

ALASKA LEGISLATURE COMMITTEE FILES 1903-1904

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and the legislature; the first annual report shall be submitted by January 1, 1982; and

(5) by January 1, 1983, submit to the governor and the legislature its final report which shall identify those interim report recommendations which have been implemented, evaluate the practical effects of the implementation of the recommendations, and make further recommendations on the improvement of fire prevention and control.

Sec. 9. This Act terminates on June 30, 1983.

Sec. 10. This Act takes effect immediately in accordance with AS 01.10.070(c).

Approved July 1, 1980
Effective July 2, 1980

CHAPTER 161

AN ACT CREATING THE ALASKA STATEHOOD COMMISSION; AND PROVIDING FOR AN EFFECTIVE DATE.

(FCCSHB 644)

Be it enacted by the Legislature of the State of Alaska:

Section 1. Findings and purpose. The people of Alaska seek reasonable self-control of their lives, land and water, fish and wildlife, and trade and commerce. The legislature finds that the current relationship of the people of Alaska to the United States inhibits the achievement of that goal. The purpose of this Act is to study the status of the people of Alaska within the United States and to recommend appropriate changes to that status.

Sec. 2. Alaska Statehood Commission. The Alaska Statehood Commission is established to study the status of the people of Alaska within the United States and to consider and recommend appropriate changes in the relationship of the people of Alaska to the United States.

Sec. 3. Duties. The commission shall study, review, hold public hearings throughout the state, and report to the legislature and to the people of the state on

(1) progress made in implementing the Alaska Statehood Act and the likely nature of its implementation in the future;

(2) recent experiences of other states and peoples under the American flag in their relationships with the United States;

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Sec. 7. Vacanc commission shall appointment.

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Sec. 9. Report: commission shall r the first 10 days o

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Alaska State Legislature

Senate Committee on State Affairs

Vic Fischer, Chair • Pouch V
Juneau, Alaska 99811
(907) 465-4934

Official Business

MEMORANDUM

TO: Senate State Affairs Committee
FROM: Senate State Affairs Committee Staff
RE: HB 687 Task force on fire prevention and control
DATE: May 8, 1984

HB 687 creates a task force on fire prevention and control within the office of the Governor. The task force would consist of 6 members representing a cross-section of persons knowledgeable in the field, and one member of the Governor's office.

The task force would have a complete life of 120 days.

The purpose of the task force would be (1) to provide information on the fire loss problem within the state, (2) define relationships between agencies within the state involved in fire protection, (3) recommend improvements to the state's fire protection system, (4) provide documentation to government for fire protection.

Members of the task force would serve without compensation, but would be entitled to per diem and travel expenses.

SENATE STATE AFFAIRS COMMITTEE

Hearing on House Bill No. 687 "Task Force on Fire Prevention and Control"

Mr. Chairman:

My name is E. Robert Haag, representing the Alaska State Firefighters Association and the Alaska Fire Chiefs Association.

We are here in support of a "Do Pass" for House Bill No. 687 "An Act providing for a Task Force on Fire Prevention and Control; and providing for an effective date".

HB No. 687 and its companion fund bill HB No. 688 (now in the Senate Finance Committee) are really a reversion of Senate Bills No. 80 and 81. SB 80 and 81 were introduced early in the First Session by Senator Zeigler.

We appeared before your Committee early in 1983 and your Committee favored us with a "Do Pass" on SB 80 and 81. Also the State Finance Committee gave a quick "Do Pass". SB 80 and 81 passed the full Senate and they were sent to the House. These bills were not up high on the House list so they were held over until the Second Session.

We appeared before the House Finance Committee on January 26, 1984 supporting SB 80 and 81. During the hearing the Commissioner of Public Safety testified that the administration felt that a special Task Force could complete the report by use of in-house staff. The Chairman

of the House Finance Committee set up a special sub-committee to look into the situation.

The sub-committee proposed HB 687 and 688 as a means to complete the report. We testified on February 23, 1984 indicating that these bills differed from our original bills SB 80 and 81. We agreed that HB 687 and 688, if their provisions were carried out by the new Task Force, could result in the completion of the "Alaska on Fire" report.

Mr. Chairman, we are fast approaching the end of the Session. To avoid another lost year, we will support HB 687 and 688 for passage in this year. It is important that the "Alaska on Fire" report can be completed. Then we all, Fire Service, Legislature, Administration, can start the implementation of the Task Force's recommendations.

We appreciate your time for us to present our viewpoints.

Sec. 19. Sections 13 and 16 — 19 of this Act take effect immediately in accordance with AS 01.10.070(c).

Approved July 1, 1980
Effective Date: Sections
1—12, 14, and 15, July 1,
1980; sections 13, and
16—19, July 2, 1980
with section 13
retroactive to July 1,
1979

Editor's note. — Section 17 of this act provides that sections 1 — 12 of the act take effect on the first day of the fiscal year for which \$33,400,000 or more is appropriated and allowed by the governor for distribution to municipalities and other recipients under the provisions of sections 1 — 12 of this act or on July 1,

1983, whichever is earlier. A total of \$33,500,000 was appropriated for the programs for the fiscal year beginning July 1, 1980. The appropriations were made in section 51, Chapter 120, SLA 1980, section 52, Chapter 120, SLA 1980, and section 6, Chapter 165, SLA 1980.

CHAPTER 157

AN ACT PROVIDING FOR A TASK FORCE ON FIRE PREVENTION AND CONTROL; AND PROVIDING FOR AN EFFECTIVE DATE.

(CSHB 863 am)

Be it enacted by the Legislature of the State of Alaska:

Section 1. TASK FORCE ON FIRE PREVENTION AND CONTROL. The Alaska Task Force on Fire Prevention and Control is established in the Department of Community and Regional Affairs.

Sec. 2. MEMBERSHIP. (a) The Alaska Task Force on Fire Prevention and Control consists of nine members appointed by the governor, without regard to political affiliation, to be selected as follows:

- (1) one member from the Alaska State Firefighters Association from a list of nominees provided by the association;
- (2) one member from the International Association of Firefighters from a list of nominees provided by the association;
- (3) one member from the Alaska Fire Chiefs Association from a list of nominees provided by the association;
- (4) one member representative of the insurance industry;
- (5) a contractor or architect licensed under AS 08.18;
- (6) a commissioner or executive officer of a regional native housing authority created under AS 18.55.996;
- (7) an educator from the state public school system;

(8) one public member
(9) one member from
a list of nominees provided
(b) There shall be

Sec. 3. OBJECTIVES.
(1) identify and provide for
the state, including
(2) identify and provide for
agencies in the state
the local, regional,
(3) recommend ways to
improve the effectiveness of
(4) provide documentation of
and fire fighting responsibilities.

Sec. 4. CHAIRMAN.
Prevention and Control shall
the task force.

Sec. 5. PROJECTS.
and Control shall have a
investigator and provide for
the direction of the task
chairman, employ

Sec. 6. MEETINGS.
Prevention and Control shall
The first meeting shall be
appointment of the task force
meetings shall be held
its urban and rural areas.

Sec. 7. COMPENSATION.
Prevention and Control shall
per diem and travel
commissions.

Sec. 8. DUTIES.
shall
(1) request information on
nature of fire losses;
(2) hold public hearings on
public awareness;
(3) study the problem
state;
(4) submit an annual report
improvement of fire

Immediately

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- (8) one public member; and
- (9) one member representative of the Alaska Municipal League from a list of nominees provided by the league.
- (b) There shall be at least one member from each judicial district.

Sec. 3. OBJECTIVES. The objectives of the task force are to

- (1) identify and provide a detailed account of the fire loss problem in the state, including causal factors;
- (2) identify and define the present roles and relationships of the agencies in the state which are involved in fire protection activities at the local, regional, state and federal levels;
- (3) recommend organizational or operational modifications to improve the effectiveness of the state's fire protection system;
- (4) provide documentation that will assist all government agencies and fire fighting services in effectively meeting their fire protection responsibilities.

Sec. 4. CHAIRMAN. The members of the Task Force on Fire Prevention and Control shall elect a chairman from the membership of the task force.

Sec. 5. PROJECT DIRECTOR. The Task Force on Fire Prevention and Control shall hire an executive director to function as an impartial investigator and project director. The executive director shall be under the direction of the chairman and may, with the approval of the chairman, employ additional staff as necessary.

Sec. 6. MEETINGS AND HEARINGS. The Task Force on Fire Prevention and Control shall meet at least once every three months. The first meeting shall be held not later than 60 days following the appointment of the nine members to the task force. Public hearings and meetings shall be held in areas of the state that are representative of its urban and rural fire protection problems.

Sec. 7. COMPENSATION. The members of the Task Force on Fire Prevention and Control serve without compensation but are entitled to per diem and travel expenses authorized by law for boards and commissions.

Sec. 8. DUTIES. The Task Force on Fire Prevention and Control shall

- (1) request and review information concerning the causes and nature of fire losses in the state;
- (2) hold public hearings and meetings to determine the extent of public awareness of existing fire protection systems;
- (3) study the activities of the various fire protection agencies in the state;
- (4) submit an annual report with recommendations for the improvement of fire prevention and control in the state to the governor

and the legislature; the first annual report shall be submitted by January 1, 1982; and

(5) by January 1, 1983, submit to the governor and the legislature its final report which shall identify those interim report recommendations which have been implemented, evaluate the practical effects of the implementation of the recommendations, and make further recommendations on the improvement of fire prevention and control.

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STATE OF ALASKA
DEPARTMENT OF TRANSPORTATION
AND PUBLIC FACILITIES
DIVISION OF MARINE HIGHWAY SYSTEMS
Pouch R, Juneau, Alaska 99811

APPLICATION FOR HANDICAPPED PERSON'S PASS

PASS INFORMATION

The State of Alaska provides transportation on State Marine Highway vessels at no charge for persons having physical or mental impairments that substantially limit one or more major life activities, such as, caring for one's self, performing manual tasks, or working. Such transportation at no charge shall be only between Alaskan Ports from October 1 through the following May 15. Such transportation shall be for the handicapped individual only, does not include vehicle or stateroom, and shall be on a space available basis.

SECTION A - INSTRUCTIONS TO APPLICANT

Applicants should complete the following application; have a licensed physician verify the impairment claimed; and then submit this application to the letter-head address, attention of the Administrative Officer. If the application is approved, the applicant will receive a Pass Card in the mail; if the application is denied, the applicant will be notified by mail.

SECTION B - APPLICANT'S AFFIDAVIT

Requested By: _____ Date of Request _____

Mailing Address: _____ Age _____

Employer: _____ Occupation: _____

Description of Impairment: _____

Signature of Applicant: _____

SECTION - C - PHYSICIAN'S CERTIFICATION

Please give a brief description of the impairment and what effect this impairment has on the applicant's ability to perform physical and/or mental tasks within the general guidelines indicated above.

Signature of Physician: _____ Date _____

Office Address: _____

SECTION D - DIVISION OF MARINE HIGHWAY SYSTEMS ACTION

Signature of Approving Official: _____ Date _____

Title: _____ Pass Number Issued _____

DEPARTMENT OF TRANSPORTATION
AND
PUBLIC FACILITIES
DIVISION OF MARINE TRANSPORTATION
Pouch R Juneau, Alaska 99801

REQUEST FOR TRIP PASS

SECTION A - IDENTIFYING DATA

Requested By: _____ Date of Request: _____
Employee Home Address: _____
Occupation Title: _____ Vessel: _____ Crew: _____

SECTION B - TRAVEL INFORMATION

List all Travelers to Use Trip Pass Requested:

| <u>Name</u> | <u>Relationship</u> | <u>Age</u> |
|-------------|---------------------|------------|
| _____ | Employee | XXX |
| _____ | Spouse | XXX |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |

Vehicle Description if Trip Pass Required:

| <u>Make</u> | <u>Year</u> | <u>Model</u> | <u>State Registered</u> | <u>License No.</u> |
|-------------|-------------|--------------|-------------------------|--------------------|
| _____ | _____ | _____ | _____ | _____ |

| <u>Date of Departure</u> | <u>Departure Port (From)</u> | <u>Destination Port (To)</u> | <u>Date of Return</u> |
|--------------------------|------------------------------|------------------------------|-----------------------|
| _____ | _____ | _____ | _____ |

Purpose of Travel: _____

Mail Approved Passes to the Following Address: _____

SECTION C - EMPLOYEE CERTIFICATION

I understand that passage by trip pass is on a space available basis only and that a request for a trip pass for a vehicle will not be honored unless the vehicle is accompanied by myself or one of my dependents legally authorized to operate the vehicle. I CERTIFY that if the pass request includes a vehicle the vehicle is registered in my name.

Signature of Employee: _____

SECTION D - DIVISION OF MARINE TRANSPORTATION ACTION

Signature of Approving Officer: _____ Title: _____
Trip Pass Number(s) Issued: _____ Date: _____

INSTRUCTIONS TO APPLICANT: Prepare this form in duplicate by completing Sections A, B, and C. Submit the original to the letterhead address; retain the duplicate for your information. Form should be submitted sufficiently in advance of travel to allow time for issue and return of Trip Pass prior to date of departure.

STATE OF ALASKA
DEPARTMENT OF TRANSPORTATION
AND PUBLIC FACILITIES
DIVISION OF MARINE HIGHWAY SYSTEMS

DISPATCH NOTICE

(DATE)

TO: CHIEF MATE
CHIEF ENGINEER
CHIEF STEWARD
CHIEF PURSER

FROM: JUNEAU CENTRAL OFFICE
KETCHIKAN PERSONNEL OFFICE

NAME: _____ has been appointed as follows:

DEPARTMENT: _____ POSITION CONTROL NUMBER: _____

M/V _____ CREW: _____ REPLACING: _____

EFFECTIVE DATE: _____ CHANGE TIME: _____

CHANGE PORT: _____ Pursers will issue necessary "Deadhead Passes".

