

ALASKA LEGISLATURE SPECIAL COMMITTEE/SUBJECT FILES 8672
2481 SCOMM 105: HOUSE SPEC. COMM. MILITARY & VET AFFAIRS, 1997-98



RECORDS CERTIFICATION



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Signature of Camera Operator

12/1/99
Date

SCOMM 105: HOUSE SPECIAL COMMITTEE ON MILITARY AND VETERANS'
AFFAIRS, 1997-98

MEMBERS:

REPRESENTATIVE BEVERLY MASEK, CHAIR
REPRESENTATIVE RICHARD FOSTER
REPRESENTATIVE REGGIE JOULE
REPRESENTATIVE PETE KOTT
REPRESENTATIVE ELDON MULDER
REPRESENTATIVE IRENE NICHOLIA
REPRESENTATIVE JOE RYAN

Established by House Resolve No. 4, 1997.

Contents: 7 files. 11 cassettes are also available of meetings
held 2/11/97 - 3/19/98.

LIST OF FILES (PAGE 1)

MICROFICHE #

1. QUALIFICATION REVIEW - BRIGADIER
GENERAL KORENEK
2. HB 356
3. HB 362
4. HB 464
5. SB 211
6. HJR 51
7. HJR 63

SCOMM

105:1



Official Business

Alaska State Legislature

House of Representatives

Office of the Chief Clerk

State Capitol, Rm 216
Juneau, AK 99801-1182
(907) 465-3725
Fax: (907) 465-5334

MEMORANDUM

Date: February 10, 1998

TO: Special Committee on Military and Veterans Affairs

FROM: Suzi Lowell 
Chief Clerk

SUBJECT: Governor's Appointment

Speaker Phillips referred the following Governor's appointment to the Special Committee on Military and Veterans Affairs:

Alaska Army National Guard - Assistant Adjutant General
Brigadier General Stephen P. Korenek

Attached is his resume and a committee report for your use.

Attachments as noted.

House Special Committee on Military & Veterans' Affairs
Meeting Thursday, March 19, 1998 at 4:30pm
Capitol Building Room 124



Teleconferenced with: General Korenek in Hawaii

Qualification Review of Brigadier General Stephen Korenek

General Korenek has been nominated by Governor Knowles to be the Assistant Adjutant General for the Alaska National Guard. The Committee needs to review his resume and interview him about his abilities to do the job.

General Korenek is currently serving as Acting Assistant AG.

He will be calling in from maneuvers in Hawaii.

CSHB 356 (MLV) – establishing a Joint Task Force on Military Bases in Alaska

It has a fiscal note of \$92,800, which covers members travel expenses.

The Committee Substitute, changes the makeup of the committee to three members of the House, three from the Senate, and three public members appointed by the Mayor of Anchorage, the Mayor of the Fairbanks North Star Borough, and the Commissioner of DMVA respectively. This makes this bill match its Senate counterpart SB 255.

The Committee needs to adopt the Senate Finance Committee Fiscal Note of \$3,100.
This Fiscal Note was adopted by Senate Finance on 3/12/98.

HB 464 – relating to a State Veterans' Home

This bill amends Chapter 98 of the Session Laws of Alaska 1992, which authorize the establishment of a state veterans' home for domiciliary care. This bill changes the Chapter 98 of the SLA by allowing the providing of nursing home facilities, which will allow the US Veterans' Administration to reimburse the state for 65% of the home's construction costs.

The home would be constructed by the State of Alaska and operated by the Department of Administration.

The Department of Health and Social Services has provided a zero fiscal note.

The Department of Administration's fiscal note is large and will add House Finance to the list of committee referrals.

~~Optional: Discuss Memo to Senate President Mike Miller regarding establishment of a Senate Committee on Military and Veterans' Affairs.~~

BIOGRAPHICAL SUMMARY

14 February 1996

KORENEK, STEPHEN D., 454-70-3237

Spouse Name: Rebecca

Colonel, Infantry, ARNGUS

DATE AND PLACE OF BIRTH: 7 September 1946, Smithville. Texas**MANDATORY REMOVAL DATE:** 31 July 1999**HOME ADDRESS:** P.O. Box 1774, Nome, Alaska 99762**HOME TELEPHONE:** (907)443-5158**PRESENT ASSIGNMENT:** Commander, 207th Infantry Group (Scout), Alaska Army
National Guard, Fort Richardson, Alaska 99505-5800**UNIT TELEPHONE:** (907)428-6500**CIVILIAN OCCUPATION:** Probation/Parole District Supervisor, State of Alaska,
Nome District Probation Office, P.O. Box 550, Nome, Alaska 99762**BUSINESS TELEPHONE:** (907)443-5249**SOURCE AND DATE OF COMMISSION:** ROTC, 25 May 1968**YEARS OF ACTIVE COMMISSIONED SERVICE:** Over 26 years**TOTAL YEARS OF SERVICE:** Over 26 years**MILITARY SCHOOLS ATTENDED**

US Army Infantry Center and School, Infantry Officer Basic Course	1968
US Army Infantry Center and School, Ranger School	1968
US Army Infantry Center and School, Airborne School	1969
Defense Information School, Information Officer Basic Course	1970
US Army Infantry Center and School, Infantry Officer Advanced Course	1974
US Army Command and General Staff College, Command and General Staff Course	1986
US Army Command and General Staff College, Army Brigade and Battalion Command Course	1989
US Army Command and General Staff College, Army National Guard Brigade and Battalion Command Course	1989
Aviation Mishap and Prevention Course	1990
US Army War College	Enrolled

CIVILIAN EDUCATIONHigh School, William B. Travis, Austin, TX
Texas A&M University**DEGREES RECEIVED**Graduated 1964
BA(Journalism) 1968

BIOGRAPHICAL SUMMARY**DECORATIONS/BADGES**

Bronze Star Medal
 Meritorious Service Medal
 Air Medal
 Army Commendation Medal 2nd Award
 Army Achievement Medal
 Army Reserve Component Achievement Medal 5th Award
 National Defense Service Medal 2nd Award
 Vietnam Service Medal with 4 Campaigns
 Armed Forces Reserve Medal
 Army Service Ribbon
 Overseas Service Ribbon 2nd Award
 Republic of Vietnam Campaign Medal with Device
 Republic of Vietnam Gallantry Cross Unit Citation with Palm
 Combat Infantry badge
 Ranger Tab
 Parachute Badge
 Overseas Service Bars, two

CHRONOLOGICAL LIST OF APPOINTMENTS

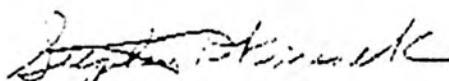
Second Lieutenant	RA	25 May 68
First Lieutenant	AUS	05 Jun 69
Captain	AUS	03 Jun 70
First Lieutenant	RA	05 Jun 71
Captain	AK ARNG	01 Dec 76
Major	AK ARNG	19 Jun 81
Lieutenant Colonel	AK ARNG	01 Jun 88
Colonel	AK ARNG	20 Oct 93

CHRONOLOGICAL RECORD OF DUTY ASSIGNMENTS

	FROM	TO
ACTIVE DUTY		
Casual, Fort Benning, GA	May 68	Jun 68
Student, Infantry School, Fort Benning, GA	Jun 68	Sep 68
Student, Ranger School, Fort Benning, GA	Sep 68	Oct 68
Executive Officer, Co C, 5th Bn, 6th Inf, 1st Armd Div, Fort Hood, TX	Oct 68	Apr 69
Student, Airborne School, Fort Benning, GA	Apr 69	May 69
Operations Officer, Co P (Rgr), 75th Inf, 1st Bde, 5th Inf Div (M), Republic of Vietnam	Jun 69	May 70
Student, CINEOS, Fort Benjamin Harrison, IN	Jun 70	Sep 70
Information Officer, HHC, USAG, US Army Alaska, Fort Wainwright, AK	Sep 70	Oct 73
Student, Infantry School, Fort Benning, GA	Oct 73	Jul 74
Assistant S3, HQ, 4th Bn, 9th Inf, 172d Bde, US Army Alaska, Fort Wainwright, AK	Aug 74	Oct 74

BIOGRAPHICAL SUMMARY

Company Commander, Co B, 4th Bn, 9th Inf, 172d Bde, US Army Alaska, Fort Wainwright, AK	Oct 74	Jul 75
Assistant S3, HQ, 4th Bn, 9th Inf, 172d Bde, US Army Alaska, Fort Wainwright, AK	Jul 75	Sep 75
ARNG - Not on Active Duty		
Company Commander, Co B, 5th Bn, 297th Inf, Fairbanks, AK	Dec 76	Apr 81
Commander, 134th Public Affairs Det, Camp Carroll, AK	May 81	Mar 83
Company Commander, Co B, 1st Bn (Sct), 297th Inf, Elim, AK	Apr 83	Sep 83
Executive Officer, HHD, 1st Bn (Sct), 297th Inf, Nome, AK	Sep 83	Aug 86
Student, CGSCS, Fort Leavenworth, KS	Aug 86	Dec 86
Executive Officer, HHD, 1st Bn (Sct), 297th Inf, Nome, AK	Dec 86	May 89
Executive Officer, HQ, Troop Command, STARC, Anchorage, AK	Jun 88	Jul 89
Battalion Commander, HQ, 1st Bn (Sct), 297th Inf, Nome, AK	Jul 89	Jul 93
Commander, Det 2, HQ, STARC (Trp Cmd), Fort Richardson, AK	Jul 93	Oct 93
Director, Directorate of Plans, Training, and Mobilization, HHD, STARC, Fort Richardson, AK	Oct 93	Oct 95
Group Commander, HQ, 207th Inf Gp (Sct), Fort Richardson, AK	Oct 95	



STEPHEN D. KORENEK
COL, IN, AKARNG
Commanding

ADDENDUM TO BIOGRAPHICAL SUMMARY

NAME: KORENEK, Stephen D. 454-70-3237

CIVILIAN OCCUPATION: Probation/Parole District Supervisor, State of Alaska,
Nome District Probation Office,
P.O. Box 550, Nome, AK 99762

NATURE, SCOPE, EXTENT OF RESPONSIBILITIES:

1. Administrator for the entire Probation/Parole program in a large district of isolated Western Alaska. My immediate supervisor is located in Fairbanks, approximately 600 roadless miles away. I represent the Department of Corrections in the Nome supervision district.

2. I enforce conditions of probation and parole, using both counseling techniques and investigative methods in order to change anti-social and criminal behavior. I make independent, professional decisions concerning revocations. I appear before the Parole Board and in Court as primary revocation investigator.

3. I conduct presentence investigations. I make recommendations to the Court based on professional expertise. I coordinate with the Superior Court, district attorneys, public defenders, local and state police agencies.

4. I assign and review the work of subordinate staff. I interview for new hires, supervise a probation officer and a clerk, and write staff evaluations.

SCOMM

105:2

CS FOR HOUSE BILL NO. 356()**IN THE LEGISLATURE OF THE STATE OF ALASKA****TWENTIETH LEGISLATURE - SECOND SESSION****BY****Offered:****Referred:****Sponsor(s): REPRESENTATIVES MULDER, Dyson, Foster, Croft, Ivan****A BILL****FOR AN ACT ENTITLED**

1 "An Act establishing the Joint Committee on Military Bases in Alaska; and
2 providing for an effective date."

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

4 * **Section 1. LEGISLATIVE FINDINGS.** The legislature finds that

5 (1) the Secretary of Defense, in both the Quadrennial Defense Review and the
6 Defense Reform Initiative, has called for the reestablishment of a Base Realignment and
7 Closure Commission (BRAC) to conduct two new rounds of military base closures;

8 (2) all military bases in Alaska are scheduled for review and evaluation for
9 potential placement on the closure list;

10 (3) the strategic location of the state's military bases, their unparalleled training
11 and maneuver areas, and their modern facilities represent an asset of unmatched military value
12 to the nation;

13 (4) the total economic value the military adds to the state exceeds
14 \$1,700,000,000 annually;

1 (5) any new base closure or realignment actions in the state would create
2 serious economic and socioeconomic effects for the communities where they are located; and

3 (6) the closure of Adak Naval Air Facility and realignment of army activities
4 at Fort Greely by the 1995 Base Realignment and Closure Commission continues to create
5 challenges for communities committed to their productive reuse and integration into the state's
6 economy.

