * Sec. 2. AS 10.05.005 is amended by adding a new subsection to read:

23 (d) Section 204 of this chapter notwithstanding, the directors
24 of any corporation organized under the Alaska Native Claims Settlement
25 Act (P.L. 92-203; 85 Stat. 688) may declare and pay dividends in cash
26 or property either

27 (1) out of unreserved or unrestricted earned surplus of the
28 corporation; or

29 (2) in case there shall be no such earned surplus, out of
X

SENATE BILL NO. 366

1) The bill is designated to solve two problems that were created when AS 10.05.005 was made a part of the state's corporate law in 1972. Their problems, while technical, have a very real impact as they pose a major obstacle to declaration of dividends by native corporations.

- a) The first problem is that section 10.05.005 treats money that one corporation receives from another corporation under the revenue sharing requirements of section 7(i) as capital. For financial accounting and tax purposes, however, these funds are treated as income for purposes of declaration of dividends. SB 366 would correct this problem by deleting section 9(i) from the list of sources of funds that are to be treated as capital.
- b) The second problem is that section 10.05.005 provides that native corporations are to value the land they receive at time of conveyance and then treat this value as part of capital. It has long been recognized, however, that the corporations are unable to value most of what land they have received under ANCSA. The result of the state law is that when a corporation receives revenue from its land it is unable to tell what portion is a return of capital, and what portion is income. SB 366 corrects this problem by adopting a solution used in the dividend statutes of Delaware and many other states. Thus it allows net profits to be computed for payment of dividends without allowance for depletion. That provision makes value of subsurface or timber resources irrelevant for a corporation that is not able to determine such value.

2) While these provisions are technical, they have a very real impact. They permit native corporations to share the fruits of their success with shareholders, instead of locking up funds by an artificial and unintended statutory provision.

CORRECTION

THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY

Introduced: 5/13/81
Referred: Judiciary and
Finance

1 IN THE SENATE

BY FERGUSON

2 2d SPONSOR SUBSTITUTE FOR SENATE BILL NO. 366

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 corporations organized pursuant to
7 P.L. 92-203; and providing for an effective date."

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

9 * Section 1. AS 10.05.005(a)(2)(B) is amended to read:

10 (B) the capital of a corporation organized under P.L.-
11 92-203 includes

12 (i) the land or interest in it, conveyed to the
13 corporation by the United States under the federal Act,
14 except that which is required to be conveyed under SS14(c)-
15 (1), (3) and (4) of that Act, entered at its fair value to
16 the corporation upon receiving the conveyance of it; and

17 (ii) the money, when received under SS6[,7i] and
18 9 of this Act, which is retained by the corporation and
19 which is not immediately distributed or required to be dis-
20 tributed or required to be distributed under SS7(j) of that
21 Act.

22 * Sec. 2. AS 10.05.005 is amended by adding a new subsection to read:

23 (d) Section 204 of this chapter notwithstanding, the directors
24 of any corporation organized under the Alaska Native Claims Settlement
25 Act (P.L. 92-203; 85 Stat. 688) may declare and pay dividends in cash
26 or property either

27 (1) out of unreserved or unrestricted earned surplus of the
28 corporation; or

29 (2) in case there shall be no such earned surplus, out of
X

1 its net profits for the fiscal year in which the dividend is declared
2 and/or the preceding fiscal year except when the corporation is insolvent
3 or when the dividend would render the corporation insolvent as defined
4 in AS 10.05.825(16); provided that for purposes of this subsection a
5 corporation's debts include amounts it is required to distribute under
6 §7(i) and/or 7(j) of the federal Act. The directors may determine the
7 net profits derived from the exploitation or liquidation of wasting as-
8 sets without taking into consideration the depletion of such assets
9 resulting from lapse of time, consumption, liquidation or exploitation
10 of such assets; provided that any dividends declared from such net prof-
11 its shall be described, concurrently with distribution thereof to share-
12 holders, as a distribution from wasting assets without taking into con-
13 sideration the depletion of such assets. For the purposes of this
14 subsection wasting assets are timber resources and subsurface estate.

