

ALASKA LEGISLATURE COMMITTEE FILES 1985-1986 86/2

3782 HTRA HB 181 (FILE 2)

There were no objections.

Rep. Marrou moved that the bill be passed out of committee.

There were no objections.

Rep. Davis suggested to Joe Camp that there should be a letter of intent on the bill from the Attorney General.

Rep. Davis also said that a new zero fiscal note is needed before it moves out also.

There was discussion on residency and COLA.

The meeting was adjourned at 8:00.

CITY OF SEWARD

P.O. BOX 167
SEWARD, ALASKA 99664



- Main Office (907) 224-3331
- Police (907) 224-3338
- Harbor (907) 224-3341
- Telecopier (907) 224-3248

JAN 11 1985

December 19, 1984

COMMISSIONER RICHARD J. KNAPP
STATE OF ALASKA DEPARTMENT OF
TRANSPORTATION AND PUBLIC FACILITIES
MAIL STOP 2500
POUCH Z
JUNEAU, AK 99811

Dear Commissioner Knapp:

Very recently, I was reviewing the Invitation to Bid for Winter Maintenance Services for the ferry Tustemena. My interest was directed towards making sure that Seward's new ship repair facility be equipped to provide all the services needed to maintain the ferry vessels within Prince William Sound. While reviewing the Invitation to Bid, I was looking to see what advantages a Seward-based ferry maintenance facility would have over a Seattle or Lower 48 based facility. It appears to me that the only advantage that we would have would be crew and fuel savings according to the Invitation to Bid. Additionally, the State could use their five percent bid preference if they felt it appropriate.

While reviewing that document and considering our competitive position, the thought came to me, are Washington state ferries maintained by others beside yards within Washington? I then called the former Deputy Commissioner of Washington Department of Transportation and found that, indeed, ferries from the Washington state system are solely maintained within the Washington state yards. They use a pre-qualifications requirement that has thus far limited competition from outside Washington.

I definitely think that it should be the policy of the State of Alaska that when qualified yards are in existence in Alaska, that maintenance will be done in these yards to the

degree that they are cost competitive. Further, that State policy should favor Alaskan yards such that the benefits of spending our money within Alaska can be made available to Alaskans. During the course of thinking about this issue, it struck me that a State policy that maintenance for our ferries will be done in Alaska if possible, not only will benefit us by providing a source of annual income to the yards, but it will also assist us right now while ourselves and Ketchikan are in the process of looking for prospective operators and suppliers for our yards. I am sure it is obvious that a clearly enumerated State policy that Alaska ferries will be maintained and built within Alaskan yards would most definitely assist us in our efforts to attract qualified operators and suppliers for our yards.

I'm sure you are aware the Jones Act forbids us from accepting the low bid for new ferry construction if the low bid for a new vessel is from a non-American shipyard. Since true low bid is unavailable, why not use new construction combined with annual maintenance as development tools? My proposal is, we consider price first, but also the value and benefit of jobs, both direct and subcontractor jobs and the impact of spending our money within the State since it obviously recirculates through the financial and service communities before it leaves the state. Such a policy would clearly help support Alaska shipyards and steel fabrication facilities, and help create them.

One mechanism that might be modeled is what NASA called the Source Evaluation Board (SEB). Our SEB could consider price, but it would also consider employment within Alaska and the impact of spending within Alaska when evaluating Alaska vs. Lower 48 bids. The Source Evaluation Board would not review competing proposals from competitors within Alaska.

One of the obvious obstacles to this approach is it could provide a great opportunity for wrong doing. The following is a number of possible protections that could serve as tools to prevent wrong doing:

1. Civil and criminal penalties for wrong doing.
2. A sunset provision to periodically examine the need for continuation of the Source Evaluation Board.
3. A legislative authorization by targeted industry before using the Source Evaluation Board as a development tool.
4. An independent annual audit of their practices, and a determination that Alaskans are benefitted by the Board's activities.

5. A certain percentage limit could be set as a maximum instead of the present maximum of 5%.
6. A Source Evaluation Board would not be used when there is competition within the State, except to evaluate the lowest responsible in-state bidder against those from outside of Alaska.

It is possible that a Source Evaluation Board process could be used for other industries. Ones that come to mind beside ferry maintenance and construction, include construction of other State vessels; bridge construction; hydro projects; transmission line structures or any other fabrication product where credit for in-state fabrication could be given.

At a minimum, we need a clear State policy that under certain circumstances, we will give more than the five percent credit if we are employing and training Alaskans, creating new industry or seeing secondary impacts of State spending - ideally all of the above. I have suggested a Source Evaluation Board process as one way in which to meet that need, but obviously, we would be open to any other mechanism the State could develop to accomplish such a goal.

Thank you for your time in reviewing the concept. We would be very supportive of any initiatives of this type coming forward from the DOT. I have taken the liberty of copying this letter to the new Commissioner of Commerce and Economic Development.

Thank you again. Happy Holidays!

Sincerely yours,

MAYOR DONALD W. CRIPPS
CITY OF SEWARD

DWC:jml

cc: Commissioner Lounsbury

Senator Kerttula
Representative Cato
Representative Devries
Mr. Ben Harding, Office of the Governor
Mr. Dan Malick, DOTPF
Mr. Pat Marrs
Mr. Dave Haugen, DOTPF
Mr. Barney Gottstein

REPORTS OF STANDING COMMITTEESCSSB 45(HESS)am

The Finance Committee has considered COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 45 (HESS) amended (relating to hospital inspections and investigations by the Department of Health and Social Services), recommends it be replaced with HOUSE COMMITTEE SUBSTITUTE FOR COMMITTEE SUBSTITUTE FOR SENATE BILL NO. 45 (Judiciary) (page 2176) and reports it back as follows: Adams (Chairman), Ringstad, Szymanski, Larson, Pourchot, Uehling, Rieger, Frank, Binkley and Duncan recommend do pass.

A zero fiscal note was attached.

CSSB 45(HESS)am was referred to the Rules Committee for placement on the calendar.

HJR 65

The Labor and Commerce Committee has considered HOUSE JOINT RESOLUTION NO. 65 (relating to foreign marketing of Alaska pink salmon products), recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE JOINT RESOLUTION NO. 65 (Resources) (page 2487) and reports it back as follows: Navarre (Chairman), Koponen, Davis, Boucher, Collins and Pearce recommend do pass.

HJR 65 was referred to the Finance Committee.

2d SSHB 181

The Finance Committee has considered 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (relating to the maintenance of vessels of the Alaska marine highway system), recommends it be replaced with COMMITTEE SUBSTITUTE FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Finance):

"An Act relating to the maintenance of marine vessels of the state."

and reports it back as follows: Adams (Chairman), Ringstad, Larson, Uehling and Duncan recommend do pass; Szymanski recommends do pass and signed "Alaska jobs and more jobs!"; Binkley recommends do not pass; Pourchot, Rieger and Frank have no recommendation.

2d SSHB 181 was referred to the Rules Comm. for placement on the calendar.

HB 183

The Judiciary Committee has considered HOUSE BILL NO. 183 (abolishing the Governor's Commission on the Administration of Justice and transferring responsibilities to the attorney general), recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 183 (Judiciary):

"An Act relating to the Governor's Commission on the Administration of Justice and to intelligence information."

and reports it back as follows: M.M. Miller (Chairman), Sund, Taylor and Gruenberg recommend do pass; Pettyjohn and Phillips have no recommendation.

A fiscal note appears in House Journal Supplement No. 111.

HB 183 was referred to the Finance Committee.

HB 426

The Health, Education & Social Services Committee has considered HOUSE BILL NO. 426 (adding a member to the Alaska Commission on Postsecondary Education), recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 426 (HESS):

"An Act relating to the regulation of postsecondary educational institutions."

and reports it back as follows: Noonan and Gruenberg (Co-chairs), Hurley, Taylor, Thompson and Hanley recommend do pass.

One zero fiscal note was attached and one zero fiscal note with analysis appears in House Journal Supplement No. 111.

HB 426 was referred to the Rules Committee for placement on the calendar.

HB 519

The Judiciary Committee has considered HOUSE BILL NO. 519 (relating to public finance; effective date), recommends it be replaced with COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 519 (Judiciary):

"An Act relating to the financing, leasing, or acquisition of facilities, goods, services, or projects; effective date."

and reports it back as follows: M.M. Miller (Chairman), Sund, Gruenberg, Taylor and Phillips recommend do pass; Pettyjohn and Clocksin have no recommendation.

