

ALASKA LEGISLATURE

1661

HOUSE and SENATE FINANCE COMMITTEE FILES, 1997-1998

HB

105

HFIN

FILE

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: February 3, 1997

FURTHER REFERRALS:

Date of Committee Action: 2/10/97

The FINANCE Committee considered:

HB 105

HOUSE BILL NO. 105

UNORGANIZED BOROUGH NAT'L FOREST RECEIPTS

"An Act relating to the unorganized borough national forest receipts program; and providing for an effective date."

recommends it be replaced with the following committee substitute _____ 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) _____

zero fiscal note(s) DCRA zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Gene Thernault</i>	Thernault	X			
<i>Mark Hanley</i>	Hanley	X			
<i>Alan Mulder</i>	Mulder	X			
<i>Tony Martin</i>	Martin	X			
<i>Vic Kohring</i>	Kohring	X			
<i>J. Davies</i>	J. Davies	X			
<i>Grussendorf</i>	Grussendorf			X	
<i>Kelly</i>	Kelly	✓			
<i>Foster</i>	Foster	☺			
<i>G. Davis</i>	G. Davis	X			

Co-CHAIR'S SIGNATURE *Gene Thernault* *Mark Hanley*
 Thernault Hanley

FISCAL NOTE

Revision Date: _____ Dept. Affected: Community & Regional Affairs
 Title: An Act relating to the unorganized borough national forest receipts ... BRU: none
 Component: none
 Sponsor: House Finance Committee
 Requestor: House Finance Committee COMPONENT SERIAL NO. _____

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
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	0.0	0.0	0.0	0.0	0.0	0.0

REVENUE FUND SOURCE:

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FUNDING: (Thousands of Dollars)

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

POSITIONS:

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

Estimate of current (FY97) impact \$ none

ANALYSIS: (Attach a separate page if necessary)
 This legislation is a "housecleaning" measure that has no effect on the administration of this program. There are no fiscal impacts on the department.

Prepared by: Remond Henderson, Director *Remond Henderson* Phone: 465-4708
 Division: Division of Administrative Services Date: 2/7/97
 Approved by Commissioner: *Mike Duria* Date: 2/7/97
 Agency: Community & Regional Affairs

Alaska State Legislature
House Finance Committee

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BILL SUMMARIES

HB's 102, 103, 104, 105, 106, 107, 108

HB 102

"An Act abolishing the Alaska Medical Facility Authority . . ."

This legislation follows up with last year's SB136, which transferred the balance remaining in the Alaska Medical Facilities Authority Fund to the State General fund, thus closing out all accounts pertaining to the Authority. Since that time, neither the Fund nor the Authority have been used. By repealing AS 18.26, the obsolete Alaska Medical Facility Authority would be cleared from the Statutes.

HB 103

"An Act repealing certain state funds and accounts and boards and programs related to those funds and accounts . . ."

Simple repeals of the following inactive accounts: Alaska Amateur Sports Fund; Cooperative arrangement grant fund; Bilingual-Bicultural Education Fund; Alaska Student Leadership Development Fund; Alaska School Counseling Program Grant Fund; University Risk Management Fund; Community College Fund; Community Health Aide Grant Account; Veterans Service Fund; Alaska Municipal Land Account; Federal Transitional Grants Accounts; Mineral Resource Revolving Fund; Outdoor Recreational, Open Space, and Historic Properties Development Fund; Neighborhood Revitalization and Development Fund; Legal Assistance and Juvenile Justice Grant Fund; Fisheries Product Revolving Loan Guarantee Fund; Forest Products Business Loan Guarantee Fund; Community Action Against Substance Abuse Grant Fund; Alaska Longevity Bonus Fund; Self-Sufficiency Trust Fund; Alaska Pioneers' Home Trust Fund; Older Alaskans Service Programs Account; Community Schools Grant Fund; and Handicap & Mental Illness Charitable Account.

HB 104

"An Act repealing the search and rescue fund, relating to expenditures for search and rescue activities . . ."

Search and rescue activities are appropriated directly from the General Fund and not through the search and rescue fund, which has remained empty and

inactive. This legislation removes the fund from statutes, as well as reference to the fund.

HB 105

" An Act relating to the unorganized borough national forest receipts program . . . "

There is no present or anticipated use for the unorganized borough national forest receipts fund. Federal appropriations for the program go directly into the General Fund, leaving this special account inactive and empty. The legislation would clear the unused account from Statutes, by changing the reference from "fund" to "program".

HB 106

"An Act relating to the municipal assistance program and organization grant program..."

Although these programs remain operative, the municipal assistance and organization grant funds are inactive and empty. Legislation would clear the "fund"(s) from statutes, and refer only to the "program"(s).

HB 107

"An Act relating to water quality enhancement and water supply, waste water, and solid waste systems grants . . . "

This legislation removes from Statutes the Water Quality Enhancement and Water Supply, Wastewater, and Solid Waste Systems Fund. The fund is empty and is not used in making appropriations to the program.

HB 108

"An Act relating to the crime victim compensation program. . ."

The crime victim compensation program does not receive allocations from the fund established by statute. The inactive account is cleared by changing reference from "fund" to "program".

HB

106

HFIN

FILE

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: February 3, 1997

FURTHER REFERRALS:

Date of Committee Action: 2/10/97

The FINANCE Committee considered:

HB 106

HOUSE BILL NO. 106

MUNICIPAL ASSISTANCE PROGRAM


"An Act relating to the municipal assistance program and the organization grant program; and providing for an effective date."

recommends it be replaced with the following committee substitute _____ 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) _____
 zero fiscal note(s) DCRA zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Craig Theriault</i>	Theriault	X			
<i>Mark Hanley</i>	Hanley	X			
<i>Don Mulder</i>	Mulder	X			
<i>Cory Martin</i>	Martin	X			
<i>Vita Kohring</i>	Kohring	X			
<i>J. Davis</i>	J. Davis	X			
<i>Grussendorf</i>	Grussendorf			X	
<i>Q. Davis</i>	Q. DAVIS	X			
<i>Foster</i>	FOSTER				

CO-CHAIR'S SIGNATURE *Craig Theriault* *Mark Hanley*
 Theriault H Hanley

FISCAL NOTE

Revision Date: _____ Dept. Affected: Community & Regional Affairs
 Title: An Act relating to the municipal assistance program and the organiz... BRU: none
 Component: none
 Sponsor: House Finance Committee
 Requestor: House Finance Committee **COMPONENT SERIAL NO.** _____

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
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	0.0	0.0	0.0	0.0	0.0	0.0

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

FUNDING: (Thousands of Dollars)

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

POSITIONS:

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

Estimate of current (FY97) impact: none

ANALYSIS: (Attach a separate page if necessary)
 This legislation is a "housecleaning" measure that has no effect on the administration of this program. There are no fiscal impacts on the department.

Prepared by: Remond Henderson, Director *Remond Henderson* Phone: 465-4708
 Division: Division of Administrative Services Date: 2/7/97
 Approved by Commissioner: *Mike Durbin* Date: 2/7/97
 Agency: Community & Regional Affairs

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Alaska State Legislature

House Finance Committee

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BILL SUMMARIES

HB's 102, 103, 104, 105, 106, 107, 108

HB 102

"An Act abolishing the Alaska Medical Facility Authority . . ."

This legislation follows up with last year's SB136, which transferred the balance remaining in the Alaska Medical Facilities Authority Fund to the State General fund, thus closing out all accounts pertaining to the Authority. Since that time, neither the Fund nor the Authority have been used. By repealing AS 18.26, the obsolete Alaska Medical Facility Authority would be cleared from the Statutes.

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"An Act repealing certain state funds and accounts and boards and programs related to those funds and accounts. . ."

Simple repeals of the following inactive accounts: Alaska Amateur Sports Fund; Cooperative arrangement grant fund; Bilingual-Bicultural Education Fund; Alaska Student Leadership Development Fund; Alaska School Counseling Program Grant Fund; University Risk Management Fund; Community College Fund; Community Health Aide Grant Account; Veterans Service Fund; Alaska Municipal Land Account; Federal Transitional Grants Accounts; Mineral Resource Revolving Fund; Outdoor Recreational, Open Space, and Historic Properties Development Fund; Neighborhood Revitalization and Development Fund; Legal Assistance and Juvenile Justice Grant Fund; Fisheries Product Revolving Loan Guarantee Fund; Forest Products Business Loan Guarantee Fund; Community Action Against Substance Abuse Grant Fund; Alaska Longevity Bonus Fund; Self-Sufficiency Trust Fund; Alaska Pioneers' Home Trust Fund; Older Alaskans Service Programs Account; Community Schools Grant Fund; and Handicap & Mental Illness Charitable Account.

HB 104

"An Act repealing the search and rescue fund, relating to expenditures for search and rescue activities . . ."

