

1979

HRLS

SB 145

-

SB 212

1979

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 145

Title An Act providing free resident hunting and sport fishing license to disabled veterans

Requested by _____ Date 02/06/81

II. FISCAL DETAIL

Agency Affected Department of Fish and Game

Program Category Affected Natural Resource Management

BRU, Program, or Subprogram(s) Affected Game and Sport Fish

(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 81	FY 82	FY 83	FY 84	FY 85	FY 86
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-

REVENUE

~~FUNDING~~ (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)		(11.6)	(11.6)	(11.6)	(11.6)	(11.6)
Fish and Game Fund						

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME						
TEMPORARY						

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

Based on data from the U.S. Government's Veterans Affairs Agency we assume there may be 525 individuals who might take advantage of this program. The revenue reduction is based on the current \$10 and \$15 fee for sport fishing and hunting licenses.

\$10 x 525 = \$5,250
 \$12 x 525 = 6,300
 TOTAL \$11,550

[Handwritten signature]

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB No 145

Title An Act providing for free resident hunting and sport fishing licenses for disabled

Requested by Senate State Affairs and Resources Committee Date 2/4/81 veterans.

II. FISCAL DETAIL

Agency Affected Department of Revenue

Program Category Affected Sport Fish and Game Fund

BRU, Program, or Subprogram(s) Affected Department of Fish and Game

(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 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL	-0-	1.	1.	1.	1.	1.
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	1.	1.	1.	1.	1.

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

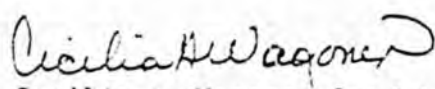
POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME						
PART TIME						
TEMPORARY						

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

See attached fiscal note

IV. DATE February 26, 1981


 PREPARED BY Cecilia A. Wagoner for Linda Gene Lockridge
 AGENCY Department of Revenue
 PHONE 457-3171

Original Legislative Finance
Budget and Management
Department of Revenue

S.B. #145 Bill Analysis

According to the U.S. Veterans Administration Regional Office for Alaska, located in Anchorage, there are currently 515 veterans in the state who have a service-connected disability that is rated at 50% or greater. The Veterans Administration estimated that this figure would increase at the rate of 10% each year. We are assuming that 50% of the eligible veterans will apply for this license.

We recommend that the effective date of this bill be January 1, 1982, because fishing and hunting licenses are sold on a calendar year not a fiscal year. Licenses and applications would also have to be designed, bid let out, and the licenses printed all on special order. It would also be extremely unfair to those veterans who had already purchased their licenses for 1981 for cash if some of the eligible group got their license for free. Also, there would be no loss of revenue or expense incurred in Fiscal Year 1981 if the effective date of the bill is January 1, 1982. The license could be purchased with the regular order of 1982 licenses and applications and instructions would be mailed out to the vendor at the normal shipout time.



STATE OF ALASKA
OFFICE OF THE GOVERNOR

BILL ANALYSIS

Department Revenue	Sponsor (Principal) Bradley plus twelve	Bill Number SB No 145
Department Position SUPPORT IF AMENDED		
Division Director Donald W. Barnes	Date 2/27/81	Commissioner Thomas R. Williams
		Date 3/1/81

GOVERNOR'S OFFICE USE

Comments:

<input type="checkbox"/> Position Noted	By	Date
---	----	------

SUMMARY

1. a) Related Bills (Similar or Conflicting)	1. b) Other Agencies Affected by Bill Department of Fish & Game
2. a) Organizational Support for Bill Unknown	2. b) Organizational Opposition to Bill Unknown

3. Program Effects of Bill

There will be an assumed loss to the Department of Fish and Game, Fish fund and Game fund every year.

4. Fiscal Impact: None Fiscal Note Attached

5. Amendments Proposed:

EFFECTIVE DATE SHOULD BE 1/1/82

6. Comments:

Recommend effective date of bill be January 1, 1982, since fishing and hunting licenses are sold on a calendar year not a fiscal year and it would be unfair to those eligible veterans who had already purchased their licenses for cash if some of the eligible groups got theirs for free.

S B

186

COMMITTEE REPORT

HOUSE

3/26
Revised

(7)

FURTHER:

3/10/82

Date:

Mar 25, 82

Mr. Speaker:

The Committee on JUDICIARY has had SB 186

"An Act adopting the Interstate Corrections Compact; and providing for an effective date."

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

- ^{may} do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
- and recommends _____ new title
- AND attaches a "Letter of Intent" ~~NEW~~ Fiscal Note ^{w/analogue} ZERO
- reports it back without recommendation *attached to bill*
- referred to the _____ Committee *sup 21*

MEMBERS SIGNING

DO PASS

(Signature)

Ross Millers

ROSS MILLERS, D. P. ...

James H. Barnes, ch

MEMBERS HAVING

OTHER RECOMMENDATIONS:

James H. Barnes

CHAIRMAN

STATE OF ALASKA

DEPT. OF HEALTH AND SOCIAL SERVICES
OFFICE OF THE COMMISSIONER

JAY S. HAMMOND, GOVERNOR

POUCH H 01
JUNEAU, ALASKA 99811
PHONE: 465-3030

DOCUMENT NO. 155-82

April 29, 1982

The Honorable John G. Fuller
Representative
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Representative Fuller:

I am very much aware of, and sympathetic with, your desire to adjourn the present session of the Legislature as soon as possible. I am also aware of the pressure you undoubtedly are under with respect to pending bills.

I feel, in any event, that I should call to your attention Senate Bill 186, the Interstate Corrections Compact bill, for these reasons.

- (1) It is a non-controversial bill with a zero fiscal note;
- (2) It needs only approval by the Rules Committee and passage by the House to be ready for the Governor's signature;
- (3) It is a much needed bill, in that it would provide the State with valuable additional flexibility in dealing with prison overcrowding.

Essentially, the bill will allow the State to become signatory to the Interstate Corrections Compact, an entity of the Council of State Governments. The result would be that we would have 22 additional states with whom we could contract for placement of prisoners convicted in Alaska, but who are from other parts of the country.

At present, we are members of the Western State Compact. Membership in the Interstate Corrections Compact would result in a total of 32 states with whom we could contract. While the Compact is reciprocal, we are not obliged to accept prisoners from other states and would do so only if seen as advisable on a case-by-case basis. Since very few Alaskans travel south in search of employment, as opposed to the number of people who come to Alaska from the Lower 48, membership in the Compact would provide substantial advantages for Alaska.

The Honorable John G. Fuller

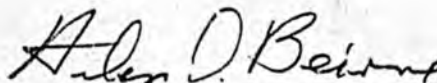
- 2 -

In view of the limitation the Federal Bureau of Prisons has placed on us with indications that we may be required to reduce the number of federal placements sooner than previously anticipated, it is important that we be in a position to make out-of-state placements elsewhere. When the capital construction program for corrections is further along, we would hope to discontinue sending Alaskans out of state, but we would very much like to avoid having to use our scarce prison bed space for offenders who have no claim to Alaska residency.

I hope I have been able to express to you our reasons for hoping that Senate Bill 184 can be passed in this session of the Legislature.

Whatever assistance you can give us with this matter would be greatly appreciated.

Sincerely,

A handwritten signature in cursive script that reads "Helen D. Beirne".

Helen D. Beirne
Commissioner

AMENDED TITLE:

AN ACT ADOPTING THE INTERSTATE CORRECTIONS COMPACT; AND
 PROVIDING FOR AN EFFECTIVE DATE

PRIME SPONSOR: SENATE RULES COMMITTEE.

CO-SPONSORS:

CURRENT STATUS: 3/26/82 IN (H) RULES

SB 186 SENATE ACTION 12:27 3/27/82 PAGE 2 OF 3

DATE	SEQ	PAGE	LEGISLATIVE ACTION
02/17/81	01	0259	FIRST READING -- COMMITTEE REPORTS
02/17/81	02	0259	GOV TRANSMITTAL LETTER
02/17/81	03	0259	ZERO F/NOTE SEN SUPPL #11
03/11/81	04	0421	S.A. -- DF03
01/19/82	05	0087	MOVED FROM JUD TO HESS BY UNAN CONSE
02/04/82	06	0197	HESS -- DF03
03/08/82	07	0479	RLS -- OTHER03 TAKEN UP IMMEDIATELY
03/08/82	08	0481	SECOND READING
03/08/82	09	0481	ADVANCED TO 3RD READING BY UNAN CONSENT
03/08/82	10	0481	THIRD READING
03/08/82	11	0481	PASSED BY DIV 16-01-03
03/08/82	12	0481	EFFECTIVE DATE VOTE SAME AS PASSAGE
****	**	**	*** *** ***

SB 184 HOUSE ACTION 12:27 3/27/82 PAGE 3 OF 3

DATE	SEQ	PAGE	LEGISLATIVE ACTION
03/10/82	13	0732	FIRST READING -- COMMITTEE REPORTS
03/23/82	14	0925	JUD -- DF04
03/26/82	15	0925	F/NOTE EQUALS ZERO/ANLYS HSE SUPPL #31 RULES RULES
****	**	**	*** *** ***

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate Bill No. 186
 Title Interstate Corrections Compact
 Requested by Rules Committee Date 02/17/81

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services - Division of Adult Corrections
 Program Category Affected Offender Confinement, Reformation & Supervision
 BRU, Program, or Subprogram(s) Affected Adult Confinement
 (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 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		-0-	-0-	-0-	-0-	

FUNDING (Thousands of Dollars)

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

POSITIONS

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

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

It is estimated that enactment of this legislation would not result in any increase of expenditures. It will provide for an increased number of out-of-state facilities for placement of convicted offenders. Since the census of Alaska state correctional centers are at maximum levels now, the Federal Bureau of Prisons system must be relied upon to provide bed space. Entering into the compact would also open several other state resources, when appropriate, to Alaska.

IV. DATE 02/25/81 PREPARED BY Roger C. Lange
3/25/82 Unchanged from AGENCY Division of Adult Corrections

Original: Legislative Finance above. PHONE 465-33
 cc: Budget and Management Roger C. Lange
 Prime Sponsor (First Legislator Name) M&B Approval Tim H. Libera Date 2/25/81
3.25.82

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. _____
Title Interstate Corrections Compact
Requested by Governor Date _____

II. FISCAL DETAIL

Agency Affected Department of Health and Social Services - Division of Adult Corrections
Program Category Affected Offender Confinement, Reformation & Supervision
BRU, Program, or Subprogram(s) Affected Adult Confinement
(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-

FUNDING (Thousands of Dollars)

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

POSITIONS

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

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

It is estimated that enactment of this legislation would not result in any increase of expenditures. It will provide for an increased number of out-of-state facilities for placement of convicted offenders. Since the census of Alaskan State Correctional Centers are at maximum levels now, the Federal Bureau of Prison System must be relied upon to provide bed space. Entering into the compact would also open several other state resources, when appropriate, to Alaska.

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

Prepared by: Roger C. Lange Date: December 30, 1980
Division/Office: Adult Corrections PH: 465-3376
Department of Health & Social Services



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 17, 1981

The Honorable Jalmar Kerttula
President of the Senate
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Mr. President:

Under the authority of art. III, sec. 18 of the Alaska Constitution, I am transmitting a bill which would make Alaska a party to the Interstate Corrections Compact.

Under current law, Alaska is a party to the Western Interstate Corrections Compact, along with eleven other states. This measure is similar to that compact; however, it allows the state a broader choice of correctional facilities nationwide in which prisoners may be incarcerated than is presently available. By joining the Interstate Corrections Compact, Alaska will be able to place offenders in an additional eleven states. It is not necessary to withdraw from the Western Interstate Corrections Compact in order to become a party to this compact.

Enactment would enable the Division of Corrections to enter into contracts with party states for incarceration of our prisoners. Thus a wider range of rehabilitative programs would be available without the increased costs attendant in establishing such programs within our own correctional facilities.

Jurisdiction over persons confined out-of-state is retained by Alaska although such persons would still be subject to the rules of the institution where confined. The state also retains the power to inspect the facilities utilized and to visit the inmates.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "Jay S. Hammond".

