

**ALASKA LEGISLATURE**

**1353**

**HOUSE and SENATE FINANCE COMMITTEE FILES, 1995-1996**

Revision Date: \_\_\_\_\_ Dept. Affected: Revenue  
 Title: Economic Development Tax Credit BRU: Audit Operations  
 Component: Income and Excise Audit  
 Sponsor: Rep. Kott  
 Requestor: (H) STA COMPONENT SERIAL NO. 113

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE FUND SOURCE: GF	*****	*****	*****	*****	*****	*****
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current (FY95) impact \$ 0.0

ANALYSIS: (Attach a separate page if necessary)

(See Attached Analysis)

Prepared by: Robert N. Bartholomew Deputy Director *Robert N. Bartholomew* Phone: 465-2320  
 Division: Income and Excise Audit Date: 4/13/95  
 Approved by Commissioner: *[Signature]* Date: 4/13/95  
 Agency: Department of Revenue

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# ALASKA DEPARTMENT OF REVENUE

Fiscal Note Analysis  
CSHB 232(STA)  
April 13, 1995  
Page 2 of 2

## FISCAL ANALYSIS

### Maximum Credit

The Alaska Industrial Development and Export Authority (AIDEA) determines the amount and duration of the credit to be awarded. A credit is not allowed for jobs that the taxpayer relocates from one site in the state to another site in the state. The credit may not exceed the lesser of 5% of the amount of gross wages payable as compensation to new employees or 25% of the tax due by the taxpayer under AS 44.88 (*see technical correction below*). The credit is in addition to all other credits that may be allowed under the corporation income tax provisions. The credit may be claimed for up to 10 consecutive taxable years after approval.

### Operating Costs

Department of Revenue is submitting a zero fiscal note for HB 232(STA) contingent on understanding that AIDEA will assume responsibilities required under Section 1, page 2, lines 4 through 15. This fiscal note is based on a limited number of projects qualifying for the credit. If it is determined through further discussion with AIDEA and the bill's sponsor that the scope of this bill will apply to numerous projects, the Department may require additional staffing to verify credits through its audit program. Department of Revenue is working with AIDEA to clarify AIDEA's responsibilities in implementing the economic development tax credit program and the scope of application that this bill will have for qualifying projects.

### State Revenue Impact

Department of Revenue is unable to determine revenue impacts of this bill because it is not feasible to estimate the magnitude of projects eligible for credits under this bill and volume of applications that AIDEA would receive for the credit. Initial discussions have indicated a small number of applications would qualify due to requirement for competition among two states for a new business opportunity. Discussions to refine intent of the legislation are ongoing. If this legislation in final form is applicable to most new business ventures the department may have additional policy concerns.

### Technical Correction

Page 4, lines 12 and 13 should be changed to replace "this chapter" with "AS 43.20" as there are no taxes due under AS 44.88.

PROPOSED HOUSE CS FOR HB 232( ):

Explanation of amendments to

CS for HB 232(STA):

Use Version R: Shows changes made for Versions U  
and includes changes to anticipated Version V

(note: changes in Version V shown below as 3V and 13V)

1) page 1, line 9: delete "1995" and insert "1996". This would update the bill from last year's session when it was introduced, and give AIDEA and DOR time to get the program in place.

1V) page 2, lines 6-7, proposed change in new draft V : delete the phrase "and in addition to any other credit authorized to the taxpayer by this chapter." This was removed to avoid the inconsistency that it had with page 2, lines 2-3.

2) Page 1, line 14 delete the number "10" ; insert the number "5". An attempt was made to strike a balance between the need for providing tax credit incentives for new businesses in the state, and at the same time taking care not to deplete the state's revenue stream too much by doing so. It was therefore decided that 5 years would be a better length of time than 10 years.

3) page 2, line 2--Insert after the word "other" but before the word "tax" the word "state". This change was to meet several concerns expressed. First, Rep. Elton in Committee hearings on the bill last year wanted to know if the giving of a tax credit by a municipality would therefore exclude a company from receiving a tax credit under this bill. Since several municipalities, including Juneau and Anchorage, already give municipal tax credits, it was decided that we did not want to exclude a company from receiving a municipal as well as a state tax credit. Second, this language prevents other companies who are already receiving state tax credits under other programs from "double-dipping" so to speak. Thus, the extensive tax credits already being received by many larger companies in the oil, gas, mining, timber, and fishing industries would prevent them from obtaining additional benefits under this bill, unless they chose to forego the other benefits in favor of this one.

3a) page 2, lines 20-21: Delete the phrase "for the taxable years specified in the taxpayer's tax credit agreement and may not be applied retrospectively." Insert in its place the following:

"(1) by a person who has

(A) an anticipated gross payroll of at least \$1,000,000 during the 12-month period preceding the submission of the credit application; or

(B) a capital investment in the state of at least \$5,000,000 at the time of submission of the tax credit application; and"

This was inserted to set a lower threshold for when a tax credit could kick in and a company could be considered eligible.

3V) page 2, lines 20-21: in place of the above changes on 3a) above, make the following changes:

"(1) by a person who has  
(A) anticipated gross payroll increase of at least \$1,000,000 during the 12-month following the award of the tax credit; or  
(B) an anticipated capital investment in the state of at least \$5,000,000 following the award of the tax credit; and"

This further change will be made to make it clear that the increases only apply after the tax credit is made.

3b) page 2, line 26: delete the phrase "shall negotiate with the applicant." This is to eliminate any flexible determination by AIDEA or DOR and thus to avoid lawsuits.

3c) page 2, line 27: delete the word ""may" and insert the word "shall." This is to eliminate any flexible determination, and make the agreement mandatory on the part of the state once the application is received and if the conditions are met.

4) page 3, line 9, after the word "state;" insert the word "or"; then on line 12, insert a period after the word "applicant" and delete the word "or." These are technical changes to conform these lines to the deletion of (C) which immediately follows.

5) page 3, lines 13-16: Delete all of (C). It was felt that this language was too broad for the narrow purposes AIDEA and DOR wished, since it was open to interpretation which could be challenged in court. Consequently, it was deleted; which means that only (A) and (B) apply to determining eligibility for the tax credit.

6) page 3, lines 24-32; and page 4, lines 1-6: Delete these lines, that is, delete all of subsection (e); and reletter accordingly (including a reletter of a reference on page 5, line 9 to (g) which becomes (f), as does the (g) on page 3, line 20. The intention here is to leave no room for negotiation of the credit amount, since this has been fixed automatically as the lesser of two choices on page 44, lines 9-13. Again, this change was made to leave no room for doubt or possible lawsuit due to some choice AIDEA has made. The two choices listed in the bill are on page 4, lines 9-13, and are either (1) 5% of the gross wages payable as compensation for new employees, or (2) 25% of the tax due and payable by the taxpayer under this chapter.

7) page 4, lines 7-8: Delete the phrase "The membership shall determine the amount and duration of a tax credit awarded under this section." By deleting this phrase, the determination is again not up to AIDEA or DOR; the effect of this change is that both the amount and duration of the credit is now defined in the bill instead. Also, on line 8 delete the phrase "amount may not exceed" and insert the phrase "shall be." The effect of this change would be twofold: first, by deleting the word amount, we are eliminating the term "credit amount" from both the definition section of the bill (section i), and secondly, we are making the credit determination be the lesser of the two following items listed as (1) and (2), thus again removing any determination or flexibility from AIDEA or DOR.

8) page 4, line 20: delete all of (3), renumber remaining numbers in the sequence. In response to requests from AIDEA and DOR, we have attempted to delete language in several places in the bill that would require the AIDEA or DOR to make determination of eligibility for the program or for the amount of benefits, and instead fix the requirements in statute. This would have the effect of minimizing the amount of time for determination that would be required by AIDEA and DOR, and also reduce the number of potential appeals and lawsuits that might result from any flexible standards being determined and applied by AIDEA and DOR.

9) page 4, line 22: Delete the phrase "as the term of the tax credit;" and insert in its place the phrase "the credit is utilized." Since we reduced the maximum length of eligibility for the tax credit program from 10 years to 5 years on page 1 of the bill, this would then mean that the maximum amount of time required for a company to remain operating in the state would be two times that, or  $5 \times 2 = 10$  years. Of course, a company can choose to opt out of the tax credits before the five years are up; in which case this requirement is reduced to something less than 10 years.

10) page 4, lines 23-25: delete all of (5); renumber remaining numbers, including a change on page 4, line 31 referencing (6), which now becomes (4) with all of the new renumbered subsections. It was felt that instead of being too broad, this requirement was too specific, and AIDEA and DOR would need some flexibility to develop differing methods depending on the circumstances.

11) page 4, lines 28-29: delete all of lines 28 and 29 after the word "employee". These lines were deleted as being too broad in scope, and in any case the departments involved would do what they deemed necessary to meet the intent of this bill.

12) page 4, line 31: delete the phrase "the appropriate" and insert the word "any"; drop "agencies" and insert the word "agency". A technical change in line with the comments in 8) above, since AIDEA and DOR would decide which agency or agencies were appropriate to obtain information from.

13) page 5, lines 6-7: delete all of (9). Again, to meet concerns that flexible determinations by AIDEA and DOR would take time and be vulnerable to lawsuits, this requirement was deleted.

In its place was inserted the following phrase:

"(7) a requirement that the taxpayer shall expand the taxpayer's gross payroll in the state by at least \$1,000,000 or shall have at least \$5,000,000 in capital investment in the state;"

This would have the effect of placing the minimum threshold in the agreement that is to be signed by the applicant and the state. Once this is signed, if the applicant violates this requirement or any other requirement listed in the agreement, the Commissioner shall cancel the credit, as per the statement on page 2, lines 4-8 subsection (c).

13V) page 5, lines 6-7: Amend (7) shown above to read as follows;

"(7) a requirement that the taxpayer shall expand the taxpayer's gross payroll in the state by at least \$1,000,000 or shall make at least \$5,000,000 in capital investment in the state in the 12 months following the granting of the tax credit."

This would make it clear that the threshold amounts put in the above agreement would only apply to payroll and/or capital investment put into the state after the agreement was signed.

14) page 5, lines 19-20: delete all the information in (1); renumber remaining subsections accordingly. Because this amount is fixed in the bill as being only one of two possibilities (either 5% of gross wages or 25% of the tax due from the applicant, whichever is lesser), it was felt that this definition could be deleted, as it made reference to the "credit amount agreed to" and would imply some sort of flexible determination by the authority (which includes AIDEA and/or DOR).

15) page 6, line 15: delete "1996" and insert "1997". A technical change to update the bill from last year.

9-LS0323\W  
Chenoweth  
3/15/96

**CS FOR HOUSE BILL NO. 232( )**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**NINETEENTH LEGISLATURE - SECOND SESSION**

**BY**

**Offered:**  
**Referred:**

**Sponsor(s): REPRESENTATIVE KOTT**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act establishing an economic development tax credit; and providing for an  
2 effective date."

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

4 \* **Section 1.** AS 43.20 is amended by adding a new section to read:

5           Sec. 43.20.043. **ECONOMIC DEVELOPMENT TAX CREDIT.** (a) Subject to  
6 the conditions set out in this section, a taxpayer may apply as a credit against the state  
7 tax liability that may be imposed on the taxpayer under this chapter for a taxable year  
8 after December 31, 1996, the amount approved as a credit by the Alaska Industrial  
9 Development and Export Authority under AS 44.88.088 for that taxable year.

10           (b) The credit allowed by this section may not

11                   (1) exceed the amount approved as a credit by the Alaska Industrial  
12 Development and Export Authority under AS 44.88.088;

13                   (2) be awarded for more than five consecutive taxable years after  
14 approval; and

15                   (3) be used in a tax year by a taxpayer in conjunction with any other



1 state tax credit program.

2 (c) If the commissioner determines that a taxpayer who has received a credit  
3 under this section is not complying with all requirements of the tax credit agreement or  
4 all of the provisions of this section and AS 44.88.088, the commissioner shall, after  
5 giving the taxpayer an opportunity to explain the noncompliance, cancel the credit and  
6 may begin an enforcement action against the taxpayer under AS 43.10.

7 (d) On or before March 31 each year, the commissioner shall submit a report to  
8 the Alaska Industrial Development and Export Authority on the tax credits allowed under  
9 the tax credit program authorized by this section. The report must include information  
10 on the number of agreements that were entered into under AS 44.88.088 during the  
11 preceding calendar year for which a credit is allowed under this section and the sum of  
12 the credits allowed under this section.

13 \* Sec. 2. AS 44.88 is amended by adding a new section to article 3 to read:

14 Sec. 44.88.088. ECONOMIC DEVELOPMENT TAX CREDIT. (a) The  
15 membership of the authority may make economic development tax credit awards under  
16 this section to foster job creation or to expand value-added manufacturing or processing  
17 industries in the state. The credit may only be claimed

18 (1) by a person who has

19 (A) an anticipated increase in gross payroll of at least \$1,000,000  
20 in the state during the 12-month period following award of the tax credit; or

21 (B) an anticipated additional capital investment in the state of at  
22 least \$5,000,000 following the award of the tax credit; and

23 (2) for the taxable years specified in the taxpayer's tax credit agreement  
24 and may not be applied retrospectively.

25 (b) A person that proposes a project to create new jobs or to expand value-added  
26 manufacturing or processing industries in the state may apply to the authority to enter  
27 into an agreement for a tax credit under this section. The authority shall prescribe the  
28 form of the application.