Search and rescue activities are appropriated directly from the General Fund and not through the search and rescue fund, which has remained empty and



inactive. This legislation removes the fund from statutes, as well as reference to the fund.

HB 105

" An Act relating to the unorganized borough national forest receipts program . . . "

There is no present or anticipated use for the unorganized borough national forest receipts fund. Federal appropriations for the program go directly into the General Fund, leaving this special account inactive and empty. The legislation would clear the unused account from Statutes, by changing the reference from "fund" to "program".

HB 106

"An Act relating to the municipal assistance program and organization grant program..."

Although these programs remain operative, the municipal assistance and organization grant funds are inactive and empty. Legislation would clear the "fund"(s) from statutes, and refer only to the "program"(s).

HB 107

"An Act relating to water quality enhancement and water supply, waste water, and solid waste systems grants . . . "

This legislation removes from Statutes the Water Quality Enhancement and Water Supply, Wastewater, and Solid Waste Systems Fund. The fund is empty and is not used in making appropriations to the program.

HB 108

"An Act relating to the crime victim compensation program. . ."

The crime victim compensation program does not receive allocations from the fund established by statute. The inactive account is cleared by changing reference from "fund" to "program".

НВ

106

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 4/10/97

FURTHER:

DATE TURNED
IN TO OFFICE: 4/25/97

Finance Committee considered HOUSE BILL NO. 106

"An Act relating to the municipal assistance program and the organization grant program; and providing for an effective date."

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

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

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Roll E. Cille</i>	<input checked="" type="checkbox"/>	<i>Paul Randall</i>	<input checked="" type="checkbox"/>		
		<i>Eric Adams</i>	<input checked="" type="checkbox"/>		
		<i>James D. Kelly</i>	<input checked="" type="checkbox"/>		
Co-Chair:		Co-Chair: <i>Pease</i>	<input checked="" type="checkbox"/>		
Co-Chair: <i>Bob King</i>		Co-Chair:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
CARA	2/7/97	Ø	

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

Revision Date: _____ Dept. Affected: Community & Regional Affairs
 Title: An Act relating to the municipal BRU: none
assistance program and the organiz... Component none
 Sponsor: House Finance Committee
 Requestor: House Finance Committee COMPONENT SERIAL NO. _____

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
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	0.0	0.0	0.0	0.0	0.0	0.0

REVENUE FUND SOURCE:

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

FUNDING: (Thousands of Dollars)

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

POSITIONS:

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

Estimate of current (FY97) impact \$ none

ANALYSIS: (Attach a separate page if necessary)
 This legislation is a "housecleaning" measure that has no effect on the administration of this program. There are no fiscal impacts on the department.

Prepared by: Remond Henderson, Director *Remond Henderson* Phone: 465-4708
 Division: Division of Administrative Services Date: 2/7/97
 Approved by Commissioner: *Mike Durbin* Date: 2/7/97
 Agency: Community & Regional Affairs

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HB

107

HFIN

FILE

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: February 3, 1997

FURTHER REFERRALS:

Date of Committee Action: 2/10/97

The FINANCE Committee considered:

HB 107

HOUSE BILL NO. 107

WATER, WASTE AND SEWER SYSTEM GRANTS

"An Act relating to water quality enhancement and water supply, wastewater, and solid waste systems grants; and providing for an effective date."

recommends it be replaced with the following committee substitute _____ [] 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) _____

[✓] zero fiscal note(s) DEC [] zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Gene Therrault</i>	Therrault	X			
<i>Mark Hanley</i>	Hanley	X			
<i>Edon Mulder</i>	Mulder	X			
<i>Terry Martin</i>	Martin	X			
<i>Vick Kohring</i>	Kohring	X			
<i>John J. Davis</i>	J. Davis	X			
<i>Bob Grussendorf</i>	grussendorf			X	
<i>Kate Kelly</i>	Kelly				
<i>Richard Foster</i>	Foster	☺			
<i>John G. Davis</i>	J. G. Davis	X			

Co-CHAIR'S SIGNATURE

Gene Therrault *Mark Hanley*
 Therrault Hanley

FISCAL NOTE

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO. House Bill No. 107

Revision Date: _____
Title: An act relating to water quality enhancement and water supply, wastewater, and solid
Sponsor: House Finance
Requestor: House Finance

Department Affected: Environmental Conservation
BRU: Facility Construction & Operation
Component: Facility Construction & Operation

COMPONENT SERIAL NO. 637

Expenditures/Revenues: (Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND&STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS,CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

FUND SOURCE

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipt	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
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 (FY97) 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.)

Prepared by: _____
Division: _____

Phone: _____
Date: 2/7/97

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

Date: 2/7/97

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Alaska State Legislature

House Finance Committee

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BILL SUMMARIES

HB's 102, 103, 104, 105, 106, 107, 108

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HB 108

"An Act relating to the crime victim compensation program. . ."

The crime victim compensation program does not receive allocations from the fund established by statute. The inactive account is cleared by changing reference from "fund" to "program".

HB

107

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 2/20/97

FURTHER: 4/25/97

DATE TURNED IN TO OFFICE: 4/25/97

Finance Committee considered CS FOR HOUSE BILL NO. 103(FIN)

"An Act repealing certain state funds and accounts and boards, limitations, and programs related to those funds and accounts; and providing for an effective date."

and recommends:

- be replaced with _____ CS _____
- adopt previous _____ CS _____
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

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

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
Ross E. Jeco	✓	Stan Hull	✓		
		Ed Adams	✓		
		Wanda Lee	✓		
Co-Chair:		Co-Chair: Pearce	✓		
Co-Chair: [Signature]	✓	Co-Chair:			

NEW FISCAL NOTE(S):

Department Date Zero Fiscal

PREVIOUS FISCAL NOTE(S):*

Department Date Zero Fiscal

Various Depts.	2/7/97	∅	

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

No. 1
 Bill Version: HB 107
 (H) Publish Date: 2/12/97

STATE OF ALASKA
 1997 LEGISLATIVE SESSION

REPORTED ON
 4/25/97
 BILL NO.

Revision Date: _____
 Title: An act relating to water quality enhancement and water supply, wastewater, and solid
 Sponsor: House Finance
 Requestor: House Finance

Department Affected: Environmental Conservation
 BRU: Facility Construction & Operation
 Component: Facility Construction & Operation

COMPONENT SERIAL NO. 637

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND&STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS,CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

FUND SOURCE

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 CF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipt	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
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 (FY97) 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.)

Prepared by: _____
 Division: _____

Phone: _____
 Date: 2/7/97

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

Date: 2/7/97

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HB

108

HF IN

FILE

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: February 3, 1997

FURTHER REFERRALS:

Date of Committee Action: 2/10/97

The FINANCE Committee considered:

HB 108

HOUSE BILL NO. 108

CRIME VICTIM COMPENSATION PROGRAM

"An Act relating to the crime victim compensation program; and providing for an effective date."

recommends it be replaced with the following committee substitute _____ 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) _____

(2) zero fiscal note(s) DPS zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Gene Therriault</i>	Therriault	X			
<i>Mark Hanley</i>	Hanley	X			
<i>Alton Mulder</i>	MULDER	X			
<i>Larry Martin</i>	MARTIN	X			
<i>V. Kohring</i>	V. Kohring	X			
<i>J. Davies</i>	J. Davies	X			
<i>Grussendorf</i>	Grussendorf			X	
<i>Kelly Foster</i>	Kelly Foster	X			
<i>Davis</i>	DAVIS	X			

CO- CHAIR'S SIGNATURE *Gene Therriault* *Mark Hanley*
 Therriault Hanley

FISCAL NOTE

STATE OF ALASKA

**BILL
NO:**

HB 108

1997 LEGISLATIVE SESSION

Revision Date: 2/7/97 Dept. Affected: Public Safety
 Title: Crime Victim Compensation Fund BRU: CDVSA
 Component: CDVSA
 Sponsor: House Finance
 Requestor: _____ COMPONENT SERIAL NO. _____

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

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
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						

FUNDING: (Thousands of Dollars)

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

Estimate of current year (FY 97) impact: \$ 0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.)

This fund has not been funded since its inception in 1983. Elimination of the fund will have no impact on the current or future budgets.

Prepared By: Jayne E. Andreen Phone: 465-4356
 Division: CDVSA Date: 2/7/97
 Approved by Commissioner: Ronald L. Otte Date: 2/7/97
 Agency: Ronald L. Otte, Dept. of Public Safety

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STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO: HB 108

Revision Date: _____ Dept. Affected: Public Safety
 Title: "An Act relating to the crime victim compensation program; and providing for an...." BRU: Violent Crime Compensation Board
 Sponsor: House Finance Component: Violent Crime Compensation Board
 Requestor: _____ COMPONENT SERIAL NO. 0520

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

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL EXPENDITURES	0	0	0	0	0	0
CHANGE IN REVENUES ()	0	0	0	0	0	0
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 97) impact: \$ 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.)

