

ALASKA LEGISLATURE

HOUSE and SENATE FINANCE

COMMITTEE FILES,

1993-1994

975

49

**HB**

**137**

**SFIN**

**FILE**

# SENATE FINANCE COMMITTEE REPORT

RETURNED TO FINANCE FROM FLOOR WITH AMENDMENT PENDING  
*ON RECON*

DATE: 3/16/94

FURTHER:

DATE TURNED INTO OFFICE: \_\_\_\_\_

The Finance Committee considered CS FOR HOUSE BILL NO. 137(JUD)

"An Act authorizing special medical parole for terminally ill prisoners."

**Reported Out 2-8-94**  
**Returned & died in SFC 1994.**

- 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

Department	Date	Zero	Fiscal

### PREVIOUS FISCAL NOTES

Department	Date	Zero	Fiscal

- Appropriation No Fiscal Note

DO PASS:

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

OTHER RECOMMENDATIONS:

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

1. \_\_\_\_\_  
Co-Chair: Signature/Recommendation

2. \_\_\_\_\_  
Co-Chair: Signature/Recommendation

# SENATE RULES COMMITTEE REPORT

DATE: 2/9/94

DATE TURNED INTO OFFICE: 3-11-94

The Rules Committee considered CS FOR HOUSE BILL NO. 137(JUD)

"An Act authorizing special medical parole for terminally ill prisoners."

and recommends it be placed on the calendar:

replace with \_\_\_\_\_ CS \_\_\_\_\_ (RULES)

attaches amendment(s)

adopts \_\_\_\_\_ Letter of Intent

same title  
 new title  
 technical title change  
 (HB only)

**NEW FISCAL NOTES**

Department	Date	Zero	Fiscal

**PREVIOUS FISCAL NOTES**

Department	Date	Zero	Fiscal

Appropriation No Fiscal Note

**MEMBERS SIGNING FOR PLACEMENT ON THE CALENDAR**

*Steve King*  
*Carl Pfeiffer*  
   
*Rick Halberd*

Chair: Signature and Recommendation

*nothing*

**OTHER RECOMMENDATIONS:**

*Suzanne Little more*  
   
 

Calendar on: 3-14-94

Approved by: *DK*

# SENATE FINANCE COMMITTEE REPORT

*from* DATE: 5/7/93

FURTHER:

*no further R*  
*2-8-94*

DATE TURNED INTO OFFICE: \_\_\_\_\_

The Finance Committee considered CS FOR HOUSE BILL NO. 137(JUD)

"~~An Act~~ authorizing special medical parole for terminally ill prisoners."

and a majority of the committee recommends do pass

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

*3 of 4*

**NEW FISCAL NOTES**

Department	Date	Zero	Fiscal
<i>Corrections</i>	<i>2-4-94</i>	<i>0</i>	
<i>Admin. #1631</i>	<i>1-19-94</i>	<i>0</i>	
<i>Admin # 43</i>	<i>1-19-94</i>	<i>0</i>	

*updated*

**PREVIOUS FISCAL NOTES**

Department	Date	Zero	Fiscal

Appropriation No Fiscal Note

**DO PASS:**

*Steve Thayer* *Dejeu*  
*Robert* *Keck*  
*Bob Sharp*

**OTHER RECOMMENDATIONS:**

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

1. *Steve Thayer* *Do pass*  
Co-Chair: Signature/Recommendation

2. *Steve Thayer* *Do pass*  
Co-Chair: Signature/Recommendation

SENATE COMMITTEE REPORT

DATE: 4/21/93

FURTHER: FINANCE

DATE TURNED INTO OFFICE: 5/6/93

JUDICIARY Committee considered CS FOR HOUSE BILL NO. 137(JUD)

"An Act authorizing special medical parole for terminally ill prisoners."

*1 rph bk on file*

and recommends:

[ ] replace with \_\_\_\_\_ CS \_\_\_\_\_ ( )

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

[x] individual recommendations

*3 p H & F*

NEW FISCAL NOTES

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTES

Department	Date	Zero	Fiscal
Corrections	2-22-93	✓	
DOA (OPA)	3-30-93	✓	
DOA (pub def)	3-30-93	✓	

[ ] Appropriation No Fiscal Note

DO PASS:

OTHER RECOMMENDATIONS:

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

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

① *George Jackson*

*Suzanne Little No Rec*

*D. Adkins* *Taylor* *Robert*

Chair: Signature and Recommendation

# SENATE COMMITTEE REPORT

*JMR*

DATE: 4/8/93

FURTHER: JUDICIARY  
FINANCE

DATE TURNED INTO OFFICE: 4/21/93

HES Committee considered CS FOR HOUSE BILL NO. 137(JUD)

"An Act (authorizing special medical parole for terminally ill prisoners.)"

*+ rpt it back as floor*

and recommends:

- replace with \_\_\_\_\_ CS \_\_\_\_\_ ( )
- 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

*3 p H & 15015*

**NEW FISCAL NOTES**

Department	Date	Zero	Fiscal

**PREVIOUS FISCAL NOTES**

Department	Date	Zero	Fiscal
Admin. Pub Def.	4/1/93	✓	
Admin. OPA	6/30/93	✓	
Corrections	7/22/93	✓	

Appropriation No Fiscal Note

**DO PASS:**

*Nike Miller*  
*Ben Sharp*  
~~\_\_\_\_\_~~  
 \_\_\_\_\_  
 \_\_\_\_\_

**OTHER RECOMMENDATIONS:**

*Duncan - No Rec.*  
*Salon - No Rec.*  
*Rowland - NR*  
 \_\_\_\_\_  
 \_\_\_\_\_

*Steve Ruiz Do Pass*

Chair: Signature and Recommendation

# SENATE FINANCE COMMITTEE REPORT

DATE: 5/7/93

FURTHER:

DATE TURNED INTO OFFICE: 2-8-94

The Finance Committee considered CS FOR HOUSE BILL NO. 137(JUD)

"An Act authorizing special medical parole for terminally ill prisoners."

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**

Department	Date	Zero	Fiscal
Corrections	2-4-94	0	
Admin. #1631	1-19-94	0	
Admin #43	1-19-94	0	

**PREVIOUS FISCAL NOTES**

Department	Date	Zero	Fiscal

Appropriation No Fiscal Note

DO PASS:

*Steve Thayer*  
*[Signature]*  
*[Signature]*  
*[Signature]*

OTHER RECOMMENDATIONS:

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

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

2. *[Signature]* 10/25/93  
 Co-Chair: Signature/Recommendation

# FISCAL NOTE

No. 4

STATE OF ALASKA  
1994 LEGISLATIVE SESSION

Bill Version: CSHB 137 (Jud)

(S) Publish Date: 2-9-94

Revision Date: 2/3/94  
Title: An Act authorizing special medical parole for terminally ill...  
Sponsor: Representative Mulder  
Requestor: Senate Finance

Dept. Affected: Corrections  
BRU: All  
Component: Parole Board, Inmate Health Care  
COMPONENT SERIAL NO. 695, 705

**Expenditures/Revenues**

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL EXPENDITURES	0	0	0	0	0	0
----------------------	---	---	---	---	---	---

CHANGE IN REVENUES ( )	0	0	0	0	0	0
------------------------	---	---	---	---	---	---

**FUND SOURCE**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0	0	0	0	0	0

Estimate of any current year (FY94) cost: \$ 0

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

Please see the attached analysis.

Prepared by: Diane Schenker, Special Assistant  
Division: Office of the Commissioner  
Approved by Commissioner: J. Frank Prewitt, Jr.  
Agency: Department of Corrections

Phone: 786-2147/465-4643  
Date: 2/3/94  
Date: 2/4/94

The bill would authorize special medical parole consideration for certain terminally ill prisoners. Although page 1 of the fiscal note reflects zero fiscal impact, an unpredictable amount of cost aversion in the inmate health care component would be expected under this proposed legislation.

Assumptions

1. The number of terminally ill prisoners in the department varies and would be difficult to predict. At the time of this writing the department's medical director is aware of three terminally ill prisoners.

2. Medical and security costs for terminally ill prisoners vary and would be difficult to predict. Department medical staff provided the following case as a recent example of costs involved in a terminally ill prisoner's medical care:

The prisoner was terminally ill with cancer. The costs of recent surgery, chemotherapy, and associated hospital and doctor bills totalled approximately \$75,000. (According to medical staff, these costs for similar cases typically range from \$75,000 to \$200,000 depending upon specific aspects of the cancer.) Contract guard hire during hospitalization costs an additional \$600 per day, for a single 24-hour per day guard. (Depending upon the prisoner's custody, zero to two guards are required; costs could rise to \$1200/day.) In this case, the prisoner required one guard for approximately ten days of hospitalization for a total cost of \$6,000. Following hospitalization, the prisoner required full-time contract nursing 24 hours per day in the correctional institution. This cost \$600 per day for approximately three weeks, totalling \$12,600. The total costs in this example would be \$93,600.

The prisoner in this case might have been eligible for medical parole under this bill, according to medical staff. It is their opinion that this prisoner might have been considered not to pose a risk to the public due to the severity of the illness and its physical effects.

3. The department cannot predict how many cases involving terminally ill prisoners might result in parole. However, any case which results in parole due to this bill will result in some cost aversion for the department. Using the example above, if even ten similar cases result in parole over a period of time, the department could eventually avoid spending almost one million dollars for inmate health care.

# FISCAL NOTE

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**STATE OF ALASKA**  
**1994 LEGISLATIVE SESSION**

Bill Version: CSHB 137 (Jud.)

(S) Publ'ish Date: 2-9-94

Revision Date: \_\_\_\_\_ Dept. Affected: Administration  
 Title: "An act authorizing special medical parole for terminally ill..." BRU: Public Defender  
 Component: Public Defender  
 Sponsor: Representative Mulder  
 Requestor: Senate Finance COMPONENT SERIAL NO. 1631

**Expenditures/Revenues: (Thousands of Dollars)**

OPERATING	FY95	FY96	FY97	FY98	FY99	FY00
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
<b>TOTAL OPERATING</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL	0	0	0	0	0	0
---------	---	---	---	---	---	---

REVENUE FUND SOURCE:	0	0	0	0	0	0
----------------------	---	---	---	---	---	---

**FUNDING:**

1002 Federal Receipts	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program Receipts	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
Other	0	0	0	0	0	0
<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**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 (FY94) impact: \$ -0-

**ANALYSIS:** (attach a separate page if necessary.)

Prepared By: John Salemi, Public Defender Phone: 264-4400  
 Division: Public Defender Agency Date: \_\_\_\_\_

Approved by Commissioner: Nancy Bear Usura Date: 1/17/94  
 Agency: Department of Administration

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# FISCAL NOTE

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**STATE OF ALASKA**  
**1994 LEGISLATIVE SESSION**

Bill Version: CSHB 137 (Jud)

(S) Publish Date: 2-9-94

Revision Date: \_\_\_\_\_ Dept. Affected: Administration  
 Title: "An act authorizing special medical parole for terminally ill..." BRU: Office of Public Advocacy  
 Component: Office of Public Advocacy  
 Sponsor: Representative Mulder  
 Requestor: Senate Finance COMPONENT SERIAL NO. 43

**Expenditures & Revenues: (Thousands of Dollars)**

OPERATING	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
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
<b>TOTAL OPERATING</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL	0	0	0	0	0	0
---------	---	---	---	---	---	---

REVENUE FUND SOURCE:	0	0	0	0	0	0
----------------------	---	---	---	---	---	---

**FUNDING:**

1002 Federal Receipts	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program Receipts	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
Other	0	0	0	0	0	0
<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

**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 (FY94) impact: \$ -0-

ANALYSIS: (attach a separate page if necessary.)

