

LEG. FINANCE - BILLS 1981 - 1982 1692

SB 576 - SB 611

✓1692

COMMITTEE REPORT
SENATE

3/26/81

FURTHER: None

Date: 6/4/81

Mr. President:

The Committee on FINANCE has had SB 576
making a supplemental appropriation for the operation of the legislature

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 576 (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]

S/Ferguson

CHAIRMAN

Delivered
6/4/81
10:30 am please return
to Kathy or Diane
Rm. 528, SFC
465-3729

Funding Information
General Fund \$1,013,950
Other Funds -0-
~~\$1,013,950~~
\$1,540,950

Introduced: 5/26/81
Referred: Finance

1 IN THE SENATE BY THE RULES COMMITTEE

2 CS SENATE BILL NO. 576 (fin)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation for the
7 operation of the legislature; and providing for an
8 effective date."

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

10 * Section 1. The sum of ^{3,540,950}~~\$1,013,950~~ is appropriated from the general fund
11 to the Legislative Affairs Agency for the operation of the Twelfth Legisla-
12 ture - First Session from the 126th through the ^{163rd June 23rd}~~150th~~ legislative day.

13 * Sec. 2. The unexpended and unobligated portion of the appropriation
14 made by this Act lapses into the general fund June 30, 1981.

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

June 23rd

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Revised

Original sponsor: Rules Committee

<u>Funding Information</u>	
General Fund	\$1,540,950
Other Funds	-0-
	<u>\$1,540,950</u>

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 576 (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 making a supplemental appropriation for the
7 operation of the legislature; and providing for an
8 effective date."

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

10 * Section 1. The sum of \$1,540,950 is appropriated from the general fund
11 to the Legislative Affairs Agency for the operation of the Twelfth Legisla-
12 ture - First Session from the 126th through the 163rd legislative day.

13 * Sec. 2. The unexpended and unobligated portion of the appropriation
14 made by this Act lapses into the general fund June 30, 1981.

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

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Funding Information
General Fund \$1,013,950
Other Funds -0-
\$1,013,950

Introduced: 5/26/81
Referred: Finance

1 IN THE SENATE

BY THE RULES COMMITTEE

2

SENATE BILL NO. 576

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

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TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act making a supplemental appropriation for the
7 operation of the legislature; and providing for an
8 effective date."

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

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* Section 1. The sum of \$1,013,950 is appropriated from the general fund
11 to the Legislative Affairs Agency for the operation of the Twelfth Legisla-
12 ture - First Session from the 126th through the 150th legislative day.

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* Sec. 2. The unexpended and unobligated portion of the appropriation
14 made by this Act lapses into the general fund June 30, 1981.

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

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COMMITTEE REPORT

HOUSE

6/9/81

FURTHER:

(11)

Date: SEP 10 1981

Mr. Speaker:

The Committee on FINANCE has had CSRB 575 (Fin)

"An Act making a supplemental appropriation for the operation of the legislature; 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 CSRB 576 (Fin) same title
 new title
- and recommends referred to the committee
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

F. J. ...
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MEMBERS HAVING
OTHER RECOMMENDATIONS:

F. J. ...
Vice CHAIRMAN

Original sponsor: Rules Committee

Funding Information

General Fund	\$1,554,487
Other Funds	-0-
	<u>\$1,554,487</u>

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 HOUSE CS FOR CS FOR SENATE BILL NO. 576 (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 making supplemental appropriations for the
7 operation of the legislature and the legislative
8 finance division; 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 \$1,540,950 is appropriated from the general fund
12 to the Legislative Affairs Agency for the operation of the Twelfth Legisla-
13 ture - First Session from the 126th through the 163rd legislative day.

14 * Sec. 2. The sum of \$13,537 is appropriated from the general fund to
15 the legislative finance division for its operation during the 126th through
16 the 163rd legislative day of the Twelfth Legislature - First Session.

17 * Sec. 3. The unexpended and unobligated portions of the appropriations
18 made by this Act lapse into the general fund June 30, 1981.

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

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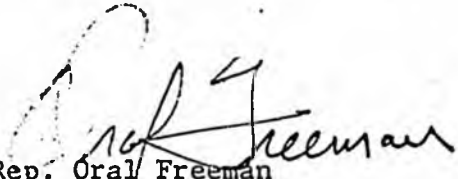
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CSSB 576 (Fin)

Letter of Explanation

The first legislative supplemental passed by the Twelfth Legislature, Chapter 12 SLA 1981, included \$9,000 additional per day for retroactive staff pay increases from the 90th day in the event they should be authorized.

CSSB 576 (Fin) does not include any additional funding for pay increases from the 126th through the 163rd day. Should the legislature decide to authorize pay increases, an additional appropriation must be made through some other vehicle.



Rep. Oral Freeman
Vice-Chairman
House Finance Committee

STATE OF ALASKA

THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

FINANCE DIVISION
POUCH WF--STATE CAPITOL
JUNEAU, ALASKA 99811
PHONE: (907) 465-3795

June 9, 1981

MEMORANDUM

TO: J. H. Hogan, Director
Legislative Finance Division

FROM: Pat Williams, Adm. Asst. *pat*
Legislative Finance Division

SUBJECT: Legislative Finance - Supplemental Appropriation
Request

As of 5/31/81 we had a balance remaining in our personal services line item of \$191,229. I have calculated our personal services expense from June 1 through June 30 at \$204,768, broken down as follows:

Temporary Employees	\$52,020
Permanent Employees	<u>152,748</u>
	\$204,768
Less 5/31/81 Balance	<u>- 191,229</u>
	\$ 13,539

Supplemental Amount Requested. \$13,539

Original sponsor: Rules Committee

Offered: 6/4/81
Referred: Rules

Funding Information

General Fund	\$1,540,950
Other Funds	-0-
	<u>\$1,540,950</u>

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2

CS FOR SENATE BILL NO. 576 (Finance)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act making a supplemental appropriation for the
7 operation of the legislature; and providing for an
8 effective date."

9

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

10

* Section 1. The sum of \$1,540,950 is appropriated from the general fund
11 to the Legislative Affairs Agency for the operation of the Twelfth Legisla-
12 ture - First Session from the 126th through the 163rd legislative day.

13

* Sec. 2. The unexpended and unobligated portion of the appropriation
14 made by this Act lapses into the general fund June 30, 1981.

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

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COMMITTEE REPORT
SENATE

FURTHER:

Finance

6/5/81

Date: 8 FEBRUARY 82

Mr. President:

LABOR & COMMERCE

The Committee on _____ has had SB 590

establishing a revolving loan fund in the Alaska Housing Finance Corp.

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:

1 *[Signature]*
1 *[Signature]*

1 *[Signature]*
CHAIRMAN
[Signature]

Introduced: 6/5/81
Referred: Labor & Commerce and
Finance

1 IN THE SENATE

BY BENNETT, FAHRENKAMP AND PARR

2 SENATE BILL NO. 590

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act establishing a revolving loan fund in the
7 Alaska Housing Finance Corporation; and providing for
8 an effective date."

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

10 * Section 1. AS 18.56.090 is amended by adding a new paragraph to read:

11 (28) use money in the Alaska housing revolving loan fund to
12 make or purchase loans.

13 * Sec. 2. AS 18.56 is amended by adding a new section to read:

14 Sec. 18.56.127. ALASKA HOUSING REVOLVING LOAN FUND. (a) The
15 Alaska housing revolving loan fund is established in the Alaska Housing
16 Finance Corporation. The fund consists of appropriations made to the
17 fund by the legislature and repayments of principal and interest on
18 loans made or purchased with money from the fund. The corporation may
19 use money in the Alaska housing revolving loan fund to make or purchase
20 any of the loans which can be made or purchased by the corporation
21 under the provisions of this chapter.

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

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COMMITTEE COPY

ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST Session

SENATE BILL..... NO. ...590.

By BENNETT, FAHRENKAMP, PARR

"An Act establishing a revolving loan fund in the Alaska Housing Finance Corporation; and providing for an effective date."

Introduced in the Senate 6/5/ 19.... 81

HISTORY IN THE SENATE

19 81
6 5
~~1982~~
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Read first time and referred to Committee on Labor & Commerce and Finance
Reported back with recommendation that *L40*
3 DO PASS
REFER TO FIN

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by President
Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by Speaker
Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Received from House

To enrolling

Reported correctly enrolled

Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No.

Introduced: 6/5/81
Referred: Labor & Commerce and
Finance

1 IN THE SENATE

BY BENNETT, FAHRENKAMP AND PARR

2 SENATE BILL NO. 590

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act establishing a revolving loan fund in the
7 Alaska Housing Finance Corporation; and providing for
8 an effective date."

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

10 * Section 1. AS 18.56.090 is amended by adding a new paragraph to read:

11 (28) use money in the Alaska housing revolving loan fund to
12 make or purchase loans.

13 * Sec. 2. AS 18.56 is amended by adding a new section to read:

14 Sec. 18.56.127. ALASKA HOUSING REVOLVING LOAN FUND. (a) The
15 Alaska housing revolving loan fund is established in the Alaska Housing
16 Finance Corporation. The fund consists of appropriations made to the
17 fund by the legislature and repayments of principal and interest on
18 loans made or purchased with money from the fund. The corporation may
19 use money in the Alaska housing revolving loan fund to make or purchase
20 any of the loans which can be made or purchased by the corporation
21 under the provisions of this chapter.

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

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Introduced: 6/8/81
Referred: Finance

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 SENATE BILL NO. 593

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 bonds issued by the Alaska Housing
7 Finance Corporation and the Alaska Industrial Develop-
8 ment Authority; and providing for an effective date."

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

10 * Section 1. The Alaska Housing Finance Corporation may issue bonds in
11 the principal amount of \$592,000,000 during the fiscal year ending June 30,
12 1982.

13 * Sec. 2. Subject to the limitation of AS 44.88.090(g), the Alaska
14 Industrial Development Authority may issue bonds in the principal amount of
15 \$400,000,000 during the fiscal year ending June 30, 1982.

