

ALASKA LEGISLATURE

1140

HOUSE and SENATE FINANCE COMMITTEE FILES,

1993-1994

214

FISCAL NOTE

No. 28

Bill Version: 1993 99 (F.11)

(S) Publish Date: 4-26-93

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Revision Date: _____	Dept. Affected: <u>Alaska Commission on Postsecondary Education</u>
Title: <u>Omnibus Bill, Sec. 39-43</u>	BRU: <u>Student Loans</u>
Sponsor: <u>Rules Committee</u>	Component: <u>Student Loan Operations</u>
Requestor: <u>Governor</u>	COMPONENT SERIAL NO. <u>213</u>

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						

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

REVENUE FUND SOURCE: <u>1022</u>	13.0	13.0	13.0	13.0	13.0	13.0
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FUNDING:

(Thousands of Dollars)

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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact \$ _____

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Doug Hanon, Finance Officer
 Division: Alaska Commission on Postsecondary Education
 Approved by Commissioner: _____
 Agency: _____

Phone: 465-2962, Ext. 143
 Date: 3/11/93
 Date: _____

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FISCAL NOTE

No. 39

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: CS43 99 (FIN)

(S) Publish Date: 4-26-93

Alaska Commission on
Postsecondary Education

Revision Date: _____
Title: Omnibus Bill, Sec. 36-38

Dept. Affected: _____
BRU: _____
Component: Student Loans

Sponsor: Rules Committee
Requestor: Governor

COMPONENT SERIAL NO. 212/213

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						

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

REVENUE FUND SOURCE: 1022	500.0	500.0	500.0	500.0	500.0	500.0
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FUNDING: (Thousands of Dollars)

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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Doug Hanon, Finance Officer
Division: Alaska Commission on Postsecondary Education

Phone: 465-2962, Ext. 143
Date: 3/11/93

Approved by Commissioner: _____
Agency: _____

Date: _____

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FISCAL NOTE

No. 45

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: 244344 (Final)

(S) Publish Date: 4-21-93

Revision Date: _____

Department Affected: Administration

Title: 'An Act relating to the
improvement of state finances...'

BRU: Risk Management

Sponsor: (S) Rules

Component: Risk Management

Requestor: (S) JUD

COMPONENT SERIAL NO. 71

Expenditures/Revenues:

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
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REVENUE FUND SOURCE: GF/PRG 1005	0	0	0	0	0	0
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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

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: Don Hitchcock, Director
Division: Risk Management

Phone: (907) 465-2180
Date: _____

Approved by Commissioner: Nancy Bear Usura
Agency: Administration

Date: 4/20/93

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FISCAL NOTE

No. 41

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: 1993 SB 09 (FIN)

(S) Publish Date: 4-26-93

Revision Date: _____

Department Affected: Administration

Title: An Act relating to improvement of state

BRU: Finance

finances through reduction of operating

Component: Finance

Sponsor: (S) Rules

Requestor: (S) JUD

COMPONENT SERIAL NO. 50

Expenditures/Revenues:

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
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REVENUE FUND SOURCE:	0	0	0	0	0	0
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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

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: 0

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Don Wanie, Director
Division: Finance

Phone: 465-2240
Date: _____

Approved by Commissioner: Nancy Bear Usery
Agency: Administration

Date: 4/20/93

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

No. 35
Bill Version: (S) 99 (Fin)
(S) Publish Date: 4-26-93

Revision Date: _____
Title: An Act relating to improvement of State finances through reduction of operating costs
Sponsor: (S) Public
Requestor: (S) JUD

Department Affected: Administration
BRU Office of Public Advocacy
Component: Office of Public Advocacy
COMPONENT SERIAL NO. 43

EXPENDITURES/REVENUES:

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

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Brant McGee, Public Advocate
Division: Office of Public Advocacy

Phone: 274-1684
Date: _____

Approved by Commissioner: Nancy Bear Usery
Agency: Administration

Date: 4/20/93

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. CSSB 99 (JUD)

ANALYSIS: (continued)

Sec. 33-35. 69: This bill proposes an amendment to the Public Guardian statute that would allow the Commissioner of Administration to establish regulations under which the Office of Public Advocacy could collect fees from the wards and conservatees it serves. No revenue is projected for FY 94 due to the time required to develop and implement regulations. FY 95 - 99 projections are very difficult to do until the fee structure is developed.

FISCAL NOTE

No. 493

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: CSB 49 (F.A.)

(S) Publish Date: 4-26-93

Revision Date: _____
 Title: An Act relating to the improvement of state
finances.
 Sponsor: (S) Rules
 Requester: (S) Judiciary

Dept Affected: Administration
 BRU: Retirement & Benefits
 Components: Retirement & Benefits
 COMPONENT SERIAL NO. 64

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	0.0	0.0	0.0
Travel	0.0	0.0	0.0	0.0	0.0	0.0
Contractual	0.0	0.0	0.0	0.0	0.0	0.0
Supplies	0.0	0.0	0.0	0.0	0.0	0.0
Equipment	0.0	0.0	0.0	0.0	0.0	0.0
Land & Structures	0.0	0.0	0.0	0.0	0.0	0.0
Grants, Claims	0.0	0.0	0.0	0.0	0.0	0.0
Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
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REVENUE FUND SOURCE:	0.0	0.0	0.0	0.0	0.0	0.0
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Funding: (Thousands of Dollars)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts	***	***	***	***	***	***
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
Other:	***	***	***	***	***	***
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

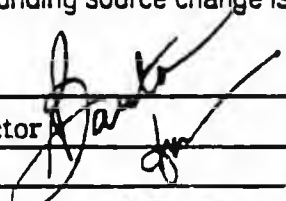
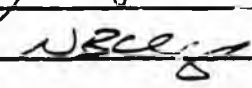
Positions:

Full-Time	0.0	0.0	0.0	0.0	0.0	0.0
Part-Time	0.0	0.0	0.0	0.0	0.0	0.0
Temporary	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year (FY93) impact: none

ANALYSIS: (attach a separate page if necessary)

*** This bill changes approximately 683.0 the BRU receives for administering certain group insurance programs from program receipts to other state funds. The funding source change is reflected in the Governor's FY94 Budget Request.

Prepared By: Robert F. Stalnaker, Director  Phone: 465-4470
 Division: Retirement and Benefits Date: 4/20/93
 Approved By Commissioner: Nancy Bear Usela  Date: 4/20/93
 Agency: Administration

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

WALTER J. HICKEL, GOVERNOR

PLEASE REPLY TO:

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P.O. BOX 110300 - STATE CAPITOL
JUNEAU, ALASKA 99811-0300
PHONE: (907) 465-3600
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DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

May 7, 1993

Hon. Eileen MacLean
Co-Chair, House Finance Committee
Alaska State Legislature
State Capitol, Room 507
Juneau, Alaska 99801

Re: CSSB 99 (Fin) am (efd fld) and
the single-subject rule

Dear Representative MacLean:

You have asked whether in our opinion there are constitutional problems under article II, section 13 of the Alaska Constitution (providing in part that every bill shall be confined to one subject) with CSSB 99 (Fin) am (efd fld). That bill is an omnibus bill designed to improve the finances of state government by increasing revenues through increased fees for state services and saving operating expenses by changing certain government operations. We believe that, if this bill is enacted into law and challenged as violative of article II, section 13, the Alaska courts would find no violation. However, we acknowledge that we cannot say to an absolute certainty that the Alaska courts would find no single-subject violation.

In a May 4, 1993 memorandum to Representative Bill Hudson, David Dierdorff, the revisor of statutes, has stated that in his opinion CSSB 99 (Fin) am (efd fld) would likely violate the single-subject prohibition. Mr. Dierdorff, in another memorandum to Representative Hudson earlier this year (January 28) on SB 99 and its House counterpart (HB 65), has acknowledged that the Alaska Supreme Court's decisions on the single-subject rule to date have been very deferential to the legislature.¹

¹ He cites Gellert v. State, 522 P.2d 1120, 1123 (Alaska 1974), and Short v. State, 600 P.2d 20, 24 (Alaska 1979). Gellert, quoting from an old Minnesota case, states:

[a]ll that is necessary is that [the] act should embrace some one general subject; and by this is

His concerns arise from the last two single-subject decisions, State v. First Nat'l Bank of Anchorage, 660 P.2d 406 (Alaska 1982), and Yute Air Alaska, Inc. v. McAlpine, 698 P.2d 1173 (Alaska 1985), where the court expressed some reservations about its earlier single-subject rulings.² It is because of these recent decisions that we cannot say with certainty that CSSB 99 (Fin) am (efd fld) would pass constitutional muster, if enacted and challenged. However, we believe that the common thread of the bill - the enhancement of state finances through increased or new fees on the one hand, and through savings by streamlining government operations on the other - would cause the courts to uphold it even under a less deferential single-subject test. The contents of the bill are not so disparate as to suggest the sort of "logrolling" that article II, section 13 is intended to prevent.³

meant, merely, that all matters treated of should fall under some one general idea, be so connected with or related to each other, either logically or in popular understanding, as to be parts of, or germane to, one general subject.

Short states that the single-subject test "requires no more than that the various provisions of [a] single legislative enactment fairly relate to the same subject, or have a natural connection therewith."

² Yute Air Alaska involved a law enacted through the initiative process. Some of the justifications given by the court for upholding the law against a single-subject challenge were based on its method of enactment, and hence would not be applicable to CSSB 99 (Fin) am (efd fld). However, the Yute Air Alaska court observed that "it is not at all clear that there are workable stricter standards" for assessing single-subject challenges. That observation would be pertinent to a challenge of CSSB 99 (Fin) am (efd fld).

³ Moreover, as Mr. Dierdorff observed in his earlier memorandum to Representative Hudson, in other jurisdictions only clear violations of the single-subject rule have led to invalidation of legislation. He cites to State ex rel. Hinkle v. Franklin County Bd. of Elections, 580 N.E.2d 767 (Ohio 1991), where the Ohio Supreme Court invalidated a bill that dealt with both the local option for allowing the sale of alcohol and elected judicial offices. Such a bill would appear to be a classic example of logrolling.

Hon. Eileen MacLean, Co-Chair
House Finance Committee

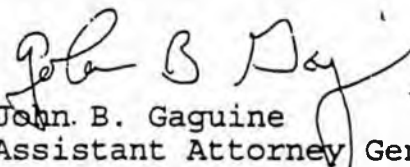
May 7, 1993
Page 3

I hope that this letter has been of assistance to you.
If you have any further questions, please contact me or Deborah
Behr at 465-3600.

Very truly yours,

CHARLES E. COLE
ATTORNEY GENERAL

By:


John B. Gaguine
Assistant Attorney General

cc: Kris Lethin
Cheryl Frasca
Deborah Behr

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

May 7, 1993

SUBJECT: Constitutional Problems in "Fee Bill" (CSSB 99(FIN) am(efd fld))

TO: Representative Kay Brown

FROM: David R. Dierdorff 
Revisor of Statutes

Dan Austin of your staff has asked for a review of potential legal issues related to the governor's "state finance improvement" bill, SB 99, as it passed the Senate.

REVIEW OF THE LAW INVOLVED

To understand my review, it is helpful to set out the state of the law with respect to the title of bills and the single-subject rule. The law in Alaska flows from article II, section 13, of the state constitution, which provides, in part:

Every bill shall be confined to one subject * * *. The subject of each bill shall be expressed in the title. * * *

With respect to the single-subject rule, the courts have given the requirement a liberal interpretation, adopting, in Gellert v. State, 522 P.2d 1120 (Alaska 1974), the position stated by the Minnesota Supreme Court in 1891:

All that is necessary is that [the] act should embrace some one general subject; and by this is meant, merely, that all matters treated of should fall under some one general idea, be so connected with or related to each other, either logically or in popular understanding, as to be parts of, or germane to, one general subject.

Id., at 1123, quoting Johnson v. Harrison, 50 N.W. 923, 924 (Minn. 1891). Five years after Gellert, the court stated that the test

. . . requires no more than that the various provisions of [a] single legislative enactment fairly relate to the same subject, or have a natural connection therewith.

Short v. State, 600 P.2d 20, 24 (Alaska 1979).

In construing the single-subject rule, the court will "disregard mere verbal inaccuracies" and "resolve doubts in favor of validity"; "in order to warrant the setting aside of enactments for failure to comply, the violation must be substantial and plain." Suber v. Alaska State Bond Committee, 414 P.2d 546, 557 (Alaska 1966). The rule should be "construed with considerable breadth. Otherwise statutes might be restricted unduly in scope and permissible subject matter, thereby multiplying and complicating the number of necessary enactment(s) and their interrelationships." Gellert, at 1122.

Using this broad construction of the rule, the court has approved such single-subjects as "water resources" in Gellert; "state taxation" in North Slope Borough v. Sohio Petroleum Corp., 585 P.2d 534 (Alaska 1978); "land" in State v. First Nat'l. Bank of Anchorage, 660 P.2d 406 (Alaska 1982); and "transportation" in Yute Air Alaska, Inc. v. McAlpine, 698 P.2d 1173 (Alaska 1985). The Alaska Court of Appeals has approved the single-subjects "liquor regulation" in Van Brunt v. State, 646 P.2d 872 (Ak. App. 1982); and "criminal law" in Galbraith v. State, 693 P.2d 880 (Ak. App. 1985). In fact, the Alaska Supreme Court and the Alaska Court of Appeals have never found that an Alaska statute violated the single-subject rule. This is consistent with the record of other states that have substantially the same rule. Only clear violations of the single subject requirement have been found unconstitutional. (State ex rel Hinkle v. Franklin County Board of Elections, 580 N.E.2d 767 (Ohio 1991) finding a violation of the single subject requirement where a bill on a local option for allowing the sale of alcoholic beverages was added to a bill concerning elected judicial offices)

In recent years, however, the Alaska Supreme Court has begun to reevaluate its broad interpretation of the single-subject rule. In First Nat'l. Bank of Anchorage, the court expressed reservations about prior cases, but was unwilling in that case to overturn past precedents. In Yute Air Alaska, Inc., the court again expressed concern with the broad interpretation of the rule, but gave three reasons why it was not ready to reject its past approach: (1) "it is not at all clear that there are workable stricter standards"; (2) the legislation in that case was the result of a voter initiative and the sponsors of the initiative had relied on the court's precedents in preparing it; and (3) because the sponsors were not experts at drafting the court was reluctant to invalidate a worthy or popular cause merely because of doubtful legality.

