

Leg. Finance-House & Senate Finance Comte Files (1991-1992) 900

TANK UPGRADE AND CLOSURE PROGRAM
FINANCIAL ASSISTANCE REQUESTS FOR FY 93

DRAFT 5-8-92

OWNER/OPERATOR	FACILITY NAME	FAC ID#	UPGRADE	CLOSURE	TOTAL	TYPE
Ketchum Air Service, Inc	Ketchum Air Service, Inc	1143		\$12,900	\$12,900	1
Kim, Il Soo	Speedy Auto Glass	2191		\$60,000	\$60,000	1
Kim, Ok Y	Kim's Oceanview Texaco	0762	\$55,800	\$4,200	\$60,000	1
Kobuk Inc.	Kobuk Inc	1173		\$15,052	\$15,052	1
Lake Hood Air Harbor Inc	Lake Hood Air Harbor Inc	1728		\$6,603	\$6,603	1
Lovejoy, Dortha	Bailey's Rent-All	0329	\$9,996	\$24,104	\$34,100	1
Lowell-Maher Co.	1885 Marica, Fairbanks	UNK		\$4,200	\$4,200	1
Marley, William & Judy	The Roost	0359	\$5,109	\$867	\$5,976	1
McBirney, Derrall & Winona	CJM Construction Inc	0420		\$3,237	\$3,237	1
McLane & Associates	McLane & Associates	0307	\$1,152	\$2,382	\$3,534	1
McMahan, Ronald	Ron's Service	1478	\$52,800	\$7,200	\$60,000	1
Miller, Dale	Alaska Chevron	0556	\$30,923		\$30,923	1
Missionary Aviation Repair Ctr	MARC Flight Center(tank #3)	0158		\$1,557	\$1,557	1
Nenana Heating Services	A-Frame Services	1623	\$44,400	\$16,600	\$60,000	1
Nickerson, Vicki	Goldstream Gen Store	1068	\$3,618		\$3,618	1
Nistler Enterprises	Nistler Enterprises	0594	\$30,000	\$30,000	\$60,000	1
North Star Aviation Inc	Willow Airport	1327		\$5,400	\$5,400	1
Northern Air Cargo	NAC-3488 W. Int'l Airport	1472		\$3,593	\$3,593	1
OMB Realty Inc	OMB Realty Inc	UNK		\$36,000	\$36,000	1
Orville D. Arnold Estate	Butte Quick Shop	UNK		\$6,000	\$6,000	1
Paratex Pled Piper	Paratex Pled Piper	1925		\$15,383	\$15,383	1
Paxson Lodge, Inc	Paxson Lodge	1938	\$36,000	\$24,000	\$60,000	1
Peninsula Plumbing&Heating	Peninsula Plumbing&Heating	2453		\$2,340	\$2,340	1
Peter Pan Seafoods	Dillingham Cold Storage	1915		\$4,618	\$4,618	1
Peters, Kingston	Tudor Car Wash	2451		\$24,000	\$24,000	1
Petersburg Motors Inc	Petersburg Motors Inc	0206	\$10,966		\$10,966	1
Pietrok, Michael	Chickaloon General Store	1934	\$20,865		\$20,865	1
Plunkett, James	Former Willow Cache Realty	UNK		\$10,800	\$10,800	1
Powell, Fran	Ak State Troopers Bldg-Kodiak	0476		\$3,780	\$3,780	1
Prato, Marcel	Cascade Liquor	2508	\$35,448		\$35,448	1
Renner's Gas & Save	Renner's Gas & Save	2327		\$5,964	\$5,964	1
Renner, Terry	Renner's Gas&Save #1	2325		\$60,000	\$60,000	1

TANK UPGRADE AND CLOSURE PROGRAM
FINANCIAL ASSISTANCE REQUESTS FOR FY 93

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OWNER/OPERATOR	FACILITY NAME	FAC ID#	UPGRADE	CLOSURE	TOTAL	TYPE
Renner, Terry	Renner's Gas&Save #2	2326		\$60,000	\$60,000	1
Rent-A-Can Toilet Co. Inc	Rent-A-Can Toilet Co. Inc	0462		\$2,490	\$2,490	1
Rodeheaver, Sallie	Hertz Car & Truck Rental-Kodiak	1520	\$8,142	\$2,550	\$10,692	1
Russell, Darrell	Russell's Texaco	0962	\$48,000	\$12,000	\$60,000	1
Scott, John H.	Scotty's Chevron	UNK	\$22,180		\$22,180	1
Second Avenue Service	Second Avenue Service, Inc	2341	\$16,338		\$16,338	1
SEND International of AK	SEND Hanger - Gulkana	1913		\$5,532	\$5,532	1
Seven W dba Hilltop	Seven W dba Hilltop	2442		\$5,726	\$5,726	1
Sig Wold Storage& Transfer	Sig Wold Storage & Transfer	68/1589		\$7,004	\$7,004	1
Sky Harbor Prop Owners	Sky Harbor Airstrip	0142		\$5,037	\$5,037	1
Smyth Moving (Fayle, James)	Smyth Moving Service, Inc.	1445		\$6,559	\$6,559	1
Stanger, Joseph	Eyak Air - Willow Airport	0662		\$1,632	\$1,632	1
Star Flite Inc	Star Flite Inc	UNK		\$37,200	\$37,200	1
Stelling, John D.	Stelling Enterprises	2203	\$13,033	\$1,545	\$14,578	1
Stephens, Ronald	Peters Creek Chevron	2587	\$42,699	\$15,060	\$57,759	1
Tack, Stephen & Cyndie	Tack's General Store	0793	\$18,500	\$18,947	\$36,447	1
Teich-Butler, Judy	R&J Enterprises (MILE 187 Glenn)	2423		\$7,297	\$7,297	1
Totem Services Inc	Totem Services Inc	0234	\$51,600	\$8,400	\$60,000	1
Troy Air Inc	Troy Air Inc	UNK		\$60,000	\$60,000	1
Vend Alaska	Vend Alaska	0686		\$4,800	\$4,800	1
Walner, H Erling	Peters Creek Texaco	0025	\$8,630		\$8,630	1
Warning Lites of Alaska Inc	Warning Lites of Alaska Inc	1735	\$22,244	\$4,820	\$27,064	1
Warren, Stephen	C & W Repair	0363	\$21,630	\$2,580	\$24,210	1
William T Heisler Corp	Sand Lake Service 7211 Jewel Lk	0189	\$48,000	\$12,000	\$60,000	1
Wilson, Mark&Dolores	Harrilton's Place	2561	\$34,597	\$12,334	\$46,931	1
Woodard Construction Co	Woodard Construction Co	0147		\$3,606	\$3,606	1
World Wide Movers	World Wide Movers - Anchorage	1890		\$9,300	\$9,300	1
World Wide Movers, Inc.	World Wide Movers - Juneau	0381	\$7,800	\$13,591	\$21,391	1
Wrightway Auto Carriers, Inc	101 W. Whitney Rd	UNK		\$19,923	\$19,923	1
Young's Partnership	Young's Chevron	0599	\$52,800	\$7,200	\$60,000	1
Yukon Trading Post	Yukon Trading Post	1119		\$7,771	\$7,771	1
Ak Oil Sales Inc	Kena! Chevron Station	1605			No Cost Estimate	1

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TANK UPGRADE AND CLOSURE PROGRAM
FINANCIAL ASSISTANCE REQUESTS FOR FY 93

DRAFT 5-8-92

OWNER/OPERATOR	FACILITY NAME	FAC ID#	UPGRADE	CLOSURE	TOTAL	TYPE
Ak Oil Sales Inc	Steves Chevron	1607			No Cost Estimate	1
Alyeska Seafoods, Inc	Alyeska Seafoods, Inc	1170			No Cost Estimate	1
Anchorage Chrysler Center	2601 E 5th Ave	0161			Ineligible	1
B-J's Services, Inc	B-J's Services	2463			No Cost Estimate	1
Bradford, Gary	Pennleula Automotive	2649			No Cost Estimate	1
Brunquist, Norm	Brunquist, Norm	1479			No Cost Estimate	1
Carboy, Philip	Gold Hill	0440			No Cost Estimate	1
Cordova Outboard, Inc	Cordova Outboard Shop	0289			No Cost Estimate	1
Darby, Ted	Space 424 Lake Hood	2445			Ineligible	1
Denali Fuel Co.	Equipment Sales Inc	0537			Duplicate Fy92grt	1
Denali National Park Hotel	Denali National Park Hotel	#1			No Cost Estimate	1
Denali National Park Hotel	Denali National Park Hotel	#2			No Cost Estimate	1
Foster, Corina	Cache Creek Chevron	0328			No Cost Estimate	1
Gills, Ray	Lake Spenard	2558			No Cost Estimate	1
Grant, Hugh N.	Gas 'n Go	2269			No Cost Estimate	1
Grate Land Auto	Grate Land Auto	UNK			No Cost Estimate	1
Hudson Air Svc & Sons Inc	Hudson Air Service & Sons Inc	1223			No Cost Estimate	1
Ivey, Rose Mary	China Fuel & Grocery	UNK			No Cost Estimate	1
Kenley, Fred	Lake Hood Slip 601	2395			No Cost Estimate	1
Kodiak Electric Assoc, Inc	Kodiak Electric Assoc, Inc	0606			No Cost Estimate	1
M&M Constructors	M&M Constructors	1058			No Cost Estimate	1
Mindoro Partners	775 E 100th Ave	2541			No Cost Estimate	1
Missionary Aviation Repair Ctr	MARC Flight Center(tank #1)	0158			No Cost Estimate	1
Papadrew Inc	Fisherman's Bend	0605			No Cost Estimate	1
Rabbae, Terrance	Chinook Chevron Svc	0926			No Cost Estimate	1
Renner, Darrel	Renner's Chevron Full Svc	2324			No Cost Estimate	1
Rust's Flying Service, Inc.	Rust's Flying Service, Inc.	2473			No Cost Estimate	1
Spenard Builders Supply	SBS 4412 Lois Dr.	1626			No Cost Estimate	1
Tundra Tours, Inc.	Tundra Tours, Inc.	UNK			No Cost Estimate	1
Utopia Inc	Quinnat Landing Hotel	2367			No Cost Estimate	1
Wilbur, Joseph	Flight Safety AK	0448			No Cost Estimate	1
Wrangell Fisheries	Wrangell Fisheries	2520			No Cost Estimate	1

UST/FA PROGRAM

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TANK UPGRADE AND CLOSURE PROGRAM
FINANCIAL ASSISTANCE REQUESTS FOR FY 93

DRAFT 5-8-92

OWNER/OPERATOR	FACILITY NAME	FAC ID#	UPGRADE	CLOSURE	TOTAL	TYPE
Subtotal Individual/Small Co.			\$1,358,956	\$1,696,392	\$3,055,348	192
Alascom Inc	BIRD Point	0549		\$4,540	\$4,540	2
Alascom Inc	Windy Point	0312		\$5,257	\$5,257	2
Alascom Inc	Tern Lake	0319		\$5,975	\$5,975	2
Alascom Inc	Nikishka	1024		\$6,692	\$6,692	2
Alascom Inc	Ketchikan Toll Ctr	1017		\$6,927	\$6,927	2
Alascom Inc	Haines	2018		\$8,245	\$8,245	2
Alascom Inc	Sitka	0114		\$8,794	\$8,794	2
Alascom Inc	Pedro Dome	1674		\$8,897	\$8,897	2
Alascom Inc	Cordova Earth Station	0487		\$10,280	\$10,280	2
Alascom Inc	Yakutat	0213		\$10,397	\$10,397	2
Alascom Inc	Talkeetna/Bartlett	1139		\$20,664	\$20,664	2
Alascom Inc	Sawmill	0367	\$29,416	\$11,060	\$40,476	2
Alascom Inc	Eagle River Earth Station	1155	\$27,976	\$14,584	\$42,560	2
Alascom Inc	Neklasson Lake	0364	\$29,059	\$15,706	\$44,765	2
Alascom Inc	Juneau Toll Ctr	0227	\$28,697	\$20,324	\$49,021	2
Alaska Cleaners	AK Cleaners, 610 W. Fireweed	C821		\$28,889	\$28,889	2
Alaska USA Federal Cr Union	777 Juneau ST, Anchorage	1970		\$12,548	\$12,548	2
Anderson Trucking Svc Inc	K&W Trucking (Fbks)	2008		\$14,135	\$14,135	2
CEM Leasing Inc	Plaza Gas	2518	\$46,800	\$13,200	\$60,000	2
CEM Leasing Inc	Gas n Go	1473	\$48,000	\$12,000	\$60,000	2
CEM Leasing Inc	Hub Gas	2519	\$48,000	\$12,000	\$60,000	2
CEM Leasing, Inc	Gate 28 Fbks Int'l Airport	0201		\$8,369	\$8,369	2
ERA Aviation Inc	ERA Helicopter Tours-Anch	1480		\$36,542	\$36,542	2
ERA Aviation Inc	ERA Helicopters-Valdez	1080	\$45,600	\$14,400	\$60,000	2
ERA Aviation Inc	ERA Helicopter-Fbks	0223	\$52,200	\$7,800	\$60,000	2
ERA Aviation Inc	ERA Helicopter-Juneau	0477	\$60,000		\$60,000	2
Fairbanks U-Drive, Inc	Hertz Rent A Car	0806	\$18,920	\$10,383	\$29,303	2
Int'l In-Flight Catering	Int'l In-Flight Catering	0449	\$5,870		\$5,870	2
Laidlaw Transi	Laidlaw Transit-Soldotna	1254		\$29,913	\$29,913	2
Laidlaw Transi (FDIC)	Laidlaw Transit-Eagle River	0093		\$17,151	\$17,151	2
Lynden Transport, Inc.	Lynden Transport - Fbks	0216		\$5,141	\$5,141	2

