

ALASKA LEGISLATURE

1483

HOUSE and SENATE FINANCE COMMITTEE FILES, 1995-1996

SB

69

HFIN

FILE

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: March 26, 1996

FURTHER REFERRALS:

Date of Committee Action: 4/16/96 pm

The FINANCE Committee considered:

CSSB 69(RES)

CS FOR SENATE BILL NO. 69(RES)

REPORTING OF HAZARDOUS SUBSTANCE

"An Act relating to hazardous chemicals, hazardous materials, and hazardous waste."

recommends it be replaced
with the following committee substitute

HCS CSSB 69 (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) _____

fiscal note(s) DPS 2/7/96

zero fiscal note(s) _____

2 zero fiscal note(s) SFC 2/7/96

DMVA 2/7/96

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Richard Foster</i>	Foster	X			
<i>John Mulder</i>	Mulder	X			
<i>Leann Martin</i>	Martin	X			
<i>Sean R. Pannell</i>	Pannell	X			
<i>Eric Kohring</i>	Kohring	X			
<i>Ben Grussendorf</i>	Grussendorf			X	
<i>Mike Navarre</i>	Navarre				
<i>Tim Brown</i>	Brown	X			
<i>Pete Kelly</i>	Kelly	X			
<i>Gene Thernvautt</i>	Thernvautt	X			
<i>Mark Hanley</i>	Hanley	X			

CO CHAIR'S SIGNATURE

Mark Hanley
Hanley

Richard Foster
Foster

FISCAL NOTE

REQUEST:

Revision Date: 2/6/96 Affected Agency: DEC
 Title: Reporting of hazardous substances BRU: Spill Prevent. & Resp.
 Sponsor: Sen. Leman Components: Emergency Response
 Requestor: Senate Finance 494

EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)

OPERATING	FY 97	FY 98	FY 99	FY 2000	FY 2001	FY 2002
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUNDING: (THOUSANDS OF DOLLARS)

General Fund						
Federal Fund						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

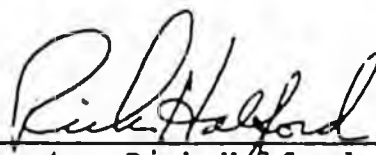
POSITIONS:

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

Estimated FY 96 Impact: 0

ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)

Prepared By:


 Senator Rick Halford, Co-chair
 Senate Finance Committee

Date: 2/6/96

Phone: 465-4958

FISCAL NOTE

No. 5

Bill Version: CS SB 69 (Res)

BIL

(S) Publish Date: 2/7/96

**STATE OF ALASKA
1996 LEGISLATIVE SESSION**

Revision Date: Original Dept Affected: Military & Veterans Affairs
 Title: An Act relating to hazardous chemicals, BRU: Disaster Planning & Control
hazardous materials, and hazardous waste. Component: Disaster Planning & Control
 Sponsor: Senator Laman
 Requestor: Senate Finance Component Serial No. 1808

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
-----------------------------	------------	------------	------------	------------	------------	------------

CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
-------------------------------	------------	------------	------------	------------	------------	------------

FUND SOURCE (Thousands of Dollars)

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

Estimate of any current year (FY96) cost: \$ none

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)

There is no anticipated fiscal impact associated with implementation of this legislation.

Prepared by: Carol Carroll, Director Phone: 485-4730
 Division: Administrative Services Date: 5-Feb-96
 Approved by Commissioner: *Carol Carroll* Date: 5-Feb-96
 Agency: Military & Veterans Affairs

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

FISCAL NOTE

No. 4

STATE OF ALASKA
1996 LEGISLATIVE SESSION

BILL NO: _____ Bill Version: CSSB 69(Res)
(S) Publish Date: 2/7/96

Revision Date: February 5, 1996 Dept. Affected: Public Safety
Title: Reporting of Hazardous substances BRU: Fire Prevention
Sponsor: Senator Leman Component: Fire Prevention Operations
Requestor: Senate Finance COMPONENT SERIAL NO. 0494

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

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

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

CHANGE IN REVENUES () Revenue Code	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)
--	-------	-------	-------	-------	-------	-------

FUNDING: (Thousands of Dollars)

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

Estimate of current year (FY 95) impact: \$ _____

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.) Approximately \$1.0 in revenue to the general fund was collected in FY 94 which represents cost recovery for hazardous materials placards provided to industry. In FY 95 \$345.00 was collected. No economic impact on industry is anticipated in as much as the program is simply being transferred to another agency and brought in line with federal law.

Prepared By: Ken Lea Phone: 485-5522
Division: Fire Prevention Date: 2/5/96
Approved by Commissioner: Ronald L. Ote Date: 2/5/96
Agency: Ronald L. Ote, Dept. of Public Safety

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

AMENDMENT

TO: CSSB 69(RES)

1 Page 5, after line 4:

2 Insert a new bill section to read:

3 **** Sec. 12.** The Alaska State Emergency Response Commission shall approve an
4 inventory form for use under AS 29.35.500 so that it is available for distribution by the
5 Department of Environmental Conservation under AS 29.35.530 by January 1, 1997."

SECTIONAL ANALYSIS
SB 69: Reporting of Hazardous Substances

Section 1:

Amendment added in House Resources. This amendment adds an immunity to Title 9 protecting the state from strict liability for oil spills or other environmental releases at the REAA schools. Without this change, the state and school districts can each be liable for 100% of damages claimed from environmental problems on school sites, even if they are not at fault in any way or bear only a small portion of the fault. This amendment was added at the request of DEC, DOE, and the Department of Law and approved by the sponsor as part of the state's response to the Toksook Bay lawsuit.

Section 2:

Deletes reference to AS 18.70.310 - the placarding program within the state fire marshal's office.

Section 3:

Deletes reference to AS 18.70.310 - the placarding program within the state fire marshal's office.

Section 4:

Subsection (a) makes the State Emergency Response Commission the agency to approve a form to be used for the reporting of placarding information under a municipal placarding program. This ensures that if the form needs to be changed, this commission can coordinate with all agencies that receive such reports.

Section 5:

Subsection (c) refers to the existing MUNICIPAL placarding program. Currently under state or federal law, either a municipality or the SERC may add substances to those already required to be reported. This section ensures a public process for adding or removing substances required to be reported.

Subsection (c)(1) standardizes the substances and their threshold amounts to be reported under a municipal placarding program, and to fire departments and Local Emergency Planning Committees under Emergency Planning and Community Right-to-Know requirements. The "hazard classes" conform to the new classification system passed by Congress in 1993 recognizing the UN Identification system that enables the same classification to be used for national and international shipments of hazardous materials.

Subsection (c)(2) deletes from the municipal placarding program the requirement that businesses report consumer commodities of hazardous materials. These businesses are readily identified by fire departments in Alaska as handling large quantities of consumer commodities. Deleted also is requirement to report compressed gases, which exceeds federal reporting requirements.

Section 6:

Deletes reference to the state fire marshal's placarding program under AS 18.70.310.

Section 7:

Deletes reference to the Municipality having to obtain placards from the state fire marshal's office. Retains ability for the Municipality to charge fees to compensate for the costs of a Municipal placarding program.

Section 8:

Makes the Department of Environmental Conservation the one-stop agency to provide lists of reportable substances under the Municipal placarding, and the federal/state Emergency Planning and Community Right-to-Know laws. DEC would also provide the single form approved by the SERC for these reporting purposes.

Section 9:

Subsection (6) makes the Municipal placarding definition of hazardous chemical the same as the definition of hazardous chemical under the Emergency Planning and Community Right-to-Know Act, with the same exceptions as under federal law.

Section 10:

Subsection (7) allows the State Emergency Response Commission to add hazardous substances to the Emergency Planning reporting requirements. Removes the exceptions which are not mentioned in federal law, but which are probably covered by the reference in federal law to "substances capable of posing an unreasonable risk".

Section 11:

Subsection (8) adds in the DEC definition of hazardous waste and allows the SERC to define additional hazardous wastes to be reported under Emergency Planning and Community Right-to-Know requirements. This is to ensure continuity in definitions and reporting thresholds.

Section 12:

Applies strict statutory liability and liability for damages to the amendment in Section 1.

Section 13:

Deletes the fire marshal's placarding program (AS 18.70.310).

Deletes responsibilities of the fire marshal under the Municipal placarding program (AS 29.35.530(b)).

Deletes definition of consumer commodity from definitions section of Municipal placarding program (AS 29.35.590(2)).

Section 14:

The amendment in Section 1 applies only to future claims, not past claims.

Sections 1 and 14 of

CS SB 69 (RES) - Relating to hazardous chemicals, hazardous materials, and hazardous waste.

Overview:

Section 1 adds an immunity to Title 9 protecting the state and Rural Education Attendance Areas (REAA) from strict liability for oil spills or other environmental releases at the REAA schools. Without this change, the state and school districts can each be liable for 100% of damages claimed from environmental problems on the school sites, even if they are not at fault in any way or bear only a small portion of the fault. Section 14 is transitional language.

Narrow scope:

- Limited to special circumstance where state inherited problems from BIA and, unlike a private business, has no choice but to continue operating the facilities pending fix-up over a period of years.
- Only applies to REAA schools and Mt. Edgecumbe, another school passed from BIA to the state.
- Only applies to liability for damages. State and REAAs will remain strictly and jointly liable for cleanup, even if they are not at fault.
- Only applies to strict statutory liability. Common law liability for negligence and nuisance will be unaffected, so that the state and REAAs may still be liable for damages if they are at fault, up to the percentage of their fault.

Background:

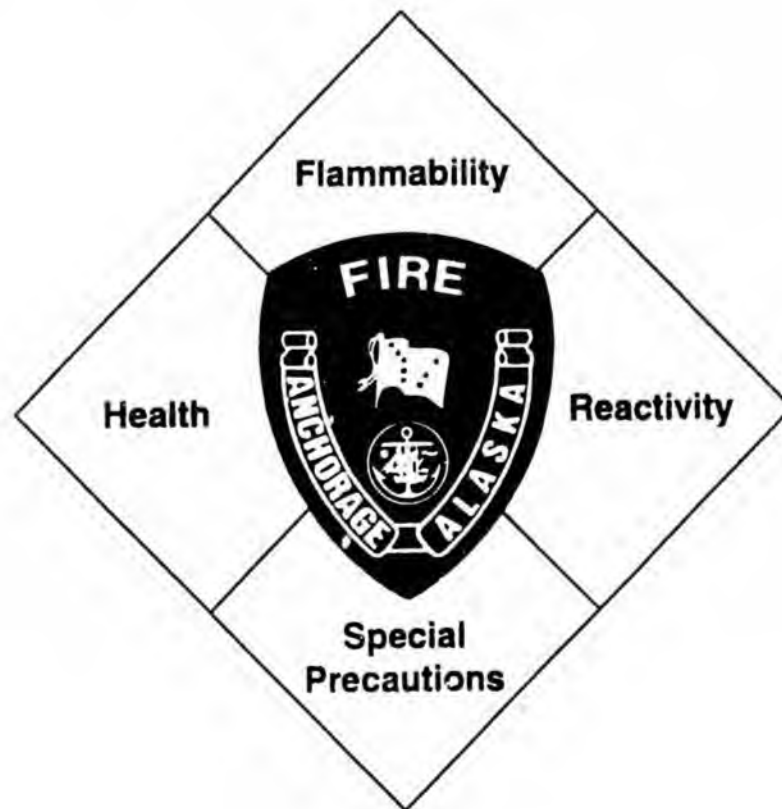
The statutory change included in Section 1 is part of the administration's response to the state's exposure to major liability as revealed in the Toksook Bay lawsuit. Other responses include promulgation of regulations clarifying state and REAA roles to allow for a cooperative approach to school maintenance and to controlling liability and an upcoming meeting of state land managers to provide training on avoiding environmental liability.

The Toksook Bay lawsuit was brought by 500 plaintiffs in the wake of a fuel spill at an REAA school in 1990. The state had received the school from the BIA the previous year, subject to an "as is" clause. The spill occurred when a corroding pipe that the BIA had placed in a sealed, inaccessible area finally gave way. In addition to cleanup work by the state and the school district, the settlement of the litigation includes a consent judgment of \$1.285 million against the state and cash payments totaling \$2.26 million that will be paid by the REAA from its own resources.

only one form!



Community Right-to-Know Program (CRTK)



**Municipality of Anchorage
ANCHORAGE FIRE DEPARTMENT**

Municipality of Anchorage



FIRE DEPARTMENT

1301 E. 80th Avenue
ANCHORAGE, ALASKA 99518-3399
TELEPHONE: (907) 267-4924

Community Right-to-Know Program Anchorage Municipal Code Title 16.110

This is your Community-Right-to-Know Program package for the current year. Federal, State and Municipal laws require this form to be filed by businesses each year. The Tier Two Hazardous Materials Inventory form along with complete directions is included in this packet. The filing deadline is March 1 of each year.

A program overview and detailed instructions are included to take you step-by-step through each section of the form. Please read through the instructions before filling out the form and call us if you have questions on exactly what information is required.

Our CRTK Inspector, Les Baird, retired in August. At this time, an Inspector is not specifically assigned to the program due to staff shortages. However, as CRTK Administrator, I will be available to answer any questions you might have about what is reportable, inspection procedures, placards or filling out forms. Fire Inspectors from the Prevention Division are available for more technical questions.

Filing Tier Two forms with the Anchorage Fire Department meets LEPC reporting requirements. You are also required to mail a copy of your Tier Two forms to the State Emergency Response Commission office. The address is: Camille Stevens, ADEC, 410 Willoughby Street, Suite 105, Juneau, Alaska 99801-1795.

For those already in the program, we want to thank you for your cooperation during the past year. We look forward to working with you again in the coming year. If you are new to CRTK, you may want to talk to me before starting your Tier Two form. You can reach me in the Fire Prevention office at 267-4924. You are always welcome to visit our office at 1301 East 80th Avenue to review forms, ask questions or just chat about the program in general. It is best to call for an appointment to be sure that I'll be in the office.

On behalf of the Fire Department, I would like to thank you for your co-operation with the CRTK program. With your information available to first responders, Anchorage is a safer place for all us to live.

Sincerely,

Rita A. Venta, Administrator
CRTK Program

Robert Taylor
Fire Marshal

**MUNICIPALITY OF ANCHORAGE
COMMUNITY RIGHT-TO-KNOW ORDINANCE
TITLE 16**

**TIER TWO HAZARDOUS MATERIALS INVENTORY FORM
GENERAL INFORMATION AND INSTRUCTIONS**

**ALL INFORMATION REQUESTED ON THIS FORM MUST BE PROVIDED TO FULFILL
FEDERAL REPORTING REQUIREMENTS**

Please read instructions carefully. Print or type all responses. Photocopy extra copies of the form if necessary

Submission of this Tier Two form is required by Title III of the Superfund Amendments and Reauthorization Act of 1986 (SARA), Section 312, Public Law 99-499 and the Anchorage Community Right-to-Know Ordinance (Title 16) pertaining to Hazardous Materials and Hazardous Chemicals. The purpose of this Tier Two form is to provide specific information on the types and locations of hazardous materials and hazardous chemicals used or stored at your facility to State and Local officials and the general public.

