

ALASKA LEGISLATURE COMMITTEE FILES 1985-1986 86/2

3729 HSTA HB 692 - HB 693

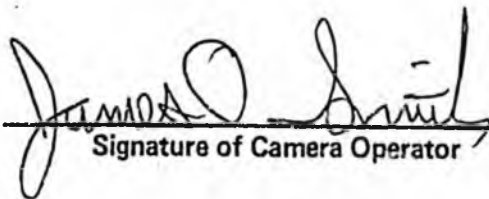
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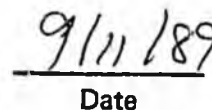


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Signature of Camera Operator


Date

HB

692

ALCOHOLIC BEVERAGE CONTROL BOARD

Analysis of HB 692 Legislation

MISCELLANEOUS

1) Sections 1 - 7 and 9 - 14

These sections double license fees to coincide with biennial renewal provided in section ~~18~~ 20

2) Section 8

Provides for biennial renewal of wholesale license but retains annual submission of additional fees based on gross sales during each calendar year.

3) Section 15-16 and 19

Amended to require the applicant for renewal of a pub license and conditional contractor's permit to file approval from the college or university with the renewal application. This is presently required for a pub license under AS 04.11.220.

4) Section 18, 22 and 23

Allows the director to determine satisfactory proof that proper notices under AS 04.11.310 and certain approvals accompany applications for licenses and permits. This is generally the current practice.

5) Section 17

Same as section 1.

6) Section 20 and 21

Changes annual renewal to biennial renewal, changes expiration from 12/31 to 1/31, allows a business to stay open if renewal not filed by 1/31, but penalty is raised from \$100 to \$400. In section 21 "the board may not accept an application for renewal after March 31 of the renewal year."

7) Section 24

This section establishes public notice requirements for all applications. All notices are to be provided by the applicant rather than the board's staff. This includes notices to governing bodies, community councils and creditors. Also, only one notice is provided to a community council. Under Mike Miller's HB34, the board provides two notices to community councils in addition to the notice to community councils by a "municipality" under AS 04.21.010 as amended by HB34. Notice by municipalities is retained in AS 04.21.010.

8) Section 25

Changes minimum operating requirement from 30 days to 45 days (this amendment also resides in SB 69) during each 12-month period in the two-year (biennial) license period.

- 9) Section 26
Established biennial operating requirement for recreational site licensed.
- 10) Section 27
Amends to provide that a creditor may file a claim within 30 days from the last notice to the creditor under AS 04.11.310 (see section 19). Repeals requirement that an application for transfer to another person be denied if the license was issued under AS 04.11.400(j) (public convenience).
- 11) Section 28
Provides that a local governing body may protest any application within 30 days of notice from the applicant [BOARD].
- 12) Section 29
Changes from 90 to 60 the number of days in which the board must consider an application. Reason: Since the board's staff does not give notice, 30 days is taken up by the requirement that the applicant give notice to a local governing body. The overall formal period of application processing will remain at 90 days. Also, the amendment reads that the board will consider an application within 60 days rather than deciding to grant or deny (this agrees with present practice).
- 13) Section 30
Repeals present AS 04.11.520. Reenacted to state that the board may not grant an application without proof that notice under AS 04.11.310 to a local governing body was given by the applicant.
- 14) Section 31
Changes renewal deadlines from February 28 to March 31, but allows a business to operate during a grace period - February 1 through March 31. *See item 6.*
- 15) Section 32
Technical word changes to coincide with biennial renewal.
- 16) Section 33
Changes annual to biennial fees refund of license fees to municipalities.
- 17) Section 34
Changes license period from one year to two years.
- 18) Section 35
Provides a definition of "renewal year."

19) Section 36

Transitional provision:

The director establishes which licensees (approximately one half for one year) renew for implementing biennial renewal.

20) Section 37

Provides that the board may adopt regulations to implement the Act.

21) Section 38

Provides for an immediate effective date for section 37.

22) Section 39

Makes transitional provisions effective on November 1, 1986.

23) Section 40

Effective date of all other sections is December 31, 1986.

STATE OF ALASKA
THE LEGISLATURE

POUCH Y - STATE CAPITOL
JUNEAU ALASKA 99811
907 465 3800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

April 4, 1986

SUBJECT: Liquor Licenses
(HB 692)

TO: Representative Katie Hurley

FROM: Michael F. Ford *M.F.*
Legislative Counsel

The following is a sectional analysis of HB 692:

Section 1 - changes the beverage dispensary license fee from annual to biennial.

Section 2 - changes the fee for a restaurant or eating place license from annual to biennial.

Section 3 - changes the club license fee from annual to biennial.

Section 4 - changes the bottling works license fee from annual to biennial.

Section 5 - changes the brewery license fee from annual to biennial.

Section 6 - changes the winery license fee from annual to biennial.

Section 7 - changes the package store license fee from annual to biennial.

Section 8 - changes the general wholesale license fee from annual to biennial.

Section 9 - changes the wholesale malt beverage and wine license from annual to biennial.

Section 10 - Requires a wholesale malt beverage and wine licensee to file an affidavit of business transacted during the previous calendar year.

Section 11 - changes the distillery license fee from annual to biennial.

Section 12 - changes the common carrier dispensary license from annual to biennial.

Section 13 - changes the fee for a recreational site license from annual to biennial.

Section 14 - changes the fee for a pub license from annual to biennial.

Section 15 - changes the issuance of a conditional contractors permit from an annual to a biennial period.

Section 16 - changes the renewal period of a conditional contractors permit from annual to biennial.

Section 17 - changes the fee for a conditional contractors permit from annual to biennial.

Section 18 - requires that applicants for a new license or permit submit certain evidence satisfactory to the director, with the application.

Section 19 - amends the information required to be submitted for renewal of a license or permit.

Section 20 - sets out procedures for renewal of a license.

Section 21 - prohibits the board from accepting a license application after March 31, of the renewal year.

Section 22 - amends the procedures for transferring a license to another person.

Section 23 - amends the procedures for transferring a license to another location.

Section 24 - Establishes procedures for giving public notice of issuance, relocation or transfer of ownership of a license.

Section 25 - Amends the grounds for which an application for renewal of a license may be denied.

Section 26 - Allows renewal of a recreational site license if the license was used at least once during each of the two preceding calendar years.

Section 27 - Requires denial of an application to transfer a license if the transferor has not paid certain debts. Removes the requirement that the application be denied if issued under AS 04.11.400(j).

Section 28 - Amends the procedure for a local governing body to protest the issuance, renewal, relocation or transfer of a license to another person.

Section 29 - Requires the board to consider whether to grant or deny an application within 60 days after receipt of the completed application.

Section 30 - Requires an applicant to provide proof that notice of the application has been given to the local governing body.

Section 31 - Establishes time limits for renewal and termination of a license.

Section 32 - Requires the director to mail notice of termination to each licensee.

Section 33 - Requires biennial instead of annual fees to be refunded to a municipality.

Section 34 - Allows the board to issue licenses for two six month periods, rather than biennially. Provides that all other licenses are effective for a two year period.

Section 35 - Definition.

Section 36 - Transitional provisions.

Section 37 - Allows the board to adopt regulations.

Section 38 - Effective date.

Section 39 - Effective date.

Section 40 - Effective date.

ALCOHOLIC BEVERAGE CONTROL BOARD

POLICY MATTERS RE

HB 692

1. Biennial rather than annual renewal of liquor licenses. Transitional provisions in Section 36 provide for one-half of licenses to renew each year. Annual wholesale excess license fee is retained.
2. Changes expiration of a license from December 31 to January 31 but allows a licensed business to remain open if a renewal is not filed by January 31. If a renewal application is filed between February 1 and March 31, the late filing penalty is raised from \$100 to \$400.
3. Notices to creditors, community councils and local governing bodies are given by applicants rather than the Board's staff.
4. Allows a "public convenience" license issued under AS 04.11.400(j) to be transferred to another person. Under current law a license issued under AS 04.11.400(j) may neither be transferred to another person nor to another location.
5. Increases minimum number of days a license must be operated during a calendar year from 30 days to 45 days (SB 69).

19 Wholesale license
(12 over a million)

- 1-2 million (3)
- 5-6 million (2)
- 7-8 million (1)
- 9-10 million (1)
- 11-12 million 1
- 14-15 million (1)
- 17-18 million (1)
- 20-21 million (1)
- 42-43 million (1)

1 alcoholic beverages in the original package, and wine in bulk, in
 2 quantities of not less than five gallons. A holder of a general
 3 wholesale license may not sell to a person not licensed under this
 4 title, except as provided in AS 04.21.040. A holder of a general
 5 wholesale license may not sell alcoholic beverages unless any stamps
 6 required to be affixed to the package by state or federal law are
 7 intact on the package. A wholesaler shall [MUST] obtain a general
 8 wholesale license for each distributing point. The biennial [ANNUAL]
 9 general wholesale license fee is \$2,000 [\$1,000 FOR THE FIRST \$100,000
 10 OF BUSINESS TRANSACTED], payable at the time of making an original
 11 application or an application for renewal. In addition, the following
 12 annual fees shall be paid by a holder of a general wholesale license:

<u>Total</u> Business Transacted During <u>Calendar</u> Year	<u>Annual</u> Fee
over \$100,000 and not over \$150,000	\$ 500 <u>2</u>
over \$150,000 and not over \$200,000	\$ 1,000 <u>1</u>
over \$200,000 and not over \$250,000	\$ 1,500
over \$250,000 and not over \$300,000	\$ 2,000
over \$300,000 and not over \$350,000	\$ 2,500
over \$350,000 and not over \$400,000	\$ 3,000
over \$400,000 and not over \$500,000	\$ 4,000
over \$500,000 and not over \$600,000	\$ 5,000 <u>1</u>
over \$600,000 and not over \$700,000	\$ 6,000
over \$700,000 and not over \$800,000	\$ 7,000
over \$800,000 and not over \$1,000,000	\$ 9,000
over \$1,000,000	\$10,000 (12)

26 * Sec. 9. AS 04.11.160(b) is amended to read:
 27 (b) A wholesale malt beverage and wine license authorizes the
 28 holder to sell malt beverages and wine in the original packages in
 29 quantities of not less than five wine gallons. The holder of a

7 Beer/wine wholesale licenses

1 wholesale malt beverage and wine license may not sell to a person not
2 licensed under this title except as provided in AS 04.21.040. The
3 biennial [ANNUAL] wholesale malt beverage and wine license fee is \$400
4 [\$200 FOR THE FIRST \$20,000 OF BUSINESS TRANSACTED DURING A YEAR],
5 payable at the time of making an original application or application
6 for renewal. In addition, the following annual fees shall be paid by
7 a holder of a wholesale malt beverage and wine license:

Total Business Transacted During Calendar Year	Annual Fee	7
over \$20,000 and not over \$50,000	\$ 300	2
over \$50,000 and not over \$100,000	\$ 1,000	
over \$100,000 and not over \$150,000	\$ 1,500	4
over \$150,000 and not over \$200,000	\$ 2,000	
over \$200,000 and not over \$400,000	\$ 4,000	1
over \$400,000 and not over \$600,000	\$ 6,000	
over \$600,000 and not over \$800,000	\$ 8,000	
over \$800,000	\$10,000	

17 * Sec. 10. AS 04.11.160(d) is amended to read:

18 (d) No later than February 28 of each year [FOLLOWING THE YEAR
19 FOR WHICH A LICENSE HAS BEEN ISSUED UNDER THIS SECTION], the licensee
20 shall file with the board an affidavit showing the total business
21 transacted during the preceding calendar year under the [HIS] license
22 and the location of the licensed premises at which the business was
23 transacted. At the time of filing the affidavit, the licensee shall
24 pay the additional annual [LICENSE] fees accrued under (a) and (b) of
25 this section during the preceding calendar year.

26 * Sec. 11. AS 04.11.170(c) is amended to read:

27 (c) The biennial [ANNUAL] distillery license fee is \$1,000
28 [\$500].