7 * Sec. 2. JOINT COMMITTEE ON MILITARY BASES IN ALASKA. (a) The Joint
8 Committee on Military Bases in Alaska is established as a permanent interim committee of
9 the legislature.

10 (b) The committee is composed of

11 (1) three members of the senate appointed by the president of the senate of the
12 Twentieth Alaska State Legislature;

13 (2) three members of the house of representatives appointed by the speaker of
14 the house of representatives of the Twentieth Alaska State Legislature;

15 (3) an individual who is a state resident and appointed jointly by the president
16 of the senate of the Twentieth Alaska State Legislature and the speaker of the house of
17 representatives of the Twentieth Alaska State Legislature after considering the recommendation
18 of the mayor of the Municipality of Anchorage;

19 (4) an individual who is a state resident and appointed jointly by the president
20 of the senate of the Twentieth Alaska State Legislature and the speaker of the house of
21 representatives of the Twentieth Alaska State Legislature after considering the recommendation
22 of the mayor of the Fairbanks North Star Borough; and

23 (5) an individual who is a state resident and appointed jointly by the president
24 of the senate of the Twentieth Alaska State Legislature and the speaker of the house of
25 representatives of the Twentieth Alaska State Legislature after considering the recommendation
26 of the commissioner of military and veterans' affairs.

27 (c) Members serve until the committee terminates.

28 (d) When a vacancy occurs in the membership of the committee, the presiding officer
29 of the house incurring the vacancy shall fill the vacancy within 30 days. If the office of the
30 presiding officer becomes vacant and a vacancy occurs among the members of the committee,
31 the remaining committee members from the house incurring the vacancy shall appoint a new

1 member.

2 (e) The committee shall

3 (1) monitor the military base realignment and closure activities of the federal
4 government for bases in the state;

5 (2) work on specific realignments and closures proposed by the federal
6 government for bases in the state;

7 (3) work with the state's congressional delegation regarding federal military
8 base realignments and closings in the state;

9 (4) attend meetings and hearings related to federal realignments and closures
10 of military bases in the state and provide testimony as necessary; and

11 (5) review the effect on the state and its communities of federal realignments
12 and closures of military bases in the state.

13 (f) Five members of the committee constitute a quorum of the committee to do
14 business. The committee members select the chair of the committee.

15 (g) The committee may meet during sessions of the legislature and during intervals
16 between sessions at the times and places as the chair of the committee may determine and
17 may hold public hearings as necessary.

18 (h) Members of the committee receive the same travel and per diem allowances
19 provided by law for members of the legislature.

20 (i) The committee shall prepare and submit a report of its activities to the legislature
21 before the convening of the First Session of the Twenty-Second Alaska State Legislature.

22 (j) The committee terminates on the day the Twenty-Second Alaska State Legislature
23 convenes.

24 (k) In this section, "committee" means the Joint Committee on Military Bases in
25 Alaska.

26 * Sec. 3. This Act is repealed on the day the Twenty-Second Alaska State Legislature
27 convenes.

28 * Sec. 4. This Act takes effect immediately under AS 01.10.070(c).

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

NO.

BILL VERSION:

CSHB 356

PUBLISH DATE:

Revision Date:

Title: "An Act establishing the Joint Committee
on Military Bases in Alaska; and providing for an....."

Sponsor: Representative Mulder

Requestor: Representative Masek

Department Affected: Legislative Affairs Agency

BRU: Legislative Council

Component: Council & Subcommittees

COMPONENT SERIAL NO:

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
PERSONAL SERVICES	73.6	73.6	36.8	0	0	0
TRAVEL	14.4	14.4	7.0	0	0	0
CONTRACTUAL	4.3	4.3	2.1	0	0	0
SUPPLIES	0.5	0.5	0.3	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	92.8	92.8	46.2	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE FUND SOURCE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	92.8	92.8	46.2	0	0	0
FEDERAL FUNDS						
OTHER FUND SOURCE						
TOTAL	92.8	92.8	46.2	0	0	0

POSITIONS:

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

Estimate of current year impact:

ANALYSIS: (Attach a separate page if necessary)

CSHB 356 establishes a Joint Committee on Military Bases in Alaska consisting of 6 Legislators appointed by the Presiding Officers of the Legislature, 3 shall be from the House of Representatives, 3 from the Senate, and 3 public members appointed jointly by the Presiding Officers after considering the recommendations of the Mayors of Anchorage & Fairbanks, and the Commissioner of Military and Veteran's Affairs respectively. The committee will monitor federal government base realignment and closure activities in the State. They will prepare and submit a report to the Legislature prior to the convening of the 1st session of the 22nd Legislature.

Prepared By: Karla Schofield, Deputy Director

Division: Administrative Services

Phone: 465-3852

Date: 3/4/98

Approved By: Pamela A. Varni, Executive Director

Agency: Legislative Affairs Agency

Date: 3/4/98

Distribution (by preparer): Leg. Finance, Legislative Sponsor, Requestor, OMB, Gov. , & Impacted Agency(ies).

CONTINUATION OF FISCAL NOTE: CSHB 356

Personal Services

1 Legislative Assistant @ Range 21B

73,556

Travel

For the purposes of estimating travel, the Legislators appointed to this Joint Committee on Military Bases are assumed to be 1 from Nome, 2 from Fairbanks, 2 from Anchorage and Public Members appointed to the task force are assumed to be 1 from Fairbanks, 1 from Anchorage, 1 from Juneau, and 1 from Kodiak. The staff person is assumed to be from Anchorage and will attend the meeting of the committee.

In State Meeting

	<u>Per Diem</u>	<u>Travel</u>
<u>1 (2-day) Anchorage Meeting</u>		
Anchorage - 2 Legislators/1 Public Member/1 Staff	-	-
Fairbanks - 2 Legislators/1 Public Member	1,278	1,110
Kodiak - 1 Legislator	426	216
Juneau - 1 Public Member	426	470
Nome - 1 Legislator	426	350
<u>1 (2-day) Fairbanks Meeting</u>		
Anchorage - 2 Legislators/1 Public Member/1 Staff	1,448	1,480
Fairbanks - 2 Legislators/1 Public Member	-	-
Kodiak - 1 Legislator	362	489
Juneau - 1 Public Member	362	655
Nome - 1 Legislator	362	767

Staff travel to necessary out of state meetings such as:

Office of Secretary of Defense - Military & Community
Base Conference, Nat'l Assoc. of Installation Developers

Washington, D.C.	672	987
Denver, Colorado	504	577
San Diego, California	524	530

Total Travel	6,790	7,631	14,421
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Contractual

Phones	\$100/month	1,200	
Postage	\$50/month	600	
Advertising	\$800/Alaska meetings	1,600	
Conference Fees		900	
Total Contractual		4,300	4,300

Supplies	500	500
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Teleconference charges and expenses for printing the report will be absorbed by the Agency.

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

NO.

BILL VERSION:

HB 356

PUBLISH DATE:

Revision Date:

Title: "An Act establishing the Joint Committee on Military Bases in Alaska; and providing for an....."

Sponsor: Representative Mulder

Requestor: Representative Mulder

Department Affected: Legislative Affairs Agency

BRU: Legislative Council

Component: Council & Subcommittees

COMPONENT SERIAL NO:

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
PERSONAL SERVICES	73.6	73.6	36.8	0	0	0
TRAVEL	14.4	14.4	7.0	0	0	0
CONTRACTUAL	4.3	4.3	2.1	0	0	0
SUPPLIES	0.5	0.5	0.3	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	92.8	92.8	46.2	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE FUND SOURCE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	92.8	92.8	46.2	0	0	0
FEDERAL FUNDS						
OTHER FUND SOURCE						
TOTAL	92.8	92.8	46.2	0	0	0

POSITIONS:

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

Estimate of current year impact:

ANALYSIS: (Attach a separate page if necessary)

HB 356 establishes a Joint Committee on Military Bases in Alaska consisting of 9 Legislators appointed by the Presiding Officers of the Legislature, 3 shall be from the House of Representatives, 3 from the Senate, and 3 will be appointed jointly by the Presiding Officers after considering the recommendations of the Mayors of Anchorage & Fairbanks, and the Commissioner of Military and Veteran's Affairs respectively. The committee will monitor federal government base realignment and closure activities in the State. They will prepare and submit a report to the Legislature prior to the convening of the 1st session of the 22nd Legislature.

Prepared By: Karla Schofield, Deputy Director

Division: Administrative Services

Phone: 465-3852

Date: 2/12/98

Approved By: Pamela A. Varni, Executive Director

Agency: Legislative Affairs Agency

Date: 2/12/98

Distribution (by preparer): Leg. Finance, Legislative Sponsor, Requestor, OMB, Gov. , & Impacted Agency(ies).

CONTINUATION OF FISCAL NOTE: HB 356

Personal Services

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73,556

Travel

For the purposes of estimating travel, the Legislators appointed to this Joint Committee on Military Bases are assumed to be 1 from Nome, 3 from Fairbanks, 3 from Anchorage, 1 from Juneau, and 1 from Kodiak. The staff person is assumed to be from Anchorage and will attend the meeting of the committee.

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Base Conference, Nat'l Assoc. of Insta on Developers

Washington, D.C.	672	987
Denver, Colorado	504	577
San Diego, California	524	530

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Phones	\$100/month	1,200	
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Conference Fees		900	
Total Contractual		4,300	4,300

Supplies	500	500
-----------------	------------	------------

Teleconference charges and expenses for printing the report will be absorbed by the Agency.

Revision Date:

Title: "An Act establishing the Joint Committee on
Military Bases in Alaska; and providing for an ..."

Sponsor: Senator Kelly

Requester: Senate Finance Committee

Dept Affected: Legislative Affairs Agency

BRU: Legislative Council

Components: Council & Subcommittees

Serial #

EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Personal Services	0	0	0	-	-	-
Travel	.9	.9	.5	-	-	-
Contractual	2.2	2.2	1.1	-	-	-
Supplies	0	0	0	-	-	-
Equipment	0	0	0	-	-	-
Land & Structures	0	0	0	-	-	-
Grants, Claims	0	0	0	-	-	-
Miscellaneous	0	0	0	-	-	-
TOTAL	3.1	3.1	1.6	-	-	-

CAPITAL	0	0	0	-	-	-
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REVENUE	0	0	0	-	-	-
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FUNDING: (THOUSANDS OF DOLLARS)

General Fund	3.1	3.1	1.6	-	-	-
Federal Fund	0	0	0	-	-	-
Other	0	0	0	-	-	-
TOTAL	3.1	3.1	1.6	-	-	-

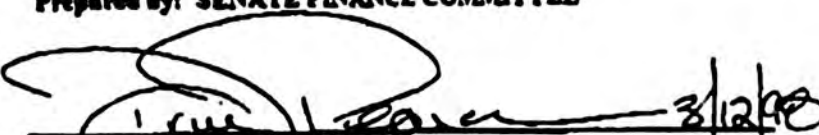
POSITIONS:

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

ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)

see attached analysis

Prepared by: SENATE FINANCE COMMITTEE


SENATOR DRUE PEARCE, COCHAIR


SENATOR BERT SHARP, COCHAIR

Date:

Phone: 465-4993

Date:

Phone: 465-3004

Revision Date:

Title: "An Act establishing the Joint Committee on
Military Bases in Alaska; and providing for an ..."

