

LEG. FINANCE - BILLS 1985 - 1986 2441

CSHB 561 - HB 574

2441

COMMITTEE REPORT
SENATE

FURTHER:

4/21/86

Date _____

Mr. President

The Committee on FINANCE considered CSHB 561(Fin)am
relating to public use cabins; efd.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
 new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

Chairman

Chairman recommendation

COMMITTEE REPORT
SENATE

FURTHER: Finance

4/10/86

Date _____

Mr. President

The Committee on RESOURCES considered CSHB 561(Fin)am
relating to public use cabins; efd.

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

- do pass
- do pass with attached amendment(s)
- replace with/or adopt 5 CS for CS on HBS61(P)
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS

[Signature] *no rec.*
[Signature] "*"*
[Signature] *no rec.*

[Signature]
Chairman
[Signature]
Chairman recommendation

Offered: 4/21/86
Referred: Finance

Original sponsors: Clocksin, Szymanski,
Shultz, et al

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 561 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to public use cabins; and providing
7 for an effective date."

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

9 * Section 1. LEGISLATIVE PURPOSE. The legislature determines that it
10 is in the public interest to create the Alaska Public Use Cabin System and
11 place within that system cabins owned or built by the state on the reserved
12 or unreserved public land of the state and that the system be managed for
13 the benefit of the residents of the state and visitors to the state.

14 * Sec. 2. AS 41.21.020(a) is amended to read:

15 (a) The Department of Natural Resources shall

16 (1) develop a continuing plan for the conservation and
17 maximum use in the public interest of the scenic, historic, archaeo-
18 logic, scientific, biological, and recreational resources of the
19 state;

20 (2) plan for and develop a system of state parks and recre-
21 ational facilities, to be established as the legislature authorizes
22 and directs;

23 (3) acquire by gift, purchase, or transfer from state or
24 federal agencies, or from individuals, corporations, partnerships or
25 associations, land necessary, suitable and proper for roadside, pic-
26 nic, recreational, or park purposes;

27 (4) control, develop and maintain state parks and recre-
28 ational areas;

29 (5) provide for the acquisition, care, control,
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1 supervision, improvement, development, extension, and maintenance of
2 public recreational land, and make necessary arrangements, contracts,
3 or commitments for the improvement and development of land acquired
4 under AS 41.21.010 - 41.21.040;

5 (6) adopt, in accordance with this section and the Adminis-
6 trative Procedure Act (AS 44.62), regulations governing the use and
7 designating incompatible uses within the boundaries of state park and
8 recreational areas to protect the property and to preserve the peace;

9 (7) cooperate with the United States and its agencies and
10 local subdivisions of the state to secure the effective supervision,
11 improvement, development, extension, and maintenance of state parks,
12 state monuments, state historical areas, and state recreational areas,
13 and secure agreements or contracts for the purpose of AS 41.21.010 -
14 41.21.040.

15 (8) encourage the organization of state public park and
16 recreational activities in the local political subdivisions of the
17 state;

18 (9) provide for consulting service designed to develop
19 local park and recreation facilities and programs;

20 (10) provide clearing-house services for other state agen-
21 cies concerned with park and recreation matters; and

22 (11) perform other duties as are prescribed by executive
23 order or by law;

24 (12) maintain memorials to Alaska veterans located in state
25 parks;

26 (13) adopt, in accordance with the Administrative Procedure
27 Act (AS 44.62), regulations governing the use of the Chena River State
28 Recreation Area and designating incompatible uses within the boundar-
29 ies of the Chena River State Recreation Area in accordance with

1 AS 41.21.490;

2 (1) manage the cabins owned by the state under AS 41.-
3 21.880.

4 * Sec. 3. AS 41.21 is amended by adding a new section to article 7 to
5 read:

6 Sec. 41.21.880. PUBLIC USE CABINS. (a) There is established a
7 system of public use cabins to be managed by the commissioner and
8 called the Alaska Public Use Cabin System. The commissioner shall
9 publicize the existence of the public use cabins and shall establish a
10 reservation system for the cabins.

11 (b) The commissioner shall establish a fee schedule for the use
12 of the cabins. Fees collected under this subsection shall be de-
13 posited in the general fund. The commissioner of administration shall
14 separately account for fees collected and deposited by the commis-
15 sioner of natural resources under this subsection. The annual esti-
16 mated balance in the account may be appropriated by the legislature to
17 the Department of Natural Resources to carry out the purposes of this
18 section. In establishing the fees, the commissioner shall consider

19 (1) the cost to the state of building, renovating, and
20 maintaining the cabins;

21 (2) the cost of administering reservations and collecting
22 the fees charged for use of the cabins; and

23 (3) the public interest.

24 (c) Within available appropriations, the commissioner may build
25 or acquire cabins for inclusion in the cabin system. Under state
26 contracting procedures the commissioner may contract for the con-
27 struction, rehabilitation, operation, and maintenance of cabins within
28 the system.

29 (d) The commissioner may cooperate with local groups and with

1 state and federal agencies to maintain and improve the cabin system.
2 The commissioner shall evaluate existing and potential cabin sites and
3 conduct resource planning and public review in the process of des-
4 ignating cabins into the system. The commissioner may develop an
5 operational plan for the renovation, construction, or removal of
6 cabins.

7 (e) A person using a public use cabin may not recover damages
8 from the state for an injury arising out of the use of the public use
9 cabin unless the injury was caused by the gross negligence of the
10 state.

11 (f) In establishing and managing a public use cabin system on
12 state game refuges, critical habitat areas, and game sanctuaries
13 established under AS 16.20, the commissioner shall obtain the concur-
14 rence of the commissioner of fish and game.

15 (g) The commissioner shall make an annual report to the legisla-
16 ture on the costs, occupancy rates, fees collected, the number and
17 location of cabins in the system, and other information considered
18 relevant by the commissioner.

19 * Sec. 4. This Act takes effect immediately in accordance with AS 01.-
20 10.070(c).

Offered: 4/1/86
Referred: Rules

Original sponsors: Clocksin, Szymanski,
Shultz, et al

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 561 (Finance) am
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to public use cabins; and providing
7 for an effective date."

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

9 * Section 1. LEGISLATIVE PURPOSE. The legislature determines that it
10 is in the public interest to create the Alaska Public Use Cabin System and
11 place within that system cabins owned or built by the state on the reserved
12 or unreserved public land of the state and that the system be managed for
13 the benefit of the residents of the state and visitors to the state.

14 * Sec. 2. AS 41.21.020(a) is amended to read:

15 (a) The Department of Natural Resources shall

16 (1) develop a continuing plan for the conservation and
17 maximum use in the public interest of the scenic, historic, archaeo-
18 logic, scientific, biological, and recreational resources of the
19 state;

20 (2) plan for and develop a system of state parks and recre-
21 ational facilities, to be established as the legislature authorizes
22 and directs;

23 (3) acquire by gift, purchase, or transfer from state or
24 federal agencies, or from individuals, corporations, partnerships or
25 associations, land necessary, suitable and proper for roadside, pic-
26 nic, recreational, or park purposes;

27 (4) control, develop and maintain state parks and recre-
28 ational areas;

29 (5) provide for the acquisition, care, control,
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1 supervision, improvement, development, extension, and maintenance of
2 public recreational land, and make necessary arrangements, contracts,
3 or commitments for the improvement and development of land acquired
4 under AS 41.21.010 - 41.21.040;

5 (6) adopt, in accordance with this section and the Adminis-
6 trative Procedure Act (AS 44.62), regulations governing the use and
7 designating incompatible uses within the boundaries of state park and
8 recreational areas to protect the property and to preserve the peace;

9 (7) cooperate with the United States and its agencies and
10 local subdivisions of the state to secure the effective supervision,
11 improvement, development, extension, and maintenance of state parks,
12 state monuments, state historical areas, and state recreational areas,
13 and secure agreements or contracts for the purpose of AS 41.21.010 -
14 41.21.040;

15 (8) encourage the organization of state public park and
16 recreational activities in the local political subdivisions of the
17 state;

18 (9) provide for consulting service designed to develop
19 local park and recreation facilities and programs;

20 (10) provide clearing-house services for other state agen-
21 cies concerned with park and recreation matters; and

22 (11) perform other duties as are prescribed by executive
23 order or by law;

24 (12) maintain memorials to Alaska veterans located in state
25 parks;

26 (13) adopt, in accordance with the Administrative Procedure
27 Act (AS 44.62), regulations governing the use of the Chena River State
28 Recreation Area and designating incompatible uses within the boundar-
29 ies of the Chena River State Recreation Area in accordance with
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1 AS 41.21.490;

2 (14) manage the cabins owned by the state under AS 41.-
3 21.880.

4 * Sec. 3. AS 41.21 is amended by adding a new section to article 7 to
5 read:

6 Sec. 41.21.880. PUBLIC USE CABINS. (a) There is established a
7 system of public use cabins to be managed by the commissioner and
8 called the Alaska Public Use Cabin System. The commissioner shall
9 publicize the existence of the public use cabins and shall establish a
10 reservation system for the cabins.

11 (b) The commissioner shall establish a fee schedule for the use
12 of the cabins. Fees collected under this subsection shall be de-
13 posited in the general fund. The commissioner of administration shall
14 separately account for fees collected and deposited by the commis-
15 sioner of natural resources under this subsection. The annual esti-
16 mated balance in the account may be appropriated by the legislature to
17 the Department of Natural Resources to carry out the purposes of this
18 section. In establishing the fees, the commissioner shall consider

19 (1) the cost to the state of building, renovating, and
20 maintaining the cabins;

21 (2) the cost of administering reservations and collecting
22 the fees charged for use of the cabins; and

23 (3) the public interest.

24 (c) Cabins that were constructed on public land without proper
25 authority and that have been or will be acquired by the state may be
26 renovated by the commissioner for inclusion in the Alaska Public Use
27 Cabin System. Within available appropriations, the commissioner may
28 build or acquire cabins for inclusion in the cabin system. Under
29 state contracting procedures the commissioner may contract for the
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1 construction, rehabilitation, operation, and maintenance of cabins
2 within the system.

3 (d) The commissioner may cooperate with local groups and with
4 state and federal agencies to maintain and improve the cabin system.
5 The commissioner shall evaluate existing and potential cabin sites and
6 conduct resource planning and public review in the process of des-
7 ignating cabins into the system. The commissioner may develop an
8 operational plan for the renovation, construction, or removal of
9 cabins.

10 (e) A person using a public use cabin may not recover damages
11 from the state for an injury arising out of the use of the public use
12 cabin unless the injury was caused by the gross negligence of the
13 state.

14 (f) In establishing and managing a public use cabin system on
15 state game refuges, critical habitat areas, and game sanctuaries
16 established under AS 16.20, the commissioner shall obtain the concur-
17 rence of the commissioner of fish and game.

18 (g) The commissioner shall make an annual report to the legisla-
19 ture on the costs, occupancy rates, fees collected, the number and
20 location of cabins in the system, and other information considered
21 relevant by the commissioner.