Prepared By: Brant McGee, Public Advocate Phone: 274-1684  
 Division: Office of Public Advocacy Date: \_\_\_\_\_

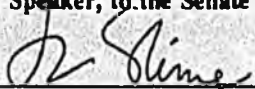
Approved by Commissioner: Nancy Bear Usura Date: 1/19/94  
 Agency: Department of Administration

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**ALASKA STATE LEGISLATURE  
HOUSE BILL NO. 137**

**HISTORY IN THE HOUSE**

1993	Read first time and referred to:	
2/5	HFS Jud Fin	
3/1	WFS RPT CS( ) New Title 6 DP 0 DNP 1 NR 0 AM FN 1 OFN Previous FN	
3/22	Jud RPT CS(Jud) New Title 6 DP 0 DNP 0 NR 0 AM FN OFN 10 Previous FN	
4/1	Fin RPT CS(Jud) New Title 6 DP 0 DNP 4 NR 0 AM 2 FN OFN 10 Previous FN	
4/7	Read second time CS(Jud) Adopted	
	Amended	
4/7	Advanced	
4/7	Read third time	
	Return to second for specific amendment	
	PASSED                      EFD Same ___ or Yeas 37                      Yeas Nays 0                        Nays Excused 1                    Excused Absent 2                      Absent	
	Intent adopted	
	Reconsideration Reconsideration not taken up	
	PASSED ON RECON.      EFD Same ___ or Yeas                        Yeas Nays                        Nays Excused                    Excused Absent                      Absent	
	Intent adopted	
4/7	Reported correctly engrossed Signed by Speaker, to the Senate	
	 Chief Clerk of the House	

**HISTORY IN THE SENATE**

1993	Read first time and referred to:	
4/8	HFS, JUD, FIN	
3/16/94	RETURNED TO FINANCE FROM FLOOR	
4/21	RPT( ) CS 3 DP 3 NR DNP AM New Title Same Title P.H.F. Previous FN FN OFN To	
5/7	RPT( ) CS 2 DP NR DNP AM New Title Same Title Previous FN FN OFN To	
1994	RETURNED TO FINANCE FROM FLOOR w/ AM	
3/16	RPT( ) CS DP NR DNP AM New Title Same Title Previous FN FN OFN To	
	Rules Calendar( ) CS AM Other New Title Same Title Previous FN FN OFN	
	Read second time	
	CS Adopted ( )                      New Title Amended                                      Advanced	
	Read third time	
	Letter of Intent adopted Return to second for specific amendment	
	PASSED                      EFD Same ___ or Yeas                        Yeas Nays                        Nays Excused                    Excused Absent                      Absent	
	Reconsideration Reconsideration not taken up	
	PASSED                      EFD Same ___ or Yeas                        Yeas Nays                        Nays Excused                    Excused Absent                      Absent	
	Reported correctly engrossed Signed by President, to the House	
	Secretary of the Senate	

Taylor

AMENDMENT #1

OFFERED IN THE SENATE

TO: CSHB 137(JUD)

Page 2, line 25, following "days":

Insert "and has served at least one-half of the prisoner's term less any good time earned under AS 33.20.010"

Page 2, line 28, following "illness":

Insert ", is physically incapacitated, and is expected to remain physically incapacitated throughout the entire period of special medical parole"

Page 3, following line 11:

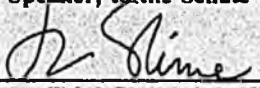
Insert a new subsection to read:

"(d) Notwithstanding AS 33.16.150, a person released on special medical parole is only entitled to remain on parole while the person is suffering from a terminal illness and is physically incapacitated. If the condition of a person released on special medical parole improves so that the person is no longer suffering from a terminal illness or is no longer physically incapacitated, the board shall revoke the person's parole and require the person to serve the remainder of the person's sentence. If a person's parole is revoked only under this subsection, the board shall credit the person's term with the time served on special medical parole."

Taylor moved  
Duncan - Adams  
( ) accepted ( ) unanimous consent  
or Y \_\_\_ N \_\_\_  
( ) failed Y \_\_\_ N \_\_\_

**ALASKA STATE LEGISLATURE  
HOUSE BILL NO. 137**

**HISTORY IN THE HOUSE**

1993	Read first time and referred to:	
2/5	HES Jud Fin	
3/1	HES RPT CS( ) New Title 6 DP <input checked="" type="checkbox"/> DNP 1 NR <input checked="" type="checkbox"/> AM FN 1 OFN Previous FN	
3/22	Jud RPT CS(Jud) New Title 6 DP <input checked="" type="checkbox"/> DNP <input checked="" type="checkbox"/> NR <input checked="" type="checkbox"/> AM FN OFN 1 Previous FN	
4/1	Fin RPT CS(Jud) New Title 6 DP <input checked="" type="checkbox"/> DNP 4 NR <input checked="" type="checkbox"/> AM 2 FN OFN 1 Previous FN	
4/7	Read second time CS(JUD) Adopted	
	Amended	
4/7	Advanced	
4/7	Read third time	
	Return to second for specific amendment	
	PASSED Yeas 37 Nays 0 Excused 1 Absent 2	EFD Same ___ or Yeas Nays Excused Absent
	Intent adopted	
	Reconsideration Reconsideration not taken up	
	PASSED ON RECON. Yeas Nays Excused Absent	EFD Same ___ or Yeas Nays Excused Absent
	Intent adopted	
4/7	Reported correctly engrossed Signed by Speaker, to the Senate	
	 Chief Clerk of the House	

**HISTORY IN THE SENATE**

1993	Read first time and referred to:	
4/8, 3/16/94	HES, JUD, FIN RETURNED TO FINANCE FROM FLOOR	
4/21	HES RPT( ) CS 3 DP 3 NR DNP AM New Title Same Title p11/12 Previous FN FN OFN To Jud	
5/7	Jud RPT( ) CS 2 DP 1 NR DNP AM New Title Same Title Previous FN FN OFN To Finance	
1994 3/16	RETURNED TO FINANCE FROM FLOOR w/ AM	
	RPT( ) CS DP NR DNP AM New Title Same Title Previous FN FN OFN To	
	Rules Calendar( ) CS AM Other New Title Same Title Previous FN FN OFN	
	Read second time	
	CS Adopted ( ) New Title Amended Advanced	
	Read third time	
	Letter of Intent adopted Return to second for specific amendment	
	PASSED Yeas Nays Excused Absent	EFD Same ___ or Yeas Nays Excused Absent
	Reconsideration Reconsideration not taken up	
	PASSED Yeas Nays Excused Absent	EFD Same ___ or Yeas Nays Excused Absent
	Reported correctly engrossed Signed by President, to the House	
	Secretary of the Senate	

HOUSE-SENATE HISTORY Continued

19

Received from the Senate \_\_\_\_\_

Concur in Senate amendment  
Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_  
\_\_\_\_\_ Efd same or Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

Failed to concur Senate amendment, ask Senate recede  
Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

Senate failed to \ receded from amendment  
Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

CC appointed by House \_\_\_\_\_ Chair

\_\_\_\_\_

CC appointed by Senate \_\_\_\_\_ Chair

\_\_\_\_\_

(H) Granted Limited Powers of Free Conference

(S) Granted Limited Powers of Free Conference

19

(H) Adopted CC Rpt \_\_\_\_\_  
Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_  
\_\_\_\_\_ Efd same or Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

(S) Adopted CC Rpt \_\_\_\_\_  
Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_  
\_\_\_\_\_ Efd same or Y \_\_\_ N \_\_\_ E \_\_\_ A \_\_\_

To enrolling  
Reported enrolled and sent to Governor

\_\_\_\_\_ By Governor

Legislative Resolve Number \_\_\_\_\_

Filed with Lieutenant Governor

TAYLOR  
#1

AMENDMENT

OFFERED IN THE SENATE  
TO: CSHB 137(JUD)

Page 2, line 25, following "days":

Insert "and has served at least one-half of the prisoner's term less any good time earned under AS 33.20.010"

Page 2, line 28, following "illness":

Insert ", is physically incapacitated, and is expected to remain physically incapacitated throughout the entire period of special medical parole"

Page 3, following line 11:

Insert a new subsection to read:

"(d) Notwithstanding AS 33.16.150, a person released on special medical parole is only entitled to remain on parole while the person is suffering from a terminal illness and is physically incapacitated. If the condition of a person released on special medical parole improves so that the person is no longer suffering from a terminal illness or is no longer physically incapacitated, the board shall revoke the person's parole and require the person to serve the remainder of the person's sentence. If a person's parole is revoked only under this subsection, the board shall credit the person's term with the time served on special medical parole."

Taylor moved  
Danman - Adams  
( ) accepted ( ) unanimous consent  
or Y \_\_\_ N \_\_\_  
( ) failed Y \_\_\_ N \_\_\_

# FISCAL NOTE

3  
 Bill Version: CSHB 137 (JUD)  
 (H) Publish Date: 4/1/93

STATE OF ALASKA  
 1993 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Administration  
 Title: "An Act authorizing special medical parole for terminally ill prisoners ..." BRU: Public Defender  
 Component: Public Defender  
 Sponsor: Representative Mulder  
 Requestor: (H) Fin COMPONENT SERIAL NO. 1631

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
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
<b>TOTAL OPERATING</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL	0	0	0	0	0	0
---------	---	---	---	---	---	---

REVENUE FUND SOURCE:	0	0	0	0	0	0
----------------------	---	---	---	---	---	---

FUNDING:

1002 Federal Receipts	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program Receipts	0	0	0	0	0	0
1006 GF/MHTA	0	0	0	0	0	0
Other	0	0	0	0	0	0
<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

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 (FY93) impact: \$ none

ANALYSIS: (attach a separate page if necessary.)

Prepared By: John Salemi, Public Defender Phone: 274-1684  
 Division: Public Defender Agency Date: \_\_\_\_\_

Approved by Commissioner: Nancy Bear Usura Date: 3/30/93  
 Agency: Department of Administration

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nl 2/20  
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updated  
 fiscal notes  
 attached

FISCAL NOTE

No. 2

Version: CSHB 137 (JUD)  
 (H) Publish Date: 4/1/93

STATE OF ALASKA  
 1993 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Administration  
 Title: "An Act authorizing special medical parole for terminally ill ..." BRU: Office of Public Advocacy  
 Component: Office of Public Advocacy  
 Sponsor: Representative Mulder  
 Requestor: House Finance COMPONENT SERIAL NO. 43

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
---------	---	---	---	---	---	---

REVENUE FUND SOURCE:	0	0	0	0	0	0
----------------------	---	---	---	---	---	---

FUNDING:

1002 Federal Receipts	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program Receipts	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
Other	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS

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

Estimate of current year (FY93) impact: \$ None

ANALYSIS: (attach a separate page if necessary.)