Sponsor: Senator Kelly

Requester: Senate Finance Committee

Dept Affected: Legislative Affairs Agency

BRU: Legislative Council

Components: Council & Subcommittees

Serial #

EXPENDITURES/REVENUES: (THOUSANDS OF DOLLARS)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
Personal Services	0	0	0	-	-	-
Travel	.9	.9	.5	-	-	-
Contractual	2.2	2.2	1.1	-	-	-
Supplies	0	0	0	-	-	-
Equipment	0	0	0	-	-	-
Land & Structures	0	0	0	-	-	-
Grants, Claims	0	0	0	-	-	-
Miscellaneous	0	0	0	-	-	-
TOTAL	3.1	3.1	1.6	-	-	-

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

REVENUE	0	0	0	-	-	-
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FUNDING: (THOUSANDS OF DOLLARS)

General Fund	3.1	3.1	1.6	-	-	-
Federal Fund	0	0	0	-	-	-
Other	0	0	0	-	-	-
TOTAL	3.1	3.1	1.6	-	-	-

POSITIONS:

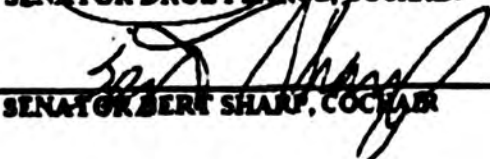
Full-Time	0	0	0	-	-	-
Part-Time	0	0	0	-	-	-
Temporary	0	0	0	-	-	-

ANALYSIS: (ATTACH A SEPARATE PAGE IF NECESSARY)

see attached analysis

Prepared by: SENATE FINANCE COMMITTEE


SENATOR DRUE PEARCE, COCHAIR


SENATOR BERT SHARP, COCHAIR

Date:

Phone: 465-4993

Date:

Phone: 465-3004



REPRESENTATIVE ELDON MULDER
DISTRICT 23 MULDOON-Ft. RICHARDSON



ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES

House Bill 356
Joint Committee On Military Bases In Alaska
Sponsor Statement

The Pentagon and the Secretary of Defense have recently stated that another round of Base Realignments and Closures are necessary for the United States Military to maintain its strength and rediness. In preperation of that I have introduced House Bill 356.

House Bill 356 would establish a Joint House and Senate Committee on Military Bases in Alaska. This committee would monitor the activities of a new Base Realignment and Closure (BRAC) Commission, work to strengthen the military presence in Alaska and, in the case of a reauthorized BRAC process, work with the Military, the administration and the affected community to protect our bases from closure.

This joint committee will have an existence longer than that called for in the Uniform Rules, Rules 21 (b) & (c), because of the reactivation of the federal BRAC Commission. Creating this joint committee for longer than the duration of the current 20th legislature requires a change in statute, and cannot be done by means of a concurrent resolution, hence this bill. The joint committee would expire on the date the 22nd Legislature convenes. This time frame corresponds with the activity period of BRAC, which will again be reviewing all military facilities in North America for justification of their continued existence.

The attention by BRAC given to Alaska bases in the past presents a considerable challenge, and necessitates vigilance, and a strong unified response from the legislature. The military establishment in Alaska accounts for approximately \$1.7 Billion throughout the Alaskan economy. In addition, the base closures experienced to date (Adak Naval Air Facility, Erickson AFB, Galena AFB, King Salmon AFB, and Fort Greely) have shown that the process requires considerable attention on the part of state government to monitor the economic impact and the reuse potential of such base closures. This joint committee would provide that critical focus.



REPRESENTATIVE ELDON MULDER
DISTRICT 23 MULDOON-Ft. RICHARDSON



ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES

MEMORANDUM

DATE: 10 February, 1998
TO: Representative Beverly Masek
FROM: Representative Mulder
RE: HB 356 -- Scheduling for Hearing

Please schedule House Bill 356 for a hearing as soon as possible.

House Bill 356 institutes the Joint Legislative Committee on Military Bases in Alaska. Recent statements by the Secretary of Defense and other high level government officials indicate that another Base Realignment and Closure (BRAC) Committee be formed and another round, and possibly two, of base realignments and closures will take place across North America.

As you know in the last series of BRAC Committee closures several Alaskan military facilities were closed down including Adak Naval Facility and Fort Greely. Alaska's remaining military facilities were looked at closely by the BRAC Committee and were seriously considered for major realignment or closure. It is in the best interest of the state that we are well prepared for what may well be a devastating blow to Alaska's military strength and economy.

Thank you.

SCOMM

105:3

0-LS1110A
Bannister
9/24/97

HOUSE BILL NO.**IN THE LEGISLATURE OF THE STATE OF ALASKA****TWENTIETH LEGISLATURE - SECOND SESSION****BY REPRESENTATIVE MARTIN**

Introduced:

Referred:

A BILL**FOR AN ACT ENTITLED**

1 "An Act relating to the use of space for military lounges in state-owned or state-
2 controlled airports."

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

4 * **Section 1.** AS 02.15.090(a) is amended to read:

5 (a) In operating an airport or air navigation facility owned or controlled by the
6 state, the department may enter into contracts, leases, and other arrangements covering
7 periods not exceeding 55 years with a person, municipality, or the United States,
8 granting the privilege of using or improving an airport or air navigation facility or a
9 portion of it or space in it for commercial, governmental, or other public purposes,
10 including private plane tie down; or conferring the privilege of supplying goods,
11 commodities, services, or facilities at an airport or air navigation facility. The
12 department may establish the terms and conditions and fix the charges, rentals, and
13 fees for the privileges or services that are reasonable and uniform for the same class
14 of privilege or service. Charges, rentals, or fees authorized by this subsection may be

1 fixed for the international airports by order of the commissioner or by negotiated or
2 competitively offered contract. Notwithstanding AS 37.10.050(a), the fixing of
3 charges, rentals, or fees as permitted under this subsection is not subject to the
4 adoption of regulation provisions of AS 44.62 (Administrative Procedure Act). The
5 terms, conditions, charges, rentals, and fees shall be established with due regard to the
6 property and improvements used and the expense of operation to the state. However,
7 use of state land and buildings by the Alaska Wing, Civil Air Patrol, and its squadrons
8 and the use of space in state-owned or state-controlled airports as lounges for
9 members of the United States armed forces, the Alaska National Guard, the
10 Alaska Naval Militia, or the Alaska State Militia shall be permitted without rental
11 charges. The department shall provide for public notice and an opportunity to
12 comment before a charge, rental, or fee is fixed by order of the commissioner as
13 permitted under this subsection. The public may not be deprived of its rightful, equal,
14 and uniform use of the airport, air navigation facility, or a portion of them.

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. HB 362

Revision Date	Dept. Affected DOT&PF
Title <u>Airport Military Lounges</u>	BRU <u>Office of the Commissioner</u>
	Component <u>Commissioner's Office</u>
Sponsor <u>HS. Spec. Cmte. MVA</u>	
Requester <u>HS. Spec. Cmte. MVA</u>	Component Serial No. <u>530</u>

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
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
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1037 GF/Mental Health	0.0	0.0	0.0	0.0	0.0	0.0
Other (Specify Type)	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

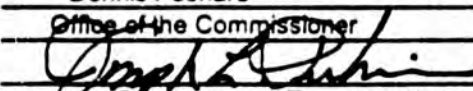
Estimate of any current year (FY98) cost: 0.0

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)

At this time, the Department has only one military lounge. It is located at Anchorage International Airport. The Department also currently has no requests to establish military lounges. This fiscal note assumes that any requests for a military lounge would be filled with available space. The Department also will not displace current airport tenants to establish military lounges.

Prepared by Dennis Poshard
 Division Office of the Commissioner
 Approved by: , Commissioner
 Agency Department of Transportation and Public Facilities

Phone 465-3904
 Date 2/20/98
 Date 2/20/98

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SPONSOR STATEMENT – HOUSE BILL 362

Regarding the Use of Military Lounges in State Owned & Controlled Airports

House Bill 362 amends A.S. 02.15.090(a) by adding language to allow the State of Alaska to provide space within its airports for use as military lounges free of rental charges, if those lounges are operated by non-profit agencies.

Even though only token rent is now being collected, this arrangement skirts on the periphery of FAA regulations. The Anchorage International Airport Director is doing a balancing act by dividing the square footage cost for the lounge between the other airport tenants. The Federal Aviation Administration frowns upon these arrangements and without codifying the "no rent" provision, the potential exists for this arrangement to change should the FAA decide to push the issue.

For many years, the Anchorage Armed Services YMCA have operated the Military Courtesy Lounge on Concourse B at the Anchorage International Airport. This operation is conducted at no expense to the State. More than 23,000 travelers took advantage of the lounge's services in 1996. A squadron booster clubs provide volunteers to staff the lounge.

Given that thousands of military personnel travel to and from Alaska each year, and that the total economic contribution to the State from military activities exceeds \$2.7 billion, it is the best interest of the State to protect the continued operation of rent free courtesy lounges in our state airports.

Passage of HB 362 will provide airport directors with the statutory justification to continue the "no rent" arrangements, which have served us so well in the past.

§ 02.15.080

AERONAUTICS

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Section

- 102. Use of airports for utilities
- 104. Relocation of utility facilities incident to airport projects
- 106. Encroachment permits
- 108. Relocation or removal of encroachment

Section

- 110. Unauthorized encroachments
- 112. Notice of removal of unauthorized encroachment
- 114. Removal at owner's expense after noncompliance; removal expenses

Collateral references. — 8 Am. Jur. 2d, Aviation, § 55-75.

Sec. 02.15.080. Establishment, operation and maintenance. The department may plan, establish, construct, enlarge, improve, maintain, equip, operate, regulate, protect, and police airports and air navigation facilities within the state. (§ 5 A ch 123 SLA 1949; am § 2 ch 68 SLA 1955)

NOTES TO DECISIONS

Applied in *Clark v. State*, 736 P.2d 772 (Alaska Ct. App. 1987).

Collateral references. — 8 Am. Jur. 2d, Aviation, §§ 17-19, 55 et seq.
2A C.J.S., Aeronautics and Aerospace, § 57 et seq.
Airport operations or flight of aircraft as nuisances. 79 ALR2d 952.

Airport operations liability insurance. 81 ALR3d 1267.

Sec. 02.15.070. Acquisition and disposal of property. (a) For the purposes specified in AS 02.15.080 the department may, by purchase, gift, devise, lease, condemnation, or otherwise, acquire real or personal property, or any interest in the property including easements in airport hazards or land outside the boundaries of an airport or airport site, necessary to permit the removal, elimination, obstruction-marking, or obstruction-lighting of airport hazards, or to prevent the establishment of airport hazards. The department may acquire existing airports and air navigation facilities in the same manner except it may not acquire or take over an airport or air navigation facility owned or controlled by a municipality or person without the consent of the municipality or person.

(b) The department may, by sale, lease, or otherwise, dispose of all, a portion of, or an interest in a property, airport, or air navigation facility described in (a) of this section. The proceeds of any disposition shall be used for the purposes set out in this chapter. (§ 5 A, B ch 123 SLA 1949; am § 2 ch 68 SLA 1955)

Collateral references. — 8 Am. Jur. 2d, Aviation, §§ 8-19, 52, 57.
2A C.J.S., Aeronautics and Aerospace, §§ 61, 65-67.
Plotting or planning in anticipation of improvement as taking or damaging of property affected. 57 ALR2d 127.

Zoning regulations limiting use of property near airport as taking of property. 19 ALR4th 542.
Operations or flight of aircraft as constituting taking or damaging of property. 28 ALR4th 949.

Sec. 02.15.090. Joint operations. The department may exercise the powers granted by AS 02.15.080 — 02.15.100 jointly with a person, municipality, or agency of the state, or with the United States. (§ 5 C ch 123 SLA 1949)

Sec. 02.15.090. Operation and use privileges. (a) In operating an airport or air navigation facility owned or controlled by the state, the department may enter into contracts, leases, and other arrangements covering periods not exceeding 55 years with

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ALASKA AERONAUTICS ACT OF 1949

§ 02.15.090

a person, municipality, or the United States, granting the privilege of using or improving an airport or air navigation facility or a portion of it or space in it for commercial, governmental, or other public purposes, including private plane tie down; or conferring the privilege of supplying goods, commodities, services, or facilities at an airport or air navigation facility. The department may establish the terms and conditions and fix the charges, rentals, and fees for the privileges or services that are reasonable and uniform for the same class of privilege or service. Charges, rentals, or fees authorized by this subsection may be fixed for the international airports by order of the commissioner or by negotiated or competitively offered contract. Notwithstanding AS 37.10.080(a), the fixing of charges, rentals, or fees as permitted under this subsection is not subject to the adoption of regulation provisions of AS 44.63 (Administrative Procedure Act). The terms, conditions, charges, rentals, and fees shall be established with due regard to the property and improvements used and the expense of operation to the state. However, use of state land and buildings by the Alaska Wing, Civil Air Patrol and its squadrons shall be permitted without rental charges. The department shall provide for public notice and an opportunity to comment before a charge, rental, or fee is fixed by order of the commissioner as permitted under this subsection. The public may not be deprived of its rightful, equal, and uniform use of the airport, air navigation facility, or a portion of them.