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TANK UPGRADE AND CLOSURE PROGRAM
FINANCIAL ASSISTANCE REQUESTS FOR FY 93

DRAFT 5-8-92

OWNER/OPERATOR	FACILITY NAME	FAC ID#	UPGRADE	CLOSURE	TOTAL	TYPE
Mapco Express Inc.	#5001 1405 S. Bragaw(Anch)	1496	\$49,200	\$10,800	\$60,000	2
Mapco Express Inc.	#5005 491 E Parks Hwy(Wasilla)	2372	\$49,200	\$10,800	\$60,000	2
Mapco Express Inc.	#5006 1501 E Diamond(Anch)	1505	\$49,200	\$10,800	\$60,000	2
Mapco Express Inc.	#5021 8010 rd Seward(Anch)	0727	\$49,200	\$10,800	\$60,000	2
Mapco Express Inc.	#5024 8803 Jewel Lk(Anch)	1521	\$49,200	\$10,800	\$60,000	2
MarkAir Inc	Bethel Passenger & Cargo Term	1392		\$1,516	\$1,516	2
MarkAir Inc	Bethel Aircraft Maintenance	UNK		\$7,018	\$7,018	2
MarkAir Inc	4100 w Int'l Airport Anchorage	0811		\$23,387	\$23,387	2
MarkAir Inc	6311 S Air Park Pl Anchorage	UNK		\$41,070	\$41,070	2
Matanuska Telephone Assoc	Healy Facility	1556		\$12,000	\$12,000	2
Matanuska Telephone Assoc	Palmer Plant	0535		\$15,000	\$15,000	2
Northern Energy	Northern Energy	0284	\$13,357	\$3,881	\$17,238	2
Ounalashka Corp	Tony's Service Center	1271		\$15,000	\$15,000	2
Petro Star Fuel	Sourdough Fuel	1926		\$13,597	\$13,597	2
Petro Star Fuel Inc	Sourdough Fuel Inc	0090	\$60,000		\$60,000	2
Providence Hospital	Providence Hospital	1947	\$16,818	\$5,452	\$21,070	2
Sea-Land Freight Services	Sea-Land Services - Anchorage	0043	\$26,956	\$3,987	\$30,943	2
Sourdough Properties, Inc	Sourdough Express	881/1199		\$11,405	\$11,405	2
Temsco Helicopters	Temsco - Petersburg	1763	\$51,592	\$5,920	\$57,512	2
Texaco Refining & Marketing	Boniface Texaco	0878	\$60,000		\$60,000	2
Urbell Coal Mine Inc	Lignite Creek	0264		\$19,531	\$19,531	2
Urbell Coal Mine Inc	Healy Creek	0267		\$42,522	\$42,522	2
Subtotal Insurable Companies			\$914,061	\$656,099	\$1,570,160	53
Alaska Railroad Corp	Anchorage Yard, MP 114	1474		\$3,643	\$3,643	3
Alaska Railroad Corp	Tunnel Section MP 51	1188		\$3,643	\$3,643	3
Alaska Railroad Corp	Moose Pass Sec MP 29	1184		\$3,643	\$3,643	3
Alaska Railroad Corp	Carlo Section MP 334	0244		\$3,643	\$3,643	3
Alaska Railroad Corp	Healy Section MP 358	0247		\$3,643	\$3,643	3
Alaska Railroad Corp	Ferry Section MP 371	0248		\$3,643	\$3,643	3
Alaska Railroad Corp	Nenana Section MP 412	0252		\$3,643	\$3,643	3
Alaska Railroad Corp	Hurricane Section MP 281	1371		\$5,056	\$5,056	3
Alaska Railroad Corp	Gold Creek Section MP 283	1366		\$5,056	\$5,056	3

UST/FA PROGRAM

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TANK UPGRADE AND CLOSURE PROGRAM
FINANCIAL ASSISTANCE REQUESTS FOR FY 93

DRAFT 5-8-92

OWNER/OPERATOR	FACILITY NAME	FAC ID#	UPGRADE	CLOSURE	TOTAL	TYPE
Alaska Railroad Corp	Talkeetna Section MP 227	1361		\$5,056	\$5,056	3
Alaska Railroad Corp	Portage Section MP 64	1189		\$5,056	\$5,056	3
Alaska Railroad Corp	800 Delaney St	UNK		\$5,056	\$5,056	3
Alaska Railroad Corp	788 Delaney St	UNK		\$5,056	\$5,056	3
Alaska Railroad Corp	1828 Post Road	UNK		\$5,056	\$5,056	3
City of Cordova	Cordova Harbor Wastecell Site	1757		\$12,000	\$12,000	3
City of Fairbanks	MUS Telecommunications	0376		\$3,000	\$3,000	3
City of Kenai	Kenai Municipal Airport	0532	\$1,980	\$6,000	\$7,980	3
City of Kenai	Kenai Public Safety Bldg	0526	\$1,980	\$12,600	\$14,580	3
City of Ketchikan	Fire Station II	2108		\$3,080	\$3,080	3
City of North Pole	North Pole Police Station	0352		\$4,500	\$4,500	3
City of Seward	Public Works Shop	1491		\$17,647	\$17,647	3
City of Seward	PW Yard, 6th & Madison	1491		\$60,000	\$60,000	3
City of Soldotna	Central Emergency Services	1211		\$12,147	\$12,147	3
City of Soldotna	City Shop	1215		\$12,147	\$12,147	3
Fbks North Star Borough	FNSB Transit Garage	2209		\$11,850	\$11,850	3
Lower Kuskokwim Schl Dist	Nelson Island Area HS	UNK		\$60,000	\$60,000	3
Matanuska-Susitna Borough	Meadow Lakes PSB #71	0287	\$7,855	\$1,624	\$9,579	3
Matanuska-Susitna Borough	Fishhook Public Safety Bldg #41	0281	\$8,042		\$8,042	3
Matanuska-Susitna Borough	Butte Public Safety Bldg #21	1290	\$12,917		\$12,917	3
Matanuska-Susitna Borough	Sutton Public Safety Bldg #11	1300	\$13,045		\$13,045	3
Matanuska-Susitna Borough	Cottonwood Public Sfty Bldg #65	1812	\$18,566		\$18,566	3
Matanuska-Susitna Borough	Talkeetna PSB #111	0278	\$23,198		\$23,198	3
Matanuska-Susitna Borough	Wasilla PSB #61	0262		\$1,876	\$1,876	3
Matanuska-Susitna Borough	Animal Control Shelter	1815		\$2,115	\$2,115	3
Matanuska-Susitna Borough	Lakes Public Safety Bldg #52	1304		\$2,853	\$2,853	3
Matanuska-Susitna Borough	Big Lake Public Safety Bldg #81	0285		\$3,058	\$3,058	3
Matanuska-Susitna Borough	Lakes Public Safety Bldg #51	0277		\$3,379	\$3,379	3
Matanuska-Susitna Borough	MSB Maintenance Facility	1317		\$4,172	\$4,172	3
Matanuska-Susitna Borough	MSB School District Auto Shop	2349		\$6,387	\$6,387	3
Matanuska-Susitna Borough	Big Lake Elementary	UNK		\$6,836	\$6,836	3
Matanuska-Susitna Borough	MSB School District Maint Yard	2348		\$7,044	\$7,044	3

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OWNER/OPERATOR	FACILITY NAME	FAC ID#	UPGRADE	CLOSURE	TOTAL	TYPE
Matanuska-Susitna Borough	Willow Public Safety Bldg #121	1813		\$9,246	\$9,246	3
MOA Facility Maintenance	Fire Maintenance	1436		\$7,680	\$7,680	3
MOA Facility Maintenance	Fire Station #10	1444		\$7,680	\$7,680	3
MOA Facility Maintenance	Cemetery	2304		\$8,406	\$8,406	3
MOA Facility Maintenance	Public Health Facility	1312		\$10,230	\$10,230	3
MOA Facility Maintenance	New Transit Maintenance	0585		\$15,111	\$15,111	3
MOA Facility Maintenance	Latimer Fire Station	1426		\$15,777	\$15,777	3
MOA Facility Maintenance	Gridwood Fire Station	1429		\$18,257	\$18,257	3
MOA Facility Maintenance	Fire Station #11	1439		\$18,602	\$18,602	3
MOA Facility Maintenance	Fire Station #1	1347		\$17,100	\$17,100	3
MOA Facility Maintenance	Northwood St Maintenance	1409		\$19,050	\$19,050	3
MOA Facility Maintenance	4th & Post St Maintenance	1411		\$22,017	\$22,017	3
MOA Facility Maintenance	Muldoon St Maintenance	1417		\$23,987	\$23,987	3
MOA Facility Maintenance	Old Transit Maintenance	1448		\$50,517	\$50,517	3
MOA- ATU	Anch Telephone Utility	2502	\$60,000		\$60,000	3
MOA- AWWU	AWWU-Operations Facility	1945		\$13,385	\$13,385	3
MOA- AWWU	Pt Woronzof	1284		\$16,065	\$16,065	3
MOA- AWWU	AWWU-Headquarters Facility	1281		\$16,580	\$16,580	3
MOA-Merrill Field Airport	Snow Equipment Bldg	UNK		\$6,270	\$6,270	3
MOA-Merrill Field Airport	Aircraft Apron	UNK		\$8,100	\$8,100	3
Subtotal Government			\$147,683	\$615,248	\$762,931	61
TOTAL APPLICATIONS RECEIVED SINCE 9/0/91			\$2,420,700	\$2,987,739	\$5,388,438	308

TYPE LEGEND

- 1 = INDIVIDUAL/SMALL CO.
 2 = INSURABLE COMPANY
 3 = GOVERNMENT

SB 385

SENATE FINANCE COMMITTEE REPORT

DATE: 4/24/92

FURTHER:

DATE TURNED INTO OFFICE: _____

The Finance Committee considered SENATE BILL NO. 385

"An Act relating to the sale and purchase of handicrafts on certain licensed premises; and providing for an effective date."

DIED

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

FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

No. 1

Bill Version: SA 385

(S) Publish Date: 4-24-92

Revision Date: _____ Department Affected: _____
 Title: SALE AND PURCHASE OF HANDICRAFTS ON CERTAIN LICENSED PREMISES BRU: ALCOHOLIC BEVERAGE CONTROL BOARD
 Component: OPERATING
 Sponsor: SEN. ZHAROFF
 Requestor: SEN. JUDICIARY COMM. COMPONENT SERIAL NO.

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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:	-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:	-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: NONE

ANALYSIS: (Attach a separate page if necessary.)

Changes in CSSB 385 (JUD) have no fiscal impact. This fiscal note is appropriate.

4/24 date GTB Comte Aide (initial)

Prepared By: PATRICK L. SHARROCK Phone: 277-8638

Division: ALCOHOLIC BEVERAGE CONTROL BOARD Date: 2-12-92

Approved by Commissioner: [Signature]

Agency: DEPARTMENT OF REVENUE Date: 2/18/92

FISCAL NOTE

No. 2

Bill Version: SB 385

(S) Publish Date: 4-24-92

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Revision Date: _____ Department Affected: Department of Law
 Title: "...sale and purchase of handicrafts on certain licensed premises..." BRU: Prosecution
 Component: All
 Sponsor: Senator Zharoff
 Requestor: Senator Zharoff COMPONENT SERIAL NO.

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85 through 91

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						
---------	--	--	--	--	--	--

REVENUE FUND SOURCE:						
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FUNDING: (Thousands of Dollars)

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

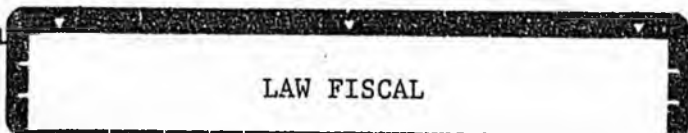
POSITIONS:

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

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)
 Please see the attached analysis.
 Changes in SSD 385 (SUD) have no fiscal impact. This fiscal note is appropriate.
4/24 date 6702 Comte Aide (initial)

Prepared By: Richard I. Pegues, Director Phone: 465-3672
 Division: Administrative Services Date: February 6, 1992
 Approved by Commissioner: Richard I. Pegues / FIK / Charles E. Cole, Attorney General
 Agency: Department of Law Date: February 6, 1992



CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. SB 385

This bill adds a new section to AS 04.16 that would prohibit a person from offering to sell or offering to purchase, or selling or purchasing handicrafts, if the offer, sale or purchase is made on premises that are licensed to sell alcoholic beverages under AS 04.11.090. A violation of this new provision would be a class A misdemeanor. We do not believe that the number of new offenses that may occur if this bill is adopted will be great. Consequently, there should not be a fiscal impact for the Department of Law.

FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Bill 1 No. 3
Bill Version: SB 385
(S) Publish Date: 4-24-92

Revision Date: _____ Department Affected: Alaska Court System
Title: An Act relating to the sale and BRU: Trial Courts
purchase of handicrafts... Components: _____
Sponsor: Zharoff
Requestor: _____ COMPONENT SERIAL NO.