Payroll forms for new appointments are attached as follows:

- 02-024 Employee Affidavit
- 25A-085 Authorization to Withhold State Income Tax
and Employee Contribution Under Alaska
Employment Security Act
- 25M-069 Authorization for Depositing or Mailing
Payroll Warrants
- 25A-056 Application for Marine Employment

(SIGNATURE OF DISPATCHER)

REMARKS:

DISTRIBUTION: Original - Addressee
1st Copy - Juneau Central Office
2nd Copy - Dispatch Office File
3rd Copy - Employee concerned to present to Purser

25M-078 (rev. 5-79)
Formerly 13-484

RESTRICTIONS:

- a. Space Available: All free pass transportation is on a space available basis. Travel may be interrupted by disembarkation at any port short of destination to accommodate fare-paying passage.
- b. Dependents: Dependents are considered as the employee's spouse and dependent children. Dependent children are defined as: related by blood, adopted, or step-children who are under nineteen (19) years of age, not married, and are members of the employee's household. The age limitation is waived if the individual remains dependent to the employee due to medical reason, or is attending an accredited school full time.
- c. Personal Automobile: An employee's personal automobile is defined as: an automobile used as a daily or personal conveyance by the employee and having a registered gross vehicle weight of 7,200 pounds or less. The automobile must be registered in the employee's name or an affidavit signed to the effect it will be registered in the employee's name upon arrival in Alaska, and that the automobile is for the employee's personal use and not intended for resale within a period of one year.

Only one personal automobile may be listed or transported on an annual pass. If an employee has more than one personal automobile, permission may be obtained from the Division of Marine Highway Systems to transport the unlisted automobile by use of an approved trip pass. All personal automobiles transported on a pass must be registered and licensed by the State of Alaska in accordance with State statutes.

- d. Board and Room: Persons traveling on passes shall pay for their staterooms. Dependents shall not occupy quarters designated as crew quarters. Persons traveling on passes shall take all meals in the public area and pay for same at menu prices. Dependents shall not take their meals in crew or officer's messes. The only exception shall be persons traveling on official business who shall be provided a stateroom and be allowed to sign meal tickets with the notification "Official Business".

Provisions for deadheading crew members are outlined in appropriate Union contracts and shall not be considered on official business.

- e. Violations: Intentional violation of these procedures will be deemed sufficient justification for revocation of the employee's pass and possible disciplinary action.

October 1, 1981

POLICY AND PROCEDURES**SUBJECT: PASSES****PURPOSE:**

This procedure explains the types of passes in use by the Marine Highway System, how they are obtained, completed and used, and by whom.

POLICY:

Passes providing free transportation on a space available basis are available. Passage tickets will be utilized for transportation on a free (pass) basis.

1. SENIOR CITIZENS PASS:

Available to any person 65 years of age or older. Pass is good for travel between Alaskan ports only. Pass is good October 1 to May 15, inclusive. Vehicle, food or staterooms not included.

2. ANNUAL PASS:

Available to vessel employees. Authorized by the Administrative Section of Juneau Central Office. Allows unlimited free travel.

3. TRIP PASS:

Issued by the Administrative Section of Juneau Central Office to shoreside personnel on duty status, or to others if in the best interest of the System.

4. DEADHEAD PASS:

Available to vessel employees utilizing Marine Highway vessels to travel to or from their change ports for work purposes. (Same as TRIP PASS.)

5. OFFICIAL BUSINESS PASS:

Available to shoreside personnel. Authorized by Juneau Central Office.

6. HANDICAPPED PERSONS PASS:

Available to any person with a physical or mental impairment that substantially limits one or more major life activities. Pass is good for travel between Alaskan ports only. Pass is good from October 1 through May 15. Vehicle, food and stateroom is not included.

DISTRIBUTION:

All holders of Policy and Procedures Manual - Traffic Section.

October 1, 1981

PROCEDURE:

1. SENIOR CITIZEN PASS

Agent should verify that person requesting pass is 65 years of age or older. Any reasonable document is acceptable. The agent then completes a passage ticket in the same manner as would be done if the passenger were paying, with the exception that: In the upper left areas of the "ORIGIN" box, print S/C (or 2-SC). Place the number of senior citizens traveling in the "FULL FARE" box of the "NO" column. Place the form of identification (driver's license, etc.) under "FIRM NAME". If there are no charges on the ticket, draw a line through the "AMOUNT" block and enter S/C pass in the "FORM OF PAYMENT" block.

2. ANNUAL PASS:

Annual Pass cards may be presented as form of payment for a passage ticket on a space available basis at any Alaska Marine Highway ticket office.

The ticket agent will check the Annual Pass Authorization List in the computer to verify the pass as valid and that the vehicle traveling has same license number as listed in the computer. Identifications of the passholder will be verified at this time.

When the pass has been verified, the ticket agent will proceed to fill out a passage ticket in the normal fashion with the exception that in the "FORM OF PAYMENT" block, "AP" and the Annual Pass number is entered. Refer to Figure 4.

NOTE: ANNUAL PASS VALIDITY CHECK:

Action code "PAS" has been programmed to be used in connection with issuing passage tickets to annual passholders. It may be used in the following manner:

ACTION: PASS

Do you want to list all of the passes (Y/N)? Y = a numerical list of all annual passholders. (N = pass#?)

PASS#? - may be retrieved by the actual pass# or by last name.

The pass will be listed by pass#, name, position, license# and dependents. A remarks section has been provided and may or may not contain information.

To exit the program type "END" at computer response of "PASS#" and "Do you want to list all of the passes (Y/N)?".

Additions, changes, or deletions are made only by JCO so this is simply a computer listing to aid ticket agents to verify individuals that are authorized to travel on pass.

3. TRIP PASS:

Trip Pass authorizations will be received from Juneau Central Office in the form of a message or PTA. When the individual traveling appears at the ticket office requesting the pass, the ticket agent will require identification of the individual and proof of ownership if a vehicle is involved. When identification has been verified, the ticket agent will proceed to fill out the ticket in the normal fashion with the exception that in the "FORM OF PAYMENT" block, "TP" and the Trip Pass number is entered. Figure 4 shows ticket completed for annual pass.

*The MSG, PTA or Request for Trip Pass Form will be collected by the ticket agent and attached to the audit coupon of the ticket and be included in the agent's report of sales.

Ticket agents are authorized to change the travel date on a Trip Pass ticket up to 30 days of original date of travel. Any ticket over 30 days must be verified through Juneau Central Administrative Office prior to any date changes.

4. DEADHEAD PASS:

Alaska Marine Highway Dispatch Notices, (25M-078) Figure 26, may be presented at any ticket office as authorization for issuing a passage ticket to an employee traveling to or from work status. If employee does not have a dispatch notice, contact either the Juneau Central Personnel Office or the Ketchikan Personnel Office for authorization during working hours. After office hours if the employee does not have a dispatch notice, determination of eligibility will be made by the Chief Purser of the vessel. When this situation occurs, the ticket agent will send a message to Juneau Personnel, informing them of the individual's name and routing of the ticket issued.

Once eligibility has been verified by one of the means listed, the ticket agent will proceed to fill out a passage ticket in the normal fashion except that in the "FORM OF PAYMENT" block, "DP" and the month/day (12,15) will be entered. Figure 4 shows ticket completed for annual pass.

In addition to the above, a copy of a Letter of Introduction from the Port Captain for a Pilot Observer or other trainee will be considered a dispatch notice.

5. OFFICIAL BUSINESS PASS:

Official Business Passes will be issued to individuals if determined to be in the best interest of the State as determined by the Director, Marine Highway Systems, or his designee. Official Business Passes will be authorized in the form of a message or PTA, or by the individual presenting a properly approved "Request for Trip Pass", Figure 28, (Form 25M-035).

The ticket agent will require identification of the individual traveling. When properly identified, the ticket agent will proceed to process a ticket in the standard manner except in the "FORM OF PAYMENT" block, "OP" and the month/day will be entered on the ticket.

No ticket that has been issued against an Annual, Trip, Deadhead, or Official Business Pass will be reissued or refunded.

Unused tickets will be returned to Juneau Central Office.

"ARS" entries will show a form of payment of other "OTH". In the remarks, put the appropriate form of payment, i.e., AP 1234, DP 12/3.....

6. HANDICAPPED PERSONS PASS:

ELEGIBILITY - Any person with a handicap that meets the requirements, is eligible. Residency is not a requirement.

APPLICATION - Form 25M-092 on the following page, must be completed by the applicant, indicating the nature and extent of the handicap. A physician must also verify the handicap. The form is then sent to the Administrative Officer in Juneau for evaluation.

DETERMINATION - The Administrative Officer or his designee will evaluate the application and either approve or disapprove it. If disapproved, the applicant will be so notified by mail. If approved, a Handicapped Persons Pass Card will be sent the applicant by mail. Below is a copy of the Pass Card. This card will serve to identify the bearer as being eligible for free transportation on the Alaska Marine Highway during appropriate periods, etc. as per current regulations.

Pass No. _____

ALASKA MARINE HIGHWAY
HANDICAPPED PERSON'S PASS

Name _____

The individual named above shall be provided free transportation on Marine Highway vessels in accordance with current regulations.

I hereby agree to conditions on reverse hereof. Valid only with authorized signature

Pass holder's signature (ink)

Approved (Over)

Form 25M-092 (Rev. 9-81)

Figure 25

TICKETING AND REPORTING - Use the SAME PROCEDURES as used for Senior Citizen Passes, but in addition make a hand notation "HANDICAPPED" on the ticket following the item number. SOME FORM OF IDENTIFICATION should be presented, to assure the person bearing the pass is the individual the pass was issued to. Any reasonable method of identification is acceptable.

The Pass Card Number should be noted on the ticket in the area of the travelers name.

HANDICAPPED PASSES
IN NUMBER SEQUENCE

25-Feb-83
Page 1

| NUMBER | LAST NAME | FIRST NAME | ADDRESS | ISSUED | AGE |
|--------|-----------|-------------|---|----------|-----|
| 81 01 | LATIMER | MARY L. | 307 CHERRY #1 LONGBEACH, CA 90802 | 11/15/81 | 25 |
| 81 02 | COLLINS | FRANK | BOX 1051 PETERSBURG, AK 99833 | 11/15/81 | 62 |
| 81 03 | EASTERLY | GORDON W. | BOX 198 HOONAH, AK 99819 | 11/15/81 | 48 |
| 81 04 | GLOVER | LOTTIE | BOX 93 HOONAH, AK 99829 | 11/15/81 | 63 |
| 81 05 | GRASTLY | PHYLLIS J. | BOX 1048 PETERSBURG, AK 99833 | 11/15/81 | 61 |
| 81 06 | LAUTH | BETTY K. | BOX 1513 SITKA, AK 99835 | 11/15/81 | 43 |
| 81 07 | LAUTH | PHILLIP G. | BOX 521 SITKA, AK 99835 | 11/15/81 | 52 |
| 81 08 | JOHNSON | CHARLES M. | BOX 3 SITKA, AK 99835 | 11/17/81 | 60 |
| 81 09 | KAZE | CHARLES N. | BOX 337 HOONAH, AK 99829 | 11/15/81 | 57 |
| 81 10 | KROSHUS | ARLAND M. | 3233 TARWATER ANCHORAGE, AK 99504 | 11/17/81 | 63 |
| 81 11 | DANGELI | REGINALD H. | 1077 WOODLAWN KETCHIKAN, AK 99901 | 11/17/81 | 60 |
| 81 12 | HAWKINS | DEBBIE | BOX 7262 KETCHIKAN, AK 99901 | 11/17/81 | 25 |
| 81 13 | ROFF | MIKE | BOX 7262 KETCHIKAN, AK 99901 | 11/17/81 | 30 |

HANDICAPPED PASSES
IN NUMBER SEQUENCE

25-Feb-83
Page 2

| NUMBER | LAST NAME | FIRST NAME | ADDRESS | ISSUED | AGE |
|--------|-----------|------------|---|----------|-----|
| 81 14 | GORMAN | PAUL | BOX 7262 KETCHIKAN, AK 99901 | 11/17/81 | 24 |
| 81 15 | INGRAM | TANA | BOX 7262 KETCHIKAN, AK 99901 | 11/17/81 | 28 |
| 81 16 | COULTER | PAUL | BOX 7262 KETCHIKAN, AK 99901 | 11/17/81 | 00 |
| 81 17 | JAMES | MARY ANN | BOX 7262 KETCHIKAN, AK 99901 | 11/17/81 | 28 |
| 81 18 | LOPEZ | CHRISTINA | BOX 7262 KETCHIKAN, AK 99901 | 11/17/81 | 25 |
| 81 19 | SILAS | SUSAN | BOX 7262 KETCHIKAN, AK 99901 | 11/17/81 | 25 |
| 81 20 | FLETCHER | PAUL | BOX 7262 KETCHIKAN, AK 99901 | 11/17/81 | 21 |
| 81 21 | BROWN | ESTHER | BOX 7262 KETCHIKAN, AK 99901 | 12/03/81 | 20 |
| 81 22 | SEE | FRANCES | GENERAL DELIVERY TENAKEE, AK 99841 | 12/04/81 | 62 |
| 81 23 | JOHNSON | PATRICIA | PO BOX 523 WRANGELL, AK 99929 | 12/15/81 | 59 |
| 81 24 | HANSON | ALBERT SR. | PO BOX 206 HOONAH, AK 99829 | 12/15/81 | 45 |
| 81 25 | RINEHART | WINNIFRED | PO BOX 2347 SITKA, AK 99835 | 12/20/81 | 61 |
| 81 26 | HENKES | TIMOTHY | GENERAL DELIVERY WRANGELL, AK 99929 | 12/21/81 | 12 |

HANDICAPPED PASSES
IN NUMBER SEQUENCE

25-Feb-83
Page 3

| NUMBER | LAST NAME | FIRST NAME | ADDRESS | ISSUED | AGE |
|--------|-----------|------------|--|----------|-----|
| 81 27 | AEROW | CONSTANCE | BOX 145 ANCHORAGE, AK 99501 | 12/28/81 | 27 |
| 81 28 | BELLINGER | AGNES | PO BOX 375 JUNEAU, AK 99802 | 12/28/81 | 54 |
| 82 01 | LAND | EINA | BOX 122 HAINES, AK 99827 | 1/12/82 | 62 |
| 82 02 | THIEMYER | WILLIAM | PO BOX 486 SITKA, AK 99835 | 1/26/82 | 64 |
| 82 03 | WETHLI | LUISE | 130 BRYANT #102 KETCHIKAN, AK 99901 | 1/26/82 | 58 |
| 82 04 | LEIS | KIM | BX 698(WILSONHALL) ELLENSBURG, WA 99826 | 2/03/82 | 22 |
| 82 05 | SHEAKLEY | DORA | PO BOX 369 HOONAH, AK 99829 | 2/08/82 | 59 |
| 82 06 | ENGE | ERNEST | 7926 187TH PL SW, EDMONDIS, WA 98020 | 3/02/82 | 62 |
| 82 07 | SIMON | ALTON C. | BOX 1613 SAND POINT, ID 83864 | 3/02/82 | 57 |
| 82 08 | GREEN JR. | CHARLES | 5239 E. BROADWAY EIELSON AFB, AK 99702 | 3/10/82 | 36 |
| 82 09 | HANSON | CHARIS K. | 341 WOOD AVE S.W. BAINBRIDGE IS., WA 98110 | 3/10/82 | 38 |
| 82 10 | MOORE | EDWARD | BOX 8600 KETCHICKAN, AK 99901 | 03/24/82 | 49 |
| 82 11 | DICK | PEARL | BOX 765 SITKA, AK 99835 | 3/30/82 | 56 |

