

Leg Finance-House & Senate Fin Comte Files (1985-1986) 2453.08

# Alaska State Legislature

## House of Representatives

### Committee on Transportation



Rep. Bette Cato, Chairman

Pouch V  
State Capitol  
Juneau, Alaska 99811  
(907) 465-4858

10 April 1986

TO: REPRESENTATIVE AL ADAMS  
CHAIRMAN, HOUSE FINANCE

FROM: Representative Bette Cato *BC*

RE: CS for House Bill 611 (TRSP)

In cooperation with the Alaska Air Carriers and the House Judiciary Committee, I would like to request your consideration to the attached committee substitute for House Bill 611 (Finance) which has the following changes:

The first change is to add a new subsection as follows:

"The department may acquire data on passenger enplanements from air carriers."

During the House Transportation committee meeting, we learned that the Commissioner of Transportation needs the authority to obtain enplanement statistics for the purpose of obtaining federal funds. This was done by the Alaska Transportation Commission and the information was passed along to DOT. Failure to acquire this information will result in loss of federal airport funds.

The next changes were done in the spirit of compromise with Representative Gruenberg which he felt was necessary to clarify the enforcement language.

AS 42.30.200(e) A person who violates [(a) OF] this section is guilty of a class A misdemeanor and is further liable for [PUNISHABLE BY] a civil fine of not less than \$1000 [\$500] or more than \$5000 for each day of violation in a civil action brought by the department [\$1000].

Representative Gruenberg felt that if we were going to make this violation a class A misdemeanor, then we should not reduce the punishment under a Class A misdemeanor, but clarify that a civil fine be levied. The addition of "in a civil

action brought by the department" clarifies that the department would be bringing a "civil" action as opposed to a "criminal" action against an offender.

These suggested changes have been submitted to you after various discussions and meetings with the Alaska Air Carriers and Representative Gruenberg. If I can provide anything further, please give me a call.

Concern has been expressed to narrow the title of this bill to prevent this bill becoming an insurance issue. To date I have not seen any proposed amendments to the title.

Thank you for your attention to this bill and for scheduling it in committee in such an expeditious manner.

BC/rc

42.06.630

that  
ne carrier;  
tity which

a pipeline  
part, by a

r;  
mission;

ns;  
iced at the

1986]

ardless of  
form, its  
rocarbons  
from gas,  
ly known

s of a total  
rier under  
ne carrier  
gas, coal,  
ransporta-  
s, station  
n integral  
to point,  
eparators;  
rporations  
ite, of any  
st in it, or  
ws of the  
or extend

f an oil or  
lity to the  
LA 1972;  
1977; am

§ 42.20.030 PUBLIC UTILITIES AND CARRIERS § 42.30.200

Effect of amendments. — The 1985 repealed paragraph (6), which defined amendment, effective January 1, 1986, "municipality."

**Chapter 07. Alaska Transportation Commission Act.**

*[Repealed, 1983 Initiative Proposal No. 2, § 6.]*

**Chapter 10. Alaska Motor Freight Carrier Act.**

*[Repealed, 1983 Initiative Proposal No. 2, § 6.]*

**Chapter 20. Telegraph and Telephone Systems and Cable Lines.**

**Article 2. Offenses.**

**Sec. 42.20.030. Civil liability for taking utility service and for damages to or interference with a utility line.**

**NOTES TO DECISIONS**

Conviction under paragraph (7) as basis for dismissal of tenured teacher. — See Kenai Peninsula Borough Bd. of Educ. v. Brown, Sup. Ct. Op. No. 2886 (File No. 7763), 691 P.2d 1034 (1984).

**Chapter 30. Miscellaneous Regulations Governing Public Utilities and Carriers.**

**Article**

5. Responsibilities of Motor and Air Carriers (§§ 42.30.200, 42.30.225, 42.30.380)

**Article 5. Responsibilities of Motor and Air Carriers.**

**Section**

200. Air carrier financial responsibility  
225. Certification of compliance of air carriers

**Section**

380. Definitions

**Sec. 42.30.200. Air carrier financial responsibility.** (a) A person who carries passengers or freight for commercial purposes intrastate in an aircraft shall procure and maintain security in the following minimum amounts:

(1) \$150,000 per seat for bodily injury or death in a single occurrence; and

(2) \$100,000 for property damage in a single occurrence.

(b) Evidence of security required under (a) of this section shall be filed with the department and must be

(1) a policy or certificate of insurance issued by an insurer acceptable to the department; or

(2) a bond of a surety company licensed to write surety bonds in the state; or

(3) evidence accepted by the department, showing ability to self-insure; or

(4) other security approved by the department.

(c) The department may authorize department personnel to enforce this section and may adopt procedural regulations necessary to implement this section.

(d) A policy of insurance, surety bond, or other form of security may not be cancelled on less than 30 days' written notice to the department. This requirement must be clearly stated in the policy or endorsement for an insurance policy submitted as proof of financial responsibility under AS 42.30.225(a)(1). The 30-day notice period is measured from the date on which the department receives notice.

(e) A person who violates (a) of this section is guilty of a class B misdemeanor and is punishable by a fine of not less than \$500 or more than \$1,000. (1983 Initiative Proposal No. 2, § 3; am §§ 5, 6 ch 104 SLA 1985)

**Effect of amendments.** — The 1985 amendment, effective June 13, 1985, rewrote subsection (a), in subsection (c) substituted "department personnel" for "enforcement officers" and added "and may adopt procedural regulations necessary to implement this section" at the end of the subsection, and added subsections (d) and (e).

**Sec. 42.30.225. Certification of compliance of air carriers.**

(a) A person may not use an aircraft in air commerce before obtaining an annual certificate of compliance for that aircraft from the department. The department shall issue or renew a certificate of compliance upon application and presentation of

(1) proof of financial responsibility required under AS 42.30.200;

(2) proof of compliance with Federal Aviation Administration requirements, and, where applicable, federal certification for scheduled airline service.

(b) The annual fee for a certificate of compliance is \$50. The certificate is valid for a period of 12 months following the date of certification. The certificate shall be displayed on the aircraft so that it is visible to boarding passengers.

(c) Use of an aircraft in air commerce before obtaining a certificate of compliance required under (a) of this section may be cause for denial of the certificate.

(d) A person who has obtained a certificate to use an aircraft in air commerce from the Alaska Transportation Commission before June 13, 1985 is not required to obtain a certificate of compliance under (a)

Repealed  
in bill

§ 42.30.225

an insurer

bonds in the

ability to self-

al to enforce  
necessary to

security may  
the depart-  
e policy or  
of financial  
e period is  
notice.

f a class B  
100 or more  
5, 6 ch 104

ations neces-  
n" at the end  
1 subsections

carriers.  
obtaining  
from the  
tificate of

42.30.200;  
nistration  
for sched-

S50. The  
e date of  
ft so that

ertificate  
cause for

aft in air  
ore June  
under (a)

§ 42.30.380

PUBLIC UTILITIES AND CARRIERS

§ 42.30.380

of this section until the date the insurance policy for the aircraft is renewed.

(e) The department may authorize department personnel to enforce this section and may adopt procedural regulations necessary to implement this section. (§ 7 ch 104 SLA 1985)

Effective dates. — Section 9, ch. 104, June 13, 1985, in accordance with AS SLA 1985, makes this section effective 01.10.070(c).

Sec. 42.30.380. Definitions. In AS 42.30.200 — 42.30.380,

(1) "air carrier" means a person undertaking to engage in air commerce, whether directly or indirectly, or by lease, contract, or any other arrangement, and whether over regular or irregular routes;

(2) "air commerce" means carriage by aircraft of persons or freight for commercial purposes or hire in intrastate commerce, including the carriage by aircraft of persons or freight that move partly by aircraft and partly by other forms of transportation;

(3) "aircraft" means a propeller or jet-powered device used or designed for flight in the air;

(4) "commercial purposes" means activities for which the person receives direct monetary compensation and does not include activities incidental to and done in furtherance of the person's primary business;

(5) "department" means the Department of Commerce and Economic Development;

(6) "freight" means commodities, articles, and cargo, of whatever nature or value, excluding garbage and trash. (§ 7 ch 104 SLA 1985)

Effective dates. — Section 9, ch. 104, June 13, 1985, in accordance with AS SLA 1985, makes this section effective 01.10.070(c).

## Chapter 40. Alaska Railroad Corporation.

### Article

1. Establishment and Organization (§§ 42.40.010 — 42.40.060)
2. Management (§§ 42.40.100 — 42.40.120)
3. Administrative Provisions (§§ 42.40.150 — 42.40.230)
4. Powers and Duties (§§ 42.40.250 — 42.40.310)
5. Corporation Property (§§ 42.40.350 — 42.40.450)
6. Financial Provisions (§§ 42.40.500 — 42.40.540)
7. Bonds (§§ 42.40.600 — 42.40.700)
8. Personnel and Labor Relations (§§ 42.40.705 — 42.40.890)
9. General Provisions (§§ 42.40.900 — 42.40.990)

Cross references. — For legislative reports required, see § 3, ch. 153, SLA 1984 in the Temporary and Special Acts. Findings and purpose in enacting this chapter, see § 1, ch. 153, SLA 1984 in the Temporary and Special Acts; for special legislative history reports. — For legislative letter of intent relating to ch.

# Talkeetna Air Taxi, Inc.

CERTIFIED AIR CARRIER

FULLY INSURED AND INSTRUMENT RATED

MAR 18 1986

3/13/86

Honorable Betty Cato  
House of Representatives  
Juneau, AK.

Dear Rep. Cato:

I am writing in support of your House Bill #611, "An Act Relating to Air Carriers" and as owner/operator of Talkeetna Air Taxi. Its enactment would put meaning into the existing law which strikes me as being a sham.

I know of one air taxi operator who is flying passengers without any liability insurance at all. If caught and fined even the present maximum of \$1,000, he still will be ahead financially for not buying the insurance. In this particular case, and there are many others similar, should there be a claim against him, he has no resources other than an airplane ( a bank would have first call on that ) and the clothes on his back. The public is left without protection. And the operator has a considerable competitive advantage as regards fares over those operators who are abiding by the law.

I have been told by the Commerce Dept's Section on Weights & Measures that there is neither the staff nor funding to enforce this insurance law. I have suggested to them, and to the Commissioner, that a simple letter to all air carriers reminding them of the requirement, the penalty for non compliance, and the possibility of being shut down, would probably bring most offenders into line.

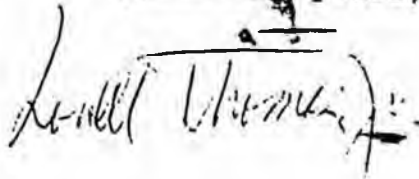
But your bill would put the needed teeth into the law; particularly provision for a fine of from \$1,000 to 5,000 for each day of violation. That and the provision for issuance of a stop use order is what is needed to make this law meaningful.

I have personally been in the air carrier business as owner and pilot for six years. While I am unhappy over the escalating costs of liability insurance and hope that you and your colleagues will do something about that this year, I am even more distressed to see operators defying the law, leaving the flying public holding the bag should there be an accident, and at the same time gaining a price advantage over those of us in legal compliance. The amendments offered in your HB 611 are a must.

Best wishes--

EXPEDITION AIR SUPPORT  
FLIGHT SEEING  
AERIAL PHOTOGRAPHY  
CUSTOM SKI TRIPS  
HIGH ALTITUDE GLACIER LANDINGS  
FISHING & HUNTING  
AIRCRAFT ON WHEEL/SKIS & FLOATS

~~Sincerely yours,~~



Talkeetna Air Taxi, Inc.