**YOU MUST PROVIDE ALL INFORMATION REQUESTED ON THIS FORM TO FULFILL TIER
TWO REPORTING REQUIREMENTS.**

Who must submit this form: Section 312 of SARA Title III requires that the owner or operator of a facility submit this Tier Two form if so requested by a State Emergency Planning Commission (SERC), a Local Emergency Planning Committee (LEPC), or a Fire Department with jurisdiction over the facility. This request may apply to the owner or operator of any facility that is required under regulations implementing the Occupational Safety and Health Act of 1970 to prepare or have available a Material Safety Data Sheet (MSDS) for a hazardous material or hazardous chemical present at the facility. MSDS requirements are specified in the Occupational Safety and Health Administration (OSHA) Hazard Communications Standard found in Title 29 of the Code of Federal Regulations Section 1910.1200. Anchorage Municipal Code, Title 16.110 requires a person who handles hazardous materials or hazardous chemicals to submit a report to the Anchorage Fire Department on a Tier Two Inventory form including a site layout and floor plan of each facility showing the location of each hazardous material and hazardous chemical. This requirement applies to a facility that handles hazardous materials or hazardous chemicals in reportable amounts.

What chemicals must be reported and what are reportable amounts. You must report the information required on this form for each hazardous chemical and hazardous material for which Federal or Local reporting requirements are met. The reporting requirements apply if any of the following quantities are handled at a facility, other than a transshipment facility, on any one day during the calendar year.

• **ANY quantity of a hazardous material of the following Hazard Classes:**

- | | |
|--|----------------------|
| Class 1, Explosives | Class 6, Poison |
| Class 2.3, Poison Gas | Class 7, Radioactive |
| Class 4, Flammable Solid
(dangerous when wet) | |

- A **Hazardous Material or Hazardous Chemical** in amounts of **500 pounds or more** (*see definition below).
- An **Extremely Hazardous Substance (EHS)** in amounts equal to or greater than **500 pounds or the Threshold Planning Quantity (TPO), whichever is less** (*see definition below).
- **Compressed Gases** in amounts of 200 Cu. ft. or more.

DEFINITIONS

- **Hazardous Material** means a material as defined in 49 Code of Federal Regulations (49 CFR), Subchapter C.
- **Hazardous Chemical** means a hazardous chemical as defined in 29 Code of Federal Regulations (29 CFR).
- **Extremely Hazardous Substance (EHS)** means a substance listed in the Appendices to 40 Code of Federal Regulations (40 CFR), Part 355
- **Hazardous Waste** in amounts equal to or greater than **220 pounds**.
- **Extremely Hazardous Waste** in amounts equal to or greater than **2.2 pounds**.
- **Consumer Commodity** of a hazardous material equal to or greater than **1000 pounds**.

When to submit this form: A person must submit the Tier Two form by March 1 each year for every facility in operation on January 1 and no later than March 1 of each year thereafter. A person not subject to reporting requirements on January 1 who subsequently becomes subject to the Anchorage Municipal Code, Title 16, shall submit the information required within thirty (30) days after commencement of such handling and shall update the information by March 1 of each year thereafter. Those currently in the program will be notified by the Anchorage Fire Department each year with current filing information.

When to Update Tier Two Information:

A person required to make a report for a facility shall report each change to the most recently submitted site layout or floor plan showing the change in storage location for a hazardous chemical or hazardous material to the Anchorage Fire Department by telephone within 24 hours, (907) 267-4924; and follow that with a written confirmation within 30 days after each change takes place. **Anchorage Fire Department, CRTK Program, 1301 East 80th Avenue,**

INSTRUCTIONS FOR COMPLETING
TIER TWO HAZARDOUS MATERIAL INVENTORY FORM

PLEASE READ INSTRUCTIONS CAREFULLY. PRINT OR TYPE ALL INFORMATION. PHOTOCOPIES MAY BE MADE OF THE FORM IF ADDITIONAL PAGES ARE NEEDED

- A. **FACILITY NAME:** Enter the full name of your facility. Enter the full street address or state road. If a street address is not available, enter other appropriate identifiers that describe the physical location of your facility. Include city, state, zip code and telephone number of the facility during normal business hours. Enter the primary Standard Industrial Classification (SIC) code and Dun & Bradstreet number for your facility if available.
- B. **OWNER/OPERATOR:** Enter the owner's or operator's full name, mailing address and telephone number.
- C. **EMERGENCY CONTACTS:** Enter the name, title and work telephone number of at least one and preferably two local contacts or offices who can act as a referral if emergency responders need assistance responding to a chemical accident at the facility. Provide an emergency telephone number where such emergency chemical information will be available 24 hours a day, every day.
- D. **CHEMICAL INVENTORY INFORMATION:** - description, hazards, amounts and locations. The main section of the Tier Two form requires specific information on amounts and locations of hazardous materials and hazardous chemicals, as defined in the OSHA Hazard Communication Standard and U.S. Department of Transportation 49CFR.

What units should I use? Calculate all amounts as **weight in pounds**. To convert gas or liquid volume to weight in pounds, multiply by the appropriate density factor. If you submit information in gallons or cubic feet, we will convert it to pounds before entering it in the computer.

CHEMICAL DESCRIPTION: Enter the hazardous material name or common name of each material (Types; toxics, poisons, acids, oxidizers, flammable liquids, gases, etc.). Please list all hazardous material types. If you are not sure, list the material and we will determine if it is hazardous. Enter the Chemical Abstract Service (CAS) number(s) if this information is available. Material Safety Data Sheets (MSDS) must be provided for first time submittals and any new products that are reported. If you have previously submitted Tier Two forms, we will accept an MSDS list for items you already reported.

- E. **PHYSICAL AND HEALTH HAZARDS:** For each chemical you have listed, check all the physical and health hazard boxes that apply. These hazard categories are defined in 40 Code of Federal Regulations (CFR) 370.3. The two health hazard categories and three physical hazard categories are a consolidation of the 23 hazard categories defined in the OSHA Hazard Communication Standard, 29 Code of Federal Regulations (CFR) 1919.1200.

Hazard Category - means any of the following: **Fire hazard:** including flammable, combustible, liquid, phpyrophoric, and oxidizer. **Sudden release of pressure:** including explosive and compressed gas. **Reactivity:** includes unstable reactive, organic peroxide, and water reactive. **Immediate (acute) health hazard:** including highly toxic, toxic, irritant, sensitizer, corrosive, and other hazardous chemicals that cause an adverse effect to a target organ and which effect is of short duration. **Delayed (chronic) health hazard:** including carcinogens and other hazardous chemicals that cause an adverse effect to a target organ and which effect generally occurs as a result of long term exposure and is of long duration.

- F. **INVENTORY:** Estimate the maximum amount of each hazardous material present at your facility on any single day during the reporting period. The maximum amount shall be listed in **gallons or pounds** but you will be billed by the total pounds reported. Enter the number of days each year the product is present at your facility. *Example: If 15% of a 5 gallon container is hazardous material, report the quantity as 5 gallons.
- G. **STORAGE INFORMATION:** Provide storage information for each hazardous material you are reporting using the **STORAGE CODES** found on page 5. Insert the correct codes for Type of Storage Vessel, Pressure Conditions and Temperature conditions.
- H. **CERTIFICATION:** Please be sure the front page of the form is signed and dated certifying that the information submitted is correct.
- I. **ATTACHMENTS:** Provide a detailed floor plan of your facility and show specific locations of the reported hazardous materials. Note: floor plans need not be drawn to scale. Include Material Safety Data Sheets (MSDS) or an MSDS list as required.
- J. **NFPA 704M PLACARD REQUIREMENTS:** If Placards are required at your facility, you will receive a letter from us. We will review your Tier Two form and advise what specific Placards must be posted on the exterior of the building. Placard specifications and a drawing of the placard (s) will be included.
- K. **REPORTING FEES:** Annual reporting fees are based on the maximum amount of hazardous material at the facility on any one day during the calendar year. We will calculate the fee based on what you report on the Tier Two form. You will be billed for the fee directly by the Municipal Treasury department and payment should be sent directly to that office.

<u>REPORTABLE QUANTITIES/POUNDS</u>		<u>ANNUAL FEE/PER FACILITY</u>
0	4,999	\$50.00
5,000	14,999	\$125.00
15,000	74,999	\$175.00
75,000	299,999	\$250.00
300,000	649,000	\$750.00
650,000	999,999	\$1500.00
1,000,000	3,000,000	\$3,000.00
Greater Than	3,000,000	\$4,000.00

WHERE TO SUBMIT: Hand deliver or mail the Tier Two form with attachments to: Anchorage Fire Department, CRTK Program, 1301 E. 80th Avenue, Anchorage Alaska 99518-3399.

If you have any questions at any time on the CRTK program, please call Rita Venta at 267-4924.

STORAGE CODES

CODES

TYPE OF STORAGE VESSEL

A	Above Ground Tank
B	Below Ground Tank
C	Tank Inside Building
D	Steel Drum
E	Plastic drum (non-metal)
F	Can
G	Carboy
H	Silo
I	Fiber Drum
J	Bag
K	Box
L	Cylinder
M	Glass Bottle or Jug
N	Plastic Bottle or Jug
O	Tote Bin
P	Tank Wagon
Q	Rail Car
R	Other (please specify)

PRESSURE

CODES

PRESSURE CONDITIONS

1	Ambient Pressure
2	Greater than Ambient Pressure
3	Less than Ambient Pressure

TEMPERATURE

CODES

TEMPERATURE CONDITIONS

4	Ambient Temperature
5	Greater than Ambient Temperature
6	Less than Ambient Temperature but not Cryogenic
7	Cryogenic conditions

ANCHORAGE FIRE DEPARTMENT - TIER TWO HAZARDOUS MATERIAL INVENTORY FORM

**Tier Two
EMERGENCY
AND
HAZARDOUS
CHEMICAL
INVENTORY**

*Specific
Information
by chemical*

A: Facility Identification

Name of Business _____
 Street _____
 City _____ County _____ State _____ Zip _____
 Phone () _____
 SIC Code [][][][][][] Dun & Brad Number [][]-[][][][][][][][][]

**FOR
OFFICIAL
USE
ONLY**

ID # _____
 Date received _____

B: Owner/Operator Name

Name: _____ Phone () _____
 Mail Address: _____

C: Emergency Contact

1) Name: _____ Title _____
 Phone: () _____ 24-Hour Phone: () _____
 2) Name: _____ Title _____
 Phone: () _____ 24-Hour Phone: () _____

Important: Read all instructions before completing form

Reporting Period

From January 1 to December 31, 19____

Check if information below is identical to information submitted last year

D: Chemical Description	E: Physical and Health Hazards <i>(Check all that apply.)</i>	F: Inventory <i>(In Gallons or Pounds)</i>	Storage Type Pressure Temperature	G: Storage Codes and Locations <i>(Non-Confidential)</i>	Optional																		
CAS [][][][][][][][][] Trade Secret <input type="checkbox"/> Chem. Name _____ Check all that apply: <input type="checkbox"/> Pure <input type="checkbox"/> Mix <input type="checkbox"/> Solid <input type="checkbox"/> Liquid <input type="checkbox"/> Gas <input type="checkbox"/> EHS EHS Name _____	<input type="checkbox"/> Fire <input type="checkbox"/> Sudden Release of pressure <input type="checkbox"/> Reactivity <input type="checkbox"/> Immediate (acute) <input type="checkbox"/> Delayed (chronic)	<input type="checkbox"/> Max. Daily Amount Gals/Lbs <input type="checkbox"/> Avg. Daily Amount Gals/Lbs <input type="checkbox"/> No. of Days On-site (days) <input type="checkbox"/> Max Amount Per Container	<table border="1"> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </table>																			Storage Locations _____ _____ _____ _____	<input type="checkbox"/>
CAS [][][][][][][][][] Trade Secret <input type="checkbox"/> Chem. Name _____ Check all that apply: <input type="checkbox"/> Pure <input type="checkbox"/> Mix <input type="checkbox"/> Solid <input type="checkbox"/> Liquid <input type="checkbox"/> Gas <input type="checkbox"/> EHS EHS Name _____	<input type="checkbox"/> Fire <input type="checkbox"/> Sudden Release of pressure <input type="checkbox"/> Reactivity <input type="checkbox"/> Immediate (acute) <input type="checkbox"/> Delayed (chronic)	<input type="checkbox"/> Max. Daily Amount Gals/Lbs <input type="checkbox"/> Avg. Daily Amount Gals/Lbs <input type="checkbox"/> No. of Days On-site (days) <input type="checkbox"/> Max Amount Per Container Gals/Lbs	<table border="1"> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </table>																			Storage Locations _____ _____ _____ _____	<input type="checkbox"/>
CAS [][][][][][][][][] Trade Secret <input type="checkbox"/> Chem. Name _____ Check all that apply: <input type="checkbox"/> Pure <input type="checkbox"/> Mix <input type="checkbox"/> Solid <input type="checkbox"/> Liquid <input type="checkbox"/> Gas <input type="checkbox"/> EHS EHS Name _____	<input type="checkbox"/> Fire <input type="checkbox"/> Sudden Release of pressure <input type="checkbox"/> Reactivity <input type="checkbox"/> Immediate (acute) <input type="checkbox"/> Delayed (chronic)	<input type="checkbox"/> Max. Daily Amount Gals/Lbs <input type="checkbox"/> Avg. Daily Amount Gals/Lbs <input type="checkbox"/> No. of Days On-site (days) <input type="checkbox"/> Max Amount Per Container	<table border="1"> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> <tr><td> </td><td> </td><td> </td></tr> </table>																			Storage Locations _____ _____ _____ _____	<input type="checkbox"/>

H: CERTIFICATION: (Read and sign after completing all sections.)

I certify under penalty of law that I have personally examined and am familiar with information submitted in this and all attached documents, and that based on my inquiry of those individuals responsible for obtaining information, I believe that the information is true, accurate and complete.