In his dissent in Yute Air Alaska, Inc., Justice Moore blasted the majority's "test" as meaningless. "This court has mistakenly continued to give the rule such an extremely liberal interpretation that the rule has become a farce," he said. Id. at 1182. Moore suggested a new test: "An act or initiative should embrace one subject. By this we mean that all matters treated should be logically connected." This, he said, means that various provisions of legislation will pass muster if they are inextricably

Representative Kay Brown
May 7, 1993
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intertwined, if they have an effect on one another, or if they are reasonably interdependent. Moore urged that "[e]nactments should be presented clearly and candidly," and that the court should "use a plainer standard and be more willing to look closely at the logic of an asserted connection and the reasonable interdependence of separate provisions. . . . to discourage logrolling and . . . duplicity." Id. at 1186.

THE PROBLEM AT HAND

In my initial review of SB 99, and its House companion, HB 65, I pointed out various single-subject and descriptive title problems to the initial committees of referral. In the House, the Labor & Commerce Committee responded to my concerns by dividing HB 65 into three bills: CSHB 65(L&C), dealing with licenses, fees, and financial administration of state government; HB 178, dealing with Medicaid; and HB 179, dealing with motor vehicles. In addition, the title of HB 65 was redrafted to more accurately reflect the contents of the bill. In the Senate, SB 99 remained intact, although the title was redrafted to make it more accurate. Consequently, my original single-subject concerns with respect to provisions now found in secs. 53 - 62 (motor vehicles) and 70 and 71 (Medicaid) remain in CSSB 99(FIN) am(efd fld).

In my opinion, the problems were exacerbated when the Senate amended the bill to include provisions related to (1) moving expenses for legislators (sec. 52), (2) extension of state leases (sec. 75, which duplicate provisions in SB 129, which has passed both houses and is starting towards the governor's desk), and (3) procedures of the APUC, sec. 69, that arguably violate the single-subject rule. Additionally, I am concerned that the breadth of the effect of sec. 66, relating to proration of state payments, is such that that provision raises additional single-subject problems.

It is my opinion that the court would invalidate SB 99 as it now stands, because there are so many subjects that it is impossible to identify any single subject as a common thread, except perhaps "amending laws that affect state government programs and services" a subject that I am confident the court would find too broad to hold the bill together. It is important to note that the most likely outcome of litigation is that the entire bill would be held invalid because there is no objective, rational way for the court to know which portions to sever.

Additionally, the Senate amended the title to include topics that are in HB 65, but not in SB 99, ostensibly to allow the House to merge HB 65's provisions into it. The upshot of this is that the title of CSSB 99(FIN) am(efd fld) describes subjects not actually in the bill. While the question as to the effect of an overly broad title is open, it is our opinion that a court might hold a bill with an overly broad title to violate the constitution -- it does not describe the contents of the bill and the result, fraud on the citizenry if the overinclusion is misleading, is the same as when the title fails to mention an included subject.

Representative Kay Brown

May 7, 1993

Page 4

The items added to CSHB 65(L&C) before it was passed by the House (health insurance for state employees and the continuation of the suspension of political contribution tax credits) arguably violate the single-subject rule (although they are perhaps supportable as being related to state financial administration), so if the House did in fact add those provisions to SB 99, as invited to do so by the Senate, the risk of a court invalidating the bill is increased. Perhaps more significantly, the risk that the bill will be challenged increases with every addition to it, because more and more activities and people are affected. Keeping in mind that a public interest litigant has nothing to lose in bringing an action, I would advise the House to proceed with caution before either endorsing SB 99 or amending it further. The bill presents a classic example of log-rolling to the court and almost invites a successful challenge.

You will also notice that the Senate failed the effective dates. Consequently, if it became law in its present form, the effect of SB 99 on administrative practice would be confusing at best. The bill had provided for the phasing into effect of its various components to allow for administrative efficiencies. It is likely that without the effective dates, the efficiencies would become inefficiencies.

If I can be of further assistance, please advise.

DRD:gc
93-398.glc

SENATE FINANCE COMMITTEE

LETTER OF INTENT

FOR

CSSB 99 (FINANCE)

IT IS THE INTENT OF THE LEGISLATURE THAT THE DIVISION OF PARKS INCREASE THE VARIOUS USER FEES WITHIN ITS RANGE OF PUBLIC FACILITIES AND SERVICES TO A LEVEL AS CLOSELY AS POSSIBLE REFLECTING BUT NOT EXCEEDING THE NATIONAL AVERAGE FOR SIMILAR FACILITIES AND SERVICES.

Adopted by Senate: 5/2/93



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

99

February 5, 1993

The Honorable Rick Halford
President of the Senate
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182

Dear President Halford:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the improvement of state finances by reducing costs in the operations of certain state agencies and authorizing state agencies to defray a greater portion of their costs through the imposition of fees. A section-by-section description of this bill follows.

Sections 1 - 32 of the bill authorize biennial renewal of liquor licenses by the Alcoholic Beverage Control Board. Under this bill, all liquor licenses that are now issued for a one-year period would be issued for a two-year period. As a result of the transitional procedures in sec. 71 of the bill, each year only one-half of the licenses would be subject to renewal. The board's staff now labors under a staggering amount of renewal-related work. The effect of the bill would be to spread that workload.

Sections 33 - 35, 49, 64, and 70 (repealer of AS 13.26.410(b)) relate to the duties of the Office of Public Advocacy. The bill proposes to delete certain functions of the Office of Public Advocacy (OPA) that are considered to be duplicative of services provided by other agencies or that are not constitutionally mandated. Due to the increase in child-in-need-of-aid cases, it is crucial that the many abused and neglected children receive priority in OPA appointments.

Sections 33 - 35 of the bill would allow the Department of Administration to determine a schedule of reasonable fees for the costs of providing public guardians. The Office of Public Advocacy would be allowed to assess these fees against the estate or income of a ward or protected person for whom a guardian has been appointed, based on the financial ability on the ward or protected person to pay these costs. Currently, no fees may be assessed against any person receiving the benefit of a public guardian except upon approval by a court. This process is cumbersome and expensive for the Office of Public Advocacy, which must pay for the costs of a court hearing, including the costs of

GOVERNOR'S SECTIONAL

counsel for both sides. These changes would simplify the procedure for recouping some of these costs, and would provide for consistent application of the fee schedule, while allowing an exemption forwards or protected persons who are not financially able to pay the fees.

Section 49 of the bill would amend AS 25.24.310 to delete the requirement that OPA provide guardian ad litem representation in certain child custody proceedings. Currently, the Alaska court system has personnel denoted as "custody investigators" who perform essentially the same function as OPA in custody proceedings.

Section 64 of the bill would amend AS 44.21.410(a), regarding the powers and duties of OPA, to correspond to the amendments made by secs. 33 - 35 of the bill. Additionally, this section would eliminate the requirement that OPA provide free attorney representation to parents whose children are involved in the disposition phase of delinquency proceedings, and the requirement of free representation in cases involving adoption of a minor, a petition to remove the disabilities of a minor, or a commitment proceeding involving a minor.

Section 69 of the bill would delete the requirement that OPA represent minors in commitment proceedings, to correspond to one of the amendments to AS 44.21.410(a)(4) made by sec. 64 of the bill.

Section 70 would repeal AS 13.26.410(b), for consistency with the amendments proposed by secs. 33 - 35.

After the effective date of the sections relating to OPA in this bill, OPA would not accept new appointments for the types of cases deleted from OPA's mandate by the bill. However, OPA would continue to represent those parties in cases to which OPA was appointed before the bill's effective date.

Sections 36 - 38 would authorize the Alaska Commission on Postsecondary Education to assess a one percent guarantee fee on student loan awards made under the Scholarship Loan Program, effective July 1, 1994. These fees would be deposited into a loan guarantee fee account within the student loan fund and would be used to offset losses incurred due to student loan debt cancellation necessitated by death, disability, or bankruptcy of the student. The current statute does not allow security to be required for a loan and strictly limits the use of loan proceeds. These amendments also would provide that the loan guarantee fee be added to the loan award so that students would receive the full amount of money requested, up to the maximums set out in AS 14.43.110 and 14.43.115, to pay for their educations.

Sections 39 - 43 would authorize the same one percent loan guarantee fee to be assessed on loans under the Memorial Scholarship Loan Program, the Teacher Scholarship Loan Program, and the Family Education Loan Program. As a result, all of the student loan programs would assess a one percent loan guarantee fee on the amount of the loan awarded.

Section 44 would establish in the Department of Labor the authority to set reasonable fees by regulation for administering special inspector examinations

and processing applications for special boiler and pressure vessel inspector commissions. Currently the department does not charge a fee for processing these applications for administering the examinations.

Section 45 would eliminate the requirement in AS 18.62.020 that certificates of fitness for plumbers and electricians be valid for either a one-year or a three-year period. Under the bill, the Department of Labor would have the authority to set a time period in regulation for the certificates. This should increase the department's efficiency in processing applications for these certificates and stabilize program receipts.

Section 46 would eliminate the current statute's prescribed certificate of fitness fees for plumbers and electricians, and instead would establish authority in the Department of Labor to set reasonable fees by regulation. See AS 18.62.030. This section would also allow the department to charge a fee for duplicate certificates. These changes would enable the department to set fees for certificates of fitness in line with the actual costs incurred in issuing them, and would authorize the department to recoup expenses incurred in issuing 100 - 150 duplicate certificates each year.

Section 47 is a revenue-generating measure that would permit the Alaska Police Standards Council to adopt regulations to collect reasonable fees for processing applications for state certification of police and correctional officers and instructors who are employed by non-state agencies.

Section 48 would raise the required fee for filing an application for an employment agency permit under AS 23.15.390 from \$10 to \$100. This higher amount reflects the costs of the review done by the Department of Labor for these permits.

Sections 50 - 57 would amend AS 28 (motor vehicles) to enhance revenue through increased motor vehicle fees or to correct technical problems in the motor vehicle laws to increase the efficiency of the Department of Public Safety.

Section 50 would delete the phrase "vehicle register" in AS 28.10.071(a), which no longer is meaningful in light of current computer technology. In addition, this section would clarify the authority of the department to adopt regulations to recover the state's costs in generating computerized vehicle registration lists.

Section 51 would amend AS 28.10.181(c) to permit the issuance of special request license plates depicting Alaska wildlife and other images of life in Alaska. This change would produce revenue through the issuance of these special request plates.

Section 52 changes the eligibility for free vehicle registration and license plates for disabled persons by adopting the definition of limited or impaired ability to walk that appears in a federal regulation (23 C.F.R. 1235.2). The special license plate allows the holder to have special consideration for designated parking for the disabled. The existing statute (AS 28.10.181(d)) allows a person with at least a 70 percent disability or medical handicap to obtain vehicle registration at no charge, and, through the free special license plates, to use the designated parking even though the person may not have a disability that affects walking.

The new definition would provide for free vehicle registration and license plates to those most in need of special parking. The department should receive additional revenue from vehicle registration fees and the sale of regular license plates to those who no longer qualify under AS 28.10.181(d).

Section 53 clarifies an ambiguity in AS 28.10.181(j) by explicitly requiring that car dealers use two dealer plates on each vehicle permitted to have dealer plates (all license plates are issued in pairs). The somewhat confusing language of the existing statute has allowed some dealers to split a pair of plates between two vehicles. The Department of Public Safety should receive increased revenue through the sale of additional plates to dealers.

Sections 54 and 58, and the repeal of AS 28.10.011(12) in sec. 70, together make clear that mobile homes are not considered "vehicles" for purposes of administering motor vehicle laws. Under the changes made by these sections, the Department of Public Safety, division of motor vehicles, will no longer provide registration and motor vehicle titles for mobile homes.

Section 55 would clarify that senior citizens are entitled to free vehicle registration of only one vehicle once each calendar year. This change is needed in order to avoid significant difficulties and administrative costs encountered in maintaining proper registration when senior citizens buy, sell, or trade vehicles during the year and claim free registration on more than one vehicle during the year.

Section 56 provides an additional registration fee of \$10 for vehicle registration not done by mail. This section would provide an incentive for people to use the mail for vehicle registration. This should alleviate some of the delays that most people are encountering at division of motor vehicle field offices and allow DPS staff to function more efficiently. This section also allows the department to adopt regulations to waive the additional fee in appropriate circumstances.

Section 57 would clarify AS 28.10.421(c) by requiring that companies and businesses that register vehicles in their company or business name must pay commercial registration fees, and cannot avoid paying those fees by claiming that the vehicle is not used for commercial purposes.

Section 59 exempts money that the state receives for administering the group insurance programs established under AS 39.30.090 (primarily health insurance programs) from the definition of "program receipts" in AS 37.05.146. This change will result in accounting efficiencies being saved in the Department of Administration's ongoing operations and cost-savings to the state.

Sections 60 and 61 of the bill amend AS 37.05.289, the State Insurance Catastrophe Reserve Account (Account), by providing that payments to the state of insurance claim settlement money and money received by the state as recovery for losses, are to be deposited directly into the Account (which is in the general fund). Presently, such money that is received by the division of risk management must be credited to the general fund and is appropriated to the state agency to which the payment is related. The United States Department of Health

& Human Services' division of cost allocation has determined that certain insurance recovery money must be returned to the Account (from which federally funded state agencies have been charged premiums through division of risk management "Cost of Risk" allocations). The federal government demands that a portion of such insurance recoveries be refunded to the appropriate federal program.

By allowing for insurance settlement and claims recovery money to be deposited directly into the state insurance catastrophe reserve account, future premium assessments are expected to be reduced and the state will be in compliance with federal cost allocation standards. An appropriation would still be required before expenditure of money in that account. Additionally, the new procedures should reduce the considerable accounting required with the present system.

Section 62 would clarify the authority of the Department of Natural Resources to accept cash or other donations to support the system of state parks and recreational facilities.

Section 63 would expand the authority of the Department of Natural Resources to collect reasonable fees for services provided in state parks. It would add several new categories of park fees, including sale of firewood, sale of park-related merchandise, entrance fee into visitor centers and historic sites, sale of plans and graphic materials, day use fees, and fees for park-related programs. The bill, in sec. 71, also would set a temporary fee schedule for certain of these services, to be used until the Department of Natural Resources sets the fees by regulation. In the fourth year of a phased implementation schedule, these new fees are expected to raise around \$400,000.