(b) The department may by contract or other arrangement, upon a consideration fixed by it, grant to a qualified municipality or person for a reasonable period of time the privilege of operating, as agent of the state or otherwise, an airport owned or controlled by the state. A municipality or person granted that privilege may not operate the airport other than as a public airport or enter into any contract, lease or other arrangement in connection with the operation that the department may not have undertaken under (a) or (c) — (e) of this section.

(c) Notwithstanding the right of the public to rightful, equal, and uniform use under (a) of this section, before the expiration of a land lease, including the termination of a lease in holdover status, entered into under this section, the lessee may apply for a new lease, or for an extended term under the existing lease, for the same land. The commissioner shall approve the application for a new land lease or an extended term under this section without offering the land to other persons for leasing if

(1) the lessee is in compliance with the terms and conditions of the existing or holdover lease; and

(2) the continued use of the leasehold is consistent with written airport operation policies and is in the state's best interest.

(d) A land lessee owns title to the permanent improvements that the lessee constructed or purchased during the term of the lease, unless the lease expressly provides that the state is the owner of the permanent improvements.

(e) At the expiration, termination, or cancellation of a land lease entered into under this section,

(1) a lessee who owns the improvements under (d) of this section shall continue to own the permanent improvements that the lessee constructed or purchased on a leasehold if the lessee is granted under (c) of this section a new lease or an extended term for the same land;

(2) a lessee may sell the permanent improvements owned by the lessee to a succeeding lessee of the same land;

(3) at the option of the lessee, the permanent improvements owned by the lessee may be sold by the state at public auction with the proceeds from the sale of the improvements going to the lessee, less administrative costs of the auction and obligations owed under the lease to the state; the successful bidder has the same right to enter into a new lease under (c) of this section without the department offering the land to other persons for leasing;

(4) after notice by the department, the permanent improvements owned by the lessee shall be removed at the lessee's sole expense if

§ 02.15.091

AIRCRAFT

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(A) the permanent improvements do not comply with written airport operational policies or are not in the state's best interest;

(B) the permanent improvements are not sold under (e)(2) or (3) of this section; or

(C) the department makes written findings that the permanent improvements are a hazard to the public health and safety;

(K) title to the permanent improvements vests in the department if the state purchases or otherwise contracts for the ownership of the permanent improvements, or if the lessee abandons the permanent improvements. (§ 5 E ch 123 SLA 1949; am § 1 ch 117 SLA 1950; am § 3 ch 24 SLA 1990; am § 1 ch 23 SLA 1993; am §§ 2, 3 ch 105 SLA 1996)

Cross references. — For legislative findings and purposes concerning the enactment of subsections (c)-(e) in § 3, ch. 105, SLA 1996, see § 1, ch. 105, SLA 1996 in the Temporary and Special Acts.

Effect of amendments. — The 1996 amendment, effective May 12, 1996, in subsection (a), substituted "commercial, governmental, or other public purposes, including private plans to down" for "commercial or governmental purposes" in the first sentence, added the fourth (now sixth) sentence and made grammatical changes.

The 1993 amendment, effective May 26, 1993, in subsection (a), added the present third, fourth, and seventh sentences and made a stylistic change in the last sentence.

The 1996 amendment, effective September 21, 1996, inserted a section reference near the end of subsection (b) and added subsections (c)-(e).

Editor's note. — Section 3, ch. 32, SLA 1993 makes the 1993 amendment to (a) of this section retroactive to January 1, 1991.

NOTES TO DECISIONS

State cannot be indemnified for own negligence. — Administrative regulation requiring that all airport terminal leases contain an indemnity provision was invalid to the extent that it required airport lessees to indemnify the state for its own negligence in the operation, maintenance or design of the taxiways and runways of Anchorage International Airport. *State v. Korean Air Lines Co.*, 778 P.2d 315 (Alaska 1989).

Public duty exception to rule allowing indemnification of an indemnitee for its own negligence prevented the state from seeking indemnification from an airline

terminal lease for the state's own negligence in the operation, maintenance or design of the taxiways and runways of Anchorage International Airport. *State v. Korean Air Lines Co.*, 778 P.2d 315 (Alaska 1989).

Legislative intent. — By enacting AS 02.15.120, 02.15.160, and this section, the legislature intended to insure that airport facilities would be made available, on a priority basis, to that segment of society for which those facilities are designed. Those persons operating aircraft or machinery used incidentally to the operation of aircraft. *Flanck v. State*, 693 P.2d 855 (Alaska 1985).

Collateral references. Airport operations or flight of aircraft as nuisance. 79 ALR3d 253.

Sec. 02.15.091. Sale and delivery of in-bond merchandise at international airports. (a) Under (b) and (c) of this section, the department shall allow the sale and delivery of in-bond merchandise at an international airport only by an exclusive contract.

(b) While the exclusive contracts for the sale and delivery of in-bond merchandise at international airports that exist on June 15, 1982 are in effect, the department may not permit or confer a right on any other person to offer to sell, sell, or deliver in-bond merchandise at an international airport.

(c) After the exclusive contracts existing on June 15, 1982 are no longer in effect, the department shall enter into one exclusive contract and, on its expiration, additional successive exclusive contracts for the sale and delivery of in-bond merchandise at each international airport. Except under the existing and future exclusive contracts described in this section, the department may not permit or confer a right upon any person to offer to sell, sell, or deliver in-bond merchandise at an international airport.

(d) The department shall offer the exclusive contracts required by this section by competitive bid or by competitive proposals. If the department offers the exclusive contracts by competitive bid, the department shall award the contracts after considering the generation of maximum revenue for the International Airports Revenue Fund established by AS 07.15.430. If the department offers the exclusive contracts by competitive proposals, the department shall award the contracts after considering factors



Alaska State Legislature

Representative Beverly Masek

Chair, Military & Veterans Affairs

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NEWS RELEASE

March 23, 1998

House Bill 362 Passes the House

The Alaska State House of Representatives today demonstrated its support for Alaska's military service men and women by passing HB 362 – "an Act relating to the use of space in state-owned airports for military lounges."

Sponsored by the House Special Committee on Military & Veterans' Affairs, HB 362 puts into statute a provision, which ensures that whenever a military courtesy lounge is operated by a non-profit agency in a state-owned or controlled airport, the State must provide that space at no charge.

Each year, more than 20,000 military service men and women and their dependents use the Anchorage International Airport's military lounge. The AIA's lounge is operated at no cost to the State by the Anchorage Armed Services YMCA.

"This bill demonstrates the commitment by the State of Alaska to make sure our military service men and women will always feel welcome as they travel through Alaska," stated Representative Masek, Chair of the House Special Committee on Military and Veterans' Affairs.

House Bill 362 is now headed for hearings in the Alaska State Senate.

For more information contact: Don Stolworthy at (907)465-2679 or fax (907)465-4822.

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

Jerry Ritter
Press Secretary
(907) 465-3804

For Immediate Release: April 17, 1998

Contact: Rep. Beverly Masek
(907) 465-2679

Senate Joins House In Support For Servicemen and -women Airport Courtesy Lounges Would Be Rent-Free

(JUNEAU) -- The Alaska Senate Friday unanimously passed House Bill 362, sponsored by the House Special Committee on Military and Veterans' Affairs. HB 362 would require that whenever an airport military courtesy lounge is operated by a non-profit agency in a state-owned or -controlled airport, the State must provide that space at no charge.

"This bill demonstrates a commitment by the State to make sure our military servicemen and -women will always have a place where they'll feel welcome as they travel through Alaska," said Representative Beverly Masek (R-Willow), Chair of the Military and Veterans' Affairs Committee. "Each year, more than 20-thousand servicemen and -women and their dependents use the Anchorage International Airport Military Lounge, which is operated at no cost to the State by the Anchorage Armed Services YMCA. And that's just one airport of many," Masek said.

House Bill 362, "an Act relating to the use of space in state-owned airports for military lounges," now goes to the governor for signature.

###



Alaska State Legislature

Representative Beverly Masek

Chair, Military & Veterans Affairs

Vice Chair, Transportation

Vice Chair, Resources

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HOUSE SPECIAL COMMITTEE FOR MILITARY & VETERANS' AFFAIRS

To: Senator ^{Tim}Tim Kelly, Chair
Senate Rules Committee
Fr: Representative ^{Beverly}Masek, Chair
Re: Request for Hearing on CSHB 362 (STA)
Dt: March 31, 1998

Please consider this my formal request for a hearing on Committee Substitute for House Bill 362 (STA) as soon as possible. It would be appreciated if this bill could be heard sometime during the week of April 6, 1998.

CSHB 362 (STA) amends AS 02.15.090(a) by adding language to allow the State of Alaska the authority to provide space within its airports for use as military lounges free of rental charges, if those lounges are operated by non-profit agencies, and if space is available.

HB 362 passed out of the House Special Committee for Military & Veterans' Affairs with unanimous consent on February 24, 1998 and passed the House State Affairs Committee on March 7, 1998. On March 23, 1998, HB 362 passed the Alaska State House of Representatives by unanimous vote. On March 31, 1998, HB 362 was passed out of the Senate State Affairs Committee.

Should you have any questions, contact Don Stolworthy in my office at extension 2811.



Alaska State Legislature

Representative Beverly Masek
Chair, Military & Veterans Affairs
Vice Chair, Transportation
Vice Chair, Resources
Legislative Council

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HOUSE SPECIAL COMMITTEE FOR MILITARY & VETERANS' AFFAIRS

Lyda,
To: Senator Lyda ~~Green~~, Chair
Senate State Affairs Committee
Fr: Representative ~~Masek~~, Chair *Beverly*
Re: Request for Hearing on CSHB 362 (STA)
Dt: March 24, 1998

Please consider this my formal request for a hearing on Committee Substitute for House Bill 362 (STA) as soon as possible. It would be appreciated if this bill could be heard sometime during the week of March 30 – April 3, 1998.

CSHB 362 (STA) amends AS 02.15.090(a) by adding language to allow the State of Alaska the authority to provide space within its airports for use as military lounges free of rental charges, if those lounges are operated by non-profit agencies.

HB 362 passed out of the House Special Committee for Military & Veterans' Affairs with unanimous consent on February 24, 1998 and passed the House State Affairs Committee on March 7, 1998. On March 23, 1998, HB 362 passed the Alaska State House of Representatives by unanimous vote.

Should you have any questions, contact Don Stolworthy in my office at extension 2811.



Alaska State Legislature

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HOUSE SPECIAL COMMITTEE FOR MILITARY & VETERANS' AFFAIRS

To: Representative ~~Pete Kott~~ ^{Pete}, Chair
House Rules Committee ^{Beverly}
Fr: Representative Masek, Chair
Re: Request for Hearing on CSHB 362 (STA)
Dt: March 9, 1998

Please consider this my formal request for a hearing on Committee Substitute for House Bill 362 (STA) as soon as possible.

CSHB 362 (STA) amends AS 02.15.090(a) by adding language to allow the State of Alaska the authority to provide space within its airports for use as military lounges free of rental charges, if those lounges are operated by non-profit agencies.

HB 362 passed out of the House Special Committee for Military & Veterans' Affairs with unanimous consent on February 24, 1998 and passed the House State Affairs Committee on March 7, 1998.

Should you have any questions, contact Don Stolworthy in my office at extension 2811.



ANCHORAGE
ARMED SERVICES YMCA OF THE USA

Post Office Box 272
Elmendorf Air Force Base, Alaska 99506
Telephone: (907) 753-2121
FAX (907) 552-4651



Honorary
Life Member
Robert B. Atwood
Alvin H. Fetherwood

February 2, 1998

Representative Beverly Masek
State Capitol
Juneau, AK 99801-1182

Dear Representative Masek,

For more years than anyone knows, the Armed Services YMCA has been quietly and competently serving the traveling military through the Military Courtesy Lounge located on Concourse B at Anchorage International Airport. A safe and secure place has been dedicated to the Armed Forces, at no expense to the State or to the Military. Reaching over 22,000 visitors in 1997, squadron booster clubs provide volunteers to staff this lounge 365 days a year, meeting the needs of domestic and international traveling military members and their families. Alaska continues to be of strategic importance in the training of our military and defense of the nation. The military has always been there for us, we should not shirk our duties to them.