Prepared By: Brant McGee, Public Advocate Phone: 274-1684  
 Division: Office of Public Advocacy Date: \_\_\_\_\_

Approved by Commissioner: Nancy Bear Usher Date: 3/20/93  
 Agency: Department of Administration

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# FISCAL NOTE

No. 1

Bill Version: HB 137

(H) Publish Date: 3/1/93

STATE OF ALASKA  
1993 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Corrections  
 Title: "An Act authorizing special BRU: Statewide Programs  
medical parole for terminally ill prisoners " Component: Inmate Health Care  
 Sponsor: Rep. Mulder  
 Requestor: Rep. Mulder COMPONENT SERIAL NO. 705

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL</b>						

<b>REVENUE FUND SOURCE:</b>						
-----------------------------	--	--	--	--	--	--

**FUNDING:**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>						

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$ -0-

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

See attached fiscal analysis

Prepared by: Dana LaTour, Special Assistant *[Signature]* Phone: 465-3376  
 Division: Office of the Commissioner Date: 2-22-93  
 Approved by Commissioner: Lloyd G. Ruoff *[Signature]* Date: 2-22-93  
 Agency: Department of Corrections

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HB 137  
add. 1  
pg. 2 of 2

Fiscal Note Analysis

HB 137 "An Act authorizing special medical parole for terminally ill prisoners."

Page 2

It is assumed that passage of this legislation may result in the parole of some terminally ill inmates who otherwise would not be paroled. There are currently 8 - 10 inmates who could be considered terminally ill. However, there is no assurance that any or all of these inmates would be granted parole since that decision remains at the discretion of the Parole Board.

Department of Corrections medical staff have estimated that a terminally ill inmate in the final stages of life can cost up to \$500,000 per year for outside care. At this time, there is one inmate whose cost of care during the last 18 months has exceeded \$500,000.

While this bill could create considerable savings over the long run, most of these savings will come as cost aversion. Therefore, the Department cannot reflect an actual budgetary reduction from current budget levels in this fiscal note. As the inmate population ages, the impact of this legislation could be significant.



# ALASKA STATE LEGISLATURE HOUSE OF REPRESENTATIVES

**REPRESENTATIVE ELDON MULDER**  
DISTRICT 23 MULDOON-FT. RICHARDSON

- CHAIR -  
LEGISLATIVE COUNCIL

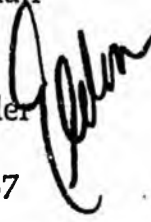
- CO-CHAIR -  
HOUSE SPECIAL COMMITTEE ON  
MILITARY AND VETERANS AFFAIRS

- CO-CHAIR -  
MILITARY AFFAIRS FOR  
ANCHORAGE CAUCUS

## MEMORANDUM

DATE: January 18, 1994

TO: Senator Drue Pearce, Co-Chair  
Senator Steve Frank, Co-Chair  
Senate Finance Committee

FROM: Representative Eldon Mulder 

SUBJECT: Scheduling of House Bill 137

This memorandum is to respectfully request that House Bill 137 be scheduled for a hearing by the Senate Finance Committee.

House Bill 137 relates to special medical parole for terminally ill prisoners. It would allow the Parole Board, in appropriate cases, to grant special medical parole to prisoners who are in the last stages of life with a terminal illness and who are no longer a threat to society.

Passage of this bill would help relieve the Department of Corrections, and hence the state, from some of the huge medical costs associated with the terminally ill. These costs could be picked up by Medicare or Medicaid once a prisoner is released from DOC custody.

This bill has the support of the Department of Corrections, and the Alaska Sentencing Commission.



# ALASKA STATE LEGISLATURE HOUSE OF REPRESENTATIVES

**REPRESENTATIVE ELDON MULDER**  
DISTRICT 23 MULDOON-FT. RICHARDSON

- CHAIR -  
LEGISLATIVE COUNCIL

- CO-CHAIR -  
HOUSE SPECIAL COMMITTEE ON  
MILITARY AND VETERANS AFFAIRS

- CO-CHAIR -  
MILITARY AFFAIRS FOR  
ANCHORAGE CAUCUS

## SPONSOR STATEMENT

### CS HB137(TUD)

House Bill 137 is a product of one of the Alaska Sentencing Commission's recommendations to the Legislature. It is also a cooperative effort between the Department of Corrections, the Parole Board, and myself. The bill is a cost avoidance measure intended to save the Department of Corrections, and hence the State, a considerable amount of money in the future.

House Bill 137 relates to special medical parole for terminally ill prisoners. The Department of Corrections is responsible for inmates' medical costs as long as they remain in custody. Covering health costs is a serious financial burden, particularly when a terminal illness is involved. Once paroled, these medical costs could be picked up by Medicare or Medicaid, thus easing the financial burden on the Department of Corrections, and hence the State.

This bill would allow the parole board, when appropriate, to grant special medical parole for terminally ill patients. The bill contains certain criteria that the Board must follow before parole can be granted. It must determine that:

- the prisoner is suffering from a terminal illness
- a reasonable probability exists that the prisoner will not violate any laws or conditions imposed by the Board
- the prisoner will not pose a threat to society, and that release of the prisoner would not diminish the seriousness of the crime.

Passage of this bill should save the State of Alaska a substantial amount of money in the future. I urge the Committee to support House Bill 137.

## Sectional Analysis for CS HB 137(JUD)

### Section 1.

Adds the language "special medical" to AS 33.16.010(d). This is a conforming amendment to the addition of "special medical parole" as a type of parole under section 4 of the bill.

### Section 2.

Adds a new subsection to AS 33.16.010 to allow someone who is eligible to be released on special medical parole by the Parole Board under new AS 33.16.085. This is also a conforming amendment to section 4 of the bill.

### Section 3.

Amends AS 33.16.060, relating to the duties of the Parole Board, to include considering the suitability of a prisoner who is eligible for special medical parole and, relating to the Board adopting regulations under the Administrative Procedures Act, to establish standards for the suitability of a prisoner for special medical parole. This is also a conforming amendment to section 4 of the bill.

### Section 4.

Adds a new section to AS 33.16 pertaining to special medical parole. Allows the Board to grant, upon application by the prisoner or the commissioner, special medical parole to a prisoner who is serving a term of at least 181 days if the Board determines: that the prisoner is suffering from a terminal illness and a reasonable probability exists that the prisoner will not violate laws or conditions imposed by the Board; the prisoner will not pose a threat of harm to the public; and if the release of the prisoner on parole would not diminish the seriousness of the crime.

This section also allows the Board to rescind or revise a previously granted parole release date if it discovers new information or a change in circumstances concerning a prisoner who had already been granted a special medical parole release date.

This section also instructs the Board to issue its decision in writing and to provide a basis for its decision.

Finally, Section 4 of the bill also adds new section 33.16.87 pertaining to the rights of victims in connection with special medical parole. If a victim of a crime requests notice of a scheduled hearing to review special medical parole for a prisoner, the Board must send notice of the hearing with the application for parole.

Section 5:

Adds the language "special medical" to AS 33.16.140, pertaining to the order for parole. This is also a conforming amendment to section 4 of the bill.

Section 6.

Adds the language "special medical" to AS 33.16.150(a), relating to the conditions of parole. This is also a conforming amendment to section 4 of the bill.

Section 7.

Adds the language "special medical" to AS 33.16.150(b), relating to the Board's conditions of parole. This is also a conforming amendment to section 4 of the bill.

Section 8.

Adds the language "special medical" to AS 33.16.200, relating to custody of a parolee. This is a conforming amendment to section 4 of the bill.

Section 9.

Amends AS 33.16.900 by adding a new paragraph defining "special medical parole."



# Alaska Sentencing Commission

1029 W. Third Avenue, Suite 201, Anchorage, Alaska 99501 (907) 279-2526 FAX (907) 276-5046

James V. Gould, Chair  
Philip R. Volland, Vice Chair

Jayne E. Andreen  
Richard L. Burton

Charles E. Cole  
Hon. Beverly W. Cutler

Sen. Steve Frank  
Lloyd G. Rupp

JoAnn Holmes  
Hon. Warren W. Matthews

Gigi Pilcher  
John Salemi

Duane S. Udland  
Rep. Fran Ulmer

February 9, 1993

FEB 15 1993

Representative Eldon Mulder  
Alaska State Legislature  
State Capitol  
Juneau AK 99801-1182

FEB 15 1993

RE: HB 137; Special Medical Parole

Dear Representative Mulder:

I am writing about your proposed legislation on special medical parole. This legislation would implement the Sentencing Commission's recommendation that a special medical parole for terminally ill offenders be allowed in appropriate cases, in order to shift the huge medical costs in these cases from the state to the federal government. The Commission recommended:

**Parole statutes should be amended to allow special medical parole for terminally ill offenders. Many offenders have serious medical problems that cost the Department of Corrections an extraordinary amount of money. The AIDS epidemic has not yet had a serious impact on Alaska prisons, but prison populations in some East Coast states are reported to be 40% HIV positive. In addition, there are a number of inmates serving long sentences who can be expected to grow old in prison.**

DOC currently can furlough a terminally ill person, but it still will be responsible for medical expenses. Medicare or Medicaid will pick up the person's medical costs only upon release from DOC custody. The parole board should be allowed to grant parole to terminally ill offenders. DOC should study the offender population and devise a system to achieve this objective. This recommendation passed unanimously.

Representative Eldon Mulder

February 9, 1993

Page 2

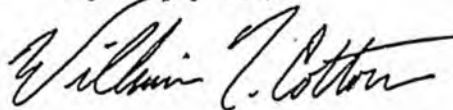
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Your legislation appears to be a measured response to the fiscal problem the Commission addressed. First, it creates a special medical parole for terminally ill prisoners. Second, it allows the parole board to limit use of the provision to offenders who will not pose a danger to society. Clearly, not all terminally ill prisoners would be appropriate candidates.

The need for legislation such as HB 137 is substantial now, and will increase as time goes by. My understanding is that the state has paid well over a half a million dollars for health care for two terminally ill prisoners in the last two years. We can expect these numbers to dramatically increase over the next few years, because of an aging prison population generally and because of AIDS.

On behalf of the Alaska Sentencing Commission, I would urge the Legislature to adopt legislation like HB 137 which allows special medical parole for appropriate terminally ill prisoners. Please feel free to call me if I can be of assistance.

Very truly yours,



William T. Cotton  
Executive Director

WTC:erm

# *Position Paper*


## *Department of Corrections*

2200 E. 42nd Avenue  
Anchorage, AK 99508  
(907) 561-4426

Bill : CSHB 137(JUD)

Date: February 3, 1994

Title: An Act authorizing special medical parole  
for terminally ill prisoners

 (for)  
J. Frank Prewitt, Jr.  
Commissioner

---

The department strongly supports the passage of this bill. The Alaska Sentencing Commission recommended that parole statutes be amended to allow special medical parole for terminally ill prisoners. The Commission's report found that many prisoners have serious medical problems that cost the department significant amounts of money each year. As the inmate population ages the department will face escalating health care expenses.