15 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-

16 070(c).

SENATE BILL NO. 366

1) The bill is designated to solve two problems that were created when AS 10.05.005 was made a part of the state's corporate law in 1972. Their problems, while technical, have a very real impact as they pose a major obstacle to declaration of dividends by native corporations.

- a) The first problem is that section 10.05.005 treats money that one corporation receives from another corporation under the revenue sharing requirements of section 7(i) as capital. For financial accounting and tax purposes, however, these funds are treated as income for purposes of declaration of dividends. SB 366 would correct this problem by deleting section 9(i) from the list of sources of funds that are to be treated as capital.
- b) The second problem is that section 10.05.005 provides that native corporations are to value the land they receive at time of conveyance and then treat this value as part of capital. It has long been recognized, however, that the corporations are unable to value most of what land they have received under ANCSA. The result of the state law is that when a corporation receives revenue from its land it is unable to tell what portion is a return of capital, and what portion is income. SB 366 corrects this problem by adopting a solution used in the dividend statutes of Delaware and many other states. Thus it allows net profits to be computed for payment of dividends without allowance for depletion. That provision makes value of subsurface or timber resources irrelevant for a corporation that is not able to determine such value.

2) While these provisions are technical, they have a very real impact. They permit native corporations to share the fruits of their success with shareholders, instead of locking up funds by an artificial and unintended statutory provision.

Cotten

Amendment to 2nd SSSB 366

p. 1, lines 19 and 20

After the "or" in line 19, strike the following:

"required to be distributed or"

COMMITTEE REPORT
SENATE

FURTHER: None

4/8/81

Date: 5/14/81

Mr. President:

The Committee on FINANCE has had SB 368

local service roads and trails

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 368 (fin.) 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

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]

[Signature]

[Signature]

CHAIRMAN

Berrier/Bradley

Delivered to
Legis. Affairs
5/14/81 9:30
am.

Original sponsors: Gilman and Kerrettula

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 368 (Finance)

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 local service roads and trails;
7 and providing for an effective date."

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

9 * Section 1. AS 19.30.111 is amended to read:

10 Sec. 19.30.111. PURPOSE. It is the purpose of AS 19.30.111 -
11 19.30.251 to provide for the acquisition and construction of local
12 service roads and trails which are not included in the approved
13 federal-aid primary [OR SECONDARY] highway systems eligible for
14 federal-state matching funds.

15 * Sec. 2. AS 19.30.131(c) is amended to read:

16 (c) The commissioner shall also further allocate portions of the
17 sum allocated to any borough, either organized or unorganized, and to
18 any home rule or first class city within the borough in the following
19 manner:

20 (1) one-half in the ratio which the area of each home rule
21 or first class city bears to the total area of the borough excludi
22 salt water areas; and

23 (2) one-half in the ratio which the population of each home
24 rule or first class city bears to the total population of the borough
25 as shown by the latest available federal census.

26 * Sec. 3. AS 19.30.141 is amended to read:

27 Sec. 19.30.141. ACQUISITION AND CONSTRUCTION PROGRAMS. Before
28 October 1 of each fiscal year each local government eligible for
29 allocation of funds under AS 19.30.131 shall submit to the commissioner

1 for approval a five-year plan [LONG-RANGE PROGRAM] for the acquisition
2 and construction of local service roads and trails. Before December 1
3 of each fiscal year the commissioner shall submit to the governor a
4 five-year plan [LONG-RANGE PROGRAM] for the acquisition and construc-
5 tion of local service roads and trails, including the approved local
6 government programs. An organized borough shall include in its
7 five-year plan [LONG-RANGE PROGRAM] local service road acquisition and
8 construction programs for all cities other than home rule and first
9 class cities within the boundaries of the borough. The commissioner
10 shall include in his five-year plan [LONG-RANGE PROGRAM] local service
11 road and trail acquisition and construction within the unorganized
12 borough.

