

Leg. Finance-House & Senate Finance Comte Files (1991-1992) 882

SENATE FINANCE COMMITTEE REPORT

DATE: 5/1/92

FURTHER:

DATE TURNED INTO OFFICE: _____

The Finance Committee considered

SENATE BILL NO. 299

Reporting and disclosure requirements under the Campaign Disclosure Law, the Regulation of Lobbying Law, and the Conflict of Interest Law; duties of the Alaska Public Offices Commission under the Regulation of Lobbying Law and the Conflict of Interest Law; restrictions on cash contributions and expenditures under the Campaign Disclosure Law; efd.

and recommends:

replace with _____ CS _____ (FINANCE)

or adopt previous _____ CS _____ (_____)

attaches amendment(s)

same title
 new title
 technical title change
(HB only)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

NEW FISCAL NOTES: Dept/Date

zero fiscal notes _____

fiscal notes _____

appropriation--no fiscal note

PREVIOUS FISCAL NOTES: Dept/Date

zero fiscal notes _____

fiscal notes _____

DO PASS:

OTHER RECOMMENDATIONS:

1. _____

Co-Chair: Signature/Recommendation

2. _____

Co-Chair: Signature/Recommendation

SENATE COMMITTEE REPORT

DATE: 2/28/92

FURTHER: Finance

DATE TURNED INTO OFFICE: 4-30-92

Judiciary Committee considered

SENATE BILL NO. 299

"An Act relating to reporting and disclosure requirements under the Campaign Disclosure Law, the Regulation of Lobbying Law, REPORTING/CAMPAIGN FINANCING of the Alaska Public Offices Commission under the Regulation of Lobbying Law and the APOC Act Law; restrictions on cash contributions and expenditures under the Campaign Disclosure Law; and providing for an effective date."

and a majority of the committee recommends it be replaced with

and recommends:

- [x] replace with CS SB 299 (SUD)
or [] adopt previous CS and do pass
[] attaches amendment(s)

- [] same title
[x] new title
[] technical title change (HB only)

[] adopts Letter of Intent

[] further referral to the

- [] do pass
[] do not pass
[] no recommendation
[] individual recommendations

Handwritten initials/signature

NEW FISCAL NOTES: Dept/Date

- [] zero fiscal notes
[] fiscal notes
[] appropriation--no fiscal note

PREVIOUS FISCAL NOTES: Dept/Date

- [x] zero fiscal notes
[] fiscal notes

DO PASS:

Handwritten signatures for DO PASS

OTHER RECOMMENDATIONS:

Blank lines for OTHER RECOMMENDATIONS

Chair: Signature and Recommendation

Chair: Signature and Recommendation

SENATE COMMITTEE REPORT

FIRST COMMITTEE OF REFERRAL

John

DATE: 5/16/91

FURTHER: Judiciary
Finance

Date of 5-Day Notice: 1-30-92
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 2-27-92

Senate Special Comte on Ethical³ Reform considered SB 299

[Reporting and disclosure requirements under the Campaign Disclosure Law, the Regulation of Lobbyine Law, and the Conflict of Interest Laws; duties of the Alaska Public Offices Commission;] and restrictions on cash contributions and expenditures; efd.

and report it
has as follows

and recommended:

- [] replace with _____ CS _____ [] same title
- [] attached amendment(s) [] new title
- [] _____ letter of intent adopted
- [] do pass
- [] do not pass
- [] no recommendation
- individual recommendations
- [] further referral to _____

phi/su

ATTACHES NEW FISCAL NOTE(S):

Department(s)/Date:

Department(s)/Date:

[] fiscal note(s) _____

[zero fiscal note(s) Admin
1/30/92

[] appropriation-no fiscal note

[] Governor's bill w/fiscal note

SIGNING DO PASS:

OTHER RECOMMENDATIONS:

2 *[Signature]*

1 *[Signature]* do Rec 3/ha

1 *[Signature]* do Rec 10/1
Chair: Signature and Recommendation

**STATE OF ALASKA
1991 LEGISLATIVE SESSION**

Bill Version: SB 299

(S) Publish Date: 5/16/91

Revision Date: _____ Department Affected: I
 Title: An Act relating to the Alaska Public Offices Commission BRU: Alaska Public Offices Commission
 Sponsor: DEPT. OF ADMINISTRATION Component: _____
 Requestor: Governor Walter J. Hickel COMPONENT SERIAL NO.

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE	0	0	0	0	0	0

FUNDING: (Thousands of Dollars)

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

POSITIONS:

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

Estimate of current year impact: 0

ANALYSIS: (Attach a separate page if necessary.)

There will be no fiscal impact.

Prepared By: Raeen Doorman, Executive Director Phone: (907) 276-4279
 Division: Alaska Public Offices Commission Date: 4/15/91

Approved by Commissioner: Jane Rohls Jane Rohls
 Agency: Alaska Public Offices Commission Date: 4/15/91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

No. 2
Bill Version: SB 299
(S) Publish Date: 2-28-92

Revision Date: December 3, 1991
Title: An Act relating to reporting and disclosure requirements under various APOC laws
Sponsor: Rules Committee
Requestor: Governor

Department Affected: Administration
BRU: Alaska Public Offices Commission
Component: Alaska Public Offices Commission

COMPONENT SERIAL NO.

0	0	7	0
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE FUND SOURCE: Fund Source	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER FUND SOURCE: Fund Source	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

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

Estimate of current year impact: 0

ANALYSIS: (Attach a separate page if necessary.) There will be no fiscal impact.

Prepared by: Jim Kentch, Assistant Director
Division: Alaska Public Offices Commission

Phone: (907) 276-4176
Date: December 2, 1991

Approved by Commissioner: Nancy Bear Usura
Agency: Administration

Date: 1/30/92

Distribution (by preparer): Leg. Fin., Legislative Sponsor, Requestor, OMB/DBR, Gov. Legis. Ofc., & Impacted Agency(ies).

BILL ANALYSIS

SB 299

This bill amends the Campaign Disclosure Law, AS 15.13 (Sections 1-5), the Regulation of Lobbying Law, AS 24.45 (Sections 6-10) and the Conflict of Interest Law, AS 39.50 (Sections 11-13). In so doing, it would raise certain thresholds of reporting, exempt certain persons and entities from filing and simplify some reporting requirements. This would facilitate filing by those subject to the law, reduce APOC's statutory requirements but retain the public interest in disclosure of information under the three laws.

CAMPAIGN DISCLOSURE

Section 1 and 2. AS 15.13.040(a). The bill raises the threshold of individual campaign contributions to be reported by candidates and groups from those over \$100 to over \$250 and eliminates reporting requirements for state or municipal candidates who do not receive or spend more than \$1,000 during a campaign for office.

Section 3. 15.13.040. Accrued expenditures, defined as expenses incurred but not yet paid, that cumulatively total \$1,000 or less per payee would not be reported unless they were not paid within 90 days.

Section 4 and 5. AS 15.13.070(b)(c). This raises the threshold for allowable cash contributions or expenditures from over \$100 to over \$250.

LOBBYING

Section 6. AS 24.45.031(b). This section would limit APOC's publication of lobbying activity summaries to twice a year instead of five times a year.

Section 7. AS 24.45.041(e). This would delete reference to the inclusion of a photograph of a lobbyist in the published directory. Copies would not be available to the public through the Lieutenant Governor's office or Legislative Reference Library.

Section 8. AS 24.45.061(a). The bill requires an employer of a lobbyist to sign the lobbyist's registration statement verifying employment instead of filing a separate statement.

Section 9 and 10. AS 24.45.061(b), AS 24.45.081. This bill reduces the number of reports filed by an employer of a lobbyist from four to one per year and sets a filing deadline.

CONFLICT OF INTEREST

Section 11 and 12. AS 39.50.030(a)(b). This bill: eliminates unnecessary language about assets and liabilities under \$500; raises the reporting threshold on sources of income from over \$100 to over \$1000, except for gifts which must be reported if over \$1000; establishes a threshold value of greater than \$1000 for reporting a beneficial interest in a trust; and increases the threshold of reportable loans from more than \$500 to more than \$1,000. Reporting requirements for state contracts and natural resource leases are made consistent and the filer is no longer required to report his or her parents' contracts or leases.

Section 13. AS 39.50. Municipal officers in a municipality with less than 1000 population would be exempted from filing Conflict of Interest Statements.

MISCELLANEOUS

Section 14. This section: a) eliminates the 10 day post election campaign report requirement for state and municipal candidates; b) eliminates the optional submission of a photograph by a lobbyist for the published directory; c) eliminates a lobbyist's requirement to report a business entity owned or managed by public officials with which the lobbyist has done business; d) eliminates from the lobbying law the requirement that civic organizations report contributions over \$100; e) eliminates mailout of AS 24.60 Standards of Conflict of Conduct to candidates for the legislature.

Section 15 establishes an effective date for this bill.

CS FOR SENATE BILL NO. 299 (JUDICIARY)
 IN THE LEGISLATURE OF THE STATE OF ALASKA
 SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE JUDICIARY COMMITTEE

Offered: 5/1/92
 Referred: Finance

Sponsor(s): SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to reporting and disclosure requirements for election campaigns, the
 2 Regulation of Lobbying Act, and conflicts of interest; relating to duties of the Alaska
 3 Public Offices Commission; and providing for an effective date."

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

5 * Section 1. AS 15.13.040(a) is amended to read:

6 (a) Each candidate shall make a full report, upon a form prescribed by the commission,
 7 listing the date and amount of all expenditures made by the candidate, the total amount of all
 8 contributions, including all funds contributed by the candidate, and for all contributions in excess
 9 of \$100 in the aggregate a year, the name, address, principal occupation, and employer of the
 10 contributor and the date and amount contributed by each contributor. The report shall be filed
 11 in accordance with AS 15.13.110 and shall be certified correct by the candidate or campaign
 12 treasurer. A candidate who does not receive more than \$1,000 in contributions and does not
 13 spend more than \$1,000 on behalf of a campaign is not subject to the reporting
 14 requirements of this subsection, but the candidate shall indicate, on a form prescribed by

1 the commission, an intent not to raise or spend more than \$1,000.

2 * Sec. 2. AS 15.13.040 is amended by adding a new subsection to read:

3 (g) Accrued expenditures that in the aggregate total \$1,000 or less a year per payee or
4 account need not be included in the report of expenditures required under (a) and (b)(3) of this
5 section. However, if an unreported accrued expenditure is not paid within 90 days after it is
6 incurred, it becomes a contribution and must be reported as required by this section and
7 AS 15.13.110. For purposes of this subsection, "accrued expenditures" means expenses incurred
8 but not yet paid.

9 * Sec. 3. AS 15.13.125 is amended to read:

10 Sec. 15.13.125. CIVIL PENALTY: LATE FILING OF REQUIRED REPORTS. A
11 person who fails to file a properly completed and certified report within the time required by
12 AS 15.13.110(a)(1) or [, (3),] (4) or 15.13.110(d) is subject to a civil penalty of not more than
13 \$10 a day for each day the delinquency continues as determined by the commission subject to
14 right of appeal to the superior court. A person who fails to file a properly completed and certified
15 report within the time required by AS 15.13.110(a)(2) or 15.13.110(b) is subject to a civil penalty
16 of not more than \$50 a day for each day the delinquency continues as determined by the
17 commission subject to right of appeal to the superior court. An affidavit stating facts in
18 mitigation may be submitted to the commission by a person against whom a civil penalty is
19 assessed. However, the imposition of the penalties prescribed in this section or in AS 15.13.120
20 does not excuse that person from filing reports required by this chapter.

21 * Sec. 4. AS 24.45.031(b) is amended to read:

22 (b) The commission may

23 (1) hold hearings and conduct investigations into compliance with the provisions
24 of this chapter;

25 (2) in conjunction with (1) of this subsection, issue subpoenas, compel the
26 attendance and testimony of witnesses, administer oaths and affirmations, and require the
27 production of books, papers, records, documents or other items material to the commission's
28 duties or powers under this chapter;

29 (3) prepare, publish, and make available to the public, semi-annual [PERIODIC,
30 BUT AT LEAST QUARTERLY AND ANNUALLY,] summaries of the statements and reports
31 received; these summaries shall list separately individual lobbyists and employers of lobbyists.