22 (h) In this section, "public use cabins" includes cabins desig-
23 nated by the commissioner that

24 (1) were constructed on state land without proper authority
25 of law and that have been acquired by the state in the past or that
26 are acquired by the state in the future and meet minimum standards for
27 safety and liability requirements; or

28 (2) are cabins owned by the state and used for temporary
29 recreational use.
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1 * Sec. 4. This Act takes effect immediately in accordance with AS 01.-
2 10.070(c).

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COMMITTEE COPY

HOUSE FINANCE COMMITTEE
LETTER OF INTENT
FOR
CS HB 561 (FINANCE)

It is the intent of the Legislature that citizens of the State and visitors to the State be able to enjoy the natural environment to the greatest extent possible. The establishment of new public cabins may be particularly appropriate in areas of heavy recreational interest or use. In more remote locations public use cabins should be established only after consideration of the weather and physical environment in the surrounding area, and the reasons the area is most often used. Public cabins should be established on a priority basis with more remote cabins being added to the system only after a specific need for public facility is determined. Such need shall be based on Department findings and public comment from users and residents of the area.



Al Adams, Chair
House Finance Committee

Adopted by House April 9

**STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE**

Revision Date : 3/24/86

REQUEST Page 1 of 2

FISCAL DETAIL

Bill/Resolution No. : CS HB 561 (FIN)
Title : Recreational cabin program

Agency Affected: Dept. of Natural Resources
BRU: Parks & Recreation Management

Sponsor : Clocks in
Requestor : House Finance Committee
Date of Request : 3/24/86

Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		0	0	0	0	0
TRAVEL		0	0	0	0	0
CONTRACTUAL		22.5	22.5	22.5	22.5	22.5
SUPPLIES		22.5	22.5	22.5	22.5	22.5
EQUIPMENT		0	0	0	0	0
LAND & STRUCTURES		0	0	0	0	0
GRANTS, CLAIMS		0	0	0	0	0
MISCELLANEOUS		0	0	0	0	0
TOTAL OPERATING		45.0	45.0	45.0	45.0	45.0

CAPITAL		0	0	0	0	0
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REVENUE		0	0	0	0	0
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FUNDING : (Thousands of Dollars)

GENERAL FUND		0	0	0	0	0
FEDERAL FUNDS		0	0	0	0	0
OTHER		45.0	45.0	45.0	45.0	45.0
TOTAL		45.0	45.0	45.0	45.0	45.0

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

See attached analysis

Prepared by : Al Adams, Chair ^{APA}
Division : House Finance Committee

Phone : 465-3706
Date : 3/24/86

Approved by Commissioner : _____
Agency : _____

Date : _____

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

This fiscal note provides a more reasonable estimate of program receipts. Additionally, expenses are limited to revenues generated by charging fees for the use of the cabins. If additional revenues are generated in future years, the Department may seek additional operating funds through the annual budget process.

Funds are divided equally between supplies and contractual since these are the only expenses that the department can not be expected to absorb within normal budget appropriations. These funds will be used to purchase supplies needed to renovate cabins and to pay necessary cabin labor and air fare to remote sites.

Each cabin is expected to generate approximately \$3,000 in fees. This fiscal note assumes that 15 cabins will generate this much in FY 87. The original fiscal note assumed 24 cabins would generate \$3,000, but only 12 are currently in operation. It is very unlikely that 12 additional cabins will be renovated in time to generate an additional \$36,000 in FY 87.

SB 397
similar

Final note
H. Supplement #4
Finance Letter Intent

ALASKA STATE LEGISLATURE

14th ... Legislature SECOND Session

HOUSE ... BILL ... NO. 561

By ... CLOCKSING, SZYMANSKI, SHULTZ, PETTYJOHN, BOUCHER, COTTEN, DAVIS, GOLL, GRUENBERG, KOPONEN, M.M. MILLER, NAVARRE, PIGNALBERI, POURCHOT, MURLEY

"An Act relating to public use cabins; and providing for an effective date."

CSHB 561 (Fin) BY FINANCE

Introduced: 4/1/86
Referred: Rules

TITLE: ^{Same} "An Act relating to public use cabins, and providing for an effective date."

public use cabins

Introduced in the House ... 2/11 ... 19. 86

HISTORY IN THE HOUSE

19 8	Read first time and referred to Committee on
Feb 17	RESOURCES AND FINANCE
Mar 14	Reported back with recommendation that <i>Resource - cs/fin - 5 dp 4 NR - To Finance</i>
Apr 1	<i>Finance - cs/fin - 7 dp, 1 NR To Rules</i>
Apr 9	Read second time and <i>cs/fin adopted, amended read</i>
Apr 9	Read third time and
Apr 9	PASS Effective Date Yeas 36 Yeas Nays 4 Nays <i>Same</i> Absent 0 Absent
Apr 9	Excused Excused <i>fin Kelly Intro adopted</i> Reconsideration
4 9	PASS Effective Date Yeas Yeas Nays Nays Absent Absent Excused Excused
4 9	Reported correctly engrossed
4 9	Signed by Speaker
	Sent to Senate
	<i>Irene Pastern</i> CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19 86	Read first time and referred to Committee on
4 10	<i>Res</i>
4 14	<i>FINANCE Added</i>
4 21	Reported back with recommendation that <i>Resource</i> <i>w/SCS, 1 do pass, 3 more, to Finance</i> <i>FIN</i>
	Read second time and
	Read third time and
	PASS Effective Date Yeas Yeas Nays Nays Absent Absent Excused Excused
	Reconsideration
	PASS Effective Date Yeas Yeas Nays Nays Absent Absent Excused Excused
	Reported correctly engrossed
	Signed by President
	Returned to House
	SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19	Received from Senate
	Concurred in Senate amendment thus adopting: VOTE
	Failed to concur in Senate amendment; asked Senate to recede VOTE
	Senate receded from amendment VOTE
	Senate failed to recede from amendment VOTE
	CC appointed by House
	CC appointed by Senate
	CC adopted by House VOTE
	CC adopted by Senate VOTE
	To enrolling Reported correctly enrolled Sent to Governor
 by Governor
	Filed with Lt. Governor
	Chapter No.

WORK DRAFT COPY

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1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 561 (FIN)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to public use cabins; and providing
7 for an effective date."

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

9 * Section 1. AS 41.21.020 is amended by adding a new subsection to
10 read:

11 (c) Notwithstanding any other provision of law the Department of
12 Natural Resources is prohibited from acquiring or operating cabins for
13 public use.

14 * Sec. 2. This Act takes effect immediately in accordance with AS
15 01.10.070(c).
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STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date: 3/24/86

REQUEST Page 1 of 2

Bill/Resolution No.: CS HB 561 (FIN)
 Title: Recreational cabin program

Sponsor: Clocks in
 Requestor: House Finance Committee
 Date of Request: 3/24/86

FISCAL DETAIL

Agency Affected: Dept. of Natural Resources
 BRU: Parks & Recreation Management

Components: _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		0	0	0	0	0
TRAVEL		0	0	0	0	0
CONTRACTUAL		22.5	22.5	22.5	22.5	22.5
SUPPLIES		22.5	22.5	22.5	22.5	22.5
EQUIPMENT		0	0	0	0	0
LAND & STRUCTURES		0	0	0	0	0
GRANTS, CLAIMS		0	0	0	0	0
MISCELLANEOUS		0	0	0	0	0
TOTAL OPERATING		45.0	45.0	45.0	45.0	45.0

CAPITAL		0	0	0	0	0
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REVENUE		0	0	0	0	0
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FUNDING : (Thousands of Dollars)

GENERAL FUND		0	0	0	0	0
FEDERAL FUNDS		0	0	0	0	0
OTHER		45.0	45.0	45.0	45.0	45.0
TOTAL		45.0	45.0	45.0	45.0	45.0

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

See attached analysis

Prepared by: Al Adams, Chair *APA* Phone: 465-3706
 Division: House Finance Committee Date: 3/24/86

Approved by Commissioner: _____ Date: _____
 Agency: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

This fiscal note provides a more reasonable estimate of program receipts. Additionally, expenses are limited to revenues generated by charging fees for the use of the cabins. If additional revenues are generated in future years, the Department may seek additional operating funds through the annual budget process.

Funds are divided equally between supplies and contractual since these are the only expenses that the department can not be expected to absorb within normal budget appropriations. These funds will be used to purchase supplies needed to renovate cabins and to pay necessary cabin labor and air fare to remote sites.

Each cabin is expected to generate approximately \$3,000 in fees. This fiscal note assumes that 15 cabins will generate this much in FY 87. The original fiscal note assumed 24 cabins would generate \$3,000, but only 12 are currently in operation. It is very unlikely that 12 additional cabins will be renovated in time to generate an additional \$36,000 in FY 87.

HOUSE FINANCE COMMITTEE
LETTER OF INTENT
FOR
CS HB 561 (FINANCE)

It is the intent of the Legislature that citizens of the State and visitors to the State be able to enjoy the natural environment to the greatest extent possible. The establishment of new public cabins may be particularly appropriate in areas of heavy recreational interest or use. In more remote locations public use cabins should be established only after consideration of the weather and physical environment in the surrounding area, and the reasons the area is most often used. Public cabins should be established on a priority basis with more remote cabins being added to the system only after a specific need for public facility is determined. Such need shall be based on Department findings and public comment from users and residents of the area.



Al Adams, Chair
House Finance Committee

Adopted by House April 9

HOUSE
COMMITTEE REPORT

3/12

(9)

Date referred: 3/5/86

FURTHER REFERRALS: FINANCE

DATE: March 10, 1986

The RESOURCES Committee has considered SSHB 570

"An Act relating to state forest management."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with CS SSHB 570 (Resources) same title
- new title

and recommends do pass

further referral to the Committee

- and attaches:
- letter of intent
 - first fiscal note
 - new fiscal note
 - zero fiscal note

SIGNING DO PASS:

SIGNING OTHER RECOMMENDATIONS:

Cato [Signature]

Pearce [Signature]

Thompson [Signature]

Miller [Signature]

Shultz [Signature]

Adelheid Herrmann, No Rec

[Signature]

F. Koyfurelis do not pass

[Signature]

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Co-Chairman

[Signature]
Shultz

Offered: 3/12/86
Referred: Finance

Jim's Forest Note

Bridley

Original sponsors: Taylor, Ringstad,
Jenkins and Frank

1 IN THE HOUSE BY THE RESOURCES COMMITTEE

2 CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 570 (Resources)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state forest management."

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

8 * Section 1. AS 38.05 is amended by adding a new section to article 4
9 to read:

10 Sec. 38.05.122. FOREST MANAGEMENT AGREEMENT. (a) Notwithstand-
11 ing AS 38.05.110 - 38.05.120, the commissioner may enter into an
12 agreement with a person for the management on a sustained-yield basis
13 of state forest land and state land commercially valuable for forest
14 development. The commissioner may consult with other state agencies
15 regarding the provisions of the agreement but the concurrence of
16 another agency of the state is not required.

17 (b) The commissioner shall establish the limitations, condi-
18 tions, and terms of the sale and each agreement shall set out the
19 silvicultural specifications that govern the harvest, regeneration,
20 and management of state land that is the subject of the agreement.