Jay S. Hammond
Governor

S B

203

COMMITTEE REPORT

HOUSE

from calendar
6/12
Ret to Rules
6/16

FURTHER:

6/11
Rules

6/2/81

(11)

P2093

Date: June 10, 1981

Mr. Speaker:

The Committee on FINANCE has had CSSB 203(Fin)am

"An Act making amending, and adjusting appropriations to the Department of Education; and providing for an effective date."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with ^{CS} for CSSB 203 (Fin) same title
 new title
- and recommends do pass
- 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:

Freeman
McN
Dr. Ho. Alas
James Vanney
Harvey
Malone

Freeman
CHAIRMAN

COMMITTEE REPORT

6/2

HOUSE

5/14/81

FURTHER: FINANCE

(5)

P1854

Date: May 29, 1981

Mr. Speaker:

The Committee on HEALTH, EDUCATION & SOCIAL SERVICES has had CSSB 203(Fin) and

"An Act making amending, and adjusting appropriations to the Department of Education; and providing for an effective date."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for C.S.S.B 203(New) same title
 new title
- and recommends it do pass
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING

DO PASS

[Signature]

[Signature]

[Signature]

MEMBERS HAVING

OTHER RECOMMENDATIONS:

[Signature]
CHAIRMAN

COMMITTEE REPORT

2/5

HOUSE

Rules

(11)

FURTHER:

2/1/82

Date: 2/4/82

Mr. Speaker: (Taken from Rules 2/1/82)

The Committee on FINANCE has had CSSB 203(Fin)am

"An Act making amending, and adjusting appropriations to the Department of Education; and providing for an effective date."

under consideration and reports it back as follows:

- do pass [] do not pass
- [] do pass with attached amendments(s)
- replace with ^HCS for CSSB 203 (3rd FIN) [] same title [X] new title
- and recommends do pass
- [] AND attaches a "Letter of Intent" [] New Fiscal Note
- [] reports it back without recommendation
- [] referred to the _____ Committee

MEMBERS SIGNING DO PASS

Joe Matagorda
Walter Dull
R. B. Bennett
Robert S. Adair, Ch.
Blaine
Robert C. Carney
Robert C. Carney
Sam C. Carter
Russ Melkins

MEMBERS HAVING OTHER RECOMMENDATIONS:

David Lindley - appears to be a piggy bank

Robert S. Adair
CHAIRMAN

COMMITTEE REPORT

6/20

HOUSE

6/20/81

FURTHER: Rules

(9)

Date: 6/20/81

(Taken from Rules and returned

Mr. Speaker: to Finance 6/20)

The Committee on FINANCE has had CSSB 203(Fin)am

"An Act making amending, and adjusting appropriations to the Department of Education; and providing for an effective date."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with ~~CS~~ for CSSB 203 (2nd Fin) same title new title
- and recommends do pass
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

[Signature]

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature] NO REC

[Signature] NO REC

[Signature] NO REC

[Signature]
CHAIRMAN

Proposed Committee Substitute for SB 203

The Finance Committee Substitute for Senate Bill 203 proposes to make several no-cost "delete/add" transfers between appropriations. One of the transfers will provide \$992,000 to enable Job Service offices to remain open at the same staffing level as they had last October. Without the funds, many of the offices will have to close. These supplemental funds are to come from the \$1 million dollars appropriated last session for federal shortfalls to non-state agencies.

Funds are also being transferred from the FY 82 AFDC budget to meet increased costs of correctional facilities. Due to changes in federal regulations, AFDC is experiencing a reduced caseload and as a result, has surplus dollars in its budget. At the same time, corrections must take action to rectify the overcrowded situation in many of its facilities. The additional \$2,750,000 will enable the division to hire needed staff now instead of waiting until FY 83

57

Wick

Additional transfers from previously funded projects in district 13 are also included in the proposed committee substitute.8

sh 263

February 23, 1981

The Honorable Jalmar Kerttula
President of the Senate
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a supplemental appropriation for the Department of Education.

Section 1 appropriates an amount to repay a loan of \$3,570,127 which the Postsecondary Education Commission borrowed from the Student Loan Marketing Association. In RPL 8146, both the Legislative Budget and Audit Committee and I approved this loan. Interest is accruing at the rate of \$9,000 a week, so I strongly urge your immediate passage of this bill.

Section 2 appropriates an amount necessary to implement AS 43.18.100, state aid for retirement of school construction debt. Payments under that statute are based on audited expenditures of the second prior year. Due to large increases in expenditures in Fairbanks, Kenai, and Kodiak, and to an approximate \$5 million in interest and principal payments by the North Slope Borough, of which the Department of Education had not been notified by the time of its initial calculations, the entitlement of local districts for FY 81 exceeds the currently appropriated amount by \$9,800,000.

Section 3 appropriates \$4,500,000 for the revised foundation program computations for FY 81.

Sincerely,

Jay S. Hammond
Governor

S/ Terry Miller

By: Terry Miller
Lieutenant Governor

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

ALASKA COMMISSION ON POSTSECONDARY EDUCATION

POUCH 7 - STATE OFFICE BUILDING
JUNEAU, ALASKA 99811
(907) 465-2854

RECEIVED

DEC 24 1980

BUDGET AND MANAGEMENT

MEMORANDUM

TO: Dr. Ron Lehr
Director of Budget and Management

FROM: Kerry D. Rossburg, Executive Director
Alaska Commission on Postsecondary Education

DATE: December 22, 1980

As you will recall, the Alaska Commission on Postsecondary Education ran short of student loan funds this past fall. In order to provide full funding for this program, we borrowed over \$3 million from the Student Loan Marketing Association. We have funded all eligible loan applicants now and have funds sufficient to carry us through the fiscal year.

We must now seek a supplemental budget appropriation to repay these borrowed funds. The total amount of our needed supplemental is \$3,570,127 consisting of:

\$3,327,127	Principal borrowed
108,000	Oct. - Dec. 31 interest
135,000	Jan. 1 - Mar. 31 interest
<u>\$3,570,127</u>	

If the loan is repaid prior to March 31, there will be savings (of approximately \$9,000 per week). Similarly, if the loan is extended beyond March 31, the cost will escalate proportionately.

Please consider this memorandum our formal request for this supplemental appropriation. If specific forms or more detail is required, please let me know.

MEMORANDUM

RECEIVED

State of Alaska

FEB 11 1981


213

TO: Ron Lehr, Director
Division of Budget and Management
Office of the Governor

SUBJECT AND MANAGEMENT DATE: February 10, 1981

FILE NO:

TELEPHONE NO: 465-2875

FROM:  Ray Jensen, Supervisor
Budget and Audit Section
Management, Law and Finance
Department of Education

SUBJECT: FY 81 Supplemental for Foundation
Program Components

Department of Education respectfully submits the following information for an FY 81 Supplemental appropriation of \$4,500.0 for Foundation Program Components.

The Department has received the local district reports and prepared the revised foundation program computations for FY 81. This report establishes the floor level for all districts for the fiscal year in terms of Foundation Support. The attached "Revised Report Recapitulations" indicates that a minimum of \$2,217.0 will be required in supplemental funds for local district support. In addition, the Department has excluded 35 units from these calculations due to insufficient information to support the claims. We anticipate that an additional \$1,750.0 will be required if these units are supported in the final computations at year-end. We also request, an additional \$500.0 to provide for changes in final reports as local districts refine their records for year-end closing. Please note that this \$500.0 would provide for a minimal increase of 10-12 units above the approximately 6,950 units claimed on this report.

If these supplemental funds are not provided, the statutes require the Commissioner to prorate available funds across the board to all districts.

STATE OF ALASKA
DEPARTMENT OF EDUCATION
PUBLIC SCHOOL FOUNDATION PROGRAM COMPUTATIONS
REVISED REPORT RECAPITULATIONS
1900-01 FISCAL YEAR

School District	Final ADM 1979-80	Revised ADM 1980-01	Instr. Units	Instr. Unit Allotment	Basic Need	Level of State Suppt. (97% Min.)	Final Computation Of Entitlement	Per ADM
Anchorage	32,429	32,302	2,172	34,935	75,070,020	97.9090	74,353,504	2,296
Bristol Bay	209	210	27	54,149	1,462,023	90.0302	1,433,224	6,025
Cordova	462	436	45	40,175	1,007,075	90.0655	1,707,365	4,099
Craig	141	170	24	37,730	905,520	99.5364	901,322	5,302
O'illingham	379	303	43	54,149	2,320,407	99.1505	2,300,627	6,020
Fairbanks	0,330	0,560	606	39,127	23,710,962	97.3215	23,075,064	2,696
Gaena	165	130	21	34,149	1,137,129	99.7107	1,133,039	0,216
Haines	396	400	44	40,175	1,767,700	90.9621	1,749,353	4,280
Iliamna	224	200	24	39,127	939,040	99.6630	935,091	4,499
Ilyuburg	05	02	15	37,730	565,950	99.5664	563,496	6,072
Juneau	4,015	3,951	307	34,935	10,725,045	90.4763	10,561,627	2,673
Kake	195	192	23	37,730	067,790	99.0433	066,430	4,513
Kenai	5,704	6,070	470	37,730	10,034,940	97.0000	17,493,092	2,002
Ketchikan	2,432	2,420	100	34,935	6,567,780	90.4709	6,467,352	2,672
King Cove	120	123	16	52,402	030,432	99.4704	034,059	6,701
Klawock	02	100	12	37,730	452,760	99.7210	451,500	4,515
Kodiak	2,090	2,025	197	40,525	7,903,425	90.4760	7,061,021	3,002
Nat-Su	4,356	4,304	339	36,332	12,316,540	97.0924	12,056,964	2,750
Heena	216	203	20	41,922	1,173,016	99.7163	1,170,406	5,766
Nome	716	706	60	51,149	3,602,132	99.3226	3,657,109	5,100
North Slope	1,030	1,060	152	54,149	0,230,640	97.0000	7,903,729	7,475
Pelican	39	37	7	39,127	273,009	90.5311	269,066	7,294
Petersburg	547	562	40	36,332	1,743,936	90.0163	1,723,293	3,066
Sand Point	129	115	16	52,402	030,432	99.2316	031,909	7,235
Sitka	1,671	1,673	129	36,332	4,606,020	90.0030	4,597,019	2,740
Skagway	176	170	20	37,730	754,600	97.7079	737,304	4,142
St. Mary's	94	95	10	54,149	974,602	99.0141	972,070	10,241
Unalaska	160	190	23	52,402	1,205,246	90.3247	1,105,054	5,905
Valdez	746	053	03	40,175	3,334,525	97.0000	3,234,409	3,792
Wrangell	479	494	45	36,332	1,634,940	90.9017	1,616,993	3,273
Yakutat	156	142	20	41,922	030,440	99.2409	032,075	5,060
Totals	60,069	60,566	5,230		197,562,260		193,640,476	2,024
Centralized Corres.	615	649	40	34,935	1,397,400	100.0000	1,397,400	2,153