1 * Sec. 5. AS 24.45.041(e) is amended to read:

2 (e) Within 45 days after the convening of each regular session of the legislature, the
3 commission shall publish a directory of registered lobbyists, containing the information prescribed
4 in (b) of this section for each lobbyist [AND THE PHOTOGRAPH, IF ANY, FURNISHED BY
5 A LOBBYIST UNDER (C) OF THIS SECTION]. From time to time thereafter the commission
6 shall publish those supplements to the directory that in the commission's judgment may be
7 necessary. The directory shall be made available to public officials and to the public at the
8 following locations: a public place adjacent to the legislative chambers in the state capitol
9 building, [THE OFFICE OF THE LIEUTENANT GOVERNOR, THE LEGISLATIVE
10 REFERENCE LIBRARY OF] the Legislative Affairs Agency, and the commission's central
11 office.

12 * Sec. 6. AS 24.45.061(a) is repealed and reenacted to read:

13 (a) A person who employs, retains, or contracts for the services of a lobbyist shall sign
14 the lobbyist's registration statement verifying that employment, retention, or contract for lobbying
15 services.

16 * Sec. 7. AS 24.45.061(b) is amended to read:

17 (b) A person who employs, retains, or [WHO] contracts for the services of one or more
18 lobbyists, whether independently or jointly with other persons, and who directly or indirectly
19 makes payments to influence legislative or administrative action shall file an annual [A
20 QUARTERLY] report containing

21 (1) the full name, complete business address, and telephone number of the person
22 making the report;

23 (2) information sufficient to identify the nature and interests of the person making
24 the report;

25 (3) the total amount of payments made to influence legislative or administrative
26 action during the period, and the name and address of each person to whom these payments have
27 been made during the period by the maker of the report, together with the date and amount;

28 (4) the date and nature of any gift exceeding \$100 in value made to any public
29 official and the full name and official position of the recipient of each gift;

30 (5) a general description of the legislative or administrative action that [WHICH]
31 the person making the report has attempted to influence;

1 (6) the name of each lobbyist employed or retained by the person making the
2 report, together with the total amount paid to each lobbyist and the portion of that amount, if any,
3 that [WHICH] was paid for specific purposes, including salary, fees, and reimbursement for
4 expenses; and

5 (7) a notice of termination if the person filing a report has ceased employing or
6 retaining a lobbyist registered under this chapter and if this report constitutes the final report of
7 the lobbyist's activities on behalf of the maker of the report.

8 * Sec. 8. AS 24.45.081 is amended to read:

9 Sec. 24.45.081. REPORTING PERIODS. Lobbyist reports [REPORTS] required under
10 this chapter shall be filed during the calendar month following each calendar month during any
11 part of which the legislature was in session and during the month following each calendar quarter
12 when the legislature was not in session. However, if a lobbyist registered under this chapter has
13 declared that the lobbyist seeks only to influence administrative action and not legislative action,
14 the lobbyist need only file a report required under this chapter for each calendar quarter. The
15 period covered shall be the calendar month or the calendar quarter, as applicable, and shall in any
16 event cover the period from the date of the last report filed under this chapter to the date of the
17 end of the calendar month or quarter, as applicable, for which the report is being filed. The
18 period covered shall not include any months covered in previous reports filed by the same person.
19 When total amounts are required to be reported, totals shall be stated both for the period covered
20 by the statement and for the entire calendar year to date. Annual employer reports required
21 under this chapter shall be filed either 30 days after all lobbying activities are terminated
22 or during the month following the fourth calendar quarter, whichever occurs first.

23 * Sec. 9. AS 39.50.030(a) is amended to read:

24 (a) Each statement shall be an accurate representation of the financial affairs of the public
25 official or candidate and shall contain the same information for each member of the person's
26 family, as specified in (b) of this section, to the extent that it is ascertainable by the public
27 official or candidate. [AN ASSET OR LIABILITY UNDER \$500, HOUSEHOLD GOODS,
28 AND PERSONAL EFFECTS NEED NOT BE IDENTIFIED.]

29 * Sec. 10. AS 39.50.030(b) is amended to read:

30 (b) Each statement filed by a public official or candidate under this chapter shall include
31 the following:

1 (1) the source of all income over \$1,000 [\$100] during the preceding calendar
2 year, including taxable and nontaxable capital gains, received by the person, the person's spouse
3 or dependent child, or a nondependent child of the person who is living with that person, except
4 that a source of income that is a gift must be included if the value of the gift exceeds \$100:

5 (2) the identity, by name and address, of each business in which the person, the
6 person's spouse or dependent child, or a nondependent child of the person who is living with that
7 person was a stockholder, owner, officer, director, partner, proprietor, or employee during the
8 preceding calendar year;

9 (3) the identity and nature of each interest owned in any business during the
10 preceding calendar year by the person, the person's spouse or dependent child, or a nondependent
11 child of the person who is living with that person;

12 (4) the identity and nature of each interest in real property, including an option
13 to buy, owned at any time during the preceding calendar year by the person, the person's spouse
14 or dependent child, or a nondependent child of the person who is living with that person;

15 (5) the identity of each trust or other fiduciary relation in which the person, the
16 person's spouse or dependent child, or a nondependent child of the person who is living with that
17 person held a beneficial interest exceeding \$1,000 during the preceding calendar year, a
18 description and identification of the property contained in each trust or relation, and the nature
19 and extent of the beneficial interest in it;

20 (6) any loan or loan guarantee made to the person, the person's spouse or
21 dependent child, or a nondependent child of the person who is living with that person, and the
22 identity of the maker of the loan or loan guarantor and the identity of each creditor to whom the
23 person, the person's spouse or dependent child, or a nondependent child of the person who lives
24 with that person owed more than \$1,000 [\$500 OR MORE];

25 (7) a list of all contracts and offers to contract with the state or an instrumentality
26 of the state during the preceding calendar year held, bid, or offered by the person, the person's
27 spouse or dependent child, a nondependent child of the person who is living with that person,
28 a partnership or professional corporation of which the person is a member [THE PERSON'S
29 MOTHER OR FATHER], or a corporation in which the person or the person's spouse or
30 children, or a combination of them, hold a controlling interest; and

31 (8) a list of all mineral, timber, oil, or any other natural resource lease held, or

1 lease offer made, during the preceding calendar year by the person, the person's spouse or
2 dependent child, a nondependent child of the person who is living with that person, [THE
3 PERSON'S MOTHER OR FATHER] a partnership or professional corporation of which the
4 person is a member, or a corporation in which the person or the person's spouse or children, or
5 a combination of them, holds a controlling interest.

6 * Sec. 11. AS 39.50.050(d) is amended to read:

7 (d) To facilitate the filing of reports under AS 24.45 (Regulation of Lobbying) and the
8 information required to be provided under AS 24.45.051(4) [AND (5),] the commission shall
9 publish copies of the reports required under this chapter not later than the convening of each
10 regular session of the legislature. Copies of this publication shall be provided on request;
11 however, the commission may make a charge for the publication that may not exceed the actual
12 cost of printing, postage, and handling.

13 * Sec. 12. AS 39.50 is amended by adding a new section to read:

14 Sec. 39.50.147. EXEMPTION FOR MUNICIPALITIES. The provisions of this chapter
15 do not apply to a municipal officer of a municipality with a population of 1,000 or less according
16 to the latest United States census figures or estimates of population certified correct for
17 administrative purposes by the Department of Community and Regional Affairs.

18 * Sec. 13. AS 15.13.110(a)(3); AS 24.45.041(c), 24.45.051(5), 24.45.116; and AS 39.50.025 are
19 repealed.

20 * Sec. 14. This Act takes effect January 1, 1992.

SENATE BILL NO. 299

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 5/16/91
 Referred: ETR, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to reporting and disclosure requirements under the Campaign Disclosure
 2 Law, the Regulation of Lobbying Law, and the Conflict of Interest Law; duties of the
 3 Alaska Public Offices Commission under the Regulation of Lobbying Law and the Conflict
 4 of Interest Law; restrictions on cash contributions and expenditures under the Campaign
 5 Disclosure Law; and providing for an effective date."

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

7 * Section 1. AS 15.13.040(a) is amended to read:

8 (a) Each candidate shall make a full report, upon a form prescribed by the commission,
 9 listing the date and amount of all expenditures made by the candidate, the total amount of all
 10 contributions, including all funds contributed by the candidate, and for all contributions in excess
 11 of \$250 [\$100] in the aggregate a year, the name, address, principal occupation, and employer
 12 of the contributor and the date and amount contributed by each contributor. The report shall be
 13 filed in accordance with AS 15.13.110 and shall be certified correct by the candidate or campaign
 14 treasurer. A candidate who does not receive more than \$1,000 in contributions and does not

1 spend more than \$1,000 on behalf of a campaign is not subject to the reporting
2 requirements of this subsection, but the candidate shall indicate, on a form prescribed by
3 the commission, an intent not to raise or spend more than \$1,000.

4 * Sec. 2. AS 15.13.040(b) is amended to read:

5 (b) Each group shall make a full report upon a form prescribed by the commission, listing

6 (1) the name and address of each officer and director;

7 (2) the aggregate amount of all contributions made to it; and, for all contributions
8 in excess of \$250 [\$100] in the aggregate a year, the name, address, principal occupation, and
9 employer of the contributor, and the date and amount contributed by each contributor; and

10 (3) the date and amount of all contributions made by it and all expenditures made,
11 incurred, or authorized by it.

12 * Sec. 3. AS 15.13.040 is amended by adding a new subsection to read:

13 (g) Accrued expenditures that in the aggregate total \$1,000 or less a year per payee or
14 account need not be included in the report of expenditures required under (a) and (b)(3) of this
15 section. However, if an unreported accrued expenditure is not paid within 90 days after it is
16 incurred, it becomes a contribution and must be reported as required by this section and
17 AS 15.13.110. For purposes of this subsection, "accrued expenditures" means expenses incurred
18 but not yet paid.

19 * Sec. 4. AS 15.13.070(b) is amended to read:

20 (b) A contribution over \$250 [\$100] may not be made in cash or by cash payment and
21 it may not be accounted by or on behalf of a candidate.

22 * Sec. 5. AS 15.13.07 is amended to read:

23 (c) An expenditure over \$250 [\$100] may not be made in cash or by cash payment unless
24 a written receipt is obtained and filed with the commission.

25 * Sec. 6. AS 24.45.031(b) is amended to read:

26 (b) The commission may

27 (1) hold hearings and conduct investigations into compliance with the provisions
28 of this chapter;

29 (2) in conjunction with (1) of this subsection, issue subpoenas, compel the
30 attendance and testimony of witnesses, administer oaths and affirmations, and require the
31 production of books, papers, records, documents or other items material to the commission's

1 duties or powers under this chapter;

2 (3) prepare, publish, and make available to the public, semi-annual [PERIODIC,
3 BUT AT LEAST QUARTERLY AND ANNUALLY,] summaries of the statements and reports
4 received; these summaries shall list separately individual lobbyists and employers of lobbyists.

5 * Sec. 7. AS 24.45.041(e) is amended to read:

6 (e) Within 45 days after the convening of each regular session of the legislature, the
7 commission shall publish a directory of registered lobbyists, containing the information prescribed
8 in (b) of this section for each lobbyist [AND THE PHOTOGRAPH, IF ANY, FURNISHED BY
9 A LOBBYIST UNDER (c) OF THIS SECTION]. From time to time thereafter the commission
10 shall publish those supplements to the directory that in the commission's judgment may be
11 necessary. The directory shall be made available to public officials and to the public at the
12 following locations: a public place adjacent to the legislative chambers in the state capitol
13 building, [THE OFFICE OF THE LIEUTENANT GOVERNOR, THE LEGISLATIVE
14 REFERENCE LIBRARY OF] the Legislative Affairs Agency, and the commission's central
15 office.

16 * Sec. 8. AS 24.45.061(a) is amended to read:

17 (a) A person who employs, retains, or contracts for the services of a lobbyist shall
18 sign the lobbyist's registration statement verifying that employment, retention, or contract
19 for lobbying services. [WITHIN 15 DAYS AFTER EMPLOYING, RETAINING OR
20 CONTRACTING FOR THE EMPLOYMENT OR RETENTION OF A LOBBYIST, THE
21 PERSON WHO EMPLOYS, RETAINS OR WHO CONTRACTS FOR THE SERVICES OF A
22 LOBBYIST SHALL FILE A STATEMENT WITH THE COMMISSION AUTHORIZING OR
23 VERIFYING THAT EMPLOYMENT, RETENTION OR CONTRACT FOR LOBBYING
24 SERVICES.]