21 (c) The commissioner may provide in the agreement for

22 (1) the harvest of state timber and the prices to be char-
23 ged for the timber;

24 (2) the construction and maintenance of roads within the
25 area that is the subject of the agreement;

26 (3) the preparation of reports determined necessary by the
27 commissioner;

28 (4) incentives to the person entering into the agreement,
29 including the extension of the term of the agreement;

1 (5) penalties for a violation of a provision of the agree-
2 ment including termination of the agreement;

3 (6) other limitations, conditions, and terms determined in
4 the public interest by the commissioner.

5 (d) The commissioner shall provide the legislature with

6 (1) a copy of the agreement within 15 days of the execution
7 of the agreement or within the first 15 days of the next regular
8 session of the legislature;

9 (2) a report by March 1 on the areas of the state harvest-
10 ed, regenerated, and managed under an agreement during the preceding
11 calendar year.

12 * Sec. 2. (a) The commissioner of natural resources shall request
13 proposals for the management of not more than 200,000 acres of commercial
14 forest land under AS 38.05.122 as enacted in sec. 1 of this Act. The
15 proposals shall be requested within one year of the effective date of this
16 Act and each agreement shall be in effect within 18 months of the effective
17 date of this Act.

18 (b) Each agreement must

19 (1) mandate an annual allowable harvest level compatible with
20 the principles of sustained yield of the timber resources within the agree-
21 ment area;

22 (2) be for a period of 20 years subject to amendment by mutual
23 agreement of the commissioner and the contractor regarding an extension or
24 shortening of the term or a decrease in the area of the agreement.

25 (c) The commissioner shall evaluate a proposal received under this
26 section on the basis of

27 (1) a potential contractor's ability to process the forest
28 products in the state;

29 (2) the professional and financial qualifications of the

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potential contractor;

(3) the stumpage offered to the state; and

(4) the experience of the potential contractor with silviculture
in the state.

Burdley

Introduced: 3/5/86
Referred: Resources and
Finance

1 IN THE HOUSE

BY TAYLOR, RINGSTAD, JENKINS
AND FRANK

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 570

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state forest management."

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

8 * Section 1. AS 38.05 is amended by adding a new section to article 4
9 to read:

10 Sec. 38.05.122. FOREST MANAGEMENT AGREEMENT. (a) Notwithstand-
11 ing AS 38.05.110 - 38.05.120, the commissioner may enter into an
12 agreement with a person for the management on a sustained-yield basis
13 of state forest land and state land commercially valuable for forest
14 development. The commissioner may consult with other state agencies
15 regarding the provisions of the agreement but the concurrence of
16 another agency of the state is not required.

17 (b) The commissioner shall establish the limitations, condi-
18 tions, and terms of the sale and each agreement shall set out the
19 silvicultural specifications that govern the harvest, regeneration,
20 and management of state land that is the subject of the agreement.

21 (c) The commissioner may provide in the agreement for

22 (1) the harvest of state timber and the prices to be
23 charged for the timber;

24 (2) the construction and maintenance of roads within the
25 area that is the subject of the agreement;

26 (3) the preparation of reports determined necessary by the
27 commissioner;

28 (4) incentives to the person entering into the agreement,
29 including the extension of the term of the agreement;

1 (5) penalties for a violation of a provision of the agree-
2 ment including termination of the agreement;

3 (6) other limitations, conditions, and terms determined in
4 the public interest by the commissioner.

5 (d) The commissioner shall provide the legislature with

6 (1) a copy of the agreement within 15 days of the execution
7 of the agreement or within the first 15 days of the next regular
8 session of the legislature;

9 (2) a report by March 1 on the areas of the state harvest-
10 ed, regenerated, and managed under an agreement during the preceding
11 calendar year.

12 * Sec. 2. (a) The commissioner of natural resources shall request
13 proposals for the management of 200,000 acres of commercial forest land
14 under AS 38.05.122 as enacted in sec. 1 of this Act. The proposals shall
15 be requested within one year of the effective date of this Act and the
16 agreement shall be in effect within 18 months of the effective date of this
17 Act.

18 (b) The agreement must

19 (1) mandate an annual allowable harvest level compatible with
20 the principles of sustained yield of the timber resources within the agree-
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23 agreement of the commissioner and the contractor regarding an extension or
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(3) the stumpage offered to the state; and

(4) the experience of the potential contractor with silviculture
in the state.

10/3/86

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. CSSSHB 570 (Res)
Title : ...State Forest Management.

Sponsor: Rep. Taylor, et al
Requestor: House Resources
Date of Request : 03-06-86

FISCAL DETAIL

Agency Affected: Natural Resources
BRU: Forest Management

Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by: Jim McAllister
Division: Forestry

Phone: 465-2491
Date: 03-07-86

Approved by Commissioner: M. D. Amey, Deputy
Agency: Natural Resources

Date: 3/10/86

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

ALASKA STATE LEGISLATURE

14th Legislature SECOND Session

SPONSOR SUBSTITUTE

HOUSE BILL NO. 570

By TAYLOR, RINGSTAD, JENKINS, FRANK

"An Act relating to state forest management."

forest management

Introduced in the House .. 3/5 .., 19. 86

HISTORY IN THE HOUSE

1986

Mar 5

Read first time and referred to Committee on RESOURCES AND FINANCE

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by Speaker
Sent to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by President
Returned to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Received from Senate

Concurred in Senate amendment thus adopting:
VOTE

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

Senate receded from amendment
VOTE

Senate failed to recede from amendment
VOTE

CC appointed by House

CC appointed by Senate

CC adopted by House
VOTE

CC adopted by Senate
VOTE

To enrolling
Reported correctly enrolled
Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No.

Offered: 3/12/86
Referred: Finance

Original sponsors: Taylor, Ringstad,
Jenkins and Frank

1 IN THE HOUSE BY THE RESOURCES COMMITTEE
2 CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 570 (Resources)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to state forest management."
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
8 * Section 1. AS 38.05 is amended by adding a new section to article 4
9 to read:
10 Sec. 38.05.122. FOREST MANAGEMENT AGREEMENT. (a) Notwithstand-
11 ing AS 38.05.110 - 38.05.120, the commissioner may enter into an
12 agreement with a person for the management on a sustained-yield basis
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14 development. The commissioner may consult with other state agencies
15 regarding the provisions of the agreement but the concurrence of
16 another agency of the state is not required.
17 (b) The commissioner shall establish the limitations, condi-
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19 silvicultural specifications that govern the harvest, regeneration,
20 and management of state land that is the subject of the agreement.
21 (c) The commissioner may provide in the agreement for
22 (1) the harvest of state timber and the prices to be char-
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27 commissioner;
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29 including the extension of the term of the agreement;

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4 the public interest by the commissioner.

5 (d) The commissioner shall provide the legislature with

6 (1) a copy of the agreement within 15 days of the execution
7 of the agreement or within the first 15 days of the next regular
8 session of the legislature;

9 (2) a report by March 1 on the areas of the state harvest-
10 ed, regenerated, and managed under an agreement during the preceding
11 calendar year.

12 * Sec. 2. (a) The commissioner of natural resources shall request
13 proposals for the management of not more than 200,000 acres of commercial
14 forest land under AS 38.05.122 as enacted in sec. 1 of this Act. The
15 proposals shall be requested within one year of the effective date of this
16 Act and each agreement shall be in effect within 18 months of the effective
17 date of this Act.

18 (b) Each agreement must

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29 (2) the professional and financial qualifications of the

1 potential contractor;

2 (3) the stumpage offered to the state; and

3 (4) the experience of the potential contractor with silviculture

4 in the state.

Introduced: 3/5/86
Referred: resources and
Finance

BY TAYLOR, RINGSTAD,
JENKINS AND FRANK

1 IN THE HOUSE

2 SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 570
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state forest management."

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1 tial contractor;

2 (3) the stumpage offered to the state; and

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4 in the state.

HOUSE
COMMITTEE REPORT

3/7

(7)

Date referred: 2/12/86

FURTHER REFERRALS: FINANCE

DATE: 3/5/86

HOUSE SPECIAL COMMITTEE
The ON OIL AND GAS

Committee has considered HB 572

"An Act relating to the Alaska Oil and Gas Conservation Commission; and providing an effective date."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with _____ same title
- _____ new title

and recommends _____

further referral to the _____ Committee

- and attaches:
- letter of intent
 - first fiscal note
 - new fiscal note
 - zero fiscal note

SIGNING DO PASS:

SIGNING OTHER RECOMMENDATIONS:

Jan GTE

Marking

Hubert

Mike Symonaki

AVM MARRSU No Rec.

Mike D

Chairman

Introduced: 2/12/86
Referred: House Special Committee on
Oil & Gas and Finance

Gov. Lyster
1. State Secy
1. Gen. Mite

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 572

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Alaska Oil and Gas Conserva-
7 tion Commission; and providing for an effective
8 date."

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

10 * Section 1. AS 31.05.027 is amended to read:

11 Sec. 31.05.027. LAND SUBJECT TO COMMISSION'S AUTHORITY. The
12 authority of the commission applies to all land in the state lawfully
13 subject to its police powers, including [. IT APPLIES TO] land of the
14 United States and [OR TO] land subject to the jurisdiction of the
15 United States [ONLY TO THE EXTENT THAT CONTROL AND SUPERVISION OF
16 CONSERVATION OF OIL AND GAS AND PREVENTION OF WASTE BY THE UNITED
17 STATES ON ITS LAND FAILS TO CARRY OUT THE INTENT AND PURPOSES OF THIS
18 CHAPTER, AND OTHERWISE APPLIES TO FEDERAL LAND SO FAR AS AN OFFICER OF
19 THE UNITED STATES HAVING JURISDICTION, OR AN AUTHORIZED REPRESENTA-
20 TIVE, SHALL APPROVE ANY OF THE PROVISIONS OF THIS CHAPTER OR ORDERS OF
21 THE COMMISSION WHICH AFFECT LAND]. The authority of the commission
22 further applies to all land included in a voluntary cooperative or
23 unit plan of development or operation entered into in accordance with
24 AS 38.05.180(p).