January 16, 1980

STATE OF ALASKA
DEPARTMENT OF EDUCATION

REVISED ADM 1906-2

INSTRUCTIONAL UNITS

School District	REVISED ADM 1906-2							INSTRUCTIONAL UNITS							Total Inst Units	
	Elem.	Sec.	Comb. Dist.	Voc. Ed. Non-add	Spec. Ed. Non-add	Blind. Non-add	Corres.	Total ADM	Elem.	Sec.	Comb. Dist.	Voc. Ed.	Spec. Ed.	Blind. Ed.		Corres.
Anchorage	16,307	16,050	25	1601	1796	455	-0-	32,302	990	892	5	91	165	21	-0-	2,172
Bristol Bay	103	107	-0-	19	6	-0-	-0-	210	10	14	-0-	2	1	-0-	-0-	27
Cordova	230	206	-0-	61	31	-0-	-0-	436	15	21	-0-	5	4	-0-	-0-	45
Craig	68	92	-0-	13	11	-0-	10	170	6	11	-0-	2	2	-0-	3	24
Hillingham	176	207	-0-	43	27	0	-0-	303	14	20	-0-	4	4	1	-0-	43
Jairbanks	4,463	3,956	-0-	401	565	66	141	0,560	275	251	-0-	30	53	4	10	606
Katena	60	78	-0-	11	7	2	-0-	130	5	12	-0-	2	1	1	-0-	21
Katines	196	212	-0-	26	37	-0-	-0-	400	15	21	-0-	3	5	-0-	-0-	44
Koonah	115	93	-0-	22	19	-0-	-0-	200	8	11	-0-	2	3	-0-	-0-	24
Kydaburg	43	39	-0-	12	11	0	-0-	82	4	6	-0-	2	2	1	-0-	15
Kyneau	1,933	1,928	-0-	335	209	26	40	3,951	124	120	-0-	20	20	3	4	307
Kyle	93	99	-0-	22	20	-0-	-0-	192	7	11	-0-	2	3	-0-	-0-	23
Kysal	3,309	2,509	60	204	352	171	112	6,070	223	175	10	20	33	9	0	470
Ketchikan	1,134	1,217	-0-	201	106	9	69	2,420	73	77	-0-	13	18	1	6	180
King Cove	70	53	-0-	11	10	-0-	-0-	123	6	6	-0-	2	2	-0-	-0-	16
Klavock	72	20	-0-	-0-	11	-0-	-0-	100	6	4	-0-	-0-	2	-0-	-0-	12
Kodiak	1,142	833	17	144	202	24	33	2,025	83	72	4	11	20	3	4	197
Kotzeb	2,130	2,015	11	337	270	7	220	4,304	139	134	3	20	27	1	15	339
Kotzeb	110	93	-0-	13	17	2	-0-	203	8	14	-0-	2	3	1	-0-	20
Kotzeb	394	312	-0-	84	65	49	-0-	706	24	27	-0-	6	7	4	-0-	60
Kotzeb Slope	512	556	-0-	177	100	532	-0-	1,068	44	56	-0-	10	10	24	-0-	152
Kotzeb	28	9	-0-	-0-	-0-	-0-	-0-	37	3	-	-0-	-0-	-0-	-0-	-0-	7
Kotzeb	405	157	-0-	34	48	-0-	-0-	562	25	14	-0-	3	6	-0-	-0-	40
Kotzeb Point	47	68	-0-	13	6	-0-	-0-	115	5	8	-0-	2	1	-0-	-0-	16
Kotzeb	1,153	520	-0-	136	104	10	-0-	1,673	5	32	-0-	8	11	2	-0-	129
Kotzeb	100	78	-0-	19	10	-0-	-0-	178	0	0	-0-	2	2	-0-	-0-	20
Kotzeb	73	22	-0-	26	17	14	-0-	95	6	4	-0-	3	3	2	-0-	18
Kotzeb	107	91	-0-	11	19	-0-	-0-	198	8	11	-0-	2	2	-0-	-0-	23
Kotzeb	437	416	-0-	69	119	-0-	-0-	853	29	36	-0-	6	12	-0-	-0-	83
Kotzeb	277	217	-0-	39	32	-0-	-0-	494	17	21	-0-	3	4	-0-	-0-	45
Kotzeb	91	51	-0-	8	13	-0-	-0-	142	7	10	-0-	1	2	-0-	-0-	20
Totals	35,508	32,312	113	4,252	4,390	1,391	633	60,566	2,271	2,094	22	207	436	70	50	5,230
	466	183	-0-	19	-0-	-0-	-0-	649	30	-0-	-0-	2	-0-	-0-	-0-	70

January 16, 1961

STATE OF ALASKA
DEPARTMENT OF EDUCATION

School District	Revised ADI 1st Qtr. 1980-81	1-1-79 Property Value	Value Per ADI	Index	Level of State Support (97% Min.)	Matching Ratio: 1 Local Support
Anchorage	32,382	6,540,804,000	201,989	.67006	97.9890	40.75
Bristol Bay	210	41,564,600	197,927	.65659	98.0302	49.77
Cordova	436	49,704,500	114,001	.37010	98.8655	87.14
Craig	170	7,910,600	46,580	.15452	99.5364	214.72
Dillingham	303	32,693,800	35,362	.28710	99.1505	116.71
Fairbanks	8,560	2,303,862,300	269,143	.09284	97.3215	36.33
Galena	130	4,011,200	29,067	.09642	99.7107	344.70
Haines	400	42,550,600	104,289	.34596	98.9621	95.35
Hoonah	208	7,026,900	33,783	.11207	99.6630	296.43
Hydaburg	82	3,572,500	43,567	.14453	99.5664	229.64
Juneau	3,951	604,923,000	153,106	.50790	98.4763	64.63
Kake	192	3,022,500	15,742	.05222	99.8433	637.30
Kenai	6,070	2,050,959,776	337,885	1.12080	97.0000	32.33
Ketchikan	2,420	371,020,000	153,645	.50969	98.4709	64.40
King Cove	123	6,446,300	52,409	.17306	99.4704	190.73
Elavork	109	2,795,600	27,950	.09272	99.7218	350.51
Kudlak	2,025	309,925,500	153,050	.50772	98.4760	64.65
Mat-Su	4,384	928,419,970	211,775	.70253	97.8924	46.45
Menana	203	5,786,500	28,505	.09456	99.7163	351.51
Nome	706	48,054,100	68,065	.22580	99.3226	146.63
North Slope	1,068	5,105,508,490	4,780,439	15.85831	97.0000	32.33
Pelican	37	5,461,000	147,595	.48962	98.5311	67.88
Petersburg	562	66,846,200	118,943	.39457	98.8163	83.48
Sand Point	115	8,878,900	77,208	.25612	99.2316	129.15
Sitka	1,673	322,127,700	192,545	.63874	98.0938	51.19
Stagway	178	40,956,100	230,315	.76483	97.7079	42.63
St. Mary's	95	1,775,000	18,684	.06198	99.8141	536.79
Unalaska	198	33,331,900	168,343	.55045	98.3247	58.69
Valdez	853	1,652,877,200	1,937,722	6.42887	97.0000	32.33
Wrangell	474	54,528,100	110,365	.36612	98.9017	90.05
Yakutat	142	18,830,510	76,271	.25302	99.2409	130.74
Totals	62,566	20,669,014,140				
Average		301.447				

January 16, 1981

STATE OF ALASKA DEPARTMENT OF EDUCATION
PUBLIC SCHOOL FOUNDATION PROGRAM COMPUTATIONS
REVISED REPORT RECAPITULATION
1980-81 FISCAL YEAR

RIAA	Final ADM 1979-80	1980-81 Revised 1st Qtr. ADM	Instr. Units	Instr. Unit Allotment	Basic Need	Equiv. of Local Suppt Estimate \$0.50 ADM	Less PL 974	Revised Computation of Entitlement.	Per ADM
Alak	569	572	50	40,909	2,445,450	503,360	1,023,461	1,925,349	3,366
Alaska Gateway	436	460	70	41,922	2,934,540	411,840	376,250	2,970,122	6,346
Aleutian	110	111	32	52,402	1,676,834	97,600	232,239	1,542,305	13,895
Annette	336	362	37	36,332	1,344,284	310,560	744,177	910,667	2,530
Berling Strait	441	440	94	54,149	5,090,006	307,200	967,217	4,509,989	10,250
Chatham	210	191	35	37,730	1,320,550	160,000	426,796	1,061,834	5,559
Chugach	54	53	11	41,922	461,142	46,640	33,945	473,837	0,940
Copper River	612	609	76	40,175	3,053,300	535,920	367,263	3,221,957	5,291
Delta Greely	857	840	79	41,922	3,311,830	746,240	747,334	3,310,744	3,904
Iditarod	300	311	57	54,149	3,006,493	273,600	515,956	2,844,217	9,145
Kuspuk	347	350	69	54,149	3,736,201	315,040	559,596	3,491,725	9,753
Lake & Peninsula	362	349	81	54,149	4,306,069	307,120	741,791	3,951,390	11,322
Lower Kuskokwim	1671	1795	200	54,149	15,161,720	1,579,600	2,619,500	14,121,740	7,867
Lower Yukon	1017	1135	153	54,149	0,204,797	990,000	2,281,529	7,002,060	6,169
Northwest Arctic	1435	1453	192	54,149	10,396,600	1,278,640	2,371,526	9,303,722	6,403
Pribilof	159	160	22	52,402	1,152,844	140,000	371,327	922,317	5,764
Rafibelt	337	330	50	41,922	2,096,100	290,400	159,773	2,226,727	6,740
Southeast Island	374	439	76	37,730	2,867,480	386,320	456,363	2,797,437	6,372
Southwest Region	496	449	93	54,149	5,035,857	395,120	1,203,410	4,227,559	9,415
Yukon Flats	305	297	64	54,149	3,465,536	261,360	483,444	3,243,452	10,921
Yukon Koyukuk	591	572	94	54,149	5,090,006	503,360	1,160,079	4,433,287	7,751
Totals	11035	11302	1715		86,397,765	9,945,760	17,843,072	78,500,453	6,946

January 15, 1981

STATE OF ALASKA
DEPARTMENT OF EDUCATION

REVISED APR 1900-01

INSTRUCTIONAL UNITS

REAA	REVISED APR 1900-01								INSTRUCTIONAL UNITS							
	Elem.	Sec.	Combined	Voc Ed Non-add	Spec. Ed. Non-add	Illing. Non-add	Corres.	Total ADN	Elem.	Sec.	Combined	Voc. Ed.	Spec. Educ.	Illing. Educ.	Corres.	Total Units
Adak	397	175	-0-	32	27	-0-	-0-	572	24	19	-0-	3	4	-0-	-0-	50
Alaska Gateway	223	104	27	44	43	25	34	460	22	23	5	5	5	3	4	70
Aleutian	21	13	77	6	9	4	-0-	111	3	4	21	1	2	1	-0-	32
Annette	190	172	-0-	27	22	-0-	-0-	362	13	10	-0-	3	3	-0-	-0-	37
Bering Strait	09	200	47	70	37	119	24	440	11	40	9	11	5	7	3	91
Chatham	100	66	12	9	9	-0-	5	191	15	10	4	1	2	-0-	3	35
Chugach	24	10	19	-0-	-0-	-0-	-0-	53	3	4	4	-0-	-0-	-0-	-0-	11
Copper River	203	251	17	29	40	4	50	609	26	30	6	3	5	1	5	76
Delta Greely	472	326	-0-	47	105	-0-	50	040	30	29	-0-	4	11	-0-	5	79
Iditarod	119	03	09	21	10	17	20	311	13	16	10	3	2	2	3	57
Kuspuk	139	123	03	37	11	-0-	13	350	10	26	15	5	2	-0-	3	69
Lake & Peninsula	179	101	69	24	22	25	-0-	349	31	24	17	3	3	3	-0-	01
Lower Kuskokwim	655	1125	15	203	173	016	-0-	1795	40	140	4	35	17	36	-0-	200
Lower Yukon	603	500	32	105	03	243	-0-	1135	50	66	5	11	9	12	-0-	153
Northwest Arctic	714	702	-0-	150	97	151	37	1453	62	09	-0-	19	10	0	4	192
Pribilof	117	43	-0-	7	20	1	-0-	160	11	6	-0-	1	3	1	-0-	22
Rallbelt	141	150	31	23	16	-0-	-0-	330	14	24	5	4	3	-0-	-0-	50
Southeast Island	161	52	130	-0-	-0-	-0-	-0-	439	26	14	29	-0-	-0-	-0-	7	76
Southwest	210	193	46	35	36	219	-0-	449	20	32	12	5	5	11	-0-	93
Yukon Flats	109	101	77	21	10	44	10	297	12	20	20	3	2	4	3	64
Yukon-Koyukuk	210	167	132	40	30	37	63	572	25	24	24	7	5	3	6	94
Totals	5164	4825	903	1034	008	1705	410	11302	405	669	190	127	90	92	46	1715