25 * Sec. 9. AS 24.45.061(b) is amended to read:

26 (b) A person who employs, retains, or [WHO] contracts for the services of one or more
27 lobbyists, whether independently or jointly with other persons, and who directly or indirectly
28 makes payments to influence legislative or administrative action shall file an annual [A
29 QUARTERLY] report containing

30 (1) the full name, complete business address, and telephone number of the person
31 making the report;

1 (2) information sufficient to identify the nature and interests of the person making
2 the report;

3 (3) the total amount of payments made to influence legislative or administrative
4 action during the period, and the name and address of each person to whom these payments have
5 been made during the period by the maker of the report, together with the date and amount;

6 (4) the date and nature of any gift exceeding \$100 in value made to any public
7 official and the full name and official position of the recipient of each gift;

8 (5) a general description of the legislative or administrative action which the
9 person making the report has attempted to influence;

10 (6) the name of each lobbyist employed or retained by the person making the
11 report, together with the total amount paid to each lobbyist and the portion of that amount, if any,
12 which was paid for specific purposes, including salary, fees, and reimbursement for expenses; and

13 (7) a notice of termination if the person filing a report has ceased employing or
14 retaining a lobbyist registered under this chapter and if this report constitutes the final report of
15 the lobbyist's activities on behalf of the maker of the report.

16 * Sec. 10. AS 24.45.081 is amended to read:

17 Sec. 24.45.081. REPORTING PERIODS. Lobbyist reports [REPORTS] required under
18 this chapter shall be filed during the calendar month following each calendar month during any
19 part of which the legislature was in session and during the month following each calendar quarter
20 when the legislature was not in session. However, if a lobbyist registered under this chapter has
21 declared that the lobbyist seeks only to influence administrative action and not legislative action
22 the lobbyist need only file a report required under this chapter for each calendar quarter. The
23 period covered shall be the calendar month or the calendar quarter, as applicable, and shall in any
24 event cover the period from the date of the last report filed under this chapter to the date of the
25 end of the calendar month or quarter, as applicable, for which the report is being filed. The
26 period covered shall not include any months covered in previous reports filed by the same person.
27 When total amounts are required to be reported, totals shall be stated both for the period covered
28 by the statement and for the entire calendar year to date. Annual employer reports required
29 under this chapter shall be filed either 30 days after all lobbying activities are terminated
30 or during the month following the fourth calendar quarter, whichever occurs first.

31 * Sec. 11. AS 39.50.030(a) is amended to read:

1 (a) Each statement shall be an accurate representation of the financial affairs of the public
2 official or candidate and shall contain the same information for each member of the person's
3 family, as specified in (b) of this section, to the extent that it is ascertainable by the public
4 official or candidate. [AN ASSET OR LIABILITY UNDER \$500, HOUSEHOLD GOODS,
5 AND PERSONAL EFFECTS NEED NOT BE IDENTIFIED.]

6 * Sec. 12. AS 39.50.030(b) is amended to read:

7 (b) Each statement filed by a public official or candidate under this chapter shall include
8 the following:

9 (1) the source of all income over \$1,000 [\$100] during the preceding calendar
10 year, including taxable and nontaxable capital gains, received by the person, the person's spouse
11 or dependent child, or a nondependent child of the person who is living with that person, except
12 that a source of income that is a gift must be included if the value of the gift exceeds \$100;

13 (2) the identity, by name and address, of each business in which the person, the
14 person's spouse or dependent child, or a nondependent child of the person who is living with that
15 person was a stockholder, owner, officer, director, partner, proprietor, or employee during the
16 preceding calendar year;

17 (3) the identity and nature of each interest owned in any business during the
18 preceding calendar year by the person, the person's spouse or dependent child, or a nondependent
19 child of the person who is living with that person;

20 (4) the identity and nature of each interest in real property, including an option
21 to buy, owned at any time during the preceding calendar year by the person, the person's spouse
22 or dependent child, or a nondependent child of the person who is living with that person;

23 (5) the identity of each trust or other fiduciary relation in which the person, the
24 person's spouse or dependent child, or a nondependent child of the person who is living with that
25 person held a beneficial interest exceeding \$1,000 during the preceding calendar year, a
26 description and identification of the property contained in each trust or relation, and the nature
27 and extent of the beneficial interest in it;

28 (6) any loan or loan guarantee made to the person, the person's spouse or
29 dependent child, or a nondependent child of the person who is living with that person, and the
30 identity of the maker of the loan or loan guarantor and the identity of each creditor to whom the
31 person, the person's spouse or dependent child, of a nondependent child of the person who lives

1 with that person owed more than \$1,000 [\$500 OR MORE];

2 (7) a list of all contracts and offers to contract with the state or an instrumentality
3 of the state during the preceding calendar year held, bid, or offered by the person, the person's
4 spouse or dependent child, a nondependent child of the person who is living with that person,
5 a partnership or professional corporation of which the person is a member [THE PERSON'S
6 MOTHER OR FATHER], or a corporation in which the person or the person's spouse or
7 children, or a combination of them, hold a controlling interest; and

8 (8) a list of all mineral, timber, oil, or any other natural resource lease held, or
9 lease offer made, during the preceding calendar year by the person, the person's spouse or
10 dependent child, a nondependent child of the person who is living with that person, [THE
11 PERSON'S MOTHER OR FATHER] a partnership or professional corporation of which the
12 person is a member, or a corporation in which the person or the person's spouse or children, or
13 a combination of them, holds a controlling interest.

14 * Sec. 13. AS 39.50 is amended by adding a new section to read:

15 Sec. 39.50.147. EXEMPTION FOR MUNICIPALITIES. The provisions of this chapter
16 do not apply to a municipal officer in a municipality with a population of 1,000 or less according
17 to the latest United States census figures or estimates of population certified correct for
18 administrative purposes by the Department of Community and Regional Affairs.

19 * Sec. 14. AS 15.13.110(a)(3); AS 24.45.041(c), 24.45.051(5), 24.45.116; and AS 39.50.025 are
20 repealed.

21 * Sec. 15. This Act takes effect January 1, 1992.

ALASKA STATE LEGISLATURE
SENATE BILL NO. 299

HISTORY IN THE SENATE

1997
5/16
1992
4/27
5/1

Read first time and referred to:
ETR, Judiciary, Finance

RPT() CS 1 DP 2 NR ___ DNP ___ AM ___
New Title ___ Same Title ___ Previous FN ___
FN ___ OFN ___ To Mad

RPT() CS 3 DP ___ NR ___ DNP ___ AM ___
New Title ___ Same Title ___ Previous FN ___
FN 1 OFN ___ To Mad

RPT() CS ___ DP ___ NR ___ DNP ___ AM ___
New Title ___ Same Title ___ Previous FN ___
FN ___ OFN ___ To ___

Rules Calendar() CS ___ AM ___ Other ___
New Title ___ Same Title ___ Previous FN ___
FN ___ OFN ___

Read second time

CS Adopted () New Title ___
Amended ___ Advanced ___

Read third time

Letter of Intent adopted ___
Return to second for specific amendment ___

PASSED EFD Same ___ or
Yeas Yeas
Nays Nays
Excused Excused
Absent Absent

Reconsideration
Reconsideration not taken up

PASSED EFD Same ___ or
Yeas Yeas
Nays Nays
Excused Excused
Absent Absent

Reported correctly engrossed
Signed by President, to House

Secretary of the Senate

HISTORY IN THE HOUSE

19

Read first time and referred to:

RPT CS() New Title ___
DP DNP NR AM ___
FN OFN Previous FN ___

RPT CS() New Title ___
DP DNP NR AM ___
FN OFN Previous FN ___

RPT CS() New Title ___
DP DNP NR AM ___
FN OFN Previous FN ___

Read second time
CS() Adopted

Amended

Advanced

Read third time

Return to second for specific amendment

PASSED EFD Same ___ or
Yeas Yeas
Nays Nays
Excused Excused
Absent Absent

Intent adopted

Reconsideration
Reconsideration not taken up

PASSED ON RECON. EFD Same ___ or
Yeas Yeas
Nays Nays
Excused Excused
Absent Absent

Intent adopted

Reported correctly engrossed, signed by the Speaker
and returned to the Senate

Chief Clerk of the House

SENATE-HOUSE HISTORY Continued

19

Received from the House
Version: _____

Concur in House amendment
Y ___ N ___ E ___ A ___
____ Efd same or Y ___ N ___ E ___ A ___

Failed to concur in House amendment, ask House recede
Y ___ N ___ E ___ A ___

House failed to / receded from amendment
Y ___ N ___ E ___ A ___

CC appointed by Senate _____ Chair

CC appointed by House _____ Chair

(S) Granted Limited Powers of Free Conference

(H) Granted Limited Powers of Free Conference

19

(S) Adopted CC Rpt _____
Y ___ N ___ E ___ A ___
____ Efd same or Y ___ N ___ E ___ A ___

(H) Adopted CC Rpt _____
Y ___ N ___ E ___ A ___
____ Efd same or Y ___ N ___ E ___ A ___

To enrolling
Received from enrolling
Sent to Governor

_____ By Governor

Chapter Number _____

Filed with Lieutenant Governor

WALTER J. HICKEL
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

299

May 16, 1991

The Honorable Richard I. Eliason
President of the Senate
P.O. Box V
Juneau, AK 99811

Dear President Eliason:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to reporting and disclosure requirements under the laws administered by the Alaska Public Offices Commission (APOC).

The bill has three main components: it amends the Alaska Campaign Disclosure Law, AS 15.13, the Regulation of Lobbying Law, AS 24.45, and the Conflict of Interest Law, AS 39.50. In doing so, it would raise certain thresholds of reporting, exempt certain persons and entities from filing, and simplify reporting requirements for lobbyists and persons who engage the services of a lobbyist.

The bill would raise the reporting thresholds under the Campaign Disclosure and Conflict of Interest laws. Campaign disclosure thresholds that trigger reporting of the names, occupations, and employers of contributors to a candidate or group and establish limits for cash contributions and expenditures would be raised from \$100 to \$250. Sections 1, 2, 4, and 5. More than a decade has passed since the Campaign Disclosure Law was adopted, and these amendments would raise thresholds to reflect inflation during this period. The changes would also provide campaigns with more flexibility in collecting and spending money.

The threshold for a public official to report sources of income on a conflict of interest statement would be raised from \$100 to \$1,000. This change would apply to all sources of income except gifts. Section 12. The change would take into account the inflation rate and require disclosure at a more reasonable level. This change would also eliminate reporting of minor income sources. A \$1,000 threshold would be required before a public official was required to report the identity of a trust or other fiduciary relation in which the person, spouse, or dependents

held a beneficial interest. Section 12. Additionally, the threshold for reporting loans and indebtedness on a conflict of interest statement would be raised from \$500 to \$1,000. Section 12. Language in AS 39.50.030(a) regarding the contents of a conflict of interest statement is deleted in sec. 11 of the bill. AS 39.50.030(b) specifies the information that must be included in a statement, making the language in subsec. (a) confusing and unnecessary.

The bill would provide exemptions from the Campaign Disclosure and Conflict of Interest reporting requirements. Campaigns that receive contributions and make expenditures of less than \$1,000 would be exempted from the reporting requirements of AS 15.13.040. Section 1. Accrued expenditures (defined as expenses incurred but not yet paid) that cumulatively total \$1,000 or less per payee would not have to be reported unless they were not paid within 90 days. Section 3. The bill would decrease the number of municipalities and boroughs subject to the conflict of interest reporting requirements by exempting any municipal officer in a municipality with a population of 1,000 or less from filing a conflict of interest statement. Section 13.

The bill amends the Campaign Disclosure law to eliminate the filing of 10-day post-election reports. Section 14. The 10-day reports usually cover a limited segment of a campaign's financial transactions and reveal activity that would be disclosed on the next required report.

The bill's changes to the Regulation of Lobbying law would eliminate the requirement of disclosure relating to exchanges between lobbyists and bona fide business entities owned or controlled by public officials. Section 14. Very few, if any, lobbyists report under this section and it does not generally constitute an area where a great element of influence is used.

The reporting requirements for persons who retain, employ, or contract for the services of a lobbyist would be simplified. A person would have to sign the lobbyist registration statement to verify the employment rather than be required to file a separate employer report. Section 8. A person who engages the services of a lobbyist would file an annual report 30 days after all lobbying activities are terminated or during the month following the fourth quarter of the calendar year, whichever occurs first, rather than filing the quarterly reports presently required under the law. Sections 9 and 10.

