

ALASKA LEGISLATURE COMMITTEE BILL FILES - 1987 - 1988 8879

HB 263 cont. L.A. F.A. 316

1 necessary;

2 (3) in consultation with the Historic Sites Advisory Com-
3 mittee, adopt regulations necessary to carry out its functions, in-
4 cluding regulations for the process of plan approval by the committee
5 and regulations to establish reasonable fees for services provided and
6 charges for collecting the fees;

7 (4) establish amortization plans for the repayment of loans
8 not to exceed 30 years;

9 (5) collect the fees and collection charges established
10 under this section.

11 * Sec. 128. AS 45.98 is amended by adding a new section to read:

12 Sec. 45.98.035. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
13 commissioner of administration shall separately account for all fees
14 and collection charges that the department deposits in the general
15 fund. The annual estimated balance in the account may be used by the
16 legislature to make appropriations to the department to carry out the
17 purposes of this chapter.

18 * Sec. 129. AS 47.05.070 is amended by adding a new subsection to read:

19 (e) The commissioner of administration shall separately account
20 for third-party collections that the department deposits in the gener-
21 al fund. The annual estimated balance in the account may be used by
22 the legislature to make appropriations to the department to carry out
23 the purposes of AS 47.07.

24 * Sec. 130. AS 47.05 is amended by adding a new section to read:

25 Sec. 47.05.080. RETENTION OF OVERPAYMENTS COLLECTED. (a)
26 benefit overpayments collected by the department in administering
27 programs under AS 47.25.120 - 47.25.300 (general relief), AS 47.25.-
28 310 - 47.25.420 (aid to families with dependent children), AS 47.25.-
29 430 - 47.25.615 (adult public assistance), and AS 47.25.975 - 47.25.-

1 990 (food stamps) shall be remitted to the Department of Revenue under
2 AS 37.10.050(a).

3 (b) The commissioner of administration shall separately account
4 for overpayment collections that the department deposits in the gener-
5 al fund. The annual estimated balance in the account may be used by
6 the legislature to make appropriations to the department for costs of
7 administering the programs listed in (a) of this section.

8 * Sec. 131. AS 47.23.100 is amended to read:

9 Sec. 47.23.100. ALL PERSONS MAY USE AGENCY. The agency shall
10 provide aid to any person due child support under the laws of this
11 state upon application. The agency may, by regulation, [NOT] impose a
12 fee for services provided under this chapter [AS 47.23.010 - 47.23.280
13 UNLESS REQUIRED BY FEDERAL LAW].

14 * Sec. 132. AS 47.23.125 is amended by adding a new subsection to read:

15 (c) The commissioner of administration shall separately account
16 for all fees collected under AS 47.23.100 that the agency deposits in
17 the general fund. The annual estimated balance in the account may be
18 used by the legislature to make appropriations to the agency to carry
19 out the purposes of this chapter.

20 * Sec. 133. Notwithstanding AS 37.10.050(a), as amended by sec. 1, ch.
21 138, SLA 1986, a fee charged by an agency under a regulation that was
22 adopted before July 1, 1987, under authority of a statute that does not
23 expressly authorize a charge for a service is valid if it would have been
24 valid before the 1986 amendment of AS 37.10.050(a). The regulation and fee
25 remain in effect, and the agency may charge for the service, until the
26 regulation is repealed or amended by the agency. To amend the regulation
27 to change the fee, the agency shall meet the standard of AS 37.10.050(a).

28 * Sec. 134. In preparing the governor's budget for fiscal year 1989,
29 proposed general fund appropriations that are based on estimated general

ADDED

ADDED

1 fund program receipts as defined in AS 01.10.060(15), enacted in sec. 1 of
 2 this Act, shall be identified as general fund/program receipts and shall be
 3 included in the funding source designation as part of the general fund
 4 total.

5 * Sec. 135. AS 10.05.708(b), 10.05.711(b), 10.05.773; AS 10.15.535,
 6 10.15.540; AS 46.03.020(12) and 46.03.025 are repealed.

7 * Sec. 136. This Act takes effect July 1, 1987.
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Cook

A M E N D M E N T

Offered in the HOUSE

By Goll

TO: HB 263

Page 1, line 8, after "of":

Insert "state"

Page 1, line 9:

Delete "of state agencies"

Page 13, after line 2:

Insert a new bill section to read:

"* Sec. 42. AS 29.25 is amended by adding a new section to read:

Sec. 29.25.075. COLLECTION OF PENALTIES. (a) The court may collect for a municipality any monetary penalty or item to be forfeited as a result of the violation of an ordinance. The supreme court may prescribe by rule the fees to be charged by all courts to municipalities for providing collection services under this section.

STATE OF ALASKA 1987 LEGISLATIVE SESSION
FISCAL NOTE

Bill Version: HB 263

Publish Date: _____

REQUEST

Revision Date: _____

Agency Affected: Public Safety

Title: "An Act relating to the provision of and charges for State services.."

BRU: Alaska State Troopers

Sponsor: Rules/Governor

Components: Rural Trooper Housing

Requestor: House Finance

Director's Office

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		0	0	0	0	0
CAPITAL						
REVENUE						

FUNDING:: (Thousands of Dollars)

GENERAL FUNDS		0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL		0	0	0	0	0

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact is anticipated.

Prepared by: Joseph Reeves, Program Budget Analyst

Phone: 465-4349

Division: Administrative Services

Date: 4/17/87

Approved by Commissioner: J. [Signature]

Date: 4/27/87

Agency: Public Safety

Distribution (by preparer):

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

RECEIVED

APR 27 1987

page ____ of ____

LEGISLATIVE FINANCE

HB 263

Alaska State Legislature

REPRESENTATIVE
PAT POURCHOT

HOUSE FINANCE COMMITTEE
COMMITTEE ON OIL AND GAS



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JUNEAU
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House of Representatives

TECHNICAL AMENDMENT TO CSHB 263 (FIN)
RELATING TO THE FINANCIAL ADMINISTRATION OF STATE GOVERNMENT.

PAGE 24, lines 21-22

Delete all language and insert:

Money in the fund may be used by the legislature to make appropriations for costs of administering this chapter.

Rationale:

This makes the language regarding the WWII Veterans Revolving Loan Fund consistent with the language of the other loan funds addressed in HB 263.

(Amendment 1)

AMENDMENT # 2 by Rieger, Pourchot, Adams

Page 41, Section 131 - Delete

Page 41, Section 132 - Delete

(Amendment 2)

Alaska State Legislature

REPRESENTATIVE
PAT POURCHOT

HOUSE FINANCE COMMITTEE
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House of Representatives

MEMORANDUM

TO: House Finance Committee Members
FROM: Representative Pat Pourchot *Pat*
RE: New draft committee substitute for HB 263
DATE: May 10, 1987

I am planning to bring HB 263, relating to program receipts, back before the House Finance Committee on Monday, May 10. A redraft of the bill (dated 5/9/87) is attached. Changes to the 5/1/87 draft are as follows:

page 1, lines 17 and 21, and page 2, lines 1 and 5
Replaces "earnings on" with "receipts of" to clarify that program receipts do not include earnings which by law are to be deposited in the general fund as unrestricted revenue. (OMB)

page 16, lines 17-20
Adds a section authorizing the Department of Education to charge fees for centralized correspondence study programs and for departmental review of school plans. (Larson)

page 23, lines 11-21
Adds a section authorizing the Legislative Affairs Agency to charge fees for services and materials provided to entities outside of the legislative branch, and granting program receipt authority. (Adams)

page 24, line 29 - page 25, line 2
Makes operation of the mining loan fund consistent with other loan funds addressed in the bill by allowing the legislature to appropriate money in the fund for costs of administering the fund. (Brown)

page 25, line 27 - page 26, line 2
Deletes a section from the original bill that would have granted program receipt authority to the Court System. Fees collected by the courts will simply be deposited in the general fund. (Goll)

page 26, lines 3-9

Adds a section granting program receipt authority to the Department of Corrections for contractual funds received from municipalities for facility operation. (Swackhammer)

page 29, line 27

Clarifies that the Department of Administration may, rather than must, contract for personnel training services and charge fees for the services. (Rieger)

page 30

Deletes a section from the original bill that would have authorized the Department of Natural Resources to charge user fees in state parks. Legislation addressing this proposal (HB 16) has passed the House. (Brown)

page 33, line 29

Specifies that the fees charged by the Department of Environmental Conservation must be reasonable. (Rieger)

page 34, lines 2 and 9

Corrects the statutory reference for services for which the Department of Environmental Conservation may charge fees. (OMB)

page 41, line 28 - page 42, line 4

Adds a section requiring that in preparation of the FY 89 budget, proposed appropriations that are based on general fund program receipts be identified as such and be included in the general fund total. (Adams)

In addition, language has been added to each section dealing with loan funds to clarify that money in the funds may be used for administrative costs, only if the legislature appropriates them for that purpose (Sections 6, 7, 48, 50, 68, 70, 95, 101, 104, 105, 106, 110, 114, 119, 124, 126). (Brown, Rieger)

DRAFT 3

DATE: 4/15/80

BOOKPROOFED: _____

APPROVED: _____

INSERT FOR HB 263

"PROGRAM RECEIPTS"

1 * Sec. __. AS 10.05.039(a) is amended to read:

2 (a) The fee for registration of a corporate name shall be estab-
3 lished by the department by regulation [SUBJECT TO AS 10.05.773].

4 * Sec. __. AS 10.05.042 is amended to read:

5 Sec. 10.05.042. RENEWAL OF REGISTERED NAME. A corporation which
6 has registered its corporate name may renew the registration from year
7 to year by filing an application for renewal each year setting out the
8 facts required in an original application for registration and a
9 certificate of good standing required for an original registration and
10 by paying a fee established by the department by regulation [SUBJECT
11 TO AS 10.05.773]. An application for renewal may be filed between
12 October 1 and December 31 in each year. The renewal of the registra-
13 tion extends the registration for the following calendar year.

14 * Sec. __. AS 10.05.057(b) is amended to read:

15 (b) Whenever a corporation fails to appoint or maintain a regis-
16 tered agent in the state, or whenever its registered agent cannot,
17 with reasonable diligence, be found at the registered office, the
18 commissioner is an agent of the corporation upon whom the process,
19 notice or demand may be served. Service is made upon the commissioner
20 as agent by leaving with the commissioner, or with a clerk having
21 charge of the corporation division of the commissioner's office,
22 duplicate copies of the process, notice or demand. Service upon the
23 commissioner must be accompanied by a fee established by the depart-
24 ment by regulation [OF \$10]. When process, notice or demand is served
25 on the commissioner, the commissioner shall immediately forward a copy
26 of it by registered mail to the corporation at its registered office.
27 Service on the commissioner is returnable in not less than 30 days.

28 * Sec. __. AS 10.05.708 is amended to read:
29

-1-

COMMERCECorporations

Authority to set fees by
regulation.

This comment applies to all
sections on pages 1 thru 9.

FY 88 Budget: \$0.0.

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DATE: _____

BOOKPROOFED: _____

APPROVED: _____

See comment on page 1.

1 Sec. 10.05.708. INCORPORATION OR FILING FEES. [(a)] A domestic
2 or foreign corporation which is required by law to file articles of
3 incorporation with the department, except corporations organized under
4 AS 10.20 and foreign corporations organized under the laws of the
5 United States or the laws of a state or territory of the United States
6 or the laws of a foreign country for the same purposes as those al-
7 lowed under AS 10.20, shall pay to the commissioner a filing fee
8 established by the department by regulation. [THE FILING FEE SHALL BE
9 BASED ON THE AMOUNT OF AUTHORIZED CAPITAL STOCK OF THE CORPORATION.
10 HOWEVER, AN INCREASE IN THE AMOUNT OF A FILING FEE UNDER THIS SUBSEC-
11 TION IS SUBJECT TO AS 10.05.773.

12 (b) SHARES OF NO PAR VALUE ARE CONSIDERED TO BE OF THE PAR VALUE
13 OF \$10 EACH FOR THE PURPOSE OF COMPUTING THE AMOUNT OF THE FILING
14 FEE.]

15 * Sec. ____ AS 10.05.711 is amended to read:

16 Sec. 10.05.711. FEES ON FILING AMENDATORY ARTICLES OR CERTIFI-
17 CATES CHANGING CAPITAL STOCK. [(a)] A domestic or foreign corpora-
18 tion, except corporations organized under AS 10.20 and foreign corpo-
19 rations organized under the laws of the United States or the laws of a
20 state or territory of the United States or the laws of a foreign
21 country for the same purposes as those allowed under AS 10.20, filing
22 amendatory or supplemental articles of incorporation, or certificates
23 of increase or decrease of capital stock with the department, shall
24 pay to the commissioner

25 [(1) FOR FILING AMENDATORY OR SUPPLEMENTAL ARTICLES WHICH
26 DO NOT INCREASE CAPITAL STOCK, OR FOR FILING A CERTIFICATE OF DECREASE
27 OF CAPITAL STOCK,] a fee established by the department by regulation
28 [SUBJECT TO AS 10.05.773;

29 (2) FOR FILING AMENDATORY OR SUPPLEMENTAL ARTICLES THAT

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BOOKPROOFED: _____

APPROVED: _____

See comment on page 1.

1 INCREASE THE CAPITAL STOCK, OR FOR FILING A CERTIFICATE OF INCREASE OF
2 CAPITAL STOCK, A FEE ESTABLISHED BY THE DEPARTMENT BY REGULATION
3 SUBJECT TO AS 10.05.773 BASED ON THE AMOUNT OF CHANGE IN THE AUTHOR-
4 IZED STOCK OF THE CORPORATION.

5 (b) SHARES OF NO PAR VALUE ARE CONSIDERED TO BE OF THE PAR VALUE
6 OF \$10 EACH FOR THE PURPOSE OF COMPUTING THE AMOUNT OF THE FILING
7 FEE].

8 * Sec. ____ AS 10.05.714 is amended to read:

9 Sec. 10.05.714. FEES ON APPOINTMENT OR REVOCATION OF APPOINTMENT
10 OF PROCESS AGENT. (a) A foreign corporation filing with the depart-
11 ment a certificate of the appointment and consent of the agent resid-
12 ing in the state, or a certificate of revocation of the appointment of
13 the resident agent shall pay a fee to the commissioner established by
14 the department by regulation [SUBJECT TO AS 10.05.773].

15 (b) For filing a statement, mentioned in AS 10.05.054(a) and
16 (b), of change of address of registered agent, the agent shall pay a
17 fee to the commissioner established by the department by regulation
18 [SUBJECT TO AS 10.05.773].

19 * Sec. ____ AS 10.05.720 is amended to read:

20 Sec. 10.05.720. FAILURE TO PAY TAX OR MAKE REPORT AS PRECLUDING
21 SUIT BY CORPORATION AND CERTIFICATE OF PAYMENT OR FILING AS EVIDENCE.
22 No domestic or foreign corporation may commence or maintain a suit,
23 action or proceeding in a court in the state without alleging and
24 proving that it has paid its biennial corporation tax last due and has
25 filed its biennial report for the last reporting period. A certifi-
26 cate of the payment of the biennial corporation tax and filing of the
27 biennial report is prima facie evidence of the payment of the tax and
28 the filing of the biennial report. The commissioner shall issue the
29 certificate or a duplicate for a fee established by the department by

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1 regulation [SUBJECT TO AS 10.05.773].

2 * Sec. __. AS 10.05.747 is amended to read:

3 Sec. 10.05.747. OTHER FILING FEES. (a) The filing fee for an
4 instrument not otherwise provided for in this chapter shall be estab-
5 lished by the department by regulation [SUBJECT TO AS 10.05.773].

6 (b) The department may by regulation charge each corporation
7 subject to this chapter a fixed fee in place of the various fees
8 specified in this chapter, with the exception of AS 10.05.039, 10.05.-
9 708, and 10.05.711, and for routine administrative services rendered
10 to a corporation by the department. [AN INCREASE IN THE FIXED FEE
11 CHARGED UNDER THIS SUBSECTION IS SUBJECT TO AS 10.05.773.]