January 15, 1931

FOUNDATION SUPPORT PROGRAMS
Revised FY 1981 Budget Estimates
Cities and Boroughs

01-21-81

School District	Elem I.U.	Elem \$ FNDN.	Sec. I.U.	Sec. \$ FNDN.	Comb E/S I.U.	Comb E/S \$ FNDN.	Spec. Ed I.U.	Spec. Ed \$ FNDN.	Voc Ed I.U.	Voc Ed \$ FNDN.	C/S Local I.U.	C/S Local \$ FNDN.	Billing I.U.	Billing \$ FNDN.	
Anchorage	998	34,164,271	092	30,535,601	5	171,164	165	5,600,402	91	3,115,179	-	-	21	710,007	3172
Bristol Bay	10	530,824	14	743,153	-	-	1	2,002	2	106,165	-	-	-	-	57
Cordova	15	595,700	21	1,231,296	-	-	4	150,007	5	190,596	-	-	-	-	43
Craig	6	225,330	11	413,106	-	-	2	75,111	2	75,111	3	112,665	-	-	24
Dillingham	14	751,646	20	1,073,700	-	-	4	214,756	4	214,756	-	-	1	53,609	43
Fairbanks	275	10,421,720	234	0,910,402	-	-	53	2,010,106	30	1,142,369	10	320,790	4	152,316	606
Galena	5 (1)	323,954	12	647,908	-	-	1	53,992	2	107,985	-	-	1	53,992	21
Haines	15	596,370	21	034,910	-	-	5	190,790	3	119,274	-	-	-	-	14
Hoonah	8	311,964	11	420,950	-	-	3	116,906	2	77,991	-	-	-	-	24
Hydaburg	4	150,266	6	225,390	-	-	2	75,133	2	75,133	-	-	1	37,566	15
Juneau	124 (1)	4,300,337	120	4,403,545	-	-	20	963,275	20	608,054	4	137,611	3	103,200	307
Kake	7	263,696	11	414,300	-	-	3	113,013	2 (1)	113,013	-	-	-	-	33
Kenai	223	8,413,790	175	6,404,660	10	365,901	33	1,207,737	20	731,962	0	292,785	9	329,303	470
Ketchikan	73 (1)	2,545,660	77	2,640,062	-	-	10	619,215	13	447,211	6	206,405	1	34,401	185
King Cove	6	312,772	6	312,772	-	-	2	104,257	2	104,257	-	-	-	-	16
Klawock	6 (1)	263,375	4	150,500	-	-	2	75,250	-	-	-	-	-	-	12
Kodiak	03	3,312,341	72	2,073,356	4	159,631	20 (1)	830,062	11	430,935	4	159,631	3	119,723	197
Kotzeb	139	4,943,711	134	4,765,800	3	106,699	27	960,209	20	711,325	15	533,494	1	35,566	337
Kenai	8	334,425	14	505,243	-	-	3	125,409	2	03,606	-	-	1	41,003	28
Rome	24	1,290,773	27	1,452,119	-	-	7	376,475	6	322,693	-	-	4	215,129	63
North Star	14 (2)	2,416,120	56	2,911,374	-	-	10 (5)	707,060	10 (1)	997,966	- (3)	157,574	24	1,260,509	45
Pelican	3	115,657	4	154,209	-	-	-	-	-	-	-	-	-	-	7
Petersburg	15	097,540	14	502,627	-	-	6	215,412	3	107,706	-	-	-	-	48
Sam Point	5	259,997	0	415,995	-	-	1	51,999	2	103,999	-	-	-	-	16
Sitka	76	2,700,321	32	1,140,346	-	-	11	391,994	0	205,006	-	-	2	71,272	139
Skagway	8	294,922	0	294,922	-	-	2	73,730	2	73,730	-	-	-	-	30
St. Mary's	6	324,290	4	216,193	-	-	3	162,145	3	162,145	-	-	2	100,097	18
Unalakleet	8	412,193	11	566,765	-	-	2	103,040	2	103,040	-	-	-	-	23
Valdez	29	1,130,123	36	1,402,911	-	-	12 (1)	506,607	6 (1)	272,700	-	-	-	-	53
Wrangell	17	610,060	21	754,592	-	-	4	143,732	3	107,799	-	-	-	-	45
Yakutat	7	291,226	10	416,030	-	-	2	03,200	1 (1)	05,200	-	-	-	-	20
Totals	2,271 (5)	42,574,270	2,094	77,061,009	22	803,475	436 (2)	16,516,040	247 (6)	11,170,990	50 (3)	1,900,955	70	3,335,621	

FOUNDAION SUPPORT PROGRAM
 Revised FY 1981 Budget Estimates
 Rural Education Attendance Areas

01-21-81

RFMA	Elem I.U.	Elem. FUND. \$ (less 074)	Sec. I.U.	Sec. FUND. \$ (less 074)	Comb. E/S I.U.	Comb. E/S FUND. \$	Spec. Ed. I.U.	Spec. Ed. FUND. \$	Voc. Ed. I.U.	Voc. Ed. FUND. \$	C/S-Local I.U.	C/S Local FUND. \$	Blng. I.U.	Blng. FUND. \$
Adak	24	620,133	19	801,046	-0-	-0-	4	195,636	3	146,727	-0-	-0-	-0-	-6,571
Alaska Gateway	22	1,172,546	26	1,385,736	5	209,610	5	209,610	5	209,610	4	167,600	3	125,766
Aleutians	3	57,675	4	76,900	21	1,100,442	2	104,804	1	52,402	-0-	-0-	1	52,402
Amelte	13	160,242	18	221,873	-0-	-0-	3	104,996	3	100,996	-0-	-0-	-0-	-0,377
Bering Strait	11	415,310	48	1,012,264	9	487,341	5	270,745	11	703,937	3	162,447	7	379,043
Chatham	15	309,072	10	206,582	4	150,920	2	75,460	1	37,730	3	113,190	-0-	-0-
Chugach	3	111,210	4	148,291	4	167,600	-0-	-0-	-0-	-0-	-0-	-0-	-0-	11
Copper River	26	874,035	30	1,009,502	6	241,050	5	200,875	3	160,700	5	241,050	1	40,175
Delta Greely	30	877,660	29	840,404	-0-	-0-	11	461,142	4	167,600	5	209,610	-0-	-0-
Iditarod	13	472,646	16	501,719	18	974,692	2	108,298	3	162,447	3	162,447	2	100,298
Kuspuk	18	745,756	26	1,077,204	15	812,235	2	108,298	5	324,894	3	162,447	-0-	-0-
Lake & Peninsula	31	1,260,518	24	975,885	17	920,533	3	162,447	3	162,447	-0-	-0-	3	162,447
Lower Kuskokwim	48	1,930,323	140	5,630,109	4	216,596	17	920,533	35	1,895,215	-0-	-0-	36	1,949,364
Lower Yukon	50	1,631,257	66	2,153,259	5	270,745	9	487,341	11	649,788	-0-	-0-	12	649,788
Northwest Arctic	62	2,428,452	89	3,430,670	-0-	-0-	10	541,490	19	1,191,278	4	216,596	8	433,192
Pribilof	11	336,152	6	183,355	-0-	-0-	3	157,206	1	52,402	-0-	-0-	1	52,402
Railbelt	14	520,044	24	905,219	5	209,610	3	125,766	4	167,600	-0-	-0-	-0-	-52
Southeast Island	26	684,344	14	368,493	29	1,094,170	-0-	75,460	-0-	75,460	7	264,110	-0-	-0-
Southwest Region	28	990,204	32	1,101,467	12	649,788	5	270,745	5	270,745	-0-	-0-	11	595,639
Yukon Flats	12	468,497	20	780,827	20	1,082,980	2	108,298	3	162,447	3	162,447	4	216,596
Yukon Koyukuk	25	761,848	24	731,374	24	1,299,576	5	270,745	7	379,043	6	324,894	3	162,447
Totals	476	16,044,742	669	24,299,979	190	9,887,966	100	4,963,895	137	7,081,644	47	2,186,926	92	4,297,559

PLEMENTAL REQUEST ANALYSIS

	1	2	3	4	5	6	7	8	9	10	11
	FY 79 ACTUAL	FY 80 FINAL AUTH.	FY 80 ACTUAL	FY 81 GOV. BUDGET	FY 81 INITIAL AUTH.	FY 81 CURRENT AUTH.	FY 81 EXPENDITURES + ENCUMBRANCES 7/1/ to 12/31	FY 81 OTHER OBLIGATION: 7/1/ to ____	FY 81 PROJECTED EXPENDI- TURES + ENCUMBRANCES to 6/30	FY 81 (DEFICIT) OR EXCESS	FY 82 CONTINUA
CES											
RVICES											
	22,273.3	24,081.0	24,081.0	25,210.0	30,250.0	30,250.0	15,125.0		24,925.0	(9,800.0)	33,793.9
	22,273.3	24,081.0	24,081.0	25,210.0	30,250.0	30,250.0	15,125.0		24,925.0	(9,800.0)	33,793.9
TS											
CHING											
FUND	22,273.3	24,081.0	24,081.0	25,210.0	30,250.0	30,250.0	15,125.0		24,925.0	(9,800.0)	33,793.9
RECEIPTS											

RECEIVED
FEB-10-1981
BUDGET AND M... EXT

Education BRU: Financial Support - Other COMPONENT: Debt Retirement - Local REVISED:

81 SUPPLEMENTAL REQUEST ANALYSIS

	1	2	3	4	5	6	7	8	9	10	11
	FY 79 ACTUAL	FY 80 FINAL AUTH.	FY 80 ACTUAL	FY 81 GOV. BUDGET	FY 81 INITIAL AUTH.	FY 81 CURRENT AUTH.	FY 81 EXPENDITURES + ENCUMBRANCES 7/1/ to 12-31	FY 81 OTHER OBLIGATIONS 7/1/ to _____	FY 81 PROJECTED EXPENDI- TURES + ENCUMBRANCES to 6/30	FY 81 (DEFICIT) OR EXCESS	FY 81 CONTI
SERVICES	641.2	840.5	810.0	774.8	758.1	758.1	416.1		342.0		1,2
	27.6	52.4	40.1	72.0	72.0	72.0	13.3		58.7		
IAL SERVICES	185.6	297.8	276.2	209.7	251.4	251.4	115.9		135.5		2
IES	215.1	206.2	172.8	258.9	258.9	258.9	109.2		149.7		2
T	43.0	4.0	3.7	7.3	7.3	7.3			7.3		
LDG. ...	4.9	14.0	13.9	5.0	5.0	5.0	4.9		.1		
CLAIMS, ...	194,546.0	215,515.9	215,445.0	215,067.9	262,816.8	262,816.8	234,999.0		32,317.8	(4,500.0)	346.0
NEOUS											
AL	195,664.4	216,930.8	216,771.7	216,395.6	265,169.5	264,169.5	235,658.4		33,011.1	(4,500.0)	347.9
RECEIPTS		120.0	120.0	125.0	125.0	125.0	4.0		121.0		1
GF MATCHING											
GENERAL FUND	194,546.0	215,515.9	215,455.0	215,067.9	262,841.8	262,841.8	234,998.9		32,342.9	(4,500.0)	346.0
Program Receipts ENCY RECEIPTS	140.0	100.0	44.0	150.0	150.0	150.0			150.0		1
OTHER	978.4	1,194.9	1,152.7	1,052.7	1,052.7	1,052.7	655.5		397.2		1.5
TOTAL	195,664.4	216,930.8	216,771.7	216,395.6	264,169.5	264,169.5	235,658.4		33,011.1	(4,500.0)	347.9