HB 519 was referred to the Finance Committee.

Alaska State Legislature

House of Representatives

Committee on Transportation



Rep. Bette Cato, Chairman

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4858

DATE: 17 MARCH 1986
TO: LEGAL SERVICES
FROM: Rhonda Cargill *Rhonda*
Committee Staff
House Transportation Committee
RE: Proposed CS for 2d SSHB 181(TRSP)

Please prepare a work draft for Committee Substitute for 2d Sponsor Substitute for House Bill No. 181 with the following changes:

page 1, line 14 and 15 to read:

that there is no facility in the state able and available to perform the maintenance at competitive prices.

We will need this draft before the end of today, as we meet on this bill at 7:00 a.m. Tuesday, March 18.

Thanks so much.

If you have any questions, please give me a call at 465-4858.

Introduced: 3/5/86
Referred: Transportation
and Finance

1 IN THE HOUSE

BY TAYLOR, SUND AND GOLL

2

2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181

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 maintenance of vessels of the
Alaska marine highway system."

7

8

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

9

* Section 1. AS 19.65 is amended by adding a new section to read:

10

Sec. 19.65.030. MAINTENANCE OF ALASKA MARINE HIGHWAY SYSTEM

11

VESSELS. A vessel of the Alaska marine highway system may not be

12

transported outside of the state for the purpose of maintenance unless

13

the commissioner of transportation and public facilities determines

14

that there is no facility in the state able and available to perform

15

the maintenance at competitive prices

*U of A
7:6* } Not limit to MHS

*(U/A vessel in Seward - sent to Seattle for propeller
work - could have done in Seward)*

*- DOA - other vessels other than MHS
no objection to DOT*

Alaska State Legislature

REPRESENTATIVE
BETTE CATO
DISTRICT 6
BOX 775
VALDEZ, ALASKA 99686
(907) 835-4568
WHILE IN JUNEAU
P O BOX V
JUNEAU, ALASKA 99811
(907) 465-4858
(907) 586-2660

COMMITTEES
CHAIRMAN
HOUSE TRANSPORTATION
MEMBER
RESOURCES
STATE AFFAIRS

House of Representatives

DATE: 20 March 1986
TO: Representative Robin Taylor
FROM: Representative Bette Cato
RE: CS 2d HB 181 (TRSP)

Would you please consider amending CS 2d HB 181 (TRSP) to include all state vessels instead of only vessels of the Alaska Marine Highway System?

I understand several state agencies have vessels which should be maintained in-state whenever possible. I believe we could simply change language to cover all state vessels and leave the responsibility of determination with the Commissioner of Transportation.

Please give Rhonda Cargill of our Transportation Committee staff a call and let her know what you decide, as I will be out of town until Sunday night. Rhonda will be more than happy to gather data to substantiate this amendment if you are agreeable to the idea.

Thanks so much for your consideration and assistance.

To: ROBIN TAYLOR
From: BETTE CATO
RE: CS 2d SS HB 181 (TRSP)

Would you please consider amending CS 2d SS HB 181 (TRSP) to include all state vessels instead of only vessels of the Alaska marine highway system.

I understand the departments of Fish & Game and the University of Alaska also have ~~boat~~ vessels which I feel strongly should be maintained in-state whenever possible.

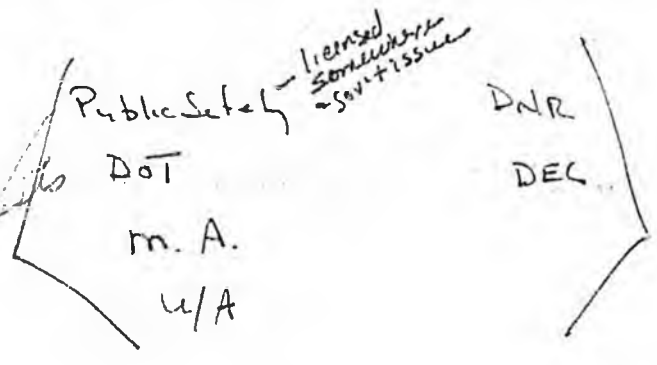
Please give Rhonda of ~~my~~ Transportation Committee staff a call if you are agreeable to this amendment & she'll be more than happy to gather data on the # of vessels ~~were~~ involved.

Thanks so much for your help & consideration

4766-Duncan - Fish & Game - 12' Boston Whalers & up Breakdown

DOT-SET -

→ Self-owned property may not include life jackets anything 8-12 ft. ~~less~~
→ 16-18' & bigger major in-state



→ registration records of # of vessels
→ OMB - how close resembles public safety #

HOUSE RESEARCH

competitive bidding to competitive prices
supply or hearing

idea - com of DOT - o kaw

* → before bid in sea - o kaw work
concept . Can't be done in AR.

idea from Seeward

Sunt

Windy

Bitte

= = = = = = = = =

hold matter than vote down

City Mgr - Seeward - committee
to know

* FISCAL NOTE / not of today - hold up would be signature
first in a.m.
* LETTER OF INTENT waiting word from legal & will get to us

3/18 Ron GARZINI - 224-3331 - in town tomorrow - review
draft at that time

Hein
3/17/86

Original sponsors: Taylor, Sund
and Goll

1 IN THE HOUSE BY THE TRANSPORTATION COMMITTEE
 2 CS FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Transportation)
 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 maintenance of vessels of the
7 Alaska marine highway system."

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

9 * Section 1. AS 19.65 is amended by adding a new section to read:

10 Sec. 19.65.030. MAINTENANCE OF ALASKA MARINE HIGHWAY SYSTEM
 11 VESSELS. A vessel of the Alaska marine highway system may not be
 12 transported outside of the state for the purpose of maintenance unless
 13 the commissioner of transportation and public facilities determines
 14 that there is no facility in the state able and available to perform
 15 the maintenance at competitive prices. - *dept's suggested language*

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MEMORANDUM

State of Alaska

TO: Joe Camp
Deputy Commissioner
Department of Transportation
and Public Facilities

DATE: March 20, 1986

FILE NO:

TELEPHONE NO: 465-3603

FROM: Harold M. Brown
Attorney General

SUBJECT: Legislative Intent
for CS for 2nd SSHB
181 (Trans)

By: *Gary I. Amendola*
Gary I. Amendola
Assistant Attorney General
Transportation Section-Juneau

You have asked for language to clarify the legislative intent of CS for 2d SSHB 181 (Trans), which amends AS 19.65 by adding a new section to read:

Sec. 19.65.030. MAINTENANCE OF ALASKA MARINE HIGHWAY SYSTEM VESSELS. A vessel of the Alaska marine highway system may not be transported outside of the state for the purpose of maintenance unless the commissioner of transportation and public facilities determines that there is no facility in the state able and available to perform the maintenance at competitive prices.

Draft language of legislative intent could be as follows:

The transportation committee supports the concept of using facilities located in the State of Alaska for the repair and maintenance of Alaska marine highway system vessels. The committee also recognizes, however, that the Alaska marine highway system is required under AS 37.05.230 to award a contract for the maintenance or repair of its vessels on the basis of competitive bidding. The committee does not intend this legislation to conflict with the provisions of AS 37.05.230 nor does it intend by this legislation to relieve the Alaska marine highway system of its obligation to award contracts for the maintenance or repair of its vessels except by competitive bid.

GIA:prm

LETTER OF INTENT

GARZINI

*Answer to 4/8 -
transportation
and public facilities
low*

*Come to us just
2/14 spring launch
even w/ 5% factor*

*Open and authorization
to negotiate w/ the
state w/ 5% factor
competitive prices*

*We get just credit
develop new industry
free as. hip
here*

get

*Ketch
get rid
anyway*

- 1. Inter-portals
differential 50.0*
- 2. 5%*
- 3. Capital cost to cover*

Offered: 3/19/86
Referred: Finance

*- Szymanski
- Duncan
- Hebling*

Original sponsors: Taylor, Sund
and Goll

1 IN THE HOUSE BY THE TRANSPORTATION COMMITTEE
2 CS FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Transportation)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
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7 Alaska marine highway system."
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
9 * Section 1. AS 19.65 is amended by adding a new section to read:
10 Sec. 19.65.030. MAINTENANCE OF ALASKA MARINE HIGHWAY SYSTEM
11 VESSELS. A vessel of the Alaska marine highway system may not be
12 transported outside of the state for the purpose of maintenance unless
13 the commissioner of transportation and public facilities determines
14 that there is no facility in the state able and available to perform
15 the maintenance at competitive prices.