HANDICAPPED PASSES
IN NUMBER SEQUENCE

25-Feb-83
Page 4

| NUMBER | LAST NAME | FIRST NAME | ADDRESS | ISSUED | AGE |
|--------|-----------|------------|--|---------|-----|
| 82 12 | BROWN | IDA | 2507 SMC RD. SITKA, AK 99835 | 3/30/82 | 63 |
| 82 13 | BROWN | HUBERT | 2507 SMC RD. SITKA, AK 99835 | 3/30/82 | 35 |
| 82 14 | VERKINDT | BEATRICE | UNK PRINCE RUPERT B.C. UNK | 3/30/82 | 58 |
| 82 15 | MORAN | SHANNON | 1325 SUMMIT AVE PRINCE RUPERT B.C. UNK | 3/30/82 | 30 |
| 82 16 | HUSKINS | EMERSON | 1325 SUMMIT AVE. PRINCE RUPERT B.C. UNK | 3/30/82 | 44 |
| 82 17 | POLESCHUK | ANNE | 1251 HAYS AVE #20 PRINCE RUPERT B.C. UNK | 3/30/82 | 63 |
| 82 18 | SANDOR | MARY HELEN | 3311 FOSTER AVE JUNEAU, AK 99801 | 3/30/82 | 24 |
| 82 19 | WHITE | BARBRA | BOX 8496 KETCHIKAN, AK 99901 | 3/31/82 | 23 |
| 82 20 | CRAIN | HILL | BOX 6262 ANCHORAGE, AK 99501 | 4/05/82 | 26 |
| 82 21 | KELLY | DAN | 1280 E. 17TH#114 ANCHORAGE, AK 99501 | 4/05/82 | 33 |
| 82 22 | HULQUIST | MARK | 801 AIRPORT HGTS ANCHORAGE, AK 99501 | 4/05/82 | 27 |
| 82 23 | COX | RONAIL | 3501 HELAND DR. ANCHORAGE, AK 99501\ | 4/04/82 | 24 |
| 82 24 | RAMOS | JOSE | 3513 E. 19TH AVE ANCHORAGE, AK 99501 | 4/05/82 | 22 |

HANDICAPPED PASSES
IN NUMBER SEQUENCE

25-Feb-83
Page 5

| NUMBER | LAST NAME | FIRST NAME | ADDRESS | ISSUED | AGE |
|--------|------------|------------|---|----------|-----|
| 82 25 | LAIRD | JACK | 1536 MEDFRA #3 ANCHORAGE, AK 99501 | 4/05/82 | 38 |
| 82 26 | MERIULIEFF | EU | 3301 IOWA DR ANCHORAGE, AK 99501 | 04/05/82 | 22 |
| 82 27 | HELGOSON | WILLIAM | 4103 N. STAR DR. ANCHORAGE, AK 99501 | 04/05/82 | 21 |
| 82 28 | WILLIS | LINDA | 5410 EMMANUEL ST. ANCHORAGE, AK 99501 | 4/05/82 | 22 |
| 82 29 | ANTONI | ELAINE | 2805 BERING ST. ANCHORAGE, AK 99501 | 4/05/82 | 21 |
| 82 30 | NICHALSON | JANET | 2805 BERING ST. ANCHORAGE, AK 99501 | 4/05/82 | 22 |
| 82 31 | MERIULIEFF | TOM | 2805 BERING ST. ANCHORAGE, AK 99501 | 4/05/82 | 23 |
| 82 32 | GUTIERREY | DAVID | 2805 BERING ST. ANCHORAGE, AK 99501 | 4/05/82 | 26 |
| 82 33 | ALEXIE | EMMA | SRA 1449-C ANCHORAGE, AK 99501 | 4/05/82 | 19 |
| 82 34 | KAHKLEN | TERRAL | BOX 1266 JUNEAU, AK 99802 | 4/05/82 | 00 |
| 82 35 | PARISH | EDWARD L. | BOX 1266 JUNEAU, AK 99802 | 4/05/82 | 20 |
| 82 36 | MARTIN | SUSY | BOX 1266 JUNEAU, AK 99802 | 4/05/82 | 20 |
| 82 37 | KATZEK | DORIS | 421 W. 10TH ST JUNEAU, AK 99801 | 4/09/82 | 34 |

HANDICAPPED PASSES
IN NUMBER SEQUENCE

25-Feb-83
Page 6

| NUMBER | LAST NAME | FIRST NAME | ADDRESS | ISSUED | AGE |
|--------|-------------|------------|--|---------|-----|
| 82 38 | HAWKINS | BONNIE | BOX 1266 KETCHIKAN, AK 99901 | 4/16/82 | 36 |
| 82 39 | LARRABEE | JEFF | BOX 1266 KETCHIKAN, AK 99901 | 4/16/82 | 00 |
| 82 40 | MORGAN | LILLIAN | 305 FARNELL KETCHIKAN, AK 99901 | 4/19/82 | 62 |
| 82 41 | WILSON | MICHAEL S. | 5901 E. 6TH #128 ANCHORAGE, AK 99504 | 4/27/82 | 16 |
| 82 42 | FETTICREW | CHARLES | 308 OCEAN VIEW WRANGELL, AK 99929 | 5/4/82 | 36 |
| 82 43 | DOLLARHIDE | DARCI | 8890 BIRCH LANE JUNEAU, AK 99801 | 5/10/82 | 25 |
| 82 44 | SHUDLICK | KATHY | GENERAL DELIVERY JUNEAU, AK 99801 | 6/28/82 | 42 |
| 82 45 | BINDER | DIETRICH | 5901 E. 6 SP128 ANCHORAGE, AK 99504 | 7/13/82 | 61 |
| 82 46 | FITZPATRICK | ROBERT | BOX B HAINES, AK 99827 | 7/23/82 | 29 |
| 82 47 | ROBERTSON | GEO | BOX 2145 HOMER, AK 99603 | 7/27/82 | 54 |
| 82 48 | REECE | ELMER | 124 S. ORANGE AVE RIFON, CA 95366 | 7/27/83 | 61 |
| 82 49 | JOHNSON | MICHAEL | PO BOX 1529 WRANGELL, AK 99929 | 9/22/82 | 29 |
| 82 50 | JAMES | ESTHER | PO BOX 4585 MT EDGECLUMBE, AK 99835 | 9/26/82 | 43 |

HANDICAPPED PASSES
IN NUMBER SEQUENCE

25-Feb-83
Page 7

| NUMBER | LAST NAME | FIRST NAME | ADDRESS | ISSUED | AGE |
|--------|-----------|------------|--|----------|-----|
| 82 51 | WHITE | BARBARA | 312 FINE #E KETCHIKAN, AK 99901 | 10/25/82 | 23 |
| 82 52 | KENNEDY | JEFFERY | 1242 LOG CABIN CT. FAIRBANKS, AK 99701 | 11/1/82 | 31 |
| 82 53 | MORRIS | ARDIA | BOX 2304 SITKA, AK 99835 | 11/1/82 | 47 |
| 82 54 | WILLIAMS | EMILY | BOX 1269 DOUGLAS, AK 99824 | 11/1/82 | 52 |
| 82 55 | STEINLEY | BEN | BOX 192 DOUGLAS, AK 99814 | 11/16/82 | 52 |
| 83 01 | ST CLAIR | JACOB | GENERAL DELIVERY HOONAH, AK 99829 | 1/4/83 | 37 |
| 83 02 | SHARUANIE | BENJAMIN | BOX 315 KAKE, AK 99840 | 1/4/83 | 22 |
| 83 03 | HOSFORD | RACHEL | PO BOX 57 SKAGWAY, AK 99840 | 2/7/83 | 12 |
| 83 04 | HANSON | ANDREW | 288 VILLAGE ST. JUNEAU, AK 99801 | 2/24/83 | 60 |

DAVE - PLS
SCHEDULE

Alaska State Legislature



WHILE IN JUNEAU
POUCH 7
JUNEAU, ALASKA
99811
(907) 465-3824
(907) 465-4965

REPRESENTATIVE
BEN GRUSSENDORF
P.O. BOX 928
SITKA, ALASKA 99835
(907) 747-8458

HOUSE FINANCE COMMITTEE
SPECIAL COMMITTEE ON FISHERIES

DISTRICT 3
ELFIN COVE
PELICAN
PORT ALEXANDER
SITKA
HOONAH
TENAKEE

House of Representatives

March 14, 1983

~~ASAP~~
~~WES~~
ASAP - 24th
- + modify

Senator Vic Fischer, Chairman
Senate State Affairs Committee
Capitol, Room 423
Juneau, Alaska 99811

Dear Senator:

HCR 2, relating to travel by senior citizens aboard vessels of the state marine highway system, is presently in your committee. I am anxious for the Senate committee to give consideration to this resolution which passed the House with a unanimous vote. Your support for the senior citizens of the state has always been appreciated.

If you have any questions please do not hesitate to contact me. Thank you again for your consideration and that of the committee.

Sincerely,

Ben Grussendorf

Rep. Ben Grussendorf

III. ANALYSIS

House Concurrent Resolution No. 2, references space available free passage for all senior citizens on an annual basis. It further specifies only the smaller "feeder class" vessels of the system. The exception would be the M/V TUSTUMENA but still one of the smaller vessels.

The Department of Transportation and Public Facilities is in the process of completing a "User Survey" of travelers on vessels of the system. The survey reveals that during the winter, (Sept. 15 through May 14) the majority (about 70%) of the passengers on the Marine Highway are Alaskans, of this group approximately 10% are traveling under the Senior Citizen Free Passage program. Therefore, the majority of beneficiaries of Senior Citizen Free Passage are Alaskans.

In the summer (May 16 through Sept. 30) the majority of the systems users (approximately 80%) as reflected in the survey, are from out of state. It would appear then that the beneficiaries of Senior Citizens Free Passage during this time would be from out of state and the state would be subsidizing this travel. Senior Citizens' groups are well organized on both local levels and nationally. We believe these groups would tend to fill the system vessels to the detriment of full fare paying passengers and would require an expansion of service to meet the needs of the older passengers.

Capacity loads are already experienced on the M/V BARTLETT during the summer on her Valdez to Whittier route. Increasing the number of travelers competing for this space, through free passage incentives, might well be counter productive. This also applies to the M/V CHILKAT and M/V TUSTUMENA on certain portions of their routes.

The "User Survey" information reflects that approximately 10% of the passengers on the Marine Highway would be eligible for Senior Citizen routes. Reducing passenger revenue by 10% for the summer months on the specified vessels would approximate the following estimates of reduced revenue.

| Vessel | 1982 Passenger Revenue 15 May - Oct. 1 | 10% of 1982. Passenger Revenue for Period |
|---------------|---|---|
| M/V AURORA | 275,000 | 27,500 |
| M/V LeCONTE | 271,000 | 27,100 |
| M/V CHILKAT | 42,000 | 4,200 |
| M/V BARTLETT | 710,000 | 71,000 |
| M/V TUSTUMENA | 468,000 | 46,800 |

Free Senior Citizen passage for a full twelve months could approximate a loss of revenue of \$175,000 each year.

1/26/83

Assuming a 50% discount was passed on the Senior Citizens for staterooms, for a full twelve months per year, the loss of additional revenue would approximate an additional \$100,009.00. This estimate is founded using the same approach as the estimate on revenue loss on passage.

We believe there would be insurmountable administrative problems by the establishment of discounted stateroom tariffs for senior citizens. The main problem would be the establishment of priorities. Would these reduced fare senior citizens be allowed to make reservations for staterooms or would the staterooms be on a "space available basis?"

We believe that senior citizens from out of state would again be the beneficiaries of such a program.

DAVE - YLS

Alaska State Legislature

SCHEDULE

REPRESENTATIVE
BEN GRUSSENDORF
P.O. BOX 928
SITKA, ALASKA 99835
907/747-8458



WHILE IN JUNEAU
POUCH
JUNEAU, ALASKA
99811
907/465-3824
907/465-4965

HOUSE FINANCE COMMITTEE
SPECIAL COMMITTEE ON FISHERIES

DISTRICT 3
ELFIN COVE
PELICAN
PORT ALEXANDER
SITKA
HOONAH
TENAKEE

House of Representatives

March 14, 1983

~~ASAP~~
~~WES~~

ASAP - 24th
- + modify

Senator Vic Fischer, Chairman
Senate State Affairs Committee
Capitol, Room 423
Juneau, Alaska 99811

Dear Senator:

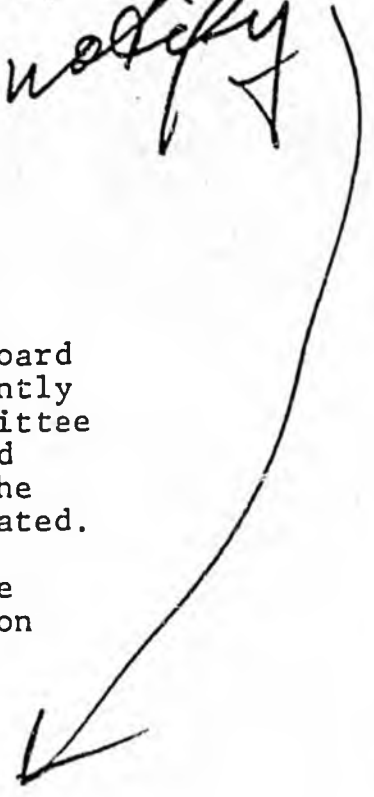
HCR 2, relating to travel by senior citizens aboard vessels of the state marine highway system, is presently in your committee. I am anxious for the Senate committee to give consideration to this resolution which passed the House with a unanimous vote. Your support for the senior citizens of the state has always been appreciated.