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

COMMITTEE REPORT

HOUSE

6/11/81

FURTHER:

(11)

Date: 4-1-82

Mr. Speaker:

The Committee on FINANCE has had SB 593

"An Act relating to bonds issued by the Alaska Housing Finance Corporation and the Alaska Industrial Development Authority; 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 SB 593 (amended) 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:

CHAIRMAN

Original sponsor: Finance Committee

Offered: 4/1/82
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 593 (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 relating to the Alaska Housing Finance Corpora-
7 tion and bonds issued by the Alaska Housing Finance
8 Corporation; and providing for an effective date."

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

10 * Section 1. AS 18.56.098(h) is amended to read:

11 (h) The corporation shall establish the interest rate on a second
12 mortgage loan purchased under (a) of this section in the manner estab-
13 lished for computing the interest rates on a first mortgage loan under
14 (g) of this section except that, in the case of a second mortgage loan,
15 if the first mortgage loan made to the same borrower is held by the
16 corporation and was purchased under the special mortgage loan purchase
17 program, the outstanding principal balance of the existing first mortgage
18 loan is subtracted from \$90,000 to determine the amount of the loan that
19 is eligible for an interest rate on a second mortgage loan determined by
20 reference to (g) of this section.

21 * Sec. 2. AS 18.56.110(g) is amended to read:

22 (g) Notwithstanding AS 18.56.090(12) and (a) of this section, the
23 corporation may not issue bonds, other than refunding bonds, in any
24 12-month period beginning after June 30, 1983 [1982], in an amount that
25 exceeds the amount of bonds authorized to be issued during the preceding
26 period, unless a different amount is authorized by the legislature.

27 * Sec. 3. In addition to the amount authorized by sec. 48, ch. 115, SLA
28 1981, the Alaska Housing Finance Corporation may issue bonds in the principal
29 amount of \$210,000,000 during the fiscal year ending June 30, 1982.

1 * Sec. 4. The Alaska Housing Finance Corporation may issue bonds in the
2 principal amount of \$980,000,000 during the fiscal year ending June 30, 1983.

3 * Sec. 5. For the purpose of assisting the Alaska Housing Finance Corpora-
4 tion to provide money for the purchase of mortgages made for residences for
5 qualifying veterans under AS 18.56, revenue bonds of the Alaska Housing
6 Finance Corporation may be unconditionally guaranteed as to principal and
7 interest by the state in the principal amount of not more than \$400,000,000.
8 The full faith, credit, and resources of the state are pledged to the payment
9 of the principal and interest on these bonds and the principal and interest
10 on the bonds is secured by the general obligation of the State of Alaska.
11 This statement shall be printed on the face of the bonds and shall be signed
12 in manual or facsimile form by the governor. The provisions of AS 37.15 do
13 not apply to the bonds. The bonds shall be sold by the Alaska Housing Finance
14 Corporation under AS 18.56 at public sale in amounts and at times approved by
15 the state bond committee.

16 * Sec. 6. If the question set out in sec. 8 of this Act is approved by
17 the qualified voters of the state who vote on the question, the Alaska Housing
18 Finance Corporation may issue not more than the principal amount of
19 \$400,000,000 of its revenue bonds that are unconditionally guaranteed as to
20 principal and interest by the state, the proceeds of which shall be expended
21 by the Alaska Housing Finance Corporation to provide money for the purchase
22 of mortgages made for residences for qualifying veterans under AS 18.56.

23 * Sec. 7. As used in this Act a qualifying veteran is a person who served
24 on active duty in the United States military service, and who was discharged
25 or released under conditions other than dishonorable or a person who is a
26 qualified veteran as the term may be otherwise defined under the Mortgage
27 Subsidy Bond Tax Act of 1980.

28 * Sec. 8. The question of whether or not the state guaranty of bonds
29 referred to in this Act shall be made shall be submitted to the qualified

1 voters of the state at the first general election after the effective date of
2 this Act and shall read substantially as follows:

3 PROPOSITION

4 State Guaranteed Veterans Residential
5 Mortgage Bonds \$400,000,000

6 Shall the State of Alaska unconditionally guarantee
7 as a general obligation of the state, the payment
8 of principal and interest on revenue bonds of the
9 Alaska Housing Finance Corporation issued in the
10 principal amount of not more than \$400,000,000 for
11 the purpose of purchasing mortgages made for resi-
12 dences for qualifying veterans, as defined by law?

13 Bonds Yes []

14 Bonds No []

15 * Sec. 9. The state may not guarantee bonds under this Act unless the
16 voters of the state approve an amendment to art. IX, sec. 8 of the Consti-
17 tution of the State of Alaska that allows the state to contract debt for
18 housing loans for veterans.

19 * Sec. 10. If the voters of the state do not approve an amendment to
20 art. IX, sec. 8 of the Constitution of the State of Alaska that allows the
21 state to contract debt for housing loans for veterans the first time the
22 proposed amendment appears on a general election ballot, secs. 5 - 8 of this
23 Act are repealed.

24 * Sec. 11. Sections 5 - 10 of this Act take effect on the adoption by the
25 Twelfth Legislature of a version of a resolution that places a proposed
26 constitutional amendment to art. IX, sec. 8 of the Constitution of the State
27 of Alaska to allow the state to contract debt for housing loans for veterans,
28 on a general election ballot for approval by the voters of the state.

29 * Sec. 12. Sections 1 - 4 of this Act take effect immediately in accor-
dance with AS 01.10.070(c).

Original sponsor: Finance Committee

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 593 (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 relating to the Alaska Housing Finance Corpora-
7 tion; ^{AND BONDS ISSUED BY THE AHFC} and providing for an effective date."

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

9 * Section 1. AS 18.56.098(h) is amended to read:

10 (h) The corporation shall establish the interest rate on a second
11 mortgage loan purchased under (a) of this section in the manner estab-
12 lished for computing the interest rates on a first mortgage loan under
13 (g) of this section except that, in the case of a second mortgage loan,
14 if the first mortgage loan made to the same borrower is held by the
15 corporation and was purchased under the special mortgage loan purchase
16 program, the outstanding principal balance of the existing first mortgage
17 loan is subtracted from \$90,000 to determine the amount of the loan that
18 is eligible for an interest rate on a second mortgage loan determined by
19 reference to (g) of this section.

20 * Sec. 2. AS 18.56.110(g) is amended to read:

21 (g) Notwithstanding AS 18.56.090(12) and (a) of this section, the
22 corporation may not issue bonds, other than refunding bonds, in any
23 12-month period beginning after June 30, 1983 [1982], in an amount that
24 exceeds the amount of bonds authorized to be issued during the preceding
25 period, unless a different amount is authorized by the legislature.

26 * Sec. 3. In addition to the amount authorized by sec. 48, ch. 115, SLA
27 1981, the Alaska Housing Finance Corporation may issue bonds in the principal
28 amount of \$210,000,000 during the fiscal year ending June 30, 1982.

29 * Sec. 4. The Alaska Housing Finance Corporation may issue bonds in the

1 principal amount of \$⁸⁷⁵~~850~~,000,000 during the fiscal year ending June 30, 1983.

2 * Sec. 5. This Act takes effect immediately in accordance with AS 01.10.-
3 070(e).

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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 unconditional guaranty by the
7 state of the payment of principal and interest on
8 revenue bonds of the Alaska Housing Finance Corporation
9 in the amount of \$400,000,000 for the purpose of pur-
10 chasing mortgages made for residences for veterans; and
11 providing for an effective date."

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

13 * Section 1. For the purpose of assisting the Alaska Housing Finance
14 Corporation to provide money for the purchase of mortgages made for resi-
15 dences for qualifying veterans under AS 18.56, revenue bonds of the Alaska
16 Housing Finance Corporation may be unconditionally guaranteed as to principal
17 and interest by the state in the principal amount of not more than \$400,000,-
18 000. The full faith, credit, and resources of the state are pledged to the
19 payment of the principal and interest on these bonds and the principal and
20 interest on the bonds is secured by the general obligation of the State of
21 Alaska. This statement shall be printed on the face of the bonds and shall
22 be signed in manual or facsimile form by the governor. The provisions of
23 AS 37.15 do not apply to the bonds. The bonds shall be sold by the Alaska
24 Housing Finance Corporation under AS 18.56 at public sale in amounts and at
25 times approved by the state bond committee.

26 * Sec. 2. If the question set out in sec. 3 of this Act is approved by
27 the qualified voters of the state who vote on the question, the Alaska Housing
28 Finance Corporation may issue not more than the principal amount of \$400,000,-
29 000 of its revenue bonds that are unconditionally guaranteed as to principal

1 and interest by the state, the proceeds of which shall be expended by the
 2 Alaska Housing Finance Corporation to provide money for the purchase of
 3 mortgages made for residences for qualifying veterans under AS 18.56.

4 * Sec. 3. As used in this Act a qualifying veteran is a person who served
 5 on active duty in the United States military service, and who was discharged
 6 or released under conditions other than dishonorable or a person who is a
 7 qualified veteran as the term may be otherwise defined under the Mortgage
 8 Subsidy Bond Tax Act of 1980.

9 * Sec. 4. The question of whether or not the state guaranty of bonds
 10 referred to in this Act shall be made shall be submitted to the qualified
 11 voters of the state at the first general election after the effective date of
 12 this Act and shall read substantially as follows:

13 Proposition

14 State Guaranteed

15 Veterans Residential Mortgage Bonds

16 Bonds	\$400,000,000
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17 Shall the state of Alaska unconditionally guarantee
 18 as a general obligation of the state, the payment
 19 of principal and interest on revenue bonds of the
 20 Alaska Housing Finance Corporation issued in the
 21 principal amount of not more than \$400,000,000 for
 22 the purpose of purchasing mortgages made for resi-
 23 dences for qualifying veterans, as defined by law?

24 Bonds	Yes []
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25 Bonds	No []
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26 * Sec. 5. The state may not guarantee bonds under this Act unless the
 27 voters of the state approve an amendment to art. IX, sec. 8 of the Consti-
 28 tution of the State of Alaska that allows the state to contract debt for
 29 housing loans for veterans.

1 * Sec. 6. If the voters of the state do not approve an amendment to
2 art. IX, sec. 8 of the Constitution of the State of Alaska that allows the
3 state to contract debt for housing loans for veterans the first time the
4 proposed amendment appears on a general election ballot, this Act is repealed.