Summaries of the statements and reports of lobbyists would be prepared, published, and made available semi-annually rather than quarterly. Section 6. The lobbyist directory would be made available to the public and public officials but would no longer

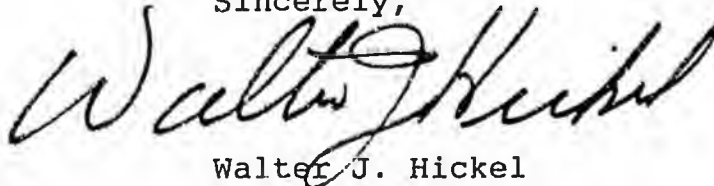
The Honorable Richard Eliason - 3 -

be distributed to the Office of the Lieutenant Governor and the legislative reference library. The current provision that allows a lobbyist's photograph to be voluntarily submitted with the lobbyist's registration form is repealed in the bill, and the requirement that the APOC publish such photographs in the lobbyist directory is deleted. Sections 7 and 14. Further, the APOC would be required to notify only elected legislators of the standards of conduct contained in AS 24.60 as opposed to the present requirement to notify all candidates running for the legislature.

Finally, the changes in the bill would eliminate the need for a filer to report on a conflict of interest statement his or her parent's contracts with the state or the parent's natural resources leases. Section 12. It would require full disclosure if the public official has an interest in a partnership or professional corporation contracting with the state. Section 12. It would also require a filer to disclose the interest of a spouse in any natural resources lease. Section 12. The changes would eliminate reporting requirements of a filer's parents' interest and make the law consistent regarding disclosure of a spouse's interest. The bill also contains several other minor changes which would permit the agency to operate more effectively.

I urge your prompt and favorable action on this measure.

Sincerely,

A handwritten signature in cursive script, reading "Walter J. Hickel". The signature is written in dark ink and is positioned above the printed name and title.

Walter J. Hickel
Governor

BILL ANALYSIS

CSSB 299 (JUDICIARY)

This bill amends the Campaign Disclosure Law, AS 15.13 (Sections 1-3), the Regulation of Lobbying Law, AS 24.45 (Sections 4-8) and the Conflict of Interest Law, AS 39.50 (Sections 9-12). In so doing, it would raise certain thresholds of reporting, exempt certain persons and entities from filing and simplify some reporting requirements. This would facilitate filing by those subject to the law, reduce APOC's statutory requirements but retain the public interest in disclosure of information under the three laws.

CAMPAIGN DISCLOSURE

Section 1. AS 15.13.040(a). The bill eliminates reporting requirements for state or municipal candidates who do not receive or spend more than \$1000 during a campaign for office.

Section 2. AS 15.13.040. Accrued expenditures, defined as expenses incurred but not yet paid, that cumulatively total \$1,000 or less per payee would not be reported unless they were not paid within 90 days.

Section 3. AS 15.13.125. This is a conforming amendment which removes a reference to AS 15.13.110(a)(3) (10 Day Post Election Report) which is proposed to be eliminated in Section 14.

LOBBYING

Section 4. AS 24.45.031(b). This section would limit APOC's publication of lobbying activity summaries to twice a year instead of five times a year.

Section 5. AS 24.45.041(e). This would delete reference to the inclusion of a photograph of a lobbyist in the published directory. Copies of the directory would not be available to the public through the Lieutenant Governor's office or Legislative Reference Library but would continue to be available through APOC's Anchorage and Juneau offices, the Legislative Information Offices, the legislature's documents room, and a large distribution list including all legislators and executive branch officials.

Section 6. AS 24.45.061(a). The bill requires an employer of lobbyist to sign the lobbyist's registration statement verifying employment instead of filing a separate statement. The number of reports filed by lobbyists will remain the same.

Section 7 and 8. AS 24.45.061(b), AS 24.45.081. This bill reduces the number of reports filed by an employer of lobbyist from four to one per year and sets a filing deadline.

CONFLICT OF INTEREST

Section 9 and 10. AS 39.50.030(a)(b). This bill: eliminates unnecessary language about assets and liabilities under \$500; raises the reporting threshold on sources of income from over \$100 to over \$1000, except for gifts which must be reported if over \$100; establishes a threshold value of greater than \$1000 for reporting a beneficial interest in a trust; and increases the threshold of reportable loans from more than \$500 to more than \$1,000. Reporting requirements for state contracts and natural resource leases are made consistent and the filer is no longer required to report her or his parents' contracts or leases.

Section 11. 39.50.050(d). This is conforming amendment which deletes reference to AS 24.45.051(5) which is proposed to be eliminated in Section 14.

Section 12. AS 39.50. Municipal officers in a municipality with less than 1000 population would be exempted from filing Conflict of Interest Statements.

MISCELLANEOUS

Section 13. This section: a) eliminates the 10 day post election campaign report requirement for state and municipal candidates (AS 15.13.110(a)(3)); b) eliminates the optional submission of a photograph by a lobbyist for the published directory (AS 24.45.041(c)); c) eliminates a lobbyist's requirement to report exchanges with business entities owned or managed by public officials (AS 24.45.051(5)); d) eliminates from the lobbying law the requirement that civic organizations report contributions over \$100 (AS 24.45.116) which is covered under the campaign disclosure law; and e) eliminates the requirement that APOC distribute copies of AS 24.60, Standards of Conduct, to candidates for the legislature.

Section 14 establishes an effective date for this bill.

Governor's Sectional Analysis

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

299

May 16, 1991

The Honorable Richard I. Eliason
President of the Senate
P.O. Box V
Juneau, AK 99811

Dear President Eliason:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to reporting and disclosure requirements under the laws administered by the Alaska Public Offices Commission (APOC).

The bill has three main components: it amends the Alaska Campaign Disclosure Law, AS 15.13, the Regulation of Lobbying Law, AS 24.45, and the Conflict of Interest Law, AS 39.50. In doing so, it would raise certain thresholds of reporting, exempt certain persons and entities from filing, and simplify reporting requirements for lobbyists and persons who engage the services of a lobbyist.

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The threshold for a public official to report sources of income or a conflict of interest statement would be raised from \$100 to \$1,000. This change would apply to all sources of income except gifts. Section 12. The change would take into account the inflation rate and require disclosure at a more reasonable level. This change would also eliminate reporting of minor income sources. A \$1,000 threshold would be required before a public official was required to report the identity of a trust or other fiduciary relation in which the person, spouse, or dependents

SECTIONAL/LETTER

held a beneficial interest. Section 12. Additionally, the threshold for reporting loans and indebtedness on a conflict of interest statement would be raised from \$500 to \$1,000. Section 12. Language in AS 39.50.030(a) regarding the contents of a conflict of interest statement is deleted in sec. 11 of the bill. AS 39.50.030(b) specifies the information that must be included in a statement, making the language in subsec. (a) confusing and unnecessary.

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Summaries of the statements and reports of lobbyists would be prepared, published, and made available semi-annually rather than quarterly. Section 6. The lobbyist directory would be made available to the public and public officials but would no longer

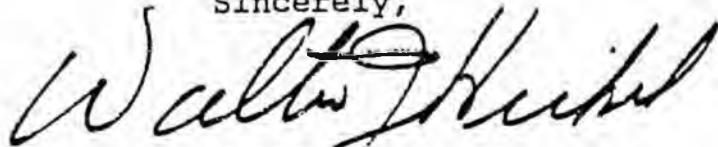
The Honorable Richard Eliason - 3 -

be distributed to the Office of the Lieutenant Governor and the legislative reference library. The current provision that allows a lobbyist's photograph to be voluntarily submitted with the lobbyist's registration form is repealed in the bill, and the requirement that the APOC publish such photographs in the lobbyist directory is deleted. Sections 7 and 14. Further, the APOC would be required to notify only elected legislators of the standards of conduct contained in AS 24.60 as opposed to the present requirement to notify all candidates running for the legislature.

Finally, the changes in the bill would eliminate the need for a filer to report on a conflict of interest statement his or her parent's contracts with the state or the parent's natural resources leases. Section 12. It would require full disclosure if the public official has an interest in a partnership or professional corporation contracting with the state. Section 12. It would also require a filer to disclose the interest of a spouse in any natural resources lease. Section 12. The changes would eliminate reporting requirements of a filer's parents' interest and make the law consistent regarding disclosure of a spouse's interest. The bill also contains several other minor changes which would permit the agency to operate more effectively.

I urge your prompt and favorable action on this measure.

Sincerely,

A handwritten signature in cursive script, reading "Walter J. Hickel". The signature is written in dark ink and is positioned above the typed name.

Walter J. Hickel
Governor

SENATE FINANCE COMMITTEE REPORT

DATE: 5/16/91

FURTHER:

DATE TURNED INTO OFFICE: 5/19/91

The Finance Committee considered SB 300

Tax credits for contributions to certain educational institutions; efd.

and recommended:

replace with _____ CS SB 300 (Finance)
 or adopt _____ CS _____

same title
 new title
 technical title change (HB only)

attached amendment(s)
 _____ letter of intent adopted

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

ATTACHES NEW FISCAL NOTE(S):

fiscal note(s) _____ Dept/Date: _____

zero fiscal note(s) _____

appropriation-no fiscal note

APPROVES PREVIOUS:

fiscal note(s) DOR 5/17/91 Dept/Date:
(Income & Finance Audit)

zero fiscal note(s) DOR 5/17/91
(Trans)

SIGNING DO PASS:

[Signature]
[Signature]
[Signature]

OTHER RECOMMENDATIONS:

Al Adams - DO NOT PASS
Lynne Hoffman No Rec

1. [Signature]
Co-Chairs: Signatures and Recommendations

2. [Signature]
Do pass

FISCAL NOTE

**STATE OF ALASKA
1991 LEGISLATIVE SESSION**

BILL NO. SB300

Revision Date: _____
 Title: Tax credits for contributions to
certain educational institutions
 Sponsor: Senator Jalmar Kertulla
 Requestor: _____

Department Affected: Department of Revenue
 BRU: Revenue Operations
 Component: Income and Excise Audit

COMPONENT SERIAL NO. | 1 | 1 | 3 |

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LANDS & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
REVENUE	(500.0)	(750.0)	(900.0)	(1000.0)	(1000.0)	(1000.0)

FUNDING: (Thousands of Dollars)

GENERAL FUND	(500.0)	(750.0)	(900.0)	(1000.0)	(1000.0)	(1000.0)
FEDERAL FUNDS						
OTHER						
TOTAL	(500.0)	(750.0)	(900.0)	(1000.0)	(1000.0)	(1000.0)

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: 0.0

ANALYSIS: Attach a separate page for analysis.

SEE ATTACHED

Changes in CSRB 300 (FIN) reflect NO FISCAL CHANGE from the original fiscal note. This fiscal note is appropriate.

5-19-91

date

Comte Aide (initial) ML

Prepared By: Larry E. Mevers
 Division: Income and Excise Audit Division

Phone: (907) 465-2320

Date: May 17, 1991

Approved by Commissioner: Lee E. Fisher
 Agency: Department of Revenue

Date: May 17, 1991

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

May 17, 1991

SB 300
FISCAL NOTE ANALYSIS
DEPARTMENT OF REVENUE

SB 300 increases the maximum amount of education credit taxpayers may take against their tax liabilities from \$100,000 to \$150,000. This bill allows for credits on 50% of the first \$100,000 (\$50,000 maximum) of contributions and 100% of the next \$100,000 (\$100,000 maximum) of contributions. This bill deletes current provisions for limiting credits to the lesser of 10% of tax liabilities or \$100,000.

FISCAL NOTE

STATE OF ALASKA
1991 LEGISLATIVE SESSION

BILL NO. SB 300

Revision Date: May 17, 1991
Title: An Act relating to tax credits for contributions to certain educational institutions; and an effective date.
Sponsor: Senator Kerttula
Requestor: _____

Department Affected: Revenue
BRU: Treasury
Component: _____

Component Serial No.

--	--	--	--

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

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

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

FUNDING: (Thousands of Dollars)

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

POSITIONS:

FULL-TIME			
PART-TIME			
TEMPORARY			

Changes in CS58300 (FIN) have no fiscal impact. This fiscal note is appropriate.
5-19-91 date lad Comte Aide (initial)

Estimate of current year impact: _____

ANALYSIS: This bill wouldn't have a fiscal impact on the Treasury's operation in that it doesn't establish a trust fund for investment management by Treasury or mandate an apportionment of General Fund investment earnings.