The existing statute does not allow the Armed Services YMCA to provide these services without a rental charge. So that we may continue to meet the needs of the traveling military in Alaska, the Armed Services YMCA supports House Bill No. 362, "An Act relating to the use of space for military lounges in state-owned or state-controlled airports" with the amended changes to Section 1. AS 02.15.090(a).

This change will allow us to continue our work and at the same time, authorize the Anchorage International Airport to offer the space rent free.

Please contact us if the "Y" can offer any assistance.

Serving Those Who Serve America

Tom Morgan
Executive Director

ja/tm



ANCHORAGE
ARMED SERVICES YMCA OF THE USA

Post Office Box 272
Elmendorf Air Force Base, Alaska 99506
Telephone: (907) 753-2121
FAX (907) 552-4651



Honorary
Life Member
Robert B. Atwood
Alvin H. Fleetwood

*Copy for
Beverly*

August 5, 1997

Representative Terry Martin
716 West 4th Ave. Suite 650
Anchorage, AK 99501

Dear Representative Martin,

For more years than anyone knows, the Armed Services YMCA has been quietly and competently serving the traveling military through the Military Courtesy Lounge located on Concourse B at Anchorage International Airport. At no expense to the State, a safe and secure place has been dedicated to the Armed Forces. Reaching over 23,000 visitors in 1996, squadron booster clubs provide volunteers to staff this lounge 365 days a year, meeting the needs of domestic and international traveling military members and their families. Alaska continues to be of strategic importance in the training of our military and defense of the nation. The military has always been there for us, we should not shirk our duties to them.

So that we may continue to meet the needs of the traveling military, we therefore request that Sec. 02.15.090(a) be reworded to read "However, use of state land and buildings by the Alaska Wing, Civil Air Patrol and its squadrons and the **Armed Services YMCA** shall be permitted without rental charges."

Thank you for your generous support. We appreciate any help you might provide in this area.

Serving Those Who Serve America

Tom Morgan
Executive Director

SCOMM

105:4

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. HB 464

Revision Date: (Note if correction)

Title: "An Act relating to state veterans' home facilities."

Sponsor: (H) STA

Requestor: (H) MLV

Department Affected: Administration

BRU: Alaska Longevity Programs

Component: AK Longevity Programs Management

COMPONENT SERIAL NO. 2263

EXPENDITURES/REVENUES:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
PERSONAL SERVICES	68.4	68.4	2965.0	2965.0	2965.0	2965.0
TRAVEL			7.3	7.3	7.3	7.3
CONTRACTUAL			540.0	540.0	540.0	540.0
SUPPLIES	.5	.5	101.6	101.6	101.6	101.6
EQUIPMENT	3.0		10.9	10.9	10.9	10.9
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	71.9	68.9	3624.8	3624.8	3624.8	3624.8

CAPITAL EXPENDITURES \$12 to \$16 million (50/50 GF/Fed)

CHANGE IN REVENUES ()

FUND SOURCE:

(Thousands of Dollars)

1002 Federal Receipts			396.1	396.1	396.1	396.1
1003 GF Match						
1004 GF	71.9	68.9	2590.8	2590.8	2590.8	2590.8
1005 GF/Program Receipts			637.9	637.9	637.9	637.9
1037 GF/Mental Health						
OTHER						
TOTAL	71.9	68.9	3624.8	3624.8	3624.8	3624.8

Estimate of any current year (FY 98) cost: \$ _____

POSITIONS:

FULL-TIME	1	1	70	70	70	70
PART-TIME			10	10	10	10
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary.) The changes proposed in this bill do not cause an immediate fiscal impact. The cost reflected in this note reflect what the cost would be to construct and run such a home.

Assumptions: Proposed Veterans Home consists of 60 beds of which half are skilled nursing and half are domiciliary care. Cost of skilled nursing beds based on St. Ann's Center (44 beds) daily medicaid rate of \$261.08. Cost of domiciliary care based on Pioneers' Home coordinated services cost of \$2128 per month. Federal receipts based on 1992 per diem rates: \$25.35 per diem for skilled nursing and \$10.83 per diem for domiciliary care. Program receipts based on an expected co-pay from qualified veterans of \$886 per month. Model assumes all residents are qualified veterans eligible for per diem federal assistance (feds require minimum of 75% of residents be eligible veterans). Model does not factor in the costs of vacancy.

Capital costs: projection based on 1988 construction costs of Juneau Pioneers' Home of \$7.1 million (48 beds). For this 60 bed home which, by federal regulation, must be built to skilled nursing home standards cost would range from \$12 to \$16 million at a minimum. Assume opening July 1, 2000. Costs in the first two years are for a project manager.

Prepared by: James Kohn, Director
Division: Alaska Longevity Programs

Phone: 465-4400
Date: _____

Approved by Commissioner: Mark Boyer
Agency: Department of Administration

Date: 3/18/98

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FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. HB 464

Revision Date: _____
Title: An Act relating to state veterans' home facilities.
Sponsor: House State Affairs
Requestor: House (MVA)

Dept. Affected: Health and Social Services
BRU: Medical Assistance
Component: Medicaid Facilities
COMPONENT SERIAL NO. 230
See also (SN#): _____

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY99	FY00	FY01	FY02	FY03	FY04
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						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES ()						
-------------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

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

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY98) cost: \$0.0

ANALYSIS: (Attach a separate page if necessary)

Provisions in House Bill 464 require the Department of Administration to require residents of state veterans' homes to pay for the full cost of their care, except for federal and other nonstate assistance that residents may receive.

The Division of Medical Assistance administers two programs which pay for nursing home services: Medicaid and General Relief Medicaid. The Division assumes that Medicaid, for which the state contributes approximately 40 percent of the cost of services, and GRM, for which the state pays 100 percent of the cost of covered services, are not "federal or nonstate assistance." Therefore, the Department of Administration would not be able to accept reimbursement from either of these programs.

Any change, or different interpretation, of this provision could result in the Medicaid or GRM programs incurring substantial cost increases.

3/16/98
Prepared by: Jon Sherwood
Division: Medical Assistance
Approved by Commissioner: Karen Perdue, Commissioner
Agency: Department of Health & Social Services

Phone: 465-3355
Date: 03/16/98
Date: 3/18/98

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FAX (907) 465-2381



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AL VEZEY
FRED DYSON
MARK HODGINS
KIM ELTON
ETHAN BERKOWITZ

SPONSOR STATEMENT

HOUSE BILL 464,

"An Act relating to state veterans' home facilities"

House Bill 464 amends Chapter 98 SLA 1992. This special law of Alaska authorizes an Alaskan Veterans Home and includes verbiage identifying domiciliary care. However, in order for the state to recuperate approximately 65% of the construction costs of the home from the Veterans Administration, the law must include nursing facilities. Without them, the state will have to shoulder the burden of all construction costs.

Further, Veterans Homes in other states are self sufficient in many cases because they contain nursing facilities. The nursing facility allows the state to collect medical fees from Medicare, Medicaid, and other third party health insurance. This offsets any state operating costs.

Alaska State Legislature

CHAIR:
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KIM ELTON
ETHAN BERKOWITZ

March 9, 1998

Representative Beverly Masek, Chair
Military and Veterans' Affairs Committee

Dear Representative Masek

Please schedule House Bill 464 for hearing in your committee.

A sponsor statement and a copy of the bill are attached.

Thank you,

Jeannette
Representative Jeannette James

Lee

SCOMM

105:5

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. SB 211

Revision Date _____	Dept. Affected <u>DOT&PF</u>
Title <u>Renaming the Gravina Veterans' Memorial Bridge</u>	BRU <u>Office of the Commissioner</u>
as the Ralph M. Bartholomew Veterans' Memorial Bridge	Component <u>Commissioner's Office</u>
Sponsor <u>Taylor</u>	
Requester <u>Senate Transportation</u>	Component Serial No. <u>530</u>

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	FY 03	FY 04
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						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY98) 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 Dennis Poshard
Division Office of the Commissioner
Approved by: *Joseph L. Peltola*, Commissioner
Agency Department of Transportation and Public Facilities

Phone 465-3904
Date 1/27/98
Date 1/27/98

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Committee on Committees



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Fax: (907) 465-3922

352 Front Street
Ketchikan, Alaska 99901
(907) 225-8088
Fax: (907) 225-0713

Senator Robin L. Taylor
Senate Majority Leader

SPONSOR STATEMENT

SENATE BILL 211

In 1989, as Senate Bill 37 was moving through the Alaska State House of Representatives, an amendment was added designating the bridge to be built across the Tongass Narrows at Ketchikan as the Gravina Veterans' Memorial Bridge.

This amendment was offered at the suggestion of Ralph M. Bartholomew, a life-long resident of Ketchikan, a noted civic leader and a veteran of World War II. Ralph was also the leading proponent of the construction of a bridge connecting Ketchikan with its airport.

Ralph Bartholomew passed away last fall at age 74, without seeing his dream of a bridge become reality. It is only appropriate that the bridge be named for its greatest supporter and become known as the Ralph M. Bartholomew Veterans' Memorial Bridge.

Ralph was born in Ketchikan in 1923 and graduated from Ketchikan High School in 1941. That fall his studies at the University of Texas were interrupted by the Japanese attack on Pearl Harbor. He tried to enlist in the Army Air Corps, but needed parental consent. He returned to Ketchikan to enlist and spent nearly three of the next four years in the Aleutians.

District A:

Hyder • Ketchikan • Kupreanof • Meyers Chuck • Petersburg • Saxman • Sitka • Wrangell

Sponsor Statement SB 211

Page Two

In 1946 he joined his father in the family business and remained with Ireland Transfer until its sale in 1996. He was elected chief of the Ketchikan Volunteer Fire Department in 1958 and served for six years. It was during that period that disastrous arson fires plagued downtown Ketchikan, changing the face of the community. Working with city police and the State Fire Marshall, Bartholomew was able to bring the fire bug to justice in 1961.

Ralph served on the school board and planning commission and then on the Ketchikan Gateway Borough Assembly. He was elected Borough mayor in 1990.

Ralph Bartholomew served in almost every volunteer organization in his community and as president of the Eleventh Air Force Association.

For more than the last decade he championed the construction of a bridge to Gravina Island, linking the community with its airport. His advocacy inspired many in his community and the bridge project comes closer to reality with time. When it is completed, the span should serve as the legacy of a true community leader and be named in his honor and the honor of all veterans.

**KETCHIKAN
GATEWAY
BOROUGH**

OFFICE OF THE MAYOR

John "Jack" Shay
344 Front Street
Ketchikan, AK 99901-6494
907-228-6605
(Fax) 907-247-8439

February 3, 1998

Senator Robin Taylor
Attn: Joe Ambrose, Chief of Staff
State Capital, Room 30
Juneau, Alaska 99801-1182

Dear Robin,

This is to confirm this community's unanimous support of your bill SB 211 renaming the airport bridge "Ralph M. Bartholomew Veterans' Memorial Bridge" in honor of our fine former mayor who spent many years in working to make it a reality. The renaming proposal was on my Assembly's agenda several times and a resolution had been prepared to endorse the change when we received word that you had filed a measure to do just that. With a sigh of gratitude we moved on to other challenges, considering that the change was virtually a "fait accompli."

In the intervening months, I have not heard one whisper of opposition to your proposal. Thank you again for supporting our community in this effort.



John "Jack" Shay
Borough Mayor

FAX 2/3/98

Mayor/Personal Address: P.O. Box 3159, Ketchikan, AK 99901
Telephone 225-7429

ALASKA TRUCKING ASSOCIATION, INC.

3443 Minnesota Drive • Anchorage, Alaska 99503 • PHONE (907) 276-1149 • FAX (907) 274-1946

January 21, 1998

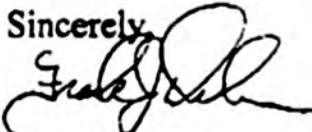
Senate Transportation Committee

Dear Senator Ward, Chairman, and Committee Members,

The Alaska Trucking Association is wholeheartedly in support of S.B. 211. Given Mister Bartholomew's long time advocacy for a bridge across the Tongass Narrows, it seems appropriate to honor him by naming the bridge in his honor. We only wish Ralph could have lived long enough to see the project completed.

Thank you for your attention and please support S.B. 211.