Education

BRU: Foundation Program Components

COMPONENT: Foundation Program Components

REVISED: 1/1/81

FY 81 SUPPLEMENTAL REQUEST ANALYSIS

	1	2	3	4	5	6	7	8	9	10
	FY 79 ACTUAL	FY 80 FINAL AUTH.	FY 80 ACTUAL	FY 81 GOV. BUDGET	FY 81 INITIAL AUTH.	FY 81 CURRENT AUTH.	FY 81 EXPENDITURES + ENCUMBRANCES 7/1/ to ___	FY 81 OTHER OBLIGATIONS 7/1/ to ___	FY 81 PROJECTED EXPENDI- TURES + ENCUMBRANCES to 6/30	FY 81 (DEFICIT) OR EXCESS
SERIAL SERVICES										
VEH.										
FRAC TUAL SERVICES						243.0			243.0	(243.0)
HOODITIES										
EMENT										
OS, BLDG. ...										
IS, CLAIMS	6,416.4	9,970.0	9,298.9	12,000.0	12,000.0	15,327.2			15,327.2	(3,327.2)
LLIANCEOUS										
TOTAL	6,416.4	9,970.0	9,298.9	12,000.0	12,000.0	15,570.2			15,570.2	(3,327.2)
AL RECEIPTS				456.0	456.0	456.0			456.0	
RED OF MATCHING										
R GENERAL FUND	3,600.0	8,120.0	8,120.0	9,494.0	9,494.0	9,494.0			9,494.0	(3,570.2)
R-AGENCY RECEIPTS										
Program Receipts	2,816.4	1,850.0	1,178.9	2,050.0	2,050.0	2,050.0			2,050.0	
Borrowed Funds						3,570.2			3,570.2	Repaid
TOTAL	6,416.4	9,970.0	9,298.9	12,000.0	12,000.0	15,570.0			15,570.2	

FY: EDUCATION

BRU: Postsecondary Commission-Grants & Loans

COMPONENT: Scholarship Program

REVISED: 2-18-81

MEMORANDUM

State of Alaska

RECEIVED
FEB 10 1981

TO: Ron Lehr, Director
Division of Budget and Management
Office of the Governor

DATE: February 10, 1981

BUDGET AND MANAGEMENT

FILE NO:

SC10505

TELEPHONE NO: 465-2875

RJ
FROM: Ray Jensen, Supervisor
Budget and Audit Section
Management, Law and Finance
Department of Education

SUBJECT: FY 81 Supplemental for Debt
Retirement - Local

Department of Education respectfully submits the following information for an FY 81 Supplemental appropriation of \$9,800.0 for Debt Retirement - Local Component of Financial Support - Other BRU.

Debt Retirement - Local Component provides repayment for debt expenses of districts under provisions of AS 43.18.100. The payments are based on audited expenditures of the second prior year. Due to large increases in expenditures in Fairbanks, Kenai and Kodiak, and an approximate \$5 million interest and principle payments by North Slope for a bond series, the Department had not been notified of during its initial calculations, the entitlement for FY 81 exceeds the budget authorization by \$9,800.0.

SFB

212

COMMITTEE REPORT

5/29
R. Williams

(5)

HOUSE

FURTHER:

Date: May 29, 1982

Mr. Speaker:

The Committee on RULES has had CSSB 212 (Trsp)

"An Act relating to the Alaska Railroad; and providing for an effective date."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with ^HCS for CSSB 212 (Trsp) 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:

[Handwritten Signature]

CHAIRMAN

COMMITTEE REPORT

5/13

HOUSE

(7)

FURTHER:

FINANCE
(added 5/12)

5/6/82

Date: May 12, 1982

Mr. Speaker:

The Committee on Transportation has had CSSB 212 (Trsp)

"An Act relating to the Alaska Railroad; and providing for an effective date."

under consideration and reports it back as follows:

[] do pass [] do not pass

[X] do pass with attached amendments(s)

~~[]~~ replace with CS for ~~CSSB 212 (Trsp)~~ ~~[]~~ same title
[] new title
and recommends _____

[] AND attaches a "Letter of Intent" [] New Fiscal Note

[X] reports it back ^{with individual} without recommendation

[] referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

[Signature]
[Signature]
[Signature]

[Signature] No Rec
[Signature] No Rec
[Signature] do not pass transportation
[Signature] NO REC

[Signature]
CHAIRMAN

COMMITTEE REPORT

HOUSE

5/15
Ruler

(11)

FURTHER:

5/13/82

Date: 5-15-82

Mr. Speaker: (Finance added 5/12/82)

The Committee on Finance has had CSSB 212(Trsp)

"An Act relating to the Alaska Railroad: and providing for an effective date."

under consideration and reports it back as follows:

- do pass do not pass
- do pass with attached amendments(s)
- replace with [#]CS for CSSB 212 (Finance) ^{same title} ^{new title}
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation *gen analysis* *Duppl #57*
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

Butterworth

McNary

_____ *Fried*

_____ *Forthcoming*

_____ *Note new*

_____ *file E.*

MEMBERS HAVING
OTHER RECOMMENDATIONS:

Adams - no Rec

Blanchard - no Rec

Fuller - no Rec

Jan into DO NOT PASS

Jack Fuller No Rec

Montgomery - No Rec

Adams
CHAIRMAN

A M E N D M E N T

Offered in the HOUSE

By the Transportation Committee

TO: CSSB 212 (Transportation)

Page 17, lines 3 - 4, following "system and":

Delete all material and insert "negotiation of through-tariffs with providers of intrastate and interstate transportation;"

A M E N D M E N T

Offered in the HOUSE

By the Transportation Committee

TO: CSSB 212 (Transportation)

Delete "the leadership of" in the following places:

Page 6, line 13

Page 11, lines 18 and 19

Page 19, line 11

Page 22, line 7

Page 34, line 17

Page 35, line 24

Page 36, line 27

Page 44, line 26 - page 45, line 2:

Delete all material

Renumber subsequent paragraphs

A M E N D M E N T

Offered in the HOUSE

By the Transportation Committee

TO: CSSB 212(Trsp)

Page 1, line 6:

Delete "Alaska Railroad" and insert "railroads"

Page 45, following line 28:

Insert the following:

* Sec. 5. AS 23.10.420(b) is amended to read:

(b) Except for hostling movements and duties as negotiated for each railroad company, no person operating an Interstate Commerce Commission-regulated railroad offering passenger service in this state may operate an engine or locomotive, regardless of the form of energy used for propulsior, for switching cars or in transfer movements, unless every engine or locomotive is manned by a minimum crew consisting of one locomotive engineer, [ONE LOCOMOTIVE FIREMAN (OR HELPER),] one conductor, and one brakeman [TWO HELPERS].

Renumber subsequent bill sections

Page 48, line 28:

Delete "This Act takes" and insert "Sections 1 - 4 and 6 - 15 of this Act take"

Page 49, following line 4:

Insert the following:

* Sec. 17. EFFECTIVE DATE. Section 5 of this Act takes effect immediately in accordance with AS 01.10.070(c).

A M E N D M E N T

Offered in the HOUSE

By the Transportation Committee

TO: CSSB 212 (Transportation)

Page 44, line 18, following "spouse":

Add "or partner in a meretricious relationship"

AMENDED TITLE: CSSB 212(TRSP)

AN ACT RELATING TO THE ALASKA RAILROAD; AND PROVIDING FOR AN EFFECTIVE DATE

PRIME SPONSOR: DANKWORTH.

CO-SPONSORS: KERTTULA, STURGULEWSKI.

CURRENT STATUS: 5/15/82 IN (H) RULES

SB 212 SENATE ACTION

DATE	SEQ	PAGE	LEGISLATIVE ACTION
02/25/81	01	0320	FIRST READING -- COMMITTEE REPORTS
04/19/82	02	0956	FIN REFERRAL WAIVED BY UNAN CONSENT
05/04/82	03	1129	TRAN -- CS04, NR01
05/05/82	04	1153	RLS -- TRAN CS03, OTHER03 TAKEN UP IMMEDIATELY
05/05/82	05	1155	SECOND READING
05/05/82	06	1155	TRAN CS ADOPTED BY UNAN CONSENT
05/05/82	07	1155	ADVANCED TO 3RD READING BY UNAN CONSENT
05/05/82	08	1156	THIRD READING
05/05/82	09	1156	PASSED BY DIV 19-00-01
05/05/82	10	1156	EFFECTIVE DATE VOTE SAME AS PASSAGE
05/05/82	11	1157	NOTICE OF RECONSIDERATION GIVEN
05/05/82	12	1158	PASSED ON RECONSIDERATION BY DIV 19-00-01
05/05/82	13	1158	EFFECTIVE DATE VOTE SAME AS PASSAGE

*** ** ** *** ** **

SB 212 HOUSE ACTION

DATE	SEQ	PAGE	LEGISLATIVE ACTION
05/05/82	14	1682	FIRST READING -- COMMITTEE REPORTS
05/12/82	15	1812	FIN COMM REFERRAL ADDED BY UNAN CONSENT
05/13/82	16	1826	TRAN -- DNP01, DP(AM)03, NR03, OTHER01
05/15/82	17	1883	FIN -- DNP01, CS02, NR05
05/15/82	18	1883	F/NOTE EQUALS ZERO HSE SUPPL #57 RULES RULES

*** ** ** *** ** **

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. CS for SB 212 (Transportation Committee)
 Title An Act relating to the Alaska Railroad
 Requested by Sens. Kerttula; Dankworth; Rav Date 4/23/82

II. FISCAL DETAIL

Agency Affected DOT/PF
 Program Category Affected Alaska Railroad Authority
 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 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	(See Analysis Below)			

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						
TOTAL	-0-	-0-				

POSITIONS

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

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

The effective date for this bill is triggered only upon acceptance by the legislature of the closing report under the federal transfer legislation, or acceptance by the legislature arrangements to operate the Federal Alaska Railroad by the authority. Consequently, there will be no direct fiscal impact resulting from this bill prior to the occurrence of either of these events. It should also be noted that any costs incurred by the State associated with the ongoing transfer discussions have already been adequately budgeted for within existing DOT/PF submittals.

IV. DATE April 23, 1982

PREPARED BY Mark S. Hickey
 AGENCY DOT/PF: S.F. Planning & Programming

Original: Legislative Finance
 cc: Budget and Management

PHONE 364-4337

Prime Sponsor (First Legislator Named)



Official Business

Alaska State Legislature

Senate

Office of the President

Pouch V
State Capitol
Juneau, Alaska 99811

MEMORANDUM

TO : ALL LEGISLATORS

FROM : SENATOR JAY KERTTULA
SENATE PRESIDENT

DATE : MAY 15, 1982

SUBJECT: SB 212

A handwritten signature in dark ink, appearing to read "Jay", written over the "FROM" line of the memorandum.

A considerable amount of time, effort and resources have gone into SB 212 which achieves the delicate task of operating a publicly held entity as a profit-making business. Jack Burton, President of Local 133 of the American Federation of Government Employees, shares this view (copy attached).

It is important to recognize that this bill does not propose to address all the issues pertaining to the Alaska Railroad and no one has claimed it will. It is the first step in providing a framework for state acquisition and operation of the railroad.

Jk/gt/aj

American Federation of Government Employees

LOCAL 183

AFFILIATED WITH THE AFL-CIO

WASHINGTON, D.C.



LOCAL 183
POST OFFICE BOX 35
ANCHORAGE, ALASKA 99510
TELEPHONE 575-2126

REFER TO FILE

FOR IMMEDIATE RELEASE

For further information,
contact Jack Burton at
288-3644, day or night.

A.F.G.E. PRESIDENT URGES IMMEDIATE PASSAGE OF RAILROAD TRANSFER LEGISLATION

Jack Burton, President of Local 183 of the American Federation of Government Employees, says Senators Kerttula and Dankworth are to be commended for their efforts on behalf of The Alaska Railroad employees. A great deal of hard work has gone into SB212. This bill is the final product of long and difficult negotiations that have quite successfully balanced the needs of all parties involved with State acquisition of The Alaska Railroad.

~~This is not to say that we are completely satisfied with SB212 - we~~
are not. The bill (SB212) is a solid move in the right direction,
~~and satisfies the most important objective - it provides a framework~~
for State acquisition and operation of The Alaska Railroad.

No one individual or group should place in jeopardy the transfer of the Railroad. This must always remain the overriding objective of all concerned. Any dissatisfaction that we or any others may have

with SB212 should not be pursued to the point of placing the passage of SB212 in jeopardy.