Alaska State Legislature



House of Representatives

Committee on Transportation

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4853

Rep. Bette Cato, Chairman

LETTER OF INTENT
FOR
CS FOR 2D SSHB 181 (TRSP)

The House Transportation Committee supports the concept of using facilities located in the State of Alaska for the repair and maintenance of the Alaska Marine Highway system vessels. The Committee also recognizes, however, that the Alaska Marine Highway System is required under AS 37.05.230 to award a contract for the maintenance or repair of its vessels on the basis of competitive bidding. The Committee does not intend this legislation to conflict with the provisions of AS 37.05.230 nor does it intend by this legislation to relieve the Alaska Marine Highway System of its obligation to award contracts for the maintenance or repair of its vessels except by competitive bid.

CONCUR

OTHER

<u>Bette Cato</u>	-----
<u>Adolph Herrmann</u>	-----
<u>John Turner</u>	-----
<u>Mike De</u>	-----
<u>A. J. M. M. M.</u>	-----
<u>Dick Shultz</u>	-----
<u>M. J. M. M.</u>	-----

Bette Cato
CHAIRMAN

March 15, 1986

Representative Bette Cato
Chair, House Transportation Committee
Alaska State Legislature
Juneau, AK 99811

Dear Representative Cato:

The Southeast Conference has reviewed HB 181. We discussed this bill with Deputy Commissioner Joe Camp and also with Representative Robin Taylor's office.

The Southeast Conference supports 2dSSHB 181 if the words "at competitive prices" are added to line 15 of the bill. Representative Taylor is suggesting this amendment.

Interport differential and the Alaska bidder preference should allow the Ketchikan shipyard to bid competitively within the West Coast ship repair market.

Sincerely,



John Farnan
Executive Director
Southeast Conference

Alaska State Legislature

House of Representatives

Committee on Transportation



Rep. Bette Cato, Chairman

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4858

DATE: 03 APRIL 1986
TO: HOUSE FINANCE COMMITTEE MEMBERS
FROM: Representative Bette Cato
RE: TESTIMONY FOR PROPOSED CHANGES TO 2d SSHB 181

FOR THE RECORD, I AM BETTE CATO, REPRESENTATIVE OF DISTRICT 6, AND PRESENTLY CHAIRMAN OF THE HOUSE TRANSPORTATION COMMITTEE.

I AM HERE TODAY TO ENCOURAGE YOU TO SUPPORT THE PROPOSED CHANGES TO HOUSE BILL 181.

ORIGINALLY REPRESENTATIVE TAYLOR AND I WANTED A VEHICLE TO REQUIRE OUR FERRY SYSTEM TO BEGIN UTILIZING THE MARINE REPAIR FACILITIES IN SEWARD AND KETCHIKAN. WE FELT IT WAS ESSENTIAL THAT DUE TO THE FACT THE STATE HAS INVESTED OVER 77 MILLION DOLLARS IN BUILDING THESE FACILITIES, THAT OUR OWN MARINE HIGHWAY SYSTEM AND OTHER STATE AGENCIES BEGIN TO USE THEM.

AT THE TIME WE HAD THE BILL IN THE TRANSPORTATION COMMITTEE, THE DEPARTMENT OF TRANSPORTATION WAS OPPOSED TO THE BILL UNLESS WE INCLUDED LANGUAGE "AT COMPETITIVE PRICES". THE DEPARTMENT FELT WITHOUT THIS LANGUAGE WE WERE GIVING A BLANK CHECK TO THE PRIVATE SHIPYARD OPERATOR TO CHARGE THE MARINE HIGHWAY SYSTEM WHATEVER HE WANTED DUE TO THE FACT WE WERE REQUIRING THE MARINE HIGHWAY SYSTEM TO USE THEM.

AFTER THE BILL PASSED OUT OF THE TRANSPORTATION COMMITTEE, IT CAME TO MY ATTENTION THAT A VESSEL OWNED BY THE UNIVERSITY OF ALASKA, BASED IN SEWARD, WAS SENT TO SEATTLE FOR PROP REPAIR INSTEAD OF UTILIZING THE FACILITY RIGHT ACROSS THE BAY IN SEWARD. THUS, I APPROACHED REPRESENTATIVE TAYLOR WITH THE IDEA TO AMEND HIS BILL FURTHER TO INCLUDE ALL STATE OWNED VESSELS TO UTILIZE IN-STATE FACILITIES.

YOU'LL FIND IN YOUR PACKET A HOUSE RESEARCH REQUEST WHICH SHOWS ALMOST ALL STATE-OWNED VESSELS. PLEASE READ THE FOOTNOTE WHICH POINTS OUT THAT THE UNIVERSITY WON'T HAVE THEIR NUMBERS FOR US UNTIL NEXT WEEK.

WHEN YOU TAKE A LOOK AT THIS INFORMATION I HOPE YOU WILL SEE FURTHER JUSTIFICATION FOR UTILIZING IN-STATE MAINTENANCE FACILITIES.

NOW LET'S BACK TRACK AND TAKE A LOOK AT THE AMENDMENT THE TRANSPORTATION COMMITTEE AGREED TO INCLUDE IN HOJSE BILL 181. ACCORDING TO THE DEPARTMENT OF TRANSPORTATION, THIS LANGUAGE WAS NEEDED TO SAFEGUARD THEM AND IT SHOULDN'T CREATE ANY PROBLEMS BECAUSE ALASKA WOULD STILL HAVE SOME ECONOMIC ADVANTAGES OVER CUTSIDE SHIPYARDS BECAUSE OF THE MINIMAL CAPITAL COSTS TO RECOVER; BIDDER PREFERENCE REQUIREMENTS, AND INTERPORT DIFFERENTIAL.

WE ARE NOW QUESTIONING THAT LOGIC. AGAIN, WE HAVE INVESTED OVER \$77 MILLION DOLLARS IN STATE MAINTENANCE FACILITIES AND WHY SHOULDN'T WE SIMPLY EXEMPT OUR STATE OWNED VESSELS FROM THE COMPETITIVE BIDDING STATUTE, HAVE THE MAINTENANCE AND REPAIR DONE IN-STATE UNLESS THERE IS ABSOLUTELY NO WAY IT CAN BE ACCOMPLISHED FOR REASONABLE COST IN-STATE, THEN AND ONLY THEN, SEND THE VESSEL DOWN SOUTH.

THE ADVANTAGES OF HAVING OUR VESSELS REPAIRED AND MAINTAINED IN-STATE FAR OUT WEIGH THE THREE ECONOMIC ADVANTAGES DOT PROVIDED. A MERE STATE BUDGET BASIS FOR ANALYZING SUCH POLICIES TOTALLY IGNORES THE TREMENDOUS ECONOMIC BENEFITS TO ALASKA THROUGH LOCAL HIRE AND THE EFFECT OF DOLLARS SPENDING THROUGH OUR GENERAL ECONOMY.

WE ARE NOW TALKING ABOUT PROVIDING FOR NEW INDUSTRY IN THE STATE - LET'S FORCE SHIPYARD OPERATORS TO COME ALASKA TO DO BUSINESS INSTEAD OF TAKING OUR BUSINESS TO THEM. LET'S KEEP THE MONIES IN-STATE INSTEAD OF AIDING ANOTHER STATE.

THERE ARE OTHER WITNESSES HERE TODAY WHO WILL BE ADDRESSING THE ADVANTAGES AND NUMBERS INVOLVED WITH THESE ADVANTAGES TO THE ECONOMY OF TWO COMMUNITIES WHICH HAVE HIGH UNEMPLOYMENT FIGURES, BUT I JUST WANT TO STRESS THAT THIS BILL COULD MAKE OR BREAK THE KETCHIKAN FACILITY AND IT COULD MEAN A BOOST TO SEWARD'S ECONOMY AS WELL.

THANK YOU FOR YOUR TIME AND CONSIDERATION TO THESE CHANGES BEFORE YOU TODAY. I WOULD LIKE TO DEFER TO RON GARZINNI TO CONTINUE WITH TESTIMONY IN FAVOR OF THE CHANGES TO HOUSE BILL 181.