Sincerely,



Frank J. Dillon
Executive Vice President



→ **Sec. 35.40.050. Gravina Veterans' Memorial Bridge.** The bridge to be built across Tongass Narrows to Gravina Island shall be named the Gravina Veterans' Memorial Bridge. (§ 1 ch 56 SLA 1989)

Sec. 35.40.055. Clint Starnes Memorial Bridge. The bridge over the Swanson River in the Captain Cook Park area is named the Clint Starnes Memorial Bridge. (§ 1 ch 56 SLA 1989)

Sec. 35.40.060. Charles E. Carney Memorial Bridge. The bridge over the Little Susitna River on North Shushana Drive in the Matanuska-Susitna Borough is named the Charles E. Carney Memorial Bridge. (§ 1 ch 56 SLA 1989)

Sec. 35.40.065. Chief Eddie Hoffman Road. The Bethel Airport road is named the Chief Eddie Hoffman Road. (§ 2 ch 86 SLA 1989)

Revisor's notes. — Enacted as AS 35.40.035. Renumbered in 1989. **Cross references.** — For legislative findings in connection with the enactment of this section, see § 1, ch. 86, SLA 1989 in the Temporary and Special Acts.

Sec. 35.40.070. Bob Blodgett Nome-Teller Highway. The road connecting Nome and Teller is named the Bob Blodgett Nome-Teller Highway. (§ 1 ch 8 SLA 1991)

Sec. 35.40.075. Ina Johnston Bridge. Bridge number 1192 on Edgerton Park Road over the Little Susitna River is named Ina Johnston Bridge. (§ 1 ch 8 SLA 1991)

Sec. 35.40.080. Briggs Bridge. Bridge number 1739 on Eagle River Loop Road over the Eagle River is named the Briggs Bridge. (§ 1 ch 124 SLA 1992)

Sec. 35.40.085. Black veterans recognition bridge. Bridge number 503 on the Alaska Highway over the Gerstle River at milepost 1392 is named Black Veterans Recognition Bridge. (§ 2 ch 42 SLA 1993)

Cross references. — For statement of legislative purpose in enacting this section, see § 1, ch. 42, SLA 1993 in the Temporary and Special Acts. **Effective dates.** — Section 2, ch. 42, SLA 1993, which enacted this section, took effect on August 30, 1993.

Sec. 35.40.090. Manvil H. Olson Bridge. Bridge number 1030 off Schrock Road over the Little Susitna River is named the Manvil H. Olson Bridge. (§ 1 ch 19 SLA 1994)

Effective dates. — Section 1, ch. 19, SLA 1994, which enacted this section, took effect on August 3, 1994.

Chapter 95. General Provisions.

Section

- 10. Purpose and intent
- 100. Definitions

Sec. 35.95.010. Purpose and intent. The purpose of AS 35.05, AS 35.10, AS 35.15, and AS 35.20 is to establish a public works department capable of carrying out a public works planning and construction program that will provide public buildings necessary to efficient government, and boat harbors, jetties, dikes and breakwaters necessary to the economy of Alaska communities, all of which is to the advantage and benefit of the general welfare of the public. (§ 2 art I title I ch 152 SLA 1957; am § 32 ch 71 SLA 1972)



TELECOPY COVER SHEET
Ketchikan Legislative Information Office
Office - (907) 225-9675 Fax - (907) 225-8546

TO: House Special Committee Military & Veterans
ATTN: Representative Masek FAX: 1-465-4822 PHONE: _____
FROM: Mayor Jack Shoy PHONE: _____
INSTRUCTIONS: SB 211

SENT: Date 3/10/98 Time 6:35 P.M.
DISPOSAL OF ORIGINAL: Discard _____ Hold for Pickup _____
NUMBER OF PAGES: 1 (NOT counting cover sheet)
TRANSMITTED BY: dn

Alaska State Legislature

Please enter into the record my testimony to the HOUSE SPEC. MIL. & VETERANS
 (committee name)
 committee on SB 211, VETERAN'S MEMORIAL BRIDGE, dated 3/10/97.
 bill/subject

TELECON
I APOLOGIZE FOR MISSING THE HEARING - I WAS ENGAGED
IN A SPIRITED DISCUSSION WITH THE FOREST SIC. RE
THE MORATORIUM ON ROADS. RALPH BARTHOLOMEW WAS A
WONDERFUL CITIZEN OF THIS COMMUNITY; IN BUSINESS,
IN COMMUNITY SERVICE IN LOCAL GOVERNMENT AND
IN VETERAN'S' ACTIVITIES. I CANNOT REMEMBER ANY
EVENT RECOGNIZING VETERANS OR THE MILITARY
WHERE RALPH WAS NOT HELPING, ORGANIZING OR
LEADING. IN ADDITION, HIS TIRELESS WORK AND AD-
VOCACY FOR THE GRAVINA BRIDGE SPANNED DE-
CADES. YOU COULD PAY NO FINER TRIBUTE TO OUR
LATE MAYOR, ^{AND HIS FAMILY} THAN TO PASS THIS LEGISLATION -
IF YOU DO, YOU WILL HAVE ANOTHER GUARDIAN
ANGEL TO SMILE DOWN ON YOU - RALPH WILL
BLESS YOUR EFFORTS! THANK YOU,

Signed:

Jack O'Ray Phone (907) 225-7429
 Testifier
MAYOR, KETCH. GATEWAY BORO
 Representing (Optional)
344 FRONT ST. KETCH. AK 99901
 Address

Fax transmitted from Ketchikan Legislative Information Office
 Phone: 225-9675 Fax: 225-8546

Alaska State Legislature

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Ketchikan, Alaska 99901
(907) 225-8088
Fax: (907) 225-0713

Senator Robin L. Taylor
Senate Majority Leader

MEMORANDUM

**To: Representative Beverly Masek, Chairman
Military and Veteran's Affairs Committee**

From: Senator Robin L. Taylor *R.L.T.*

Date: 2/9/98

Ref: Hearing Request - Senate Bill 211

**Please consider this my formal request for a hearing on
Senate Bill 211 at your earliest convenience.**

**SB 211 would re-name the Gravina Veterans' Memorial
Bridge, to be built in Ketchikan, as the Ralph M.
Bartholomew Veterans' Memorial Bridge. Ralph was not
only a veteran of WWII in the Aleutians, he was also the
leading proponent of a hardlink between Ketchikan and its
airport.**

Thank you for your consideration.

District A:

Hyder • Ketchikan • Kupreanof • Meyers Chuck • Petersburg • Saxman • Sitka • Wrangell

Alaska State Legislature

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Judiciary Committee

Member,
Resources Committee
Rules Committee
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Senator Robin L. Taylor
Senate Majority Leader

MEMORANDUM

To: Don Stolworthy
House Military and Veterans' Affairs

From: Joe Ambrose 
Senator Taylor's Office

Date: 3/3/98

Ref: Senate Bill 211 - Backup Info

Attached is the sponsor statement and additional backup information on Senate Bill 211.

Senator Taylor is scheduled for a budget subcommittee meeting that conflicts with your hearing, so I anticipate presenting the bill myself.

We expect additional testimony from Jack Shay, Mayor of the Ketchikan Gateway Borough and from a member of Mr. Bartholomew's family.

If you need anything additional, please call.

District A:

Hyder • Ketchikan • Kupreanof • Meyers Chuck • Petersburg • Saxman • Sitka • Wrangell

SCOMM

105:6

FISCAL NOTE

STATE OF ALASKA
1998 LEGISLATIVE SESSION

BILL NO. HJR 51

Revision Date: _____

Title: A Resolution Supporting H.R. 2924

Sponsor: Rep. Masek, Foster, Ivan

Requester: House Special Cmte on Military & Veterans' Affairs

Dept. Affected None

BRU _____

Component _____

Component Serial No. _____

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 99	FY 00	FY 01	FY 02	03	FY 04
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						
1091 Designated Program Receipts						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY97) cost: _____

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS:

(Attach a separate page if necessary)

Prepared by

Division

Approved by

Agency

Office of Rep. Beverly Masek

Donna M. Henderson

Beverly Masek

Phone 905-2675

Date Feb 4, 1998

Date Feb 4, 1998



Alaska State Legislature

Representative Beverly Masek

Chair, Military & Veterans Affairs

Vice Chair, Transportation

Vice Chair, Resources

Legislative Council

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Wasilla, AK 99654
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907-376-6180 (fax)

During Session:

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Juneau, AK 99801-1182
907-465-2679
907-465-4822 (fax)
1-800-505-2678

SPONSOR STATEMENT - HOUSE JOINT RESOLUTION NO. 51

Supporting Selection of Native Allotments under the Native Allotment Act

House Joint Resolution No. 51 supports the efforts of Alaska Congressman Don Young and his bill H.R. 2924. H.R. 2924 will allow certain Alaska Native Veterans to apply for their allotments under the Native Allotment Act. These Native Veterans missed their opportunity to apply within the specified time period, because they were either serving in war zones, or did not receive their applications from the Bureau of Indian Affairs. This has resulted in inequitable treatment for these veterans. H.R. 2924 will remedy this inequity and allow these veterans to apply for their Native allotments.

HJR No. 51 also supports allowing the restoration of 50,000 acres to the Elim Native Corporation. After 1927, President Hoover revoked approximately 50,000 acres from the Norton Bay Reservation to prevent homesteading by ex-servicemen of World War I. President Hoover's Executive Order violated 43 U.S.C. 150, 41 Stat. 34, which stated that only Congress could withdraw public lands for use as an Indian Reservation. H.R. 2924 seeks to remedy this situation by restoring 50,000 acres to the Elim entitlement.

Between 800 and 2000 Alaska Native Veterans will be affected by H.R. 2924, should it become law.



Alaska State Legislature

Representative Beverly Masek

Chair, Military & Veterans Affairs

Vice Chair, Transportation

Vice Chair, Resources

Legislative Council

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Wasilla, AK 99654
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907-376-6180 (fax)

During Session:

State Capitol
Juneau, AK 99801-1182
907-465-2679
907-465-4822 (fax)
1-800-505-2678

SPONSOR STATEMENT - HOUSE JOINT RESOLUTION NO. 51 **Supporting Selection of Native Allotments under the Native Allotment Act**

House Joint Resolution No. 51 supports the efforts of Alaska Congressman Don Young and his bill H.R. 2924. H.R. 2924 will allow certain Alaska Native Veterans to apply for their allotments under the Native Allotment Act. These Native Veterans missed their opportunity to apply within the specified time period, because they were either serving in combat zones, or did not receive their applications from the Bureau of Indian Affairs. This has resulted in inequitable treatment for these veterans. H.R. 2924 will remedy this inequity and allow these veterans to apply for their Native allotments.

Between 800 and 2000 Alaska Native Veterans will be affected by H.R. 2924, should it become law.

Sitnasuak Native Corporation

Post Office Box 905 • Nome, Alaska 99762
(907) 443-2632 • Fax: (907) 443-3063

February 24, 1998

Congressman Don Young
U.S. Resource Committee
2111 Rayburn HOB
Washington, D.C. 20515

Honorable Don Young,

RE: H.R. 2924

Sitnasuak Native Corporation is the ANCSA village corporation in Nome, Alaska. We have almost 2,500 shareholders. There are only 80 native allotments within our withdrawal area. We've watched the development of your legislation which provides an avenue for veterans to apply for native allotments. We support the concept. We have some comments, as follows:

Page 2, Section 42. (a). (1) It should be written that the eligible veterans should be able to apply for **four 40 acre parcels or the equivalent** of not more than 160 acres. If legislation goes through as written the Department of Interior may say the applicant is eligible for an allotment of not more than 160 acres, and not allow the veteran to apply for **separate** parcels, it would be contrary to the purpose of this legislation.

Page 2 (a) (2) This section should be expanded to include all lands in Alaska, which would allow selection of any land including federal, State of Alaska or ANCSA lands. A clause should be written to allow the ANCSA corporations to have the right to approve or deny the relinquishment of ANCSA corporation land whether it be the surface or sub-surface estate. The ANCSA corporations should also have the right to re-select other land within our original ANCSA withdrawal areas. BLM has a process to allow relinquishment with ANCSA corporation, we have agreed with BLM and approved relinquishment to meet needs of native allotments. This would require the federal and state government to come to agreement on relinquishment too. Recently the State of Alaska relinquished land to BLM which BLM will now convey to Bering Straits Native Corporation. This would truly require the State of Alaska to acknowledge the Alaska Natives service to the nation. If all federal lands are open, what about the Department of Agriculture, Forest Service lands?