 Name and Official Title of Owner/Operator

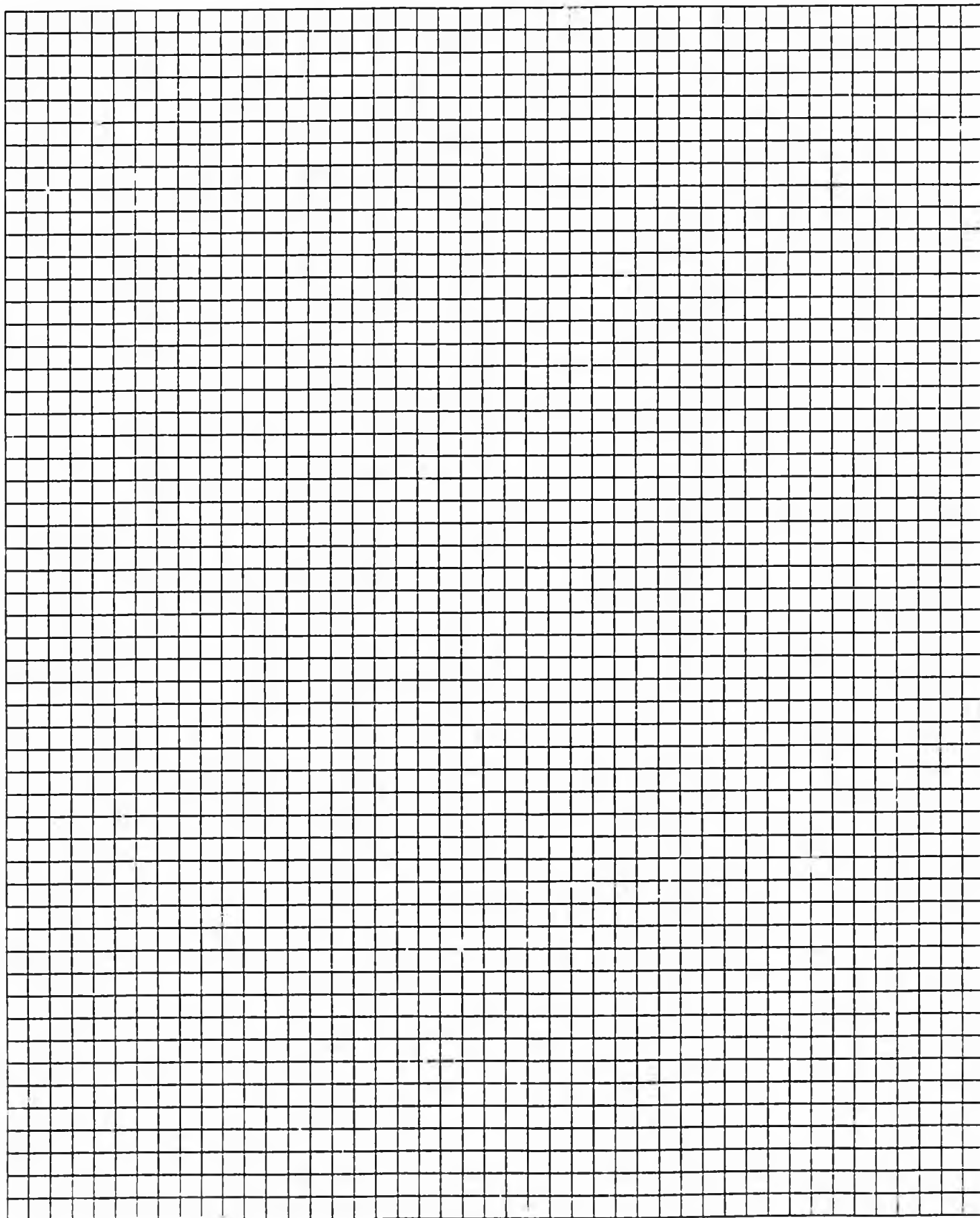
 Owner/Operator's Representative Signature

 Date Signed

I: Optional Attachments

- I have attached a site plan
- I have attached a list of site coordinate abbreviations
- I have attached a description of dikes and other safeguard measures

Floor Plan





Municipality of Anchorage
ANCHORAGE FIRE DEPARTMENT
Community Right-to-Know Program
1301 East 80th Avenue
Anchorage, Alaska 99518

Bulk Rate
U.S. Postage
PAID
Anchorage, AK
Permit No. 202

Date of Committee Action: 3/25/96

The RESOURCES Committee considered:

CSSB 69(RES)

CS FOR SENATE BILL NO. 69(RES)

REPORTING OF HAZARDOUS SUBSTANCE

"An Act relating to hazardous chemicals, hazardous materials, and hazardous waste."

recommends it be replaced with the following committee substitute HCS CSSB 69 (RES) 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) Senate
 fiscal note(s) _____ fiscal note(s) DPS 2-7-96

zero fiscal note(s) _____ (a) Senate zero fiscal note(s) SFIN/DEC 2-7-96
MVA 2-7-96

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>[Signature]</i> Nicholia			X	
<i>[Signature]</i> Long			X	
<i>[Signature]</i> Williams	X			
<i>[Signature]</i> Ogan	X			
<i>[Signature]</i> Barnes	X			
<i>[Signature]</i> Gusterman			X	
<i>[Signature]</i> Kott	X			
<i>[Signature]</i> Green	X			
	(5)		(3)	

30-CHAIR'S SIGNATURE *[Signature]*
Green



SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Suite 520, Anchorage, AK 99501 (907) 258-8189 Session: State Capitol, Juneau, AK 99801 (907) 465-2095

SPONSOR STATEMENT SB 69

"An Act relating to hazardous chemicals, hazardous materials, and hazardous waste."

As we downsize government, and make it more user friendly, we have to assess the efficacy of current statutes and regulations.

Many times, I believe, state and federal governments ask businesses to report information without a lot of thought as to how that information will be used when it is received. That is the case with the "Placarding Statute" under AS 18.70.310.

We need to ask ourselves what is nice to know and what is need to know? We need to stop asking business to provide "nice (for us) to know" information and concentrate on what it is the state needs to know.

Currently, businesses in Alaska must report virtually the same information about hazardous chemicals, materials and wastes, in four different formats to four different entities. This bill eliminates three formats and one entity.

The bill was crafted with input from industry, fire departments, and the departments of Environmental Conservation and Public Safety, Division of Fire Prevention.

The information to be reported is streamlined to one form which satisfies federal, state and local reporting requirements.

CR+K

Right to Know

FACT SHEET FOR SB 69
Hazardous Substances Reporting

Eliminates reporting provisions that are stricter than federal law.

Businesses are now required to report under:

- Title 29 Local Municipal placarding reporting requirements (currently only Municipality of Anchorage)
- State Fire Marshal placarding reporting requirements (Title 18)
- Emergency Planning and Community Right to Know reporting requirements (EPCRA)
- OSHA Hazard Communications Standard (MSDS sheets)
- Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA)

What SB 69 does:

a) deletes the fire marshal's ineffective placarding program (Division of Fire Prevention supports; division doesn't have the personnel to do this program.) Deleting the program deletes the requirement for business to report to State Fire Marshal.

b) modifies substances and amounts currently required to be reported to municipalities to be the same as those required under EPCRA and CERCLA. Leaves door open to municipalities with their own placarding program to add substances to be reported if the municipality feels it is a public safety issue. This is done through a public process. Also the State Emergency Response Commission may add substances, but only after notifying facilities (this is current federal law).

c) creates one form sent out by DEC to cover:

- 1) Municipal placarding reporting requirements
- 2) EPCRA/CERCLA reporting requirements to:
 - local fire departments
 - local emergency planning committees (LEPCs)
 - DEC for the SERC

NOTE: DEC currently sends out Tier II form for the EPCRA/CERCLA reporting.

d) Businesses could do electronic filing with this one form. Those needing the information, usually fire departments and LEPCs, (all of this info is public whether on paper format or electronic) could download the info into their computers. Most fire departments and LEPCs received from the state computers and plume modeling software several years ago.

SB

69

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 3/20/95

FURTHER:

DATE TURNED INTO OFFICE: 2-6-96

The Finance Committee considered **SENATE BILL NO. 69**

"An Act relating to hazardous chemicals, hazardous materials, and hazardous waste."

and recommends:

- be replaced with _____ CS _____
- adopt previous _____ CS SB 69 (Res)
- 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>Tom Rice</i>		<i>Paul E. Goble</i>	✓		
<i>Ben Sharp</i>	✓	<i>Janice Bailey</i>	✓		
		<i>Fred P. Zaroff</i>	✓		
Co-Chair: <i>[Signature]</i>			✓		
Co-Chair: <i>Kirk Halford</i>			✓		

NEW FISCAL NOTE(S):

Department Date Zero Fiscal

DPS	2/5/96	0	
DMUA	2/5/96	0	
SFC/DEC	2/6/96	0	

PREVIOUS FISCAL NOTE(S):*

Department Date Zero Fiscal

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

REQUEST:

Revision Date: 2/6/96 Affected Agency: DEC
 Title: Reporting of hazardous substances BRU: Spill Prevent. & Resp.
 Sponsor: Sen. Leman Components: Emergency Response
 Requestor: Senate Finance 494

EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)

OPERATING	FY 97	FY 98	FY 99	FY 2000	FY 2001	FY 2002
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants, Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

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

FUNDING: (THOUSANDS OF DOLLARS)

General Fund						
Federal Fund						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0


POSITIONS:

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

Estimated FY 96 Impact: 0

ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)

Prepared By:


 Senator Rick Halford, Co-chair
 Senate Finance Committee

Date: 2/6/96
 Phone: 465-4958

FISCAL NOTE

STATE OF ALASKA
1996 LEGISLATIVE SESSION

BILL NO. SB69

Revision Date: Original Dept Affected: Military & Veterans Affairs
 Title: An Act relating to hazardous chemicals, hazardous materials, and hazardous waste. BRU: Disaster Planning & Control
 Component: Disaster Planning & Control
 Sponsor: Senator Leman
 Requestor: Senate Finance Component Serial No. 1808

Expenditures/Revenues	(Thousands of Dollars)					
OPERATING EXPENDITURES	FY97	FY98	FY99	FY00	FY01	FY02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0

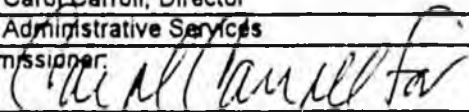
FUND SOURCE	(Thousands of Dollars)					
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY96) cost: \$ none

POSITIONS	FY97	FY98	FY99	FY00	FY01	FY02
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)

There is no anticipated fiscal impact associated with implementation of this legislation.

Prepared by: Carol Carroll, Director Phone: 465-4730
 Division: Administrative Services Date: 5-Feb-96
 Approved by Commissioner:  Date: 5-Feb-96
 Agency: Military & Veterans Affairs

FISCAL NOTE

STATE OF ALASKA
1996 LEGISLATIVE SESSION

BILL NO: CSSB 69 (Res)

Revision Date: February 5, 1996
Title: Reporting of Hazardous substances

Dept. Affected: Public Safety
BRU: Fire Prevention
Component: Fire Prevention Operations

Sponsor: Senator Leman
Requestor: Senate Finance

COMPONENT SERIAL NO. 0494

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

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES ()	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)
Revenue Code						

FUNDING: (Thousands of Dollars)

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

Estimate of current year (FY 95) impact: \$ _____

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.) Approximately \$1.0 in revenue to the general fund was collected in FY 94 which represents cost recovery for hazardous materials placards provided to industry. In FY 95 \$345.00 was collected.

No economic impact on industry is anticipated in as much as the program is simply being transferred to another agency and brought in line with federal law.

Prepared By: Ken Lea
Division: Fire Prevention
Approved by Commissioner: Ronald L. Ote
Agency: Ronald L. Ote, Dept. of Public Safety

Phone: 465-5522
Date: 2/5/96
Date: 2/5/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

FISCAL NOTE

STATE OF ALASKA
1996 LEGISLATIVE SESSION

BILL NO. Senate Bill 69

Revision Date: February 5, 1996
 Title: An act relating to hazardous chemicals,
 hazardous materials, and hazardous waste
 Sponsor: Senator Leman
 Requestor: (S) Resources

Department Affected: Environmental
 Conservation
 BRU: Spill Prevention and Response
 Component: Prevention and Emergency Response

COMPONENT SERIAL NO. 2064

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	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	5.0	5.0	5.0	5.0	5.0	5.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND&STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	5.0	5.0	5.0	5.0	5.0	5.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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	5.0	5.0	5.0	5.0	5.0	5.0
1005 GF/Program Receipt	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/MHTLA	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
TOTAL	5.0	5.0	5.0	5.0	5.0	5.0

Estimate of any current year (FY96) 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.)

Mailing expenses to provide the reporting form and instructions to facilities in the state.

*2/6/96
by committee*

Prepared by: Lynn Kent, Acting Director
 Division: Spill Prevention and Response

Phone: 465-5250
 Date: 2/5/96

Approved by Commissioner: *K. J. Fiedler*
 Agency: Department of Environmental Conservation

Date: 2-5-96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE
 For further distribution information, call the Governor's Legislative Office

SENATE FINANCE COMMITTEE

**SB 69 REPORTING OF HAZARDOUS
SUBSTANCE**

PLEASE SIGN-IN BELOW

NAME: KENNETH LEA
Co./Dept/Title: DPS FIRE PREV Phone: 465 5522
Address: POB 111200 Zip: 99801
Do you wish to testify? Yes No Respond to Questions

NAME: _____
Co./Dept/Title: _____ Phone: _____
Address: _____ Zip: _____
Do you wish to testify? Yes No Respond to Questions

NAME: _____
Co./Dept/Title: _____ Phone: _____
Address: _____ Zip: _____
Do you wish to testify? Yes No Respond to Questions

NAME: _____
Co./Dept/Title: _____ Phone: _____
Address: _____ Zip: _____
Do you wish to testify? Yes No Respond to Questions

NAME: _____
Co./Dept/Title: _____ Phone: _____
Address: _____ Zip: _____
Do you wish to testify? Yes No Respond to Questions



SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Suite 520, Anchorage, AK 99501 (907) 258-8189 Session: State Capitol, Juneau, AK 99801 (907) 465-2095

FEB 01 1996

MEMO

TO: Senator Rick Halford
Senate Finance Co-Chairman

FROM: Senator Loren Lemman

DATE: February 1, 1996

RE: Scheduling SB 69

A handwritten signature in cursive script that reads "Loren Lemman".

I respectfully request that you schedule Senate Bill 69, Reporting Of Hazardous Substances, for a Senate Finance Committee hearing at the earliest possible date.

SB 69 was amended in the Resources Committee to provide that state requirements for reporting of hazardous substances are no more stringent than what the federal government requires. It deletes the state fire marshal's ineffective placarding program, creates one form for the reporting of hazardous substances (currently required by state and federal laws) and increases the threshold for those substances to the federal level of reporting.

Businesses are still bound by federal reporting requirements. However, this bill contributes to streamlining that reporting process and lessens the amount of time a business has to spend filling out separate forms.



SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Ste 540, Anchorage AK 99501 258-8189

Session: State Capitol, Juneau AK 99801 465-2095

SPONSOR STATEMENT

SB 69

"An Act relating to hazardous chemicals, hazardous materials, and hazardous waste."

As we downsize government, and make it more user friendly, we have to assess the efficacy of current statutes and regulations.

Many times, I believe, state and federal governments ask business to report information without a lot of thought as to how that information will be used when it is received by all of the businesses caught in the new reporting requirement. That is the case with the "Placarding Statute" under AS 18.70.310.

We need to ask ourselves what is nice to know and what is need to know? We need to stop asking business to provide "nice (for us) to know" information and concentrate on what it is the state needs to know.

Currently, businesses in Alaska must report virtually the same information about hazardous chemicals, materials and wastes, in four different formats to four different entities. This bill eliminates three formats and one entity.

The bill was crafted with input from industry, fire departments, and the departments of Environmental Conservation and Public Safety, Division of Fire Prevention.

SECTIONAL ANALYSIS
SB 69: Reporting of Hazardous Substances

Section 1:

Deletes reference to AS 18.70.310 - the placarding program within the state fire marshal's office.

Section 2:

Deletes reference to AS 18.70.310 - the placarding program within the state fire marshal's office.

Section 3:

Subsection (a) makes the State Emergency Response Commission the agency to approve a form to be used for the reporting of placarding information under a municipal placarding program. This ensures that if the form needs to be changed, this commission can coordinate with all agencies that receive such reports.

Section 4:

Subsection (c) refers to the existing MUNICIPAL placarding program. Currently under state or federal law, either a municipality or the SERC may add substances to those already required to be reported. This section ensures a public process for adding or removing substances required to be reported.

Subsection (c)(1) standardizes the substances and their threshold amounts to be reported under a municipal placarding program, and to fire departments and Local Emergency Planning Committees under Emergency Planning and Community Right-to-Know requirements. The "hazard classes" conform to the new classification system passed by Congress in 1993 recognizing the UN Identification system that enables the same classification to be used for national and international shipments of hazardous materials.

Subsection (c)(2) deletes from the municipal placarding program the requirement that businesses report consumer commodities of hazardous materials. These businesses are readily identified by fire departments in Alaska as handling large quantities of consumer commodities. Deleted also is requirement to report compressed gases, which exceeds federal reporting requirements.

Section 5:

Deletes reference to the state fire marshal's placarding program under AS 18.70.310.

Section 6:

Deletes reference to the Municipality having to obtain placards from the state fire marshal's office. Retains ability for the Municipality to charge fees to compensate for the costs of a Municipal placarding program.

Section 7:

Makes the Department of Environmental Conservation the one-stop agency to provide lists of reportable substances under the Municipal placarding, and the federal/state Emergency Planning and Community Right-to-Know laws. DEC would also provide the single form approved by the SERC for these reporting purposes.

Section 8:

Subsection (6) makes the Municipal placarding definition of hazardous chemical the same as the definition of hazardous chemical under the Emergency Planning and Community Right-to-Know Act, with the same exceptions as under federal law.

Section 9:

Subsection (7) allows the State Emergency Response Commission to add hazardous substances to the Emergency Planning reporting requirements. Removes the exceptions which are not mentioned in federal law, but which are probably covered by the reference in federal law to "substances capable of posing an unreasonable risk".

Section 10:

Subsection (8) adds in the DEC definition of hazardous waste and allows the SERC to define additional hazardous wastes to be reported under Emergency Planning and Community Right-to-Know requirements. This is to ensure continuity in definitions and reporting thresholds.

Section 11:

Deletes the fire marshal's placarding program (AS 18.70.310).

Deletes responsibilities of the fire marshal under the Municipal placarding program (AS 29.35.530(b)).

Deletes definition of consumer commodity from definitions section of Municipal placarding program (AS 29.35.590(2)).

FACT SHEET FOR SB 69 Hazardous Substances Reporting

Eliminates reporting provisions that are stricter than federal law.

Businesses are now required to report under:

- Title 29 Local Municipal placarding reporting requirements (currently only Municipality of Anchorage)
- State Fire Marshal placarding reporting requirements (Title 18)
- Emergency Planning and Community Right to Know reporting requirements (EPCRA)
- OSHA Hazard Communications Standard (MSDS sheets)
- Comprehensive Environmental Response, Compensation, and Liability Act of 1980 (CERCLA)

What SB 69 does:

a) deletes the fire marshal's ineffective placarding program (Division of Fire Prevention supports; division doesn't have the personnel to do this program.) Deleting the program deletes the requirement for business to report to State Fire Marshal.

b) modifies substances and amounts currently required to be reported to municipalities to be the same as those required under EPCRA and CERCLA. Leaves door open to municipalities with their own placarding program to add substances to be reported if the municipality feels it is a public safety issue. This is done through a public process. Also the State Emergency Response Commission may add substances, but only after notifying facilities (this is current federal law).

c) creates one form sent out by DEC to cover:

- 1) Municipal placarding reporting requirements
- 2) EPCRA/CERCLA reporting requirements to:
 - local fire departments
 - local emergency planning committees (LEPCs)
 - DEC for the SERC

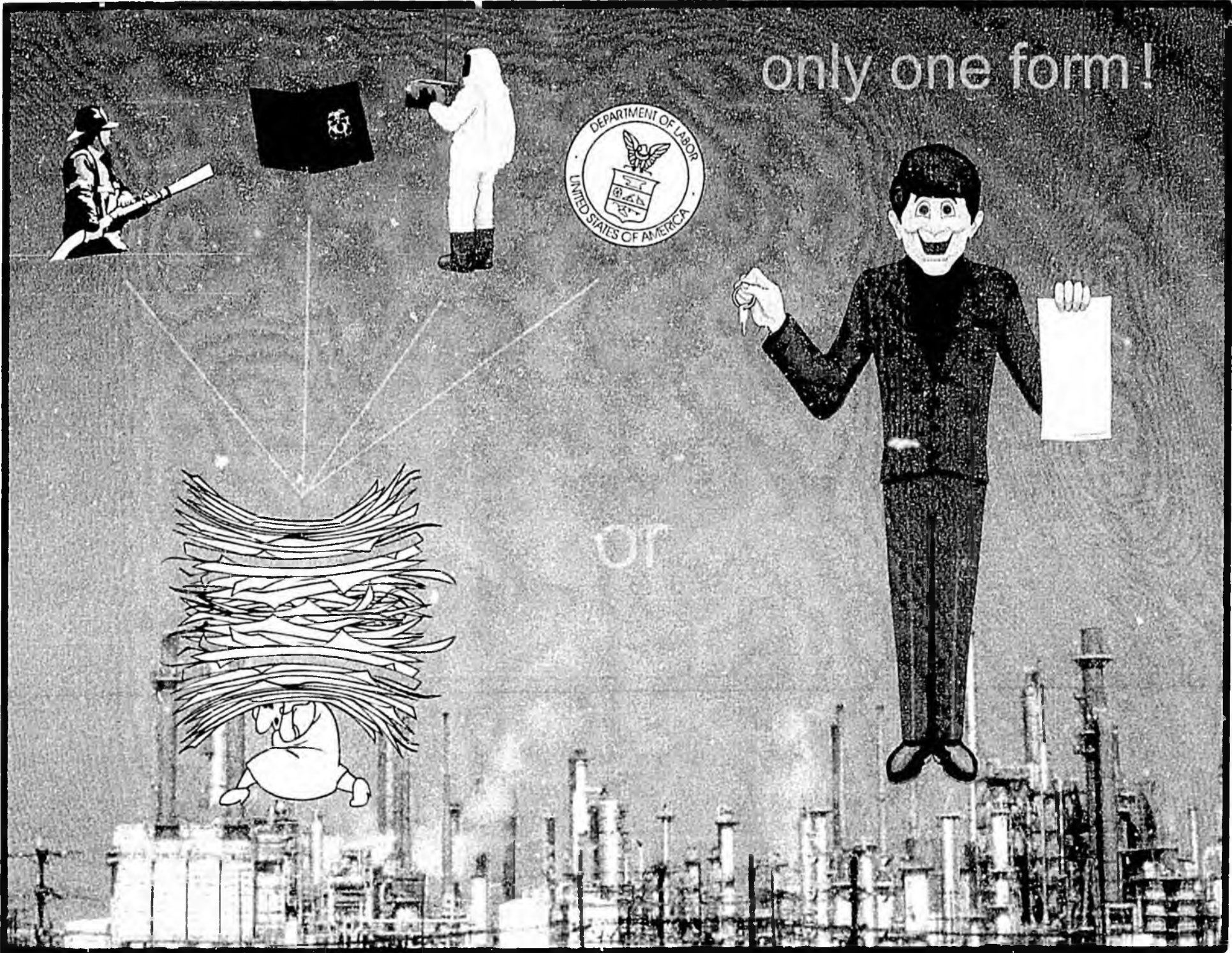
NOTE: DEC currently sends out Tier II form for the EPCRA/CERCLA reporting.

d) Businesses could do electronic filing with this one form. Those needing the information, usually fire departments and LEPCs, (all of this info is public whether on paper format or electronic) could download the info into their computers. Most fire departments and LEPCs received from the state computers and plume modeling software several years ago.

only one form!



OF



CONFIDENTIAL

Official

State of Alaska

Tier II Hazardous Material Inventory Form

Important: Read all instructions before completing form

Tier Two

EMERGENCY AND HAZARDOUS CHEMICAL INVENTORY

Specific Information by Chemical

A. Facility Information		B. Owner/Operator	
Facility Name _____		Name _____	
Physical Address _____		Mail Address _____	
City _____, Alaska Postal Code _____		City _____ State _____ Postal Code _____	
Borough/EPD _____		Time () FAX ()	
Facility Phone _____ Facility FAX _____		C. Emergency Contact	
Facility Contact Person _____		Name _____ Title _____	
SIC Code [][][][] Dun & Brad. Number [][]-[][][][]-[][][][]		24 Hour Phone () _____	
Alaska Business License Number _____		<input type="checkbox"/> Home <input type="checkbox"/> Business <input type="checkbox"/> Other (cell phone, pager, etc.)	
(Optional) Facility Latitude _____ Longitude _____		Name _____ Title _____	
How was Lat/Long Derived? <input type="checkbox"/> GPS/NAD 27 <input type="checkbox"/> GPS/NAD 83 <input type="checkbox"/> Other.		24 Hour Phone () _____	
FOR OFFICIAL USE ONLY		<input type="checkbox"/> Home <input type="checkbox"/> Business <input type="checkbox"/> Other (cell phone, pager, etc.)	
ID# _____			
Date Received _____			
Reporting Period From January 1 to December 31, 19 _____ <input type="checkbox"/> Check if any of the information in this report has changed from what you reported last year.			
<small> Certification (Read and sign after completing all entries) I certify under penalty of law that I have personally examined and am familiar with the information submitted in this and all attached documents, and that based on my inquiry of those individuals responsible for obtaining the information, I believe that the submitted information is true and complete. </small>			
Name and Official Title of owner/Operator (If owner/Operator is authorized representative)		Signature _____ Date of grant _____	

CONFIDENTIAL

F. 04/06

FAX NO. 925/003

EMERGENCY SERVICES

FEB-17-95 FRI 10:36

TRANSPORTATION INFORMATION

- Primary Transportation Mode: (Circle all that apply)
Air Rail Road Marine Pipeline Other (specify)
- Intermediate delivery point such as name of airport or dock where substance is off-loaded:
- Frequency of shipment (Specify number and times of year per substance):
- Quantities per shipment in pounds, gallons, cubic feet, Etc.
- Shipment container type (use codes from Tier II Form):
- Shipment container size in pounds, gallons, cubic feet, etc.:
- Carriers that deliver the Tier II reportable materials to your facility:
 - Carrier:
 - Contact Person:
 - Phone:

LS 317

317195 #3
(S) RES

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO. SB 69

Revision Date: _____
Title: An Act relating to hazardous chemicals,
hazardous materials, and hazardous
Sponsor: Senator Lehman
Requestor: (S) Resources

Department Affected: Environmental
Conservation
BRU: Spill Prevention and Response
Component: Governmental Preparedness and Response

COMPONENT SERIAL NO. 1923

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	5.0	5.0	5.0	5.0	5.0	5.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND&STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS,CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	5.0	5.0	5.0	5.0	5.0	5.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
----------------------	-----	-----	-----	-----	-----	-----

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	5.0	5.0	5.0	5.0	5.0	5.0
1005 GF/Program Receipt	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/INITIA	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
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

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.)

Mailing expenses to provide the reporting form and instructions to facilities in the state.

Prepared by: Larry Jones
Division: Director, Information and Administrative Services

Phone: 465-5010
Date: 3/7/95

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

Date: 3/7/95

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE
For further distribution information, call the Governor's Legislative Office

copied & routed to Larry
2122195 - no finance ref.

2122195 #2
(S) RES

FISCAL NOTE

**STATE OF ALASKA
1995 LEGISLATIVE SESSION**

BILL NO: SB 69

Revision Date: _____ Dept. Affected: Public Safety
 Title: Reporting of hazardous substances Fire Prevention
 Component: Fire Prevention Operations
 Sponsor: Senator Leman
 Requestor: (S) Resources COMPONENT SERIAL NO. 0494

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

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES (1039)	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)
<small>Revenue Code</small>						

FUNDING: (Thousands of Dollars)

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

Estimate of current year (FY 95) impact: \$ _____

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.)
 Approximately \$1.0 in revenue to the general fund was collected in FY94 which represents cost recovery for hazardous materials placards provided to industry.
 No economic impact on industry is anticipated in as much as the program is simply being transferred to another agency and brought in line with federal law.
 The Division is currently revising regulations. Repeal of 13 AAC 54 could be incorporated in the regulations project at no additional cost if SB 69 is enacted this year.

Handwritten initials
2/21/95

Prepared By: Kenneth Lea Phone: 465-5522
 Division: Fire Prevention Date: 2/9/95
 Approved by Commissioner: Del Smith Date: 2/21/95
 Agency: Ronald L. Otte, Dept. of Public Safety

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

For further distribution information call the Governor's Legislative Office

2/22/95 #1
(5) RES

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO. SB 69

Revision Date: _____ Dept. Affected: Military and Veterans Affairs
 Title: An Act relating to hazardous chemicals, materials, & waste BRU: Alaska National Guard
 Component: Commissioner's Office
 Sponsor: Senator Leman
 Requestor: Senator Leman COMPONENT SERIAL NO. 414

Expenditures/Revenues (Thousands of Dollars)

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

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

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

FUND SOURCE (Thousands of Dollars)

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

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

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Zero fiscal impact.