The department's medical staff and the Parole Board will use sound, professional judgment to assess the medical conditions and public safety issues involved in these types of cases. The department believes the bill can result in fair, cost-effective decisions which are in the best interests of the State, any victim(s) involved, the community, and the prisoner.

The department's fiscal note outlines the potential cost avoidance which might be realized if the bill is passed. Although specific predictions cannot be made, it is clear that this legislation provides an opportunity to reduce the department's future medical expenses.

**HB**

**139**

**HFIN**

**FILE**



# FISCAL NOTE

No. 2

Bill Version: CSHB 139(HES)

(H) Publish Date: 2/24/94

STATE OF ALASKA  
1994 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Education  
 Title: An Act establishing a loan guarantee BRU: Vocational Rehabilitation  
and interest rate subsidy program for Assistive Component: Assistive Technology  
 Sponsor: Representative Davies Technology  
 Requestor: Representative Davies COMPONENT SERIAL NO. 1202

Expenditures/Revenues	(Thousands of Dollars)					
OPERATING EXPENDITURES	FY 95	FY 96	FY 97	FY 98	FY 99	FY 00
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	100.0	0	0	0	0	0

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGE IN REVENUES ( )						
------------------------	--	--	--	--	--	--

FUND SOURCE	(Thousands of Dollars)					
1002 Federal Receipts	100.0	0	0	0	0	0
1003 GF Match						
1004 GF						
1005 GF; Program Receipts						
1006 GF; MHTIA						
Other						
<b>TOTAL</b>	100.0	0	0	0	0	0

Estimate of any current year (FY94) cost \$ 0

POSITIONS						
FULL-TIME						
PART-TIME						
TEMPORARY						

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

See attached.

Prepared by: Keith J. Anderson *Keith Anderson*  
 Division: Vocational Rehabilitation  
 Approved by Commissioner: *[Signature]*  
 Agency: \_\_\_\_\_

Phone: 465-6932  
 Date: December 14, 1993  
 Date: 12-17-93

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FISCAL NOTE

State of Alaska  
1994 Legislative Session

BILL.NO. HB 139

Title: An Act establishing a loan guarantee and interest subsidy program for Assistive Technology. Department Affected: Education  
BRU: Vocational Rehabilitation  
Component: Assistive Technology

Sponsor: Representative Davies  
Requestor: Representative Davies

The Assistive Technology of Alaska (ATA) Advisory Board has recommended to the division that we investigate using federal funds generated through the ATA project to fund the Technology Loan Fund. With this direction we have proposed to the federal funding agency a plan to fund the loan program by using federal receipts instead of state capital or general funds.

If approved, ATA's fourth year grant includes a plan by which grant funds can be used to establish the loan fund. This would provide seed money to establish the loan fund. If this bill becomes law, the division can, by July 30, provide approximately 100.0 for this purpose. It is our understanding that this amount of money can be leveraged into as much as 750.0 as a guarantee and interest buy down depending on how the banking industry recommends the loans be set-up. This legislation forms a partnership between private industry and government to meet the needs of Alaskans with disabilities.

No additional staff cost.

Initial funding 100.0 from federal receipts, one year capitalization only.

# FISCAL NOTE

No. 1

Bill Version: CSHB 139 (L&C)

(H) Publish Date: 3/26/93

**STATE OF ALASKA**

**1993 LEGISLATIVE SESSION**

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

Title: An Act establishing a loan guarantee and interest rate subsidy program for Assistive Technology

Sponsor: Representative Davies

Requestor: Representative Davies

Department Affected: Education

BRU: Vocational Rehabilitation

Component: Assistive Technology

COMPONENT SERIAL NO. \_\_\_\_\_ 1202

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS	100.0	-0-	-0-	-0-	-0-	-0-
<b>TOTAL OPERATING</b>	<b>100.0</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>

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

<b>REVENUE FUND SOURCE:</b>						
-----------------------------	--	--	--	--	--	--

**FUNDING:**

(Thousands of Dollars)

1002 Federal Receipts	100.0	-0-	-0-	-0-	-0-	-0-
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>100.0</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>	<b>-0-</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$ -0-

**ANALYSIS:** (Attach a separate page if necessary.)

See attached.

Prepared by: Keith Anderson, Director *Keith Anderson* Phone: 465-6932

Division: Vocational Rehabilitation Date: February 11, 1993

Approved by Commissioner: *[Signature]* Jerry Covey

Agency: Education Date: February 11, 1993

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## FISCAL NOTE

State of Alaska  
1993 Legislative Session

BILL NO. HB 139

Title: An Act establishing a  
loan guarantee and interest rate  
subsidy program for Assistive  
Technology.

Department Affected: Education  
BRU: Vocational Education  
Component: Assistive Technology

Sponsor: Representative Davies  
Requestor: Representative Davies

The Assistive Technology of Alaska (ATA) Advisory Board has recommended to the division that we investigate using federal funds generated through the ATA project to fund the Technology Loan Fund. With this direction we have proposed to the federal funding agency a plan to fund the loan program by using federal receipts instead of state capital general funds.

If approved ATA's fourth year grant includes a plan by which grant funds can be used to establish the loan fund. This would provide seed money to establish the loan fund. If this bill becomes law, the division can, by July 30, provide approximately 100.0 for this purpose. It is our understanding that this amount of money can be leveraged into as much as 750.0 as a guarantee and interest buy down depending on how the banking industry recommends the loans be set-up. This legislation forms a partnership between private industry and government to meet the needs of Alaskans with disabilities.

No additional staff cost.

Initial funding 100.0 from federal receipts, one year capitalization only.

HOUSE BILL NO. 139

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES DAVIES, Brice, Brown, B.Davis, Grussendorf, James, Larson, Nordlund, Sitton, Ulmer, Menard, Hudson

Introduced: 2/8/93

Referred: Labor & Commerce, Health, Education & Social Services, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act establishing a loan guarantee and interest rate subsidy program for  
2 assistive technology."

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

4 \* Section 1. AS 23.15 is amended by adding a new section to read:

5 Sec. 23.15.125. ASSISTIVE TECHNOLOGY LOAN GUARANTEE AND  
6 INTEREST SUBSIDY PROGRAM. (a) An assistive technology loan guarantee fund  
7 is established in the agency. The fund consists of money appropriated to it.

8 (b) Subject to (c) of this section, the agency may use money in the fund  
9 established under this section to guarantee 90 percent of the principal amount of a loan  
10 or to subsidize the interest rate of a loan guaranteed by the agency for appropriate  
11 assistive technology that is best suited for enabling

12 (1) a handicapped individual to obtain or maintain employment; or

13 (2) an individual having a physical or mental disability to live more  
14 independently.

H.

1 (c) The agency may guarantee a loan or subsidize the interest rate of a loan  
2 guaranteed under this section if

3 (1) the loan is made to a handicapped or disabled person, a member of  
4 the person's family, or the employer or prospective employer of a handicapped or  
5 disabled person;

6 (2) the term of the loan does not exceed four years if the loan amount  
7 is less than \$10,000 and does not exceed six years if the loan amount is \$10,000 or  
8 greater;

9 (3) the loan is originated and serviced by a state or federally chartered  
10 financial institution located in the state;

11 (4) the agency determines that the person requesting the loan guarantee  
12 or subsidy is not able to obtain the needed assistive technology from a less costly  
13 source;

14 (5) the agency determines that the person or the family of a child  
15 reasonably can be expected to repay the loan given their expected income or other  
16 resources; and

17 (6) for a loan to purchase or modify a vehicle to provide transportation  
18 for a handicapped person, the applicant has been steadily employed for the 90 days  
19 immediately preceding the date of the loan application.

20 (d) In this section, "assistive technology" means durable equipment, adaptive  
21 aids, and assistive devices.

**HEB**

**140**

**HFIN**

**FILE**

# HOUSE COMMITTEE REPORT

\*(11)

Date Referred: March 26, 1993

FURTHER REFERRALS:

Date of Committee Action: 4/6/93

The FINANCE Committee considered:

HB 140

HOUSE BILL NO. 140

FEEES FOR NONRESIDENT KING SALMON TAG

"An Act relating to the king salmon tag fee."

**RECOMMENDATIONS:**

be replaced with \_\_\_\_\_

**CSHB 140 (FSH)**

[ ] the same title

[] a new title

[ ] have attached amendments(s)

[ ] do pass

[ ] do not pass

[ ] no recommendations

[ ] individual recommendations

[ ] additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_

APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_

[ ] fiscal impact \_\_\_\_\_

[] fiscal note(s) F + G 3/12

[ ] zero fiscal note \_\_\_\_\_

[ ] zero fiscal note(s) \_\_\_\_\_

SIGNING <del>DO</del> PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<i>Ronald J. Jones</i>	X	<i>Larry Magister</i>		<input checked="" type="checkbox"/>	
<i>Mark R. Hilde</i>	X	<i>John Kervick</i>		<input checked="" type="checkbox"/>	
<i>Sam Parnell</i>	X				
<i>Ben Sp...</i>	X				
<i>Tom Brown</i>	<input checked="" type="checkbox"/>				
<i>Richard ...</i>	X				

*Ronald J. Jones*  
CHAIRMAN'S SIGNATURE

FISCAL NOTE

No. 1  
 Bill Version: CSHB 140 (FSH)  
 (H) Publish Date: 3/12/93

STATE OF ALASKA  
 1993 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Department Affected: Fish and Game

Title: An Act relating to the king salmon tag fee. BRU: Sport Fish, Administration and Support

Component: Sport Fisheries, Administrative Services

Sponsor: Representative Hudson

Requestor: House Special Committee on Fisheries

COMPONENT SERIAL NO. 484-479

EXPENDITURES/REVENUES:

(Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES	1.4	1.4	1.4	1.4	1.4	1.4
TRAVEL						
CONTRACTUAL	9.5	9.5	9.5	9.5	9.5	9.5
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	10.9	10.9	10.9	10.9	10.9	10.9

CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
---------	-----	-----	-----	-----	-----	-----

REVENUE FUND SOURCE 1024	81.6	81.9	82.2	82.5	82.7	82.9
--------------------------	------	------	------	------	------	------

FINDING:

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other, 1024	10.9	10.9	10.9	10.9	10.9	10.9
TOTAL	10.9	10.9	10.9	10.9	10.9	10.9

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$ None

ANALYSIS: (Attach a separate page if necessary.)  
 see attached

Prepared By: Rocky Holmes Phone: 465-6187

Division: Division of Sport Fish Date: 2/22/93

Approved by Commissioner: [Signature]

Agency: Department of Fish and Game Date: 2/22/93

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(Rev. 12/92)

Page 1 of 3

COMMITTEE COPY

SAB 140 (FSH)

NO. 1

pg 2 of 3

HB 140A (1-Day license increased to \$10)

Fiscal Note Analysis:

Expenditures included in this bill are for the additional cost of printing, distributing, and accounting for individually numbered nonresident king salmon tags. Tags will be individually numbered in order to prevent the possibility of illegal reuse of short term tags, and to facilitate accurate accounting of the number of tags sold by vendors. These costs include: \$1.4 in personal services for a non-permanent position (range 8) for 1 month to assist in mailouts of supplies and in data entry of stamps issued, sold, and returned (an estimated 120,000 tags will be sold in FY94); and 9.4 in contractual for the additional cost of printing individually numbered tags.