000 000	000 768
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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						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL						
REVENUE						

FUNDING: (Thousands of Dollars)

GENERAL FUNDS	0.0	0.0	0.0	0.0	0.0	0.0
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

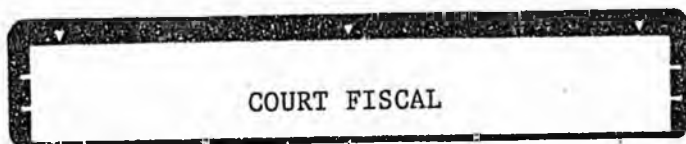
Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary)
No fiscal impact.
Changes in SB 385 (S) have no fiscal impact. This fiscal note is appropriate.
Date: 4/24 Comte Aide (initial): CS

Prepared by: C. S. Christensen III, Staff Counsel Phone: 264-8228
Division: Alaska Court System Date: 02/06/92

Approved by: Arthur H. Snowden, II, Administrative Director
Agency: Alaska Court System Date: 02/06/92

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



FISCAL NOTE

No. 4

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Bill Version: SB 385

(S) Publish Date: 4-24-92

Revision Date: _____ Department Affected: Public Safety
 Title: "An Act relating to the sale and purchase of handicrafts on certain..." BRU: Alaska State Troopers
 Sponsor: Senator Zharoff Component: Detachments
 Requestor: Senator Zharoff COMPONENT SERIAL NO.

7	9	9
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EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)

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-

FUNDING: (Thousands of Dollars)

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

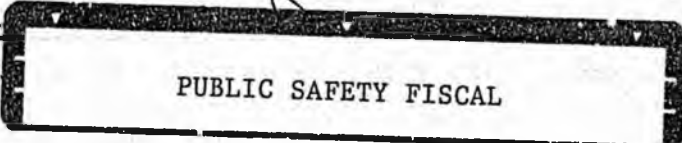
POSITIONS:

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.) No fiscal impact is anticipated.	Changes in <u>CSA 385 (20)</u> have no fiscal impact. This fiscal note is appropriate. <u>4/24</u> <u>G 707</u> Date Comte Aide (initial)
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Prepared By: Francis C. Allan Phone: 269-5691
 Division: Alaska State Troopers Date: 2/6/92
 Approved by Commissioner: Richard L. Burton
 Agency: Department of Date: 2/7/92



FISCAL NOTE

No. 5

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Bill Version: SB 385

(S) Publish Date: 4-24-92

Revision Date: _____ Department Affected: DEPARTMENT OF CORRECTIONS
 Title: "An Act relating to the sale and purchase of handicrafts..." BRU: Statewide Operations
 Component: Various
 Sponsor: Senator Zharoff
 Requestor: Senator Zharoff COMPONENT SERIAL NO.

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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						
---------	--	--	--	--	--	--

REVENUE						
FUND SOURCE:						

FUNDING: (Thousands of Dollars)

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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: 0

ANALYSIS: (Attach a separate page if necessary.)

Please see the attached analysis.

Changes in CSB385 (JD) have no fiscal impact. This fiscal note is appropriate.

4/24
date

GAS
Compte Aide (initial)

Prepared By: Carl Nickel, Director Phone: 465-3376

Division: Administrative Services Date: 02/05/92

Approved by Commissioner: Lloyd Hames, Commissioner

Agency: Department of Corrections Date: 02/05/92

Distribution (by preparer): Leg. _____ Impacted Agency(ies).

Rev 10/7/91

Page 1 of 2

CORRECTIONS FISCAL

CONTINUATION OF FISCAL ANALYSIS

BILL: SB 385

" An Act relating to the sale or purchase of handicrafts on certain licensed premises; and providing for an effective date."

This bill would make it a Class A misdemeanor to offer to sell or purchase, or to sell or purchase handicraft items on premises licensed to sell alcohol.

The effect of the bill will be to increase the number of misdemeanor bookings and jail sentences, particularly of intoxicated persons. Intoxicated bar patrons and tourists are the most common sellers/purchasers of such items. Intoxicated persons and tourists are also the least likely persons to be aware of the fact that such sales/purchases constitute a Class A misdemeanor. Additionally, some chronic alcoholics have dozens of misdemeanor arrests per year and may not be highly motivated to avoid yet another trip to jail.

Data on the number of such potential arrests is not available since this activity has not been illegal up until now, so estimating the actual fiscal impact on the Department is difficult. Anecdotal evidence suggests that this activity is quite common, however. A bed in a State correctional center averages about \$95.00 per day, not counting program and support services. The prison system is at near capacity at present. Criminalizing additional activities accelerates the rate at which costly prison expansion becomes necessary, in addition to present operating costs. Although the Department cannot claim with certainty that additional staff, additional overtime, or additional prison construction would be needed to respond to this bill, the increase in arrests and convictions for Class A misdemeanors will unquestionably create additional burdens for the correctional system.

If the bill were amended to make licensees subject to fine or loss of liquor license, rather than penalizing patrons, the intent of the bill might be just as effectively carried out with no cost or burden to the Department.

SENATE BILL NO. 385

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY SENATOR ZHAROFF

Introduced: 3/5/92
Referred: Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the sale and purchase of handicrafts on certain licensed premises; and
2 providing for an effective date."

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

4 * Section 1. AS 04.16 is amended by adding a new section to read:

5 Sec. 04.16.095. SALE AND PURCHASE OF HANDICRAFTS ON LICENSED
6 PREMISES. A person may not offer to purchase, offer to sell, purchase, or sell handicrafts if
7 the offer, sale, or purchase is made on premises that are licensed under AS 04.11.090 to sell
8 alcoholic beverages.

9 * Sec. 2. This Act takes effect immediately under AS 01.10.070(c).

Alaska State Legislature

HOUSE OF REPRESENTATIVES



REPRESENTATIVE FRAN ULMER

MEMORANDUM

April 30, 1992

TO: Senator Pat Purchot, Co-Chair
Senate Finance Committee

FROM: Rep. Fran Ulmer

RE: SCSHB 385 (L&C) am - Video Display Terminals

I am requesting a hearing on this legislation at your earliest convenience.

HB 385 was created in response to a growing health problem among state workers who spend long hours in front of their Video Display Terminals (VDTs). VDT workplace injuries include eye strain, stress and musculoskeletal disorders (wrist, back and neck injuries) including host of ailments dubbed "repetitive strain injuries" or RSI.

According to the Federal Bureau of Labor Statistics, disorders associated with repetitive strain injuries now rank among the highest reported workplace injuries in the U.S. (more than 52%). For instance, in recent years the cases of carpal tunnel syndrome (swelling of tendons in the wrist) have increased more rapidly than any other job related illness. Insurance industry sources believe that keyboard operators are one of the highest at-risk groups.

In many cases, the remedy for these conditions already exists in the workplace. Educating workers on the proper positioning of VDT monitors, keyboards and chairs can go a long way to alleviating this problem. However, phasing out or remodeling "unhealthy" work station configurations and furniture is also essential.

CSHB 385 (L&C) seeks to remedy this situation for state workers by:

- * Requiring the training of supervisory staff about the causes, remedies and prevention of VDT related injuries.
- * Requiring the posting of notices in the workplace to advise state employees about the safe use of Video Display Terminals.

April 30, 1992
CSHB 385 (L&C)
Page Two

- * Requiring that future purchases and installation of office furniture and equipment meet standards that reduce the health risks associated with VDTs.

Think of HB 385 as a dose of preventative medicine. By moving now to answer the health concerns of state workers, we will also be saving the state money by eliminating the causes of a growing number of health insurance claims.



Filipino Community, Inc.

251 South Franklin Street • Juneau, Alaska 99801-1343
Phone (907) 586-4118 • Executive Offices (907) 586-2118

**TO: The House of Representatives
Alaska State Legislature**

DATE: March 11, 1992

**FROM: Lucille J. Santos
Secretary & Legislative Chair
Filipino Community, Inc.**

TELEPHONE NO: 586-2116

SUBJECT: HB385

The Filipino Community, Inc. of Juneau urge the swift passage of HB 385 which pertains to the proper use of VDTs (video display terminals). Our organization strongly believes that this would be a great preventive measure to the physical hazards from the improper use of VDTs. It is the lower range employees in the clerical and support services fields, primarily women, who can least afford to lose their jobs and ill afford the high medical bills which will be highly impacted by the lack of information about VDTs. This bill would also lower the rate of absenteeism due to VDT related health problems.

Thank you for reading this message and your affirmative vote!

distributed by Wilmer

ALASKA STATE DISTRICT COUNCIL OF LABORERS

Laborers International Union of North America, AFL-CIO

2501 Commercial Drive, Suite 140
Anchorage, Alaska 99501 • 907/276-1640

Don Valesko
President

Andrew J. "Bear" Piekarski
Business Manager/Secretary Treasurer

POSITION STATEMENT

TO: MEMBERS, ALASKA HOUSE OF REPRESENTATIVES
FROM: A.J. "BEAR" PIEKARSKI, BUSINESS MANAGER/SECY'TREAS.
RE: HB 385

THE ALASKA STATE DISTRICT COUNCIL OF LABORERS SUPPORTS
THE PASSAGE OF HB 385. HAZARD COMMUNICATION TRAINING
FOR VDT USERS BENEFITS BOTH EMPLOYER AND EMPLOYEE, AND
WE URGE YOU TO SUPPORT THE BILL WHEN IT COMES TO A FLOOR
VOTE.

for El Flanagan, SE Rep.
A.J. "BEAR" PIEKARSKI
BUSINESS MANAGER/SECY-TREAS.

TO: Diane in Rep. Chmura's office

**ALERT ALERT ALERT ALERT ALERT ALERT ALERT ALERT
ALERT**

MEMO TO: All ASEA/AFSCME Local 52 Business Agents, Stewards & members

FROM: Bill Kelder, Political Action Coordinator

DATE: March 6, 1992

SUBJECT: House Bill 385

House Bill 385, requiring the state to provide health and safety measures for employees who spend long hours working on visual display terminals, will be up for a vote on the House Floor early next week. We need to get our members sending public opinion messages encouraging the following state Representatives to vote in favor of the bill. These guys are mostly minority republicans and will need a lot of POMs so please get the word out to as many people as possible as quickly as possible. This is one of our bills and the sponsor, our very good friend Rep. Fran Ulmer, D-Juneau, has asked for our help on this. Let's show her we know how to deliver.

H.B. 385 will save the state money in the long run by reducing injury and time missed due to injury. The bill will also help improve morale by showing that the state cares about its workers. Send the POMs to the following:

Rep. Larry Baker, Rep. Ramona Barnes, Rep. Dave Choquette, Rep. Gail Phillips
Rep. Mary Miller, Rep. Mike Miller, Rep. Loren Lehman, Rep. Mark Hanley
Rep. Georgianna Lincoln, Rep. Jerry Mackle, Rep. Richard Foster, Rep. Bill Hudson, and
Rep. Ben Grussendorf.

To send a Public Opinion Message to all these reps., call in Anchorage: 561-7007; and in Fairbanks: 452-4448; and in Juneau 465-4648. Remember to limit the messages to 50 words or less.

Again, many, many thanks to all of you for your help on this.

Post-It™ brand fax transmittal memo 7671 # of pages > 1

To	Barnaby Dow	From	Jan B. Smith
Co.	Rep. Ulmer	Co.	Fish & Game
Dept.		Phone #	465-4160
Fax #	2108	Fax #	465-4168

January 27, 1992

Mr. Barnaby Dow
State Capitol, Room 421
Juneau, AK 99811

Dear Mr. Dow:

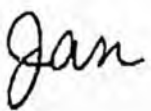
I understand Representative Fran Ulmer is requesting information regarding carpal tunnel syndrome and the use of video display terminals.

My first problem with carpal tunnel syndrome began about two years before I began working for the State of Alaska. At the time, I was employed as a nurse during the day and did medical transcription at home during the evening using an electric typewriter. During this time, I developed pain in my hands and wrists to the extent that at one point I had to wear custom-molded, fiberglass splints, sometimes on one and sometimes on both wrists. This continued until I stopped doing medical transcription at home.

In July 1988, I began working for the state as a clerk typist, and within a few months I began to have problems with my wrists again. While shopping for office supplies one day, I noticed a "wrist rest" device and requested permission to buy one. My supervisor thought I was being silly to want to spend state money in such a manner, but finally allowed the purchase. Coworkers ridiculed me for using the wrist rest, and frequently I returned to my desk to find the wrist rest on the floor. However, soon after beginning to use the wrist rest, my symptoms abated and I have had essentially no problems with carpal tunnel syndrome since.

In August 1990, I began working for the Department of Fish and Game, Division of Fisheries Rehabilitation, Enhancement and Development (FRED). Shortly thereafter, I obtained a wrist rest, received no ridicule for using it, and continue to be symptom-free.

Sincerely,



Jan. B. Smith

Martha Samaniego
P.O. BOX 1893
Kodiak Alaska 99615

March 19, 1992

Representative Fran Ulmer
Alaska State Legislative
Juneau, Alaska 99801-1182

Dear Representative Fran Ulmer:

I am an eighth grader at the Kodiak Junior High. Please don't allow my age to take away some of the attention needed on what I have to say. I am writing in support to the House Bill 385 concerning VDT hazards.