29 * Sec. 12. AS 04.11.180(b) is amended to read:

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No: HB 692
Title: Relating to issue, renewal, and transfer of liquor licenses

Sponsor: House Judiciary Committee
Requestor: House State Affairs Comm.
Date of Request: April 3, 1986

FISCAL DETAIL

Agency Affected: Department of Revenue
BRU: Alcoholic Beverage Control Board

Components: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
OPERATING						
PERSONAL SERVICES	-	-	-	-	-	-
TRAVEL	-	-	-	-	-	-
CONTRACTUAL	-	-	-	-	-	-
SUPPLIES	-	-	-	-	-	-
EQUIPMENT	-	-	-	-	-	-
LANDS & STRUCTURES	-	-	-	-	-	-
GRANTS, CLAIMS	-	-	-	-	-	-
MISCELLANEOUS	-	-	-	-	-	-
TOTAL OPERATING	-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-	-	-	-	-	-
REVENUE	-	-	-	-	-	-

FUNDING: (Thousands of Dollars)

GENERAL FUND	-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS	-	-	-	-	-	-
OTHER	-	-	-	-	-	-
TOTAL	-	-	-	-	-	-

POSITIONS:

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

ANALYSIS: Attach a separate page if necessary

Prepared By: Patrick L. Sharrock
Division: Alcoholic Beverage Control Board

Phone: 277-8638
Date: April 10, 1986

Approved by Commissioner: Shawn G. Stankale
Agency: Department of Revenue

Date: April 10, 1986

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

page _____ of _____

10/25/85

Ford
4/17/86 ✓

Original sponsor: Judiciary Committee

Chgs:

- * Page 2 - line 25-28
- * Page 3 - line 20-22
- * Page 13 - line 2 (Sec. 29)

Remember Sections following

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 692 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the issuance, renewal, transfer
7 of ownership, and relocation of liquor licenses; and
8 providing for an effective date."

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

10 * Section 1. AS 04.11.090(b) is amended to read:

11 (b) The biennial [ANNUAL] beverage dispensary license fee is
12 \$2,500 [\$1,250].

13 * Sec. 2. AS 04.11.100(d) is amended to read:

14 (d) The biennial [ANNUAL] fee for a restaurant or eating place
15 license is \$600 [\$300].

16 * Sec. 3. AS 04.11.110(c) is amended to read:

17 (c) The biennial [ANNUAL] club license fee is \$1,200 [\$600].

18 * Sec. 4. AS 04.11.120(c) is amended to read:

19 (c) The biennial [ANNUAL] bottling works license fee is \$500
20 [\$250].

21 * Sec. 5. AS 04.11.130(d) is amended to read:

22 (d) The biennial [ANNUAL] brewery license fee is \$1,000 [\$500].

23 * Sec. 6. AS 04.11.140(d) is amended to read:

24 (d) The biennial [ANNUAL] winery license fee is \$500 [\$250].

25 * Sec. 7. AS 04.11.150(b) is amended to read:

26 (b) The biennial [ANNUAL] package store license fee is \$1,500
27 [\$750].

28 * Sec. 8. AS 04.11.160(a) is amended to read:

29 (a) A general wholesale license authorizes the holder to sell

1 alcoholic beverages in the original package, and wine in bulk, in
 2 quantities of not less than five gallons. A holder of a general
 3 wholesale license may not sell to a person not licensed under this
 4 title, except as provided in AS 04.21.040. A holder of a general
 5 wholesale license may not sell alcoholic beverages unless any stamps
 6 required to be affixed to the package by state or federal law are
 7 intact on the package. A wholesaler shall [MUST] obtain a general
 8 wholesale license for each distributing point. The biennial [ANNUAL]
 9 general wholesale license fee is \$2,000 [\$1,000 FOR THE FIRST \$100,000
 10 OF BUSINESS TRANSACTED], payable at the time of making an original
 11 application or an application for renewal. In addition, the following
 12 annual fees shall be paid by a holder of a general wholesale license:

<u>Total Business Transacted During Calendar Year</u>	<u>Annual Fee</u>
over \$100,000 and not over \$150,000	\$ 500
over \$150,000 and not over \$200,000	\$ 1,000
over \$200,000 and not over \$250,000	\$ 1,500
over \$250,000 and not over \$300,000	\$ 2,000
over \$300,000 and not over \$350,000	\$ 2,500
over \$350,000 and not over \$400,000	\$ 3,000
over \$400,000 and not over \$500,000	\$ 4,000
over \$500,000 and not over \$600,000	\$ 5,000
over \$600,000 and not over \$700,000	\$ 6,000
over \$700,000 and not over \$800,000	\$ 7,000
over \$800,000 and not over \$1,000,000	\$ 9,000
over \$1,000,000	\$10,000,
<u>plus \$10,000 for each additional</u>	
<u>\$1,000,000 in total business transacted</u>	
<u>during the calendar year.</u>	

29 * Sec. 9. AS 04.11.160(b) is amended to read:

(b) A wholesale malt beverage and wine license authorizes the holder to sell malt beverages and wine in the original packages in quantities of not less than five wine gallons. The holder of a wholesale malt beverage and wine license may not sell to a person not licensed under this title except as provided in AS 04.21.040. The biennial [ANNUAL] wholesale malt beverage and wine license fee is \$400 [\$200 FOR THE FIRST \$20,000 OF BUSINESS TRANSACTED DURING A YEAR], payable at the time of making an original application or application for renewal. In addition, the following annual fees shall be paid by a holder of a wholesale malt beverage and wine license:

<u>Total Business Transacted During Calendar Year</u>	<u>Annual Fee</u>
over \$20,000 and not over \$50,000	\$ 300
over \$50,000 and not over \$100,000	\$ 1,000
over \$100,000 and not over \$150,000	\$ 1,500
over \$150,000 and not over \$200,000	\$ 2,000
over \$200,000 and not over \$400,000	\$ 4,000
over \$400,000 and not over \$600,000	\$ 6,000
over \$600,000 and not over \$800,000	\$ 8,000
over \$800,000	\$10,000,

plus \$10,000 for each additional
\$1,000,000 in total business transacted
during the calendar year.

* Sec. 10. AS 04.11.160(d) is amended to read:

(d) No later than February 28 of each year [FOLLOWING THE YEAR FOR WHICH A LICENSE HAS BEEN ISSUED UNDER THIS SECTION], the licensee shall file with the board an affidavit showing the total business transacted during the preceding calendar year under the [HIS] license and the location of the licensed premises at which the business was transacted. At the time of filing the affidavit, the licensee shall

1 pay the additional annual [LICENSE] fees accrued under (a) and (b) of
2 this section during the preceding calendar year.

3 * Sec. 11. AS 04.11.170(c) is amended to read:

4 (c) The biennial [ANNUAL] distillery license fee is \$1,000
5 [\$500].

6 * Sec. 12. AS 04.11.180(b) is amended to read:

7 (b) The biennial [ANNUAL] fee for a common carrier dispensary
8 license is \$700 [\$350] for each vehicle, boat, aircraft, or railroad
9 buffet car in which alcoholic beverages are served.

10 * Sec. 13. AS 04.11.210(b) is amended to read:

11 (b) The biennial [ANNUAL] fee for a recreational site license is
12 \$800 [\$400].

13 * Sec. 14. AS 04.11.220(d) is amended to read:

14 (d) The biennial [ANNUAL] fee for a pub license is \$800 [\$400].

15 * Sec. 15. AS 04.11.250(a) is amended to read:

16 (a) A conditional contractor's permit authorizes the holder to
17 sell beer or wine for consumption only on designated premises for two
18 years [ONE YEAR] from the date of issuance of the permit at construc-
19 tion sites that [WHICH] are located outside a city and inside the
20 boundaries of a military or naval reservation.

21 * Sec. 16. AS 04.11.250(b) is amended to read:

22 (b) An applicant for a conditional contractor's permit shall
23 [MUST] obtain and file with the board written permission from the
24 commanding officer of the military or naval reservation and the prime
25 contractor of the remotely situated project for the conduct of the
26 activities authorized by the permit. A conditional contractor's
27 permit may be renewed biennially [ANNUALLY] upon reapplication for a
28 permit and may be revoked or suspended at the discretion of the com-
29 manding officer or the prime contractor.

1 * Sec. 17. AS 04.11.250(d) is amended to read:

2 (d) The biennial [ANNUAL] conditional contractor's permit fee is
3 \$1,200 [\$600].

4 * Sec. 18. AS 04.11.260(c) is amended to read:

5 (c) An applicant for a new license or permit shall [MUST]
6 include with the [HIS] application

7 (1) proof satisfactory to the director that all notices
8 [NOTICE] required by AS 04.11.310 have [HAS] been timely given;

9 (2) any petitions required to be secured under AS 04.11.460
10 before a license may be issued;

11 (3) proof satisfactory to the director [EVIDENCE] of any
12 approval by public authorities required to be obtained under AS 04.-
13 11.090(e), 04.11.220(c), 04.11.230(b), 04.11.240(b), or 04.11.250(b),
14 before a new license or permit may be issued.

15 * Sec. 19. AS 04.11.270(a) is amended to read:

16 (a) Each application for renewal of a license or renewal of a
17 conditional contractor's permit must [SHALL] include [:]

18 (1) the information required for a new license or permit
19 under AS 04.11.260(a), (b), and (c)(1), and, for a pub license, proof
20 that renewal has been approved by the governing body of the college or
21 university as required under AS 04.11.220 [AS 04.11.260 EXCEPT THAT
22 PROOF OF NOTICE UNDER AS 04.11.310 IS NOT REQUIRED]; and

23 (2) a list of all convictions of the applicant or its
24 directors, officers, or principals of violations of this title, a
25 regulation adopted under this title, or an ordinance adopted under
26 AS 04.21.010, which occurred in the preceding license period [YEAR].

27 * Sec. 20. AS 04.11.270(b) is repealed and reenacted to read:

28 (b) A license shall be renewed as follows:

29 (1) on or before December 1 of each year, the director

1 shall mail a renewal application to each licensee whose license,
2 unless renewed, will expire on the following January 31; the applica-
3 tion shall be mailed to the licensee at the licensed premises or at a
4 mailing address furnished in writing by the licensee;

5 (2) the licensee shall submit the completed renewal appli-
6 cation and the biennial license fee to the director on or before
7 January 31 of the renewal year; proof, satisfactory to the director,
8 that all notices required by AS 04.11.310 have been timely given, must
9 be submitted with the application;

10 (3) a renewal application filed after January 31 of the
11 renewal year is delinquent and must be accompanied by a \$400 penalty
12 fee;

13 (4) if January 31 falls on a weekend or a state holiday,
14 the deadline is extended to the first business day following
15 January 31.

16 * Sec. 21. AS 04.11.270 is amended by adding a new subsection to read:

17 (c) The board may not accept an application for renewal after
18 March 31 of the renewal year.

19 * Sec. 22. AS 04.11.280 is amended to read:

20 Sec. 04.11.280. APPLICATION FOR TRANSFER OF A LICENSE TO ANOTHER
21 PERSON. (a) An application for transfer of a license to another
22 person must [SHALL] contain the same information about the transferee
23 as is required of an applicant for a new license under AS 04.11.260
24 and must [SHALL] include other information required by the board. The
25 application must also be accompanied by proof, satisfactory to the
26 director, that the notices required by AS 04.11.310 have been timely
27 given.

28 (b) An application for the transfer of a license to another
29 person must [SHALL] be accompanied by a statement, under oath,

1 executed by the transferor, listing all debts of the business and all
2 taxes due by the business. [THE BOARD SHALL PROMPTLY INFORM EACH
3 LISTED CREDITOR OF THE APPLICATION AND THE AMOUNT SHOWN AS OWED TO
4 THAT CREDITOR.]

5 * Sec. 23. AS 04.11.290 is amended to read:

6 Sec. 04.11.290. APPLICATION FOR RELOCATION OF LICENSE [TRANSFER
7 OF LICENSE LOCATION]. An application for relocation [A TRANSFER] of a
8 license must [TO A NEW LOCATION SHALL] contain the information re-
9 quired by the board, and must [SHALL] be accompanied by proof, satis-
10 factory to the director, that the notices [NOTICE] required in AS 04.-
11 11.310 have [HAS] been timely given, and must be accompanied by any
12 petitions required [TO BE SECURED] under AS 04.11.460 [BEFORE A LI-
13 CENSE MAY BE TRANSFERRED].