LOWELL THOMAS JR. AND DON LEE  
P.O. BOX 73  
TALKEETNA, ALASKA 99676  
TELEPHONE (907) 733-2218

TESTIMONY TO HOUSE TRANSPORTATION COMMITTEE

HOUSE BILL 611

MARCH 19, 1986

Chairman Cato and members of the House Transportation Committee, my name is Bob Jacobsen and I am here today as President of the Alaska Air Carriers Association. I would like to thank you for your willingness to deal with these small but important technical amendments to House Bill 133 enacted last year.

Very simply, the bill before you today (HB 611) is deemed necessary by the Division of Weights and Measurement Standards to adequately enforce the law which requires commercial air carriers to maintain at least \$150,000 per seat in liability insurance (\$300,000 for scheduled carriers). Statistics provided to you by the Division early this session indicate a less than satisfactory level of compliance based on the initial letters of notice to commercial carriers.

We have submitted as part of your committee packet a sectional rationale for each provision, and if you wish, I will go through each of the proposed changes with you.

As you are aware, the fiscal note for HB 133 last session was not funded, accounting, in part, for low compliance to date.

The Governor has requested about \$100,000 in his FY 87 operating budget for this program, and we urge you to support the request.

I would also like to take this opportunity to briefly mention our industry's serious problem with insurance rates. While we maintain our strong support for the minimum insurance requirements as a condition of business, we are having the same problems with dramatic escalation of rates as most other industries. We have lost several members during the last year due to bankruptcies or failure to obtain insurance at rates which would permit an operating profit. Others are on the verge of collapse.

If you want to help maintain viable air transportation in the future, we strongly urge your support of HB 611 this session.

Thank you for the opportunity to testify, and for your attention to our concerns.

ALASKA AIR CARRIERS ASSOCIATION  
TESTIMONY BEFORE  
THE HOUSE TRANSPORTATION COMMITTEE  
MARCH 19, 1986

CHAIRMAN CATO AND MEMBERS OF THE HOUSE TRANSPORTATION COMMITTEE, MY NAME IS REED STOOPS AND I AM HERE TODAY TO DISCUSS THE IMPLEMENTATION OF HOUSE BILL 133, WHICH WAS PASSED LAST YEAR. WE WOULD LIKE TO THANK YOU FOR YOUR COOPERATION IN WORKING WITH US ON THE LEGISLATION LAST YEAR, AND FOR YOUR CONTINUING INTEREST IN ITS IMPLEMENTATION.

FIRST, I WILL BRIEFLY COMMENT ON THE INTERIM COMMITTEE REPORT WHICH ADDRESSED POINTS RAISED IN THE LETTER OF INTENT WHICH ACCOMPANIED HB 133. AS YOU ARE AWARE, 1985 WAS NOT A VERY GOOD YEAR IN TERMS OF AIR SAFETY. WE HAD A TOTAL OF 43 ACCIDENTS, IN WHICH THERE WERE 17 FATALITIES. WHILE THIS WAS A HIGHER NUMBER OF ACCIDENTS THAN EXPERIENCED DURING THE LAST THREE YEARS, IT IS BELOW THE NUMBER OF ACCIDENTS AND FATALITIES IN 1980-1981.

IN TRYING TO DETERMINE WHETHER ADDITIONAL SAFETY RELATED REQUIREMENTS ARE NECESSARY TO INSURE IMPROVED SAFETY IN THE AIR INDUSTRY, WE HAVE TO CONCUR WITH THE FINDINGS OF THE INTERIM REPORT THAT THERE IS INSUFFICIENT STATISTICAL ANALYSIS AT THIS TIME TO SUPPORT THE NEED FOR NEW REQUIREMENTS. WE DO, HOWEVER, FEEL THAT WE SHOULD TRY TO IMPROVE ACCIDENT DATA IN

1986, AS THERE COULD WELL PROVE TO BE A DEMONSTRABLE NEED FOR HIGHER STANDARDS OF FLIGHT OPERATIONS.

AS TO THE NEED FOR ADDITIONAL PILOT TRAINING, WE FEEL STRONGLY THAT THIS IS VITAL TO IMPROVED SAFETY. THE ALASKA AVIATION SAFETY FOUNDATION HAS VERY RECENTLY COMPLETED A SET OF LESSON PLANS DESIGNED SPECIFICALLY FOR ALASKAN CONDITIONS. THESE ARE NOW BEING PRESENTED TO PILOTS IN COMMUNITIES THROUGHOUT THE STATE. WITH CONTINUED SUPPORT FROM THE STATE FOR THIS TRAINING EFFORT, WE HOPE TO REDUCE AIR ACCIDENTS THROUGH THIS VOLUNTARY PROGRAM.

THE IMPLEMENTATION OF HB 133 THROUGH THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT HAS BEEN ACCEPTABLE ADMINISTRATIVELY, BUT SUFFERS FROM LACK OF ENFORCEMENT. SHORTLY AFTER PASSAGE OF THE BILL LAST YEAR, WE FOUND OURSELVES IN DISAGREEMENT WITH THE DEPARTMENT OVER ENFORCEABILITY OF THE PROVISIONS REQUIRING A CERTIFICATE OF COMPLIANCE FOR MINIMUM INSURANCE LEVELS. AN ATTORNEY GENERAL'S OPINION WAS REQUESTED LAST SUMMER, BUT TO OUR KNOWLEDGE NO WRITTEN OPINION HAS YET BEEN COMPLETED. IN THE ABSENCE OF ENFORCEMENT, SOME AIR CARRIERS ARE ABLE TO OPERATE WITHOUT THE MINIMUM INSURANCE LEVELS ADOPTED IN HB 133.

IN ORDER TO CORRECT THIS SITUATION, WE HAVE REVIEWED SUGGESTED AMENDMENTS TO HB 133 PREPARED BY THE DEPARTMENT OF COMMERCE, AND WISH TO ENDORSE SEVERAL OF THEM IN ORDER TO ASSURE THAT

THE BILL WILL BE ENFORCED. I HAVE PREPARED OUR  
RECOMMENDATIONS, AND ENCLOSE THEM FOR THE COMMITTEE'S  
CONSIDERATION, ALONG WITH JUSTIFICATION FOR EACH.

WE URGE YOU TO PREPARE LEGISLATION WHICH INCORPORATES OUR  
SUGGESTIONS, WHICH WE VIEW AS TECHNICAL AMENDMENTS, AND WHICH  
LEAVES ALONE THE MORE CONTROVERSIAL PROVISIONS OF HB 133 SUCH  
AS THE MINIMUM INSURANCE LEVELS. WE ALSO ENDORSE THE  
GOVERNOR'S BUDGET REQUEST FOR ADDITIONAL ADMINISTRATIVE  
SUPPORT TO THE DIVISION OF WEIGHTS AND MEASURES TO ENFORCE HB  
133.

THANK YOU FOR THE OPPORTUNITY TO APPEAR BEFORE YOU TODAY.

Amendment 1 to Sec. 42.30.200(e) increases the size and severity of a fine to an air carrier who flies passengers for hire without first securing the minimum insurance levels required by HB 133 (\$150,000 per seat). Without a more strict penalty, carriers may find it cheaper to ignore the law than to comply.

Amendment 2 to Sec. 42.30.225(b) allows the insurance "certificate of compliance" to be posted in a visible location other than in the aircraft. This would be particularly helpful to the jet carriers which often interchange planes, thus making it difficult to post certificates in the aircraft. It would also reduce the cost of a certificate from \$50 to \$25.

Amendment 3 to Sec. 42.30.225(c) specifically authorizes the Department of Commerce to stop aircraft from carrying passengers for hire until they comply with HB 133.

Amendment 4 to Sec. 42.30.225(d) provides for a specific penalty for a carrier who fails to obtain a certificate of insurance from the State.

Amendment 5 to Sec. 42.30.380(3) clarifies the definition of aircraft to include rotor devices (helicopters)

Utermohle,

A M E N D M E N T

Offered in the HOUSE

By Gruenberg

TO: CSHB 611 ( )

Page 1, line 6, delete "air carriers" and insert:

"enplanements, investigations of compliance with financial responsibility and certificate of compliance requirements for air carriers, penalties, display of certificates of compliance, and the definition of aircraft"

Offered: 3/21/86  
Referred: Judiciary and  
Finance

Original sponsors: Cato and Szymanski

1 IN THE HOUSE BY THE TRANSPORTATION COMMITTEE  
2 CS FOR HOUSE BILL NO. 611 (Transportation)  
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 air carriers."  
7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:  
8 \* Section 1. AS 42.30.200(c) is amended to read:  
9 (c) The department may authorize department personnel to conduct  
10 investigations and to enforce this section and may adopt procedural  
11 regulations necessary to implement this section. Upon finding a  
12 violation the department may issue a stop use order.  
13 \* Sec. 2. AS 42.30.200(e) is amended to read:  
14 (e) A person who violates [(a) OF] this section is guilty of a  
15 class A [B] misdemeanor and is punishable by a fine of not less than  
16 1,000 [\$500] or more than \$5,000 for each day of violation [\$1,000].  
17 \* Sec. 3. AS 42.30.225(b) is amended to read:  
18 (b) The annual fee for a certificate of compliance is \$50. The  
19 certificate is valid for a period of 12 months following the date of  
20 certification. The certificate shall be [DISPLAYED ON THE AIRCRAFT SO  
21 THAT IT IS] visible to boarding passengers.  
22 \* Sec. 4. AS 42.30.225(e) is amended to read:  
23 (e) The department may authorize department personnel to conduct  
24 investigations and to enforce this section and may adopt procedural  
25 regulations necessary to implement this section. Upon finding a  
26 violation the department may issue a stop use order.  
27 \* Sec. 5. AS 42.30.225 is amended by adding a new subsection to read:  
28 (f) A person who violates this section is guilty of a class B  
29 misdemeanor and is punishable by a fine of not less than \$500 or more

1       than \$1,000.

2       \* Sec. 6. AS 42.30.380(3) is amended to read:

3               (3) "aircraft" means a propeller, rotor, or jet-powered  
4       device used or designed for flight in the air;

5       \* Sec. 7. AS 42.30.225(c) and 42.30.225(d) are repealed.

Introduced: 1/17/86  
Referred: Transportation,  
Judiciary and Finance

1 IN THE HOUSE

BY CATO

2

HOUSE BILL NO. 611

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 air carriers."

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

8 \* Section 1. AS 42.30.200(c) is amended to read:

9 (c) The department may authorize department personnel to conduct  
10 investigations and to enforce this section and may adopt procedural  
11 regulations necessary to implement this section. Upon finding a  
12 violation the department may issue a stop use order.

13 \* Sec. 2. AS 42.30.200(e) is amended to read:

14 (e) A person who violates [(a) OF] this section is guilty of a  
15 class A [B] misdemeanor and is punishable by a fine of not less than  
16 \$1,000 [\$500] or more than \$5,000 for each day of violation [\$1,000].

17 \* Sec. 3. AS 42.30.225(b) is amended to read:

18 (b) The annual fee for a certificate of compliance is \$25 [\$50].  
19 The certificate is valid for a period of 12 months following the date  
20 of certification. The certificate shall be [DISPLAYED ON THE AIRCRAFT  
21 SO THAT IT IS] visible to boarding passengers.

22 \* Sec. 4. AS 42.30.225(e) is amended to read:

23 (e) The department may authorize department personnel to conduct  
24 investigations and to enforce this section and may adopt procedural  
25 regulations necessary to implement this section. Upon finding a  
26 violation the department may issue a stop use order.