Prepared by: Brian C. Andrews *BA* Phone: 465-2350
Division: Treasury Date: May 17, 1991
Approved by Commissioner: Lee E. Fisher *Lee E. Fisher*
Agency: Revenue

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

CS FOR SENATE BILL NO. 300 (FINANCE)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:

Referred:

Sponsor(s): SENATORS KERTTULA, Menard

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to tax credits for contributions to certain educational institutions; and
2 providing for an effective date."

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

4 * Section 1. The provisions of this Act revise and extend the credits authorized by ch. 58, SLA 1987,
5 under each of the following state taxes for contributions made to instate institutions of postsecondary
6 education:

7 (1) Alaska Net Income Tax (AS 43.20);

8 (2) Oil and Gas Properties Production Tax (AS 43.55);

9 (3) Oil and Gas Exploration, Production, and Pipeline Transportation Property Tax
10 (AS 43.56);

11 (4) Mining License Tax (AS 43.65);

12 (5) Fisheries Taxes (AS 43.75).

13 * Sec. 2. AS 43.20.014(a) is amended to read:

14 (a) For cash contributions accepted for direct instruction, research, and educational

1 support purposes, including library and museum acquisitions, and contributions to
2 endowment, by a nonprofit, public or private, Alaska two-year or four-year college or
3 university accredited by a regional accreditation association, a [A] taxpayer is allowed as a
4 credit against the tax due under this chapter

5 (1) 50 percent of [CASH] contributions of not more than [ACCEPTED FOR
6 DIRECT INSTRUCTION, RESEARCH, AND EDUCATIONAL SUPPORT PURPOSES,
7 INCLUDING LIBRARY AND MUSEUM ACQUISITIONS, BY AN ACCREDITED,
8 NONPROFIT, PUBLIC OR PRIVATE, ALASKA, TWO- OR FOUR-YEAR, COLLEGE OR
9 UNIVERSITY. THE CREDIT MAY NOT EXCEED THE LESSER OF 10 PERCENT OF THE
10 AMOUNT OF TAX DUE UNDER THIS CHAPTER OR] \$100,000; and

11 (2) 100 percent of the next \$100,000 of contributions [A CONTRIBUTION
12 CLAIMED AS A CREDIT UNDER THIS SECTION MAY NOT BE CLAIMED AS A CREDIT
13 UNDER ANOTHER PROVISION OF THIS TITLE. A DEDUCTION IS NOT ALLOWED
14 UNDER 26 U.S.C. 170, IF THE CREDIT PROVIDED BY THIS SECTION IS CLAIMED].

15 * Sec. 3. AS 43.20.014 is amended by adding a new subsection to read:

16 (d) A contribution claimed as a credit under this section

17 (1) may not be claimed as a credit under another provision of this title;

18 (2) may not also be allowed as a deduction under 26 U.S.C. 170 against the tax
19 imposed by this chapter.

20 * Sec. 4. AS 43.55.019(a) is amended to read:

21 (a) For cash contributions accepted for direct instruction, research, and educational
22 support purposes, including library and museum acquisitions, and contributions to
23 endowment, by a nonprofit, public or private, Alaska two-year or four-year college or
24 university accredited by a regional accreditation association, a [A] producer of oil or gas is
25 allowed as a credit against the tax due under this chapter

26 (1) [AS 43.55.011 - 43.55.150] 50 percent of [CASH] contributions of not more
27 than \$100,000; and

28 (2) 100 percent of the next \$100,000 of contributions [ACCEPTED FOR
29 DIRECT INSTRUCTION, RESEARCH, AND EDUCATIONAL SUPPORT PURPOSES,
30 INCLUDING LIBRARY AND MUSEUM ACQUISITIONS, BY AN ACCREDITED,
31 NONPROFIT, PUBLIC OR PRIVATE, ALASKA, TWO- OR FOUR-YEAR, COLLEGE OR

1 UNIVERSITY. THE CREDIT MAY ONLY BE APPLIED AGAINST THE TAX LIABILITY
2 ACCRUING DURING THE MONTH THE CONTRIBUTION IS MADE. THE CREDIT MAY
3 NOT EXCEED THE LESSER OF 10 PERCENT OF THE AMOUNT OF TAX DUE UNDER
4 AS 43.55.011 - 43.55.150 OR \$10,000. A CONTRIBUTION CLAIMED AS A CREDIT UNDER
5 THIS SECTION MAY NOT BE CLAIMED AS A CREDIT UNDER ANOTHER PROVISION
6 OF THIS TITLE].

7 * Sec. 5. AS 43.55.019 is amended by adding new subsections to read:

8 (d) A contribution claimed as a credit under this section may not be claimed as a credit
9 under another provision of this title.

10 (e) The department may, by regulation, establish procedures by which a taxpayer may
11 allocate a pro rata share of a credit claimed under this section against monthly tax payments
12 made during the tax year.

13 * Sec. 6. AS 43.56.018(a) is amended to read:

14 (a) For cash contributions accepted for direct instruction, research, and educational
15 support purposes, including library and museum acquisitions, and contributions to
16 endowment, by a nonprofit, public or private, Alaska two-year or four-year college or
17 university accredited by a regional accreditation association, the [THE] owner of property
18 taxable under this chapter is allowed as a credit against the tax due under this chapter

19 (1) 50 percent of [CASH] contributions of not more than \$100,000; and

20 (2) 100 percent of the next \$100,000 of contributions [ACCEPTED FOR
21 DIRECT INSTRUCTION, RESEARCH, AND EDUCATIONAL SUPPORT PURPOSES,
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24 UNIVERSITY. THE CREDIT MAY ONLY BE APPLIED AGAINST THE TAX LIABILITY
25 ACCRUING DURING THE MONTH THE CONTRIBUTION IS MADE. THE CREDIT MAY
26 NOT EXCEED THE LESSER OF 10 PERCENT OF THE AMOUNT OF TAX DUE UNDER
27 THIS CHAPTER OR \$10,000. A CONTRIBUTION CLAIMED AS A CREDIT UNDER THIS
28 SECTION MAY NOT BE CLAIMED AS A CREDIT UNDER ANOTHER PROVISION OF
29 THIS TITLE].

30 * Sec. 7. AS 43.56.018 is amended by adding new subsections to read:

31 (d) A contribution claimed as a credit under this section may not be claimed as a credit

1 under another provision of this title.

2 (e) The department may, by regulation, establish procedures by which a taxpayer may
3 allocate a pro rata share of a credit claimed under this section against monthly tax payments
4 made during the tax year.

5 * Sec. 8. AS 43.65.018(a) is amended to read:

6 (a) For cash contributions accepted for direct instruction, research, and educational
7 support purposes, including library and museum acquisitions, and contributions to
8 endowment, by a nonprofit public or private, Alaska two-year or four-year college or
9 university accredited by a regional accreditation association, a [A] person engaged in the
10 business of mining in the state is allowed as a credit against the tax due under this chapter

11 (1) 50 percent of [CASH] contributions of not more than [ACCEPTED FOR
12 DIRECT INSTRUCTION, RESEARCH, AND EDUCATIONAL SUPPORT PURPOSES,
13 INCLUDING LIBRARY AND MUSEUM ACQUISITIONS, BY AN ACCREDITED,
14 NONPROFIT, PUBLIC OR PRIVATE, ALASKA, TWO- OR FOUR-YEAR, COLLEGE OR
15 UNIVERSITY. THE CREDIT MAY NOT EXCEED THE LESSER OF 10 PERCENT OF THE
16 AMOUNT OF TAX DUE UNDER THIS CHAPTER OR] \$100,000; and

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18 CLAIMED AS A CREDIT UNDER THIS SECTION MAY NOT BE CLAIMED AS A CREDIT
19 UNDER ANOTHER PROVISION OF THIS TITLE.]

20 * Sec. 9. AS 43.65.018 is amended by adding a new subsection to read:

21 (d) A contribution claimed as a credit under this section may not be claimed as a credit
22 under another provision of this title.

23 * Sec. 10. AS 43.75.018(a) is amended to read:

24 (a) For cash contributions accepted for direct instruction, research, and educational
25 support purposes, including library and museum acquisitions and contributions to
26 endowment, by a nonprofit, public or private, Alaska two-year or four-year college or
27 university accredited by a regional accreditation association, a [A] person engaged in a
28 fisheries business is allowed as a credit against the tax due under this chapter

29 (1) 50 percent of [CASH] contributions of not more than [ACCEPTED FOR
30 DIRECT INSTRUCTION, RESEARCH, AND EDUCATIONAL SUPPORT PURPOSES,
31 INCLUDING LIBRARY AND MUSEUM ACQUISITIONS, BY AN ACCREDITED,

1 NONPROFIT, PUBLIC OR PRIVATE, ALASKA, TWO- OR FOUR-YEAR, COLLEGE OR
2 UNIVERSITY. THE CREDIT MAY NOT EXCEED THE LESSER OF 10 PERCENT OF THE
3 AMOUNT OF TAX DUE UNDER THIS CHAPTER OR] \$100,000; and

4 (2) 100 percent of the next \$100,000 of contributions. [A CONTRIBUTION
5 CLAIMED AS A CREDIT UNDER THIS SECTION MAY NOT BE CLAIMED AS A CREDIT
6 UNDER ANOTHER PROVISION OF THIS TITLE.]

7 * Sec. 11. AS 43.75.018 is amended by adding a new subsection to read:

8 (d) A contribution claimed as a credit under this section may not be claimed as a credit
9 under another provision of this title.

10 * Sec. 12. AS 43.20.014(b), AS 43.55.019(b), AS 43.56.018(b), AS 43.65.018(b), and
11 AS 43.75.018(b) are repealed.

12 * Sec. 13. This Act takes effect January 1, 1992, and applies to tax years beginning after
13 December 31, 1991.

Kerttula

7-LS1391A.1
Chenoweth
05/18/91

5/19/91
ADOPTED

AMENDMENT

OFFERED IN THE SENATE

TO: SB 300

Page 2, line 2:

Delete "an accredited,"

Insert "a"

Page 2, line 3, after "university":

Insert "accredited by a regional accreditation association"

Page 2, line 22:

Delete "an accredited,"

Insert "a"

Page 2, line 23, after "university":

Insert "accredited by a regional accreditation association"

Page 3, line 15:

Delete "an accredited,"

Insert "a"

Page 3, line 16, after "university":

Insert "accredited by a regional accreditation association"

Page 4, line 7:

Delete "an accredited,"

Insert "a"

Page 4, line 8, after "university":

Insert "accredited by a regional accreditation association"

Page 4, line 25:

Delete "an accredited,"

Insert "a"

Page 4, line 26, after "university":

Insert "accredited by a regional accreditation association"



Alaska Court System
State of Alaska

OFFICE OF ADMINISTRATIVE DIRECTOR

CHARLES S. CHRISTENSEN III
Staff Counsel

303 K Street
Anchorage, AK 99501
(907) 264-8228

May 15, 1991

The Honorable Pat Pourchot
Co-Chairman, Senate Finance Committee
P.O. Box V
Juneau, Alaska 99811

Dear Senator Pourchot:

CSHB 129 (JUD) am, establishing a Public Officers Compensation Commission, has been referred to the Finance Committee for consideration. This bill is similar to CSSB 113 (STA), which was heard by the committee earlier this month. Major differences between CSHB 129 (JUD) am and CSSB 113 (STA) are as follows:

1. CSHB 129 (JUD) am: Section 12 provides that commission membership shall include at least one business executive, one person with experience in public administration, one representative of a non-partisan voters organization, one representative of a labor organization, and one lawyer.

CSSB 113 (STA): Section 13 provides that commission membership shall include at least one business executive, one person with experience in public administration, one person with experience in personnel management, one economist, one lawyer, and one former elected public officer of the state.

2. CSHB 129 (JUD) am: Section 14 provides that the commission shall submit reports and orders changing compensation during even-numbered years.

CSSB 113 (STA): Section 15 provides that the commission shall submit reports and orders changing compensation during odd-numbered years.

Adopted

Adopted

3. CSHB 129 (JUD) am: Section 14 provides that the legislature has 60 days in which to disapprove an order changing compensation. *Adopted*

CSSB 113 (STA): Section 15 provides that the legislature has until the effective date of the order changing compensation in which to disapprove it. The effective date of the order is the later of July 1 or the effective date of the appropriation to fund the order.