Prepared by: Jeff Morrison, Director
 Division: Administrative Support Services Division
 Approved by Commissioner: MG Jake Lestenkof
 Agency: Military and Veterans Affairs

Phone: 485-4730
 Date: 2/21/95
 Date: 2/21/95

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE
 For further distribution information, call the Governor's Legislative Office

SB 69

FISCAL NOTE

No. 3

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO

Bill Version: SB 69

(S) Publish Date: 3-30-95

Revision Date: _____
 Title: An Act relating to hazardous chemicals,
hazardous materials, and hazardous
 Sponsor: Senator Lehman
 Requestor: (S) Resources

Department Affected: Environmental
Conservation
 BRU: Spill Prevention and Response
 Component: Government Preparedness and Response

COMPONENT SERIAL NO. 1923

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	5.0	5.0	5.0	5.0	5.0	5.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND&STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	5.0	5.0	5.0	5.0	5.0	5.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
----------------------	-----	-----	-----	-----	-----	-----

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	5.0	5.0	5.0	5.0	5.0	5.0
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
Other	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

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.)

Mailing expenses to provide the reporting form and instructions to facilities in the state.

Prepared by: Larry Jones
 Division: Director, Information and Administrative Services

Phone: 465-5010
 Date: 3/7/95

Approved by Commissioner: _____
 Agency: Department of Environmental Conservation

Date: 3/7/95

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE
 For further distribution information, call the Governor's Legislative Office

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO: _____

No. 2
Bill Version: SB 69
(S) Publish Date: 3-30-95

Revision Date: _____ Dept. Affected: Public Safety
Title: Reporting of hazardous substances Fire Prevention
Component: Fire Prevention Operations
Sponsor: Senator Leman
Requestor: (S) Resources COMPONENT SERIAL NO. 0494

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

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES (1039) <small>Revenue Code</small>	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)

FUNDING: (Thousands of Dollars)

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

Estimate of current year (FY 95) impact: \$ _____

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.)
Approximately \$1.0 in revenue to the general fund was collected in FY94 which represents cost recovery for hazardous materials placards provided to industry.
No economic impact on industry is anticipated in as much as the program is simply being transferred to another agency and brought in line with federal law.
The Division is currently revising regulations. Repeal of 13 AAC 54 could be incorporated in the regulations project at no additional cost if SB 69 is enacted this year.

Handwritten: 2/21/95

Prepared By: Kenneth Lea Phone: 46E-5522
Division: Fire Prevention Date: 2/9/95
Approved by Commissioner: Dee Smith Date: 2/21/95
Agency: Ronald L. Otte, Dept. of Public Safety

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

For further distribution information call the Governor's Legislative Office

No. 1

Bill Version: SB 69

(S) Publish Date: 3-30-95

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

Revision Date: _____ Dept. Affected: Military and Veterans Affairs
 Title: An Act relating to hazardous chemicals, materials, & waste BRU: Alaska National Guard
 Component: Commissioner's Office
 Sponsor: Senator Leman
 Requestor: Senator Leman COMPONENT SERIAL NO. 414

Expenditures/Revenues		(Thousands of Dollars)					
OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01	
PERSONAL SERVICES							
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0	
CONTRACTUAL							
SUPPLIES							
EQUIPMENT							
LAND & STRUCTURES							
GRANTS, CLAIMS							
MISCELLANEOUS							
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0	

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

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

FUND SOURCE		(Thousands of Dollars)					
1002 Federal Receipts							
1003 GF Match							
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0	
1005 GF/Program Receipts							
1006 GF/MHTIA							
Other							
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0	

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

POSITIONS

FULL-TIME					
PART-TIME					
TEMPORARY					

ANALYSIS: (Attach a separate page if necessary)

Zero fiscal impact.

Prepared by: Jeff Morrison, Director
 Division: Administrative Support Services Division
 Approved by Commissioner: Jeff Morrison for MG Jake Lestenkof
 Agency: Military and Veterans Affairs

Phone: 465-4730
 Date: 2/21/95

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE
 For further distribution information, call the Governor's Legislative Office

SENATE COMMITTEE REPORT
First Committee of Referral

DATE: 2/6/95

FURTHER:

Date of 5-Day Notice: 2-16-95
 (in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 3-28-95

Track

Resources Committee considered SENATE BILL NO. 69

"An Act relating to hazardous chemicals, hazardous materials, and hazardous waste."

FN + PFN's

and recommends:

- be replaced with CS SB 69 (RES)
- 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:**
- technical change
- new: SCR# _____

SIGNING <u>DO</u> PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
		<i>[Signature]</i>	✓		
		<i>[Signature]</i>	✓		
		<i>[Signature]</i>	✓		
		<i>[Signature]</i>	✓		
		<i>[Signature]</i>	✓		
CHAIR: <i>[Signature]</i>	✓				

NEW FISCAL NOTE(S):

Department Date Zero Fiscal

DPE	3/7		50
DPS	2/21	✓	
DMVA	2/21	✓	

PREVIOUS FISCAL NOTE(S):*

Department Date Zero Fiscal

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO: CSSB 69(RES)

Revision Date: 3/27/95 Dept. Affected: Public Safety

Title: Reporting of hazardous substances Fire Prevention

Sponsor: Senator Leman Component: Fire Prevention Operations

Requestor: (S) Resources COMPONENT SERIAL NO. 0494

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

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL EXPENDITURES	-0-	-0-	-0-	-0-	-0-	-0-
CHANGE IN REVENUES (1039)	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)	(1.0)
<small>Revenue Code</small>						

FUNDING: (Thousands of Dollars)

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

Estimate of current year (FY 95) impact: \$ _____

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.)
 Approximately \$1.0 in revenue to the general fund was collected in FY94 which represents cost recovery for hazardous materials placards provided to industry.
 No economic impact on industry is anticipated in as much as the program is simply being transferred to another agency and brought in line with federal law.
 The Division is currently revising regulations. Repeal of 13 AAC 54 could be incorporated in the regulations project at no additional cost if SB 69 is enacted this year.

Prepared By: Kenneth Lee Phone: 485-5522

Division: Fire Prevention Date: 3/27/95

Approved by Commissioner: Ronald L. Otte Date: 3-27-95

Agency: Ronald L. Otte, Dept. of Public Safety

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

For further distribution information call the Governor's Legislative Office

SB

70

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 2/20/95

FURTHER:

DATE TURNED INTO OFFICE: 4-13-96

The Finance Committee considered **SENATE BILL NO. 70**

"An Act relating to the public school foundation program; and providing for an effective date."

and recommends:

- be replaced with _____ CS SB 70 (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:
 technical change
 new: SCR# _____

SIGNING <u>DO</u> PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Paul E. C...</i>	✓	<i>Steve King</i>	✓		
<i>Wanda ...</i>	✓	<i>Paul ...</i>		✓	
<i>Bob ...</i>	✓				
Co-Chair: <i>Rick Halford</i>	✓	<i>Strat</i>	✓		

NEW FISCAL NOTE(S):

Department Date Zero Fiscal

Department	Date	Zero	Fiscal
DOE K-12 Foundation	4/14/96		29,266.5
DOE Pupil Trans.	4/14/96		1,992.0

PREVIOUS FISCAL NOTE(S):*

Department Date Zero Fiscal

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

No. 2

Bill Version: CSSB, TO (FIN)
 (S) Publish Date: 4/16/96

STATE OF ALASKA
 1996 LEGISLATIVE SESSION
 Revision Date: 4/15/96
 Title: An act relating to transportation of public school students; relating to school construction grants;
 Sponsor: Senator Phillips
 Requester: Senate Rules Committee

Department Affected: Education
 BRU: K-12
 Component: Foundation
 COMPONENT SERIAL NO. 141

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	29,266.5	29,266.5	29,266.5	29,266.5	29,266.5	29,266.5
MISCELLANEOUS						
TOTAL OPERATING	29,266.5	29,266.5	29,266.5	29,266.5	29,266.5	29,266.5

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

CHANGE IN REVENUES						
--------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	(7,282.0)	(7,282.0)	(7,282.0)	(7,282.0)	(7,282.0)	(7,282.0)
1005 GF/Program Receipts	36,548.5	36,548.5	36,548.5	36,548.5	36,548.5	36,548.5
1006 GF/MHTIA						
Other						
TOTAL	29,266.5	29,266.5	29,266.5	29,266.5	29,266.5	29,266.5

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY96) impact: \$ -0-

ANALYSIS: (Attach a separate page if necessary.)

Refer to attached spreadsheets for sectional analysis of fiscal impact by section. The recapture clause in section 6 is reflected as general fund program receipts.

Prepared by: Eddy Jeans, Project Assistant Phone: 465-8685
 Division: School Finance Date: April 16, 1996
 Approved by Commissioner: *Shirley Holloway* Shirley Holloway, Ph. D., Commissioner
 Agency: Education Date: April 16, 1996

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

For further distribution information call the Governor's Legislative Office

ALASKA DEPARTMENT OF EDUCATION
 PROJECTED FY97 FOUNDATION PROGRAM
 Fiscal Analysis for WORKING DRAFT(Z) of CS for SB70(FIN)

	Section 1	Section 4	Section 5	Section 6	Section 7 & 9	Section 8	Section 10	Section 13	Section 14	Section 15	Total FY97 Impact
ADAK	0	0	0	0	0	0	0	0	0	0	0
ALASKA GATEWAY	0	(38,053)	0	0	(101,870)	0	0	103,090	(10,980)	470,204	422,391
ALEUTIAN REGION	0	(5,701)	0	0	0	0	40,260	0	23,790	15,786	74,135
ALEUTIANS EAST	0	(122,071)	(44,397)	0	0	0	0	0	(610)	189,070	21,992
ANCHORAGE	1,991,963	(3,176,766)	(6,458,178)	0	0	0	0	(1,536,590)	502,030	22,305,262	11,635,758
ANNETTE ISLANDS	0	(101,633)	0	0	0	0	177,510	0	7,320	368,340	451,537
BERING STRAIT	0	(345,513)	0	0	0	0	0	168,970	85,400	1,403,814	1,312,671
STOL BAY	0	(61,764)	(85,246)	0	0	0	0	0	0	85,094	(61,916)
CHATHAM	0	(65,158)	0	0	0	0	0	0	17,690	285,770	238,302
CHUGACH	0	(12,521)	0	0	0	0	0	0	(3,050)	116,641	101,070
COPPER RIVER	0	(8,058)	0	0	0	0	0	0	40,870	546,590	579,402
CORDOVA	0	(8,467)	(91,100)	0	0	0	168,360	0	(89,670)	233,442	212,565
CRAIG	0	(8,940)	(35,389)	0	0	0	172,020	0	9,150	230,076	366,917
DELTA GREELY	0	(89,818)	0	0	0	0	0	10,370	(17,690)	854,198	757,260
DENALI	0	(2,761)	(37,738)	0	0	0	0	0	(32,330)	216,117	143,288
DILLINGHAM	0	(121,898)	(66,083)	0	0	0	284,260	84,180	(37,820)	247,108	389,747
FAIRBANKS	0	(2,157,530)	(1,821,578)	0	0	0	0	(54,900)	(224,480)	8,073,006	3,814,518
GALENA	0	(60,890)	(9,068)	0	0	0	158,600	114,070	1,830	92,880	297,422
HAINES	0	(5,532)	(68,159)	0	0	0	0	0	2,440	186,744	115,493
HOONAH	0	(28,486)	(12,053)	0	0	0	126,270	42,090	20,130	179,764	327,715
HYDABURG	0	(1,577)	(2,890)	0	0	0	98,210	68,930	7,320	81,700	251,693
IDITAROD	0	(58,071)	0	0	(119,560)	0	0	213,500	7,930	366,454	410,253
JUNEAU	0	(5,141)	(960,223)	0	0	0	0	9,150	(672,830)	2,348,891	719,847
KAKE	0	(49,607)	(8,838)	0	0	0	137,250	0	13,420	127,465	219,690
HUNAMIUT	0	(27,157)	0	0	0	0	222,040	258,030	19,520	201,622	674,055
KEENAI	0	(23,478)	(1,819,376)	0	0	0	0	(485,560)	35,990	4,392,352	2,099,928
KETCHIKAN	0	(2,752)	(516,366)	0	0	0	0	(71,980)	142,130	1,151,608	702,640
KLAWOCK	0	(100,168)	(7,808)	0	0	0	161,040	0	(1,830)	149,211	200,445
KODIAK	0	(476,382)	(439,601)	0	0	0	0	(53,680)	66,490	1,236,421	333,248
KUSPUK	0	(55,569)	0	0	0	0	0	31,720	28,670	394,518	399,339
LAKE AND PENINSUL	0	(173,858)	(34,179)	0	0	0	0	0	30,500	321,330	143,793
LOWER KUSKOKWIM	0	(461,236)	0	0	(137,860)	0	0	(3,687,450)	37,210	2,675,771	(1,573,565)
LOWER YUKON	0	(327,734)	0	0	0	0	0	2,466,230	140,910	1,421,310	3,700,716
MAT-SU	0	(4,574)	(1,110,398)	0	0	0	0	5,490	95,160	6,803,368	5,789,046
NENANA	0	(1,840)	(8,103)	0	0	0	152,500	0	2,440	111,268	256,265
NOME	0	(12,700)	(75,524)	0	0	0	257,420	292,800	37,820	381,050	880,866

ALASKA DEPARTMENT OF EDUCATION
 PROJECTED FY97 FOUNDATION PROGRAM
 Fiscal Analysis for WORKING DRAFT(Z) of CS for SB70(FIN)

	Section 1	Section 4	Section 5	Section 6	Section 7 & 9	Section 8	Section 10	Section 13	Section 14	Section 15	Total FY97 Impact
NORTH SLOPE	0	470,315	(13,362,782)	(36,548,489)	0	0	0	1,432,890	170,800	69,786	(47,767,480)
NORTHWEST ARCTIC	0	(650,232)	(138,414)	0	0	0	0	769,820	84,180	1,155,518	1,220,872
PELICAN	0	0	(7,100)	0	0	19,520	54,290	0	610	20,676	87,996
PETERSBURG	0	(4,425)	(102,653)	0	0	0	210,450	0	(14,030)	375,581	464,923
PRIBILOF	0	(37,242)	0	0	0	0	0	214,110	1,830	159,614	338,312
SITKA	0	(44,933)	(261,198)	0	0	0	0	0	67,100	889,921	650,890
SKAGWAY	0	0	(46,609)	0	0	0	117,730	0	7,930	36,125	115,176
SOUTHEAST	0	(46,095)	0	0	(93,330)	0	0	0	10,370	334,970	205,915
SOUTHWEST	0	(107,644)	0	0	0	0	0	(113,460)	32,940	498,399	310,235
ST. MARY'S	0	(68,938)	(2,271)	0	0	0	145,790	125,050	5,490	84,956	290,077
TANANA	0	(25,212)	(2,972)	0	0	0	117,120	75,640	7,930	76,892	249,398
UNALASKA	0	(154)	(594,038)	0	0	0	186,050	0	15,250	80,835	(312,057)
VALDEZ	0	(25,628)	(2,631,487)	0	0	0	0	25,010	14,030	192,206	(2,425,789)
WRANGELL	0	(485)	(67,965)	0	0	0	159,210	0	22,570	295,329	408,659
YAKUTAT	0	(10,194)	(14,912)	0	0	0	138,470	0	6,710	97,027	217,101
YUKON FLATS	0	(63,198)	0	0	0	183,370	0	493,490	18,910	355,317	997,889
YUKON/KOYUKUK	0	(100,001)	0	0	0	0	0	513,620	34,160	517,518	965,297
YUPIIT	0	(86,493)	0	0	0	0	0	610	37,210	321,859	273,181
STATE CCS	0	0	0	0	0	0	0	0	0	0	0
MT. EDGE CUMBE	0	0	0	0	0	0	0	0	18,910	0	18,910
TOTALS	\$1,991,963	(\$9,003,768)	(\$30,944,696)	(\$36,548,489)	(\$452,620)	\$212,890	\$3,284,850	\$1,515,240	\$827,770	\$63,826,854	(\$7,281,969)

NOTE: The change in local effort requirement for North Slope exceeds "Basic Need" requiring a positive adjustment in deductible Impact Aid.

