



HB

550



# Committee Log Book - 1980

Tape Number XX11

SENATE C/RA

Side Number 1 & 2

Committee

Dates 4/15/80 to --

PRESENT: Senators Mulcahy, Rodey, Chairman Sturgulewski  
LATE: Senators Stimson and Kelly

## Bill Numbers Discussed

|             |           |  |  |  |  |  |  |  |  |
|-------------|-----------|--|--|--|--|--|--|--|--|
| CSHB<br>550 | SB<br>546 |  |  |  |  |  |  |  |  |
|-------------|-----------|--|--|--|--|--|--|--|--|

| Date & Time        | Tape Meter Number | Bill        | Significant Information (Witness, Action)  |
|--------------------|-------------------|-------------|--|
| 1:30 p.<br>4/15/80 | 005               | CSHB<br>550 | Chairman Sturgulewski opened meeting & gave a brief summary  |
|                    | 029               |             | Representative Joyce Munson, Sponsor   |
|                    | 123               |             | Sen. Rodey / Traffic lights owned by city?   |
|                    | 188               |             | Mike Thompson, Anchorage Municipality Traffic Div.   |
|                    | 208               |             | Sen. Rodey questioned past cooperation/coordination between State and Municipality   |
|                    | 242               |             | Ron Lind, Dept. of Transportation & D.P. - No Objections   |
|                    | 250               |             | Mitch Gravo, Anchorage Municipality, Support bill  |
|                    | 281               |             | Senator Rodey moved to "do pass" no objections..   |
|                    | 300               | RES.        | Summary / resolution requesting Gov. to direct Dept. Fish & Game to conduct study relating to the restocking of Anchorage lakes. COMM. INTRODUCE??<br>by Sen. Rodey<br>No objections for Committee introduction. |
|                    | 373               | RES         | Summary / Utility Revolving Loan Fund / by Sen. Sturgulewski. No objections to Comm. introduction  |
|                    | 405               | SB<br>546   | Capitol Foundation Program   |
|                    | 536               |             | Marge Gorsuch, AA lis. C/RA  |
|                    | 449               |             | Jim Rhodes, AA Rep. Malone / Formula Summary   |

SIDE 2 -----

159  
221

Sen. Kelly objects to formula base  
Meeting adjourned.

*No Action  
TAL K*



Official Business

# Alaska State Legislature

## Senate Committee on Community & Regional Affairs

Pouch V  
State Capitol  
Juneau, Alaska 99811

April 14, 1980

TO: Senator Bob Mulcahy  
Vice-Chairman  
Senator Tim Kelly  
Senator Pat Rodey  
Senator Terry Stimson  
Representative Joyce Munson

FROM: Arliss Sturgulewski  
Chairman

SUBJECT: Committee Meeting, Capitol Building, Butrovich Room

Tuesday, April 15, 1980 - 1:30 p.m.

CSHB 550, am - An Act relating to the transfer to certain municipalities of the responsibility of the Department of Transportation and Public Facilities for traffic control systems; and providing for an effective date.

SB 546 - Briefing/ Regarding state aid capital projects/ establish capital project foundation fund and providing for an effective date.

Wednesday, April 16, 1980 - 1:30 p.m.

SB 546 Joint Senate/House C/RA Teleconference (Governor's Conference Room)

I. REQUEST

Bill/Resolution No. CSHB-550  
Title Transfer to certain municipalities of responsibility of DOT/PF for traffic signals  
Requested by Senator Sturgulewski Date 4/3/80

II. FISCAL DETAIL

Agency Affected Department of Transportation & Public Facilities  
Program Category Affected Transportation  
BRU, Program, or Subprogram(s) Affected Maintenance & Operations  
(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollar)

|                          | FY 80 | FY 81 | FY 82 | FY 83 | FY 84 | FY 85 |
|--------------------------|-------|-------|-------|-------|-------|-------|
| 100 PERSONAL SERVICES    |       |       |       |       |       |       |
| 200 TRAVEL               |       |       |       |       |       |       |
| 300 CONTRACTUAL          |       |       |       |       |       |       |
| 400 COMMODITIES          |       |       |       |       |       |       |
| 500 EQUIPMENT            |       |       |       |       |       |       |
| 600 LAND & STRUCTURES    |       |       |       |       |       |       |
| 700 GRANTS, CLAIMS, ETC. |       |       |       |       |       |       |

TOTAL -0-

FUNDING (Thousands of Dollars)

|                             | FY 80 | FY 81 | FY 82 | FY 83 | FY 84 | FY 85 |
|-----------------------------|-------|-------|-------|-------|-------|-------|
| GENERAL FUND                |       |       |       |       |       |       |
| FEDERAL FUNDS               |       |       |       |       |       |       |
| OTHER (Specify Fund Source) |       |       |       |       |       |       |

POSITIONS

|           | FY 80 | FY 81 | FY 82 | FY 83 | FY 84 | FY 85 |
|-----------|-------|-------|-------|-------|-------|-------|
| FULL TIME |       |       |       |       |       |       |
| PART TIME |       |       |       |       |       |       |
| TEMPORARY |       |       |       |       |       |       |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

The bill is drafted with the provisions providing for the inclusion of terms and conditions to be in the public interest and for payment to the municipality to be based upon previous maintenance and operation costs and will not cause a cost change to State government.

If a unified municipality and the State enter into an agreement, the State would reduce personnel and related costs and increase contractual services to allow payment to the municipality. At this time, the costs which would be applicable are not known since the particular makeup of the agreement would decide the costs.

IV. DATE 4/3/80 PREPARED BY Ron B. Lind, Deputy Commissioner  
AGENCY DOT/PF  
PHONE 465-3900  
Original: Legislative Finance  
cc: Budget and Management  
Prime Sponsor (First Legislator Named)

4/14/80 --- ARLISS

CSHB 550, am

Ken Spray, Local 71, Juneau 586-6993 called (I missed him when he stopped by earlier...)

HE OPPOSES ABOVE BILL.


Union's standpoint - employees might not want to transfer - with state they have benefits plus collective bargaining, and might not want to be pushed into municipality, as city ordinances can change on whims, (as did Fbx??)

He questions that Anchorage could better handle the computer(s) versus state.... Said if employees don't wish to transfer, they are awfully hard to obtain - it took his union over 6 months the last time looking for the state - Questions whether one or two computers involved and different benefits - why not DOT-PF taking over.. etc.

He wanted you to know his feelings - and plans to testify ...

-----  
Mitch stopped by and called Frank Tecco, who told me:

Anchorage system is under one computer: traffic control system, and State and municipality have plugged in their respective operation signals.... Anchorage currently has 4 engineers, 10 technicians which cover many other facets, fire alarms, police monitoring, etc -- as result of above transfer, where State currently has 3 technicians working in Anchorage area, this would change to 1 engineer and 2 technicians. - this added to the existing positions

  
For Line 219 Computer & Personnel

# Municipality of Anchorage

## MEMORANDUM

DATE: January 13, 1978  
TO: Mayor Sullivan through Municipal Manager  
FROM: Municipal Traffic Engineer  
SUBJECT: Traffic Signal System

Since my appointment to the position of Traffic Engineer in Anchorage, I have had ample opportunity to observe the operation of traffic signals and their capability for moving traffic through the Municipality. I have also become acquainted with the Computer Center and the efforts the State Maintenance and Operations Section has undertaken towards establishing a synchronized signal system. I am frequently reminded of the State signal failure response record and have discussed operations with the State Maintenance and Operations Section.