13 * Sec. 4. AS 19.30.151(c) is amended to read:

14 (c) Nothing in AS 19.30.111 - 19.30.241 prohibits a local govern-
15 ment from participating financially in the acquisition and construction
16 of a local service road or trail.

17 * Sec. 5. AS 19.30.171(b) is amended to read:

18 (b) The costs incurred by the commissioner in acquiring this land
19 or interest in land includes all costs and any fees incidental to
20 acquisition. All costs incurred in connection with the acquisition of
21 the land or interest in land for local governments that have assumed
22 local road powers shall be charged to the project allocation [PAID BY
23 THE LOCAL GOVERNMENT] for which the land or interest in land is
24 acquired. Right-of-way acquisition costs incurred by the commissioner
25 for local governments without local road powers under AS 19.30.151(a)
26 shall be charged to the project allocation for the local government for
27 which the land or interest in land is acquired.

28 * Sec. 6. AS 19.30.181 is amended to read:

29 Sec. 19.30.181. PROJECT AGREEMENTS. A local government which

1 has assumed local road powers may enter into a formal project agreement
2 with the commissioner for the acquisition and construction of a specific
3 project.

4 * Sec. 7. AS 19.30.191(c) is amended to read:

5 (c) All contracts by a local government that has not assumed
6 local road powers must have the prior concurrence of the commissioner.
7 The commissioner may delegate the power to approve contracts to a local
8 government that has assumed local road powers for the acquisition and
9 construction of local service roads and trails.

10 * Sec. 8. AS 19.30.191(d) is amended to read:

11 (d) Except as provided in (b) and (c) of this section and in
12 AS 44.33.300, construction of each project shall be administered by the
13 department in accordance with guidelines established by the commis-
14 sioner by regulation.

15 * Sec. 9. AS 19.30.201 is amended to read:

16 Sec 19.30.201. CONSTRUCTION. Except as provided under AS 19.-
17 30.161, the [THE] construction of a local service road or trail under-
18 taken by the department or under its direct supervision under the
19 provisions of AS 19.30.111 - 19.30.241, shall be performed according to
20 approved design standards and are subject to the inspection and approval
21 of the commissioner. All construction work done and labor performed by
22 or under the direct supervision of the department shall be in accor-
23 dance with applicable state law.

24 * Sec. 10. AS 19.30.241(3) is amended to read:

25 (3) "local government" means an organized borough of any
26 class, a unified municipality organized under AS 29.68.240 - 29.68.440,
27 [OR] a home rule city, or a city of the first class;

28 * Sec. 11. AS 19.30.241 is amended by adding a new paragraph to read:

29 (9) "secondary road" means a road which is not included in

1 the approved federal-aid primary highway system and is being maintained
2 by the state or local government.

3 * Sec. 12. AS 29.48.020 is amended by adding a new paragraph to read:

4 (8) provide for the acquisition and construction of local
5 service roads and trails under AS 19.30.111 - 19.30.251.

6 * Sec. 13. This Act takes effect July 1, 1981.

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CSSB 368 (Finance)

RE: LOCAL SERVICES ROADS AND TRAILS

BILL ANALYSIS

Section 1. Allows acquisition of right of ways for secondary roads and local service roads. Places the secondary highway system under the local service roads and trails program (LSR&T).

Section 2. Allows LSR&T funds to go directly to first class cities which are eligible under the program. Under current law only home rule cities within boroughs are covered.

Section 3. Requires that five-year plans for acquisition and construction of local service roads and trails be submitted annually by eligible local governments for approval by the Commissioner. The Commissioner must submit a state five-year plan, which includes approved local five-year plans, to the Governor before December 1 of the fiscal year.

Section 4. Allows local governments to participate financially in the acquisition and construction of local service roads and trails.

Section 5. Provides that the costs of right of ways acquisition shall be charged to the project allocation.

Section 6. Allows local governments which have assumed road powers to enter into project agreements with the Commissioner for the acquisition and construction of a specific project.

Section 7. Allows the Commissioner to delegate power to approve contracts to local governments which have assumed road powers.

Section 8. Each project shall be administered by the department in accordance with established state guidelines except where there is a delegation of the power to approve contracts (See Sec. 7 above).