12 * Sec. __. AS 10.05.750 is amended to read:

13 Sec. 10.05.750. FEES AND PENALTIES PAYABLE ON WITHDRAWAL OF
14 FOREIGN CORPORATION. A registered foreign corporation may withdraw
15 from the state upon payment of all biennial corporation taxes and
16 penalties due at the time of desired withdrawal, and by filing with
17 the department a certificate of withdrawal, signed by its proper
18 officers and under its corporate seal. The fee for filing the certif-
19 icate with the department shall be established by the department by
20 regulation [SUBJECT TO AS 10.05.773].

21 * Sec. __. AS 10.05.753 is amended to read:

22 Sec. 10.05.753. FEES ON DISSOLUTION OF DOMESTIC CORPORATION. A
23 domestic corporation shall pay to the commissioner for the use of the
24 state a fee established by the department by regulation [SUBJECT TO
25 AS 10.05.773] for filing the instruments mentioned in this chapter
26 providing for the dissolution of domestic corporations.

27 * Sec. __. AS 10.05.756 is amended to read:

28 Sec. 10.05.756. TAXES, PENALTIES AND FEES ON FILING CERTIFICATE
29 OF DISSOLUTION OF FOREIGN CORPORATION. A foreign corporation desiring

See comment on page 1.

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See comment on page 1.

1 to file a certificate of dissolution from the state of its origin ma
2 file the certificate, when signed by the proper state officer, unde
3 seal, upon payment of all biennial corporation taxes and penalties du
4 at the time of dissolution. The filing fee in the office of the
5 commissioner shall be established by the department by regulation
6 [SUBJECT TO AS 10.05.773].

7 * Sec. __. AS 10.05.762 is amended to read:

8 Sec. 10.05.762. FEES FOR CERTIFIED COPIES OF INSTRUMENTS. Th
9 fee for furnishing a certified copy of any instrument shall be estab
10 lished by the department by regulation [SUBJECT TO AS 10.05.773].

11 * Sec. __. AS 10.15.530 is amended to read:

12 Sec. 10.15.530. BIENNIAL LICENSE FEE. Each cooperative no
13 organized and operated for nonprofit religious, charitable, cemetery
14 or educational purposes, shall pay to the department a biennial li
15 cense fee. The fee shall be paid before July 2 of the reporting year
16 [IN THE CASE OF NEW COOPERATIVES FORMED DURING A BIENNIAL PERIOD, TH
17 FEE SHALL BE PROPORTIONATE TO THE FRACTION OF THE BIENNIAL PERIOD.]

18 * Sec. __. AS 10.15.545 is amended to read:

19 Sec. 10.15.545. LICENSE FEE FOR COOPERATIVE [WITHOUT CAPITAL
20 STOCK]. The license fee of each cooperative [HAVING NO AUTHORIZED
21 SHARES OF CAPITAL STOCK] shall be established by the department b
22 regulation [SUBJECT TO AS 10.05.773].

23 * Sec. __. AS 10.15.555 is amended to read:

24 Sec. 10.15.555. MISCELLANEOUS FEES AND CHARGES. (a) The de
25 partment shall establish by regulation [SUBJECT TO AS 10.05.773] an
26 charge and collect from a cooperative fees for filing

27 (1) articles of incorporation or articles of consolidation
28 for a new cooperative;

29 (2) articles of amendment, restated articles, or article

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BOOKPROOFED: _____

APPROVED: _____

See comment on page 1.

1 of merger[, AND, IF THE ARTICLES PROVIDE FOR AN INCREASE OF THE AMOUNT
2 OF AUTHORIZED CAPITAL STOCK OF THE COOPERATIVE, THE FILING COOPERATIVE
3 SHALL ALSO PAY THE PROPORTIONATE PART OF THE ANNUAL LICENSE FEE FOR
4 THE SUCCEEDING FRACTION OF THE FISCAL YEAR, PAYABLE BY A COOPERATIVE
5 WHOSE AUTHORIZED SHARES EQUAL THE NEWLY INCREASED AUTHORIZED SHARES OF
6 THE FILING COOPERATIVE, LESS THE ANNUAL LICENSE FEE ALREADY PAID FOR
7 THE SUCCEEDING FRACTION OF THE FISCAL YEAR BY THE FILING COOPERATIVE;
8 BUT FILING ARTICLES DECREASING THE AUTHORIZED SHARES DOES NOT REDUCE
9 THE ANNUAL LICENSE FEE OF THE FILING COOPERATIVE UNTIL THE BEGINNING
10 OF THE FISCAL YEAR FOLLOWING THAT IN WHICH THE ARTICLES WERE FILED];

11 (3) statement of intent to dissolve;

12 (4) statement of revocation of voluntary dissolution pro-
13 ceedings;

14 (5) articles of dissolution;

15 (6) all other statements.

16 (b) The department may by regulation charge each cooperative
17 corporation subject to this chapter a fixed fee in place of charging
18 cooperative corporations the various fees specified in this chapter,
19 with the exception of AS 10.15.535, (a)(1) of this section, and for
20 routine administrative services rendered to the cooperative corpora-
21 tion by the department. [AN INCREASE IN THE AMOUNT OF A FIXED FEE
22 CHARGED UNDER THIS SUBSECTION IS SUBJECT TO AS 10.05.773.]

23 * Sec. __. AS 10.20.635 is amended to read:

24 Sec. 10.20.635. FEES FOR FILING DOCUMENTS AND ISSUING CERTIFI-
25 CATES. (a) The commissioner shall establish by regulation [SUBJECT
26 TO AS 10.05.773], charge, and collect for

27 (1) filing articles of incorporation and issuing a certifi-
28 cate of incorporation;

29 (2) filing articles of amendment and issuing a certificate

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1 of amendment;

2 (3) filing restated articles of incorporation and issuing a
3 restated certificate of incorporation;

4 (4) filing articles of merger or consolidation and issuing
5 a certificate of merger or consolidation;

6 (5) filing a statement of change of address of registered
7 office or change of registered agent, or both;

8 (6) filing articles of dissolution;

9 (7) filing an application of a foreign corporation for a
10 certificate of authority to conduct affairs in this state and issuing
11 a certificate of authority;

12 (8) filing an application of a foreign corporation for an
13 amended certificate of authority to conduct affairs in this state and
14 issuing an amended certificate of authority;

15 (9) filing a copy of an amendment to the articles of incor-
16 poration of a foreign corporation holding a certificate of authority
17 to conduct affairs in this state;

18 (10) filing a copy of articles of merger of a foreign corpo-
19 ration holding a certificate of authority to conduct affairs in this
20 state;

21 (11) filing an application for withdrawal of a foreign
22 corporation and issuing a certificate of withdrawal;

23 (12) filing any other statement or report, including
24 biennial report, of a domestic or foreign corporation.

25 (b) The department may by regulation charge each corporation
26 subject to this chapter a fixed fee in place of the various fee
27 specified in this chapter[, WITH THE EXCEPTION OF (a) OF THE
28 SECTION,] and for routine administrative services rendered to the
29 corporation by the department. [AN INCREASE IN THE FIXED FEE CHARGE

See comment on page 1.

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DATE: _____

BOOKPROOFED: _____

APPROVED: _____

1 UNDER THIS SUBSECTION IS SUBJECT TO AS 10.05.773.]

2 See comment on page 1.

3 * Sec. __. AS 10.20.640 is amended to read:

4 Sec. 10.20.640. FEE FOR CERTIFIED COPIES OF INSTRUMENTS. The
5 fee for furnishing a certified copy of any instrument shall be estab-
6 lished by the department by regulation [SUBJECT TO AS 10.05.773].

7 * Sec. __. AS 10.25.530 is amended to read:

8 Sec. 10.25.530. FEES. (a) The commissioner shall establish by
9 regulation [SUBJECT TO AS 10.05.773], charge and collect filing fees
10 for

- 11 (1) filing articles of incorporation;
- 12 (2) filing articles of amendment;
- 13 (3) filing articles of consolidation or merger;
- 14 (4) filing articles of conversion;
- 15 (5) filing certificate of election to dissolve;
- 16 (6) filing articles of dissolution;
- 17 (7) filing certificate of change of principal office and
18 designation or change of registered office and registered agent; and
- 19 (8) acting as agent for service of process.

20 (b) The department may by regulation charge each cooperative
21 subject to this chapter a fixed fee in place of the various fees
22 specified in this chapter[, WITH THE EXCEPTION OF (a)] OF THIS
23 SECTION], and for the routine administrative services rendered to the
24 corporation by the department. [AN INCREASE IN THE FIXED FEE CHARGED
25 UNDER THIS SUBSECTION IS SUBJECT TO AS 10.05.773.]

26 (c) The commissioner of administration shall separately account
27 for all fees collected under this chapter that the Department of
28 Commerce and Economic Development deposits in the general fund. The
29 annual estimated balance in the account may be used by the legislature
to make appropriations to the department to carry out the purposes of

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DATE: _____

BOOKPROOFED: _____

APPROVED: _____

1 this chapter.

2 * Sec. __. AS 10.35.060 is amended to read:

3 Sec. 10.35.060. FEE FOR AND DURATION OF REGISTERED NAME. The
4 fee for the initial registration of a business name shall be estab-
5 lished by the department by regulation [SUBJECT TO AS 10.05.773]. The
6 year in which the registration becomes effective is considered a full
7 year of registration and the registration is effective until the clos-
8 of the fifth calendar year beginning with the year of initial regis-
9 tration.

10 * Sec. __. AS 10.35.070 is amended to read:

11 Sec. 10.35.070. RENEWAL OF REGISTERED NAME. A regist business
12 name may be renewed every five years if an application for renew
13 al is filed. An application for renewal must set out the facts re-
14 quired in an original application for registration and be accompanie
15 by a renewal fee to be established by the department by regulatio
16 [SUBJECT TO AS 10.05.773]. An application for renewal may be file
17 between October 1 and December 31 of any year. The renewal of th
18 registration extends the registration for the following five calenda
19 years.

20 * Sec. __. AS 10.40.140(a) is amended to read:

21 (a) Any document required to be filed with the commissione
22 under this chapter shall be accompanied by a fee to be established b
23 the department by regulation [SUBJECT TO AS 10.05.773].

24 * Sec. __. AS 10.05.773, AS 10.15.535, and 10.15.540 are repealed.
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See comment on page 1.

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DATE: 4/16/87

BOOKPROOFED: _____

APPROVED: _____

INSERT 2

FOR

HB 263 "PROGRAM RECEIPTS"

* Sec. __. AS 06.01.010 is amended to read:

Sec. 06.01.010. EXAMINATION FEES AND ASSESSMENTS. (a) The expenses of the department reasonably incurred in the examination or investigation of all financial institutions or applications to establish financial institutions regulated by the department under this title shall be charged to and paid by each financial institution as provided in (b) and (c) of this section.

(b) The commissioner shall adopt regulations providing for semi-annual assessment of deposit institutions. The assessment must be based on asset size and must cover the aggregate cost of periodic examinations of these deposit institutions.

(c) The commissioner shall assess every financial institution, and every applicant to establish a financial institution, a fee for the actual expenses incurred by the department in connection with any examination or investigation, whether regular or special for an institution that is not a deposit institution, and only for a special examination or investigation of an institution that is a deposit institution. The fee must [SHALL] include the proportionate part of the salaries and cost of employee benefits of the examiners while conducting examinations or investigations and while preparing reports of them, and transportation costs and per diem of each examiner while away from the examiner's [HIS] duty station. [HOWEVER, THE COST TO THE FINANCIAL INSTITUTION IN CONNECTION WITH AN EXAMINATION MAY NOT EXCEED \$7,500 PER EXAMINATION.] The assessment shall be made by the commissioner as soon as feasible after the examination or investigation has been completed. All assessments must [SHALL] be paid to [AND RECEIVED BY] the department by each institution, and received by the department, within 30 days after receipt of notice of the assessment.

COMMERCEDevelopment, Banking, Securities and Corporations

Fees and assessments for financial institution examinations.

FY 88 Budget: \$103.4.

DRAFT

DATE: _____

BOOKPROOFED: _____

APPROVED: _____

1 (d) [~~(c)~~] Any financial institution that [WHICH] fails to make
 2 the payments required by the commissioner under (a), [AND] (b), and
 3 (c) of this section within the time specified is subject to a penalty
 4 of not more than \$100 each day it is late. The penalty, together with
 5 the amount due under [(a) OF] this section, may be recovered in a
 6 civil action brought by the department.

7 (e) In this section, "deposit institution" means an institution
 8 chartered under this title which has obtained authority from the
 9 department to receive deposits of the type eligible to be insured by
 10 an agency of the federal government.

11 * Sec. __. AS 18.07 is amended by adding a new section to read:

12 Sec. 18.07.035. APPLICATION AND FEES. (a) Application for a
 13 certificate of need must be made to the department upon a form provid-
 14 ed by it, and must contain the information the department requires to
 15 reach a decision under AS 18.07.041 -- 18.07.111. Each application
 16 for a certificate of need must be accompanied by an application fee as
 17 established by the department by regulation.

18 (b) The commissioner of administration shall separately account
 19 for fees collected under this section that the Department of Health
 20 and Social Services deposits in the general fund. The annual estimat-
 21 ed balance in the account may be used by the legislature to make
 22 appropriations to the department.

23 * Sec. __. AS 47.05.070 is amended by adding a new subsection to read:

24 (e) The commissioner of administration shall separately account
 25 for third-party collections that the department deposits in the gener-
 26 al fund. The annual estimated balance in the account may be used by
 27 the legislature to make appropriations to the department to carry out
 28 the purposes of AS 47.07.

29 * Sec. __. AS 47.05 is amended by adding a new section to read:

HEALTH AND SOCIAL SERVICES

Administrative Services

New Fee

FY 88 Budget: \$0.0.

HEALTH AND SOCIAL SERVICES

Medicaid

FY 88 Budget: \$250.0

DRAFT

DATE: _____

BOOKPROOFED: _____

APPROVED: _____

HEALTH AND SOCIAL SERVICES

Public Assistance Administration

FY 88 Budget: \$40.0

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Sec. 47.05.080. RETENTION OF OVERPAYMENTS COLLECTED. (a)
Benefit overpayments collected by the department in administering
programs under AS 47.25.120 -- 47.25.300 (general relief), AS 47.25.-
310 -- 47.25.420 (aid to families with dependent children), AS 47.25.-
430 -- 47.25.615 (adult public assistance), and AS 47.25.975 --
47.25.990 (food stamps) must be remitted to the Department of Revenue
in accordance with AS 37.10.050(a).

(b) The commissioner of administration shall separately account
for overpayment collections that the department deposits in the gener-
al fund. The annual estimated balance in the account may be used by
the legislature to make appropriations to the department for the
purposes of the programs mentioned in (a) of this section.

MEMORANDUM

State of Alaska

TO: Jay Hogan, Director
Division of Budget Review
Office of Management & Budget
Governor's Office


DATE: April 16, 1987

FILE NO.: 773-87-0030

THRU: TELEPHONE NO.: 465-3600

SUBJECT: Amendment of HB 263
(program receipts)
-- DHSS hospital
license fees

FROM: Grace Berg Schaible
Attorney General

By: 
Arthur H. Peterson
Assistant Attorney General
Legislation/Regulations Section

In reviewing this bill one more time, it appears to me that we should make a change in sec. 27, because our reference to AS 44.29.022 in the last sentence is not sufficiently accurate.

Here is my suggested amendment:

A M E N D M E N T

Offered in the HOUSE

BY

TO: HB 263

Page 8, line 17:

Before the word "Application," insert "(a)."

Page 8, lines 24 and 25:

Delete all material and insert the following:

"shall deposit all fees received in the state treasury.

"(b) The commissioner of administration shall separately account for fees collected under this section that the Department of Health and Social Services deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropria-

Jay Hogan, Director
Div. of Budget Review

April 16, 1987
Page 2

tions to the department for the purposes of this chapter."

AHP:md

cc: Hon. Myra Munson, Commissioner
Dept. of Health & Social Services

MEMORANDUM

State of Alaska

TO: Jay Hogan, Director
Division of Budget Review
Office of Management & Budget


DATE: April 15, 1987

FILE NO.: 773-87-0030

THRU: TELEPHONE NO.: 465-3600

SUBJECT: Addition to "program receipts" bill
(HB 263)

FROM: Grace Berg Schaible
Attorney General

By: 
Arthur H. Peterson
Assistant Attorney General
Legislation/Regulations Section

On page 2, line 8, after "AS 39.35" and before the closing parenthesis insert ", and former AS 39.37." This will pick up the reference to the elected public officers retirement system ("EPORS"), which is still being managed to take care of the few people who qualified for it before it was repealed.