25 * Sec. 2. AS 31.05.070(a) is amended to read:

26 (a) The commission may summon witnesses, administer oaths, and
27 require the production of records, books, and documents for exami-
28 nation at a hearing or investigation conducted by it. [A PERSON MAY
29 NOT BE EXCUSED FROM ATTENDING AND TESTIFYING, OR FROM PRODUCING BOOKS,

HB 572

1 PAPERS AND RECORDS BEFORE THE COMMISSION OR A COURT, OR FROM OBEDIENCE
2 TO THE SUBPOENA OF THE COMMISSION OR A COURT, ON THE GROUND OR FOR THE
3 REASON THAT THE TESTIMONY OR EVIDENCE, DOCUMENTARY OR OTHERWISE,
4 REQUIRED OF THAT PERSON MAY TEND TO INCRIMINATE OR SUBJECT THAT PERSON
5 TO A PENALTY OR FORFEITURE.] This section does not require a person
6 to produce books, papers, or records, or to testify in response to an
7 inquiry not pertinent to some question lawfully before the commission
8 or court for determination. If a witness interposes a claim of privi-
9 lege against self-incrimination, the commission may request the attor-
10 ney general to apply for a grant of immunity under AS 12.50.101. (A
11 NATURAL PERSON IS NOT SUBJECT TO CRIMINAL PROSECUTION OR TO A PENALTY
12 OR FORFEITURE FOR OR ON ACCOUNT OF ANY TRANSACTION, MATTER OR THING
13 CONCERNING WHICH, IN SPITE OF OBJECTION, THAT PERSON MAY BE REQUIRED
14 TO TESTIFY OR PRODUCE EVIDENCE, DOCUMENTARY OR OTHERWISE, BEFORE THE
15 COMMISSION OR COURT, OR IN OBEDIENCE TO ITS SUBPOENA. HOWEVER, A
16 PERSON TESTIFYING IS NOT EXEMPT FROM PROSECUTION AND PUNISHMENT FOR
17 PERJURY COMMITTED IN SO TESTIFYING.)

18 * Sec. 3. AS 31.05 is amended by adding a new section to article 2A to
19 read:

20 ARTICLE 2A. MISCELLANEOUS PROVISIONS.

21 Sec. 31.05.141. AFFILIATION WITH THE INTERSTATE OIL COMPACT
22 COMMISSION. The governor, in the name of the state, may join with the
23 other states in the interstate compact to conserve oil and gas, exe-
24 cute agreements to extend the expiration date of the interstate com-
25 pact, and determine when it is in the best interests of the state to
26 withdraw from the compact and take the actions necessary to effect the
27 withdrawal. The governor, or the governor's designee, is the official
28 representative of the state in the interstate compact, and shall take
29 whatever action is considered appropriate in connection with that

1 position.

2 * Sec. 4. AS 31.05.150(a) is amended to read:

3 (a) A person who [WILFULLY] violates a provision of this chap-
4 ter, or a regulation or order of the commission adopted under this
5 chapter, is liable for [SUBJECT TO] a civil penalty of no [NOT] more
6 than \$5,000 per day [\$1,000] for each day [ACT] of violation [AND FOR
7 EACH DAY THAT THE VIOLATION CONTINUES], unless the penalty for vio-
8 lation is otherwise provided for and made exclusive in this chapter.

9 * Sec. 5. AS 31.05.150(b) is amended to read:

10 (b) If a person, for the purpose of evading this chapter, or any
11 regulation or order of the commission adopted under this chapter,
12 knowingly commits any of the acts specified in AS 11.46.630(a)(1)--
13 (4), that person is guilty of a class A misdemeanor [WILFULLY MAKES OR
14 HAS MADE A FALSE ENTRY IN A RECORD, ACCOUNT OR MEMORANDUM REQUIRED BY
15 THIS CHAPTER, OR BY A REGULATION OR ORDER, OR WILFULLY OMITTS, OR
16 CAUSES TO BE OMITTED, FROM A RECORD, ACCOUNT OR MEMORANDUM, FULL, TRUE
17 AND CORRECT ENTRIES AS REQUIRED BY THIS CHAPTER, OR BY A REGULATION OR
18 ORDER, OR REMOVES FROM THE STATE OR DESTROYS, MUTILATES, ALTERS OR
19 FALSIFIES SUCH RECORD, ACCOUNT OR MEMORANDUM, THE PERSON IS GUILTY OF
20 A MISDEMEANOR, AND UPON CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE
21 THAN \$5,000, OR BY IMPRISONMENT IN JAIL FOR NOT MORE THAN SIX MONTHS,
22 OR BY BOTH].

23 * Sec. 6. AS 31.05.150 is amended by adding a new subsection to read:

24 (f) A person who knowingly violates a regulation or order of the
25 commission is guilty of a misdemeanor punishable by a fine of no more
26 than \$5,000 per day for each day of violation.

27 * Sec. 7. This Act takes effect immediately in accordance with AS 01.-
28 10.070(c).

29

BILL SHEFFIELD
GOVERNOR



HB 572

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 12, 1986

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Grussendorf:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the Alaska Oil and Gas Conservation Commission (commission). This bill offers revisions to improve the state's proposed underground injection control (UIC) program for injection wells related to the recovery and production of oil and natural gas (Class II wells). It also reinstates statutory authority for affiliation with the Interstate Oil Compact Commission, and conforms certain sections of AS 31.05 to the revised criminal code.

In 1984, CSHB 680 (L&C) was enacted (ch. 91, SLA 1984), which authorized the commission to "take all actions necessary to allow the state to acquire primary enforcement responsibility under 42 U.S.C. 300h-4 (Safe Drinking Water Act of 1974, as amended, 42 U.S.C. 300f-300j), for the control of underground injection related to the recovery and production of oil and natural gas." AS 31.05.030(h). Under this authority, the commission prepared an application for a state UIC program for Class II wells, which has been submitted to the U.S. Environmental Protection Agency (EPA) for approval.

In the context of their review, EPA staff identified certain provisions in AS 31.05 which could be amended to improve the state's proposed program. The amendments were proposed under the terms of a memorandum of agreement between the commission and EPA, Region 10.

Amendment of the criminal provisions of AS 31.05 is recommended by the criminal division of the Department of Law. When the comprehensive rewrite of AS 11 and AS 12 was undertaken in 1981-82, it was determined to be too great a task to attempt amendment of the state's other criminal provisions, scattered throughout the Alaska statutes, at the same time. As this bill amends AS 31.05 for other reasons, I believe it appropriate to take advantage of this opportunity to "clean up" the criminal provisions of AS 31.05 as well, in order to make them consistent with AS 11 and AS 12, as revised.

The amendments to AS 31.05 in the bill are as follows:

Section 1. AS 31.05.027 is amended to eliminate state statutory limitations on the commission's jurisdiction over land of the United States.

Federal law requires that state UIC programs apply to underground injection occurring on property leased or owned by the United States. 42 U.S.C. 300h(b)(1)(D) and 300j-6. However, AS 31.05.027 presently provides in part:

The authority of the commission. . . applies to land of the United States or to land subject to the jurisdiction of the United States only to the extent that control and supervision of conservation of oil and gas and prevention of waste by the United States on its land fails to carry out the intent and purposes of AS 31.05.005 -- 31.05.170, and otherwise applies to federal land so far as an officer of the United States having jurisdiction, or an authorized representative, shall approve any of the provisions of AS 31.05.005 -- 31.05.170 or orders of the commission which affect land.

The jurisdictional limitations of AS 31.05.027 first appeared as territorial legislation enacted in 1955, when Alaska's relationship to the federal government was far more subservient than after Alaska's acceptance into the Union. As a state, Alaska's potential jurisdiction over oil and gas activities on federal land is limited only by constitutional restrictions on the exercise of state police powers. See Myers, The Law of Pooling and Unitization, sec. 11.04 (2d Ed. 1984). AS 31.05.027 asserts less jurisdiction than is now constitutionally permissible, and would be amended by the bill to remove this potential impediment to the commission's regulation of oil and gas activities on federal land.

Section 2. AS 31.05.070(a) is amended to eliminate the transactional immunity provided as a result of a person

being compelled to testify or produce documents before the commission or a court, and to make its provisions consistent with the revised criminal code.

As it now reads, AS 31.05.070(a) affords a person transactional immunity if compelled to appear as a witness under that statute. This provision could preclude effective enforcement of the state's UIC requirements if it were to be applied to compel testimony of a witness, and consequently foreclosed subsequent prosecution of that witness for violating a requirement of the state's UIC program. The provision is also inconsistent with the immunity provision of AS 12.50.101. The amendments eliminate the immunity provision. Under new language added to AS 31.05.070(a), a witness who asserts his or her privilege against self-incrimination may be granted immunity under AS 12.50.101 -- that is, immunity from the use of his or her testimony and any evidence derived from it. Language that disallows self-incrimination as a ground for excusing attendance, testimony, or production of books and records, is also deleted. That language is potentially unconstitutional, and is unnecessary.

AS 31.05.070(a) also provides that a compelled witness is not exempt from prosecution and punishment for perjury committed while testifying. This provision would also be repealed because it duplicates provisions of the criminal code.

Section 3. New AS 31.05.141 would be placed in a "miscellaneous provisions" article in AS 31.05, to reinstate express authority to affiliate with the Interstate Oil Compact Commission (IOCC). The new statute is patterned after Vt. Stat. Ann., tit. 29, sec. 565 (1983). Section 15, ch. 40, SLA 1955, which created the Oil and Gas Conservation Commission, authorized affiliation with the IOCC. After statehood, sec. 15 became AS 31.05.130 and 31.05.140. Section 2, ch. 247, SLA 1970, repealed AS 31.05.130 and 31.05.140, purging AS 31.05 of that authorization. Of note is the fact that the state is still a dues-paying member of the IOCC.

Sections 4 and 5. AS 31.05.150(a) and (b) are amended to eliminate the "wilful" standard from consideration in the imposition and recovery of civil penalties; to increase imposable civil penalties; to make its provisions consistent with the provisions of the revised criminal code; and to institute criminal liability for violations of the commission's regulations and orders.

AS 31.05.150(a) imposes civil penalties for wilful violations of AS 31.05 or regulations or orders of the commission. However, there is no indication of the type of wilfulness required.


Use of the term "wilfully" in criminal statutes has traditionally required a showing of bad intent. Although evidence of bad intent is generally not required to impose civil penalties, amendment of the statute to eliminate the term would remove any doubt as to the ability of the state to impose civil penalties in the absence of evidence of bad intent.

The amendments would increase the amount of civil penalties imposable under AS 31.05.150(a) from "not more than \$1,000" to "no more than \$5,000 per day for each day of violation." The \$1,000 amount, which was first established in 1955, is now inadequate to deter violations. The increased penalty would more effectively accomplish that.

The bill would amend AS 31.05.150(b), which imposes criminal liability for falsifying records and committing similar offenses, to make the description of those offenses consistent with AS 11.46.630(a)(1)--(4). The class A misdemeanor penalty classification raises the possible maximum term of imprisonment to one year but the amount of the fine is unaffected.

Section 6. AS 31.05.150 is amended by adding a new subsection (f), imposing criminal liability on a person who knowingly violates a regulation or order of the commission. I urge your prompt action on this measure to strengthen the state's UIC program, to reinstate authority to affiliate with the IOCC, and to update AS 31.05.

Sincerely,


Bill Sheffield
Governor

**STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE**

Revision Date : _____

REQUEST

HB 572

Bill/Resolution No. : Law File #377-023-86
 Title : Dealing with the State's underground injection well program.
 Sponsor : Governor
 Requestor : Governor
 Date of Request : 1-21-86

FISCAL DETAIL

Agency Affected : Natural Resources
 BRU : Petroleum Management
 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

Prepared by : Rod Mourant
 Division : Management

Phone : 465-2424
 Date : 1-22-86

Approved by Commissioner : Ned F. ...
 Agency : Natural Resources

Date : 1/23

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

ALASKA STATE LEGISLATURE

14th Legislature SECOND Session

HOUSE BILL NO. 572

By THE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

"An Act relating to the Alaska Oil and Gas Conservation Commission; and providing for an effective date."