Sections 65 and 66 of the bill would amend, and add a new subsection to, AS 44.46.025 to provide the Department of Environmental Conservation (DEC) with increased authority to charge fees to offset the direct costs of various programs designed to avoid and rectify pollution, to ensure healthy and safe public facilities, and to assist business in complying with local, state, and federal environmental standards. An existing statute presently limits DEC's authority to charge fees to certain enumerated subject areas, and further limits DEC's fee authority to specified services related to those subjects. Thus, DEC may charge a fee to reflect the costs associated with the issuance of a permit for a hazardous waste facility, but may not charge a fee when a permit is not issued (either because the application is withdrawn or a permit is determined not to be necessary), even though DEC incurs costs in reviewing the application. This results in the permitted facilities shouldering an inequitably large share of the cost of the hazardous waste management program.

Section 65 would rectify this problem in several ways. First, it would amend the introductory clause of AS 44.46.025(a), to allow DEC to charge fees for any services relating to the programs listed in (a), not just the underinclusive listing of activities now set out in the law. This amendment recognizes that DEC employs methods other than permits and inspections in its activities.

Second, through sec. 65, the itemized list of programs in the subsection would be modified and expanded, to allow the DEC to charge fees reflecting the direct costs

of: (1) management of hazardous waste, not just permitting costs; (2) approvals of sites for hazardous waste management facilities; (3) control of solid waste facilities, and permits for those facilities, including wetlands permits (assuming state assumption of the wetlands permitting process that is currently handled by the United States Army Corps of Engineers); (4) reviews of sewage and industrial waste disposal or treatment plans; (5) oversight of the application of pesticides and broadcast chemicals; (6) inspection, testing, or other regulation of a wider variety of service facilities; (7) certification of private laboratories that will conduct a variety of environmental analyses for profit; (8) state testing for and issuance of certificates of inspection for motor vehicles; (9) certification of federal permits or authorizations under the federal Clean Water Act; and (10) filing of information with the Alaska State Emergency Response Commission.

Section 66 would revise the existing fee language relating to the air quality permit program, removing it from AS 44.46.025(a) and placing it in a new subsec. (c) of AS 44.46.025. This new subsection authorizes DEC to set fees for program services to cover indirect costs of the program, as well as direct costs. This change is incorporated in the bill because air quality permit program fees must reflect both indirect and direct costs to meet requirements of the federal Clean Air Act.

Section 67 would amend AS 47.07.020(b) to add a new category of persons to the state's optional list of those eligible for federal Medicaid coverage. Through the amendment, the state could claim federal matching money for medical costs now paid entirely from state money. Children under age 21 who are eligible for adoption assistance under AS 25.23.190 - 25.23.220 because of special medical or rehabilitative needs would be added to the optional Medicaid-eligible list under this provision.

Section 68 would amend AS 47.07.035, which lists the order of priority in which groups eligible under the optional Medicaid program will be eliminated from Medicaid coverage when there are insufficient appropriations to cover all optional services and groups. This bill would add, as para. (28) in this list, persons under age 21 who are eligible for adoption assistance due to special medical or rehabilitative needs. Placement of this group as number 28 would mean that this group would be the last to be eliminated for Medicaid coverage in the event of a shortfall of appropriations.

Section 70 repeals certain provisions of Alaska law. AS 13.26.410(b) would be repealed to make a necessary conforming amendment to facilitate the collection of fees by OPA as set out in secs. 33 - 35 of this bill. AS 28.10.011(12) is repealed to remove a reference to mobile homes from AS 28, as described earlier in this letter. AS 28.10.181(k) is repealed to allow the Department of Public Safety (DPS) to no longer register vehicles that are only occasionally used on a highway. This repeal should reduce the workload for DPS, as well. AS 28.22.011(a)(3) is repealed to make a technical amendment to mandatory motor vehicle insurance to conform to the repeal of AS 28.10.181(k), relating to occasional used vehicles. Finally, AS 37.05.210(1) is repealed to remove the statutory requirement for the Department of Administration to make monthly and annual reports on the financial condition and transactions of funds in the state

The Honorable Rick Halford
Page 7

accounting system. The department currently prepares these reports by computer on a more frequent basis. The repeal would leave intact the Department of Administration's responsibility to file a year-end report on the financial condition of the state, including financial transactions from the preceding fiscal year.

Section 73 would give transitional authority to allow state agencies to begin the process to adopt regulations as soon as the bill is signed into law, so long as the new regulations do not become effective before the respective effective dates of the relevant sections of this bill. Section 74 of this bill would give this section an immediate effective date.

Section 74 also would provide an immediate effective date for the transitional sections related to temporary fees in state parks and staggered expiration of licenses issued by the Alcoholic Beverage Control Board.

Section 75 would provide a July 1, 1993 effective date for the majority of sections of the bill to coincide with the start of state fiscal year 1994.

Section 76 would provide an effective date of December 31, 1993 to allow a uniform date for the changing from annual to biennial licenses issued by the Alcoholic Beverage Control Board.

Section 77 would give secs. 36 - 43 of this bill an effective date of July 1, 1994 to allow the Alaska Commission on Postsecondary Education to institute the uniform fee assessment for the 1994 - 1995 academic year.

I urge your favorable consideration of this bill.

Sincerely,



Walter J. Hickel
Governor

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FILE

FISCAL NOTE

No. 19

STATE OF ALASKA
1993 LEGISLATIVE SESSION

bill Version: CSSB 99 (LFC)
(S) Publish Date: 3-9-93

Revision Date: _____ Dept. Affected: Health and Social Services
 Title: An Act relating to the financial BRU: Medical Assistance
administration of state government... Component: Medicaid Non Facility
 Sponsor: Senate Labor & Commerce Committee
 Requestor: Senate Labor & Commerce Committee COMPONENT SERIAL NO. 0229

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	35.4 *	40.2	43.0	48.2	53.2	58.2
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	35.4 *	40.2	43.0	48.2	53.2	58.2

CAPITAL						
REVENUE FUND SOURCE						

FUNDING:

(Thousands of Dollars)

1002 Federal Receipts	17.7 *	20.1	21.5	24.1	26.6	29.1
1003 GF Match	17.7 *	20.1	21.5	24.1	26.6	29.1
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	35.4 *	40.2	43.0	48.2	53.2	58.2

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$0.0

Changes in CSSB 99 (JVD)
 reflect NO FISCAL CHANGE from the original
 fiscal note. This fiscal note is appropriate.
4/17/93 KRL
 date Comte Aide (initial)

ANALYSIS: (Attach a separate page if necessary)

See attached for more.

*The fiscal impact of this bill has not been considered within the Governor's original FY94 budget. An adjustment may be included as a budget amendment after further consideration.

Prepared by: Dave W. Williams *DW Williams*
 Division: Medical Assistance

Phone: 907-465-5826
 Date: 3/5/93

Approved by Commissioner: Theodore A. Mala, MD, MPH *T. Mala*
 Agency: Department of Health and Social Services

Date: 3/5/93

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Fiscal Note Analysis continuation

An Act relating to the improvement of State financing through reduction of operating costs.

The Division of Family and Youth Services currently pays a direct monthly subsidy to adoptive parents of hard-to-place children. A hard-to-place child is a child who is not likely to be adopted or to obtain a guardian by reason of physical or mental disability, emotional disturbance, recognized high risk of physical or mental disease, age, membership in a sibling group, racial or ethnic factors, or any combination of these.

The monthly subsidy is considered a reimbursement for costs of supporting hard-to-place children. AS 25.23.190 provides for continuation of the subsidy if necessary to assure placement of a hard-to-place child. The subsidy covers many ongoing maintenance costs including, food, shelter, clothing, school supplies, recreation and transportation costs, counseling or other types of therapy, as well as medical costs.

The bill would authorize Alaska to add the Medicaid option to provide medical coverage for state-subsidized adoptive children who are not otherwise eligible for Medicaid. Medicaid would then pay for these children's medical needs eliminating the need for the DFYS payments to cover those medical costs in their subsidies, and accessing federal Medicaid funding available to the state at a 50 percent match rate.

Future subsidy agreements for hard-to-place children will allow for the Medicaid coverage available under the bill. Subsidy agreements already in force, however, do not provide for an offset for the cost of medical care that may be paid under the bill. For this reason the fiscal note only considers the coverage available for future adoptions of hard-to-place children with special medical needs.

The experience under the program shows that the number of new subsidy agreements have begun to lessen. For FY91 new agreements for children with special medical needs totaled 46. After FY92 there have been 14 placements that have special medical needs. The projected number of special needs placements and the associated medical cost is anticipated to show only slight growth in future years.

A December 1992 review of DFYS files established a FY 93 base year average medical cost per child of \$2,400. The current medical inflation rate of 5.5% is assumed to continue. Medical costs for FY94 are calculated to be 35.4. (14 placements x \$2,400 x 1.055 medical inflation rate = \$35,448.) There will be a one time transfer of funding for medical costs associated with subsidized adoptions.

FISCAL NOTE

No. 20

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: CSSB 99 (LPC)

(S) Publish Date: 3-9-93

Revision Date: March 5, 1993 Dept. Affected: Health and Social Services
 Title: "Act relating to improve. state finances through reduction operating costs.." BRU: Purchased Services
 Component: Foster Care
 Sponsor: Rules Committee
 Requestor: Governor COMPONENT SERIAL NO. 0252

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	-35.4 *	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS						
TOTAL OPERATING	(35.4) *	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE FUND SOURCE						
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FUNDING:

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	(35.4) *	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	(35.4) *	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$0.0

ANALYSIS: (Attach a separate page if necessary)

See attached analysis for more.

These sections are covered by this fiscal note and analysis. *The fiscal impact of this bill has not been considered within the FY94 budget, but will be included in the budget amendment process.

Changes in CSSB 99 (JVD)
 reflect NO FISCAL CHANGE from the original
 fiscal note. This fiscal note is appropriate.
4/17/93 KRL
 date Comte Aide (initial)

Prepared by: Deborah R. Wing, Director *Deborah R. Wing* Phone: 465-3191
 Division: Family & Youth Services Date: 03/05/93
 Approved by Commissioner: Theodore A. Mala, MD, MPH *[Signature]* Date: 3/5/93
 Agency: Department of Health and Social Services

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Fiscal Note Analysis continuation

An Act relating to the improvement of State financing through reduction of operating costs.

The Division of Family and Youth Services currently pays a direct monthly subsidy to adoptive parents of hard-to-place children. A hard-to-place child is a child who is not likely to be adopted or to obtain a guardian by reason of physical or mental disability, emotional disturbance, recognized high risk of physical or mental disease, age, membership in a sibling group, racial or ethnic factors, or any combination of these.

The monthly subsidy is considered a reimbursement for costs of supporting hard-to-place children. AS 25.23.190 provides for continuation of the subsidy if necessary to assure placement of a hard-to-place child. The subsidy covers many ongoing maintenance costs including, food, shelter, clothing, school supplies, recreation and transportation costs, counseling or other types of therapy, as well as medical costs.

The bill would authorize Alaska to add the Medicaid option to provide medical coverage for state-subsidized adoptive children who are not otherwise eligible for Medicaid. Medicaid would then pay for these children's medical needs eliminating the need for the DFYS payments to cover those medical costs in their subsidies, and accessing federal Medicaid funding available to the state at a 50 percent match rate.

Future subsidy agreements for hard-to-place children will allow for the Medicaid coverage available under the bill. Subsidy agreements already in force, however, do not provide for an offset for the cost of medical care that may be paid under the bill. For this reason the fiscal note only considers the coverage available for future adoptions of hard-to-place children with special medical needs.

The experience under the program shows that the number of new subsidy agreements have begun to lessen. For FY91 new agreements for children with special medical needs totaled 46. After FY92 there have been 14 placements that have special medical needs. The projected number of special needs placements and the associated medical cost is anticipated to show only slight growth in future years.

A December 1992 review of DFYS files established a FY 93 base year average medical cost per child of \$3,400. The current medical inflation rate of 5.5% is assumed to continue. Medical costs for FY94 are calculated to be 35.4. (14 placements x \$2,400 x 1.055 medical inflation rate = \$35,448.) There will be a one time transfer of funding for medical costs associated with subsidized adoptions.

FISCAL NOTE

No. 22

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Version: CSSB 99 (LPC)
(S) Publish Date: 3-9-93

Revision Date: _____ Dept. Affected: Public Safety
 Title: "An Act relating to the improvement of BRU: Alaska Police Standards Council
State Finances" Component: Alaska Police Standards Council
 Sponsor: Senate Labor & Commerce
 Requestor: Senate Labor & Commerce COMPONENT SERIAL NO. 519

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

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

CAPITAL						
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REVENUE FUND SOURCE: 1005	11.4	12.0	12.5	13.1	13.8	14.5
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FUNDING: (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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY 93) impact: \$ None

ANALYSIS: (Attach a separate page if necessary.) See attached.	Changes in <u>CSSB 99</u> (<u>JUD</u>) reflect NO FISCAL CHANGE in the original fiscal note. This fiscal note is appropriate. <u>4/17/93</u> <u>KRL</u> date Comte Aide (initial)
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Prepared By: Jack W. Wray Phone: 465-4378
 Division: Alaska Police Standards Council Date: 3/3/93
 Approved by Commissioner: [Signature] Date: 3/4/93
 Agency: Richard L. Burton, Dept. of Public Safety

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Analysis:

Passage of this legislation will allow the Council to amend their regulations to include a fee schedule for the issuance of police, probation, parole, and correctional officer certificates and police and correctional instructor certificates.

Estimated revenue amounts are based on the Council's issuance of 228 police, probation, parole and correctional officer certificates and police and correctional instruction certificates during FY 92. Charge per certificate is calculated at \$50.00 per certificate and the yearly increase in revenue is based on a 5% population increase and a corresponding increase in number of officers and instructors.