This change should be added to your package of changes that you are working on for this bill.

AHP:md

cc: Ken Humpreys, Director
Division of Retirement & Benefits
Dept. of Administration

MEMORANDUM

State of Alaska

TO: JoAnn Schultz
Corporations Supervisor
Division of Banking, Securities, FILE NO.: 773-87-0030
and Corporations

DATE: April 15, 1987

THRU: Department of Commerce and TELEPHONE NO.: 465-3600
Economic Development

FROM: Grace Berg Schaible
Attorney General

SUBJECT: Corporations insert
for the program
receipts bill
(HB 263)

By: Arthur H. Peterson
Assistant Attorney General
Legislation/Regulations Section

As we discussed, here's a copy of the corporation amendments to HB 263 (program receipts) which you requested. Jay Hogan plans to take these amendments, and others, to the House Finance Committee.

AHP:md

cc w/enc.: Jay Hogan, Director
Division of Budget Review
Office of Management & Budget
Governor's Office

Becky Bear, Legislative Liaison
Dept. of Commerce & Economic Development

AL

Alaska State Legislature

House of Representatives

Al Adams

Chairman

Committee on Finance



Official Business

WHILE IN SESSION
P.O. Box V
State Capitol
Juneau, Alaska 99811
(907) 465-3706

OUT OF SESSION
P.O. Box 333
Kotzebue, Alaska 99752
(907) 442-3320

1024 W. 6th
Anchorage, Alaska 99501
(907) 274-0615

MEMORANDUM

To: All Members
House Finance Committee

From: Al Adams *AA*
Chairman
House Finance Committee

Date: April 8, 1987

Subj: Program Receipts/Misc. Fees

Attached is a draft copy of the long-awaited "program receipts" bill. This bill will be introduced on Friday on behalf of the Governor and should be sent directly to the House Finance Committee.

All members should carefully review those sections of the bill which pertain to their budgets. If budget subcommittees are contemplating adding new program receipts to their respective budgets, they must make sure that the department in question has specific statutory authority to receive and expend the new program receipts. If statutory changes are required--this is the vehicle.

Note than in the left-hand margin of the bill there is a notation as to the department and program being dealt with in each section. Information is also provided as to the amount of program receipts included in the Governor's revised budget in each instance.

It is my intention to bring Mr. Hogan before the House Finance Committee as soon as budget close-outs are completed for a more detailed explanation of the bill. In the meantime feel free to contact the Office of Management & Budget or my office with any questions you might have.

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO.

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the financial administration of
7 state government; the provision of and charges for
8 state services; accounting for and disposition of
9 receipts of state agencies; and providing for an
10 effective date."

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

12 * Section 1. AS 01.10.060 is amended by adding a new paragraph to read:

13 (15) "program receipts" means fees, charges, income earned
14 on assets, and other state money received by a state agency in connec-
15 tion with the performance of its functions; the following program
16 receipts are not general fund program receipts:

17 (A) federal receipts;

18 (B) earnings on the following intergovernmental ser-
19 vice funds:

20 (i) highway working capital fund (AS 44.74.010);

21 (ii) correctional industries fund (AS 33.32.020);

22 (C) earnings on the following enterprise funds:

23 (i) loan funds;

24 (ii) international airport revenue fund (AS 37.-
25 15.430);

26 (iii) funds managed by the Alaska Housing Finance
27 Corporation (AS 18.56.020), the Alaska Industrial Develop-
28 ment Authority (AS 44.88.020), or the Municipal Bond Bank
29 Authority (AS 44.85.020);

-1-

1 (D) University of Alaska receipts (AS 14.40.490);

2 (E) earnings on the following special revenue funds:

3 (i) fish and game fund (AS 16.05.100);

4 (ii) school fund (AS 43.50.140);

5 (iii) training and building fund (AS 23.20.130);

6 (F) earnings on the following trust funds:

7 (i) retirement funds (AS 14.25, AS 22.25, AS 26.-
8 05.222, AS 39.35);

9 (ii) permanent fund (art. IX, sec. 15, Alaska
10 Constitution);

11 (iii) public school fund (AS 37.14.110);

12 (iv) second injury fund (AS 23.30.040);

13 (v) fishermen's fund (AS 23.35.060).

TRANSPORTATION

Add purposes for which leases
are authorized. Linked to
Sec. 3.

14 * Sec. 2. AS 02.15.090(a) is amended to read:

15 (a) State operation. In operating an airport or air navigation
16 facility owned or controlled by the state, the department may enter
17 into contracts, leases and other arrangements covering periods not
18 exceeding 55 years with a person or municipality or the United States,
19 granting the privilege of using or improving an airport or air naviga-
20 tion facility or a portion of it or space in it for commercial, OR
21 governmental, or other purposes; or conferring the privilege of sup-
22 plying goods, commodities, services or facilities at an airport or air
23 navigation facility. The department may establish the terms and con-
24 ditions and fix the charges, rentals, and fees for the privileges or
25 services, which are reasonable and uniform for the same class of
26 privilege or service. These terms, conditions, charges, rentals and
27 fees shall be established with due regard to the property and improve-
28 ments used and the expense of operation to the state. In no case
29 shall be public be deprived of its rightful, equal and uniform use of

TRANSPORTATION	
S.W. MGT/Finance	113.2
Central Airport Leasing	363.2
N. Region Airport Leasing	314.4
S.E. Admin. Svcs.	58.9
TOTAL	\$849.7

TRANSPORTATION
Fee Authorization
Budget: See Note bottom of
this page.

TRANSPORTATION
Fee Authorization
Budget: \$ 0.0.

the airport, air navigation facility, or portion thereof.

* Sec. 3. AS 02.15.090 is amended by adding a new subsection to read:

(c) The commissioner of administration shall separately account for charges, rentals, and fees collected under this section and deposited in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

* Sec. 4. AS 02.15.102 is amended to read:

Sec. 02.15.102. USE OF AIRPORTS FOR UTILITIES. A utility facility may be constructed, placed, or maintained across, along, over, under, or within a state airport only in accordance with regulations adopted or procedures prescribed by the department and only if authorized by a written permit issued by the department. The department may charge a fee for a permit issued under this section. The commissioner of administration shall separately account for utility permit fees that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

* Sec. 5. AS 02.15.106 is amended to read:

Sec. 02.15.106. ENCROACHMENT PERMITS. An encroachment may be constructed, placed, changed, or maintained across or within an airport, but only in accordance with regulations or procedures adopted by the department. An encroachment may not be constructed, placed, maintained, or changed until it is authorized by a written permit issued by the department, unless the department provides otherwise by regulation. The department may charge a fee for a permit issued under this section. The commissioner of administration shall separately account for encroachment permit fees that the department deposits in

03-038

JOTPF Right-Of-Way Permit fees in FY 88 DOTPF Budget (Sections 4,32 & 43):

Central Region Design and Construction, Engineering Mgmt.	\$175.0
Northern Region Design and Construction, Engineering Mgmt.	69.4
S.E. Region Design and Construction, Engineering Mgmt.	72.0
TOTAL	\$316.4

1 the general fund. The annual estimated balance in the account may be
2 used by the legislature to make appropriations to the department to
3 carry out the purposes of this chapter.

4 NATURAL RESOURCES
5 Agriculture Revolving Loan
6 Fund - \$1,129.2

* Sec. 6. AS 03.10 is amended by adding a new section to read:

7 Sec. 03.10.045. ADMINISTRATIVE COST. The department may use
8 money in the fund to carry out the administration of this chapter.

9 NATURAL RESOURCES
10 Grain Reserve Loan Fund -
11 \$45.4.

* Sec. 7. AS 03.12 is amended by adding a new section to read:

12 Sec. 03.12.045. ADMINISTRATIVE COST. The department may use
13 money in the fund to carry out the administration of this chapter.

14 REVENUE
15 A.B.C. Board - \$102.5

* Sec. 8. AS 04.11.270(b) is amended by adding a new paragraph to read:

16 (3) The commissioner of administration shall separately
17 account for all application fees collected under this section that the
18 department deposits in the general fund. The annual estimated balance
19 in the account may be used by the legislature to make appropriations
20 to the department to carry out the purposes of AS 04.06.

21 VARIOUS AGENCIES
22 Access to Public Records.

* Sec. 9. AS 09.25 is amended by adding a new section to read:

23 Sec. 09.25.115. ACCOUNTING FOR AND DISPOSITION OF FEES. The
24 commissioner of administration shall separately account for all fees
25 collected under AS 09.25.110 and 09.25.120 that the various state
26 agencies deposit in the general fund. The annual estimated balance in
27 the accounts may be used by the legislature to make appropriations to
28 the agencies to carry out their respective functions.

29 CORRECTIONS
Probation 30.0.

* Sec. 10. AS 12.55.105(a) is amended to read:

30 Sec. 12.55.105. PROBATION AND URINALYSIS FEES [FEE]. (a) A
31 court granting probation shall require a periodic probation fee to be
32 paid to the Department of Corrections as a condition of probation. In
33 addition, the department may charge a fee for any urinalysis that may
34 be required. The fee amounts [AMOUNT] shall be established by regu-
35 lation adopted by the commissioner of corrections.

EDUCATION
Sec. 11 & 12
Libraries - \$147.5 (1020)

1 * Sec. 11. AS 14.56.030(10) is amended to read:
2 (10) establishing and charging fees for reproduction, [OR]
3 printing, and handling costs, [AND] for mailing and distributing state
4 publications and research data, and for other services authorized by
5 this chapter.

6 * Sec. 12. AS 14.56.035 is amended to read:
7 Sec. 14.56.035. ACCOUNTING FOR AND DISPOSITION OF FEES. The
8 commissioner of administration shall separately account for [PUBLICA-
9 TION AND DISTRIBUTION] fees received under AS 14.56.030(10) and that
10 the department deposits in the general fund. The annual estimated
11 balance in the account may be used by the legislature to make appro-
12 priations to the department to carry out the purposes of AS 14.56.030.

13 * Sec. 13. AS 14.57.010 is amended by adding a new subsection to read:
14 (c) The department may establish by regulation, and collect,
15 reasonable user fees and other fees for services provided by the
16 department under AS 14.57.

17 * Sec. 14. AS 14.57.015 is amended to read:
18 Sec. 14.57.015. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
19 commissioner of administration shall separately account for each
20 endowment, [OR] grant, or gift from a private donor received under
21 AS 14.57.010(b)(4), and for fees collected under AS 14.57.010(c), and
22 deposited by the department in the general fund. The annual estimated
23 balance in the account may be used by the legislature to make appro-
24 priations to the department to carry out the purposes of AS 14.57.010.

25 * Sec. 15. AS 15.62 is amended by adding a new section to read:
26 Sec. 15.62.020. VOTER REGISTRATION AND ELECTION MANAGEMENT
27 SYSTEM RECEIPTS. (a) The director may sell voter registration and
28 election management system data processing software. Receipts gen-
29 erated through any such sales must be deposited in the general fund.

EDUCATION
Sec. 13 & 14
Museums - \$75.0 (1020)

GOVERNOR
Elective Operations
New Fee

1 (b) The commissioner of administration shall separately account
2 for all money collected through sales under (a) of this section which
3 the department deposits in the general fund. The annual estimated
4 balance in the account may be used by the legislature to make appro-
5 priations to the division of elections to carry out its responsibil-
6 ities in connection with the voter registration and election manage-
7 ment system.

8 * Sec. 16. AS 16.05.050 is amended by adding a new paragraph to read:

9 (17) to operate state housing for employees and contractors
10 in support of the department's responsibilities and to charge rent
11 that is consistent with any applicable collective bargaining agree-
12 ment; rent received from tenants must be deposited in the general
13 fund.

14 * Sec. 17. AS 16.05.053 is amended to read:

15 Sec. 16.05.053. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
16 commissioner of administration shall separately account for money
17 collected under AS 16.05.050(4), (15), [AND] 16, and (17) and that the
18 department deposits in the general fund. The annual estimated balance
19 in each account may be used by the legislature to make appropriations
20 to the department to carry out the activities for which fees have been
21 charged or for which the money was collected.

22 * Sec. 18. AS 16.10.310(a)(3) is amended to read:

23 (3) adopt regulations necessary to carry out the provisions
24 of AS 16.10.300 -- 16.10.370, including regulations to establish
25 reasonable fees for services provided [ITS FUNCTIONS];

26 * Sec. 19. AS 16.10.310(a) is amended by adding a new paragraph to
27 read:

28 (9) charge and collect the fees established under this
29 subsection.

FISH & GAME
Sec. 16 & 17
FRED Employee Housing -
\$309.5

COMMERCE
Secs. 18, 19, 20, 21 & 22-
Commercial Fishing Loan Fund
Budget: \$978.1

1 * Sec. 20. AS 16.10 is amended by adding a new section to read:

2 Sec. 16.10.312. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
3 commissioner of administration shall separately account for all fees
4 and collection charges that the department deposits in the general
5 fund. The annual estimated balance in the account may be used by the
6 legislature to make appropriations to the department to carry out the
7 purposes of AS 16.10.300 -- 16.10.320.

8 * Sec. 21. AS 16.10.320 is amended by adding a new subsection to read:

9 (j) All principal and interest payments, and any money charge-
10 able to principal or interest which is collected through liquidation
11 by foreclosure or other process on loans made under AS 16.10.300 --
12 16.10.370, shall be paid into the commercial fishing revolving loan
13 fund.

14 * Sec. 22. AS 16.10 is amended by adding a new section to read:

15 Sec. 16.10.345. ADMINISTRATIVE COST. The department may use
16 money in the fund to carry out the administration of AS 16.10.300 --
17 16.10.370.

18 * Sec. 23. AS 16.10.505 is amended to read:

19 Sec. 16.10.505. FISHERIES ENHANCEMENT REVOLVING LOAN FUND.
20 There is created within the Department of Commerce and Economic Devel-
21 opment a revolving fund to be known as the fisheries enhancement
22 revolving loan fund. The fund shall be used to carry out the purposes
23 of AS 16.10.500 -- 16.10.560 and for no other purpose. All principal
24 and interest payments, and any money chargeable to principal or inter-
25 est which is collected through liquidation by foreclosure or other
26 process on loans made under AS 16.10.500 -- 16.10.620, shall be paid
27 into the fisheries enhancement revolving loan fund.

28 * Sec. 24. AS 16.10.510(4) is amended to read:

29 (4) adopt regulations necessary to carry out the provisions

COMMERCE
Secs. 23, 24, 25 & 26 -
Fisheries Enhancement Loan
Fund.
Budget: \$235.6

1 of AS 16.10.500 -- 16.10.560, including regulations to establish
2 reasonable fees for services provided [HIS FUNCTIONS];

3 * Sec. 25. AS 16.10.510 is amended by adding a new paragraph to read:
4 (1) charge and collect the fees established under this
5 section.

6 * Sec. 26. AS 16.10 is amended by adding new sections to read:

7 Sec. 16.10.512. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
8 commissioner of administration shall separately account for all fees
9 and collection charges that the department deposits in the general
10 fund. The annual estimated balance in the account may be used by the
11 legislature to make appropriations to the department to carry out the
12 purposes of AS 16.10.500 -- 16.10.620.

13 Sec. 16.10.515. ADMINISTRATIVE COST. The department may use
14 money in the fund to carry out the administration of AS 16.10.500 --
15 16.10.620.

16 * Sec. 27. AS 18.20.030 is amended to read:

17 Sec. 18.20.030. APPLICATION AND FEES. Application for a license
18 shall be made to the department upon a form provided by it, and shall
19 contain the information the department requires, which may include
20 affirmative evidence of ability to comply with the reasonable stan-
21 dards and regulations adopted under AS 18.20.060 -- 18.20.080. Each
22 application for a license shall be accompanied by a license fee as
23 established by the department by regulation [OF \$10]. The department
24 shall manage [DEPOSIT] all fees received in accordance with AS 44.29.-
25 022 [THE STATE TREASURY].