27 \* Sec. 5. AS 42.30.225 is amended by adding a new subsection to read:

28 (f) A person who violates this section is guilty of a class B  
29 misdemeanor and is punishable by a fine of not less than \$500 or more

1       than \$1,000.

2       \* Sec. 6. AS 42.30.380(3) is amended to read:

3               (3) "aircraft" means a propeller, rotor, or jet-powered  
4       device used or designed for flight in the air;

5       \* Sec. 7. AS 42.30.225(c) and 42.30.225(d) are repealed.

COMMITTEE REPORT  
SENATE

FURTHER:

5/7/86

Date 5/11/86

Mr. President

The Committee on FINANCE considered CSHB 611(Fin)am relating to enplanements, investigations of compliance with financial responsibility and certificate of compliance requirements for air carriers, penalties, display of certificates of compliance and the definition of aircraft. 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 SCS for CSHB 611(Fin)
- new title
- same title and recommends Do Pass
- and attached a "LETTER OF INTENT"  NEW FISCAL NOTE  
*@ HFC/Comm*
- reports it back without recommendation
- recommends referral to \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS

*[Signature]*  
*Keith Halford*  
*Paul Strick*  
*[Signature]*  
*[Signature]*  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

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

*CS* - *[Signature]*  
 Chairman  
*do pass*  
 Chairman recommendation

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

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

**REQUEST**

Bill/Resolution No. : CS HB 611 (FIN)  
 Title : Air Carriers  
 \_\_\_\_\_  
 Sponsor : Representative Cato  
 Requestor : House Finance Committee  
 Date of Request : 4/12/86

**FISCAL DETAIL**

Agency Affected : Dept. Commerce & Economic Dev.  
 BRU : \_\_\_\_\_  
 \_\_\_\_\_  
 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		-0-	-0-	-0-	-0-	-0-
SUPPLIES		-0-	-0-	-0-	-0-	-0-
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-
<b>TOTAL OPERATING</b>		-0-	-0-	-0-	-0-	-0-

<b>CAPITAL</b>		-0-	-0-	-0-	-0-	-0-
----------------	--	-----	-----	-----	-----	-----

<b>REVENUE</b>		-0-	-0-	-0-	-0-	-0-
----------------	--	-----	-----	-----	-----	-----

**FUNDING : (Thousands of Dollars)**

GENERAL FUND		-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS		-0-	-0-	-0-	-0-	-0-
OTHER		-0-	-0-	-0-	-0-	-0-
<b>TOTAL</b>		-0-	-0-	-0-	-0-	-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

It is expected that funds for enforcement of the air carrier financial responsibility statute will be included in the FY 87 Budget.

Prepared by: Representative Al Adams - Chairman Phone: 465-3706  
 Division: House Finance Committee Date: 4/12/86

Approved by Commissioner: \_\_\_\_\_ Date: \_\_\_\_\_  
 Agency: \_\_\_\_\_

Distribution (by Agency preparing fiscal note):

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

Original sponsors: Cato, Szymanski  
and Binkley

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 611 (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 relating to enplanements, investigations of  
7 compliance with financial responsibility and certifi-  
8 cate of compliance requirements for air carriers,  
9 penalties, display of certificates of compliance, and  
10 the definition of aircraft."

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

12 \* Section 1. AS 02.15.050 is amended by adding a new subsection to  
13 read:

14 (g) The department may acquire data on passenger enplanements  
15 from air carriers; however, the department may not obtain passenger  
16 manifests.

17 \* Sec. 2. AS 42.30.200(c) is amended to read:

18 (c) The department may authorize department personnel to conduct  
19 investigations and to enforce this section and may adopt procedural  
20 regulations necessary to implement this section. Upon finding a  
21 violation the department may issue a stop use order.

22 \* Sec. 3. AS 42.30.200(e) is amended to read:

23 (e) A person who violates [(a) OF] this section is guilty of a  
24 class A [B] misdemeanor and is punishable by a fine of not less than  
25 \$1,000 [~~\$500~~] or more than \$5,000 for each day of violation but not to  
26 exceed ~~\$50,000~~ <sup>710,000</sup> for each violation [~~\$1,000~~].

27 \* Sec. 4. AS 42.30.225(b) is amended to read:

28 (b) The annual fee for a certificate of compliance is \$25 [~~\$50~~].

29 The certificate is valid for a period of 12 months following the date

1 of certification. The certificate shall be [DISPLAYED ON THE AIRCRAFT  
2 SO THAT IT IS] visible to boarding passengers.

3 \* Sec. 5. AS 42.30.225(e) is amended to read:

4 (e) The department may authorize department personnel to conduct  
5 investigations and to enforce this section and may adopt procedural  
6 regulations necessary to implement this section. Upon finding a  
7 violation the department may issue a stop use order.

8 \* Sec. 6. AS 42.30.225 is amended by adding a new subsection to read:

9 (f) A person who violates this section is guilty of a class B  
10 misdemeanor and is punishable by a fine of not less than \$500 or more  
11 than \$1,000.

12 \* Sec. 7. AS 42.30.380(3) is amended to read:

13 (3) "aircraft" means a propeller, rotor, or jet-powered  
14 device used or designed for flight in the air;

15 \* Sec. 8. AS 42.30.225(c) and 42.30.225(d) are repealed.  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29

# Alaska State Legislature

## House of Representatives

### Committee on Transportation



Rep. Bette Cato, Chairman

Pouch V  
State Capitol  
Juneau, Alaska 99811  
(907) 465-4858

10 April 1986

TO: REPRESENTATIVE AL ADAMS  
CHAIRMAN, HOUSE FINANCE

FROM: Representative Bette Cato *BC*

RE: CS for House Bill 611 (TRSP)

In cooperation with the Alaska Air Carriers and the House Judiciary Committee, I would like to request your consideration to the attached committee substitute for House Bill 611 (Finance) which has the following changes:

The first change is to add a new subsection as follows:

"The department may acquire data on passenger enplanements from air carriers."

During the House Transportation committee meeting, we learned that the Commissioner of Transportation needs the authority to obtain enplanement statistics for the purpose of obtaining federal funds. This was done by the Alaska Transportation Commission and the information was passed along to DOT. Failure to acquire this information will result in loss of federal airport funds.

The next changes were done in the spirit of compromise with Representative Gruenberg which he felt was necessary to clarify the enforcement language.

AS 42.30.200(e) A person who violates [(a) OF] this section is guilty of a class A misdemeanor and is further liable for [PUNISHABLE BY] a civil fine of not less than \$1000 [\$500] or more than \$5000 for each day of violation in a civil action brought by the department [\$1000].

Representative Gruenberg felt that if we were going to make this violation a class A misdemeanor, then we should not reduce the punishment under a Class A misdemeanor, but clarify that a civil fine be levied. The addition of "in a civil

action brought by the department" clarifies that the department would be bringing a "civil" action as opposed to a "criminal" action against an offender.

These suggested changes have been submitted to you after various discussions and meetings with the Alaska Air Carriers and Representative Gruenberg. If I can provide anything further, please give me a call.

Concern has been expressed to narrow the title of this bill to prevent this bill becoming an insurance issue. To date I have not seen any proposed amendments to the title.

Thank you for your attention to this bill and for scheduling it in committee in such an expeditious manner.

BC/rc

TESTIMONY TO HOUSE TRANSPORTATION COMMITTEE

HOUSE BILL 611

MARCH 19, 1986

Chairman Cato and members of the House Transportation Committee, my name is Bob Jacobsen and I am here today as President of the Alaska Air Carriers Association. I would like to thank you for your willingness to deal with these small but important technical amendments to House Bill 133 enacted last year.

Very simply, the bill before you today (HB 611) is deemed necessary by the Division of Weights and Measurement Standards to adequately enforce the law which requires commercial air carriers to maintain at least \$150,000 per seat in liability insurance (\$300,000 for scheduled carriers). Statistics provided to you by the Division early this session indicate a less than satisfactory level of compliance based on the initial letters of notice to commercial carriers.

We have submitted as part of your committee packet a sectional rationale for each provision, and if you wish, I will go through each of the proposed changes with you.

As you are aware, the fiscal note for HB 133 last session was not funded, accounting, in part, for low compliance to date.

The Governor has requested about \$100,000 in his FY 87 operating budget for this program, and we urge you to support the request.

I would also like to take this opportunity to briefly mention our industry's serious problem with insurance rates. While we maintain our strong support for the minimum insurance requirements as a condition of business, we are having the same problems with dramatic escalation of rates as most other industries. We have lost several members during the last year due to bankruptcies or failure to obtain insurance at rates which would permit an operating profit. Others are on the verge of collapse.

If you want to help maintain viable air transportation in the future, we strongly urge your support of HB 611 this session.

Thank you for the opportunity to testify, and for your attention to our concerns.

ALASKA AIR CARRIERS ASSOCIATION  
TESTIMONY BEFORE  
THE HOUSE TRANSPORTATION COMMITTEE  
MARCH 19, 1986

CHAIRMAN CATO AND MEMBERS OF THE HOUSE TRANSPORTATION COMMITTEE, MY NAME IS REED STOOPS AND I AM HERE TODAY TO DISCUSS THE IMPLEMENTATION OF HOUSE BILL 133, WHICH WAS PASSED LAST YEAR. WE WOULD LIKE TO THANK YOU FOR YOUR COOPERATION IN WORKING WITH US ON THE LEGISLATION LAST YEAR, AND FOR YOUR CONTINUING INTEREST IN ITS IMPLEMENTATION.

FIRST, I WILL BRIEFLY COMMENT ON THE INTERIM COMMITTEE REPORT WHICH ADDRESSED POINTS RAISED IN THE LETTER OF INTENT WHICH ACCOMPANIED HB 133. AS YOU ARE AWARE, 1985 WAS NOT A VERY GOOD YEAR IN TERMS OF AIR SAFETY. WE HAD A TOTAL OF 43 ACCIDENTS, IN WHICH THERE WERE 17 FATALITIES. WHILE THIS WAS A HIGHER NUMBER OF ACCIDENTS THAN EXPERIENCED DURING THE LAST THREE YEARS, IT IS BELOW THE NUMBER OF ACCIDENTS AND FATALITIES IN 1980-1981.

IN TRYING TO DETERMINE WHETHER ADDITIONAL SAFETY RELATED REQUIREMENTS ARE NECESSARY TO INSURE IMPROVED SAFETY IN THE AIR INDUSTRY, WE HAVE TO CONCUR WITH THE FINDINGS OF THE INTERIM REPORT THAT THERE IS INSUFFICIENT STATISTICAL ANALYSIS AT THIS TIME TO SUPPORT THE NEED FOR NEW REQUIREMENTS. WE DO, HOWEVER, FEEL THAT WE SHOULD TRY TO IMPROVE ACCIDENT DATA IN

1986, AS THERE COULD WELL PROVE TO BE A DEMONSTRABLE NEED FOR HIGHER STANDARDS OF FLIGHT OPERATIONS.

AS TO THE NEED FOR ADDITIONAL PILOT TRAINING, WE FEEL STRONGLY THAT THIS IS VITAL TO IMPROVED SAFETY. THE ALASKA AVIATION SAFETY FOUNDATION HAS VERY RECENTLY COMPLETED A SET OF LESSON PLANS DESIGNED SPECIFICALLY FOR ALASKAN CONDITIONS. THESE ARE NOW BEING PRESENTED TO PILOTS IN COMMUNITIES THROUGHOUT THE STATE. WITH CONTINUED SUPPORT FROM THE STATE FOR THIS TRAINING EFFORT, WE HOPE TO REDUCE AIR ACCIDENTS THROUGH THIS VOLUNTARY PROGRAM.