I am disturbed by the State's entire operation, primarily because the necessary expertise to manage such an esoteric enterprise as the new traffic signal system exceeds the capability which the State possess. Maintenance and Operations has assumed full responsibility for traffic movement and retains formal authority for traffic control. Maintenance men and technicians cannot learn enough from "sales training classes" to replace many years of actual experience with traffic signal controllers on the streets. Soon Honeywell will leave and the problem will be compounded since the Maintenance and Operations Section will be left to control traffic by themselves

It is increasingly obvious that the recent reorganization of the Department of Transportation has adversely effected its operation and overall efficiency by dissecting the Traffic Engineering functions. Planning and Design contain experienced Traffic Engineers, yet they have no control over day to day operations on the highways. The actual control of and responsibility for traffic movement has now been assumed by the State Maintenance and Operations Section. Thus, the formal authority in traffic control for 80% of Anchorage's traffic signals and major highways now rests within an organization that contains no professional Traffic Engineers. Furthermore, the State has a complex computer center to provide traffic signal control through System Engineering, but have no System Engineering personnel nor anyone experienced in computer programming, signal systems or urban signalization control techniques.

It is time that we seriously consider resuming all traffic control facilities in the urbanized area of this Municipality. The opportunity is present because we possess both the expertise in the engineering functions and in the maintenance functions to optimize the benefits achievable from the present equipment.

Mayor Sullivan through Municipal Manager  
RE: Traffic Signal System  
January 13, 1978

-2-

The following list contains justification why the Municipality of Anchorage should resume complete control of the traffic signal system within the urban area.

- . The people of this Municipality have indicated their intent to be unified, eliminate divided jurisdictional controls and remove outside big brother attitudes. We can no longer "pass the buck" in citizen complaints to the State.
- . Commissioner Harris has reportedly stated that he supports contracting activities to local jurisdictions as much as possible.
- . Talk within the electronics industry is centering around the preparation of an annual maintenance package to present to the State. The package will include the private maintenance of all traffic signals and the Computer Center.
- . Don McAllen, Electronics Supervisor, informs me that, with the addition of the 3 man State signal crew, we can maintain all signals and other hardware. Furthermore, we can work a swing shift because of our depth in electronic personnel (9+3). We will be able to respond to emergencies faster, with more equipment, manpower, and expertise. This will reduce vehicular delay and inconvenience while increasing public safety.
- . We have two Associate Traffic Engineers in our office which have extensive background and training in traffic signals and traffic signal systems. Both of the following individuals have the knowledge of what actually happens on the street when one pushes buttons in the Computer Center.

Mr. Bob Sickler has 10 years of experience in field tuning traffic signal controllers and 5 years of work with a similar traffic computer system. Mr. Sickler is currently President of the Northwest Section of the International Municipal Signal Association and has kept himself, through this Association, well informed of all the advances in traffic signal system control.

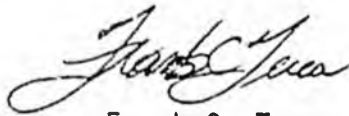
Mike Thompson is educated in computer systems and computer language by a highly technical college and for the past 4 years has worked with traffic signal design and had complete responsibility for a similar traffic signal control computer in Portland, Oregon.

Mayor Sullivan through Municipal Manager  
RE: Traffic Signal System  
January 13, 1978

-3-

We can resume the operation and maintenance of all traffic signal equipment in urban Anchorage by securing an additional 3 man traffic maintenance crew with ~~an Associate Traffic Engineer and one Technician~~ to operate the Computer Center. This will not adversely impact the Municipality's budget because the salaries paid these 4 men would be furnished through a State Contract. Maintenance and repair of the Computer Center would be contracted to Honeywell and also charged back to the State. Since all the overhead and management for this operation already exists in the Municipality, it will save the requirement for redundant management within the State.

You suggested that I have lunch with Mr. O'Sullivan to discuss our participation in the Computer Center. I seek your support in discussing the transfer of the entire traffic signal system facilities over to the Municipality. I feel confident that we can convince the State of the merits of Municipal management. I solicit your support in this endeavor for I am convinced that the motoring public in Anchorage will benefit.



Frank C. Tecca  
Municipal Traffic Engineer

FCT:ae

HB

585

COMMITTEE REPORT  
SENATE

FURTHER: None

2/20/80

Date: March 6

Mr. President:

The Committee on COMMUNITY & REGIONAL AFFAIRS has had HB 585 incorporation of second class boroughs as home rule boroughs

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for \_\_\_\_\_  same title  
 new title
- and recommends \_\_\_\_\_
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

Bob Mulvaney

Tom Kelly

John F. ...

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

\_\_\_\_\_

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\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Arthur Standaert

CHAIRMAN

Do Pass

# Committee Log Book - 1980

Tape Number XIV

SENATE C/RA  
Committee

Side Number 1

Present: Senators Rodey, Kelly, Mulcahy, &  
Chairman Sturgulewski

Dates 3/6/80 to -

## Bill Numbers Discussed

|           |                      |  |  |  |  |  |  |  |  |
|-----------|----------------------|--|--|--|--|--|--|--|--|
| SB<br>352 | <del>HB</del><br>585 |  |  |  |  |  |  |  |  |
|-----------|----------------------|--|--|--|--|--|--|--|--|

| Date & Time | Tape Meter Number | Bill      | Significant Information (Witness, Action)   |
|-------------|-------------------|-----------|---|
| 1:30<br>005 |                   | SB<br>352 | Chairman Sturgulewski - overview            |
|             |                   |           | Palmer McCarter, Dept. C/RA                 |
|             | 091               |           | Sen. Mulcahy                                |
|             | 170               |           | Jack Chenoweth, Legal Division              |
|             | 220               |           | Palmer McCarter                             |
|             | 284               |           | Marilyn Miller, AML Support of SB 352       |
|             | 299               |           | Sen. Kelly moved "do pass w/ind. rec."      |
|             |                   |           | Sen. Mulcahy moved "do pass"                |
|             | 327               | HB 585    | Sen. Rodey moved to consider "CS"/ No obj.  |
|             | 342:              |           | Jack Chenoweth, Legal Division (Overview)   |
|             | 440               |           | Carolyn Burg                                |
|             | 509               |           | Marilyn Miller, AML                         |
|             | 524               |           | Palmer McCarter, Dept. C/RA (Line 20 - 10%) |
|             |                   |           | Sen. Kelly                                  |
|             |                   |           | Sen. Rodey                                  |
|             |                   |           | Sen. Kelly & Rodey                          |
|             | 611               |           | Moved to amend 10% to 15% - Sen. Kelly      |
|             | 617               |           | Sen. Kelly moved "do pass w/ind. rec."      |

Sen. Rodey & Mulcahy concurred.

621 ADJOURNMENT



Official Business

# Alaska State Legislature

Senate  
Committee on  
Community & Regional Affairs

Pouch V  
State Capitol  
Juneau, Alaska 99811

February 5, 1980

TO: Senator Bob Mulcahy  
Vice-Chairman  
Senator Tim Kelly  
Senator Pat Rodey  
Senator Terry Stimson  
All Interested Parties

FROM: Arliss Sturgulewski <sup>(1)</sup>  
Chairman

SUBJECT: Committee Meeting, Butrovich Room 207, Capitol Building

Thursday, March 6, 1980 - 1:30 p.m.

SB 352 - Requiring fiscal notes/bills affecting municipalities

HB 585 - Re/incorporation of 2nd class borough/home rule

power projects for the two river systems, but  
announce a decision to proceed with the work.

## Home rule bill proposed

By The Associated Press

The House has passed and sent to the Senate a bill to allow second class boroughs to move to home rule status.

The bill, H3587, was introduced by a joint House-Senate interim committee that this summer studied local government needs for organized and unorganized boroughs in Alaska. The bill passed 37-1 on Tuesday.

Another piece of legislation still pending would allow unorganized boroughs to also move to home rule status, which allows a charter to be developed so that local government can be tailored to the area it serves.

Currently, municipalities and boroughs must be first class before they can adopt a home rule charter.

Committee members said the bill passed on Tuesday makes it easier for local government to respond to local needs. Home rule status allows the local government to adopt ordinances and enact powers unless they are expressly prohibited in the Alaska Constitution.