29 (c) After receipt of an application, the authority shall enter into an agreement  
30 with the applicant for a credit under this section if the membership of the authority  
31 determines that

32 (1) the applicant's project satisfies at least one of the following:

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(A) the authority

(i) verifies that at least one other state is being considered for the project;

(ii) determines, using best available data, that the projected costs for the applicant's project in this state would exceed the costs of the project in the competing state, taking into account the probable effect of the competing state's incentive programs based on state, local, private, and federal funds available to the competing state; and

(iii) finds that receiving the tax credit is a beneficial factor in the applicant's decision to proceed with the project and not receiving the tax credit will result in the applicant not creating new jobs in the state; or

(B) the applicant's project will, upon completion, provide a net increase of at least 25 percent in the number of new employees employed by the applicant;

(2) awarding the tax credit will result in a net increase in jobs, in value-added manufacturing or processing industries, or in a net fiscal gain to this state, as certified by the office of management and budget, using the best available data; and

(3) the credit is not prohibited by (f) of this section.

(d) A person is not entitled to claim the credit provided by this section for jobs that the person relocates from one site in the state to another site in the state. Determinations under this subsection shall be made by the membership of the authority.

(e) The credit is the lesser of

(1) the amount of the credit approved under (c) of this section, which credit amount may not exceed five percent of the amount of gross wages payable as compensation for new employees; or

(2) 25 percent of the tax due and payable by the taxpayer under AS 43.20.

(f) The membership of the authority shall enter into an agreement with an applicant that is awarded a credit under this section. The agreement must include

(1) a detailed description of the project that is the subject of the

1 agreement;

2 (2) the duration of the tax credit and the first taxable year for which the  
3 credit may be claimed;

4 (3) a requirement that the taxpayer shall maintain operations at the  
5 project location for at least two times the number of years during which the credit is  
6 used;

7 (4) a requirement that the taxpayer shall annually report to the authority  
8 the number of new employees who are performing jobs not previously performed by an  
9 employee;

10 (5) a requirement that the membership of the authority is authorized to  
11 verify with any state agency the amounts reported under (4) of this subsection and after  
12 doing so shall issue a certificate of verification to the taxpayer stating that the amounts  
13 have been verified;

14 (6) a requirement that the taxpayer shall provide written notification to  
15 the authority and the membership of the authority not more than 30 days after the  
16 taxpayer makes or receives a proposal that would transfer the taxpayer's state tax liability  
17 obligations to a successor taxpayer; and

18 (7) a requirement that the taxpayer shall expand the taxpayer's gross  
19 payroll in the state by at least \$1,000,000 or shall make at least \$5,000,000 in capital  
20 investment in the state.

21 (g) A taxpayer claiming a credit under this section shall submit to the department  
22 a copy of the certificate of verification under (f) of this section for the taxable year.  
23 However, failure to submit a copy of the certificate does not invalidate a claim for a  
24 credit.

25 (h) Biennially, the authority shall provide for an evaluation of the tax credit  
26 program authorized by this section. The evaluation must include an assessment of the  
27 effectiveness of the program in creating new jobs in the state and of the revenue effect  
28 of the program, and may include a review of the practices and experiences of other states  
29 with similar programs. The membership of the authority shall submit a report on the  
30 evaluation to the governor and the legislature.

31 (i) In this section,

32 (1) "full-time employee" means an individual who is employed for

1 consideration for at least 35 hours each week or who renders any other standard of  
2 service generally accepted by custom or specified by contract as full-time employment;

3 (2) "new employee"

4 (A) means

5 (i) a full-time employee employed by a taxpayer in the  
6 project that is the subject of a tax credit agreement and who is first  
7 employed by the taxpayer after the taxpayer enters into the tax credit  
8 agreement;

9 (ii) notwithstanding (B)(i) of this paragraph, a new  
10 employee who performs a job that was previously performed by an  
11 employee who was treated under the agreement as a new employee and  
12 was promoted by the taxpayer to another job;

13 (B) does not include

14 (i) an employee of the taxpayer who performs a job that  
15 was previously performed by another employee if that job existed for at  
16 least six months before hiring the new employee;

17 (ii) an employee of the taxpayer who was previously  
18 employed in the state by a related member of the taxpayer and whose  
19 employment was shifted to the taxpayer after the taxpayer entered into the  
20 tax credit agreement; or

21 (iii) a child, grandchild, parent, or spouse, other than a  
22 spouse who is legally separated from the individual, of any individual  
23 who is an employee of the taxpayer and who has a direct or an indirect  
24 ownership interest of at least five percent in the profits, capital, or value  
25 of the taxpayer, as determined in accordance with 26 U.S.C. 1563.

26 \* Sec. 3. This Act takes effect January 1, 1997.

# Alaska State Legislature House of Representatives

## COMMITTEE ASSIGNMENTS:

LABOR & COMMERCE, CHAIRMAN  
MILITARY & VETERANS AFFAIRS, CHAIRMAN  
COMMUNITY & REGIONAL AFFAIRS  
RESOURCES  
INTERNATIONAL TRADE / TOURISM  
LEGISLATIVE COUNCIL



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## SPONSOR STATEMENT PROPOSED HOUSE FINANCE CS FOR HB 232 ( )

The State of Alaska is currently spending over a half billion dollars more than it generates each fiscal year. Unless corrective action is taken, this yearly deficit will grow even larger, until our reserves are exhausted. It clearly behooves the state to take responsible action before that occurs.

The purpose of the proposed CS HB 232 ( ) is to create new jobs in Alaska and to encourage more value-added manufacturing and processing. Thus, if this bill becomes law, both new and better jobs will be available to Alaskans. This will bring more money into the economy, thereby bringing more money into the state coffers.

The mechanism employed by the proposed CS is an economic development tax credit, to be applied against the state income tax. To qualify for a tax credit, applicants would need to demonstrate to AIDEA, among other things, that the project "...will result creating new jobs, or expanding value-added manufacturing or processing industries." It is intended to encourage new businesses and new investment, from either in-state or out-of-state, or even foreign investors. Its intent in part is to help Alaska diversify its economy during the coming years.

If an applicant meets all the criteria established for a tax credit, they will enter into an agreement with AIDEA. In no case can the credit exceed the lesser of the following: (1) 5% of the gross wages payable as compensation for new employees, or (2) 25% of the tax due from the applicant. The duration of the credit may not be greater than five consecutive tax years. Moreover, the agreement requires the taxpayer to continue operations for twice the number of years the credit is allowed.

The proposed CS has numerous changes in it compared to the original CS from State Affairs. For example, the number of years for receiving the credit was reduced from 10 years to 5 years, since we want to encourage new business into the state, but also must take care not to deplete the state's revenue stream too much.

Numerous changes were made based on input from the Department of Revenue and AIDEA. To maintain a zero fiscal note that came with the original bill, we set a ceiling and a floor to the bill. For the ceiling, those who are already getting a tax credit from the state would not be eligible for this credit in addition. This would eliminate many large companies in the oil



Representative Pete Kott



and gas, mining, and fisheries industries, who already are getting other state tax credits and breaks. (At the same time, an applicant could still get this bill's state tax credit and combine it with any municipal tax credit). For the floor, no company would qualify unless they were willing to commit to an increase of at least \$1,000,000 in local payroll or \$5,000,000 in capital investment in the state annually. The intention of the bill was not to focus on the high or the low end, but stimulate new business development in the middle range.

Many of the other changes in the bill were to tighten up language that would limit the flexibility of AIDEA to negotiate, or make choices and determinations, or exercise judgment in determining criteria or credit amounts, or anything else. This was done at the request of AIDEA and DOR, who wanted this limiting language, and objective criteria, because it was felt that limiting language would reduce the amount of time AIDEA would have to spend on cases, and also reduce if not eliminate appeals and lawsuits.

**Sectional Analysis**  
**Proposed House Finance CS for HB 232 ( )**

**Section #1:**

Establishes an economic development tax credit for each taxable year that corporate taxpayers may apply for. The credit allowed may not exceed the amount approved by the AIDEA, be awarded for more than 5 consecutive years, or be used in conjunction with another state tax credit program.

Requires the Commissioner of the Department of C &ED to cancel the credit if any of the requirements or conditions of the agreement signed by the taxpayer are not met, and to report annually to AIDEA.

**Section #2:**

Establishes the tax credit, which can only be granted by the AIDEA Board to a corporate taxpayer who either (1) anticipates an annual gross payroll increase of at least \$1,000,000 in Alaska during the year following the awarding of the tax credit, or (2) an anticipated annual gross capital investment of at least \$5,000,000.

The tax credit claim cannot be made retroactively.

If a taxpayer makes an application, an agreement between AIDEA and the taxpayer shall be made if the project meets one of the following two criteria: (1) (a) at least one other state is being considered for the project, and (b) the costs in Alaska would exceed the cost in any competing state and (c) the tax credit is a factor in the taxpayer's decision to locate in Alaska, OR (2) the taxpayer's project will provide a net increase of at least 25% in the number of new employees employed by the applicant.

The tax credit cannot be claimed if it is prohibited by (f) of this section.

A taxpayer cannot claim the tax credit if it means moving from one job site to another in Alaska.

The credit is determined to be the lesser of the following two amounts: (1) if it is up to 5% of the amount of gross wages payable as compensation for new employees, OR (2) it is 25% of the tax due and payable by the taxpayer under AS.43.20.

AIDEA and the taxpayer shall enter into a signed agreement. This agreement must include the following:

- (1) a detailed description of the project
- (2) the duration of the tax credit and the first taxable year
- (3) the taxpayer agrees to maintain operations for twice the number of the claimed tax credit years
- (4) the taxpayer shall report annually on the number of new employee performing jobs not previous held by an employee
- (5) AIDEA may check with any other state agency to verify the claims made by the taxpayer, and will issue a certificate of verification based on its findings

(6) if the taxpayer sells their company, the new owner shall take over the liabilities of the taxpayer, and they must notify the authority within 30 days

(7) the requirement and understanding that the taxpayer shall expand their annual gross payroll by \$1,000,000 or annual their capital investment by \$5,000,000 is formally included as part of the agreement.

A taxpayer shall submit a copy of the certificate of verification for each taxable year to AIDEA.

The tax credit claim for each taxpayer shall be evaluated by AIDEA on an annual basis.

Section #2 closes with a definition subsection that defines "full time employee" as someone who is employed at least 35 hours a week. It also defines what may be claimed by the taxpayer as a new employee. The employee has to be hired after the signing of the agreement, and the taxpayer can count as new any employee who was already working for the taxpayer and then promoted to another job (with three exceptions listed).

### Section #3

The effective date is January 1, 1997



# HOUSE COMMITTEE REPORT

(7)

Date Referred: April 18, 1995

FURTHER REFERRALS:

Finance

Date of Committee Action: 4-27-95

The LABOR AND COMMERCE Committee considered:

HB 232

HOUSE BILL NO. 232

ECONOMIC DEVELOPMENT TAX CREDIT

"An Act establishing an economic development tax credit; and providing for an effective date."

recommends it be replaced with the following committee substitute CS HB 232 (STA)  the same title  a new title

additional referral to \_\_\_\_\_ Committee  
 attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(s): (Dept) \_\_\_\_\_ APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_  
 fiscal note(s) \_\_\_\_\_  fiscal note(s) Revenue

zero fiscal note(s) \_\_\_\_\_  zero fiscal note(s) CED

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Pete Kott</i>	✓			
<i>Neil Potely</i>	✓			
<i>Gene Kukina</i>			✓	✓
<i>Brian Fortis</i>	✓			
<i>Beverly Mason</i>			✓	

CHAIR'S SIGNATURE

*Pete Kott*

**HB**

**233**

**HFIN**

**FILE**

# HOUSE COMMITTEE REPORT

(11)

Date Referred: March 20, 1995

FURTHER REFERRALS:

Date of Committee Action: 4/13/95

The FINANCE Committee considered:

HB 233

HOUSE BILL NO. 233

EXTENSION OF MISC BOARDS & COMMISSIONS

"An Act extending until 1999 the termination date of the Board of Clinical Social Work Examiners, Board of Marital and Family Therapy, State Medical Board, Board of Nursing, Board of Nursing Home Administrators, Board of Psychologist and Psychological Associate Examiners, Real Estate Commission, and Hazardous Substance Spill Technology Review Council; extending until 1996 the termination date of the Board of Marine Pilots and the Correctional Industries Commission; and providing for an effective date."

recommends it be replaced with the following committee substitute CS HB 233 (FIN)  the same title  a new title

additional referral to \_\_\_\_\_ Committee  
 attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept)

APPROVES PREVIOUS: (Dept/Date)

fiscal note(s) DEED  
Education

fiscal note(s) \_\_\_\_\_

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

zero fiscal note(s) Admin 3/20/95  
DOTDF 3/20/95

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Mark Hanley</i>	X			
<i>Terry Martin</i>	X			
<i>Sean Pannell</i>	X			
<i>Vic Kohring</i>	X			
<i>Mike Navarre</i>	X			
<i>Leg Brown</i>				X
<i>Kelly</i>	X			
<i>Gene Therriault</i>	X			
<i>Richard Foster</i>	X			

CO-CHAIR'S SIGNATURE *Mark Hanley* *Richard Foster*  
Hanley FOSTER

# FISCAL NOTE

**STATE OF ALASKA**  
**1995 LEGISLATIVE SESSION**

**BILL NO. CSHB 233(L&C)**

Revision Date: March 23, 1995 Department: Commerce and Economic Development  
 Title: An Act extending until (2004/1999) the termination BRU: Occupational Licensing  
 date of (certain boards)..... Component: Operations  
 Sponsor: House Labor & Commerce  
 Requestor: House labor & Commerce COMPONENT SERIAL #: 1844

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	960.8	960.8	960.8	960.8	960.8	960.8
TRAVEL	91.2	127.4	127.4	127.4	127.4	127.4
CONTRACTUAL	393.7	487.8	487.8	487.8	487.8	487.8
SUPPLIES	15.6	15.6	15.6	15.6	15.6	15.6
EQUIPMENT	0.7	0.7	0.7	0.7	0.7	0.7
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>1,462.0</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES	526.7	2,367.7	656.8	2,527.7	656.8	2,527.7
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF/Program Receipts	1,462.0	1,592.3	1,592.3	1,592.3	1,592.3	1,592.3
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>1,462.0</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>

Estimate of any current year (FY 95) cost: \$ 1,087.6

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

HB 233 extends the termination dates of 7 licensing boards. This page of the fiscal note represents a cumulative total of the budget and anticipated revenue of the 7 licensing boards; funding that is already included in the FY 96 operating budget request. No new funds are requested in this fiscal note. Individual budget and revenue information for each of the 7 licensing boards are attached. No position count is provided since personal services costs shown are based on positive timekeeping information reported by staff within the division of occupational licensing.