THE IMPLEMENTATION OF HB 133 THROUGH THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT HAS BEEN ACCEPTABLE ADMINISTRATIVELY, BUT SUFFERS FROM LACK OF ENFORCEMENT. SHORTLY AFTER PASSAGE OF THE BILL LAST YEAR, WE FOUND OURSELVES IN DISAGREEMENT WITH THE DEPARTMENT OVER ENFORCEABILITY OF THE PROVISIONS REQUIRING A CERTIFICATE OF COMPLIANCE FOR MINIMUM INSURANCE LEVELS. AN ATTORNEY GENERAL'S OPINION WAS REQUESTED LAST SUMMER, BUT TO OUR KNOWLEDGE NO WRITTEN OPINION HAS YET BEEN COMPLETED. IN THE ABSENCE OF ENFORCEMENT, SOME AIR CARRIERS ARE ABLE TO OPERATE WITHOUT THE MINIMUM INSURANCE LEVELS ADOPTED IN HB 133.

IN ORDER TO CORRECT THIS SITUATION, WE HAVE REVIEWED SUGGESTED AMENDMENTS TO HB 133 PREPARED BY THE DEPARTMENT OF COMMERCE, AND WISH TO ENDORSE SEVERAL OF THEM IN ORDER TO ASSURE THAT

THE BILL WILL BE ENFORCED. I HAVE PREPARED OUR  
RECOMMENDATIONS, AND ENCLOSE THEM FOR THE COMMITTEE'S  
CONSIDERATION, ALONG WITH JUSTIFICATION FOR EACH.

WE URGE YOU TO PREPARE LEGISLATION WHICH INCORPORATES OUR  
SUGGESTIONS, WHICH WE VIEW AS TECHNICAL AMENDMENTS, AND WHICH  
LEAVES ALONE THE MORE CONTROVERSIAL PROVISIONS OF HB 133 SUCH  
AS THE MINIMUM INSURANCE LEVELS. WE ALSO ENDORSE THE  
GOVERNOR'S BUDGET REQUEST FOR ADDITIONAL ADMINISTRATIVE  
SUPPORT TO THE DIVISION OF WEIGHTS AND MEASURES TO ENFORCE HB  
133.

THANK YOU FOR THE OPPORTUNITY TO APPEAR BEFORE YOU TODAY.

Amendment 1 to Sec. 42.30.200(e) increases the size and severity of a fine to an air carrier who flies passengers for hire without first securing the minimum insurance levels required by HB 133 (\$150,000 per seat). Without a more strict penalty, carriers may find it cheaper to ignore the law than to comply.

Amendment 2 to Sec. 42.30.225(b) allows the insurance "certificate of compliance" to be posted in a visible location other than in the aircraft. This would be particularly helpful to the jet carriers which often interchange planes, thus making it difficult to post certificates in the aircraft. It would also reduce the cost of a certificate from \$50 to \$25.

Amendment 3 to Sec. 42.30.225(c) specifically authorizes the Department of Commerce to stop aircraft from carrying passengers for hire until they comply with HB 133.

Amendment 4 to Sec. 42.30.225(d) provides for a specific penalty for a carrier who fails to obtain a certificate of insurance from the State.

Amendment 5 to Sec. 42.30.380(3) clarifies the definition of aircraft to include rotor devices (helicopters)

# Talkeetna Air Taxi, Inc.

CERTIFIED AIR CARRIER

FULLY INSURED AND INSTRUMENT RATED

MAR 18 1986

3/13/86

Honorable Betty Cato  
House of Representatives  
Juneau, AK.

Dear Rep. Cato:

I am writing in support of your House Bill #611, "An Act Relating to Air Carriers" and as owner/operator of Talkeetna Air Taxi. Its enactment would put meaning into the existing law which strikes me as being a sham.

I know of one air taxi operator who is flying passengers without any liability insurance at all. If caught and fined even the present maximum of \$1,000, he still will be ahead financially for not buying the insurance. In this particular case, and there are many others similar, should there be a claim against him, he has no resources other than an airplane ( a bank would have first call on that ) and the clothes on his back. The public is left without protection. And the operator has a considerable competitive advantage as regards fares over those operators who are abiding by the law.

I have been told by the Commerce Dept's Section on Weights & Measures that there is neither the staff nor funding to enforce this insurance law. I have suggested to them, and to the Commissioner, that a simple letter to all air carriers reminding them of the requirement, the penalty for non compliance, and the possibility of being shut down, would probably bring most offenders into line.

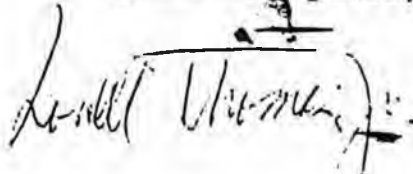
But your bill would put the needed teeth into the law; particularly provision for a fine of from \$1,000 to 5,000 for each day of violation. That and the provision for issuance of a stop use order is what is needed to make this law meaningful.

I have personally been in the air carrier business as owner and pilot for six years. While I am unhappy over the escalating costs of liability insurance and hope that you and your colleagues will do something about that this year, I am even more distressed to see operators defying the law, leaving the flying public holding the bag should there be an accident, and at the same time gaining a price advantage over those of us in legal compliance. The amendments offered in your HB 611 are a must.

Best wishes--

EXPEDITION TRIP  
FLIGHT SEEING  
AERIAL PHOTOGRAPHY  
CUSTOM SKI TRIPS  
HIGH ALTITUDE GLACIER LANDINGS  
FISHING & HUNTING  
AIRCRAFT ON WHEEL/SKIS & FLOATS

~~Sincerely yours,~~



Talkeetna Air Taxi, Inc.

LOWELL THOMAS JR. AND DON LEE  
P.O. BOX 73  
TALKEETNA, ALASKA 99676  
TELEPHONE (907) 733-2218

42.06.630

§ 42.20.030

PUBLIC UTILITIES AND CARRIERS

§ 42.30.200

Effect of amendments. — The 1985 repealed paragraph (6), which defined amendment, effective January 1, 1986. "municipal"

### Chapter 07. Alaska Transportation Commission Act.

*[Repealed, 1983 Initiative Proposal No. 2, § 6.]*

### Chapter 10. Alaska Motor Freight Carrier Act.

*[Repealed, 1983 Initiative Proposal No. 2, § 6.]*

### Chapter 20. Telegraph and Telephone Systems and Cable Lines.

#### Article 2. Offenses.

Sec. 42.20.030. Civil liability for taking utility service and for damages to or interference with a utility line.

#### NOTES TO DECISIONS

Conviction under paragraph (7) as basis for dismissal of tenured teacher. — See Kenai Peninsula Borough Bd. of Educ. v. Brown, Sup. Ct. Op. No. 2886 (File No. 7763), 691 P.2d 1034 (1984).

### Chapter 30. Miscellaneous Regulations Governing Public Utilities and Carriers.

#### Article

5. Responsibilities of Motor and Air Carriers (§§ 42.30.200, 42.30.225, 42.30.380)

#### Article 5. Responsibilities of Motor and Air Carriers.

##### Section

200. Air carrier financial responsibility

225. Certification of compliance of air carriers

##### Section

380. Definitions

Sec. 42.30.200. Air carrier financial responsibility. (a) A person who carries passengers or freight for commercial purposes intrastate in an aircraft shall procure and maintain security in the following minimum amounts:

(1) \$150,000 per seat for bodily injury or death in a single occurrence; and

(2) \$100,000 for property damage in a single occurrence.

(b) Evidence of security required under (a) of this section shall be filed with the department and must be

- (1) a policy or certificate of insurance issued by an insurer acceptable to the department; or
- (2) a bond of a surety company licensed to write surety bonds in the state; or
- (3) evidence accepted by the department, showing ability to self-insure; or
- (4) other security approved by the department.

(c) The department may authorize department personnel to enforce this section and may adopt procedural regulations necessary to implement this section.

(d) A policy of insurance, surety bond, or other form of security may not be cancelled on less than 30 days' written notice to the department. This requirement must be clearly stated in the policy or endorsement for an insurance policy submitted as proof of financial responsibility under AS 42.30.225(a)(1). The 30-day notice period is measured from the date on which the department receives notice.

(e) A person who violates (a) of this section is guilty of a class B misdemeanor and is punishable by a fine of not less than \$500 or more than \$1,000. (1983 Initiative Proposal No. 2, § 3; am §§ 5, 6 ch 104 SLA 1985)

*Effect of amendments.* — The 1985 amendment, effective June 13, 1985, rewrote subsection (a), in subsection (c) substituted "department personnel" for "enforcement officers" and added "and may adopt procedural regulations necessary to implement this section" at the end of the subsection, and added subsections (d) and (e).

**Sec. 42.30.225. Certification of compliance of air carriers.**

(a) A person may not use an aircraft in air commerce before obtaining an annual certificate of compliance for that aircraft from the department. The department shall issue or renew a certificate of compliance upon application and presentation of

- (1) proof of financial responsibility required under AS 42.30.200;
- (2) proof of compliance with Federal Aviation Administration requirements, and, where applicable, federal certification for scheduled airline service.

(b) The annual fee for a certificate of compliance is \$50. The certificate is valid for a period of 12 months following the date of certification. The certificate shall be displayed on the aircraft so that it is visible to boarding passengers.

(c) Use of an aircraft in air commerce before obtaining a certificate of compliance required under (a) of this section may be cause for denial of the certificate.

(d) A person who has obtained a certificate to use an aircraft in air commerce from the Alaska Transportation Commission before June 13, 1985 is not required to obtain a certificate of compliance under (a)

repealed  
in bill

§ 42.30.225

an insurer

bonds in the

ility to self-

el to enforce  
ecessary to

ecurity may  
the depart-  
e policy or  
of financial  
e period is  
notice.

f a class B  
100 or more  
5, 6 ch 104

ations neces-  
n" at the end  
l subsections

carriers.  
obtaining  
from the  
tificate of

42.30.200;  
nistration  
for sched-

550. The  
e date of  
ft so that

ertificate  
cause for

aft in air  
ore June  
under (a)

§ 42.30.380

PUBLIC UTILITIES AND CARRIERS

§ 42.30.380

of this section until the date the insurance policy for the aircraft is renewed.

(e) The department may authorize department personnel to enforce this section and may adopt procedural regulations necessary to implement this section. (§ 7 ch 104 SLA 1985)

Effective dates. — Section 9, ch. 104, June 13, 1985, in accordance with AS SLA 1985, makes this section effective 01.10.070(c).

**Sec. 42.30.380. Definitions.** In AS 42.30.200 — 42.30.380,

(1) "air carrier" means a person undertaking to engage in air commerce, whether directly or indirectly, or by lease, contract, or any other arrangement, and whether over regular or irregular routes;

(2) "air commerce" means carriage by aircraft of persons or freight for commercial purposes or hire in intrastate commerce, including the carriage by aircraft of persons or freight that move partly by aircraft and partly by other forms of transportation;

(3) "aircraft" means a propeller or jet-powered device used or designed for flight in the air;

(4) "commercial purposes" means activities for which the person receives direct monetary compensation and does not include activities incidental to and done in furtherance of the person's primary business;

(5) "department" means the Department of Commerce and Economic Development;

(6) "freight" means commodities, articles, and cargo, of whatever nature or value, excluding garbage and trash. (§ 7 ch 104 SLA 1985)

Effective dates. — Section 9, ch. 104, June 13, 1985, in accordance with AS SLA 1985, makes this section effective 01.10.070(c).