Section 9. Clarifies existing statutory language stating that local governments which have assumed road powers and supervise LSR&T projects may establish design standards. LSR&T projects under the supervision of the state are constructed to state design standards.

Section 10. Defines "local government" to include unified municipalities and first class cities.

Section 11. Defines "secondary road" as any road which is not included on the approved Federal-aid primary highway system and is being maintained by the state or local government.

Section 12. Gives second class boroughs the power to participate jointly with the state in the construction of local service roads and trails. This power may be exercised by ordinance and does not require election to adopt the power.

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CSSB 368 (Fin)
 Title An Act relating to local service roads & trails: effective date
 Requested by _____ Date May 14, 1981

II. FISCAL DETAIL

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

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
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)



IV. DATE May 14, 1981 PREPARED BY Senator Don Bennett, Co-chairman
 AGENCY Senate Finance Committee
 PHONE 465 - 3714

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

018641

SENATE AMENDMENT

By Sen D. Gilman

To: _____ SENATE BILL No. 368

To: _____ HOUSE BILL No. _____

PAGE: 1 LINE: Following line 14, new Section 2
AS 19.30.13(a) is amended to read:

(a) During each fiscal year the Commissioner shall allocate sums appropriated or otherwise designated for expenditure upon local service roads for that fiscal year among the five allocation districts in the following manner: One-half in the ratio which the [AREA] number of miles of secondary road of each allocation district bears to the total [AREA] number of miles of secondary road of the State and one-half in the ratio which the population of each allocation district bears to the total population of the state as shown by the latest available Federal census.

Page 1, line 29:

Delete "and"

Page 2, line 4:

Following words "home rule" insert words "or first class"

Introduced: 4/1/81
Referred: Transportation and
Finance

1 IN THE SENATE

BY GILMAN AND KERTTULA

2 SENATE BILL NO. 368

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 local service roads and trails;
7 and providing for an effective date."

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

9 * Section 1. AS 19.30.111 is amended to read:

10 Sec. 19.30.111. PURPOSE. It is the purpose of AS 19.30.111 -
11 19.30.251 to provide for the acquisition and construction of local
12 service roads and trails which are not included in the approved federal-
13 aid primary [OR SECONDARY] highway systems eligible for federal-state
14 matching funds.

15 * Sec. 2. AS 19.30.131(b) is amended to read:

16 (b) The commissioner shall also further allocate the sums in each
17 allocation district to the boroughs within each allocation district in
18 the following manner:

19 (1) one-half in the ratio which the number of miles of
20 secondary roads [AREA] of each organized borough [(EXCLUDING SALT WATER
21 AREAS)] within that district bears to the total number of miles of
22 secondary roads [AREA] of the allocation district; and

23 (2) one-half in the ratio which the population of each
24 organized borough area within that district bears to the total popula-
25 tion of the allocation district as shown by the latest available federal
26 census.

27 * Sec. 3. AS 19.30.131(c) is amended to read:

28 (c) The commissioner shall also further allocate portions of the
29 sum allocated to any borough, either organized or unorganized, and to

1 any home rule or first class city within the borough in the following
2 manner:

3 (1) one-half in the ratio which the number of miles of sec-
4 ondary roads [AREA] of each home rule city bears to the total number of
5 miles of secondary roads [AREA] of the borough; [(EXCLUDING SALT WATER
6 AREAS)] and

7 (2) one-half in the ratio which the population of each home
8 rule or first class city bears to the total population of the borough
9 as shown by the latest available federal census.