The enclosed table lists the assumptions used to estimate the effect of this bill on revenue. Part one of the table lists the predicted number of king salmon tags that will be sold by each class of nonresident license. Projected sales were estimated based on past increases in license sales, and it was assumed that 35% of all nonresident license holders would buy a king salmon tag. The second part of the table lists the projected king salmon tag revenue based on the current cost of a nonresident tag (\$20). The third part of the table lists the projected revenue based on the king salmon tag fees proposed in HB 140A. The net effect of the bill would be to increase revenue to the Fish and Game fund by about \$81.6 in FY94.

PREDICTED SALES OF KING SALMON TAGS

	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
H-R. ANNUAL SF	6,827	6,857	6,881	6,900	6,918	6,932
H-R. 14-DAY SF	22,966	23,065	23,147	23,211	23,270	23,320
H-R. 3-DAY SF	16,027	16,097	16,153	16,198	16,240	16,274
H-R. 1-DAY SF	13,986	14,047	14,096	14,135	14,171	14,201
H-R. SF/HUNT	365	367	368	369	370	371
H-R MILITARY SF	2,237	2,247	2,255	2,261	2,267	2,272

STATUS QUO KING SALMON TAG COSTS

	XS TAG	PREDICTED REVENUE					
		FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
COST							
H-R. ANNUAL SF	\$20	136,542	137,134	137,618	137,999	138,351	138,644
H-R. 14-DAY SF	\$20	459,319	461,309	462,938	464,220	465,405	466,392
H-R. 3-DAY SF	\$20	320,544	321,933	323,069	323,965	324,791	325,480
H-R. 1-DAY SF	\$20	279,720	280,932	281,924	282,705	283,426	284,027
H-R. SF/HUNT	\$20	7,308	7,340	7,366	7,386	7,405	7,421
H-R MILITARY SF	\$20	44,744	44,938	45,096	45,221	45,337	45,433

TOTAL \$1,248,177 \$1,253,585 \$1,258,010 \$1,261,496 \$1,264,715 \$1,267,396

H8 140 - WITH THE COST OF A 1-DAY LICENSE INCREASED TO \$10

	XS TAG	PREDICTED REVENUE					
		FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
COST							
H-R. ANNUAL SF	\$30	204,813	205,700	206,427	206,999	207,527	207,967
H-R. 14-DAY SF	\$30	688,979	691,964	694,406	696,331	698,107	699,587
H-R. 3-DAY SF	\$15	240,408	241,450	242,302	242,973	243,593	244,110
H-R. 1-DAY SF	\$10	139,860	140,466	140,962	141,352	141,713	142,014
H-R. SF/HUNT	\$30	10,962	11,009	11,048	11,079	11,107	11,131
H-R MILITARY SF	\$20	44,744	44,938	45,096	45,221	45,337	45,433

TOTAL \$1,329,766 \$1,335,527 \$1,340,241 \$1,343,955 \$1,347,385 \$1,350,241

NET REVENUE \$81,589 \$81,942 \$82,231 \$82,459 \$82,670 \$82,845

CSHS 140 (FSH)  
NO. 1  
p 93  
fs

CSHB140(FSH)

SECTIONAL ANALYSIS:

- SECTION 1: intent language was included to underscore the purpose of this legislation and the tag fee program. King salmon tag fees should be appropriated to support only king salmon sport fishing research, management, and enhancement projects.
- SECTION 2: amends current law by requiring residents to purchase a tag only for anadromous king salmon.
- SECTION 3: amends current law by:
- a. requiring nonresidents to purchase a tag only for anadromous king salmon;
  - b. establishes a graduated fee schedule for nonresidents (\$10, 15 & 30) based on validation period (1,3, & 14 day / annual period);
  - c. exempts nonresidents, under the age of 16, from tag requirement;
  - d. leaves in place a flat rate tag fee (\$20) for military personnel and dependents.
- SECTION 4: technical amendment, clarifying that the king salmon tag, similar to all other fishing licenses & tags, expires December 31 following issuance.
- SECTION 5: this act takes effect January 1, 1994.

AMENDMENTS TO HB140 IN HOUSE (FSH) COMMITTEE:

The amendments below were either proposed by the Department of Fish & Game (see Position Paper, dated 2/19/93) or by the House Special Committee on Fisheries. All were adopted, and are contained in CSHB140 (FSH):

1. adopted an effective date of January 1, 1994;
2. distinguish between "anadromous" and land-locked king salmon;
3. technical amendment- to leave king salmon tag fee at \$20 for military and dependents, this fee would have to be separated from nonresident annual fee rate (which is \$30. under this bill);
4. treat nonresident youths (under the age of 16) similar to resident youths by excluding both groups from the necessity of purchasing a tag;
5. established a \$10 fee (HB140 proposed \$5) for the nonresident 1 day tag.



# Alaska State Legislature

REPRESENTATIVE BILL HUDSON

State Capitol  
Juneau, Alaska  
99801-1182  
(907) 465-3744

COMMITTEES  
CHAIR  
Labor & Commerce  
VICE CHAIR  
Resources  
MEMBER:  
Transportation  
Regulation Review  
Economic Development  
Task Force

## SPONSOR STATEMENT

CSHB140(FSH) "An Act relating to the king salmon tag fee."

This bill was introduced to address concerns raised by individuals in out tourism/sport fish industry. In short, the current flat fee of \$20.00 (imposed on all nonresidents) is very likely to discourage sport fish participation among short-time tourists (those with a one to three day turnaround). A response of this nature is likely to have a very detrimental impact on our resident sport-guide businesses and local economies.

Fortunately, there is a very simple solution to this problem- institute a graduated fees schedule. CSHB140(FSH) would repeal the flat \$20.00 rate, while imposing a fee that increases (\$10, \$15 and \$30) with the validation period (one , three, 14 day or annual tag).

Furthermore, a graduated rate schedule not only addresses the adverse economic implications of a flat rate system, it also insures that fees are commensurate with resource impacts. The longer a nonresident participates in our fishery resource, the higher their fee will become.

The Department of Fish & Game has worked closely with the sponsor on this legislation, and supports its passage.

CSHB140(FSH) carries a positive fiscal note of \$70.6 in FY94 (81.6 additional revenues, less 10.9 in administrative costs).



DEPARTMENT OF FISH AND GAME  
POSITION PAPER

Bill No: HB 140  
Sponsor: Representative Hudson  
Division: Sport Fish  
Bill Title: "An act relating to the king salmon tag fee."  
Department Position: Support

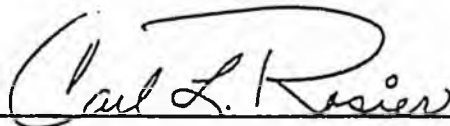
The King Salmon Tag is an important new user-pay funding source for the Department of Fish and Game. HB 140 would modify the fee structure for nonresident king salmon tags as well as provide legislative intent that the revenues be dedicated to king salmon sport fishing research, management, and enhancement projects. The department supports the legislative intent.

The effect of HB 140 on total revenue from sales of the tag is essentially neutral. However, there could be a shift on the pattern of sales between short-term and longer-term licenses.

The department strongly recommends that a new king salmon fee structure not go into effect until January 1, 1994. The \$20 nonresident stamps have already been distributed to the vendors and are on sale now. In addition, we believe that by the time the bill becomes law, an RFP for printing the new nonresident stamps is completed, and the new stamps are distributed to vendors, most of the 1993 fishing season for king salmon will have occurred. We believe that the cost and confusion that will result because of a 1993 effective date are not justifiable.

The department would also like the bill to be modified to require that the king salmon stamp be purchased only by people fishing for anadromous king salmon. This will exempt people who fish for pan-size king salmon in landlocked stocked lakes. We recommend this change because the landlocked lakes king salmon stocking program usually occurs in urban areas and is intended to benefit children and lower income fishermen, and because small king salmon in landlocked systems are difficult to distinguish from other salmon species.

Commissioner's Signature



Date: 2/19/93

(F&G submitted)

Potential Amendments To HB 140

1. Effective date January 1, 1994
2. Page 1, line 12 insert the word "anadromous" before king salmon.
3. \*Sec. 3. AS 16.05.340(a)(23) is amended to read:
  - (23) Resident king salmon . . . . . \$10
 A resident may not engage in sport fishing for anadromous king salmon without having a valid [THE CURRENT YEAR'S] king salmon tag in the resident's actual possession, unless that person
  - (A) qualifies for the 25 cent license fee under (1) of this subsection:
  - (B) etc
3. Page 1, line 12 add:
  - (D) nonresident <sup>SA</sup> military king salmon tag . . \$20

# Royal Cruise Line

## TELEFAX

Royal Cruise Line  
One Maritime Plaza #1400  
San Francisco, California 94111  
Phone (415) 988-7200  
FAX (415) 988-1858

Fax # 667

To: Ketchikan Legislative Affairs Office 907-225-8546

From: Bruce Good RCL/BPO

PAGE 1 OF 1

Date: March 23, 1993

Subject: House Bill 140

---

To: Alaska House Resource Committee

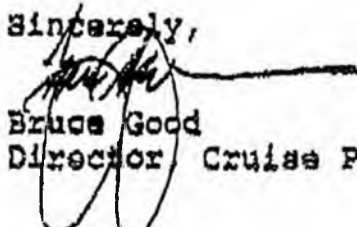
Dear Sirs:

As a cruise ship operator selling fishing excursions in Ketchikan during the summer tourist season, we urge the passage of this bill in support of the local fishing industry.

In our opinion the bill, if passed, would increase the appeal and sales of sportfishing tours, and also increase the sales of processed fish (being traded by visiting sportfishers) during the tourist season, thus providing a positive effect on both the sport and commercial fishing industry and the fish processing industry in your community.

We thank you for your anticipated support of this important bill when the opportunity arises.

Sincerely,

  
Bruce Good  
Director Cruise Product

KETCHIKAN SPORTFISHING  
P.O. BOX 3212, KETCHIKAN, AK 99901  
(907) 225-7526 FAX 225-7525, 1-800-488-8254

## FAX TRANSMISSION

March 24, 1993

page 1

TO: HOUSE RESOURCE COMMITTEE

FROM: MARGE HANGER, OWNE... KETCHIKAN SPORTFISHING

SUBJECT: HOUSE BILL NO. 140, AN ACT RELATING TO THE KING  
SALMON TAG FEE.

NUMBER OF PAGE INCLUDING THIS ONE: 2

MESSAGE: AS FOLLOWS

To Whom it May Concern:

Ketchikan Sportfishing supports House Bill No. 140 to reduce the King salmon tag fee for non residents fishing for a limited time.

In 1992 the State of Alaska sold 205,941 non resident sport fishing licenses. 48,221 were sold as one day non resident licenses. 51,257 were sold as three day non resident licenses. The number of one and three day non resident licenses combined almost total 100,00 licenses. Almost half of the State of Alaska non resident sportfishing licenses sold were for three days or less.

The majority of tourists who come to Southeast Alaska are Cruise Ship passengers who spend less than a day in each port and less than two weeks total in Alaska. To charge these and other tourists the same fee to fish for King salmon for one or two days that is being charged to non residents to fish for King salmon the entire season is unfair.