Page 2 (a) (3) Regarding the Department of Interior rule making process, the Alaska Native community needs input in the

February 24, 1998

rule making to guarantee that the rules meet the intent of legislation.

Page 2, (b) (2) We agree that heirs of the deceased individuals should have the right to apply.

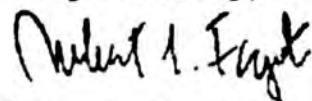
Page 2, (c) We do not believe the Department of the Interior would be able to complete land conveyances pursuant to this legislation within one year. It takes time to work out conveyances and BLM would need additional staff and funds to carry out this special program, especially if they need to work with other land managing organizations. A five year period is probably more realistic. Congress in 1992 passed legislation to amend ANCSA which allowed 18 native allotments east of Nome at Fort Davis. It took until 1997 for conveyance of the land to the people.

We are glad to see the Vietnam era defined by your legislation, as August 5, 1964 to May 7, 1975. The Department of the Interior, Bureau of Indian Affairs broke out the time period of 1970 through 1971 and identified only seven veterans enrolled to Sitnasuak who served during these two year. With the era defined as 1964 - 1975 BIA identified 68 veterans enrolled to Sitnasuak. Kawerak surveyed the people in this region in the mid 1990's. The survey listed twenty-four veterans who specifically identified land in the Sitnasuak area as their native allotment selection.

We wrote to all the other regional non-profit corporations asking if they had lists of veterans who may have identified lands in the Nome area. The majority of the regions just listed names and the time of service, not taking down information on where the veteran would select land, therefore we believe there is probably a large number of people who would select land within our withdrawal area. There are 76 one mile sections which we applied for which could be available for re-selection. **This is why we support the idea that the selection be open to all land.**

Thank you for your work on this very important legislation.

Respectfully,



Robert L. Fagerstrom
President

ia/IA/RLF

DEC 29 1997

U.S. House of Representatives
Committee on Resources
Washington, DC 20515

December 17, 1997

Representative Beverly Masek
Alaska State Legislature
600 E. Railroad Ave.
Wasilla, Alaska 99654


Dear Representative Masek:

Thank you for contacting me on behalf of several Alaskans who inquired into the prospects of enacting H.R. 2924, a bill to amend the Alaska Native Claims Settlement Act to provide for selection of lands by certain veterans of the Vietnam era and by the Elim Native Corporation. I appreciate hearing from you.

H.R. 2924 was introduced on November 7, 1997, and referred to the Committee on Resources; the full committee will retain jurisdiction over this legislation. A copy of the legislation and my remarks on its introduction are enclosed for your review.

Although a hearing schedule is not definitively set, this legislation likely will need hearings that could be spread over an approximately one and one-half year period of time because the issue concerned involves a lengthy process. The main reasons for this are the importance of the issue involved and the large number of people affected by it. There are about 800 to 2000 Alaska Native Veterans who are affected by this bill, and Congress must decide where the lands for them will come from. Even after hearings are completed, moving the bill in committee and passing it through Congress could take perhaps several years depending on several factors such as the Administration's position. I believe it can pass, however, it is not unusual for bills of this nature to undergo time-consuming consideration.

Again, thank you for contacting me. Please do not hesitate to contact me if there is any further information you need.

Sincerely,



DON YOUNG
Chairman

DY/ca/cf
Enclosures

105TH CONGRESS
1ST SESSION

H. R. 2924

To amend the Alaskan Native Claims Settlement Act to provide for selection of lands by certain veterans of the Vietnam era and by the Elim Native Corporation.

IN THE HOUSE OF REPRESENTATIVES

NOVEMBER 7, 1997

Mr. YOUNG of Alaska introduced the following bill; which was referred to the Committee on Resources

A BILL

To amend the Alaskan Native Claims Settlement Act to provide for selection of lands by certain veterans of the Vietnam era and by the Elim Native Corporation.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. VIETNAM VETERANS ALLOTMENT.**

4 The Alaskan Native Claims Settlement Act (43
5 U.S.C. 1600, et seq.) is amended by adding at the end
6 the following:

1 "OPEN SEASON FOR CERTAIN NATIVE ALASKAN
2 VETERANS FOR ALLOTMENTS

3 "SEC. 41. (a) IN GENERAL.—(1) During the one-
4 year period beginning on the date of enactment of this
5 section, an individual described in subsection (b) is eligible
6 for an allotment of not more than 160 acres of land under
7 the Act of May 17, 1906 (chapter 2469; 34 Stat. 197),
8 as such Act was in effect before December 18, 1971.

9 "(2) Allotments selected under this section shall not
10 be from existing native or non-native campsites.

11 "(3) The Secretary shall prescribe such rules as may
12 be necessary to carry out this section.

13 "(b) ELIGIBLE INDIVIDUALS.—(1) An individual is
14 eligible under subsection (a) if the individual would have
15 been eligible under the Act of May 17, 1906 (chapter
16 2469; 34 Stat. 197), as such Act was in effect before De-
17 cember 18, 1971, and the individual is a veteran of the
18 Vietnam era.

19 "(2) For purposes of this section, in the case of an
20 individual described in paragraph (1) who is deceased, the
21 heirs of the individual shall be treated as the individual
22 described in paragraph (1).

23 "(c) CONVEYANCE DEADLINE.—The Secretary of the
24 Interior shall complete land conveyances pursuant to this

1 section not later than one year after the end of the period
2 referred to in subsection (a).

3 “(d) DEFINITIONS.—For the purposes of this section,
4 the terms ‘veteran’ and ‘Vietnam era’ have the meaning
5 given such terms by paragraphs (2) and (29), respectively,
6 of section 101 of title 38, United States Code.”.

7 **SEC. 2. ELIM NATIVE CORPORATION LAND RESTORATION.**

8 The Alaskan Native Claims Settlement Act (43
9 U.S.C. 1600, et seq.), as amended by section 1 of this
10 Act, is further amended by adding at the end the follow-
11 ing:

12 “ELIM NATIVE CORPORATION LAND RESTORATION

13 “SEC. 42. (a) WITHDRAWAL AND AVAILABILITY FOR
14 SELECTION.—The lands described in subsection (b) are
15 withdrawn from disposition under the public land laws,
16 entry or appropriation under the mining laws of the Unit-
17 ed States, and the operation of the mineral leasing laws
18 of the United States, subject to valid existing rights, for
19 a period of one year from the date of enactment of this
20 section, for selection by the Elim Native Corporation
21 under this section.

22 “(b) LANDS DESCRIBED.—The lands described in
23 this section are within the boundary of the parcel of land
24 in the vicinity of Elim, Alaska, at approximately latitude
25 64 50 N. longitude 162 00 W, more particularly described
26 as follows:

1 “Beginning at the point of intersection of line
2 3-4, U.S. Survey No. 2548 with the protracted West
3 Boundary of T8S, R18W KRM, Alaska;

4 “Thence North, along the west boundary of the
5 aforementioned township, approximately 4½ miles
6 to the protracted position for the corner of sections
7 1, 6, 7, and 12;

8 “Thence Northeasterly, parallel with line 4-3 of
9 U.S. Survey No. 2548, approximately 20½ miles, to
10 a point;

11 “Thence East approximately 6 miles to corner
12 No. 3 U.S. Survey No. 2548;

13 “Thence Southwesterly along lines 3-4, U.S.
14 Survey 2548 approximately 27½ miles to the point
15 of beginning.

16 “(c) AUTHORIZATION TO SELECT LANDS; RESERVA-
17 TION OF EASEMENT.—The Elim Native Corporation is
18 authorized to select 50,000 acres of lands within the
19 boundary of the lands described in subsection (b) to sat-
20 isfy its land entitlements under section 19(b). The Sec-
21 retary is authorized to receive, adjudicate, and convey the
22 lands to the Elim Native Corporation subject to—

23 “(1) valid existing rights; and

24 “(2) an easement reserved to the United States
25 for the benefit of the public. An easement in the

1 lands shall be reserved to the Iditarod National His-
2 toric Trail.

3 “(d) WITHDRAWAL AND SELECTION OF ADDITIONAL
4 LANDS.—The Secretary is authorized to withdraw, and
5 Elim Native Corporation is authorized to select, not later
6 than 18 months after the date of the enactment of this
7 section additional lands adjacent to the lands withdrawn
8 by subsection (a) to fulfill Elim Native Corporation’s land
9 entitlements equal to the total acreage of the Norton Bay
10 Reservation as withdrawn by Executive Order No. 2508,
11 dated January 3, 1917.

12 “(e) FINALITY OF SELECTIONS.—Selection by the
13 Elm Native Corporation of lands under subsection (c) or
14 (d) shall constitute full satisfaction of any claim or entitle-
15 ment of the Elim Native Corporation—

16 “(1) with respect to subsection (c), to its land
17 entitlements under section 19(b), and

18 “(2) with respect to subsection (d), to the extin-
19 guishment of the Norton Bay Reservation (as with-
20 drawn by Executive Order No. 2508, dated January
21 3, 1917).”.

○



Alaska State Legislature

Representative Beverly Masek

Chair, Military & Veterans Affairs

Vice Chair, Transportation

Vice Chair, Resources

Legislative Council

During Interim:

600 East Railroad Avenue

Wasilla, AK 99654

907-376-2679

907-376-6180 (fax)

During Session:

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NEWS RELEASE

April 20, 1998

House Joint Resolution 51 Approved by the Legislature

In response to action by Alaska Congressman Don Young, the Alaska State Legislature has passed House Joint Resolution 51.

Sponsored by Representative Beverly Masek (R-Willow), House Joint Resolution 51 supports H.R. 2924, a bill which corrects mistakes made during the application period of the Native Allotment Act.

During the Vietnam War, Alaska Native Veterans serving in Vietnam were not afforded the opportunity to apply for their allotments, because they were either serving in combat zones or were overlooked by the Bureau of Indian Affairs. H.R. 2924 will allow these forgotten veterans to apply for their allotments under the Native Allotment Act. HJR 51 expresses the Alaska State Legislature's support for Congressman Young's efforts to remedy this inequity.

"It's only right and appropriate that we should go back and make an accommodation for those who were overlooked because they were serving their country," stated Representative Masek.

While it may take a couple of years to pass this bill, Representative Masek believes, "It's important for all of us to support righting a wrong and I'm honored to be able to help Congressman Young in his efforts."

For more information contact: Don Stolworthy at (907)465-2679 or fax (907)465-4822.



Alaska State Legislature

Representative Beverly Masek

Chair, Military & Veterans Affairs

Vice Chair, Transportation

Vice Chair, Resources

Legislative Council

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Wasilla, AK 99654
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HOUSE SPECIAL COMMITTEE ON MILITARY & VETERANS' AFFAIRS

To: Senator ~~Tim Kelly~~, Chair
Senate Rules Committee
Fr: Representative ~~Masek~~, Chair
Re: Request for Hearing on HJR 51
Dt: March 30, 1998

Please consider this my formal request for a hearing on House Joint Resolution 51. My hope is that HJR 51 could be heard no later than April 8, 1998.

HJR 51 is a resolution supporting Congressman Don Young's HR 2924, which will amend the Alaska Native Claims Settlement Act to allow Native Alaska veterans from the Vietnam era to make their land selections. Between 800 and 2000 Native veterans missed their chance to apply for their land selections under the Native Allotment Act, because they were either serving in combat zones or were overlooked by the BIA. HR 2924 also restores 50,000 acres to Elim Native Corporation, which were improperly removed by presidential executive order.

HJR 51 passed out of the House Special Committee for Military & Veterans' Affairs with unanimous consent on February 24, 1998. It passed the House of Representatives unanimously (35 yeas / 0 nays) on March 2, 1998. The Senate Resources Committee amended HJR 51 on March 30, 1998 and passed it out with individual recommendations. The Senate Resources Committee Substitute emphasizes support for the Native Alaska veterans' land selections, but makes HJR 51 silent on the issue of the Elim Native Corporation's land selections.

Should you have any questions, contact Don Stolworthy in my office at extension 2811.