Prepared by: Jennifer Strickler, Admin. Officer Phone: 465-2144  
 Division: Occupational Licensing Date: 3/23/95  
 Approved by Commissioner: William L. Hensley Date: 3/28/95  
 Agency: Commerce and Economic Development

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# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHB 233(L&C)

ANALYSIS: (Continued)

## DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT FISCAL NOTE CALCULATIONS FOR CSHB 233(L&C)

The Estimate of FY 95 costs are based on FY 95 allocations assigned by the division of occupational licensing to each individual licensing program.

The FY 96 cost allocations for the 7 licensing boards extended in CSHB 233(L&C) are based on FY 94 actual expenses since actuals are more indicative of funding levels needed instead of using the FY 95 budget allocation. A Budget Appropriation is made each year to the Division of Occupational Licensing and the division then allocates funding to the various licensing programs based on prior year expenses and consideration of any authorized increments. Licensing fees are adjusted approximately six months prior to the next renewal cycle to ensure fees cover full-regulatory costs of the program. Detail information for each of the 7 licensing boards are shown below.

	<u>FY 96</u>	<u>FY 97</u>
1) <u>Board of Clinical Social Workers:</u>		
Personal Services	18.6	18.6
Travel	3.5	4.7
Contractual Services	3.4	4.2
Supplies	.2	.2
Equipment	.0	.0
Total:	25.7	27.7

*The difference of \$2.0 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$18.8

FY 97 Anticipated Revenue: (\$13.5 anticipated + \$2.0 increment), \$15.5

2) **Board of Marine Pilots:**

Personal Services	74.1	74.1
Travel	24.7	24.7
Contractual Services	62.7	137.7
Supplies	.6	.6
Equipment	<u>.0</u>	<u>.0</u>
Total:	162.1	237.1

*The difference of \$75.0 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$6.6

FY 97 Anticipated Revenue: (\$307.2 anticipated + \$75.0 increment), \$382.2

3) **Board of Marital & Family Therapy:**

Personal Services	14.8	14.8
Travel	4.0	6.3
Contractual Services	19.8	34.8
Supplies	.5	.5
Equipment	<u>.0</u>	<u>.0</u>
Total:	39.1	56.4

*The difference of \$17.3 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$2.5

FY 97 Anticipated Revenue: (\$56.8 anticipated + \$17.3 increment), \$74.1

4) **State Medical Board:**

Personal Services	260.7	260.7
Travel	17.2	37.2
Contractual Services	118.8	122.1
Supplies	3.0	3.0
Equipment	<u>.0</u>	<u>.0</u>
Total:	399.7	423.0

*The difference of \$23.3 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$87.2

FY 97 Anticipated Revenue: (\$717.6 anticipated + \$23.3 increment), \$740.9

5) **Board of Nursing:**

Personal Services	327.9	327.9
Travel	16.2	16.2
Contractual Services	95.1	95.1
Supplies	6.5	6.5
Equipment	<u>.1</u>	<u>.1</u>
Total:	445.8	445.8

FY 96 Anticipated Revenue: \$55.0

FY 97 Anticipated Revenue: \$1,045.5

6) **Board of Psychology and Psychological Associate Examiners:**

Personal Services	51.4	51.4
Travel	3.4	8.6
Contractual Services	27.1	27.1
Supplies	.2	.2
Equipment	<u>.0</u>	<u>.0</u>
Total:	82.1	87.3

*The difference of \$5.2 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$23.4

FY 97 Anticipated Revenue: (\$40.7 anticipated + \$5.2 increment), \$45.9

7) **Real Estate Commission:**

Personal Services	213.3	213.3
Travel	22.2	29.7
Contractual Services	66.8	66.8
Supplies	4.6	4.6
Equipment	<u>.6</u>	<u>.6</u>
Total:	307.5	315.0

*The difference of \$7.5 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$ 333.2

FY 97 Anticipated Revenue:(\$56.1 anticipated + \$7.5 increment), \$63.6



Between the 7 boards extended in CSHB 233(L&C) is an FY 96 increment totalling \$130.3, reflected in the FY 97 column. While estimated costs in FY 96 and FY 97 total \$3,054.3; and anticipated revenue for the same period total \$2,894.4, licensing fees will have to be adjusted to cover the \$159.9 difference.

**Fund Source:** The funding source for licensing programs is General Fund/Program Receipts generated from licensing fees. The division is mandated by AS 08.01.065 to adjust fees to cover full regulatory costs of each program. As a result, any change in anticipated costs (increase or decrease) will require licensing fees to be adjusted accordingly.

**Revenue:** Whenever anticipated biennial revenue is insufficient to cover biennial costs, licensing fees will be reviewed and adjusted to ensure full-regulatory costs are covered by fees. While fees are usually adjusted approximately six months prior to the license renewal, the division is required by statute to annually review all cost and revenue levels and report its findings and plan to the Office of Management and Budget.

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHB 233 (L&C)

Revision Date: \_\_\_\_\_  
Title: Extension of Misc. Boards and Commissioners

Department Affected: Education

BRU: K - 12 Support

Component: Schools for the Handicapped

Sponsor: House Labor and Commerce Committee  
Requester: House Finance Committee

COMPONENT SERIAL NO. 151

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	1,966.8	2,006.1	2,046.2	2,087.1	2,128.8	2,171.4
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>1,966.8</b>	<b>2,006.1</b>	<b>2,046.2</b>	<b>2,087.1</b>	<b>2,128.8</b>	<b>2,171.4</b>

CAPITAL						
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REVENUE FUND SOURCE:						
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**FUNDING:**

(Thousands of Dollars)

:002 Federal Receipts						
:003 GF Match						
:004 GF	1,966.8	2,006.1	2,046.2	2,087.1	2,128.8	2,171.4
:005 GF/Program Receipts						
:006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>1,966.8</b>	<b>2,006.1</b>	<b>2,046.2</b>	<b>2,087.1</b>	<b>2,128.8</b>	<b>2,171.4</b>

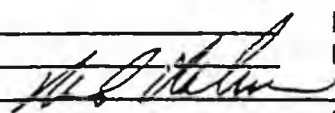
**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY95) impact: \$ 1,943.4

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

Section 8 of this legislation extends the Special Education Service Agency (SESA) until 2004. SESA provides outreach service to school districts that serve students with low incidence severely disabled students. AS 14.30.650 requires the agency to receive not less than \$85 for each special education student in the state or the equivalent of two percent of the funds appropriated for special education, whichever is greater. The amount shown in the fiscal note is currently in the governor's operating budget under *Schools for the Handicapped*, within the Department of Education's budget. The analysis assumes a 2% growth in student population.

Prepared by: Sheila Peterson Phone: 465-2803  
 Division: Commissioner's Office Date: April 7, 1995  
 Approved by Commissioner:  Shirley J. Holloway, Ph.D.  
 Agency: Education Date: April 7, 1995

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# FISCAL NOTE

No. 3  
 Bill Version: HB 233  
 (H) Publish Date: 3/20/95

STATE OF ALASKA  
 1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Administration  
 Title: "An Act extending until 1999 the termination date of the BRU: General Services  
Board of Clinical Social Work Examiners, Board of Marital and Component: Purchasing  
 Sponsor: (H) Labor & Commerce  
 Requestor: (H) Labor & Commerce COMPONENT SERIAL NO. 60

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

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

<b>CAPITAL EXPENDITURES</b>	0	0	0	0	0	0
-----------------------------	---	---	---	---	---	---

<b>CHANGE IN REVENUES ( )</b>	0	0	0	0	0	0
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**FUND SOURCE** (Thousands of Dollars)

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

Estimate of any current year (FY 95) cost: \$ -0-

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

Continuation of the Correctional Industries program and Correctional Industries Commission will have a negligible impact on the Division's purchasing activities.

Prepared By: Dugan Pettv, Director *[Signature]* Phone: 465-2250  
 Division: General Services Date: \_\_\_\_\_

Approved by Commissioner: Mark Bover *[Signature]* Date: 3/14/95  
 Agency: Department of Administration

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# FISCAL NOTE

No. 4

Bill Version: HB 233

(H) Publish Date: 3/20/95

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: DOT&PF  
 Title: Extending Termination Date for Vanous Boards BRU: Office of the Commissioner  
 Component: \_\_\_\_\_  
 Sponsor: House Labor & Commerca Committee  
 Requester: Representative Kott COMPONENT SERIAL NO. 530

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

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

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

<b>CHANGE IN REVENUES ( )</b>						
-------------------------------	--	--	--	--	--	--

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Pr gram Receipts						
1006 GF/M						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY95) cost: \$ 0.0

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

This bill does not impact the Department of Transportation.

Prepared by: Sam Kito III Phone: 465-3904  
 Division: Office of the Commissioner Date: 3/9/95  
 Approved by Commissioner: *Joseph L. Puk* Date: 3/9/95  
 Agency: Department of Transportation and Public Facilities

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9-LS0682R ✓  
Lauterbach  
4/12/95

CS FOR HOUSE BILL NO. 233( )  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
NINETEENTH LEGISLATURE - FIRST SESSION

BY

Offered:  
Referred:

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act extending the termination date of the Board of Clinical Social Work  
2 Examiners, Board of Marine Pilots, Board of Marital and Family Therapy, State  
3 Medical Board, Board of Nursing, Board of Psychologist and Psychological  
4 Associate Examiners, Real Estate Commission, Special Education Service Agency,  
5 Board of Storage Tank Assistance, Correctional Industries Commission, and  
6 Hazardous Substance Spill Technology Review Council; and providing for an  
7 effective date."

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

9 \* Section 1. AS 08.03.010(c)(9) is amended to read:

10 (9) Board of Clinical Social Work Examiners (AS 08.95.010) -- June 30,  
11 2005 [1995];

12 \* Sec. 2. AS 08.03.010(c)(13) is amended to read:

13 (13) Board of Marine Pilots (AS 08.62.010) -- June 30, ~~1998~~ [1994];

1999

- 1 \* Sec. 3. AS 08.03.010(c)(14) is amended to read:  
2 (14) Board of Marital and Family Therapy (AS 08.63.010) -- June 30,  
3 2005 [1995];
- 4 \* Sec. 4. AS 08.03.010(c)(16) is amended to read:  
5 (16) State Medical Board (AS 08.64.010) -- June 30, 2003 [1995];
- 6 \* Sec. 5. AS 08.03.010(c)(17) is amended to read:  
7 (17) Board of Nursing (AS 08.68.010) -- June 30, 2003 [1995];
- 8 \* Sec. 6. AS 08.03.010(c)(22) is amended to read:  
9 (22) Board of Psychologist and Psychological Associate Examiners  
10 (AS 08.86.010) -- June 30, 2005 [1995];
- 11 \* Sec. 7. AS 08.03.010(c)(23) is amended to read:  
12 (23) Real Estate Commission (AS 08.88.011) -- June 30, 2004 [1995];
- 13 \* Sec. 8. AS 44.66.010(a)(14) is amended to read:  
14 (14) Special Education Service Agency (AS 14.30.600) -- June 30, 2004  
15 [1995];
- 16 \* Sec. 9. AS 44.66.010(a)(18) is amended to read:  
17 (18) Board of Storage Tank Assistant (AS 46.03.360) -- June 30, 1999  
18 [1996];
- 19 \* Sec. 10. AS 44.66.010(a)(19) is amended to read:  
20 (19) Hazardous Substance Spill Technology Review Council  
21 (AS 46.13.110) ~~June 30, 1999~~ [1994].
- 22 \* Sec. 11. Section 7, ch. 53, SLA 1982, as amended by sec. 1, ch. 25, SLA 1987, and sec. 4,  
23 ch. 77, SLA 1991, is amended to read:  
24 Sec. 7. AS 33.32 is repealed July 1, 1999 [1995].
- 25 \* Sec. 12. EXEMPTIONS FROM AS 44.66.010(c) AND 44.66.050(e). This Act is exempt  
26 from the provision of AS 44.66.010(c) that limits extension of a board or commission to a period  
27 of four years. This Act is also exempt from the provision of AS 44.66.050(e) that prohibits a  
28 bill from reestablishing more than one board or commission.
- 29 \* Sec. 13. This Act takes effect immediately under AS 01.10.070(c).

# HOUSE LABOR AND COMMERCE COMMITTEE

ALASKA STATE LEGISLATURE

STATE CAPITOL, JUNEAU, AK 99801-1182  
(907) 465-4954



## SPONSOR STATEMENT CS HB 233 (L&C)

CS HB 233 (L&C) acts to extend the existence of numerous boards and commissions which are either in their sunset or wind-down year.