I favor this bill because I believe that adults and children who use video display terminals (such as computers) have the right to know the dangers in connection with VDT's. I have noticed that children are beginning to use computers at younger and younger ages, they use them without the parents knowing what dangers may come with advancement.

Many employees also apply for jobs and work with computers. All these people, adults and children alike are in danger of becoming nearsighted and also putting thier eyes in risk of attracting other RSI's. This issue deserves more attention then it all ready has. This bill will not only help the people now, but will help people for a long time to come.

Thank you for taking the time to consider this opinion and I will be waiting to hear from you concerning the further progress of House Bill 385.

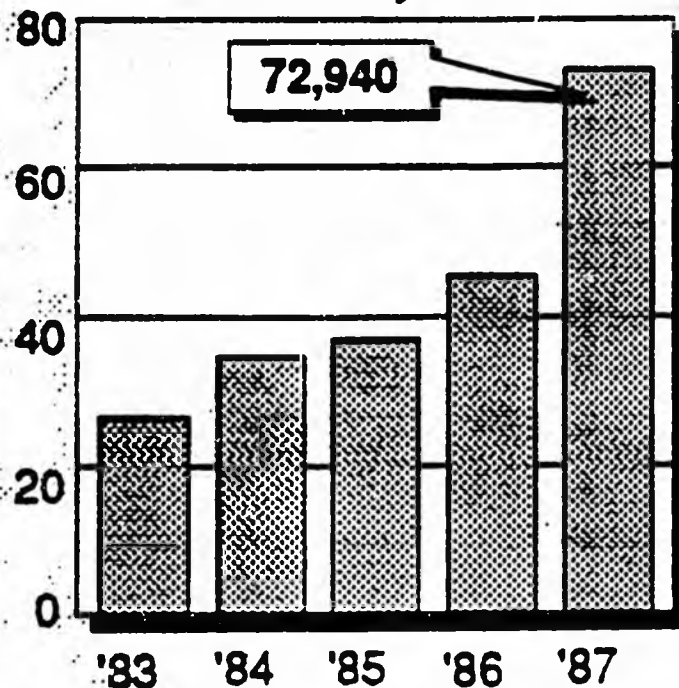
Sincerely,

Martha Samaniego

Strain in the hand

The growth of personal computer use has coincided with an increase in repetitive strain hand injuries in the United States.

In thousands of injuries



SOURCE: Occupational Safety and Health Administration

Knight-Ridder Newspapers

The computer workstation

What are the hazards and how can they be prevented?

Repetitive strain injuries may occur as a result of a combination of repetitive motions with fast forceful movements, awkward positions, lack of sufficient rest time over periods of weeks, months or years. They occur in many different work situations.

Hazards

Cervical disk syndrome:

Pain, numbness and muscular spasm caused by pinching of the cervical nerves by compressed discs.



Tenosynovitis: Pain in hands and arms caused by swelling of the tendon and the sheath that covers it.



White finger: Numbness, tingling, paleness and burning sensations caused by damaged blood vessels.



Rotator cuff injury: Pain and limited motion in the shoulder caused when one or more of the four rotator cuff tendons is inflamed.

Carpal tunnel syndrome: Numbness, pain, tingling and aching sensations in the wrist caused by too much pressure on the median nerve of the wrist.



Epicondylitis (tennis elbow): Pain, swelling and weakness in the elbow caused by inflammation of the tendons.



Tendinitis: Swelling, tenderness and weakness in the hand, elbow or shoulder due to inflammation of tendons.

Prevention

the ideal computer workstation

- 1 Eye should be level with the top of the screen.
- 2 Feet should be flat and shoulders should be at table level.
- 3 A video display terminal should be adjustable (tilt) from 0° to 20°.
- 4 An inclined footrest to relieve strain from legs and back.
- 5 A chair with an adjustable seat height and back rest. Elbows should not bend more than 90° to reach the keyboard.

15

Workplace Injury Is Rising, And the Computer Is Blamed

By PETER T. KILBORN

Special to The New York Times

COMPLIMENTS OF THE ALASKA STATE LIBRARY

WASHINGTON, Nov. 15 — Workplace injuries caused by repetitive motion have increased sharply, the Labor Department said today, and experts called the rise of computer technology a major factor.

In an annual report, the department said repetitive motion disorders accounted for 48 percent of all workplace illnesses and injuries last year, up from 38 percent in 1987 and just 18 percent in 1981.

The report said 4 percent of all full-time workers suffered from some form of illness or injury on the job last year, the highest level since 1980. And they spent more time out of work or doing limited work because of illness or injury than in any year since 1972, the first that the Bureau of Labor Statistics started gathering the information in its current form.

The report did not break down the industries with the highest rates of injury from repetitive motion. But Joseph Kinney, executive director of the National Safe Workplace Institute in Chicago, said the rise of computers in the workplace was obviously a major factor. "Better technology and safer plants and machinery should result in far fewer injuries, and it just doesn't," he said.

The most hazardous jobs were in manufacturing, the report said, led by lumber, steel, food, stone and glass, and automobiles, in that order. Aside from manufacturing, construction was the most hazardous. The automobile industry showed the sharpest increase in injuries last year. The report said lawyers have the safest jobs, followed by insurance agents and stockbrokers.

Cautious Interpretation Urged

Labor Department officials emphasized that the figures in today's report must be interpreted cautiously. Increases in the figures for illness and injury result in part from stronger efforts by the department's Occupational Safety and Health Administration to make businesses keep better records.

"But whatever the reason," said Margaret Seminario, health and safety director for the A.F.L.-C.I.O., "it's obvious that too many workers are being killed, injured and diseased on the job."

The most common repetitive motion disorder is carpal tunnel syndrome, an injury to the hand and wrist that can require surgery. Once limited mostly to meat packers, poultry workers and pianists, it has become a common complaint among workers who use computers or computerized equipment — for example, supermarket checkout clerks, who repeatedly slide customers' purchases over price scanners.

"I don't think you can associate it all with the computer," said Gerard F. Scannel, the head of OSHA. But he added that the proliferation of computer technology in many industries was a significant cause of the increase.

"We seem to be asking people to do their jobs faster and in smaller, more finely defined tasks," Mr. Scannel said. Such tasks, he went on, impose unnatural stresses on the hands, wrists and fingers. In the past, he said, the most common workplace injuries were caused by heavy lifting.

'Repeated Trauma'

Today's report said that of 240,900 occupational illnesses recorded in private industry last year, 115,400 were in the category "disorders associated with repeated trauma": carpal tunnel syndrome, tendinitis, arthritis and sprains. The next highest category was respiratory problems caused by toxic agents, at 16,200.

Mr. Scannel said carpal tunnel syndrome can be prevented with better design of tools and workplaces. Sometimes, he said, prevention requires little more than changing the height of a desk or chair.

The report also said 3,300 workers died of occupational causes last year, 100 fewer than in 1987. But experts say

Repeated motion replaces heavy lifting as a hazard.

the figure is understated, in part because the Government does not record cases of people who die after they have retired, often from diseases contracted on the job. Mr. Kinney said the actual figure is closer to 50,000.

Since late in the Reagan Administration, OSHA has been expanding its efforts to require companies to submit better health reports and to compile better statistics. It has imposed substantial fines on a blue-ribbon list of American corporations. Just this week, it proposed a \$754,000 fine against Cargill Inc., accusing it of not taking steps to protect its poultry workers from carpal tunnel syndrome.

But the uncertainty over how much the frequency of injury and illness is actually increasing "is a difficulty we have with all the data," said Ethel Cherry Jackson, chief of the Bureau of Labor Statistics survey on occupational safety and health.

**Company News:
Tuesday through Friday,
Business Day**

Alaska State Legislature

Legislative Research Agency



P.O. Box Y
Juneau, AK 99811-3100
Phone: (907) 483-3991
Fax: (907) 483-3351

October 4, 1991

MEMORANDUM

TO: Representative Fran Ulmer

FROM: Linda J. Snow *L. Snow*
Legislative Analyst

RE: Repetitive Strain Injury Associated with Use of Video Display Terminals
Research Request 92.043

You asked for information about adverse health effects associated with the use of video display terminals (VDTs). You specifically asked about the incidence and seriousness of repetitive strain injuries (RSI), and what Alaska state government positions are most at risk for this type of injury.

In this report, we present a summary of a recent report by the National Institute for Occupational Safety and Health (NIOSH), entitled *Occupational Health Aspects of Work with Video Display Terminals*.¹ Next we discuss the types of occupations that are most likely to be affected by RSI and other injuries associated with VDT usage.² We then identify which positions held by state employees are most at risk to develop the foregoing types of injuries.

SUMMARY OF RECENT NATIONAL INSTITUTE OF OCCUPATIONAL SAFETY AND HEALTH REPORT

Today, about half the jobs in the U.S. involve work with VDTs. Many studies have examined the possible health effects of VDT use. A recent unpublished report by the NIOSH (February 1991) entitled *Occupational Health Aspects of Work with Video Display Terminals* reviews and summarizes the existing reports on the subject. The report discusses four areas of health concern for VDT users. These areas are visual system dysfunction (eye strain), musculoskeletal disorders, stress and adverse pregnancy outcomes.

¹This study was completed by NIOSH in February 1991. It has not yet been published.

²Repetitive strain injury results from repeating the same motion over and over. It can lead to inflammation of joints and pain and numbness of extremities.

Eye Strain

Eye strain (including sore eyes, blurred vision and headaches) is the most common health complaint of VDT users. At least 50 percent of VDT users have reported occasional symptoms of eye strain, although eye strain is not unique to VDT work. There is little evidence of enduring functional problems resulting from VDT-related eyestrain. Recent studies suggest no link between the use of VDTs and increased risk of cataract development.

Some suggestions to lessen the adverse impact of VDT work on vision are: 1) to test and correct the vision of the affected workers; 2) to modify VDT display characteristics such as contrast, sharpness, type design, image stability and color to reduce discomfort; and 3) to provide adequate and appropriate workplace lighting.

Musculoskeletal Disorders

Early NIOSH studies have shown that 75 percent of VDT workers experience occasional back and neck discomfort on the job. More recent NIOSH studies show that 20 to 25 percent of VDT workers experience almost daily upper torso discomfort.

Musculoskeletal disorders include repetitive strain injuries (RSI). About 40 percent of 834 newspaper employees studied reported symptoms of cumulative trauma disorder during a one-year period. Neck and shoulder pain were prevalent complaints of the subjects. However, recent studies have shown that the hand and wrist are also susceptible to musculoskeletal disorders in VDT work. Although there is no conclusive evidence of RSI from use of VDTs, the World Health Organization stated in a recent report that injury from repeated stress is possible. Recent studies seem conclusive that chronic pain and disability are influenced by cultural, social and psychological forces. However, physical causes of chronic pain and disability cannot be ruled out.

Evidence exists that ergonomic changes in the work environment can reduce musculoskeletal discomfort associated with VDT use. It appears that the stationary and sedentary characteristics of VDT work are the primary risk factor. Tasks can be redesigned to allow for job rotation and more frequent rest breaks. Improved work station design may lessen musculoskeletal discomfort.

Stress

A third health effect examined in the NIOSH study is stress. In the U.S., increased VDT usage has caused a change in the content and organization of work tasks. Following is a list of factors that contribute to stress in VDT workers:

- increased work pressure;
- reduced autonomy;
- increased management control over the work process;
- concerns about computer breakdowns and delays;
- physical immobility;
- excessive repetition;
- reduced skill and experience levels;
- reduced task variety; and
- more uncertainty over job security and promotion opportunities.

Although stress is apparent in all VDT-related jobs, it is most pronounced in lower-level clerical jobs. Stress may result in mental disorders, cardiovascular diseases and psychological disorders. In California, 70 percent of workers compensation claims from stress came from white collar workers, and 40 percent came from the sales and clerical level. Stress can be relieved by making jobs challenging and varied; making sure that tasks have some kind of closure, or an end product; and by improving the social environment of the workplace.

Adverse Pregnancy Outcomes

It has long been claimed that VDT usage causes adverse pregnancy outcomes; however, no conclusive evidence of any relationship between VDT use and adverse pregnancy outcomes is available. A recent NIOSH report on the subject found no relationship between the two.

AT-RISK OCCUPATIONS

According to Betsy Jordon with the Bureau of Labor Statistics in Washington, D.C., disorders associated with repetitive motion (RSI) now make up 52 percent of reported job-related illnesses. Reports of carpal tunnel syndrome have increased more rapidly in recent years than reports of any other job-related illness.³

³Carpal tunnel syndrome is the swelling of the tendons where they pass through the front of the wrist. The resulting pressure can cause pain, numbness and weakness of the hands.

Representative Ulmer
October 4, 1991
Page 4

Barbara Webster, with the Liberty Mutual Insurance Company, stated that 1.5 percent of that company's insurance claims, and 2.5 percent of their costs in 1990, were for RSI. The average award per case in 1990 was \$6,168. Ms. Webster said that no one in the insurance industry keeps statistics on the occupations of those making claims for RSI, but managers in the insurance industry generally believe keyboard operators are one of the highest at-risk groups for that type of injury. The industries most affected by RSI are:

- meat and poultry cutting and packing industry;
- electronic manufacturing industry;
- telephone operators; and
- data entry/secretarial agencies.

The fourth category, secretarial and data processing agencies, file 1 percent of all workers' compensation claims in the U.S. A large number of claims for RSI are filed by reporters, automotive workers, and upholsterers.