### Chapter 40. Alaska Railroad Corporation.

#### Article

1. Establishment and Organization (§§ 42.40.010 — 42.40.060)
2. Management (§§ 42.40.100 — 42.40.120)
3. Administrative Provisions (§§ 42.40.150 — 42.40.230)
4. Powers and Duties (§§ 42.40.250 — 42.40.310)
5. Corporation Property (§§ 42.40.350 — 42.40.450)
6. Financial Provisions (§§ 42.40.500 — 42.40.540)
7. Bonds (§§ 42.40.600 — 42.40.700)
8. Personnel and Labor Relations (§§ 42.40.705 — 42.40.890)
9. General Provisions (§§ 42.40.900 — 42.40.990)

**Cross references.** — For legislative findings and purpose in enacting this chapter, see § 1, ch. 153, SLA 1984 in the Temporary and Special Acts; for special reports required, see § 3, ch. 153, SLA 1984 in the Temporary and Special Acts. **Legislative history reports.** — For legislative letter of intent relating to ch.

Offered: 4/15/86  
Referred: Rules

Original sponsors: Cato, Szymanski  
and Binkley

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2

CS FOR HOUSE BILL NO. 611 (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 enplanements, investigations of  
7 compliance with financial responsibility and certifi-  
8 cate of compliance requirements for air carriers,  
9 penalties, display of certificates of compliance, and  
10 the definition of aircraft."

11

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

12

\* Section 1. AS 02.15.050 is amended by adding a new subsection to

13

read:

14

(g) The department may acquire data on passenger enplanements  
15 from air carriers.

16

\* Sec. 2. AS 42.30.200(c) is amended to read:

17

(c) The department may authorize department personnel to conduct  
18 investigations and to enforce this section and may adopt procedural  
19 regulations necessary to implement this section. Upon finding a  
20 violation the department may issue a cease and desist order.

21

\* Sec. 3. AS 42.30.200(e) is amended to read:

22

(e) A person who violates [(a) OF] this section is guilty of a  
23 class A [B] misdemeanor and is further liable for [PUNISHABLE BY] a  
24 civil fine of not less than \$1,000 [\$500] or more than \$5,000 for each  
25 day of violation in a civil action brought by the department [\$1,000].

26

\* Sec. 4. AS 42.30.225(b) is amended to read:

27

(b) The annual fee for a certificate of compliance is \$50. The  
28 certificate is valid for a period of 12 months following the date of  
29 certification. The certificate shall be [DISPLAYED ON THE AIRCRAFT SO

1 THAT IT IS] visible to boarding passengers.

2 \* Sec. 5. AS 42.30.225(e) is amended to read:

3 (e) The department may authorize department personnel to conduct  
4 investigations and to enforce this section and may adopt procedural  
5 regulations necessary to implement this section. Upon finding a  
6 violation the department may issue a cease and desist order.

7 \* Sec. 6. AS 42.30.225 is amended by adding a new subsection to read:

8 (f) A person who violates this section is guilty of a class B  
9 misdemeanor and is further liable for a civil fine of not less than  
10 \$500 or more than \$1,000 in a civil action brought by the department.

11 \* Sec. 7. AS 42.30.380(3) is amended to read:

12 (3) "aircraft" means a propeller, rotor, or jet-powered  
13 device used or designed for flight in the air;

14 \* Sec. 8. AS 42.30.225(c) and 42.30.225(d) are repealed.

**HOUSE  
COMMITTEE REPORT**

(11)

Date referred: 4/3/86

FURTHER REFERRALS:

DATE: 4-15-86

The FINANCE Committee has considered HB 614

"An Act extending the termination date of the Board of Dental Examiners; and providing for an effective date."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with CS HB 614 (HESS)  same title
- do pass  new title

further referral to the \_\_\_\_\_ Committee

- and attaches:
- <sup>endorses HESS</sup> letter of intent
  - first fiscal note
  - new fiscal note
  - zero fiscal note

SIGNING DO PASS:

SIGNING OTHER RECOMMENDATIONS:

[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]  
[Signature]

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

[Signature]  
Chairman



# Alaska State Legislature

## House of Representatives

COMMITTEE ON HEALTH, EDUCATION  
AND SOCIAL SERVICES

OFFICIAL BUSINESS

POUCH V  
JUNEAU, AK 99811  
465-3759

CSHB 614 (HESS)

### LETTER OF INTENT

It is the intent of the House Health, Education and Social Services Committee in passing the Committee Substitute for HB 614 (HESS) that in the next year, the Board of Dental Examiners and the Division of Occupational Licensing complete the following tasks, and report their recommendations to the House and Senate HESS Committees by the first day of the first session of the 15th Alaska State Legislature:

1. Complete continued competency regulations.
2. Develop new procedures for credentialing including credentialing for dental specialities.
3. Restructure the examination, including elimination of the gold foil portion of the test, and scoring procedures, including calibration of scoring techniques.
4. Evaluate the possibility of joining the Northwest Regional Examination Board.

The report should include any other areas the board or division feel require change. The House HESS Committee is also requesting a Legislative Audit of the board to be completed by the first day of the second session of the 15th Alaska State Legislature.

A handwritten signature in cursive script, appearing to read "Max F. Gruenberg, Jr.", written over a horizontal line.

Representative Max F. Gruenberg, Jr., Co-Chair

A handwritten signature in cursive script, appearing to read "Niilo Koponen", written over a horizontal line.

Representative Niilo Koponen, Co-Chair

4/2

STATE OF ALASKA 1986 LEGISLATIVE SESSION  
FISCAL NOTE

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

REQUEST

Bill/Resolution No.: CSHB 614 (HESS)  
Title: An Act relating to the Board of Dental Examiners;

Sponsor: House HESS  
Requester: House HESS  
Date of Request: 4/1/86

FISCAL DETAIL

Agency Affected: Commerce & Econ. Dev.  
BRU: Occupational Licensing

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		-0-	-0-	-0-	-0-	-0-
SUPPLIES		-0-	-0-	-0-	-0-	-0-
EQUIPMENT		-0-	-0-	-0-	-0-	-0-
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		-0-	-0-	-0-	-0-	-0-

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

REVENUE		-0-	-0-	-0-	-0-	-0-
---------	--	-----	-----	-----	-----	-----

FUNDING: (Thousands of dollars)

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

POSITIONS:

FULL-TIME		-0-	-0-	-0-	-0-	-0-
PARTTIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary.

The bill extends the board of Dental Examiners to June 30, 1988, and is not expected to generate new costs or revenues.

Prepared by: Jennifer Strickler, Management Analyst

Division: Occupational Licensing

Approved by Commissioner: [Signature]

Agency: Commerce and Economic Development

Phone: 465-2144

Date: 4-2-86

Date: 4-2-86

Distribution (by Agency preparing fiscal note):

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

Offered: 4/3/86  
Referred: Finance

Original sponsor: Health, Education and  
Social Services Committee

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

2

CS FOR HOUSE BILL NO. 614 (HESS)

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 Board of Dental Examiners;  
7 and providing for an effective date."

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

9 \* Section 1. AS 08.03.010(c)(6) is amended to read:

10 (6) Board of Dental Examiners (AS 08.36.010) -- June 30,  
11 1988 [1986].

12 \* Sec. 2. This Act takes effect immediately in accordance with AS 01.-  
13 10.070(c).



**Alaska State Legislature**  
**House of Representatives**  
COMMITTEE ON HEALTH, EDUCATION  
AND SOCIAL SERVICES

OFFICIAL BUSINESS

POLCHV  
JUNEAU, AK 99811  
465-3759

April 3, 1986

Representative Ben Grussendorf  
Speaker of the House  
P.O. Box V  
Juneau, Alaska 99811

CSHB 614 (HESS)

Dear Mr. Speaker:

The House Committee on Health, Education and Social Services has considered the Sunset Review of the Board of Dental Examiners, and recommends that the board be continued for a two year period while requesting specific tasks of the board and the Division of Occupational Licensing. The Committee has introduced HB 614, to continue the board, and is amending it in the HESS Committee Substitute to provide the two year continuation. The Committee has also adopted a letter of intent requesting that the board complete tasks outlined in this report.

As required by AS 44.60.050 (c), the Committee submits the following findings:

(1) the extent to which the board, commission or program has operated in the public interest.

The board served the public by examining and licensing qualified candidates and proposing changes in regulations. To accomplish these functions, the board has held an average of four meetings and two examination sessions for dentists and dental hygienists during the past two fiscal years.

Complaints have been received concerning the make up and scoring of the clinical examination, as well as the repeal of regulations relating to licensure by credentials. Licensure by credentials is accomplished by other health licensing boards in Alaska. Although AS 08.36.234 permits the board to credential, the board is not currently doing so. Credentialing of dentists in specialty practice may be advisable. For these reasons, the Committee recommends that the board consider these and any other changes that may be necessary or advisable.

(2) the extent to which the operation of the board, commission or agency program has been impeded or enhanced by existing statutes, procedures, and

practices which it has adopted, and any other matter, including budgetary, resource, and personnel matters.

The board suspended, by regulation, statutory provisions for licensure by credentials because of alleged legal problems surrounding the scope of the interview required for applicants. The Attorney General's office determined that a personal interview required for licensure by credentials should be limited to verifying information rather than requiring case presentations of the applicant's prior work. The board feels it cannot adequately determine an applicant's professional abilities without a case presentation.

The Committee requested information on reciprocity and how other states license applicants, and is requesting that the board and the Division of Occupational Licensing investigate licensing by credentials and specialty licensing by credentials in the next year and report to the Legislature at the beginning of the 1987 legislative session.

- (3) the extent to which the board, commission or agency has recommended statutory changes which are generally of benefit to the public interest.

Legislation was enacted in 1984 defining the rights of dentists practicing in the state, repealing out-of-state examinations because of time and money constraints and the issuance of temporary permits.

- (4) the extent to which the board, commission or agency has encouraged interested persons to report to it concerning the effect of its regulations and decisions on the effectiveness of service, economy of service, and availability of service which it has provided.

The board has advertised proposed regulation changes in major Alaskan newspapers, allows applicants to appeal their examination grades and holds open meetings prior to examinations.

- (5) the extent to which the board, commission or agency has encouraged public participation in the making of its regulations and decisions.

The board advertises meetings and proposed regulations as required by law and presents and considers all correspondence related to board matters which has been received.

- (6) the efficiency with which public inquiries or complaints regarding the activities of the board, commission or agency filed with it, with the department to which the board or commission is administratively assigned, or with the office of the ombudsman have been processed or resolved.

The board has processed and addressed complaints in a timely fashion.

- (7) the extent to which the board or commission which regulates entry into an occupation or profession has presented qualified applicants to serve the public.

The board issued 14 licenses in 1984 and 23 licenses in 1985. The board has continued to work toward completion of its continued

competency regulations.

- (8) the extent to which state personnel practices, including affirmative action practices, have been complied with by the board, commission or agency to its own activities and the area of activity or interest.

The Human Rights Commission and the Equal Employment Opportunity Office have received no complaints relating to the board's activities. The Governor's Office and the Department of Law, according to Assistant Attorney General, Peter Froehlich, have received "numerous" complaints about the examination and scoring procedures.

- (9) the extent to which statutory, regulatory, budgeting or other changes are necessary to enable the agency, board or commission to better serve the interests of the public and to comply with the factors enumerated in this subsection.

The board must complete work on the continued competency regulations. Changes in statute may be necessary to allow the board to question candidates during the interview for licensure by credentials. 19 other states' dental boards allow licensure by credentials, with 11 requiring some type of examination by the board. The Committee will await the reports by the board and the Division of Occupational Licensing at the beginning of the 15th Alaska State Legislature.