5 * Sec. 7. This Act takes effect on the adoption by the Twelfth Legisla-
6 ture of a version of a resolution that places a proposed constitutional
7 amendment to art. IX, sec. 8 of the constitution of the State of Alaska to
8 allow the state to contract debt for housing loans for veterans, on a general
9 election ballot for approval by the voters of the state.

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* ~~no~~ show JC, DC, VH, BB 3:40

* just R.O. 66658

no show EH, DC 3:50

PC left. ~~4:00~~ returned 3:52

SC.
50,000 : 50 mill
35,000 subsidized money
50,000 per unit → subssi rate
Aida

* Richard Acrom ^{Axe}
Deputy Commissioner
CK: A
↓

" 8 mill 82
8 mill 83"
HB150 last year

details → 7 mill - subsidy prog. Bank - turn over to Aida
- build ext. house go to Aida
fee - Aida - } regular servicing fee agree
Bank - }

who will be eligible?

appropriated
57 mill unencumbered assets
Bond @ Aida & Bank
14% → difers payment # of yrs.

debt service needs ~~4000~~

Present ratchet rate

.85 mill reduced to 46 mill cost

Reduced
Reduced

Should say: "Sr. Cit. Hsing"

grants, projects, housing - proper
who's made inquir. - formal verbal requests

Original sponsor: Finance Committee

Offered: 4/1/82
Referred: Rules

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 593 (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 relating to the Alaska Housing Finance Corpora-
7 tion and bonds issued by the Alaska Housing Finance
8 Corporation; and providing for an effective date."

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

10 * Section 1. AS 18.56.098(h) is amended to read:

11 (h) The corporation shall establish the interest rate on a second
12 mortgage loan purchased under (a) of this section in the manner estab-
13 lished for computing the interest rates on a first mortgage loan under
14 (g) of this section except that, in the case of a second mortgage loan,
15 if the first mortgage loan made to the same borrower is held by the
16 corporation and was purchased under the special mortgage loan purchase
17 program, the outstanding principal balance of the existing first mortgage
18 loan is subtracted from \$90,000 to determine the amount of the loan that
19 is eligible for an interest rate on a second mortgage loan determined by
20 reference to (g) of this section.

21 * Sec. 2. AS 18.56.110(g) is amended to read:

22 (g) Notwithstanding AS 18.56.090(12) and (a) of this section, the
23 corporation may not issue bonds, other than refunding bonds, in any
24 12-month period beginning after June 30, 1983 [1982], in an amount that
25 exceeds the amount of bonds authorized to be issued during the preceding
26 period, unless a different amount is authorized by the legislature.

27 * Sec. 3. In addition to the amount authorized by sec. 48, ch. 115, SLA
28 1981, the Alaska Housing Finance Corporation may issue bonds in the principal
29 amount of \$210,000,000 during the fiscal year ending June 30, 1982.

1 * Sec. 4. The Alaska Housing Finance Corporation may issue bonds in the
2 principal amount of \$980,000,000 during the fiscal year ending June 30, 1983.

3 * Sec. 5. For the purpose of assisting the Alaska Housing Finance Corpora-
4 tion to provide money for the purchase of mortgages made for residences for
5 qualifying veterans under AS 18.56, revenue bonds of the Alaska Housing
6 Finance Corporation may be unconditionally guaranteed as to principal and
7 interest by the state in the principal amount of not more than \$400,000,000.
8 The full faith, credit, and resources of the state are pledged to the payment
9 of the principal and interest on these bonds and the principal and interest
10 on the bonds is secured by the general obligation of the State of Alaska.
11 This statement shall be printed on the face of the bonds and shall be signed
12 in manual or facsimile form by the governor. The provisions of AS 37.15 do
13 not apply to the bonds. The bonds shall be sold by the Alaska Housing Finance
14 Corporation under AS 18.56 at public sale in amounts and at times approved by
15 the state bond committee.

16 * Sec. 6. If the question set out in sec. 8 of this Act is approved by
17 the qualified voters of the state who vote on the question, the Alaska Housing
18 Finance Corporation may issue not more than the principal amount of
19 \$400,000,000 of its revenue bonds that are unconditionally guaranteed as to
20 principal and interest by the state, the proceeds of which shall be expended
21 by the Alaska Housing Finance Corporation to provide money for the purchase
22 of mortgages made for residences for qualifying veterans under AS 18.56.

23 * Sec. 7. As used in this Act a qualifying veteran is a person who served
24 on active duty in the United States military service, and who was discharged
25 or released under conditions other than dishonorable or a person who is a
26 qualified veteran as the term may be otherwise defined under the Mortgage
27 Subsidy Bond Tax Act of 1980.

28 * Sec. 8. The question of whether or not the state guaranty of bonds
29 referred to in this Act shall be made shall be submitted to the qualified

1 voters of the state at the first general election after the effective date of
2 this Act and shall read substantially as follows:

3 PROPOSITION

4 State Guaranteed Veterans Residential
5 Mortgage Bonds, \$400,000,000

6 Shall the State of Alaska unconditionally guarantee
7 as a general obligation of the state, the payment
8 of principal and interest on revenue bonds of the
9 Alaska Housing Finance Corporation issued in the
10 principal amount of not more than \$400,000,000 for
11 the purpose of purchasing mortgages made for resi-
12 dences for qualifying veterans, as defined by law?

13 Bonds Yes []

14 Bonds No []

15 * Sec. 9. The state may not guarantee bonds under this Act unless the
16 voters of the state approve an amendment to art. IX, sec. 8 of the Consti-
17 tution of the State of Alaska that allows the state to contract debt for
18 housing loans for veterans.

19 * Sec. 10. If the voters of the state do not approve an amendment to
20 art. IX, sec. 8 of the Constitution of the State of Alaska that allows the
21 state to contract debt for housing loans for veterans the first time the
22 proposed amendment appears on a general election ballot, secs. 5 - 8 of this
23 Act are repealed.

24 * Sec. 11. Sections 5 - 10 of this Act take effect on the adoption by the
25 Twelfth Legislature of a version of a resolution that places a proposed
26 constitutional amendment to art. IX, sec. 8 of the Constitution of the State
27 of Alaska to allow the state to contract debt for housing loans for veterans,
28 on a general election ballot for approval by the voters of the state.

29 * Sec. 12. Sections 1 - 4 of this Act take effect immediately in accor-
dance with AS 01.10.070(c).

Funding Information

General Fund \$2,400,000
Other Funds -0-
\$2,400,000

Introduced: 6/12/81
Referred: Finance

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2 SENATE BILL NO. 597

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the New
7 Capital Site Planning Commission, Office of the
8 Governor; and providing for an effective date."

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

10 * Section 1. The sum of \$2,400,000 is appropriated from the general fund
11 to the New Capital Site Planning Commission, Office of the Governor (AS 44.-
12 06.200) for the work of the commission.

13 * Sec. 2. The unexpended and unobligated portion of the appropriation
14 made by this Act lapses into the general fund June 30, 1983.

15 * Sec. 3. This Act takes effect on the effective date of an Act entitled
16 "An Act relating to relocation of the state capital: repealing and reenact-
17 ing the law enacted by the initiative popularly known as the 'FRANK Initia-
18 tive' to provide for the determination of the costs of capital relocation,
19 amending laws establishing the New Capital Site Planning Commission, and
20 conditionally repealing laws relating to relocation of the state capital."
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ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST Session

SENATE BILL NO. 597

By THE STATE AFFAIRS COMMITTEE

"An Act making a special appropriation to the New Capital Site Planning Commission, Office of the Governor; and providing for an effective date."

Introduced in the Senate 6/12/81

HISTORY IN THE SENATE

19 81

6
by 12

Read first time and referred to Committee on

Finance

Also referred table & but withdrawn

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by President
Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reconsideration

PASS	Effective Date
Yeas	Yeas
Nays	Nays
Absent	Absent
Excused	Excused

Reported correctly engrossed
Signed by Speaker
Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Received from House

To enrolling

Reported correctly enrolled

Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No.

ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST.... Session

SENATE ..BILL..... NO. ..597..

By .THE STATE AFFAIRS COMMITTEE

"An Act making a special appropriation to the New Capital Site Planning Commission, Office of the Governor; and providing for an effective date."

Introduced in the Senate 6/12/ 81
....., 19....

HISTORY IN THE SENATE

19	81	Read first time and referred to Committee on Finance
6	12	<i>also referred to the but withdrawn</i>
		Reported back with recommendation that
		Read second time and
		Read third time and
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reconsideration
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reported correctly engrossed
		Signed by President
		Sent to House
SECRETARY OF THE SENATE		

HISTORY IN THE HOUSE

19		Read first time and referred to Committee on
		Reported back with recommendation that
		Read second time and
		Read third time and
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reconsideration
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reported correctly engrossed
		Signed by Speaker
		Returned to Senate
CHIEF CLERK OF THE HOUSE		

HISTORY IN THE SENATE

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

Funding Information

General Fund \$2,400,000
Other Funds -0-
\$2,400,000

Introduced: 6/12/81
Referred: Finance

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2

SENATE BILL NO. 597

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act making a special appropriation to the New
7 Capital Site Planning Commission, Office of the
8 Governor; and providing for an effective date."

9

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

10

* Section 1. The sum of \$2,400,000 is appropriated from the general fund
11 to the New Capital Site Planning Commission, Office of the Governor (AS 44.-
12 06.200) for the work of the commission.

13

* Sec. 2. The unexpended and unobligated portion of the appropriation
14 made by this Act lapses into the general fund June 30, 1983.

15

* Sec. 3. This Act takes effect on the effective date of an Act entitled
16 "An Act relating to relocation of the state capital: repealing and reenact-
17 ing the law enacted by the initiative popularly known as the 'FRANK Initia-
18 tive' to provide for the determination of the costs of capital relocation,
19 amending laws establishing the New Capital Site Planning Commission, and
20 conditionally repealing laws relating to relocation of the state capital."