14 * Sec. 24. AS 04.11.310 is repealed and reenacted to read:

15 Sec. 04.11.310. NOTICE OF APPLICATION. (a) An applicant for
16 the issuance, relocation, or transfer of ownership of a license shall
17 give public notice of the application as provided in this subsection.
18 The public notice process shall be completed not more than 30 days
19 before a copy of the application is provided to the local governing
20 body under (b)(1) of this section or, if there is no local governing
21 body, at least 30 but not more than 60 days before the application is
22 filed with the board. The applicant shall

23 (1) post a copy of the completed application for 10 consec-
24 utive days at the location of the proposed premises and at any addi-
25 tional locations designated by the board; and

26 (2) publish notice of the application once each week for
27 three consecutive weeks in a newspaper or by radio; the board may
28 designate the form and content of the notice and the languages in
29 which it must be given.

1 (b) An applicant shall serve the following notices of an appli-
2 cation at least 30 days, but not more than 60 days, before the appli-
3 cation is filed with the board:

4 (1) if the application is for the issuance, renewal, relo-
5 cation, or transfer of ownership of a license for premises or proposed
6 premises located within an established village, an incorporated city,
7 an organized borough, or a unified municipality, the applicant shall
8 serve a copy of the completed application on the appropriate officer
9 of the local governing body;

10 (2) if the application is for the issuance, renewal, relo-
11 cation, or transfer of ownership of a license for premises or proposed
12 premises located within or adjacent to an area of a municipality that
13 is under the jurisdiction of a community council established by munic-
14 ipal charter or ordinance to advise the municipal governing body, the
15 applicant shall serve a copy of the completed application on the
16 community council; and

17 (3) if the application is for the transfer of ownership of
18 a license, the applicant shall serve written notice of the proposed
19 transfer, on a form prescribed by the board, on all creditors of the
20 licensed business, including all taxing authorities and creditors
21 whose claims are disputed by the transferor; the notice must state

22 (A) that a transfer of the license is proposed;

23 (B) the name and business address of the transferor;

24 (C) all names and business addresses used by the
25 transferor for the licensed business in the preceding three
26 years;

27 (D) an explanation of how, when, and to what extent
28 creditors' claims will be paid by the transferor or transferee;

29 (E) that any creditor whose claim is not satisfied may

1 seek to prevent the transfer by filing written notice of the
2 unsatisfied claim with the board within 30 days after the notice
3 was served; and

4 (F) other information required by the board.

5 (c) Service under (b) of this section may be accomplished by
6 either personally delivering the notice or by mailing the notice. The
7 date of service by mail is the date the notice is postmarked.

8 * Sec. 25. AS 04.11.330(a) is amended to read:

9 (a) An application requesting renewal of a license shall be
10 denied if

11 (1) the board finds, after review of all relevant informa-
12 tion, that renewal of the license would not be in the best interests
13 of the public;

14 (2) the license has been revoked for any cause;

15 (3) the applicant has not operated the licensed premises
16 for at least 45 [30] eight-hour days during each of the two preceding
17 12-month periods [THE IMMEDIATELY PRECEDING CALENDAR YEAR], unless the
18 board determines that the licensed premises are under construction or
19 cannot be operated through no fault of the applicant;

20 (4) the board finds that issuance of an existing license
21 under AS 04.11.400(g) has not encouraged tourist trade;

22 (5) the requirements of AS 04.11.420 - 04.11.450 relating
23 to zoning, ownership of the license, and financing of the licensee
24 have not been met;

25 (6) renewal of the license would violate the restrictions
26 pertaining to the particular license under this title;

27 (7) renewal of the license is prohibited under this title
28 as a result of an election conducted in accordance with AS 04.11.502;

29 (8) the application has not been completed in accordance

1 with AS 04.11.270;

2 (9) the license was issued under AS 04.11.400(j), and the
3 board finds that the public convenience does not require renewal.

4 * Sec. 26. AS 04.11.330(d) is amended to read:

5 (d) Notwithstanding (a) (3) of this section, a recreational site
6 license issued under AS 04.11.210 may be renewed if the license was
7 exercised at least once during each of the two [THE IMMEDIATELY]
8 preceding calendar years [YEAR].

9 * Sec. 27. AS 04.11.360 is amended to read:

10 Sec. 04.11.360. DENIAL OF TRANSFER OF A LICENSE TO ANOTHER
11 PERSON. An application requesting approval of a transfer of a license
12 to another person under this title shall be denied if

13 (1) the board finds, after review of all relevant informa-
14 tion, that transfer of a license to another person would not be in the
15 best interests of the public;

16 (2) the application has not been completed in accordance
17 with AS 04.11.280;

18 (3) the application contains false statements of material
19 fact;

20 (4) the transferor has not paid all [DEBTS OR] taxes aris-
21 ing from the conduct of the business licensed under this title, or has
22 not paid a debt, arising from the conduct of the licensed business,
23 that is owed to a creditor who filed written notice of the unsatisfied
24 debt with the board within the time stated in the notice served under
25 AS 04.11.310(b)(3)(E), unless

26 (A) the transferor or transferee [HE] gives security
27 for the payment of the debt [DEBTS] or taxes satisfactory to the
28 creditor or taxing authority; or

29 (B) the transfer is in accordance with [PURSUANT TO] a

1 promise given as collateral by the transferor to the transferee
2 in the course of an earlier transfer of the license and under the
3 [WHICH] promise the transferor is obliged to transfer the license
4 back to the transferee in the event of default in payment for
5 property conveyed as part of the earlier transfer of the license;

6 (5) transfer of the license to another person would result
7 in violation of the provisions of this title relating to identity of
8 licensees and financing of licensees;

9 (6) transfer of the license to another person would violate
10 the restrictions pertaining to the particular license under this
11 title;

12 (7) transfer of the license to another person is prohibited
13 under the provisions of this title as a result of an election conduct-
14 ed in accordance with AS 04.11.502;

15 (8) the prospective transferee does not have the qualifica-
16 tions required under this title of an original applicant;

17 (9) the licensed premises are located in a municipality,
18 the type of license sought to be transferred is a beverage dispensary
19 or package store license, and that type of license is already in
20 effect in the municipality under a community liquor license, unless
21 the transfer is to become effective after the community liquor license
22 is no longer effective, whether as the result of a local option elec-
23 tion or otherwise;

24 (10) the authority sought is authority to operate a beverage
25 dispensary or package store under a community liquor license for
26 premises to be located in a municipality where the authority sought is
27 already held by a private licensee under a beverage dispensary or
28 package store license, unless the transfer is to become effective
29 after the privately held license is no longer effective, whether as

1 the result of a local option election or otherwise [;

2 (11) THE LICENSE WAS ISSUED UNDER AS 04.11.400(j)].

3 * Sec. 28. AS 04.11.480 is amended to read:

4 Sec. 04.11.480. PROTEST. (a) If a local governing body wishes
5 to protest the issuance, renewal, relocation, [TRANSFER OF LOCATION]
6 or transfer to another person of a license, it shall furnish the board
7 and the applicant with a protest and the reasons for the protest
8 within 30 days after [OF] receipt from the applicant [BOARD] of notice
9 of [FILING OF] the application. The board shall consider a protest
10 and testimony received at a hearing conducted under AS 04.11.510(b)(2)
11 or (b)(4) when it considers the application, and the protest and the
12 record of the hearing conducted under AS 04.11.510(b)(2) or (b)(4)
13 shall be retained as part of the board's permanent record of its
14 review of the application. If an application is protested, the board
15 may not approve the application unless the board finds that the pro-
16 test is arbitrary, capricious, and unreasonable.

17 (b) If the permanent residents residing outside of but within
18 two miles of an incorporated city or an established village wish to
19 protest the issuance, renewal, relocation, or transfer of a license
20 within the city or village, they shall file with the board a petition
21 requesting a public hearing that meets [MEETING] the requirements of
22 AS 04.11.510(b)(3) [REQUESTING A PUBLIC HEARING] within 30 days after
23 [OF] the [POSTING OF] notice required under AS 04.11.310 is posted,
24 or, if the application is for renewal of a license, by January [DECEM-
25 BER] 31 of the renewal year [APPLICATION IS MADE FOR RENEWAL OF A
26 LICENSE]. The board shall consider testimony received at a hearing
27 conducted under AS 04.11.510(b)(3) when it considers the application,
28 and the record of a hearing conducted under AS 04.11.510(b)(3) shall
29 be retained as part of the board's permanent record of its review of

1 the application.

2 [* Sec. 29.] AS 04.11.480 is amended by adding a new subsection to read:

3 (c) A local governing body may, at any time, protest the opera-
4 tion of licensed premises, if one or more of the grounds specified in
5 AS 04.11.370 exist. Protests under this subsection shall be filed
6 with the board, and the board may conduct a hearing on the matter.

7 * Sec. 30. AS 04.11.510(a) is amended to read:

8 (a) Unless a legal action relating to the license, applicant or
9 premises to be licensed is pending, the board shall consider [DECIDE]
10 whether to grant or deny an application within 60 [90] days after [OF]
11 receipt of the completed application at the main office of the board.
12 [HOWEVER, THE DECISION MAY NOT BE MADE BEFORE THE 30 DAYS ALLOWED FOR
13 PROTEST UNDER AS 04.11.480 HAVE ELAPSED UNLESS WAIVED BY THE MUNICI-
14 PALITY.]

15 * Sec. 31. AS 04.11.520 is repealed and reenacted to read:

16 Sec. 04.11.520. PROOF OF NOTICE TO LOCAL GOVERNING BODY. The
17 board may not grant an application for premises within an established
18 village, an incorporated city, an organized borough, or a unified
19 municipality without proof that the local governing body has been
20 given notice of the application under AS 04.11.310.

21 * Sec. 32. AS 04.11.540 is repealed and reenacted to read:

22 Sec. 04.11.540. LICENSE RENEWAL AND TERMINATION. (a) Notwith-
23 standing AS 04.11.680, an application for renewal of a license may be
24 submitted and the authority granted under the license may be exercised
25 until March 31 of the renewal year. The license terminates at 12:00
26 midnight March 31 unless the application for renewal and other re-
27 quired documents have been filed and the required license fees and the
28 penalty fees have been paid by that time. If March 31 falls on a
29 weekend or state holiday, the deadline in this section is extended to

1 the first business day following March 31.

2 (b) A new license may not be issued to the holder of a termi-
3 nated license for the same premises except on proof satisfactory to
4 the board of good cause for the failure to file and pay.

5 * Sec. 33. AS 04.11.550 is amended to read:

6 Sec. 04.11.550. NOTICE OF TERMINATION [EXPIRATION]. On or
7 before February 15, the director shall mail a notice of termination
8 [EXPIRATION] to each licensee who has not either (1) filed an applica-
9 tion to renew the [HIS] license, along with other required documents
10 [ANY APPLICABLE AFFIDAVITS] and all license fees due, or (2) notified
11 the director of the licensee's [HIS] intent not to do so. Failure of
12 the director to mail this notice of termination [EXPIRATION] does not
13 prevent the license from terminating on March 31 if the application
14 and other required documents are not filed, and the fees are not paid
15 [WAIVE THE REQUIREMENT THAT THE APPLICATION FOR RENEWAL BE FILED BY
16 FEBRUARY 28].

17 * Sec. 34. AS 04.11.610(a) is amended to read:

18 (a) Biennial [ANNUAL] license fees, excluding biennial [ANNUAL]
19 wholesale license fees, collected within a municipality shall be
20 refunded semi-annually to the municipality.

21 * Sec. 35. AS 04.11.680(a) is amended to read:

22 (a) Upon application and payment of one-half of the biennial
23 license [ANNUAL] fee, the board may issue a license under this title
24 that [WHICH] will be effective for two [A] continuous six-month per-
25 iods [PERIOD]. Otherwise, all licenses issued under this title other
26 than a retail stock sale license are effective for the two-year period
27 ending January 31 [CALENDAR YEAR ENDING DECEMBER 31], unless a shorter
28 period is prescribed by the board or by law.