As required by AS 44.60.050 (d), the Committee submits the following findings:

- (1) an identification of the problems or the needs that the programs and activities of the board, commission or agency are intended to address.

Testimony indicated that the board may have some problems with the structure of the examination. The board should consider dropping the requirement for a gold foil portion of the test, which is an outdated technique, and should examine ways to restructure the examination and scoring techniques.

- (2) a statement, to the extent practicable, of the objectives of the program of the board, commission, or agency program, and its anticipated accomplishments.

The board shall continue to protect the public by issuing licenses to all qualified candidates who are competent to practice in Alaska.

- (3) an identification of any other programs having similar, conflicting or duplicate objectives.

There are no other programs having a duplicate function.

- (4) an assessment of alternative methods of achieving the purposes of the program.

There are no viable alternative methods to be considered at this time.

(5) an assessment of the consequences of eliminating the board, commission or program and consolidating its activities with another program, or of funding it at a lower level.

If the board were eliminated, there would be no way to regulate the examination of dentists in Alaska. There is no consolidation alternative. The Committee feels the board should be continued.

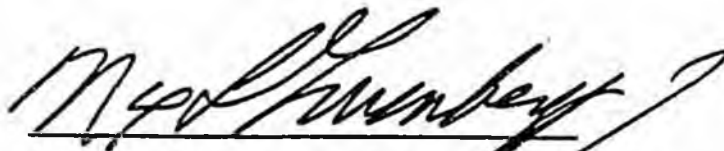
(6) a justification for the recommended continuation or extension of the board, commission or program, and an explanation of the manner in which it avoids duplication of or conflict with other efforts.

The board serves a legitimate public purpose in screening applicants desiring to practice in the state. Since the practice of dentistry includes the usage of prescribed drugs and can result in injury or death to a patient, the board should be continued. There is no other body which oversees the practice of these occupations.

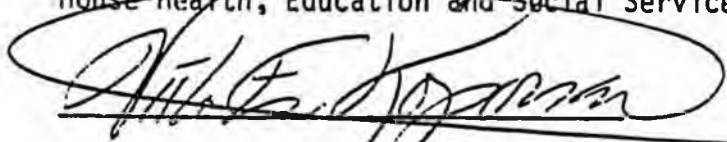
(7) any other information which, in the opinion of the committee, would improve the performance of the board, commission or agency with respect to its representation of and responsiveness to the public interest.

The Committee is requesting that the board and the Division of Occupational Licensing complete the following tasks in the coming year, and present their recommendations to the legislature in 1987:

1. Complete continued competency regulations.
2. Develop new procedures for credentialling including credentialling for dental specialities.
3. Restructure the examination, including elimination of the gold foil portion of the test, and scoring procedures, including calibration of scoring techniques.
4. Evaluate the possibility of joining the Northwest Regional Examination Board.



Representative Max F. Gruenberg, Jr., Co-Chair  
House Health, Education and Social Services Committee



Representative Niilo Koponen, Co-Chair  
House Health, Education and Social Services Committee

A PERFORMANCE REPORT ON THE  
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT  
BOARD OF DENTAL EXAMINERS

September 24, 1985

Audit Control Number

08-1226-86-R

Commissioner, Department of  
Commerce and Economic Development      Loren H. Lounsbury

Deputy Commissioners, Department of  
Commerce and Economic Development      Greg Baker  
Terry Elder

Members of the  
Board of Dental Examiners

President	Paul S. Buxton, DDS
Secretary	Leslieann Luboff
Member	Jerry F. Zemlicka, DDS
Member	Robert E. Warren, DDS
Member	Timothy J. Woller, DDS
Member	Patrick J. Gullufsen, Esq.
Member	Hubert J. Gellert

# STATE OF ALASKA

AUDIT DIVISION  
POUCH W  
JUNEAU, ALASKA 99811

## THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

September 24, 1985

Members of the Legislative Budget  
and Audit Committee:

In accordance with the provisions of Titles 24 and 44 of the  
Alaska Statutes (sunset legislation), the attached report is  
submitted for your review.

A PERFORMANCE REPORT ON THE  
DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT  
BOARD OF DENTAL EXAMINERS

September 24, 1985

Audit Control Number

08-1226-86-R



Gerald L. Wilkerson, CPA  
Legislative Auditor  
Division of Legislative Audit

TABLE OF CONTENTS

	<u>Page</u>
Purpose of the Report . . . . .	1
Organization and Function . . . . .	3
Report Conclusion . . . . .	5
Findings and Recommendations. . . . .	7
Analysis of Public Need . . . . .	9
Appendixes:	
A. Board of Dental Examiners Revenues Compared with Expenditures . . . . .	15
B. Board of Dental Examiners Practical Examination and Statistics. . . . .	17
C. Board of Dental Examiners Administrative Statistics . . . . .	18
Agency Response:	
Department of Commerce and Economic Development . . . . .	19

## PURPOSE OF THE REPORT

In accordance with the intent of Titles 24 and 44 of the Alaska Statutes (sunset legislation), we have reviewed the activities of the Board of Dental Examiners to determine if the Board has been operating in an efficient and effective manner.

As required by legislative intent, this report shall be considered during the legislative oversight function in determining whether the Board of Dental Examiners should be reestablished. The law currently specifies that this Board will terminate on June 30, 1986, but will continue until June 30, 1987 for the purpose of concluding its affairs.

The major areas of our examination were the licensing, examination, administration, complaint, and affirmative action functions of the Board. We reviewed and evaluated the following:

1. Applicable statutes and regulations.
2. Tests of files and documents of licensees.
3. Interviews with the licensing examiner.
4. Complaints filed with the Division of Occupational Licensing, Equal Employment Opportunity Office, Attorney General's Office, and the Ombudsman Office.
5. Discussions with Board members.
6. Minutes of Board meetings and Division correspondence files.
7. Attorney General's Opinions applicable to professional boards.

## ORGANIZATION AND FUNCTION

The Board of Dental Examiners was created in 1955. The Board consists of seven members; four licensed dentists, one dental hygienist, and two public members which are appointed by the Governor subject to confirmation of the Legislature. Board members serve terms of four years.

The Board is organized under the Department of Commerce and Economic Development, Division of Occupational Licensing (OL). Administrative functions of the Board are provided by OL, such as processing applications, maintaining licensing files, answering inquiries, and providing investigative support.

The primary function of the Board is to ensure a minimum quality of dental care to Alaskans by licensing qualified applicants and establishing regulations necessary to enforce statutes. The Board regulates dentists, dental specialists, and dental hygienists who perform services in the State. Special permits are issued by the Board to Federal agencies that supply dentistry to residents of isolated areas remote from major population centers.

The responsibility and authority for evaluating the competence of candidates for dental licensure are vested in the Board. A clinical and written examination has been developed by the Board to assess a candidate's competency. The clinical examination is a two day practical examination, requiring candidates to complete an amalgam, gold foil, and a gold inlay restoration procedure. Dental hygienists are also required to take a clinical and written examination. Although dental specialists are not required to take an examination, they must be licensed dentists in Alaska and may be required to have completed additional years of education in their specialty area.

## REPORT CONCLUSION

### Policy Issues

This report contains policy issues raised as a result of our evaluation of various Board practices. The final policy decisions affecting these practices are not within the scope of this report but require legislative consideration. In debating these issues, the oversight committees should take into consideration the findings and recommendations presented in this report so the potential impact of policy changes can be evaluated.

### Report Conclusion

In our opinion, the Board of Dental Examiners should be reestablished. The regulation and licensing of qualified professionals is necessary to protect the public's health, safety, and welfare. The Board provides this service by establishing minimum educational and experience requirements that provide reasonable assurance that persons licensed are qualified. Also, assurance that those licensed act in a competent manner is provided by active investigation of complaints and revocation or suspension of licenses when appropriate.

However, the following findings describe areas where weaknesses or conflicts exist. We have made recommendations which, if implemented, will improve the efficiency and effectiveness of the Board.

(Intentionally left blank)

## FINDINGS AND RECOMMENDATIONS

### Recommendation No. 1

The Board of Dental Examiners should adopt regulations to provide requirements for proof of continued professional competence for dentists, dental hygienists, and dental specialists.

Alaska Statute 08.36.070 requires that the Board provide requirements for proof of continued professional competence for dentists and dental hygienists. The Board has not yet adopted any regulations regarding continued professional competence. One way of demonstrating continued competence is to require practitioners to obtain continuing education, an action currently under consideration by the Board.

Continuing education is one method that provides a reasonable means of assuring continuing competency in a profession. A required program of continuing education will help prevent professional obsolescence and keep practitioners aware of changes taking place in the profession. We encourage the Board to adopt regulations pertaining to continuing competency in order to provide better dental services to public and fulfill their statutory responsibility.

### Recommendation No. 2

The Board should pursue adopting policies allowing for licensure by credentials.

The Board adopted a regulation effective February 1, 1985 which ceased licensing by credentials (licensing based on out-of-state licensure) for dentists because of problems raised over the Board's credentialing procedures. This regulation was adopted so that the Board could reconsider policies and procedures over licensing dentists by credentials.

The cessation of licensing by credentials restricts entry into the dental profession in Alaska for out-of-state dentists wishing to practice in the State. The Board should address the policies and procedures and introduce legislation clarifying statutes over licensure by credentials.

## ANALYSIS OF PUBLIC NEED

### Limited Analysis

The following analyses of board activities relate to the public need factors defined in the "sunset" law. These analyses are not intended to be comprehensive, but address those areas we were able to cover within the scope of our review.

- I. The extent to which the board, commission, or program has operated in the public interest.
  - A. The Board has served the public by examining and licensing qualified applicants and proposing changes in regulations that are necessary to enforce State statutes and enhances quality of dental care to Alaskans. To accomplish these functions, the Board has held an average of four board meetings and two examination sessions for dentists and dental hygienists during the past two fiscal years.
  - B. The Board introduced legislation, passed by the Legislature in 1984, which repealed the authority for issuing temporary permits without examination. The issuance of these temporary permits created a double standard in the quality of protection to the public by allowing applicants to practice dentistry who may not meet the qualifications for licensure to practice dentistry in the State.
- II. The extent to which the operation of the board, commission, or agency program has been impeded or enhanced by existing statutes, procedures, and practices which it has adopted, and any other matter, including budgetary, resource, and personnel matters.
  - A. The Board suspended, by regulation, statutory provision for licensure by credentials because of legal problems surrounding the scope of the interview requirement for applicants. The Attorney General's Office has determined that the personal interview of an applicant by a Board member be limited to verifying credentials and asking questions, rather than requiring case presentations of the applicant's prior work for examination. The Board does not feel that it can adequately measure the qualifications of applicants without examining case presentations for issuing licenses by credentials. There are no plans for reenacting licensure by credentials in the future.