A M E N D M E N T

Offered in the HOUSE

By Szymanski

TO: CS 2d SSHB 181 (Trsp)

Page 1, line 11:

After "VESSELS." insert "(a)"

Page 1, line 15, delete "competitive prices" and insert:

"a price that is in the state's best interests. In making this determination, the commissioner shall consider

(1) the amount of money the state has granted to, or otherwise invested in, marine vessel maintenance facilities in the state;

(2) the amortization, overhead, and start-up costs of the facilities in the state; and

(3) the direct and indirect benefits to the economy and labor force of the state that may be obtained by contracting with a facility in the state.

(b) AS 37.05.230 and the provisions of any other law relating to competitive bidding do not apply to a contract for the maintenance of a vessel of the Alaska marine highway system if the contract is awarded to a facility in the state."

*DID SZYMANSKI HAVE
YOU DISTRIBUTE THIS?*

A M E N D M E N T

Offered in the HOUSE

By Szymanski

TO: CS 2d SSHB 181 (Trsp)

Page 1, line 11:

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(2) the amortization, overhead, and start-up costs of the facilities in the state; and

(3) the direct and indirect benefits to the economy and labor force of the state that may be obtained by contracting with a facility in the state.

(b) AS 37.05.230 and the provisions of any other law relating to competitive bidding do not apply to a contract for the maintenance of a vessel of the Alaska marine highway system if the contract is awarded to a facility in the state."

Offered: 3/19/86
Referred: Finance

*Szymanski
DUNNAN
APR 1986*

Original sponsors: Taylor, Sund
and Goll

1 IN THE HOUSE BY THE TRANSPORTATION COMMITTEE
2 CS FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Transportation)
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 maintenance of vessels of the
7 Alaska marine highway system."

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

9 * Section 1. AS 19.65 is amended by adding a new section to read:

10 Sec. 19.65.030. MAINTENANCE OF ALASKA MARINE HIGHWAY SYSTEM
11 VESSELS. A vessel of the Alaska marine highway system may not be
12 transported outside of the state for the purpose of maintenance unless
13 the commissioner of transportation and public facilities determines
14 that there is no facility in the state able ^{OR} [and] available to perform
15 the maintenance at competitive prices.

*Civil
Bank*

*95% of bulk of Alaska vessels can be maintained by Federal
clearly state vessels are important*

*→ In. Investments
Needs: potential
increase cost for
maintenance -
operating cost in long run*

*Ray
Parker*

Ron $\frac{1}{2}$ Duross

Specifically - what can Duross handle today? with cradles and rails? Include cost, savings, economic factors, etc.

Taylor $\frac{1}{2}$ Kubley

Specifically, what will Ketchikan be able to handle? Include costs, savings, economic factors, etc.?

DOT -

- New position paper & fiscal analysis
- Start up costs
- long term maintenance costs

Hein
4/7/86

Original sponsors: Taylor, Sund,
Goll, and Szymanski

1 IN THE HOUSE BY THE FINANCE COMMITTEE
2 CS FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Finance)
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 maintenance of marine vessels
7 of the state."

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

9 * Section 1. AS 36.20 is amended by adding a new section to read:

10 Sec. 36.20.020. MAINTENANCE OF STATE MARINE VESSELS. (a) A
11 marine vessel owned by the state may not be transported outside of the
12 state for the purpose of maintenance unless the commissioner of trans-
13 portation and public facilities determines that there is no facility
14 in the state able ^{OR} and/ available to perform the maintenance at a price
15 that is in the state's best interests. In making this determination,
16 the commissioner shall consider

17 (1) the amount of money the state has granted to, or other-
18 wise invested in, marine vessel maintenance facilities in the state;

19 (2) the amortization, overhead, and start-up costs of the
20 facilities in the state; and

21 (3) the direct and indirect benefits to the economy and
22 labor force of the state that may be obtained by contracting with a
23 facility in the state.

24 (b) AS 37.05.230 and the provisions of any other law relating to
25 competitive bidding do not apply to a contract for the maintenance of
26 a marine vessel owned by the state if the contract is awarded to a
27 facility in the state.
28
29

Hein
4/7/86

Original sponsors: Taylor, Sund,
Goll, and Szymanski

1 IN THE HOUSE BY THE FINANCE COMMITTEE
 2 CS FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Finance)
 3 IN THE LEGISLATURE OF THE STATE OF ALASKA
 4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 TITLE

6 For an Act to the maintenance of marine vessels

7
8 BE IT EN THE STATE OF ALASKA:

9 * Sec by adding a new section to read:

10 SE OF STATE MARINE VESSELS. (a) A

11 mar may not be transported outside of the

12 sta nce unless the commissioner of trans-

13 por determines that there is no facility

14 in to perform the maintenance at a price

15 the crests. In making this determination,

16 the

17 ey the state has granted to, or other-

18 wi maintenance facilities in the state;

19 , overhead, and start-up costs of the

20 facilities in the state; and

21 (3) the direct and indirect benefits to the economy and
 22 labor force of the state that may be obtained by contracting with a
 23 facility in the state.

24 (b) AS 37.05.230 and the provisions of any other law relating to
 25 competitive bidding do not apply to a contract for the maintenance of
 26 a marine vessel owned by the state if the contract is awarded to a
 27 facility in the state.

28

29

APR 09 1986

PUBLIC OPINION MESSAGE

TO: REPRESENTATIVE BETTE CATO
FROM: IDA LUTON
130 LEIBROCK
SOLDOTNA 99669
262-1597

BILL NO: HB 181
SUBJECT: REQUIRING FERRY MAINTENANCE TO BE IN STATE
MESSAGE:

DO NOT SUPPORT AS 37.05230 AMENDED TO HB 181. WE WANT TO
REPAIR OUR OWN SHIPS.

DATE: 04/08/86 TIME: 03:46:42 SENT BY: SOLDOTNA LIO

COPIES TO: HOUSE MEMBERS
SENATE MEMBERS

Employees - think private op
ferry system employees in Seattle
keep going to Seattle in winter

Give upper family -
testimony from ferry
employees - want
it to

APR 09 1986

PUBLIC OPINION MESSAGE

TO: REPRESENTATIVE BETTE CATO
FROM: MELTON VOLK
BOX 3397
SOLDOTNA 99669
262-1597

BILL NO: HB 181

SUBJECT: REQUIRING FERRY MAINTENANCE TO BE IN STATE

MESSAGE:

DO NOT SUPPORT AS 37.05230 AMENDED TO HB 181.

DATE: 04/08/86 TIME: 09:44:35 SENT BY: SOLDOTNA LIO

COPIES TO: HOUSE MEMBERS
SENATE MEMBERS

*Monday
this week
Award Phenix dog*

PUBLIC OPINION MESSAGE

TO: REPRESENTATIVE BETTE CATO

FROM: JAMES MARTIN
GENERAL DELIVERY
SOLDOTNA
262-9773

99669

BILL NO: HB 181

SUBJECT: REQUIRING FERRY MAINTENANCE TO BE IN STATE

MESSAGE:

ALL LEGISLATORS,
DO NOT SUPPORT AS 37.052.32 AMENDED TO HB 181.
WE WANT TO REPAIR OUR OWN SHIPS IN ALASKA.

DATE: 04/08/86 TIME: 09:48:35 SENT BY: SOLDOTNA LIO

COPIES TO: HOUSE MEMBERS
SENATE MEMBERS

Representative Clocksin moved and asked unanimous consent that the roll call of the House be waived and all members be shown as present. There being no objection, it was so ordered.

President Bennett appointed Representative Gruenberg and Senator Rodey to escort the Honorable Chief Justice Rabinowitz to the House Chamber.

President Bennett welcomed Chief Justice Rabinowitz to the joint session.

Chief Justice Rabinowitz introduced the following members of the Court:

Justice Edmond W. Burke
Justice Warren Matthews
Justice Allen Compton
Justice Daniel Moore

Chief Justice Rabinowitz received a standing ovation at the conclusion of his speech.

Representative Gruenberg and Senator Rodey escorted Chief Justice Rabinowitz from the Chamber.

Senator Halford moved and asked unanimous consent that the joint session adjourn. There being no objection, President Bennett adjourned the joint session at 11:39 a.m.

The Speaker ordered the House at ease to allow members of the Senate to leave the Chamber.

IN THE HOUSE

The House was called back to order at 11:47 a.m. by Speaker Grussendorf.

CS 2d SSHB 181(Fin) *if*

CS 2d SSHB 181(Fin) and pending amendments were again before the House.