No fiscal impact is anticipated to the Department of Public Safety.

Prepared By: Kenneth E. Bischoff Phone: 465-4336
 Division: Administrative Services Date: 2/7/97
 Approved by Commissioner: Ronald L. Otte Date: 2/7/97
 Agency: Ronald L. Otte, Dept. of Public Safety

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Alaska State Legislature

House Finance Committee

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BILL SUMMARIES

HB's 102, 103, 104, 105, 106, 107, 108

HB 102

"An Act abolishing the Alaska Medical Facility Authority . . ."

This legislation follows up with last year's SB136, which transferred the balance remaining in the Alaska Medical Facilities Authority Fund to the State General fund, thus closing out all accounts pertaining to the Authority. Since that time, neither the Fund nor the Authority have been used. By repealing AS 18.26, the obsolete Alaska Medical Facility Authority would be cleared from the Statutes.

HB 103

"An Act repealing certain state funds and accounts and boards and programs related to those funds and accounts. . ."

Simple repeals of the following inactive accounts: Alaska Amateur Sports Fund; Cooperative arrangement grant fund; Bilingual-Bicultural Education Fund; Alaska Student Leadership Development Fund; Alaska School Counseling Program Grant Fund; University Risk Management Fund; Community College Fund; Community Health Aide Grant Account; Veterans Service Fund; Alaska Municipal Land Account; Federal Transitional Grants Accounts; Mineral Resource Revolving Fund; Outdoor Recreational, Open Space, and Historic Properties Development Fund; Neighborhood Revitalization and Development Fund; Legal Assistance and Juvenile Justice Grant Fund; Fisheries Product Revolving Loan Guarantee Fund; Forest Products Business Loan Guarantee Fund; Community Action Against Substance Abuse Grant Fund; Alaska Longevity Bonus Fund; Self-Sufficiency Trust Fund; Alaska Pioneers' Home Trust Fund; Older Alaskans Service Programs Account; Community Schools Grant Fund; and Handicap & Mental Illness Charitable Account.

HB 104

"An Act repealing the search and rescue fund, relating to expenditures for search and rescue activities . . ."

Search and rescue activities are appropriated directly from the General Fund and not through the search and rescue fund, which has remained empty and

inactive. This legislation removes the fund from statutes, as well as reference to the fund.

HB 105

"An Act relating to the unorganized borough national forest receipts program . . ."

There is no present or anticipated use for the unorganized borough national forest receipts fund. Federal appropriations for the program go directly into the General Fund, leaving this special account inactive and empty. The legislation would clear the unused account from Statutes, by changing the reference from "fund" to "program".

HB 106

"An Act relating to the municipal assistance program and organization grant program..."

Although these programs remain operative, the municipal assistance and organization grant funds are inactive and empty. Legislation would clear the "fund"(s) from statutes, and refer only to the "program"(s).

HB 107

"An Act relating to water quality enhancement and water supply, waste water, and solid waste systems grants . . ."

This legislation removes from Statutes the Water Quality Enhancement and Water Supply, Wastewater, and Solid Waste Systems Fund. The fund is empty and is not used in making appropriations to the program.

HB 108

"An Act relating to the crime victim compensation program. . ."

The crime victim compensation program does not receive allocations from the fund established by statute. The inactive account is cleared by changing reference from "fund" to "program".

HB

109

HFIN

FILE

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: April 23, 1997

FURTHER REFERRALS:

Date of Committee Action: 4/28/97

The FINANCE Committee considered:

HB 109

HOUSE BILL NO. 109

MANAGEMENT OF STATE LAND AND RESOURCES

"An Act relating to the management and disposal of state land and resources; relating to certain remote parcel and homestead entry land purchase contracts and patents; and providing for an effective date."

recommends it be replaced with the following committee substitute CS HB109 (FIN) the same title
 a new title

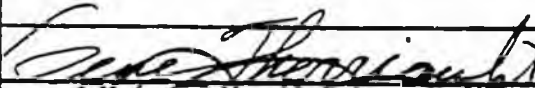

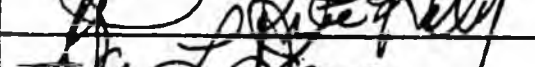
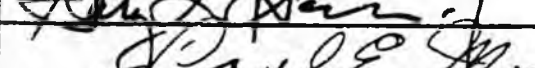
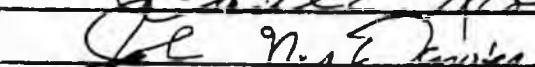
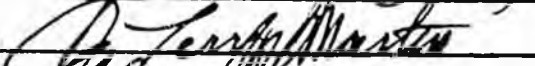


additional referral to _____ Committee
 attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(s): (Dept) _____ APPROVES PREVIOUS: (Dept/Date)

fiscal note(s) _____ fiscal note(s) DNR 4/23/97

zero fiscal note(s) _____ zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
 Therriault	X			
 Foster	X			
 Kelly	X			
 G. Davis	X			
 Moses	X			
 J. Davies	X			
 Martin	X			
 Mulder	X			

CHAIR'S SIGNATURE


Therriault

FISCAL NOTE

No. 1
 Bill Version: HB 109
 (H) Publish Date: 4/23/97

STATE OF ALASKA
1997 LEGISLATIVE SESSION

BILL NO. _____

Revision Date: _____ Dept Affected: Natural Resources
 Title: An Act relating to the management and disposal BRU: Resource Development
of state land and resources; relating to...remote parcels and... Component: Land Development
 Sponsor: Rep. Theriault
 Requestor: H(RES) Component Serial No. 431

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY98	FY99	FY00	FY01	FY02	FY03
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
CHANGE IN REVENUES (1005)	93.0	93.0	93.0	93.0	93.0	93.0

FUND SOURCE (Thousands of Dollars)

FUND SOURCE	FY98	FY99	FY00	FY01	FY02	FY03
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 (FY97) cost: \$ None

POSITIONS

POSITIONS	FY98	FY99	FY00	FY01	FY02	FY03
FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME	0.0	0.0	0.0	0.0	0.0	0.0
TEMPORARY	0.0	0.0	0.0	0.0	0.0	0.0

ANALYSIS: (Attach a separate page if necessary)

There is no fiscal impact associated with this legislation based on the assumption that the bill's improvements to land management and disposal laws will allow the division to focus on processing the existing backlog of applications more efficiently.

Change in revenue assumes 200 acres of new homesteads are purchased each year at \$350/acre, \$225/acre more than they would bring under current law (\$45.0), and ten existing homesteads or remote parcels "buy out" their conveyance restrictions at \$4.8 per parcel (\$48.0).

Prepared by: Jane Angvik, Director *[Signature]* Phone: 269-8503
 Division: Land Date: 15-Apr-97
 Approved by Commissioner: *[Signature]* Date: _____
 Agency: Natural Resources

NO OBJ 4/24/97

O-LS0073VH.2
Luckhaupt
4/23/97

1

A M E N D M E N T

Shorelines

OFFERED IN THE HOUSE

TO: HB 109

1 Page 10, following line 21:

2 Insert new bill sections to read:

3 **** Sec. 24.** AS 38.05.075(c) is amended to read:

4 (c) The owner or lessee of land that fronts on shoreland, tideland, [TIDE]
5 or submerged land of the state may be granted a preference right to [IS ENTITLED
6 TO ACQUIRE] a lease for the shoreland, tideland, or [TIDE AND] submerged land
7 without competitive bidding if the director determines that

8 (1) the lease of the shoreland, tideland, [TIDE] or submerged land
9 is necessary to facilitate water transportation of goods, services, or resources to or
10 from the owned or leased upland or for another water-dependent purpose;

11 (2) the proposed use of the shoreland, tideland, [TIDE] or submerged
12 land is compatible with the classification of the land and with any applicable land use
13 plan adopted under AS 38.04.065; and

14 (3) issuance of the lease to the shoreland, tideland, [TIDE] or
15 submerged land will not interfere with prior existing rights to the leased land.

16 *** Sec. 25.** AS 38.05.075(d) is amended to read:

17 (d) If the commissioner issues a lease under (c) of this section, the right of
18 access to the shoreland, tideland, or [TIDE AND] submerged land shall be
19 nonexclusive in the lessee unless the commissioner grants the lessee the exclusive
20 right to use the shoreland, tideland, or [TIDE AND] submerged land."