26 * Sec. 28. AS 18.20.040 is amended to read:

27 Sec. 18.20.040. ISSUANCE AND RENEWAL OF LICENSE AND POSTING.
28 Upon receipt of an application for license and the license fee, the
29 department shall issue a license if the applicant meets the

HEALTH & SOCIAL SERVICES
Administrative Services
New Fee - \$ 0.0

HEALTH & SOCIAL SERVICES
Certification License
New Fee - \$0.0

1 requirements established under AS 18.20.060 -- 18.20.080. If the
2 applicant does not meet the requirements established under AS 18.20.-
3 060 -- 18.20.080 but makes continued efforts to comply with them, the
4 department may grant a temporary or provisional license for a reason-
5 able period of time. A license, unless suspended or revoked, is
6 renewable annually [WITHOUT CHARGE] upon filing by the licensee, and
7 approval by the department of an annual report on the uniform data
8 containing the information in the form the department prescribes by
9 regulation. Each license issued is for the premises and person or
10 governmental unit named in the application and is not transferable or
11 assignable except with the written approval of the department. Li-
12 censes shall be posted in a conspicuous place on the licensed prem-
13 ises.

14 * Sec. 29. AS 18.65.410 is amended to read:

15 Sec. 18.65.410. APPLICATIONS. Application for a license as a
16 security guard must be made on forms provided by the commissioner.
17 The application must require the furnishing of information reasonably
18 required by the commissioner to carry out the provisions of AS 18.65.-
19 400 -- 18.65.490, including classifiable fingerprints to enable the
20 search of criminal indices for evidence of a prior criminal record.
21 The application must be accompanied by a nonrefundable application fee
22 in an amount set by the department by regulation [OF \$25] for a secu-
23 rity guard and [S200] for a security guard agency.

24 * Sec. 30. AS 18.65 is amended by adding a new section to read:

25 Sec. 18.65.415. ACCOUNTING FOR AND DISPOSITION OF FEES. The
26 commissioner of administration shall separately account for fees
27 collected under AS 18.65.410 and 18.65.430 that the Department of
28 Public Safety deposits in the general fund. The annual estimated
29 balance in the account may be used by the legislature to make

PUBLIC SAFETY
Alaska State Troopers - \$0.0

PUBLIC SAFETY
Motor Vehicles - \$0.0

1 appropriations to the department to carry out the purposes of AS 18.-
2 65.400 -- 18.65.490.

3 * Sec. 31. AS 18.65.430 is amended to read:

4 Sec. 18.65.430. DURATION OF LICENSE. A security guard license
5 issued under AS 18.65.400 -- 18.65.490 is valid for a period of two
6 years and may be renewed for additional two-year terms. A renewal fee
7 set by the department by regulation [OF \$25] must be paid for each
8 renewal.

9 * Sec. 32. AS 19.25.010 is amended to read:

10 Sec. 19.25.010. USE OF RIGHTS-OF-WAY FOR UTILITIES. A utility
11 facility may be constructed, placed, or maintained across, along,
12 over, under or within a state right-of-way only in accordance with
13 regulations prescribed by the department and if authorized by a writ-
14 ten permit issued by the department. The department may charge a fee
15 for a permit issued under this section. The commissioner of adminis-
16 tration shall separately account for utility permit fees that the
17 department deposits in the general fund. The annual estimated balance
18 in the account may be used by the legislature to make appropriations
19 to the department to carry out the purposes of this chapter.

20 * Sec. 33. AS 19.60.030 is amended to read:

21 Sec. 19.60.030. REGULATIONS AND PERMITS. The department may
22 adopt [RULES AND] regulations governing the use of ferry terminal
23 facilities by the public which it considers necessary and proper in
24 the public interest. The department may charge a fee for the use of
25 ferry terminal facilities authorized under this section, whether the
26 use is under a permit or otherwise, and whether it is by one or more
27 individuals. The commissioner of administration shall separately
28 account for permit fees and use fees that the department deposits in
29 the general fund. The annual estimated balance in the account may be

PUBLIC SAFETY
State Troopers - \$0.0

TRANSPORTATION
Fee Authorization
Budget: See note bottom of
page 3.

TRANSPORTATION
Fee Authorization
Budget: \$0.0

COMMERCE
Secs. 34,35,36,37 & 38
Veterans Revolving Loan Fund
Budget: \$384.4

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used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

* Sec. 34. AS 26.15.030(a) is amended to read:

(a) The Department of Commerce and Economic Development shall formulate general policies and adopt regulations, including regulations to establish reasonable fees for services provided.

* Sec. 35. AS 26.15.030(c) is amended by adding a new paragraph to read:

(8) charge and collect the fees established under this section.

* Sec. 36. AS 26.15 is amended by adding a new section to read:

Sec. 26.15.035. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The commissioner of administration shall separately account for all fees and collection charges that the Department of Commerce and Economic Development deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to that department to carry out the purposes of this chapter.

* Sec. 37. AS 26.15.040(d) is amended to read:

(d) Money loaned shall be delivered to the borrower in the form of a warrant drawn on the treasury, vouchered in the manner prescribed for state disbursing officers, and charged against the Alaska World War II veterans' revolving fund. Each voucher shall be approved by the commissioner of commerce and economic development or any bonded deputy authorized to act as a certifying officer. Upon repayment of loans by installments, or otherwise, in accordance with the prescribed terms, or upon liquidation by foreclosure or other process, or upon receipt of interest (OR OTHER REVENUE), the money so received shall be turned over to the commissioner of revenue for deposit in the Alaska World War II veterans' revolving fund.

COMMERCE
Secs. 39, 40, & 41

Mining Revolving Loan Fund
Budget: \$201.3

1 * Sec. 38. AS 26.15 is amended by adding a new section to read:

2 Sec. 26.15.125. ADMINISTRATIVE COST. The Department of Commerce
3 and Economic Development may use money in the fund to carry out the
4 administration of this chapter.

5 * Sec. 39. AS 27.09.010(b) is amended to read:

6 (b) The mining loan fund is a revolving fund consisting of
7 appropriations made to the fund by the legislature, (AND) repayments
8 of principal and interest, and any money chargeable to principal or
9 interest which is collected through liquidation by foreclosure or
10 other process, on loans made from the fund. Money appropriated to or
11 repaid into the fund does not lapse under AS 37.25.010.

12 * Sec. 40. AS 27.09.050 is amended to read:

13 Sec. 27.09.050. REGULATIONS. The department may adopt regula-
14 tions necessary to carry out the provisions of this chapter, including
15 regulations to establish reasonable fees for services provided [IN
16 ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT (AS 44.62) TO ADMIN-
17 ISTER THIS CHAPTER]. Regulations adopted under this section shall be
18 prepared after consultation with the Department of Natural Resources
19 or after consultation with a person who, in the opinion of the commis-
20 sioner of commerce and economic development or a designee, has broad
21 experience in and is highly qualified in advanced mineral exploration,
22 development, and mining.

23 * Sec. 41. AS 27.09 is amended by adding new sections to read:

24 Sec. 27.09.052. FEES. The department may charge and collect
25 fees established under AS 27.09.050.

26 Sec. 27.09.055. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
27 commissioner of administration shall separately account for all fees
28 and collection charges that the department deposits in the general
29 fund. The annual estimated balance in the account may be used by the

1 legislature to make appropriations to the department to carry out the
2 purposes of this chapter.

CORRECTIONS
Statewide Programs \$215.4

3 * Sec. 42. AS 33.30.131 is amended by adding a new subsection to read:

4 (e) The commissioner of administration shall separately account
5 for prisoner earnings collected under (b)(1) and (3) of this section
6 and deposited in the general fund. The annual estimated balance in
7 the account may be used by the legislature to make appropriations to
8 the department to carry out the provisions of this section.

9 * Sec. 43. AS 35.10.210 is amended to read:

10 Sec. 35.10.210. USE OF PUBLIC FACILITIES FOR UTILITIES. A
11 utility facility may be constructed, placed, or maintained across,
12 along, over, under, or within a state public facility only in accor-
13 dance with regulations adopted or procedures prescribed by the depart-
14 ment and only if authorized by a written permit issued by the depart-
15 ment. The department may charge a fee for a permit issued under this
16 section. The commissioner of administration shall separately account
17 for utility permit fees that the department deposits in the general
18 fund. The annual estimated balance in the account may be used by the
19 legislature to make appropriations to the department to carry out the
20 purposes of this chapter.

TRANSPORTATION
Fee Authorization
Budget: See note bottom of
page 3.

21 * Sec. 44. AS 35.10.230 is amended to read:

22 Sec. 35.10.230. ENCROACHMENT PERMITS. An encroachment may be
23 constructed, placed, changed, or maintained across or within a public
24 facility, but only in accordance with regulations or procedures adopt-
25 ed by the department. An encroachment may not be constructed, placed,
26 maintained, or changed until it is authorized by a written permit
27 issued by the department, unless the department provides otherwise by
28 regulation. The department may charge a fee for a permit issued under
29 this section. The commissioner of administration shall separately

TRANSPORTATION
Fee Authorization
Budget: \$0.0

1 account for encroachment permit fees that the department deposits in
2 the general fund. The annual estimated balance in the account may be
3 used by the legislature to make appropriations to the department to
4 carry out the purposes of this chapter.

5 NATURAL RESOURCES
6 Land & Water Management -
7 \$241.0
8 * Also linked to Secs. 46 and
9 49.

* Sec. 45. AS 38.05.035 is amended by adding a new subsection to read:

6 (g) The commissioner of administration shall separately account
7 for all fees collected under (b)(2), (3), (5), (7), and (f) of this
8 section that the department deposits in the general fund. The annual
9 estimated balance in the account may be used by the legislature to
10 make appropriations to the department to carry out the purposes of
11 (b)(2), (3), (5), (7), and (f) of this section.

12 NATURAL RESOURCES
13 Land & Water Management
14 * Funding identified in Sec.
15 45.

* Sec. 46. AS 38.05.068 is amended by adding a new subsection to read:

14 (e) The commissioner of administration shall separately account
15 for all fees collected under this section that the department deposits
16 in the general fund. The annual estimated balance in the account may
17 be used by the legislature to make appropriations to the department to
18 carry out the purposes of this section.

19 NATURAL RESOURCES
20 Land & Water Management -
21 \$0.0

* Sec. 47. AS 38.05.070 is amended by adding a new subsection to read:

21 (d) The commissioner of administration shall separately account
22 for all fees collected under this section that the department deposits
23 in the general fund. The annual estimated balance in the account may
24 be used by the legislature to make appropriations to the department to
25 carry out the purposes of this section.

26 NATURAL RESOURCES
27 Land & Water Management -
28 \$242.8

* Sec. 48. AS 38.05.082 is amended by adding a new subsection to read:

26 (f) The commissioner of administration shall separately account
27 for all fees collected under this section that the department deposits
28 in the general fund. The annual estimated balance in the account may
29 be used by the legislature to make appropriations to the department to
carry out the purposes of this section.

NATURAL RESOURCES

Land & Water Management
* Funding identified in
Sec. 45.

1 * Sec. 49. AS 38.05.102 is amended to read:

2 Sec. 38.05.102. LESSEE PREFERENCE. If land within a leasehold
3 created under AS 38.05.070 -- 38.05.105 is offered for sale or long-
4 term lease at the termination of the existing leasehold, the director
5 may, upon a finding that it is in the best interest of the state,
6 allow the holder in good standing of that leasehold to purchase or
7 lease the land for its appraised fair market value at the time of the
8 sale or long-term lease. The commissioner of administration shall
9 separately account for all fees collected under this section that the
10 department deposits in the general fund. The annual estimated balance
11 in the account may be used by the legislature to make appropriations
12 to the department to carry out the purposes of this section.

NATURAL RESOURCES

Land & Water Management -
\$0.0

13 * Sec. 50. AS 38.05.120 is amended by adding a new subsection to read:

14 (b) The commissioner of administration shall separately account
15 for all money collected under this section that the Department of
16 Natural Resources deposits in the general fund. The annual estimated
17 balance in the account may be used by the legislature to make appro-
18 priations to the department to carry out the purposes of this section
19 and AS 38.05.110, except with regard to timber.

20 * Sec. 51. AS 38.35.140(b) is amended to read:

21 (b) The lessee shall reimburse the state for all reasonable
22 costs incurred in processing an application filed under AS 38.35.050
23 and in monitoring the construction of the pipeline on the right-of-
24 way. The commissioner of administration shall separately account for
25 money received under this section [SUBSECTION] that the Department of
26 Natural Resources deposits in the general fund. The annual estimated
27 balance in the account may be used by the legislature to make appro-
28 priations to the department to carry out the purposes of AS 38.35
29 [THIS SECTION].

NATURAL RESOURCES

Land & Water Management -
\$164.6

NATURAL RESOURCES

Land & Water Management -
\$49.1

* Funding also linked to
Sec. 53.

1 * Sec. 52. AS 38.95.240(b) is amended to read:

2 (b) If it is determined that the plaintiff is entitled to the
3 property, the department shall deliver the property to the plaintiff.
4 The rents, profits, interest, or dividends that accrue to the state
5 during its possession of the property are the property of the state
6 and may not be recovered. The commissioner of administration shall
7 separately account for all fees collected under this subsection that
8 the department deposits in the general fund. The annual estimated
9 balance in the account may be used by the legislature to make appro-
10 priations to the department to carry out the purposes of AS 38.95.230.

11 * Sec. 53. AS 38.95.250 is amended to read:

12 Sec. 38.95.250. PROCEEDS OF SALE OR REDEMPTION. The department
13 shall deposit the proceeds of real property sold under AS 38.95.-
14 230(a)(1) less the expenses of sale, including attorney fees and ap-
15 praisal and publication costs in an escheated real property trust
16 account. The department shall maintain the proceeds in the account
17 for a period of at least seven years after the date of the judgment of
18 escheat. The department may use money in the trust account to pay
19 claims made under AS 38.95.240. The commissioner of administration
20 shall separately account for all fees collected under this subsection
21 that the department deposits in the general fund. The annual estimat-
22 ed balance in the account may be used by the legislature to make
23 appropriations to the department to carry out the purposes of AS 38.-
24 95.230.

25 * Sec. 54. AS 39.25.050 is amended to read:

26 Sec. 39.25.050. POWERS AND DUTIES. The director of personnel
27 shall direct and supervise the administrative and technical activities
28 of the division of personnel. In addition to the other duties imposed
29 on the director, the director shall

ADMINISTRATION

Productivity Improvement
Center - \$20.0

- 1 (1) administer this chapter and the personnel rules;
- 2 (2) encourage and exercise leadership in the development of
- 3 effective personnel administration in the state government;
- 4 (3) develop, in cooperation with appointing authorities and
- 5 others, programs for the improvement of employee effectiveness and
- 6 morale;
- 7 (4) attend meetings of the personnel board and serve as
- 8 secretary for the board;
- 9 (5) establish and maintain a roster of employees subject to
- 10 this chapter;
- 11 (6) prepare the rules, not inconsistent with this chapter,
- 12 which are required to implement and administer this chapter;
- 13 (7) perform other lawful acts which the director considers
- 14 necessary or desirable to carry out the purposes of this chapter;
- 15 (8) contract with municipalities, private organizations,
- 16 and other persons to provide research or other services for them and
- 17 charge a fee for doing so.

18 * Sec. 55. AS 41.21 is amended by adding a new section to article to
19 read:

20 Sec. 41.21.050. FEES FOR THE USE OF PARKS AND RECREATION AREAS.

21 (a) The commissioner may, by regulation, establish a fee schedule for
22 the use of state parks and recreation areas. The commissioner may
23 also, by regulation, establish a procedure for the collection of the
24 fees.

25 (b) The commissioner of administration shall separately account
26 for all fees collected under (a) of this section that the department
27 deposits in the general fund. The annual estimated balance in the
28 account may be used by the legislature to make appropriations to the
29 department to carry out the purposes of this chapter.