- B. The Board was unable to adopt regulations establishing licensing and examination fees to be effective during FY 85. Alaska statutes require that the Department of Commerce and Economic Development, by regulations adopted under AS 08.01.065, establish licensing and examination fees for dental hygienists and dentists. However, AS 08.01.065 did not exist during FY 85, and therefore there was no authority for adopting regulation.
- III. The extent to which the board, commission, or agency has recommended statutory changes which are generally of benefit to the public interest.
- A. Legislation was enacted in 1984 defining the rights of dentists practicing in the State. This legislation specifies certain activities permitted by dentists, such as practicing in association with other dentists and supervising research.
  - B. The Board recommended repeal of statutory provisions for administering out-of-state examinations because of budgetary and time constraints. The statutes were repealed in 1984.
  - C. The Board recommended the repeal of the statute allowing for the issuance of temporary permits, which was repealed by the Legislature in 1984.
- IV. The extent to which the board, commission, or agency has encouraged interested persons to report to it concerning the effect of its regulations and decisions on the effectiveness of service, economy of service, and availability of service which it has provided.
- A. The Board has advertised proposed regulation changes in major Alaskan newspapers, allows applicants to appeal their examination grades, and holds open meetings prior to examinations.
- V. The extent to which the board, commission, or agency has encouraged public participation in the making of its regulations and decisions.
- A. The Board announces its board meetings, examinations, and proposed regulations and regulation amendments in the Anchorage, Fairbanks, and Juneau newspapers as required by law.
  - B. The Board presents and discusses correspondence related to Board matters which has been received from various persons and associations.

- VI. The efficiency with which public inquiries or complaints regarding the activities of the board, commission, or agency filed with it, with the department to which a board or commission is administratively assigned, or with the Office of the Ombudsman have been processed and resolved.
- A. Two complaints have been filed against the Board regarding licensure by credentials and are scheduled for hearings. The Board has processed and addressed complaints in an effective and timely manner.
- VII. The extent to which a board or commission which regulated entry into an occupation or profession has presented qualified applicants to serve the public.
- A. The Board issued 18 licenses during fiscal year 1984 and renewed 386 licenses effective January 1, 1985.
- B. The Board needs to establish requirements for proof of continued competency as provided by statutes (see Audit Recommendation No. 1).
- VIII. The extent to which state personnel practices, including affirmative action requirements, have been complied with by the board, commission, or agency to its own activities and the area of activity or interest.
- A. The Human Rights Commission and the Equal Employment Opportunity Office have received no complaints related to the Board's activities.
- IX. The extent to which statutory, regulatory, budgeting, or other changes are necessary to enable the agency, board, or commission to better serve the interests of the public and to comply with the factors enumerated in this subsection.
- A. Please refer to the previous section, Findings and Recommendations.

APPENDIXES

APPENDIX A

BOARD OF DENTAL EXAMINERS  
REVENUES COMPARED WITH EXPENDITURES  
 For the Fiscal Year Ended June 30, 1985  
 (Unaudited)  
 (Note 1)

Average Revenue (See Schedule 1 and Note 2)	\$41,536
Expenditures (See Note 3)	<u>50,888</u>
Excess of Revenues over Expenditures	<u>\$(9,352)</u>

Schedule 1  
Types of Revenues

<u>Revenues</u>	<u>Amount</u>	<u>Collection Time</u>
Filing Fee		
Dentist	\$ 25	With application
Dental Hygienist	25	With application
Examination Fee		
Dentist	200	Before exam
Dental Hygienist	75	Before exam
Credential Review Fee (Note 4)		
Dentist	200	Before interview
Dental Hygienist	75	Before interview
Initial License Fee		
Dentist	30	Before licensure
Dental Hygienist	20	Before licensure
Registration/Renewal Fee		
Dentist	200	Before licensure; quadrennially thereafter
Dental Specialist	30	"    "
Dental Hygienist	100	"    "
Reexamination Application		
Dentist	25	With application
Dental Hygienist	25	With application
Specialty License	30	Before licensure
Branch Office Registration	100	Quadrennially
Delinquent Registration		
Dentist	10	With registration
Dental Hygienist	10	With registration
Duplicate License	10	With application

Note 1

This revenue/expenditure comparison was prepared from available records and discussions with Occupational Licensing personnel. The records were not audited by us and, accordingly, we do not express an opinion on the Board's Statement of Revenues Compared with Expenditures.

Note 2

A significant portion of revenues is composed of license renewal fees. Licenses are renewed quadrennially and the last renewal date was December 31, 1984. Because of the renewals, revenues vary substantially every fourth year. Therefore, we averaged revenues collected in fiscal year 1982, 1983, 1984, and 1985 in order to obtain a representative amount of average annual revenues collected.

Note 3

Expenditures consist of direct costs resulting from Board activities, which includes travel, per diem, and miscellaneous contractual expenditures incurred by the Board members and the Board's licensing examiner. This amount does not include indirect administrative expenditures of the Division of Occupational Licensing or expenditures for efforts of other departments assisting the Board.

Note 4

The Board suspended by regulation, licensing by credentials effective October 17, 1984. No applications for licensure by credentials have been accepted subsequent to the date of suspension.

APPENDIX B

BOARD OF DENTAL EXAMINERS  
PRACTICAL EXAMINATION AND STATISTICS

The dental examination consists of two sections, written and clinical. The written examination covers subjects dealing with the diagnosis of oral condition, prosthetics, and jurisprudence (Alaska Statutes).

The clinical section of the examination is a two day examination covering the following three subjects:

1. Preparation and Restoration of gold foils.
2. Preparation and Restoration of amalgams.
3. Preparation and Restoration of gold inlays.

Dental applicants must furnish their own patients and equipment. The examinations have been held in the Teamster's Clinic in Anchorage. An applicant must have a score of at least 75% for each subject to receive a passing grade for licensure.

The dental hygiene examination also consists of two sections. The clinical examination tests the applicant's knowledge of data gathering and charting, oral prophylaxis, and radiographic recognition. The written examination evaluates the applicant's knowledge of radiology, fluoridation, and dietary counseling. Applicants must also furnish their own patients and tools.

There are no examinations required for dental specialists before being licensed; however, the applicant must be a licensed dentist in the state.

Alaska Dental Examination Statistics

	<u>Dentists</u>		<u>Dental Hygienists</u>	
	<u>FY 84</u>	<u>FY 85</u>	<u>FY 84</u>	<u>FY 85</u>
Number of Applicants	36	28	23	20
Number Failed	22	18	3	3
Number Passed	16	10	20	17
Percentage Pass Rate	38.9%	35.7%	86.9%	85.0%
Number of Examinations	2	2	2	2

APPENDIX C

BOARD OF DENTAL EXAMINERS  
ADMINISTRATIVE STATISTICS  
September 15, 1985

Licensed Dental Practitioners	714
Dentists licensed in State	386
Out-of-State Dentists licensed in State	101
Dental Hygienists	303
Dental Specialists	25
Average number of meetings per year (excluding teleconferences)	4

BILL SHEFFIELD, GOVERNOR

**DEPARTMENT OF COMMERCE &  
ECONOMIC DEVELOPMENT**

*DIVISION OF OCCUPATIONAL LICENSING*

POUCH D  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-2534

December 23, 1985

**RECEIVED**  
DEC 24 1985

**LEGISLATIVE  
AUDIT**

Mr. Gerald L. Wilkerson  
Legislative Auditor  
Division of Legislative Audit  
Pouch W  
Juneau, AK 99811


Dear Mr. Wilkerson:

Thank you for the opportunity to comment on your preliminary audit report for the Board of Dental Examiners.

We concur with your findings and recommendations, and support continuation of the board.

Thank you once again for your cooperation and the opportunity to comment on your audit.

Sincerely,

  
Loren H. Lounsbury  
Commissioner

LHL/mst3048m  
120985a

Offered: 4/3/86  
Referred: Finance

Original sponsor: Health, Education and  
Social Services Committee

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

1 IN THE HOUSE

2

CS FOR HOUSE BILL NO. 614 (HESS)

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 Board of Dental Examiners;

7

and providing for an effective date."

8

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

9

\* Section 1. AS 08.03.010(c)(6) is amended to read:

10

(6) Board of Dental Examiners (AS 08.36.010) -- June 30,

11

1988 [1986].

12

\* Sec. 2. This Act takes effect immediately in accordance with AS 01.-

13

10.070(c).

Introduced: 2/17/86  
Referred: Labor & Commerce,  
Health, Education & Social Services  
and Finance

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

1 IN THE HOUSE

2 HOUSE BILL NO. 614

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act extending the termination date of the Board  
7 of Dental Examiners; and providing for an effective  
8 date."

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

10 \* Section 1. AS 08.03.010(c)(6) is amended to read:

11 (6) Board of Dental Examiners (AS 08.36.010) -- June 30,  
12 1990 [1986].

13 \* Sec. 2. This Act takes effect immediately in accordance with AS 01.-  
14 10.070(c).

**HOUSE  
COMMITTEE REPORT**

(11)

Date referred: 4/15/86

(Judiciary waived 4/15)

FURTHER REFERRALS:

DATE: \_\_\_\_\_

The FINANCE Committee has considered HB 625

"An Act making a special appropriation relating to mental health trust land; and providing for an effective date."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with \_\_\_\_\_  same title
- replace with \_\_\_\_\_  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:

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

---

\_\_\_\_\_  
Chairman

HOUSE  
COMMITTEE REPORT

JUDICIARY

4/9

(7)

Date referred: 2/17/86

FURTHER REFERRALS: FINANCE

HEALTH, EDUCATION AND  
SOCIAL SERVICES

DATE: April 7, 1986

The \_\_\_\_\_ Committee has considered HB 625

"An Act making a special appropriation relating to mental health trust land; and providing for an effective date."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with CS HB 625 (H&S)  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:

\_\_\_\_\_

Mark Greenberg

John H. Taylor

John Korman

Kathleen Marie Hurley

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

David M. Shuman - NO REC

Angie Harley - No Rec

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

John Korman Co-Ch  
Chairman

Mark Greenberg Co-Ch

Bridley

Offered: 4/9/86  
Referred: Judiciary and Finance

Original sponsors: Pignalberi and M.M. Miller

<u>Funding Information</u>	
General Fund	\$797,500
Other Funds	-0-
	<u>\$797,500</u>

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

IN THE HOUSE

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

CS FOR HOUSE BILL NO. 625 (HESS)

IN THE LEGISLATURE OF THE STATE OF ALASKA

FOURTEENTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act making a special appropriation implementing Weiss v. State; and providing for an effective date."

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

\* Section 1. PURPOSE. (a) The Alaska Supreme Court has issued its decision in the mental health trust land litigation: State v. Weiss, 706 P.2d 681 (Alaska 1985). In Weiss v. State, 4FA 2208 Civil, the superior court is considering the issuance of orders implementing the supreme court's decision. It is the purpose of this Act to provide interim funding to comply with the orders of the supreme court and the superior court in this case and to allow the parties to resolve the lawsuit, either by settlement or court order.

(b) To effectuate the beneficial purposes of this Act, the legislature intends that secs. 4 and 5 of this Act be liberally construed by the supreme court and the superior court to permit the expenditure of funds to allow the plaintiffs and the intervenors to participate fully in the litigation and the settlement.

(c) The legislature intends that funds appropriated under this Act may be released only upon an order of the supreme court or the superior court in Weiss v. State.

\* Sec. 2. The sum of \$487,500 is appropriated from the general fund to the Department of Natural Resources, to be allocated as follows:

(1) for the identification and appraisal of land that has had status as Alaska mental health trust land: \$304,000;

(2) for an accounting of Alaska mental health trust land and the

1 income received by the state from the land from 1978 through  
2 1985: \$40,800;

3 (3) to provide management oversight of all transactions involv-  
4 ing Alaska mental health trust land and income received from Alaska mental  
5 health trust land: \$142,700.

6 \* Sec. 3. The sum of \$20,000 is appropriated from the general fund to  
7 the Department of Health and Social Services for a determination of ex-  
8 penditures for the mental health program from 1978 through 1985.

9 \* Sec. 4. The sum of \$250,000 is appropriated from the general fund to  
10 the Department of Law for payment for past and present attorney fees and  
11 costs of the plaintiffs and intervenors in Weiss v. State.