21 Renumber the following bill sections accordingly.

22 Page 20, line 15:

23 Delete "sec. 47"

1 Insert "sec. 49"

2 Page 20, line 20:

3 Delete "secs. 33 and 34"

4 Insert "secs. 35 and 36"

5 Page 20, line 21:

6 Delete "secs. 33 and 34"

7 Insert "secs. 35 and 36"

8 Page 20, line 25:

9 Delete "sec. 45"

10 Insert "sec. 47"

11 Page 20, line 26:

12 Delete "Section 45"

13 Insert "Section 47"

NO OBJ 4/28/97 #2

A M E N D M E N T

OFFERED IN THE HOUSE

TO: HB 109

- 1 Page 14, following line 18:
2 Insert a new bill section to read:
3 ** Sec. 29. AS 38.05.840(a) is amended to read:
4 (a) Land may not be sold or leased, or a renewal lease issued, except in the
5 case of an oil or gas or mineral lease, unless it has been appraised within two years
6 [ONE YEAR] before the date fixed for the sale or lease. When land is offered at
7 public sale but is not sold and is available at private sale, a reappraisal is not required
8 unless the director considers that a change in value of the land may have occurred.
9 A grazing lease may be granted to a lessee of federal grazing land without prior
10 appraisal [,] if the federal lease was cancelled to allow the state to select the land
11 under lease. Land may not be sold or leased for less than the approved, appraised
12 market value, except as provided in AS 38.05.055, 38.05.057, 38.05.075 - 38.05.085,
13 38.05.097, 38.05.810, and 38.05.820."
- 14 Renumber the following bill sections accordingly.
- 15 Page 20, line 15:
16 Delete "sec. 47"
17 Insert "sec. 48"
- 18 Page 20, line 20:
19 Delete "secs. 33 and 34"
20 Insert "secs. 34 and 35"
- 21 Page 20, line 21:

1 Delete "secs. 33 and 34"

2 Insert "secs. 34 and 35"

3 Page 20, line 25:

4 Delete "sec. 45"

5 Insert "sec. 46"

6 Page 20, line 26:

7 Delete "Section 45"

8 Insert "Section 46"

NO OBJ 4/28/97
#3

A M E N D M E N T

OFFERED IN THE HOUSE

TO: HB 109

1 Page 20, following line 5:

2 Insert a new bill section to read:

3 ** Sec. 43. (a) Notwithstanding the decision of the Alaska Supreme Court in Kachemak
4 Bay Watch v. Noah, _____ P.2d _____ (Sup. Ct. No. S-7326; April 11, 1997), the
5 Department of Natural Resources shall issue a lease under AS 38.05.083, as amended by sec.
6 24 of this Act, to a person who, on April 10, 1997, held a lease issued under AS 38.05.083
7 as it read on the day before the effective date of this Act. Notwithstanding AS 38.05.083,
8 as amended by sec. 24 of this Act, the terms and conditions of a lease issued under this
9 subsection shall be substantially similar to the terms of the lease as it read on the day before
10 the effective date of this Act. Notice under AS 38.05.945 and a best interest determination
11 under AS 38.05.035 are not required for the issuance of a lease under this subsection.

12 (b) Notwithstanding the repeal of AS 38.05.856 by sec. 41 of this Act and the
13 decision of the Alaska Supreme Court in Kachemak Bay Watch v. Noah, _____ P.2d _____
14 (Sup. Ct. No. S-7326; April 11, 1997), the Department of Natural Resources shall allow a
15 person who, on April 10, 1997, held a permit issued under former AS 38.05.856 that had not
16 been revoked or for which renewal had not been denied to continue to operate under the
17 terms and conditions of the permit as it read on the day before the effective date of this Act
18 if the person applies within 90 days of the effective date of this Act for a lease under
19 AS 38.05.083, as amended by sec. 24 of this Act. The department shall provide a preference
20 right to a person applying for a lease under this subsection who has developed an aquatic
21 farm site under former AS 38.05.855 by October 1, 1998. The right of a person to continue
22 to operate under the terms and conditions of a previous permit continues until the earlier of
23 the date the person's lease application is denied by the department, the date the person is
24 issued a lease by the department, or July 1, 1999. The right of a person to continue to
25 operate under the terms and conditions of a previous permit as allowed by this subsection is

1 proper notwithstanding a failure of the department to properly identify districts under former
2 AS 38.05.855 before the issuance of the permit."

3 Renumber the following bill sections accordingly.

4 Page 20, line 15:

5 Delete "sec. 47"

6 Insert "sec. 48"

7 Page 20, line 25:

8 Delete "sec. 45"

9 Insert "sec. 46"

10 Page 20, line 26:

11 Delete "Section 45"

12 Insert "Section 46"

Alaska State Legislature

REPRESENTATIVE
GENE THERRIALT
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(907) 488-0857
FAX (907) 488-4271



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House Of Representatives

House District 33

House Bill 109

"An Act relating to the management and disposal of state land and resources; relating to certain remote parcel and homestead entry land purchase contracts and patents; and providing and effective date."

SPONSOR: Rep. Gene Therriault

SPONSOR STATEMENT:

House Bill 109 is a housekeeping measure intended primarily to clarify certain Title 38 statutes governing the Department of Natural Resources' management of state land and resources. This bill is intended to bring greater efficiency to the management of state lands by simplifying programs and reducing costs to DNR.

Some highlights of HB 109 include:

- rewrite of the "remote cabin permit program" to a program that would allow for either the sale or lease of land for a remote cabin site. The permit program was never implemented because of the associated administrative costs with only a minimal return to the state.
- Clarifies that the sale of state land does not obligate the state to provide additional services.
- Simplifies the methods to receive a homestead parcel title by requiring that within five years, a parcel must be lived on for 25 months or purchased at fair market value.

Although HB 109 is not intended to be a complete rewrite of Title 38, I believe it is a positive step in the effort to streamline state government.

Sectional Analysis of HB 109

Sec

- 1 adds new subsection, lifts six year statute of limitations for the state to bring action to confirm the state's interests in real property or protect public resources (AS 09.10.120)
- 2 clarifies that the department's consideration of timber, firewood, and water supplies before offering land for disposal does not imply that any person has exclusive use of those resources or constitute a limitation on future state disposals. (AS 38.04.010(b))
- 3-4 removes the requirement of a "land disposal bank." Under laws passed in the last decade, regional land use plans are used to identify land that will be offered for private ownership. More than 2,000,000 acres have been classified through this process, making the land bank obsolete. Subsections c, f, j, and k relating to the land disposal bank are repealed in Sec.41. (AS 38.04.020(a)-(b))
- 5 rewrites subsection: the report available to the legislature will contain information on the current inventory of state land available for disposal, tailored to the way the inventory is catalogued. Land is classified as suitable for settlement purposes including homestead, commercial, and industrial disposals; agricultural disposal; and grazing leases. (AS 38.04.020(d))
- 6 puts the state land disposal program on the same footing as other natural resource sale programs, submitting a budget request each year would not be mandatory. But each budget proposal would be complete. It would request the full funding needed to get the land disposal projects ready for sale, including any access roads or other capital improvements that might be required. (AS 38.04.020(e))
- 7 makes technical corrections, dropping an out-of-order classification reference (land must already be planned and classified for disposal before it is surveyed and platted), an erroneous reference to a homestead "lease" is removed, and a reference to homestead staking is removed to conform with repeals in sec 41. (AS 38.04.020(g))
- 8 clarifies the five-acre limit on subdivision lots applies to land sold for residential and recreational uses, not agricultural parcels, commercial parcels, etc. This clarification is needed because under current law, any division of a tract for purposes of sale constitutes a subdivision. The amendment would also allow larger lots if it would increase the return to the state. (AS 38.04.020(h))
- 9 updates a list of state land disposal programs by adding the homestead law and the remote recreational cabin site lease/sale program enacted by Sec. 27 of the bill. (AS 38.04.020(i))
- 10 clarifies that the commissioner's disposal funding request must go to the governor not to the legislature. (AS 38.04.021(a))
- 11 deletes a cross-reference to an annual land demand study, repealed by this bill. (AS 38.04.021(b))
- 12 allows the Department of Natural Resources to create new land disposal programs by regulation, provided they are competitive and produce at least fair market value for the land. (AS 38.04.030)
- 13 clarifies that sales of public land to private individuals shall be at fair market value unless specifically exempted, sale programs are preferred although lease programs may be used under certain circumstances, and removes a reference to remote cabin permits (repealed by this bill), . (AS 38.04.035)
- 14 deletes language exempting random-staked homesteads and remote parcels from cadastral survey requirements. The remote parcel program was repealed in 1983, effective 1984, and the homestead program was changed in 1988 to preclude random staking. (Remote recreational cabin site leases, as enacted by Sec. 27 of the bill, would be exempt from this statute because they are short-term leases. The statute would not apply until the remote recreational cabin site was ready to sell.) (AS 38.04.045(b))
- 15 allows discretion on where to hold land auctions and lotteries. (AS 38.05.050)