The Alaska Railroad employees and their families, that we represent, are grateful for the fair and equitable treatment accorded by Senators Dankworth and Kerttula. The tremendous foresight of these two fine representatives will become readily apparent, once the Alaska Railroad is operating under State stewardship. We strongly urge all Alaskans to support the transition to State operation, and urge the Legislature to proceed with all possible speed.

SECTION-BY-SECTION EXPLANATION TO CS FOR SENATE BILL 212

Sec. 1. LEGISLATIVE FINDINGS, POLICY AND DECLARATION. The individual findings are self-explanatory. Each was included for a specific purpose. In addition to describing the factual and policy setting in which the transfer of the railroad to the state is occurring, findings are necessary to establish the legislature's expectations with respect to the authority. Some findings are required by the state Constitution and others will strengthen the ability of the authority to secure tax-exempt financing.

Sec. 2. Amends AS 42 to add a new chapter as follows:

ARTICLE 1. ESTABLISHMENT AND ORGANIZATION.

Sec. 42.40.010. ESTABLISHMENT OF AUTHORITY. The Alaska Railroad Authority is established in this section. To comply with the state Constitution, the authority is established as an instrumentality of the state within the Department of Transportation and Public Facilities but it clearly has a legal existence independent of and separate from the state.

Sec. 42.40.020. LIMITATION OF LIABILITY. That all the authority's liabilities are exclusively its own and not the state's is clearly stated in this section.

Sec. 42.40.030. BOARD OF COMMISSIONERS. Subsection (a) provides that the board consists of seven voting members, the Commissioner of Transportation and Public Facilities and six "public" members, who may not be state officers or employees.

The authority's chief executive officer and an authority employee, appointed by the governor, representing the unions on the property are non-voting members. A general qualification standard is provided in order to encourage the appointment of persons who can make substantive contributions to the council. One member is to be or have been an executive of a non-connecting railroad, if legally permissible. At least four public members must come from areas served by the railroad.

Subsection (b) provides for confirmation of board members by the legislature but also provides that appointed members have full powers and responsibilities until rejected.

Subsections (c), (d), and (e) relate to the election of board officers and the removal of board members for specific reasons.

Sec. 42.40.040. TERM OF OFFICE; VACANCIES. Other than initial board members who serve staggered terms as provided in Section 7 to ensure long-term continuity, board members will serve five year terms, as provided in this section. The section also provides for the appointment, subject to confirmation, of replacement members to fill unexpired terms and the preservation of the authority of a board quorum in the event of a vacancy. A member whose term has expired serves until his successor has been appointed.

Sec. 42.40.050. COMPENSATION AND EXPENSES. Compensation in the amount of \$300 per day for public board members is provided in this section. The board is responsible for determining, in

its rules, how partial work days will be compensated. Members also are entitled to per diem and travel expenses.

Sec. 42.40.060. QUORUM AND NOTICE OF MEETINGS. A quorum of four voting members is established by this section. In addition to the notice requirements of state law, this section provides that notice of meetings must be given to board members, certain state officials, two newspapers of statewide circulation and, upon request, members of the general public.

Sec. 42.40.070. VOTING. This section provides that the board rules will prescribe the manner of voting and any representation of absent members.

Sec. 42.40.080. MANAGEMENT OF AUTHORITY. This section provides for appointment of authority officials and personnel. The board itself appoints and fixes compensation for a chief executive officer and legal counsel. Appointment of legal counsel is subject to the approval of the governor for competence. The chief executive officer, subject to board approval, names the other executive officials. These officials, designated in the definitions, all serve at the pleasure of the board. The chief executive officer appoints all other personnel. No executive official, except as may be temporarily required by the federal transfer legislation, may receive more compensation than state departmental commissioners.

Subsection (b) provides that the board may provide for the management and operation of the railroad by a third party contractor, subject to state review under Sec. 42.40.600(g).

Sec. 42.40.090. DELEGATION. This section provides that the daily affairs and operations of the railroad are the responsibility of the chief executive officer. The board is required to delegate to the chief executive officer certain matters such as leasing, specific rate-setting, routine changes in service levels and procurement. General or particular board authorization or concurrence is required for other enumerated activities.

ARTICLE 2. ADMINISTRATIVE PROVISIONS

Sec. 42.40.200. CONFLICTS OF INTEREST. This section prohibits a board member or employee from participating in a decision in which he, or a member of his immediate family, has a financial interest. The board may authorize a member or employee to participate when the financial interest is only a remote one, as defined in subsection (b). Additionally, a board member or employee may participate where he will not be affected in a manner different from the public generally. Subsection (d) voids board action where a vote or participation in violation of Sec. 42.40.200 was necessary to the decision. Otherwise, the board may ratify action taken after a separate vote without participation by the interested person. An intentional violation of Sec. 42.40.200 or A.S. 39.50 results in the forfeit of the member's or employee's office.

Subsection (e) extends A.S. 39.50, requiring the submission of financial disclosure statements and compliance with conflict of interest standards, to authority executive officials and board members. The board is also required in subsection (f) to adopt within 120 days of the first meeting rules implementing the conflict of interest section.

Sec. 42.40.210. PUBLIC BOARD MEETINGS. This section requires that board meetings be public and that executive sessions be used only when permitted by the state open meetings statute, A.S. 44.62.310, or when the matters under discussion pertain to personnel, the authority's legal position, land acquisition or disposal or proprietary information.

Sec. 42.40.220. MINUTES OF MEETINGS. This section requires the board to keep minutes of its meetings and to send certified copies of the minutes covering the public portion of each meeting to the governor and to the leadership of the legislature.

Sec. 42.40.230. ADMINISTRATIVE PROCEDURE. This section provides that the state's Administrative Procedure Act does not apply to the authority, with the exception that the Open Meeting Act, as modified in Sec. 42.40.210, applies to the authority's meetings. The authority is required to make its rules and regulations available to the public. The legislature may annul or temporarily suspend an authority regulation.

Subsection (b) requires the authority to provide advance notice and opportunity for the public to comment on regulations that are likely to have a substantial impact on the public.

Emergency regulations may be adopted, but may remain in effect for only 120 days. Subsection (c) requires that certain types of rules and regulations be submitted to the attorney general for review and approval. Subsection (d) exempts from the rulemaking procedures four designated classes of regulations. Subsection (e) provides that the authority shall be considered an agency of the state for purposes of judicial review of the authority's actions.

Sec. 42.40.240. PUBLIC DISCLOSURE OF INFORMATION. This section requires that information in the possession of the authority is public unless the authority, by rule or regulation, withholds such information by designating it to be of a nonpublic or privileged nature. A procedure is also established whereby individuals may object to public disclosure of information in the possession of the authority, and such information may be withheld if the public interest is not adversely affected.

ARTICLE 3. POWERS AND DUTIES

Sec. 42.40.300. GENERAL POWERS. This section delineates the numerous powers the authority needs in order to effectively manage and operate the Alaska Railroad. The list is intended to be nonexclusive but each of the enumerated powers appears for a specific reason. Most are obviously required by the authority to enable it to operate and manage the railroad. Others strengthen the authority's ability to engage in tax-exempt financing. Others will enable the authority to satisfy reasonably foreseeable requirements of the federal transfer legislation and

still others anticipate the role the railroad will play in the future economic development of the state.

Sec. 42.40.310. ANNUAL REPORT. A report generally describing the operation and financial condition of the authority, certified by the board, is required by this section to be submitted to the governor and each member of the legislature by February 1 of each year.

Sec. 42.40.320. ANNUAL AUDIT. This section obligates the board to have the authority's financial records audited annually by an independent certified public accountant experienced in rail accounting. The financial records of the authority also are subject to audit and inspection by the governor's internal auditor and the legislative auditor. Access to these materials by these officials is unrestricted but disclosure is limited.

Sec. 42.40.325. LONG-RANGE PROGRAM AND CAPITAL IMPROVEMENT PLANS. This section obligates the authority to prepare long-range program and capital plans. The planning process is intended to ensure authority fidelity with the purposes of this chapter. The five-year, annually updated program plan required under this section is to provide information substantially consistent with that required of line agencies by the Executive Budget Act, although the format in which it is presented is to be developed by the authority, the legislative auditor and the division of budget and management. The section also provides for a companion five-year capital improvement plan which also is to be

annually updated. The information provided in this plan is to be consistent with that required in Sec. 42.40.600(b) for projects subject to state review.

Subsection (e) requires distribution of the annually updated plans to state officials.

Subsection (f) and Section 10 provide that, three years after the preparation of the first program plan, the governor and legislative auditor may conduct performance and efficiency audits of the authority's compliance with its plan.

Sec. 42.40.330. USE OF AUTHORITY ASSETS. This section requires use of authority funds, property, assets and credit for activities authorized by this chapter. It also precludes the issuance of stock, loans to board members or employees, business for private benefit and other activities inappropriate for a public authority. Subsection (b) makes it clear that the authority is allowed to serve its employees or board members in the same manner it would others in the same general class, such as passengers or shippers, as long as no special privilege is accorded the employees or board members. It also expressly permits the authority to indemnify and insure its employees, agents and board members.

ARTICLE 4. RAIL PROPERTIES

Sec. 42.40.400. RAIL PROPERTIES. Sec. 42.40.400 provides that the authority will receive and own the properties of the Alaska Railroad transferred under the federal legislation. These properties, as defined by A.S. 42.40.900(10), include both real

and personal property of the railroad. Like state lands, the authority's lands are protected from adverse possession by A.S. 38.95.010. Subsection (a) also provides that the authority's lands may not be disposed of without compliance with the specific procedures contained in Chapter 40.

Subsection (b) requires the authority to convey the subsurface estate of the lands it receives to the state within 120 days after transfer. The authority may reserve the right to use sand, gravel, coal and other materials on the lands conveyed to the state. Its retained interest includes the right to tunnel and otherwise use the subsurface as necessary for transportation and related purposes.

Under subsection (c), the authority is given the power to litigate and settle any claims arising out of the transfer process, including claims for breach of warranty by the United States. Under subsection (d), the authority may submit applications for interests in federal lands, such as rights-of-way, and receive conveyances of those interests. Additionally, the authority is authorized by subsection (e) to acquire state and federal surplus property under existing law.

Subsection (f) requires the authority to give public notice of the disposal of interests in land, other than leases, easements, and land-use permits.

Sec. 42.40.410. CLASSIFICATION, ACQUISITION AND USE OF STATE LAND FOR RAILROAD PURPOSES. Sec. 42.40.410 provides a mechanism

allowing the authority to acquire state lands for railroad purposes with the concurrence of the Commissioner of Natural Resources. Such acquisition would be necessary in the event of an expansion which involves use of state lands for new routes. The acquisition procedure is initiated by a resolution of the authority's council identifying specific lands for rail purposes. Within 180 days after receiving the resolution, the Commissioner of Natural Resources is required either to permanently classify and convey the surface estate of the requested lands for railroad purposes or to deny the classification as not in the best interest of the state. Conveyances under this section include sand, gravel, other construction materials and coal useful for railroad purposes, unless the Commissioner reserves them to the state.

Subsection (d) also allows the authority and the Commissioner to engage in joint management of railroad lands, to agree to conditions for the classification of state lands as railroad lands, and to periodically review both state and railroad lands to determine their suitability for railroad purposes. The authority may reconvey to the state lands which it no longer needs.

Subsection (e) elaborates on the nature of the authority's interest in surface estate conveyed to it by the state.

Subsection (f) provides an emergency procedure for relocation of right-of-way and related fixtures to state lands where such

relocation is necessary to maintain safe and adequate rail operations. Within 45 days after relocation, the authority must request classification and conveyance of the state lands under the normal procedure.

Subsection (g) permits the authority to use coal on its lands for operational purposes (e.g., generation of electrical power) if the Department of Natural Resources first finds the coal is located on authority land and is not owned by another party. Use of coal for operational purposes includes payment in kind of a contractor engaged to extract the coal.