In Alaska, 289 of 11,998 workers compensation claims made in 1990 were for inflammation of the joints. According to Jim Wilson, labor economist with the Alaska Department of Labor, this category of injury is caused almost exclusively by repetitive motion. Carpal tunnel syndrome is not included in the foregoing category of injury and is difficult to separate from its primary category of nervous system disorders.

STATE EMPLOYEES IN AT-RISK OCCUPATIONS

Table A (attached) presents a list of the most obvious job classes at risk to develop RSI and other VDT-associated health disorders in Alaska state government. It is difficult to tell what the exact duties of a particular position may entail, however, those listed in Table A are likely to require many hours of typing or data entry using VDTs. Just as some of these positions may not use VDTs for a significant portion of their duties, many other job classes not listed here (the state has over 1,300 job classes) may use VDTs for a major portion of their work day. The 2,056 positions represented by these job classes account for nearly 10 percent of the total positions in state government.⁴

I hope this information is helpful to you. If you have further questions, please feel free to call this office.

Attachment

⁴The state FY 92 budget (after vetoes) funds 21,018 positions.

TABLE A

State of Alaska Positions at Risk
for Repetitive Strain Injury
(as of September 1991)

CLASS CODE	CLASS TITLE	NUMBER OF POSITIONS
1122	Clerk Typist II	93
1123	Clerk Typist III	786
1145	Legal Secretary I	99
1146	Legal Secretary II	30
1151	Secretary I	106
1152	Secretary II	24
1182	Correspondence Secretary I	4
1183	Correspondence Secretary II	4
1184	Correspondence Secretary III	12
1185	Administrative Support Technician I	3
1186	Administrative Support Technician II	0
1187	Administrative Support Technician III	9
1188	Administrative Support Technician IV	4
1191	Data Processing Clerk I	38
1192	Data Processing Clerk II	60
1193	Data Processing Clerk III	16
1201	Accounting Clerk I	4
1202	Accounting Clerk II	98
1203	Accounting Clerk III	144
1204	Accountant I	4
1205	Accountant II	26
1210	Accounting Technician I	100
1211	Accounting Technician II	66
1212	Accounting Technician III	32
1217	Permanent Fund Dividend Specialist I	11
1218	Permanent Fund Dividend Specialist II	2
1219	Permanent Fund Dividend Specialist III	2
1610	Data Processing Assistant	2
1611	Data Processing Technician I	14
1612	Data Processing Technician II	27
1613	Data Processing Technician III	12
1621	Analyst Programmer I	10
1622	Analyst Programmer II	26
1623	Analyst Programmer III	64
1624	Analyst Programmer IV	92
1625	Analyst Programmer V	32
Total		2,056

Note: This table presents the number of existing state positions. These positions may or may not be filled at any given time.

Source: Alaska Department of Administration, Division of Personnel.

Prepared by the Legislative Research Agency, October 1991 (92.043A).

SB391

HOUSE COMMITTEE REPORT

(11)

Date Referred: April 27, 1992

FURTHER REFERRALS:

Date of Committee Action: 5/9/92

The FINANCE Committee considered:

SB 391 am

SENATE BILL NO. 391 am

PUBLIC DRINKING WATER CLEANUP

"An Act relating to the restoration of unsafe public drinking water supplies or the provision of alternative public drinking water supplies in connection with oil or hazardous substance containment and cleanup activities; and providing for an effective date."

RECOMMENDATIONS:

be replaced with HCS 055B 391 (P&H) ^{P&H} [] the same 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 _____

[] fiscal note(s) _____

[] zero fiscal note _____

[] zero fiscal note(s) DEC 3/6/92

SIGNING <u>DO PASS</u>	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<u>Ed Prachen</u> <u>Macher</u>	✓	<u>James Barnes</u>			
<u>Mike Sporne</u> <u>Navarre</u>	✓	<u>Bob A. King</u>			
<u>Mark Bauer</u> <u>Boyer</u>	X	<u>PHILLIPS</u>			
<u>Kay Brown</u> <u>Brown</u>	✓				
<u>Ropponen</u> <u>Koponen</u>	✓				
<u>Ulmer</u> <u>Ulmer</u>	X				
<u>Larson</u> <u>Larson</u>	X				

Mike Sporne Ed Prachen
CHAIRMAN'S SIGNATURE

FISCAL NOTE

Bill Version: SB 391

(S) Publish Date: 3-6-92

STATE OF ALASKA
1991 LEGISLATIVE SESSION

Revision Date: _____ Department Affected: Environmental
 Title: Restoring impaired public Conservation
drinking water supplies BRU: Spill Prevention and Response
 Sponsor: Sen. Hoffman Component: Contaminated Sites
 Requestor: Sen. Hoffman

COMPONENT SERIAL NO.			
1	4	3	1

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	0.0	0.0	0.0
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	*					
FUND SOURCE: 1052						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						


Estimate of current year impact: none

ANALYSIS: (Attach a separate page if necessary.)

* Any costs associated with this legislation would be recovered from the party responsible for the contamination.

Prepared by: Janice Adair
 Division: Commissioner's Office

Phone: 465-5050
 Date: 2/10/92

Approved by Commissioner: 
 Agency: Environmental Conservation

Date: 2/10/92

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

HOUSE CS FOR SENATE BILL NO. 391 (RESOURCES)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE RESOURCES COMMITTEE

Offered: 4/27/92
Referred: Finance

Sponsor(s): SENATORS HOFFMAN, Adams

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the restoration of unsafe public drinking water supplies or the
2 provision of alternative public drinking water supplies in connection with oil or hazardous
3 substance containment and cleanup activities; and providing for an effective date."

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

5 * Section 1. AS 46.08.010(c) is amended to read:

6 (c) The fund shall be used for actual expenses incurred under AS 46.08.040. Except for
7 containment or cleanup activities related to restoration of unsafe public drinking water
8 supplies or the provision of safe alternative public drinking water supplies, or as provided
9 in AS 46.08.040(d)(2), the fund may not be used for capital improvements.

10 * Sec. 2. AS 46.08.070(a) is amended to read:

11 (a) Except as provided in (d) of this section, the [THE] commissioner shall seek
12 reimbursement promptly under this section, AS 46.03.760(e), or federal law for the cost incurred
13 in the cleanup or containment of oil or a hazardous substance that has been released.

14 * Sec. 3. AS 46.08.070(b) is amended to read:

1 (b) Except as provided in (d) of this section, the [THE] attorney general, at the request
2 of the commissioner, shall immediately seek to recover money expended by the department under
3 AS 46.08.005 - 46.08.080 or other law to contain and clean up oil or a hazardous substance that
4 has been released or to control the threatened release of oil or a hazardous substance.

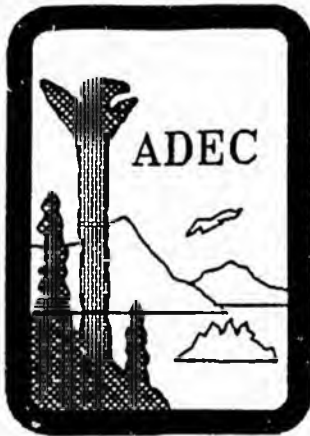
5 * Sec. 4. AS 46.08.070 is amended by adding a new subsection to read:

6 (d) Notwithstanding (a) and (b) of this section, the state may not seek reimbursement or
7 recovery of containment and cleanup costs incurred to restore unsafe public drinking water
8 supplies or to provide safe alternative public drinking water supplies from a village if the village,
9 as defined in AS 46.07.080, is a party responsible for the release that caused the water supply
10 to become unsafe.

11 * Sec. 5. AS 46.08.900(3) is amended to read:

12 (3) "containment and cleanup" includes the direct and indirect efforts associated
13 with the prevention, abatement, containment, or removal of oil or a hazardous substance, and the
14 restoration of the environment including the restoration of unsafe public drinking water
15 supplies or the provision of safe alternative public drinking water supplies; when applied to
16 expenses, the term includes the additional costs of providing a reasonable and appropriate
17 function or service incurred in response to the release of the oil or hazardous substance, including
18 administrative expenses for the incremental costs of providing the function or service;

19 * Sec. 6. This Act takes effect immediately under AS 01.10.070(c).



Department of Environmental Conservation

POSITION PAPER

RECEIVED
13 1992

BILL NO: SB 391

APPROVED:

Joe A. Taylor

TITLE: Restoration of Impaired Water

DATE:

3-18-92

The Department supports this legislation. There have been several occasions in the last few years when undetected spills of hazardous substances, including petroleum products, have contaminated public drinking water supplies in remote communities. In many cases, the Department of Environmental Conservation (ADEC) undertook containment and cleanup activities using the Oil and Hazardous Substance Release Response (470) Fund.

Generally, cleanup activities of contaminated soil involve drilling "monitoring" wells to determine the extent of the contamination. The same equipment used for these monitoring wells can be used to drill a new drinking water well. ADEC has no mechanism to provide an alternative drinking water source to a community absent a specific capital project appropriation. The legal restrictions on the 470 Fund prevent ADEC from using this fund source to reestablish the drinking water source as a part of ADEC's cleanup activities. The community is thus forced to wait through at least one capital budget cycle for the necessary funds. By this time, another construction season is gone, as is the equipment used to drill any monitoring wells. The need to return this equipment to the community in order to drill a new drinking water well can significantly add to the cost of the capital project.

A.S. 46.08.040 outlines the purposes for which the 470 Fund may be used. It includes the containment and cleanup of a release of a hazardous substance. Any funds so expended are to be recovered from the party responsible for the release pursuant to AS 46.08.070. SB 391 amends the definition of "containment and cleanup" to include the restoration of a contaminated public drinking water supply. Any funds used for this purpose would be added to those the responsible party must repay to the State.

STATE OF ALASKA

WALTER J. HICKEL, GOVERNOR

**DEPARTMENT OF MILITARY
AND VETERANS AFFAIRS**
ALASKA DIVISION OF EMERGENCY SERVICES

PO BOX 5750
FT. RICHARDSON, AK 99505-5750
PHONE: (907) 428-7000

January 2, 1992

NOTE:

This letter is an example of the problems experienced by rural residents faced with an unreliable water supply. Even obtaining water from traditional sources can now have environmental and health problems.

Mr. John Amik
Village Administrator
Kipnuk Village Council
General Delivery
Kipnuk, Alaska 99614

Dear Mr. Amik:

The Division of Emergency Services has reviewed your request for assistance in meeting the village's need for a more readily available source of water by filling the storage tank with water drawn from a nearby lake. While recognizing the difficulty that villagers encounter in supplying themselves with water in the traditional ways, hauling ice from nearby lakes, we have concluded that your proposal does not offer a feasible alternative.

This conclusion is based in part on engineering advice we have obtained from the Alaska Department of Environmental Conservation and the U.S. Public Health Service. There are two problems with your proposal: (1) the water in the lake from which you propose to draw, and other area lakes, is extremely turbid with suspended material at this time of year. Moreover, because of the shallowness of the lakes (two feet or less), it would be impossible to avoid pumping an excessive amount of material from the bottom along with the water. The quality of the water would thus be too poor for use in daily laundry purposes, let alone drinking. (2) the logistics of drawing water from lakes and pumping it a minimum of 2000 feet to the storage tank at this time of year would be extremely difficult to accomplish without a prolonged period of temperatures that are higher than normal for this time of year.

While this does not alleviate immediately the hardships that villagers must undergo to obtain water, there is some gratification in knowing that this will probably be the last year that residents of Kipnuk experience a water shortage of this magnitude. As you know, the State Department of Environmental Conservation and the U.S. Public Health Service have been working for some time on proposals to provide a long term solution to the village's water problems,

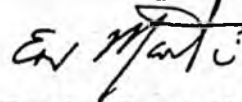
January 2, 1992

Page 2

including the construction of larger capacity storage facilities and a washeteria. At present, over \$1.2 million in federal and State funds are committed to this project, with construction of the first phase scheduled for next summer. It is expected that completion of this phase will assure a storage capacity adequate to meet all of the community's needs throughout the winter.

In the meantime, we can offer a recommendation. We suggest that the Village approach the school and request that the school make available, at least for elderly residents who have difficulty in obtaining water in the traditional way, a place for distributing limited supplies of drinking water from the school's storage tanks. With careful monitoring, this should be possible without depleting the water supply needed by the school to meet its own needs.

Sincerely,



Ervin Paul Martin
Director

EPM:JB:th

cc: Office of the Governor, ATTN: Nancy Barnes
Village Safe Water, ATTN: Greg Capito
US Public Health Service, ATTN: Tom Coolidge
Senator Lyman Hoffman
Representative Ivan Ivan

**TANANA CHIEFS CONFERENCE, INC.**

122 FIRST AVENUE
FAIRBANKS, ALASKA 99701-4897
PHONE (907) 452-8251 FAX (907) 451-8938

SB391

April 8, 1992

The Honorable Representative Georgianna Lincoln
P.O. Box V
Juneau, Alaska 99811

Dear Georgianna:

This letter is to express my strong support for the passage of House Bill No. 535. This bill, if ratified, would provide a much needed source of funds to reestablish a safe drinking water source in villages where community water supplies have been rendered unusable from hazardous material spills.