Several other measures pending in the House and the Senate deal with unorganized boroughs, which committee members say have become laced with "spaghetti-like" boundaries.

## A obs

By En...  
Members of  
Juneau Wedne...  
celebrating the  
religious season of

Episcopalians,  
Methodists, Presby  
Roman Catholics h  
services marking A  
day, the start of t  
season, plus six Sur  
aside to prepare for E

"Traditionally, Le  
season of solemn intro  
increased religious devo  
personal deeds of char  
for one's neighbor in nee  
a spokesman for Resur

2/19/80 Alaska Empire

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate CS for HB 585  
 Title An Act relating to the Incorporation of Home Rule Boroughs  
 Requested by Senate Community & Regional Affairs Date 3-11-80

II. FISCAL DETAIL

Agency Affected N/A  
 Program Category Affected N/A  
 BRU, Program, or Subprogram(s) Affected N/A

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

|                         | FY 80 | FY 81 | FY 82 | FY 83 | FY 84 | FY 85 |
|-------------------------|-------|-------|-------|-------|-------|-------|
| 100 PERSONAL SERVICES   |       |       |       |       |       |       |
| 200 TRAVEL              |       |       |       |       |       |       |
| 300 CONTRACTUAL         |       |       |       |       |       |       |
| 400 COMMODITIES         |       |       |       |       |       |       |
| 500 EQUIPMENT           |       |       |       |       |       |       |
| 600 LAND & STRUCTURES   |       |       |       |       |       |       |
| 700 GRANTS CLAIMS, ETC. |       |       |       |       |       |       |
| TOTAL                   | 0     | 0     | 0     | 0     | 0     | 0     |

FUNDING (Thousands of Dollars)

|                             |   |   |   |   |   |   |
|-----------------------------|---|---|---|---|---|---|
| GENERAL FUND                | 0 | 0 | 0 | 0 | 0 | 0 |
| FEDERAL FUNDS               |   |   |   |   |   |   |
| OTHER (Specify Fund Source) |   |   |   |   |   |   |
|                             |   |   |   |   |   |   |

POSITIONS

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| FULL TIME |  |  |  |  |  |  |
| PART TIME |  |  |  |  |  |  |
| TEMPORARY |  |  |  |  |  |  |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

This bill would allow second class boroughs to move directly to the Home Rule status without going through the process of first becoming first class as is now required.

There would be no fiscal impact on state government.

IV. DATE 3-11-80 PREPARED BY McKie Campbell  
 AGENCY Community & Regional Affairs  
 PHONE 465-4735

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

Introduced: 1/21/80  
Referred: Community & Regional  
Affairs and Finance

BY THE RULES COMMITTEE BY REQUEST  
OF THE LEGISLATIVE COUNCIL (for the  
Community and Regional Affairs  
Committee Interim Joint Local  
Government Study)

1 IN THE SENATE

2 SENATE BILL NO. 353

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the incorporation of second class  
7 boroughs as home rule boroughs."

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

9 \* Section 1. AS 29.13.010 is amended to read:

10 Sec. 29.13.010. MUNICIPAL CHARTER ADOPTION. A first class muni-  
11 cipality or second class borough may adopt a charter for its own govern-  
12 ment. A home rule municipality may amend its charter or adopt a new  
13 one. A charter is framed by a charter commission of seven members  
14 chosen by the municipal voters at a regular or special election. A  
15 candidate for the commission must be a qualified voter of the munici-  
16 pality and a resident of the municipality for three years immediately  
17 preceding the election. A charter commission election is called by  
18 filing a petition with the borough assembly or the city council, or by  
19 resolution of the borough assembly or city council. The petition must  
20 be signed by a number of municipal voters equal to 10 percent of the  
21 votes cast in the last regular election of the municipality.

*This bill will now die in our committee.  
Identical to 91B 588*

HB

6/5

COMMITTEE REPORT  
SENATE

FURTHER: Finance

5/21/80

Date: 5-22-80

Mr. President:

COMMUNITY & REGIONAL  
AFFAIRS

The Committee on \_\_\_\_\_ has had HB 615

relating to an exemption from municipal property taxation

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for \_\_\_\_\_  same title  
 new title
- and recommends \_\_\_\_\_
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

*Bob McHenry*  
\_\_\_\_\_  
*Ray J. ...*  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
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*...*  
\_\_\_\_\_  
CHAIRMAN



---

Notification

Gen. Kelly (Chief) - Ex. 1000  
Patrick O'Keefe

SB 319

Jungle —  
Glen Hartney  
named HB 615  
I want to hear  
in a.m. after  
hearing Shalala  
also

FISCAL NOTE

I. REQUEST

Bill/Resolution No. S B 319  
 Title An Act Relating to Exemption from Municipal Property Taxation  
 Requested by Senate Community & Regional Affairs Committee Date 1-21-80

II. FISCAL DETAIL

Agency Affected Department of Community & Regional Affairs  
 Program Category Affected Social Services (grant) Development (Administration)  
 BRU, Program, or Subprogram(s) Affected Senior Citizen Property Tax Exemption  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

|                          | FY 80    | FY 81    | FY 82    | FY 83    | FY 84    | FY 85    |
|--------------------------|----------|----------|----------|----------|----------|----------|
| 100 PERSONAL SERVICES    |          |          |          |          |          |          |
| 200 TRAVEL               |          |          |          |          |          |          |
| 300 CONTRACTUAL          |          |          |          |          |          |          |
| 400 COMMODITIES          |          |          |          |          |          |          |
| 500 EQUIPMENT            |          |          |          |          |          |          |
| 600 LAND & STRUCTURES    |          |          |          |          |          |          |
| 700 GRANTS, CLAIMS, ETC. |          |          |          |          |          |          |
| <b>TOTAL</b>             | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |

FUNDING (Thousands of Dollars)

|                             |  |  |  |  |  |  |
|-----------------------------|--|--|--|--|--|--|
| GENERAL FUND                |  |  |  |  |  |  |
| FEDERAL FUNDS               |  |  |  |  |  |  |
| OTHER (Specify Fund Source) |  |  |  |  |  |  |
|                             |  |  |  |  |  |  |
|                             |  |  |  |  |  |  |

POSITIONS

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| FULL TIME |  |  |  |  |  |  |
| PART TIME |  |  |  |  |  |  |
| TEMPORARY |  |  |  |  |  |  |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Reduces grant requirement for FY 81 from \$150,000 to \$120,000. There is no impact to administration.

Present law does not exempt seniors from ad valorem tax on their vehicles, just from state collected registration tax. This bill corrects the present law to exempt seniors from property tax on vehicles, statewide.

Present law pays municipalities that do not tax vehicles. This bill corrects law to only reimburse municipalities for revenue lost. This accounts for the reduced need for revenue to fund the program.

IV. DATE 1-21-80 PREPARED BY LaDonna Brown  
 AGENCY Local Government Assistance  
 PHONE 465-4739

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

5/21/80

HB 615 -- Identical to SB 319 which was passed out of Sen. C/RA 1/29/80

"An Act relating to an exemption from municipal property taxation; and providing for an effective date."

Fiscal Note for SB 319 from Dept. HESS, signed by Coordinator M.D. Plotnick stressed clarification was needed in two areas:

1. What happens in the case of a married couple? If both are 65 years of age or older, will they be entitled to exemptions on two vehicles?

ANSWER: Per Dept. of Public Safety/ Motor Vehicles: Both would receive an exemption - if married, regardless how the certificate is made out - the stipulation being they are of 65 or older...

2. What constitutes residency for purposes of this bill?

ANSWER: Per Dept. of Public Safety, Motor Vehicles: this would revert to driver's statutes - residency requirement 90 days.

POSITION PAPER  
Senate Bill No. 319

"An Act relating to an exemption from municipal property taxation; and providing for an effective date."