FISCAL NOTE

No. 23

**STATE OF ALASKA
1993 LEGISLATIVE SESSION**

Bill Version: CSSB 99 (LFC)

(S) Public Date: 3-9-93

Revision Date: _____ Dept. Affected: Public Safety
 Title: "An Act relating to the improvement of state finances" BRU: Motor Vehicles
 Sponsor: Rules Component: Field Services
 Requestor: Governor COMPONENT SERIAL NO. 502

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

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	60.0	60.0	60.0	60.0	60.0	60.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	60.0	60.0	60.0	60.0	60.0	60.0

CAPITAL						
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REVENUE FUND SOURCE: 1005	2750.4	2750.4	2750.4	2750.4	2750.4	2750.4
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FUNDING: (Thousands of Dollars)

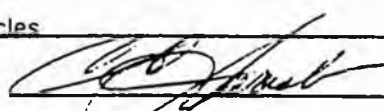
1002 Federal Receipts						
1003 GF Match						
1004 GF	60.0	60.0	60.0	60.0	60.0	60.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	60.0	60.0	60.0	60.0	60.0	60.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY 93) impact: \$ none

ANALYSIS: (Attach a separate page if necessary.) SEE ATTACHED	Changes in <u>CSSB 99</u> (JVD) reflect NO FISCAL CHANGE from the original fiscal note. This fiscal note is appropriate. <u>4/17/99</u> <u>KRL</u> date Comte Aide (initial)
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Prepared By: Juanita Hensley Phone: 465-4361
 Division: Motor Vehicles Date: 3/5/93
 Approved by Commissioner:  Date: 3/5/93
 Agency: Richard L. Burton, Dept. of Public Safety

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This fiscal note will address only those sections that have an impact on the Division of Motor Vehicles. Each section's impact will be addressed separately below and the cover sheet will reflect a summary of the total impact of all sections.

SECTION 50

This is a technical amendment to reflect the current computer technology in use. The Department of Public Safety uses a relational database in the Alaska Public Safety Information Network (APSIN). With this type of database there is no separate file or database that could be called "the vehicle register". The creation of such a list for sale to user has historically been done for more than 20 years and this amendment clarifies this sale as an electronic service. This protects over \$100,000 in revenue from those vendors who argue that this list should be provided at no charge. There is no fiscal since this amendment clarifies the current situation.

SECTION 51

This Section clarifies Section 50.

SECTION 52

This section allows the Division to design special plates and charge a one-time fee of \$30.00 for their issuance. This is similar to the existing fee structure for personalized plates and these fees would be in addition to the normal registration fees and taxes. This analysis assumes that 10,000 plates would be issued annually.

Contractual cost - 10,000 plates @ \$6	\$60,000
Revenue - 10,000 plate fees @ \$30	\$300,000

SECTION 53

This section would place Alaska in compliance with uniform federal regulatory guidelines for the issuance of handicap plates. These standards limit the plates and the use of special parking places to those persons with mobility handicaps. Current Alaska law allows those with other than mobility handicaps to obtain the plates. Revenue estimates are based on the assumption that 15% or 480 of the 3200 persons with these plates would not qualify and would have to pay regular fees.

Revenue - 480 registrations @ \$35	\$16,800
------------------------------------	----------

SECTION 54

This amendment closes a loop hole in the current law that allows dealers to misuse the dealer plate and prevents further loss of revenue. Since only one dealer was known to have misused the plates the additional revenue will be negligible.

SECTION 55

This amendment takes away the authority to issue vehicle titles to mobile homes. In almost all cases the mobile homes are permanently mounted in trailer parks and should be classed as real property. A title is usually only required when the mobile home is financed because the banks feel getting a vehicle title is easier than filing a UCC lien or a real property lien. Since the title is optional the division usually cannot guarantee ownership since there is no clear chain of documents normally associated vehicle ownership. There would be a small loss of revenue from the approximately 150 titles issued each year.

Revenue - 150 title and lien fees @ \$10 (\$1,500)

SECTION 56

This amendment improves efficiency by removing ambiguity associated with senior citizen exemptions and eliminating associated problems. Many senior citizens buy and sell several vehicles during the year and try to claim exemptions on each one. The statute only allows one exemption per year. There is no fiscal impact.

SECTION 57

Historically only 25-30% of vehicle owners use the mail to renew vehicle registrations. The remainder, over 300,00, come in person to a DMV office adding to the long lines when there is no need to do so. This section charges an additional \$10 for those who do not use the mail service. This approach was taken over giving a discount to those who use the mail because it is a revenue generator rather than a revenue loss. It places the cost directly on those who are creating the efficiency loss. Even with this incentive it is estimated that 200,000 owners will still come in person to renew their vehicles.

Revenue - 200,000 @ \$10 \$2,000,000

FISCAL NOTE

No. 24

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BIL Bill Version: CSSB 99 (L&C)
(S) Publish Date: 3-9-93

Revision Date: _____ Dept. Affected: Revenue
 Title: Improvement of state finances through reduction of operating costs BRU: Alcohol Beverage Control Board
costs of certain state agencies and establishment of certain fees... Component: Alcohol Beverage Control Board
 Sponsor: Senate Rules by Request of the Governor
 Requestor: Senate L&C COMPONENT SERIAL NO. 100

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUNDING: (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	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$ 0.00

ANALYSIS: (Attach a separate page if necessary)

The administrative efficiencies and savings that will result from biennial licensing will assist the board in its attempt to maintain adequate performance in spite of budget reductions which total 71% for FY93.

Changes in CSSB 99 (JVD) have no fiscal impact. This fiscal note is appropriate.
4/17/93 KRL
 date Comte Aide(initial)

Prepared by: Rod R. Mourant Phone: 465-2300
 Division: Commissioner's Office Date: 3/5/93
 Approved by Commissioner: Darrel J. Rexwinkel Date: 3/5/93
 Agency: Revenue

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FISCAL NOTE

sec. 66-67

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Revision Date 4/20/93 Department Affected: Natural Resources
 Title: "An Act relating to improvement of state BRU: Park & Recreation Management
finances through reduction of operating costs" Components: Park Management
 Sponsor: Senate Rules Committee
 Requester: Governor Hickel Component Serial No. 452

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES	38.2	19.0	15.0	15.0	0.0	0.0
TRAVEL						
CONTRACTUAL	27.0	15.0	12.0	12.0	0.0	0.0
SUPPLIES	10.8	8.0	5.0	5.0	0.0	0.0
EQUIPMENT						
LAND&STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	76.0	40.0	32.0	32.0	0.0	0.0

CAPITAL						
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REVENUE fund source:	150.0 PR	200.0 PR	300.0 PR	400.0 PR	400.0 PR	400.0 PR
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	76.0					
1005 GF/Program Receipts		40.0	32.0	32.0	0.0	0.0
1006 GFMHTIA						
Other						
TOTAL	76.0	40.0	32.0	32.0	0.0	0.0

POSITIONS:

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

Estimate of current year (FY93) impact: 8 No fiscal impact anticipated

ANALYSIS: (Attach a separate page if necessary)
 See Attached

Prepared by: Neil C. Johannsen Phone: 782-2600
 Division: Parks & Outdoor Recreation Date: 20-Apr-93
 Approved by Commissioner: Glenn A. Olds Date: 20-Apr-93
 Agency: Department of Natural Resources

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Department of Natural Resources**CS8899(JUD) Bill Analysis****April 20, 1993**

The state park fee program to be funded by this fiscal note consists of the design, construction and installation of fee collection stations at approximately 44 locations in the state park system. Each fee station is estimated to cost \$4,000, including labor, supplies and contractual expenses.

The fee stations would be installed in phases, over a four year period. Eighteen stations would be installed in FY94, and ten stations installed in FY95. Eight stations would be installed in both FY96 and FY97. First year costs include design and production of fee collection envelopes and annual pass decals, as well as design and production of standard drawings and plans for the fee stations. These one-time costs are estimated at \$4,000.

No new positions would be required by this legislation. Additional administrative and management costs would be absorbed by existing staff.

The estimate of revenue to be produced by this bill is based on visitation records for selected park units, as well as financial records for the existing camping fee program. In the fourth year of implementation, this new fee program is expected to generate annual revenues of approximately \$400,000. Potential revenues to the state from this program exceed the state's costs in each of the four year implementation period. In subsequent years, these user fees would help offset increased park maintenance and operating costs as well as possible general fund budget reductions. The net financial effect of this program would be positive, with fee revenues greater than operating costs.

FISCAL NOTE

4/21/93

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. CSSB 99 (JUD)

Revision Date: _____
Title: An Act relating to improvement of State finances through reduction of operating costs . . .
Sponsor: (S) Rules
Requestor: (S) JUD

Department Affected: Administration
BRU: Office of Public Advocacy
Component: Office of Public Advocacy
COMPONENT SERIAL NO. 43

EXPENDITURES/REVENUES:

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

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Brant McGee, Public Advocate
Division: Office of Public Advocacy

Phone: 274-1684
Date: _____

Approved by Commissioner: Nancy Bear Usery
Agency: Administration

Date: 4/20/93

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FISCAL NOTE

**STATE OF ALASKA
1993 LEGISLATIVE SESSION**

BILL NO. CSSB 99 (JUD)

ANALYSIS: (continued)

Sec. 33-35. 69: This bill proposes an amendment to the Public Guardian statute that would allow the Commissioner of Administration to establish regulations under which the Office of Public Advocacy could collect fees from the wards and conservatees it serves. No revenue is projected for FY 94 due to the time required to develop and implement regulations. FY 95 - 99 projections are very difficult to do until the fee structure is developed.

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO : CSSB 99 (JUD) Sec. 45

Revision Date: _____
 Title: Financial Administration of State
 Government
 Sponsor: Senate Rules Committee by Request.
 Requestor: Senate Finance

Department Affected: Labor
 BRU: Labor Standards & Safety
 Component: Mechanical Inspection

COMPONENT SERIAL NO. 346

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						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE	0.4	0.4	0.4	0.4	0.4	0.4
FUND SOURCE:	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

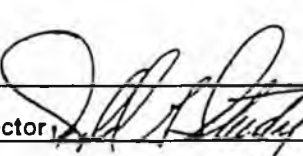
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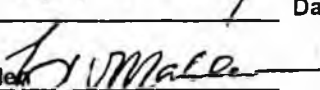
FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

See attached

Prepared by: Donald G. Study, CSP, Director  Phone : 465-6003
 Division: Labor Standards & Safety Date : 4/20/93

Approved by Commissioner: Charles W. Mahler 
 Agency: Department of Labor Date: 4/20/93

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO : CSSB 99 (JUD) Sec. 46

Revision Date: _____
 Title: Financial Administration of State
Government
 Sponsor: Senate Rules Committee by Request
 Requestor: Senate Finance

Department Affected: Labor
 BRU: Labor Standards & Safety
 Component: Mechanical Inspection
 COMPONENT SERIAL NO. 346

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						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL						
REVENUE	0.0	0.0	0.0	0.0	0.0	0.0
FUND SOURCE:	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

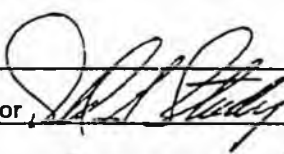
POSITIONS:

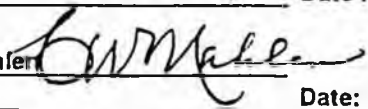
FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

See attached

Prepared by: Donald G. Study, CSP, Director  Phone: 465-6003
 Division: Labor Standards & Safety Date: 4/20/93

Approved by Commissioner: Charles W. Mahler 
 Agency: Department of Labor Date: 4/20/93

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO : CSSB 99 (JUD) Sec. 45

Revision Date: _____
 Title: Financial Administration of State
Government
 Sponsor: Senate Rules Committee by Request.
 Requestor: Senate Finance

Department Affected: Labor
 BRU: Labor Standards & Safety
 Component: Mechanical Inspection

COMPONENT SERIAL NO. 346

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						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE	0.4	0.4	0.4	0.4	0.4	0.4
FUND SOURCE:	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

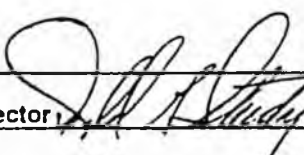
POSITIONS:


FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

See attached

Prepared by: Donald G. Study, CSP, Director  Phone: 465-6003
 Division: Labor Standards & Safety Date: 4/20/93

Approved by Commissioner: Charles W. Mahler 
 Agency: Department of Labor Date: 4/20/93

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Fiscal Note Analysis for:

Financial Administration of State Government

The Department of Labor is affected by four sections of this bill. Separate fiscal notes have been prepared for each section. Sections 45 through 47 of this bill concern fees and certification time periods for departmental programs. Section 49 would increase an existing fee set by statute and change to a biennial licensing requirement.

In anticipation of new fees and fee increases, a fund source change from general funds to program receipts was included in the department's FY 94 budget submittal. Because the \$93.5 in fee income is reflected in the department's operating budget, it is excluded from this fiscal note.

The net fiscal impact of the sections of this bill (and associated regulations) relevant to this department is the general fund gains \$94.6, and the department gains \$26.8 expenditure authorization to cover the costs of services provided.

Section 45:

This section would allow the department to adopt regulations establishing fees for administering special inspector examinations and processing applications for special boiler and pressure vessel inspector commissions. The department currently performs these functions without charge.

Regulations establishing a \$25 application and examination fee are anticipated. This would generate approximately \$0.4 annually in receipts to the general fund.

For purposes of calculating fiscal impact, an effective date of July 1, 1993 is assumed.

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO : CSSB 99 (JUD) Sec. 46

Revision Date: _____
 Title: Financial Administration of State
Government
 Sponsor: Senate Rules Committee by Request
 Requestor: Senate Finance

Department Affected: Labor
 BRU: Labor Standards & Safety
 Component: Mechanical Inspection

COMPONENT SERIAL NO. 346

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						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE	0.0	0.0	0.0	0.0	0.0	0.0
FUND SOURCE:	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

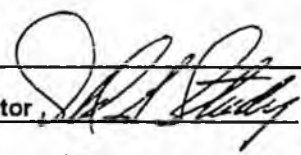
POSITIONS:

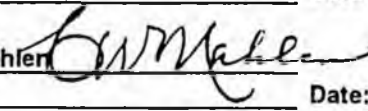
FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

See attached

Prepared by: Donald G. Study, CSP, Director  Phone: 465-6003
 Division: Labor Standards & Safety Date: 4/20/93

Approved by Commissioner: Charles W. Mahler 
 Agency: Department of Labor Date: 4/20/93

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Fiscal Note Analysis for:

Financial Administration of State Government

The Department of Labor is affected by four sections of this bill. Separate fiscal notes have been prepared for each section. Sections 45 through 47 of this bill concern fees and certification time periods for departmental programs. Section 49 would increase an existing fee set by statute and change to a biennial licensing requirement.

In anticipation of new fees and fee increases, a fund source change from general funds to program receipts was included in the department's FY 94 budget submittal. Because the \$93.5 in fee income is reflected in the department's operating budget, it is excluded from this fiscal note.

The net fiscal impact of the sections of this bill (and associated regulations) relevant to this department is the general fund gains \$94.6, and the department gains \$26.8 expenditure authorization to cover the costs of services provided.