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NEW CAPITAL SITE PLANNING COMMISSION

Special Appropriation FY 82-83
December 29, 1981

259,700

PERSONAL SERVICES July 1, 1982 through Dec. 31, 1982

~~\$183,000~~

Staff

Executive Director	(6 x 5885)	35,310
Admin. Officer	(6 x 3619)	21,715
Principal Planner	(4 x 4153)	16,610
Secretary/Adm. Asst.	(6 x 1827)	10,965
Secretary part time		5,000
Fringes @ 23% (89,600)		<u>20,600</u>

Subtotal 110,200

Miscellaneous Commission Costs

Commission honorariums meetings and hearings (10 x 3600/meeting)		36,000
--	--	--------

Travel

Comission, travel and per diem (10 x 2500/meeting)		<i>92,500</i>
		25,000
Staff travel		<u>12,000</u>

Subtotal ~~73,000~~
140,500

CONTRACTUAL SERVICES TO BE OBLIGATED BEFORE APRIL, 1982 \$384,400

Transcription of meetings court reporter (12 meetings @ 1200/meeting)		14,400
General Development Plan		15,000
Transportation Plan Update		5,000
Specific Plan		20,000
Juneau Socioeconomic Impact		15,000
Mat-Su Socioeconomic Impact		15,000
Public Information, Graphics Journalism		85,000

Cost Estimates, Implementation Plan Return on land sales	140,000
Secondary Cost Estimates	60,000
Environmental Permit Requirements	15,000

CONTRACTUAL SERVICES CONTINUING THROUGH DEC., 1982 \$ 83,500

Office Rental (6 x 2712)	16,300
Office Equipment Rental (6 x 1700)	10,200
Telephone, postage (6 x 2000)	12,000
Report printing & postage, newspaper advertising, clipping service	45,000

SUPPLIES AND EQUIPMENT JULY 1, 1982 THROUGH DEC. 31, 1982 \$ 11,800

Office Equipment	7,000
Office Supplies	4,800
Subtotal	11,800 730.4
12% contingency	80,300
<u>TOTAL</u>	<u>810,7</u> 810,7 \$743,000

COMMITTEE REPORT
SENATE

FURTHER: None

7/13/81

Date: 7/14/81

Mr. President:

The Committee on FINANCE has had SB 607
making a special appropriation for operation of the Twelfth Legislature -
First Special Session

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 607 (FINANCE) 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:

CHAIRMAN

Funding Information
General Fund \$179,075
Other Funds -0-
\$179,075

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 607 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SPECIAL SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation for operation
7 of the Twelfth Legislature - First Special Session;
8 and providing for an effective date."

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

10 * Section 1. The sum of \$179,075 is appropriated from the general fund
11 to the Legislative Affairs Agency for the operation of the Twelfth Legis-
12 lature - First Special Session.

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

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Funding Information

General Fund	\$358,150
Other Funds	-0-
	<u>358,150</u>
	179,075

Introduced: 7/13/81
Referred: Finance

1 IN THE SENATE

BY THE RULES COMMITTEE

2 SENATE BILL NO. 607

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SPECIAL SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation for operation
7 of the Twelfth Legislature - First Special Session;
8 and providing for an effective date."

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

10 * Section 1. The sum of ^{179,075}~~358,150~~ is appropriated from the general fund
11 to the Legislative Affairs Agency for the operation of the Twelfth Legis-
12 lature - First Special Session.

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

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COMMITTEE REPORT
SENATE

1/25/82

FURTHER: Finance

Date: 3/17/82

Mr. President:

The Committee on RESOURCES has had SSSB 608

making a special appropriation to the power development fund of the Alaska Power Authority for the Susitna River hydroelectric project and other hydroelectric projects

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)

[X] ^{major comm.} replace with CS for SBS608 (RES) [] same title [X] 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

Alvin Stangulovich
Bob [unclear]
Don Gilman (depending on availability of funds)
Bob [unclear]
Vit [unclear]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Dwayne Johnson ^{do pass if funds available}
CHAIRMAN

Original sponsors: Kerttula, Dankworth,
Bennett, et al

Offered: 3/19/82
Referred: Finance

Funding Information

General Fund	\$92,200,000
Other Funds	-0-
	<u>\$92,200,000</u>

1 IN THE SENATE BY THE RESOURCES COMMITTEE
2 CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 608 (Resources)
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 special appropriations for various power
7 projects and energy-related purposes; and providing for
8 an effective date."

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

10 * Section 1. The sum of \$25,600,000 is appropriated from the general fund
11 to the power development fund of the Alaska Power Authority (AS 44.83.380 -
12 44.83.425) for the Susitna River hydroelectric project (AS 44.83.300 -
13 44.83.360).

14 * Sec. 2. The sum of \$200,000 is appropriated from the general fund to
15 the Department of Fish and Game for assessment of the fisheries enhancement
16 potential of the Susitna River system.

17 * Sec. 3. The sum of \$600,000 is appropriated from the general fund to
18 the Office of the Governor to complete alternatives studies and additional
19 work necessary to make key decisions on construction of the Susitna River
20 hydroelectric project.

21 * Sec. 4. The sum of \$200,000 is appropriated from the general fund to
22 the Alaska Power Authority for railbelt windpower feasibility studies.

23 * Sec. 5. The sum of \$500,000 is appropriated from the general fund to
24 the Alaska Power Authority to continue Chakachamna fisheries and habitat
25 studies.

26 * Sec. 6. The sum of \$1,200,000 is appropriated from the general fund to
27 the Office of the Governor for an assessment of the economic and engineering
28 feasibility of generating and transmitting gas-fired power from the North
29 Slope to the railbelt.

1 * Sec. 7. The sum of \$500,000 is appropriated from the general fund to
2 the Alaska Power Authority for design and right-of-way activities for a
3 possible Kake-Petersburg intertie.

4 * Sec. 8. The sum of \$1,100,000 is appropriated from the general fund to
5 the Alaska Power Authority for a feasibility study and initiation of design
6 for the Hoonah intertie.

7 * Sec. 9. The sum of \$300,000 is appropriated from the general fund to
8 the Alaska Power Authority for feasibility analysis of alternatives that can
9 lower the cost of power for Angoon.

10 * Sec. 10. The sum of \$2,500,000 is appropriated from the general fund
11 for payment as a grant to the City of Cordova for an electric generation
12 unit.

13 * Sec. 11. The sum of \$1,250,000 is appropriated from the general fund to
14 the Alaska Power Authority for a substation and distribution system for
15 Cantwell.

16 * Sec. 12. The sum of \$2,000,000 is appropriated from the general fund to
17 the Alaska Power Authority for the Lower Kuskokwim power plan.

18 * Sec. 13. The sum of \$35,000,000 is appropriated from the general fund
19 to the Alaska Power Authority for construction of the Bradley Lake hydroelec-
20 tric project.

21 * Sec. 14. The sum of \$200,000 is appropriated from the general fund to
22 the Alaska Power Authority for a new power distribution system in Tenakee
23 Springs.

24 * Sec. 15. The sum of \$2,000,000 is appropriated from the general fund to
25 the Alaska Power Authority for installation of waste heat facilities in rural
26 villages.

27 * Sec. 16. The sum of \$2,000,000 is appropriated from the general fund to
28 the Alaska Power Authority for feasibility studies in rural villages.

29 * Sec. 17. The sum of \$1,600,000 is appropriated from the general fund to

1 the division of energy and power development, Department of Commerce and
2 Economic Development, for reconnaissance studies in rural villages.

3 * Sec. 18. The sum of \$14,000,000 is appropriated from the general fund
4 to the division of energy and power development, Department of Commerce and
5 Economic Development, for residential energy conservation and weatherization
6 programs.

7 * Sec. 19. The sum of \$1,200,000 is appropriated from the general fund to
8 the division of energy and power development, Department of Commerce and
9 Economic Development, for grants to regional nonprofit corporations for
10 village energy planning and education.

11 * Sec. 20. The sum of \$100,000 is appropriated from the general fund to
12 the Office of the Governor for a longitudinal cost-benefit analysis of energy
13 conservation and weatherization program.

14 * Sec. 21. The sum of \$150,000 is appropriated from the general fund to
15 the division of energy and power development, Department of Commerce and
16 Economic Development, to continue work on the long-term energy plan.

17 * Sec. 22. The appropriations made in secs. 10 and 19 of this Act shall
18 be disbursed in accordance with AS 37.05.315 - 37.05.319.

19 * Sec. 23. The appropriations made in secs. 1 - 9, 11 - 13, and 20 - 21
20 of this Act are for capital projects or are related to capital projects and
21 do not lapse in accordance with AS 37.25.010.

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

Funding Information
General Fund \$1,000,000,000
Other Funds -0-
\$1,000,000,000

Introduced: 1/25/82
Referred: Resources and
Finance

BY KERTTULA, DANKWORTH, BENNETT,
BRADLEY, FAHRENKAMP, GILMAN, KELLY,
MULCAHY AND PARR

1 IN THE SENATE

2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 608

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 a special appropriation to the power
7 development fund of the Alaska Power Authority for the
8 Susitna River hydroelectric project and other hydroelec-
9 tric projects; and providing for an effective date."

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

11 * Section 1. The sum of \$1,000,000,000 is appropriated from the general
12 fund to the power development fund of the Alaska Power Authority (AS 44.83.-
13 380 - 44.83.425) for expenditures relating to the planning, design, and
14 construction of the Susitna River hydroelectric project (AS 44.83.300 -
15 44.83.360) and other hydroelectric projects.

16 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
17 070.

ALASKA STATE LEGISLATURE

TWELFTH Legislature SECOND Session

SPONSOR SUBSTITUTE
SENATE BILL..... NO. 608....

By KERTTULA AND DANKWORTH.....

"An Act making a special appropriation to the Alaska Power Authority for the Susitna River hydroelectric project; and providing for an effective date."