The Department of Health and Social Services supports the intent of SB 319. The bill in its current form, however, seems to need clarification on two areas:

- 1) What happens in the case of a married couple? If both are 65 years of age or older, will they be entitled to exemptions on two vehicles?
- 2) What constitutes residency for purposes of this bill?

This bill will not impact on the Department of Health and Social Services but will impact on the Department of Community and Regional Affairs.

The Department of Health and Social Services recommends that Senate Bill 319 not be passed without revisions to address the above-stated concerns.

Recommended by:

M. D. Plotnick for  
M. D. Plotnick, Coordinator

Date:

1/25/80

Approved by:

[Signature]  
Commissioner  
Department of Health and  
Social Services

Date:

1/25/80

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SENATE BILL NO. 319  
 Title "An Act relating to an exemption from municipal property taxation;..."  
 Requested by Rules Committee Date 1/15/80

II. FISCAL DETAIL

Agency Affected No impact on Department of Health and Social Services  
 Program Category Affected \_\_\_\_\_  
 Budget Request Unit(s) Affected \_\_\_\_\_

EXPENDITURES (Thousands of Dollars)

|                          | FY 79 | FY 80 | FY 81 | FY 82 | FY 83 | FY 84 |
|--------------------------|-------|-------|-------|-------|-------|-------|
| 100 PERSONAL SERVICES    |       |       |       |       |       |       |
| 200 TRAVEL               |       |       |       |       |       |       |
| 300 CONTRACTUAL          |       |       |       |       |       |       |
| 400 COMMODITIES          |       |       |       |       |       |       |
| 500 EQUIPMENT            |       |       |       |       |       |       |
| 600 LAND & STRUCTURES    |       |       |       |       |       |       |
| 700 GRANTS, CLAIMS, ETC. |       |       |       |       |       |       |
| <b>TOTAL</b>             | 0     | 0     | 0     | 0     | 0     | 0     |

For Department of Health and Social Services

FUNDING (Thousands of Dollars)

|                 |  |  |  |  |  |  |
|-----------------|--|--|--|--|--|--|
| GENERAL FUND    |  |  |  |  |  |  |
| FEDERAL FUNDS   |  |  |  |  |  |  |
| OTHER (Specify) |  |  |  |  |  |  |
|                 |  |  |  |  |  |  |

POSITIONS

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| FULL TIME |  |  |  |  |  |  |
| PART TIME |  |  |  |  |  |  |
| TEMPORARY |  |  |  |  |  |  |

III. ANALYS. (See Fiscal Note Preparation Instructions, Section III)

No impact on Department of Health and Social Services.

IV. DATE 1/25/80 PREPARED BY *W. D. Plotnick*  
 AGENCY Department of Health and Social Services  
 PHONE 465-4903

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

*Renewed by Michael O'Leary  
 Director of Mgt + Budget  
 DHSS 1/25/80*

FISCAL NOTE

I. REQUEST

Bill/Resolution No. S B 319  
 Title An Act Relating to Exemption from Municipal Property Taxation  
 Requested by Senate Community & Regional Affairs Committee Date 1-21-80

II. FISCAL DETAIL

Agency Affected Department of Community & Regional Affairs  
 Program Category Affected Social Services (grant) Development (Administration)  
 BRU, Program, or Subprogram(s) Affected Senior Citizen Property Tax Exemption  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

|                          | FY 80    | FY 81    | FY 82    | FY 83    | FY 84    | FY 85    |
|--------------------------|----------|----------|----------|----------|----------|----------|
| 100 PERSONAL SERVICES    |          |          |          |          |          |          |
| 200 TRAVEL               |          |          |          |          |          |          |
| 300 CONTRACTUAL          |          |          |          |          |          |          |
| 400 COMMODITIES          |          |          |          |          |          |          |
| 500 EQUIPMENT            |          |          |          |          |          |          |
| 600 LAND & STRUCTURES    |          |          |          |          |          |          |
| 700 GRANTS, CLAIMS, ETC. |          |          |          |          |          |          |
| <b>TOTAL</b>             | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |

FUNDING (Thousands of Dollars)

|                             |  |  |  |  |  |  |
|-----------------------------|--|--|--|--|--|--|
| GENERAL FUND                |  |  |  |  |  |  |
| FEDERAL FUNDS               |  |  |  |  |  |  |
| OTHER (Specify Fund Source) |  |  |  |  |  |  |
|                             |  |  |  |  |  |  |
|                             |  |  |  |  |  |  |

POSITIONS

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| FULL TIME |  |  |  |  |  |  |
| PART TIME |  |  |  |  |  |  |
| TEMPORARY |  |  |  |  |  |  |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Reduces grant requirement for FY 81 from \$150,000 to \$120,000. There is no impact to administration.

Present law does not exempt seniors from ad valorem tax on their vehicles, just from state collected registration tax. This bill corrects the present law to exempt seniors from property tax on vehicles, statewide.

Present law pays municipalities that do not tax vehicles. This bill corrects law to only reimburse municipalities for revenue lost. This accounts for the reduced need for revenue to fund the program.

IV. DATE 1-21-80 PREPARED BY LaDonna Brown  
 AGENCY Local Government Assistance  
 PHONE 465-4739

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

5/21/80

HE 615 -- Identical to SB 319 which was passed out of Sen. C/RA 1/29/80

"An Act relating to an exemption from municipal property taxation; and providing for an effective date."

Fiscal Note for SB 319 from Dept. HESF. signed by Coordinator M.D. Plotnick stressed clarification was needed in two areas:

1. What happens in the case of a married couple? If both are 65 years of age or older, will they be entitled to exemptions on two vehicles?

ANSWER: Per Dept. of Public Safety/ Motor Vehicles: Both would receive an exemption - if married, regardless how the certificate is made out - the stipulation being they are of 65 or older...

2. What constitutes residency for purposes of this bill?

ANSWER: Per Dept. of Public Safety, Motor Vehicles: this would revert to driver's statutes - residency requirement 90 days.

POSITION PAPER  
Senate Bill No. 319

"An Act relating to an exemption from municipal property taxation; and providing for an effective date."

The Department of Health and Social Services supports the intent of SB 319. The bill in its current form, however, seems to need clarification on two areas:

- 1) What happens in the case of a married couple? If both are 65 years of age or older, will they be entitled to exemptions on two vehicles?
- 2) What constitutes residency for purposes of this bill?

This bill will not impact on the Department of Health and Social Services but will impact on the Department of Community and Regional Affairs.

The Department of Health and Social Services recommends that Senate Bill 319 not be passed without revisions to address the above-stated concerns.

Recommended by: M. D. Plotnick for  
M. D. Plotnick, Coordinator

Date: 1/25/80

Approved by: [Signature]  
Commissioner  
Department of Health and  
Social Services

Date: 1/25/80

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SENATE BILL NO. 319  
 Title "An Act relating to an exemption from municipal property taxation;..."  
 Requested by Rules Committee Date 1/15/80

II. FISCAL DETAIL

Agency Affected No impact on Department of Health and Social Services  
 Program Category Affected \_\_\_\_\_  
 Budget Request Unit(s) Affected \_\_\_\_\_

EXPENDITURES (Thousands of Dollars)

|                          | FY 79    | FY 80    | FY 81    | FY 82    | FY 83    | FY 84    |
|--------------------------|----------|----------|----------|----------|----------|----------|
| 100 PERSONAL SERVICES    |          |          |          |          |          |          |
| 200 TRAVEL               |          |          |          |          |          |          |
| 300 CONTRACTUAL          |          |          |          |          |          |          |
| 400 COMMODITIES          |          |          |          |          |          |          |
| 500 EQUIPMENT            |          |          |          |          |          |          |
| 600 LAND & STRUCTURES    |          |          |          |          |          |          |
| 700 GRANTS, CLAIMS, ETC. |          |          |          |          |          |          |
| <b>TOTAL</b>             | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> | <b>0</b> |

For Department of Health and Social Services

FUNDING (Thousands of Dollars)

|                 |  |  |  |  |  |  |
|-----------------|--|--|--|--|--|--|
| GENERAL FUND    |  |  |  |  |  |  |
| FEDERAL FUNDS   |  |  |  |  |  |  |
| OTHER (Specify) |  |  |  |  |  |  |
|                 |  |  |  |  |  |  |

POSITIONS

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| FULL TIME |  |  |  |  |  |  |
| PART TIME |  |  |  |  |  |  |
| TEMPORARY |  |  |  |  |  |  |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

No impact on Department of Health and Social Services.