10 * Sec. 4. AS 19.30.141 is amended to read:

11 Sec. 19.30.141. ACQUISITION AND CONSTRUCTION PROGRAMS. Before
12 October 1 of each fiscal year each local government eligible for alloca-
13 tion of funds under AS 19.30.131 shall submit to the commissioner for
14 approval a five-year plan [LONG-RANGE PROGRAM] for the acquisition and
15 construction of local service roads and trails. Before December 1 of
16 each fiscal year the commissioner shall submit to the governor a five-
17 year plan [LONG-RANGE PROGRAM] for the acquisition and construction of
18 local service roads and trails, including the approved local government
19 programs. An organized borough shall include in its five-year plan
20 [LONG-RANGE PROGRAM] local service road acquisition and construction
21 programs for all cities other than home rule and first class cities
22 within the boundaries of the borough. The commissioner shall include
23 in his five-year plan [LONG-RANGE PROGRAM] local service road and trail
24 acquisition and construction within the unorganized borough.

25 * Sec. 5. AS 19.30.151(c) is amended to read:

26 (c) Nothing in AS 19.30.111 - 19.30.241 prohibits a local govern-
27 ment from participating financially in the acquisition and construction
28 of a local service road or trail.

29 * Sec. 6. AS 19.30.171(b) is amended to read:

1 (b) The costs incurred by the commissioner in acquiring this land
2 or interest in land includes all costs and any fees incidental to
3 acquisition. All costs incurred in connection with the acquisition of
4 the land or interest in land for local governments that have assumed
5 local road powers shall be charged to the project allocation [PAID BY
6 THE LOCAL GOVERNMENT] for which the land or interest in land is
7 acquired. Right-of-way acquisition costs incurred by the commissioner
8 for local governments without local road powers under AS 19.30.151(a)
9 shall be charged to the project allocation for the local government for
10 which the land or interest in land is acquired.

11 * Sec. 7. AS 19.30.181 is amended to read:

12 Sec. 19.30.181. PROJECT AGREEMENTS. A local government which
13 has assumed local road powers may enter into a formal project agreement
14 with the commissioner for the acquisition and construction of a specific
15 project.

16 * Sec. 8. AS 19.30.191(c) is amended to read:

17 (c) All contracts by a local government that has not assumed
18 local road powers must have the prior concurrence of the commissioner.
19 The commissioner may delegate the power to approve contracts to a local
20 government that has assumed local road powers for the acquisition and
21 construction of local service roads and trails.

22 * Sec. 9. AS 19.30.191(d) is amended to read:

23 (d) Except as provided in (b) and (c) of this section and in
24 AS 44.33.300, construction of each project shall be administered by the
25 department in accordance with guidelines established by the commis-
26 sioner by regulation.

27 * Sec. 10. AS 19.30.201 is amended to read:

28 Sec. 19.30.201. CONSTRUCTION. Except as provided under AS 19.-
29 30.161, the [THE] construction of a local service road or trail under-

1 taken by the department or under its direct supervision under the
2 provisions of AS 19.30.111 - 19.30.241, shall be performed according to
3 approved design standards and are subject to the inspection and approval
4 of the commissioner. All construction work done and labor performed by
5 or under the direct supervision of the department shall be in accordance
6 with applicable state law.

7 * Sec. 11. AS 19.30.241(3) is amended to read:

8 (3) "local government" means an organized borough of any
9 class, a unified municipality organized under AS 29.68.240 - 29.68.440,
10 [OR] a home rule city, or a city of the first class;

11 * Sec. 12. AS 19.30.241 is amended by adding a new paragraph to read:

12 (9) "secondary road" means a road which is not included in
13 the approved federal-aid primary highway system and is being maintained
14 by the state or local government.

15 * Sec. 13. AS 29.48.020 is amended by adding a new paragraph to read:

16 (8) provide for the acquisition and construction of local
17 service roads and trails under AS 19.30.111 - 19.30.251.