Sec. 42.40.415. DEVELOPMENT OF OIL, GAS, MINERALS AND GEOTHERMAL RESOURCES ON AUTHORITY LAND. The Department of Natural Resources may lease or develop resources on authority lands only after a review procedure involving both the Department of Natural Resources and the authority has been completed. The review procedure requires an agreement as to suitable reimbursement for any costs incurred by the authority as a result of the development unless undertaken by the state itself. The authority's approval of the development must be evidenced by a written authorization. Additionally, subsection (b) requires the department of natural resources to require a surety bond from any party other than the state engaged in resource development on railroad lands.

Subsection (c) requires the Department of Natural Resources to maintain records and annually report to the legislature concerning the income received from the subsurface of railroad lands

and the value of all subsurface conveyed by the authority to the state.

Subsection (d) establishes the Alaska Railroad Income Fund in the State Treasury for income received by the state from lands in which the authority has an interest. The fund is subject to appropriation by the Legislature.

Sec. 42.40.420. LAND USE REGULATION. This section authorizes the authority to promote the common health, safety, and welfare of the public by adopting exclusive regulations governing land use by private parties having interests, such as leases or permits, in lands owned or managed by the authority.

Sec. 42.40.430. EMINENT DOMAIN AND ACQUISITION OF PROPERTY AND MATERIALS. This section confers eminent domain power on the authority under the state's general eminent domain statute. When the authority acquires a fee simple interest, which may be necessary to insure control of activities on the surface estate, the authority must reconvey the subsurface to the state.

Subsection (c) authorizes the authority to acquire land by filing a declaration of taking.

Subsection (d) clarifies that the authority may exercise eminent domain to obtain materials as well as the land and access necessary to develop them. The authority is also authorized by subsection (e) to vacate land, or any part of it, and reconvey title to the state, if compensation was paid for it.

ARTICLE 5. FINANCIAL PROVISIONS

Sec. 42.40.500. BONDS AND NOTES. This section authorizes the authority, by resolution of the board, to issue bonds and bond anticipation notes to provide money to carry out its purposes. The section vests broad discretion in the board in the exercise of this authority. Other than specific limitations provided in this section such as a maximum term of 50 years for instruments and the requirement that bond or note proceeds be dedicated to activities specifically related to the purposes for which the instruments are issued, it is intended that the board have the maximum flexibility legally permissible in financing its activities. The 18 covenants and powers delineated in subsection (g) are not intended to be exclusive. Paragraph (19) is a general grant of authority to the board to exercise such other powers and make such other covenants, notwithstanding their omission from the specific list, as may be necessary, convenient and desirable.

Sec. 42.40.510. INDEPENDENT FINANCIAL ADVISOR. The board is required by this section to retain a financial advisor independent of the underwriter in negotiating the private sale of bonds and notes.

Sec. 42.40.515. VALIDITY OF PLEDGE. This procedural section facilitates the pledge of assets or revenues to the payment of authority debt. It provides for automatic lien attachments; gives the liens priority against all parties with junior position

regardless of notice; and allows the authority to sell assets subject to a pledge.

Sec. 42.40.520. REMEDIES. For the benefit of holders of authority securities, this section provides that remedies and rights available under the terms of such instruments are to be broadly enforceable.

Sec. 42.40.525. NEGOTIABLE INSTRUMENTS. Self-explanatory.

Sec. 42.40.530. BONDS AND NOTES ELIGIBLE FOR INVESTMENT. This section authorizes public and private entities and individuals, including the state, and its other political subdivisions, institutions and others subject to regulation by state law to invest in authority securities.

Sec. 42.40.535. REFUNDING BONDS. The issuance of refunding bonds to refund outstanding bonds is authorized by this section. Insofar as may be appropriate, provisions of this chapter also apply to refunding bonds. Subsection (b) authorizes investment of refunding bond proceeds, pending their application as contemplated upon issuance, in direct or guaranteed obligations of the United States, the state or other entities with comparably rated credit.

Sec. 42.40.540. CREDIT OF STATE NOT PLEDGED; REQUIRED DISCLAIMER. This section states that the authority's securities are not obligations of the state and are payable exclusively from revenues or assets of the authority, without recourse to the state or its other political subdivisions. It also requires that

each instrument issued by the authority contain a disclaimer on its face to this effect.

Sec. 42.40.545. NO PERSONAL LIABILITY. Self-explanatory.

Sec. 42.40.50. REVENUES. This section provides for authority retention and management of its own revenues, which do not become part of the state's general fund.

Sec. 42.40.555. INSURANCE. In addition to requiring the authority to maintain adequate insurance, this section requires that the state be named as an additional insured.

Sec. 42.40.560. SAFEGUARDING OF MONEY. Self-explanatory.

Sec. 42.40.565. FIDELITY BOND. Self-explanatory.

Sec. 42.40.570. REVERSION OF ASSETS. Self-explanatory.

ARTICLE 6. STATE OVERSIGHT

Sec. 42.40.600. STATE REVIEW. This section requires the authority to obtain the approval of at least the governor and possibly the legislature for certain enumerated major actions. The authority must first notify the governor and the leadership of the legislature that it proposes to undertake any of the designated actions. The governor may either disapprove the proposal, suspend it pending review by the legislature or approve it. Approval or disapproval are final and dispositive. If the governor suspends the proposal, he transmits his decision and his recommendation to the legislature. The legislature may then reject it. If either the governor or the legislature fail to act

within the time provided, the proposal is deemed approved and the authority may proceed.

Subsection (g), the foregoing notwithstanding, requires specific authorization by the legislature by law of any proposed extension representing more than 50 percent of the railroad's total track mileage and requiring the issuance of securities in an amount greater than \$50 million or provision for the management and operation of the railroad by a third party contractor.

Subsection (h) provides that this section is satisfied if the authority has been directed to proceed with a project through the Sec. 42.40.610 action-forcing mechanism or in the event the legislature has funded a project independently.

Sec. 42.40.610. ACTION-FORCING MECHANISM. This section requires the authority to respond formally to a request for consideration of a proposal by either the governor or the legislature. Within 30 days of receiving such a request, the authority, in writing, must commit to undertake the suggested proposal or explain why it will not or is precluded from doing so. At the request of the governor or on its own initiative, the legislature may then direct the authority to proceed, its response notwithstanding, if the legislature also provides funds to plan and implement the proposal.

Sec. 42.40.615. INTERVENTION. This section provides that the governor, when so authorized by the legislature, must intervene in and exercise control of the authority under certain delineated circumstances. The intervention mechanism permits the

governor to correct the deficiencies and is to cease as soon as the necessary corrections have been made.

Sec. 42.40.620. TRUSTEESHIP. This section provides that the legislature may also authorize the governor to petition the State Superior Court at Anchorage to impose a trusteeship over the authority under specific circumstances, including insolvency, misapplication of resources or impairment of the state's credit-worthiness. The trustees appointed by the court are given broad powers to cure the situation.

ARTICLE 7. MISCELLANEOUS PROVISIONS

Sec. 42.40.700. PERSONNEL. This section provides that the employees of the authority are not employees of the state. It also provides for application of the state's Public Employment Relations Act to the authority's employees.

Subsection (c) precludes organization of the authority's executive officials.

Sec. 42.40.710. POLITICAL ACTIVITIES. This section precludes use of authority funds in political activities including legislative efforts. Nevertheless, board members and employees are authorized to participate in legislative proceedings at all levels of government in connection with matters directly affecting the authority. Violations of this section are subject to personal fines up to \$5,000 under subsection (b).

Sec. 42.40.720. LICENSES AND PERMITS. This section provides that the authority, to the same extent as the state and except as

otherwise provided in this chapter, will comply with local, state and federal licensing and permitting requirements.

Sec. 42.40.730. UNAUTHORIZED REPRESENTATION. Self-explanatory.

Sec. 42.40.740. CLAIMS AGAINST THE AUTHORITY. Subsection (a) requires that all legal claims involving the authority be brought against the authority and not against the State of Alaska. This requirement reaffirms that the debts of the authority are not the debts of the state.

Subsection (b) extends certain rights, privileges and immunities of the state and state officers to the authority and its board members and employees. Among these are requirements relating to statutes of limitations, immunity from suit, and exemptions from giving bond.

Subsection (c) provides that claims against the authority will not be subject to the administrative procedure for presenting and deciding claims against the state or its agencies. (A.S. 44.77.010 et seq.)

Subsection (d) clarifies that A.S. 44.80.010, concerning the state's status as a party to actions against departments and agencies, does not apply to the authority. As a result, the state may not be named in an action against the authority and the Department of Law is not required to bring or defend actions concerning the authority.

Sec. 42.40.755. EXEMPTION FROM TAXATION. This section exempts the authority from state and political subdivision taxation. Subsection (c) provides that authority property is considered taxable for the limited purposes of computing state aid to local school districts.

Sec. 42.40.770. PAYMENTS IN PLACE OF LOCAL REAL PROPERTY TAXATION AND IMPACT AID. This section authorizes the authority to provide, in its discretion and under certain circumstances, partial payments in lieu of local real property taxation by communities in which the authority has substantial land holdings. The authority also is allowed to provide discretionary impact aid to localities for public education and other facilities required to be developed as a result of expanded authority activities in such areas.

ARTICLE 8. GENERAL PROVISIONS

Sec. 42.40.870. ENFORCEMENT OF LAW AND AUTHORITY REGULATIONS BY AUTHORITY SECURITY FORCE. This section provides for an authority security force to enforce state laws and authority regulations with respect to violations of the laws or regulations that occur on or to authority property. Security force members have the same enforcement powers granted by law to state law enforcement officers.

Sec. 42.40.880. PENALTY FOR VIOLATION OF DESIGNATED REGULATION. This section makes a violation of the authority's regulations designated as necessary to protect life, health, or

property a misdemeanor punishable by a \$1,000 fine and/or six months imprisonment. The authority is expected to be able to deal with the problem of violations by employees incidental to and within the scope of their employment in regulations implementing this section.

Sec. 42.40.890. CONSTRUCTION. Self-explanatory.

Sec. 42.40.900. DEFINITIONS.

(1) through (6) Self-explanatory.

(7) "Immediate family" is defined for purposes of Sec.

42.40.200 CONFLICTS OF INTEREST.

(8) Self-explanatory.

(9) "Leadership of the legislature" is defined for purposes of notice and filings required by this chapter. The definition specifically provides that the designated office-holders may designate persons or offices to receive such notices and filings.

(10) Self-explanatory.

(11) "Regulation" is defined to have the same meaning as that term is defined under the State Administrative Procedure Act.

(12) "Rule" is distinguished from "regulation" as it relates to the authority's internal affairs and not to activities affecting the public at large.

Sec. 3. Amendment to A.S. 09.55.310(a)(4)

Sec. 4. Amendment to A.S. 09.55.350

Sections 3 and 4 amend A.S. 09.55.310(a)(4) and A.S. 09.55.350 respectively to exempt the authority from any requirement that it pay for or erect fences and cattleguards along right-of-way it condemns.

Sec. 5. Amendment to A.S. 39.50.200(b)

Section 5 amends A.S. 39.50.200(b) to add the authority to the list of state commissions and boards whose officials are subject to the conflict of interest and reporting requirements of A.S. 39.50.

Sec. 6. COMMENCEMENT OF LEGAL EXISTENCE OF ALASKA RAILROAD AUTHORITY. This section provides that the authority's legal existence commences when the governor appoints all of its initial members.

Sec. 7. APPOINTMENT OF FIRST MEMBERS OF THE BOARD OF COMMISSIONERS. This section provides for the appointment of the initial members of the board. The governor may exercise his power of appointment only upon acceptance by the legislature of the closing report prepared under the federal transfer legislation. The section also directs the governor to designate the terms of the initial public members and staggers the terms to ensure long-term continuity on the board.

Sec. 8. CLOSING REPORT SUBMITTED UNDER FEDERAL TRANSFER LEGISLATION. The closing report prepared under the transfer legislation is to include a specific account of the assets and

liabilities being transferred. This section also provides that the legislature may not condition its acceptance of the report on its modification but may only accept or reject it.

Sec. 9. ASSETS AND LIABILITIES TO BE NOTED IN AUDIT. The audit, during the five years following transfer, is to include the status of the assets and liabilities identified in the closing report prepared under the federal transfer legislation.