12 \* Sec. 5. The sum of \$40,000 is appropriated from the general fund to  
13 the Department of Health and Social Services for payment as a grant to the  
14 Alaska Alliance for the Mentally Ill and to the Alaska Mental Health Asso-  
15 ciation for expenses directly related to Weiss v. State and its settlement.

16 \* Sec. 6. The unexpended and unobligated portion of the appropriations  
17 made by secs. 2 - 5 of this Act lapses into the general fund June 30, 1987.

18 \* Sec. 7. Each appropriation made in secs. 2 - 5 of this Act is con-  
19 ditioned on the issuance of a court order in Weiss v. State directing a  
20 payment consistent with the purpose stated in the section.

21 \* Sec. 8. This Act takes effect immediately in accordance with AS 01.-  
22 10.070(c).

Introduced: 2/17/86  
Referred: Health, Education &  
Social Services, Judiciary and  
Finance

*Bradley*

<u>Funding Information</u>	
General Fund	\$300,000
Other Funds	-0-
	<u>\$300,000</u>

1 IN THE HOUSE

BY PIGNALBERI AND M.M.MILLER

2 HOUSE BILL NO. 625

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 a special appropriation relating to  
7 mental health trust land; and providing for an effective  
8 date."

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

10 \* Section 1. The sum of \$300,000 is appropriated from the general fund  
11 to the Department of Health and Social Services for payment as a grant  
12 under AS 37.05.316 to the Alaska Mental Health Association for reimburse-  
13 ment of the costs and attorney fees incurred by the plaintiffs and inter-  
14 venors in Weiss v. State, Civil No. 4FA 82-2208, and for payment of the  
15 costs of plaintiffs and intervenors in a reconstruction of the trust estab-  
16 lished by the Congress regarding the mental health trust land and to audit  
17 past actions of the state regarding mental health trust land.

18 \* Sec. 2. The unexpended and unobligated portion of the appropriation  
19 made by sec. 1 of this Act lapses into the general fund June 30, 1987.

20 \* Sec. 3. This Act takes effect July 1, 1986.

**ALASKA STATE LEGISLATURE**

.14th.. Legislature SECOND.. Session

HOUSE ...BILL..... NO. ..625..

By ..PEGHALBERT...M.M. MILLER..

"An Act making a special appropriation relating to mental health trust land; and providing for an effective date."

mental health trust land

Introduced in the House ..2/17..., 19..86

**HISTORY IN THE HOUSE**

19 86	Read first time and referred to Committee on										
Feb 17	MESS, JUDICIARY, 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. ....

Offered: 4/9/86  
Referred: Judiciary and Finance

Original sponsors: Pignalberi and M.M.Miller

Funding Information  
General Fund \$797,500  
Other Funds -0-  
\$797,500

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

1 IN THE HOUSE

2 CS FOR HOUSE BILL NO. 625 (HESS)

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 a special appropriation implementing  
7 Weiss v. State; and providing for an effective date."

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

9 \* Section 1. PURPOSE. (a) The Alaska Supreme Court has issued its  
10 decision in the mental health trust land litigation: State v. Weiss, 706  
11 P.2d 681 (Alaska 1985). In Weiss v. State, 4FA 2208 Civil, the superior  
12 court is considering the issuance of orders implementing the supreme's  
13 court's decision. It is the purpose of this Act to provide interim funding  
14 to comply with the orders of the supreme court and the superior court in  
15 this case and to allow the parties to resolve the lawsuit, either by set-  
16 tlement or court order.

17 (b) To effectuate the beneficial purposes of this Act, the legisla-  
18 ture intends that secs. 4 and 5 of this Act be liberally construed by the  
19 supreme court and the superior court to permit the expenditure of funds to  
20 allow the plaintiffs and the intervenors to participate fully in the liti-  
21 gation and the settlement.

22 (c) The legislature intends that funds appropriated under this Act  
23 may be released only upon an order of the supreme court or the superior  
24 court in Weiss v. State.

25 \* Sec. 2. The sum of \$487,500 is appropriated from the general fund to  
26 the Department of Natural Resources, to be allocated as follows:

27 (1) for the identification and appraisal of land that has had  
28 status as Alaska mental health trust land: \$304,000;

29 (2) for an accounting of Alaska mental health trust land and the

1 income received by the state from the land from 1978 through

2 1985: \$40,800;

3 (3) to provide management oversight of all transactions involv-  
4 ing Alaska mental health trust land and income received from Alaska mental  
5 health trust land: \$142,700.

6 \* Sec. 3. The sum of \$20,000 is appropriated from the general fund to  
7 the Department of Health and Social Services for a determination of ex-  
8 penditures for the mental health program from 1978 through 1985.

9 \* Sec. 4. The sum of \$250,000 is appropriated from the general fund to  
10 the Department of Law for payment for past and present attorney fees and  
11 costs of the plaintiffs and intervenors in Weiss v. State.

12 \* Sec. 5. The sum of \$40,000 is appropriated from the general fund to  
13 the Department of Health and Social Services for payment as a grant to the  
14 Alaska Alliance for the Mentally Ill and to the Alaska Mental Health Asso-  
15 ciation for expenses directly related to Weiss v. State and its settlement.

16 \* Sec. 6. The unexpended and unobligated portion of the appropriations  
17 made by secs. 2 - 5 of this Act lapses into the general fund June 30, 1987.

18 \* Sec. 7. Each appropriation made in secs. 2 - 5 of this Act is con-  
19 ditioned on the issuance of a court order in Weiss v. State directing a  
20 payment consistent with the purpose stated in the section.

21 \* Sec. 8. This Act takes effect immediately in accordance with AS 01.-  
22 10.070(c).

Introduced: 2/17/86  
Referred: Health, Education & Social  
Services, Judiciary and Finance

Funding Information  
General Fund \$300,000  
Other Funds -0-  
\$300,000

1 IN THE HOUSE

BY PIGNALBERI ANE M.M.MILLER

2

HOUSE BILL NO. 625

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 a special appropriation relating to  
7 mental health trust land; and providing for an effective  
8 date."

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

10 \* Section 1. The sum of \$300,000 is appropriated from the general fund  
11 to the Department of Health and Social Services for payment as a grant  
12 under AS 37.05.316 to the Alaska Mental Health Association for reimburse-  
13 ment of the costs and attorney fees incurred by the plaintiffs and inter-  
14 venors in Weiss v. State, Civil No. 4FA 82-2208, and for payment of the  
15 costs of plaintiffs and intervenors in a reconstruction of the trust estab-  
16 lished by the Congress regarding the mental health trust land and to audit  
17 past actions of the state regarding mental health trust land.

18 \* Sec. 2. The unexpended and unobligated portion of the appropriation  
19 made by sec. 1 of this Act lapses into the general fund June 30, 1987.

20 \* Sec. 3. This Act takes effect July 1, 1986.

**HOUSE  
COMMITTEE REPORT**

(11)

Date referred: 4/1/86  
(waived from Jud 4/1)

FURTHER REFERRALS:

DATE: 4-15-86

The FINANCE Committee has considered HB 631

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

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with CS HB 631 (FIN)  same title

and recommends individual do PASS  new title  
~~individual recommendations~~

further referral to the \_\_\_\_\_ Committee

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

SIGNING DO PASS:

Robert H. Loh  
Pat Fournier  
Jan [unclear]  
Jim [unclear]  
Mike Symonick

SIGNING OTHER RECOMMENDATIONS:

Ronald J. [unclear] No Rec  
Paul [unclear] No Rec  
Steve [unclear] No Recommendation  
[unclear] No Rec

Robert H. Loh  
Chairman

LETTER OF INTENT FOR CS HB 631 (FIN)

Various sections of CS HB 631 (Fin) clarify information necessary for voter registration. Even though these sections of the bill have an immediate effective date, the House Finance Committee does not intend that the Division of Elections reprint voter registration forms until the current supply of such forms is exhausted.

Section 7 of CS HB 631 (Fin), which requires that the permanent fund dividend application include a voter registration form, has an immediate effective date. This section takes effect immediately, instead of January 1, 1987, because the Department of Revenue solicits bids for printing of the permanent fund dividend application in December. It is the intent of the House Finance Committee that 1987 be the first year that a voter registration form is included in the permanent fund dividend application.



Representative Al Adams, Chair  
House Finance Committee

# STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : 4/14/86

**REQUEST**

Bill/Resolution No. : CSHB 631 (FIN)  
 Title : Elections  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Sponsor : Clocks  
 Requestor : House Finance Committee  
 Date of Request : 4/14/86

**FISCAL DETAIL**

Agency Affected : Revenue  
 BRU : Permanent Fund Dividend  
 \_\_\_\_\_  
 \_\_\_\_\_  
 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		0	0	0	0	0
SUPPLIES		0	0	0	0	0
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
<b>TOTAL OPERATING</b>		0	0	0	0	0

<b>CAPITAL</b>		0	0	0	0	0
----------------	--	---	---	---	---	---

<b>REVENUE</b>		0	0	0	0	0
----------------	--	---	---	---	---	---

**FUNDING : (Thousands of Dollars)**

GENERAL FUND		0	0	0	0	0
FEDERAL FUNDS		0	0	0	0	0
OTHER		0	0	0	0	0
<b>TOTAL</b>		0	0	0	0	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

*APA*

Prepared by : Al Adams, Chair Phone : 465-3706  
 Division : House Finance Committee Date : 4/14/86

Approved by Commissioner : \_\_\_\_\_ Date : \_\_\_\_\_  
 Agency : \_\_\_\_\_

Distribution (by Agency preparing fiscal note) :

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

ANALYSIS OF DEPT. OF REVENUE FISCAL NOTE FOR CS HB 631 (FIN)

No funds are provided to the Department of Revenue to implement this bill. The personal services funding request is not funded because it is felt that the additional work required by this bill is so minimal that it can easily be performed by existing staff. Similarly, the \$6,000 requested for an additional ply in the PFD booklet can be paid for out of funds appropriated through the budget process to prepare the PFD booklet.

# STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

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

**REQUEST**

Bill/Resolution No. : CS HB 631 (FIN)  
 Title : Elections  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Sponsor : Representative Clocksin  
 Requestor : House Finance Committee  
 Date of Request : 4/14/86

**FISCAL DETAIL**

Agency Affected : Governor  
 BRU : Div. Elections - Lt. Governor  
 \_\_\_\_\_  
 \_\_\_\_\_  
 Components : \_\_\_\_\_  
 \_\_\_\_\_

**EXPENDITURES/REVENUES : (Thousands of Dollars)**

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

<b>CAPITAL</b>		-0-	-----	-----	-----	-----
----------------	--	-----	-------	-------	-------	-------

<b>REVENUE</b>		-0-	-----	-----	-----	-----
----------------	--	-----	-------	-------	-------	-------

**FUNDING : (Thousands of Dollars)**

GENERAL FUND		-0-	-----	-----	-----	-----
FEDERAL FUNDS		-0-	-----	-----	-----	-----
OTHER		-0-	-----	-----	-----	-----
<b>TOTAL</b>		-0-	-----	-----	-----	-----

**POSITIONS :**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS :** Attach a separate page if necessary

See Attached Analysis.

APA

Prepared by : Representative Al Adams - Chairman Phone : 465-3706  
 Division : House Finance Committee Date : 4/14/86

Approved by Commissioner : \_\_\_\_\_ Date : \_\_\_\_\_  
 Agency : \_\_\_\_\_

Distribution (by Agency preparing fiscal note) :

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