29 * Sec. 36. AS 04.11 is amended by adding a new section to read:

1 ARTICLE 10. GENERAL PROVISIONS.

2 Sec. 04.11.900. DEFINITION. In this chapter, "renewal year"
3 means the calendar year in which a license issued under this chapter
4 expires if not timely renewed.

5 * Sec. 37. TRANSITIONAL PROVISIONS. (a) The authority granted under
6 licenses due to expire on December 31, 1986 is extended until January 31,
7 1987, to permit renewal of the licenses in accordance with this Act.

8 (b) Approximately one-half of the applicants for renewal in 1987, as
9 determined by the director of the Alcoholic Beverage Control Board, shall
10 be eligible for a one-year license. These licenses expire, unless renewed,
11 on January 31, 1988, and may be renewed biennially in even-numbered years
12 after that. The 1987 renewal fee for these licenses is $13/24$ of the bien-
13 nial license fee, rounded to the nearest dollar.

14 (c) The remaining approximately one-half of the 1987 renewal appli-
15 cants, as determined by the director, shall be eligible for a two-year
16 license. These licenses expire, unless renewed, on January 31, 1989, and
17 may be renewed biennially in odd-numbered years after that. The 1987
18 renewal fee for these licenses is the biennial license fee plus $1/24$ of the
19 biennial license fee, rounded to the nearest dollar.

20 (d) The director shall notify each licensee in writing as to whether
21 the licensee shall apply for renewal under (b) or (c) of this section, and
22 of the actual amount of the 1987 renewal fee. The notice must be given not
23 later than December 1, 1986. However, failure of the director to provide
24 the notice required in this subsection does not prevent a license from
25 terminating on March 31, 1987, in accordance with AS 04.11.540, as amended
26 in sec. 31 of this Act, if the renewal application is not filed on or
27 before that date.

28 * Sec. 38. The Alcoholic Beverage Control Board may adopt regulations,
29 under AS 04.06.100 and other relevant statutes to implement the changes

1 made by this Act. The regulations take effect in accordance with the
2 Administrative Procedure Act (AS 44.62), but not before the effective date
3 of the provisions of this Act that they implement.

4 * Sec. 39. Section 38 of this Act takes effect immediately in accor-
5 dance with AS 01.10.070(c).

6 * Sec. 40. Section 37 of this Act takes effect November 1, 1986.

7 * Sec. 41. Sections 1 - 36 of this Act take effect December 31, 1986.
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Alaska State Legislature




House of Representatives House Judiciary Committee

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4990

MEMO: March 18, 1986

TO: Rep. Katie Hurley
Chairwoman, House State Affairs Comm.

FROM: Rep. M. Mike Miller 
Chairman, House Judiciary Committee

RE: HB 692/ liquor license renewal, etc.
Request for hearing

You currently have HB 692 in committee, a bill that would change the deadline requirements for renewal of liquor licenses. I respectfully request that a hearing be scheduled on this bill at your earliest convenience.

The bill was submitted by the Judiciary Committee at the request of the Department of Revenue and the Alcoholic Beverage Control Board.

The bill, if enacted, would stagger the dates upon which liquor license renewal applications and other required submittals would come due. Currently, all licenses come due on the same date each year, creating a paperwork bottleneck in the administration of this necessary annual procedure. The bill is basically a housekeeping measure allowing better management of this program. The bill also contains a repealer section eliminating a conflict between two contradictory statutory provisions which came about inadvertently with the passage last year of HB 34, and which came to light during the interim.

If you have any questions regarding this request, please contact me directly or have your staff call Bob Speed of my office (x-4990).

*Let
Schmitt*

*
* DELIVER TO: JPOH
*
* ORIGINAL
* SENT: 03/07/86 TIME: 17:17
* FROM: LTCF 2
* SUBJECT: POM/FAIRBANKS
* PRINT DATE: 03/07/86 TIME: 17:18
*

TO: REP. HURLEY

FROM: WARREN B. CUMMINGS, VICE PRES., ALASKA MOOSE ASSOC.,
3292 JEFFERSON DRIVE, FAIRBANKS 99709-5528

PHONE: HOME 474-2112 WORK 452-1557

RE: HB692 RENEWAL, TRANSFER LIQUOR LICENSE

I WOULD LIKE TO KNOW THE REASON FOR GOING TO A BIENNIAL LICENSE FEE INSTEAD OF STAYING WITH AN ANNUAL FEE, AS PROPOSED IN HOUSE BILL 692. I FEEL THAT IT WOULD BE A HARDSHIP FOR SOME OF OUR LODGES TO RAISE A \$1200 PAYMENT ESPECIALLY AT THAT TIME OF YEAR WITH OTHER BILLS BEING SO HIGH, EXAMPLE IS THE FUEL BILL.



HOUSE
COMMITTEE REPORT

JUDICIARY

4/21

(7)

Date referred: 2/21/86

FURTHER REFERRALS: FINANCE

DATE: 4/17/86

The STATE AFFAIRS Committee has considered HB 692

"An Act relating to the issuance, renewal, transfer of ownership, and relocation of liquor licenses; and providing for an effective date."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with CSHB 692 (SA) same title
- new title

and recommends Do Pass

further referral to the _____ Committee

and attaches:

- letter of intent
- first fiscal note Sept 120
- new fiscal note
- zero fiscal note

SIGNING DO PASS:

Katie Hurley

Cliff Finkbeiner

Butter

James M. ...

Walter ...

SIGNING OTHER RECOMMENDATIONS:

Roger Jenkins No Rec

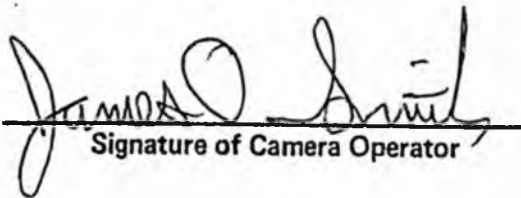
Katie Hurley

Chairman



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Signature of Camera Operator


Date

H B

6 9 3

STATE OF ALASKA
THE LEGISLATURE

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

LEGISLATIVE AFFAIRS AGENCY
LEGISLATIVE REFERENCE LIBRARY

May, 1988

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

Mary Van Nimwegen

HSA 3-17-86
3pm

HOUSE
COMMITTEE REPORT

HESS

(7)

Date referred: 2/21/86

FURTHER REFERRALS: FINANCE

DATE: 3/17/86

The STATE AFFAIRS Committee has considered HB 693

"An Act establishing the Alaska research policy."

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation
- replace with PSHB 693 (SA) same title
- new title

and recommends do pass

further referral to the _____ Committee

- and attaches:
- letter of intent
 - first fiscal note *considers previous fiscal note*
 - new fiscal note
 - zero fiscal note

SIGNING DO PASS:

SIGNING OTHER RECOMMENDATIONS:

Katie Hurley

Mike Savane

D.A. Bushong

W. W. Hall

Katie Hurley
Chairman

BILL SHEFFIELD
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 21, 1986

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Grussendorf:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill to establish an Alaska research policy. An essential feature of this is the creation of the science and engineering advisory commission, to be headed by the senior science advisor, in the governor's office. This will provide an organized, coordinated, and efficient means of assuring that the State of Alaska will be better able to stay abreast of scientific and technological advancements, for the good of all Alaskans.

Sincerely,

A handwritten signature in cursive script that reads "Bill Sheffield".

Bill Sheffield
Governor

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

2/21 sup 89

Revision Date : _____

REQUEST Page 1 of 2

Bill/Resolution No. : HB 693
 Title : "An Act Establishing the
 Alaska Research Policy"

Sponsor : Governor
 Requestor : Richard A. Neve'
 Date of Request : February 15, 1986

FISCAL DETAIL

Agency Affected : Office of the Governor
 BRU : _____

Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL		7.0	7.0	7.0	7.0	7.0
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		7.0	7.0	7.0	7.0	7.0

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by : Richard A. Neve'
 Division : Office of the Governor

Phone : 465-3568
 Date : February 15, 1986

Approved by Commissioner : Richard A. Neve'
 Agency : _____

Date : _____

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

HB 693 Page 2 of 2
BUDGET BREAKDOWN

Science Advisory Commission

Salary	-0
Travel	4,000.00
Perdiem	<u>3,000.00</u>
Total	\$7,000.00



UNIVERSITY OF ALASKA—FAIRBANKS

MAR 12 1986

March 10, 1986

Katherine T. Hurley
House of Representatives
Pouch V
Juneau, AK 99811 (MS 3100)

Dear Katy:

This is to give my support to the concept expressed in HB 693 to establish an Alaska research policy and a small commission of experts to appropriately advise the Governor on state scientific policies and programs.

The imperative for legislation of this type arises out of the federal statute, the Arctic Research and Policy Act, which calls for cooperation and coordination with the State of Alaska in the direction of programs commensurate with national interests for arctic research. Without the establishment of a process of scientific interaction with the federal government, Alaskan interests simply will not be appropriately considered.

Thank you.

Sincerely,

David M. Hickok
Director

DMH:seh
11Y/004

E N T R I X

Consultants in Energy,
Resource Management,
& the Environment

Entrix, Inc.

Anchorage
4784 Business Park Blvd.
Suite B
Anchorage, AK 99503
907 561-2634

San Francisco
1110 Burnett Ave.
Suite E
Concord, CA 94520
415 678-5844

Houston
1300 Main Street
Suite 1840
Houston, TX 77002
713 759-1070

13 March 1986

Ms. Katie Hurley
Chairperson, State Affairs
House of Representatives
Pouch V (MS3100)
Juneau, Alaska 99811

Dear Ms. Hurley:

This letter is written to request your attention to House Bill No. 693 - An act establishing the Alaska Research Policy - and to urge your favorable action with regard to this bill.

The purpose of the Alaska Research Policy Act is to establish a formal basis for the state to make known its needs for research in science and engineering. Alaska has long needed a means to formalize policy on research needs because of the prominence of science and technology in its development. Such expression of policy should be determined by statute, rather than by political expediency, because of the need of foresight that extends beyond the usual terms of political office. Research policy should be a non-partisan expression of the role of science and technology in the responsible development of Alaskan resources. House Bill No. 693 is the first step in achieving these objectives.

With the recent enactment of the national Arctic Research and Policy Act, which affects a large portion of Alaska (but not all), it is especially important for the state to have a formal basis for communicating its views relative to "Arctic" regions. Another benefit of House Bill No. 693 will be the establishment of that path of communication through the Science and Engineering Advisory Commission, which is provided by the bill. The Commission is designed to represent the broad base of technical talent resident in Alaska, through its membership which will be drawn from academic institutions, state agencies, and the private sector.

I urge you to give this bill the favorable attention it deserves, as it represents an action that will serve all Alaskans, not only those that are present but also those who will be here in the future.

Sincerely,

Rhonda Steward for

Joseph M. Colonell, Ph.D., P.E.
Vice President

LLLL
LLLL
LLLL
LLLL



UNIVERSITY OF ALASKA, FAIRBANKS
Fairbanks, Alaska 99701

March 11, 1986

Representative Katie Hurley
Chair, State Affairs Committee
Alaska State Legislature
Pouch V (MS 3100)
Juneau, AK 99811

Dear Representative Hurley,

I would like to strongly endorse HB 693, which establishes the Alaska research policy and the Science and Engineering Advisory Committee. I have been involved in teaching chemistry and carrying out research in chemistry, marine science, and chemical ecology at the University of Alaska-Fairbanks since 1972. Although not all of my research has been directed toward uniquely Alaskan problems, some of it has - work on paralytic shellfish poisoning (PSP) and hydrocarbon pollutants in Fairbanks' atmosphere.

I have always felt that the State's generosity in research funding has outstripped its planning for research needs. In the next few years, when we will apparently face declining revenues, I think it is more important than ever that the State get a fair return on its investment in research. At the same time, I believe that researchers within the State will appreciate an official statement on research needs. If nothing else, such statements should spark debate among those who have informed opinions. The ensuing discussions will undoubtedly focus and strengthen the research efforts.