Introduced in the Senate 1/11/ 19 82

HISTORY IN THE SENATE

19 82	Read first time and referred to Committee on										
1 11	Resources and Finance										
1 25	<i>SS letter - same referred</i>										
3 19	Reported back with <i>Req. replace w/CS-6</i> recommendation that <i>do pass rewrite to fix</i>										
	Read second time and										
	Read third time and										
	<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	Reconsideration										
	<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date										
Yeas	Yeas										
Nays	Nays										
Absent	Absent										
Excused	Excused										
	Reported correctly engrossed										
	Signed by President										
	Sent to House										
	SECRETARY OF THE SENATE										

HISTORY IN THE HOUSE

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

HISTORY IN THE SENATE

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

STATE OF ALASKA

DEPARTMENT OF FISH AND GAME

OFFICE OF THE COMMISSIONER

JAY S. HAMMOND, GOVERNOR

P.O. BOX 3-2000
JUNEAU, ALASKA 99802
PHONE: 465-4100

March 31, 1982

The Honorable Vic Fischer
State Senate
Pouch V, State Capitol
Juneau, Alaska 99811

Dear Senator:

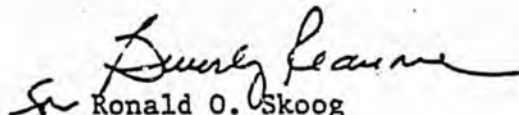
The following information is provided by the department in response to your inquiry concerning that portion of CS SSSB 608(Res) providing \$200,000 for the assessment of the fisheries' potential of the Susitna River. This initial funding would provide for the development of a baseline feasibility analysis only for the area above Devils Canyon to answer in a preliminary manner, the following questions:

1. Is it technically feasible to pass adult anadromous fish upstream and the resultant fry/smolts safely downstream through Devils Canyon if no hydro electric development occurs on the Susitna River? And if feasible, what would be the preliminary cost estimates for various fish passage designs to accomplish this?
2. What is the potential for the up-river habitat (above Devils Canyon) to support anadromous fish populations? If fish passage becomes possible on a regular basis, what would be the biological impacts to the up-river resident fish species and habitat by such access to anadromous species above Devils Canyon?

3. What specific areas of study should a comprehensive plan address should it be determined that such a project be implemented by the Legislature?

If you have any questions regarding this matter please do not hesitate to contact this office.

Sincerely,


Ronald O. Skoog
Commissioner

cc: Ron Lehr
Keith Specking

bcc: Tom Trent
Christopher Estes
Mary Jablonski

Original sponsors: Kerttula, Dankworth,
Bennett, et al

Offered: 3/19/82
Referred: Finance

Funding Information

General Fund	\$92,200,000
Other Funds	-0-
	<u>\$92,200,000</u>

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 608 (Resources)

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 special appropriations for various power
7 projects and energy-related purposes; and providing for
8 an effective date."

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

10 * Section 1. The sum of \$25,600,000 is appropriated from the general fund
11 to the power development fund of the Alaska Power Authority (AS 44.83.380 -
12 44.83.425) for the Susitna River hydroelectric project (AS 44.83.300 -
13 44.83.360).

14 * Sec. 2. The sum of \$200,000 is appropriated from the general fund to
15 the Department of Fish and Game for assessment of the fisheries enhancement
16 potential of the Susitna River system.

17 * Sec. 3. The sum of \$600,000 is appropriated from the general fund to
18 the Office of the Governor to complete alternatives studies and additional
19 work necessary to make key decisions on construction of the Susitna River
20 hydroelectric project.

21 * Sec. 4. The sum of \$200,000 is appropriated from the general fund to
22 the Alaska Power Authority for railbelt windpower feasibility studies.

23 * Sec. 5. The sum of \$500,000 is appropriated from the general fund to
24 the Alaska Power Authority to continue Chakachamna fisheries and habitat
25 studies.

26 * Sec. 6. The sum of \$1,200,000 is appropriated from the general fund to
27 the Office of the Governor for an assessment of the economic and engineering
28 feasibility of generating and transmitting gas-fired power from the North
29 Slope to the railbelt.

1 * Sec. 7. The sum of \$500,000 is appropriated from the general fund to
2 the Alaska Power Authority for design and right-of-way activities for a
3 possible Kake-Petersburg intertie.

4 * Sec. 8. The sum of \$1,100,000 is appropriated from the general fund to
5 the Alaska Power Authority for a feasibility study and initiation of design
6 for the Hoonah intertie.

7 * Sec. 9. The sum of \$300,000 is appropriated from the general fund to
8 the Alaska Power Authority for feasibility analysis of alternatives that can
9 lower the cost of power for Angoon.

10 * Sec. 10. The sum of \$2,500,000 is appropriated from the general fund
11 for payment as a grant to the City of Cordova for an electric generation
12 unit.

13 * Sec. 11. The sum of \$1,250,000 is appropriated from the general fund to
14 the Alaska Power Authority for a substation and distribution system for
15 Cantwell.

16 * Sec. 12. The sum of \$2,000,000 is appropriated from the general fund to
17 the Alaska Power Authority for the Lower Kuskokwim power plan.

18 * Sec. 13. The sum of \$35,000,000 is appropriated from the general fund
19 to the Alaska Power Authority for construction of the Bradley Lake hydroelec-
20 tric project.

21 * Sec. 14. The sum of \$200,000 is appropriated from the general fund to
22 the Alaska Power Authority for a new power distribution system in Tenakee
23 Springs.

24 * Sec. 15. The sum of \$2,000,000 is appropriated from the general fund to
25 the Alaska Power Authority for installation of waste heat facilities in rural
26 villages.

27 * Sec. 16. The sum of \$2,000,000 is appropriated from the general fund to
28 the Alaska Power Authority for feasibility studies in rural villages.

29 * Sec. 17. The sum of \$1,600,000 is appropriated from the general fund to

1 the division of energy and power development, Department of Commerce and
2 Economic Development, for reconnaissance studies in rural villages.

3 * Sec. 18. The sum of \$14,000,000 is appropriated from the general fund
4 to the division of energy and power development, Department of Commerce and
5 Economic Development, for residential energy conservation and weatherization
6 programs.

7 * Sec. 19. The sum of \$1,200,000 is appropriated from the general fund to
8 the division of energy and power development, Department of Commerce and
9 Economic Development, for grants to regional nonprofit corporations for
10 village energy planning and education.

11 * Sec. 20. The sum of \$100,000 is appropriated from the general fund to
12 the Office of the Governor for a longitudinal cost-benefit analysis of energy
13 conservation and weatherization program.

14 * Sec. 21. The sum of \$150,000 is appropriated from the general fund to
15 the division of energy and power development, Department of Commerce and
16 Economic Development, to continue work on the long-term energy plan.

17 * Sec. 22. The appropriations made in secs. 10 and 19 of this Act shall
18 be disbursed in accordance with AS 37.05.315 - 37.05.319.

19 * Sec. 23. The appropriations made in secs. 1 - 9, 11 - 18, and 20 - 21
20 of this Act are for capital projects or are related to capital projects and
21 do not lapse in accordance with AS 37.25.010.

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

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Funding Information

General Fund \$1,000,000,000
Other Funds -0-
\$1,000,000,000

Introduced: 1/25/82
Referred: Resources and
Finance

BY KERTTULA, DANKWORTH, BENNETT,
BRADLEY, FAHRENKAMP, GILMAN, KELLY,
MULCAHY AND PARR

1 IN THE SENATE

2

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 608

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 a special appropriation to the power
7 development fund of the Alaska Power Authority for the
8 Susitna River hydroelectric project and other hydroelec-
9 tric projects; and providing for an effective date."

10

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

11

* Section 1. The sum of \$1,000,000,000 is appropriated from the general
12 fund to the power development fund of the Alaska Power Authority (AS 44.83.-
13 380 - 44.83.425) for expenditures relating to the planning, design, and
14 construction of the Susitna River hydroelectric project (AS 44.83.300 -
15 44.83.360) and other hydroelectric projects.

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* Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-
17 070.

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JUDICIARY CS for SB 611

Refusal to take the Breathalyzer

- is a Class A Misdemeanor (same as DWI)
- mandatory sentence of 72 consecutive hours
- 2nd offense within one year mandatory 20 consecutive days jail
- requires alcohol screening and referral as in DWI
- any priors of DWI in this or any other state shall apply as a prior in sentencing

If result is an accident causing physical injury or death

- a blood sample may be taken to determine the amount of alcohol present if the person refuses to take the breathalyzer
- may not be charged with Refusal to take the Breathalyzer

Driving While Intoxicated

- 1st offense is mandatory sentence of 72 consecutive hours
- any priors of Refusal to take the Breathalyzer or DWI in this or any other state shall apply as a prior in sentencing
- second offense within one year is raised from 10 days to 20 days.

Flying While Intoxicated

- same penalty as DWI with exception of license revocation which is not applicable

Operating a Boat While Intoxicated

- same penalty as DWI with exception of license revocation which is not applicable

Chemical analysis of blood

- performed according to methods approved by Dept. of Health and Social Services

FISCAL IMPACT

- 10 days additional jail time of 2nd offense within one year
- mandatory 72 hours for Refusal to take the Breathalyzer
- should be very small impact on corrections

SECTION ANALYSIS

CS SB 611 (Finance)

- Section 1 Removes violation of operating an aircraft while intoxicated from Title 2.30 (Operation of Aircraft) and places it under Title 28.35 (Motor Vehicle)
- Section 2 Removes the penalties for operating an aircraft while intoxicated from Title 2.30 (Operation of Aircraft) and places them under Title 28.35.030 (Driving a Motor Vehicle While Intoxicated).
- Section 3 Removes the violation of operating a watercraft while intoxicated from Title 5.25 (Watercraft) and places it under Title 28.35 (Motor Vehicle)
- Section 4 Removes the penalties for operating a watercraft while intoxicated from Title 5.25 (Watercraft) and places them under Title 28.35. 030 (Driving a Motor Vehicle While Intoxicated).
- Section 5 Refers to a new section created in Section 20 of this bill relating to liability for administration of blood tests.
- Section 6 Gives police officers authority to arrest a person for operating an aircraft or a watercraft while intoxicated based on probable cause within eight hours of a violation as presently is the case with driving a motor vehicle.
- Section 7 Technical change relating to court suspensions, revocations, and limitation of driver's licenses for violation of operating or driving a motor vehicle while intoxicated.
- Section 8 Relating to court suspensions, revocations, and limitations of driver's licenses. These provisions remain the same with the exception of (a) (5) which is operating or driving a motor vehicle while intoxicated.
- Section 9 Relating to court suspensions, revocations, and limitations of driver's licenses for violation of operating or driving a motor vehicle while intoxicated.