Oil and Gas Conservation

Introduced in the House .. 2/12... 19.86

HISTORY IN THE HOUSE

1986		Read first time and referred to Committee on										
Feb	12	OIL AND GAS AND FINANCE										
		Reported back with recommendation that										
		Read second time and										
		Read third time and										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		<p>Reconsideration</p> <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 Sent to Senate										
CHIEF CLERK OF THE HOUSE												

HISTORY IN THE SENATE

19		Read first time and referred to Committee on										
		Reported back with recommendation that										
		Read second time and										
		Read third time and										
		<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											
		<p>Reconsideration</p> <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 Returned to House										
SECRETARY OF THE SENATE												

HISTORY IN THE HOUSE

19		Received from Senate
		Concurred in Senate amendment thus adopting: VOTE
		Failed to concur in Senate amendment; asked Senate to recede VOTE
		Senate receded from amendment VOTE
		Senate failed to recede from amendment VOTE
		CC appointed by House
		CC appointed by Senate
		CC adopted by House VOTE
		CC adopted by Senate VOTE
		To enrolling Reported correctly enrolled Sent to Governor
	 by Governor
		Filed with Lt. Governor
		Chapter No.

Introduced: 2/12/86
Referred: House Special Committee on
Oil & Gas and Finance

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 572

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Alaska Oil and Gas Conserva-
7 tion Commission; and providing for an effective
8 date."

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

10 * Section 1. AS 31.05.027 is amended to read:

11 Sec. 31.05.027. LAND SUBJECT TO COMMISSION'S AUTHORITY. The
12 authority of the commission applies to all land in the state lawfully
13 subject to its police powers, including [. IT APPLIES TO] land of the
14 United States and [OR TO] land subject to the jurisdiction of the
15 United States [ONLY TO THE EXTENT THAT CONTROL AND SUPERVISION OF
16 CONSERVATION OF OIL AND GAS AND PREVENTION OF WASTE BY THE UNITED
17 STATES ON ITS LAND FAILS TO CARRY OUT THE INTENT AND PURPOSES OF THIS
18 CHAPTER, AND OTHERWISE APPLIES TO FEDERAL LAND SO FAR AS AN OFFICER OF
19 THE UNITED STATES HAVING JURISDICTION, OR AN AUTHORIZED REPRESENTA-
20 TIVE, SHALL APPROVE ANY OF THE PROVISIONS OF THIS CHAPTER OR ORDERS OF
21 THE COMMISSION WHICH AFFECT LAND]. The authority of the commission
22 further applies to all land included in a voluntary cooperative or
23 unit plan of development or operation entered into in accordance with
24 AS 38.05.180(p).

25 * Sec. 2. AS 31.05.070(a) is amended to read:

26 (a) The commission may summon witnesses, administer oaths, and
27 require the production of records, books, and documents for exami-
28 nation at a hearing or investigation conducted by it. [A PERSON MAY
29 NOT BE EXCUSED FROM ATTENDING AND TESTIFYING, OR FROM PRODUCING BOOKS,

1 PAPERS AND RECORDS BEFORE THE COMMISSION OR A COURT, OR FROM OBEDIENCE
2 TO THE SUBPOENA OF THE COMMISSION OR A COURT, ON THE GROUND OR FOR THE
3 REASON THAT THE TESTIMONY OR EVIDENCE, DOCUMENTARY OR OTHERWISE,
4 REQUIRED OF THAT PERSON MAY TEND TO INCRIMINATE OR SUBJECT THAT PERSON
5 TO A PENALTY OR FORFEITURE.] This section does not require a person
6 to produce books, papers, or records, or to testify in response to an
7 inquiry not pertinent to some question lawfully before the commission
8 or court for determination. If a witness interposes a claim of privi-
9 lege against self-incrimination, the commission may request the attor-
10 ney general to apply for a grant of immunity under AS 12.50.101. [A
11 NATURAL PERSON IS NOT SUBJECT TO CRIMINAL PROSECUTION OR TO A PENALTY
12 OR FORFEITURE FOR OR ON ACCOUNT OF ANY TRANSACTION, MATTER OR THING
13 CONCERNING WHICH, IN SPITE OF OBJECTION, THAT PERSON MAY BE REQUIRED
14 TO TESTIFY OR PRODUCE EVIDENCE, DOCUMENTARY OR OTHERWISE, BEFORE THE
15 COMMISSION OR COURT, OR IN OBEDIENCE TO ITS SUBPOENA. HOWEVER, A
16 PERSON TESTIFYING IS NOT EXEMPT FROM PROSECUTION AND PUNISHMENT FOR
17 PERJURY COMMITTED IN SO TESTIFYING.]

18 * Sec. 3. AS 31.05 is amended by adding a new section to article 2A to
19 read:

20 ARTICLE 2A. MISCELLANEOUS PROVISIONS.

21 Sec. 31.05.141. AFFILIATION WITH THE INTERSTATE OIL COMPACT
22 COMMISSION. The governor, in the name of the state, may join with the
23 other states in the interstate compact to conserve oil and gas, exe-
24 cute agreements to extend the expiration date of the interstate com-
25 pact, and determine when it is in the best interests of the state to
26 withdraw from the compact and take the actions necessary to effect the
27 withdrawal. The governor, or the governor's designee, is the official
28 representative of the state in the interstate compact, and shall take
29 whatever action is considered appropriate in connection with that

1 position.

2 * Sec. 4. AS 31.05.150(a) is amended to read:

3 (a) A person who [WILFULLY] violates a provision of this chap-
4 ter, or a regulation or order of the commission adopted under this
5 chapter, is liable for [SUBJECT TO] a civil penalty of no [NOT] more
6 than \$5,000 per day [\$1,000] for each day [ACT] of violation [AND FOR
7 EACH DAY THAT THE VIOLATION CONTINUES], unless the penalty for vio-
8 lation is otherwise provided for and made exclusive in this chapter.

9 * Sec. 5. AS 31.05.150(b) is amended to read:

10 (b) If a person, for the purpose of evading this chapter, or any
11 regulation or order of the commission adopted under this chapter,
12 knowingly commits any of the acts specified in AS 11.46.630(a)(1)--
13 (4), that person is guilty of a class A misdemeanor [WILFULLY MAKES OR
14 HAS MADE A FALSE ENTRY IN A RECORD, ACCOUNT OR MEMORANDUM REQUIRED BY
15 THIS CHAPTER, OR BY A REGULATION OR ORDER, OR WILFULLY OMITTS, OR
16 CAUSES TO BE OMITTED, FROM A RECORD, ACCOUNT OR MEMORANDUM, FULL, TRUE
17 AND CORRECT ENTRIES AS REQUIRED BY THIS CHAPTER, OR BY A REGULATION OR
18 ORDER, OR REMOVES FROM THE STATE OR DESTROYS, MUTILATES, ALTERS OR
19 FALSIFIES SUCH RECORD, ACCOUNT OR MEMORANDUM, THE PERSON IS GUILTY OF
20 A MISDEMEANOR, AND UPON CONVICTION IS PUNISHABLE BY A FINE OF NOT MORE
21 THAN \$5,000, OR BY IMPRISONMENT IN JAIL FOR NOT MORE THAN SIX MONTHS,
22 OR BY BOTH].

23 * Sec. 6. AS 31.05.150 is amended by adding a new subsection to read:

24 (f) A person who knowingly violates a regulation or order of the
25 commission is guilty of a misdemeanor punishable by a fine of no more
26 than \$5,000 per day for each day of violation.

27 * Sec. 7. This Act takes effect immediately in accordance with AS 01.-
28 10.070(c).

29

Introduced: 2/12/86
Referred: Finance

*Conferred for
HB 573 + 574*

Funding Information:
General Fund: \$1,149,900
Other Funds: -0-
\$1,149,900

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 573

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making appropriations for legal proceedings;
7 and providing for an effective date."

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

9 * Section 1. The sum of \$768,600 is appropriated from the general fund
10 to the Department of Law for costs associated with the following criminal
11 cases to be allocated as follows:

12 State v. Mackay, et al.	\$416,800
13 State v. Peel	351,800

14 * Sec. 2. The sum of \$323,300 is appropriated from the general fund to
15 the Department of Administration, office of public advocacy, for costs
16 associated with the following cases to be allocated as follows:

17 State v. Mackay, et al.	\$ 97,800
18 State v. Peel	225,500

19 * Sec. 3. The sum of \$58,000 is appropriated from the general fund to
20 the Department of Administration, public defender, for costs associated
21 with State v. Mackay, et al.

22 * Sec. 4. The unexpended and unobligated portions of the appropriations
23 made by this Act lapse into the general fund June 30, 1987.

24 * Sec. 5. This Act takes effect immediately in accordance with AS 01.-
25 10.070(c).

26
27
28
29
HB 573

COMMITTEE COPY

BILL SHEFFIELD
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

HB 573
+
HB 574

OC 2/12

February 11, 1986

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Grussendorf:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting two appropriation bills to meet the unanticipated operating needs of state government. Detailed information on the various items requested will be furnished to the Finance Committee.

Sincerely,

A handwritten signature in cursive script that reads "Bill Sheffield".

Bill Sheffield
Governor

ALASKA STATE LEGISLATURE

14th... Legislature SECOND Session

HOUSE ... BILL NO. 573...

By .. THE RULES COMMITTEE BY...
REQUEST OF THE GOVERNOR

"An Act making appropriations
for legal proceedings; and prov
viding for an effective date."

legal proceedings

Introduced in the House .2/.12....., 19.86

HISTORY IN THE HOUSE

19	6	Read first time and referred to Committee on
Feb	12	FINANCE
		Reported back with recommendation that
		Read second time and
		Read third time and
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reconsideration
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reported correctly engrossed
		Signed by Speaker
		Sent to Senate
CHIEF CLERK OF THE HOUSE		

HISTORY IN THE SENATE

19		Read first time and referred to Committee on
		Reported back with recommendation that
		Read second time and
		Read third time and
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reconsideration
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reported correctly engrossed
		Signed by President
		Returned to House
SECRETARY OF THE SENATE		

HISTORY IN THE HOUSE

19		Received from Senate
		Concurred in Senate amendment thus adopting: VOTE
		Failed to concur in Senate amendment; asked Senate to recede VOTE
		Senate receded from amendment VOTE
		Senate failed to recede from amendment VOTE
		CC appointed by House
		CC appointed by Senate
		CC adopted by House VOTE
		CC adopted by Senate VOTE
		To enrolling Reported correctly enrolled Sent to Governor by Governor
		Filed with Lt. Governor
		Chapter No.

Introduced: 2/12/86
Referred: Finance

Funding Information:
General Fund: \$1,149,900
Other Funds: -0-
\$1,149,900

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 573

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making appropriations for legal proceedings;
7 and providing for an effective date."