- Section 1 - Amends AS 14.09.010(b), requires reimbursement of district operated or contracted pupil transportation to be the at the same level.
- Section 4 - Amends AS 14.17.021(a), changes the Impact Aid deduct from 90% to 100%.
- Section 5 - Amends AS 14.17.025(a), requires all municipal school districts to contribute the equivalent of 4.5 mills.
- Section 6 - Amends AS 14.17.025, requires a municipal school districts to contribute the amount that 4.5 mills generates over basic need to the public school foundation account.
- Section 7 - Amends AS 14.17.031(a), sets the minimum size of a funding community at 10 ADM.
- Section 8 - Amends AS 14.17.031(b), changes the hold harmless provision from a decrease of 10% to 5% of K-12 units.
- Section 9 - Amends AS 14.17.041(a), eliminated instructional units for funding communities less than 10 ADM.
- Section 10 - Amends AS 14.17.041, adds a new table for single site school district units with less than 900 ADM.
- Section 13 - Amends AS 14.17.047, amends bilingual education units to one weight of .021 for all students.
- Section 14 - adds AS 14.17.048, establishes new instructional units for gifted and talented at 4.5% of ADM, weight factor of .025.
- Section 15 - Amends AS 14.17, adds a new section AS 14.17.065. Supplemental Equalization Aid

FISCAL NOTE

No. 3

Bill Version: CS SB 70 CFIN

(S) Publish Date: 4/16/96

STATE OF ALASKA

1996 LEGISLATIVE SESSION

Revision Date: 4/15/96

Title: An Act relating to transportation of public school students; relating to school construction grants; etc.

Sponsor: Senator Phillips

Requester: Senate Rules Committee

Department Affected: Education

BRU: K-12

Component: Pupil Transportation

COMPONENT SERIAL NO. 144

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	\$1,992.0	\$2,031.8	\$2,072.5	\$2,113.9	\$2,156.2	\$2,199.3
MISCELLANEOUS						
TOTAL OPERATING	\$1,992.0	\$2,031.8	\$2,072.5	\$2,113.9	\$2,156.2	\$2,199.3

CAPITAL EXPENDITURES	0.0					
-----------------------------	-----	--	--	--	--	--

CHANGE IN REVENUES	0.0					
---------------------------	-----	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	\$1,992.0	\$2,031.8	\$2,072.5	\$2,113.9	\$2,156.2	\$2,199.3
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	\$1,992.0	\$2,031.8	\$2,072.5	\$2,113.9	\$2,156.2	\$2,199.3

POSITIONS:

FULL-TIME	0					
PART-TIME	0					
TEMPORARY	0					

Estimate of current year (FY96) impact: \$ 0

ANALYSIS: (Attach a separate page if necessary.)

The fiscal impact noted above is based on the assumption that Anchorage district-operated pupil transportation would be reimbursed at 100%, instead of the current 66.83%. An inflation factor of 2% is added to subsequent years.

Another interpretation of the language of this amendment is that the district-operated school buses will be reimbursed at the same daily rate established by pupil transportation contracts in the school district. This interpretation would result in reduced reimbursement to Anchorage School District and a net savings to the state general fund.

Prepared by: Bill Wright, Pupil Transportation Administrator

Phone: 465-8687

Division: School Finance

Date: 4/16/96

Approved by Commissioner: *Shirley Holloway*

Shirley Holloway, Ph. D.

Agency: Education

Date: 4/16/96

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

For further distribution information call the Governor's Legislative Office

4/13/96
Adopted
4-3²⁶₀₂

A M E N D M E N T

OFFERED IN THE SENATE FINANCE COMM BY SENATOR DONLEY

TO: SB 70

1 Page 1, line 1, after "to":

2 Insert "transportation of public school students"

3 Page 1, after line 3:

4 Insert a new bill section to read:

5 **** Section 1.** AS 14.09.010(h) is amended to read:

6 (b) Each school district mentioned in (a)(1) of this section is entitled to
7 receive reimbursement from the state for the operation of the transportation system
8 on a unit cost basis determined by the department. In determining a school
9 district's amount of eligible transportation reimbursement under this subsection,
10 the department shall provide the same level of reimbursement for transportation
11 provided on a motor vehicle owned by the school district as for transportation
12 provided on a motor vehicle operated under a contract with the school district."

13 Page 1, line 4:

14 Delete **** Section 1.**

15 Insert **** Sec. 2.**

16 Renumber the following bill sections accordingly.

3PL
4-13-96
DD
Moved
Adopted
7-111

AMENDMENT

OFFERED IN THE SENATE *FINANCE COMM* BY SENATOR DONLEY
TO: *SB 70*

1 Page 1, line 1, after "to":

2 Insert "school construction grants;

3 Page 1, after line 3:

4 Insert a new bill section to read:

5 **** Section 1.** AS 14.11.013(a) is amended to read:

6 (a) With regard to projects for which grants are requested under
7 AS 14.11.011, the department shall

8 (1) annually review the six-year plans submitted by each district under
9 AS 14.11.011(b) and recommend to the board a revised and updated six-year capital
10 improvement project grant schedule that serves the best interests of the state and each
11 district; in recommending projects for this schedule, the department shall verify that
12 each proposed project meets the criteria established under AS 14.11.014(b) and
13 qualifies as a project required to

14 (A) avert imminent danger or correct life-threatening situations;

15 (B) house students who would otherwise be unhoused; ~~for~~

16 purposes of this subparagraph, students are considered unhoused if the

17 students attend school in temporary ^{relocatable} facilities ~~and the district has a~~

18 ~~population greater than 10,000;~~

19 (C) protect the structure of existing school facilities;

20 (D) correct building code deficiencies that require major repair
21 or rehabilitation in order for the facility to continue to be used for the
22 educational program;

23 (E) achieve an operating cost savings;

24 (F) modify or rehabilitate facilities for the purpose of

DD
Amend
Adopted

- 1 improving the instructional program;
- 2 (G) meet an educational need not specified in (A) - (F) of this
- 3 paragraph, identified by the department;
- 4 (2) prepare an estimate of the amount of money needed to finance each
- 5 project;
- 6 (3) provide to the governor, by November 1, and to the legislature
- 7 within the first 10 days of each regular legislative session, a revised and updated six-
- 8 year capital improvement project grant schedule, together with a proposed schedule
- 9 of appropriations."

10 Page 1, line 4:

11 Delete "* Section 1."

12 Insert "* Sec. 2."

13 Renumber the following bill sections accordingly.

4-13-96

9-LS0652W
Ford
4/12/96

RP
moved
for
discussion
purposes

SR-Moved 7/16

Deleted
Adapted

CS FOR SENATE BILL NO. 70()

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY

Offered:
Referred:

Sponsor(s): SENATOR PHILLIPS

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the public school foundation program and to local aid for
2 education; and providing for an effective date."

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

4 * Section 1. AS 14.17.010(a) is amended to read:

5 (a) The public school foundation account is established. The account consists
6 of municipal contributions made under AS 14.17.025(i) and appropriations for
7 distribution to school districts, the state boarding school, and for centralized
8 correspondence study programs under this chapter.

9 * Sec. 2. AS 14.17.021(a) is amended to read:

10 (a) The amount of state foundation aid for which a school district may qualify
11 in a fiscal year is calculated by subtracting from the basic need defined in (b) of this
12 section the required local contributions under AS 14.17.025(a) and 100 [90] percent
13 of eligible federal impact aid for that fiscal year. In a rural educational attendance
14 area, the reduction of eligible federal impact aid is in lieu of a contribution of

1 funds from local taxes. The department may make adjustments to a district's state
2 foundation aid for a fiscal year to correct underpayments made in previous fiscal years.

3 * Sec. 3. AS 14.17.025(a) is amended to read:

4 (a) Local contributions to a city or borough school district

5 (1) shall be INCLUDE AT LEAST THE LESSER OF

6 (1)] the equivalent of a 4.5 [FOUR] mill tax levy on the full and true
7 value of the taxable real and personal property in the district as of January 1 of the
8 second preceding fiscal year, as determined by the Department of Community and
9 Regional Affairs under AS 14.17.140 and AS 29.45.110; or

10 (2) if the amount determined under (1) of this subsection is greater
11 than the district's basic need for the current fiscal year as determined under
12 AS 14.17.021(b), shall be [35 PERCENT OF] the district's basic need for the current
13 [PRECEDING] fiscal year, as determined under AS 14.17.021(b).

14 * Sec. 4. AS 14.17.025 is amended by adding new subsections to read:

15 (i) A city or borough school district that is required to make a local
16 contribution under (a)(2) of this section shall also pay into the public school foundation
17 account an amount determined by subtracting the amount under (a)(2) of this section
18 from the amount under (a)(1) of this section in that district.

19 (j) In addition to the amount contributed under (a) of this section, a city or
20 borough school district shall make a local contribution that is equal to the amount
21 determined under AS 14.17.065(a)(1)(B).

22 * Sec. 5. AS 14.17.031(a) is amended to read:

23 (a) The department shall adopt regulations defining funding communities
24 within each district that reflect geographic and attendance area factors, and that
25 include at least 10 students in average daily membership. For the purpose of
26 determining instructional units, students are counted in the district and the funding
27 community from which they receive educational services. The total number of
28 instructional units in a school district is the sum of the following units for each
29 funding community within the district, as determined by the department:

30 (1) the number of units for elementary and secondary students
31 determined under AS 14.17.041(a) or (b);

1 (2) the number of units for vocational education determined under
2 AS 14.17.043;

3 (3) the number of units for special education determined under
4 AS 14.17.045; [AND]

5 (4) the number of units for bilingual education determined under
6 AS 14.17.047; and

7 (5) the number of units for gifted and talented education
8 determined under AS 14.17.048.

9 * Sec. 6. AS 14.17.031(b) is amended to read:

10 (b) If the total elementary and secondary instructional units that a school
11 district is eligible to receive under (a) of this section decrease by five [10] percent or
12 more from one fiscal year to the next, the school district may use the last fiscal year
13 before the reduction as a base fiscal year and offset its reduction according to the
14 following schedule: (1) for the first fiscal year after the base fiscal year, the school
15 district is eligible to receive the total elementary and secondary instructional units
16 determined under (a)(1) of this section plus 75 percent of the difference in total
17 elementary and secondary instructional units between the base fiscal year and the first
18 fiscal year after the base fiscal year; (2) for the second fiscal year after the base fiscal
19 year, the school district is eligible to receive the total elementary and secondary
20 instructional units determined under (a)(1) of this section plus 50 percent of the
21 difference in total elementary and secondary instructional units between the base fiscal
22 year and the second fiscal year after the base fiscal year; (3) for the third fiscal year
23 after the base fiscal year, the school district is eligible to receive the total elementary
24 and secondary instructional units determined under (a)(1) of this section plus 25
25 percent of the difference in total elementary and secondary instructional units between
26 the base fiscal year and the third fiscal year after the base fiscal year. The schedule
27 established in this subsection is available to a school district for the three fiscal years
28 following the base fiscal year only if the total elementary and secondary instructional
29 units received by the school district under (a)(1) of this section for each fiscal year are
30 less than the total elementary and secondary instructional units received by the school
31 district in the base fiscal year. This subsection does not apply to a decrease in total

1 elementary and secondary instructional units resulting from a loss of enrollment that
2 occurs as a result of a boundary change under AS 29.

3 * Sec. 7. AS 14.17.041(a) is amended to read:

4 (a) For funding communities that have an average daily membership of less
5 than 200 in grades K-6 or less than 200 in grades 7-12, combined elementary and
6 secondary instructional units are determined under the following table:

ADM	No. Instructional Units
[1 - 10	2]
<u>10</u> [11] - 20	2 + ((ADM-10)/5)
21 - 60	4 + ((ADM-20)/8)
61 - 120	9 + ((ADM-60)/12)
121 - 525	14 + ((ADM-120)/15).

13 * Sec. 8. AS 14.17.041 is amended by adding a new subsection to read:

14 (e) A district with an ADM of 900 or less that consists of one funding
15 community shall increase the elementary and secondary instructional units received
16 under (a) or (b) of this section by multiplying the instructional units by a factor
17 determined under the following table:

District ADM	Factor
1 - 250	1.12
251 - 525	1.08
526 - 900	1.06.

22 * Sec. 9. AS 14.17.045(a) is amended to read:

23 (a) An exceptional child, other than a gifted child, as both are defined in
24 AS 14.30.350, who is enrolled in a special education program, approved by the
25 department, on the last day of the counting period for which a determination is being
26 made, generates [0.025 INSTRUCTIONAL UNITS IF THE CHILD RECEIVES
27 GIFTED SERVICES.] 0.056 instructional units if the child receives resource services,
28 0.1 instructional units if the child receives self-contained services, or 0.333
29 instructional units if the child receives intensive or hospital/homebound services, as
30 those categories of service are defined by the department by regulation, in the funding
31 community in which the child is served. A child may be counted in one special

1 education category only.

2 * **Sec. 10.** AS 14.17.045(b) is amended to read:

3 (b) Notwithstanding (a) of this section, in a district that offers a special
4 education program for exceptional children other than gifted children, as both are
5 defined in AS 14.30.350, each funding community receives a minimum of 0.25
6 instructional units for special education for each funding community in which such a
7 child is served or the district receives a minimum of 1.00 instructional units for special
8 education, whichever is greater.