IV. DATE 1/25/80

PREPARED BY *W. M. Rount* M. D. Plotnick *Resident*  
 AGENCY Department of Health and Social Services  
 PHONE 465-4903

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

*Renewed by Michael O'Leary  
 Director of Mgt + Budget  
 DHSS 1/25/80*

HB

782

COMMITTEE REPORT

SENATE

FURTHER: None

4/14/80

Date: 4-24-80

Mr. President:

The Committee on COMMUNITY AND REGIONAL AFFAIRS has had CSHB 782  
local service roads and trails

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for \_\_\_\_\_  same title
- new title
- and recommends \_\_\_\_\_
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

[Signature]

[Signature]

[Signature]

[Signature]

\_\_\_\_\_

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\_\_\_\_\_

[Signature]  
CHAIRMAN  
Do Pass

# Committee Log Book - 1980

Tape Number XXIV

SENATE C/RA - Chairman Sturgulewski

Side Number 1

Committee

Mbrs: Senators Mulcahy, Kelly, Stimson, Rodey  
All members present. Sen. Rodey came in late.

Dates 4/24/80 to --

## Bill Numbers Discussed

|             |  |  |  |  |  |  |  |  |
|-------------|--|--|--|--|--|--|--|--|
| CSHB<br>782 |  |  |  |  |  |  |  |  |
|-------------|--|--|--|--|--|--|--|--|

| Date & Time     | Tape Meter Number | Bill | Significant Information (Witness, Action)                   |
|-----------------|-------------------|------|---|
| 4/24/80<br>1:40 | 001               | 782  | Sen. Sturgulewski on CSHB 782                               |
|                 | 040               | "    | John Scribner/DOT/PF  |
|                 | 117               | "    | Terry Earley, Dept. C/RA - no spec. comments                |
|                 | 132               |      | Chairman Sturgulewski, Section by Section                   |
|                 | 139               |      | Royce Weller, Representative Malone's Office                |
|                 | 159               |      | Section 1   |
|                 | 194               |      | " 2   |
|                 | 201               |      | " 3-4-5   |
|                 | 280               |      | Senator Kelly, Chrmn. Sturgulewski, Royce State's Authority |
|                 | 300               |      | Section 6   |
|                 | 327               |      | Chrmn. Sturgulewski reads statutes                          |
|                 | 362               |      | Section 7   |
|                 | 398               |      | Section 8   |
|                 | 407               |      | Section 7   |
|                 | 425               |      | Chrmn. Sturgulewski - Section 9, 10, 11, 12                 |
|                 | 469               |      | Sen. Rodey explains "royalties"                             |
|                 | 489               |      | Section 12  |
|                 | 495               |      | Chrmn. Sturgulewski   |

514  
567

Sen. Stimson - Procedure explanation  
"DO PASS" move

4-18-80

Re: Ron Lind

CS HB 782

Ron to send F.N.

"CS" came about as  
testimony from Dot-Pi

- So all concerns are now  
met. They support

T

1 REQUIREMENT OR OBLIGATION MAY BE IMPOSED UPON A BIDDER AS A CONDITION  
2 PRECEDENT TO THE AWARD OF A CONTRACT TO A BIDDER UNLESS THE REQUIREMENT  
3 OR OBLIGATION IS OTHERWISE LAWFUL AND SPECIFICALLY SET OUT IN THE ADVER-  
4 TISED SPECIFICATIONS.]

5 \* Sec. 8. AS 19.30.191(c) is amended to read:

6 (c) All contracts by a local government that has not assumed local  
7 road powers must [AWARDED BY COMPETITIVE BIDDING UNDER (b) OF THIS SEC-  
8 TION MUST COMPLY WITH THE PROVISIONS OF THIS SECTION, AND] have the  
9 prior concurrence of the commissioner.

10 \* Sec. 9. AS 19.30.191 is amended by adding a new subsection to read:

11 (d) Except as provided (b) of this section and in AS 44.33.300,  
12 construction of each project shall be administered by the department in  
13 accordance with guidelines established by the commissioner by regulation.

14 \* Sec. 10. AS 19.30.201 is amended to read:

15 Sec. 19.30.201. CONSTRUCTION. The construction of a local service  
16 road or trail undertaken by the department [A LOCAL GOVERNMENT] or under  
17 its direct supervision under the provisions of AS 19.30.111 - 19.30.241,  
18 shall be performed according to approved design standards and are sub-  
19 ject to the inspection and approval of the commissioner. All construc-  
20 tion work done and labor performed by or under the direct supervision of  
21 the department [LOCAL GOVERNMENT] shall be in accordance with [THE LAWS  
22 OF THAT LOCAL GOVERNMENT AND] applicable state law.

Deleted Sec. 19.30.211 - in this am. from CS HB 782

23 \* Sec. 11. AS 19.30.221 is amended to read:

24 Sec. 19.30.221. AVAILABILITY OF ALLOCATED SUMS. (a) On and after  
25 the date that the commissioner has certified the sums allocated to each  
26 local government, the sums shall be available for expenditure [BY THE  
27 LOCAL GOVERNMENT] under the provisions of this chapter.

28 (b) These allocated sums shall be [CONTINUE] available for expen-  
29 diture [BY THAT LOCAL GOVERNMENT] for a period of five years after the

1 close of the fiscal year for which the sums are authorized and any  
2 amounts so obligated remaining unexpended at the end of that period  
3 shall lapse and shall be available for other local service road or trail  
4 construction within that allocation district in accordance with AS 19.-  
5 30.111 - 19.30.241.

6 (c) This section applies to sums transferred under AS 19.30.-  
7 151(b).

8 (d) The payment of royalties required to obtain materials to con-  
9 struct local service road and trail projects is a valid expenditure under  
10 this chapter.

11 \* Sec. 12. AS 19.30 is amended by adding a new section to read:

12 Sec. 19.30.233. REPORTS. (a) No later than October 1 of each  
13 year, a local government which has received money under AS 19.30.151(b)  
14 shall prepare a report showing the use of the money by the local govern-  
15 ment during the preceding 12 months. The local government shall submit  
16 a copy of the report to the commissioner.

17 (b) No later than December 1 of each year, the commissioner shall  
18 prepare a report showing the use of the money allocated under this  
19 chapter during the preceding 12 months and a report on the status of all  
20 projects under this chapter for which the department has construction  
21 responsibility. The commissioner shall submit copies of the reports to  
22 the governor.

23 \* Sec. 13. AS 19.30.241 is amended by adding new paragraphs to read:

24 (7) "commissioner" means the commissioner of transportation  
25 and public facilities;

26 (8) "department" means the Department of Transportation and  
27 Public Facilities.

28 \* Sec. 14. AS 19.30.191(a) and 19.30.231 are repealed.  
29

*Sen. Amended*

Original sponsors: Malone and Rogers

Offered: 4/8/80  
Referred: Rules

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 782

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to local service roads and trails."

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

8 \* Section 1. AS 19.10.015 is amended by adding a new subsection to read:

9 (b) Notwithstanding (a) of this section, a municipality may design-  
10 nate the width of a road which is not a part of the state highway system  
11 if the municipality maintains the road.