We are not against fishery enhancement, we believe that enhancement has already improved fisheries in our area as well as other areas. We strongly feel that all who partake of the harvest should accept the responsibility that comes with the privilege. We must protect, enhance and maintain our public resource. Those who harvest the most should take greater responsibility than those who harvest the least.

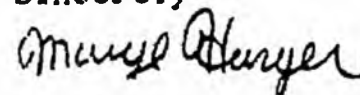
page 2

Last year Ketchikan Sportfishing alone sent over seven thousand Cruise Ship passengers fishing for one day. Many of those people did not catch a King salmon. On a four hour charter one in four persons will return to shore with a King salmon during peak season.

We strongly feel that a \$20.00 flat fee for retention tags will drastically reduce our sales during King season which is half of our operating season. It is unfair and unconstitutional to demand that those who harvest the least pay the most simply because they represent greater numbers and therefore greater revenues.

We do not wish to give the impression that because of our limited population base and lower tax revenues that we are making an Alaskan habit of taxing, regulating and MILKING our tourist. Milk cows eventually dry up especially when over milked. The State of Alaska fishery resource does not solely belong to Alaskan residents it belongs to all Americans everywhere. We hope that all concerned will be treated equally and receive equal privileges as well as assuming equal and fair responsibility in harvesting a public resource.

Sincerely



Marge Hanger

Owner

**HVB**

**143**

**HFIN**

**FILE**

# HOUSE COMMITTEE REPORT

(11)

Date Referred: March 17, 1993

FURTHER REFERRALS:

Date of Committee Action: \_\_\_\_\_

**Died**

The FINANCE Committee considered:

SSHB 143

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 143

MARINE FUEL TAX REVENUE SHARING

"An Act relating to the distribution of the revenue obtained from imposition of the state tax on motor fuel used in watercraft of all descriptions; and providing for an effective date."

**RECOMMENDATIONS:**

be replaced with \_\_\_\_\_  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) \_\_\_\_\_

SIGNING <u>DO</u> PASS	DP	<u>OTHER</u> RECOMMENDATIONS	DNP	NR	AM

\_\_\_\_\_  
CHAIRMAN'S SIGNATURE

# FISCAL NOTE

No. \_\_\_\_\_

Bill Version: CSSSHB 143 (CRA)

(H) Publish Date: 3/10/93

STATE OF ALASKA  
1993 LEGISLATIVE SESSION

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

Dept. Affected: Revenue

Title: Marine Fuel Tax Revenue Sharing

BRU: Revenue Operations

Component: Income and Excise Audit

Sponsor: Representative Mackie

Requestor: Representative Mackie

COMPONENT SERIAL NO. 113

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES	40.1	40.1	40.1	40.1	40.1	40.1
TRAVEL	20.0	3.0	3.0	3.0	3.0	3.0
CONTRACTUAL	43.0	3.0	3.0	3.0	3.0	3.0
SUPPLIES	1.0	1.0	1.0	1.0	1.0	1.0
EQUIPMENT	8.0					
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>112.1</b>	<b>47.1</b>	<b>47.1</b>	<b>47.1</b>	<b>47.1</b>	<b>47.1</b>

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

REVENUE FUND SOURCE: General Fund	(750.0)	(750.0)	(750.0)	(750.0)	(750.0)	(750.0)
-----------------------------------	---------	---------	---------	---------	---------	---------

**FUNDING:**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	112.1	47.1	47.1	47.1	47.1	47.1
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>112.1</b>	<b>47.1</b>	<b>47.1</b>	<b>47.1</b>	<b>47.1</b>	<b>47.1</b>

**POSITIONS:**

FULL-TIME	1	1	1	1	1	1
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$ 0

ANALYSIS: (Attach a separate page if necessary)

(See Attached)

Prepared by: Larry E. Meyers, Director  
 Division: Income and Excise Audit Division  
 Approved by Commissioner: Darrel J. Rexwinkel  
 Agency: Department of Revenue

Phone: 465-2320  
 Date: February 23, 1993  
 Date: February 23, 1993

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Fiscal Note Analysis  
CS SHB 143 - Marine Fuel Tax Revenue Sharing  
February 23, 1993  
Page 2 of 3

## Analysis

This bill provides for sharing marine fuel taxes to municipalities based on the linear footage of wharfage owned by the municipality. Effective July 1, 1993 taxes would be shared by multiplying marine fuel tax proceeds collected within the municipality by the following fraction of wharfage within the municipality:

$$\frac{\text{Total linear footage of wharfage owned by municipality}}{\text{Total linear footage of all wharfage that is publicly operated}}$$

Amounts shared would be subject to legislative appropriation.

Total actual linear footage of wharfage in the state is not available because wharfage has not been cumulatively inventoried as to federal, state, local and private ownership. According to the Alaska Department of Transportation and Public Facilities (DOTPF), municipalities currently own a small percentage of total wharfage in the state. DOTPF estimates that between 5% to 10% of wharfage in Alaska is municipally owned.

The revenue decrements in this fiscal note are based on 7.5% municipal ownership of wharfage and marine fuel tax collections of approximately \$10 million.

This bill will require additional reporting by dealers, distributors and users to report fuel sales in municipalities. Currently, only wholesale transactions are required to be reported by qualified dealers who sell or transfer motor fuel in the state. These transactions are reported on a state level and not by locality. Qualified dealers are not required to track and report transfers and sales of fuel between distributors and vendors. Under this bill, dealers, distributors and users will need to report subsequent sales or transfers of fuel in order for the department to determine the final location of the marine fuel tax proceeds.

## Operating Costs

An additional position will be required to monitor and process the additional reports received by the department. This position will also need to data capture wharfage and motor fuel tax information and determine the proper amount of taxes to be shared to respective communities. Corresponding costs are outlined on the following page.

- The department will procure a contract to survey wharfage in municipalities in the initial year that the sharing program takes effect (FY 94). The department will incur travel costs to conduct audits and educational seminars on the new reporting requirements.

Fiscal Note Analysis  
C S S H B 143 - Marine Fuel Tax Revenue Sharing  
February 23, 1993  
Page 3 of 3

**Operating Costs (Continued)**

## Personal Services

Tax Examiner II (Range 12A) \$40.1

## Travel

Compliance and Review (FY 94) 20.0

Audits (FY 95 - FY 99) 3.0

## Contractual

Survey Contract (FY 94) 40.0

Other (FY 94 - FY 99) 3.0

## Supplies

1.0

## Equipment

Computer and Office Equipment (FY 94) 6.0

*Adopted*

8-LS0586R  
Dierdorff  
3/26/93

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 143(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered:

Referred:

Sponsor(s): REPRESENTATIVES MACKIE, Grussendorf

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the distribution of the revenue obtained from imposition of  
2 the state tax on motor fuel used in watercraft of all descriptions; and providing  
3 for an effective date."

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

5 \* Section 1. AS 43.40.010(f) is amended to read:

6 (f) The proceeds from the revenue from the tax on motor fuel used in [BOATS  
7 AND] watercraft of all descriptions shall be deposited in a special watercraft fuel tax  
8 account in the general fund. The legislature may appropriate from this account, under  
9 (m) of this section, for water and harbor facilities.

10 \* Sec. 2. AS 43.40.010 is amended by adding a new subsection to read:

11 (m) A portion of the proceeds of the revenue from the tax on motor fuel  
12 deposited into the special watercraft fuel account in the general fund shall be paid to  
13 each municipality operating a moorage facility within the boundary of the municipality.  
14 The amount received by the municipality may be used by the municipality only for the

1 operation and maintenance of municipal water and harbor facilities. The payment due  
2 the municipality under this subsection is determined by multiplying the proceeds of the  
3 watercraft motor fuel tax collected by the department within the municipality, as  
4 certified by the municipality, by a fraction, the numerator of which is the total linear  
5 footage of the moorage facilities within the municipality that are owned by the  
6 municipality and the denominator of which is the total linear footage of all moorage  
7 facilities within the municipality that are owned by the state or the municipality. The  
8 commissioner of transportation and public facilities shall determine the total linear  
9 footage. The amount distributable under this subsection is subject to legislative  
10 appropriation. In this subsection, "moorage facility" means

11 (1) a facility, including approaches, constructed for the purpose of  
12 public moorage of watercraft; and

13 (2) a grid.

14 \* Sec. 3. This Act takes effect July 1, 1993.

# Alaska State Legislature

ALASKA STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-4925

REPRESENTATIVE  
JERRY MACKIE

P.O. BOX 795  
CRAIG, ALASKA 99921  
(907) 926-3008 OFFICE  
(907) 826-2930 HOME

## House of Representatives

### SPONSOR STATEMENT

ON

HB 143

I introduced HB 143 in response to interest expressed by several communities in my district. Their interest is to better maintain local harbor and dock facilities. I believe this interest is shared by all coastal communities where dock and harbor facilities are the main support features of the communities' economic life.

The bill would provide to a municipality a portion of state watercraft fuel taxes collected within the municipality. The portion is determined by the ratio of city owned docks and harbors to all publically owned docks and harbors in the particular area. In effect, the bill is a revenue sharing of tax receipts derived from facility users.

Most harbor facilities located throughout the state are currently owned by the Department of Transportation and Public Facilities. These facilities are usually operated by the local municipalities. In recent years, the department has sought to interest the municipalities in taking ownership of the facilities and the associated maintenance responsibilities. Their view, in part, is that the on site operator is better suited for effective and efficient upkeep of a facility than distant DOTPF personnel.

With one exception, there has been a reluctance among communities in my district to accept ownership, particularly when a facility is currently in need of repairs. The reluctance stems primarily from the cost implications that ownership would convey. HB 143 would provide some ability to compensate for these future maintenance and repair costs. Since increased municipal ownership of the harbor facilities entitle a larger share of the tax receipts, the bill provides an incentive, or at least an enticement, for accepting ownership.

The municipal sharing of state motor fuel tax receipts has precedence in statute. AS 43.40.010(e), enacted in 1961, allows sharing of 60% of aviation fuel taxes collected at municipal operated airports.

Moreover, the use of watercraft fuel tax receipts to directly improve and upgrade Alaska's ports and harbors has precedence historically. Prior to statehood, the tax on watercraft fuel was dedicated to expenditures on water and harbor facilities. This dedication of special use funds continued through statehood by means of a grandfather clause in the constitution (Article IX, Section 7). In 1962, the legislature took expenditure authorization control of the "Water and Harbor Facility Fund" from the jurisdiction of the Department of Public Works. Subsequent changes to the watercraft fuel tax have acted to nullify its status as a dedication to ports and harbors improvement.

In summary, I believe HB 143 provides an important mechanism for the maintenance and upgrade of local harbor facilities. This is at a time when such facilities are experiencing increased service by expanding commercial fisheries, recreational boating growth, and a rapidly developing tourist, charter industry. Furthermore, it is the tax payments of the facility users themselves that is working directly for their benefit.

# Alaska State Legislature

REPRESENTATIVE  
JERRY MACKIE

ALASKA STATE CAPITOL  
JUNEAU, ALASKA 99801-1182  
(907) 465-4925

—  
P.O. BOX 795  
CRAIG, ALASKA 99921  
(907) 926-3008 OFFICE  
(907) 826-2930 HOME

## House of Representatives

### SECTIONAL ANALYSIS OF CS HB 143 (CRA)

by

Rep. Mackie

Section 1 amends AS 43.40.010(f) to allow the distribution of watercraft fuel tax revenue described in section 2.