9 * **Sec. 11.** AS 14.17.047 is amended to read:

10 Sec. 14.17.047. BILINGUAL EDUCATION INSTRUCTIONAL UNITS. A
11 student for whom an appropriate bilingual program must be provided under regulations
12 adopted by the department, and who is enrolled in a bilingual program, approved by
13 the department, as of the last day of the counting period for which a determination is
14 being made, generates, in the funding community in which the student is served, 0.021
15 instructional units [THE NUMBER OF BILINGUAL EDUCATION
16 INSTRUCTIONAL UNITS THAT IS THE PRODUCT OBTAINED BY
17 MULTIPLYING 0.042 BY THE STUDENT'S LANGUAGE DOMINANCE
18 CATEGORY WEIGHT UNDER DEPARTMENT REGULATIONS]. A funding
19 community in which a bilingual program approved by the department is operated
20 receives a minimum of 0.10 instructional units for bilingual education, or a district in
21 which a bilingual program is operated receives a minimum of 1.00 instructional units,
22 whichever is greater.

23 * **Sec. 12.** AS 14.17 is amended by adding a new section to read:

24 Sec. 14.17.048. GIFTED AND TALENTED INSTRUCTIONAL UNITS.
25 Gifted and talented instructional units for a funding community in a district are
26 calculated by

27 (1) multiplying by .045 the elementary and secondary student
28 enrollment in the funding community on the last day of the student counting period
29 under AS 14.17.160; and

30 (2) multiplying the product obtained under (1) of this section by a
31 supplemental revenue weighting factor specified in regulations adopted by the

1 department.

2 * Sec. 13. AS 14.17 is amended by adding a new section to read:

3 Sec. 14.17.065. SUPPLEMENTAL EQUALIZATION AID. (a) In addition
4 to state foundation aid for which a district may qualify under AS 14.17.021, a school
5 district is eligible to receive supplemental equalization funds as follows:

6 (1) in a city or borough school district, supplemental equalization aid
7 is equal to a

8 (A) state share under the following formula:

9 $\text{funding} = V_s / (V_s + V_i) \times V_s \times 2.5 \text{ mills} \times \text{District ADM};$

10 (B) local share under the following formula:

11 $\text{funding} = V_s \times 2.5 \text{ mills} \times \text{District ADM} - \text{the amount}$
12 $\text{determined under (A) of this paragraph;}$

13 (2) in a regional educational attendance area, supplemental equalization
14 aid is equal to the amount determined under the formula provided under (1)(A) of this
15 subsection in that regional educational attendance area.

16 (b) In this section,

17 (1) "Vi" means the amount determined by dividing the full and true
18 value of the taxable real and personal property in the district as calculated under
19 AS 14.17.140 and AS 29.45.110 by the District ADM for the same fiscal year for
20 which the valuation of real and personal property was made;

21 (2) "Vs" means the amount determined by dividing the sum of the
22 property valuations of all districts in the state by the total ADM of all districts in the
23 state.

24 * Sec. 14. AS 14.17.080 is amended to read:

25 Sec. 14.17.080. STUDENT COUNT ESTIMATES. Each district shall prepare
26 and submit to the department, by November 20 [OCTOBER 15] of each fiscal year,
27 in the manner and on forms prescribed by the department, an estimate of its average
28 daily membership and other student count data for the succeeding fiscal year, upon
29 which computations can be made of the amount of estimated state foundation aid for
30 which the district will be eligible under AS 14.17.021 in that fiscal year. In making
31 this estimate for the succeeding fiscal year, the district shall consider its average daily

1 membership in the current fiscal year, other student count data, the pattern of growth
2 or decline in preceding years, and other pertinent information available to the district.
3 The preliminary reports required by this section are the basis for estimating the need
4 for state foundation aid for the next fiscal year.

5 * Sec. 15. AS 14.17.160(b) is amended to read:

6 (b) Upon written request and for good cause shown, the commissioner may
7 permit a district to use a 20-school-day counting period from the same school year
8 other than the periods set out in (a) of this section. However, the counting period must
9 be 20 consecutive school days.

10 * ~~Sec. 16. AS 14.17.160 is amended by adding new subsections to read:~~ *de leted*

11 ~~(c) Upon written request, and for good cause shown, the commissioner may~~
12 ~~permit a district to use, for purposes of reporting its average daily membership, the~~
13 ~~October or February counting period report described in (a) of this section, or the~~
14 ~~report for another period authorized under (b) of this section, from the immediately~~
15 ~~preceding school year. The report must accompany a request under this subsection,~~
16 ~~and is in addition to the October report for the current school year required by (a) of~~
17 ~~this section.~~

18 ~~(d) For purposes of this section, "good cause" includes reduction in student~~
19 ~~enrollment.~~

20 * Sec. 17. TRANSITION: REGULATIONS. The Department of Education may
21 immediately proceed to adopt regulations necessary to implement this Act. The regulations
22 take effect under the Administrative Procedure Act, but not before July 1, 1996.

23 * Sec. 18. Section 17 of this Act takes effect immediately under AS 01.10.070(c).

24 * Sec. 19. Except as provided in sec. 18 of this Act, this Act takes effect July 1, 1996.

4/23/96

Copy given to house finance
and Larry this date.

4/23/96
(S) RLS

Revision Date: April 18, 1996 Dept. Affected: Revenue
 Title: Public School Foundation Program BRU: Revenue Operations
 Component: Oil and Gas Audit
 Sponsor: Senator Phillips
 Requestor: Senate Finance COMPONENT SERIAL NO. 115

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES						
CHANGE IN REVENUES ()	(841.0)	(841.0)	(841.0)	(841.0)	(841.0)	(841.0)

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY96) cost \$ 0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

(See Attached Analysis)

Prepared by: Robert Barakko Phone: 4AS-2312
 Divsio: Administrative Services Date: April 18, 1996
 Approved by Commissioner: Deborah Vogt Date: April 18, 1996
 Agency: Department of Revenue

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE
 for further distribution information call the Governor's Legislative Office

This analysis is based upon a fiscal analysis prepared within the Department of Education, School Finance. The fiscal analysis compares the "Required Local Work Draft Z" to the estimated budgeted FY96 Local. The following table represents the estimated impact to State Property Tax revenues. The year used for the estimate is the latest for which we have a Certified Assessment Roll (1995).

Municipality	1995 Total Assessment	AS 43.56 Portion	AS 43.56 %
North Slope	12,291,168,560	12,088,395,460	0.983503
Cordova	182,199,290	3,352,490	0.0184
Valdez	983,782,720	729,831,020	0.741862

Municipality	Additional Local Revenue Required	State Revenue Loss
North Slope	29,367,708	None (see Note below)
Cordova	164,985	3,036
Valdez	1,129,459	<u>837,903</u>
		<u>840,938</u>

Note: The State Revenue Loss based on the AS 43.56 % for the North Slope Borough would have been \$28,883,229 (29,367,708 * .983503); however, the Borough is already at the 30 mill limitation provided for in Title 29. Since no additional property tax revenue is available, the Borough operating budget must be reduced by almost 48% to cover additional funding required by CSSB 70.

Post-It [®] Fax Note	7671	Date	4/15/96	# of pages	8
To	Kimberly	From	Kathy		
Co./Dept.	DOE	Co.	Senate Finance		
Phone #		Phone #	2618		
Fax #	4156	Fax #	2187		

Final
4/15/96 12:35 pm
okayed by
9-LS0652VZ - Terry
OK
Phillips
Staff
okayed
by
Krieg

CS FOR SENATE BILL NO. 70(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:
Referred:

Sponsor(s): SENATOR PHILLIPS

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to transportation of public school students; relating to school
2 construction grants; relating to the public school foundation program and to
3 local aid for education; and providing for an effective date."

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

5 * Section 1. AS 14.09.010(b) is amended to read:

6 (b) Each school district mentioned in (a)(1) of this section is entitled to receive
7 reimbursement from the state for the operation of the transportation system on a unit
8 cost basis determined by the department. In determining a school district's amount
9 of eligible transportation reimbursement under this subsection, the department
10 shall provide the same level of reimbursement for transportation provided on a
11 motor vehicle owned by the school district as for transportation provided on a
12 motor vehicle operated under a contract with the school district.

13 * Sec. 2. AS 14.11.013(a) is amended to read:

14 (a) With regard to projects for which grants are requested under AS 14.11.011,

1 the department shall

2 (1) annually review the six-year plans submitted by each district under
3 AS 14.11.011(b) and recommend to the board a revised and updated six-year capital
4 improvement project grant schedule that serves the best interests of the state and each
5 district; in recommending projects for this schedule, the department shall verify that
6 each proposed project meets the criteria established under AS 14.11.014(b) and
7 qualifies as a project required to

8 (A) avert imminent danger or correct life-threatening situations;

9 (B) house students who would otherwise be unhoused; for
10 purposes of this subparagraph, students are considered unhoused if the
11 students attend school in temporary relocatable facilities;

12 (C) protect the structure of existing school facilities;

13 (D) correct building code deficiencies that require major repair
14 or rehabilitation in order for the facility to continue to be used for the
15 educational program;

16 (E) achieve an operating cost savings;

17 (F) modify or rehabilitate facilities for the purpose of improving
18 the instructional program;

19 (G) meet an educational need not specified in (A) - (F) of this
20 paragraph, identified by the department;

21 (2) prepare an estimate of the amount of money needed to finance each
22 project;

23 (3) provide to the governor, by November 1, and to the legislature
24 within the first 10 days of each regular legislative session, a revised and updated six-
25 year capital improvement project grant schedule, together with a proposed schedule of
26 appropriations.

27 * Sec. 3. AS 14.17.010(a) is amended to read:

28 (a) The public school foundation account is established. The account consists
29 of municipal contributions made under AS 14.17.025(i) and appropriations for
30 distribution to school districts, the state boarding school, and for centralized
31 correspondence study programs under this chapter.

1 * Sec. 4. AS 14.17.021(a) is amended to read:

2 (a) The amount of state foundation aid for which a school district may qualify
3 in a fiscal year is calculated by subtracting from the basic need defined in (b) of this
4 section the required local contributions under AS 14.17.025(a) and 100 [90] percent
5 of eligible federal impact aid for that fiscal year. In a rural educational attendance
6 area, the reduction of eligible federal impact aid is in lieu of a contribution of
7 funds from local taxes. The department may make adjustments to a district's state
8 foundation aid for a fiscal year to correct underpayments made in previous fiscal years.

9 * Sec. 5. AS 14.17.025(a) is amended to read:

10 (a) Local contributions to a city or borough school district

11 (1) shall be [INCLUDE AT LEAST THE LESSER OF

12 (1)] the equivalent of a 4.5 [FOUR] mill tax levy on the full and true
13 value of the taxable real and personal property in the district as of January 1 of the
14 second preceding fiscal year, as determined by the Department of Community and
15 Regional Affairs under AS 14.17.140 and AS 29.45.110; or

16 (2) if the amount determined under (1) of this subsection is greater
17 than the district's basic need for the current fiscal year as determined under
18 AS 14.17.021(b), shall be [35 PERCENT OF] the district's basic need for the current
19 [PRECEDING] fiscal year, as determined under AS 14.17.021(b).

20 * Sec. 6. AS 14.17.025 is amended by adding new subsections to read:

21 (i) A city or borough school district that is required to make a local
22 contribution under (a)(2) of this section shall also pay into the public school foundation
23 account an amount determined by subtracting the amount under (a)(2) of this section
24 from the amount under (a)(1) of this section in that district.

25 (j) In addition to the amount contributed under (a) of this section, a city or
26 borough school district shall make a local contribution that is equal to the amount
27 determined under AS 14.17.065(a)(1)(B).

28 * Sec. 7. AS 14.17.031(a) is amended to read:

29 (a) The department shall adopt regulations defining funding communities
30 within each district that reflect geographic and attendance area factors, and that
31 include at least 10 students in average daily membership. For the purpose of

1 determining instructional units, students are counted in the district and the funding
2 community from which they receive educational services. The total number of
3 instructional units in a school district is the sum of the following units for each
4 funding community within the district, as determined by the department:

5 (1) the number of units for elementary and secondary students
6 determined under AS 14.17.041(a) or (b);

7 (2) the number of units for vocational education determined under
8 AS 14.17.043;

9 (3) the number of units for special education determined under
10 AS 14.17.045; [AND]

11 (4) the number of units for bilingual education determined under
12 AS 14.17.047; and

13 (5) the number of units for gifted and talented education
14 determined under AS 14.17.048.

15 * Sec. 8. AS 14.17.031(b) is amended to read:

16 (b) If the total elementary and secondary instructional units that a school
17 district is eligible to receive under (a) of this section decrease by five [10] percent or
18 more from one fiscal year to the next, the school district may use the last fiscal year
19 before the reduction as a base fiscal year and offset its reduction according to the
20 following schedule: (1) for the first fiscal year after the base fiscal year, the school
21 district is eligible to receive the total elementary and secondary instructional units
22 determined under (a)(1) of this section plus 75 percent of the difference in total
23 elementary and secondary instructional units between the base fiscal year and the first
24 fiscal year after the base fiscal year; (2) for the second fiscal year after the base fiscal
25 year, the school district is eligible to receive the total elementary and secondary
26 instructional units determined under (a)(1) of this section plus 50 percent of the
27 difference in total elementary and secondary instructional units between the base fiscal
28 year and the second fiscal year after the base fiscal year; (3) for the third fiscal year
29 after the base fiscal year, the school district is eligible to receive the total elementary
30 and secondary instructional units determined under (a)(1) of this section plus 25
31 percent of the difference in total elementary and secondary instructional units between

1 the base fiscal year and the third fiscal year after the base fiscal year. The schedule
 2 established in this subsection is available to a school district for the three fiscal years
 3 following the base fiscal year only if the total elementary and secondary instructional
 4 units received by the school district under (a)(1) of this section for each fiscal year are
 5 less than the total elementary and secondary instructional units received by the school
 6 district in the base fiscal year. This subsection does not apply to a decrease in total
 7 elementary and secondary instructional units resulting from a loss of enrollment that
 8 occurs as a result of a boundary change under AS 29.

9 * Sec. 9. AS 14.17.041(a) is amended to read:

10 (a) For funding communities that have an average daily membership of less
 11 than 200 in grades K-6 or less than 200 in grades 7-12, combined elementary and
 12 secondary instructional units are determined under the following table:

ADM	No. Instructional Units
[1 - 10	2]
<u>10</u> [11] - 20	2 + ((ADM-10)/5)
21 - 60	4 + ((ADM-20)/8)
61 - 120	9 + ((ADM-60)/12)
121 - 525	14 + ((ADM-120)/15).