The affected boards and commissions perform regulatory and licensure services for the State of Alaska. It therefore is desirable and in the best interests of the state to continue to benefit from their efforts.

Your support of this bill is earnestly solicited.

The audit reports issued by the Division of Legislative Audit recommended continuation of each of these boards (although some of the extension years differ from the recommendation in the audit reports). See following chart:

	<u>Board</u>	<u>CSHB 233</u>	<u>Audit Recommendation</u>
1)	Real Estate Commission	2004	2004
2)	Clinical Social Work Examiners	1999	2005
3)	Marine Pilots	1999	1998
4)	Marital and Family Therapy	1999	2005
5)	State Medical Board	1999	2003
6)	Nursing	1999	2003
7)	Psychologist and Psych Assoc.	1999	2005

The department supports CSHB 233. Without the licensing boards, licensing will cease unless statutory authority is transferred to the department to continue the licensing functions.



STATUS OF SUNSETS					
AUDIT NUMBER	BOARD/ COMMISSION	TERM. DATE	AUDIT REC.	MAIN BILL(S)	STATUS
08-1404-93	Alaska Public Utilities Commission	6/30/94 per AS 44.66.010 (a)(4)	6/30/03	HB 99 (to 6/30/99) SB 47 (to 6/30/99)	Expires on June 30 unless extended. RCC authority expired 12/31/94.
02-1420-93	Citizens' Review Panel for Permanency Planning	6/30/94 per AS 44 66.010 (a)(17)	6/30/97	HB 92 (to 6/30/97) SB 15 (to 6/30/97)	Expires on June 30 unless extended.
08-1408-94	Big Game Commercial Services Board	6/30/94 per AS 08.03.010 (c)(5)	6/30/97	HB 102 (to 6/30/98)	Expires on June 30 unless extended.
08-1417-94	Board of Nursing Home Administrators	6/30/94 per AS 08.03.010 (c)(18)	SUNSET	HB 124 (to 6/30/05)	Expires on June 30 unless extended.
18-1419-94	Hazardous Substance Spill Technology Review Council	6/30/94 per AS 44.66.010 (a)(19)	6/30/99	NONE ✓	Expires on June 30 unless extended.
08-1415-94	Board of Marine Pilots	6/30/94 per AS 08.03.010 (c)(13)	6/30/98	NONE ✓	Expires on June 30 unless extended.
08-1429-95	Board of Clinical Social Work Examiners	6/30/95 per AS 08.03.010 (c)(9)	6/30/05	NONE ✓	Begins year of wind-down on July 1.
08-1428-95	Board of Marital and Family Therapy	6/30/95 per AS 08.03.010 (c)(14)	6/30/05	NONE ✓	Begins year of wind-down on July 1.
08-1427-95	State Medical Board	6/30/95 per AS 08.03.010 (c)(16)	6/30/03	NONE ✓	Begins year of wind-down on July 1.
08-1426-95	Board of Nursing	6/30/95 per AS 08.03.010 (c)(17)	6/30/03	NONE ✓	Begins year of wind-down on July 1.
08-1425-95	Board of Psychologist and Psychological Associate Examiners	6/30/95 per AS 08.03.010 (c)(22)	6/30/05	NONE ✓	Begins year of wind-down on July 1.
08-1423-95	Alaska Real Estate Commission	6/30/95 per AS 08.03.010 (c)(23)	Report Available on 3/9/95.	NONE ✓	Begins year of wind-down on July 1.
05-1424-95	Special Education Service Agency	6/30/95 per AS 44.66.010 (a)(14)	Report Available on 3/9/95.	NONE	Begins year of wind-down on July 1.

Prepared by Legislative Audit on 3/4/95.



# NASW

# ALASKA CHAPTER

National Association of Social Workers

Executive Director  
Angela Salerno, ACSW

## BOARD OF DIRECTORS

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**MEMBER-AT-LARGE**  
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Kodiak

**STUDENT REPRESENTATIVE**  
Diane Talbot  
Anchorage

April 6, 1995

Representative Mark Hanley, Co-Chair  
Finance Committee  
House of Representatives  
Alaska State Legislature  
State Capitol  
Juneau, AK 99801-1182  
*by facsimile - 465-2418*

Dear Representative Hanley:

The National Association of Social Workers Alaska Chapter supports HB 233, a bill which will extend until 1999 the State Board of Clinical Social Work Examiners, as well as eight other professional boards, commissions and councils, and requests a hearing be scheduled for the bill in House Finance.

Social work licensure is foremost a method of consumer protection. Licensing boards are charged with investigating breaches of professional ethics and enforcing standards of professional behavior. In addition, licensure standards require social work practitioners to receive a prescribed level of continuing education. This standard assures the consumer that a helping professional is current with innovations in their profession, and is therefore more likely to provide quality service.

Thank-you for your attention to this matter. Please feel free to call me if you have any questions.

Sincerely,

Angela M. Salerno, Executive Director  
NASW Alaska Chapter

**DIVISION OF LEGAL SERVICES  
LEGISLATIVE AFFAIRS AGENCY  
STATE OF ALASKA**

(907) 465-3867 or 465-2450  
FAX (907) 465-2029  
Mail Stop 3101


130 Seward Street, Suite 409  
Juneau, Alaska 99801-2105

**MEMORANDUM**

March 10, 1995

**SUBJECT:** Sectional Summary of HB 233. (Sunset Dates for Miscellaneous Boards and Commissions)

**TO:** Representative Pete Kott  
Attn: George Dozier

**FROM:** Terri Lauterbach   
Legislative Counsel

This memo is a sectional summary of the above-described bill. Please let me know if you have further questions.

**Sections 1 - 10.**

These sections change the termination dates of various boards and commissions to the dates specified in each section and as described in the bill title.

**Section 11.**

This section exempts the bill from the limits of AS 44.66.010(c) and 44.66.050(e) that would ordinarily prohibit (1) extension of a board for more than four years and (2) the reestablishment in one bill of more than one board.

**Section 12.**

Effective date section.

TML:klb:glc  
95-141.klb

ALASKA STATE

# HOSPITAL & NURSING HOME

ASSOCIATION

March 8, 1995

Representative Pete Kott, Chair  
Labor & Commerce Committee  
House of Representative  
Alaska State Legislature  
Juneau, AK 99801

Re: HB 233, Repeal Sunset  
Board Nursing Home Administrators

Dear Representative Kott:

ASHNHA, representing community hospitals and nursing homes from across Alaska request that Section 6, page 2, line 8 of HB 233, extending the sunset date for the Board of Nursing Home Administrators be deleted.

Our reason is that the Nursing Home Administrator Licensing Board is being allowed to sunset under the provisions of CSHB 124, by Representative Toohey. The administration of the licensing exam and disciplinary action are given to the Division on Occupational Licensing.

The state must license nursing home administrators to remain eligible to participate in the Medicaid program. The Division of Occupational Licensing may administer that function along with the handling of disciplinary proceedings.

Having a board is an option. Nursing home administrators met here in Juneau last month and agreed the board really wasn't necessary to provide the license exam and/or safeguard the public.

There are national exams utilized for licensure and the DHSS Division on Licensing and Certification and the Senior Services Ombudsman monitor closely the quality of care in Alaska's long term care facilities.

Sincerely,



Harlan R. Knudson  
President/CEO



P.O. Box 705  
Cordova, AK 99574  
(907) 424-5800 FAX: (907) 424-5820

March 14, 1995

Representative Pete Kott  
Chairman, House Labor & Commerce Committee  
Nineteenth Alaska State Legislature

Dear Representative Kott:

I urge you to support House Bill 233, re-instating several State boards and commissions. While all of the Boards and Commissions listed in the bill are important, I am most interested in seeing the Hazardous Substance Spill Technology Review Council (HSSTRC) continue to work for another four years.

The Legislature created the HSSTRC to fill a much needed gap in our ability as a state to prevent and respond to oil and hazardous substance spills. Over the last five years the Hazardous Substance Spill Technology Review Council (HSSTRC or the Council) has used its limited budget to finance research that has put Alaska in the forefront of spill technologies. Many of the research projects have had multiple sponsors, therefore encouraging cooperation and stretching limited research dollars. Projects sponsored in part by the Council have had joint sponsorship by industry, federal and state agencies, public groups, and universities. This has encouraged more cooperative efforts while ensuring no duplication of effort occurs.

Research sponsored by the Council has been used by state agencies to better accomplish their missions. For example, in situ burn research sponsored by the Council in fiscal years 1993-1995 has been useful in developing a burn model for Alaska, which addresses the human health impacts of burn emissions. The model was developed, ground-truthed and incorporated in the Alaska Regional Response Team's (ARRT) In Situ Burn Guidelines for Alaska, with HSSTRC sponsorship. In addition, a public education tool was developed which explains, in layman's terms, the benefits as well as the disadvantages of burning oil on water.

Most recently, the Alaska Department of Environmental Conservation was appropriated \$3.25 million from the Exxon Valdez Oil Spill Criminal Settlement Funds, to enter into competitively awarded contracts for research on prevention, response and amelioration of oil spills within the state. The Department enlisted the HSSTRC to advise them on research projects to fund. The HSSTRC worked with the Prince William Sound Oil Spill Recovery Institute (OSRI) to develop a joint oil pollution research program for Alaska's unique environment (enclosed for your review).

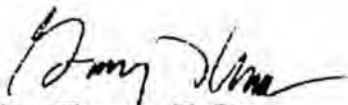
The OSRI was created in Title V of the federal Oil Pollution Act of 1990 (OPA '90) to conduct

research and development on the best available technologies for preventing and responding to oil spills in the Arctic and Subarctic marine environments; and complement state and federal efforts for long-term environmental monitoring in the Exxon Valdez oil spill impacted area. The federal legislation also authorized \$23 million to carry out this program. However, OSRI funds have not been appropriated to date. The State of Alaska can provide the catalyst necessary to free up federal funding available for Arctic/Subarctic oil pollution research mandated by the Federal Oil Pollution Act of 1990 (OPA '90). The impetus provided by the ADEC to implement this joint R&D program shows a commitment by the State, to ensure the state-of-the-art technology is available to prevent oil spills or be better prepared to deal with them should another spill occur.

The Department of Environmental Conservation solicited requests for proposals to conduct research outlined in the HSSTRC/OSRI research plan. The HSSTRC reviewed the proposals received by the Department, and made recommendations on those proposals to fund. However, no contracts have been negotiated or awarded at this time. The HSSTRC has put a great deal of effort into developing a research program that will benefit the State of Alaska. By supporting this bill, and allowing HSSTRC to operate for another four years, you will ensure that this program goes forward. As ADEC awards contracts for research, the expertise of Council members can be used to continue to guide the R&D efforts in those areas needing most attention, and provide quality control of research projects through continued review. Since 25% of the nation's oil originates in Alaska, and is moved through the fisheries rich, pristine waters of our state, it is imperative that we continue to support oil pollution research.

If you have any questions please feel free to call me.

Sincerely,



Gary Thomas, Ph.D.  
Director

cc: Brian Porter  
Jerry Sanders  
Beverly Masck  
Kim Elton  
Norman Rokeberg

Adopted  
4/10/95

AMENDMENT |

Finance Committee

By: Representative Therriault

TO: CS HB 233(L&C)

An Act extending until 1999 the termination date certain boards  
and commissions

Delete:

section 10 - Page 2, lines 19-21.

This amendment will eliminate the extension of the Hazardous  
Substance Spill Technology Review Council.

# FISCAL NOTE

STATE OF ALASKA  
 1995 LEGISLATIVE SESSION

Revision Date: March 13, 1995 Department: Commerce and Economic Development  
 Title: An Act extending until 1999 the termination date BRU: Occupational Licensing  
 of (certain boards)..... Component: Operations  
 Sponsor: House Labor & Commerce  
 Requestor: House labor & Commerce COMPONENT SERIAL #: 1844

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	966.5	966.5	966.5	966.5	966.5	966.5
TRAVEL	92.2	128.7	128.7	128.7	128.7	128.7
CONTRACTUAL	396.2	490.3	490.3	490.3	490.3	490.3
SUPPLIES	15.6	15.6	15.6	15.6	15.6	15.6
EQUIPMENT	0.7	0.7	0.7	0.7	0.7	0.7
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>1,471.2</b>	<b>1,601.8</b>	<b>1,601.8</b>	<b>1,601.8</b>	<b>1,601.8</b>	<b>1,601.8</b>

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES	528.6	2,385.2	658.7	2,544.9	658.7	2,544.9
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF/Program Receipts	1,471.2	1,601.8	1,601.8	1,601.8	1,601.8	1,601.8
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>1,471.2</b>	<b>1,601.8</b>	<b>1,601.8</b>	<b>1,601.8</b>	<b>1,601.8</b>	<b>1,601.8</b>

Estimate of any current year (FY 95) cost: \$ 1,087.6

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

HB 233 extends the termination dates of 8 licensing boards. This page of the fiscal note represents a cumulative total of the budget and anticipated revenue of the 8 licensing boards; funding that is already included in the FY 96 operating budget request. No new funds are requested in this fiscal note. Individual budget and revenue information for each of the 8 licensing boards are attached. No position count is provided since personal services costs shown are based on positive timekeeping information reported by staff within the division of occupational licensing.

Prepared by: Jennifer Strickler, Admin. Officer Phone: 465-2144  
 Division: Occupational Licensing Date: 3/13/95  
 Approved by Commissioner: William L. Hensley Date: 3/21/95  
 Agency: Commerce and Economic Development

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# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. HB 233

ANALYSIS: (Continued)

## DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT FISCAL NOTE CALCULATIONS FOR HB 233

The Estimate of FY 95 costs are based on FY 95 allocations assigned by the division of occupational licensing to each individual licensing program.