Representative Martin rose to a point of order regarding debate. The Speaker stated the point was well taken.

CS 2d SSHB 181(Fin)

The question being: "Shall Amendment No. 1 be adopted?"
The roll was taken with the following result:

CS2DSSHB 181(FIN) AM1

Yeas:	12	Binkley, Clocksin, Cotten, Furnace, Jenkins, Martin, Navarre, Pearce, Pettyjohn, Phillips, Pignalberi, Rieger
Nays:	19	Adams, Boucher, Cato, Duncan, Fuller, Goll, Gruenberg, Grussendorf, Hurley, Koponen, Larson, Miller, M.M., Miller, M.W., Pourchot, Ringstad, Szymanski, Taylor, Thompson, Wallis
Excused:	4	Collins, Herrmann, Sund, Uehling
Absent:	5	Davis, Frank, Hanley, Marrou, Shultz

Larson changed from "yea" to "nay".

And so, Amendment No. 1 was not adopted.

Amendment No. 2 by Furnace:

Page 1, line 14:

Delete: "at a price that is in the state's best interests"

Representative Furnace moved and asked unanimous consent that Amendment No. 2 be adopted.

Representative M.M. Miller objected.

The question being: "Shall Amendment No. 2 be adopted?"
The roll was taken with the following result:

CS2DSSHB 181(FIN) AM2

Yeas:	17	Binkley, Davis, Frank, Furnace, Hanley, Jenkins, Koponen, Marrou, Martin, Miller, M.W., Pearce, Pettyjohn, Phillips, Pignalberi, Rieger, Ringstad, Shultz
Nays:	18	Adams, Boucher, Cato, Clocksin, Cotten, Duncan, Fuller, Gruenberg, Grussendorf, Hurley, Larson, Miller, M.M., Navarre, Pourchot, Szymanski, Taylor, Thompson, Wallis

CS 2d SSHB 181(Fin)am

CS2DSSHB 181(FIN)AM

Yeas: 26 Adams, Boucher, Cato, Cotren,
Duncan, Frank, Fuller, Gruenberg,
Grussendorf, Hanley, Hurley,
Jenkins, Koponen, Larson, Marrou,
Miller, M.M., Miller, M.W., Navarre,
Pettyjohn, Pourchot, Ringstad,
Shultz, Szymanski, Taylor,
Thompson, Wallis

Nays: 8 Binkley, Clocksin, Furnace,
Martin, Pearce, Phillips,
Pignalberi, Rieger

Excused: 4 Collins, Herrmann, Sund, Uehling

Absent: 2 Davis, Goll

And so, CS 2d SSHB 181(Fin)am passed the House.

Representative Navarre gave notice of reconsideration of his vote on CS 2d SSHB 181(Fin)am.

SSHB 499

SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 499 (relating to a decedent's estate; effective date) was read the second time with the Judiciary Committee report (page 2522).

Representative Clocksin moved and asked unanimous consent that COMMITTEE SUBSTITUTE FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 499 (Judiciary) (giving priority to payment of past due child support from a decedent's estate) be adopted in lieu of the original bill. There being no objection, it was so ordered.

CSSSHB 499(Jud)

Representative Clocksin moved and asked unanimous consent that CSSSHB 499(Jud) be considered engrossed, advanced to third reading and placed on final passage. There being no objection, it was so ordered.

CSSSHB 499(Jud) was read the third time.

The question being: "Shall CSSSHB 499(Jud) pass the House?"
The roll was taken with the following result:

CS 2d SSHB 181(Fin)

Excused: 4 Collins, Herrmann, Sund, Uehling

Absent: 1 Goll

And so, Amendment No. 2 was not adopted.

Amendment No. 3 by M.M. Miller and Taylor:

Page 1, line 16:

After "consider" add: ", and document through written findings"

Representative M.M. Miller moved and asked unanimous consent that Amendment No. 3 be adopted.

Representative Furnace objected and withdrew his objection.

There being no further objection, Amendment No. 3 was adopted.

CS 2d SSHB 181(Fin)am

Amendment No. 4 by Pignalberi:

Page 1, line 12:

After the word "maintenance" add "or repair"

Representative Pignalberi moved and asked unanimous consent that Amendment No. 4 be adopted.

Representative Cato objected.

Amendment to Amendment No. 4 by Cato:

Page 1, line 25:

After the word "maintenance" add "or repair"

Representative Cato moved and asked unanimous consent that the amendment to Amendment No. 4 be adopted. There being no objection it was so ordered.

There being no objection to Amendment No. 4 as amended, it was adopted.

CS 2d SSHB 181(Fin)am

Amendment No. 5 by Rieger was not offered.

Amendment No. 6 by Pettyjohn:

Page 1, line 7:

After "state" insert ", and providing for an expiration of the Act."

Page 1, line 28:

Add new Section 2. as follows:

"*Section 2. The provisions of this Act expire four years after the date it takes effect."

Representative Pettyjohn moved and asked unanimous consent that Amendment No. 6 be adopted.

Representative Taylor objected.

The question being: "Shall Amendment No. 6 be adopted?" The roll was taken with the following result:

CS2DSSHB 181(FIN)AM AM6

Yeas: 18 Binkley, Clocksin, Cotten, Davis, Frank, Fuller, Furnace, Hanley, Jenkins, Marrou, Martin, Miller, M.W., Navarre, Pearce, Pettyjohn, Phillips, Pignalberi, Rieger

Nays: 17 Adams, Boucher, Cato, Duncan, Gruenberg, Grussendorf, Hurley, Koponen, Larson, Miller, M.M., Pourchot, Ringstad, Shultz, Szymanski, Taylor, Thompson, Wallis

Excused: 4 Collins, Herrmann, Sund, Uehling

Absent: 1 Goll

And so, Amendment No. 6 was adopted.

Amendment No. 7 by Gruenberg and Navarre:

Page 1, line 14:

Strike "or available"

CS 2d SSHB 181(Fin)am

Representative Gruenberg moved and asked unanimous consent that Amendment No. 7 be adopted. There being no objection it was so ordered.

Representative Pignalberi moved and asked unanimous consent that the House rescind its previous action in failing to adopt Amendment No. 1.

Representative M.M. Miller objected.

The question being: "Shall the House rescind its action in failing to adopt Amendment No. 1?" The roll was taken with the following result:

CS2DSSHB 181(FIN)AM MOTION

Yeas: 17 Binkley, Clocksin, Cotten, Davis, Frank, Furnace, Hanley, Jenkins, Marrou, Martin, Navarre, Pearce, Pettyjohn, Phillips, Pignalberi, Pourchot, Rieger

Nays: 18 Adams, Boucher, Cato, Duncan, Fuller, Gruenberg, Grussendorf, Hurley, Koponen, Larson, Miller, M.M., Miller, M.W., Ringstad, Shultz, Szymanski, Taylor, Thompson, Wallis

Excused: 4 Collins, Herrmann, Sund, Uehling

Absent: 1 Goll

And so, the motion failed.

Representative Clocksin moved and asked unanimous consent that CS 2d SSHB 181(Fin)am be considered engrossed, advanced to third reading and placed on final passage. There being no objection, it was so ordered.

CS 2d SSHB 181(Fin)am was read the third time.

The question being: "Shall CS 2d SSHB 181(Fin)am pass the House?" The roll was taken with the following result:

Honoring - Charlie Akers

In Memoriam - Randy Thom

The citations were sent to enrolling.

UNFINISHED BUSINESS

CSHB 28(Fin)(2d-title-am)

Representative Furnace moved and asked unanimous consent that the House take up the Senate message on COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 28 (Finance) (2d title am) (making a special appropriation from the undistributed income account in the Alaska permanent fund to the principal of the permanent fund; effective date) (page 2217) at this time.

Representative Adams objected.

The question being: "Shall the House take up Senate messages at this time?" The roll was taken with the following result:

SCS CSHB 28(FIN) MOTION

Yeas:	10	Furnace, Hanley, Jenkins, Marrou, Martin, Pearce, Pettyjohn, Phillips, Rieger, Uehling
Nays:	26	Adams, Binkley, Cato, Clocksin, Cotten, Davis, Duncan, Frank, Fuller, Goll, Gruenberg, Grussendorf, Hurley, Koponen, Larson, Miller, M.M., Miller, M.W., Navarre, Pourchot, Ringstad, Shultz, Sund, Szymanski, Taylor, Thompson, Wallis
Excused:	3	Collins, Herrmann, Pignalberi
Absent:	1	Boucher

And so, the motion failed.