Personally, I believe the legislation in its current form describes a simple and affordable way to begin development of a State policy on scientific and engineering research. I recommend that your committee make every effort to see the legislation through the House and pass it on to the Senate with a strong recommendation for its passage there.

Sincerely,

Paul B. Reichardt
Professor of Chemistry

474 - 7986

*The Alaska Society of
Professional Engineers*



Address Reply To:

MAR 12 1986

March 7, 1986

Ms. Katie Hurley, Chair
House State Affairs Committee
Capitol Building, Room 102
Juneau, Alaska 99811

Re: House Bill 693: Alaska Research Policy Act

Dear Ms. Hurley:

At the regular monthly meeting of the Fairbanks Chapter of the Alaska Society of Professional Engineers, the Chapter voted unanimously to support HB 693 which will create a policy for research in Alaska.

We believe that this policy will help promote science, engineering, and the implementation of new technologies into Alaska and will provide future savings to the citizens of Alaska.

This act is a companion to the national research policy act signed by President Reagan in 1984 and will provide for close coordination of national and state science and engineering. An important part of HB 693 is that it will provide Alaska a part in directing federal research into the areas we feel are important.

Please convey our thoughts to your committee. We urge you to support HB 693.

Sincerely,

A handwritten signature in cursive script, appearing to read "F. Lawrence Bennett".

F. Lawrence Bennett
President, Fairbanks Chapter
Alaska Society of Professional Engineers

FLB: md

cc: Fairbanks Legislators



American Fisheries Society

5410 Grosvenor Lane, Suite 110, Bethesda, MD 20814-2199
(301) 897-8616

WILLIAM S. PLATTS
President 1984-1985

CARL R. SULLIVAN
Executive Director

ROBERT L. KENDALL
Managing Editor

March 11, 1986

MAR 12 1986

The Honorable Katie Hurley
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Hurley:

I urge your favorable consideration of HB 693. Alaska's research is Alaska's investment in Alaska's future. We must have the strongest position possible in dealing with the Arctic Research Commission.

Thank you.

Sincerely,

Zodi D. Cardinal

for S.A. Moberly
First Vice President

Editorial
Offices

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Fisheries; Progressive Fish-Culturists: 5410 Grosvenor Lane, Suite 110, Bethesda, MD 20814-2199 (301) 897-8616

John P. Middaugh, M.D.
3010 Glacier St.
Anchorage, AK 99508
(907) 561-4406

March 12, 1986

Representative Katie Hurley
Chairperson, State Affairs Committee
Alaska State Legislature
Box V MS 3100
Juneau, AK 99811

MAR 17 1986

Dear Representative Hurley:

I am writing on the behalf of numerous health-related organizations to urge your support for an extraordinarily important bill pending before your committee, House Bill 693 "An Act Establishing The Alaska Research Policy." With such great concern over the budget and so many pieces of legislation pending before the Legislature, important Bills such as House Bill 693 may be overlooked. This proposed legislation will facilitate research directed at solving numerous problems affecting Alaskans.

As I'm sure you and your colleagues are aware, August 1984 saw the enactment and signing into law by President Reagan of National Legislation establishing an "Arctic and Research Policy Act of 1984." This important piece of federal legislation was the fruition of over three decades of work by Alaskans hoping to improve the ability of the United States to conduct research on problems in the Arctic. Health organizations throughout Alaska and the United States worked vigorously from 1981-1984 to help secure passage of this important federal legislation. Groups involved included:

- Anchorage Medical Society,
- Alaska State Medical Association,
- Alaska Public Health Association,
- Alaska Council on Science and Technology,
- Alaska Department of Health and Social Services,
- Alaska Native Health Board,
- Arctic Division of the American Association for The Advancement of Science,
- American Association of Public Health Physicians,
- American Public Health Association,
- American Society for Circumpolar Health,
- American Medical Association,
- Polar Research Board of the National Academy of Sciences,
- WAMI Medical Education Program, University of Alaska.

Sponsored by the American Public Health Association, a National Task Force was established in 1982 to develop The National Arctic Health Science Policy (attached). Since passage of the National Arctic Research and Policy Act of 1984, the above organizations have been continuing to work with organizations and agencies established by the Bill in order to help develop and implement efforts to improve national research agendas pertaining to the Arctic.

House Bill 693 is the critical companion state legislation to enable the State of Alaska to address research problems unique to Alaska but not necessarily considered priorities by the federal government. Increased federal attention is now focused on Arctic research needs. We have a great opportunity to help set the national agenda. We also can stimulate research directed at problems unique to Alaska. Coordination of research between Alaskans and federal government will be of critical importance in the future, to avoid wasteful and unnecessary duplication, and to ensure adequate prioritization of research efforts and coordination between various disciplines.

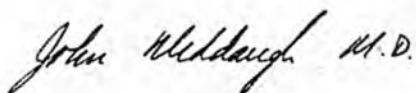
When efforts were underway to help secure passage of the "Arctic Research and Policy Act of 1984," one great criticism of the proposed bill was that federal legislation pertaining to the Arctic was perceived to benefit only Alaskans. Federal priorities will be directed at stimulating research only in the areas perceived to benefit the Nation as a whole.

Because Alaska has many unique problems that need to be addressed locally and will have little benefit to the Nation, significant gaps in our ability to conduct this important research could ensue in the absence of passage of House Bill 693. The Alaskan health organizations listed above strongly endorse House Bill 693 and urge its passage by this Legislature.

As a spokesperson for the Alaska Public Health Association, Anchorage Medical Society, Alaska State Medical Association, and American Society for Circumpolar Health, and as former Chairperson of the American Public Health Association Task Force that produced The National Arctic Health Science Policy of the American Public Health Association, I strongly urge your favorable consideration of this important proposed legislation. I would be happy to provide to you any additional supportive material that would be of assistance to you and your colleagues as you deliberate this proposed legislation.

Thank you very much.

Sincerely yours,



John Middaugh, M.D.
State Epidemiologist

JM/cs



MAR 17 1986

March 10, 1986

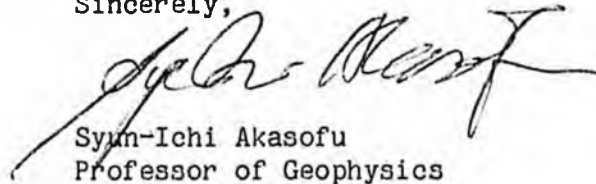
The Honorable Katie Hurley
Alaska State Legislature
Pouch V (MS 3100)
Juneau, AK 99811

Dear Representative Hurley:

I am writing in support of House Bill 693, An Act establishing the Alaska research policy. As a geophysicist at the Geophysical Institute, UAF, I feel that it is imperative that the State establish a commission to ensure an integrated policy for the development of Arctic science. This is especially important in dealing with the Federal Arctic Research Commission as they formulate their policy, since a great deal of the research money at the Geophysical Institute comes from Federal agencies.

I strongly urge passage of the bill.

Sincerely,



Syun-ichi Akasofu
Professor of Geophysics

S-IA/ns

cc: J. Roederer
Director, Geophysical Institute

Geophysical Institute, University of Alaska
Fairbanks, Alaska 99775-0800

PHONE. 907-474-7282 TELEX: 35414 GEOPH INST FBK



School of Fisheries and Science

11120 Glacier Highway
Juneau, AK 99801
(907) 789-2101

UNIVERSITY OF ALASKA • JUNEAU

3-12-86

The Honorable Katie Hurley
c/o Alaska State Legislature
Pouch V
Juneau, AK 99811

MAR 17 1986

Dear Representative Hurley,

I understand you will be considering House Bill No. 693 in the near future. As I understand it, the intent of this bill is to establish a Commission which will work with the governor to help formulate state research policy with respect to scientific research in Alaska. I am certainly in favor of such an institution. I believe the state is in serious need for such guidance, and that this bill could begin to address the problem effectively.

However, I am concerned that the bill is trying to address two very different issues at the same time, that is, science and engineering problems. These two areas of knowledge are not necessarily complementary nor compatible. Too often these two are confused in the minds of people. This bill, I think, makes this confusion worse. Science is the discipline that attempts to explain natural phenomena with an approach called the "scientific method". Engineering is a discipline that relies on some of the knowledge accumulated by science, but its main concern is making artifacts such as bridges, roads, machines, instruments, etc. Often the goals and aims of the two disciplines will conflict.

I should point out that I am in favor of this Commission looking at both basic and applied science issues. I myself am involved in both basic and applied research in the Fisheries Program at the University of Alaska. But applied scientific research is not engineering nor is it engineering research!

I am fearful that if the commission is given the title Science and Engineering Advisory Commission the science aspect of this commission will be diluted and eventually ignored to the detriment of the state's welfare. DOT/PF already exists in the state as an essentially engineering advisor to the governor. As I understand it, DOT/PF already has the function to formulate policy to "construct, operate, and maintain transportation systems, communications, housing, and other facilities suited to Alaskan conditions".

I strongly support formalizing the input of scientific knowledge into the state's policy generating systems. I am strongly against combining science and engineering in one, single Commission. I suggest the following changes:

1. Change the name of the commission to Science Advisory
an institution of the University of Alaska statewide system of higher education

Commission

2. Change the name of the act to: Alaska Science Research Policy Act
3. Delete language in the bill that refers to engineering problems, such as Sec. 44.19.252 (4)
4. If the state wants an advisory commission on engineering problems, create a separate commission for this purpose.

Thank you for considering my comments.

Sincerely,



Dr. Michael S. Stekoll
Associate Professor
Chemistry and Biochemistry

MAR 17 1986

1921 Congress Circle, Apt. B
Anchorage, AK 99507

March 12, 1986

Representative Katherine T. Hurley
Alaska State Legislature
Pouch V (MS 3100)
Juneau, AK 99811

Dear Representative Hurley:

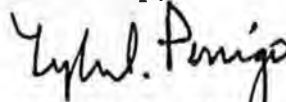
I write to support the concept embodied in HB 693 to establish an Alaska research policy and a commission of experts to advise the governor on scientific and technical matters.

The impetus for the proposed legislation comes from the passage of national legislation entitled the Arctic Research and Policy Act of 1984. Among other things that act calls for cooperation with the state of Alaska on research programs of mutual interest. Alaska must devise a mechanism to consider state scientific and technical issues so it can participate with federal government in a reasonable fashion.

Also, I believe, a section should be added to the bill that clearly identifies the position of senior science advisor. As now written, HB 693 sidesteps that issue by noting that such a position exists in the governor's office. It would be more straightforward and have a greater impact if a section to follow 44.19.256 would call for the governor to appoint a senior science advisor.

Thank you.

Sincerely,



Lyle D. Perrigo

LDP/jlh
88F/004

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MAR 12 1986

MS KATIE HURLEY CHAIRMAN STATE AFFAIRS
COMMITTEE
HOUSE OF REPRESENTATIVES POUCH V MAIL STOP
3100
JUNEAU AK 99811

I STRONGLY SUPPORT AND URGE PASSAGE OF HB693 TO CREATE A STATE
RESEARCH POLICY AND SCIENCE COMMISSION. IT WILL ESTABLISH A PERMANENT
NONPARTISAN BASIS FOR SUCH POLICY, INCLUDING LONG RANGE PLANNING. IT
WILL ENABLE THE STATE OF ALASKA TO ACT AS A CO-LEADER WITH THE
FEDERAL GOVERNMENT AND INITIATE NEW PROJECTS INSTEAD OF JUST WAITING
ON WASHINGTON. IT WILL GIVE ALASKA A FRESH ECONOMIC BASE IN HIGH
TECHNOLOGY AND ATTRACT SCHOLARS AND SCIENTISTS. IT GIVES RECOGNITION
OF ALASKA AS A NATURAL LABORATORY IN SOLVING HIGH LATITUDE PROBLEMS
IN HEALTH AND WELFARE AS WELL AS THE PHYSICAL AND NATURAL SCIENCES
ELMER RASMUSON

1453 EST

MGMCOMP MGM



Office of the Vice Chancellor for Academic Affairs

11120 Glacier Highway
Juneau, Alaska 99801
(907) 789-4424 or 4426

UNIVERSITY OF ALASKA • JUNEAU

March 13, 1986

The Honorable Katie Hurley
c/o Alaska State Legislature
Pouch V
Juneau, Alaska 99811

MAR 13 1986

Dear Representative Hurley,

I am writing in support of HB 693, the Alaska Research Policy Act. Speaking generally as an academic, I have faith in research. The slow evolution of ideas is hastened when enquiring minds are set to studying problems, and it seems that the more concerted the effort and the greater the need, then the greater is the productivity.