The FY 96 cost allocations for the 8 licensing boards extended in HB 233 are based on FY 94 actual expenses since actuals are more indicative of funding levels needed instead of using the FY 95 budget allocation. A Budget Appropriation is made each year to the Division of Occupational Licensing and the division then allocates funding to the various licensing programs based on prior year expenses and consideration of any authorized increments. Licensing fees are adjusted approximately six months prior to the next renewal cycle to ensure fees cover full-regulatory costs of the program. Detail information for each of the 8 licensing boards are shown below.

	<u>FY 96</u>	<u>FY 97</u>
1) <u>Board of Clinical Social Workers:</u>		
Personal Services	18.6	18.6
Travel	3.5	4.7
Contractual Services	3.4	4.2
Supplies	.2	.2
Equipment	<u>.0</u>	<u>.0</u>
Total:	25.7	27.7

*The difference of \$2.0 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$18.8

FY 97 Anticipated Revenue: (\$13.5 anticipated + \$2.0 increment), \$15.5

2) Board of Marine Pilots:

Personal Services	74.1	74.1
Travel	24.7	24.7
Contractual Services	62.7	137.7
Supplies	.6	.6
Equipment	<u>0</u>	<u>0</u>
Total:	162.1	237.1

*The difference of \$75.0 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$6.6

FY 97 Anticipated Revenue: (\$307.2 anticipated + \$75.0 increment), \$382.2

3) Board of Marital & Family Therapy:

Personal Services	14.8	14.8
Travel	4.0	6.3
Contractual Services	19.8	34.8
Supplies	.5	.5
Equipment	<u>0</u>	<u>0</u>
Total:	39.1	56.4

*The difference of \$17.3 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$2.5

FY 97 Anticipated Revenue: (\$56.8 anticipated + \$17.3 increment), \$74.1

4) State Medical Board:

Personal Services	260.7	260.7
Travel	17.2	37.2
Contractual Services	118.8	122.1
Supplies	3.0	3.0
Equipment	<u>0</u>	<u>0</u>
Total:	399.7	423.0

*The difference of \$23.3 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$87.2

FY 97 Anticipated Revenue: (\$717.6 anticipated + \$23.3 increment), \$740.9

5) Board of Nursing:

Personal Services	327.9	327.9
Travel	16.2	16.2
Contractual Services	95.1	95.1
Supplies	6.5	6.5
Equipment	<u>.1</u>	<u>.1</u>
Total:	445.8	445.8

FY 96 Anticipated Revenue: \$55.0

FY 97 Anticipated Revenue: \$1,045.5

6) Board of Nursing Home Administrators:

Personal Services	5.7	5.7
Travel	1.0	1.3
Contractual Services	2.5	2.5
Supplies	.0	.0
Equipment	<u>.0</u>	<u>.0</u>
Total:	9.2	9.5

*The difference of \$.3 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$1.9

FY 97 Anticipated Revenue: (\$17.2 anticipated + \$.3 increment), \$17.5

7) Board of Psychology and Psychological Associate Examiners:

Personal Services	51.4	51.4
Travel	3.4	8.6
Contractual Services	27.1	27.1
Supplies	.2	.2
Equipment	<u>.0</u>	<u>.0</u>
Total:	82.1	87.3

*The difference of \$5.2 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$23.4

FY 97 Anticipated Revenue: (\$40.7 anticipated + \$5.2 increment), \$45.9

8) Real Estate Commission:

Personal Services	213.3	213.3
Travel	22.2	29.7
Contractual Services	66.8	66.8
Supplies	4.6	4.6
Equipment	<u>.6</u>	<u>.6</u>
Total:	307.5	315.0

*The difference of \$7.5 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$ 333.2

FY 97 Anticipated Revenue:(\$56.1 anticipated + \$7.5 increment), \$63.6

Between the 8 boards extended in HB 233 is an FY 96 increment totalling \$130.6, reflected in the FY 97 column. While estimated costs in FY 96 and FY 97 total \$3,073.0; and anticipated revenue for the same period total \$2,913.8, licensing fees will have to be adjusted to cover the \$159.2 difference.

**Fund Source:** The funding source for licensing programs is General Fund/Program Receipts generated from licensing fees. The division is mandated by AS 08.01.065 to adjust fees to cover full regulatory costs of each program. As a result, any change in anticipated costs (increase or decrease) will require licensing fees to be adjusted accordingly.

**Revenue:** Whenever anticipated biennial revenue is insufficient to cover biennial costs, licensing fees will be reviewed and adjusted to ensure full-regulatory costs are covered by fees. While fees are usually adjusted approximately six months prior to the license renewal, the division is required by statute to annually review all cost and revenue levels and report its findings and plan to the Office of Management and Budget.

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHB 233

Revision Date: \_\_\_\_\_  
Title: Extension of Misc. Boards and Commissions  
Sponsor: House Labor and Commerce Committee  
Requestor: \_\_\_\_\_

Department Affected: Environmental Conservation  
BRU: Spill Prevention and Response  
Component: Underground Storage Tanks

COMPONENT SERIAL NO. 1207

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	76.5	76.5	76.5	76.5	0.0	0.0
TRAVEL	19.6	19.6	19.6	19.6	0.0	0.0
CONTRACTUAL	17.2	17.2	17.2	17.2	0.0	0.0
SUPPLIES	0.9	0.9	0.9	0.9	0.0	0.0
EQUIPMENT	2.4	2.4	2.4	2.4	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
<b>TOTAL OPERATING</b>	<b>116.6</b>	<b>116.6</b>	<b>116.6</b>	<b>116.6</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ( )	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE

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 Receipt	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
1079 Storg Tank	116.6	116.6	116.6	116.6	0.0	0.0
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY95) cost: \$ 0.0

POSITIONS:

FULL-TIME	1	1	1	1	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary.)

HB 233 proposes to extend the Board of Storage Tank Assistance.  
(see attached)

Prepared by: Larry Jones  
Division: Director, Division of Administrative Services

Phone: 465-5010  
Date: 4/10/95

Approved by Commissioner: Lawrence Jones  
Agency: Department of Environmental Conservation

Date: 4/10/95

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## FISCAL ANALYSIS

The Board of Storage Tank Assistance (BOSTA) is an appeal board administratively housed within the Department of Environmental Conservation (DEC). Without legislative action, the BOSTA will sunset June 30, 1996. HB 233 would extend the BOSTA through FY 99 (June 30, 1999).

Funding for BOSTA operations in FY 95 came from an appropriation from the oil and hazardous substance release response fund mitigation account. The Department's FY 96 budget includes 116.6 for BOSTA activities during FY 96.

The Department expects no significant increase in staff costs to DEC as a result of this legislation.

NOTE: HB 233 would also extend the Hazardous Substance Spill Technology Review Council (HSSTRC). Funding for the HSSTRC is included in the Response Fund Administration Component within the Administration BRU of Department's FY 96 budget; therefore, a second fiscal note has been submitted for the HSSTRC.

FISCAL NOTE

Ng 2  
 Bill Version: HB 233  
 (H) Publish Date: 3/20/95

STATE OF ALASKA  
 1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_  
 Title: Extension of Misc. Boards and Commissions  
 Sponsor: House Labor and Commerce Committee  
 Requestor: \_\_\_\_\_

Department Affected: Environmental Conservation  
 BRU: Administration  
 Component: Response Fund Administration

COMPONENT SERIAL NO. 1925

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
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	150.0	150.0	150.0	150.0	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
<b>TOTAL OPERATING</b>	<b>150.0</b>	<b>150.0</b>	<b>150.0</b>	<b>150.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ( )	0.0	0.0	0.0	0.0	0.0	0.0
------------------------	-----	-----	-----	-----	-----	-----

FUND SOURCE

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 Receipt	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
1052 Oil/Haz Fund	150.0	150.0	150.0	150.0	0.0	0.0
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY95) cost: \$ 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

ANALYSIS: (Attach a separate page if necessary.)

HB 233 proposes to extend the Department's Hazardous Substance Technology Review Council (HSSTRC).

(SEE ATTACHED)

Prepared by: Larry Jones  
 Division: Director, Division of Administrative Services

Phone: 465-5010  
 Date: 3/14/95

Approved by Commissioner: [Signature]  
 Agency: Department of Environmental Conservation

Date: 3/14/95

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## FISCAL ANALYSIS

The Hazardous Substance Spill Technology Review Council (HSSTRC) is established within the Department of Environmental Conservation (DEC). Without legislative action, the HSSTRC will sunset June 30, 1995. HB 233 would extend the Council through FY 99 (June 30 1999).

Funding for HSSTRC operations in FY 95 came from a 100.0 Oil and Hazardous Substance Spill Prevention and Response Fund allocation to the University of Alaska. The Department's proposed FY 96 budget includes 150.0 for HSSTRC activities during FY 96.

The Department expects no significant increase in staff costs to DEC as a result of this legislation.



**HB**

**233**

**SFIN**

**FILE**

# SENATE FINANCE COMMITTEE REPORT

*Norma S. FIN*

DATE: 5/1/95

FURTHER:

DATE TURNED INTO OFFICE: 5-8-95

The Finance Committee considered CS FOR HOUSE BILL NO. 233(FIN) am  
 Extending the termination date of the specific Boards and Commissions; etc.

*SCS(FIN)  
and new  
DEC fiscal  
note to  
follow.*

and recommends:

- be replaced with 5 CS CS HB 233 (FIN)
- adopt previous \_\_\_\_\_ CS \_\_\_\_\_
- attached amendment(s)
- adopt Letter of Intent by \_\_\_\_\_ Committee
- further referral to the \_\_\_\_\_ Committee

- Senate Bill:**
- same title
  - new title
- House Bill:**
- same title
  - technical change
  - new: SCR# \_\_\_\_\_

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	✓	<i>[Signature]</i>	✓		
		<i>[Signature]</i>	✓		
		<i>[Signature]</i>	✓		
Co-Chair:		Co-Chair: <i>[Signature]</i>	✓		
Co-Chair:		Co-Chair:			

**NEW FISCAL NOTE(S):**

Department	Date	Zero	Fiscal
<i>DEC</i>			<i>35.0</i>

**PREVIOUS FISCAL NOTE(S):\***

Department	Date	Zero	Fiscal
<i>DOR</i>	<i>3/14/95</i>	0	
<i>DOTPF</i>	<i>2/9/95</i>	0	
<i>DOE</i>	<i>4/7/95</i>		<i>1,966.8</i>
<i>DCYED</i>	<i>2/23/95</i>		<i>1,462.0</i>

*526.7  
REV.*

# FISCAL NOTE

REPORTED OUT OF  
SFC \_\_\_\_\_

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SCSCSHB 233 (FIN) AM

Revision Date: 5/9/95  
Title: Extension of Misc. Boards and Commissions  
Sponsor: House Labor & Commerce Committee  
Requestor: \_\_\_\_\_

Department Affected: Environmental Conservation  
BRU: Administration  
Component: Response Fund Administration

COMPONENT SERIAL NO. 1925

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	35.0					
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>35.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

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

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

FUND SOURCE

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTLA						
1032 Oil/Maz Fund	35.0					
<b>TOTAL</b>	<b>35.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimate of any current year (FY95) cost: \$ \_\_\_\_\_

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary.)

(SEE ATTACHED)

Prepared by: Larry Jones  
Division: Director, Division of Administrative Services

Phone: 465-5010  
Date: 5/9/95

Approved by Commissioner: [Signature]  
Agency: Department of Environmental Conservation

Date: 5/9/95

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Attachment  
SCSCSHB 233(FIN)AM -- Fiscal Note

Fiscal Analysis

The Hazardous Substance Spill Technology Review Council (HSSTRC) is established within the Department of environmental Conservation (DEC). Without legislative action, the HSSTRC will sunset June 30, 1995. SCSCSHB 233 would extend the Council through 12/31/95.

Funding for HSSTRC operations in FY95 came from a \$100.0 Oil and Hazardous Substance Spill Prevention and Response Fund allocation to the University of Alaska. The Department's proposed FY96 budget includes \$150.0 for HSSTRC activities during FY96.

With the expected termination effective 12/31/95, \$35.0 is for a final closeout of HSSTRC activities.

# FISCAL NOTE

No. 3  
 Bill Version: HB 233  
 (H) Publish Date: 3/20/95

STATE OF ALASKA  
 1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: Administration  
 Title: "An Act extending until 1999 the termination date of the BRU: General Services  
Board of Clinical Social Work Examiners, Board of Marital and Component: Purchasing  
 Sponsor: (H) Labor & Commerce  
 Requestor: (H) Labor & Commerce COMPONENT SERIAL NO. 60

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

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0

<b>CAPITAL EXPENDITURES</b>	0	0	0	0	0	0
-----------------------------	---	---	---	---	---	---

<b>CHANGE IN REVENUES ( )</b>	0	0	0	0	0	0
-------------------------------	---	---	---	---	---	---

**FUND SOURCE** (Thousands of Dollars)

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

Estimate of any current year (FY 95) cost: \$ -0-  
 POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

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

Continuation of the Correctional Industries program and Correctional Industries Commission will have a negligible impact on the Division's purchasing activities.

Prepared By: Dugan Pettv. Director *[Signature]* Phone: 465-2250  
 Division: General Services Date: \_\_\_\_\_  
 Approved by Commissioner: Mark Boyer *[Signature]* Date: 3/14/95  
 Agency: Department of Administration

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# FISCAL NOTE

No. 4

Bill Version: HB 233

(H) Publish Date: 3/20/95

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Dept. Affected: DOT&PF  
 Title: Extending Termination Date for Various Boards BRU: Office of the Commissioner  
 Component: \_\_\_\_\_  
 Sponsor: House Labor & Commerce Committee  
 Requester: Representative Kott COMPONENT SERIAL NO. 530

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

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

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

<b>CHANGE IN REVENUES ( )</b>						
-------------------------------	--	--	--	--	--	--

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY95) cost: \$ 0.0

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

This bill does not impact the Department of Transportation.