File

THIRD READING OF HOUSE BILLS

CS 2d SSHB 181(Fin)am

Representative Pettyjohn brought up reconsideration of COMMITTEE SUBSTITUTE FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Finance) amended (relating to the maintenance of marine vessels of the state; and providing for an expiration of the Act).

CS 2d SSHB 181(Fin)am was read the third time.

[The Chief Clerk notes the following three amendments were misnumbered on the floor and are corrected in this journal.]

Representative Pettyjohn moved and asked unanimous consent that CS 2d SSHB 181(Fin)am be returned to second reading for the purpose of specific Amendment No. 8 (language amending Amendment No. 6 which was adopted on page 2680).

Amendment No. 8 by Pettyjohn:

Page 1, line 28:

Delete "four"
Insert "six"

Representative Clocksin objected and withdrew his objection. There being no further objection, CS 2d SSHB 181(Fin)am was returned to second reading.

Representative Pettyjohn moved and asked unanimous consent that Amendment No. 8 be adopted.

Representative Rieger objected.

The question being: "Shall Amendment No. 8 be adopted?"
The roll was taken with the following result:

CS 2D SSHB 181(FIN)AM AM 8

Yeas:	32	Adams, Binkley, Cato, Clocksin, Cotten, Davis, Duncan, Frank, Fuller, Goll, Gruenberg, Grussendorf, Hanley, Hurley, Jenkins, Koponen, Larson, Marrou, Miller, M.M., Miller, M.W., Navarre, Pearce, Pettyjohn, Pourchot, Ringstad, Shultz, Sund, Szymanski, Taylor, Thompson, Uehling, Wallis
-------	----	--

CS 2d SSHB 181(Fin)am

Nays: 3 Martin, Phillips, Rieger
Excused: 3 Collins, Herrmann, Pignalberi
Absent: 2 Boucher, Furnace

And so, Amendment No. 8 was adopted.

Representative Taylor moved and asked unanimous consent that CS 2d SSHB 181(Fin)am be returned to second reading for the purpose of specific Amendment No. 9.

Amendment No. 9 by Taylor:

Page 1, lines 24 - 27:

Delete and add a new subsection to read:

"(b) AS 37.05.230 and the competitive bidding provisions of any other law do not apply to a contract for the maintenance or repair of a marine vessel owned by the state if the contract is awarded to a facility in the state."

Representative Martin objected.

The question being: "Shall CS 2d SSHB 181(Fin)am be returned to second reading for the purpose of specific Amendment No. 9?" The roll was taken with the following result:

CS 2D SSHB 181(FIN)AM MOTION

Yeas: 35 Adams, Binkley, Boucher, Gato,
Clocksin, Cotten, Duncan, Frank,
Fuller, Furnace, Goll, Gruenberg,
Grussendorf, Hanley, Hurley,
Jenkins, Koponen, Larson, Marrou,
Miller, M.M., Miller, M.W., Navarre,
Pearce, Pettyjohn, Phillips,
Pourchot, Rieger, Ringstad,
Shultz, Sund, Szymanski, Taylor,
Thompson, Uehling, Wallis

Nays: 2 Davis, Martin

Excused: 3 Collins, Herrmann, Pignalberi

Absent: 0

And so, the motion passed.

CS 2d SSHB 181(Fin)am

Representative Taylor moved and asked unanimous consent that Amendment No. 9 be adopted.

Representative Martin objected.

The question being: "Shall Amendment No. 9 be adopted?"
The roll was taken with the following result:

CS 2D SSHB 181(FIN)AM AM 9

Yeas:	27	Adams, Boucher, Cato, Clocksin Cotten, Duncan, Frank, Fuller, Furnace, Gruenberg, Grussendorf, Hurley, Jenkins, Larson, Miller, M.M., Miller, M.W., Navarre, Pettyjohn, Pourchot, Ringstad, Shultz, Sund, Szymanski, Taylor, Thompson, Uehling, Wallis
Nays:	10	Binkley, Davis, Goll, Hanley, Koponen, Marrou, Martin, Pearce, Phillips, Rieger
Excused:	3	Collins, Herrmann, Pignalberi
Absent:	0	

And so, Amendment No. 9 was adopted.

Representative Martin moved and asked unanimous consent that CS 2d SSHB 181(Fin)am be returned to second reading for the purpose of specific Amendment No. 10.

Amendment No. 10 by Martin:

Page 1, lines 14-15:

Delete "at a price that is in the state's best interests"

Add "at competitive prices"

Representative Cotten objected.

The question being: "Shall CS 2d SSHB 181 (Fin)am be returned to second reading for the purpose of specific Amendment No. 10?" The roll was taken with the following result:

CS 2d SSHB 181(Fin)am

CS 2D SSHB 181(FIN)AM MOTION

Yeas:	17	Binkley, Boucher, Davis, Frank, Furnace, Hanley, Jenkins, Larson, Marrou, Martin, Navarre, Pearce, Pettyjohn, Phillips, Rieger, Ringstad, Uehling
Nays:	20	Adams, Cato, Clocksin, Cotten, Duncan, Fuller, Goll, Gruenberg, Grussendorf, Hurley, Koponen, Miller, M.M., Miller, M.W., Pourchot, Shultz, Sund, Szymanski, Taylor, Thompson, Wallis
Excused:	3	Collins, Herrmann, Pignalberi
Absent:	0	

And so, the motion failed.

The question to be reconsidered: "Shall CS 2d SSHB 181(Fin)am pass the House?" The roll was taken with the following result:

CS 2D SSHB 181(FIN)AM RECONSIDERATION

Yeas:	30	Adams, Boucher, Cato, Cotten, Duncan, Frank, Fuller, Furnace, Goll, Gruenberg, Grussendorf, Hanley, Hurley, Jenkins, Koponen, Larson, Marrou, Miller, M.M., Miller, M.W., Navarre, Pettyjohn, Pourchot, Ringstad, Shultz, Sund, Szymanski, Taylor, Thompson, Uehling, Wallis
Nays:	7	Binkley, Clocksin, Davis, Martin, Pearce, Phillips, Rieger
Excused:	3	Collins, Herrmann, Pignalberi
Absent:	0	

And so, CS 2d SSHB 181(Fin)am passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

CSHB 635(Res)

Representative Goll brought up reconsideration of COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 635 (Resources) (establishing the Willow Creek State Recreation Area; effective date),

CSHB 635(Res) was read the third time.

CSHB 635(Res)

The question to be reconsidered: "Shall CSHB 635(Res) pass the House?" The roll was taken with the following result:

CSHB 635(RES) RECONSIDERATION

Yeas:	34	Adams, Binkley, Boucher, Cato, Clocksin, Cotten, Davis, Duncan, Frank, Fuller, Furnace, Goll, Gruenberg, Grussendorf, Hanley, Hurley, Jenkins, Koponen, Larson, Martin, Miller, M.M., Miller, M.W., Navarre, Pearce, Pettyjohn, Phillips, Pourchot, Rieger, Ringstad, Scymanski, Taylor, Thompson, Uehling, Wallis
Nays:	1	Marrou
Excused:	3	Collins, Herrmann, Pignalberi
Absent:	2	Shultz, Sund

And so, CSHB 635(Res) passed the House on reconsideration.

Representative Clocksin moved and asked unanimous consent that the roll call on the passage of the bill be considered the roll call on the effective date clause. There being no objection, it was so ordered.

CSHB 635(Res) was referred to the Chief Clerk for engrossment.

UNFINISHED BUSINESS

Representative Clocksin moved and asked unanimous consent that the following member be excused from a call of the House as noted:

Representative Pignalberi - from 4:00 p.m.,
April 18 through plane time, April 21, 1986

There being no objection, it was so ordered.

HCR 25

Representative Jenkins added his name as co-sponsor to HOUSE CONCURRENT RESOLUTION NO. 25 (proposing an amendment to the Uniform Rules of the Alaska State Legislature relating to the Health and Social Services Committees and the Education Committees.