Contamination of public water supplies from fuel or other hazardous material leaks and spills is a serious public health threat to the Native people of the Tanana Chiefs Conference Region. When a public water system becomes contaminated with a hazardous material such as fuel, it often takes years and considerable sums of money to reestablish a potable water supply in the community. In the interim, community residents are forced to obtain water from unprotected sources such as nearby rivers and streams. A good example of this occurred in the Village of Minto. A fuel line leak in 1988 caused gross contamination of the community well. Development of a new well and transmission line capable of meeting the needs of the village was not completed until 1991 at a cost to the state of \$250,000. For three years, village residents were forced to drink untreated water from the Tolovana River. The provisions of House Bill No. 535 would help to prevent this type of situation from reoccurring. By allowing the use of 470 funds to reestablish a safe drinking water supply where contamination of the existing supply has occurred, the state would be able to offset any impact on the 470 fund by the savings that will be realized by using well drilling equipment already on-site for spill remediation and clean-up. More importantly, village residents who rely on community wells for their water needs will not be required to wait for prolonged periods of time before safe water can once again be provided for them.

Good luck in your efforts to promote ratification of this bill.

Sincerely,

TANANA CHIEFS CONFERENCE, INC.

Will Mayo
for Will Mayo, President



Yukon-Kuskokwim Health Corporation

"Fostering Native Self-Determination in Primary Care, Prevention and Health Promotion"

April 4, 1992

Representative Georgianna Lincoln
Alaska State Legislature
P.O. Box V
Juneau, Alaska 99811

Dear Ms. Lincoln:

This letter is written in support of House Bill 535. / SB 391

A recent study conducted by YK staff working with Village Clinics, listed a total of 47 clinics in the Delta. Of the 47 clinics, 21 or 45% of those clinics have water and sewer and 26 or 55% do not.

The impact of an impaired public drinking water supply in the Villages would be severe. This Bill would facilitate cleanup or containment of oil or a hazardous substance that has been released and would allow DEC to put the 470 fund to use in restoring a safe drinking water supply to the impacted Village. This is especially important for the Delta where Villages, because of the time it takes to get the required funding for restoring drinking water. The impact for a Village having to wait for funding for clean-up and water restoration would cause a needless wait.

Sincerely,

Orie Williams

WATER MARKETING SYMPOSIUM

The two day symposium focuses on the experiences of administering water marketing policies developed in other western states. Speakers will explore both the successes and the problems they have encountered in developing a workable marketing policy.

Oregon policymakers--the government, the Legislature, and special interest groups who actively participate in water policy issues--will have the opportunity to share these experiences and to explore which combination of alternatives might be woven into a Water Market Policy for Oregon.

Oregon's Senator Mark Hatfield is the co-sponsor of U.S. Senate bill S.1228 proposing to coordinate water policy issues on a national basis. Senator Hatfield will open the conference with a national perspective.

CONFERENCE LOGISTICS

The following discounted accommodations have been arranged to facilitate travel for conference attendees:

AIR TRAVEL - DISCOUNTED FARES ON UNITED AIRLINES, UNITED EXPRESS AND DELTA AIRLINES

TRAVEL WORLDWIDE NETWORK 1-800-631-9675

The TRAVEL WORLDWIDE NETWORK has negotiated special conference airfares with both United Airlines and their United Express affiliate, and with Delta Airlines. Discounts of up to 45% off regular coach or 5% off the lowest super-savers are available. Please let The Travel Worldwide Network know if you are a senior citizen, since most airlines offer additional discounts of 5%-10%. Please compare the rates offered by Travel Worldwide Network before making your airline reservations. Call Travel Worldwide Network 1-800-631-9675 from 8:30 - 5:00 EST.

Travel Worldwide Network also will arrange for your discounted car rental through Alamo or shuttle service from Portland International Airport.

WEDNESDAY, MAY 27

SMITH AUDITORIUM, WILLAMETTE UNIVERSITY

7:30--8:30 REGISTRATION AUDITORIUM FOYER

8:30 WELCOME

President Jerry E. Hudson
Willamette University

8:40 INTRODUCTIONS

John E. Borden, Deputy Director
Oregon Water Resources Department

8:50 KEYNOTE ADDRESS

The Honorable Mark O. Hatfield
U.S. Senator, State of Oregon

9:10 SESSION 1

THE ECONOMIC THEORY OF THE WATER MARKET

Topics: Characteristics of the water market, curing market imperfections; competitive & distribution problems in free market.

Introduction: Martha O. Pagel
Governor's Senior Policy Advisor for
Natural Resources, State of Oregon

Richard E. Howitt, Professor
Department of Agricultural Economics
University of California, Davis

10:10 COFFEE BREAK

10:25 SESSION 2

LEGAL CONSTRAINTS ON WATER MARKETS

Topics: What are the legal constraints that set the parameters for water marketing? How does the "public trust" apply? What are the limitations on interstate commerce?

Introduction: Kimber Johnson, President
Oregon Water Utilities Council

A. Dan Tarlock, Professor of Law
Illinois Institute of Technology
Chicago Kent College of Law

11:30 LUNCHEON--WILLAMETTE UNIVERSITY CAFETERIA
on own

12:30 SESSION 3

TECHNICAL & ENGINEERING ASPECTS OF WATER MARKETS

Topics: How are marketable rights "measured"? Is the "Irretrievably lost" standard effective? Should only a portion of the right be marketed?

Introduction: Ben "Kip" Lombard, Jr., Counsel
Oregon Water Resources Congress

Steven J. Shupe, Engineer & Attorney
President, Shupe & Associates, Inc.
Director, COMPACT Dispute Resolution Service

1:30 BREAK

1:45 SESSION 4

PROTECTING PUBLIC VALUES

Topics: What interests or values should be protected? What is the public review process?...the Administrative role?...the Judicial role?

Moderator: Susan L. Smith, Professor of Environmental and Natural Resources Law
Willamette University College of Law

Panelists:

Richard Lazarus, Professor of Environmental and Natural Resources Law, Washington University, St. Louis, Missouri

Karen Garrison, Senior Project Scientist
Natural Resources Defense Council, San Francisco

Anne Squier, Assistant Professor of Law,
Lewis & Clark Northwestern School of Law

3:00 ADJOURN

Topic areas will be more comprehensive. The topics listed will be among those discussed at presentations.

4:00-6:00 pm

RECEPTION WILLAMETTE UNIVERSITY CENTER

Oregon Wine and Cheese and Conversation
"Meet the Speakers and Conference Participants"

THURSDAY, MAY 28

8:45 CALL TO ORDER

9:00 SESSION 5

FEDERAL GOVERNMENT'S ROLE IN WATER TRANSFERS

Topics: What are the federal agency constraints on water marketing? How can they be overcome? What is the federal gov't's role in reallocation of water through market transfers?

Moderator: Dave Frohnmayer, Dean, School of Law University of Oregon

Panelists:

J. William McDonald, Assistant Commissioner, Resources Management, Bureau of Reclamation, U.S. Department of Interior

Thomas C. Jensen, Counsel Committee on Energy & Natural Resources, U.S. Senate

10:15 BREAK

10:30 SESSION 6

WHAT WORKS? -- WATER TRANSFERS IN OTHER STATES

Topic: Review of other States' transfer procedures.

Moderator: William H. Young, Director Oregon Water Resources Department

Panelists:

Lawrence J. MacDonnell, Director, Natural Resources Law Center, University of Colorado, School of Law

John E. Echohawk, Executive Director Native American Rights Fund, Boulder, CO

12:00 LUNCHEON - WILLAMETTE UNIVERSITY CAFETERIA on own

1:30 SESSION 7

CALIFORNIA EXPERIENCE WITH WATER TRANSFERS

Moderator: Gail L. Achlerman, Attorney & Partner Steel Rives Boley Jones & Grey, Portland, OR

Panelists:

Brian E. Gray, Professor of Law University of California, Hastings College of the Law

Jerome C. Muys, Attorney & Partner Will and Muys, P.C., Washington, D.C.

Robert G. Potter, Deputy Director, Department of Water Resources, State of California Supervisor, Divisions of Planning, Management and Fiscal Services

Jason Peitler, Manager Central Valley Project Water Association

3:00 BREAK

3:15 SESSION 8

CONSERVATION & WATER MARKETING

Topics: How can conservation be a source of marketable water rights? Should beneficial use be a limitation on sellers? What are consequences for land use changes resulting from water marketing?

Moderator: Lorna Slickel, Chair, Oregon Water Resources Commission

Panelists:

Edwin V. Lance, Vice President and Director of Agricultural Land & Management, CH2M Hill, Engineers, Denver

Edward E. Pokorney, Manager, Intergovernmental Relations, Denver Water Dept.

Thomas J. Graff, Senior Attorney, Environmental Defense Fund, San Francisco

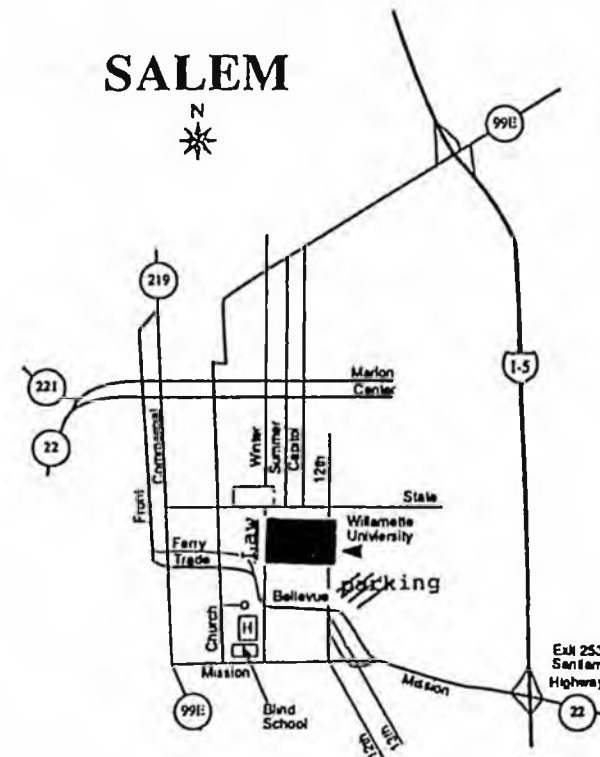
4:15 WRAP UP

SUSAN L. Smith, Professor of Environmental and Natural Resources Law, Willamette University, College of Law... "Conference Overview"

A. Reed Marbut, Manager, Adjudication Section Oregon Water Resources Department "Oregon's Water Market Task Force"

For more information contact:
Water Marketing Symposium
Phone (503) 363-0121; FAX (503) 371-4926

DIRECTIONS TO WILLAMETTE UNIVERSITY COLLEGE OF LAW



REGISTRATION

We encourage Oregon policymakers--government, Legislature and special interest groups active in development of statewide water issues--to register as soon as possible to assure participation

NAME _____

TITLE _____

FIRM/AGENCY _____

MAILING ADDRESS _____

CITY _____ STATE _____

ZIP _____

ADDITIONAL PARTICIPANTS FROM SAME FIRM/AGENCY _____

PLEASE REGISTER _____ PARTICIPANTS @ \$275 ea.
Add \$25 for all registrations received after May 1.

TOTAL: \$ _____

PAYMENT: My check is enclosed payable to "WATER MARKET SYMPOSIUM," P.O. Box 3532, Salem OR 97302.

VISA/MASTER CARD:
Please charge my VISA _____ M/CARD _____

No. _____ Expiration Date _____

Signature _____

REGISTRATION includes conference materials and the hosted reception on campus. Lunches are available at the University Center daily for under \$5.

CANCELLATIONS must be made by May 1 to receive a full refund. Cancellations after May 1 will be refunded less a \$25 administration fee.

We are sorry that we cannot provide discounted rates for state agencies, non-profit groups or others. While we would have liked to present this conference at a limited registration fee for all participants, we are providing the air transportation and lodging costs for all conference speakers and a hosted social event.

The Oregon Bar Association has pre-approved 12.5 CLE credits for this event.



WILLAMETTE UNIVERSITY

All conference functions will be held on campus. Willamette University is celebrating its Sesquicentennial this year--its 150th Anniversary! Parking will be available on campus. Maps will be provided on request.

The campus is bounded by Winter Street on the West and 12th Street on the East. It lies south of State Street and north of Bellevue Street. (The State Capitol is on State Street.)

The Smith Fine Arts Auditorium is located in the center of the campus.

Lunch service is available on campus at the University Center each day of the conference.



--OUR SPECIAL THANKS--

WILLAMETTE UNIVERSITY, COLLEGE OF LAW,
Susan L. Smith, Professor of Environmental and Natural Resources Law

OREGON WATER RESOURCES DEPARTMENT
WATER RESOURCES COMMISSION (503) 378-3671
3850 Portland Road, Salem OR 97310

With special thanks to Reed Marbut of the Water Resources Department who assisted in the planning of the conference and the administration of Oregon's WATER MARKET POLICY TASK FORCE.

OREGON WATER RESOURCES CONGRESS
P.O. Box 3609, Salem OR 97302 (503) 363-0121
Attention: Jan Boeltcher, Executive Director

an association representing irrigated agriculture and irrigation districts in Oregon since 1912

OREGON WATER UTILITIES COUNCIL
P.O. Box 10148, Eugene OR 97440 (503) 484-2411
Attention: Kimber Johnson, President

an association representing municipal utilities, serving municipal water and energy supply to Oregon communities.