Prepared by: Sam Kito III Phone: 465-3904  
 Division: Office of the Commissioner Date: 3/9/95  
 Approved by Commissioner: *Frank L. Rubin* Date: 3/9/95  
 Agency: Department of Transportation and Public Facilities

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# FISCAL NOTE

No. 5

Bill Version: CSHB 233 (FIN)

(H) Publish Date: 4/18/95

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

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

Title: Extension of Misc. Boards and Commissioners

Sponsor: House Labor and Commerce Committee

Requester: House Finance Committee

Department Affected: Education

BRU: K - 12 Support

Component: Schools for the Handicapped

COMPONENT SERIAL NO. 151

**Expenditures/Revenues:**

(Thousands of Dollars)

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	1,966.8	2,006.1	2,046.2	2,087.1	2,128.8	2,171.4
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>1,966.8</b>	<b>2,006.1</b>	<b>2,046.2</b>	<b>2,087.1</b>	<b>2,128.8</b>	<b>2,171.4</b>

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

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

**FUNDING:**

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF March						
1004 GF	1,966.8	2,006.1	2,046.2	2,087.1	2,128.8	2,171.4
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>1,966.8</b>	<b>2,006.1</b>	<b>2,046.2</b>	<b>2,087.1</b>	<b>2,128.8</b>	<b>2,171.4</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY95) impact: \$ 1,943.4

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

Section 8 of this legislation extends the Special Education Service Agency (SESA) until 2004. SESA provides outreach service to school districts that serve students with low incidence severely disabled students. AS 14.30.650 requires the agency to receive not less than \$85 for each special education student in the state or the equivalent of two percent of the funds appropriated for special education, whichever is greater. The amount shown in the fiscal note is currently in the governor's operating budget under *Schools for the Handicapped*, within the Department of Education's budget. The analysis assumes a 2% growth in student population.

Prepared by: Sheila Peterson

Division: Commissioner's Office

Approved by Commissioner: \_\_\_\_\_

Agency: Education

Phone: 465-2803

Date: April 7, 1995

Shirley J. Holloway, Ph.D.

Date: April 7, 1995

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# FISCAL NOTE

No. 6

Bill Version: CSHB 233 (FIN)

(H) Publish Date: 4/18/95

**STATE OF ALASKA  
1995 LEGISLATIVE SESSION**

Revision Date: March 23, 1995  
 Title: An Act extending until (2004/1999) the termination  
date of (certain boards).....  
 Sponsor: House Labor & Commerce  
 Requestor: House labor & Commerce

Department: Commerce and Economic Development  
 BRU: Occupational Licensing  
 Component: Operations  
 COMPONENT SERIAL #: 1844

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

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	960.8	960.8	960.8	960.8	960.8	960.8
TRAVEL	91.2	127.4	127.4	127.4	127.4	127.4
CONTRACTUAL	393.7	487.8	487.8	487.8	487.8	487.8
SUPPLIES	15.6	15.6	15.6	15.6	15.6	15.6
EQUIPMENT	0.7	0.7	0.7	0.7	0.7	0.7
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>1,462.0</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>

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

<b>CHANGE IN REVENUES</b>	<b>526.7</b>	<b>2,367.7</b>	<b>658.8</b>	<b>2,527.7</b>	<b>658.8</b>	<b>2,527.7</b>
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**FUND SOURCE (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF/Program Receipts	1,462.0	1,592.3	1,592.3	1,592.3	1,592.3	1,592.3
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>1,462.0</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>	<b>1,592.3</b>

Estimate of any current year (FY 95) cost: \$ 1,087.6

**POSITIONS**

FULL-TIME						
PART-TIME						
TEMPORARY						

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

HB 233 extends the termination dates of 7 licensing boards. This page of the fiscal note represents a cumulative total of the budget and anticipated revenue of the 7 licensing boards; funding that is already included in the FY 96 operating budget request. No new funds are requested in this fiscal note. Individual budget and revenue information for each of the 7 licensing boards are attached. No position count is provided since personal services costs shown are based on positive timekeeping information reported by staff within the division of occupational licensing.

Prepared by: Jennifer Strickler, Admin. Officer  
 Division: Occupational Licensing  
 Approved by Commissioner: William L. Hensley  
 Agency: Commerce and Economic Development

Phone: 455-2144  
 Date: 3/23/95  
 Date: 3/28/95

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# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHB 233(L&C)

ANALYSIS: (Continued)

## DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT FISCAL NOTE CALCULATIONS FOR CSHB 233(L&C)

The Estimate of FY 95 costs are based on FY 95 allocations assigned by the division of occupational licensing to each individual licensing program.

The FY 96 cost allocations for the 7 licensing boards extended in CSHB 233(L&C) are based on FY 94 actual expenses since actuals are more indicative of funding levels needed instead of using the FY 95 budget allocation. A Budget Appropriation is made each year to the Division of Occupational Licensing and the division then allocates funding to the various licensing programs based on prior year expenses and consideration of any authorized increments. Licensing fees are adjusted approximately six months prior to the next renewal cycle to ensure fees cover full-regulatory costs of the program. Detail information for each of the 7 licensing boards are shown below.

	<u>FY 96</u>	<u>FY 97</u>
1) <u>Board of Clinical Social Workers:</u>		
Personal Services	18.6	18.6
Travel	3.5	4.7
Contractual Services	3.4	4.2
Supplies	.2	.2
Equipment	<u>.0</u>	<u>.0</u>
Total:	25.7	27.7

*The difference of \$2.0 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$18.8

FY 97 Anticipated Revenue: (\$13.5 anticipated + \$2.0 increment), \$15.5

2) Board of Marine Pilots:

Personal Services	74.1	74.1
Travel	24.7	24.7
Contractual Services	62.7	137.7
Supplies	.6	.6
Equipment	<u>.0</u>	<u>.0</u>
Total:	162.1	237.1

*The difference of \$75.0 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$6.6

FY 97 Anticipated Revenue: (\$307.2 anticipated + \$75.0 increment), \$382.2

3) Board of Marital & Family Therapy:

Personal Services	14.8	14.8
Travel	4.0	6.3
Contractual Services	19.8	34.8
Supplies	.5	.5
Equipment	<u>.0</u>	<u>.0</u>
Total:	39.1	56.4

*The difference of \$17.3 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$2.5

FY 97 Anticipated Revenue: (\$56.8 anticipated + \$17.3 increment), \$74.1

4) State Medical Board:

Personal Services	260.7	260.7
Travel	17.2	37.2
Contractual Services	118.8	122.1
Supplies	3.0	3.0
Equipment	<u>.0</u>	<u>.0</u>
Total:	399.7	423.0

*The difference of \$23.3 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$87.2

FY 97 Anticipated Revenue: (\$717.6 anticipated + \$23.3 increment), \$740.9

5) Board of Nursing:

Personal Services	327.9	327.9
Travel	16.2	16.2
Contractual Services	95.1	95.1
Supplies	6.5	6.5
Equipment	<u>.1</u>	<u>.1</u>
Total:	445.8	445.8

FY 96 Anticipated Revenue: \$55.0

FY 97 Anticipated Revenue: \$1,045.5

6) Board of Psychology and Psychological Associate Examiners:

Personal Services	51.4	51.4
Travel	3.4	8.6
Contractual Services	27.1	27.1
Supplies	.2	.2
Equipment	<u>.0</u>	<u>.0</u>
Total:	82.1	87.3

*The difference of \$5.2 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$23.4

FY 97 Anticipated Revenue: (\$40.7 anticipated + \$5.2 increment), \$45.9

7) Real Estate Commission:

Personal Services	213.3	213.3
Travel	22.2	29.7
Contractual Services	66.8	66.8
Supplies	4.6	4.6
Equipment	<u>.6</u>	<u>.6</u>
Total:	307.5	315.0

*The difference of \$7.5 between FY 96 and FY 97 is an increment requested in the FY 96 operating budget.*

FY 96 Anticipated Revenue: \$ 333.2

FY 97 Anticipated Revenue:(\$56.1 anticipated + \$7.5 increment), \$63.6

Between the 7 boards extended in CSHB 233(L&C) is an FY 96 increment totalling \$130.3, reflected in the FY 97 column. While estimated costs in FY 96 and FY 97 total \$3,054.3; and anticipated revenue for the same period total \$2,894.4, licensing fees will have to be adjusted to cover the \$159.9 difference.

**Fund Source:** The funding source for licensing programs is General Fund/Program Receipts generated from licensing fees. The division is mandated by AS 08.01.065 to adjust fees to cover full regulatory costs of each program. As a result, any change in anticipated costs (increase or decrease) will require licensing fees to be adjusted accordingly.

**Revenue:** Whenever anticipated biennial revenue is insufficient to cover biennial costs, licensing fees will be reviewed and adjusted to ensure full-regulatory costs are covered by fees. While fees are usually adjusted approximately six months prior to the license renewal, the division is required by statute to annually review all cost and revenue levels and report its findings and plan to the Office of Management and Budget.

*5/7/95 Amendments*

*① Change Extension dates on Secs. 1, 2, 3, 4, 5, 6, 7, & 8 to 1996*

CS FOR HOUSE BILL NO. 233(FIN) am

*② change date on Sec. 10 to 1997*

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

*③ change date on Sec. 9 to Dec. 31, 1994*

BY THE HOUSE FINANCE COMMITTEE

Amended: 4/29/95

Offered: 4/18/95

*④ Delete Sec. 11 with exception of last sentence.*

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE

*⑤ Remove "also" from remaining language in Sec. 11*

A BILL

FOR AN ACT ENTITLED

1 "An Act extending the termination date of the Board of Clinical Social Work  
2 Examiners, Board of Marine Pilots, Board of Marital and Family Therapy, State  
3 Medical Board, Board of Nursing, Board of Psychologist and Psychological  
4 Associate Examiners, Real Estate Commission, Special Education Service Agency,  
5 Correctional Industries Commission, and Hazardous Substance Spill Technology  
6 Review Council; and providing for an effective date."

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

8 \* Section 1. AS 08.03.010(c)(9) is amended to read:

9 (9) Board of Clinical Social Work Examiners (AS 08.95.010) -- June 30,  
10 *1996*  
~~2005~~ [1995];

11 \* Sec. 2. AS 08.03.010(c)(13) is amended to read:

12 (13) Board of Marine Pilots (AS 08.62.010) -- June 30, *1996*  
~~1999~~ [1994];

13 \* Sec. 3. AS 08.03.010(c)(14) is amended to read:

- 1                    <sup>1996</sup> (14) Board of Marital and Family Therapy (AS 08.63.010) -- June 30,  
 2                    ~~2005~~ [1995];
- 3       \* Sec. 4. AS 08.03.010(c)(16) is amended to read:  
 4                    (16) State Medical Board (AS 08.64.010) -- June 30, <sup>1996</sup> ~~2003~~ [1995];
- 5       \* Sec. 5. AS 08.03.010(c)(17) is amended to read:  
 6                    (17) Board of Nursing (AS 08.68.010) -- June 30, <sup>1996</sup> ~~2003~~ [1995];
- 7       \* Sec. 6. AS 08.03.010(c)(22) is amended to read:  
 8                    (22) Board of Psychologist and Psychological Associate Examiners  
 9                    (AS 08.86.010) -- June 30, <sup>1996</sup> ~~2005~~ [1995];
- 10       \* Sec. 7. AS 08.03.010(c)(23) is amended to read:  
 11                    (23) Real Estate Commission (AS 08.88.011) -- June 30, <sup>1996</sup> ~~2004~~ [1995];
- 12       \* Sec. 8. AS 44.66.010(a)(14) is amended to read:  
 13                    (14) Special Education Service Agency (AS 14.30.600) -- June 30, <sup>1996</sup> ~~2004~~  
 14                    [1995];
- 15       \* Sec. 9. AS 44.66.010(a)(19) is amended to read:  
 16                    (19) Hazardous Substance Spill Technology Review Council  
 17                    (AS 46.13.110) -- <sup>Dec. 31, 1994</sup> ~~June 30, 1995~~ [1994].
- 18       \* Sec. 10. Section 7, ch. 53, SLA 1982, as amended by sec. 1, ch. 25, SLA 1987, and sec. 4,  
 19       ch. 77, SLA 1991, is amended to read:  
 20                    Sec. 7. AS 33.32 is repealed July 1, <sup>1997</sup> ~~1999~~ [1995].
- 21       \* Sec. 11. ~~EXEMPTIONS FROM AS 44.66.010(c) AND 44.66.050(c). This Act is exempt~~  
 22       ~~from the provision of AS 44.66.010(c) that limits extension of a board or commission to a period~~  
 23       ~~of four years. This Act is also exempt from the provision of AS 44.66.050(e) that prohibits a~~  
 24       bill from reestablishing more than one board or commission.
- 25       \* Sec. 12. This Act takes effect immediately under AS 01.10.070(c).

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SCSCSHB 233 (FIN) AM

Revision Date: 5/9/95  
Title: Extension of Misc. Boards and Commissions  
Sponsor: House Labor & Commerce Committee  
Requestor: \_\_\_\_\_

Department Affected: Environmental Conservation  
BRU: Administration  
Component: Response Fund Administration

COMPONENT SERIAL NO. 1925

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	35.0					
SUPPLIES						
EQUIPMENT						
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>35.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

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

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

**FUND SOURCE**

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTIA						
1052 Oil/Haz Fund	35.0					
<b>TOTAL</b>	<b>35.0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

Estimate of any current year (FY95) cost: \$ \_\_\_\_\_

**POSITIONS:**

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

ANALYSIS: (Attach a separate page if necessary.)