CS 2d SSBH 181(Fin)am

CS 2D SSBH 181(FIN)AM MOTION

Yeas:	17	Binkley, Boucher, Davis, Frank, Furnace, Hanley, Jenkins, Larson, Marrou, Martin, Navarre, Pearce, Pettyjohn, Phillips, Rieger, Ringstad, Uehling
Nays:	20	Adams, Cato, Clocksin, Cotten, Duncan, Fuller, Goll, Gruenberg, Grussendorf, Hurley, Koponen, Miller, M.M., Miller, M.W., Pourchot, Shultz, Sund, Szymanski, Taylor, Thompson, Wallis
Excused:	3	Collins, Herrmann, Pignalberi
Absent:	0	

And so, the motion failed.

The question to be reconsidered: "Shall CS 2d SSBH 181(Fin)am pass the House?" The roll was taken with the following result:

CS 2D SSBH 181(FIN)AM RECONSIDERATION

Yeas:	30	Adams, Boucher, Cato, Cotten, Duncan, Frank, Fuller, Furnace, Goll, Gruenberg, Grussendorf, Hanley, Hurley, Jenkins, Koponen, Larson, Marrou, Miller, M.M., Miller, M.W., Navarre, Pettyjohn, Pourchot, Ringstad, Shultz, Sund, Szymanski, Taylor, Thompson, Uehling, Wallis
Nays:	7	Binkley, Clocksin, Davis, Martin, Pearce, Phillips, Rieger
Excused:	3	Collins, Herrmann, Pignalberi
Absent:	0	

And so, CS 2d SSBH 181(Fin)am passed the House on reconsideration and was referred to the Chief Clerk for engrossment.

CSHB 635(Res)

Representative Goll brought up reconsideration of COMMITTEE SUBSTITUTE FOR HOUSE BILL NO. 635 (Resources) (establishing the Willow Creek State Recreation Area; effective date).

CSHB 635(Res) was read the third time.

2d SSSB 181

Yays:	11	Binkley, Davis, Furnace, Hanley, Jenkins, Martin, Pearce, Pettigohn, Phillips, Signalberi, Rieger
Excused:	4	Collins, Herrmann, Sund, Uehling
Absent:	0	

And so, CS 2d SSBH 181(Fin) was adopted.

CS 2d SSBH 181(Fin)

Amendment No. 1 by Martin:

Page 1, line 24:

Delete subsection (b) in its entirety

Representative Martin moved and asked unanimous consent that Amendment No. 1 be adopted.

Representative M.M. Miller objected.

Representative Clocksin moved and asked unanimous consent that the House recess. There being no objection, the House recessed at 10:48 p.m.

AFTER RECESSJOINT SESSION IN THE HOUSE

Speaker Grussendorf called the House to order and, in accordance with Rule No. 51 of the Uniform Rules, turned the gavel over to President Bennett, who called the joint session to order at 11:14 a.m.

The purpose of the joint session was to hear the Honorable Jay A. Rabinowitz, Chief Justice of the Supreme Court.

Senator Halford moved and asked unanimous consent that the roll call of the Senate be waived and all members be shown as present. There being no objection, it was so ordered.

REPORTS OF SPECIAL COMMITTEESHB 596

The House Special Committee on Fisheries has considered HOUSE BILL NO. 596 (relating to fishermen's liens) and reports it back as follows: Marrou and Jenkins recommend to pass; Goll (Chairman) and Hurley have no recommendation.

A zero fiscal note was attached.

HB 596 was referred to the Judiciary Committee

CONSIDERATION OF THE DAILY CALENDARSECOND READING OF HOUSE BILLS2d SSHB 181 *file*

2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (relating to the maintenance of vessels of the Alaska marine highway system) was read the second time with the Transportation Committee report (page 2415) and the Finance Committee report (page 2621).

Representative Clocksin moved and asked unanimous consent that COMMITTEE SUBSTITUTE FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Finance) (relating to the maintenance of marine vessels of the state) be adopted in lieu of the original bill.

Representative Martin objected.

The question being: "Shall the House adopt CS 2d SSHB 181(Fin)?" The roll was taken with the following result:

CS2DSSHB 181(FIN) MOTION

Yeas: 25 Adams, Boucher, Cato, Clocksin,
Cotten, Duncan, Frank, Fuller,
Goll, Gruenberg, Grussendorf,
Hurley, Koponen, Larson, Marrou,
Miller, M.M., Miller, M.W., Navarre,
Pourchot, Ringstad, Shultz,
Szymanski, Taylor, Thompson,
Wallis

SENATE JOURNAL

ALASKA STATE LEGISLATURE

FOURTEENTH LEGISLATURE - SECOND SESSION

JUNEAU, ALASKA

TUESDAY

April 15, 1986

Ninety-third Day

Pursuant to adjournment, the Senate was called to order by President Bennett at 10:45 a.m.

The roll showed nineteen members present. Senator Coghill was excused from a call of the Senate.

The prayer was offered by the Chaplain, Reverend Robert A. Franken, The Episcopal Diocese of Alaska, Eagle River. Senator Halford moved and asked unanimous consent that the prayer be spread. Without objection, it was so ordered.

"Gracious God: Father, Son and Spirit;
we Your servants on this earth, humbly
enter Your Holy presence.

You Who created this earth and all its
resources, grant Your Senators the wisdom,
courage and foresight to manage these
resources wisely for all people.

You Who created all people in Your image
regardless of race, color, religion, sex,
age, mental or physical disability, or
social or economic status; grant these
Senators the compassion and understanding
to provide for the real need of all people.

You Whose law is good and true, guide these
Senators in enacting such laws which please
You and benefit all Your children.

Grant that Your dove of peace may settle
on this world and remove all acts of terror-
ism, aggression, and war among Your people
and grant further that Your loving spirit
may so move each and every heart in the
State, the Nation and the World that the
barrier which divides us may crumble,
suspicions disappear, and hatred cease.
And, that we may live together in justice,
peace and love.

These things we pray through Jesus Christ our Lord who lives and reigns with You in the unity of the Holy Spirit, One God now and forever.

Amen"

The Pledge of Allegiance was recited.

Senator Halford moved and asked unanimous consent that the journal for the ninety-second legislative day and Senate Supplement No. 66 be approved as certified by the Secretary. Without objection, it was so ordered.

MESSAGES FROM THE HOUSE

Message of April 14 was read, stating the House passed and transmitted for consideration:

file
FIRST READING AND REFERENCE OF HOUSE BILLS

HB 181

CS FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (FIN) am
by the Finance Committee, entitled:

"An Act relating to the maintenance of marine vessels of the state; and providing for an expiration of the Act."

was read the first time and referred to the Transportation Committee.

HB 499

CS FOR SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 499 (JUD), by the Judiciary Committee, entitled:

"An Act giving priority to payment of past due child support from a decedent's estate."

was read the first time and referred to the Judiciary Committee and the Finance Committee.

HB 635

CS FOR HOUSE BILL NO. 635 (RES) by the Resources Committee, entitled:

"An Act establishing the Willow Creek State Recreation Area; and providing for an effective date."

was read the first time and referred to the Resources Committee.

AMENDMENT #1

OFFERED IN THE HOUSE:

By: Martin

To: CS 2ndSS HOUSE BILL No. 181 (Finance)

SENATE BILL No. _____

PAGE: 1

LINE: 24

Delete subsection (b) in its entirety

[Handwritten signature]

12-
N 194

AMENDMENT #2

OFFERED IN THE HOUSE:

By: FLURNACE

To: CS 2nd SS HOUSE BILL No. 181 (Finance)

SENATE BILL No. _____

PAGE: 1

LINE: 14

189
18N

Delete: "at a price that is in the state's best interests."

AMENDMENT #3

OFFERED IN THE HOUSE:

BY: M. Miller / Taylor

To: _____ HOUSE BILL No. _____

SENATE BILL No. _____

PAGE: 1

LINE: 16

passed

after consider add:

*, and document
through written findings,*

AMENDMENT #4

OFFERED IN THE HOUSE:

By: Pignatelli

To: CS 2d SSHB HOUSE BILL No. 181 (FIN)

SENATE BILL No. _____

PAGE: 1

LINE: 12 + 25

after the word, maintenance,
add new words, OR REPAIR

Withdrawn

AMENDMENT ^{#5} by Rieger

OFFERED IN THE HOUSE:

By: _____

To: CS 2nd SS

HOUSE BILL No. 181 (Finance)

SENATE BILL No. _____

PAGE: 1

LINE: 14

Delete the word "or"

Replace with the word "and"

AMENDMENT

#6

OFFERED IN THE HOUSE:

BY:

Pettyjohn

TO: CS 2nd SS (Fin) HOUSE BILL No. 181

SENATE BILL No. _____

PAGE: 1

LINE: 7

*adopted
184 - 17N*

After "state", insert, " , and providing
for an expiration of the act. "

line 28, add new Section 2, as follows:

Section 2. The provisions of this
act expire ~~2~~4 years after the
date it takes effect.