Section 46:

Section 46 would change time periods for certificates of fitness for plumbers and electricians from a one- or three-year certificate to two-year certificates. The department would have the authority to phase in the two-year certificates over an expected three year period.

This bill would have no fiscal impact other than stabilizing revenues to the department.

For purposes of calculating fiscal impact, an effective date of July 1, 1993 is assumed.

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO : CSSB 99 (JUD) Sec. 47

Revision Date: _____
 Title: Financial Administration of State
Government
 Sponsor: Senate Rules Committee by Request
 Requestor: Senate Finance

Department Affected: Labor
 BRU: Labor Standards & Safety
 Component: Mechanical Inspection

COMPONENT SERIAL NO. 346

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES	24.3	24.3	24.3	24.3	24.3	24.3
TRAVEL						
CONTRACTUAL						
SUPPLIES	2.5	2.5	2.5	2.5	2.5	2.5
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	26.8	26.8	26.8	26.8	26.8	26.8

CAPITAL						
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REVENUE	26.8 *	26.8 *	26.8 *	26.8 *	26.8 *	26.8 *
FUND SOURCE:	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt	26.8	26.8	26.8	26.8	26.8	26.8
1006 GF/MHTIA						
Other						
TOTAL	26.8	26.8	26.8	26.8	26.8	26.8

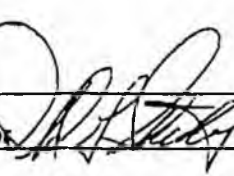
POSITIONS:

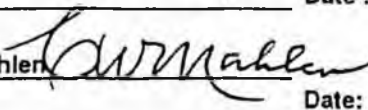
FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

See attached

Prepared by: Donald G. Study, CSP, Director  Phone: 465 60C3
 Division: Labor Standards & Safety Date: 4/20/93

Approved by Commissioner: Charles W. Mahler 
 Agency: Department of Labor Date: 4/20/93

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Fiscal Note Analysis for:

Financial Administration of State Government

The Department of Labor is affected by four sections of this bill. Separate fiscal notes have been prepared for each section. Sections 45 through 47 of this bill concern fees and certification time periods for departmental programs. Section 49 would increase an existing fee set by statute and change to a biennial licensing requirement.

In anticipation of new fees and fee increases, a fund source change from general funds to program receipts was included in the department's FY 94 budget submittal. Because the \$93.5 in fee income is reflected in the department's operating budget, it is excluded from this fiscal note.

The net fiscal impact of the sections of this bill (and associated regulations) relevant to this department is the general fund gains \$94.6, and the department gains \$26.8 expenditure authorization to cover the costs of services provided.

Section 47:

This section would establish fees for an application/examination and for duplicate certificates of fitness for electricians and plumbers. Section 47 would also increase fees for certificates of fitness and for renewals of certificates.

No application examination fee is currently charged; a \$50 application/examination fee would generate approximately \$23.8 annually in program receipts. This fee reflects the cost of providing these services.

No fee is currently charged for duplicate certificates; a \$25 fee for duplicate certificates of fitness would generate approximately \$3.0 annually in program receipts. The \$25 fee reflects the cost of providing the duplicate certificate.

Currently, \$40 is charged for a one year certificate and \$75 is charged for a three year certificate. A \$160, two-year certificate of fitness fee--with an \$80, one-year certificate of fitness issued for a three year period until the current three-year certificates are phased out--is proposed. These fee changes are expected to generate \$93.5 annually. The revenue associated with this change is included in the department's operating budget submittal as program receipts. Two points are relevant: 1) the general fund gains \$93.5 and 2) the fiscal note does not reflect the receipt of the revenue because it is in the operating budget.

For purposes of calculating fiscal impact, an effective date of July 1, 1993 is assumed.

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO : CSSB 99 (JUD) Sec. 49

Revision Date: _____
 Title: Financial Administration of State
Government
 Sponsor: Senate Rules Committee by Request
 Requestor: Senate Finance

Department Affected: Labor
 BRU: Labor Standards & Safety
 Component: Wage & Hour
 COMPONENT SERIAL NO. 345

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						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

REVENUE	0.7	(0.1)	0.7	(0.1)	0.7	(0.1)
FUND SOURCE:	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005	PR #1005

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0


POSITIONS:

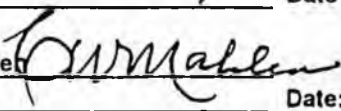
FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

See attached

Prepared by: Donald G. Study, CSP, Director  Phone: 465-6003
 Division: Labor Standards & Safety Date: 4/20/93

Approved by Commissioner: Charles W. Mahler 
 Agency: Department of Labor Date: 4/20/93

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Fiscal Note Analysis for:

Financial Administration of State Government

The Department of Labor is affected by four sections of this bill. Separate fiscal notes have been prepared for each section. Sections 45 through 47 of this bill concern fees and certification time periods for departmental programs. Section 49 would increase an existing fee set by statute and change to a biennial licensing requirement.

In anticipation of new fees and fee increases, a fund source change from general funds to program receipts was included in the department's FY 94 budget submittal. Because the \$93.5 in fee income is reflected in the department's operating budget, it is excluded from this fiscal note.

The net fiscal impact of the sections of this bill (and associated regulations) relevant to this department is the general fund gains \$94.6, and the department gains \$26.8 expenditure authorization to cover the costs of services provided.

Section 49:

Section 49 of this bill raises the fee for an employment agency license from \$10 to \$100 and establishes the license as a biennial license. This fee has not been increased since 1953. This increase reflects the costs of review performed by the department for these operating permits.

The eight licensed employment agencies operating in the state will pay a total of an additional \$0.7 biennially for licensing. The department will continue to absorb the cost of reviewing and issuing these permits and the \$0.7 additional revenue collected will be deposited into the general fund.

For purposes of calculating fiscal impact, an effective date of July 1, 1993 is assumed.

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. SSB 99 (L&C)

Revision Date: _____ Dept. Affected: Alaska Commission on Postsecondary Education
 Title: Omnibus Bill, Sec. 36-38 BRU: _____
 Component: Student Loans
 Sponsor: Rules Committee
 Requestor: Governor COMPONENT SERIAL NO. 212/213

Expenditures/Revenues:

(Thousands of Dollars)

	FY94	FY95	FY96	FY97	FY98	FY99
OPERATING						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						

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

REVENUE FUND SOURCE:	1022	500.0	500.0	500.0	500.0	500.0	500.0
-----------------------------	------	-------	-------	-------	-------	-------	-------

FUNDING:

(Thousands of Dollars)

	FY94	FY95	FY96	FY97	FY98	FY99
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL						

POSITIONS:

	FY94	FY95	FY96	FY97	FY98	FY99
FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Doug Hanon, Finance Officer
 Division: Alaska Commission on Postsecondary Education
 Approved by Commissioner: _____
 Agency: _____

Phone: 465-2962, Ext. 143
 Date: 3/11/93
 Date: _____

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. CSSB 99 (L&C)

Revision Date:	Dept. Affected: <u>Alaska Commission on Postsecondary Education</u>
Title: <u>Omnibus Bill, Sec. 39-43</u>	BRU: <u>Student Loans</u>
Sponsor: <u>Rules Committee</u>	Component: <u>Student Loan Operations</u>
Requestor: <u>Governor</u>	COMPONENT SERIAL NO. <u>213</u>

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						

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

REVENUE FUND SOURCE: 1022	13.0	13.0	13.0	13.0	13.0	13.0
---------------------------	------	------	------	------	------	------

FUNDING:

(Thousands of Dollars)

	FY94	FY95	FY96	FY97	FY98	FY99
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL						

POSITIONS:

	FY94	FY95	FY96	FY97	FY98	FY99
FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Doug Hanon, Finance Officer
 Division: Alaska Commission on Postsecondary Education

Phone: 465-2962, Ext. 143
 Date: 3/11/93

Approved by Commissioner: _____
 Agency: _____

Date: _____

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. CSSB99 (JUD)

Revision Date: _____
 Title: An Act relating to the improvement of state
finances.
 Sponsor: (S) Rules
 Requester: (S) Judiciary

Dept Affected: Administration
 BRU: Retirement & Benefits
 Components: Retirement & Benefits

COMPONENT SERIAL NO. 64

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	0.0	0.0	0.0
Travel	0.0	0.0	0.0	0.0	0.0	0.0
Contractual	0.0	0.0	0.0	0.0	0.0	0.0
Supplies	0.0	0.0	0.0	0.0	0.0	0.0
Equipment	0.0	0.0	0.0	0.0	0.0	0.0
Land & Structures	0.0	0.0	0.0	0.0	0.0	0.0
Grants, Claims	0.0	0.0	0.0	0.0	0.0	0.0
Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
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REVENUE FUND SOURCE:	0.0	0.0	0.0	0.0	0.0	0.0
-----------------------------	-----	-----	-----	-----	-----	-----

Funding: (Thousands of Dollars)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts	***	***	***	***	***	***
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
Other:	***	***	***	***	***	***
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

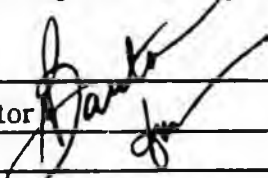
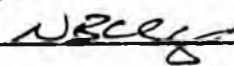
Positions:

Full-Time	0.0	0.0	0.0	0.0	0.0	0.0
Part-Time	0.0	0.0	0.0	0.0	0.0	0.0
Temporary	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year (FY93) impact: none

ANALYSIS: (attach a separate page if necessary)

*** This bill changes approximately 683.0 the BRU receives for administering certain group insurance programs from program receipts to other state funds. The funding source change is reflected in the Governor's FY94 Budget Request.

Prepared By: Robert F. Stalnaker, Director  Phone: 465-4470
 Division: Retirement and Benefits Date: 4/20/93
 Approved By Commissioner: Nancy Bear Usela  Date: 4/20/93
 Agency: Administration

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

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. CSSB 99 (JUD)

Revision Date: _____
 Title: "An Act relating to improvement of state
finances through reduction of operating . . ."
 Sponsor: (S) Rules
 Requestor: (S) JUD

Department Affected: Administration
 BRU: Finance
 Component: Finance

COMPONENT SERIAL NO. 59

Expenditures/Revenues:

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
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REVENUE FUND SOURCE:	0	0	0	0	0	0
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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

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: 0

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Don Wanie, Director
 Division: Finance

Phone: 465-2240
 Date: _____

Approved by Commissioner: Nancy Bear Umeta
 Agency: Administration

Date: 4/20/93

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FISCAL NOTE

4/21/93

BILL NO. CSSB 99 (JUD)

F90

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Revision Date: _____

Department Affected: Administration

Title: 'An Act relating to the improvement of state finances...'

BRU: Risk Management

Component: Risk Management

Sponsor: (S) Rules

Requestor: (S) JUD

COMPONENT SERIAL NO. 71

Expenditures/Revenues:

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
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REVENUE FUND SOURCE: GF/PRG 1005	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

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: Don Hitchcock, Director
Division: Risk Management

Phone: (907) 465-2180
Date: _____

Approved by Commissioner: Nancy Bear Usera
Agency: Administration

Date: 4/20/93

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FISCAL NOTE

Sec. 44, 70

BILL NO. CAS899/JUDI

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Revision Date: 4/18/93

Department Affected: Fish and Game

Title: An act relating to the financial

BRU: Administration and support

administration of state government

Component: Administration and support

Sponsor: Senate Rules Committee

Requestor: Senate Judiciary

COMPONENT SERIAL NO. 0479

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						
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:

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	(563.9)	(560)	(560)	(560)	(560)	(560)
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other	333.9	560	560	560	560	560
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

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

ANALYSIS: (Attach a separate page if necessary.)

See attached page.

Prepared By: Geron Bruce GB

Phone: 465-6143

Division: Commissioner's Office

Date: _____

Approved by Commissioner: Carl L. Rogier

Agency: Department of Fish and Game

Date: April 20, 1993

Department of Fish & Game
Fiscal note CSSB 99(JUD)

April 20, 1993
Page 2

Analysis:

This fiscal note is presented for informational purposes only. The change in funding sources it describes is already reflected in the FY94 operating budgets proposed by both the House and the Senate.

4-26-93
Sen. Reiger
amended

LETTER OF INTENT

SB 99

It is the intent of the Legislature that the Division of Parks increase the various user fees within its range of public facilities and services to a level as closely as possible reflecting the national average for similar facilities and services. ~~but not~~

but not exceeding



A M E N D M E N T

*amended
pending*

OFFERED IN THE SENATE
TO: CSSB 99(JUD)

BY SENATOR SHARP

Page 15, after line 10, insert a new bill section to read:

** Sec. 52. AS 28.10.161(a) is amended to read:

(a) The department, upon registering a vehicle, shall issue the owner one ~~and~~^{or},
~~under regulations of the department, may issue two,~~ fully reflectorized registration
[PLATE FOR A TRAILER OR A MOTORCYCLE AND TWO FULLY
REFLECTORIZED REGISTRATION] plates. [FOR EVERY OTHER VEHICLE].
Except as specifically provided in AS 28.10.181, the plate ~~or plates~~ must remain with
the vehicle as long as the vehicle is subject to registration under this chapter."

Renumber the following bill sections accordingly.

Page 22, line 7:

Delete "76 - 78"

Insert "77 - 79"

Page 22, line 15:

Delete "71 - 73"

Insert "72 - 74"

Page 22, line 16:

Delete "70, and 74"

Insert "71, and 75"

SENATE FINANCE
COMMITTEE
Amendment Number: 11
Bill Number: CSSB 99(JUD)
Sponsor: Sharp Date: 4/26/93
Logged In By: Per

*Kelly @ BT ADOPTED
Kertute absent 5-1*

NO. 12

A M E N D M E N T

TO: CSSB 99 (FIN)

BY: SEN. FRANK

DATE: 4-26-93

Pg. 16 - SEC. 55

DELETE ENTIRE SECTION.

Pg. 17 & 18 - SEC. 59

DELETE ENTIRE SECTION.

Pg. 18 & 19 - SEC. 61

DELETE ENTIRE SECTION.

Pg. 21, LINE 27

DELETE: "AS 28.10.011(12)"

RENUMBER REMAINING SECTIONS ACCORDINGLY.

SENATE FINANCE
COMMITTEE

Amendment Number: (12)
Bill Number: SB 99
Sponsor: Frank Date: 4/26/93
Logged In By: Bm

adopted upon

NO. 13

A M E N D M E N T

TO: CSSB 99 (FIN)

BY: _____

DATE: 4-26-93

Pg. 17, LINES 6-20

DELETE ENTIRE SECTION 58.