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

9 * Section 1. The sum of \$768,600 is appropriated from the general fund
10 to the Department of Law for costs associated with the following criminal
11 cases to be allocated as follows:

12 State v. Mackay, et al. \$416,800

13 State v. Peel 351,800

14 * Sec. 2. The sum of \$323,300 is appropriated from the general fund to
15 the Department of Administration, office of public advocacy, for costs
16 associated with the following cases to be allocated as follows:

17 State v. Mackay, et al. \$ 97,800

18 State v. Peel 225,500

19 * Sec. 3. The sum of \$58,000 is appropriated from the general fund to
20 the Department of Administration, public defender, for costs associated
21 with State v. Mackay, et al.

22 * Sec. 4. The unexpended and unobligated portions of the appropriations
23 made by this Act lapse into the general fund June 30, 1987.

24 * Sec. 5. This Act takes effect immediately in accordance with AS 01.-
25 10.070(c).

Offered: 5/12/86
Referred: Rules

Original sponsor: Rules/Governor

Funding Information:
General Fund:
Other Funds:

1 IN THE HOUSE BY THE FINANCE COMMITTEE
2 SENATE CS FOR CS FOR HOUSE BILL NO. 574 (Finance)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making, amending, transferring, and repealing
7 operating and capital appropriations; and providing
8 for an effective date."

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

10 * Section 1. The sum of \$189,000 is appropriated from the general fund
11 to the Department of Administration, telecommunications services, for costs
12 associated with the Joint State/Federal Board proceedings.

13 * Sec. 2. Section 26, ch. 98, SLA 1985, page 15, line 10, is amended to
14 read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
17 Office of Public		
18 Advocacy (24 positions)	<u>3,148,900</u>	<u>3,148,900</u>
19	[2,323,000]	[2,323,000]

20 * Sec. 3. Section 26, ch. 98, SLA 1985, page 14, lines 9 and 10 are
21 amended to read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
23 ALLOCATIONS		
24 Longevity Bonus	<u>46,145,600</u>	<u>46,145,600</u>
25	[48,024,600]	[48,024,600]
26 Grants	<u>45,767,900</u>	
27	[47,646,900]	

28 * Sec. 4. Section 12, ch. 98, SLA 1985, is amended to read:

29 * Sec. 12. The sum of \$9,637,600 [9,149,600] is appropriated

1 from the general fund to the Department of Law to fund legal proceed-
 2 ings involving oil and gas revenue due or paid to the state or state
 3 title to oil and gas land, including, but not limited to, the North
 4 Slope royalty Case (State v. Amerada Hess, et al.), the Oil and Gas
 5 Corporate Income Tax Case (ARCO v. State), the Trans Alaska Pipeline
 6 Rate Case, litigation against the Alaska Oil Company, and United
 7 States v. Alaska, for fiscal year 1986 and succeeding fiscal years.

8 * Sec. 5. The sum of \$472,900 is appropriated from the general fund to
 9 the Department of Law to pay judgments and claims against the state for the
 10 fiscal year ending June 30, 1986.

11 * Sec. 6. The sum of \$25,400 is appropriated from federal funds and
 12 \$25,400 from the general fund to the Department of Education, Alaska Post-
 13 secondary Education Commission for the student incentive grant program for
 14 the fiscal year ending June 30, 1986.

15 * Sec. 7. (a) Section 26, ch. 98, SLA 1985, page 26, lines 16 and 17,
 16 are amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
19 K-12 Support		<u>547,805,600</u>	<u>515,331,100</u>	<u>32,474,500</u>
20		[549,475,800]	[516,975,800]	[32,500,000]
21 Foundation				
22 Program	<u>492,787,500</u>			
23	[494,432,200]			

24 (b) Section 26, ch. 98, SLA 1985, page 27, line 7, is amended to
 25 read:

	ALLOCATIONS
27 Student Lunch	
28 Program	<u>9,474,500</u>
29	[9,500,000]

27

1 * Sec. 8. (a) Section 26, ch. 98, SLA 1985, page 27, line 21, is
2 amended to read:

3	APPROPRIATION	GENERAL	OTHER
4	ITEMS	FUND	FUNDS
5 Management,			
6 Law and			
7 Finance	<u>2,153,300</u>	872,400	<u>1,280,900</u>
8	[2,127,800]		[1,255,400]

9 (b) Section 26, ch. 98, SLA 1985, page 28, line 14, is amended to
10 read:

11	ALLOCATIONS
12 District Support	
13 Services (20	
14 positions)	<u>1,336,400</u>
15	[1,310,900]

16 * Sec. 9. Section 27, ch. 98, SLA 1985, page 123, lines 14 - 16, are
17 amended to read:

18	APPROPRIATION	GENERAL
19	ITEMS	FUND
20 SB 56 An Act		
21 relating to a		
22 Longevity Bonus.		
23 Appropriated to		
24 Department of		
25 Health & Social		
26 Services	<u>1,650,200</u>	<u>1,650,200</u>
27	[2,573,800]	[2,573,800]

28 * Sec. 10. Section 26, ch. 98, SLA 1985, page 35, lines 9 and 10 are
29 amended to read:

1		APPROPRIATION	GENERAL	OTHER
2	ALLOCATIONS	ITEMS	FUND	FUNDS
3	Medical			
4	Assistance	<u>79,987,500</u>	<u>45,942,200</u>	<u>34,045,300</u>
5		[79,163,200]	[45,678,400]	[33,484,800]
6	Medicaid	<u>67,525,800</u>		
7		[66,701,500]		

8 * Sec. 11. (a) Section 26, ch. 98, SLA 1985, page 34, line 23, is
 9 amended to read:

10		APPROPRIATION	GENERAL	OTHER
11		ITEMS	FUND	FUNDS
12	Assistance			
13	Payments	<u>62,748,600</u>	<u>38,608,600</u>	
14		[62,257,600]	[38,117,600]	24,140,000

15 (b) Section 26, ch. 98, SLA 1985, page 35, line 6, is amended to
 16 read:

17	ALLOCATIONS
18	Adult Public
19	Assistance <u>13,930,500</u>
20	[13,439,500]

21 * Sec. 12. The sum of \$896,900 is appropriated from the general fund to
 22 the Department of Health and Social Services for pharmacy payments for the
 23 General Relief Medical program for the fiscal year ending June 30, 1986.

24 * Sec. 13. The sum of \$770,000 is appropriated to the Department of
 25 Health and Social Services to pay for costs associated with increased
 26 caseloads in the Aid to Families with Dependent Children program, for the
 27 fiscal year ending June 30, 1986, from the following sources:

28	Federal Receipts	\$221,600
29	General Fund Match	385,000

1 Interagency Receipts 163,400

2 * Sec. 14. The sum of \$168,800 is appropriated from the general fund to
3 the Department of Health and Social Services, general relief assistance
4 program, to pay for increased costs of providing rent, burial and other
5 services for the fiscal year ending June 30, 1986.

6 * Sec. 15. Section 26, ch. 98, SLA 1985, page 38, lines 9 and 10, are
7 amended to read:

8		APPROPRIATION	GENERAL	OTHER
9	ALLOCATIONS	ITEMS	FUND	FUNDS
10	Juvenile			
11	Custody	<u>17,438,800</u>	<u>17,238,800</u>	
12		[17,146,800]	[16,946,800]	200,000
13	Foster Care	<u>6,602,500</u>		
14		[6,310,500]		

15 * Sec. 16. Section 32, ch. 107, SLA 1983, page 19, line 5, is amended
16 to read:

17		APPROPRIATION	GENERAL	OTHER
18		ITEMS	FUND	FUNDS
19	Medical			
20	Assistance	<u>67,680,400</u>	<u>40,933,700</u>	<u>26,746,700</u>
21		[70,085,700]	[42,674,300]	[27,411,400]

22 * Sec. 17. Section 22, ch. 122, SLA 1984, page 20, line 23, is amended
23 to read:

24		APPROPRIATION	GENERAL	OTHER
25		ITEMS	FUND	FUNDS
26	Medical Assis-			
27	tance	<u>76,516,900</u>	<u>46,559,400</u>	<u>29,957,500</u>
28		[74,111,600]	[44,818,800]	[29,292,800]

29 The appropriation for medical assistance program services to pay

1 outstanding fiscal year 1985 claims lapses June 30, 1986.

2 * Sec. 18. The sum of \$150,000 is appropriated from the Disabled Fish-
3 ermen's Reserve Fund to the Department of Labor for payment of benefits to
4 disabled fishermen for the fiscal year ending June 30, 1986.

5 * Sec. 19. The sum of \$40,000 is appropriated from the general fund to
6 the Alaska Public Utilities Commission for costs associated with Joint
7 State/Federal Telecommunications Board hearings in Alaska.

8 * Sec. 20. Section 26, ch. 98, SLA 1985, page 63, lines 19 and 20 are
9 amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND
12	Alaska National		
13	Guard Benefits	<u>1,927,100</u>	<u>1,927,100</u>
14		[2,097,100]	[2,097,100]
15	Retention		
16	Benefits	<u>508,800</u>	
17		[678,800]	

18 * Sec. 21. Section 26, ch. 98, SLA 1985, page 62, lines 12 and 13, are
19 amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
22	Alaska National			
23	Guard	<u>6,767,000</u>	<u>3,259,700</u>	3,507,300
24		[6,723,000]	[3,215,700]	
25	Office of Adju-			
26	tant General (27			
27	positions)	<u>1,439,800</u>		
28		[1,395,800]		

29 * Sec. 22. (a) Section 26, ch. 98, SLA 1985, page 104, line 10, is

1 amended to read:

2	APPROPRIATION	GENERAL
3	ITEMS	FUND
4 Regional		
5 Operations	<u>56,009,700</u>	<u>56,009,700</u>
6	[55,507,100]	[55,507,100]

7 (b) Section 26, ch. 98, SLA 1985, page 104, line 22, is amended to
8 read:

9 ALLOCATIONS

10 Cook Inlet
11 Correctional
12 Center (115
13 positions) 7,208,400
14 [7,088,400]

15 (c) Section 26, ch. 98, SLA 1985, page 105, line 4, is amended to
16 read:

17 ALLOCATIONS

18 Wildwood Cor-
19 rectional
20 Center (85 posi-
21 tions) 5,592,200
22 [5,377,100]

23 (d) Section 26, ch. 98, SLA 1985, page 105, line 9, is amended to
24 read:

25 ALLOCATIONS

26 Lemon Creek
27 Correctional
28 Center (86 posi-
29 tions) 5,209,900

1 [5,042,400]

2 * Sec. 23. Section 27, ch. 98, SLA 1985, page 123, lines 4 - 7, are
3 amended to read:

4	APPROPRIATION	GENERAL
5	ITEMS	FUND
6 SB 4 An		
7 Act Relating		
8 to Correctional		
9 Restitution		
10 Centers. Appro-		
11 priated to De-		
12 partment of		
13 Corrections	<u>572,100</u>	<u>572,100</u>
14	[1,074,700]	[1,074,700]

15 * Sec. 24. The sum of \$340,700 is appropriated from the general fund to
16 the Department of Corrections for increased personal services costs for
17 security and probation personnel within the Regional Operations for the
18 fiscal year ending June 30, 1986.