12 \* Sec. 2. AS 19.30.151(a) is amended to read:

13 (a) Upon application by a local government, local service roads  
14 and trails constructed under the provisions of AS 19.30.111 - 19.30.241  
15 and located within the jurisdictional boundaries of a local government,  
16 as defined in AS 19.30.241(3), may be transferred to that local govern-  
17 ment upon approval by the Department of Transportation and Public Faci-  
18 lities and after a vote of the people in the area. [A LOCAL GOVERNMENT  
19 WHICH HAS ASSUMED ROAD POWERS BEFORE MAY 20, 1971 MAY NOT BE REQUIRED TO  
20 HOLD AN ELECTION AS PROVIDED BY THIS SECTION.]

21 \* Sec. 3. AS 19.30.151(b) is amended to read:

22 (b) The commissioner shall, upon request of a local government,  
23 [IS AUTHORIZED TO] transfer funds allocated under AS 19.30.131 to any  
24 local government which has assumed local road powers [HE DETERMINES TO  
25 BE QUALIFIED TO CONSTRUCT LOCAL SERVICE ROADS OR TRAILS].

26 \* Sec. 4. AS 19.30.161 is amended to read:

27 Sec. 19.30.161. DESIGN STANDARDS, RIGHTS-OF-WAY AND WIDTHS.  
28 Design standards, rights-of-way and widths for each local service road  
29 and trail project shall have the prior approval of the commissioner,

1 unless the project is under the supervision of a local government that  
2 has assumed local road powers. If the project is under the supervision  
3 of a local government that has assumed road powers, design standards,  
4 rights-of-way and widths shall be established by the local government.

5 \* Sec. 5. AS 19.30.171(b) is amended to read:

6 (b) The costs incurred by the commissioner in acquiring this land  
7 or interest in land includes all costs and any fees incidental to acqui-  
8 sition (, INCLUDING RELOCATION ASSISTANCE AND PAYMENTS IN ACCORDANCE  
9 WITH AS 34.60). All costs incurred [BY THE COMMISSIONER] in connection  
10 with the acquisition of the land or interest in land for local govern-  
11 ments that have assumed local road powers shall be paid by the local  
12 government for which the land or interest in land is acquired. Right-of-  
13 way acquisition costs incurred by the commissioner for local governments  
14 without local road powers under AS 19.30.151(a) shall be charged to the  
15 project allocation for the local government for which the land or inter-  
16 est in land is acquired.

17 \* Sec. 6. AS 19.30.181 is repealed and re-enacted to read:

18 Sec. 19.30.181. PROJECT AGREEMENTS. A local government which has  
19 assumed local road powers may enter into a formal project agreement with  
20 the commissioner for the construction of a specific project.

21 \* Sec. 7. AS 19.30.191(b) is amended to read:

22 (b) [EXCEPT AS PROVIDED IN AS 44.33.300, CONSTRUCTION OF EACH  
23 PROJECT SUBJECT TO THE PROVISIONS OF THIS SECTION SHALL BE PERFORMED BY  
24 CONTRACT AWARDED BY COMPETITIVE BIDDING, UNLESS THE COMMISSIONER FINDS  
25 THAT, UNDER THE CIRCUMSTANCES RELATING TO THE PROJECT, SOME OTHER METHOD  
26 IS IN THE PUBLIC INTEREST.] Contracts entered into by a local government  
27 that has assumed local road powers for the construction of each project  
28 shall be awarded only on the basis of the lowest responsible bid sub-  
29 mitted by a bidder meeting established criteria of responsibility. [NO

1 REQUIREMENT OR OBLIGATION MAY BE IMPOSED UPON A BIDDER AS A CONDITION  
2 PRECEDENT TO THE AWARD OF A CONTRACT TO A BIDDER UNLESS THE REQUIREMENT  
3 OR OBLIGATION IS OTHERWISE LAWFUL AND SPECIFICALLY SET OUT IN THE ADVER-  
4 TISED SPECIFICATIONS.]

5 \* Sec. 8. AS 19.30.191(c) is amended to read:

6 ✓ (c) All contracts by a local government that has not assumed local  
7 road powers must [AWARDED BY COMPETITIVE BIDDING UNDER (b) OF THIS SEC-  
8 TION MUST COMPLY WITH THE PROVISIONS OF THIS SECTION, AND] have the  
9 prior concurrence of the commissioner.

10 \* Sec. 9. AS 19.30.191 is amended by adding a new subsection to read:

11 (d) Except as provided (b) of this section and in AS 44.33.300,  
12 construction of each project shall be administered by the department in  
13 accordance with guidelines established by the commissioner by regulation.

14 \* Sec. 10. AS 19.30.201 is amended to read:

15 Sec. 19.30.201. CONSTRUCTION. The construction of a local service  
16 road or trail undertaken by the department [A LOCAL GOVERNMENT] or under  
17 its direct supervision under the provisions of AS 19.30.111 - 19.30.241,  
18 shall be performed according to approved design standards and are sub-  
19 ject to the inspection and approval of the commissioner. All construc-  
20 tion work done and labor performed by or under the direct supervision of  
21 the department [LOCAL GOVERNMENT] shall be in accordance with [THE LAWS  
22 OF THAT LOCAL GOVERNMENT AND] applicable state law.

23 \* Sec. 11. AS 19.30.211 is amended to read:

24 Sec. 19.30.211. MAINTENANCE. The department shall maintain, or  
25 cause to be maintained, any project constructed by the department under  
26 the provisions of AS 19.30.111 - 19.30.241, except that upon mutual  
27 agreement of the commissioner and the local government the responsibility  
28 for maintenance may be transferred to the local government if it is  
29 authorized to assume road maintenance powers.

*Deleted  
in Sen. Am.*

1 \* Sec 12. AS 19.30.221 is amended to read:

2 Sec. 19.30.221. AVAILABILITY OF ALLOCATED SUMS. (a) On and after  
3 the date that the commissioner has certified the sums allocated to each  
4 local government, the sums shall be available for expenditure [BY THE  
5 LOCAL GOVERNMENT] under the provisions of this chapter.

6 (b) These allocated sums shall be [CONTINUE] available for expen-  
7 diture [BY THAT LOCAL GOVERNMENT] for a period of five years after the  
8 close of the fiscal year for which the sums are authorized and any  
9 amounts so obligated remaining unexpended at the end of that period  
10 shall lapse and shall be available for other local service road or trail  
11 construction within that allocation district in accordance with AS 19.-  
12 30.111 - 19.30.241.

13 (c) This section applies to sums transferred under AS 19.30.-  
14 151(b).

15 (d) The payment of royalties<sup>✓</sup> required to obtain materials to con-  
16 struct local service road and trail projects is a valid expenditure under  
17 this chapter.

18 \* Sec. 13. AS 19.30 is amended by adding a new section to read:

19 Sec. 19.30.233. REPORTS. (a) No later than October 1 of each  
20 year, a local government which has received money under AS 19.30.151(b)  
21 shall prepare a report showing the use of the money by the local govern-  
22 ment during the preceding 12 months. The local government shall submit  
23 a copy of the report to the commissioner.

24 (b) No later than December 1 of each year, the commissioner shall  
25 prepare a report showing the use of the money allocated under this  
26 chapter during the preceding 12 months and a report on the status of all  
27 projects under this chapter for which the department has construction  
28 responsibility. The commissioner shall submit copies of the reports to  
29 the governor.

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\* Sec. 14. AS 19.30.241 is amended by adding new paragraphs to read:

(7) "commissioner" means the commissioner of transportation and public facilities;

(8) "department" means the Department of Transportation and Public Facilities.

\* Sec. 15. AS 19.30.191(a) and 19.30.231 are repealed.

IN THE HOUSE

The House was called to order at 11:30 a.m.