RENUMBER REMAINING SECTIONS ACCORDINGLY.

SENATE FINANCE
COMMITTEE
Amendment Number 3 13
Bill Number: 99
Sponsor: _____ Date: 4/26/93
Logged In By: Am
Adopted

AMENDMENT NO. 14

BY: SENATOR KELLY

DATE: APRIL 26, 1993

CONCEPTUAL AMENDMENT

ADD NEW LANGUAGE TO AS 28.10.421 (D) (2) CITING LANGUAGE SET FORTH IN DRAFT CSSB 99 (FIN) DATED 4-26-93, AT PAGE 15, LINES 20 THROUGH 22. THE CHARGE FOR THESE SPECIAL REGISTRATION PLATES SHALL BE \$50.00.

adopted 4-26-93

8-GS10200
Dierdorff
4/26/93

CS FOR SENATE BILL NO. 99(FIN)
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:
Referred:

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

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the powers, duties, financial administration, and operations
2 of certain state agencies, including the duration and renewal of licenses issued by
3 the Alcoholic Beverage Control Board, duties of and fees charged by the office
4 of public advocacy, student loan fees, compensation of hunting and fishing license
5 vendors, Department of Labor fees and licensing periods, police standards fees,
6 motor vehicle registration and insurance and the definition of 'vehicle', program
7 receipts accounting, risk management administration, proration of state payments,
8 extensions of state leases, receipt of donations and charging of fees by the
9 Department of Natural Resources, coverage of persons under Medicaid, and
10 revising the order of priority for coverage of optional medical services under
11 Medicaid; amending Alaska Rule of Probate Procedure 16(d); and providing for
12 an effective date."

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

2 * Section 1. AS 04.11.090(b) is amended to read:

3 (b) The biennial [ANNUAL] beverage dispensary license fee is \$2,500
4 [\$1,250].

5 * Sec. 2. AS 04.11.100(d) is amended to read:

6 (d) The biennial [ANNUAL] fee for a restaurant or eating place license is
7 \$600 [\$300].

8 * Sec. 3. AS 04.11.100(e) is amended to read:

9 (e) A license may be renewed under this section only if the licensee provides
10 evidence to the board's satisfaction that gross receipts from the sale of food upon the
11 licensed premises constitute no less than 50 percent of the gross receipts of the
12 licensed premises for each of the two preceding calendar years [LICENSE YEAR].

13 * Sec. 4. AS 04.11.110(c) is amended to read:

14 (c) The biennial [ANNUAL] club license fee is \$1,200 [\$600].

15 * Sec. 5. AS 04.11.120(c) is amended to read:

16 (c) The biennial [ANNUAL] bottling works license fee is \$500 [\$250].

17 * Sec. 6. AS 04.11.130(d) is amended to read:

18 (d) The biennial [ANNUAL] brewery license fee is \$1,000 [\$500].

19 * Sec. 7. AS 04.11.135(c) is amended to read:

20 (c) The biennial [ANNUAL] brewpub license fee is \$500 [\$250].

21 * Sec. 8. AS 04.11.140(d) is amended to read:

22 (d) The biennial [ANNUAL] winery license fee is \$500 [\$250].

23 * Sec. 9. AS 04.11.150(b) is amended to read:

24 (b) The biennial [ANNUAL] package store license fee is \$1,500 [\$750].

25 * Sec. 10. AS 04.11.160(a) is amended to read:

26 (a) A general wholesale license authorizes the holder to sell alcoholic
27 beverages in the original package, and wine in bulk, in quantities of not less than five
28 gallons. A holder of a general wholesale license may not sell to a person not licensed
29 under this title, except as provided in AS 04.21.040. A holder of a general wholesale
30 license may not sell alcoholic beverages unless any stamps required to be affixed to
31 the package by state or federal law are intact on the package. A wholesaler must

1 obtain a general wholesale license for each distributing point. The biennial
 2 [ANNUAL] general wholesale license fee is \$2,000 [\$1,000 FOR THE FIRST
 3 \$100,000 OF BUSINESS TRANSACTED], payable at the time of making an original
 4 application or an application for renewal. In addition, the following annual fees shall
 5 be paid by a holder of a general wholesale license:

<u>Total</u> Business Transacted During <u>Calendar</u> Year	<u>Annual</u> Fee
6 over \$100,000 and not over \$150,000	\$ 500
7 over \$150,000 and not over \$200,000	\$ 1,000
8 over \$200,000 and not over \$250,000	\$ 1,500
9 over \$250,000 and not over \$300,000	\$ 2,000
10 over \$300,000 and not over \$350,000	\$ 2,500
11 over \$350,000 and not over \$400,000	\$ 3,000
12 over \$400,000 and not over \$500,000	\$ 4,000
13 over \$500,000 and not over \$600,000	\$ 5,000
14 over \$600,000 and not over \$700,000	\$ 6,000
15 over \$700,000 and not over \$800,000	\$ 7,000
16 over \$800,000 and not over \$1,000,000	\$ 9,000
17 over \$1,000,000	\$10,000.

18
 19 **Sec. 11.** AS 04.11.160(b) is amended to read:

20 (b) A wholesale malt beverage and wine license authorizes the holder to sell
 21 malt beverages and wine in the original packages in quantities of not less than five
 22 gallons. The holder of a wholesale malt beverage and wine license may not sell to a
 23 person not licensed under this title except as provided in AS 04.21.040. The biennial
 24 [ANNUAL] wholesale malt beverage and wine license fee is \$400 [\$200 FOR THE
 25 FIRST \$20,000 OF BUSINESS TRANSACTED DURING A YEAR], payable at the
 26 time of making an original application or application for renewal. In addition, the
 27 following annual fees shall be paid by a holder of a wholesale malt beverage and wine
 28 license:

<u>Total</u> Business Transacted During <u>Calendar</u> Year	<u>Annual</u> Fee
29 over \$20,000 and not over \$50,000	\$ 300
30 over \$50,000 and not over \$100,000	\$ 1,000

31

1	over \$100,000 and not over \$150,000	\$ 1,500
2	over \$150,000 and not over \$200,000	\$ 2,000
3	over \$200,000 and not over \$400,000	\$ 4,000
4	over \$400,000 and not over \$600,000	\$ 6,000
5	over \$600,000 and not over \$800,000	\$ 8,000
6	over \$800,000	\$10,000.

7 * **Sec. 12.** AS 04.11.160(c) is amended to read:

8 (c) No later than February 28 of each year [FOLLOWING THE YEAR FOR
9 WHICH A LICENSE HAS BEEN ISSUED UNDER THIS SECTION], the licensee
10 shall file with the board an affidavit showing the total business transacted during the
11 preceding calendar year under the license and the location of the licensed premises
12 at which the business was transacted. At the time of filing the affidavit, the licensee
13 shall pay the additional annual [LICENSE] fees accrued under (a) and (b) of this
14 section during the preceding calendar year.

15 * **Sec. 13.** AS 04.11.170(c) is amended to read:

16 (c) The biennial [ANNUAL] distillery license fee is \$1,000 [\$500].

17 * **Sec. 14.** AS 04.11.180(b) is amended to read:

18 (b) The biennial [ANNUAL] fee for a common carrier dispensary license is
19 \$700 [\$350] for each vehicle, boat, aircraft, or railroad buffet car in which alcoholic
20 beverages are served.

21 * **Sec. 15.** AS 04.11.210(b) is amended to read:

22 (b) The biennial [ANNUAL] fee for a recreational site license is \$800 [\$400].

23 * **Sec. 16.** AS 04.11.220(d) is amended to read:

24 (d) The biennial [ANNUAL] fee for a pub license is \$800 [\$400].

25 * **Sec. 17.** AS 04.11.250(a) is amended to read:

26 (a) A conditional contractor's permit authorizes the holder to sell beer or wine
27 for consumption only on designated premises for two years [ONE YEAR] from the
28 date of issuance of the permit at construction sites that are located outside a city and
29 inside the boundaries of a military or naval reservation.

30 * **Sec. 18.** AS 04.11.250(b) is amended to read:

31 (b) An applicant for a conditional contractor's permit must obtain and file with

1 the board written permission from the commanding officer of the military or naval
2 reservation and the prime contractor of the remotely situated project for the conduct
3 of the activities authorized by the permit. A conditional contractor's permit may be
4 renewed biennially [ANNUALLY] upon reapplication for a permit and may be
5 revoked or suspended at the discretion of the commanding officer or the prime
6 contractor.

7 * Sec. 19. AS 04.11.250(d) is amended to read:

8 (d) The biennial [ANNUAL] conditional contractor's permit fee is \$1,200
9 [\$600].

10 * Sec. 20. AS 04.11.270(a) is amended to read:

11 (a) An application for renewal of a license or renewal of a conditional
12 contractor's permit must include [:]

13 (1) the information required for a new license or permit under
14 AS 04.11.260 except that proof of notice under AS 04.11.310 is not required; and

15 (2) a list of all convictions of the applicant of violations of this title,
16 a regulation adopted under this title, or an ordinance adopted under AS 04.21.010, that
17 occurred in the preceding two calendar years [YEAR].

18 * Sec. 21. AS 04.11.270(b) is repealed and reenacted to read:

19 (b) A license shall be renewed as follows:

20 (1) on or before November 1 of each year, the director shall mail a
21 renewal application to each licensee whose license, unless renewed, will expire on
22 December 31 of that year; the application shall be mailed to the licensee at the
23 licensed premises or at a mailing address furnished by the licensee;

24 (2) the licensee shall submit the completed renewal application and the
25 biennial license fee to the director on or before December 31;

26 (3) a renewal application filed after December 31 is delinquent and
27 must be accompanied by a \$200 penalty fee;

28 (4) if December 31 falls on a weekend or a state holiday, the deadline
29 is extended to the first business day following December 31.

30 * Sec. 22. AS 04.11.330(a) is amended to read:

31 (a) An application requesting renewal of a license shall be denied if

1 (1) the board finds, after review of all relevant information, that
2 renewal of the license would not be in the best interests of the public;

3 (2) the license has been revoked for any cause;

4 (3) the applicant has not operated the licensed premises for at least 30
5 eight-hour days during each of the two preceding calendar years [THE
6 IMMEDIATELY PRECEDING CALENDAR YEAR], unless the board determines that
7 the licensed premises are under construction or cannot be operated through no fault of
8 the applicant;

9 (4) the board finds that issuance of an existing license under
10 AS 04.11.400(g) has not encouraged tourist trade;

11 (5) the requirements of AS 04.11.420 - 04.11.450 relating to zoning,
12 ownership of the license, and financing of the licensee have not been met;

13 (6) renewal of the license would violate the restrictions pertaining to
14 the particular license under this title;

15 (7) renewal of the license is prohibited under this title as a result of an
16 election conducted in accordance with AS 04.11.502;

17 (8) the application has not been completed in accordance with
18 AS 04.11.270;

19 (9) the license was issued under AS 04.11.400(j), and the board finds
20 that the public convenience does not require renewal.

21 * Sec. 23. AS 04.11.330(d) is amended to read:

22 (d) Notwithstanding (a) (3) of this section, a recreational site license issued
23 under AS 04.11.210 may be renewed if the license was exercised at least once during
24 each of the two [THE IMMEDIATELY] preceding calendar years [YEAR].

25 * Sec. 24. AS 04.11.490(b) is amended to read:

26 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
27 section, the board shall be notified immediately after certification of the results of the
28 election and thereafter the board may not issue, renew, or transfer between holders or
29 locations a license for licensed premises located within the boundaries of the [A]
30 municipality and in unincorporated areas within five miles of the boundaries of the
31 municipality or within the perimeter of the [AN] established village. Licenses that

1 may not be renewed because of a local option election held under this section are void
2 90 days after the results of the election are certified. A license that will expire during
3 the 90 days after the results of a local option election under this section are certified
4 may be extended, until it is void under this subsection, by payment of a prorated
5 portion of the biennial [ANNUAL] license fee.

6 * **Sec. 25.** AS 04.11.492(b) is amended to read:

7 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
8 section, the board shall be notified immediately after certification of the results of the
9 election and thereafter may not issue, renew, or transfer between holders or locations
10 a license for licensed premises located within the boundaries of the [A] municipality
11 and in unincorporated areas within five miles of the boundaries of the municipality,
12 with the exception of a beverage dispensary or package store operated under a
13 community liquor license held by the municipality. Licenses in effect are void 90 days
14 after the results of the election are certified. A license that will expire during the 90
15 days after the results of a local option election under this section are certified may be
16 extended, until it is void under this subsection, by payment of a prorated portion of the
17 biennial [ANNUAL] license fee.

18 * **Sec. 26.** AS 04.11.496(b) is amended to read:

19 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
20 section, a person, beginning on the first day of the month following certification of the
21 results of the election, may not knowingly send, transport, or bring an alcoholic
22 beverage into the municipality or established village, unless the alcoholic beverage is
23 sacramental wine to be used for bona fide religious purposes based on tenets or
24 teachings of a church or religious body, is limited in quantity to the amount necessary
25 for religious purposes, and is dispensed only for religious purposes by a person
26 authorized by the church or religious body to dispense the sacramental wine. The board
27 shall be notified immediately after certification of the results of the election and
28 thereafter may not issue, renew, or transfer between holders or locations a license for
29 licensed premises located within the boundaries of the municipality and within
30 unincorporated areas within five miles of the boundaries of the municipality or within
31 the perimeter of the established village. Licenses that may not be renewed because of

1 a local option election held under this section are void 90 days after the results of the
2 election are certified. A license that will expire during the 90 days after the results of
3 a local option election under this section are certified may be extended, until it is void
4 under this subsection, by payment of a prorated portion of the biennial [ANNUAL]
5 license fee.

6 * Sec. 27. AS 04.11.498(c) is amended to read:

7 (c) If a majority of the voters of an established village vote "yes" on the
8 question set out in (a) of this section and the sale of alcoholic beverages, or the sale
9 and importation of alcoholic beverages, has not been previously prohibited in the
10 established village in accordance with AS 04.11.490 or 04.11.496, a person, beginning
11 90 days after certification of the results of the election, may not knowingly possess an
12 alcoholic beverage in the established village, unless the person is licensed by the board
13 or the alcoholic beverage is wine to be used for bona fide religious purposes based on
14 tenets or teachings of a church or religious body, is limited in quantity to the amount
15 necessary for religious purposes, and is dispensed only for religious purposes by a
16 person recognized by the church or religious body as authorized to dispense the wine.
17 The board shall be notified immediately after certification of the results of the election
18 and thereafter may not issue, renew, or transfer between holders or locations a license
19 for licensed premises located within the perimeter of the established village as defined
20 in AS 04.21.080(b). Licenses that may not be renewed because of a local option
21 election held under this section are void 90 days after the results of the election are
22 certified. A license that will expire during the 90 days after the results of a local
23 option election under this section are certified may be extended until it is void under
24 this subsection [SECTION], by payment of a prorated portion of the biennial
25 [ANNUAL] license fee.