Sec. 10. INITIAL LONG-RANGE PROGRAM AND CAPITAL IMPROVEMENT PLANS. This section requires the authority to prepare and the board to adopt initial long-range program and capital improvement plans within 18 months of the date of transfer.

Sec. 11. PRE-EXISTING RULES, REGULATIONS AND ORDERS OF THE ALASKA RAILROAD. This section allows the authority board to continue in effect the Alaska Railroad's existing rules, regulations and orders for a period not to exceed two years.

Sec. 12. COLLECTIVE BARGAINING AGREEMENTS BETWEEN ALASKA RAILROAD AUTHORITY AND EMPLOYEES. This section requires the authority, as soon as practicable after transfer of the railroad, to adopt collective bargaining agreements with its employees that continue the provisions of the agreements in effect immediately prior to the date of transfer. The agreements are to remain in effect until they expire by their terms or as required under the transfer legislation, they are renegotiated, subject to board approval.

Sec. 13. CONFLICTING LAWS INAPPLICABLE. Self-explanatory.

Sec. 14. APPLICATION OF EXISTING STATUTES.

(a) A.S. Title 19 does not apply to the authority -- sets forth the responsibilities of and restrictions on the Department of Transportation and Public Facilities in the construction and operations of highways; some of its provisions regarding construction, public bids, etc., arguably apply to other activities of DOT/PF, to which the authority will be nominally assigned.

(b) The authority is considered a "political subdivision" for purposes of A.S. 23.10.055 -- state wage and hour statute.

(c) A.S. 23.10.420 does not apply to the authority -- full-crew law.

(d) A.S. 30.15 does not apply to the authority -- procedures for state grants for construction of local port facilities.

(e) Authority activities are not subject to A.S. Title 35, which deals generally with public works. The authority is exempt from public bidding requirements. Department of Transportation and Public Facilities supervision of construction, planning of projects, etc.

(f) The following provisions of A.S. Title 37 do not apply to the authority's operations and budgeting procedures:

A.S. 37.05 -- the Fiscal Procedures Act establishes uniform accounting, purchasing, post auditing, and related financial provisions for all "state agencies" and

requires state agencies to submit reports, documents, and statements to the Department of Administration for accounting purposes, requires federal funds received by state agencies to be deposited in the state treasury, makes the Department of Administration responsible for all accounts and purchases of state agencies, requires competitive bidding procedures, and imposes other financial and reporting requirements;

A.S. 37.07 -- Executive Budget Act;

A.S. 37.10.010 - .060 -- these sections make the Department of Administration the custodian of state funds and require all officers, boards, commissions, etc., to account to the Department of Revenue for all moneys received;

A.S. 37.10.085 -- prohibits a political subdivision of the state from subscribing to the stock of the corporation for loaning credit or borrowing money for use of the corporation;

A.S. 37.20 -- authorizes the governor to accept federal grants and transfers of property, and makes land so transferred subject to the jurisdiction of the Department of Natural Resources; and

A.S. 37.25 -- determines which unexpended appropriations lapse and which do not.

(g) The authority is not subject to the jurisdiction of the Alaska Transportation Commission.

(h) Provides subsequently enacted statutes shall not be interpreted to apply to the authority unless they do so specifically by their terms.

Sec. 15. EFFECTIVE DATE. This section provides that the chapter becomes effective upon acceptance by the Legislature of the closing report submitted under the federal transfer legislation or upon approval by the legislature of operation of the federal Alaska Railroad by the authority.

SB 212
Staff Assigned: Pamela Garvie
Extension: 4-4852
Date: 5/5/82

DIGEST OF S. 1500, A BILL
TO PROVIDE FOR THE TRANSFER OF THE
ALASKA RAILROAD TO THE STATE OF ALASKA

Background

Congress authorized the construction of the Alaska Railroad in 1914 to serve the transportation and development needs of the Territory of Alaska. The 525-mile railroad has been in operation since 1923, and is administered by the Department of Transportation. Although the railroad has served the interest of the Federal Government in the past, today it exists primarily for the benefit of residents and shippers in Alaska and those who visit the State. The Administration supports legislation ending its responsibility for the railroad. The State of Alaska had indicated a strong interest in taking over the railroad and expanding its operations in the future. In view of the respective interests in the railroad, the transfer of the railroad to the State is considered appropriate at this time. Further, such a transfer would be consistent with that provided for in the recently enacted Conrail legislation.

On July 7, 1981, Senator Stevens introduced on behalf of himself and Senator Murkowski S.1500, a bill to provide for the transfer of the railroad to the State. On August 10th and 11th the Commerce Committee held two days of hearings on the bill in the State of Alaska. During the Executive Session, Senator Stevens will offer an amendment in the form of a substitute bill, which

reflects recommendations made during the hearings and in subsequent meetings with representatives of the State, the U.S. Department of Transportation and other interested persons. No additional amendments are expected at the Executive Session.

Summary of the Legislation

The substitute bill authorizes the transfer of the Alaska Railroad to the State of Alaska on an expedited basis. In order to ensure continued operation of the railroad, the bill requires the State to provide the Secretary with assurances that it will operate the railroad as a rail carrier. In addition, the State must assume the railroad subject to its rights, obligations, and liabilities. This is intended to protect shippers, suppliers and other interested persons against major service disruptions, and to help ensure that the Federal Government's ties with the railroad are severed. Further, the State must offer certain protections for employees of the railroad, including the continuation of collective bargaining agreements and employees' positions and salary levels for a two-year period. The transfer is to be made without any monetary consideration on the part of the State.

The bill contains several provisions governing the future operation of the railroad by the State. One of the provisions makes the Railroad subject to the jurisdiction of the Interstate Commerce Commission and most other Federal railroad laws. Another authorizes the grant of future rights-of-way for the expansion of the railroad across Federal lands. A third provision is included to protect the Federal Government's

S. 1500
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investment in the railroad and its interest in continued railroad operations. It provides that if, within five years of transfer, the rail properties are converted to a use that prevents the railroad from continuing to operate, the properties shall revert to the Federal Government, or alternatively the State shall pay the Federal Government the value of the properties.

Staff assigned: Pamela Garvie
Extension: 44852
Date: 5/5/82

SECTION-BY-SECTION ANALYSIS OF AN AMENDMENT
IN THE FORM OF A SUBSTITUTE TO S. 1500

Section 1 - Title

This section provides that the bill may be cited as the "Alaska Railroad Transfer Act of 1982."

Section 2 - Findings

This section states the reasons for transferring the Alaska Railroad to the State. It points out that the railroad primarily serves residents and businesses in the State and that continued Federal control and financial support are no longer necessary. It also notes the importance of continued operation and future expansion of the railroad.

Section 3 - Definitions

This section defines the major terms in the bill, including a definition of the "rail properties" to be transferred to the State. The definition of rail properties does not include unexercised easements across private properties, the Federal eminent domain authority, certain monies in the Alaska Railroad Revolving Fund, certain property necessary to carry out Federal functions, and property near McKinley Park.

Section 4 - Transfer Authorization

This section provides that the Secretary of Transportation shall transfer the Alaska Railroad to the State without monetary consideration. Prior to transfer, the Secretary must certify that:

- (1) the State will operate the railroad as a rail carrier;
- (2) will assume the rights, liabilities, and obligations of the railroad; and
- (3) will provide certain protections for employees of the railroad, including the continuation of collective bargaining agreements and employees' positions and salary levels for a two-year period.

This section also provides that the Secretary shall transfer all of the properties by one deed of conveyance, and shall warrant that the State receives a fee simple interest in the railroad's right-of-way and other lands not subject to valid existing claims by third parties.

Section 5 - Transition Period

This section provides that within six months of enactment, the Secretary and the Governor of Alaska shall jointly prepare for the U.S. Congress and the Alaska State Legislature a report detailing the rail properties, the liabilities and obligations, and any money in the Revolving Fund to be transferred to the State.

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This section also authorizes the State to inspect the properties and records of the railroad prior to transfer. Further, the Secretary shall conform the railroad's accounting practices to those required of other railroads.

Section 6 - Lands to be Transferred

This section governs the application of various Federal Alaska land statutes to the Railroad's lands which are to be transferred. It provides that lands shall be transferred subject to valid existing claims, but with some limitations. First, the lands to be transferred shall not be considered public lands as defined by the Alaska Native Claims Settlement Act if determined to be the "smallest practicable tract" used in connection with the railroad. The Secretary of Interior is given one year to complete this determination. Second, the lands to be transferred are excluded from selection or conveyance pursuant to certain other statutes. Finally, any claims shall not be valid if they impair the operation of the railroad.

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Section 7 - Employees of the Alaska Railroad

This section pertains to the retirement benefits of employees of the Alaska Railroad. It continues in the Federal Civil Service retirement system those employees now in the system who transfer to the State-operated railroad. As an alternative, the State may provide such employees with equivalent benefits under the State retirement system. This section also provides severance benefits for employees who do not transfer to the State-operated railroad or who are terminated within two years of transferring to such railroad.

Section 8 - State Operation

This section makes the State-operated railroad subject to the jurisdiction of the Interstate Commerce Commission (ICC), and other Federal railroad laws, except the Railroad Retirement Act, the Railway Labor Act, the Federal Employers' Liability Act, and the Railroad Unemployment Insurance Act. The ICC may exempt the railroad in whole or part from its regulation. The railroad properties within the boundaries of Denali National Park and Preserve shall be subject to Federal laws for the protection of fish and wildlife and other park values.

Section 9 - Future Rights-of-Way

This section authorizes the grant of future rights-of-way for the expansion or realignment of the railroad across Federal lands, subject to the applicable provisions of

certain Federal lands laws. If the State converts such lands to a use that would prevent the State-owned railroad from continuing to operate, the lands shall revert back to the United States as provided by section 10 of this Act.

Section 10 - Reversion

This section provides for the reversion to the United States of the properties of the Alaska Railroad, if within five years of transfer the State converts such properties to a use that would prevent the State-owned railroad from continuing to operate. As an alternative to the actual reversion of the properties, the State may pay the United States an amount determined to be the value of the properties at the time they ceased to be used for railroad purposes.

Section 11 - Other Disposition

This section authorizes the Secretary to dispose of the rail properties of the Alaska Railroad if the State does not acquire it pursuant to the Secretary's certification and within one year of the delivery to Congress of the closing report. In so disposing of the properties, the Secretary shall give preference to a buyer who will continue to provide rail service.

Section 12 - McKinley Park Station Lands

This section provides for the conveyance to the Department of the Interior of certain rail properties near McKinley Park Station.

Section 13 - Applicability of Other Laws

This section exempts the transfer process from certain Federal statutes in order to ensure that the process goes forward expeditiously.

Section 14 - Conflict with Other Laws

This section provides that the provisions of this Act shall govern in the event of any conflict between this Act and any other law.

Section 15 - Repeal and Amendment of Existing Statutes

This section repeals the Act that established the Alaska Railroad and other related laws, and makes conforming changes.

Section 16 - Separability

This section provides that if any section is held invalid, other sections shall not be affected.

1 services that primarily benefit residents and
2 businesses in the State of Alaska;

3 (2) continuation of rail services in Alaska
4 and the opportunity for future expansion of those
5 services are necessary to achieve Federal, State
6 and private objectives; however, continued Federal
7 control and financial support are no longer
8 necessary to accomplish these objectives;

9 (3) the transfer of the Alaska Railroad and
10 provision for its operation by the State in the
11 manner contemplated by this Act is made pursuant to
12 the Federal goal and ongoing program of
13 transferring appropriate activities to the States;

14 (4) the continued operation of the State-owned
15 railroad following the transfer contemplated by
16 this Act, together with such expansion of the
17 railroad as may be necessary or convenient in the
18 future, will constitute an appropriate public use
19 of the rail system and associated properties and
20 will promote the general welfare of Alaska's
21 residents and visitors; and

22 (5) in order to give the State government the
23 ability to determine the Alaska Railroad's role in
24 serving the State's transportation needs in the
25 future, including the opportunity to extend rail
26 service, and to provide a savings to the Federal