UNFINISHED BUSINESS

SB 559 The Speaker added an additional referral to the State Affairs Committee on SENATE BILL NO. 559 (convening of the legislature).

CSHB 782 The message from the Senate concerning COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 782 (local service roads and trails) and COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 782 amended Senate (same title) was before the House at this time.

Representative Anderson moved that the House concur in the Senate amendment to CSHB 782, thus adopting CSHB 782amS and asked that the members vote no.

The question being: "Shall the House concur in the Senate amendment to CSHB 782?" The roll was taken with the following result:

## CSHB 782AMS

Yeas: 0

Nays: 35 Anderson, Barnes, Beirne, Bettsworth, Branson, Brown, Buchholdt, Carney, Chatterton, Cotten, Duncan, Freeman, Fuller, Gardiner, Guy, Halford, Hayes, Hurlbert, McKinnon, Malone, Martin, Metcalfe, Miles, Miller, Montgomery, Moss, Munson, O'Connell, Osterback, Parker, Parr, Phillips, Randolph, Rogers, Zharoff

Not Voting: 5 Eliason, Haugen, Meekins, Schaeffer, Smith

Representative Buchholdt changed her vote from "yea" to "nay."

And so, the House failed to concur in the Senate amendment to CSHB 782.

The Chief Clerk was instructed to s notify the Senate and respectfully request that they recede from the amendment.

CSHB  
782

In the event the Senate fails to recede, the Speaker appointed the following members to a Free Conference Committee to meet with a like committee from the Senate to consider the above bills:

Representative Malone, Chairman

Representative Rogers

Representative Martin

Representative Brown moved and asked unanimous consent that the House adopt the letter of intent on COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 1031 (continuing the existence of the Board of Electrical Examiners, and amending the statutes relating to the powers and duties of the board; effective date) (pages 1261 - 1262 of the journal). There being no objection, it was so ordered.

CSHB  
1031

Representative Metcalfe moved and asked unanimous consent that SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 856 (relating to the relocation of the state capital; effective date) be taken from the State Affairs Committee and sent to the next committee of referral.

SSHB  
856

Representative Miller objected.

The question being: "Shall SSHB 856 be taken from the State Affairs Committee and sent to the next committee of referral?" The roll was taken with the following result:

MOTION: SSHB 856

|       |    |   |
|-------|----|---|
| Yeas: | 7  | Barnes, Bettisworth, Hayes, Martin, Metcalfe, Montgomery, Randolph  |
| Nays: | 29 | Anderson, Beirne, Branson, Brown, buchholdt, Carney, Chatterton, Cotten, Duncan, Freeman, Fuller, Gardiner, Guy, Halford, Hurlbert, McKinnon, Malone, Miles, Miller, Moss, Munson, O'Connell, Osterback, Parker, Parr, Phillips, Rogers, Smith, Zharcff |

HOUSE BILL 782

TITLE:

An Act relating to Local Service Roads and Trails Program

OBJECTIVE OF LEGISLATION:

✓ (a) To grant local governments which have assumed road powers increased authority and responsibility over local road criteria and the expenditure of the program's funds.

✓ (b) To grant local governments which have not assumed road powers the authority to charge right-of-way costs to the program.

MAJOR AMENDMENTS TO PRESENT STATUTES:

(1) Remove the authority of the Commissioner of the Department of Transportation to withhold program money from "qualified" local governments and remove the authority to mandate project agreements between the Department and the local governments (with road powers) concerning the construction of projects.

(2) This legislation would grant to local governments which have adopted road powers the authority to establish the design standards, right-of-ways, and the right-of-way width (not the Commissioner).

\* (3) Allow program funds to be used for the purchase of right-of-ways (present statutes prohibit such a usage).

\* (4) As a valid cost of road construction, royalty payments for materials shall be charged to the program.

\* The Department of Transportation has estimated that right-of-way and material costs will require an additional expenditure of \$1.2 million in a typical year. However, since the appropriation is a lump sum, allocated in a manner set by statute, I do not recommend funding above the proposed level for the next fiscal year. The flexibility to use available funds for the above purposes will result in an improved program.

HOUSE BILL 782

TITLE: AN ACT RELATING TO LOCAL SERVICE ROADS AND TRAILS PROGRAM.

OBJECTIVES OF LEGISLATION: To grant local governments, which have assumed local road powers, increased authority/responsibility over local road criterions and the expenditure of the program's funds.

MAJOR AMENDMENTS TO PRESENT LAW: (A). Remove the discretionary authority of the commissioner of the department of transportation to withhold program money from "qualified" local governments; and power to mandate project agreements between the dept. and local governments concerning the construction of projects.

(B). Under this Act, local governments, which have adopted local road powers, may establish the design standards, right of ways, and widths, not the commissioner.

(C). The proposed language would allow the useage of program funds for the purchase of rights of ways. Present law prohibits such a useage.

SECTIONAL ANALYSIS OF HOUSE BILL 782

SEC 1 19.10.015

✓ (B) would provide a municipality, that has assumed road powers (and will maintain said road) with the authority to designate road widths.

SEC 2 19.30.151

✓ (A) is amended to remove reference to a date requiring a local government election. Amended version would require the transfer of L. S.R. and T's, upon approval by D.O.T., to the requesting local government.

SEC. 3 19.30.151

✓ (B) is amended by deleting the commissioner's authority to with-hold program funds; based on his interpretation of qualification.

SEC 4 19.30.161

✓ is amended by delegating to a local government, which has assumed road powers, the authority to establish road design standards, rights of way and widths for projects carried out under this program.

SEC 5 19.30.171

✓ (B) is amended by deleting the requirement that the local government shall pay for the acquirement of rights of ways. Amended language would allow for the usage of program funds to acquire rights of ways.

SEC 6 19.30.181

✓ is amended by deleting the project approval/disapproval authority of the commissioner and the requirement that the state and the appropriate local government enter into a formal project agreement. Amended language gives the local government the option to enter into a formal project agreement with the state, on any specific project.

SEC 7 19.30.191

(B) For local governments, which have not assumed road powers, amended language would delete the commissioner's authority to award contracts on a non-competitive basis. For Local governments, which have assumed local road powers, amended language deletes references to commissioner bidding participation. Furthermore, to insure that winning bids are selected upon the principle of "the lowest responsible bid", references to requirements or obligations that may be imposed upon a bidder were deleted.

SEC 8 19.30.201

technical amendments that serve to separate D.O.T. design standards and state law, from local government design standards and ordinances.

I. REQUEST  
 Bill/Resolution No. CS HB 782  
 Title An Act relating to local service roads and trails  
 Requested by Senate Community & Regional Affairs Committee Date 4/18/80

II. FISCAL DETAIL

Agency Affected Transportation & Public Facilities  
 Program Category Affected Highways - Design & Construction  
 BRU, Program, or Subprogram(s) Affected Highways  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

|                          | FY 80 | FY 81 | FY 82 | FY 83 | FY 84 | FY 85 |
|--------------------------|-------|-------|-------|-------|-------|-------|
| 100 PERSONAL SERVICES    |       |       |       |       |       |       |
| 200 TRAVEL               |       |       |       |       |       |       |
| 300 CONTRACTUAL          |       |       |       |       |       |       |
| 400 COMMODITIES          |       |       |       |       |       |       |
| 500 EQUIPMENT            |       |       |       |       |       |       |
| 600 LAND & STRUCTURES    |       | 690   | 690   |       |       |       |
| 700 GRANTS, CLAIMS, ETC. |       |       |       |       |       |       |
| TOTAL                    |       | 690   | 690   |       |       |       |

FUNDING (Thousands of Dollars)

|                             |  |     |     |  |  |  |
|-----------------------------|--|-----|-----|--|--|--|
| GENERAL FUND                |  | 690 | 690 |  |  |  |
| FEDERAL FUNDS               |  |     |     |  |  |  |
| OTHER (Specify Fund Source) |  |     |     |  |  |  |
|                             |  |     |     |  |  |  |

POSITIONS

|           |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|
| FULL TIME |  |  |  |  |  |  |
| PART TIME |  |  |  |  |  |  |
| TEMPORARY |  |  |  |  |  |  |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

The revision to this bill will result in payment for all right of way related costs. The above estimated costs are based only upon the proposed FY 81 CIP Bond Issue for \$10,000,000.