If you have any questions please do not hesitate to contact me. Thank you again for your consideration and that of the committee.

Sincerely,

Ben Grussendorf

Rep. Ben Grussendorf



REPRESENTATIVE
BEN GRUSSENDORF
P.O. BOX 928
SITKA, ALASKA 99835
(907) 747-8458

Alaska State Legislature



WHILE IN JUNEAU
POUCH V
JUNEAU, ALASKA
99811
(907) 465-3824
(907) 465-3870

CHAIRMAN
COMMUNITY AND REGIONAL AFFAIRS COMMITTEE
MEMBER RESOURCES COMMITTEE

DISTRICT 3
ELFIN COVE
PELICAN
PORT ALEXANDER
SITKA
YAKUTAT

House of Representatives

February 24, 1983

MEMORANDUM

TO: Rep. Albert Adams
FROM: Rep. Ben Grussendorf
RE: HCR 2

The effect of this resolution would be to extend the time period that senior citizens could travel free on the Alaska Marine Highway system. Senior citizens are already allowed free travel in Alaska on the ferry system from October 1 through May 14. This resolution would extend free travel to seniors from May 15 to September 30, thus providing free travel to senior citizens for the entire year. Only the smaller "feeder class" ferries, not the mainline ferries, would be included in the time period from May 15 to September 30 (except for the M/V Tustumena, a somewhat larger vessel). This was done to eliminate the majority of the out of state seniors who travel extensively on the mainline ferries in the summer months. This resolution only applies to seniors who are walk on (foot) passengers, and they would be allowed free passage only if there were room for them after all paying passengers were on board and the capacity of the vessel had not been reached.

This presents little or no problem with the ferries that service Southeast communities (the M/V Aurora, Le Conte and the Chilcat). These ferries are seldom full and do not even accept reservations for walk on passengers except during the state fair in Haines and in the event of a special land sale or basketball tournament is going on in one of the communities.

The situation is a little different on the Southwestern Alaska ferries. The M/V Bartlett, servicing Valdez, Cordova and Whittier, does accept reservations for walk on passengers in the summer. This is to accomodate the heavy tourist travel in the summer months to the Columbia Glacier. The Div. of Marine Highways said that this ferry is booked solid for

Towship use -!

REPRESENTATIVE
BEN GRUSSENDORF
P.O. BOX 928
SITKA, ALASKA 99835
(907) 747-8458

Alaska State Legislature



WHILE IN JUNEAU
POUCH V
JUNEAU, ALASKA
99811
(907) 465-3824
(907) 465-3870

CHAIRMAN
COMMUNITY AND REGIONAL AFFAIRS COMMITTEE
MEMBER RESOURCES COMMITTEE

DISTRICT 3
ELFIN COVE
PELICAN
PORT ALEXANDER
SITKA
YAKUTAT

House of Representatives

Alaskan Ports Serviced by Ferries Included in HCR 2

M/V Aurora- Ketchikan, Sitka, Hoonah, Tenakee, Pelican, Angoon, Hollis, Petersburg, Kake, Juneau, Haines and Skagway

M/V Le Conte- Same as the M/V Aurora

M/V Chilkat- Ketchikan, Hollis and Metlakatla

M/V Bartlett- Valdez, Cordova and Whittier

M/V Tustumena- Kodiak, Pt. Lyons, Seward, Homer, Seldovia, Cordova, Dutch Harbor, Chignik, Sand Point, King Cove, Cold Bay, Whittier and Valdez

Lear
3/23/83

Original sponsors: Grussendorf and Fritz

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 SENATE CS FOR HOUSE CONCURRENT RESOLUTION NO. 2 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 Relating to travel by senior citizens
6 and ~~handicapped~~ persons aboard vessels
7 of the state marine highway system.

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

9 WHEREAS, since 1974, in response to House Concurrent Resolution
10 No. 52, the state marine highway system has provided for travel on ferries
11 by persons 65 years of age and older on a space-available basis within
12 Alaska without charge during the months of November to April, inclusive;
13 and

14 WHEREAS, during 1980, in response to Legislative Resolve No. 2, 1980,
15 the period of free passage for older Alaskans aboard state marine highway
16 vessels was extended to October 1 to May 15 inclusive; and

17 WHEREAS, since 1981, in response to Senate Concurrent Resolution
18 No. 5, the state marine highway system has provided for travel of
19 handicapped persons on ferries on a space-available basis within Alaska
20 without charge from October 1 to May 15 inclusive; and

21 WHEREAS this service has been used by increasing numbers of
22 handicapped and ^{Senior Citizens} older Alaskans, permitting travel on the marine highway
23 system at no cost while increasing the number of foot passengers on vessels
24 of the system; and

25 WHEREAS the policy of free passage for handicapped and older persons
26 allows only passage without cost during the "off-season", is not extended
27 to other services for handicapped persons and senior citizens traveling
28 aboard vessels, and in fact requires handicapped and older persons to pay
29 full costs of lodging; and

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WHEREAS many handicapped persons and senior citizens find it difficult to use vessels of the marine highway system because of the unavailability and high cost of lodging;

BE IT RESOLVED that the Alaska State Legislature respectfully requests the Governor to direct the commissioner of transportation and public facilities to direct the division of marine highways to extend free passage on the Aurora, Le Conte, Chilkat, Tustumena, and Bartlett, to handicapped persons and senior citizens during every month of the year to permit them to travel between Alaska ports on a space-available basis; be it

FURTHER RESOLVED that the Governor direct the division of marine highways to investigate the possibility of making staterooms aboard state ferries available at a reduced rate to handicapped persons and senior citizens when traveling between Alaska ports.

III. ANALYSIS

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We believe that senior citizens from out of state would again be the beneficiaries of such a program.

THE LEGISLATURE OF THE STATE OF CALIFORNIA
THIRTEENTH LEGISLATURE

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. HCR 2 - Re travel by senior citizens aboard vessels
 Title of the state marine highway system
 Requested by Grussendorf & Fritz Date 1/17/83

II. FISCAL DETAIL
 Agency Affected DOT/PF
 Program Category Affected Transportation
 BRU, Program, Or Subprogram(s) Affected Marine Highway Systems
 (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 83 | FY 84 | FY 85 | FY 86 | FY 87 | FY 88 |
|--------------------------|-------|-------|-------|-------|-------|-------|
| 100 PERSONAL SERVICES | | | | | | |
| 200 TRAVEL | | | | | | |
| 300 CONTRACTUAL | | | | | | |
| 400 COMMODITIES | | | | | | |
| 500 EQUIPMENT | | | | | | |
| 600 LAND & STRUCTURES | | | | | | |
| 700 GRANTS, CLAIMS, ETC. | | | | | | |
| TOTAL | | 0 | 0 | | | |

FUNDING (Thousands of Dollars)

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

POSITIONS

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

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

IV. DATE 1/26/83 PREPARED BY Marty Nusbaum, Acting Director
 AGENCY Marine Highway Systems
 PHONE 465-3950
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

Page two
Rep. Adams
February 24, 1983

the summer walk on traffic months in advance. This would leave little chance for free passage for any senior citizen.

There is a question as to how many seniors from outside of Alaska would be taking advantage of the reduced fare. Most seniors who travel to Southeast Alaska in the summer are with tour groups. They travel on the mainline ferries because they can be booked by travel agents for staterooms. Most of these groups are on a very tight schedule and would probably not have the time to stray far from their planned itinerary to try and get on a different ferry where they could ride free of charge.

The communities frequented by senior citizen tour groups in Southeast in the summer are Ketchikan, Sitka, Juneau, Haines and Skagway. These ports are all serviced by mainline ferries in addition to the smaller ferries included in the resolution.

The Department of Transportation and Public Facilities has claimed there will be a loss of revenue because of less ticket sales to senior citizens, but the Commissioner has submitted a zero fiscal note because an accurate amount could not be decided on.

Original sponsors: Grussendorf and Fritz

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 SENATE CS FOR HOUSE CONCURRENT RESOLUTION NO. 2 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 Relating to travel by senior citizens
6 and handicapped persons aboard vessels
7 of the state marine highway system.

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

9 WHEREAS, since 1974, in response to House Concurrent Resolution
10 No. 52, the state marine highway system has provided for travel on ferries
11 by persons 65 years of age and older on a space-available basis within
12 Alaska without charge during the months of November to April, inclusive;
13 and

14 WHEREAS, during 1980, in response to Legislative Resolve No. 2, 1980,
15 the period of free passage for older Alaskans ^{sen cit.} aboard state marine highway
16 vessels was extended to October 1 to May 15 inclusive; and

17 WHEREAS, since 1981, in response to Legislative Resolve No. 39, 1981,
18 the state marine highway system has provided for travel of handicapped
19 persons on ferries on a space-available basis within Alaska without charge
20 from October 1 to May 15 inclusive; and

21 WHEREAS this service has been used by increasing numbers of handicap-
22 ped and older Alaskans ^{sen cit.}, permitting travel on the marine highway system at
23 no cost while increasing the number of foot passengers on vessels of the
24 system; and

25 WHEREAS the policy of free passage for handicapped and older persons
26 allows only passage without cost during the "off-season", is not extended
27 to other services for handicapped persons and senior citizens traveling
28 aboard vessels, and in fact requires handicapped and older persons to pay
29 full costs of lodging; and

1 WHEREAS many handicapped persons and senior citizens find it difficult
2 to use vessels of the marine highway system because of the unavailability
3 and high cost of lodging;

4 BE IT RESOLVED that the Alaska State Legislature respectfully requests
5 the Governor to direct the commissioner of transportation and public facil-
6 ities to direct the division of marine highways to extend free passage on
7 the Aurora, Le Conte, Chilkat, Tustumena, and Bartlett, to handicapped
8 persons and senior citizens during every month of the year to permit them
9 to travel between Alaska ports on a space-available basis; and be it

10 FURTHER RESOLVED that the Governor direct the division of marine high-
11 ways to investigate the possibility of making staterooms aboard state
12 ferries available at a reduced rate to handicapped persons and senior
13 citizens when traveling between Alaska ports.

HCR 2

SENATE JOURNAL - PAGE 303- 1 3/ 3/83

HOUSE CONCURRENT RESOLUTION NO. 2 by Representatives
Grussendorf and Fritz,

Relating to travel by senior citizens
aboard vessels of the state marine
highway system,

HCR 2

SENATE JOURNAL - PAGE 304- 1 3/ 3/83

was read the first time and referred to the State Affairs
Committee and the Finance Committee.

HCR 2

SENATE JOURNAL - PAGE 495- 4 3/25/83

The State Affairs Committee considered HOUSE CONCURRENT
RESOLUTION NO. 2 (travel by senior citizens aboard vessels
of the state marine highway system) and a majority of the
committee recommended it be replaced with SENATE CS FOR
HOUSE CONCURRENT RESOLUTION NO. 2 (SA),

HCR 2 CONT'D

SENATE JOURNAL - PAGE 496- 1 3/25/83

Relating to travel by senior citizens
and handicapped persons aboard vessels
of the state marine highway system,

and do pass. The report was signed by Senator Vic Fischer,
Chairman and concurred in by Senators Rodey and Ray.

HOUSE CONCURRENT RESOLUTION NO. 2 was referred to the Finance
Committee.

HCR 2

SENATE JOURNAL - PAGE 1039- 2 5/19/83

The Finance Committee considered HOUSE CONCURRENT RESOLUTION
NO. 2 (travel by senior citizens aboard vessels of the state
marine highway system) and recommended the State Affairs
Senate Committee Substitute be adopted. Senator Bennett,
Co-Chairman and Senators Josephson and Vic Fischer signed
"do pass". Senators Mulcahy, Faiks, Ferguson and Sackett
signed "no recommendation".

The committee recommended the following be adopted:

"LETTER OF INTENT TO ACCOMPANY
HCR 2
HOUSE TRANSPORTATION COMMITTEE

It is the intent of the House Transportation Committee that the Department of Transportation and Public Facilities establish a procedure to define 'space available basis'.

The Committee intends the definition of 'space available basis' in the context of this resolution to require passengers so traveling, be on stand-by until all paying passengers have been accommodated. Passengers would not be allowed to receive confirmed reservations unless they are paying passengers and would not be allowed reimbursement in the event that they purchased tickets and were later able to travel 'space available'."

HOUSE CONCURRENT RESOLUTION NO. 2 was referred to the Rules Committee.

REPRESENTATIVE
BEN GRUSSENDORF
P.O. BOX 928
SITKA, ALASKA 99633
(907) 747-8458

Alaska State Legislature

WHILE IN JUNEAU
POUCH V
JUNEAU, ALASKA
99811
(907) 465-3824
(907) 465-3870



CHAIRMAN
COMMUNITY AND REGIONAL AFFAIRS COMMITTEE
MEMBER RESOURCES COMMITTEE

DISTRICT 3
ELFIN COVE
PELICAN
PORT ALEXANDER
SITKA
YAKUTAT

House of Representatives

February 24, 1983

MEMORANDUM

TO: Rep. Albert Adams
FROM: Rep. Ben Grussendorf
RE: HCR 2

The effect of this resolution would be to extend the time period that senior citizens could travel free on the Alaska Marine Highway system. Senior citizens are already allowed free travel in Alaska on the ferry system from October 1 through May 14. This resolution would extend free travel to seniors from May 15 to September 30, thus providing free travel to senior citizens for the entire year. Only the smaller "feeder class" ferries, not the mainline ferries, would be included in the time period from May 15 to September 30 (except for the M/V Tustumena, a somewhat larger vessel). This was done to eliminate the majority of the out of state seniors who travel extensively on the mainline ferries in the summer months. This resolution only applies to seniors who are walk on (foot) passengers, and they would be allowed free passage only if there were room for them after all paying passengers were on board and the capacity of the vessel had not been reached.

This presents little or no problem with the ferries that service Southeast communities (the M/V Aurora, Le Conte and the Chilcat). These ferries are seldom full and do not even accept reservations for walk on passengers except during the state fair in Haines and in the event of a special land sale or basketball tournament is going on in one of the communities.

The situation is a little different on the Southwestern Alaska ferries. The M/V Bartlett, servicing Valdez, Cordova and Whittier, does accept reservations for walk on passengers in the summer. This is to accomodate the heavy tourist travel in the summer months to the Columbia Glacier. The Div. of Marine Highways said that this ferry is booked solid for

Township use -!