4. CSHB 129 (JUD) am: Section 14 provides that an order changing the compensation of public officers other than legislators takes effect on the later of July 1 or the effective date of the appropriation to fund the order. An order changing the compensation of legislators takes effect on the later of the first day of the next regular session or the effective date of the appropriation to fund the order. *Adopted*

CSSB 113 (STA): Section 15 provides that an order changing the compensation of any officer takes effect on the later of July 1 or the effective date of the appropriation to fund the order. *Rescinded
Adopted*

5. CSHB 129 (JUD) am: Section 17 provides that "compensation" includes salary and per diem.

CSSB 113 (STA): Section 18 provides that "compensation" includes salary, per diem, and allowances. *Adopted*

The Alaska Court System is supportive of either version of this legislation. Based upon statements made by administrative officials, we believe that CSHB 129 (JUD) am is less likely to be vetoed by the governor because it requires an intervening election before an increase in legislative compensation can take effect.

Please feel free to contact me if you have any questions or comments.

Very truly yours,



C.S. Christensen III
Staff Counsel

State of Alaska

Committees

CO-CHAIR, HOUSE JUDICIARY
VICE-CHAIR, HOUSE LABOR AND COMMERCE
HOUSE HEALTH, EDUCATION
AND SOCIAL SERVICES



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465-4968 4986
(SESSION)
914 CLAY COURT
ANCHORAGE, ALASKA 99503
(907) 276-6844

Representative Max F. Gruenberg, Jr.
District 11
Spenard, Upper Midtown Anchorage

MEMORANDUM

TO: Members of the Senate Finance Committee
FROM: Representative Max Gruenberg *Max*
DATE: May 17, 1991
RE: SB 300, the University Tax Credit Bill

I would very much appreciate your support of SB 300, the University Tax Credit Bill.

SB 300 makes the following changes to existing law:

1. Increases the cap on the maximum annual tax credit per taxpayer from \$100,000 to 150,000 for corporate, mining, fisheries, and oil and gas taxpayers.
2. Allows the credit to be taken on contributions made for the entire tax year. The current legislation restricts oil and gas companies to \$10,000 contribution on a monthly basis.
3. Allows taxpayers a tax credit of 50% on contributions up to \$100,000 and 100% for contributions above \$100,000 not to exceed a total of \$200,000.
4. Removes the prohibition against contributions given to endowments.
5. Removes the language limiting the tax credit to "...the lesser of 10 percent of the amount of tax due under this chapter or...", allowing all taxpayers the full benefit of getting tax credit for large contributions.

The purpose of SB 300 is to amend the existing statutes to enhance the tax credit status for contributions made in support of higher education.

Under the present statutes, there is little incentive for individuals or companies to give contributions to higher

education institutions because the return is so small after the existing tax formula is taken into consideration. The changes made in SB 300 will greatly enhance our ability to secure large contributions, particularly from oil and gas companies. At the present time, the companies are unwilling to engage in the complications of giving donations with the present statutory restrictions.

The restriction on contributions to endowments has presented another inhibiting factor for in-state institutions. Many contributors prefer to give donations to very specific endowment funds for designated endowed chairs, museum endowments, etc. because they are able to secure higher visibility, and/or assure that their contribution will supporting an endeavor that is consistent with the interests/goals of their industry.

The restriction for oil and gas producers that contributions be applied as a monthly tax credit requires such substantial paperwork that the incentive is lost in overhead costs.

If you have any questions, please call me or Mark Handley, my Legislative Assistant, at ext. 4968.

MEMORANDUM

TO: Representative Max Gruenberg
FROM: Mark Handley *MH*
DATE: May 17, 1991
RE: Sectional Analysis of SB 300, the University Tax Credit Bill

The following is a sectional analysis of SB 300, the university tax credit bill.

Section 1

Temporary law sets out the state taxes effected by this bill.

Section 2

AS 43.20.14 (a) Present law allows a corporate income taxpayer tax credit for the lesser of 50% of up to \$200,000 or 50% of 10% of the taxpayer's state tax liability for contributions to Alaskan universities or colleges. This section makes amendments which allow any taxpayer to receive a 50% tax credit for contributions up to \$100,000 and a 100% credit for the next \$100,000 donated in that tax year.

Section 3

AS 43.55.019 (a) prohibits a taxpayer from claiming any additional tax credits or deductions for a contribution for which a tax credit was received under this section.

Section 4

AS 43.55.019 (a) Present law allows a oil and gas severance taxpayer tax credit for the lesser of 50% of up to \$200,000 or 50% of 10% of the taxpayer's state tax liability for contributions to Alaskan universities or colleges. This section makes amendments which allow any taxpayer to receive a 50% tax credit for contributions up to \$100,000 and a 100% credit for the next \$100,000 donated in that tax year.

Section 5

AS 43.55.019 prohibits a taxpayer from claiming any additional tax credits for a contribution for which tax credit has been claimed under this section and gives the Department of Revenue the authority to promulgate regulations allowing taxpayers, who

pay their taxes on a monthly basis, to spread the allocation of this taxpayer out over the tax year.

Section 6

AS 43.56.018 (a) Present law allows a oil and gas property taxpayer a tax credit for the lesser of 50% of up to \$200,000 or up to 50% of 10% of the taxpayer's state tax liability for contributions to Alaskan universities or colleges. This section makes amendments which allow any taxpayer to receive a 50% tax credit for contributions up to \$100,000 and a 100% credit for the next \$100,000 donated in that tax year.

Section 7

AS 43.56.018 (d) prohibits a taxpayer from claiming any additional tax credits for a contribution for which a tax credit has been claimed under this section.

Section 8

AS 43.65.018 (a) Present law allows a mining licensee taxpayer a tax credit for the lesser of 50% of up to \$200,000 or up to 50% of 10% of the taxpayer's state tax liability for contributions to Alaskan universities or colleges. This section makes amendments which allow any taxpayer to receive a 50% tax credit for contributions up to \$100,000 and a 100% credit for the next \$100,000 donated in that tax year.

Section 9

AS 43.65.018 (d) prohibits a taxpayer from claiming any additional tax credits for a contribution for which a tax credit has been claimed under this section.

Section 10

AS 43.75.018 (a) Present law allows a fisheries taxpayer a tax credit for the lesser of 50% of up to \$200,000 or up to 50% of 10% of the taxpayer's state tax liability for contributions to Alaskan universities or colleges. This section makes amendments which allow any taxpayer to receive a 50% tax credit for contributions up to \$100,000 and a 100% credit for the next \$100,000 donated in that tax year.

Section 11

AS 43.75.018 (d) prohibits a taxpayer from claiming any additional tax credits for a contribution for which a tax credit has been claimed under this section.

Section 12

Repeals the provisions of existing law which prohibit the allowance of a tax credit if the contributions are made for endowment purposes.

Section 13

Provides for an effective date of January 1, 1992, and makes the bill applicable to tax years beginning after December 31, 1991.

SENATE BILL NO. 300

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY SENATOR KERTTULA

Introduced: 5/16/91
Referred: Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to tax credits for contributions to certain educational institutions; and
2 providing for an effective date."

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

4 * Section 1. The provisions of this Act revise and extend the credits authorized by ch. 58, SLA 1987,
5 under each of the following state taxes for contributions made to instate institutions of postsecondary
6 education:

7 (1) Alaska Net Income Tax (AS 43.20);

8 (2) Oil and Gas Properties Production Tax (AS 43.55);

9 (3) Oil and Gas Exploration, Production, and Pipeline Transportation Property Tax
10 (AS 43.56);

11 (4) Mining License Tax (AS 43.65);

12 (5) Fisheries Taxes (AS 43.75).

13 * Sec. 2. AS 43.20.014(a) is amended to read:

14 (a) For cash contributions accepted for direct instruction, research, and educational

1 support purposes, including library and museum acquisitions, and contributions to
2 endowment, by an accredited, nonprofit, public or private, Alaska two-year or four-year
3 college or university, a [A] taxpayer is allowed as a credit against the tax due under this chapter

4 (1) 50 percent of [CASH] contributions of not more than [ACCEPTED FOR
5 DIRECT INSTRUCTION, RESEARCH, AND EDUCATIONAL SUPPORT PURPOSES,
6 INCLUDING LIBRARY AND MUSEUM ACQUISITIONS, BY AN ACCREDITED,
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8 UNIVERSITY. THE CREDIT MAY NOT EXCEED THE LESSER OF 10 PERCENT OF THE
9 AMOUNT OF TAX DUE UNDER THIS CHAPTER OR] \$100,000; and

10 (2) 100 percent of the next \$100,000 of contributions [A CONTRIBUTION
11 CLAIMED AS A CREDIT UNDER THIS SECTION MAY NOT BE CLAIMED AS A CREDIT
12 UNDER ANOTHER PROVISION OF THIS TITLE. A DEDUCTION IS NOT ALLOWED
13 UNDER 26 U.S.C. 170, IF THE CREDIT PROVIDED BY THIS SECTION IS CLAIMED].

14 * Sec. 3. AS 43.20.014 is amended by adding a new subsection to read:

15 (d) A contribution claimed as a credit under this section

16 (1) may not be claimed as a credit under another provision of this title;

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18 imposed by this chapter.

19 * Sec. 4. AS 43.55.019(a) is amended to read:

20 (a) For cash contributions accepted for direct instruction, research, and educational
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22 endowment, by an accredited, nonprofit, public or private, Alaska two-year or four-year
23 college or university, a [A] producer of oil or gas is allowed as a credit against the tax due
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1 ACCRUING DURING THE MONTH THE CONTRIBUTION IS MADE. THE CREDIT MAY
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6 * Sec. 5. AS 43.55.019 is amended by adding new subsections to read:

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25 NOT EXCEED THE LESSER OF 10 PERCENT OF THE AMOUNT OF TAX DUE UNDER
26 THIS CHAPTER OR \$10,000. A CONTRIBUTION CLAIMED AS A CREDIT UNDER THIS
27 SECTION MAY NOT BE CLAIMED AS A CREDIT UNDER ANOTHER PROVISION OF
28 THIS TITLE].

29 * Sec. 7. AS 43.56.018 is amended by adding new subsections to read:

30 (d) A contribution claimed as a credit under this section may not be claimed as a credit
31 under another provision of this title.

1 (c) The department may, by regulation, establish procedures by which a taxpayer may
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3 made during the tax year.

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9 a credit against the tax due under this chapter

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22 * Sec. 10. AS 43.75.018(a) is amended to read:

23 (a) For cash contributions accepted for direct instruction, research, and educational
24 support purposes, including library and museum acquisitions and contributions to
25 endowment, by an accredited, nonprofit, public or private, Alaska two-year or four-year
26 college or university, a [A] person engaged in a fisheries business is allowed as a credit against
27 the tax due under this chapter

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9 * Sec. 12. AS 43.20.014(b), AS 43.55.019(b), AS 43.56.018(b), AS 43.65.018(b), and
10 AS 43.75.018(b) are repealed.

11 * Sec. 13. This Act takes effect January 1, 1992, and applies to tax years beginning after
12 December 31, 1991.

SENATE FINANCE COMMITTEE REPORT

DATE: 5/16/91

FURTHER:

DATE TURNED INTO OFFICE: 5/19/91

The Finance Committee considered SB 300

Tax credits for contributions to certain educational institutions; efd.

and recommended:

[X] replace with CS SB 300 (Finance)
[] or adopt CS

[X] same title
[] new title
[] technical title change (HB only)

[] attached amendment(s)
[] letter of intent adopted

[X] do pass

[] do not pass

[] no recommendation

[] individual recommendations

[] further referral to

ATTACHES NEW FISCAL NOTE(S):

[] fiscal note(s) Dept/Date:
[] zero fiscal note(s)

APPROVES PREVIOUS:

[X] fiscal note(s) DOR 5/17/91 (Director of Finance Audit)
[X] zero fiscal note(s) DOR 5/17/91 (Treas)

[] appropriation-no fiscal note

SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Handwritten signatures under 'SIGNING DO PASS'.

Handwritten recommendations: 'All Adams - DO NOT PASS', 'Lynn Hoffman No Rec'.

1. Ed Fawcett do not pass

2. J. K. ... do pass

Co-Chairs: Signatures and Recommendations

HOUSE COMMITTEE REPORT

(11)

Date Referred: April 15, 1992

FURTHER REFERRALS:

Date of Committee Action: 5/7/92

The FINANCE Committee considered:

CSSSB 301(FIN)

CS FOR SPONS. SUB. FOR SEN. BILL NO. 301(FIN)

MUNICIPAL FISCAL NOTES FOR BILLS

"An Act requiring municipal fiscal notes for bills and resolutions."