18 * Sec. 14. This Act takes effect July 1, 1981.
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FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 368 & SB 369
 Title Local service roads and trails
 Requested by (Senators Gilman & Kertulla) Date 4/1/81

II. FISCAL DETAIL

Agency Affected Dept. of Transportation & Public Facilities

Program Category Affected _____

BRU, Program, or Subprogram(s) Affected _____

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

EXPENDITURES (Thousands of Dollars)

	FY:81	FY82	FY83	FY84	FY 85	FY86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		150,000				

FUNDING (Thousands of Dollars)

GENERAL FUND	150,000				
FEDERAL FUNDS					
OTHER (Specify Fund Source)					

POSITIONS

FULL TIME					
PART TIME					
TEMPORARY					

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

1. SB 368 will transfer the cost of right-of-way (ROW) for LSR&T projects from local governments with road powers to the LSR&T program (state funded). R-O-W costs under existing LSR&T law are about 15% of the annual programmed project dollars of about \$4,600,000. Since local governments with road powers represent about 35% of the annual programmed project dollars, the total R-O-W related costs would be about: $\frac{100-35}{15} = 23\%$ of the total \$4,600,000 or \$1,080,000

Hence, this bill would increase the amount of costs to the LSR&T program for R-O-W by about \$390,000, based on the annual \$4,600,000 program.

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5. Suggest deleting "and" on page 1, line 29; and adding "or first class city" on page 2 line 4.

IV. DATE April 17, 1981 PREPARED BY Jon Scribner, Asst. Deputy Comm.
 AGENCY Department of Transportation & P/F
 Original: Legislative Finance PHONE 465-3905

4/17/81

	Percent of Total Allocation		Effect of Allocation	
	Existing Law	SB 368	Increase	Decrease
ALLOCATION DISTRICT 1	32.7	32.7		
• MUNICIPLITY OF ANCHORAGE	13.1	17.5	X	
<hr/>				
KENAI PENINSULA BOROUGH	5.7	3.7		X
• CITY OF KENAI	0.6	0.9	X	
• CITY OF SEWARD	0.2	0.3	X	
CITY OF HOMER		0.4		
CITY OF SELDOVIA		0.1		
CITY OF SOLDOTNA		0.5		
KODIAK ISLAND BOROUGH	1.9	1.3		X
• CITY OF KODIAK	0.6	0.6		
MAT-SU BOROUGH	7.4	6.7		X
• CITY OF PALMER	0.5	0.6	X	
UNORGANIZED BOROUGH 1	2.7	0.1		X

	Percent of Total Allocation		Effect of Allocation	
	Existing Law	SB 368	Increase	Decrease
ALLOCATION DISTRICT 2	23.5	23.5		
FAIRBANKS/NORTH STAR BOROUGH	8.1	10.3	X	
• CITY OF FAIRBANKS	2.2	4.7	X	
• CITY OF NORTH POLE	0.1	0.3	X	
<hr/>				
NORTH SLOPE BOROUGH/EAST END	4.3	0.2		X
UNORGANIZED BOROUGH 2	8.8	7.7		X
CITY OF NENANA		0.3		

	Percent of Total Allocation		Effect of Allocation	
	Existing Law	SB 368	Increase	Decrease
ALLOCATION DISTRICT 3	10.1	10.1		
CITY & BOROUGH OF JUNEAU	2.2	3.1	X	
• CITY & BOROUGH OF SITKA	1.1	1.1		
HAINES BOROUGH	0.5	0.3		X
• CITY OF HAINES		0.3		
KETCHIKAN GATEWAY BOROUGH	0.8	1.0	X	
• CITY OF KETCHIKAN	0.4	0.9	X	
UNORGANIZED BOROUGH 3	4.2	1.7		X
CITY OF PETERSBURG	0.5	0.5		
CITY OF CRAIG		0.1		
CITY OF HOONAH		0.1		
CITY OF HYDABURG		0.1		
CITY OF KAKE		0.1		
CITY OF KLAWOCK		0.06		
CITY OF SKAGWAY		0.13		
CITY OF PELICAN		0.03		
CITY OF YAKUTAT		0.18		
CITY OF WRANGELL	0.4	0.04		

	Percent of Total Allocation		Effect of Allocation	
	Existing Law	SB 368	Increase	Decrease
ALLOCATION DISTRICT 4	29.1	29.1		
UNORGANIZED BOROUGH 4	25.2	23.2		X
NORTH SLOPE BOROUGH/WEST-END	3.5	0.6		X
CITY OF BARROW		0.8		
BRISTOL BAY BOROUGH	0.4	0.7	X	
<hr/>				
CITY OF NOME		0.9		
CITY OF ST. MARY'S		0.3		
CITY OF DILLINGHAM		0.8		
CITY OF SAND POINT		0.3		
CITY OF UNALASKA		1.0		
CITY OF KING COVE		0.2		
CITY OF GALENA		0.3		