NATURAL RESOURCES
Parks & Recreation Management
- \$0.0

ADMINISTRATION
Public Office Commission -
\$3.0

LAW
Prosecution - \$11.3

COMMERCE
Sec. 59, 60 & 61
Child Care Facility Loan Fund
Budget: \$35.1

1 * Sec. 56. AS 41.35.045 is amended by adding a new subsection to read:
2 (c) The commissioner of administration shall separately account
3 for all fees collected under this section that the department deposits
4 in the general fund. The annual estimated balance in the account may
5 be used by the legislature to make appropriations to the department to
6 carry out the purposes of AS 41.35.

7 * Sec. 57. AS 44.21 is amended by adding a new section to read:
8 Sec. 44.21.070. ACCOUNTING FOR AND DISPOSITION OF FEES. The
9 commissioner of administration shall separately account for all fees
10 collected under the various statutes authorizing Department of Admin-
11 istration fees that the department deposits in the general fund. The
12 annual estimated balance in the accounts may be used by the legisla-
13 ture to make appropriations to the department to carry out its func-
14 tions.

15 * Sec. 58. AS 44.23 is amended by adding a new section to read:
16 Sec. 44.23.025. DEPARTMENT HOUSING. The Department of Law may
17 operate state housing in support of its statutory responsibilities and
18 may charge rent consistent with any applicable collective bargaining
19 agreement. The commissioner of administration shall separately ac-
20 count for housing program receipts that the Department of Law deposits
21 in the general fund. The annual estimated balance in the account may
22 be used by the legislature to make appropriations to the department to
23 carry out the housing program.

24 * Sec. 59. AS 44.33.245(a) is amended to read:
25 (a) The department may
26 (1) make loans for the construction, renovation, and equip-
27 ping of child care facilities, including private nonprofit child care
28 facilities;
29 (2) adopt regulations necessary to carry out the provisions

1 of AS 44.33.240 -- 44.33.275, including regulations to establish
2 reasonable fees for services provided; and

3 (3) charge and collect the fees established under this
4 subsection.

5 * Sec. 60. AS 44.33 is amended by adding new sections to read:

6 Sec. 44.33.247. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
7 commissioner of administration shall separately account for all fees
8 and collection charges that the department deposits in the general
9 fund. The annual estimated balance in the account may be used by the
10 legislature to make appropriations to the department to carry out the
11 purposes of AS 44.33.240 -- 44.33.275.

12 Sec. 44.33.249. ADMINISTRATIVE COST. The department may use
13 money in the child care facility revolving loan fund to carry out the
14 administration of AS 44.33.240 -- 44.33.275.

15 * Sec. 61. AS 44.33.255(d) is amended to read:

16 (d) All principal and interest payments, and any money charge-
17 able to principal or interest which is collected through liquidation
18 by foreclosure or other process on loans made under AS 44.33.240 --
19 44.33.275, shall be paid into the child care facility revolving loan
20 fund.

21 * Sec. 62. AS 44.33 is amended by adding a new section to read:

22 Sec. 44.33.615. ADMINISTRATIVE COST. The department may use
23 money in the fund to carry out the administration of AS 44.33.600 --
24 44.33.630.

25 * Sec. 63. AS 44.41.020 is amended by adding new subsections to read:

26 (c) The Department of Public Safety may enter into agreements
27 with federal agencies, state or local government agencies, private
28 nonprofit agencies, or individuals to provide forensic laboratory
29 services. Reasonable fees may be charged by the department to cover

COMMERCE
Power Development Revolving
Loan Fund
Budget: \$36.1

PUBLIC SAFETY
Administration - \$75.0

1 the costs of providing services under these agreements, including
2 personnel costs necessary to perform these services, maintenance or
3 replacement of equipment needed to perform these services, and the
4 cost of supplies used in performing these services. The commissioner
5 of administration shall separately account for the forensic laboratory
6 fees that the Department of Public Safety deposits in the general
7 fund. The annual estimated balance in the account may be used by the
8 legislature to make appropriations to the department to carry out the
9 purposes of this subsection.

10 (d) The Department of Public Safety may operate state housing in
11 support of the department's statutory responsibilities and charge rent
12 consistent with any applicable collective bargaining agreement. Rent
13 received from tenants must be deposited in the general fund. The
14 commissioner of administration shall separately account for rent
15 received under the housing program. The annual estimated balance in
16 the account may be used by the legislature to make appropriations to
17 the Department of Public Safety to carry out the residential housing
18 program.

19 * Sec. 64. AS 44.41.025 is amended to read:

20 Sec. 44.41.025. FEES FOR CRIMINAL HISTORY RECORD AND FINGERPRINT
21 INFORMATION. (a) The commissioner of public safety may establish by
22 regulation and the Department of Public Safety may charge a reasonable
23 fee to be paid by a person requesting information from the Alaska
24 automated fingerprint system. The commissioner of administration
25 shall separately account for fees collected under this subsection that
26 the Department of Public Safety deposits in the general fund. The
27 annual estimated balance in the account may be used by the legislature
28 to make appropriations to the department to carry out the purposes of
29 this subsection [SECTION].

PUBLIC SAFETY
State Troopers - \$380.4

PUBLIC SAFETY
Administration - \$0.0

1 (b) The commissioner of public safety may establish by regu-
2 lation and the Department of Public Safety may charge a reasonable fee
3 to be paid by a person requesting a criminal history record check or a
4 copy of his or her criminal history record from confidential files
5 maintained by the department. The commissioner of administration
6 shall separately account for fees collected under this subsection that
7 the Department of Public Safety deposits in the general fund. The
8 annual estimated balance in the account may be used by the legislature
9 to make appropriations to the department to carry out the purposes of
10 this subsection.

TRANSPORTATION
Fee Authorization
(Transferred from DOA)
Management and Finance.
Linked to Sec. 66.

11 * Sec. 65. AS 44.42.020(b) is amended by adding new paragraphs to read:

12 (4) operate state housing in support of the department's
13 statutory responsibilities and charge rent that is consistent with any
14 applicable collective bargaining agreement;

15 (5) charge reasonable fees to cover the costs of issuing
16 easements, licenses, and permits and to cover the costs of reproduc-
17 tion, printing, mailing, and distribution of contract and bid docu-
18 ments and design and construction standards manuals.

19 * Sec. 66. AS 44.42 is amended by adding a new section to read:

20 Sec. 44.42.026. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
21 commissioner of administration shall separately account for rent
22 received by the Department of Transportation and Public Facilities
23 under AS 44.42.020(b)(4) and (5) and deposited in the general fund.
24 The annual estimated balance in the accounts may be used by the legis-
25 lature to make appropriations to the department to carry out its
26 functions under AS 44.42.020.

27 * Sec. 67. AS 44.46 is amended by adding a new section to read:

28 Sec. 44.46.025. FEES FOR SERVICES. (a) The department may, by
29 regulation, prescribe environmental service fees, including fees for

TRANSPORTATION
Budget:
Mgmt & Finance \$253.1
Eng./Ops. Stds 40.0
TOTAL \$293.1

ENVIRONMENTAL CONSERVATION
Fac. Construction &
Operations - \$50.0
Sanitation - \$45.0

1 services provided under AS 03.05, AS 17.20, AS 18.35, and AS 44.46.-
2 020. The department shall collect the prescribed fees and deposit
3 them in the general fund.

4 (b) The commissioner of administration shall separately account
5 for environmental service fees collected and deposited in the general
6 fund by the Department of Environmental Conservation. The annual
7 estimated balance in the account may be used by the legislature to
8 make appropriations to the department to carry out its functions under
9 AS 03.05, AS 17.20, AS 18.35, and AS 44.46.020.

10 * Sec. 68. AS 44.47 is amended by adding a new section to read:

11 Sec. 44.47.381. ADMINISTRATIVE COST. The department may use
12 money in the housing assistance loan fund to carry out the adminis-
13 tration of the housing assistance program.

14 * Sec. 69. AS 44.50.040 is amended to read:

15 Sec. 44.50.040. FEES. (a) The lieutenant governor may, by
16 regulation, prescribe the fee for a notary public commission. The [A]
17 fee [OF \$20] shall be paid to the lieutenant governor for each commis-
18 sion issued other than to a state employee. The lieutenant governor
19 shall deposit the fees in the general fund.

20 (b) The commissioner of administration shall separately account
21 for notary public commission fees deposited in the general fund by the
22 lieutenant governor. The annual estimated balance in the account may
23 be used by the legislature to make appropriations to the lieutenant
24 governor's office to carry out this chapter.

25 * Sec. 70. AS 44.83 is amended by adding a new section to article 5 to
26 read:

27 Sec. 44.83.175. ADMINISTRATIVE COST. The authority may use
28 money in the power project fund to carry out the administration of
29 this fund.

COMMUNITY & REGIONAL AFFAIRS
Housing Assistance Loan
Fund - \$2,762.0

GOVERNOR
Executive Operation - \$0.0

ALASKA POWER AUTHORITY Power
Project Fund - \$22.5

ALASKA POWER AUTHORITY Rural
Electrification Loan
Fund - \$52.5

COMMERCE
Sec. 72, 73, 74 & 75
Bulk Fuel Loan Fund
Budget: \$60.2

1 * Sec. 71. AS 44.83 is amended by adding a new section to read:

2 Sec. 44.83.362. ADMINISTRATIVE COST. The authority may use
3 money in the rural electrification revolving loan fund to carry out
4 the administration of this fund.

5 * Sec. 72. AS 45.87.020(c) is amended to read:

6 (c) Repayments of the principal, any interest, and any money
7 chargeable to principal or interest which is collected through li-
8 quidation by foreclosure or other process on a loan made under this
9 chapter, [FROM THE BULK FUEL REVOLVING LOAN FUND] shall be paid [BY
10 THE COMMISSIONER OF COMMERCE AND ECONOMIC DEVELOPMENT] into the bulk
11 fuel revolving loan fund.

12 * Sec. 73. AS 45.87 is amended by adding a new chapter to read:

13 Sec. 45.87.050. ADMINISTRATIVE COST. The department may use
14 money in the fund to carry out the administration of this chapter.

15 * Sec. 74. AS 45.87.060 is amended to read:

16 Sec. 45.87.060. REGULATIONS. The department may [SHALL] adopt
17 regulations necessary to carry out the provisions of [TO IMPLEMENT]
18 this chapter, including regulations to establish reasonable fees for
19 services provided.

20 * Sec. 75. AS 45.87 is amended by adding a new section to read:

21 Sec. 45.87.065. FEES. The department may charge and collect the
22 fees established under AS 45.87.060. The commissioner of administra-
23 tion shall separately account for all fees and collection charges that
24 the department deposits in the general fund. The annual estimated
25 balance in the account may be used by the legislature to make appro-
26 priations to the department to carry out the purposes of this chapter.

27 * Sec. 76. AS 45.88.020(a) is amended to read:

28 (a) The department may
29 (i) make loans for the purchase, construction, and

COMMERCE
Sec. 76, 77 & 78
Alternative Energy Loan Fund
Budget: \$251.4

1 installation of alternative energy systems:

2 (2) adopt regulations necessary to carry out the provisions
3 of this chapter, including regulations to establish reasonable fees
4 for services provided;

5 (3) charge and collect the fees established under this
6 subsection.

7 * Sec. 77. AS 45.88 is amended by adding new sections to read:

8 Sec. 45.88.023. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
9 commissioner of administration shall separately account for all fees
10 and collection charges that the department deposits in the general
11 fund. The annual estimated balance in the account may be used by the
12 legislature to make appropriations to the department to carry out the
13 purposes of this chapter.

14 Sec. 45.88.025. ADMINISTRATIVE COST. The department may use
15 money in the alternative energy revolving loan fund to carry out the
16 administration of this chapter.

17 * Sec. 78. AS 45.88.030(d) is amended to read:

18 (d) All principal and interest payments, and any money charge-
19 able to principal or interest which is collected through liquidation
20 by foreclosure or other process on loans made under this chapter,
21 shall be paid into the alternative [TECHNOLOGY AND] energy revolving
22 loanfund.

23 * Sec. 79. AS 45.89 is amended by adding a new section to read:

24 Sec. 45.89.025. ADMINISTRATIVE COST. The department may use
25 money in the residential energy conservation fund to carry out the
26 administration of this chapter.

27 * Sec. 80. AS 45.89.030(h) is amended to read:

28 (h) All principal and interest payments, and any money charge-
29 able to principal or interest which is collected through liquidation

COMMERCE
Sec. 79, 80, 81 & 82
Residential Energy
Conservation Loan Fund
Budget: \$194.2

1 by foreclosure or other process [AMOUNTS REPAYED] on a loan made under
2 this chapter. [SECTION] shall be paid into [DEPOSITED TO] the residen-
3 tial energy conservation fund.

4 * Sec. 81. AS 45.39.070 is amended to read:

5 Sec. 45.89.070. REGULATIONS. The department shall adopt regu-
6 lations necessary to carry out the provisions of [IMPLEMENT] this
7 chapter, including regulations to establish reasonable fees for ser-
8 vices provided.

9 * Sec. 82. AS 45.89 is amended by adding a new section to read:

10 Sec. 45.89.075. FEES. The department may charge and collect the
11 fees established under AS 45.39.070. The commissioner of administra-
12 tion shall separately account for all fees and collection charges that
13 the department deposits in the general fund. The annual estimated
14 balance in the account may be used by the legislature to make appro-
15 priations to the department to carry out the purposes of this chapter.

16 * Sec. 83. AS 45.90.010 is amended to read:

17 Sec. 45.90.010. CREATION OF A TOURISM REVOLVING FUND. There is
18 created in the Department of Commerce and Economic Development a
19 tourism revolving fund. All principal and interest payments, and any
20 money chargeable to principal or interest which is collected through
21 liquidation by foreclosure or other process on loans made under this
22 chapter, shall be paid into the tourism revolving fund.

23 * Sec. 84. AS 45.90.020(a) is amended to read:

24 (a) The department may

25 (1) make loans to a business directly involved in the
26 tourist industry;

27 (2) designate agents and delegate powers to them as is
28 necessary;

29 (3) adopt regulations necessary to carry out its functions,

COMMERCE
Secs. 83, 84, & 85
Tourism Loan Fund
Budget: \$34.8

1 including regulations to establish reasonable fees for services pro-
2 vided;

3 (4) establish amortization plans for the repayment of loans
4 not to exceed 20 years;

5 (5) charge and collect the fees established under this
6 subsection.

7 * Sec. 85. AS 45.90 is amended by adding new sections to read:

8 Sec. 45.90.023. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
9 commissioner of administration shall separately account for all fees
10 and collection charges that the department deposits in the general
11 fund. The annual estimated balance in the account may be used by the
12 legislature to make appropriations to the department to carry out the
13 purposes of this chapter.

14 Sec. 45.90.025. ADMINISTRATIVE COST. The department may use
15 money in the tourism revolving fund to carry out the administration of
16 this chapter.

17 * Sec. 86. AS 45.95.010(a) is amended to read:

18 (a) The Department of Commerce and Economic Development shall
19 formulate general policies and adopt regulations necessary to carry
20 out the provisions of this chapter, including regulations to establish
21 fees for services provided, and shall charge and collect the fees
22 established. The commissioner of administration shall separately
23 account for all fees and collection charges that the department depos-
24 its in the general fund. The annual estimated balance in the account
25 may be used by the legislature to make appropriations to the depart-
26 ment to carry out the purposes of this chapter.

27 * Sec. 87. AS 45.95.020(d) is amended to read:

28 (d) Money loaned shall be delivered to the borrower in the form
29 of a warrant drawn on the treasury, vouchered in the manner prescribed

COMMERCE
Secs. 86, 87, 88
Small Business Loan Fund
Budget: \$111.5

1 for state disbursing officers, and charged against the small business
2 revolving loan fund. Each voucher shall be approved by the commis-
3 sioner or any bonded deputy authorized to act as a certifying officer.
4 Upon repayment of loans by installments, or otherwise, in accordance
5 with the prescribed terms, or upon liquidation by foreclosure or other
6 process, or upon receipt of interest [OR OTHER REVENUE], the money so
7 received shall be turned over to the commissioner of revenue for
8 deposit in the small business revolving loan fund.

9 * Sec. 88. AS 45.95 is amended by adding a new section to read:

10 Sec. 45.95.067. ADMINISTRATIVE COST. The department may use
11 money in the small business revolving loan fund to carry out the
12 administration of this chapter.