- 16 deletes the personal-appearance requirement for land auctions, allowing bidders to be represented by an agent. (AS 38.05.055)
(personal appearance requirement found unconstitutional)
- 17 along with repealer, deletes the requirement that purchasers appear in person at land lotteries and pay the down payment on the spot. Instead, they would have 30 days to make the payment. It also drops language about consulting with the local assessor to determine land values, which is unnecessary because AS 38.05.840 requires a formal appraisal before the land can be offered for sale. (AS 38.05.057(a), plus repeal of (g))
- 18- repeals the current system for sale contract interest rates that relies on the old Federal Land Bank's
19 "prevailing" rate. (The Federal Land Bank's successor now uses many different rate systems with multiple variables, rather than a single prevailing rate.) It would also change the point at which the rate is determined, solving the problem of the rate changing after the contract is mailed out for signature but before both parties have signed. (State land sale contracts are not signed in a face-to-face closing ceremony.) Sec. 18 would also let contracts for auction parcels be issued for less than 20 years, as already allowed for lottery parcels. (AS 38.05.065(a)-(b).)
- 20 replaces the old Federal Land Bank interest rate with a new system for state land sale contracts. Interest would be based on the prime rate, the widely quoted market rate used for a bank's most credit-worthy corporate loan customers. A four percent add-on would adjust for the unique circumstances of state land sale contracts, which do not involve any credit check. The total would be capped at 9.5% for agricultural use contracts and 13.5% for other contracts. The rate would be computed monthly and would apply to all contracts prepared that month. (AS 38.05.065(i))
- 21 corrects a 1984 error, restoring the original intent of the veterans' preference auction law. It clarifies that although that law does not apply to the lottery, homesite, or homestead programs, a veterans' preference auction must be held before restricted residential lots can be sold at auction to the general public. A combination of amendments in 1984 had made veterans' preference sales inapplicable to all subdivision sales. (AS 38.05.067(d))
- 22 updates the agricultural preference right law (see Sec. 21) by defining the term "adjacent," instead of "approximate vicinity." The latter was removed from the body of the law in 1984. (AS 38.05.069(e)(2))
- 23 updates programs exempt from the general standard that state land leases must be offered at auction. It removes a reference to remote cabin permits (repealed by this bill), and substitutes a reference to remote cabin site recreational leases (enacted by Sec. 27 of this bill) (38.05.075(a))
- 24 rewrites the aquatic farm site law to let standard state leasing laws be used. Sites could be offered directly at auction or by negotiated lease, rather than first being developed under a three-year permit process. As with other types of land disposals and leases, public hearings on the leasing decision would be held as needed, but would not be mandatory. (AS 38.05.083, plus repealers of AS 38.05.855, AS 38.05.856, AS 38.05.946(b))
- 25 modernizes requirements to restore surface lease sites after lease termination, protecting the state against liability and high cleanup costs. Because other provisions of AS 38 apply this leasing statute to terminated homesites, homesteads, remote cabin sites, etc., special measures of the existing AS 38.05.090 would be retained to compensate individuals for authorized private residential improvements that are not removed from the site and are worth more than \$10,000 net value. (AS 38.05.090)
- 26 conforming amendment needed due to repeal of 38.05.040 bonding requirement for the director of the statutory Alaska Division of Lands) would be repealed by Sec. of this bill. (AS 38.05.131(a))
- 27 creates a remote recreational cabin site lease/sale program for land disposals in remote, lightly populated areas. At any time during a total term of ten years, the lessee could purchase the site after getting it appraised and surveyed, just as in the former "open-to-entry" and "remote parcel" programs (repealed in 1979 and 1993 respectively). (AS 38.05.600)

- 28 allows "other public" facilities, beyond cemetery or solid waste facility that may be disposed of to a tax-exempt, non-profit corporation, or other organization to operate for a public purpose and allows the department to convey "common areas" in state subdivisions to the subdivision's homeowners' association for retention and management. Many state subdivisions were platted with certain lots reserved from disposal to provide open space and recreation for subdivision residents. The intention was eventually to transfer these reserved lots to local government. But where there is no local government or it does not want to assume management responsibility, conveyance to the homeowners' association is a logical substitute. The department would be required to ensure that the conveyance serves a public purpose. (AS 38.05.810(a))
- 29 clarifies that the division may allow livestock grazing, commercial berry picking or mushroom harvesting, and similar minimal-value consumptive uses by issuing permits, an authority the Department of Law recently questioned. (AS 38.05.850(a))
- 30-31 deletes references in the public notice law to special aquatic farm site permit procedures repealed by Sec. of the bill: mandatory public hearings and preliminary findings before issuing permits. (AS 38.05.945(a)(5)-(6), d)
- 32 raises the application fee for homesites from the current \$10 to a maximum of \$25, the same as for lottery parcels. (AS 38.08.030(b))
- 33 adds a cross-reference to the lottery process used to select the winner of a homesite entry permit (see Sec.). It would also require a token annual rental of \$100 until the permit holder "proves up" or purchases the lot. Because a homesite entry permit is a contract, the rental requirement would not apply to existing entry permits. (AS 38.08.040(a))
- 34 adds a new subsection directing that homesite entry permits be offered at lottery. Using the lottery procedures of AS 38.05.057 was formerly a statutory requirement, but a 1984 amendment left the connection unclear. The department would be required to adopt regulations as consistent as possible with AS 38.05.057. (AS 38.08.040(f))
- 35 deletes the authority to make applicants appear in person at a homestead lottery. (AS 38.09.010(g))
- 36 Raises the fee to receive a non-agricultural homestead entry permit to \$20 per acre. This is a one-time rental fee, lasting for the entry permit's five-year term. The rental fee for agricultural homesteads would remain at the current \$5 per acre. In addition, combined with repealers in the bill, it would eliminate staking and legal-description requirements that became obsolete in 1988. In that year, the homestead law was changed to require the department to do a cadastral survey before offering the parcels, instead of making the homesteader survey it five years later. (AS 38.09.030(a), plus repealers of AS 38.09.010(e), 38.09.020, 38.09.040(a)(2), 38.09.040(a)(4), AS 38.09.060, AS 38.09.070, and 38.09.900(1))
- 37 along with repealers, reduces and simplifies the ways to receive title to a homestead parcel. (Currently there are three methods. A homesteader may obtain the land for free by living on it and building a house, plus meeting clearing requirements applicable to agricultural homesteads only. Or he can buy the parcel at almost-current fair market value without building a house and living on it, if he applies within two years. Or he can buy the parcel at current fair market value without living on the parcel, if he builds a house and applies to purchase within five years.) Repealers eliminate the house-building requirement and the distinction between two-year and five-year purchase. Within five years the homesteader either "proves up" by living on the parcel for 25 months, or purchases the parcel at fair market value. (As with all state land sales, the purchaser may pay cash for the homestead, or enter into an installment contract under AS 38.05.065.) With either method, the homesteader must reimburse the state for survey and platting costs, and must meet agricultural clearing requirements if the land is classified agricultural.
- 38 a conforming amendment eliminating a reference to a permanent dwelling. (AS 38.09.050(a)-(b), plus repealers of AS 38.09.040(a)(3), 38.09.090, 38.09.900(3), and 38.09.900(4))

- 39 New section along with repealers in Sec. 41 of the bill, affects both the remote parcel program and the homestead program. (The remote parcel law was repealed in 1983, effective in 1984, but the program will be alive until at least the year 2016. The last parcels were staked in 1984, and the last leases issued in 1985-1986. The lessees will have until 1996 or later to survey their parcels, and can then enter into 20-year purchase contracts.) This section would prohibit the department from imposing the conditions of the former AS 38.05.078(d) in new remote parcel purchase contracts. These conditions restricted the sale or subdivision of remote parcel land after it was conveyed into private ownership. It would also allow the department to amend existing remote parcel or homestead purchase contracts or patents to remove these restrictions if the holder consents and reimburses the state for the difference in value. (Each parcel's purchase price was cut by 50% to account for the resale restrictions.) (AS 38.09.105, plus repealers of AS 38.09.050(d)-(e))
- 40 the homesite disclaimer language is made applicable to all state land disposals: unless specifically provided, the state is not obligated to provide services to the grantee of a state land disposal. Also clarifies that the state is free to dispose of other land or resources in the future, without restrictions as to type, parcel density, etc. (38.95)
- 41 Repealers affecting the land disposal bank (AS 38.04.020) and down payments at land lotteries (AS 38.05.057(g))
- Repealing AS 38.05.057(j) eliminates special lottery procedures for an agricultural project statute that was repealed in 1979.
- Repealing AS 38.05.040 would eliminate the requirement for a \$150,000 bond for the director of the statutory Division of Lands, which was subsequently reorganized and subdivided into several different divisions.
- Repealing AS 38.05.079 eliminates the remote cabin permit program, which provided for 25-year leases for cabin sites.
- Repealing AS 38.05.855, AS 38.05.856, and AS 38.05.946(b) eliminates requirements associated with aquatic farm site permits
- AS 38.08.090 is made unnecessary by Sec. 40 which broadens its language and expands it to other land disposals.
- Repealing 38.09.010(e), 38.09.020, 38.09.040(a)(2), 38.09.040(a)(4), AS 38.09.060, AS 38.09.070, and 38.09.900(1) eliminates requirements related to staking, flagging, brushing, and filing a legal description on a homestead; see Sec. 36. Repealing AS 38.09.040(a)(3), 38.09.090, 38.09.900(3), and 38.09.900(4) eliminates homestead dwelling requirements and the distinction between two- and five-year purchase;
- Repealing AS 38.09.050(d) and (e) would remove restrictions on selling or subdividing land after it has been conveyed to a homesteader
- 42 would authorize railroad, highway, and utility line rights-of-way within Chugach State Park necessitated by a Seward Highway relocation project at Bird Point (between Anchorage and Girdwood)
- 43 adds a savings clause protecting homesite entry permits (and subsequent patents) granted by lottery after July 6, 1984. Which was the effective date of an amendment that dropped a reference to the lottery statute, leaving no statutory guidance on how to issue homesite entry permits.
- 44 specifies that the interest rate changes made by Secs. 18-20 of the bill apply to all contracts sent out to be signed after the bill's effective date.
- 45 allows the department to adopt regulations in advance of the bill's effective date, but may not take effect until July 1, 1997. Includes a savings clause for the existing homesite disposal regulations until they can be changed.
- 46 retroactive clause for sec 1