26 * Sec. 28. AS 04.11.498(e) is amended to read:

27 (e) If a majority of the voters of a municipality vote "yes" on the question set
28 out in (a) of this section and the sale of alcoholic beverages, or the sale and
29 importation of alcoholic beverages, has not been previously prohibited in the
30 municipality in accordance with AS 04.11.490 or 04.11.496, an ordinance is adopted
31 that becomes effective beginning 90 days after certification of the results of the

1 election, and a person may not knowingly possess an alcoholic beverage in the
2 municipality, unless the alcoholic beverage is wine to be used for bona fide religious
3 purposes based on tenets or teachings of a church or religious body, is limited in
4 quantity to the amount necessary for religious purposes, and is dispensed only for
5 religious purposes by a person recognized by the church or religious body as
6 authorized to dispense the wine. The board shall be notified immediately after the
7 adoption of the ordinance and thereafter may not issue, renew, or transfer between
8 holders or locations a license for licensed premises located within the boundaries of
9 the municipality and within unincorporated areas within five miles of the boundaries
10 of the municipality. Licenses that may not be renewed because of a local option
11 election held under this section are void 90 days after the results of the election are
12 certified. A license that will expire during the 90 days after the results of a local
13 option election under this section are certified may be extended, until it is void under
14 this subsection [SECTION], by payment of a prorated portion of the biennial
15 [ANNUAL] *fee*.

16 * **Sec. 29.** AS 04.11.500(b) is amended to read:

17 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
18 section, the board shall be notified immediately after certification of the results of the
19 election and thereafter may not issue, renew, or transfer between holders or locations
20 a license for licensed premises located within the boundaries of the municipality and
21 in unincorporated areas within five miles of the boundaries of the municipality or
22 within the perimeter of the established village, except those types of licenses listed on
23 the ballot. Licenses in effect within the boundaries of the municipality or perimeter
24 of the established village, and in an unincorporated area outside of but within five
25 miles of the boundaries of the municipality, except those types of licenses listed on the
26 ballot, are void 90 days after the results of the election are certified. A license that
27 will expire during the 90 days after the results of a local option election under this
28 section are certified may be extended, until it is void under this subsection, by payment
29 of a prorated portion of the biennial [ANNUAL] license fee.

30 * **Sec. 30.** AS 04.11.500(c) is amended to read:

31 (c) If the majority of the voters vote "no" on the question set out in (a) of this

1 section or vote "yes" on the questions set out in AS 04.11.490, 04.11.492, 04.11.496,
2 or this section if different types of licenses are listed on the ballot in an election
3 conducted in accordance with AS 04.11.502 after an election in which the voters voted
4 "yes" on the question set out in (a) of this section, the board shall be notified
5 immediately after certification of the results of the election. Licenses in effect in the
6 municipality, in the unincorporated area outside of but within five miles of the
7 boundaries of the municipality or established village that were excepted from the
8 prohibition on sale in accordance with the results of the earlier election are void 90
9 days after the results of the election are certified. Thereafter the board may not issue,
10 renew, or transfer between holders or locations a license for licensed premises located
11 within the boundaries of the municipality or within the perimeter of an established
12 village, or in an unincorporated area within five miles of the boundaries of the
13 municipality, except a license that may be issued to a municipality or to one of the
14 types of licenses listed on the ballot as a result of a majority of the voters voting "yes"
15 on the question set out in AS 04.11.492 or this section, respectively. A license that
16 will expire during the 90 days after the results of a local option election under this
17 section are certified may be extended, until it is void under this subsection, by payment
18 of a prorated portion of the biennial [ANNUAL] license fee.

19 * Sec. 31. AS 04.11.610(a) is amended to read:

20 (a) Biennial [ANNUAL] license fees, excluding annual wholesale fees and
21 biennial wholesale license fees, collected within a municipality shall be refunded
22 semi-annually to the municipality.

23 * Sec. 32. AS 04.11.680(a) is amended to read:

24 (a) Upon application and payment of one-quarter [ONE-HALF] of the
25 biennial [ANNUAL] fee, the board may issue a license under this title that will be
26 effective for a continuous six-month period. Otherwise, all licenses issued under this
27 title other than a retail stock sale license are effective for the two calendar years
28 [YEAR] ending December 31, unless a shorter period is prescribed by the board or by
29 law.

30 * Sec. 33. AS 13.26.410(a) is repealed and reenacted to read:

31 (a) The commissioner of administration may establish by regulation a schedule

1 of reasonable fees for the costs of the public guardian's services. The fee schedule
2 established may be based upon the ability of the ward or protected person to pay for
3 guardian services but may not exceed the actual cost of providing public guardian
4 services. The Office of Public Advocacy shall charge and collect the fees established
5 under this subsection, but may waive collection of a fee upon a finding that collection
6 is not economically feasible or in the public interest.

7 * Sec. 34. AS 13.26.410(c) is amended to read:

8 (c) The public guardian may [SHALL] investigate the financial status of (1)
9 a person who requests the appointment of the public guardian as the person's guardian
10 or conservator; and (2) a ward for whom a court has appointed the public guardian.

11 * Sec. 35. AS 13.26.410 is amended by adding a new subsection to read:

12 (f) The annual estimated balance in the account maintained under
13 AS 37.05.142 may be used by the legislature to make appropriations to the Department
14 of Administration to carry out the purposes of AS 44.21.400 - 44.21.410 (office of
15 public advocacy).

16 * Sec. 36. AS 14.43.120(a) is amended to read:

17 (a) Proceeds from a scholarship loan to a full-time student may only be used
18 for books, tuition and required fees, loan guarantee fees, and [FOR] room and board.
19 Proceeds from a scholarship loan to a half-time student may only be used for books,
20 [AND] tuition and required fees, and loan guarantee fees.

21 * Sec. 37. AS 14.43.120(h) is amended to read:

22 (h) Security may not be required for a loan; however, a loan guarantee fee,
23 as specified in (u) of this section, shall be charged at the time that the loan is
24 awarded. Additionally, provision shall be made for payment of all fees and costs
25 incurred in collection of the amount owed on the loan if it becomes delinquent or in
26 default.

27 * Sec. 38. AS 14.43.120 is amended by adding a new subsection to read:

28 (u) A loan guarantee fee of one percent of the total scholarship loan amount
29 shall be assessed upon a scholarship loan that is funded from the student loan fund of
30 the Alaska Student Loan Corporation. The loan guarantee fee shall be added as a
31 finance charge to the total loan amount awarded, notwithstanding the loan limits set

1 out at AS 14.43.110 and 14.43.115. Subject to appropriation, the loan guarantee fees
2 shall be deposited into a guarantee fee account within the student loan fund of the
3 Alaska Student Loan Corporation, and subsequently transferred by the commission to
4 loan accounts within the student loan fund to offset losses incurred due to student loan
5 debt cancellation as a result of death, disability, or bankruptcy of the student.

6 * **Sec. 39.** AS 14.43.300(a) is amended to read:

7 (a) A scholarship loan to a recipient under AS 14.43.250(b)(1) - (4) or (6) may
8 not exceed \$2,500 a school year for an undergraduate student or \$5,000 a school year
9 for a graduate student, exclusive of loan guarantee fees under (g) of this section, and
10 may not be made to a student for more than six years. A scholarship loan to a
11 recipient under AS 14.43.250(b)(5) may not exceed the cost of tuition and required
12 fees, loan guarantee fees under (g) of this section, books and educational supplies,
13 room and board, and transportation for two round trips between the recipient's home
14 and school each year. A loan under AS 14.43.250(b)(5) may not be made for more
15 than five years of undergraduate study, five years of graduate study, or a combined
16 maximum of eight years of study.

17 * **Sec. 40.** AS 14.43.300 is amended by adding a new subsection to read:

18 (g) A loan guarantee fee of one percent of the total memorial scholarship loan
19 amount shall be assessed upon a memorial scholarship loan. The loan guarantee fee
20 shall be added as a finance charge to the total loan amount awarded. Subject to
21 appropriation, the loan guarantee fee shall be deposited into a guarantee fee account
22 within the memorial scholarship revolving loan fund, and subsequently transferred by
23 the commission to the appropriate memorial scholarship accounts within the memorial
24 scholarship revolving loan fund to offset losses incurred due to loan debt cancellation
25 as a result of death, disability, or bankruptcy of the student.

26 * **Sec. 41.** AS 14.43.640(c) is amended to read:

27 (c) A loan may not exceed \$7,500 in a school year, exclusive of loan
28 guarantee fees.

29 * **Sec. 42.** AS 14.43.640(d) is amended to read:

30 (d) Proceeds from a teacher scholarship loan may be used only for
31 undergraduate expenses of books, tuition, required fees, loan guarantee fees, room and

1 board, and the transportation expense for two round trips between the loan recipient's
2 home and school.

3 * Sec. 43. AS 14.43.740(a) is amended to read:

4 (a) The provisions of AS 14.43.100, 14.43.110, 14.43.115, 14.43.120(a) - (d),
5 (i), (m), and (r) - (u) [(r) - (t)], and 14.43.135 apply to a loan made under
6 AS 14.43.710 - 14.43.790.

7 * Sec. 44. AS 16.05.390(d) is amended to read:

8 (d) Compensation provided by this section shall be paid from appropriations
9 made to the department [FROM THE GENERAL FUND].

10 * Sec. 45. AS 18.60.220 is amended to read:

11 Sec. 18.60.220. DUTIES OF THE DEPARTMENT OF LABOR. The
12 Department of Labor shall

13 (1) have all violators of AS 18.60.180 - 18.60.390 prosecuted;

14 (2) issue, suspend, or revoke for cause, inspection certificates provided
15 for in AS 18.60.390;

16 (3) take action necessary for the enforcement of the laws and
17 regulations governing the use of boilers and unfired pressure vessels;

18 (4) keep a complete record of the type, dimensions, maximum
19 allowable working pressure, age, condition, location, and date of the last recorded
20 internal inspection of boilers and unfired pressure vessels to which AS 18.60.180 -
21 18.60.390 apply;

22 (5) adopt regulations establishing reasonable fees for administering
23 special inspector examinations and for processing applications for special
24 inspector commissions; and

25 (6) do acts necessary to carry out the purposes of AS 18.60.180 -
26 18.60.390.

27 * Sec. 46. AS 18.62.020 is amended to read:

28 Sec. 18.62.020. APPLICATION FOR AND ISSUANCE OF CERTIFICATE.

29 The department shall issue certificates of fitness and renewal [VALID FOR ONE,
30 YEAR AND] certificates of fitness valid for two [THREE] years. The certificate may
31 [SHALL] be issued only to an individual. An applicant for a certificate shall apply

1 in writing, under oath, on a form prescribed by the department containing

2 (1) the name and address of the applicant;

3 (2) the applicant's age;

4 (3) the applicant's citizenship; and

5 (4) WHETHER THE APPLICANT IS APPLYING FOR A
6 ONE-YEAR OR A THREE-YEAR CERTIFICATE; AND

7 (5) other information relevant to licensing that the department requires.

8 * Sec. 47. AS 18.62.030 is repealed and reenacted to read:

9 Sec. 18.62.030. FEES. An applicant shall pay a nonrefundable application and
10 examination fee of \$50 when applying for a trainee or journeyman level certificate of
11 fitness. The department shall charge a biennial fee of \$160 for the issuance of a
12 trainee or journeyman level certificate or a renewal certificate, to be prorated if issued
13 for less than two years, and a fee of \$25 for the issuance of a duplicate certificate.

14 * Sec. 48. AS 18.65.220 is amended by adding a new paragraph to read:

15 (7) charge and collect a fee of \$50 for processing applications for
16 certification of police, probation, parole, and correctional officers.

17 * Sec. 49. AS 23.15.390 is amended to read:

18 Sec. 23.15.390. TERM OF PERMIT; FEES. The fee for filing an application
19 for a permit is \$10. A permit is valid for a term of two years. The biennial fee
20 for the issuance of a permit, including a renewal permit, is \$100. All fees shall be
21 deposited in the general fund. In addition to paying this fee, all persons conducting
22 employment agencies shall [MUST] comply with the provisions of AS 43.70 (Alaska
23 Business License Act).

24 * Sec. 50. AS 28.10.071(a) is amended to read:

25 (a) The department shall review each application for registration received and,
26 when satisfied that it is correct, register the vehicle and keep a record of the
27 registration in suitable books, index cards, or electronic or photographic recording and
28 storage media, or in any combination of them. The [RECORD IS REFERRED TO
29 AS THE "VEHICLE REGISTER" AND THE] vehicles are referred to as "registered
30 vehicles." The department may compile a record of the number and types of vehicles
31 registered in this state and may make statistical data available to the public for a fee

1 as prescribed in regulations adopted by the commissioner. The department may also
2 provide vehicle registration lists to the public for a fee, but only as an electronic
3 service or product under AS 09.25.115. The commissioner may prescribe, by
4 regulation, fees relating to the provision of vehicle registration lists.

5 * Sec. 51. AS 28.10.071(c) is amended to read:

6 (c) The department shall keep a record of the registrations of vehicles used in
7 law enforcement work when secrecy is necessary. This record is separate from the
8 record [VEHICLE REGISTER] required by (a) of this section and may be disclosed
9 only to and upon the request of the chief peace officer of a municipality, a state
10 trooper district commander, the chief federal law enforcement officer assigned to the
11 state, or to a court upon an appropriate order.