(SEE ATTACHED)

Prepared by: Larry Jones  
Division: Director, Division of Administrative Services

Phone: 465-5010  
Date: 5/9/95

Approved by Commissioner: [Signature]  
Agency: Department of Environmental Conservation

Date: 5/9/95

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*Need new note from DEC which is 1/2 this amount.*



### Fiscal Analysis

The Hazardous Substance Spill Technology Review Council (HSSTRC) is established within the Department of environmental Conservation (DEC). Without legislative action, the HSSTRC will sunset June 30, 1995. SCSCSHB 233 would extend the Council through 12/31/95.

Funding for HSSTRC operations in FY95 came from a \$100.0 Oil and Hazardous Substance Spill Prevention and Response Fund allocation to the University of Alaska. The Department's proposed FY96 budget includes \$150.0 for HSSTRC activities during FY96.

With the expected termination effective 12/31/95, \$35.0 is for a final closeout of HSSTRC activities.

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. CSHB 233 (FIN) AM

Revision Date: 5/3/95  
 Title: Extension of Misc. Boards and Commissions  
 Sponsor: House Labor & Commerce Committee  
 Requestor: \_\_\_\_\_

Department Affected: Environmental Conservation  
 BRU: Administration  
 Component: Response Fund Administration

COMPONENT SERIAL NO. 1925

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
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	150.0	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
<b>TOTAL OPERATING</b>	<b>150.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL EXPENDITURES</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CHANGE IN REVENUES ( )</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

FUND SOURCE

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 Receipt	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
1052 Oil/Haz Fund	150.0	0.0	0.0	0.0	0.0	0.0
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY95) cost: \$ 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

ANALYSIS: (Attach a separate page if necessary.)

(SEE ATTACHED)

Prepared by: Larry Jones  
 Division: Director, Division of Administrative Services

Phone: 465-5010  
 Date: 5/3/95

Approved by Commissioner: *Lawrence Jones*  
 Agency: Department of Environmental Conservation

Date: 5/3/95

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## FISCAL ANALYSIS

The Hazardous Substance Spill Technology Review Council (HSSTRC) is established within the Department of Environmental Conservation (DEC). Without legislative action, the HSSTRC will sunset June 30, 1995. HB 233 would extend the Council through FY 99 (June 30, 1999).

Funding for HSSTRC operations in FY 95 came from a 100.0 Oil and Hazardous Substance Spill Prevention and Response Fund allocation to the University of Alaska. The Department's proposed FY 96 budget includes 150.0 for HSSTRC activities during FY 96.

The Department expects no significant increase in staff costs to DEC as a result of this legislation. It is now anticipated that perhaps only one additional meeting of the HSSTRC will be necessary.

Post-It™ brand fax transmittal memo 7671		# of pages	2
To	Kaun	From	Norma
Co.		Co.	Senate Finance
Dept.	Leg. Legal	Phone #	x 4935
Fax #	x 2029	Fax #	x 2187

**HB 233 - EXTENSION OF MISC BOARDS & COMMISSIONS**

The following amendments were adopted:

1. Change the extension date on Secs. 1, 2, 3, 4, 5, 6, 7, and 8 to 1996.
2. Change the date on Sec. 9 to December 31, 1994.
3. Change the date on Sec. 10 to 1997.
4. Deletion of Sec. 11 with the exception of the last sentence and removal of the word "also" within the remaining sentence.

5/8/95

Norma -

Please call legal and order an SCS (Fin) based on the attached bill & my minutes.

THANKS

Kathy


TONY KNOWLES, GOVERNOR

REPLY TO:

PO BOX 112000  
JUNEAU, ALASKA 99811-2000  
PHONE (907) 465-3376

DEPARTMENT OF CORRECTIONS

To: Senator Pearce  
Senate President

From: Jerry Shriner   
Special Assistant

Date: May 2, 1995

Re: CSHB 233 (FIN) am

Unlike various boards and commissions included in AS 08.03 and AS 44.66, Alaska Correctional Industries established under AS 33.32.010 has no "wind down" year. It was created in 1982 and extended in 1987 and 1991. Each time with a date of repeal set in the future. In 1991 that date was set as July 1, 1995. This bill extends the date of repeal to 1999.

This program has been an integral part of the Department of Corrections for many years. It would add to the stability and efficiency of the Department if AS 33.32 were enacted into law without a date of repeal.

cc: Senator Halford 



MAY 6 REC'D

Alaska State Legislature  
Representative Eugene Kubina  
Minority Whip

During Session:  
Alaska State Capitol  
Juneau, Alaska 99801-1182  
(907) 465-4859  
Fax (907) 465-3799

During Interim:  
P.O. Box 2463  
Valdez, Alaska 99686  
(907) 835-2111  
Fax (907) 835-2097

May 6, 1995

Senator Rick Halford, Co-Chairman  
Senator Steve Frank, Co-Chairman  
Senate Finance Committee  
State Capitol  
Juneau, AK 99801

Dear Senators Halford and Frank,

I am writing in support of extending the sunset clause of the Hazardous Substance Spill Technology Review Council (HSSTRC). The extension is in Section 9 of CSHB 233 (FIN) am.

The HSSTRC is the only body in the state which researches and provides recommendations on spill clean up technologies which are necessary or appropriate for Alaska. It is the only body created to assess the needs of the state in regards to prevention, response and clean up of hazardous substance recommending important research projects related to such spills.

There are two reasons why the life of the HSSTRC should be extended for an additional year. First, the HSSTRC must complete the distribution of \$5 million which was appropriated from the Exxon Valdez criminal settlement for purpose of research into spill prevention and restoration technologies and procedures. The remaining settlement can not be properly distributed in the remaining months prior to July 1, 1995. However, the distribution could be completed within the next year.


The second important consideration is that the Federal Oil Pollution Act of 1990 (OPA 90) created the Oil Spill Recovery Institute (OSRI) to do research into preventing and responding to oil spills in Arctic and Subarctic marine environments. OSRI is operating under the auspices of the Prince William Sound Science Center in Cordova.

OPA 90 also authorized \$23 million to carry out this research. The HSSTRC is critical to making this money available to the OSRI. Once OSRI is up and running, it will no longer need the HSSTRC.

I offered an amendment to extend the sunset date of the HSSTRC for a single year. I did this because HSSTRC's two key missions, to finish distributing the criminal moneys and to help secure funding for OSRI should be completed by July 1, 1996. This one year extension will not have any fiscal impact to the State.

Thank you for your consideration. I urge your support of a one year extension of the Hazardous Substance Spill Technology Review Council.

Sincerely,

  
Representative Gene Kubina  
District 35

*Cross Ref. to HB 233*

BILL: SB 170  
COMMISSIONS

SHORT TITLE: EXTENSION OF MISC BOARDS &

BILL VERSION:

SPONSOR(S): LABOR & COMMERCE

CURRENT STATUS: (S) FIN  
THEN RLS

STATUS DATE: 04/27/95

TITLE: "An Act extending the termination date of the Board of Clinical Social Work Examiners, Board of Marine Pilots, Board of Marital and Family Therapy, State Medical Board, Board of Nursing, Board of Psychologist and Psychological Associate Examiners, Real Estate Commission, Special Education Service Agency, and Correctional Industries Commission; and providing for an effective date."

04/27/95 1295 (S) READ THE FIRST TIME - REFERRAL(S)  
04/27/95 1295 (S) FINANCE



**HB**

**241**

**HFIN**

**FILE**

# FINANCE COMMITTEE REPORT

(11)

Date Referred: April 28, 1965

FURTHER REFERRALS:

Date of Committee Action: 1/23/96

The FINANCE Committee considered:

HB 241

HOUSE BILL NO. 241

NO PERSONAL USE OF CAMPAIGN ACCOUNT

"An Act relating to the use of a candidate's campaign account."

recommends it be replaced with the following committee substitute CS HB 241 (STA)  the same title  a new title

additional referral to \_\_\_\_\_ Committee  
 attached amendment(s)

ADOPTS: \_\_\_\_\_ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_ APPROVE PREVIOUS: (Dept/Date) \_\_\_\_\_  
 fiscal note(s) HFC  fiscal note(s) \_\_\_\_\_

~~input~~ zero fiscal note(s) ~~input~~  zero fiscal note(s) \_\_\_\_\_

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Richard Foster</i>	FOSTER			X	
<i>Mark Hanley</i>	Hanley	X			
<i>Glenn Muiden</i>	muiden	X			
<i>Terry Martin</i>	martin	X			
<i>Vid Kohring</i>	Kohring	X			
<i>Ben Grusindorf</i>	grusindorf			X	
<i>Ernie Navarre</i>	Navarre			X	
<i>Kelly</i>	Kelly	X			
<i>Therriault</i>	Therriault	X			

CO CHAIR'S SIGNATURE *Mark Hanley* *Richard Foster*  
 Hanley Foster

# FISCAL NOTE

STATE OF ALASKA  
1996 LEGISLATIVE SESSION

BILL NO. CSHB 241 (STA)

Title: An Act relating to the use of candidate's  
campaign accounts.

Sponsor: Rep. Con Bunde

Requestor: \_\_\_\_\_

Dept. Affected Administration

BRU: APOC

Components: APOC

Serial # 70

**EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)**

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
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	0.2	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
<b>TOTAL OPERATING</b>	<b>0.2</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

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

REVENUE	0.0	0.0	0.0	0.0	0.0	0.0
---------	-----	-----	-----	-----	-----	-----

**FUNDING: (THOUSANDS OF DOLLARS)**

General Fund	0.2	0.0	0.0	0.0	0.0	0.0
Federal Fund	0.0	0.0	0.0	0.0	0.0	0.0
Other	0.0	0.0	0.0	0.0	0.0	0.0
<b>TOTAL</b>	<b>0.2</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS :**

Full-Time	0	0	0	0	0	0
Part-Time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

**ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)**

see attached analysis

Prepared by: House Finance Committee

Rep. Mark Hanley, Co-Chair *M.H.*

Rep. Richard Foster, Co-Chair *R.F.*

Date: 1/23/96

Phone: 465-4939

Phone: 465-3789



REPRESENTATIVE CON BUNDE  
CO-CHAIR HEALTH, EDUCATION  
& SOCIAL SERVICES  
VICE-CHAIR RULES

**Alaska State Legislature  
House of Representatives**

*DURING SESSION:*  
STATE CAPITOL, ROOM 108  
JUNEAU, ALASKA 99801-1182  
1 (907) 465-4843

*DURING INTERIM:*  
716 WEST 41st AVENUE  
ANCHORAGE, ALASKA 99501-2133  
1 (907) 258-8168

**SPONSOR STATEMENT  
HB 241**

Nationally, the trend to increase the accountability of candidates and legislators is taking hold. Citizens who contribute to campaigns, non-profit organizations, and other causes want to know where and how their money is expended. HB 241 will increase the accountability of candidates and facilitate increased public trust. This bill provides new choices for the disposal of surplus campaign funds for candidates who decide not to run for public office anymore.

Contributions given to candidates before, during and after campaigns are given by people who want that candidates representation. Campaign funds are raised year after year by candidates, often from the same group of supporters. The result is a surplus of funds that can be used in future campaigns or taken as personal income. However, when a person decides to deactivate a campaign the disposal of the surplus funds is of interest to the public, especially those who have contributed to a campaign. HB 241 provides for surplus funds to be given to charity, repaid to the contributors, contributed to another candidate, political party or a group supporting a ballot proposition or question, or contributed to the general fund.

This legislation changes what has historically been allowed regarding the disposal of surplus funds. The use of campaign funds as personal income or office allowance funds will not be an available choice for the disposal of campaign funds. The public is willing to contribute to the support of candidates for public office. However, when a candidate is no longer a candidate, the public should feel as secure with disposition of surplus funds as they were when they contributed money to a campaign for public office. This legislation takes a step in that direction, it increases our accountability and raises public trust in their elected officials. I urge your positive consideration of this legislation.

**DIVISION OF LEGAL SERVICES  
LEGISLATIVE AFFAIRS AGENCY  
STATE OF ALASKA**

(907) 465-3867 or 465-2450  
FAX (907) 465-2029  
Mail Stop 3101


130 Seward Street, Suite 409  
Juneau, Alaska 99801-2105

**MEMORANDUM**

April 6, 1995

**SUBJECT:** Sectional Summary of CSHB 241 ( ) Version "G" dated 4/4/95.  
(Use of a candidate's campaign account and disposal of assets)

**TO:** Representative Con Bunde  
Attn: Patti Swenson

**FROM:** Teresa B. Cramer   
Legislative Counsel

You have requested a sectional summary of the above-described bill.

As a preliminary matter, note that a sectional summary of a bill should not be considered an authoritative interpretation of the bill and the bill itself is the best statement of its contents. If you would like an interpretation of the bill as it may apply to a particular set of circumstances, please advise.

Section 1 enacts a new provision concerning use of the surplus balance of a candidate's campaign account and, in subsection (d), the disposal of assets acquired by a campaign. Subsection (a) prohibits taking the balance as personal income. Subsection (c) sets out the eight ways in which the surplus balance may be used. Subsection (d) requires campaigns that acquire more than \$5,000 in furniture, office equipment, or other similar assets to report on the disposal of an asset that was worth at least \$1,000 at the time of acquisition and, in the year end report, to report on the location of any item worth that much.