47- are effective dates
48

HB

1 1 2

HFIN

FILE

HOUSE COMMITTEE REPORT

(11)

Date Referred to Committee: February 26, 1997

FURTHER REFERRALS:

Date of Committee Action: 3/10/97

The FINANCE Committee considered:

HB 112

HOUSE BILL NO. 112

AMEND DEFINITION OF "POLITICAL PARTY"

"An Act amending the definition of 'political party' except as the definition of the term applies to the regulation of contributions and expenditures in state and municipal election campaigns, an amendment that also has the effect of changing the definition of 'political organization' as applied to the regulation of games of chance and contests of skill."

recommends it be replaced with the following committee substitute CSHB112 (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) Gov, 2/24/97

zero fiscal note(s) _____ zero fiscal note(s) DOR, 2/26/97

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Gene Therriault</i>	Therriault	X			
<i>Terry Martin</i>	Martin	X			
<i>Vick Kohring</i>	Kohring	X			
<i>Cal & Davies</i>	J. DAVIS				X
<i>Ben Edmund</i>	Gruessendorf				X
<i>Charles E. Moses</i>	Moses				X
<i>John A. Davis</i>	A. Davis			X	
<i>Kelly Foster</i>	Kelly Foster	X			
<i>[Signature]</i>		X			

CHAIR'S SIGNATURE *Gene Therriault*

Revision Date: _____ Dept. Affected: Revenue
 Title: AMEND DEFINITION OF "POLITICAL PARTY" BRU: Revenue Operations
 Component: Charitable Gaming Division
 Sponsor: Rep. Vezzy
 Requestor: H (STA) COMPONENT SERIAL NO. 1883

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
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 ()						
------------------------	--	--	--	--	--	--

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 (FY97) cost \$ 0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

This bill will change the definition of "political organization." However, this change will not have a fiscal impact on Charitable Gaming Division.

Prepared by: Dennis R. Poshard, Director *DRP* Phone: 465-2279
 Division: Charitable Gaming Division Date: 2-21-97
 Approved by Commissioner: Wilson L. Condon *Wilson L. Condon* Date: _____
 Agency: Revenue

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COMMITTEE COPY

FISCAL NOTE

P. 2
 b. Version: RB 112
 (H) Publish Date: 2/26/97

**STATE OF ALASKA
1997 LEGISLATIVE SESSION**

Revision Date	Dept. Affected	Office of the Governor
Title	BRU	Elective Operations
	Component	Elections
Sponsor	Representative Vezey	
Requester	House State Affairs	Component Serial No. #21

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Personal Services						
Travel						
Contractual	59.6	10.0	10.0	10.0		
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	59.6	10.0	10.0	10.0	0.0	0.0
CAPITAL EXPENDITURES						
CHANGE IN REVENUES []						

FUND SOURCE (Thousands of Dollars)

FUND SOURCE	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
1002 Federal Receipts						
1003 GF Match						
1004 GF	59.6	10.0	10.0	10.0		
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other						
TOTAL	59.6	10.0	10.0	10.0	0.0	0.0

Estimate of any current year (FY97) cost: none

POSITIONS

Full-time	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Part-time						
Temporary						

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

There are approximately 230,000 voters who have not aligned themselves with a political party, registering as Non-partisan, Undeclared, or Other (N,U,O voters). The passage of this legislation would require that the division of elections start tracking and reporting all political party selections.

This change will require substantial reprogramming of the VREMS election registration system. The cost of reprogramming and increased mainframe time are estimated at \$38.0. Assuming that roughly 10% of the current N,U,O voters, would change their registration to indicate a party affiliation results in the printing and mailing of 23,000 voter id cards at a cost of \$10.1. New voter registration cards and training materials will be designed and printed at an estimated cost of \$11.5.

The costs estimated in this fiscal note assume that the division of elections would not be responsible for notifying N,U, and O voters of the change in law. If the division was expected to notify voters of the change, the fiscal note would increase dramatically.

Prepared by <u>Dana LaTour</u>	Phone <u>465-5347</u>
Division <u>Division of Elections</u>	Date <u>2/24/97</u>
Approved by Co. <u>Lt. Governor Fran Ulmer</u>	Date <u>2/24/97</u>
Office of the Lieutenant Governor	

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Alaska State Legislature

House of Representatives

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Room 13
(907)-465-3719



Official Business

Representative Al Vezey

State Capitol
Juneau, AK. 99801-1182

HB 112 SPONSOR STATEMENT

HB 112 would expand the definition of a political party. It would allow a political party to choose its method of qualification: (1) receive three percent of the vote in the preceding gubernatorial election; or (2) have at least 10,000 eligible voters in the state registered to their party. A political party with 10,000 registered voters would not have to run a candidate for governor every four years to retain status as a political party.

To be recognized as a political party under current Alaskan law, a political party must nominate a candidate for governor every four years. The candidate must receive at least three percent of the total votes cast for governor in the general election. Political parties should not have to enter Alaska's gubernatorial race just to qualify as a political party.

In the 1990 gubernatorial election, the governor was elected by 38.8% percent of the voters. In the 1994 gubernatorial election, the governor was elected by 41.1% percent of the voters. HB 112 would result in a Alaska's governors being elected by a larger plurality and hopefully a majority of Alaskan voters.

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

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

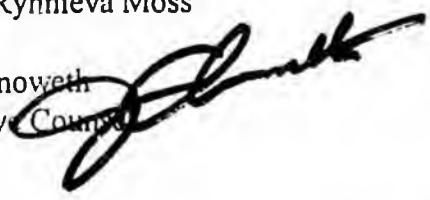
130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

MEMORANDUM

January 29, 1997

SUBJECT: Amending the definition of "political party" (Work Order No. 20-LS0455\A)

TO: Representative Al Veze;
ATTN: Rynniva Moss

FROM: Jack Chenoweth
Legislative Council 

Bill section 2 amends the definition of "political party," AS 15.60.010(2), as it is used in the state Election Code in line with your suggested wording.

Because the definition of "political organization" in AS 05.15, covering regulation of gaming, cross-references the definition of "political party" in AS 15.60.010, I had to make a decision as to whether the substantive change made in bill section 2 should affect the definition of political party under gaming regulation. I opted not to have the change affect the gaming regulation provision. Bill section 1, then, simply "unties" the definition of "political party" from its cross-reference to AS 15.60.010 and substitutes the text of the **current** definition of "political party." In other words, though a change is made to AS 05.15.690, it is not intended to have substantive effect. If I did not do this and simply omitted the change being made by bill section 1, redefining "political party" in AS 15.60.010 would necessarily carry over into the gaming regulation provision, and I would have to note the effect of the change in the bill title.

The bill title provided notes an exception. For purposes of campaign financing regulation under AS 15.13 (AS 15.13 is part of the Alaska Election Code), there is a separate definition of "political party" intended to apply only for purposes of treatment of parties under the contribution and expenditure regulation provisions of AS 15.13. The change in definition made in bill section 1 does not affect that definition.

If this bill becomes law, there will be three definitions of "political party" operating in the Alaska Statutes:

-- AS 15.13.400(10)(A) will apply to regulation of campaign financing;

Representative Al Vez.
January 29, 1997
Page 2

-- AS 15.60.010(20) as amended by bill section 2 of this measure will apply to provisions of the Alaska Election Code apart from election campaign financing; and

-- AS 05.15.690(34) as amended by bill section 1 of this measure will continue in place the **current** definition of "political party" as applicable to gaming regulation.

*

If any of this prompts questions, or if you want this redrafted to eliminate the inconsistent definitions, please contact me.