Need is an ingredient that always seems to be with us in this world. Alternative directions for our state's economy and the efficient exploitation and management of its resources and potentials are all within the domain to which research lends itself.

With regard to concerted effort, here to me is one of the strongest recommendations of HB 693. A commission as specified in the bill would articulate and coordinate various research-related agencies, research needs, talents, and resources. It seems to be an opportunity that comes to us in a timely way.

Actually, probably the act would establish a commission that is late in coming. I don't say that research could have prevented the host of fiscal problems that we're facing today, but had it been in place, it would have helped generally to prepare for such eventualities by predicting them, prescribing for them, and helping to do what needs to be done to avoid them altogether--diversification through innovation and developmental management of various resources.

This one commission can do more for the people of Alaska than any other single body. It will take time for it to be able to show accomplishment, but things of permanence take time to build. I hope that you will support the establishment of this commission so that building can begin.

Sincerely yours,

Arthur M. Petersen
Associate Professor, English
Assistant to the Vice Chancellor
For Academic Affairs



11120 Glacier Highway
Juneau, AK 99801
(907) 789-4441

UNIVERSITY OF ALASKA - JUNEAU

MAR 15 1986

March 12, 1986

The Honorable Katie Hurley
House Committee on State Affairs
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Chairman Hurley:

House Bill 693 will establish an important Policy and Commission for Alaska, the Alaska Research Policy, and the Science and Engineering Advisory Commission. I urge your Committee's support of this Bill.

Research on fisheries and related marine problems is vital to the continuing productivity of Alaska's fisheries.

The proposed Policy and Commission will strengthen Alaskan fisheries research by providing an organized and considered expression of Alaskan needs for research, thereby bringing strong influence to bear on Federal policymakers and ensuring efficient use of Alaskan research funds.

Sincerely,

A handwritten signature in cursive script that reads "William W. Smoker".

William W. Smoker, Ph.D.
Acting Dean

WWS:biw

DONALD E. PICKERING, M.D., F.A.A.P.
Pediatric Medical Consultant
Endocrinology & Metabolism

March 10, 1986

MAR 13 1986

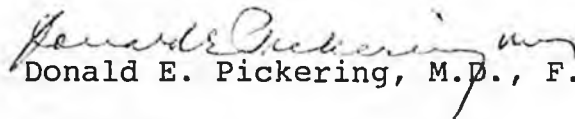
Katie Hurley, Chairperson
House of Representatives
State Affairs Committee
Pouch V (MS 3100)
Juneau, AK 99811

Re: House Bill 693

Dear Representative Hurley:

I wish to encourage your positive consideration of this bill and what it represents to this state in the immediate and ongoing future. It provides the state of Alaska the opportunity for a direct bearing on the Arctic Research Policy activities and interests of the federal government.

Sincerely,


Donald E. Pickering, M.D., F.A.A.P.

DEP/gmm

March 10, 1986
Fairbanks, Alaska

Dear Representative Katie Hurley,

Approval of HP 693 "Alaska Research Policy Act" is important to me because:

MAR 13 1986

I've made a heavy personal commitment to scientific research and education support.

I think the Alaska science policy of the Science & Engineering Commission would help me and the researchers and educators I work with focus our quest for financial support on areas likely to have funding priority.

Yours,

Jim Baldridge

Jim Baldridge
P.O. Box 81055
College, AK 99708



11120 Glacier Highway
Juneau, AK 99801
(907) 789-4472

UNIVERSITY OF ALASKA • JUNEAU

March 11, 1986

MAR 13 1986

The Honorable Katie Hurley
c/o Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Representative Hurley:

I am writing to lend strong support to HB 693. This act would establish a working commission of considerable significance as it could influence the productivity of our state's economy, the protection of its ecology, and the quality of life for its diverse peoples.

Research by definition usually precludes immediate dramatic results, but also by definition, research eventually produces important solutions (and sometimes dramatic ones) to long-term problems, creates helpful technologies, identifies new industries and resources, and forecasts trends across broad sectors of significance to the state, including those of physics, biology, health, environment, and society.

This bill would assist research on a statewide basis in many ways, among them through the articulation role of the commission with the many state agencies and organizations, including the research centers of the University of Alaska, the federal Arctic Research Commission, and the research activities and needs of private industry, cities, towns, and villages, state agencies, and outside universities and agencies. Of special interest would be its role of identifying, communicating, and helping to coordinate fiscal support from various sources throughout the state, the country, and the world.

On behalf of our academic community at the University of Alaska-Juneau, I strongly recommend your support and that of your committee for this relevant and far-reaching legislation.

Sincerely yours,

A handwritten signature in cursive script, reading "Michael E. Paradise".

Michael E. Paradise
Chancellor

jd

Donald D. O'Dowd
President

UNIVERSITY OF ALASKA STATEWIDE SYSTEM

FAIRBANKS, ALASKA 99775-8550

March 11, 1986

MAR 17 1986

The Honorable Katie Hurley
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Representative Hurley:

I am writing in support of HB 693, a bill establishing an Alaska research policy and creating a commission to advise the State on the development of such policy.

Since coming to Alaska in 1984, I have become increasingly aware of the vast resources available in the State and the necessity for developing a body of precise information on the nature, distribution and potential of these resources that represent the future of the State. There is clearly a need to do research which will guide the development of the natural resources of the State and advance the economic prosperity of the public, while at the same time protecting the environment which is the glory of Alaska.

The well-being of Alaskans will be protected if there is a much better understanding of health and medical issues associated with living in this distinctive part of the world. There is a great demand for baseline data which will permit us to monitor the changes occurring in our forests, our lakes and rivers, in the atmosphere and the seas which surround this great land. In order to deal with these and many other issues of scientific and developmental significance, we must have direction for advancing research which will provide Alaska with the ability to utilize its human and natural resources now and in the future.

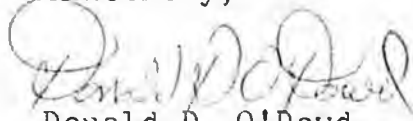
The University of Alaska continues to play a major role in contributing knowledge and understanding to the State. We would like to participate in the establishment of a State research policy and I believe that the proposed commission would be a very important agency to guide the course of research to benefit the entire State.

University of Alaska

In addition, it is important for us at the University, as well as the State as a whole, to be able to interact with the Federal Arctic Research Commission which will be directing the efforts of the Federal Government to enhance the understanding of the nation and the world about the arctic region and its potential.

It appears to me that HB 693 will provide a mechanism to guide the overall research activities of State Government, the University and the independent agencies in the State. The University would work closely with the commission which would provide a vital link between the State, the University, and the Federal Government, all of which are now dedicated to strengthening the information available about the Alaskan environment and contributing to the well-being of its citizens.

Sincerely,



Donald D. O'Dowd
President

DDO:dm

1551 Farmers Loop
Fairbanks, Alaska 99709

March 13, 1986

Rep. Katie Hurley
Alaska State Legislature
Pouch V (MS 3100)
Juneau, Alaska 99811

Dear Rep. Hurley;

In January of 1983 I wrote to Governor Sheffield in support of the Alaska Council on Science and Technology (ACST). Even though the legislature allowed the ACST to die, points raised in that letter are still pertinent to Alaska's need to support scientific research. I am sending a copy to you with hope that you will find it useful in your deliberations on HB 693.

Sincerely,

A handwritten signature in cursive script that reads "Carl S. Benson". The signature is written in dark ink and is positioned to the right of the typed name.

Carl S. Benson

cc: A. Adams
N. Koponen

January 13, 1983

The Honorable Bill Sheffield
Governor of Alaska
Pouch A
Juneau, ALASKA 99811

Dear Governor Sheffield,

The Alaska Council on Science and Technology (ACST) represents a unique opportunity for us as Alaskans to exercise leadership on the National scene as we assume more control of our own problems. We have developed considerable scientific expertise in Alaska primarily through funds provided by the U.S. Government. However, it is now very clear (even though federal funds will continue to pay for most research in Alaska) that the U.S. Government expects the Alaskan government to contribute more to basic and applied research in the arctic and subarctic than it has in the past.

I am certain that the federal government will respond favorably to leadership from Alaska in matters of scientific research that are obviously so important to Alaska. We have already gained national recognition and respect for establishing the ACST (please look at the enclosed clipping from SCIENCE, 26 March 1982).

Last year the ACST budget was reduced drastically. Many people are concerned that by doing this we may have sent a negative message from Alaska to the U.S. government. Of all states, Alaska has the most reason to be interested in Arctic research. But, if our lack of support for such research is interpreted as a lack of interest - how can we expect the U.S. government to continue its support?

Funding for ACST's two to three million dollar research grant program is very important for several reasons:

(1) Research on our Alaskan environment is essential; we cannot afford the luxury of ignorance. It seems increasingly clear that we need to develop expertise on Alaskan problems within Alaska. We Alaskans live with these problems. We need to understand our natural and social environment in order to develop our resources intelligently and to mitigate natural hazards. The problems are far more complex now than they were only a few decades ago as a result of our man-made impact on natural systems, and the electronic, computer-based technological revolution which is rapidly changing all facets of our economy.

(2) Research on current problems in the arctic and subarctic is being done by faculty members and graduate students from many universities. Fortunately, in the past two decades the University of Alaska has become recognized as a leader in arctic and subarctic research. By involving graduate students in today's research we are preparing people to deal with the problems of tomorrow. Many of our students have assumed roles of leadership within Alaska.

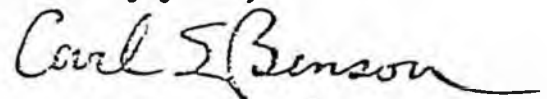
(3) While Federal support has been invaluable it has sometimes allowed problems of special importance to Alaska to be neglected because they have been low on the federal priority list. In some instances dependence on federal money has prevented Alaskans from "charting their own course". The ACST by running parallel with the U.S. National Science Foundation (NSF) can provide us with the opportunity to exert more control in our study of Alaskan problems.

(4) The U.S. is the only circum-arctic nation which does not have at least one research laboratory in the arctic -- nor a policy -- nor even a recognized long-term commitment to Arctic research. It is the only such nation without an ice-strengthened research vessel. The Russians have about 40, Finland, Norway and Sweden each have several, and Japan, which obviously does not border on the Arctic has two superb ice-worthy research vessels. Alaskan scientists have had to carry out some of their research on sea ice and marine mammals by being guests aboard USSR research vessels. Senator Stevens was especially dismayed by this fact when it was presented at hearings conducted by him and Senator Murkowski on the Arctic Science Policy Act held in Fairbanks on 7 April 1982. This is a matter of embarrassment for all Americans but for Alaskans it is acute because we are so directly involved.

(5) The recent efforts of Senators Murkowski, Stevens and Jackson to establish a U.S. Arctic Research Policy are excellent and need our support! Their efforts are now in the favorable light of responding to leadership from the State of Alaska which obviously has more direct interest in, and more need for, arctic research than all of the other 49 states combined. (Yet from the point of view of global security and our overall national economy all states will of course benefit as the U.S. improves its understanding of the arctic.) As Alaskans we should be leaders in matters of research on Arctic problems. We now have the ball in our hands.

I urge you to exert your leadership in reestablishing support for the ACST.

Sincerely yours,



Carl S. Benson

CC: R.A. Neve

Welsch calculates that the figure may drop as low as 3000 based on the following computation: He estimates that the 10 percent cut in indirect costs is equal to \$70 million and that the 4 percent cut is equal to \$67 million. The two reductions total \$137 million. This figure, divided by the average cost of an NIH grant—\$124,000—is equal to 1100. Finally, subtract 1100 from 4100 to get 3000 grants.