Alaska State Legislature

Representative Beverly Masek

Chair, Military & Veterans Affairs

Vice Chair, Transportation

Vice Chair, Resources

Legislative Council

During Interim:

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Wasilla, AK 99654
907-376-2679
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1-800-505-2678

HOUSE SPECIAL COMMITTEE FOR MILITARY & VETERANS' AFFAIRS

To: Senator ~~Rick Halford~~, Chair
Senate Resources Committee
Fr: Representative ~~Masek~~, Chair
Re: Request for Hearing on HJR 51
Dt: March 3, 1998

Please consider this my formal request for hearing on House Joint Resolution as soon as possible. My hope is that HJR 51 could be heard as soon as possible, but no later than the week of March 23 - 27, 1998.

HJR 51 is a resolution supporting Congressman Don Young's HR 2924, which will amend the Alaska Native Claims Settlement Act to allow Native Alaska veterans from the Vietnam era to make their land selections. Between 800 and 2000 Native veterans missed their chance to apply for their land selections under the Native Allotment Act because they were either serving in combat zones or were overlooked by the BIA. HR 2924 also restores 50,000 acres to Elim Native Corporation, which were improperly removed by presidential executive order.

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Should you have any questions, contact Don Stolworthy in my office at extension 2811.

THANK YOU MADAM SPEAKER

During the Vietnam Era, between 800 and 2,000 Alaska Native Veterans serving in our armed forces missed out on their opportunity to make their land selections under the Native Allotment Act.

These veterans were either fighting in combat zones or were simply overlooked by the BIA.

HJR 51 calls on the Alaska State Legislature to support Congressman Don Young's efforts to correct this situation by amending the Alaska Native Claims Settlement Act.

Congressman Young's amendment would allow these overlooked veterans to make their land selections

ON MARCH 2, 1998, THIS BODY PASSED HJR 51 BY A VOTE OF 35 YEAS AND ZERO NAYS.

THE SENATE RESOURCES COMMITTEE MADE A MINOR AMENDMENT TO THE RESOLUTION WHICH...

EMPHASIZES THIS LEGISLATURE'S SUPPORT FOR OPENING ANCSA TO LAND SELECTIONS BY ALASKA NATIVE VETERANS AND

~~MAINTAINS A NEUTRAL POSITION REGARDING THE PROPOSED LAND SELECTIONS BY THE ELIMNATIVE CORPORATION~~

ON APRIL 17, THE OTHER BODY PASSED THIS RESOLUTION BY A UNANIMOUS VOTE.

ONCE AGAIN I CALL ON THIS BODY TO DEMONSTRATE ITS SUPPORT FOR OUR ALASKA NATIVE VETERANS BY VOTING FOR SENATE COMMITTEE SUBSTITUTE HJR 51.

During the Vietnam Era, between 800 and 2,000 Alaska Native Veterans serving in our armed forces missed out on their opportunity to make their land selections under the Native Allotment Act.

These veterans were either fighting in combat zones or were simply overlooked by the BIA.

HJR 51 calls on the Alaska State Legislature to support Congressman Don Young's efforts to correct this situation by amending the Alaska Native Claims Settlement Act.

Congressman Young's amendment would allow these overlooked veterans to make their land selections.

HJR 51 also calls on the Alaska State Legislature to support Congressman Young's efforts to restore 50,000 acres of land to the Elim Native Corporation.

This land was improperly withdrawn from the Norton Bay Reservation in 1927 by Presidential Executive Order.

HJR 51 will send a clear message to the United States Congress that this Legislature supports our delegation's efforts on this issue.

Thank you.

20th Alaska State Legislature

First Session, 1997



Elim Native Corp

907-890-3737

Robert Keith, President

Res. granted 1917 - \$350,000 Reindeer Reserve.
← 1929 C.O. Removed 50,000 for W.I. Homestead Act.

Like Venetie went w/ 1966 Reserve Boundaries
Surface + Subsurface 297,000 acres.

~~50,000 acres of land were in 1968~~
50,000 would come out of Blm lands →

Not selecting east of Clm - go north onto Blm.
State + Bering Straits Reg. Corp

\$27,000 eligible for.

(Booker 21 ET)

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29,000 acres will extinguish ~~all~~
any other claims.

Fee Simple / patents -

are subject to valid + existing rights.

FROM: P. J. B. S. J. C. R. T. T.

Robert Keith
 Elim Native Corporation
 H.R. 2924, Alaska Native Claims Settlement Act Amendments
 Testimony
 U.S. House of Representatives, Committee on Resources
 2/25/98

Mr Chairman

I am here to speak in support of HR 2924

Good afternoon my Name is Robert Keith, I am currently the President of Elim Native Corporation. I and our Vice President Joe Murray Jr. have been sent to represent Elim Native Corporation, we strongly support HR2924. Our Shareholders since 1986 strongly support the return of land unjustly taken from Elim in 1929.

The Norton Bay Reserve was created in 1917. It is located about 110 miles southeast of Nome, Alaska. The Reserve is about 40 miles by 10 miles, and originally included about 350,000 acres. It is currently populated by about 295 Alaska Natives, 5 or 6 non Natives and 7 teachers who live in the village of Elim.

The Reserve was administered by the U.S. Department of Education until 1931, when the responsibility was transferred to the BIA. When the Alaska Native Claims Settlement Act (ANCSA) was passed in 1971, the Reserve was revoked and administrative control passed to the U.S. Bureau of Land Management, subject to the right of the Elim Corporation to acquire the land under ANCSA.

By Executive Order 2508, January 3, 1917, President Woodrow Wilson set aside the Norton Bay Reserve "for the use of the United States Bureau of Education and of the natives of indigenous Alaskan race", including adjacent islands within three miles of the coast.

In 1919 Congress forbade Executive withdrawal of public lands for use as Indian reservations except by Act of Congress. In 1927 Congress forbade any changes in the boundaries of Executive Order reservations for the use of Indians except by Act of Congress.

In 1929 President Herbert Hoover by Executive Order 5207, October 12, 1929, purported to partially revoke the 1917 Executive

Order Reservation, containing about 50,000 acres. The Executive Order also purported to open up said revoked portion to homestead entry by World War I veterans for a limited time, and thereafter the revoked portion would be opened to the public under the public land laws.

Returning Elim Land through HR2924 along with the Vietnam Veterans allotment provision would be a honorable way to do business, this bill address two different injustices, World War I veterans homestead ^{along with EP 2A07} act created an injustice for Elim and Vietnam Veterans unable to receive Native Allotments because of their absence while serving their country.

There is an interesting story behind how this 50,000 acres was withdrawn from our reserve. According to our Elders a miner was exploring for gold on one of the many creeks in the area of the 50,000 acres in question. The miner left the area after finding some gold in the one of the many creeks, he then went back to Washington DC and lobbied to have the 50,000 acres removed from the Elim reserve. He was successful through the World War I Veterans Homestead Act. He returned to the 50,000 acre area to stake his homestead claim on the creek where he had previously found the gold. He was unable to locate the creek and was later found dead of apparent starvation. We have not been able to determine if any kind of notification was given to Elim peoples of this land withdrawal back then.

In 1967 Ernest Nylin was asked to testify by David Saccheus, President of the Elim IRA Council, this hearing (held in 1968) was being held by Senator Gruening on Land Claims in Anchorage. Ernest's recollection of his testimony is that he had requested for the entire 350,000 acres (as per Executive Order 2508) to be given to Elim. Enclosed is a signed statement by Ernest Nylin (see attachment 1). Ernest is currently the Elim IRA Council Tribal Coordinator (a Kawerak Inc. employee). He has been active since the early 1950's as a Community leader in various capacities. Ernest Nylin's coming forward just last week, has not given us time

FROM : Panasonic PFF

to research his claim for verification and added documentation.

Last year Elim Native Corporation's vice president Joe Murray Jr. testified before congress on this Land issue just as I am today. As part of his testimony he stated that we had Koyuk's support, we have had Koyuk's support since April 20, 1994. Koyuk would object if we were to get land close to their village (east of our border) , so in order to get their support we have since April 11, 1994 chosen to get land north of our border as authorized by our shareholders at a special meeting. I have heard that Department of Interior was stating that Koyuk objects to Elim Native Corporation getting land back. Your Bill HR 2924 Congressman Young well if passed give Elim Native Corporation 50,000 acres back on our Northern border subject to valid existing rights, fully accommodating Koyuk's concerns . Enclosed as attachment 2 are two letters of support and a map.

I have been told to expect some disapproval to HR2924 and this disapproval would come from the more fervent environmental groups. Our Tribal Government, Village Corporation and City Municipality are extremely mindful of economic development because of a 50 to 80 % unemployment rate in our village and food prices are 300% higher than Anchorage and Seattle. This accentuates our long ongoing and continued dependence on our natural resources for Subsistence, this makes us careful not to adversely impact our environment. Elim Native Corporation (with Kawerak Inc. technical assistance) has developed a comprehensive Land Use Policy, and a Forest Stewardship Plan (with extensive technical assistance from Soil Conservation Service and US Forest Service). A Forest Stewardship Plan is a balance between conservation and development.

However tempted I am of desiring to contend with the Department of Interior and the President's Office for their objecting and veto threats in relation to Elim Native Corporation Land issue over these many years - I have always tried to develop relationships. The President and the Department of Interior have sought to justly

FROM : Panasonic PPF

work with Native Americans, their actions in relation to Elim have not been just in our eyes. You Congressman Young have tirelessly sought a just resolution over a long number of years on behalf of Elim and on behalf of Elim I would like to thank you again for introducing legislation addressing Elim Native Corporation's Land return. I am hopeful that patient determination will triumph. Thank you for this opportunity to testify.

FROM : Panasonic PPF

DT: 02/28/98
 TO: Anchorage Daily News Editor
 FR: Robert A. Keith
 PO Box 39044
 Elim, Alaska 99739
 Phone # 907-890-2269
 RE: Letter to the Editor

*I do not
 know if this
 Letter to the
 editor was
 published*

Dear Sirs

I am writing in response to your article "Top Officials oppose Young's land - Transfer bill" that appeared in the Saturday issue. I just returned to Alaska from testifying at Congressman Young's House Resources committee in Washington DC when I read the above mentioned article. I was testifying as Elim Native Corporation's President and as such have a much different perception of that Congressional Hearing. I do not recall seeing any top level officials, at least not at the DC level, what constitutes a top level official? I did not see any Presidential Secretaries, Assistant Secretaries or any Solicitors. I did see a few mid level agency bureaucrats testify.

A closely knit concert of testimony by a environmental group and various Dept. of Interior and Dept. of Agriculture agencies opposing Congressman's Young's latest Alaska Native Claims Settlement Act (ANCSA) amendments. Only on the proposed Vietnam Veterans Allotment not amendment did the Federal employees give some room for negotiation provided that their numerous concerns are addressed. If these amendments were to pass would these new ANCSA lands fall under the purview of the State of Alaska as with other ANCSA lands? If that is true these agencies who so strenuously opposed Young's ANCSA amendments have a clear cut motive, holding on to the current size of their environmental empire.

We in Elim are very mindful of our environment i.e. the health and/or the lack thereof - to balance that out, high unemployment in our village makes us mindful of economic development. Wise stewardship demands balance and careful planning.

There are some mistakes in your news report. Elim Native Corporation will be the recipient of up to 50,000 acres not the "Native Village of Elim" (a federally recognized Tribe) if justice prevails. There was no "promise" there was a reservation created in 1917 containing 350,000 acres. Since 1927 only an act of Congress can reduce a reservation, in 1929 President Herbert Hoover removed 50,000 acres from our reservation through the World War I veterans homestead act. No one has applied for land under the WWI veterans homestead act in that 50,000 acre tract.

Returning Elim Land along with the Vietnam Veterans allotment provision would be a honorable way to do business, this bill addresses two different injustices, World War I veterans homestead act created an injustice for Elim and Vietnam Veterans unable to

FROM : Panasonic PPF

receive Native Allotments because of their absence while serving their country. To see both pass would be poetic justice. Those Native Vietnam veterans who served and those who died serving our country should receive what others received, their absence while serving should not preclude their eligibility. Congressman Young is seeking simple justice through the amendments he has introduced.

Proposed Amendment to HJR 51

By Representative Beverly Masek, Chair

House Special Committee for Military & Veterans' Affairs Committee

Insert the word "era" on line 2 of the title so that it reads, "Vietnam era veterans" and insert the word "era" on line 7, so that it reads, "Vietnam era veterans."

This amendment will ensure that House Joint Resolution reflects more accurately the language contained in H.R. 2924.

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