JBC:glc
97-024.glc

Withdraw

0-LS0455\E.5
Chenoweth
3/10/97

AMENDMENT

3

Davis

OFFERED IN THE HOUSE

TO: HB 112

1
2
3
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5
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15

Page 1, lines 8 - 12:

Delete all material and insert:

"(20) "political party" means an organized group of voters that
represent a political program and that, ~~based upon~~ based upon political party affiliation
determined with reference to the master register prepared under AS 15.07.127,
has registered members of the organized group equal in number to at least ~~one~~³
percent of the total vote at the preceding general election; provided, however,
that, once qualified, a political party retains its status as a political party until
it fails to have registered members equal in number to at least ~~one~~³ percent of the
total votes in each of two successive general elections held in or after 1996 based
on a comparison of the political party's registration determined with reference
to the master register prepared under AS 15.07.127 for the general election to the
total vote at that general election [NOMINATED A CANDIDATE FOR
GOVERNOR WHO RECEIVED AT LEAST THREE PERCENT OF THE TOTAL
VOTES CAST AT THE PRECEDING GENERAL ELECTION FOR GOVERNOR];"

Amendment to HB112 2 By Hanley
Adopted

page 1 line 11:

After has, delete "at least 10,000"

After state, insert "in numbers at least
equal to 3% of the total votes cast for
governor at the preceding general election."

(in governor's race)

conceptual amendment

Failed
3-6

0-LS0455E.1
Chenoweth
3/7/97

AMENDMENT 1

DANIED

OFFERED IN THE HOUSE

TO: HB 112

1 Page 1, line 9:

2 Delete "either"

3 Page 1, line 9, following "candidate for":

4 Insert "president of the United States, United States senator, United States
5 representative, or"

6 Page 1, lines 10 - 12:

7 Delete "for governor at the preceding general election or has at least 10,000
8 registered voters in the state [FOR"

9 Insert "at either of the two preceding general elections [ELECTION FOR"

Green Party of Alaska

P.O. Box 1 • Anchorage, AK 99524-0001 • home & fax (907) 278-7486 • email: greenmlc@alaska.net

TO: Representative Gen. Therriault
FR: Jim Sykes

Please examine the following amendments that should be appropriate for HB 112 on parties retaining ballot status. I have asked Representatives Mark Hanley, Terry Martin and Ben Grussendorf to consider the enclosed amendments, which we believe would be fair and good public policy. If you can introduce and/or support these amendments, it would be greatly appreciated. Please call if you have any questions or suggestions. Thanks much. Jim.

Review of HB112 in its present form:

***The requirement of 10,000 voters is an arbitrary number that is four to five times higher than the requirement to nominate someone by nominating petition. The courts are supporting more lenient requirements for ballot access, not more restrictive.

***1% is a defensible number, (currently ranging between 2,000 and 2,600), whereas 10,000 or approximately 4% to 5% would be seen as further restricting ballot access. 1% of the number of voters who voted in the last general election is the current number required for a statewide candidate nominating petition. It is not logical to require a party to have more than the same number required by a nominating petition. Several western states have requirements that range from 1/20th of 1% to 2/3 of 1% of the registered voters to maintain status. Colorado has pending legislation requiring only 1,000 voters registered to a party, (about 1/6 of 1%).

The following changes would provide meaningful and fair options to demonstrate a "modicum of support" for the recognition of political parties in Alaska. Most people recognize that statewide political activity realistically occurs in more places than just the Governor's race.

AS 15.60.010 (20): "political party" means an organized group of voters that represents a political program and that:

*** (A) WITHIN THE LAST FOUR YEARS NOMINATED A CANDIDATE FOR GOVERNOR OR U.S. SENATE, OR U.S. HOUSE OF REPRESENTATIVES, OR U.S. PRESIDENT WHO RECEIVED AT LEAST THREE PERCENT OF THE TOTAL VOTES CAST; OR

*** (B) WITHIN THE LAST FOUR YEARS NOMINATED AT LEAST THREE STATE LEGISLATIVE CANDIDATES EACH OF WHOM RECEIVED AT LEAST THREE PERCENT OF THE TOTAL VOTES CAST WITHIN THEIR RESPECTIVE GENERAL ELECTION CONTESTS; OR

*** (C) AT LEAST ONE PERCENT OF THE NUMBER OF VOTERS WHO VOTED IN A GENERAL ELECTION DURING THE PRECEDING FOUR YEARS HAVE CHOSEN TO BELONG TO, ACCORDING TO THE RECORDS OF THE ALASKA DIVISION OF ELECTIONS.

(Option C is the same number of people required to nominate a statewide candidate by nominating petition. HB112 requires 4 to 5 times that much).

HB

112

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 4/9/97

FURTHER:

REPORTED OUT OF
APR 18 1997

DATE TURNED
IN TO OFFICE:

4-18-97

Finance Committee considered

CS FOR HOUSE BILL NO. 112(FIN)

AMEND DEFINITION OF "POLITICAL PARTY"

and recommends:

be replaced with _____ CS _____ (_____)

adopt previous _____ CS _____ (_____)

attached amendment(s)

adopt Letter of Intent by _____ Committee

further referral to the _____ Committee

Senate Bill:

same title

new title

House Bill:

same title

technical change

new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Paul E. Reed</i>	<input checked="" type="checkbox"/>	<i>Al Adams</i>		<input checked="" type="checkbox"/>	<i>Bad, 17 d</i>
<i>David R. Howell</i>	<input checked="" type="checkbox"/>				<i>0 d</i>
<i>John Ferguson</i>	<input checked="" type="checkbox"/>				
<i>David Worley</i>	<input checked="" type="checkbox"/>				
Co-Chair: <i>Reed</i>	<input checked="" type="checkbox"/>	Co-Chair:			
Co-Chair: <i>David Worley</i>	<input checked="" type="checkbox"/>	Co-Chair:			

NEW FISCAL NOTE(S):

Department Date Zero Fiscal

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTE(S):*

Department Date Zero Fiscal

Department	Date	Zero	Fiscal
1 Revenue	2/21	<input checked="" type="checkbox"/>	
2 Elections	2/24		59.6

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

CSHB 112(FIN)

"An Act amending the definition of `political party' except as the definition of the term applies to the regulation of contributions and expenditures in state and municipal election campaigns, an amendment that also has the effect of changing the definition of `political organization' as applied to the regulation of games of chance and contests of skill."

Sponsor(s): REPRESENTATIVE(S) VEZEY, James

Current Status: (S) FIN

Status Date: 4/09/97

Jrn-Date	Jrn-Pg		Action
2/03/97	219	(H)	READ THE FIRST TIME - REFERRAL(S)
2/03/97	220	(H)	STATE AFFAIRS
2/25/97		(H)	STA AT 8:00 AM CAPITOL 102
2/25/97		(H)	MINUTE(STA)
2/26/97	430	(H)	STA RPT 3DP 1NR
2/26/97	481	(H)	DP: JAMES, HODGINS, DYSON
2/26/97	481	(H)	NR: IVAN
2/26/97	481	(H)	FISCAL NOTE (GOV)
2/26/97	481	(H)	ZERO FISCAL NOTE (REV)
2/26/97	493	(H)	FIN REFERRAL ADDED
3/10/97		(H)	FIN AT 1:30 PM HOUSE FINANCE 519
3/10/97		(H)	MINUTE(FIN)
3/12/97	630	(H)	FIN RPT CS(FIN) 5DP 1NR 3AM
3/12/97	631	(H)	DP: THERRIault, MARTIN, KOHRING, KELLY
3/12/97	631	(H)	FOSTER
3/12/97	631	(H)	NR: DAVIS
3/12/97	631	(H)	AM: DAVIES, GRUSSENDORF, MOSES
3/12/97	631	(H)	FISCAL NOTE (GOV) 2/26/97
3/12/97	631	(H)	ZERO FISCAL NOTE (REV) 2/26/97
3/24/97	806	(H)	RULES TO CALENDAR 3/24/97
3/24/97	806	(H)	READ THE SECOND TIME
3/24/97	806	(H)	FIN CS ADOPTED UNAN CONSENT
3/24/97	807	(H)	AM NO 1 FAILED Y10 N26 E4
3/24/97	807	(H)	AM NO 2 FAILED Y10 N26 E4
3/24/97	809	(H)	AM NO 3 FAILED Y11 N25 E4
3/24/97	810	(H)	AM NO 4 FAILED Y10 N25 E4 A1
3/24/97	811	(H)	ADVANCE TO 3RD RDG FAILED Y25 N10 E4 A1
3/24/97	812	(H)	ADVANCED TO THIRD READING 3/25 CALENDAR
3/25/97	830	(H)	READ THE THIRD TIME CSHB 112(FIN)
3/25/97	830	(H)	PASSED Y21 N12 E5 A2