Driver's license is revoked for 30 days. If a limited license is issued the revocation period is extended to 60 days.

If there has been a prior conviction of refusal to submit to a chemical test of breath, that conviction shall be considered as a prior for this offense in determining the length of license revocation.

- Section 10 If a license is revoked for 30 days for the first conviction of operating or driving a motor vehicle while intoxicated, and a limited license is issued, that limited license shall be issued for not less than 60 days.
- Section 11 After the period of license revocation under the offense of operating or driving a vehicle while intoxicated, a new license must be applied for.
- Section 12 If the license was revoked for refusal to submit to a chemical test of breath and there is a prior conviction in this or any other state of driving a motor vehicle while intoxicated or of refusal to submit to a chemical test of breath, the period of revocation shall be not less than one year.
- Section 13 Redefines the crime of driving while intoxicated to include operating an aircraft or a watercraft while intoxicated.
- Section 14 The sentence for the crime of driving while intoxicated is changed from three days to 72 consecutive hours. If there is a prior conviction of driving while intoxicated in this or any other state or for refusal to submit to a chemical test of breath the minimum sentence shall be 10 consecutive days unless the subsequent conviction is within one year in which case the minimum sentence of imprisonment shall be not less than 20 consecutive days.
- Section 15 This section creates a waiver of liability for the state in a case where a person is sentenced to 72 consecutive hours and is not released precisely at the end of the 72 hour period.
- Includes definitions of "operate an aircraft" and "operate a watercraft".
- Section 16 Includes operating an aircraft or watercraft in the implied consent statute.
- Section 17 Clarifies that refusal to submit to a chemical test of breath will not effect the drivers license of those persons arrested for operating an aircraft or a watercraft while intoxicated. However, the refusal may be used against him in a civil or criminal action arising out of an act alleged to have been committed by him while driving a motor vehicle, operating an aircraft or a watercraft while intoxicated.

(Sec. 17 Con't) Refusal to submit to the chemical test of breath is a Class A misdemeanor.

The minimum sentence for refusal to submit to a chemical test of breath is 72 consecutive hours.

If there is a prior conviction of refusal to submit to a chemical test of breath or of driving while intoxicated in this or any other state the minimum sentence shall be 10 consecutive days unless the subsequent conviction is within one year in which case the minimum sentence of imprisonment shall be not less than 20 consecutive days.

Also requires that a person convicted under this statute undertakes a program of alcohol education or rehabilitation which the court finds appropriate.

Section 18 Includes operating an aircraft or a watercraft while intoxicated in the presumption statute.

Reintroduces the presumption that if there was 0.10 percent or more by weight of alcohol in a persons blood it shall be presumed that the person was under the influence of intoxicating liquor.

Section 19 Technical change

Section 20 Adds that a chemical analysis of a persons blood shall be performed according to methods approved by the Department of Health and Social Services.

Section 21 Adds a new section that states that a chemical test may be administered without consent to determine the amount of alcohol in a persons's breath or blood if the arrest results from an accident that causes death or physical injury to another person, or if the person is unconscious.

If a chemical test is administered without consent under this section that person is not subject to the penalties for refusal to submit to a chemical test.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HOUSE CS FOR SB 611
 Title "An Act relating to operating a motor vehicle, aircraft, or watercraft while intoxicated.
 Requested by _____ Date 4/16/82

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

EXPENDITURES (Thousands of Dollars)

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

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						
POSITIONS	-0-	-0-	-0-	-0-	-0-	-0-
FULL TIME						
PART TIME						
TEMPORARY						
	-0-	-0-	-0-	-0-	-0-	-0-

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

IV. DATE April 16, 1982 PREPARED BY Robert L. Cole *RLC by George Madson*
 AGENCY Office of Alcoholism/Drug Abuse
 Original: Legislative Finance PHONE 586-6201
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 33-001 (Rev. 12/81)

I. REQUEST
 Bill/Resolution No. HCSSB 611
 Title An Act relating to operating a Motor vehicle, aircraft, or watercraft while
 Requested by Health & Social Services Intoxicated

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

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES	-0-	38.5	41.2	44.0	47.2	50.5
200 TRAVEL	-0-	3.2	3.5	3.9	4.3	4.7
300 CONTRACTUAL	-0-	13.0	14.0	15.1	16.4	17.7
400 COMMODITIES	-0-	5.0	6.0	7.2	8.6	10.4
500 EQUIPMENT	-0-	-0-	-0-	-0-	-0-	-0-
600 LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
700 GRANTS, CLAIMS, ETC.	-0-	-0-	-0-	-0-	-0-	-0-
TOTAL	-0-	60.7	64.7	70.2	76.5	83.3

FUNDING (Thousands of Dollars)

GENERAL FUND	-0-	60.7	64.7	70.2	76.5	83.3
FEDERAL FUNDS	-0-	-0-	-0-	-0-	-0-	-0-
OTHER (Specify Source)	-0-	-0-	-0-	-0-	-0-	-0-
	-0-	-0-	-0-	-0-	-0-	-0-
	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS

FULL TIME	-0-	1	1	1	1	1
PART TIME	-0-	-0-	-0-	-0-	-0-	-0-
TEMPORARY	-0-	-0-	-0-	-0-	-0-	-0-
	-0-	-0-	-0-	-0-	-0-	-0-

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

A Chemist will be required to perform proficiency testing and on-site inspections of an estimated five laboratories requesting certification. Travel funds are provided for both training of laboratory personnel and on-site inspections conducted annually. Contractual and Supply funds are needed for scientific equipment leasing and expendable supply cost associated with proficiency testing samples.

IV. DATE April 19, 1982 PREPARED BY Harvey J. Colvin, Ph.D.
 AGENCY Health & Social Services

Original: Legislative Finance PHONE 456-3077
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Harvey Colvin

JCC

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Proposed HCS for SB 611 (Finance)
 Title "An Act relating to operating a motor vehicle, aircraft or water craft *
 Requested by House Finance Date April 16, 1982
 * while intoxicated."

II. FISCAL DETAIL

Agency Affected Health & Social Services
 Program Category Affected Offender Confinement, Reformation & Supervision
 BRU, Program, Or Subprogram(s) Affected Adult Confinement
 (Note: If more than one budget component is affected, separate line-item
 amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL			8.0	8.7	9.5	10.4
400 COMMODITIES			12.9	14.1	15.3	16.6
500 EQUIPMENT						
600 LAND & STRUCTURES		276.0				
700 GRANTS, CLAIMS, ETC.			2.9	3.2	3.4	3.6
TOTAL	-0-	276.0	23.8	26.0	28.2	30.6

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	-0-	276.0	23.8	26.0	28.2	30.6
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

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

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

A. The proposed House Committee Substitute incorporates several sections also included in CSSHB 438 (Judiciary). The sections of CSSHB 438 which resulted in a requirement for 26 additional beds within the Alaska correctional system have either been modified or omitted in HCSSB 611 (Finance). It is estimated that an additional four (4) beds will be required with enactment of this bill.

Section 13 of the proposed legislation would amend existing state law to a sentence length of 72 consecutive hours for first offense driving while intoxicated convictions, and increasing the sentence length from 10 consecutive days to 20 consecutive days for repeat offenders when the subsequent conviction came within one year of the previous conviction.

IV. DATE April 19, 1982

PREPARED BY Roger C. Lange
 AGENCY Div. of Adult Corrections
 PHONE 465-3376

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

JCC

- B. The date used in estimating numbers of offenders for driving while intoxicated is from the master plan data base and current commitment cards. There were an estimated 18,000 admissions into the Alaska correctional system during 1981. The commitment cards give the offenses for which the persons were charged and the average length of sentences. Estimates used in computing this fiscal note are as follows:
1. 21.7% of all admissions into state correctional centers are for driving while intoxicated.
 2. There are approximately 18,000 admissions per year into state correctional centers. This results in approximately 3,900 DWI admissions.
 3. Of the 18,000 admissions, approximately 45% are second admissions for the same for the same offense. Subsequent admissions would include circumstances such as transfer to another state correctional center, readmission of a person who was previously released on his own recognizance or bail, etc. Therefore, there are approximately 55% unduplicated admissions for persons arrested for DWI. This results in 2,145 individual unduplicated cases per year.
 4. Approximately 75% of the DWI arrests are for first time offenders, 25% are repeat offenders. Therefore, there are 1,609 first time offenders and 536 repeat offenders annually for driving while intoxicated.
 5. First time offenders now serve an average of 55 hours in confinement. This is equal to approximately 10 person-years of confinement. Repeat offenders now serve an average of 206 hours in confinement. This is equal to approximately 12.6 person-years of confinement. Therefore, approximately 22.6 beds are currently occupied full time by DWI offenders.
- C. Fiscal Impact if proposed House Committee Substitute for Senate Bill No. 611 (Finance) is enacted:
1. Assumptions
 - a. There will be no significant change in the length of time presentenced DWI offenders spend in confinement.
 - b. There will be no significant change in the number of persons arrested for first time DWI offences.
 - c. The number of repeat offenders will decline somewhat under the proposed legislation and will stabilize at approximately 75% of the present number of offenders (approximately 400 per year). Of the repeat offenders,

it is estimated that 350 would be second offenders, the remaining 50 would be for third and subsequent offenses.

It is also estimated that of the 350 second offenders, 300 would be convicted for offenses at least one year after the first offense and 50 would be convicted for a second offense within one year of the first conviction.

d. Additional beds required:

1.) First offense - 1609 offenders x 17 hours (increase over current average sentence completion) ÷ 365 ÷ 24 = 3.12 Beds

2.) Second, subsequent offenses within 1 year of previous conviction - 50 offenders x 7.5 days (average increased sentence length) : 365 days = 1.03 beds

Therefore, it is estimated that enactment of this legislation will require 4 additional beds.