13 * Sec. 89. AS 45.98.010 is amended to read:

14 Sec. 45.98.010. CREATION OF HISTORICAL DISTRICT REVOLVING LOAN
15 FUND. There is created in the Department of Commerce and Economic
16 Development a historical district revolving loan fund. All principal
17 and interest payments, and any money chargeable to principal or inter-
18 est which is collected through liquidation by foreclosure or other
19 process on loans made under this chapter, shall be paid into the
20 historical district revolving fund.

21 * Sec. 90. AS 45.98 is amended by adding a new section to read:

22 Sec. 45.98.017. ADMINISTRATIVE COST. The department may use
23 money in the historical district revolving loan fund to carry out the
24 administration of this chapter.

25 * Sec. 91. AS 45.98.030 is amended to read:

26 Sec. 45.98.030. POWERS AND DUTIES OF THE DEPARTMENT. For pur-
27 poses of administering this chapter, the Department of Commerce and
28 Economic Development may

29 (1) prescribe the form and procedure for submitting loan

COMMERCE
Secs. 89, 90, 91 & 92
Historical District Loan Fund
Budget: \$8.1

1 applications under this chapter;

2 (2) designate agents and delegate powers to them as is
3 necessary;

4 (3) in consultation with the Historic Sites Advisory Com-
5 mittee, adopt regulations necessary to carry out its functions, in-
6 cluding regulations for the process of plan approval by the committee
7 and regulations to establish reasonable fees for services provided;

8 (4) establish amortization plans for the repayment of loans
9 not to exceed 30 years;

10 (5) charge and collect the fees established under this
11 section.

12 * Sec. 92. AS 45.98 is amended by adding a new section to read:

13 Sec. 45.98.035. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
14 commissioner of administration shall separately account for all fees
15 and collection charges that the department deposits in the general
16 fund. The annual estimated balance in the account may be used by the
17 legislature to make appropriations to the department to carry out the
18 purposes of this chapter.

19 * Sec. 93. AS 47.23.100 is amended to read:

20 Sec. 47.23.100. ALL PERSONS MAY USE AGENCY. The agency shall
21 provide aid to any person due child support under the laws of this
22 state upon application. The agency may, by regulation, [NOT] impose a
23 fee for services provided under AS 47.23.010 -- 47.23.280 [UNLESS
24 REQUIRED BY FEDERAL LAW].

25 * Sec. 94. AS 47.23.125 is amended by adding a new subsection to read:

26 (c) The commissioner of administration shall separately account
27 for all fees collected under AS 47.23.100 that the agency deposits in
28 the general fund. The annual estimated balance in the account may be
29 used by the legislature to make appropriations to the agency to carry

REVENUE
Child Support Enforcement
New Fee
* Linked to Sec. 94

REVENUE
Child Support Enforcement
* Linked to Sec. 93

Validates all fees
established by regulation
prior to July 1, 1987.

ENVIRONMENTAL CONSERVATION
Secs. 96 Repeals existing
Program Receipts Statute.

1 out the purposes of this chapter.
2 * Sec. 95. Notwithstanding AS 37.10.050(a), as amended by sec. 1, ch.
3 138, SLA 1986, a fee charged by an agency under a regulation that was
4 adopted before July 1, 1987 under authority of a statute that does not
5 expressly authorize a charge for a service is valid if it would have been
6 valid before the 1986 amendment of AS 37.10.050(a). The regulation and fee
7 remain in effect, and the agency may charge for the service, until the
8 regulation is repealed or amended by the agency. To amend the regulation
9 to change the fee, the agency must meet the standard of AS 37.10.050(a).
10 * Sec. 96. AS 46.03.020(12) and 46.03.025 are repealed.
11 * Sec. 97. This Act takes effect July 1, 1987.
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STEVE COWPER
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

April 9, 1987

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

Dear Representative Grussendorf:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill that makes changes in existing law to clarify the status of and accounting for money received for goods and services provided by state agencies.

The purpose of the bill is the same as that of ch. 138, SLA 1986: namely, to expressly authorize setting and receiving fees and other charges by state agencies for the performance of functions prescribed by law. As with ch. 138, SLA 1986, this bill includes provisions requiring separate accounting for these program receipts and provisions suggesting legislative appropriation to the respective programs that produced the receipts. This bill attempts to include the amendments that ch. 138, SLA 1986 missed.

Perhaps the most significant provisions of this bill are in secs. 1 and 95. Section 1 defines "program receipts" as "fees, charges, income earned on assets, and other state money received by a state agency in connection with the performance of its functions" and identifies those receipts that are not general fund program receipts.

Section 95 is a "grandfather clause" that protects from any unintentional invalidation fees charged by agencies under regulations that were adopted before July 1, 1987, notwithstanding last year's amendments of AS 37.10.050(a) which take effect on July 1, 1987.

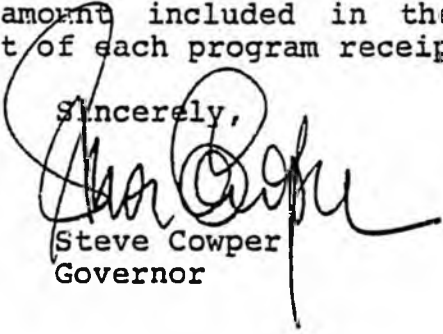
The remaining sections of the bill either (1) expressly authorize the assessment of fees, or the provision of services already impliedly authorized by existing law; or (2) prescribe a method for accounting for and using money generated by state programs.

This bill has a July 1, 1987 effective date, to coincide with the effective date of sec. 1, ch. 138, SLA 1986's amendment of AS 37.10.050(a).

The amendments set out in this bill will make clear the permissible handling of program receipts. Although my Administration believes that the most appropriate use of program receipts is for the expenses of the activities that earned them, it is within the legislature's discretion to determine the purpose for which those program receipts may be spent. The power of the legislature to appropriate program receipts is no different from its power to appropriate other money in the general fund.

For the legislature's convenience, I have forwarded to the House Finance Committee a draft of the bill, the margin of which identifies the department and program affected by each section, along with the amount included in the revised budget (SSHB 75) as a result of each program receipt.

Sincerely,



Steve Cowper
Governor

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2

HOUSE BILL NO. 263

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to the financial administration of
state government; the provision of and charges for
state services; accounting for and disposition of
receipts of state agencies; and providing for an
effective date."

10

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

12

* Section 1. AS 01.10.060 is amended by adding a new paragraph to read:

13

(15) "program receipts" means fees, charges, income earned

14

on assets, and other state money received by a state agency in connection with the performance of its functions; the following program receipts are not general fund program receipts:

15

16

17

(A) federal receipts;

18

(B) earnings on the following intergovernmental service funds:

19

vice funds:

20

(i) highway working capital fund (AS 44.74.010);

21

(ii) correctional industries fund (AS 33.32.020);

22

(C) earnings on the following enterprise funds:

23

(i) loan funds;

24

(ii) international airport revenue fund (AS 37.-

25

15.430);

26

(iii) funds managed by the Alaska Housing Finance

27

Corporation (AS 18.56.020), the Alaska Industrial Develop-

28

ment Authority (AS 44.88.020), or the Municipal Bond Bank

29

Authority (AS 44.85.020);

- 1 (D) University of Alaska receipts (AS 14.40.490);
2 (E) earnings on the following special revenue funds:
3 (i) fish and game fund (AS 16.05.100);
4 (ii) school fund (AS 43.50.140);
5 (iii) training and building fund (AS 23.20.130);
6 (F) earnings on the following trust funds:
7 (i) retirement funds (AS 14.25, AS 22.25, AS 26.-
8 05.222, AS 39.35);
9 (ii) permanent fund (art. IX, sec. 15, Alaska
10 Constitution);
11 (iii) public school fund (AS 37.14.110);
12 (iv) second injury fund (AS 23.30.040);
13 (v) fishermen's fund (AS 23.35.060).

14 * Sec. 2. AS 02.15.090(a) is amended to read:

15 (a) State operation. In operating an airport or air navigation
16 facility owned or controlled by the state, the department may enter
17 into contracts, leases and other arrangements covering periods not
18 exceeding 55 years with a person or municipality or the United States,
19 granting the privilege of using or improving an airport or air naviga-
20 tion facility or a portion of it or space in it for commercial, [OR]
21 governmental, or other purposes; or conferring the privilege of sup-
22 plying goods, commodities, services or facilities at an airport or air
23 navigation facility. The department may establish the terms and con-
24 ditions and fix the charges, rentals, and fees for the privileges or
25 services, which are reasonable and uniform for the same class of
26 privilege or service. These terms, conditions, charges, rentals and
27 fees shall be established with due regard to the property and improve-
28 ments used and the expense of operation to the state. In no case
29 shall be public be deprived of its rightful, equal and uniform use of

1 the airport, air navigation facility, or portion thereof.

2 * Sec. 3. AS 02.15.090 is amended by adding a new subsection to read:

3 (c) The commissioner of administration shall separately account
4 for charges, rentals, and fees collected under this section and depos-
5 ited in the general fund. The annual estimated balance in the account
6 may be used by the legislature to make appropriations to the depart-
7 ment to carry out the purposes of this chapter.

8 * Sec. 4. AS 02.15.102 is amended to read:

9 Sec. 02.15.102. USE OF AIRPORTS FOR UTILITIES. A utility facil-
10 ity may be constructed, placed, or maintained across, along, over,
11 under, or within a state airport only in accordance with regulations
12 adopted or procedures prescribed by the department and only if au-
13 thorized by a written permit issued by the department. The department
14 may charge a fee for a permit issued under this section. The commis-
15 sioner of administration shall separately account for utility permit
16 fees that the department deposits in the general fund. The annual
17 estimated balance in the account may be used by the legislature to
18 make appropriations to the department to carry out the purposes of
19 this chapter.

20 * Sec. 5. AS 02.15.106 is amended to read:

21 Sec. 02.15.106. ENCROACHMENT PERMITS. An encroachment may be
22 constructed, placed, changed, or maintained across or within an air-
23 port, but only in accordance with regulations or procedures adopted by
24 the department. An encroachment may not be constructed, placed,
25 maintained, or changed until it is authorized by a written permit
26 issued by the department, unless the department provides otherwise by
27 regulation. The department may charge a fee for a permit issued under
28 this section. The commissioner of administration shall separately
29 account for encroachment permit fees that the department deposits in

1 the general fund. The annual estimated balance in the account may be
2 used by the legislature to make appropriations to the department to
3 carry out the purposes of this chapter.

4 * Sec. 6. AS 03.10 is amended by adding a new section to read:

5 Sec. 03.10.045. ADMINISTRATIVE COST. The department may use
6 money in the fund to carry out the administration of this chapter.

7 * Sec. 7. AS 03.12 is amended by adding a new section to read:

8 Sec. 03.12.045. ADMINISTRATIVE COST. The department may use
9 money in the fund to carry out the administration of this chapter.

10 * Sec. 8. AS 04.11.270(b) is amended by adding a new paragraph to read:

11 (3) The commissioner of administration shall separately
12 account for all application fees collected under this section that the
13 department deposits in the general fund. The annual estimated balance
14 in the account may be used by the legislature to make appropriations
15 to the department to carry out the purposes of AS 04.06.

16 * Sec. 9. AS 09.25 is amended by adding a new section to read:

17 Sec. 09.25.115. ACCOUNTING FOR AND DISPOSITION OF FEES. The
18 commissioner of administration shall separately account for all fees
19 collected under AS 09.25.110 and 09.25.120 that the various state
20 agencies deposit in the general fund. The annual estimated balance in
21 the accounts may be used by the legislature to make appropriations to
22 the agencies to carry out their respective functions.

23 * Sec. 10. AS 12.55.105(a) is amended to read:

24 Sec. 12.55.105. PROBATION AND URINALYSIS FEES [FEE]. (a) A
25 court granting probation shall require a periodic probation fee to be
26 paid to the Department of Corrections as a condition of probation. In
27 addition, the department may charge a fee for any urinalysis that may
28 be required. The fee amounts [AMOUNT] shall be established by regu-
29 lation adopted by the commissioner of corrections.

1 * Sec. 11. AS 14.56.030(10) is amended to read:

2 (10) establishing and charging fees for reproduction, [OR]
3 printing, and handling costs, [AND] for mailing and distributing state
4 publications and research data, and for other services authorized by
5 this chapter.

6 * Sec. 12. AS 14.56.035 is amended to read:

7 Sec. 14.56.035. ACCOUNTING FOR AND DISPOSITION OF FEES. The
8 commissioner of administration shall separately account for [PUBLICA-
9 TION AND DISTRIBUTION] fees received under AS 14.56.030(10) and that
10 the department deposits in the general fund. The annual estimated
11 balance in the account may be used by the legislature to make appro-
12 priations to the department to carry out the purposes of AS 14.56.030.

13 * Sec. 13. AS 14.57.010 is amended by adding a new subsection to read:

14 (c) The department may establish by regulation, and collect,
15 reasonable user fees and other fees for services provided by the
16 department under AS 14.57.

17 * Sec. 14. AS 14.57.015 is amended to read:

18 Sec. 14.57.015. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
19 commissioner of administration shall separately account for each
20 endowment, [OR] grant, or gift from a private donor received under
21 AS 14.57.010(b)(4), and for fees collected under AS 14.57.010(c), and
22 deposited by the department in the general fund. The annual estimated
23 balance in the account may be used by the legislature to make appro-
24 priations to the department to carry out the purposes of AS 14.57.010.

25 * Sec. 15. AS 15.62 is amended by adding a new section to read:

26 Sec. 15.62.020. VOTER REGISTRATION AND ELECTION MANAGEMENT
27 SYSTEM RECEIPTS. (a) The director may sell voter registration and
28 election management system data processing software. Receipts gen-
29 erated through any such sales must be deposited in the general fund.

1 (b) The commissioner of administration shall separately account
2 for all money collected through sales under (a) of this section which
3 the department deposits in the general fund. The annual estimated
4 balance in the account may be used by the legislature to make appro-
5 priations to the division of elections to carry out its responsibil-
6 ities in connection with the voter registration and election manage-
7 ment system.

8 * Sec. 16. AS 16.05.050 is amended by adding a new paragraph to read:

9 (17) to operate state housing for employees and contractors
10 in support of the department's responsibilities and to charge rent
11 that is consistent with any applicable collective bargaining agree-
12 ment; rent received from tenants must be deposited in the general
13 fund.

14 * Sec. 17. AS 16.05.053 is amended to read:

15 Sec. 16.05.053. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
16 commissioner of administration shall separately account for money
17 collected under AS 16.05.050(4), (15), [AND] 16, and (17) and that the
18 department deposits in the general fund. The annual estimated balance
19 in each account may be used by the legislature to make appropriations
20 to the department to carry out the activities for which fees have been
21 charged or for which the money was collected.

22 * Sec. 18. AS 16.10.310(a)(3) is amended to read:

23 (3) adopt regulations necessary to carry out the provisions
24 of AS 16.10.300 -- 16.10.370, including regulations to establish
25 reasonable fees for services provided [ITS FUNCTIONS];

26 * Sec. 19. AS 16.10.310(a) is amended by adding a new paragraph to
27 read:

28 (9) charge and collect the fees established under this
29 subsection.

1 * Sec. 20. AS 16.10 is amended by adding a new section to read:

2 Sec. 16.10.312. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
3 commissioner of administration shall separately account for all fees
4 and collection charges that the department deposits in the general
5 fund. The annual estimated balance in the account may be used by the
6 legislature to make appropriations to the department to carry out the
7 purposes of AS 16.10.300 -- 16.10.320.

8 * Sec. 21. AS 16.10.320 is amended by adding a new subsection to read:

9 (j) All principal and interest payments, and any money charge-
10 able to principal or interest which is collected through liquidation
11 by foreclosure or other process on loans made under AS 16.10.300 --
12 16.10.370, shall be paid into the commercial fishing revolving loan
13 fund.

14 * Sec. 22. AS 16.10 is amended by adding a new section to read:

15 Sec. 16.10.345. ADMINISTRATIVE COST. The department may use
16 money in the fund to carry out the administration of AS 16.10.300 --
17 16.10.370.