CAR RENTAL

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All prices include unlimited mileage. Please contact Travel Worldwide Network 1-800-631-9675.

HOTEL ACCOMMODATIONS

We have arranged accommodations at two facilities, for your convenience:

EXECULODGE (800) 452-7879
200 Commercial SE, Salem OR 97301
Rate: \$42 Single/ \$50 Double

This facility is within walking distance of Willamette University and restaurants in downtown Salem.

BEST WESTERN MILL CREEK INN
3095 Ryan Dr. SE, Salem OR 97301
Rate: \$51 Single/\$56 Double
(800) 346-9659

This is a new facility, approximately 2 miles from Willamette University, just off I-5 Freeway.

In either case, identify WATER MARKET SYMPOSIUM room block to get the conference rate. Make your reservations directly with the hotel before May 11.

HUT COMMUTER SHUTTLE

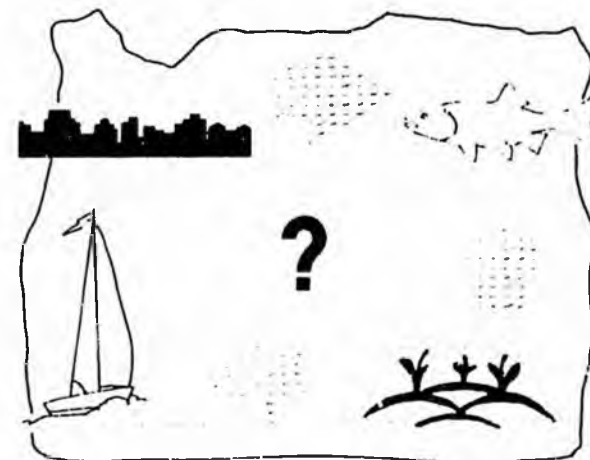
The shuttle is available by reservation between the Portland and Salem Airports, about a one hour drive. (There are no commercial flights coming into Salem Airport.) Reservations must be made along with air travel and can be booked by Travel Worldwide Network. The shuttle is \$20 each way. Airport limousine service is provided by the hotels from the Salem Airport.



*Reservations received by April 5th,
discounted to \$225.00.*

WATER MARKET SYMPOSIUM
P.O. Box 3532
Salem OR 97302

SYMPOSIUM: WATER MARKETING FOR OREGON



May 27 - 28, 1992

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COLLEGE OF LAW
SMITH AUDITORIUM
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OREGON WATER RESOURCES COMMISSION
OREGON WATER UTILITIES COUNCIL

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WESTERN STATES WATER

THE WEEKLY NEWSLETTER OF THE WESTERN STATES WATER COUNCIL

Creekview Plaza, Suite A-201 / 942 East 7145 So. / Midvale, Utah 84047 / (801) 561-5300 / FAX (801) 255-9642

editor - Tony Willardson

chairman - William H. Young

typist - Carrie Curvin

executive director - Craig Bell

WESTERN STATES WATER COUNCIL

Quarterly Meetings

The Western States Water Council held its 106th quarterly meetings in Portland, Oregon on April 8-10. On Wednesday afternoon, the state of Oregon and U.S. Army Corps of Engineers hosted a tour of Bonneville Dam, including its second powerhouse and upstream and downstream fish passage facilities. The tour prefaced later discussions on the Columbia River system and the listing of some salmon as endangered species.

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Thursday morning, the Water Resources Committee met and addressed many issues. It recommended a Council position on dam safety that was later adopted. The committee next addressed various water policy initiatives, including Senator Mark Hatfield's (R-OR) bill on western water policy review (S. 1228; WSW #931), an ICWP roundtable (WSW #928), a series of WGA/WSWC workshops, and activities of the Advisory Commission on Intergovernmental Relations. The Committee also reviewed the status of omnibus reclamation legislation (WSW #933), including Senator Tim Wirth's (D-CO) successful amendment adding S. 1812, the San Luis Valley Protection Act (WSW #921), which the Council opposes. The committee also heard a report on

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April 13, 1992
Issue No. 934

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Administrators, and Lorna Stickel, Chair of the Oregon Water Resources Board, outlining a draft watershed management bill being circulated by Rep. Les AuCoin (D-OR). The Committee also heard an update on Clean Water Act (CWA) reauthorization matters, and a description of a related meeting on western water quality issues (WSW #926). Further, EPA's efforts to define comprehensive state ground water protection plans were discussed. A presentation on state assumption of the CWA Section 404 program was rescheduled for the July meeting because an EPA spokesman was unable to attend.

The Executive Committee met to review the current budget report and other matters. Of particular note, with the addition of Hawaii as a full member this past year, the Council determined it could maintain the existing level of dues unchanged through fiscal year 1994/95. Dues have not increased since 1987/88.

The Legal Committee addressed general water right adjudications in Arizona, Idaho, Oregon, Washington, and Wyoming, and some recent court decisions. Members also heard presentations on Oklahoma v. EPA (WSW #930), Nebraska v. Wyoming (WSW #929), and South Dakota v. Needham (WSW #892 and #873). Council staff reported working on a summary of western state water right permitting procedures, and preparations for a second WSWC/Native American Rights Fund Symposium on Indian Water Right Settlements on September 1-3, in Albuquerque, New Mexico.

Finally, the committee held a provocative and in-depth discussion on the Endangered Species Act. A panel of experts included: Steve Sanders, Oregon Attorney General's Office (moderator); Elizabeth Holmes Gaar, National Marine Fisheries Service; Frank Dunkle, Nationwide Public Project Coalition; Anne Squier, Northwestern School of Law; Gail Achterman, Attorney; Rob Lothrop, Columbia River Intertribal Fish Commission; and John Volkmann, Northwest Power Planning Council.

The 106th WSWC Quarterly Meeting began Friday morning with brief reports by the working committees. The Council adopted two policy positions. The first, on dam safety, urges the Administration and Congress to restore funding for the Federal Emergency Management Agency's dam safety work, reauthorize and update the Dam Safety Act of 1986,

and provide appropriate federal financial assistance. The second position marks the 20th Anniversary of the Clean Water Act and urges states to proclaim 1992 as the "Year of Clean Water" and October 1992 as "Clean Water Month." The Council also adopted two resolutions of appreciation recognizing the contributions of Dave Walker and Jeris Danielson (WSW #933 and #929).

Most of the meeting was dedicated to a discussion of the Columbia River System in an era of change. Various issues were addressed by a panel including: WSWC Chairman Bill Young, Director of the Oregon Department of Water Resources (moderator); Robert Flannagan, Corps of Engineers; Ken Pedde, Bureau of Reclamation; John Palensky, Bonneville Power Administration; Bob Turner, Special Assistant to Washington Governor Booth Gardner; and Andy Brunelle, Special Assistant to Idaho Governor Cecil Andrus. The panel described the hydrology and development of the Columbia River system and efforts to improve operations to meet the demands placed on the resource for water, power, recreation, navigation and fish and wildlife protection and enhancement.

Concern is focused on restoration of depleted salmon stocks, several of which have been proposed for protection under the Endangered Species Act. The many federal and non-federal dams within the system provide enormous water and power benefits, as well as a gauntlet of obstacles challenging both upstream and downstream migration of anadromous fish. The complexity of the system and varying public values result in difficult intergovernmental and interagency management problems that can be confusing and frustrating. The precipitous decline of certain salmon stocks is creating pressure for change. Several separate, but related, reviews are underway, and various actions are being considered and implemented. Last year, BPA committed \$100 million to fish conservation. Some Corps and Bureau dams are storing water for release, while the pool at others is being lowered up to 40 feet to increase the velocity of downstream flows to aid fish migration. Idaho has enacted new legislation to allow the necessary water transfers. Flexibility and innovation will be needed to resolve system problems, and tradeoffs are inevitable.

The next WSWC Quarterly meetings will be held in Salt Lake City, Utah, on July 8-10.

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April 17, 1992
Issue No. 935

WESTERN STATES WATER

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Washington, central Arizona, southcentral Colorado, and New Mexico. With respect to surface water storage, six states are near to well above average. New Mexico has 179%, compared to Nevada's 13% on February 29.

WATER RESOURCES/ENVIRONMENT

Endangered Species

California state and federal water projects will sharply reduce their pumping in the Sacramento-San Joaquin Delta to protect the endangered winter-run chinook salmon. The cutbacks, announced April 10 by the California Department of Water Resources and the U.S. Bureau of Reclamation, will reduce pumping to 1200 cubic feet per second, a fraction of the capacity of the state and federal pumping plants. Under the cutback the state will pump 350 cfs and the Bureau 850 cfs. Immediately before the cutback the state was pumping 2,000 cfs and the Bureau 3300 cfs. The cutback was ordered by the National Marine Fisheries Service after consultation over losses this year of young winter-run chinook migrating out from the Sacramento River watershed. The projects have pumped heavily from the Delta since the rains of early February, nearly filling the two million acre-foot San Luis Reservoir south of the Delta.

Rivers

The environmental group American Rivers has recently released its annual list of "endangered" and "threatened" rivers. The focus of the list has changed this year away from protecting pristine river resources to restoring rivers already adversely affected, in American Rivers' view, by hydroelectric development, mining, silviculture, agriculture, ground water withdrawals, and other problems. Western rivers included on the "threatened" list are: Virgin River, Arizona, Nevada and Utah; Verde River, Arizona; Rio Conchos, Rio Grande, Texas; Klamath River, Oregon; Illinois River, Oregon; Gunnison River, Colorado; Elwha River, Washington; Clavey River, California; and Animas River, Colorado.

Rivers included on the "endangered" list are: Columbia and Snake River, Washington, Oregon, Idaho, and Montana; Blackfoot River, Montana; Colorado River, Arizona; American River, California; and Alsek and Tatshenshini River, Alaska. The

Columbia and Snake river system is listed first, according to an American Rivers representative, because of the "tremendous decline in the number of native fish species moving up and down those rivers." The group asserts that over 200 fish species are imperiled in the system.

WATER RIGHTS

Indian Reserved Rights/Northern Cheyenne Tribe

The Senate Select Committee on Indian Affairs has reported S. 1607, a bill that codifies a reserved water rights settlement agreement between the Northern Cheyenne Indian Tribe and the state of Montana. It provides approximately \$22M to the Tribe, half of which the tribe will loan to Montana to rehabilitate the Tongue River Dam. The loan's repayment agreement will include provisions creating an Indian preference clause for all contracts for work on the dam. Markup for S. 1607 was first scheduled last fall, but was delayed a number of times because of opposition from the Administration and because some senators had placed holds on the bill. No companion bill has yet passed the House.

In addition to its provisions to settle the Northern Cheyenne Tribe's claims, S. 1607 would create a trust fund at the Department of Treasury for Indian water claims settlement generally. Appropriations under the bill, and those for future settlements, would be deposited into the fund to provide a consistent and dependable funding source for Indian water rights settlements. Under current policy, funding for settlements often competes with funding for other Bureau of Indian Affairs and Indian Health Service programs. This competition has been criticized in the past.

MEETINGS

Enclosed with this newsletter is a brochure advertising a two day symposium sponsored by various Oregon water organizations which will focus on experiences of administering water marketing policies in the western states. Speakers will explore both successes and problems related to water marketing efforts. Oregon Senator Mark Hatfield will be a keynote speaker. The symposium will take place May 27-28, at the Willamette University College of Law Smith Auditorium in Salem, Oregon.

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SB391

SENATE FINANCE COMMITTEE REPORT

DATE: 3/6/92

FURTHER:

DATE TURNED INTO OFFICE: 03/31/92

The Finance Committee considered

SENATE BILL NO. 391

"An Act relating to the restoration of impaired public drinking water supplies or the provision of alternative public drinking water supplies in connection with oil or hazardous substance containment and cleanup activities; and providing for an effective date."

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 DEC - 02/10/92

fiscal notes _____

DO PASS:

W. Adams
[Signature]
[Signature]
[Signature]

OTHER RECOMMENDATIONS:

1. *[Signature]*
Co-Chair: Signature/Recommendation

Co-Chair: Signature/Recommendation

FISCAL NOTE

Bill Version: SB 391
 (S) Publish Date: 3-6-92

STATE OF ALASKA
 1991 LEGISLATIVE SESSION

Revision Date: _____ Department Affected: Environmental
 Title: Restoring impaired public Conservation
drinking water supplies BRU: Spill Prevention and Response
 Sponsor: Sen. Hoffman Component: Contaminated Sites
 Requestor: Sen. Hoffman

COMPONENT SERIAL NO.

1	4	3	1
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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	0.0	0.0	0.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	*					
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER	*					
FUND SOURCE: 1052						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

Estimate of current year impact: none

ANALYSIS: (Attach a separate page if necessary.)

* Any costs associated with this legislation would be recovered from the party responsible for the contamination.

Prepared by: Janice Adair Phone: 465-5050
 Division: Commissioner's Office Date: 2/10/92

Approved by Commissioner: *Janice Adair*
 Agency: Environmental Conservation Date: 2/10/92

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

SENATE BILL NO. 391

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY SENATORS HOFFMAN, Adams

Introduced: 2/7/92

Referred: Resources, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the restoration of impaired public drinking water supplies or the
2 provision of alternative public drinking water supplies in connection with oil or hazardous
3 substance containment and cleanup activities; and providing for an effective date."