19 * Sec. 10. AS 14.17.041 is amended by adding a new subsection to read:

20 (e) A district with an ADM of 900 or less that consists of one funding
 21 community shall increase the elementary and secondary instructional units received
 22 under (a) or (b) of this section by multiplying the instructional units by a factor
 23 determined under the following table:

District ADM	Factor
1 - 250	1.12
251 - 525	1.08
526 - 900	1.06.

28 * Sec. 11. AS 14.17.045(a) is amended to read:

29 (a) An exceptional child, other than a gifted child, as both are defined in
 30 AS 14.30.350, who is enrolled in a special education program, approved by the
 31 department, on the last day of the counting period for which a determination is being

1 made, generates [0.025 INSTRUCTIONAL UNITS IF THE CHILD RECEIVES
2 GIFTED SERVICES,] 0.056 instructional units if the child receives resource services,
3 0.1 instructional units if the child receives self-contained services, or 0.333
4 instructional units if the child receives intensive or hospital/homebound services, as
5 those categories of service are defined by the department by regulation, in the funding
6 community in which the child is served. A child may be counted in one special
7 education category only.

8 * Sec. 12. AS 14.17.045(b) is amended to read:

9 (b) Notwithstanding (a) of this section, in a district that offers a special
10 education program for exceptional children other than gifted children, as both are
11 defined in AS 14.30.350, each funding community receives a minimum of 0.25
12 instructional units for special education for each funding community in which such a
13 child is served or the district receives a minimum of 1.00 instructional units for special
14 education, whichever is greater.

15 * Sec. 13. AS 14.17.047 is amended to read:

16 Sec. 14.17.047. BILINGUAL EDUCATION INSTRUCTIONAL UNITS. A
17 student for whom an appropriate bilingual program must be provided under regulations
18 adopted by the department, and who is enrolled in a bilingual program, approved by
19 the department, as of the last day of the counting period for which a determination is
20 being made, generates, in the funding community in which the student is served, 0.021
21 instructional units [THE NUMBER OF BILINGUAL EDUCATION
22 INSTRUCTIONAL UNITS THAT IS THE PRODUCT OBTAINED BY
23 MULTIPLYING 0.042 BY THE STUDENT'S LANGUAGE DOMINANCE
24 CATEGORY WEIGHT UNDER DEPARTMENT REGULATIONS]. A funding
25 community in which a bilingual program approved by the department is operated
26 receives a minimum of 0.10 instructional units for bilingual education, or a district in
27 which a bilingual program is operated receives a minimum of 1.00 instructional units,
28 whichever is greater.

29 * Sec. 14. AS 14.17 is amended by adding a new section to read:

30 Sec. 14.17.048. GIFTED AND TALENTED INSTRUCTIONAL UNITS.
31 Gifted and talented instructional units for a funding community in a district are

1 calculated by

2 (1) multiplying by .045 the elementary and secondary student
3 enrollment in the funding community on the last day of the student counting period
4 under AS 14.17.160; and

5 (2) multiplying the product obtained under (1) of this section by a
6 supplemental revenue weighting factor specified in regulations adopted by the
7 department.

8 * Sec. 15. AS 14.17 is amended by adding a new section to read:

9 Sec. 14.17.065. SUPPLEMENTAL EQUALIZATION AID. (a) In addition
10 to state foundation aid for which a district may qualify under AS 14.17.021, a school
11 district is eligible to receive supplemental equalization funds as follows:

12 (1) in a city or borough school district, supplemental equalization aid
13 is equal to a

14 (A) state share under the following formula:

15 $\text{funding} = V_s / (V_s + V_i) \times V_s \times 2.5 \text{ mills} \times \text{District ADM};$

16 (B) local share under the following formula:

17 $\text{funding} = V_s \times 2.5 \text{ mills} \times \text{District ADM} - \text{the amount}$
18 $\text{determined under (A) of this paragraph};$

19 (2) in a regional educational attendance area, supplemental equalization
20 aid is equal to the amount determined under the formula provided under (1)(A) of this
21 subsection in that regional educational attendance area.

22 (b) In this section,

23 (1) "Vi" means the amount determined by dividing the full and true
24 value of the taxable real and personal property in the district as calculated under
25 AS 14.17.140 and AS 29.45.110 by the District ADM for the same fiscal year for
26 which the valuation of real and personal property was made;

27 (2) "Vs" means the amount determined by dividing the sum of the
28 property valuations of all districts in the state by the total ADM of all districts in the
29 state.

30 * Sec. 16. AS 14.17.080 is amended to read:

31 Sec. 14.17.080. STUDENT COUNT ESTIMATES. Each district shall prepare

1 and submit to the department, by November 20 [OCTOBER 15] of each fiscal year,
2 in the manner and on forms prescribed by the department, an estimate of its average
3 daily membership and other student count data for the succeeding fiscal year, upon
4 which computations can be made of the amount of estimated state foundation aid for
5 which the district will be eligible under AS 14.17.021 in that fiscal year. In making
6 this estimate for the succeeding fiscal year, the district shall consider its average daily
7 membership in the current fiscal year, other student count data, the pattern of growth
8 or decline in preceding years, and other pertinent information available to the district.
9 The preliminary reports required by this section are the basis for estimating the need
10 for state foundation aid for the next fiscal year.

11 * Sec. 17. AS 14.17.160(b) is amended to read:

12 (b) Upon written request and for good cause shown, the commissioner may
13 permit a district to use a 20-school-day counting period from the same school year
14 other than the periods set out in (a) of this section. However, the counting period must
15 be 20 consecutive school days.

16 * Sec. 18. TRANSITION: REGULATIONS. The Department of Education may
17 immediately proceed to adopt regulations necessary to implement this Act. The regulations
18 take effect under the Administrative Procedure Act, but not before July 1, 1996.

19 * Sec. 19. Section 18 of this Act takes effect immediately under AS 01.10.070(c).

20 * Sec. 20. Except as provided in sec. 19 of this Act, this Act takes effect July 1, 1996.



APR 10 1996

ALASKA STATE LEGISLATURE

SENATOR RANDY PHILLIPS

SENATE DISTRICT L

Overview SB 70 Version W

SESSION
State Capitol
Juneau, AK 99801
(907) 465-4949
800-478-4950
Fax: 465-4979

INTERIM
P.O. Box 142
Eagle River AK 99577
(907) 694-4949
Fax: 694-4948

- Changes the Impact Aid Deduction from 90% to 100%. (Section 2)
- The local contribution requirement is changed from 4 mills or 35% of basic need to 4.5 mills equivalent tax effort. (Section 3)
- Requires municipal school districts to contribute the amount that 4.5 mills equivalent tax effort generates over basic need to the public school foundation account. (Section 4)
- A funding community must have at least **10 students** in average daily membership. (Section 5)
- Allows a school district to offset a reduction of five percent or more in elementary and secondary school instructional units that the district is to receive under the foundation formula. (Sections 6)
- Eliminates instructional units for funding communities with less than ten ADM. (Section 7)
- The single site school districts with an ADM of 900 or less shall receive between 6 and 12 percent additional K-12 units. Currently additional support for single site schools is funded outside the formula. (Section 8)
- Bilingual education instructional units are no longer weighted by language dominance and receive .021 instructional units per student. Current regulations provide weights from .1 to 1 in five categories which are multiplied times .042 instructional units. (Section 11)
- Special Education Funding for gifted and talented students is funded based on 4.5% of ADM in each school district. (Section 12)
- Adds Supplemental Equalization Aid, a formula that provides additional state aid to school districts based on ADM and assessed value per ADM. (Section 13)
- A district may request to use the preceding year's ADM for *good cause*. (Section 16)

ALASKA DEPARTMENT OF EDUCATION
 PROJECTED FY97 FOUNDATION PROGRAM
 Fiscal Analysis for WORKING DRAFT (R) of CS for SB70

	Section 2	Section 3	Section 4	Section 5 & 7	Section 6	Section 8	Section 13	Section 16	Total FY97 Impact
ADAK	0	0	0	0	0	0	0	0	0
ALASKA GATEWAY	(38,053)	0	0	(101,870)	0	0	470,204	27,450	357,731
ALEUTIAN REGION	(5,701)	0	0	0	0	40,260	15,786	0	50,345
ALEUTIANS EAST	(122,071)	(44,397)	0	0	0	0	189,070	0	22,602
ANCHORAGE	(3,176,766)	(6,458,178)	0	0	0	0	22,305,262	0	12,670,318
ANNETTE ISLANDS	(101,633)	0	0	0	0	177,510	368,340	20,740	464,957
BERING STRAIT	(345,513)	0	0	0	0	0	1,403,814	0	1,058,301
BRISTOL BAY	(61,764)	(85,246)	0	0	0	0	85,094	0	(61,916)
CHATHAM	(65,158)	0	0	0	0	0	285,770	0	220,612
CHUGACH	(12,521)	0	0	0	0	0	116,641	36,600	140,720
COPPER RIVER	(8,058)	0	0	0	0	0	546,590	18,910	557,442
CORDOVA	(8,467)	(91,100)	0	0	0	168,360	233,442	0	302,235
CRAIG	(8,940)	(35,389)	0	0	0	172,020	230,076	31,720	389,487
DELTA/GREELY	(89,618)	0	0	0	0	0	854,198	104,920	869,500
DENALI	(2,761)	(37,738)	0	0	0	0	216,117	0	175,618
DILLINGHAM	(121,898)	(66,083)	0	0	0	284,260	247,108	0	343,387
FAIRBANKS	(2,157,530)	(1,821,578)	0	0	0	0	8,073,006	0	4,093,898
GALENA	(60,890)	(9,068)	0	0	0	158,600	92,880	0	181,522
HAINES	(5,532)	(68,159)	0	0	0	0	186,744	0	113,053
HOONAH	(28,486)	(12,053)	0	0	0	126,270	179,764	16,470	281,965
HYDABURG	(1,577)	(2,890)	0	0	0	98,210	81,700	0	175,443
IDITAROD	(58,071)	0	0	(119,560)	0	0	366,454	0	188,823
JUNEAU	(5,141)	(960,223)	0	0	0	0	2,348,891	197,640	1,581,167
KAKE	(49,607)	(8,838)	0	0	0	137,250	127,465	37,820	244,090
KASHUNAMIUT	(27,157)	0	0	0	0	222,040	201,622	0	396,505
KENAI	(23,478)	(1,819,376)	0	0	0	0	4,392,352	0	2,549,498
KETCHIKAN	(2,752)	(516,366)	0	0	0	0	1,151,608	4,270	636,760
KLAWOCK	(100,168)	(7,808)	0	0	0	161,040	149,211	0	202,275
KODIAK	(476,382)	(439,601)	0	0	0	0	1,236,421	0	320,438
KUSPUK	(55,569)	0	0	0	0	0	394,518	0	338,949
LAKE AND PENINSULA	(173,858)	(34,179)	0	0	0	0	321,330	0	113,293
LOWER KUSKOKWIM	(461,236)	0	0	(137,860)	0	0	2,675,771	0	2,076,675
LOWER YUKON	(327,734)	0	0	0	0	0	1,421,310	0	1,093,576
MAT-SU	(4,574)	(1,110,398)	0	0	0	0	6,803,368	0	5,688,396
NENANA	(1,840)	(8,103)	0	0	0	152,500	111,268	0	253,825

ALASKA DEPARTMENT OF EDUCATION
 PROJECTED FY97 FOUNDATION PROGRAM
 Fiscal Analysis for WORKING DRAFT(R) of CS for SB70

	Section 2	Section 3	Section 4	Section 5 & 7	Section 6	Section 8	Section 9	Section 12	Total FY97 Impact
NOME	(12,700)	(75,524)	0	0	0	257,420	381,050	109,800	660,046
NORTH SLOPE	470,315	(11,759,702)	(38,151,569)	0	0	0	69,786	0	(49,371,170)
NORTHWEST ARCTIC	(650,232)	(138,414)	0	0	0	0	1,155,518	0	366,872
PELICAN	0	(7,100)	0	0	0	51,240	20,576	0	64,816
PETERSBURG	(4,425)	(102,653)	0	0	0	210,450	375,581	0	478,953
PRIBILOF	(37,242)	0	0	0	0	0	159,614	61,610	183,982
SITKA	(44,933)	(261,198)	0	0	0	0	889,921	1,830	585,620
SKAGWAY	0	(46,609)	0	0	0	117,730	36,125	0	107,246
SOUTHEAST	(46,095)	0	0	(93,330)	0	0	334,970	86,620	282,165
SOUTHWEST	(107,644)	0	0	0	0	0	498,399	0	390,755
ST. MARY'S	(68,938)	(2,271)	0	0	0	145,790	84,956	0	159,537
TANANA	(25,212)	(2,972)	0	0	0	117,120	76,892	0	165,828
UNALASKA	(154)	(594,038)	0	0	0	186,050	80,835	0	(327,307)
VALDEZ	(25,628)	(2,631,487)	0	0	0	0	192,286	0	(2,464,829)
WRANGELL	(485)	(67,965)	0	0	0	159,210	295,329	0	386,089
YAKUTAT	(10,198)	(14,912)	0	0	0	138,470	97,027	9,150	219,541
YUKON FLATS	(63,198)	0	0	0	0	0	355,317	168,970	461,089
YUKON/KOYUKUK	(100,001)	0	0	0	0	0	517,518	0	417,517
YUPIIT	(86,498)	0	0	0	0	0	321,859	0	235,361
STATE CCS	0	0	0	0	0	0	0	0	0
Mt. EDGE CUMBE	0	0	0	0	0	0	0	610	610
TOTALS	(\$9,003,768)	(\$29,341,616)	(\$38,151,569)	(\$452,620)	\$0	\$3,281,800	\$63,826,854	\$935,130	(\$8,905,789)

NOTE: The change in local effort requirement for North Slope exceeds "Basic Need" requiring a positive adjustment in deductible Impact Aid.

Section 2 - Amends AS 14.17.021(a), changes the Impact Aid deduct from 90% to 100%.

Section 3 - Amends AS 14.17.025(a), requires all municipal school districts to contribute the equivalent of 4.5 mills.

Section 4 - Amends AS 14.17.025, requires a municipal school districts to contribute the amount that 4.5 mills generates over basic need to the public school foundation account.

Section 5 - Amends AS 14.17.031(a), sets the minimum size of a funding community at 10 ADM.

Section 6 - Amends AS 14.17.031(b), changes the hold harmless provision from a decrease of 10% to 5% of K-12 units.

Section 7 - Amends AS 14.17.041(-), eliminated instructional units for funding communities less than 10 ADM.

Section 8 - Amends AS 14.17.041, adds a new table for single site school district units with less than 900 ADM.

Section 9 - Amends AS 14.17, adds a new section AS 14.17.065. Supplemental Equalization Aid

Section 12 - Amends AS 14.17.160(c), allows a district to use prior year adm count with commissioners approval.