18 * Sec. 23. AS 16.10.505 is amended to read:

19 Sec. 16.10.505. FISHERIES ENHANCEMENT REVOLVING LOAN FUND.
20 There is created within the Department of Commerce and Economic Devel-
21 opment a revolving fund to be known as the fisheries enhancement
22 revolving loan fund. The fund shall be used to carry out the purposes
23 of AS 16.10.500 -- 16.10.560 and for no other purpose. All principal
24 and interest payments, and any money chargeable to principal or inter-
25 est which is collected through liquidation by foreclosure or other
26 process on loans made under AS 16.10.500 -- 16.10.620, shall be paid
27 into the fisheries enhancement revolving loan fund.

28 * Sec. 24. AS 16.10.510(4) is amended to read:

29 (4) adopt regulations necessary to carry out the provisions

1 of AS 16.10.500 -- 16.10.560, including regulations to establish
2 reasonable fees for services provided [HIS FUNCTIONS];

3 * Sec. 25. AS 16.10.510 is amended by adding a new paragraph to read:

4 (11) charge and collect the fees established under this
5 section.

6 * Sec. 26. AS 16.10 is amended by adding new sections to read:

7 Sec. 16.10.512. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
8 commissioner of administration shall separately account for all fees
9 and collection charges that the department deposits in the general
10 fund. The annual estimated balance in the account may be used by the
11 legislature to make appropriations to the department to carry out the
12 purposes of AS 16.10.500 -- 16.10.620.

13 Sec. 16.10.515. ADMINISTRATIVE COST. The department may use
14 money in the fund to carry out the administration of AS 16.10.500 --
15 16.10.620.

16 * Sec. 27. AS 18.20.030 is amended to read:

17 Sec. 18.20.030. APPLICATION AND FEES. Application for a license
18 shall be made to the department upon a form provided by it, and shall
19 contain the information the department requires, which may include
20 affirmative evidence of ability to comply with the reasonable stan-
21 dards and regulations adopted under AS 18.20.060 -- 18.20.080. Each
22 application for a license shall be accompanied by a license fee as
23 established by the department by regulation [OF \$10]. The department
24 shall manage [DEPOSIT] all fees received in accordance with AS 44.29.-
25 022 [THE STATE TREASURY].

26 * Sec. 28. AS 18.20.040 is amended to read:

27 Sec. 18.20.040. ISSUANCE AND RENEWAL OF LICENSE AND POSTING.
28 Upon receipt of an application for license and the license fee, the
29 department shall issue a license if the applicant meets the

1 requirements established under AS 18.20.060 -- 18.20.080. If the
2 applicant does not meet the requirements established under AS 18.20.-
3 060 -- 18.20.080 but makes continued efforts to comply with them, the
4 department may grant a temporary or provisional license for a reason-
5 able period of time. A license, unless suspended or revoked, is
6 renewable annually [WITHOUT CHARGE] upon filing by the licensee, and
7 approval by the department of an annual report on the uniform date and
8 containing the information in the form the department prescribes by
9 regulation. Each license issued is for the premises and person or
10 governmental unit named in the application and is not transferable or
11 assignable except with the written approval of the department. Li-
12 censes shall be posted in a conspicuous place on the licensed prem-
13 ises.

14 * Sec. 29. AS 18.65.410 is amended to read:

15 Sec. 18.65.410. APPLICATIONS. Application for a license as a
16 security guard must be made on forms provided by the commissioner.
17 The application must require the furnishing of information reasonably
18 required by the commissioner to carry out the provisions of AS 18.65.-
19 400 -- 18.65.490, including classifiable fingerprints to enable the
20 search of criminal indices for evidence of a prior criminal record.
21 The application must be accompanied by a nonrefundable application fee
22 in an amount set by the department by regulation [OF \$25] for a secu-
23 rity guard and [\$200] for a security guard agency.

24 * Sec. 30. AS 18.65 is amended by adding a new section to read:

25 Sec. 18.65.415. ACCOUNTING FOR AND DISPOSITION OF FEES. The
26 commissioner of administration shall separately account for fees
27 collected under AS 18.65.410 and 18.65.430 that the Department of
28 Public Safety deposits in the general fund. The annual estimated
29 balance in the account may be used by the legislature to make

1 appropriations to the department to carry out the purposes of AS 18.-
2 65.400 -- 18.65.490.

3 * Sec. 31. AS 18.65.430 is amended to read:

4 Sec. 18.65.430. DURATION OF LICENSE. A security guard license
5 issued under AS 18.65.400 -- 18.65.490 is valid for a period of two
6 years and may be renewed for additional two-year terms. A renewal fee
7 set by the department by regulation [OF \$25] must be paid for each
8 renewal.

9 * Sec. 32. AS 19.25.010 is amended to read:

10 Sec. 19.25.010. USE OF RIGHTS-OF-WAY FOR UTILITIES. A utility
11 facility may be constructed, placed, or maintained across, along,
12 over, under or within a state right-of-way only in accordance with
13 regulations prescribed by the department and if authorized by a writ-
14 ten permit issued by the department. The department may charge a fee
15 for a permit issued under this section. The commissioner of adminis-
16 tration shall separately account for utility permit fees that the
17 department deposits in the general fund. The annual estimated balance
18 in the account may be used by the legislature to make appropriations
19 to the department to carry out the purposes of this chapter.

20 * Sec. 33. AS 19.60.030 is amended to read:

21 Sec. 19.60.030. REGULATIONS AND PERMITS. The department may
22 adopt [RULES AND] regulations governing the use of ferry terminal
23 facilities by the public which it considers necessary and proper in
24 the public interest. The department may charge a fee for the use of
25 ferry terminal facilities authorized under this section, whether the
26 use is under a permit or otherwise, and whether it is by one or more
27 individuals. The commissioner of administration shall separately
28 account for permit fees and use fees that the department deposits in
29 the general fund. The annual estimated balance in the account may be

1 used by the legislature to make appropriations to the department to
2 carry out the purposes of this chapter.

3 * Sec. 34. AS 26.15.030(a) is amended to read:

4 (a) The Department of Commerce and Economic Development shall
5 formulate general policies and adopt regulations, including regula-
6 tions to establish reasonable fees for services provided.

7 * Sec. 35. AS 26.15.030(c) is amended by adding a new paragraph to
8 read:

9 (8) charge and collect the fees established under this
10 section.

11 * Sec. 36. AS 26.15 is amended by adding a new section to read:

12 Sec. 26.15.035. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
13 commissioner of administration shall separately account for all fees
14 and collection charges that the Department of Commerce and Economic
15 Development deposits in the general fund. The annual estimated bal-
16 ance in the account may be used by the legislature to make appropria-
17 tions to that department to carry out the purposes of this chapter.

18 * Sec. 37. AS 26.15.040(d) is amended to read:

19 (d) Money loaned shall be delivered to the borrower in the form
20 of a warrant drawn on the treasury, vouchered in the manner prescribed
21 for state disbursing officers, and charged against the Alaska World
22 War II veterans' revolving fund. Each voucher shall be approved by
23 the commissioner of commerce and economic development or any bonded
24 deputy authorized to act as a certifying officer. Upon repayment of
25 loans by installments, or otherwise, in accordance with the prescribed
26 terms, or upon liquidation by foreclosure or other process, or upon
27 receipt of interest [OR OTHER REVENUE], the money so received shall be
28 turned over to the commissioner of revenue for deposit in the Alaska
29 World War II veterans' revolving fund.

1 * Sec. 38. AS 26.15 is amended by adding a new section to read:

2 Sec. 26.15.125. ADMINISTRATIVE COST. The Department of Commerce
3 and Economic Development may use money in the fund to carry out the
4 administration of this chapter.

5 * Sec. 39. AS 27.09.010(b) is amended to read:

6 (b) The mining loan fund is a revolving fund consisting of
7 appropriations made to the fund by the legislature, [AND] repayments
8 of principal and interest, and any money chargeable to principal or
9 interest which is collected through liquidation by foreclosure or
10 other process, on loans made from the fund. Money appropriated to or
11 repaid into the fund does not lapse under AS 37.25.010.

12 * Sec. 40. AS 27.09.050 is amended to read:

13 Sec. 27.09.050. REGULATIONS. The department may adopt regula-
14 tions necessary to carry out the provisions of this chapter, including
15 regulations to establish reasonable fees for services provided [IN
16 ACCORDANCE WITH THE ADMINISTRATIVE PROCEDURE ACT (AS 44.62) TO ADMIN-
17 ISTER THIS CHAPTER]. Regulations adopted under this section shall be
18 prepared after consultation with the Department of Natural Resources
19 or after consultation with a person who, in the opinion of the commis-
20 sioner of commerce and economic development or a designee, has broad
21 experience in and is highly qualified in advanced mineral exploration,
22 development, and mining.

23 * Sec. 41. AS 27.09 is amended by adding new sections to read:

24 Sec. 27.09.052. FEES. The department may charge and collect
25 fees established under AS 27.09.050.

26 Sec. 27.09.055. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
27 commissioner of administration shall separately account for all fees
28 and collection charges that the department deposits in the general
29 fund. The annual estimated balance in the account may be used by the

1 legislature to make appropriations to the department to carry out the
2 purposes of this chapter.

3 * Sec. 42. AS 33.30.131 is amended by adding a new subsection to read:

4 (e) The commissioner of administration shall separately account
5 for prisoner earnings collected under (b)(1) and (3) of this section
6 and deposited in the general fund. The annual estimated balance in
7 the account may be used by the legislature to make appropriations to
8 the department to carry out the provisions of this section.

9 * Sec. 43. AS 35.10.210 is amended to read:

10 Sec. 35.10.210. USE OF PUBLIC FACILITIES FOR UTILITIES. A
11 utility facility may be constructed, placed, or maintained across,
12 along, over, under, or within a state public facility only in accor-
13 dance with regulations adopted or procedures prescribed by the depart-
14 ment and only if authorized by a written permit issued by the depart-
15 ment. The department may charge a fee for a permit issued under this
16 section. The commissioner of administration shall separately account
17 for utility permit fees that the department deposits in the general
18 fund. The annual estimated balance in the account may be used by the
19 legislature to make appropriations to the department to carry out the
20 purposes of this chapter.

21 * Sec. 44. AS 35.10.230 is amended to read:

22 Sec. 35.10.230. ENCROACHMENT PERMITS. An encroachment may be
23 constructed, placed, changed, or maintained across or within a public
24 facility, but only in accordance with regulations or procedures adopt-
25 ed by the department. An encroachment may not be constructed, placed,
26 maintained, or changed until it is authorized by a written permit
27 issued by the department, unless the department provides otherwise by
28 regulation. The department may charge a fee for a permit issued under
29 this section. The commissioner of administration shall separately

1 account for encroachment permit fees that the department deposits in
2 the general fund. The annual estimated balance in the account may be
3 used by the legislature to make appropriations to the department to
4 carry out the purposes of this chapter.

5 * Sec. 45. AS 38.05.035 is amended by adding a new subsection to read:

6 (g) The commissioner of administration shall separately account
7 for all fees collected under (b)(2), (3), (5), (7), and (f) of this
8 section that the department deposits in the general fund. The annual
9 estimated balance in the account may be used by the legislature to
10 make appropriations to the department to carry out the purposes of
11 (b)(2), (3), (5), (7), and (f) of this section.

12 * Sec. 46. AS 38.05.068 is amended by adding a new subsection to read:

13 (e) The commissioner of administration shall separately account
14 for all fees collected under this section that the department deposits
15 in the general fund. The annual estimated balance in the account may
16 be used by the legislature to make appropriations to the department to
17 carry out the purposes of this section.

18 * Sec. 47. AS 38.05.070 is amended by adding a new subsection to read:

19 (d) The commissioner of administration shall separately account
20 for all fees collected under this section that the department deposits
21 in the general fund. The annual estimated balance in the account may
22 be used by the legislature to make appropriations to the department to
23 carry out the purposes of this section.

24 * Sec. 48. AS 38.05.082 is amended by adding a new subsection to read:

25 (f) The commissioner of administration shall separately account
26 for all fees collected under this section that the department deposits
27 in the general fund. The annual estimated balance in the account may
28 be used by the legislature to make appropriations to the department to
29 carry out the purposes of this section.

1 * Sec. 49. AS 38.05.102 is amended to read:

2 Sec. 38.05.102. LESSEE PREFERENCE. If land within a leasehold
3 created under AS 38.05.070 -- 38.05.105 is offered for sale or long-
4 term lease at the termination of the existing leasehold, the director
5 may, upon a finding that it is in the best interest of the state,
6 allow the holder in good standing of that leasehold to purchase or
7 lease the land for its appraised fair market value at the time of the
8 sale or long-term lease. The commissioner of administration shall
9 separately account for all fees collected under this section that the
10 department deposits in the general fund. The annual estimated balance
11 in the account may be used by the legislature to make appropriations
12 to the department to carry out the purposes of this section.

13 * Sec. 50. AS 38.05.120 is amended by adding a new subsection to read:

14 (b) The commissioner of administration shall separately account
15 for all money collected under this section that the Department of
16 Natural Resources deposits in the general fund. The annual estimated
17 balance in the account may be used by the legislature to make appro-
18 priations to the department to carry out the purposes of this section
19 and AS 38.05.110, except with regard to timber.

20 * Sec. 51. AS 38.35.140(b) is amended to read:

21 (b) The lessee shall reimburse the state for all reasonable
22 costs incurred in processing an application filed under AS 38.35.050
23 and in monitoring the construction of the pipeline on the right-of-
24 way. The commissioner of administration shall separately account for
25 money received under this section [SUBSECTION] that the Department of
26 Natural Resources deposits in the general fund. The annual estimated
27 balance in the account may be used by the legislature to make appro-
28 priations to the department to carry out the purposes of AS 38.35
29 [THIS SECTION].

1 * Sec. 52. AS 38.95.240(b) is amended to read:

2 (b) If it is determined that the plaintiff is entitled to the
3 property, the department shall deliver the property to the plaintiff.
4 The rents, profits, interest, or dividends that accrue to the state
5 during its possession of the property are the property of the state
6 and may not be recovered. The commissioner of administration shall
7 separately account for all fees collected under this subsection that
8 the department deposits in the general fund. The annual estimated
9 balance in the account may be used by the legislature to make appro-
10 priations to the department to carry out the purposes of AS 38.95.230.

11 * Sec. 53. AS 38.95.250 is amended to read:

12 Sec. 38.95.250. PROCEEDS OF SALE OR REDEMPTION. The department
13 shall deposit the proceeds of real property sold under AS 38.95.-
14 230(a)(1) less the expenses of sale, including attorney fees and ap-
15 praisal and publication costs in an escheated real property trust
16 account. The department shall maintain the proceeds in the account
17 for a period of at least seven years after the date of the judgment of
18 escheat. The department may use money in the trust account to pay
19 claims made under AS 38.95.240. The commissioner of administration
20 shall separately account for all fees collected under this subsection
21 that the department deposits in the general fund. The annual estimat-
22 ed balance in the account may be used by the legislature to make
23 appropriations to the department to carry out the purposes of AS 38.-
24 95.230.

25 * Sec. 54. AS 39.25.050 is amended to read:

26 Sec. 39.25.050. POWERS AND DUTIES. The director of personnel
27 shall direct and supervise the administrative and technical activities
28 of the division of personnel. In addition to the other duties imposed
29 on the director, the director shall

- 1 (1) administer this chapter and the personnel rules;
- 2 (2) encourage and exercise leadership in the development of
- 3 effective personnel administration in the state government;
- 4 (3) develop, in cooperation with appointing authorities and
- 5 others, programs for the improvement of employee effectiveness and
- 6 morale;
- 7 (4) attend meetings of the personnel board and serve as
- 8 secretary for the board;
- 9 (5) establish and maintain a roster of employees subject to
- 10 this chapter;
- 11 (6) prepare the rules, not inconsistent with this chapter,
- 12 which are required to implement and administer this chapter;
- 13 (7) perform other lawful acts which the director considers
- 14 necessary or desirable to carry out the purposes of this chapter;
- 15 (8) contract with municipalities, private organizations,
- 16 and other persons to provide research or other services for them and
- 17 charge a fee for doing so.