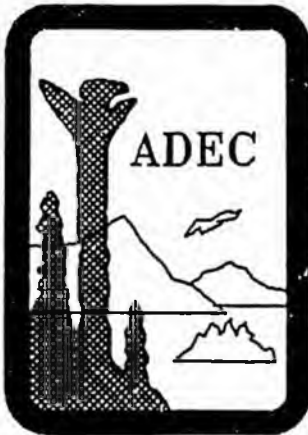
4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

5 * Section 1. AS 46.08.010(c) is amended to read:

6 (c) The fund shall be used for actual expenses incurred under AS 46.08.040. Except for
7 containment or cleanup activities related to restoration of impaired public drinking water
8 supplies or the provision of alternative public drinking water supplies, or as provided in
9 AS 46.08.040(d)(2), the fund may not be used for capital improvements.

10 * Sec. 2. AS 46.08.900(3) is amended to read:

11 (3) "containment and cleanup" includes the direct and indirect efforts associated
12 with the prevention, abatement, containment, or removal of oil or a hazardous substance, and the
13 restoration of the environment including the restoration of impaired public drinking water
14 supplies or the provision of alternative public drinking water supplies; when applied to



Department of Environmental Conservation

POSITION PAPER

RECEIVED
13 1992

BILL NO: SB 391

APPROVED:

Janice Adair

TITLE: Restoration of Impaired Water

DATE:

3-18-92

The Department supports this legislation. There have been several occasions in the last few years when undetected spills of hazardous substances, including petroleum products, have contaminated public drinking water supplies in remote communities. In many cases, the Department of Environmental Conservation (ADEC) undertook containment and cleanup activities using the Oil and Hazardous Substance Release Response (470) Fund.

Generally, cleanup activities of contaminated soil involve drilling "monitoring" wells to determine the extent of the contamination. The same equipment used for these monitoring wells can be used to drill a new drinking water well. ADEC has no mechanism to provide an alternative drinking water source to a community absent a specific capital project appropriation. The legal restrictions on the 470 Fund prevent ADEC from using this fund source to reestablish the drinking water source as a part of ADEC's cleanup activities. The community is thus forced to wait through at least one capital budget cycle for the necessary funds. By this time, another construction season is gone, as is the equipment used to drill any monitoring wells. The need to return this equipment to the community in order to drill a new drinking water well can significantly add to the cost of the capital project.

A.S. 46.08.040 outlines the purposes for which the 470 Fund may be used. It includes the containment and cleanup of a release of a hazardous substance. Any funds so expended are to be recovered from the party responsible for the release pursuant to AS 46.08.070. SB 391 amends the definition of "containment and cleanup" to include the restoration of a contaminated public drinking water supply. Any funds used for this purpose would be added to those the responsible party must repay to the State.

CORRECTION

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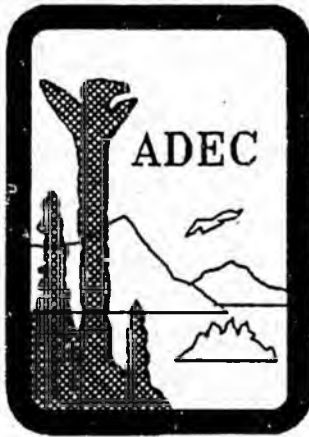
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1 expenses, the term includes the additional costs of providing a reasonable and appropriate
2 function or service incurred in response to the release of the oil or hazardous substance, including
3 administrative expenses for the incremental costs of providing the function or service;
4 * Sec. 3. This Act takes effect immediately under AS 01.10.070(c).



Department of Environmental Conservation

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3-18-92

The Department supports this legislation. There have been several occasions in the last few years when undetected spills of hazardous substances, including petroleum products, have contaminated public drinking water supplies in remote communities. In many cases, the Department of Environmental Conservation (ADEC) undertook containment and cleanup activities using the Oil and Hazardous Substance Release Response (470) Fund.

Generally, cleanup activities of contaminated soil involve drilling "monitoring" wells to determine the extent of the contamination. The same equipment used for these monitoring wells can be used to drill a new drinking water well. ADEC has no mechanism to provide an alternative drinking water source to a community absent a specific capital project appropriation. The legal restrictions on the 470 Fund prevent ADEC from using this fund source to reestablish the drinking water source as a part of ADEC's cleanup activities. The community is thus forced to wait through at least one capital budget cycle for the necessary funds. By this time, another construction season is gone, as is the equipment used to drill any monitoring wells. The need to return this equipment to the community in order to drill a new drinking water well can significantly add to the cost of the capital project.

A.S. 46.08.040 outlines the purposes for which the 470 Fund may be used. It includes the containment and cleanup of a release of a hazardous substance. Any funds so expended are to be recovered from the party responsible for the release pursuant to AS 46.08.070. SB 391 amends the definition of "containment and cleanup" to include the restoration of a contaminated public drinking water supply. Any funds used for this purpose would be added to those the responsible party must repay to the State.



Senator Lyman F. Hoffman

Alaska State Senate
P.O. Box V • Juneau, Alaska 99811 • (907) 465-4453

- District M
- Akiachak
- Akiak
- Alatna
- Allakaket
- Andreafsky
- Aniak
- Anvik
- Arctic Village
- Atmautluak
- Beaver
- Bethel
- Bettles
- Birch Creek
- Chaiyikytik
- Cheforak
- Chuathbaluk
- Crooked Creek
- Eek
- Evansville
- Fort Yukon
- Galena
- Goodnews Bay
- Grayling
- Holy Cross
- Hughes
- Huslia
- Kalskag
- Kaltag
- Kasigluk
- Kipruk
- Kongiganak
- Koyukuk
- Kwethluk
- Kwigillingok
- Lake Minchumina
- Lime Village
- Lower Kalskag
- Manley Hot Springs
- Marshall
- McGrath
- Mekoryuk
- Minto
- Mountain Village
- Napakiaik
- Napaskiak
- Newtok
- Nightmute
- Nikoiak
- Nulato
- Nunapitchuk
- Oscarville
- Pilot Station
- Pitkas Point
- Platinum
- Quinhagak
- Rampart
- Red Devil
- Ruby
- Russian Mission
- Shageluk
- Sleetmute
- St. Mary's
- Stevens Village
- Stony River
- Takotna
- Tanana
- Teiida
- Toksook Bay
- Tuluksak
- Tuntutuliak
- Tununak
- Tyonek
- Venetie
- Wiseman

SB 391
RESTORING IMPAIRED PUBLIC DRINKING WATER SUPPLIES
Senator Lyman F. Hoffman, Sponsor

A growing problem in rural areas is the increase of undetected spills of hazardous materials, especially fuel oil, which have contaminated public water supplies. In the past two years, fuel spills have contaminated the water supplies of the communities of Toksook Bay, Minto and Marshall. In each case, the Department of Environmental Conservation (DEC) reacted with a spill response team to identify the source of the pollution and initiate the cleanup. The cleanup was paid for with funds from the state's oil spill cleanup fund, referred to as the "470 fund".

However, although DEC could clean up the contamination, there has been no legal mechanism to allow DEC to use the 470 fund to replace the contaminated water source. Instead, communities have had to go through the normal capital appropriation process in order to provide funding for new water sources in these communities. This process can take months, and even years, with a substantial added cost. During that time, residents have had to pack water, usually from unreliable and marginal sources. This has created a very difficult situation for the communities and their schools and other facilities.

SB 391 would allow the 470 Fund to be tapped for the expense of replacing the contaminated water system with a new one. This could be done during the cleanup process, using the same crew and equipment, which would substantially reduce the state's costs .

The 470 fund was created to help people who have suffered from a hazardous material spill. SB 391 would help the fund live up to its purpose. This legislation is supported by DEC.

STATE OF ALASKA

WALTER J. HICKEL, GOVERNOR

**DEPARTMENT OF MILITARY
AND VETERANS AFFAIRS**
ALASKA DIVISION OF EMERGENCY SERVICES

PO BOX 5750
FT. RICHARDSON, AK 99505-5750
PHONE: (907) 428-7000

January 2, 1992

NOTE:

This letter is an example of the problems experienced by rural residents faced with an unreliable water supply. Even obtaining water from traditional sources can now have environmental and health problems.

Mr. John Amik
Village Administrator
Kipnuk Village Council
General Delivery
Kipnuk, Alaska 99614

Dear Mr. Amik:

The Division of Emergency Services has reviewed your request for assistance in meeting the village's need for a more readily available source of water by filling the storage tank with water drawn from a nearby lake. While recognizing the difficulty that villagers encounter in supplying themselves with water in the traditional ways, hauling ice from nearby lakes, we have concluded that your proposal does not offer a feasible alternative.

This conclusion is based in part on engineering advice we have obtained from the Alaska Department of Environmental Conservation and the U.S. Public Health Service. There are two problems with your proposal: (1) the water in the lake from which you propose to draw, and other area lakes, is extremely turbid with suspended material at this time of year. Moreover, because of the shallowness of the lakes (two feet or less), it would be impossible to avoid pumping an excessive amount of material from the bottom along with the water. The quality of the water would thus be too poor for use in daily laundry purposes, let alone drinking. (2) the logistics of drawing water from lakes and pumping it a minimum of 2000 feet to the storage tank at this time of year would be extremely difficult to accomplish without a prolonged period of temperatures that are higher than normal for this time of year.

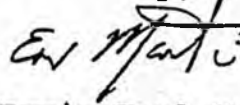
While this does not alleviate immediately the hardships that villagers must undergo to obtain water, there is some gratification in knowing that this will probably be the last year that residents of Kipnuk experience a water shortage of this magnitude. As you know, the State Department of Environmental Conservation and the U.S. Public Health Service have been working for some time on proposals to provide a long term solution to the village's water problems,

January 2, 1992
Page 2

including the construction of larger capacity storage facilities and a washeteria. At present, over \$1.2 million in federal and State funds are committed to this project, with construction of the first phase scheduled for next summer. It is expected that completion of this phase will assure a storage capacity adequate to meet all of the community's needs throughout the winter.

In the meantime, we can offer a recommendation. We suggest that the Village approach the school and request that the school make available, at least for elderly residents who have difficulty in obtaining water in the traditional way, a place for distributing limited supplies of drinking water from the school's storage tanks. With careful monitoring, this should be possible without depleting the water supply needed by the school to meet its own needs.

Sincerely,



Ervin Paul Martin
Director

EPM:JB:th

cc: Office of the Governor, ATTN: Nancy Barnes
Village Safe Water, ATTN: Greg Capito
US Public Health Service, ATTN: Tom Coolidge
Senator Lyman Hoffman
Representative Ivan Ivan

SB 392

SENATE FINANCE COMMITTEE REPORT

DATE: 4/10/92

FURTHER:

DATE TURNED INTO OFFICE: 4-28-92

The Finance Committee considered SENATE BILL NO. 392

"An Act relating to appearances in civil actions and making an exception from the requirement of representation by an attorney for appearances on behalf of nonprofit housing corporations in certain civil actions."

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 _____

- [x] 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
[x] zero fiscal notes Court System 4-8-92

[] fiscal notes _____

DO PASS:

Handwritten signatures of committee members.

OTHER RECOMMENDATIONS:

Blank lines for other recommendations.

1. Co-Chair: Signature/Recommendation

2. Co-Chair: Signature/Recommendation

FISCAL NOTE

No. 1

Bill Version: SB 392

(S) Publish Date: 4-10-92

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Revision Date: _____ Department Affected: Alaska Court System
 Title: An Act relating to appearances in BRU: Trial Courts
civil actions... Components: _____
 Sponsor: Rodey
 Requestor: Senate Judiciary COMPONENT SERIAL NO. 000 | 000 | 000 | 768

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						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUNDING: (Thousands of Dollars)

GENERAL FUNDS	0.0	0.0	0.0	0.0	0.0	0.0
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: None

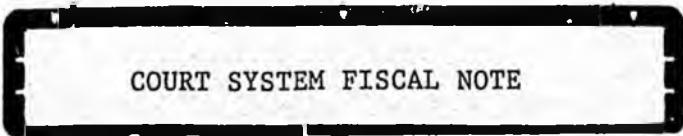
ANALYSIS: (Attach a separate page if necessary)

No fiscal impact.

Prepared by: C. S. Christensen III, Staff Counsel Phone: 264-8228
 Division: Alaska Court System Date: 04/08/92

Approved by: Arthur H. Snowden, II, Administrative Director Date: 04/08/92
 Agency: Alaska Court System

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



SENATE BILL NO. 392

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY SENATOR RODEY

Introduced: 2/10/92
Referred: Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to appearances in civil actions and making an exception from the
2 requirement of representation by an attorney for appearances on behalf of nonprofit
3 housing corporations in certain civil actions."

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

5 * Section 1. PURPOSE. This Act amends existing law to authorize corporations to be represented
6 in civil actions by persons other than attorneys when explicitly authorized by law and specifically allows
7 a nonprofit housing corporation acting as a landlord to be represented in a forcible entry and detainer
8 action by an officer or employee of the corporation who is not an attorney. The bill is intended to
9 reduce some of the costs of legal representation for nonprofit housing corporations in forcible entry and
10 detainer actions.

11 * Sec. 2. AS 09.45 is amended by adding a new section to read:

12 Sec. 09.45.158. APPEARANCE IN ACTION. A nonprofit housing corporation may
13 designate an officer or employee of the corporation who is not an attorney to commence and
14 maintain an action under AS 09.45.060 - 09.45.160 on behalf of the corporation against a tenant