Section 2 adds a new subsection (m) to AS 43.40.010. A municipality may receive a portion of the watercraft fuel taxes collected by the state from within the boundaries of the municipality. The funds received must be used by the municipality for the operation and maintenance of its marine facilities.

The portion of watercraft fuel taxes is determined by the ratio of municipality owned docks and harbors to total state and municipal marine facilities located within the boundaries, whereby the measure is in lineal feet of moorage.

A definition of "moorage facility" is provided.

Section 3. The effective date of the act coincides with the beginning of fiscal year 1994.

**DIVISION OF LEGAL SERVICES**

**LEGISLATIVE AFFAIRS AGENCY**

**STATE OF ALASKA**

(907) 465-3867 or 465-2450

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Mail Stop 3101

130 Seward Street, Suite 409

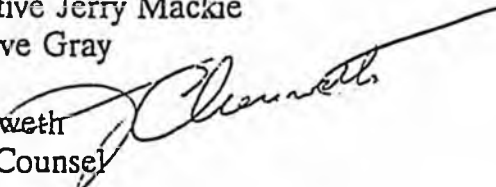
Juneau, Alaska 99801-2105

MEMORANDUM

March 30, 1993

**SUBJECT:** Amendment to draft CSHB 143 (Finance) (Work Order No. 8LS-0586(R.1))

**TO:** Representative Jerry Mackie  
ATTN: Dave Gray

**FROM:** Jack Chenoweth   
Legislative Counsel

The enclosed amendment follows your specifications. I opted to split the provisions. If a municipality operates a moorage facility, it takes its share under subsection (m). If it doesn't, it may claim under subsection (n). Neat and clean--no double dipping.

But -- I want to observe that in its application new subsection (n) is not necessarily confined to small communities of the unorganized borough. As I have prepared this, if a municipality the size of Anchorage or Fairbanks or one of the other urban cities or boroughs doesn't operate a moorage facility and claim a share under proposed subsection (m), it is entitled to claim a payment under new subsection (n). That could be expensive. (It also occurred to me that a municipality entitled to a very small payment under (m) might try to argue that, no, it really doesn't deserve anything under that subsection, but it will take its share of a sizable amount collected under the more generous provisions of subsection (n)). The problem, of course, is that I don't have a good sense of who is likely to be able to claim a payment under (n).

I have made subsection (n) read "municipalities"--first and second class cities, especially of the unorganized borough, are the target. Using that term, then, unincorporated places don't share. I did so because you said that it had to be pegged to the amount collected, as certified by a municipal official, and in unincorporated places there aren't any municipal officials. That distinction may raise a question.

I have set the sharing rate under subsection (n) at 50 percent of the amount collected. In the unorganized borough, amounts collected in the municipalities are likely to be very small, so one-half didn't seem to be unreasonable. But it was a guess on my part, and we can change the rate as you may direct.

JBC:pl  
93-258.plm

Enclosure

A M E N D M E N T

OFFERED IN THE HOUSE

TO: Draft CSSSHB 143(FIN)

Page 1, lines 8 - 9:

Delete ", under (m) of this section, for water and harbor facilities."

Insert ":

(1) under (m) of this section, for water and harbor facilities; and

(2) under (n) of this section, for a purpose authorized by that

subsection."

Page 1, line 10:

Delete "a new subsection"

Insert "new subsections"

Page 1, line 14, after "by the municipality":

Insert "under this subsection"

Page 2, following line 13:

Insert a new subsection to read:

"(n) Subject to legislative appropriation, a portion of the proceeds of the revenue from the tax on motor fuel deposited into the special watercraft fuel account in the general fund shall be paid to each municipality that does not qualify for a payment under (m) of this section. The payment due the municipality under this subsection is equal to one-half the proceeds of the watercraft motor fuel tax collected by the department within the municipality, as certified by the municipality. The amount received by the municipality under this subsection may be used by the municipality only for

(1) the construction or maintenance of public boat landing areas that

are used by the residents of the municipality; or

(2) local efforts initiated to prevent or repair the effects of erosion along shorelines used as public boat landing areas."

Back-up



*Department of Transportation  
and Public Facilities*

# POSITION PAPER

BILL NO: HB 143

APPROVED:

*W. R. Boull*

TITLE: Marine Fuel Tax Revenue  
Sharing

DATE: March 1, 1993

HB 143 proposes to make, through the appropriation process, marine fuel tax revenue available to communities. Until a dedicated fund is established for these fuel tax receipts, the fuel taxes will still be part of the general fund and could be appropriated for any other purpose.

This bill will forward the process of convincing communities with major fuel sales to accept ownership and responsibilities for their harbor facilities. We are in favor of this goal.

We believe the method, return of 100% of the tax revenue on marine fuel sales in a community back to the community, would cause other communities to not accept ownership. These other communities may be places which do not have fuel sales, or have a very low volume of sales compared to their harbor space. If the communities with the vast majority of the fuel sales take over harbor ownership and the legislature appropriated the revenues as suggested, there would not be any revenue in the watercraft account for costs related to facilities outside of those communities.

Consideration should be given to a regional redistribution of tax revenue based on the relative proportions of the public moorage and fuel sales in a particular region. This would allow sharing of the results of the activities of the vessels in a region with communities that did not have fuel sales. It would also provide tax revenue for work on facilities outside of communities.

Return of less than 100% of the tax revenues should also be considered because there will continue to be refuge floats and other facilities outside of organized communities that will need repair and reconstruction. Consideration of new facilities in new locations will also require a source of funding.

We also suggest that the distribution be based on lineal footage of "moorage facilities and grids" instead of wharfage. We would suggest that moorage facilities be defined as "facilities, including approaches, constructed for the purpose of public moorage of watercraft."

*For Further Information contact Katy McHugh at 465-3900.*



Date: March 1, 1993

To: Representative Harley Olberg, Chair  
and Members, House Community and Regional Affairs Committee

From: Kent E. Swisher, Executive Director

Subject: HB 143, Marine Fuel Tax Revenue Sharing

The Alaska Municipal League supports the concept of HB 143, in that it would provide an additional revenue source for those jurisdictions that own local docks.

The League's Policy Statement, adopted by its member jurisdictions meeting in conference in November, 1993 provides:

"The League supports amendment of the statute on marine fuel taxes (AS 43.40) so that marine fuel collected in any municipality which the state has required to take over responsibility for harbor and dock expenses, or where the municipality holds existing responsibilities for these expenses, must be refunded to that municipality."

HB 143 would return marine fuel tax revenues to municipalities to the extent that they have ownership of dock facilities. To the extent that ownership equates to responsibility for operation and maintenance the measure is consistent with the League's goals, and we would support it. We are concerned however, that there may be circumstances in which a municipality has, by its own free choice or under pressure or mandate from the state, assumed responsibility for docks it does not own but which are vital to community well being. There should be compensation in these circumstances as well, in that the municipality has taken on a burden, in service to the local public, of maintaining a facility that it does not own.

AML appreciates the Committee's consideration of these matters.



February 29, 1993

Representative Olberg, Chair  
House Community & Regional Affairs Committee  
Alaska State Capitol  
Juneau, Alaska 99801-1182

Subject: HB 143, Municipal Sharing of Watercraft Fuel Tax

Dear Rep. Olberg and members of House CRA committee:

The City of Craig enthusiastically endorses the passage of HB 143, a bill that allows the distribution of a proportional share of the state tax on watercraft fuels to municipalities assuming ownership of State owned docks and harbors. The tax originally imposed prior to statehood in 1949 was intended by the constitutional convention to continue to be a fund dedicated to water and harbor facilities by means of a grandfather clause in the constitution (Article IX, Section 7). In 1962 control of the fund was assumed by the legislature and the fund was absorbed within the general fund.

The State has adopted a policy (stated in at least two DOTPF policy documents) of shifting the entire cost burden of harbors to municipalities where the harbors are located. This process has begun and has happened already to the City of Craig and the City and Borough of Sitka. Municipalities which must bear the entire cost burden for maintenance and repair of public docks and harbors transferred to the municipality by the State should receive a proportional share of the proceeds from the watercraft fuels tax collected within that municipality under AS 43.40. This is presently not the case under the current statute.

Refunding of watercraft fuel tax to the municipalities as proposed in HB 143 has legislative precedence in that 60% of aviation fuel collected is currently shared with those municipalities that own and operate or lease and operate an airport where the aviation fuel tax is collected. The benefit of fuel taxes should flow to those municipalities which have the financial responsibility for maintaining the facility.

Thank you for the opportunity to comment on this most important bill.

Sincerely,

  
Tom Briggs  
City Administrator, City of Craig



March 9, 1993

Representative Mackie  
State Capital Building  
Juneau, Alaska 99801-1182

Subject: Operating Revenues & Expenditures for City of Craig Harbors

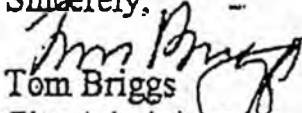
Dear Jerry:

The City of Craig in fiscal year 1993 ending 6/30/93, expects to generate about \$61,000 in dock and harbor related revenues. These revenues come from several sources such as moorage, both permanent and transient, transient moorage electricity payments, fees from use of the crane installed by the City on the City dock and a small amount of wharfage fees paid to the City by the dock contractor.

Expenditures for the same fiscal year 1993 are expected to be \$82,000. As you can see, in the past and presently the City's general fund has subsidized the management of the harbors by a little over \$20,000 per year. Expenditures to date have not required a reserve for depreciation for the moorage facilities as the City hasn't owned any until this next year. Beginning next fiscal year, the City is going to have to place an additional \$37,000 per year into a reserve for depreciation for the North Cove Harbor facility with an estimated life expectancy of 25+ years. Beginning this next fiscal year the general fund subsidy of the Harbor operating budget will increase to \$57,000 per year.

If HB143 passes, distribution of watercraft fuel tax proportional to moorage ownership, the sharing of the watercraft fuel tax will help immensely. The City's share of the fuel tax is estimated to be about \$20,000 per year at the current ownership ratio, reducing the City's general fund subsidy to about \$37,000. Obviously, assuming ownership and commensurate sharing of the watercraft fuels tax is not a get-rich scheme. We do believe that harbor maintenance and repair will improve dramatically as the result of municipal ownership. Any financial assistance for this effort is much needed. Municipalities will make whatever adjustments are necessary within reason to cover expenses. Better the municipalities than the State.

Sincerely,

  
Tom Briggs  
City Administrator



# City and Borough of Sitka

304 LAKE STREET . SITKA, ALASKA . 99835

March 4th, 1993

Representative Jerry Mackie  
Alaska House of Representatives  
State Capitol Room 602  
Juneau, Alaska 99801-1182

Dear Representative Mackie:

The City and Borough of Sitka strongly supports the passage of House Bill No. 143 (Sponsor Substitute) which is currently before the Alaska Legislature.