18 * Sec. 55. AS 41.21 is amended by adding a new section to article 1 to

19 read:

20 Sec. 41.21.050. FEES FOR THE USE OF PARKS AND RECREATION AREAS.

21 (a) The commissioner may, by regulation, establish a fee schedule for

22 the use of state parks and recreation areas. The commissioner may

23 also, by regulation, establish a procedure for the collection of the

24 fees.

25 (b) The commissioner of administration shall separately account

26 for all fees collected under (a) of this section that the department

27 deposits in the general fund. The annual estimated balance in the

28 account may be used by the legislature to make appropriations to the

29 department to carry out the purposes of this chapter.

1 * Sec. 56. AS 41.35.045 is amended by adding a new subsection to read:

2 (c) The commissioner of administration shall separately account
3 for all fees collected under this section that the department deposits
4 in the general fund. The annual estimated balance in the account may
5 be used by the legislature to make appropriations to the department to
6 carry out the purposes of AS 41.35.

7 * Sec. 57. AS 44.21 is amended by adding a new section to read:

8 Sec. 44.21.070. ACCOUNTING FOR AND DISPOSITION OF FEES. The
9 commissioner of administration shall separately account for all fees
10 collected under the various statutes authorizing Department of Admin-
11 istration fees that the department deposits in the general fund. The
12 annual estimated balance in the accounts may be used by the legisla-
13 ture to make appropriations to the department to carry out its func-
14 tions.

15 * Sec. 58. AS 44.23 is amended by adding a new section to read:

16 Sec. 44.23.025. DEPARTMENT HOUSING. The Department of Law may
17 operate state housing in support of its statutory responsibilities and
18 may charge rent consistent with any applicable collective bargaining
19 agreement. The commissioner of administration shall separately ac-
20 count for housing program receipts that the Department of Law deposits
21 in the general fund. The annual estimated balance in the account may
22 be used by the legislature to make appropriations to the department to
23 carry out the housing program.

24 * Sec. 59. AS 44.33.245(a) is amended to read:

25 (a) The department may

26 (1) make loans for the construction, renovation, and equip-
27 ping of child care facilities, including private nonprofit child care
28 facilities;

29 (2) adopt regulations necessary to carry out the provisions

1 of AS 44.33.240 -- 44.33.275, including regulations to establish
2 reasonable fees for services provided; and
3 (3) charge and collect the fees established under this
4 subsection.

5 * Sec. 60. AS 44.33 is amended by adding new sections to read:

6 Sec. 44.33.247. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
7 commissioner of administration shall separately account for all fees
8 and collection charges that the department deposits in the general
9 fund. The annual estimated balance in the account may be used by the
10 legislature to make appropriations to the department to carry out the
11 purposes of AS 44.33.240 -- 44.33.275.

12 Sec. 44.33.249. ADMINISTRATIVE COST. The department may use
13 money in the child care facility revolving loan fund to carry out the
14 administration of AS 44.33.240 -- 44.33.275.

15 * Sec. 61. AS 44.33.255(d) is amended to read:

16 (d) All principal and interest payments, and any money charge-
17 able to principal or interest which is collected through liquidation
18 by foreclosure or other process on loans made under AS 44.33.240 --
19 44.33.275, shall be paid into the child care facility revolving loan
20 fund.

21 * Sec. 62. AS 44.33 is amended by adding a new section to read:

22 Sec. 44.33.615. ADMINISTRATIVE COST. The department may use
23 money in the fund to carry out the administration of AS 44.33.600 --
24 44.33.630.

25 * Sec. 63. AS 44.41.020 is amended by adding new subsections to read:

26 (c) The Department of Public Safety may enter into agreements
27 with federal agencies, state or local government agencies, private
28 nonprofit agencies, or individuals to provide forensic laboratory
29 services. Reasonable fees may be charged by the department to cover

1 the costs of providing services under these agreements, including
2 personnel costs necessary to perform these services, maintenance or
3 replacement of equipment needed to perform these services, and the
4 cost of supplies used in performing these services. The commissioner
5 of administration shall separately account for the forensic laboratory
6 fees that the Department of Public Safety deposits in the general
7 fund. The annual estimated balance in the account may be used by the
8 legislature to make appropriations to the department to carry out the
9 purposes of this subsection.

10 (d) The Department of Public Safety may operate state housing in
11 support of the department's statutory responsibilities and charge rent
12 consistent with any applicable collective bargaining agreement. Rent
13 received from tenants must be deposited in the general fund. The
14 commissioner of administration shall separately account for rent
15 received under the housing program. The annual estimated balance in
16 the account may be used by the legislature to make appropriations to
17 the Department of Public Safety to carry out the residential housing
18 program.

19 * Sec. 64. AS 44.41.025 is amended to read:

20 Sec. 44.41.025. FEES FOR CRIMINAL HISTORY RECORD AND FINGERPRINT
21 INFORMATION. (a) The commissioner of public safety may establish by
22 regulation and the Department of Public Safety may charge a reasonable
23 fee to be paid by a person requesting information from the Alaska
24 automated fingerprint system. The commissioner of administration
25 shall separately account for fees collected under this subsection that
26 the Department of Public Safety deposits in the general fund. The
27 annual estimated balance in the account may be used by the legislature
28 to make appropriations to the department to carry out the purposes of
29 this subsection [SECTION].

1 (b) The commissioner of public safety may establish by regu-
2 lation and the Department of Public Safety may charge a reasonable fee
3 to be paid by a person requesting a criminal history record check or a
4 copy of his or her criminal history record from confidential files
5 maintained by the department. The commissioner of administration
6 shall separately account for fees collected under this subsection that
7 the Department of Public Safety deposits in the general fund. The
8 annual estimated balance in the account may be used by the legislature
9 to make appropriations to the department to carry out the purposes of
10 this subsection.

11 * Sec. 65. AS 44.42.020(b) is amended by adding new paragraphs to read:

12 (4) operate state housing in support of the department's
13 statutory responsibilities and charge rent that is consistent with any
14 applicable collective bargaining agreement;

15 (5) charge reasonable fees to cover the costs of issuing
16 easements, licenses, and permits and to cover the costs of reproduc-
17 tion, printing, mailing, and distribution of contract and bid docu-
18 ments and design and construction standards manuals.

19 * Sec. 66. AS 44.42 is amended by adding a new section to read:

20 Sec. 44.42.026. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
21 commissioner of administration shall separately account for rent
22 received by the Department of Transportation and Public Facilities
23 under AS 44.42.020(b)(4) and (5) and deposited in the general fund.
24 The annual estimated balance in the accounts may be used by the legis-
25 lature to make appropriations to the department to carry out its
26 functions under AS 44.42.020.

27 * Sec. 67. AS 44.46 is amended by adding a new section to read:

28 Sec. 44.46.025. FEES FOR SERVICES. (a) The department may, by
29 regulation, prescribe environmental service fees, including fees for

1 services provided under AS 03.05, AS 17.20, AS 18.35, and AS 44.46.-
2 020. The department shall collect the prescribed fees and deposit
3 them in the general fund.

4 (b) The commissioner of administration shall separately account
5 for environmental service fees collected and deposited in the general
6 fund by the Department of Environmental Conservation. The annual
7 estimated balance in the account may be used by the legislature to
8 make appropriations to the department to carry out its functions under
9 AS 03.05, AS 17.20, AS 18.35, and AS 44.46.020.

10 * Sec. 68. AS 44.47 is amended by adding a new section to read:

11 Sec. 44.47.381. ADMINISTRATIVE COST. The department may use
12 money in the housing assistance loan fund to carry out the adminis-
13 tration of the housing assistance program.

14 * Sec. 69. AS 44.50.040 is amended to read:

15 Sec. 44.50.040. FEES. (a) The lieutenant governor may, by
16 regulation, prescribe the fee for a notary public commission. The [A]
17 fee [OF \$20] shall be paid to the lieutenant governor for each commis-
18 sion issued other than to a state employee. The lieutenant governor
19 shall deposit the fees in the general fund.

20 (b) The commissioner of administration shall separately account
21 for notary public commission fees deposited in the general fund by the
22 lieutenant governor. The annual estimated balance in the account may
23 be used by the legislature to make appropriations to the lieutenant
24 governor's office to carry out this chapter.

25 * Sec. 70. AS 44.83 is amended by adding a new section to article 5 to
26 read:

27 Sec. 44.83.175. ADMINISTRATIVE COST. The authority may use
28 money in the power project fund to carry out the administration of
29 this fund.

- 1 * Sec. 71. AS 44.83 is amended by adding a new section to read:
2 Sec. 44.83.362. ADMINISTRATIVE COST. The authority may use
3 money in the rural electrification revolving loan fund to carry out
4 the administration of this fund.
- 5 * Sec. 72. AS 45.87.020(c) is amended to read:
6 (c) Repayments of the principal, any interest, and any money
7 chargeable to principal or interest which is collected through liq-
8 uidation by foreclosure or other process on a loan made under this
9 chapter, [FROM THE BULK FUEL REVOLVING LOAN FUND] shall be paid [BY
10 THE COMMISSIONER OF COMMERCE AND ECONOMIC DEVELOPMENT] into the bulk
11 fuel revolving loan fund.
- 12 * Sec. 73. AS 45.87 is amended by adding a new chapter to read:
13 Sec. 45.87.050. ADMINISTRATIVE COST. The department may use
14 money in the fund to carry out the administration of this chapter.
- 15 * Sec. 74. AS 45.87.060 is amended to read:
16 Sec. 45.87.060. REGULATIONS. The department may [SHALL] adopt
17 regulations necessary to carry out the provisions of [TO IMPLEMENT]
18 this chapter, including regulations to establish reasonable fees for
19 services provided.
- 20 * Sec. 75. AS 45.87 is amended by adding a new section to read:
21 Sec. 45.87.065. FEES. The department may charge and collect the
22 fees established under AS 45.87.060. The commissioner of administra-
23 tion shall separately account for all fees and collection charges that
24 the department deposits in the general fund. The annual estimated
25 balance in the account may be used by the legislature to make appro-
26 priations to the department to carry out the purposes of this chapter.
- 27 * Sec. 76. AS 45.88.020(a) is amended to read:
28 (a) The department may
29 (1) make loans for the purchase, construction, and

1 installation of alternative energy systems;

2 (2) adopt regulations necessary to carry out the provisions
3 of this chapter, including regulations to establish reasonable fees
4 for services provided;

5 (3) charge and collect the fees established under this
6 subsection.

7 * Sec. 77. AS 45.88 is amended by adding new sections to read:

8 Sec. 45.88.023. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
9 commissioner of administration shall separately account for all fees
10 and collection charges that the department deposits in the general
11 fund. The annual estimated balance in the account may be used by the
12 legislature to make appropriations to the department to carry out the
13 purposes of this chapter.

14 Sec. 45.88.025. ADMINISTRATIVE COST. The department may use
15 money in the alternative energy revolving loan fund to carry out the
16 administration of this chapter.

17 * Sec. 78. AS 45.88.030(d) is amended to read:

18 (d) All principal and interest payments, and any money charge-
19 able to principal or interest which is collected through liquidation
20 by foreclosure or other process on loans made under this chapter,
21 shall be paid into the alternative [TECHNOLOGY AND] energy revolving
22 loan fund.

23 * Sec. 79. AS 45.89 is amended by adding a new section to read:

24 Sec. 45.89.025. ADMINISTRATIVE COST. The department may use
25 money in the residential energy conservation fund to carry out the
26 administration of this chapter.

27 * Sec. 80. AS 45.89.030(h) is amended to read:

28 (h) All principal and interest payments, and any money charge-
29 able to principal or interest which is collected through liquidation

1 by foreclosure or other process [AMOUNTS REPAID] on a loan made under
2 this chapter, [SECTION] shall be paid into [DEPOSITED TO] the residen-
3 tial energy conservation fund.

4 * Sec. 81. AS 45.89.070 is amended to read:

5 Sec. 45.89.070. REGULATIONS. The department shall adopt regu-
6 lations necessary to carry out the provisions of [IMPLEMENT] this
7 chapter, including regulations to establish reasonable fees for ser-
8 vices provided.

9 * Sec. 82. AS 45.89 is amended by adding a new section to read:

10 Sec. 45.89.075. FEES. The department may charge and collect the
11 fees established under AS 45.89.070. The commissioner of administra-
12 tion shall separately account for all fees and collection charges that
13 the department deposits in the general fund. The annual estimated
14 balance in the account may be used by the legislature to make appro-
15 priations to the department to carry out the purposes of this chapter.

16 * Sec. 83. AS 45.90.010 is amended to read:

17 Sec. 45.90.C10. CREATION OF A TOURISM REVOLVING FUND. There is
18 created in the Department of Commerce and Economic Development a
19 tourism revolving fund. All principal and interest payments, and any
20 money chargeable to principal or interest which is collected through
21 liquidation by foreclosure or other process on loans made under this
22 chapter, shall be paid into the tourism revolving fund.

23 * Sec. 84. AS 45.90.020(a) is amended to read:

24 (a) The department may

25 (1) make loans to a business directly involved in the
26 tourist industry;

27 (2) designate agents and delegate powers to them as is
28 necessary;

29 (3) adopt regulations necessary to carry out its functions,

1 including regulations to establish reasonable fees for services pro-
2 vided:

3 (4) establish amortization plans for the repayment of loans
4 not to exceed 20 years;

5 (5) charge and collect the fees established under this
6 subsection.

7 * Sec. 85. AS 45.90 is amended by adding new sections to read:

8 Sec. 45.90.023. ACCOUNTING FOR AND DISPOSITION OF RECEIPTS. The
9 commissioner of administration shall separately account for all fees
10 and collection charges that the department deposits in the general
11 fund. The annual estimated balance in the account may be used by the
12 legislature to make appropriations to the department to carry out the
13 purposes of this chapter.

14 Sec. 45.90.025. ADMINISTRATIVE COST. The department may use
15 money in the tourism revolving fund to carry out the administration of
16 this chapter.

17 * Sec. 86. AS 45.95.010(a) is amended to read:

18 (a) The Department of Commerce and Economic Development shall
19 formulate general policies and adopt regulations necessary to carry
20 out the provisions of this chapter, including regulations to establish
21 fees for services provided, and shall charge and collect the fees
22 established. The commissioner of administration shall separately
23 account for all fees and collection charges that the department depos-
24 its in the general fund. The annual estimated balance in the account
25 may be used by the legislature to make appropriations to the depart-
26 ment to carry out the purposes of this chapter.

27 * Sec. 87. AS 45.95.020(d) is amended to read:

28 (d) Money loaned shall be delivered to the borrower in the form
29 of a warrant drawn on the treasury, vouchered in the manner prescribed

1 for state disbursing officers, and charged against the small business
2 revolving loan fund. Each voucher shall be approved by the commis-
3 sioner or any bonded deputy authorized to act as a certifying officer.
4 Upon repayment of loans by installments, or otherwise, in accordance
5 with the prescribed terms, or upon liquidation by foreclosure or other
6 process, or upon receipt of interest [OR OTHER REVENUE], the money so
7 received shall be turned over to the commissioner of revenue for
8 deposit in the small business revolving loan fund.

9 * Sec. 88. AS 45.95 is amended by adding a new section to read:

10 Sec. 45.95.067. ADMINISTRATIVE COST. The department may use
11 money in the small business revolving loan fund to carry out the
12 administration of this chapter.

13 * Sec. 89. AS 45.98.010 is amended to read:

14 Sec. 45.98.010. CREATION OF HISTORICAL DISTRICT REVOLVING LOAN
15 FUND. There is created in the Department of Commerce and Economic
16 Development a historical district revolving loan fund. All principal
17 and interest payments, and any money chargeable to principal or inter-
18 est which is collected through liquidation by foreclosure or other
19 process on loans made under this chapter, shall be paid into the
20 historical district revolving fund.

21 * Sec. 90. AS 45.98 is amended by adding a new section to read:

22 Sec. 45.98.017. ADMINISTRATIVE COST. The department may use
23 money in the historical district revolving loan fund to carry out the
24 administration of this chapter.

25 * Sec. 91. AS 45.93.030 is amended to read:

26 Sec. 45.98.030. POWERS AND DUTIES OF THE DEPARTMENT. For pur-
27 poses of administering this chapter, the Department of Commerce and
28 Economic Development may

29 (1) prescribe the form and procedure for submitting loan