	Percent of Total Allocation		Effect of Allocation	
	Existing Law	SB 368	Increase	Decrease
ALLOCATION DISTRICT 5	4.6	4.6		
UNORGANIZED BOROUGH 5	3.1	2.8		X
CITY OF CORDOVA	0.5	0.6	X	
CITY VALDEZ	0.9	1.0	X	

COMMITTEE REPORT

SENATE

FURTHER: None

4/8/81

Date: _____

Mr. President:

The Committee on FINANCE has had SB 369

making a special appropriation for local service roads and trails

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

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

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

COMMITTEE REPORT

SENATE

4/1/81

FURTHER: Finance

Date:

4/7/81

Mr. President:

The Committee on TRANSPORTATION has had SB 369 making a special appropriation for local service roads and trails

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
[x] reports it back without recommendation
[] referred to the Committee

MEMBERS SIGNING DO PASS

1 Donbuents -
1 Stan Libman do pass
1 [Signature]

MEMBERS HAVING OTHER RECOMMENDATIONS:

Bill Ray NO REC

Bill Ray CHAIRMAN NONE

Funding Information

General Fund	\$150,000,000
Other Funds	-0-
	<u>\$150,000,000</u>

Introduced: 4/1/81
 Referred: Transportation and Finance

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IN THE SENATE

BY GILMAN

SENATE BILL NO. 369

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWELFTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act making a special appropriation for local service roads and trails; and providing for an effective date."

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

* Section 1. The sum of \$150,000,000 is appropriated from the general fund to the Department of Transportation and Public Facilities for the acquisition and construction of local service roads and trails under AS 19.30.111 - 19.30.251.

* Sec. 2. The appropriation made by this Act is for capital projects and is subject to AS 37.25.020.

* Sec. 3. This Act takes effect July 1, 1981.

COMMITTEE COPY

ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST Session

SENATE BILL..... NO. 369....

By GILMAN.....

"An Act making a special appropriation for local service roads and trails; and providing for an effective date."

Introduced in the Senate 4/1, 1981

HISTORY IN THE SENATE

1981		Read first time and referred to Committee on																						
4	1	TRANSPORTATION and FINANCE																						
4	8	Reported back with recommendation that <i>30. per cent increase - to be made</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> <tr> <td colspan="2">Reconsideration</td> </tr> <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	Reconsideration		PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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		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																						
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		<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> <tr> <td colspan="2">Reconsideration</td> </tr> <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	Reconsideration		PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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		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.

I. REQUEST

Bill/Resolution No. SB 368 & SB 369
 Title Local service roads and trails
 Requested by (Senators Gilman & Kertulla) Date 4/1/81

II. FISCAL DETAIL

Agency Affected Dept. of Transportation & Public Facilities
 Program Category Affected _____
 BRU, Program, or Subprogram(s) Affected _____
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY:81	FY82	FY83	FY84	FY 85	FY86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		150,000				

FUNDING (Thousands of Dollars)

GENERAL FUND	150,000			
FEDERAL FUNDS				
OTHER (Specify Fund Source)				

POSITIONS

FULL TIME					
PART TIME					
TEMPORARY					

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- SB 368 will transfer the cost of right-of-way (ROW) for LSR&T projects from local governments with road powers to the LSR&T program (state funded). R-O-W costs under existing LSR&T law are about 15% of the annual programmed project dollars of about \$4,600,000. Since local governments with road powers represent about 35% of the annual programmed project dollars, the total R-O-W related costs would be about: $\frac{100-35}{15} = 23\%$ of the total \$4,600,000 or \$1,080,000. Hence, this bill would increase the amount of costs to the LSR&T program for R-O-W by about \$390,000, based on the annual \$4,600,000 program.
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