The delegation's estimate probably represents a rock-bottom figure. Congress, however, may be inclined to pass the cut in noncompeting grants, a reduction imposed during the FY 1982 continuing resolution. At a recent meeting at NIH, Assistant Secretary of Health Edward Brandt said that cuts in indirect costs are "still negotiable."—*Marjorie Sun*

Preventive Research Office Suggested

Secretary of Health and Human Services Richard S. Schweiker might establish a top-level division that conducts applied research in disease prevention, according to a department official.

Assistant Secretary for Planning and Evaluation Robert J. Rubin recently told the National Institutes of Health (NIH) director's advisory board that "prevention research is a legitimate enterprise" and that the federal government "wants the maximum return on past investments" in biomedical research. Rubin said Schweiker favors setting up an Office of Preventive Health Applications of Research.

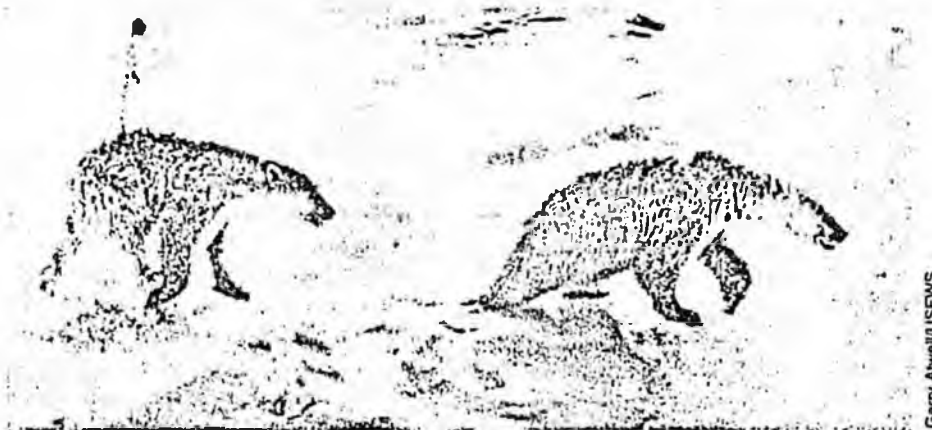
The plan would provide a visible way for Schweiker to live up to a statement made at his confirmation hearings nearly a year ago that he would like "to be remembered as putting preventive health care and preventive medicine at the top of the list of priorities."

But at least 100 participants at the NIH board meeting said the proposed office was a bad idea, partly because funds from the NIH budget probably would be diverted to this new division. Basic research, they argued, is the true basis of preventive medicine.

—*Marjorie Sun*

Alaska Stakes a Claim for Arctic Research

A modest expansion of arctic research is under way in the state of Alaska, thanks to an unusual initiative by the state government. This expansion could soon be augmented by the federal government through an Arctic Research and Policy Act recently introduced in the U.S. Senate, with



Gerry Awwell/USFWS

Alaska the obvious beneficiary. These initiatives are intended to mitigate a problem of uncoordinated and underfunded research in a state with massive natural resources.

Last year the state, through a grant award system modeled generally on that used by the National Science Foundation, furnished \$2 million in grants for basic and applied research and disbursed \$280,000 for small technology projects. The grants were administered by the state Council on Science and Technology, which was established in 1978 to provide science advice and assistance to the governor and state legislature and later given an expanded role.

According to the council's executive director Christopher Noah, the legislature expects the council to fund "good research relevant to issues in the state." Most of the projects seem to focus on peculiarly Alaskan problems. For example, one study of the biochemistry of arsenic in mine drainage, a particular problem of gold mines, has applications in many places in Alaska where mine runoff contaminates drinking water. The council also supports some social and behavioral research, such as a study of the potential effect of oil development on native life-styles. The council is aiding

efforts to promote the federal bill by funding meetings and planning activities.

The Arctic Research bill (S.1562) was introduced on 31 July by Senator Frank H. Murkowski (R-Alaska) in behalf of himself and senators Ted Stevens (R-Alaska) and Henry Jackson (D-Wash.). The sponsors argue that more and better coordinated arctic research is necessary in view of Alaska's importance to the economy because of its energy resources and to

national security because of its proximity to the Soviet Union.

A high-level arctic research council would be established with the secretaries of Interior, Defense, and Commerce, the governor of Alaska, and federal science agency chiefs as members. The council would be charged with formulating and coordinating a comprehensive arctic research policy. The bill would provide considerable financial leverage by creating an Arctic Research Fund that would have the right to 1 percent of revenues up to \$25 million a year from government sales or leases on the North Slope or its continental shelf. The bill introduced last summer has made no legislative headway so far but its sponsors say they expect hearings soon.

As to future prospects for state support of research, Alaska's Council on Science and Technology shares with all other operations of state government a heavy dependence on oil revenues. And oil revenues are down because of the drop in demand and prices. Hearings on the council's budget are now in progress before the state legislature and the coming weeks will test how well the R & D experiment will survive in a cold climate.—*John Walsh*

THE ARCTIC INSTITUTE OF NORTH AMERICA



*At the University of Alaska
P.O. Box 80271
Fairbanks, Alaska 99708*

Rep. Katie Hurley
Pouch V (MS 3100)
Juneau, Alaska 99811

March 13, 1986

Dear Representative Hurley;

The Arctic Institute of North America (AINA) strongly endorses HB 693. AINA believes this legislation will give Alaska a greater chance to effect wise choices in federal research initiatives, such as those which will result from the Arctic Research and Policy Act of 1984.

While being thoroughly supportive of HB 693, AINA nevertheless urges that the bill be strengthened by adding clauses throughout the bill that stress the importance of supporting education and training for young scientists and engineers who would pursue careers in Alaska and the Arctic. Far too few rural Alaskans complete undergraduate degrees in sciences and engineering, leaving a disproportionate degree of control to "outsiders." Similarly, opportunities for young scientists and engineers to pursue research careers in Alaska as residents of the State have dwindled in recent years as laboratories and research facilities (such as NARL, Arctic Aeromed Labs, Arctic Health Research Center and potentially the Institute of Northern Forestry) have closed.

The lack of truly in-state education and training opportunities on a continuing basis now exposes Alaska to future threats. Not the least of these is embarrassment: must we increasingly turn to non-Alaskans for advice on Alaskan affairs? Another threat involves real risk: if truly in-state technical expertise dwindles too far, how will decision-makers distinguish good advice from bad? AINA recommends that Sec. 44.19.250 include the words, "science education."

AINA urges the addition of a clause in Sec. 44.19.252 specifically addressing science education in Alaska. We further suggest that an additional appointee to the Commission be considered in Sec. 44.19.256; this appointee would be from the community of science education with an intended emphasis on familiarity with students and their problems. Finally, AINA urges that the duties of the Commission be amended to include several specific mentions of education and training where appropriate. Appropriate subsections appear to include (1), (3), (4), (6), (8) and (9).

Thank you for considering these remarks,

David Norton 1/83
David W. Norton, Exec. Sec.

Carl S. Benson
Carl S. Benson, Chairman
Board of U.S. Governors

cc: N. Koponen
A. Adams



Donald F. Behrend
Provost & Vice President
(907) 474-7582

University of Alaska
Fairbanks, Alaska 99775-5570

March 12, 1986

The Honorable Katie Hurley, Chair
State Affairs Committee, House of Representatives
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Representative Hurley:

I am writing to support the passage of HB 693. The establishment of a sound research policy for Alaska will provide a stable framework for establishing much needed research priorities; for seeking external funding; and, for creating truly a productive partnership in research and development between the state and the University of Alaska.

Accordingly, the University System's Draft Six-Year Plan contains specific reference to increasing cooperative and collaborative research endeavors with the state. Increased emphasis is proposed in many of the areas mentioned in HB 693, e.g., natural resource management; environmental research, including ecosystems, wildlife, monitoring, and data bases; geophysics, geology and atmospheric science; fisheries management, including aquaculture; arctic and northern regions engineering studies; medical and health science; and the development of technology to advance the well-being of the state.

In summary, I believe that HB 693 provides the basis for enhancing research and development for the betterment of the people of Alaska. The UA System is dedicated to assisting the state in this important endeavor. Accordingly, I urge that this bill be passed and enacted into law as soon as possible.

Sincerely,

A handwritten signature in cursive script that reads "Donald F. Behrend".

Donald F. Behrend

DFB:jo

cc: State Affairs Committee

ARCTIC DIVISION
AMERICAN ASSOCIATION FOR THE ADVANCEMENT OF SCIENCE
P.O. Box 80271
Fairbanks, Alaska 99708

March 14, 1986

Representative Katie Hurley
Pouch V (MS 3100)
Juneau, AK 99811

Dear Representative Hurley:

RE: HB-693 establishing the Alaska Research Policy Act

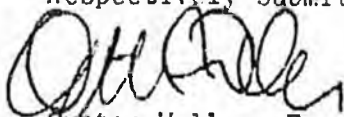
We enthusiastically support the thrust of HB-693. It is essential to provide a mechanism to develop state research policy and to provide continuing input from the research community on the setting of goals and priorities for state supported research. Further, it is extremely important to provide a mechanism to advise the Governor on his input to the Federal Interagency Arctic Research Policy Committee and the Arctic Research Commission as provided for in the U.S. Arctic Research and Policy Act of 1984. A commission headed by the senior science advisor to the Governor is the proper mechanism for formulating this kind of policy advice and guidance.

We would like to take this opportunity to make a few suggestions for improvements to the proposed act:

- 1) We are concerned that the size of the commission is too small to effectively carry out its mandate. Science and engineering research is a many-faceted endeavour spanning the range from education in the elementary schools, through applied research in the state agencies and basic research on the campuses of Alaskan universities, to research of many kinds carried out and supported by agencies and institutions outside of Alaska. It is hard to imagine finding four commission members each of whose research experience is sufficiently broad such that among them they can represent this range of scientific endeavour. In particular, we would like to see members representing science education and federal research agencies in Alaska.
- 2) We are concerned that the explicit proviso against geographical balance is counterproductive. The research needs and interests in the different geographical areas of our state are quite distinct in many cases and good statewide policy must balance these needs against one another. We suggest therefore that Section 44.19.256 (b) be amended to require consideration of geographical balance in the appointment of members.

Thank you for your consideration of these suggestions.

Respectively submitted,



Dieter Weller, Executive Secretary
for the Executive Board,
Arctic Division/American Association for the Advancement of Science

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* DELIVER TO: JPOM *
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* ORIGINAL *
* SENT: 03/13/86 TIME: 12:17 *
* FROM: JEAN MILLER *
* SUBJECT: FOM *
* PRINT DATE: 03/13/86 TIME: 12:17 *
* *

TO: HOUSE STATE AFFAIRS

REPRESENTATIVES ~~HUSLEY~~ NAVARRE, CATO, BOUCHER, M.M. MILLER,
COLLINS AND JENKINS

FROM: CHARLES FAHL
3200 TAYSHEE CIRCLE
ANCHORAGE, AK 99504 PHONE: 333-8097

MAR 14 1986

SUBJECT: HB 693 - ALASKA RESEARCH POLICY ACT

THE ALASKA RESEARCH POLICY ACT IS VERY WORTHWHILE IN MY OPINION,
PARTICULARLY NOW THAT THE FEDERAL ARCTIC RESEARCH COMMISSION IS
OPERATING. SINCE THE DECLINE IN OIL PRICES HAS FORCED LARGE CUTS
IN THE OPERATING BUDGET, IT IS IMPORTANT TO HAVE EXPERTS ASSIST
THE GOVERNOR IN ESTABLISHING RESEARCH PRIORITIES FOR THE STATE.