Page two
Rep. Adams
February 24, 1983

the summer walk on traffic months in advance. This would leave little chance for free passage for any senior citizen.

There is a question as to how many seniors from outside of Alaska would be taking advantage of the reduced fare. Most seniors who travel to Southeast Alaska in the summer are with tour groups. They travel on the mainline ferries because they can be booked by travel agents for staterooms. Most of these groups are on a very tight schedule and would probably not have the time to stray far from their planned itinerary to try and get on a different ferry where they could ride free of charge.

The communities frequented by senior citizen tour groups in Southeast in the summer are Ketchikan, Sitka, Juneau, Haines and Skagway. These ports are all serviced by mainline ferries in addition to the smaller ferries included in the resolution.

The Department of Transportation and Public Facilities has claimed there will be a loss of revenue because of less ticket sales to senior citizens, but the Commissioner has submitted a zero fiscal note because an accurate amount could not be decided on.

TO: Vic

FROM: SUZY

RE: HCR 2, Senior and handicapped residents on state ferries.

DATE: June 13, 1983

State Affairs CS for HCR 2 adds handicapped persons to Senior citizens for free transportation on the Alaska Ferry system. That is the only change.

The resolution received a unanimous do pass from the State Affairs committee.

The attached memo from Ben Grussendorf to Al Adams best describes the resolution.

REPRESENTATIVE
BEN GRUSSENDORF
P.O. BOX 328
SITKA, ALASKA 99835
(907) 747-8458

CHAIRMAN
COMMUNITY AND REGIONAL AFFAIRS COMMITTEE
MEMBER RESOURCES COMMITTEE

DISTRICT 3
ELFIN COVE
PELICAN
PORT ALEXANDER
SITKA
YAKUTAT

Alaska State Legislature



House of Representatives

WHILE IN JUNEAU
POUCH V
JUNEAU, ALASKA
99811
(907) 465-3824
(907) 465-3870

Alaskan Ports Serviced by Ferries Included in HCR 2

M/V Aurora- Ketchikan, Sitka, Hoonah, Tenakee, Pelican, Angoon, Hollis, Petersburg, Kake, Juneau, Haines and Skagway

M/V Le Conte- Same as the M/V Aurora

M/V Chilkat- Ketchikan, Hollis and Metlakatla

M/V Bartlett- Valdez, Cordova and Whittier

M/V Tustumena- Kodiak, Pt. Lyons, Seward, Homer, Seldovia, Cordova, Dutch Harbor, Chignik, Sand Point, King Cove, Cold Bay, Whittier and Valdez

ALASKA STATE LEGISLATURE

SENATE STATE AFFAIRS COMMITTEE

SENATOR VIC FISCHER, CHAIRMAN

POUCH V, JUNEAU 99811

(907) 465-4954



March 24, 1983
Room
3:00pm

Butrovich
Capitol Bldg.

Members Present

Senator Vic Fischer, Chair
Senator Bill Ray, Vice-Chair
Senator Pat Rodey
Senator Jalmar Kerttula

SB 147--Safeguarding self-identity and address of motor vehicle operators involved in accidents

Anna Kerttula, Aide to Senator Jalmar Kerttula, spoke in favor of the bill. She said that some persons involved in accidents found it uncomfortable to give out their names and addresses to total strangers. There is a fear that this could lead to harassment. She offered an amendment which would require persons involved in accidents to give their name and vehicle license number but not their address to the other party.

Senator Kerttula (prime sponsor) said that the intent of this bill is to deter after accident confrontations at a person's residence.

Senator Ray moved and asked unanimous consent to adopt the amendment and to move the bill from committee with individual recommendations. There was no objection.

HCR 2--Relating to travel by senior citizens aboard vessels of the state marine highway system

Senator Fischer stated that Senator Eliason had requested a committee substitute which would include handicapped persons under this resolution.

Marty Nusbaum, director of the Alaska Marine Highway System, stated that in the winter there was no problem traveling on a space available basis but in the summer it was possible for someone to get bumped in the middle of their trip.

Senator Ray expressed concern that organized tours of elderly citizens would take advantage of the free passage provisions of this resolution.

Mr. Nusbaum said that this resolution would apply only to feeder lines and this would mitigate the problem since most tours are on the mainline ferries.

Senator Fischer asked why there was a zero fiscal note when the bill analysis indicated that this resolution could cause a loss of revenues of up to \$175,000.00. Mr. Nusbaum said that his understanding is that fiscal notes only reflect expenditures and not revenue losses.

Representative Grussendorf (prime sponsor) spoke in favor of the bill. He was of the opinion that the only senior citizen who would take advantage of this resolution would be residents of those communities served by the feeder lines or relatives of these residents.

Senator Ray offered an amendment which would strike the term "older Alaskans" and insert the term "senior citizens" wherever the former appears.

A general discussion followed regarding residency restrictions on the marine highway systems. The consensus was that federal rules prohibited residency restrictions where federal funds are used. The marine highway system receives federal highway funds.

Senator Eliason testified in favor of the proposed committee substitute.

Senator Ray moved and asked unanimous consent to adopt the committee substitute as amended and to move the bill from committee with individual recommendations. There was no objection.

Dove Kull, representing herself, testified in favor of the resolution.

SB 106--Prison overcrowding

David Dye, aide to the committee, explained a proposed committee substitute to the committee. A memo summarizing Mr. Dye's remarks is attached to this report.

Mike Stark, Department of Law, testified in favor of the CS and stated that Mr. Endell, director of the Division of Corrections also supported it.

Senator Ray commented that many inmates who are eligible for parole under the present system do not apply and choose to remain incarcerated.

Senator Fischer asked what the public safety considerations were under this bill. Mr. Stark stated that he thought that these concerns would

be minimal since only non-violent felons would be released and that they would all be within 120 days of the end of their original sentence.

Senator Ray expressed concern that the public would blame the legislature if inmates released under this bill committed an offense while on parole.

Senator Fischer asked if some screening process could be built into the bill. Mr. Stark stated that there was already a built in screening process. No violent criminals would be released. Under the regular parole process violent felons can be released but not under this bill.

Senator Rodey moved and asked unanimous consent for adoption of the committee substitute and to move the bill from committee with individual recommendations. There was no objection.

Senator Fischer adjourned the meeting at 4:00pm.

by
David Dye
Committee Aide

ALASKA STATE LEGISLATURE

SENATE STATE AFFAIRS COMMITTEE

SENATOR VIC FISCHER, CHAIRMAN

POUCH V, JUNEAU 99811

(907) 465-4954



TO: Senate State Affairs
Committee Members

FROM: David Dye, 
Committee Aide

DATE: March 24, 1983

RE: Draft CS for Senate Bill 106--Prison overcrowding

This draft CS addresses concerns identified by the committee at the first hearing on this bill. The draft is the product of the cooperative effort of committee staff, department of law staff and corrections staff.

According to the Division of Corrections estimates, SB 106 would release approximately 40 felons in an emergency overcrowding situation. This draft CS would release approximately 55 felons and an additional 30 misdemeanants. To be eligible for release, misdemeanants must be serving a sentence of 20 days or longer and have served at least one-half of that sentence. Under these criteria drunk drivers incarcerated for a mandatory minimum sentence on first or second offense would not be eligible for release.

The draft differs from the original bill in the following ways (page and line references are to the draft CS):

Page 2, line 2. A state of emergency overcrowding is certified after a 25 day waiting period instead of 30 days.

Page 2, line 3. The director shall immediately certify the state of overcrowding following the 25 day waiting period rather than have 48 hours to so certify.

Page 2, line 5. The director has 5 days to submit a list of prisoners eligible for release after the 25 day waiting period rather than 15 days.

Page 3, lines 6, 17 and 21. Parole or probation may be revoked for a violation of a municipal ordinance which is punishable by imprisonment. In the original bill violation of any municipal ordinance could revoke probation or parole.

Page 3, line 25. Limits the applicability of subsection (a) to felons (a new subsection (b) applies to misdemeanants, see below).

Page 3, line 28. The requirement that a prisoner be continuously incarcerated during the 25 day period of the waiting period has been deleted.

Page 4, lines 3-4 and 6-7. This bill is made applicable to crimes committed under the old criminal code.

Page 4, line 12. Adds language to subsection (E) limiting its applicability to felons (a new subsection (b) applies to misdemeanants, see below).

Page 4, line 14. Changes this criterion to 120 days rather than 90 days.

Page 4, line 16. Adds a requirement that a felon serve at least one-half of his or her sentence.

Page 4, line 17. Subsection (b) is added to release with misdemeanants under different eligibility criteria than felons.

Page 5, lines 13-16. Adds definitions of "felony" and "misdemeanor".

NCR

9

ALASKA STATE LEGISLATURE

SENATE STATE AFFAIRS COMMITTEE

SENATOR VIC FISCHER, CHAIRMAN

POUCH V, JUNEAU 99811

(907) 465-4954



MEMORANDUM

TO: Senator Vic Fischer

FROM: Nancy Schaufelberger
Committee Staff *Nancy*

DATE: May 16, 1983

SUBJ: HCR 9--Removal of "Nimbus" and replacing it with a veteran's memorial.

BACKGROUND

In 1974 the Alaska Court System, the Alaska State Council on the Arts (ASCA) and the National Endowment for the Arts (NEA) agreed on a project application under the NEA's Art in Public Places Program to commission a contemporary sculpture for the courtyard of the new Juneau Court Building.

The NEA agreed to provide \$20,000 in grant funding if matching monies were made available by the state--the Alaska Court System agreed to provide \$10,000 and ASCA the other \$10,000. A selection committee was established consisting of representatives from the Alaskan community and those selected by the NEA. After following established grant guidelines and procedures, the committee voted, and unanimously selected Mr. Robert Murray as the artist of first preference.

NEA

On May 13, I spoke with Stacy Paleologos, Consultant to the Art in Public Places Program, at the NEA to inquire about the implications of replacing "Nimbus." Ms. Paleologos was very familiar with the sculpture, and the controversy surrounding it, and offered the following comments.

She indicated that the grant was given for a permanent work of art and to move it (which might possibly destroy it) would go outside the guidelines and would be considered a serious violation of the grant provisions by the NEA. She further indicated that moving "Nimbus" would warrant action of some kind by the NEA, possibly even repayment of the federal grant portion by the state. Additionally, Ms. Paleologos indicated that the NEA was very satisfied with the piece in question, and has included it in their pictorial book on art in public places.

Senator Vic Fischer
Page 2
May 16, 1983

VETERAN'S MEMORIALS

As another point, it is interesting to note that Juneau already has a memorial to veterans--the local library. According to library records, when the present library was opened in 1951 it was named Juneau Memorial Library and dedicated to those who served in the wars.

Also, more recently, Chapter 30, SLA 1981, created a memorial to Alaska veterans in Denali State Park near the Parks Highway. \$200,000 was appropriated for this purpose and the memorial should be completed this summer.

D.1.

WASHINGTON
DC 20506



Agency advised by the
National Council on the Arts

October 10, 1978

John B. Chenoweth
Legislative Counsel
Legislative Affairs Agency
Pouch Y
Juneau, Alaska

Dear Mr. Chenoweth:

The controversy surrounding the Juneau Art in Public Places project entitled "Nimbus" has come to our attention.

As you may already be aware, there do not presently exist any restrictions or conditions in Endowment grant provisions relating to removal or relocation of commissioned works from their proposed sites. However, reference should be made to the copyright laws of the United States, which indicate that the creator of a work retains rights regarding the manner and location of public exhibition of his work. (See Title 17, § 106(5) of the United States Code Annotated.)

In any event, the proposed disposition of the piece in question is of concern to us, since the project was made possible by a Federal grant program. Any action, especially destruction of the piece, which would undermine the purposes and intent behind the Federal Art in Public Places program could not be viewed with indifference by the Endowment.

Of course, we at the Endowment are sensitive to local concerns. We therefore hope an equitable resolution of this matter can be effected, hopefully one which takes into account the rights and interests of all involved parties, including the creator of the work.

Sincerely,

Robert Wade
General Counsel

cc: Roy Helms

Friends of the Library

FRIENDS OF THE JUNEAU BOROUGH LIBRARIES

9616 Stikine Street, JUNEAU, ALASKA 99801

BARBARA BERG, President

NEWSLETTER

SEPTEMBER 1980



The PAST, PRESENT, AND FUTURE of

LIBRARY SERVICE IN JUNEAU

- 1897 A Public Library Association, composed mainly of local ministers, provided for Juneau's first library collection. It was housed in the Court Building on the hill where the State Office Building now stands. This structure burned in 1898, and the library with it.
- 1914 The Draper Club, a local study group, took library service as a project in 1914. A building on Third Street was rented as reading room. Many organizations and individuals donated books as well as funds to heat and maintain the library. The Juneau Library Association was formed in 1915, and was the first non-profit corporation formed in Alaska.
- 1916 In 1916 the city assumed operation of the library. In 1918 the library moved into two rooms in City Hall, which was then at Fourth and Main Streets.
- 1951 The present main library at Fourth and Main Streets opened in 1951. Raising the \$82,000 for construction was an all-community effort by civic groups, businesses, individuals. The building was named Juneau Memorial Library and dedicated to those who served in the wars. It was intended to house up to 18,000 volumes and to serve a population as large as 15,000. In 1951 Juneau's population was 5,956.

- 1961 Just ten years after the opening of Juneau Memorial Library, the main floor was close to capacity with 17,760 volumes.
- 1963 The east wing of Juneau Memorial Library's basement was opened as a children's room. Shortly after, the west wing was utilized as a combination periodicals and reading room.
- 1969 Alaska's state plan for libraries designated Juneau as Regional Library for Southeast Alaska. Fairbanks and Anchorage were named as Regional Libraries for their areas.
- 1972 By assuming responsibility for Douglas Library, which was long operated by the Douglas Island Women's Club, the Juneau public library became a "system." The Douglas branch is housed above the Fire Hall on the main street of Douglas, at 1014 E Street.
- 1973 A second branch brought library service to patrons "out the road." The Valley branch is a cooperative community/school library in the Floyd Dryden Junior High School. The school buys junior high level materials and staffs the facility during school hours. The public library provides preschool and adult materials and staffs the library during late afternoon and evening hours.
- 1974 A building expansion and major remodeling plan for Juneau Memorial Library was abandoned by the city. The need for added space was recognized, but remodeling costs were too high for limited space to be gained.
- 1977 Fairbanks opened its new library facility, becoming the first of the Regional Libraries actually built and functioning.
- 1979 Anchorage voters said yes to a 14 million dollar bond proposal for their new headquarters library. When completed, this will be the state's second Regional Library.