3/25/97	830	(H)	ELTON NOTICE OF RECONSIDERATION
3/25/97	841	(H)	COSponsor(s): JAMES
3/26/97	863	(H)	TRANSMITTED TO (S)
3/27/97	890	(S)	READ THE FIRST TIME - REFERRAL(S)
3/27/97	890	(S)	STATE AFFAIRS, FINANCE
4/08/97		(S)	STA AT 3:30 PM BELTZ ROOM 211
4/09/97	1052	(S)	STA RPT 3DP 1NR
4/09/97	1052	(S)	DP: GREEN, MILLER, WARD; NR: DUNCAN
4/09/97	1052	(S)	(H) FN (GOV)
4/09/97	1052	(S)	(H) ZERO FN (REV)
4/09/97	1052	(S)	REFERRED TO FINANCE
4/18/97		(S)	FIN AT 9:00 AM SENATE FINANCE 532

Alaska State Legislature

House of Representatives

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Fairbanks, AK 99701
(907)-456-5081
Fax# (907)-456-8245

Session Address:
Room 13
(907)-465-3719



Official Business

State Capitol
Juneau, AK. 99801-1182

Representative Al Vezey

HB 112 SPONSOR STATEMENT

HB 112 would expand the definition of a political party. It would allow a political party to choose its method of qualification: (1) receive three percent of the vote in the preceding gubernatorial election; or (2) have at least 10,000 eligible voters in the state registered to their party. A political party with 10,000 registered voters would not have to run a candidate for governor every four years to retain status as a political party.

To be recognized as a political party under current Alaskan law, a political party must nominate a candidate for governor every four years. The candidate must receive at least three percent of the total votes cast for governor in the general election. Political parties should not have to enter Alaska's gubernatorial race just to qualify as a political party.

In the 1990 gubernatorial election, the governor was elected by 38.8% percent of the voters. In the 1994 gubernatorial election, the governor was elected by 41.1% percent of the voters. HB 112 would result in Alaska's governors being elected by a larger plurality and hopefully a majority of Alaskan voters.

HOUSE COMMITTEE REPORT

(14)

Date Referred to Committee: February 26, 1997

FURTHER REFERRALS:

Date of Committee Action: 3/10/97

The FINANCE Committee considered:

HB 112

HOUSE BILL NO. 112

AMEND DEFINITION OF "POLITICAL PARTY"

"An Act amending the definition of 'political party' except as the definition of the term applies to the regulation of contributions and expenditures in state and municipal election campaigns, an amendment that also has the effect of changing the definition of 'political organization' as applied to the regulation of games of chance and contests of skill."

recommends it be replaced
with the following committee substitute

CSHB112 (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) Gov, 2/24/97

zero fiscal note(s) _____

zero fiscal note(s) DOR, 2/26/97

SIGNING WITH RECOMMENDATIONS		DP	DNP	NR	AM
<i>Gene Therriault</i>	Therriault	X			
<i>Terry Martin</i>	Martin	X			
<i>Vicki Kohring</i>	Kohring	X			
<i>Cal & Davis J. Davis</i>	J. Davis				X
<i>Ben Gussendorf</i>	Gussendorf				X
<i>Charles Moscs</i>	Moscs				X
<i>Gene Davis</i>	G. Davis			X	
<i>Kelly</i>	Kelly	X			
<i>Foster</i>	Foster	X			

CHAIR'S SIGNATURE

Gene Therriault

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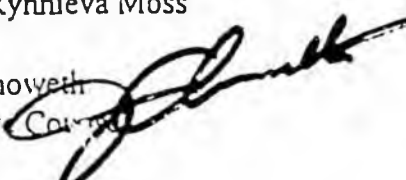
130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

MEMORANDUM

January 29, 1997

SUBJECT: Amending the definition of "political party" (Work Order No. 20-LS0455\A)

TO: Representative Al Vezey
ATTN: Rynniva Moss

FROM: Jack Chenoweth
Legislative Council 

Bill section 2 amends the definition of "political party," AS 15.60.010(2), as it is used in the state Election Code in line with your suggested wording.

Because the definition of "political organization" in AS 05.15, covering regulation of gaming, cross-references the definition of "political party" in AS 15.60.010, I had to make a decision as to whether the substantive change made in bill section 2 should affect the definition of political party under gaming regulation. I opted not to have the change affect the gaming regulation provision. Bill section 1, then, simply "unties" the definition of "political party" from its cross-reference to AS 15.60.010 and substitutes the text of the current definition of "political party." In other words, though a change is made to AS 05.15.690, it is not intended to have substantive effect. If I did not do this and simply omitted the change being made by bill section 1, redefining "political party" in AS 15.60.010 would necessarily carry over into the gaming regulation provision, and I would have to note the effect of the change in the bill title.

The bill title provided notes an exception. For purposes of campaign financing regulation under AS 15.13 (AS 15.13 is part of the Alaska Election Code), there is a separate definition of "political party" intended to apply only for purposes of treatment of parties under the contribution and expenditure regulation provisions of AS 15.13. The change in definition made in bill section 1 does not affect that definition.

If this bill becomes law, there will be three definitions of "political party" operating in the Alaska Statutes:

-- AS 15.13.400(10)(A) will apply to regulation of campaign financing;

Representative Al Vecz.
January 29, 1997
Page 2

-- AS 15.60.010(20) as amended by bill section 2 of this measure will apply to provisions of the Alaska Election Code apart from election campaign financing; and

-- AS 05.15.690(34) as amended by bill section 1 of this measure will continue in place the current definition of "political party" as applicable to gaming regulation.

If any of this prompts questions, or if you want this redrafted to eliminate the inconsistent definitions, please contact me.

JBC:glc
97-024.glc

ALASKA STATE LEGISLATURE

News From The House Majority

web site: <http://www.akrepublicans.org>

State Capitol
Juneau, AK 99801
Actuality line: 1-800-478-6540

Ken Freeman
Press Secretary
(907) 465-3804

For Immediate Release: March 11, 1997

Contact: Rep. Al Vezey (907) 465-3719

HB 112 TO GO TO HOUSE VOTE

JUNEAU - Monday the House Finance Committee passed out of committee HB 112, a bill introduced by Rep. Al Vezey (R-North Pole) which would expand the definition of a political party.

The legislation makes it easier for a political party to qualify as a political party under Alaska Statutes.

Currently, in order to qualify as a political party, a party must run a candidate in the gubernatorial election and that candidate must receive 3 percent of the total votes cast for governor. If a party does not run a candidate for governor, it loses its legal status as a party.

HB 112 would add an additional means of qualifying as a political party. If a party has voters registered as members of their party equal to 3 percent of the votes cast for governor in the last election, they will be recognized as a political party. This would allow a party to maintain its party status without having to run a candidate for governor. Currently this amounts to approximately 6500 registered voters.

Rep. Vezey told the committee that the issue is not ballot access. Recognized parties would be able to elect whether or not to run a candidate for governor and anyone who could collect approximately 2200 signatures on a petition, could get their name placed on the ballot for governor.

"Alaska has not elected a governor by a majority since 1970. By allowing another means for parties to maintain their status as a party, we might be able to encourage candidates who are not serious about winning from actually running for office," said Vezey.

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Juneau, Alaska 99801-2105*

Copies of minutes listed below were originally included in this file. The minutes are available on the legislative computer database. In order to save space copies of minutes have not been left in the files.

Mary Pagenkopf

HFin 3/10/97 @ 1:44 p.m.

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Copies of minutes listed below were originally included in this file. The minutes are available on the legislative computer database. In order to save space copies of minutes have not been left in the files.

Mary Pagenkopf

HSTA 2/25/97 @ 8:05 a.m.

1970 GUBERNATORIAL ELECTION RESULTS

Candidates	Party	Total Votes	% of Vote
Anderson/Merill	(AIP)	1,206	1.5%
Egan/Boucher	(D)	42,309	52.4%
Sheffield/McAlpine	(R)	37,264	46.1%
Write-ins		**	
	Totals	80,779	100.0%

** Write-in information was not kept in '70 or '74.

1974 GUBERNATORIAL ELECTION RESULTS

Candidates	Party	Total Votes	% of Vote
Egan/Boucher	(D)	45,381	47.4%
Hammond/Thomas	(R)	45,602	47.6%
Vogler/Peppler	(AIP)	4,740	5.0%
Write-ins		**	
	Totals	95,723	100.0%

** Write-in information was not kept in '70 or '74.

1978 GUBERNATORIAL ELECTION RESULTS

Candidates	Party	Total Votes	% of Vote
Croft/Hurley	(D)	25,656	20.2%
Hammond/Miller	(R)	49,580	39.1%
Kelly/Poland	(A)	15,656	12.3%
Wright/Vogler	(I)	2,463	1.9%
Write-in Hickel*		33,555	26.4%
	Totals	126,910	100.0%

* Primary race close - Hickel had a ballot sticker for his write-in campaign.