TC:klb  
95-240.klb

**MEMORANDUM**

**State of Alaska**  
**ALASKA PUBLIC OFFICES COMMISSION**  
DEPARTMENT OF ADMINISTRATION  
(907)276-4176 FAX (907)276-7018

**TO:** Representative Con Bunde  
House State Affairs Committee Members

**FROM:** Brooke Miles *B Miles*  
Juneau Branch Administrator

**DATE:** April 5, 1995

**SUBJECT:** 1994 Year End Surplus/Deficit Balances & Transfers

The table of the reverse side of this memo shows the surplus/deficit balances which were disclosed by legislators on their 1994 year end reports. The year end reporting period covered activity from November 16 - December 31, 1994.

The "Transfer" column represents only amounts clearly indicated as transfers to legislative office accounts or amounts taken as personal income. Amounts disclosed as "repayments of personal contributions" are not included. The "YE Balance" column represents the surplus/deficit **after** any transfers.

Please be aware that these figures are from **UNAUDITED** reports. Therefore the numbers may not be 100% accurate. A more complete picture of the 1994 campaign contribution and expenditure activity would result from a study of the individual campaign disclosure reports filed during the 1994 election cycle. and possibly prior years.

## 1994 Year End Reports

#	YE BALANCE	TRANSFER	#	YE BALANCE	TRANSFER
1	4,448	0	31	4,338	0
2	3,684	0	32	11,383	0
3	9,149	0	33	[5776]	0
4	25	0	34	2308	0
5	20,952	0	35	855	5000
6	164,875	0	36	2,083	0
7	18,085	1,000	37	9,337	0
8	1,910	0	38	10,384	2,500
9	9,239	0	39	13,966	0
10	0	12,878	40	22,779	0
11	65,032	0	41	29,331	0
12	[53]	0	42	[1,754]	0
13	1,665	0	43	[5,297]	0
14	28,375	550	44	7,555	0
15	27,068	0	45	11,032	6,000
16	0	0	46	[418]	2,500
17	1,725	40,000	47	15,383	4,000
18	82,440	0	48	3,532	0
19	30,307	0	49	2,868	0
20	90,303	5,700	50	10,364	0
21	25,096	0	51	3,349	0
22	17,672	3,000	52	[2,305]	0
23	29,442	0	53	28,412	0
24	22,846	500	54	301	0
25	47,527	400	55	9,819	0
26	2,482	1,368	56	23,853	0
27	21,064	0	57	3,602	5,000
28	[353]	0	58	841	0
29	6,338	0	59	19,398	0
30	11,830	0	60	3,452	0



# Stopping personal profit

*Cashing in campaign contributions for personal pleasures is no longer allowed in most states.*

by Carol Williams

**I**t's nobody's business if you dig into your own pocket for a car or a European vacation.

But what if, instead of using personal funds, you happen to have run for public office and you used surplus campaign funds instead? Is it still nobody's business?

Across the country, candidates have used leftover campaign funds to pay for personal expenses such as condominiums, country club memberships and even groceries. Such spending has been documented numerous times with receipts and expenditure reports. And it raises the obvious question: Is this right?

When most state campaign finance laws were enacted in the 1970s, the issue of surplus funds was not given much thought. Among the earliest states to place restrictions on surplus funds were Iowa in 1973 and Illinois in 1974. Later, the disposition of surplus funds began to come into question in other states. Many states started to grapple with the problem of how to regulate and control the use of this extra money.

In the resurgence of campaign reforms in the late 1980s and early 1990s, 44 states enacted laws to restrict or control the use of surplus campaign funds.

Among those acting was Kansas, which enacted restrictions on the disposition of these funds in 1989.

*Carol Williams is executive director of the Kansas Commission on Governmental Standards and Conduct.*

Until then it was common to find candidates writing themselves checks for thousands of dollars from their campaign's surplus. Since 1989, a candidate in Kansas has only four options when disbursing surplus campaign funds.

In Kansas, as in many states, the restrictions have a common thread. Most states permit surplus funds to be returned in some pre-determined ratio to the original contributor, some allow for the money to be donated to a charitable cause, given to the candidate's party or returned to the state general fund.

Some states, like Indiana, Hawaii, Louisiana and New Jersey permit surplus funds to be contributed to other candidates. However, other states prohibit this because this type of expenditure goes beyond the scope of the contributor's intent. Individuals contributing to a candidate might be aghast that their money has gone

to a candidate they may oppose.

The Council on Governmental Ethics Laws, an international professional organization for agencies and individuals with responsibilities in governmental ethics, elections, campaign finance, freedom of information and lobbying-law regulation, in 1991 adopted *A Model Law for Campaign Finance, Ethics and Lobbying Regulation*. This document is intended to guide jurisdictions seeking to change their system of regulating governmental ethics and elections.

The model law lists three options for disposal of surplus funds. Candidates can give surpluses to the state's general fund, return money to contributors on a pro rata basis, or candidates can transfer funds to their state or local political party. While no state has adopted the model law intact, some have adapted portions.

In 1994, candidates in only six states (Alaska, Idaho, Mississippi, Montana, North Dakota and South Dakota) have no limits on disposal of surplus campaign funds.

In effect, the majority of states have tried to erase the image of the unscrupulous politician who says he will donate his leftover campaign money to his favorite charity: himself. And with an electorate that becomes more disenchanted with every scandal, this higher road is a good step toward repairing the trust between the politicians and the people. □

## Use of surplus funds by candidates after an election

<i>Types of Use</i>	<i>Number of States</i>
Transfer to a political organization	4
Transfer to a political committee	6
Reimburse candidate for candidate's contributions	7
Pay officeholder expenses	13
Transfer to the state's general revenue fund or other state funds	13
Transfer to another candidate's committee	14
Spend on a future campaign	16
Transfer to a political party committee	25
Return to contributors	28
Give to charity	29

Source: *The Book of the States, 1994-95*, The Council of State Governments, 1994.

TABLE 24  
DISPOSAL OF SURPLUS FUNDS  
(As of 1992)

	Must Report Expenditures	No Limitations	Permitted Uses:										
			Charity	Another Candidate	To Take Office	While in Office	From Previous Election	Repay Personal Campaign Loan	Same Office	Another Office	Refund to Contributors	Pay to One's Party Committee	Other
Alabama Secretary of State's Office	—	—	✓	✓	✓	✓	✓	✓	✓	✓	—	—	—
Alaska Alaska Public Offices Commission	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—
Arkansas Arkansas Ethics Commission	✓	—	—	—	✓	✓	✓	✓	✓	—	✓	✓	—
Arizona Secretary of State's Office <sup>1</sup>	—	—	—	—	—	—	—	—	—	—	—	—	—
California California Fair Political Practices Commission	✓	✓	✓	—	✓	✓	✓	✓	—	—	✓	✓	—
Colorado Secretary of State's Office	—	—	—	—	—	—	—	—	—	—	—	—	—
Connecticut Connecticut State Elections Enforcement Commission Secretary of State's Office	✓ —	— —	✓ ✓	— —	✓ ✓	— —	— —	✓ ✓	— —	— —	✓ ✓	✓ ✓	— —
Delaware Commissioner of Elections Delaware Senate	✓ ✓	— —	✓ ✓	— —	✓ ✓	✓ ✓	✓ ✓	✓ ✓	✓ ✓	✓ ✓	— —	✓ ✓	— —
Florida Florida Department of State, Division of Elections	—	✓	—	—	—	—	—	—	—	—	—	—	—
Georgia State Ethics Commission	✓	—	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—
Hawaii Campaign Spending Commission	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—
Idaho Secretary of State's Office	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—
Illinois Board of Ethics, City of Chicago <sup>4</sup> Illinois State Board of Elections	— —	✓ —	— ✓	— ✓	— —	— —	— —	— —	— —	— —	— ✓	— —	— —

<sup>1</sup> See footnotes at end of table

TABLE 24 - DISPOSAL OF SURPLUS FUNDS - Continued

Count on Governing Ethics Laws / The Council of State Governments 128

	Permitted Uses												
	Must Report Expenditures	No Limitations	Contribute to			Defray Expenses			Finance One's Future Campaign				Other
			Charity	Another Candidate	To Take Office	While In Office	From Previous Election	Repay Personal Campaign Loan	Same Office	Another Office	Rekindle Contributions	Pay to One's Party Committee	
Indiana Indiana State Election Board	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—
Iowa Iowa Campaign Finance Disclosure Commission	✓	—	✓	✓	—	—	✓	—	✓	✓	✓	✓	State of Iowa General Fund
Kansas Kansas Commission on Governmental Standards & Conduct	✓	—	✓	—	—	✓	—	✓	✓	✓	✓	✓	(a)
Louisiana Louisiana Ethics Administration Program Secretary of State's Office*	✓ —	— —	✓ —	✓ —	✓ —	✓ —	— —	✓ —	✓ —	✓ —	✓ —	✓ —	— —
Nevada Commission on Governmental Ethics & Election Practices	—	—	—	✓	—	—	✓	—	✓	✓	✓	✓	Gill to state
Massachusetts Office of Campaign and Political Finance	✓	—	✓	✓	—	✓	✓	✓	✓	✓	—	—	—
Michigan Michigan Department of State, Bureau of Elections	✓	—	✓	—	—	✓	—	✓ (b)	✓	✓ (c)	✓	✓	—
Minnesota Minnesota Ethical Practices Board	✓	—	✓	✓	—	✓	✓	✓	✓	—	✓	✓	(d)
Mississippi Secretary of State's Office	—	✓	—	—	—	—	—	—	—	—	—	—	—
Missouri Secretary of State's Office, Campaign Reporting Division	✓	—	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—
Montana Commissioner of Political Practices	—	✓	—	—	—	—	—	—	—	—	—	—	—

See footnotes at end of table

TABLE 24 - DISPOSAL OF SURPLUS FUNDS - Continued

Council on Governmental Ethics Laws / The Council of State Governments 129

	Must Report Expenditures	No Limitations	Permitted Uses:										Other					
			Contribute to:		Defray Expenses:			Finance One's Future:		Pay to One's Party Committee	Refund to Contributors	Repay Personal Campaign Loan		From Previous Election	Write In Office	To Take Office	Another Candidate	Charity
			Same Office	Another Office	Same Office	Another Office	Same Office	Another Office										
Nebraska Nebraska Accountability & Disclosure Commission	✓	—	✓	✓	—	✓	✓	✓	✓	✓	✓	✓	✓	✓	—	—	—	
Nevada Secretary of State's Office	✓	—	✓	✓	✓	✓	—	✓	✓	✓	✓	✓	✓	✓	—	—	—	
New Hampshire Secretary of State's Office	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	
New Jersey New Jersey Election Law Enforcement Commission	✓	—	✓	✓	—	✓	—	✓	✓	✓	✓	✓	✓	✓	—	—	—	
New York New York State Board of Elections	—	—	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—	—	—	
North Carolina Secretary of State	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	
North Dakota Secretary of State's Office	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	No laws on disposal of funds	
Ohio Secretary of State's Office	✓	—	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—	—	—	
Oklahoma Ethics Commission of the State of Oklahoma	✓	—	✓	✓	✓	✓	—	✓	✓	✓	✓	✓	✓	✓	—	—	Political activity, Community activity	
Pennsylvania Department of State, Bureau of Elections	✓	—	—	✓	—	—	✓	✓	✓	✓	✓	✓	✓	✓	—	—	—	
Rhode Island Rhode Island State Board of Elections	✓	—	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—	—	—	
South Carolina State Ethics Commission	—	—	✓	—	—	✓	✓	✓	✓	—	✓	—	✓	—	—	—	—	
South Dakota Secretary of State's Office	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	—	No restrictions	

See footnotes at end of table

TABLE 24 - DISPOSAL OF SURPLUS FUNDS - Continued

Council on Governmental Ethics Laws / The Council of State Governments 130

	Must Report Expenditures	No Limitations	Permitted Uses										
			Charity	Another Candidate	To Take Office	While In Office	From Previous Election	Repay Personal Campaign Loan	Same Office	Another Office	Refund to Contributors	Pay to One's Party Committee	Other
Tennessee Registry of Election Finance	—	✓	—	—	—	—	—	—	—	—	—	—	—
Texas Texas Ethics Commission	✓	—	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—
Utah Lieutenant Governor's Office	✓	—	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	—
Vermont Secretary of State's Office	—	—	—	—	—	—	—	—	—	—	—	—	—
Virginia Office of the Attorney General	✓	—	✓	✓	✓	✓	—	—	✓	✓	✓	✓	—
Washington Washington State Public Disclosure Commission	✓	—	✓	✓	✓	✓	✓	✓	✓	✓	✓	✓	To state treasury
West Virginia Secretary of State's Office	✓	—	—	✓	—	—	—	✓	✓	✓	✓	✓	—
Wisconsin Wisconsin Election Board	✓	—	✓	✓	—	—	—	—	✓	✓	—	✓	—
Wyoming Secretary of State's Office	—	—	—	—	—	—	—	—	—	—	—	—	—
Puerto Rico State Elections Commission, Commonwealth of Puerto Rico	—	—	—	—	—	—	—	✓	✓	✓	—	—	—
United States (Federal) Federal Election Commission	—	—	—	—	—	—	—	—	—	—	—	—	—
Alberta Chief Electoral Officer's Office	—	—	✓	✓	—	—	—	—	—	—	—	—	Party, Constituency Association
British Columbia Elections British Columbia	—	—	—	—	—	—	—	—	—	—	—	—	—
Manitoba Elections Manitoba	—	—	—	—	—	—	—	—	—	—	—	—	—

See footnotes at end of table