Juneau Borough Libraries Annual Report for FY 1980 indicated that the Juneau Memorial Library collection at the end of the year totaled 37,467 items. This includes books, records, cassettes, microfilm, and other media. It also indicates the critical space problems presently faced by the facility. An engineering study reported that the main floor cannot support the weight of additional bookshelves. The library director presented plans for limited remodeling which would shift heavy stack areas to the basement.

- 1980 Friends of the Juneau Borough Libraries held several public meetings on the need for a new library in Juneau.

A public information campaign was begun by the Friends of the Library. At the request of the Friends, Library Director Nancy Gustavson prepared the following comparison study:

| | Minimum Standards* | Juneau Library |
|-------------------------|--------------------|---------------------------|
| Total square feet | 15,000 | 7,900 |
| Work space in sq. ft. | 1,500 | 579 |
| Seating | 75 | 60 |
| Professional librarians | 4 | 2 |
| Clerks | 8 | 5.5 (FTE) |
| Open hours, main lib. | 66 - 72 | 51.5 |
| Open hours, branches | 45 - 66 | 20.5 Valley 11 Douglas |

*These figures have been taken from the guidelines for public libraries based on 25,000 population (American Library Association, Minimum Standards for Public Library Systems.)

Friends of the Library in April of 1980 presented the City-Borough Assembly with a list of priorities for improved library service. The number one priority was for a new main library building. Also proposed was a store-front branch in a Valley shopping center. As a first step, Friends recommended that a consultant be retained to study needs and alternatives. Other priority items included a professional children's librarian, extended open hours, and renovation of Juneau Memorial Library to meet present needs until a new building could be completed.

1980 continued The Juneau City and Borough Assembly allocated \$12,000 for a library planning consultant. Ray Holt, presently consultant for the new Anchorage Library, has been chosen to do Juneau's study. He will begin work in Juneau the week of October 13.

1981 Consultant's recommendations will be in.

Should bond proposal go to Juneau voters for new main library?

Juneau's population will be approximately 25,000. Improved library service for Valley will need to be addressed.

2000 Juneau's population (using City and Borough Planning Department figures) is estimated between a low of 43,900 and a high of 86,790. What services and facilities will library patrons need twenty years from today?

* * * * *

Friends of Juneau Borough Libraries
9616 Stikine Street
Juneau, AK 99801

HB 306 Veterans burial benefits

Linda Edgewater, aide to Representative Liska (prime sponsor) testified for the bill. She said the bill is designed to correct a situation where survivors are denied federal veterans benefits if they are eligible for a lesser state benefit.

Paul Arnoldt, Director of the Division of Business Loans and Veteran's Affairs, testified for the bill. He reiterated the testimony of the previous witness.

Senator Rodey moved and asked unanimous consent that the bill pass from committee with individual recommendations. There was no objection.

HB 406 National Guard reenlistment bonus

Richard Roundtree, Department of Military Affairs, testified for the bill. He said the bill merely clarifies the intent of the existing law.

Senator Fischer asked if the bill granted additional benefits. The witness said "no".

Senator Kelly moved and asked unanimous consent that the bill pass from committee with individual recommendations. There was no objection.

HR 9 Veteran's memorial

Committee staff presented a committee substitute for consideration.

Senator Ray objected to the resolution on the grounds that the sculpture "Vimbus" belongs to the court system and is not under the control of the Legislature. He said that a constitutional separation of powers question may be involved. He further suggested an amendment which would clarify that the memorial would honor veterans of undeclared wars, such as Vietnam and Korea, as well as declared wars.

Senator Rodey moved and asked unanimous consent for the committee to adopt the committee substitute as amended. There was no objection. He then moved and asked unanimous consent for the committee substitute to move from committee. There was no objection.

The meeting adjourned at 3:30 p.m.



12 May 1983

Nancy Schaufelberger
Senator Vic Fischer's Office
Pouch V
Juneau, Alaska 99811

Dear Nancy:

As we discussed on the telephone yesterday and this morning, I have enclosed some background information on Nimbus, the sculpture by Robert Murray in front of the Court Building in Juneau. The outline includes details of who was involved in actually getting a piece of sculpture for the site as well as the steps which were taken and funds which were granted to select and pay the artist. You can see that planning began in 1974. The piece was permanently installed in June, 1978.

I understand that House Concurrent Resolution 9 calls for the organization of a task force to study ways to remove Nimbus and plan for the installation of a war memorial on the Court Plaza Site. The Director of the State Arts Council is named in the resolution as a member of the task force.

There are several issues at stake regarding the removal of Nimbus:

- no one will argue against the creation of a war memorial only against the removal of another creative work on the same site. The State Arts Council and its Public Art Panel would happily provide technical assistance on the selection of an alternative site should that be an option
- the actual Juneau Court Building Plaza was redesigned for the installation of Nimbus. Murray asked that the "downhill" side of the plaza be opened up to allow for a broader view of his work. Therefore, his piece incorporates the plaza and is, as I understand it, protected by his copyright. Copies of the drawings and construction documents are in our office and can be obtained from Mr. Murray.
- is it appropriate for the Legislature to censor, in

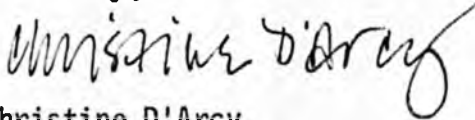
Alaska State Council on the Arts

619 Warehouse Avenue, Suite 220/Anchorage, Alaska 99501/(907) 279-1558

effect, the kinds of artwork the public is exposed to simply because individual members have different feelings regarding a particular work? The State Arts Council agrees that any government censorship is not a good thing.

I know that I have only touched upon a few things regarding the piece and philosophies on public art. Please feel free to call me prior to the Senate State Affairs meeting Tuesday when public comment on the resolution will be taken.

Sincerely,

A handwritten signature in cursive script that reads "Christine D'Arcy". The signature is written in black ink and is positioned above the typed name.

Christine D'Arcy
Acting Executive Director

cc: Alaska State Council on the Arts Members

enclosures

CD:mt

Juneau Courthouse Sculpture Project

The following is a listing in order of the events and actions to date concerning the commissioning of a sculpture for the Juneau Courthouse Plaza.

1. In July, 1974 Lou Cassetta, architect of the Juneau Courthouse, met with Roy Helms of the ASCA to discuss possible matching funding from the National Endowment for the Arts for works of art in conjunction with the new building. Under consideration at that time was the restoration of a totem pole, the construction of display cases for museum pieces in the lobby of the building, and a piece of sculpture in or adjacent to the plaza. (re.: July 24, 1974 letter from Lou Cassetta to Arthur Snowden II)
2. By the time the application was filed the inclusion of the totem pole was set aside since this would not be an new work of art, but a restoration, and fibre wall hangings were included for the four court rooms.
3. The National Endowment responded on November 6, 1974 indicating that they could only consider funding for one project, the sculpture for the plaza. (Letter from Richard Koshalek, November 6, 1974).
4. The Court System confirmed that there was no conflict between the guidelines of the National Endowment for the Arts and the legislative appropriation limitations. The manner in which to spend \$25,000 for works of art was left to the discretion of the Court System by the Legislature. (Letter of August 5, 1974 from Arthur Snowden, II to Lucian Cassetta.)
5. In December, 1974 the project application to the National Endowment was changed to include only the plaza sculpture. A total of \$10,000 was applied for with \$10,000 matching pledged by the Alaska Court System. (Letter of December 13, 1974 from Roy Helms to David Bancroft).
6. On August 18, 1975 Brian O'Doherty, Director of the Visual Arts Programs of the National Endowment indicated a reluctance on the part of the review panel to consider a sculpture project with such a low budget. He indicated that they would be willing to fund \$20,000 if there were \$20,000 matching available.
7. The Alaska State Council on the Arts was approached by the Alaska Court System on August 20, 1975 for the additional \$10,000. This was approved by telephone conference on August 29, 1975 of the Visual Arts Committee and the Executive Committee.
8. On June 28, 1976, a grant was awarded to the Alaska State Council on the Arts from the National Endowment for the Arts in the amount of \$20,000 for the Juneau Sculpture Project. The grant conditions included adherence to the guidelines under which the Alaska State Council on the Arts applied which included:

- a. Appointment by the ASCA of three individuals with knowledge of the local area and of contemporary art to a selection committee.
 - b. Appointment by the National Endowment for the Arts of three nationally recognized experts to the selection committee.
 - c. The selection committee will be empowered to select the artist for the commission. The selection will be made on the basis of the review of previous work of artists of national or regional significance.
 - d. The selected artist will prepare a model for the project for review by the Alaskan members of the selection committee. The National Council on the Arts will also have the opportunity to review the model.
 - e. The National Council on the Arts advised that the selection process be extended widely to include artists both outside and inside the state.
9. On June 14, 1976 the ASCA granted Arts Alaska, Inc. \$10,000 from the Public Art program for the Juneau Sculpture project.
 10. On September 15, 1976 the ASCA granted Arts Alaska, Inc. \$20,000 from the National Endowment grant for the Juneau Sculpture project.
 11. On April 19, 1977 the Alaska Court System issued a check to Arts Alaska in the amount of \$10,000 for the Juneau Sculpture project.
 12. Selection procedures:
 - a. Notification of the availability of the commission was made in the press and in "The Arts in Alaska". Alaskan sculptors were encouraged to have their portfolios filed with the ASCA for review by the selection committee.
 - b. The Alaskan portion of the selection committee was appointed by the ASCA including Ron Senungetuk, Lou Cassetta, and Justice Connor.
 - c. The National Endowment portion of the selection committee was appointed to include Sebastian Adler, Museum of Contemporary Art, LaJolla, CA; Suzanne Foley, San Francisco Museum of Modern Art; and Maurice Tuchman, Los Angeles County Museum.
 - d. The committee met in Juneau at the site on November 19, 1976. (Connie Boochever substituting for Justice Connor.)
 - e. The committee first viewed the site, discussed its unique needs, and then began reviewing slides of artists work. They first reviewed the portfolios of 21 Alaskan artists. They then reviewed slides of sculptors' work from the rest of the United States.
 - f. Each of the committee members was asked to list those artists that stood out in their minds as fulfilling the criterion set forth. From this list discussion took place. (See addendum)



- g. The committee eventually voted and unanimously selected the following three artists in the ranked preference listed
 1. Robert Murray. 2. Cliff Westermann. 3. Robert Breer.
12. Robert Murray was contacted and was willing to undertake the commission. A contract between Arts Alaska, Inc. and Robert Murray was negotiated effective 23 December, 1976.
13. Robert Murray visited the site on 18 January 1977, met with Justices Boochever, Connor, and Stewart to discuss the proposed sculpture, the desired changes in the concrete pad in the plaza, and desired alterations to the surrounding buildings for long-term planning purposes.
14. It is intended that the model for the sculpture will be ready for review by the committee in mid-June, 1977. At that time the three Alaskan members of the selection committee will meet with Murray in Juneau to review the plans and approve or disapprove the proposed sculpture.

ADDENDUM: Criterion outlined relative to the site and the selection process

1. The sculpture will be viewed from all sides and heights, including above and below.
2. If the sculpture is to be centered in the circular central space in the plaza a net diameter of 20' is possible.
3. Consideration needs to be given to the "gray" nature of the climate in Juneau. The material and finish would desirably be highly reflective or brightly colored.
4. There is a potential of strong winds from all directions which should be taken into consideration when considering large, flat surfaces.
5. The work of art to be commissioned is to be of national or regional significance. This was interpreted to the committee as meaning that the artist selected should have a demonstrated record of nationally or regionally recognized work as a contemporary sculptor.
6. The general vicinity of the plaza is "busy" visually with closely built structures of varying heights and colors. It was agreed that a "busy" sculpture would not be appropriate and this was kept in mind when reviewing artists.
7. A variety of philosophies about the proposed nature of the to-be-commissioned work were suggested including consideration of "strength" as descriptive of the Court System and accessibility to the community (especially the children of the community).

STATE OF ALASKA
THE LEGISLATURE

POUCH Y - STATE CAPITOL
JUNEAU, ALASKA 99811
907-465-3800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

May 13, 1983

SUBJECT: Copyright implications for the removal of
"Nimbus"

TO: Senator Vic Fischer
Chairman, Senate State Affairs Committee

FROM: *LFK* Linn H. Asper
Legislative Counsel

You have asked for an opinion on copyright law provisions that would affect the HCR 9 proposal to remove the sculpture "Nimbus" from its present location in front of the State Court and Office Building in Juneau. In the material I was given as background information to this request is a 1978 memorandum from Robert Wade, general counsel of the National Endowment for the Humanities, to Jack Chenoweth, formerly of this office. (Copy attached.) In that memorandum, Mr. Wade indicates that there are no conditions in the N.E.H. grant for "Nimbus" that would prevent the state from removing or re-locating the sculpture. Mr. Wade did, however, indicate that the creator of the work might be able to object to the removal of "Nimbus" under the federal copyright laws (17 U.S.C. 106(5)). The referenced section gives the owner of the copyright on a sculptural work the exclusive right to authorize the public display of the copyrighted work. Although the federal law creating this right is of recent origin and the extent of the exclusive display right has not yet been determined in the courts, it might well be interpreted to give an artist the right to prevent the destruction, removal, or relocation of a copyrighted work of art.

Despite what has been stated above, it is my opinion, based on the information available to me at this time, that the state need not be concerned about any objection to the removal of "Nimbus" that might be raised by the artist. This is so because the contract between the artist and Arts Alaska, Inc. clearly states that the copyright to "Nimbus" belongs to Arts Alaska, Inc. (Contract, Appendix B,

Senator Vic Fischer

Page 2

May 13, 1983

Section J., copy attached.) Since the copyright was purchased along with the sculpture by Arts Alaska, Inc., the artist has no cause to object under federal law, which states that the exclusive rights referred to above belong to the "owner of copyright". On the other hand, as owner of the copyright, Arts Alaska, Inc., a nonprofit corporation affiliated with the Alaska State Council on the Arts, can object to the proposal to remove "Nimbus" and might be able to prevent the move under the copyright law previously referred to. I assume that Arts Alaska as a quasi-state agency is less likely to object than the artist, but you should be aware of the possibility. In view of the N.E.H. interest in the sculpture and the Arts ALaska, Inc. copyright rights, it would be advisable to relocate, rather than store or destroy "Nimbus" and the committee that is to investigate this matter if HCR 9 is passed should consult with Arts Alaska, Inc., the Alaska State Council on the Arts, and the National Endowment for the Humanities before making its recommendations to the legislature.