IV. DATE 4/18/80 PREPARED BY Charles D. Karella

AGENCY DOT/PF

PHONE 364-2121

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

3/12/80 CDK

Fiscal Note HB 782

Local Service Roads and Trails projects average 150 per Bond issue.

Average project is one mile in length.

### Urban

R/W Acq ( $\$130,000$  per A.) =  $200,000$   
R/W Admin @ 25%  $50,000$  }  $250,000$   
Construction @  $\$1,000,000$  per mi.  
R/W cost percentage of Const. = 25%

### Suburban

R/W Acq ( $\$40,000$  per Acre) =  $\$80,000$   
R/W Admin @ 35%  $28,000$  }  $108,000$   
Construction @  $\$500,000$  per mi.  
R/W cost percent. of Const. = 22%

### Remote Areas

R/W Acq ( $\$3,500$  per Acre) =  $23,000$   
R/W Admin @ 40%  $3,000$  }  $11,000$   
Construction @  $\$200,000$  per mi.  
R/W cost percent. of Construction = 5%

FISCAL NOTE

I. REQUEST

Bill/Resolution No. H. B. 782

Title An Act relating to Local Service Roads and Trails

Requested by House State Affairs

Date 3/18/80

II. FISCAL DETAIL

Agency Affected DOT/PF

Program Category Affected Transportation

BRU, Program, or Subprogram(s) Affected Highways

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

|                          | FY 80 | FY 81       | FY 82       | FY 83 | FY 84 | FY 85 |
|--------------------------|-------|-------------|-------------|-------|-------|-------|
| 100 PERSONAL SERVICES    |       |             |             |       |       |       |
| 200 TRAVEL               |       |             |             |       |       |       |
| 300 CONTRACTUAL          |       | 500         | 500         |       |       |       |
| 400 COMMODITIES          |       |             |             |       |       |       |
| 500 EQUIPMENT            |       |             |             |       |       |       |
| 600 LAND & STRUCTURES    |       | 690         | 690         |       |       |       |
| 700 GRANTS, CLAIMS, ETC. |       |             |             |       |       |       |
| <b>TOTAL</b>             |       | <b>1190</b> | <b>1190</b> |       |       |       |

FUNDING (Thousands of Dollars)

|                             | FY 80 | FY 81 | FY 82 | FY 83 | FY 84 | FY 85 |
|-----------------------------|-------|-------|-------|-------|-------|-------|
| GENERAL FUND                |       | 1190  | 1190  |       |       |       |
| FEDERAL FUNDS               |       |       |       |       |       |       |
| OTHER (Specify Fund Source) |       |       |       |       |       |       |

POSITIONS

|           | FY 80 | FY 81 | FY 82 | FY 83 | FY 84 | FY 85 |
|-----------|-------|-------|-------|-------|-------|-------|
| FULL TIME |       |       |       |       |       |       |
| PART TIME |       |       |       |       |       |       |
| TEMPORARY |       |       |       |       |       |       |

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

The revision to this bill will result in payment for all right of way and royalty related costs.

IV. DATE 3/14/80

PREPARED BY Charles D. Karella

AGENCY DOT/PF

Orig. Legislative Finance  
cc. Budget and Management

PHONE 364-2121

Prime Sponsor (First Legislator Named)

The Department of Transportation and Public Facilities recommends the following revisions to the proposed changes:

Section 19.30.171(b) Revise to read as follows:

The costs incurred by the commissioner in acquiring this land or interest in land includes all costs and any fees incidental to acquisition. All costs incurred in connection with the acquisition of the land or interest in land for local governments with road powers shall be paid by the local government for which the land or interest in land is acquired. Right of way acquisition costs incurred by the commissioner for local governments without road powers is chargeable to the project allocation for the local government for which the land or interest in land is acquired.

Comment: This revision is necessary to clarify the area of responsibility of funding for right of way costs. Deleted reference to relocation assistance.

Section 19.30.173 Royalty. Add the following section:

Royalty payments required to obtain the necessary materials to construct local service roads and trails projects is a valid item of construction costs.

Comment: This addition is necessary to clarify the area of responsibility of funds related to royalty payments.

Section 19.30.191(b) Revise as follows:

Contracts for the construction of each project by the local government with road powers shall be awarded only on the basis of the lowest responsible bid submitted by a bidder meeting established criteria of responsibility.

Comment: This revision is necessary to differentiate between local governments with road powers and others without.

Section 19.30.191(c) Revise as follows:

All contracts by other than a local government with road powers awarded by competitive bidding under (b) of this section must comply with the provisions of this section, and have the prior concurrence of the commissioner.

Comment: This revision is necessary to place the responsibility of proper contract procedures with local autonomy.

Section 19.30.191(d) Add the following section:

Except as provided in AS 44.33.300 and in (b) above, construction of each project subject to the provisions of this section shall be administered by the Department within the commissioner's guidelines.

Comment: This addition is necessary to direct the local governments without road powers to a source document such as the LSR&T Handbook. The LSR&T Handbook will cover the policy and procedures necessary to carry out the LSR&T program concerning other than local governments with road powers.

Fiscal Note for HB 782 SUPPORT

Local Service Roads & Trails project average cost breakdown for one mile projects are as follows:

I. Right-of-Way Costs

Urban

|                                      |             |
|--------------------------------------|-------------|
| Construction cost                    | \$1,000,000 |
| R/W Acquisition (\$130,000 per Acre) | 200,000     |
| R/W Administration @25%              | 50,000      |
| R/W Cost/Construction cost           | 25%         |

Suburban

|                                     |            |
|-------------------------------------|------------|
| Construction cost                   | \$ 500,000 |
| R/W Acquisition (\$40,000 per Acre) | 80,000     |
| *R/W Administration @30%            | 24,000     |
| R/W cost/Construction cost          | 30%        |

\*Additional cost percentage due to some travel and additional map source such as BLM, ADL Native allotments, etc..

Remote Areas

|                                    |            |
|------------------------------------|------------|
| Construction cost                  | \$ 200,000 |
| R/W Acquisition (\$3,500 per Acre) | 8,000      |
| *R/W Administration @40%           | 3,200      |
| R/W cost/Construction cost         | 5%         |

\*Additional cost percentage due to more travel involved than the Suburban areas.

15% increase of project costs for Right-of-Way is anticipated reflecting \$690,000 per year for a \$10,000,000 bond issue.

II. Payment of Royalties. Based on royalty payments for materials, needed funding for the program follows:

Assuming that each project averages one mile and 15,000 cu. yds. is utilized per project, royalty related costs are computed as follows:

Calendar years 1981 & 1982. Each average 16 new projects in the unorganized Boroughs. Estimated cost of material at \$.75/cu. yd. paid for royalties (Tanana Village Streets is set at \$.55 and paid for through a special appropriation by the legislature). Cost of load count employee is \$3,000 to \$6,000 per month. (State employees will be base X O.H. factor of 1.77. Survey part time and travel would exceed \$8,000).

|                        |   |                 |
|------------------------|---|-----------------|
| 15,000 cu. yd. X \$.75 | = | \$11,250.00     |
| Load Count Employee    | = | <u>5,000.00</u> |
| TOTAL                  | = | \$16,250.00     |

16 projects X \$16,250 = \$260,000/year.  
1981 & 1982 Royalty related costs = \$520,000 total.

An additional \$500,000 per year increase funding is anticipated.