A resolution requesting that the proceeds of motor fuel tax on fuel used in watercraft was approved by the City and Borough Assembly in February of 1992. The monies generated by the five cents a gallon tax would be specifically targeted for harbor maintenance. At a minimum, we feel that communities should receive a percentage of the locally generated tax revenues that is equal to the percentage of the linear harbor footage operated by the municipality. This formula is described in Section 2 of House Bill 143.

The City and Borough appreciates the opportunity to comment on this legislation. We urge the passage of the bill.

Sincerely,

Gary L. Paxton  
Administrator

Attachment: City and Borough of Sitka Resolution No. 92-492

RESOLUTION NO. 92-492

A RESOLUTION OF THE ASSEMBLY OF THE CITY AND BOROUGH OF SITKA  
REQUESTING THAT THE ALASKA STATE LEGISLATURE AMEND AS 43.40.010 (F) TO  
REFUND THE PROCEEDS OF THE REVENUE FROM TAXES ON MOTOR FUEL USED IN BOATS  
AND WATER CRAFT TO MUNICIPALITIES

WHEREAS, Alaska is one of the major fishing and pleasure boating  
areas in the United States; and

WHEREAS, Sitka is a major fishing port in Alaska and the United  
States; and

WHEREAS, Sitka also attracts the pleasure boaters, both locally  
and from the southern forty-eight (48) states; and


WHEREAS, Sitka has a waiting list of 487 to obtain moorage in the  
Sitka harbors; and

WHEREAS, Sitka owns or manages four small boat harbors; and

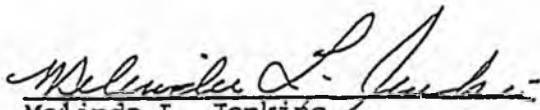
WHEREAS, all of the harbors and port facilities in Alaska are in  
dire need of additional funding.

NOW THEREFORE BE IT RESOLVED by the Assembly of the City and  
Borough of Sitka, Alaska, that the Alaska State Legislature is requested to  
amend AS 43.40.010 (F) to provide that the proceeds from the revenue on the  
tax on motor fuel used in boats and water craft of all descriptions be  
refunded to the municipalities from which such revenue is generated.

PASSED, APPROVED AND ADOPTED, by the Assembly of the City and  
Borough of Sitka, Alaska on this 25th day of February, 1992.

  
\_\_\_\_\_  
Dan Keck, Mayor

ATTEST:

  
\_\_\_\_\_  
Melinda L. Jenkins  
Municipal Clerk

THE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES  
HARBOR SPECIAL REPORT

DATE  
2/10/93

<u>NAME OF HARBOR</u>	<u>HARBOR CAPACITY</u>	<u>OWNER</u>	<u>SQ. FT. FLOAT</u>	<u>PILES</u>	<u>GRID</u>	<u>LAUNCH RAMP</u>	<u>BREAKWATERS</u>
ALEKNAGIK DOCK		DOT			No	1 lane	1 - 80' wing BW & 1 - 100' dock BW diaphragm
ANCHORAGE SHIP CREEK HARBOR & L.R.		DOT			No	1 lane 16'x118'	No
ANGOON DOCK		DOT			No	No	No
ANGOON HARBOR	78	DOT	11,097	40	1 - 16'x72'	No	No
A. KA DOCK (PROPOSED)							
BARANOF FLOAT	19	DOT	3,250	11	15'x42' grid, 5 tons per grid bent, 8'-6" on center	No	No
BETHEL SMALL BOAT HARBOR	60	DOT			No	No	
BIG DELTA LAUNCH RAMP		DPOR				1 lane 12'x40'	
CHATANIKA LAUNCH RAMP		DOT				1 lane 16'x30'	

THE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES  
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CHENEGA BAY BOAT HARBOR	21	DOT	7,980	42	No	No	
COFFMAN COVE HARBOR	28	DOT	5,532		No	Yes	
COLD BAY DOCK		DOT			No	No	
CORDOVA BOAT HARBOR	864	DOT	112,860		Yes, 1 90 ton & 1 250 ton	1 lane with float. The City also has a 1-lane concrete L.R. located .33 miles N. of Harbor.	1 1,902' rubblemound & 1 650' silt barrier BW
CRAIG DOCK	12	DOT	2,100	9	18'x103', 20 ton, bent spacing 8'6" on center	No	No
CRAIG NORTH COVE HARBOR	36	CITY	7,233	34	No	1 lane 16'x120'	Floating BW owned by City
CRAIG SOUTH COVE HARBOR	107	DOT	11,192	50	Yes, 40 ton	No	1 160' & 1 300' rubblemound
DILLINGHAM BOAT HARBOR	40	DOT	5,400		No	1 lane and float	
EDNA BAY REFUGE FLOAT	15	DOT	3,420	13	24'x47'	No	

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ELFIN COVE INNER HARBOR	47	DOT	6,820	27	20'x103, 3.5 tons per bent, bent spacing 8'-0' on center	No	
ELFIN COVE OUTER HARBOR	18	DOT	2,125	9	No	No	
ENTRANCE ISLAND REFUGE FLOAT	6	DOT	1,500	6	No	No	
FUNTER BAY HARBOR	8	DOT	1,375	6	No	No	
FUNTER BAY REFUGE FLOAT	8	DOT	1,500	6	No	No	
GUSTAVUS DOCK & FLOAT	7	DOT	2,174		No	No	
HAINES CHILKOOT LAKE L. R.		DPOR				Yes	
HAINES HARBOR	200	DOT	21,430		16'x92', 4 ton per bent, 8'-0" on center	16'x200	905' rubblemound
HAINES LETNIKOF COVE FLOAT	35	DOT	4,554	6	No	20'x500'	

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HALIBUT COVE FLOATS	27	DOT	5,120	11	No	No	
HELM BAY REFUGE FLOAT	5	DOT	1,000	4	No	No	
HOLLIS FLOAT	11	DOT	2,000	7	Yes	16'x168'	
HOMER BOAT HARBOR	728	DOT/CITY	122,500		Yes	5-lane 2-float LR	Yes
HOONAH CITY FLOAT	59	DOT	6,190	23	20'x72', 3 ton per bent, 10'-0" on center	No	
HOONAH HARBOR	220	DOT	30,140		6'x96' grid with 5'x70 appr.	16'x178' LR with 6'x220 float	140', 800', & 1,507' rubblemound BW
HYDABURG HARBOR	160	DOT	22,611	79	18'x88', 20 tons per bent, 8'-0" on center	No	12'x337' floating BW
HYDER HARBOR	29	DOT	3,680	16	No	Yes	Log BW
JAKOLOF BAY FLOAT	13	DOT	3,190	10	No	No	

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JUNEAU AUKE BAY L.R. & GRID							
JUNEAU AURORA HARBOR	457	DOT	67,228		No	No	1,500' rubblemound BW & 670' jelly
JUNEAU DON STATTER HARBOR	200	DOT	70,714		no	no	23'x525' floating BW
JUNEAU DOUGLAS CITY DOCK		DOT/CITY			No	No	
JUNEAU DOUGLAS HARBOR	135	DOT	15,227	31	14'x52', 4 tons per bent, 8'-6" on center	12'x250'	105' rock jetty
JUNEAU HARRIS HARBOR	275	DOT	31,779		16'x451', 5 tons per bent, 8'-0" on center	16'x450'	1-1,540' & 1-430' rubblemound
JUNEAU TAKU HARBOR	18	DOT	4,560	17	No	No	
JUNEAU-NORTH DOUGLAS L. R.		DOT			No	16'x164'	
KAKE DOCK AND FLOAT	7	DOT/CITY	1,625	8	16'x72', 6 tons per bent, 8'-0" on center	No	

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KAKE PORTAGE COVE HARBOR	119	DOT	22,690	82	20'x80', 20 tons per bent, 8'-0" on center	16'x200'	12'x506' floating BW
KASAAN FLOAT	10	DOT	5,526	23	No	No	Log
KASILOF LAUNCH RAMP		PRIVATE				Yes	
KENAI LAUNCH RAMP		CITY				Yes	
KETCHIKAN BAR HARBOR NORTH	303	DOT	43,992		no	12'x180' with 4'x160' float	963' & 120' floating BW's
KETCHIKAN BAR HARBOR SOUTH	520	DOT	66,299		20'x98', 4 tons per bent, 8'-0" on center	No	1,100, & 700 rubblemound BW
KETCHIKAN CITY FLOAT	45	DOT	12,054	11	No	No	
KETCHIKAN HOLE-IN-THE-WALL HBR.	27	DOT	3,402	14	No	No	soldier pile BW & log BW
KETCHIKAN KNUDSEN COVE HARBOR	54		7,255	21	No	2-lane 12'x200' & 16'x200 w/ 6'x180' float	no

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KETCHIKAN MT. POINT LAUNCH RAMP		F&G/BOR	1,596		No	2-lane 16'x192' & 12'x188' w/ 6'x266' float	COE has one planned for 1992
KETCHIKAN RYUS FLOAT		DOT	1,632		No	No	
KETCHIKAN THOMAS BASIN	240	DOT	34,468	139	2-26'x48' grlds & 1-50'x86' 2- 20 ton per bent and 1 - 3 ton per bent	No	1-940' rubblemound & 1-log BW
KING COVE BOAT HARBOR	97	CITY	20,248		18'x80'	No	1,500' training dike & 200' rock groin
KIVALINA							
KLAWOCK DOCK		CITY			18'x68', 4 tons per bent, 8'-6" on center	No	
KLAWOCK HARBOR	45	DOT	10,080	24	No	No	no
KODIAK CITY FLOAT	22	DOT	5,328	16	No	No	
KODIAK ST. HERMAN'S BOAT HARBOR	260	DOT	80,179		No	Yes with float	23'x900' floating BW

THE DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES  
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KODIAK ST. PAUL BOAT HARBOR	210	DOT	47,091		1-22'x120' & 1-24'x224' grid	16'x104' w/ float	1-1,250' & 1-760' rock BW
LARSON BAY PROPOSED HARBOR							
LORING FLOAT	10	DOT	2,925	13	No	No	
MANLEY LAUNCH RAMP		DOT				Yes	
MANZANITA REFUGE FLOAT (DESTROYED)		DOT			No	No	
MEKORYUK HARBOR		CITY					
METLAKATLA CITY FLOAT	48	DOT	6,576	12	No	12'x200'	900' rock BW
METLAKATLA HARBOR	155	DOT	22,488		No	No	1-1,255 & 1-1,150' rubblemound BW's
MEYERS CHUCK HARBOR	20	DOT	4,139	22	16'x56', 6 tons per bent, 8'-0" on center	No	

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NINILCHIK BOAT HARBOR	32	DOT	4,200		No	No	2-400' rock jelly's
NOME HARBOR		CITY					
NUIQSUT HARBOR PROPOSED							
OLD HARBOR DOCK		DOT			No	No	
OLD HARBOR FLOAT	40	DOT	6,292	28			250' groin & 1,200' earth filled dike
OUZINKIE PROPOSED HARBOR							
PELICAN HARBOR	92	DOT	16,100		2-18'x54', 2-16'x78' & 1-18'x80'	no	
PETERSBURG KUPREANOF FLOAT	8	DOT	1,420	6	No	No	
PETERSBURG MIDDLE HARBOR	136	DOT	14,760	16	No	No	