LHA:ljb

20/001

J. All drawings, models or maquettes shall remain the Artist's property. The copyright in the Work of Art, however, belongs to the Corporation, and no more copies than are required in the Project may be made or ~~caused to be made by anyone without prior written approval from the Corporation.~~

K. All aspects of the Project shall be guaranteed by the Artist against faulty execution or defective or inferior materials, equipment or workmanship for one (1) calendar year after completion and acceptance of the Project by the Corporation, during which period the Work of Art shall be repaired, restored or replaced at the Artist's expense, *with the exception of the painted surface.*

L. It is understood that under the terms of the Contract, the Artist is an "Independent Contractor" who shall indemnify and save harmless the Corporation and the State of Alaska from and against any and all manner of actions, liabilities, and claims of any person arising out of or in connection with the performance of the services to be performed by the Artist under this Contract. Any work under this Agreement shall not be construed as employment with the State of Alaska or Arts Alaska, Inc. The Artist will be required to obtain and pay for his gross income license and be responsible for payment of income, social security, and other taxes.

M. The artist shall not assign or transfer any interest in this Agreement without the prior written consent of the Corporation; provided, however, that claims for money due or to become due from The Corporation under this agreement may be assigned to a bank, trust company, or other financial institution without such approval. Notice of any such assignment or transfer shall be furnished promptly to the Corporation.

N. In the event that the Artist dies before the date fixed for completion or becomes permanently incapacitated and/or unable to complete the work on the Project, ~~the Corporation may within thirty (30) days after notice thereof, elect in writing to pay a proportionate share of the agreed price for work completed to the satisfaction of the Corporation, and acquire the unfinished work. This Agreement shall then be cancelled and the Corporation be entitled to the return of such part of the price above the proportionate share, as the Artist has already been paid.~~

the heirs or executors will make every effort to complete the project per the original design.

O. A program of regular maintenance will be planned by the Corporation for the State of Alaska that is acceptable to the artist.

Original sponsors: Bettisworth, Cato,
Phillips and Flood

IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

SENATE CS FOR CS FOR HOUSE CONCURRENT RESOLUTION NO. 9 (State Affairs)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTEENTH LEGISLATURE - FIRST SESSION

Calling for erection of a suitable memorial to honor veterans of all wars involving the United States ^{in the capital} ~~on the site~~ ^{city of Juneau} presently occupied by "Nimbus".

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

WHEREAS Alaska veterans who served in wars involving the United States should be honored in Alaska; and

WHEREAS Alaska veterans who served at least 180 days active duty with a United States military organization during time of war, or were discharged sooner as a result of illness or injury in service in a war in which the United States participated, deserve special recognition: and

WHEREAS the capital city of Juneau is an appropriate site for a memorial honoring these veterans;

WHEREAS this memorial should be placed in an area to which the general public has free and unimpeded access;

BE IT RESOLVED by the Alaska State Legislature that the erection of a suitable memorial, in the capital city of Juneau, honoring Alaska veterans of all wars involving the United States should be studied; and be it

FURTHER RESOLVED that a committee be established consisting of the ^{Adjutant General of the state} ~~Chief Justice of the Alaska Supreme Court~~ or the designee of the ^{Adjutant} ~~Chief~~

General

Justice, who shall serve as chairman of the committee, a representative of the Veterans of Foreign Wars, a representative of the American Legion, a representative from the Vietnam Veterans of Alaska, the director of the Alaska State Council on the Arts or the designee of the director, the mayor of the City and Borough of Juneau or the mayor's designee, a member of the House of Representatives of the Alaska State Legislature, appointed by the speaker of the house, and a member of the Alaska State Senate, appointed by the president of the senate, to meet and make recommendations to the legislature on or before March 1, 1984 on

- (1) at least three options for the type of memorial to be constructed, with estimated costs for each option; and
- (2) appropriate sites for location of the memorial, which may include sites currently occupied by existing sculptures providing ^{and a relocation site} relocation costs are specified; and
- (3) the time frame for construction of the memorial; and be it

FURTHER RESOLVED that the memorial should be commissioned to an Alaskan artist; and be it

FURTHER RESOLVED that public contributions be accepted to help pay the cost of this memorial.

Further resolved that the memorial contain suitable recognition of the contributions of both male and female veterans and the unique contributions made by the Eskimo Scout Battalion of the Alaska Territorial Guard; and be it

rep. of the Juneau Arts Council;
rep. of the SE. AK. Visual Artists Assoc.

Representative Robert H. Bettisworth
THE STATE CAPITOL
Pcuch "V" (MS 3100)
Juneau, Alaska 99811

April 1, 1983

Dear Representative Bettisworth,



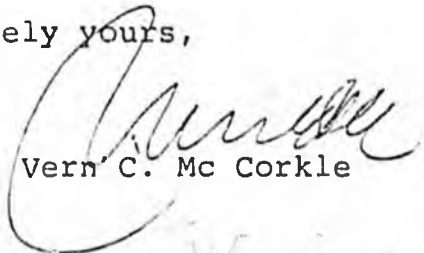
Three Cheers!

If the Resolution passes, you have my personal pledge for \$100.00 to start your fund.

Please ask one of your staff to let me know when it passes, and the check will be in the return mail.

Keep up the good work!

Sincerely yours,


Vern C. Mc Corkle

'Deep-six' Juneau statue, say lawmakers of Nimbus

JUNEAU (AP)—"In the jewel-like capital of our great land is a monument to nothing, a sight I can't stand. It could be useful at last if right now and fast, it were a chainless anchor for the Wickersham."

That bit of doggerel, penned by an anonymous Alaska legislator, describes many lawmakers' opinion of Nimbus, an abstract piece of metal sculpture erected in ~~the~~ ~~the~~ 4th Street from the Capitol Building.

On Monday, the House ~~unanimously~~ ~~approved a resolution~~ to remove the ~~sculpture~~ to parts unknown and use the spot for a memorial to war veterans.

The resolution, primarily sponsored by Rep. Bob Bettisworth, R-Fairbanks, calls for a "suitable memorial honoring military personnel who served 180 days or more active duty with a United States military organization during time of war, or were discharged sooner as a result of illness or injury in service in a war in which the United States participated."

The resolution, which goes to the

Senate for consideration, calls for creation of a committee to recommend within 45 days the fate of "Nimbus," the type of memorial to be constructed and the time frame for its construction.

Bettisworth said the plan is to try to raise money from citizens for at least part of the cost of the veterans' memorial, with the Legislature kicking in the rest of the money, if necessary.

Nimbus was designed and constructed by artist Robert Murray at a cost of ~~approximately \$100,000~~ ~~and several~~ ~~thousand~~, according to Bettisworth.

The aquamarine-shaded sculpture—which seems to be the piece of art everybody loves to hate—is supposed to suggest the Mendenhall Glacier, according to Bettisworth.

He and his colleagues feel it would make a good "chainless anchor" for the Wickersham, once the flagship of the state's ferry system before it was sold because it violated the federal Jones Act and could not be used between American ports.

Handwritten notes:
99-700

*I thought you might be interested in my effort in this regard.
Maybe we could try re-selling it to some Eastern gallery.*

Dear Governor Sheffield,

I was gratified to hear that you have accepted the resignations of the entire State Council for the Arts. As an individual Alaskan, I would like to make a suggestion to you which could correct two injustices, beautify Juneau and win the gratitude of the vast majority of Juneau-ites -- at no cost to the State.

As you may know, "Nimbus" -- the misshapen piece of bluish metal in our court building's plaza -- may have been the old Art Council's worst error of judgement. A big-name Eastern "sculptor" was (lavishly) commissioned, and the resulting "Nimbus" outrage filled the EMPIRE's "Letters to the Editor" section longer than anything else since. (My own letter read, "A piece of junk is a piece of junk is a") Maybe most galling was the stipulation that "Nimbus" had to be re-sold rather than simply scrapped if found to be unacceptable. There was even a petition against Nimbus -- ignored by the Arts Council, of course. Even now "a Nimbus" means a snob-appeal boondoggle.

A local resident, Ed Way, did the "Hard Rock Miners" bronze sculpture for the new *Marine Park*. It is a brilliant and moving tribute to those men whose honest sweat originally built this town. Ed is an acquaintance of mine, and his business sense has never kept pace with his artistic skill and vision. Forging the sculpture in California, Ed "went over" his original bid (by more than \$20,000!), believing Juneau-ites would support (and expecting our Borough Assembly would compensate) his comm. tment.

When Ed petitioned the Assembly for compensation last week, Bill Overstreet led the (unpopular) vote against it. Bill's opposition was basically out of a sense of fiscal duty, not wanting to set a dangerous precedent for other contractors.

COULD YOU, AS ALASKA'S GOVERNOR, INTERCEDE IN THIS UNFORTUNATE SITUATION AND OFFER TO SELL "NIMBUS" SO THAT THE PROCEEDS COULD BE USED TO HELP FULLY RECOMPENSE ED WAY FOR HIS/OUR "HARD ROCK MINERS"? --ASSUMING SOMEONE MIGHT BUY SUCH SCRAP, OF COURSE.

I do not know the legal status of Nimbus, but such an action could be a beautiful and appreciated gesture appropriate to the new beginning you intend for Alaska.

Thank you for your time and for your consideration of my idea.

Respectfully,

Gov. Sheffield,

I discussed this with Bill last night. He instead prefers a private fund-raising, wanting to leave government out of it. However, a private effort may not raise much "after the fact", and a good excuse to get rid of Nimbus should be used. More importantly, this situation is a bronzen opportunity to re-emphasize what Alaskan art should be.

D.1.

WASHINGTON
DC 20506



Agency advised by the
National Council on the Arts

October 10, 1978

John B. Chenoweth
Legislative Counsel
Legislative Affairs Agency
Pouch Y
Juneau, Alaska

Dear Mr. Chenoweth:

The controversy surrounding the Juneau Art in Public Places project entitled "Nimbus" has come to our attention.

As you may already be aware, there do not presently exist any restrictions or conditions in Endowment grant provisions relating to removal or relocation of commissioned works from their proposed sites. However, reference should be made to the copyright laws of the United States, which indicate that the creator of a work retains rights regarding the manner and location of public exhibition of his work. (See Title 17 §106(5) of the United States Code Annotated.)

In any event, the proposed disposition of the piece in question is of concern to us, since the project was made possible by a Federal grant program. Any action, especially destruction of the piece, which would undermine the purposes and intent behind the Federal Art in Public Places program could not be viewed with indifference by the Endowment.

Of course, we at the Endowment are sensitive to local concerns. We therefore hope an equitable resolution of this matter can be effected, hopefully one which takes into account the rights and interests of all involved parties, including the creator of the work.

Sincerely,

Robert Wade
General Counsel

cc: Roy Helms

MEMORANDUM

TO: Senator Vic Fischer

FROM: Nancy Schaufelberger
Comm. Staff

DATE: May 16, 1983

SUBJ: HCR 9--Calling for an erection of a suitable memorial to honor veterans of all wars involving the United States on the site presently occupied by "Nimbus."

On May 16, 1983, I contacted the National Endowment for the Arts (NEA) in Washington, D.C. regarding the implications of HCR 9, since Nimbus was created through a matching federal grant program.

I was referred to Stacy Paleologos, Consultant to the Art in Public Places Program, within the National Endowment for the Arts. She was very familiar with the sculpture "Nimbus," and while she could not give me a legal opinion, she made the following comments regarding its replacement and/or removal.

She indicated that the grant was given for a permanent work of art and to move it (which might possibly destroy it depending on how it is imbedded in the concrete) would go outside the guidelines and would be considered a serious violation of the grant provisions by the NEA. She further indicated that moving "Nimbus" would warrant action of some kind by the NEA, but she declined to speculate on what that might entail. She did, however, confirm the above comments for me with the Assistant Director of the Art in Public Places program, Leonard Hunter.

The file on "Nimbus" which contains a copy of the original grant guidelines has been "retired," however, I have requested that she retrieve it from Archives and send me the pertinent information--this will take between a week and a half and two weeks.

Additionally, she indicated that the NEA was totally satisfied with the piece of work, and has even included a picture of it in their book, Art in Public Places.

might include repayment.
note: juno memo. library
outline arts -
PROCESS -

parkshury -
amount of
money
spent

BACKGROUND

After a series of correspondence (considering and rejecting various projects) between the Alaska Court System, the Alaska State Council on the Arts (ASCA) and the National Endowment for the Arts (NEA) a project application was made to the NEA for a sculpture for the new Juneau Courthouse Plaza.

NEA agreed to provide \$20,000 in grant funding if matching monies were provided by the state--the Alaska Court System agreed to provide \$10,000 and ASCA the other \$10,000.

The grant conditions included these guidelines:

- 1) Appointment by ASCA of three individuals with knowledge of the local area and of contemporary art to a selection committee.

** (Persons appointed were Ron Senungetuk, Lou Cassetta and Justice Conner--Connie Boocheever substituted for Justice Connor.)

- 2) Appointment by the NEA of three nationally recognized experts to the selection committee;

** (Persons appointed were Sebastian Adler, Museum of Contemporary Art, LaJolla, CA; Suzanne Foley, San Francisco Museum of Modern Art; and Maurice Tuchman, Los Angeles County Museum.)

- 3) The selection committee was empowered to select the artist for the commission, and the selection was to be made on the basis of the review of previous work of artists of national or regional significance.

** (After appropriate notification of the work to be commissioned, the committee reviewed proposals, voted and unanimously selected the following three artists in the ranked preference listed: 1) Robert Murray; 2) Cliff Westermann, 3) Robert Breer.)

- 4) The selected artist was to prepare a model for review by both the Alaskan members and the NEA members of the selection committee;

- 5) The NEA advised that the selection process be extended widely to include artists both outside and inside the state.