RECOMMENDATIONS:

be replaced with H CSSSB 301 (FIN) the same title
 a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the _____ Committee

ADOPTS: _____ letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept)

APPROVES PREVIOUS: (Dept/Date)

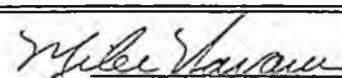
fiscal impact ~~DPB 4130192~~

fiscal note(s) ~~DPB 4130192~~

zero fiscal note HFC. 4130192

zero fiscal note(s) _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
EP Muckey Muckey	X	Mike Navarre Navarre		✓	
Mike Navarre		Russell J. Larson Larson		X	
Mark Boyer Boyer	X				
Kay Brown Brown	✓				
Steve Koponen Koponen	✓				
Dorcas Barnes Barnes	X				
Bob Sharp Sharp	X				
2000 E. C. Phillips Phillips	✓				
F. Ulmer Ulmer	X				


 CHAIRMAN'S SIGNATURE

FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

BILL NO. CS SS SB 301

Revision Date: April 8, 1992
Title: "An act requiring municipal fiscal notes for bills and resolutions."
Sponsor: Senator Uehling
Requestor: Senate C&RA Committee

Department Affected: Community and Regional Affairs
BRU: Local Government Assistance
Component: Statewide Assistance

COMPONENT SERIAL NO.

0	6	7	6
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EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	64.3	64.9	66.4	67.0	68.5	69.1
TRAVEL	1.7	1.7	1.7	1.7	1.7	1.7
CONTRACTUAL	3.5	3.5	3.5	3.5	3.5	3.5
SUPPLIES	1.6	0.6	0.6	0.6	0.6	0.6
EQUIPMENT	9.4	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	80.5	70.7	72.2	72.8	74.3	74.9
CAPITAL						

REVENUE						
FUND SOURCE:						

FUNDING: (Thousands of Dollars)

GENERAL FUND	80.5	70.7	72.2	72.8	74.3	74.9
FEDERAL FUNDS						
OTHER						
FUND SOURCE:						
TOTAL	80.5	70.7	72.2	72.8	74.3	74.9

POSITIONS:

FULL-TIME						
PART-TIME	2.0	2.0	2.0	2.0	2.0	2.0
TEMPORARY						

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)

This fiscal note estimates two new positions, one permanent seasonal Research Analyst III to work 8 months, and one permanent seasonal Research Analyst II to work the 6 months of the legislative session. Both positions are necessary to perform the duties required by this legislation. A separate page is attached which shows how the above figures were calculated.

Prepared By: _____
Division: Administrative Services Division

Phone: 465-4708
Date: _____

Approved by Commissioner: Len Berly
Agency: Department of Community and Regional Affairs

Date: 4-8-92

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No.

CS SS SB 301

CALCULATION OF COSTS TO THE STATE: Includes one seasonal full-time Research Analyst III and one seasonal full-time Research Analyst II, plus operating monies.

Position	Range/Step	Barg Unit	Location	Time Status	Fiscal Year	Sal + Bens
Research Analyst III	18 A	GGU	Juneau	Seasonal 8 mos.	FY 93	\$27,980
						<u>\$10,853</u>
						<u>\$38,833</u>
(account for merit increases every other year)	18 A/B	"	"	"	FY 94	\$39,478
	18 B	"	"	"	FY 95	\$40,122
	18 B/C	"	"	"	FY 96	\$40,750
	18 C	"	"	"	FY 97	\$41,379
	18 C/D	"	"	"	FY 98	\$42,039
Research Analyst II	16 A	GGU	Juneau	Seasonal 6 mos.	FY 93	\$18,214
						<u>\$7,198</u>
						<u>\$25,412</u>
(account for merit increases every other year)	16 A	"	"	"	FY 94	\$25,412
	16 B	"	"	"	FY 95	\$26,285
	16 B	"	"	"	FY 96	\$26,285
	16 C	"	"	"	FY 97	\$27,063
	16 C	"	"	"	FY 98	\$27,063
Personal Services	1 seasonal full-time staff @ R 18 =			\$38,833		
	1 seasonal full-time staff @ R 16 =			<u>\$25,412</u>		
			Total	<u>\$64,245</u>	FY 93	
Travel	1 3-day trip to Anchorage =			\$800		
	1 3-day trip to Fairbanks =			<u>\$900</u>		
			Total	<u>\$1,700</u>	per year	
Contractual Services	Estimate \$2,000 per RA III =			\$2,000		
	Estimate \$1,500 per RA II =			<u>\$1,500</u>		
			Total	<u>\$3,500</u>	per year	
Commodities	Estimate \$350 per RA III =			\$350		
	Estimate \$250 per RA II =			\$250		
	Plus \$1,000 start-up costs =			<u>\$1,000</u>	FY 93 only	
			Total	<u>\$1,600</u>		subsequently \$600 / year
Equipment	2 personal computers @ \$3,500 each =			\$7,000		
	software			<u>\$2,400</u>		
			Total	<u>\$9,400</u>	FY 93	one-time only

Position Title Research Analyst III		No. of Positions 1	Range / Step 18A	Barg. Unit GG
Time Status Seasonal	Staff Months 8	Location Juneau		Election District
TYPE OF EXPENDITURE		Amount		
Salary	28.0	<p>Justification</p> <p>The duties of this position would include: analyzing bills for their potential fiscal impact on municipalities; determining the extent of any fiscal impact; consulting with specific municipalities which would be affected by a measure; preparation of the necessary fiscal note stating whether or not there would be a fiscal impact; supervising and directing the work of one Research Analyst II during the legislative session; offering testimony at legislative committee hearings regarding any findings of municipal fiscal impact; performing work on interim activities; and assisting in regular department activities that were rescheduled from the legislative session to the interim.</p> <p>This position would also be responsible for managing and supporting a comprehensive municipal database that would further enhance the department's ability to respond to the Legislature's need for information about municipalities.</p>		
Benefits	10.9			
Premium Pay				
Other				
Total Personal Services	38.9			
Travel	1.7			
Contractual	2.0			
Commodities	0.6			
Equipment	4.7			
Other				
Total Cost	47.9			
FUNDING SOURCE FOR TOTAL COST				
Federal Receipts	1002			
G.F. Match	1003			
General Fund	1004			
I-A Receipts	1007			
CIP Receipts	1061			
Other				

**REQUEST FOR
NEW POSITION**

AGENCY Community and Regional Affairs
 BRU Local Government Assistance
 COMPONENT Statewide Assistance

FY 93

Page 3 of 4
 Revised Date: 4-8-92

Position Title Research Analyst II		No. of Positions 1	Range / Step 16 A	Barg. Unit GG
Time Status Seasonal	Staff Months 6	Location Juneau		Election District
TYPE OF EXPENDITURE		Amount	Justification The duties of this position would include: analyzing bills for their potential fiscal impact on municipalities; determining the extent of any fiscal impact; consulting with specific municipalities which would be affected by a measure; and preparation of the necessary fiscal note stating whether or not there would be a fiscal impact.	
Salary	18.2			
Benefits	7.2			
Premium Pay				
Other				
Total Personal Services	25.4	25.4		
Travel		0.0		
Contractual		1.5		
Commodities		0.6		
Equipment		4.7		
Other				
Total Cost		32.2		
FUNDING SOURCE FOR TOTAL COST				
Federal Receipts	1002			
G.F. Match	1003			
General Fund	1004	32.2		
I-A Receipts	1007			
CIP Receipts	1061			
Other				

**REQUEST FOR
NEW POSITION**

AGENCY Community and Regional Affairs
 BRU Local Government Assistance
 COMPONENT Statewide Assistance

FY 93

Page 4 of 4
 Revised Date: 4-8-92

FISCAL NOTE

Bill Version: CSSSB 301 (FIN)

(S) Publish Date: 4-10-92

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Revision Date: April 8, 1992
 Title: "An act requiring municipal fiscal notes for bills and resolutions."
 Sponsor: Senator Uehling
 Requestor: Senate C&RA Committee

Department Affected: Community and Regional Affairs
 BRU: Local Government Assistance
 Component: Statewide Assistance

COMPONENT SERIAL NO.

0	6	7	6
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EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	28.9	28.9	29.9	29.9	30.8	30.8
TRAVEL	1.6	1.6	1.6	1.6	1.6	1.6
CONTRACTUAL	1.5	1.5	1.5	1.5	1.5	1.5
SUPPLIES	1.0	0.5	0.5	0.5	0.5	0.5
EQUIPMENT	4.3	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	37.3	32.5	33.5	33.5	34.4	34.4

CAPITAL						
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REVENUE FUND SOURCE:	1004	1004	1004	1004	1004	1004
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FUNDING: (Thousands of Dollars)

GENERAL FUND	37.3	32.5	33.5	33.5	34.4	34.4
FEDERAL FUNDS						
OTHER FUND SOURCE:						
TOTAL	37.3	32.5	33.5	33.5	34.4	34.4

POSITIONS:

FULL-TIME						
PART-TIME	1.0	1.0	1.0	1.0	1.0	1.0
TEMPORARY						

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)

Per Senator Adams' request, this fiscal note estimates the cost for one new position, permanent seasonal during session, to perform the duties required by this legislation. A separate page is attached which shows how the above figures were calculated.

THIS IS NOT THE FISCAL NOTE RECOMMENDED BY DCRA (See cover letter.)

Prepared By: _____
 Division: Administrative Services Division

Phone: 465-4708
 Date: _____

Approved by Commissioner: Ken Berry
 Agency: Department of Community and Regional Affairs

Date: 4-8-92

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. CS SS SB 301 (CRA)

CALCULATION OF COSTS TO THE STATE: Includes one permanent seasonal Research Analyst III, plus operating monies.

Position	Range/Step	Barg Unit	Location	Time Status	Fiscal Year	Sal + Bens
Research Analyst III	18 A	GGU	Juneau	Seasonal 6 Mos.	FY 93	\$20,985
						<u>\$7,934</u>
						<u>\$28,919</u>
(account for bi-annual merit increases)	18 A	*	*	*	FY 94	\$28,919
	18 B	*	*	*	FY 95	\$29,879
	18 B	*	*	*	FY 96	\$29,879
	18 C	*	*	*	FY 97	\$30,815
	18 C	*	*	*	FY 98	\$30,815
Personal Services	1 seasonal full-time staff @ R 18 =			<u>\$28,900</u>		
			Total	<u>\$28,900</u>	FY 93	
Travel	2 3-day trips to Anchorage @ \$800 each =			<u>\$1,600</u>		
			Total	<u>\$1,600</u>	per year	
Contractual Services	Estimate \$1,500 per staff @ part-time =			<u>\$1,500</u>		
			Total	<u>\$1,500</u>	per year	
Commodities	Estimate \$250 per staff @ part-time =			\$500		
	Plus \$500 start-up costs =			<u>\$500</u>	FY 93 only	
			Total	<u>\$1,000</u>		subsequently \$500 / year
Equipment	1 personal computers @ \$3,500 each =			\$3,500		
	software			<u>\$800</u>		
			Total	<u>\$4,300</u>	FY 93	one-time only

STATE OF ALASKA
1992 LEGISLATIVE SESSION

BILL NO. HCSCSSSSB301

4/29/92 Work Draft

Revision Date: _____
Title: An Act requiring municipal
fiscal notes for bills & resolutions

Department Affected: Comm. & Regional Affairs
BRU: Local Government Assistance
Component: Statewide Assistance

Sponsor: Sen. Nehling
Requestor: House Finance Committee

COMPONENT SERIAL NO.

0	6	7	6
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EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

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

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS						
OTHER FUND SOURCE:						
TOTAL	0	0	0	0	0	0

POSITIONS:

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

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)

Prepared By: Co-Chair Eileen MacLean *Eileen MacLean* Phone: 465-4833
Co-Chair Mike Navarra *Mike Navarra* Phone: 465-3779
Division: House Finance Committee Date: 4/30/92

Approved by Commissioner: _____
Agency: _____ Date: 5/7/92

Adopted

7-LS1328P
Cook
4/29/92

HOUSE CS FOR CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 301 ()
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY

Offered:
Referred:

Sponsor(s): SENATORS UEHLING, Sturgulewski, Rodey, Collins, Halford

A BILL

FOR AN ACT ENTITLED

1 "An Act requiring municipal fiscal notes for bills and resolutions."