12 * Sec. 52. AS 28.10.181(c) is amended to read:

13 (c) Special request plates. Upon application by the owner of a
14 passenger vehicle, motorcycle, noncommercial van or pick-up truck, or motor home,
15 the department shall design and issue registration plates containing a series of not more
16 than six letters or numbers or combination of letters and numbers as requested by the
17 owner. The department may, in its discretion, disapprove the issuance of registration
18 plates under this subsection when the requested symbols are a duplication of an
19 existing registration or when the symbols are considered unacceptable by the
20 department. The department may also design and issue special registration plates
21 depicting Alaska plant life, fish, wildlife, geography, history, or other depictions
22 of the state. *\$50 charge*
Amend # 44

23 * Sec. 53. AS 28.10.181(d) is repealed and reenacted to read:

24 (d) Vehicles owned by disabled veterans, including persons disabled in the line
25 of duty while serving in the Alaska Territorial Guard, or other persons with disabilities.
26 Upon the request of a person with a disability that limits or impairs the ability to walk,
27 as defined in 23 C.F.R. 1235.2, the department shall

28 (1) register one passenger vehicle in the name of the person without
29 charge; and

30 (2) issue a specially designed registration plate that displays

31 (A) recognition of the disabled veteran if the applicant's

1 disability originated from the applicant's service with the Alaska Territorial
2 Guard or the armed forces of the United States; or

3 (B) the standard symbol of disability (the wheelchair logo).

4 * Sec. 54. AS 28.10.181(j) is amended to read:

5 (j) Vehicles owned by dealers. A state-registered and bonded vehicle dealer
6 may apply for dealer registration plates. A plate issued under this subsection may be
7 used only on dealer-owned vehicles during the routine and normal course of the
8 dealer's business, excluding service vehicles, or for transporting an unregistered vehicle
9 from a port of entry to the dealer's facilities or from one dealer to another or, in the
10 case of a house trailer, from the retail facility to a trailer space. A vehicle permitted
11 to have dealer plates must be affixed with two plates issued under this subsection.

12 If the dealer sells or transfers the vehicle, the dealer plates may be used on the vehicle
13 by the new owner or transferee for a period of not more than five days after the sale
14 or transfer. The department may seize the dealer plates if it has reason to believe that
15 the plates are being used to defeat the purposes of, or are in violation of, this chapter.

16 * Sec. 55. AS 28.10.201(b) is amended to read: *Amend #12*

17 ~~(b) The owner of a vehicle described in AS 28.10.011 as being exempt from
18 registration and the owner of a snowmobile or off-highway vehicle may not apply for,
19 nor may the department issue, a certificate of title for such a vehicle. However, the
20 department may issue a certificate of title to the owner of a vehicle exempt from
21 registration under AS 28.10.011(3), (6), (7), or (11) [, OR (12)] only upon application
22 by that owner.~~

23 * Sec. 56. AS 28.10.411(f) is amended to read:

24 (f) A resident 65 years of age or older on January 1 of the year the vehicle is
25 registered is entitled to an exemption once each calendar year from the registration
26 fee required under this section for one motor vehicle subject to registration under
27 AS 28.10.421(b)(1), (2), (5), or (6). An exemption may not be granted except upon
28 written application for the exemption on a form prescribed by the department.

29 * Sec. 57. AS 28.10.421(a) is amended to read:

30 (a) Unless otherwise provided by law,

31 (1) the fees prescribed in this section shall be paid to the department

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at the times provided under AS 28.10.108 and 28.10.111; and

(2) an additional fee of \$10 shall be added to the registration fee set out in this section for registration not conducted by mail; the department may waive this additional fee for a good cause based on criteria established in regulations adopted by the department.

* Sec. 58. AS 28.10.421(c) is amended to read: *Amend #13*

(c) The annual registration fees under this subsection are imposed and are based upon the actual unladen weight as established by the manufacturer's advertised weight or upon the actual weight which the owner shall furnish, subject to the approval of the commissioner or the commissioner's representative, for a vehicle, including a motor vehicle pulling a trailer or semi-trailer, that is registered in the name of a company or business, or is used, or maintained for the transportation of passengers for hire, excepting taxicabs and buses under (b) of this section, or for the transportation of property for hire or for other commercial purposes [USE], including [A COMMERCIAL VEHICLE SUCH AS] a trailer, semi-trailer, truck, wrecker, tow car, hearse, ambulance, and tractor, as follows:

- (1) up to and including 5,000 pounds \$51;
- (2) more than 5,000 pounds to and including 12,000 pounds . . . \$86;
- (3) more than 12,000 pounds to and including 18,000 pounds . . \$156;
- (4) more than 18,000 pounds \$221.

* Sec. 59. AS 28.10.431(b) is amended to read: *Amend. #12*

(b) The tax is levied upon motor vehicles subject to the license tax under AS 28.10.411 and 28.10.421 [, NOT INCLUDING MOBILE HOMES,] and is based upon the age of vehicles as determined by model year according to the following schedule:

	Tax According to Age of							
	Vehicle							
	Since Model Year:							
	1st	2nd	3rd	4th	5th	6th	7th	8th
								or over
Motor Vehicle								

1	(1) motorcycle	S 8	\$ 7	S 6	S 5	S 4	S 3	S 2	S 2
2	(2) vehicles specified	60	50	40	30	20	15	10	5
3	in AS 28.10.421(b)(1)								
4	(3) vehicles specified	60	50	40	30	20	15	10	5
5	in AS 28.10.421(b)(3)								
6	(4) vehicles specified								
7	in AS 28.10.421 (c)(1)-(4)								
8	5,000 pounds or less	60	50	40	30	20	15	10	5
9	5,001-12,000	100	80	60	50	40	30	20	10
10	pounds								
11	12,001-18,000	150	120	100	80	60	40	30	20
12	pounds								
13	18,001 pounds	200	160	130	100	80	60	40	20
14	or over								
15	(5) vehicles specified	100	80	60	50	40	30	20	10
16	in AS 28.10.421(b)(4)								
17	(6) vehicles specified	8	7	6	5	4	3	2	2
18	in AS 28.10.421(b)(6)								
19	(7) vehicles specified	60	50	40	30	20	15	10	5
20	in AS 28.10.421(d)(9)								
21	(8) vehicles specified	60	50	40	30	20	15	10	5
22	in AS 28.10.421(b)(2)								
23	(9) vehicles eligible	40							
24	for dealer plates under								
25	AS 28.10.421(d)(10).								

* Sec. 60. AS 28.10.495(c) is amended to read:

(c) Proof of disablement or medical handicap, for the purpose of this section, shall be the same as that required for the purposes of [PROVIDED AS SPECIFIED IN] AS 28.10.181(d).

* Sec. 61. ~~AS 28.40.100(a)(21)~~ is amended to read: *Amend #12*

(21) "vehicle" means a device in, upon, or by which a person or

1 property may be transported or drawn upon or immediately over a highway or
2 vehicular way or area: **"vehicle" does not include**

3 ~~(A) [EXCEPT] devices used exclusively upon stationary rails~~
4 or tracks;

5 **(B) mobile homes:**

6 * Sec. 62. AS 37.05.146(4) is amended by adding a new subparagraph to read:

7 (R) receipts of the group insurance programs established under
8 AS 39.30.090.

9 * Sec. 63. AS 37.05.289(a) is amended to read:

10 (a) There is established in the general fund a state insurance catastrophe
11 reserve account consisting of assets appropriated to it by the legislature, [AND] assets
12 allocated to the account by the Department of Administration as provided in [(b) OF]
13 this section. **and amounts deposited into the account as provided in this section.**

14 Assets of the account may be used to obtain insurance, to establish reserves for the
15 self-insurance program, and to satisfy claims or judgments arising under the program.
16 Interest earned on money in the account shall be remitted to the Department of
17 Revenue in accordance with AS 37.10.050.

18 * Sec. 64. AS 37.05.289 is amended by adding new subsections to read:

19 (c) The \$5,000,000 cap, set in (b) of this section, on money that may be
20 retained in the state insurance catastrophe reserve account applies only to unobligated
21 money in the account at the end of a fiscal year.

22 (d) Amounts received in settlement of insurance claims or as recovery for
23 losses shall be deposited into the state insurance catastrophe reserve account.

24 * Sec. 65. AS 37.07 is amended by adding a new section to read:

25 Sec. 37.07.085. PRORATION OF PAYMENTS. (a) At the beginning of each
26 fiscal year, an agency that administers grants, reimbursement, revenue sharing, public
27 assistance, or other programs to distribute state money under a statute shall determine
28 whether appropriations for the fiscal year are sufficient to pay all anticipated claims
29 and entitlements under the statute. Except as provided in (d) of this section or as
30 otherwise provided by law prescribing agency action in response to insufficient
31 appropriations, if appropriations are not sufficient, the agency shall reduce the amount

1 to be paid to eligible recipients by prorating the shortfall among the eligible recipients.

2 (b) An agency that is paying reduced payments under (a) of this section shall
3 determine, on December 30 of the fiscal year, whether money available is sufficient
4 to fund the reduced payment level for the remainder of the fiscal year.

5 (c) An agency that has determined that appropriations are insufficient under
6 (a) or (b) of this section shall report to the governor, and the governor shall report to
7 the legislature by the 10th day of the next regular legislative session, the amount of
8 additional money needed for the remainder of that fiscal year to fund payments at the
9 reduced level and the amount of additional money needed to make full payments to
10 eligible recipients.

11 (d) An agency that has determined that appropriations are insufficient under
12 (a) of this section may not reduce payments if the reduction would violate the terms
13 of an agreement between the state and the federal government or would violate a
14 requirement for participation in a federal program in which the state is participating.
15 As required by (c) of this section, the agency and the governor shall report regarding
16 the amount of money needed to make full payments to eligible recipients.

17 (e) The commissioner of administration may adopt regulations necessary to
18 implement this section.

19 * Sec. 66. AS 41.21.020(a) is amended by adding a new paragraph to read:

20 (14) accept cash and other donations from public or private sources to
21 assist and support the department in carrying out the purposes of this chapter.

22 * Sec. 67. AS 41.21.026(a) is amended to read:

23 (a) Notwithstanding (b) of this section, the [THE] department may charge
24 and [OR] collect a fee in a park unit for

- 25 (1) rental of public use cabins or other overnight lodgings;
26 (2) [OVERNIGHT] use of a developed campsite;
27 (3) special park use permits;
28 (4) competitive and exclusive commercial use permits;
29 (5) noncompetitive and nonexclusive commercial use permits;
30 (6) use of a sewage holding tank dump station;
31 (7) guided tours of visitor centers and historic sites; [AND]

- 1 (8) admission to visitor centers and historic sites;
 2 (9) use of an improved boat ramp in a park facility developed
 3 principally for boat launching, except that the department may not charge a fee for
 4 the use of an improved boat ramp by a person who uses the ramp for access to
 5 the person's home or other property if the ramp is the only reasonable access to
 6 the person's home or other property;
 7 (10) sale of firewood;
 8 (11) sale of merchandise related to public use, enjoyment, and
 9 understanding of parks, including maps, plans, and other graphic materials;
 10 (12) use of a developed trailhead, access site, or picnic site that has
 11 developed parking and rest rooms, and use of parking associated with a developed
 12 trailhead, access site, or picnic site with developed parking; and
 13 (13) presentation or attendance at programs related to natural or
 14 cultural history, outdoor skills or education, or other topics concerned with public
 15 use, enjoyment, or understanding of parks.

16 * Sec. 68. AS 47.07.020(b) is amended by adding a new paragraph to read:

- 17 (11) persons under age 21 not covered under (a) of this section who the
 18 department has determined cannot be placed for adoption without medical assistance
 19 because of a special need for medical or rehabilitative care and who the department
 20 has determined are hard-to-place children eligible for subsidy under AS 25.23.190 -
 21 25.23.220.

22 * Sec. 69. AS 47.07.035 is amended by adding a new paragraph to read:

- 23 (28) individuals under age 21 who the department has determined
 24 cannot be placed for adoption without medical assistance because of a special need for
 25 medical or rehabilitative care and who the department has determined are hard-to-place
 26 children eligible for subsidy under AS 25.23.190 - 25.23.220.

27 * Sec. 70. AS 13.26.410(b); ^{Amend. #12} ~~AS 28.10.011(12)~~, 28.10.181(k), 28.10.421(d)(12);
 28 AS 28.22.011(a)(3); and AS 37.05.210(1) are repealed.

29 * Sec. 71. IMPLEMENTATION OF BIENNIAL LICENSURE BY ALCOHOLIC
 30 BEVERAGE CONTROL BOARD. (a) Approximately one-half of the applicants for renewal,
 31 for 1994, of a license issued by the Alcoholic Beverage Control Board, as determined by the

1 director of the Alcoholic Beverage Control Board, shall be eligible for a one-year license.
2 These licenses expire, unless renewed, on December 31, 1994, and may be renewed biennially
3 in even-numbered years after that. The 1994 renewal fee for these licenses is one-half of the
4 biennial license fee.

5 (b) The remaining approximately one-half of the 1994 renewal applicants, as
6 determined by the director, shall be eligible for a two-year license. These licenses expire,
7 unless renewed, on December 31, 1995, and may be renewed biennially in odd-numbered
8 years after that.

9 (c) The director shall notify each licensee in writing as to whether the licensee shall
10 apply for renewal under (a) or (b) of this section, and of the actual amount of the renewal fee.
11 The notice must be given not later than December 1, 1993. However, the failure of the
12 director to provide the notice required in this subsection does not prevent a license from
13 expiring on February 28, 1994, in accordance with AS 04.11.540, if the renewal application
14 is not filed on or before that date.

15 * **Sec. 72. IMPLEMENTATION OF BIENNIAL LICENSING BY THE DEPARTMENT**
16 **OF LABOR.** Notwithstanding AS 18.62.020, as amended by sec. 46 of this Act, and to ensure
17 that approximately one-half of all certificates of fitness expire in any one fiscal year,
18 approximately one-half of the applicants for renewal certificates of fitness during the first three
19 fiscal years after the effective date of sec. 46 of this Act, as determined by the Department
20 of Labor, shall receive a one-year renewal certificate, which may be renewed biennially after
21 that. The renewal fee for a one-year certificate is \$80.

22 * **Sec. 73. LEASE EXTENSIONS AUTHORIZED.** (a) Notwithstanding AS 36.30, the
23 Department of Administration, the University of Alaska, the legislature, and the court system
24 may extend for up to a maximum extension of five years a real property lease that is entered
25 into under AS 36.30, including procedures and regulations adopted under AS 36.30.005(c) and
26 36.30.020 - 36.30.030, and that is in existence on the effective date of this section if a
27 minimum cost savings of

28 (1) 10 percent can be achieved on the rent due under the lease; or

29 (2) five percent can be achieved on the rent due under the lease and the lessor
30 agrees to make modifications of the leased real property to bring the real property into
31 compliance with the requirements of 42 U.S.C. 12101 - 12213 (Americans with Disabilities