SEE LETTER FROM CHRIS DARCY AND ATTACHED CORRESPONDENCE & NOTES FROM CONVERSATION WITH CONNIE BOOCHEEVER.

MSG 83-00004275 PRTY 1 03/29/83 19:03:01 ORIG: LA01 IN= 0007 OUT= 0103
FROM: SHIRLEE ANC LIO TO: POMS JUNEAU INFO
TARGET: LJKL SUBJ: POM

3/29/83, SHIRLEE ANC LIO, 4275

TO: ALL MEMBERS, ALASKA SENATE
ATTN: SENATOR FAIKS

FROM: HENRY ROESING, 5801 SOUTH TAHITI LOOP, ANCHORAGE 99507
H 563-7475 W 276-6563

I WOULD LIKE TO ENCOURAGE THE SENATE TO SUPPORT THE HOUSE
RESOLUTION TO REMOVE NIMBUS AND ALSO ENCOURAGE REPLACEMENT
OF IT WITH A MEMORIAL TO WAR VETERANS. SEVERAL YEARS AGO,
WHEN I LIVED IN JUNEAU, I RECOMMENDED REPLACING NIMBUS WITH
A TRIBUTE TO JUDGE WICKERSHAM. I STILL FEEL THE JUDGE SHOULD
BE HONORED IN SOME WAY.

May 13, 1983

SECOND REVISED
SENATE STATE AFFAIRS COMMITTEE
MEETING SCHEDULE

Butrovich Room

May 17, Tuesday, 3:00 p.m.

Drunk Driving and related issues
(SB 61, SB 226, HB 17)

HJR 28 Native Allotments
HB 184 Title for vehicles
HCR 9 Veteran's memorial
HCR 17 State medal of heroism
HCR 18 Display of flags
HB 165 Relating to the APCC
HB 106 Alaska bidder preference

May 19, Thursday, 3:00 p.m.

HB 128 Child prostitution penalties
HJR 2 Constitutional Amendment--length of session

May 24, Tuesday, 3:00 p.m.

HB 89 Repeal political contribution tax credit
HJR 7 Constitutional Amendment--election of Attorney General

May 26, Thursday, 3:00 p.m.

SB 110 State retirement benefits

**National
Endowment
for the Arts**

**Visual Arts
Program**

Guidelines



Fiscal Years 1975 and 1976

Works of Art in Public Places

The aim of the program is to give the public access to the best contemporary art in public situations outside museum walls.

The Endowment intends that the work of art will contribute to the public's enjoyment, education and enlightenment; that it will create a favorable climate for the reception of all the arts; and that a distinguished heritage of public art will be passed on to future generations.

The art works may be in any one of the following media: painting (murals), sculpture, prints, crafts (tapestries, ceramics, and weavings), photography (murals).

The art should be appropriate both for its immediate site and for the city and region.

Public places are defined as city spaces, outdoor and indoor; proposals for such public places as airports, subways, highways, etcetera, will also be considered.

Privately owned land may be used as a site, if such land is either under lease to local governments for public purposes, or is what may reasonably be considered as a "public area" i.e. an area to which the general public, or as in the case of a housing development or university complex, the local community has free and unimpeded access.

The program also aims to provide opportunities, challenges and employment for the nation's artists of exceptional talent.

A significant part of the program is the stimulation of an effective partnership between cities, states, private institutions, the private sector, and the Federal Government.

Matching funds are required for all Works of Art in Public Places Projects. The Endowment recommends that the local funds be raised on as wide a base as is practical for each project. Community interest and involvement in raising matching funds usually helps each project considerably. Applicants should break down the expected sources of matching funds as much as possible. The Endowment requires a firm assurance that matching funds will be available for each project.

Eligibility:

All cities, towns, and other non-federal governmental units; universities and non-profit tax-exempt private groups; state arts agencies. Artists selected for Works of Art in Public Places, wherever situated, should be of regional or national significance.

Grant Amounts:

Matching from \$5,000 to \$50,000.

Procedure:

Works of Art in Public Places is made up of a number of smaller programs each administered differently and each responding to different needs. Since each individual application tends to have its unique aspects, any application that does not fit easily into any of the following categories should be discussed — either by letter or telephone — with the Visual Arts Program, National Endowment for the Arts, Washington, D.C. 20506, (202) 382-7068.

In general, the financial scale of the proposed project has a distinct bearing on its mode of administration.

**Group I: Specially
Commissioned Work**

Grant amounts from \$20,000 to \$50,000 (matching) in sculpture; from \$10,000 to \$25,000 (matching) in murals (painting, prints, photography).

Applications:

May be received from eligible groups for matching grants. The application should be signed by the mayor and/or the official with authority to legally bind the group. Where the applicant is not a governmental unit, the nature of the site and of public access to the work should be described.

It is the Endowment's experience that successful projects require strong local support — both financial and administrative — from an aesthetically sophisticated group.

Selection of Artist:

After approval of a grant, the applicant should appoint three individuals with knowledge of the local area and of contemporary art to a selection committee. The Endowment will also appoint three nationally recognized experts to the selection committee. The six will meet to select the artist to be commissioned. The cost of the panel meeting will be borne by the local group. The local group will then approach the artist, who, if interested, will submit a model or maquette for the project, which the local representatives should approve. The National Council on the Arts will also have the opportunity to review the model. Contractual arrangements should be worked out directly between the local group and the artist. While the selection panel is of course free to come to what it considers an appropriate decision, the National Council suggests that the panel keep in mind the opportunities for younger and mid-career artists in the public art area are limited, and should, if possible, be encouraged.

Deadlines and Announcement Dates:

Applications will be accepted through the year for Group I. However, applications should be received six months before the project is scheduled to begin.

**Group II:
Purchased Work**

Grant amounts from \$10,000 to \$20,000 (matching) in sculpture; \$7,500 to \$15,000 (matching) in murals.

Applications:

As before, In addition, artists or artists' groups may apply *if* a community or other governmental unit has indicated sufficient interest in a specific proposal. Evidence of such support should be submitted with the application.

A) The applicants may propose to the Endowment a particular work they would like to purchase for an appropriate site. The application will be reviewed by an Endowment advisory committee and the National Council on the Arts which will make a recommendation to the Chairman. This recommendation will be based not only on the appropriateness of the art work for the particular site, but also on the concern of the National Coun-

cil that the program reflect the diversity of contemporary art, and avoid repeated patronage of a few artists.

B) Should the group require advice before coming to a decision on the art work they feel appropriate, the Endowment will make available a consultant to advise the group. This consultant will be a nationally recognized expert in contemporary public art. He will meet with the local group, inspect the site, discuss contemporary art with the applicants, make suggestions and generally provide professional assistance. The consultant's initial fee will be paid by the Endowment. After the approval of the grant, any further consultant's fees will be paid by the local group.

Application Material, Group II:

Applications to be complete *must* be accompanied by:

- 1) a photograph of the site in relation to surrounding buildings, interiors, etcetera.
- 2) a photograph of the work(s).
- 3) a composite photograph or mock-up of the work, in proper scale, as it would look in the site.

The following details should also be included:

- 1) the cost of the work
- 2) whether it is unique or one of an edition.
- 3) artist's fee.
- 4) the dealer's fee, if any.

Incomplete applications will not be submitted to the advisory committee for review.

(Note: The National Council on the Arts, acting both on its own initiative and on the recommendation of a number of Visual Arts advisory committees, has recommended to the Chairman that dealer's fees not exceed ten percent of the artist's fee, *after* manufacture or cost of the work was subtracted.)

The cost of site preparation is borne by the applicant.

Deadlines and Announcement Dates:

Applications for Fiscal Year 1975 in Category II must be postmarked no later than January 1, 1975. Notices of approval or rejection will not be sent before June 1975. Your proposed activity should not have a beginning date before July 1975.

Applications for Fiscal Year 1976 in Category II must be postmarked no later than January 1, 1976. Notices of approval or rejection will not be sent before June 1976. Your proposed activity should not have a beginning date before July 1976.

THE FOLLOWING DOCUMENT(S) MAY NOT FILM
LEGIBLY BECAUSE OF POOR QUALITY OF THE
ORIGINAL.

NATIONAL DEPARTMENT OF
EDUCATION BUREAU OF
FOR THE ARTS



Mr. Roy W. Bell
Executive Director
Alaska State Council on the Arts
150 "E" Street, Suite 104
Anchorage, Alaska 99501

Dear Mr. Bell:

It is a pleasure to advise you that Grant #84-41-34 in the amount of \$10,000 is awarded to the Alaska State Council on the Arts. Grant funds are to support the commissioning of a sculpture for the plaza of the new State Court House in Juneau as outlined in your application (A01260-75) dated September 16, 1974 and correspondence referred to below. The grant starting date is July 1, 1976 and the grant ending date is July 31, 1977.

It is a condition of this grant that Endowment funds provided may not exceed fifty percent of the total cost of this project. The obligation of the Endowment shall not be increased unless agreed to in writing by the Chairman or his duly authorized representative.

The National Council strongly approved your aim of having a work of national significance in Juneau. They also supported your desire to have the sculpture reflect regional identity and advised that the selection process should be extended widely to include artists both outside and inside the state.

A copy of the General Grant Provisions NFAE 1-34 Revised May 1975 is attached. Please note that allowable costs for this grant shall be determined in accordance with the cost principles set forth in the Federal Management Circular No. 74-4. You are further reminded that this grant award requires adherence to Federal Management Circular No. 74-7, "Uniform administrative requirements for grants-in-aid to State and local governments." If for any reason you are unable to comply with any requirements and/or condition of the cost principles or the administrative requirements, or have questions about them, please advise the Visual Arts Program, (202) 634-1566, promptly.

As a help to the development of the program, the Endowment requests, in addition to the final reports due after the termination of the grant period, that you submit to the Grants Office a minimum of three 8" x 10" photographs documenting the project accomplished with grant funds. It is requested that both the Authorizing Official and the Project Director sign the Final Descriptive Report to indicate that the project for which Endowment funds were awarded has been accomplished.

In all published material and announcements regarding this program it is suggested that a special notice be made that: "This project is supported by a grant from the National Endowment for the Arts in Washington, D.C., a Federal agency."

Please assist us in the efficient handling of this grant by following the procedures set out below:

a. Confirm the acceptance of this grant and request initial payment by:

(1) signing and dating two copies of:

- (a) this letter;
- (b) the Project Budget;

(2) completing the following:

- (a) Labor Assurance Form (two copies);
- (b) Signature Card (two copies);

(c) one set of the Request for Advance or Reimbursement form (see Instruction Sheet attached thereto). Your Request should be submitted at least 20-working days before funds are needed (under no circumstances may funds be requested to cover expenditures incurred prior to the beginning of the grant period);

(3) returning the above in the enclosed envelope.

b. Use the enclosed envelopes for submitting future requests for funds.

c. Send all requests for grant amendments and revised budgets to the Grants Office, National Endowment for the Arts, Washington, D.C. 20506 or use the enclosed envelopes.

Copies of your material will be forwarded to your regular program contact here at the Endowment. Your regular contact is aware of this new procedure.

Enclosed is a supply of envelopes to be used for sending such material to the Endowment. Additional envelopes may be obtained by contacting the Grants Office, (202) 634-6160.

Thank you for your cooperation.

Sincerely,

/s/ LAWRENCE L. REGER
ACTING CHAIRMAN FOR

Nancy Hanks
Chairman

Reference:

9/2/75 Ltr. R. Helms to B. O'Doherty w/Revised Application

Enclosures:

1. Grantee Acceptance Copies
2. Return Envelope
3. General Grant Provisions NFAH 1-54 Revised May 1975
4. Project Budgets
5. Labor Provisions
6. Labor Assurance Forms
7. Requests for Advance or Reimbursement
8. Signature Cards
9. Financial Status Report.

ACCEPTED:

SIGNED

Roy H. Helms **RLH**

DATE

July 7, 1976

RECEIVED
NEW YORK OFFICE

THE PRECEDING DOCUMENT(S) MAY NOT FILM
LEGIBLY BECAUSE OF POOR QUALITY OF THE
ORIGINAL.



**PROJECT BUDGET
NATIONAL ENDOWMENT FOR THE ARTS**



IMPORTANT INSTRUCTIONS

THE BUDGET SET OUT BELOW IS DERIVED FROM YOUR APPLICATION, REVISED BUDGET AND/OR OTHER CORRESPONDENCE. EXPENDITURES ON THIS PROJECT SHOULD BE IN GENERAL AGREEMENT WITH THE BUDGET. DEVIATION WITHOUT PRIOR NEA WRITTEN APPROVAL WILL BE LIMITED TO THE STANDARDS SET FORTH IN THE GRANT AND THE APPLICABLE GRANT PROVISIONS. NEA'S OBLIGATION WILL NOT BE INCREASED BY ANY OF THE ABOVE UNLESS SPECIFICALLY AGREED TO IN WRITING.

THIS PROJECT BUDGET MUST BE SIGNED AND RETURNED ALONG WITH THE ACCEPTED GRANT LETTER AND THE SIGNED LABOR ASSURANCE FORM. RETAIN ONE COPY AS A GUIDE IN EXPENDITURES ON THE PROJECT IDENTIFIED IN GRANT NO. R60-41-34 STARTING July 1, 1976 ENDING July 1, 1977

CONTRIBUTIONS, GRANTS & REVENUES

CONTRIBUTIONS

CASH \$ 20,000
IN-KIND _____

TOTAL CONTRIBUTIONS \$ 20,000

GRANTS

NEA \$ 20,000
OTHER _____

TOTAL GRANTS \$ 20,000

REVENUES

\$ _____

GRAND TOTAL (CONTRIBUTIONS, GRANTS, & REVENUES) \$ 40,000

EXPENSES

DIRECT COSTS

SALARIES & WAGES \$ _____
FRINGE BENEFITS _____
SUPPLIES & MATERIALS _____
TRAVEL _____
SPECIAL _____
OTHER 40,000

TOTAL DIRECT \$ 40,000

INDIRECT COSTS

\$ _____

TOTAL ALLOWABLE PROJECT COSTS \$ 40,000

UNALLOWABLES

_____ \$ _____ **NEA**

TOTAL UNALLOWABLES \$ _____

TOTAL OF ALLOWABLE & UNALLOWABLE PROJECT COSTS \$ 40,000

ACCEPTANCE:

AUTHORIZING OFFICIAL

Roy H. Helms

DATE

7/6/76