19 * Sec. 25. The sum of \$808,200 is appropriated from the general fund to
20 the Department of Corrections to pay increased medical costs for inmates
21 for the fiscal year ending June 30, 1986.

22 * Sec. 26. The sum of \$265,947 is appropriated from the general fund to
23 the following agencies to pay miscellaneous claims and stale-dated war-
24 rants:

25	Department of Administration	\$49,592
26	Department of Education	96,800
27	Department of Health and Social Services	99,446
28	Department of Fish and Game	4,858
29	Department of Corrections	8,000

1 Department of Commerce and Economic

2 Development 729

3 Department of Transportation and

4 Public Facilities 6,522

5 * Sec. 27. The sum of \$2,000,000 is appropriated from the general fund
6 to the Department of Health and Social Services for payment of claims
7 arising from the consent judgment in Wasky v. Smith.

8 * Sec. 28. The sum of \$283,400 is appropriated to the Department of
9 Commerce and Economic Development, Alaska Seafood Marketing Institute, for
10 fiscal year 1983, 1984, and 1985 costs resulting from the nonpayment of
11 third party assessments for those fiscal years from the following sources:

12 General Funds \$131,400

13 Program Receipts 152,000

14 * Sec. 29. The sum of \$893,600 is appropriated from the general fund to
15 the Department of Law for costs associated with the following criminal
16 cases to be allocated as follows:

17 State v. Mackay, et al. \$541,800

18 State v. Peel 351,800

19 * Sec. 30. The sum of \$323,300 is appropriated from the general fund to
20 the Department of Administration, office of public advocacy, for costs
21 associated with the following cases to be allocated as follows:

22 State v. Mackay, et al. \$ 97,800

23 State v. Peel 225,500

24 * Sec. 31. The sum of \$58,000 is appropriated from the general fund to
25 the Department of Administration, public defender, for costs associated
26 with State v. Mackay, et al.

27 * Sec. 32. Section 2, ch. 22, SLA 1984, page 3, line 6 is amended to
28 read:

29 APPROPRIATION GENERAL

1	ITEMS	FUND
2	King Cove Dock and Haulout	
3	<u>Engineering and Con-</u>	
4	<u>struction (ED 26)</u>	300,000

5 * Sec. 33. The sum of \$35,000 is appropriated from the general fund to
6 the Alaska Judicial Council for additional expenses for the fiscal year
7 ending June 30, 1986.

8 * Sec. 34. The sum of \$20,000 is appropriated from the general fund to
9 the Department of Education for payment as a grant under AS 37.05.316 to
10 the City of Hydaburg School District for a school van.

11 * Sec. 35. The sum of \$238,000 is appropriated from the general fund to
12 the Alaska Court System for additional salary costs for the fiscal year
13 ending June 30, 1986.

14 * Sec. 36. The sum of \$32,500 is appropriated from the general fund to
15 the Department of Military and Veterans' Affairs for veterans' services for
16 the fiscal year ending June 30, 1986.

17 * Sec. 37. The sum of \$238,100 is appropriated from the general fund to
18 the Office of the Governor for costs associated with the collective bar-
19 gaining agreement with the Masters, Mates and Pilots for the fiscal year
20 ending June 30, 1986.

21 * Sec. 38. The sum of \$258,200 is appropriated from the general fund to
22 the Office of the Governor for costs associated with the collective bar-
23 gaining agreement with the Marine Engineers' Beneficial Association for the
24 fiscal year ending June 30, 1986.

25 * Sec. 39. An amount not to exceed \$5,000,000 is appropriated from the
26 World War II Veterans' Revolving Loan Fund (AS 26.15) to the general fund.

27 * Sec. 40. The unexpended and unobligated balance of the appropriation
28 made in sec. 4, ch. 25, SLA 1982, page 6, line 17 (Fairbanks Fire Training
29 Equipment - \$132,000) is repealed and reappropriated to the Department of

1 Public Safety for the Fire Service Training Program.

2 * Sec. 41. The appropriation made in sec. 26, ch. 98, SLA 1985, page
3 22, line 24 (Fisheries Tax - \$7,858,000) lapses into the general fund
4 August 31, 1986.

5 * Sec. 42. Section 4, ch. 90, SLA 1981 is amended to read:

6 Sec. 4. The sum of \$200,000 is [AND THE INTEREST INCOME EARNED
7 ON THE INVESTMENT OF THAT SUM ARE] appropriated from the general fund
8 to [THE POWER DEVELOPMENT FUND OF] the Alaska Power Authority
9 [(AS 44.83.400 - 44.83.510)] for construction of a single wire ground
10 return transmission line between Kobuk and Shungnak.

11 * Sec. 43. The sum of \$1,487,700 is appropriated from the general fund
12 to the Department of Commerce and Economic Development for additional
13 payments under the fisheries enhancement tax receipt program for the fiscal
14 year ending June 30, 1987.

15 * Sec. 44. Section 2, ch. 102, SLA 1985 is amended to read:

16 Sec. 2. The unexpended and unobligated portion of the appro-
17 priation made by this Act (Zarembo Island Elk Transplant - \$50,000)
18 lapses into the general fund June 30, 1987 [1986].

19 * Sec. 45. The unexpended and unobligated balance of the appropriation
20 made in sec. 3, ch. 96, SLA 1985, page 25, line 22 (Prince William Sound
21 Community College Classrooms - \$600,000) is repealed.

22 * Sec. 46. The unexpended and unobligated balance of the appropriation
23 made in sec. 3, ch. 96, SLA 1985, page 26, line 5 (Prince William Sound
24 Community College Planning and Design Phase I - \$250,000) is repealed.

25 * Sec. 47. The unexpended and unobligated balance of the appropriation
26 made in sec. 2, ch. 24, SLA 1984, page 20, line 5 (Valdez Community College
27 Building, Design - \$150,000) is repealed.

28 * Sec. 48. The sum of \$976,000 is appropriated from the general fund to
29 the University of Alaska, Prince William Sound Community College, for

1 purchase and renovation of a new campus facility at Valdez.

2 * Sec. 49. The unexpended and unobligated balance of the appropriation
3 made in sec. 2, ch. 24, SLA 1984, page 20, line 8 (Tanana Valley Community
4 College Student Housing Purchase/Bidder Designed Construction - \$1,000,000)
5 is repealed and reappropriated to the University of Alaska, Tanana Valley
6 Community College, for purchase and renovation of a new campus facility.

7 * Sec. 50. The unexpended and unobligated balance of the appropriation
8 made in sec. 2, ch. 10, SLA 1983, page 8, line 19, as amended by sec. 41,
9 ch. 106, SLA 1983, and sec. 99, ch. 105, SLA 1985 (DEC - Wrangell Evergreen
10 Water/Sewer Extension - \$889,000) is repealed.

11 * Sec. 51. The unexpended and unobligated balance of the appropriation
12 made in sec. 2, ch. 10, SLA 1983, page 9, line 6 as amended by sec. 156,
13 ch. 106, SLA 1983 (DEC - Bethel Sewer Line Extension - \$200,000) is re-
14 pealed and reappropriated to the Department of Administration for payment
15 as a grant under AS 37.05.315 to the City of Bethel for water and sewer
16 projects.

17 * Sec. 52. Section 3, ch. 96, SLA 1985, page 22, line 4 is amended to
18 read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
21 <u>Petersburg water and sewer</u>		
22 <u>improvements</u> [HAMMER SLOUGH		
23 SEWER EXTENSION] (ED 1)	114,000	114,000

24 * Sec. 53. Section 3, ch. 96, SLA 1985, page 22, line 7 is amended to
25 read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
28 <u>Petersburg Water and Sewer</u>		
29 <u>Improvements</u> [WATER PLANT		

1 CLARIFICATION SYSTEM] (ED 1) 300,000 300,000

2 * Sec. 54. Section 34, ch. 107, SLA 1983, page 82, line 9 as amended by
3 sec. 28, ch. 105, SLA 1985, is amended to read:

4 ALLOCATIONS

5 Petersburg-Water
6 Storage Facil-
7 ity (ED 1) 173,500

8 Petersburg-Water and
9 Sewer Improvements
10 [SCOW BAY AREA SEWER
11 SYSTEM] (ED 1) 165,000

12 * Sec. 55. Section 319, ch. 171, SLA 1984, page 54, line 8 is amended
13 to read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
16 Fairbanks Office Complex-		
17 <u>Development, Safety and</u>		
18 <u>Stabilization</u> [BUILDING-		
19 DESIGN BUILD/LEASE PUR-		
20 CHASE] (ED 19-21)	500,000	500,000

21 * Sec. 56. Section 4, ch. 24, SLA 1984, page 58, line 19 is amended to
22 read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
25 Seismic Data Acquisition		
26 (ED 99)	<u>1,663,000</u>	<u>1,663,000</u>
27	[4,500,000]	[4,500,000]
28 <u>Management & Administration</u>		
29 <u>Fairbanks Natural Resources</u>		

1 Complex-development, safety
 2 and stabilization 1,678,000 1,678,000

3 * Sec. 57. Section 2, ch. 22, SLA 1984, page 9, line 17 is amended to
 4 read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
7 New Stuyahok-Diesel Dump		
8 <u>Truck and Pickup Truck</u>		
9 (ED 26)	90,000	90,000

10 * Sec. 58. The unexpended and unobligated balance of the appropriation
 11 made in sec. 2, ch. 22, SLA 1984, page 8, line 18 (Kotlik-Airport Improve-
 12 ments - \$2,500,500) is repealed and reappropriated to the Department of
 13 Administration for payment as a grant under AS 37.05.315 to the City of
 14 Kotlik for an erosion control project.

15 * Sec. 59. The unexpended and unobligated balance of the appropriation
 16 made in sec. 314, ch. 105, SLA 1985 (Noatak-Dump Fencing - \$20,900) is
 17 repealed.

18 * Sec. 60. The unexpended and unobligated balance of the appropriation
 19 made in sec. 319, ch. 171, SLA 1984, page 54, line 19 (Izaak Walton League
 20 Shooting Range Land Acquisition - \$400,000) is repealed and reappropriated
 21 to the Department of Fish and Game for payment as a grant under AS 37.05.-
 22 316 to the Fish and Game Advisory Committee on Hunting and Firearm Safety
 23 for statewide construction of rifle ranges.

24 * Sec. 61. The sum of \$6,000,000 is appropriated from the public facil-
 25 ity planning fund (AS 35.10.135) to the general fund.

26 * Sec. 62. The unexpended and unobligated balance of each of the fol-
 27 lowing appropriations is repealed:

28 (1) sec. 230, ch. 106, SLA 1983, as amended by sec. 84, ch. 105,
 29 SLA 1985 (Napaskiak-Water/Sewer Feasibility - \$7,400);

1 (2) sec. 2, ch. 20, SLA 1984, page 2, line 15 (Pitkas Point-
2 Water Facility Upgrade - \$80,000);

3 (3) sec. 2, ch. 20, SLA 1984, page 2, line 18 (Platinum-Water
4 and Sewer Study - \$45,000);

5 (4) sec. 147, ch. 171, SLA 1984, page 24, line 26 (Newtok-Feasi-
6 bility Study - \$25,000); and

7 (5) sec. 174, ch. 171, SLA 1984, page 27, line 29 (Nelson Lagoon
8 Water Pipe Burial - \$200,000).