2. Expenditures

a. Capital

4 beds x \$69,000 per bed = \$276,000.

b. Operating expenditures

It is assumed that these beds would be incorporated into other, larger capital requests. Therefore, no additional positions are requested, although supervision of these people will be necessary.

Funds are requested for commodities (food, clothing, etc.), and inmate gratuities. FY 1984 costs are estimated to be:

FY 1984 costs are estimated to be:

Contractual	\$ 8,000
Commodities	12,900
Inmate	
Gratuities	<u>2,900</u>
	\$23,800

Original sponsors: Kay and Dankworth

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 611 (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 relating to operating a motor vehicle, air-
7 craft, or watercraft while intoxicated."

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

9 * Section 1. AS 02.30.030(a) is amended to read:

10 (a) No person may operate an aircraft in the air or on the ground
11 or water in violation of AS 28.35.030 [WHILE UNDER THE INFLUENCE OF IN-
12 TOXICATING LIQUOR, NARCOTICS, OR OTHER HABIT-FORMING DRUGS], or operate
13 an aircraft in the air or on the ground or water in a careless or reck-
14 less manner so as to endanger the life or property of another. In a pro-
15 ceeding charging careless or reckless operation of aircraft in violation
16 of this section, the court, in determining whether the operation was
17 careless or reckless, shall consider the standards for safe operation of
18 aircraft prescribed by federal statutes or regulations governing aerc-
19 nautics.

20 * Sec. 2. AS 02.30.040 is amended to read:

21 Sec. 02.30.040. PENALTIES. A person violating any of the provi-
22 sions of this chapter is guilty of a misdemeanor and upon conviction is
23 punishable by a fine of not more than \$500 unless that person is con-
24 victed of a violation of AS 28.35.030, in which case he shall be sen-
25 tenced in accordance with AS 28.35.030.

26 * Sec. 3. AS 05.25.060(b) is amended to read:

27 (b) A person may not operate a watercraft whether for recreational
28 purposes or any other purpose in violation of AS 28.35.030 or manipulate
29 water skis, a surfboard, or a similar device on the waters of the state

1 while under the influence of any intoxicating liquor, narcotic drug,
2 barbiturate or marijuana.

3 * Sec. 4. AS 05.25.090 is amended to read:

4 Sec. 05.25.090. PENALTIES. A person who violates any provision of
5 this chapter is guilty of a misdemeanor and is punishable by a fine of
6 not more than \$500, or by imprisonment of not more than six months, or
7 by both, for each violation unless that person is convicted of a viola-
8 tion of AS 28.35.030, in which case he shall be sentenced in accordance
9 with AS 28.35.030.

10 * Sec. 5. AS 09.65.095(a) is amended to read:

11 (a) No civil or criminal action arising out of battery may be
12 brought against a health care provider for the act of taking a blood
13 sample if the sample is taken

14 (1) at the request of a police officer under the circum-
15 stances specified in AS 28.35.035 or when the arresting officer has a
16 search warrant or court order authorizing the taking of the blood sample;
17 and

18 (2) without the use of excessive or unreasonable force.

19 * Sec. 6. AS 12.25.033 is amended to read:

20 Sec. 12.25.033. GROUNDS FOR ARREST BY PEACE OFFICER WITHOUT WAR-
21 RANT. A peace officer may arrest a person without a warrant, whether or
22 not the offense is committed in the presence of the officer, when the
23 officer has probable cause to believe that the person to be arrested has
24 committed the crime of operating a motor vehicle, an aircraft, or a
25 watercraft in violation of AS 28.35.030 or a similar city or borough
26 ordinance, if the violation is alleged to have occurred less than eight
27 hours before the time of arrest.

28 * Sec. 7. AS 28.15.181(a)(5) is amended to read:

29 (5) operating or driving [OR OPERATING] a motor vehicle while

1 intoxicated [UNDER THE INFLUENCE OF ALCOHOL OR ANOTHER DRUG];

2 * Sec. 8. AS 28.15.181(b) is amended to read:

3 (b) A court convicting a person of an offense under (a)(1) - (4),
4 (6), or (7) [(a)(1) - (7)] of this section shall revoke that person's
5 driver's license for a period of not less than 30 days for the first
6 conviction, unless the court determines that the person's ability to
7 earn a livelihood would be severely impaired and a limitation under
8 AS 28.15.201 can be placed on the license which will enable the person
9 to earn a livelihood without excessive risk or danger to the public. If
10 a court limits a person's license under this subsection, it shall do so
11 for a period of not less than 30 days. Upon a subsequent conviction of a
12 person for any offense under (a)(1) - (4), (6), or (7) [(a)] of this
13 section, the court shall revoke the person's license and may not grant
14 him any limited license privileges for the following periods:

15 (1) not less than one year for the second conviction; and

16 (2) not less than three years for a third or subsequent
17 conviction.

18 * Sec. 9. AS 28.15.181 is amended by adding a new subsection to read:

19 (c) A court convicting a person of an offense under (a)(5) of this
20 section shall revoke that person's driver's license for a period of not
21 less than 30 days for the first conviction. If the court determines
22 that the person's ability to earn a livelihood would be severely impaired
23 and a limitation under AS 28.15.201 can be placed on the license that
24 will enable the person to earn a livelihood without excessive risk or
25 danger to the public, the court shall revoke the person's license but
26 may modify the revocation by a grant of limited license privileges. If
27 limited license privileges are granted under this subsection, the period
28 of revocation and the period of limited license privileges may not be
29 less than 60 days. If the person has been previously convicted in this

1 or another jurisdiction of operating or driving a motor vehicle while
2 intoxicated or for refusal to submit to a chemical test of breath under
3 AS 28.35.032, the court shall revoke the person's license and may not
4 grant him any limited license privileges for the following periods:

5 (1) not less than one year for the second conviction; and

6 (2) not less than three years for a third or subsequent
7 conviction.

8 * Sec. 10. AS 28.15.201(b) is amended to read:

9 (b) A court imposing a limitation under this section shall (1)
10 require the surrender of the driver's license and, if the person is con-
11 victed of an offense under AS 28.15.181(a)(5), revoke that person's
12 license for a period of not less than 60 days; and (2) [SHALL] issue
13 the licensee a certificate valid for the duration of the limitation.

14 * Sec. 11. AS 28.15.201(c) is amended to read:

15 (c) After the termination of a limitation as shown on the certifi-
16 cate issued under (b) of this section, a person on whom a limitation was
17 imposed is no longer bound by the limitation and may apply for a dupli-
18 cate license under AS 28.15.141 or, if otherwise eligible, for a new
19 license if the license was revoked for conviction of an offense under
20 AS 28.15.181(a)(5) and limited license privileges were granted under
21 AS 28.15.181(c).

22 * Sec. 12. AS 28.15.211(a)(4) is amended to read:

23 (4) three months from the date on which the license was
24 revoked for refusal to submit to a chemical test as required in AS 28.-
25 35.032; however, if the person who refuses to submit to the chemical
26 test [, WITHIN TWO YEARS PREVIOUS TO HIS ARREST,] has been convicted in
27 this or another jurisdiction of driving a motor vehicle while intox-
28 icated or of refusal to submit to a chemical test of breath under AS 28.-
29 35.032, the period of revocation for his license of privilege to drive

1 is not less than one year.

2 * Sec. 13. AS 28.35.030(a) is amended to read:

3 (a) A person commits the crime of driving while intoxicated if he
4 operates or drives a motor vehicle or operates an aircraft or a water-
5 craft

6 (1) while under the influence of intoxicating liquor, depres-
7 sant, hallucinogenic, stimulant or narcotic drugs as defined in AS
8 17.10.230(13) and AS 17.12.150(3);

9 (2) when there is 0.10 percent or more by weight of alcohol
10 in his blood or 100 milligrams or more of alcohol per 100 milliliters of
11 his blood, or when there is 0.10 grams or more of alcohol per 210 liters
12 of his breath; or

13 (3) while he is under the combined influence of intoxicating
14 liquor and another substance.

15 * Sec. 14. AS 28.35.030(c) is amended to read:

16 (c) Upon conviction under this section, the court shall impose a
17 minimum sentence of imprisonment of not less than 72 [THREE] consecutive
18 hours [DAYS]. Upon a subsequent conviction within five years after a
19 conviction of driving while intoxicated in this or any other state or
20 conviction of refusal to submit to a chemical test of breath under
21 AS 28.35.022 [UNDER THIS SECTION], the court shall impose a minimum
22 sentence of imprisonment of not less than 10 consecutive days unless
23 the subsequent conviction is within one year of the previous conviction,
24 in which case the court shall impose a minimum sentence of imprisonment
25 of not less than 20 consecutive days. The execution of sentence may not
26 be suspended nor may probation be granted until the minimum imprisonment
27 provided in this section has been served. Imposition of sentence may
28 not be suspended, except upon the condition that the defendant be impris-
29 oned for no less than the minimum period provided in this section. In

1 addition, his operator's license shall be revoked in accordance with
2 AS 28.15.181. In addition, a person convicted under this statute shall
3 undertake, for a term specified by the court, that program of alcohol
4 education or rehabilitation which the court, after consideration of any
5 information compiled under (d) of this section, finds appropriate.

6 * Sec. 15. AS 28.35.030 is amended by adding new subsections to read:

7 (e) A person who is sentenced to imprisonment for 72 consecutive
8 hours upon a first conviction under (c) of this section and who is not
9 released from imprisonment after 72 hours may not bring an action against
10 the state or a municipality or its agents, officers, or employees for
11 damages resulting from the additional period of confinement if

12 (1) the employee or employees who released the person exer-
13 cised due care and, in releasing the person, followed the standard
14 release procedures of the prison facility; and

15 (2) the additional period of confinement did not exceed 12
16 hours.

17 (f) For purposes of this section,

18 (1) "operate an aircraft" means to use, navigate, pilot, or
19 taxi an aircraft in the airspace over this state, or upon the land or
20 water inside this state;

21 (2) "operate a watercraft" means to navigate or use a vessel
22 used or capable of being used as a means of transportation on water for
23 recreational or commercial purposes on all waters, fresh or salt, inland
24 or coastal, inside the territorial limits or under the jurisdiction of
25 the state.