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

3 * Section 1. AS 24.08.035 is amended by adding a new subsection to read:

4 (e) If a bill or resolution, except an appropriation bill, significantly increases costs to a
5 municipality, there shall be attached to the measure a municipal fiscal note containing an estimate
6 for the current fiscal year and five succeeding fiscal years of the cost to municipalities that would
7 result from enactment of the measure. The last committee to which the bill is referred on the
8 day it is introduced in the house of origin shall request the municipal fiscal note. It shall be
9 prepared by the Department of Community and Regional Affairs. It shall be delivered in
10 accordance with (d) of this section within five days of the request, or within two days if the
11 request is made after the 90th day of a regular session or during a special session. The municipal
12 fiscal note must contain information that substantially complies with (c)(1), (2), and (6) - (9) of
13 this section to the extent the information is available to the department.

14 * Sec. 2. AS 24.08.035(e) is repealed July 1, 1998.

Senator Rick Uehling


Downtown, Elmendorf, Northeast Anchorage



Senate Finance Committee
International Trade & Tourism Committee
State Affairs Committee

MEMORANDUM

TO: Representative Eileen MacLean, Co-Chair
Representative Mike Navarre, Co-Chair
House Committee on Finance

FROM: Senator Rick Uehling 

DATE: April 16, 1992

RE: Scheduling of SB 301, "An Act requiring municipal fiscal notes for bills and resolutions"

I respectfully request your consideration in scheduling Senate Bill 301, An Act requiring municipal fiscal notes for bills, in the House Finance Committee as soon as possible.

I have introduced SB 301 to assist local governments in reducing the number and amount of mandates placed on them by publishing the costs of proposed bills and resolutions to municipalities.

SB 301 would require that before a bill or resolution is reported from the committee of last referral it is accompanied by a municipal fiscal note. This fiscal note will contain an estimate for the current fiscal year and the five succeeding fiscal years for the costs to municipalities that would result from enactment of the measure. The fiscal note shall be prepared by the Department of Community & Regional Affairs and delivered to the committee within five days of the request. SB 301 would exempt appropriation bills from this requirement.

Alaska is not alone in considering municipal fiscal notes. In all, 28 states require fiscal notes disclosing the costs to local entities resulting from passage of proposed legislation.

Thank you for your consideration of my request. If you have any questions or if I can be of any assistance, please do not hesitate to call on me.

CORRECTION

**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

Senator Rick Uehling


Downtown, Elmendorf, Northeast Anchorage



Senate Finance Committee
International Trade & Tourism Committee
State Affairs Committee

MEMORANDUM

TO: Representative Eileen MacLean, Co-Chair
Representative Mike Navarre, Co-Chair
House Committee on Finance

FROM: Senator Rick Uehling 

DATE: April 16, 1992

RE: Scheduling of SB 301, "An Act requiring municipal fiscal notes for bills and resolutions"

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Alaska is not alone in considering municipal fiscal notes. In all, 28 states require fiscal notes disclosing the costs to local entities resulting from passage of proposed legislation.

Thank you for your consideration of my request. If you have any questions or if I can be of any assistance, please do not hesitate to call on me.

STATE OF ALASKA

DEPARTMENT OF COMMUNITY AND REGIONAL AFFAIRS

OFFICE OF THE COMMISSIONER

WALTER J. HICKEL, GOVERNOR

P.O. BOX 112100
JUNEAU, ALASKA 99811-2100
PHONE: (907) 465-4750

333 W. 4TH AVENUE, SUITE 220
ANCHORAGE, ALASKA 99501-2341
PHONE: (907) 269-4500

April 8, 1992

The Honorable Pat Pourchot
Co-Chair, Senate Finance Committee
Room 516
State Capitol
Juneau, AK 99801-1182

RE: SB 301 - MUNICIPAL FISCAL NOTES

Dear Senator Pourchot:

Attached to this letter are two alternative fiscal notes on SB 301. One is in response to Senator Adams' suggestion that only one seasonal Range 18 Research Analyst be funded to implement the mandate to the department contained in SB 301. We have prepared this fiscal note so that it will be accurate but do not agree that this is adequate funding to comply with the mandate in a thorough manner.

While the department has consistently supported the concept of municipal fiscal notes, we have been concerned that the duty to provide these notes not supplant our other duties. In light of proposed staffing cuts to our department, there is no possible way for us to use existing staff to prepare municipal fiscal notes. We are very concerned that the legislature not enact a mandate with which we can only comply in a superficial manner. If the Senate Finance Committee cannot endorse the fiscal note we felt would allow the department to do a good job, please at least provide funding for more than one person during the legislative session.

We also believe it important to have lead time to train the Range 18 Research Analyst before the beginning of the session. Therefore, the minimum workable time for the Range 18 position would be 8 months. This would make it possible for the Range 18 Research Analyst to go to the Alaska Municipal League Conference to meet local government representatives with whom he or she will have to work in preparing the municipal fiscal notes. It will also allow time for the Research Analyst to establish a data base and reference network on local governments around the state.

The Honorable Pat Pourchot
April 8, 1992
Page 2

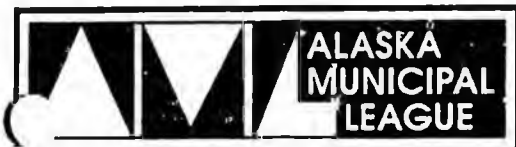
We also feel it is absolutely necessary to have a second Research Analyst at a Range 16 available during the session. We believe it will be physically impossible for one person to provide the in-depth analysis we feel is necessary on the number of bills we anticipate. We have developed a second alternative fiscal note, providing for a Range 18 for 8 months and a Range 16 for 6 months, to reflect our concerns. We strongly believe this is the very lowest level of support that can realistically be expected to fulfill the research staff requirements posed by the implementation of SB 301.

Sincerely,

Ed Blatchford

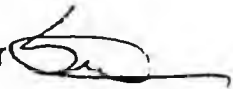
Edgar Blatchford
Commissioner

Attachments



217 Second Street, Suite 200 ■ Juneau, Alaska 99801 ■ Tel (907) 586-1325, Fax (907) 463-5480

March 26, 1992

TO: Senator Rick Uehling
FROM: Scott A. Burgess, Executive Director 
RE: Response to request for information regarding SB 301

In evaluating the Department of Community and Regional Affairs fiscal note on SB 301, which would require municipal fiscal notes, you and your staff had requested some information about the number of mandates bills that make it to the final committee of referral within their house.

Based on a quick review of legislation introduced during the 16th Alaska Legislature (1989-90), I can offer the following:

- 81 bills that imposed mandates on municipalities were introduced (70 unduplicated)
- of the 81, 33 made it at least as far as the final committee of referral within their house of origin

I hope this will be helpful. If I can be of further assistance, please feel free to call.

cc: Representative Dave Choquette

CTEST92/2:mands.326

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 301 (FINANCE)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 4/10/92

Referred: Rules

Sponsor(s): SENATORS UEHLING, Sturgulewski

A BILL

FOR AN ACT ENTITLED

1 "An Act requiring municipal fiscal notes for bills and resolutions."

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

3 * Section 1. AS 24.08.035 is amended by adding a new subsection to read:

4 (e) If a bill or resolution, except an appropriation bill, significantly increases costs to a
 5 municipality, there shall be attached to the measure a municipal fiscal note containing an estimate
 6 for the current fiscal year and five succeeding fiscal years of the cost to municipalities that would
 7 result from enactment of the measure. If the measure does not significantly increase costs to a
 8 municipality, a statement to that effect shall be attached. The last committee to which the bill
 9 is referred on the day it is introduced in the house of origin shall request the municipal fiscal
 10 note. It shall be prepared by the Department of Community and Regional Affairs. It shall be
 11 delivered in accordance with (d) of this section within five days of the request, or within two
 12 days if the request is made after the 90th day of a regular session or during a special session.
 13 To the extent practicable, before delivering the fiscal note the department shall consult with
 14 municipalities that would be affected by the measure. The municipal fiscal note must contain

- 1 information that substantially complies with (c)(1), (2), and (6) - (9) of this section.
- 2 * Sec. 2. AS 24.08.035(e) is repealed July 1, 1998.

SENATE FINANCE COMMITTEE REPORT

DATE: 3/18/92

FURTHER:

DATE TURNED INTO OFFICE: 4-9-92

The Finance Committee considered SPONSOR SUBSTITUTE FOR SENATE BILL NO. 301

"An Act requiring municipal fiscal notes for bills and resolutions."

and recommends:

replace with _____ CS SS SB 301 (FINANCE)
or adopt previous _____ CS _____
 attaches amendment(s)

same title
 new title
 technical title change
(HB only)

adopts _____ Letter of Intent

further referral to the _____

do pass

do not pass

no recommendation

individual recommendations

NEW FISCAL NOTES: Dept/Date

zero fiscal notes _____

PREVIOUS FISCAL NOTES: Dept/Date

zero fiscal notes _____

fiscal notes DCRA 32.3 4-8-92

fiscal notes _____

appropriation--no fiscal note

DO PASS:

Ad Adams
[Signature]
[Signature]
[Signature]
[Signature]
[Signature]

OTHER RECOMMENDATIONS:

1. [Signature] do pass
Co-Chair: Signature/Recommendation

2. _____
Co-Chair: Signature/Recommendation

FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

BILL NO. CS SS SB 301 (FIN)

Revision Date: April 8, 1992
 Title: "An act requiring municipal fiscal notes for bills and resolutions."
 Sponsor: Senator Uehling
 Requestor: Senate C&RA Committee

Department Affected: Community and Regional Affairs
 BRU: Local Government Assistance
 Component: Statewide Assistance

COMPONENT SERIAL NO.

0	6	7	6
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EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	28.9	28.9	29.9	29.9	30.8	30.8
TRAVEL	1.6	1.6	1.6	1.6	1.6	1.6
CONTRACTUAL	1.5	1.5	1.5	1.5	1.5	1.5
SUPPLIES	1.0	0.5	0.5	0.5	0.5	0.5
EQUIPMENT	4.3	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	37.3	32.5	33.5	33.5	34.4	34.4
CAPITAL						
REVENUE FUND SOURCE:	1004	1004	1004	1004	1004	1004

FUNDING: (Thousands of Dollars)

GENERAL FUND	37.3	32.5	33.5	33.5	34.4	34.4
FEDERAL FUNDS						
OTHER FUND SOURCE:						
TOTAL	37.3	32.5	33.5	33.5	34.4	34.4

POSITIONS:

FULL-TIME						
PART-TIME	1.0	1.0	1.0	1.0	1.0	1.0
TEMPORARY						

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)

Per Senator Adams' request, this fiscal note estimates the cost for one new position, permanent seasonal during session, to perform the duties required by this legislation. A separate page is attached which shows how the above figures were calculated.

THIS IS NOT THE FISCAL NOTE RECOMMENDED BY DCRA (See cover letter.)

Prepared By: _____
 Division: Administrative Services Division

Phone: 465-4708
 Date: _____

Approved by Commissioner: Erin Berkley
 Agency: Department of Community and Regional Affairs

Date: 4-8-92

Distribution (by preparer): Leg. Fin., Legislative Sponsor, Requestor, OMB/DBR, Gov. Legis. Ofc., & Impacted Agency(ies).

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. CS SS SB 301 (CRA)

CALCULATION OF COSTS TO THE STATE: Includes one permanent seasonal Research Analyst III, plus operating monies.

Position	Range/Step	Barg Unit	Location	Time Status	Fiscal Year	Sal + Bens
Research Analyst III	18 A	GGU	Juneau	Seasonal 6 Mos.	FY 93	\$20,985
						<u>\$7,934</u>
						<u>\$28,919</u>
(account for bi-annual merit increases)	18 A	"	"	"	FY 94	\$28,919
	18 B	"	"	"	FY 95	\$29,879
	18 B	"	"	"	FY 96	\$29,879
	18 C	"	"	"	FY 97	\$30,815
	18 C	"	"	"	FY 98	\$30,815
Personal Services	1 seasonal full-time staff @ R 18 =			<u>\$28,900</u>		
			Total	<u>\$28,900</u>	FY 93	
Travel	2 3-day trips to Anchorage @ \$800 each =			<u>\$1,600</u>		
			Total	<u>\$1,600</u>	per year	
Contractual Services	Estimate \$1,500 per staff @ part-time =			<u>\$1,500</u>		
			Total	<u>\$1,500</u>	per year	
Commodities	Estimate \$250 per staff @ part-time =			\$500		
	Plus \$500 start-up costs =			<u>\$500</u>	FY 93 only	
			Total	<u>\$1,000</u>		subsequently \$500 / year
Equipment	1 personal computers @ \$3,500 each =			\$3,500		
	software			<u>\$800</u>		
			Total	<u>\$4,300</u>	FY 93	one-time only