9 * Sec. 63. (a) Section 766, ch. 105, SLA 1985 is amended to read:

10 Sec. 766. The unexpended and unobligated portions of the appro-
11 priations made in secs. 63, 66, 68, 70, 86, 88, 90, 114, 190, 239,
12 260 - 267, 269, 282, 283, 310, 313, 315, 316, 318, 319 [315 - 319],
13 350, 358 - 360, 364, 366, 368 - 371, 405, 410, 414, 425, 426, 429,
14 430, 432 - 435, 440, 444, 453, 458, 467, 471, 477, 483, 496, 497, 510,
15 512, 513 [504, 510 - 513], 515, 542, 549, 551, 552, 568, 635, 670,
16 708, 731, 732, 744, 745, and 747 of this Act lapse into the general
17 fund June 30, 1986.

18 (b) Section 767, ch. 105, SLA 1985 is amended to read:

19 Sec. 767. The unexpended and unobligated portions of the appro-
20 priations made in secs. 62, 223, 317, 504, 511, [AND] 565, and 709 of
21 this Act lapse into the general fund June 30, 1987.

22 * Sec. 64. Section 34, ch. 107, SLA 1983, page 85, line 13 is amended
23 to read:

24 ALLOCATIONS

25 North Pole-Water

26 Treatment Plant

27 and Sewer Lagoon

28 expansion

29 (ED 18-21) 1,500,000

1 * Sec. 65. The unexpended and unobligated balance of the appropriation
2 made in sec. 3, ch. 96, SLA 1985, page 44, line 17 (Northway-Sanitation
3 Truck - \$75,000) is repealed and reappropriated to the Department of Commu-
4 nity and Regional Affairs for payment as a grant under AS 37.05.317 to the
5 unincorporated community of Northway for completion of the community hall.

6 * Sec. 66. The unexpended and unobligated balance of the appropriation
7 made in sec. 34, ch. 107, SLA 1983, page 98, line 14 (Kaktovik-grey water
8 facility - \$450,000) is repealed and reappropriated to the Department of
9 Environmental Conservation for payment as a grant under the Village Safe
10 Water Act (AS 46.07) to the North Slope Borough for a water, sewer or solid
11 waste facility in Kaktovik.

12 * Sec. 67. The unexpended and unobligated balance of the appropriation
13 made in sec. 34, ch. 107, SLA 1983, page 120, line 14 (Northway-Fire Hall -
14 \$312,000) is repealed and reappropriated to the Department of Community and
15 Regional Affairs for payment as a grant under AS 37.05.317 to the unincor-
16 porated community of Northway for completion of the community hall.

17 * Sec. 68. The unexpended and unobligated balance of the appropriation
18 made in sec. 2, ch. 21, SLA 1984, page 13, line 18 (Cantwell-landfill
19 relocation - \$100,000) is repealed and reappropriated to the Department of
20 Environmental Conservation for Cantwell community landfill improvements.

21 * Sec. 69. The unexpended and unobligated balance of the appropriation
22 made in sec. 2, ch. 21, SLA 1984, page 14, line 7 (Tok-clinic equipment and
23 ambulance storage - \$25,000) is repealed and reappropriated to the Depart-
24 ment of Health and Social Services for payment as a grant under AS 37.05.-
25 316 to the Tok Community Clinic Corp. for purchase/repair of x-ray equip-
26 ment.

27 * Sec. 70. The unexpended and unobligated balance of the appropriation
28 made in sec. 2, ch. 45, SLA 1984, page 31, line 21 (Tok-clinic equipment
29 and ambulance storage - \$40,000) is repealed and reappropriated to the

1 Department of Health and Social Services for payment as a grant under
2 AS 37.05.316 to the Tok Community Clinic Corp. for purchase/repair of x-ray
3 equipment.

4 * Sec. 71. The unexpended and unobligated balance of the appropriation
5 made in sec. 3, ch. 96, SLA 1985, page 22, line 22 (Tri Valley Inc.-Healy
6 Child Care facility - \$110,000) is repealed and reappropriated to the
7 Department of Community and Regional Affairs for payment as a grant under
8 AS 37.05.316 to Kid Stop Inc. for the Healy Child Care Facility.

9 * Sec. 72. Section 3, ch. 96, SLA 1985, page 33, line 11 is amended to
10 read:

11	APPROPRIATION	GENEKAL
12	ITEMS	FUND
13 Sand Point- <u>Storm Drain,</u>		
14 Water and Sewer Project		
15 (ED 26)	700,000	700,000

16 * Sec. 73. The unexpended and unobligated balance of the appropriation
17 made in sec. 80, ch. 101, SLA 1982, page 101, line 6 (Aleknagik-Dredging
18 Equipment - \$100,000) is repealed and reappropriated to the Department of
19 Administration for payment as a grant under AS 37.05.315 to the City of
20 Aleknagik for development of the south shore access, boat ramp and parking
21 project.

22 * Sec. 74. The unexpended and unobligated balance of the appropriation
23 made in sec. 30, ch. 82, SLA 1981, page 160, line 6 (Aleknagik-South Shore
24 Landfill - \$40,000) is repealed and reappropriated to the Department of
25 Administration for payment as a grant under AS 37.05.315 to the City of
26 Aleknagik for development of the north shore landfill road project.

27 * Sec. 75. The unexpended and unobligated balance of the appropriation
28 made in sec. 34, ch. 107, SLA 1983, page 103, line 8 (Aleknagik-Fire Fight-
29 ing Equipment - \$81,600) is repealed and reappropriated to the Department

1 of Administration for payment as a grant under AS 37.05.315 to the City of
2 Aleknagik for purchase of additional fire equipment and building space on
3 the south shore.

4 * Sec. 76. The unexpended and unobligated balance of the Alaska Indus-
5 trial Development Authority multifamily housing loans security fund
6 (AS 44.88.156(h)) is appropriated to the Alaska Industrial Development
7 Authority loan insurance account (AS 44.88.157) to be available to insure
8 or guarantee the financing of a wastewater treatment facility by the Alaska
9 Pulp Corporation at Sitka. The appropriation made by this section is for
10 capitalization of a loan insurance account and does not lapse in accordance
11 with AS 37.25.010.

12 * Sec. 77. The unexpended and unobligated balance of the appropriation
13 made in sec. 245, ch. 106, SLA 1983 (Haines-Energy Conservation - \$115,900)
14 is repealed and reappropriated to the Department of Administration for
15 payment as a grant under AS 37.05.315 to the City of Haines for a water
16 treatment plant upgrade/flocculation tank.

17 * Sec. 78. Section 286, ch. 50, SLA 1980, page 94 as amended by sec.
18 30(a), ch. 16, SLA 1981, is amended to read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
21 <u>Skagway-dock repairs/upgrade</u>		
22 <u>access and cargo area</u>		
23 <u>access</u>	775,000	775,000

24 * Sec. 79. The unexpended and unobligated balance of the appropriation
25 made in sec. 2, ch. 20, SLA 1984, page 3, line 11 (Hydaburg-water/sewer
26 upgrade - \$1,750,000) is repealed and reappropriated to the Department of
27 Administration for payment as a grant under AS 37.05.315 to the City of
28 Hydaburg to be allocated for the following projects:

29 (1) health clinic completion	\$214,000
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1	(2) youth center	100,000
2	(3) ice machine/dock improvements	432,445
3	(4) water and sewer improvements	268,040

4 * Sec. 80. The unexpended and unobligated balance of the appropriation
5 made in sec. 2, ch. 22, SLA 1984, page 8, line 8 (North Slope Borough -
6 Anaktuvuk Pass VOR - \$750,000) is repealed and reappropriated to the De-
7 partment of Administration, for payment as a grant under AS 37.05.315 to
8 the North Slope Borough for road projects in Anaktuvuk Pass.

9 * Sec. 81. The appropriation made in sec. 26, ch. 98, SLA 1985, page
10 119, line 16 (House Leadership - \$1,667,000) lapses into the general fund
11 June 30, 1987.

12 * Sec. 82. The unexpended and unobligated balance of the appropriation
13 made in sec. 2, ch. 20, SLA 1984, page 3, line 17 (Sitka-Granite Creek
14 Sewer Interceptor - \$2,700,000) is repealed.

15 * Sec. 83. The unexpended and unobligated balance of the appropriation
16 made in sec. 30, ch. 82, SLA 1981, page 159, line 11 (Centennial Building
17 Upgrade - \$1,500,000) is repealed.

18 * Sec. 84. The sum of \$168,000 is appropriated from the general fund to
19 the Department of Administration for payment as a grant under AS 37.05.315
20 to the City and Borough of Sitka for Price/Jarvis Street road and utility
21 costs.

22 * Sec. 85. The sum of \$107,000 is appropriated from the general fund to
23 the Department of Administration for payment as a grant under AS 37.05.315
24 to the City and Borough of Sitka for Katlian Street parking lot construc-
25 tion.

26 * Sec. 86. Section 2, ch. 45, SLA 1984, page 19, line 15 is amended to
27 read:

28	APPROPRIATION	GENERAL
29	ITEMS	FUND

1 Sitka-Landfill area and public
2 use area development

3 [REDEVELOPMENT] 365,000 365,000
4 [350,000] [350,000]

5 * Sec. 87. Section 286, ch. 50, SLA 1980, page 45, lines 22 - 24 is
6 amended to read:

7	ALLOCATIONS	APPROPRIATION	GENERAL
8		ITEMS	FUND
9	Tobeluk Consent Decree	<u>10,642,271</u>	<u>10,642,271</u>
10		[11,204,000]	[11,204,000]

11 Kasigluk

12 (ED 17) 5,780,609
13 [5,957,000]

14 Nightmute

15 (ED 17) 2,479,662
16 [2,865,000]

17 * Sec. 88. The unexpended and unobligated balance of the appropriation
18 made in sec. 286, ch. 50, SLA 1980, page 44, line 5 (Kilbuck school piling
19 freezer - \$90,000) is repealed.

20 * Sec. 89. The unexpended and unobligated balance of the appropriation
21 made in sec. 53, ch. 120, SLA 1980, page 73, line 5 (Painting Kilbuck
22 school/Bethel - \$200,000) is repealed.

23 * Sec. 90. The unexpended and unobligated balance of the appropriation
24 made in sec. 25, ch. 80, SLA 1979, page 57, line 36 (Bethel Schools Health
25 and Life Safety - \$563,500) is repealed.

26 * Sec. 91. The unexpended and unobligated balance of the appropriation
27 made in sec. 25, ch. 80, SLA 1979, page 58, line 7 (Bethel Kilbuck school
28 kitchen - \$150,000) is repealed.

29 * Sec. 92. Section 3, ch. 96, SLA 1985, page 33, line 6 is amended to