26 * Sec. 15. AS 28.35.031 is amended to read:

27 Sec. 28.35.031. IMPLIED CONSENT. A person who operates or drives
28 a motor vehicle in this state or who operates an aircraft as defined by
29 AS 28.35.030(f)(1) or who operates a watercraft as described by AS 28.-

1 35.030(f)(2) shall be considered to have given consent to a chemical
2 test or tests of his breath for the purpose of determining the alcoholic
3 content of his blood or breath if lawfully arrested for an offense
4 arising out of acts alleged to have been committed while the person was
5 operating or driving a motor vehicle or operating an aircraft or a
6 watercraft while intoxicated. The test or tests shall be administered
7 at the direction of a law enforcement officer who has reasonable grounds
8 to believe that the person was operating or driving a motor vehicle
9 or operating an aircraft or a watercraft in this state while intoxicated.

10 * Sec. 17. AS 28.35.032 is amended to read:

11 Sec. 28.35.032. REFUSAL TO SUBMIT TO CHEMICAL TEST. (a) If a
12 person under arrest refuses the request of a law enforcement officer to
13 submit to a chemical test of his breath as provided in AS 28.35.031,
14 after being advised by the officer that his refusal will, if that per-
15 son was arrested while operating or driving a motor vehicle, result in
16 the suspension, denial or revocation of his license or his nonresident
17 privilege to drive, [AND] that the refusal may be used against him in a
18 civil or criminal action or proceeding arising out of an act alleged to
19 have been committed by him while operating or driving a motor vehicle
20 or operating an aircraft or a watercraft while intoxicated, and that the
21 refusal is a misdemeanor [UNDER THE INFLUENCE OF INTOXICATING LIQUOR], a
22 chemical test shall not be given, except as provided by AS 28.35.035.

23 (b) Upon receipt of a sworn report of a law enforcement officer
24 that a person has refused to submit to a chemical test authorized under
25 AS 28.35.031, containing a statement of the circumstances surrounding
26 the arrest and the grounds upon which his belief was based that the
27 person was operating or driving a motor vehicle in violation of AS 28.-
28 35.030, the Department of Public Safety shall notify the person that his
29 license or nonresident privilege to drive or operate a motor vehicle in

1 the state is revoked or suspended, or that no original license or permit
2 will be issued for three months. In the same notice the department
3 shall inform the person that he may initiate a proceeding in the district
4 court to rescind the department's action. The court proceeding shall be
5 without jury and shall be limited to the issues of whether

6 (1) the arresting officer had reasonable grounds to believe
7 the arrested person had been operating or driving a motor vehicle in the
8 state while intoxicated [UNDER THE INFLUENCE OF INTOXICATING LIQUOR];

9 (2) the arrested person refused to submit to the breath test
10 upon request of the officer after being advised that his refusal would
11 result in the suspension, revocation, or denial of his license or non-
12 resident privilege to drive and that the refusal is a misdemeanor; and

13 (3) the accused defendant was informed fairly of the nature
14 of the tests, the accuracy of the methods, machines, equipment involved,
15 the expertise of the person administering the tests, or operator of the
16 machines, and the accused given such other reasonable information as may
17 be requested by him.

18 (c) If the issues set out in (b)(1), (2) and (3) of this section
19 are determined in the affirmative, the court shall sustain the action of
20 the department. If one or more of the issues are determined in the
21 negative, the department's action shall be rescinded. If the action of
22 the department in suspending or revoking a nonresident's privilege to
23 operate or drive a motor vehicle in this state is sustained by the
24 court, the department shall give information in writing of the action
25 taken to the motor vehicle administrator of the state of the person's
26 residence and to any state in which he has a license.

27 (d) If the person who refuses to submit to the chemical test
28 authorized by AS 28.35.031 [, WITHIN TWO YEARS PREVIOUS TO HIS ARREST,]
29 has been convicted in this or any other state of operating or driving a

1 motor vehicle while intoxicated or of refusal to submit to a chemical
2 test of breath under this section, the period of suspension or revoca-
3 tion for his license, nonresident privilege to drive, or denial of origi-
4 nal license shall be one year.

5 (e) The refusal of a person to submit to a chemical test of his
6 breath under (a) of this section is admissible evidence in a civil or
7 criminal action or proceeding arising out of an act alleged to have been
8 committed by the person while operating or driving a motor vehicle
9 or operating an aircraft or watercraft while intoxicated [UNDER THE
10 INFLUENCE OF INTOXICATING LIQUOR].

11 (f) Refusal to submit to the chemical test of breath authorized by
12 AS 28.35.031 is a class A misdemeanor.

13 (g) Upon conviction of a person under this section, the court
14 shall impose a minimum sentence of imprisonment of not less than 72
15 consecutive hours. Upon a subsequent conviction within five years
16 after a conviction under this section or of driving while intoxicated
17 in this or any other state, the court shall impose a minimum sentence
18 of imprisonment of not less than 10 consecutive days unless the sub-
19 sequent conviction is within one year of the previous conviction, in
20 which case the court shall impose a minimum sentence of imprisonment
21 of not less than 20 consecutive days. The execution of sentence may
22 not be suspended nor may probation be granted until the minimum im-
23 prisonment provided in this section has been served. Imposition of
24 sentence may not be suspended, except upon the condition that the
25 defendant be imprisoned for no less than the minimum period provided
26 in this section. In addition, a person convicted under this statute
27 shall undertake, for a term specified by the court, that program of
28 alcohol education or rehabilitation which the court, after consider-
29 ation of any information compiled under (h) of this section, finds

1 appropriate. The sentence imposed by the court under this subsection
2 shall run consecutively with any other sentence of imprisonment im-
3 posed on that person.

4 (b) Except as prohibited by federal law or regulation, every
5 provider of treatment programs to which persons are ordered under (g) of
6 this section shall supply the Alaska court system with the information
7 regarding the condition and treatment of those persons as the supreme
8 court may require by rule. Information compiled under this subsection
9 is confidential and may only be used by a court in sentencing a person
10 convicted under (g) of this section, or by an officer of the court in
11 preparing a pre-sentence report for the use of the court in sentencing
12 a person convicted under (g) of this section.

13 (i) A person who is sentenced to imprisonment for 72 consecutive
14 hours under (g) of this section and who is not released from imprison-
15 ment after 72 hours may not bring an action against the state or a muni-
16 cipality or its agents, officers, or employees for damages resulting
17 from the additional period of confinement if

18 (1) the employee or employees who released the person exer-
19 cised due care and, in releasing the person, followed the standard
20 release procedures of the prison facility; and

21 (2) the additional period of confinement did not exceed 12
22 hours.

23 * Sec. 18. AS 28.35.033(a) is amended to read:

24 (a) Upon the trial of a civil or criminal action or proceeding
25 arising out of acts alleged to have been committed by a person while
26 operating or driving a motor vehicle or operating an aircraft or a
27 watercraft while intoxicated [UNDER THE INFLUENCE OF INTOXICATING
28 LIQUOR], the amount of alcohol in the person's blood or breath at the
29 time alleged shall give rise to the following presumptions:

1 (1) If there was 0.05 percent or less by weight of alcohol in
2 the person's blood, or 50 milligrams or less of alcohol per 100 milli-
3 liters of his blood, or 0.05 grams or less of alcohol per 210 liters of
4 his breath, it shall be presumed that the person was not under the in-
5 fluence of intoxicating liquor.

6 (2) If there was in excess of 0.05 percent but less than 0.10
7 percent by weight of alcohol in the person's blood, or in excess of 50
8 but less than 100 milligrams of alcohol per 100 milliliters of his
9 blood, or in excess of 0.05 grams but less than 0.10 grams of alcohol
10 per 210 liters of his breath, that fact does not give rise to any pre-
11 sumption that the person was or was not under the influence of intoxicat-
12 ing liquor, but that fact may be considered with other competent evidence
13 in determining whether the person was under the influence of intoxicating
14 liquor.

15 (3) (repealed)

16 (4) If there was 0.10 percent or more by weight of alcohol
17 in the person's blood, or 100 milligrams or more of alcohol per 100 mil-
18 liliters of his blood, or 0.10 grams or more of alcohol per 210 liters
19 of his breath it shall be presumed that the person was under the influ-
20 ence of intoxicating liquor.

21 * Sec. 19. AS 28.35.033(b) is amended to read:

22 (b) For purposes of this chapter [SECTION], percent by weight of
23 alcohol in the blood shall be based upon milligrams of alcohol per 100
24 milliliters [CUBIC CENTIMETERS] of blood.

25 * Sec. 20. AS 28.35.033(d) is amended to read:

26 (d) To be considered valid under the provisions of this section
27 the chemical analysis of the person's breath or blood shall have been
28 performed according to methods approved by the Department of Health and
29 Social Services. The Department of Health and Social Services is autho-

1 rized to approve satisfactory techniques, methods, and standards of
2 training necessary to ascertain the qualifications of individuals to
3 conduct the analysis. If it is established at trial that a chemical
4 analysis of breath or blood was performed according to approved methods
5 by a person trained according to techniques, methods and standards of
6 training approved by the Department of Health and Social Services, there
7 is a presumption that the test results are valid and further foundation
8 for introduction of the evidence is unnecessary.

9 * Sec. 21. AS 28.35 is amended by adding a new section to read:

10 Sec. 28.35.035. ADMINISTRATION OF CHEMICAL TESTS WITHOUT CONSENT.

11 (a) If a person is under arrest for the crime of driving while intox-
12 icated and that arrest results from an accident that causes death or
13 physical injury to another person, a chemical test may be administered
14 without the consent of the person arrested to determine the amount of
15 alcohol in that person's breath or blood.

16 (b) A person who is unconscious or otherwise in a condition ren-
17 dering him incapable of refusal is considered not to have withdrawn the
18 consent provided under AS 28.35.031 and a chemical test may be admin-
19 istered to determine the amount of alcohol in that person's breath or
20 blood.

21 (c) If a chemical test is administered to a person under (a) or
22 (b) of this section, that person is not subject to the penalties for
23 refusal to submit to a chemical test provided by AS 28.35.032 and
24 28.35.034.