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* DELIVER TO: JFOM
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* ORIGINAL
* SENT: 03/13/86 TIME: 12:30
* FROM: LIOKOD
* SUBJECT: KODIAK FOM
* PRINT DATE: 03/13/86 TIME: 12:30
*
* 10

TO: REPRESENTATIVES:
THOMPSON, [REDACTED], NAVARRE, BOUCHER, CATO,
COLLINS, JENKINS, M.M. MILLER
SENATOR ZHAROFF

FR: JONG S. LEE
1122 BARANOF ST.
KODIAK, ALASKA .99615
486-8314 (WK)

RE: HB 693 - AK. RESEARCH POLICY

MAR 14 1986

SOUND DEVELOPMENT AND MANAGERIAL DECISIONS HAVE TO BE BASED ON ACCURATE SCIENTIFIC FACTS. THESE FACTS HAVE TO BE UNCOVERED THROUGH RESEARCH BY ALASKAN SCIENTISTS WHO HAVE STATE'S LONG TERM GOALS IN MIND. A HIGH LEVEL SCIENTIFIC AND TECHNOLOGICAL GUIDANCE ENVISIONED IN THE BILL WILL HELP FOCUS ON THE NEEDS.

*
* DELIVER TO: JPOM *
*
* ORIGINAL *
* SENT: 03/13/86 TIME: 14:28 *
* FROM: JEAN MILLER *
* SUBJECT: FOM *
* PRINT DATE: 03/13/86 TIME: 14:28 *
*

8

TO: HOUSE STATE AFFAIRS COMMITTEE
REPRESENTATIVES HURLEY, NAVARRE, CATO, BOUCHER, M.M. MILLER,
COLLINS AND JENKINS
FROM: JAMES R. MAHAFFEY MAR 14 1986
9604 MIDDEN WAY
ANCHORAGE, AK 99507 PHONE: 333-9632...
SUBJECT: HB 693 - ALASKA RESEARCH POLICY
I SUPPORT HB 693 - ESTABLISHMENT OF ALASKA RESEARCH POLICY.

*
* DELIVER TO: JPOM
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*
* ORIGINAL
* SENT: 03/14/86 TIME: 10:27
* FROM: ANNIE NEUBAUER
* SUBJECT: FOM/FAIRBANKS
* PRINT DATE: 03/14/86 TIME: 10:29
*

TO: HOUSE STATE AFFAIRS COMMITTEE

REPS: HURLEY, NAVARRE, CATO, BOUCHER, M.M. MILLER, COLLINS,
JENKINS

ALSO: REPS FRANK, M.W. MILLER, KOPONEN, RINGSTAD, DAVIS
SENS FAHRENKAMP, COGHILL, BENNETT

FROM: VERA ALEXANDER, DIRECTOR INST. OF MARINE SCIENCE,
UNIV. OF ALASKA, FAIRBANKS 99775

PHONE: 474-7531

RE: HB693 ALASKA RESEARCH POLICY ACT.

MAR 14 1986

SOUND RESEARCH POLICY IS ESSENTIAL FOR ALASKA TO COORDINATE WITH
FEDERAL INITIATIVES AND ESTABLISH A STRONG ALASKAN POSITION.
PLEASE SUPPORT HB693 ON ALASKA RESEARCH POLICY. CONTINUITY IN
SCIENCE IS NEEDED FOR RENEWABLE RESOURCE DEVELOPMENT AND
MAINTENANCE, THE ECONOMIC HEALTH OF THE STATE, AND THE LONG TERM
WELFARE OF ALASKAN RESIDENTS.

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* DELIVER TO: JPOM *
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* ORIGINAL *
* SENT: 03/12/86 TIME: 10:56 *
* FROM: JEAN MILLER *
* SUBJECT: POM *
* PRINT DATE 03/12/86 TIME: 1:05 *
* *

6

TO: HOUSE STATES AFFAIRS COMMITTEE

REPRESENTATIVES HURLEY, RANNEY, CATO, DOUGHER, H.M. MILLER,
COLLINS AND JENKINS
MAR. 12 1986

FROM: CLARENCE M. HANSEN
S.A. DEPT. OF JUSTICE
ADDRESS: 215-4254

SECRET BY SA TO ESTABLISH AN ALPHA RESEARCH POLICY
REPORT NO. 152 TO ESTABLISH AN ALPHA RESEARCH POLICY. THANK
YOU.

DELIVER TO JPOK

ORIGINAL

16

SENT 03/12/86 TIME 14:37
FROM ANNIE MCGUIRE
SUBJECT FOR FAIRWAYS
PRINT DATE 03/12/86 TIME 14:38

TO HOUSE STATE AFFAIRS COMMITTEE

REPS: HURLEY, NAVARRE, DAYO, BOUCHER, M. M. MILLER, COLLINS,
JERKINT

ALSO: REPS FRANK, N.W. MILLER, KOPONEN, RINGSTAD, DAVIS
SENS FARRENKAMP, COGHILL, BENNETT

FROM: BILL STRINGER, BOX 81088, COLLEGE 99708

PHONE: 479-6606

RE: HB693 ALASKA RESEARCH POLICY

MAR 13 1986

Ann

PLEASE SUPPORT HB693. THE COMMISSION WOULD GIVE ALASKA A MUCH STRONGER VOICE IN SHAPING FEDERAL ARCTIC RESEARCH POLICY.

03/12/86 09:00

16

TO: STATE AFFAIRS COMMITTEE
FROM: [REDACTED] NAVAPRE, CATO, BOUCHER, K.W. MILLER, COLLINS,
ALSO: REPS FRANK, N.W. MILLER, KOPONEN, ROYCE, DAVIS
SENS FAHRENKAMP, COGHILL, BENNETT
PHONE: 479-3344-H 474-7421-W
RE: HB 693, AK SCIENCE POLICY.

TO: STATE AFFAIRS COMMITTEE

FROM: [REDACTED] NAVAPRE, CATO, BOUCHER, K.W. MILLER, COLLINS,
ALSO: REPS FRANK, N.W. MILLER, KOPONEN, ROYCE, DAVIS
SENS FAHRENKAMP, COGHILL, BENNETT

PHONE: 479-3344-H 474-7421-W

RE: HB 693, AK SCIENCE POLICY.

MAR 13 1986

Com.

MSG: 1 SUPPORT HB 693, TO ESTABLISH AN ALASKA SCIENCE POLICY.
WE NEED THIS MECHANISM TO HELP DIRECT AND SUPPORT RESEARCH TOWARD
TOPICS OF IMPORTANCE TO ALASKA.

* DELIVER TO: JPOM *
* ORIGINAL *
* SENT: 03/06/86 TIME: 14:27 *
* FROM: TCFBX *
* SUBJECT: POM/FBX/MW *
* PRINT DATE: 03/06/86 TIME: 14:27 *

16

TO: HOUSE STATE AFFAIRS COMMITTEE

REPS: HURLEY, NAVARRE, CATO, BOUCHER, M.M. MILLER, COLLINS, JENKINS

ALSO: REPS FRANK, M.W. MILLER, KOPONEN, RINGSTAD, DAVIS
SENS FAHRENKAMP, COGHILL, BENNETT

FROM: LARRY SWEET
1923 SWALLOW DR.
FAIRBANKS 99709

MAR 7 1986

PH: 479-7287

RE HB 693 - ALASKA RESEARCH AGENCY

MSG: I URGE YOU TO ACT FAVORABLY ON HB 693 WHICH WILL CREATE A RESEARCH POLICY FOR ALASKA. THIS LEGISLATION IS CONSISTENT WITH THE FEDERAL ARCTIC RESEARCH POLICY ACT, WILL COORDINATE NATIONAL AND STATE RESEARCH EFFORTS, AND HELP PLAN FOR OUR FUTURE.

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* DELIVER TO: JFOM
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* ORIGINAL
* SENT: 03/13/86 TIME: 09:41
* FROM: JEAN MILLER
* SUBJECT: POM
* PRINT DATE: 03/13/86 TIME: 09:42
*

TO: HOUSE STATE AFFAIRS COMMITTEE

REPRESENTATIVES HURLEY, NAVARRE, CATO, BOUCHER, M.M. MILLER,
COLLINS AND JENKINS

FROM: CHARLES R. ROY
1550 I STREET
ANCHORAGE, AK 99501 PHONE: 276-0711

MAR 13 1986

SUBJECT: HB 693 - ALASKA RESEARCH POLICY

I SUPPORT HB 693. I WOULD LIKE TO SEE THE WORD "EARTH" ADDED TO
LINE 14 OF PAGE 1.

*
* DELIVER TO: JPOM 116 *
* *
* ORIGINAL *
* SENT: 03/13/86 TIME: 09:53 *
* FROM: LTCF *
* SUBJECT: POM/FAIRBANKS AN *
* PRINT DATE: 03/13/86 TIME: 09:55 *
* *

TO: HOUSE STATE AFFAIRS COMMITTEE
REPS: HURLEY, NAVARRE, CATO, BOUCHER, M.M. MILLER, COLLINS,
JENKINS
ALSO: REPS FRANK, M.W. MILLER, KOPONEN, RINGSTAD, DAVIS
SENS FAHRENKAMP, COGHILL, BENNETT
FROM: CARL BENSON, 1551 FARMERS LOOP, FAIRBANKS 99709
PHONE: 479-6912 HOME . OFFICE 474-7450
RE: HB693 ALASKA ARCTIC RESEARCH POLICY

MAR 13 1986

I URGE YOU TO SUPPORT HB693. ALASKA HAS NEEDED SUCH AN ACT FOR A LONG TIME. THE NEED NOW IS EVEN GREATER THAN BEFORE BECAUSE OF THE U. S. ARCTIC RESEARCH AND POLICY ACT OF 1984. ALASKA HAS MORE INTEREST IN ARCTIC RESEARCH THAN ANY OTHER STATE, LET'S SHOW IT!

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* DELIVER TO: JFOM *
* *
* ORIGINAL *
* SENT: 03/13/86 TIME: 11:26 *
* FROM: JEAN MILLER *
* SUBJECT: POM *
* PRINT DATE: 03/13/86 TIME: 11:26 *
*

TO: HOUSE STATE AFFAIRS

REPRESENTATIVES HURLEY, NAVARRE, CATO, BOUCHER, M.M. MILLER,
COLLINS, AND JENKINS

FROM: RICHARD MYERS MAR 13 1986
4101 UNIVERSITY DRIVE
ALASKA PACIFIC UNIVERSITY
ANCHORAGE, AK 99508 PHONE: 564-8257

SUBJECT: HB 693 -ESTABLISHING ALASKA RESEARCH POLICY

I WHOLEHEARTEDLY SUPPORT HB 693 AND WOULD ASK THAT SOME ATTENTION
BE GIVEN TO GENERAL SCIENCE EDUCATION.

*
* DELIVER TO: JPOM *
* *
* ORIGINAL *
* SENT: 03/13/86 TIME: 09:25 *
* FROM: MAXINE WALTON *
* SUBJECT: POM/FBX/MW *
* PRINT DATE: 03/13/86 TIME: 09:26 *
*

2

TO: REPRESENTATIVE HURLEY

FR: GUNTER WELLER
BOX 81024
FAIRBANKS 99708
PH: 479-4181

MAR 13 1986

RE: HB 693 - AK RESEARCH POLICY

MSG: I WOULD LIKE TO STRONGLY SUPPORT HB 693 ESTABLISHING ALASKA RESEARCH POLICY. SUCH A POLICY IS NEEDED SO THAT ALASKA WILL HAVE A STRONG VOICE IN THE FEDERAL SCIENCE POLICY FOR ALASKA AND THE ARCTIC. THE FEDERAL GOVERNMENT IS PRESENTLY SPENDING ABOUT 80 MILLION PER YEAR ON RESEARCH IN THE ARCTIC.

March 13, 1986

To Representatives:
Thompson
Hurley
Navarre
Boucher
Cato
Collins
Jenkins
M.M. Miller
Senator Fred Zharoff

From:
Jonq S. Lee / Director
Fishery Industrial Technology Center
University of Alaska
Kodiak, Alaska 99615

I am pleased to note that the legislature is considering adoption of State's research policy as outlined in House Bill 693.

Sound developmental and managerial decisions have to be based on accurate scientific facts. These facts have to be uncovered through research by Alaskan scientists who have State's long term goals and needs in mind.

Alaska is blessed with rich natural resources and diverse human talents. To develop them to their maximum potentials would require a high level scientific and technological guidance as envisioned in the proposed bill.