A M E N D M E N T

#7

Adopted

OFFERED IN THE HOUSE:

By: Gruenberg + Nowarra

To: CS HOUSE BILL No. 181 (Fin)

SENATE BILL No. _____

PAGE: 1

LINE: 14

Strike "or available"

Ref Corrected # 8

AMENDMENT

OFFERED IN THE HOUSE:

By: TAYLOR

To: CS HOUSE BILL No. 181 (FIN)

SENATE BILL No. _____

PAGE: 1

LINE: ~~_____~~

Lines: 24 through 27

~~Lines: _____~~

[Handwritten scribble]

~~Line 24: delete "and providing for an expiration date."~~

Line 24: delete lines 24 through 27 and add a new section to read:

Section 1. (b) AS 37.05.230 and the competitive bidding provisions of any other law do not apply to a contract for the maintenance or a marine vessel owned by the state if the contract is awarded to a facility in the state.

or Repair

~~Line 24: delete "and providing for an expiration date."~~

adopted

*994
10N*

AMENDMENT

to AM #6 (adopted p 2690)

OFFERED IN THE HOUSE:

By: Pittajohn

To: S 2nd SS (Fin) HOUSE BILL No. 181

SENATE BILL No. _____

PAGE: 1

LINE: 28

delete : "four"

insert : "six"

Adopted



Official Business

Alaska State Legislature

House of Representatives

Committee on Rules

Pouch V
Juneau, Alaska 99811

Phone:
(907) 465-3764
465-3765

"89th LEGISLATIVE DAY"

**N O T E:

"SESSION TIME": 10:00 A.M.

HOUSE CALENDAR FOR F R I D A Y - APRIL 11th, 1986

- 2ND SSHB 181 - "An Act relating to the maintenance of vessels of the Alaska marine highway system."
(Representative Taylor)
- HB 499 - "An Act relating to a decedent's estate; and providing for an effective date."
(Rules by request of the Governor)
- HB 635 - "An Act establishing the Willow Creek Recreation Area; and providing for an effective date."
(By Representative Larson)

C I T A T I O N S

I N M E M O R I A M:

- *Della Keats by Sens. Ferguson, Sackett, Sturgulewski; Reps. Ringstad, Adams, Fuller, Hurley, Wallis, Binkley
- *Vernon Henry France by Sens. Kerttula, DeVries, Halford; Rep. Hurley
- *Jessie L. Dodson by Reps. Jenkins, Boucher, Collins, Furnace, Gruenberg, Hanley, Martin, Pearce, Pignalberi, Uehling, Rieger & Clocksin; Sens. Sturgulewski, Abood & Rodey

BILL HISTORY

HOUSE CALENDAR:

BILL HB0181
PAGE 02284
DATE 03/05/86
CHAMBER HOUSE
TEXT 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 by Taylor, Sund and Goll, entitled:
"An Act relating to the maintenance of vessels of the Alaska marine highway system."
was read the first time and referred to the Transportation and Finance Committees.

BILL HB0181
PAGE 02415
DATE 03/19/86
CHAMBER HOUSE
TEXT The Transportation Committee has considered 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (relating to maintenance of vessels of the Alaska marine highway system), recommends

BILL HB0181
PAGE 02416
DATE 03/19/86
CHAMBER HOUSE
TEXT it be replaced with COMMITTEE SUBSTITUTE FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Transportation) (same title) and reports it back as follows: Pignalberi, Shultz and Marrou recommend do pass; Davis (Chairman) has no recommendation.
A zero fiscal note with analysis appears in House Journal Supplement No. 99.
2d SSHB 181 was referred to the Finance Committee.

BILL HB0181
PAGE 02520
DATE 04/01/86
CHAMBER HOUSE
TEXT The Transportation Committee has submitted the following letter of intent for COMMITTEE SUBSTITUTE FOR 2D SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Transportation) (relating to the maintenance of vessels of the Alaska marine highway system). The letter of intent was signed by Cato (Chairman) and concurred in by Herrmann, Furnace, Davis, Marrou, Shultz and Pignalberi:

House Transportation Committee
Letter of Intent
for

CS 2D SSHB 181(Trsp)

"The House Transportation Committee supports the concept of using facilities located in the State of Alaska for the repair and maintenance of the Alaska Marine Highway system vessels. The Committee also recognizes, however, that the Alaska Marine Highway System is required under AS 37.05.230 to award a contract for the maintenance or repair of its vessels on the basis of competitive bidding. The Committee does not intend this legislation to conflict with the provisions of AS 37.05.230 nor does it intend by this legislation to relieve the Alaska Marine Highway System of its obligation to award contracts for the maintenance or repair of its vessels except by competitive bid."

BILL HB0181
PAGE 02589
DATE 04/04/86
CHAMBER HOUSE
TEXT Representative Szymanski added his name as co-sponsor to HOUSE BILL NO. 181 (relating to the maintenance of vessels of the Alaska marine highway system).

BILL HB0131
PAGE 02615
DATE 04/07/86
CHAMBER HOUSE
TEXT Representative Cato added her name as co-sponsor to 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (relating to the maintenance of vessels of the Alaska marine highway system).

BILL HB0181
PAGE 02621
DATE 04/08/86
CHAMBER HOUSE
TEXT The Finance Committee has considered 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (relating to the maintenance of vessels of the Alaska marine highway system), recommends it be replaced with COMMITTEE SUBSTITUTE FOR 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181 (Finance):

"An Act relating to the maintenance of marine vessels of the state."

and reports it back as follows: Adams (Chairman), Ringstad, Larson, Uehling and Duncan recommend do pass; Szymanski recommends do pass and signed "Alaska jobs and more jobs!"; Binkley recommends do not pass; Pourchot, Rieger and Frank have no recommendation.

2d SSHB 181 was referred to the Rules Committee for placement on the calendar.

- Ferry System Relocation
(Ketchikan) 2D SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181. (see pages 233, 525, 793 and 874, 1985 report). Complete rewrite of original versions. Now provides: "A vessel of the Alaska Marine Highway System may not be transported outside the state for the purpose of maintenance unless the commissioner of transportation and public facilities determines that there is no facility in the state able and available to perform the maintenance."
- Introduced March 5 and Referred to Transportation and Finance.
- Ferry System Relocation
(to Ketchikan) 2d SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181. (see page 305) Reported back to the House March 19 by Transportation recommending it be replaced with a substitute and that it do pass. Concurring: Pignalberi, Shultz and Marrou. Having no recommendation was Davis (vice chair). To Finance.
- The substitute bill adds the words "at competitive prices" to ensure competitive bidding."
- Ferry System Relocation
(to Ketchikan) 2D SPONSOR SUBSTITUTE FOR HOUSE BILL NO. 181. (see pages 305;366). Resources submitted the following letter of intent signed by all members of the committee present.
- "The House Transportation Committee supports the concept of using facilities located in the State of Alaska for the repair and maintenance of the Alaska Marine Highway system vessels. The Committee also recognizes, however, that the Alaska Marine Highway System is required under AS 17.05.230 to award a contract for the maintenance or repair of its vessels on the basis of competitive bidding. The Committee does not intend this legislation to conflict with the provisions of AS 17.05.230 nor does it intend by this legislation to relieve the Alaska Marine Highway System of its obligation to award contracts for the maintenance or repair of its vessels except by competitive bid."
- Ferry System Relocation HOUSE BILL NO. 181. (see pages 305;366). On April 4, 1986 Rep. Szymanski added his name as co-sponsor.

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill Resolution No.: CS For 2d Sponsor Sub. HB 181
 Title: "...maintenance of vessels of the Alaska Marine Highway System."

Sponsor: Taylor, Sund and Goll
 Requestor: _____
 Date of Request: _____

FISCAL DETAIL

Agency Affected: DOT&PF - JMHS
 BRU: Marine Operations

Components: 1) SE Vessels Operations and Overhaul
2) SW Vessels Operations and Overhaul.

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 36	FY 37	FY 38	FY 39	FY 90	FY 91
PERSONAL SERVICES	-0-	-0-	-0-	-0-	-0-	-0-
TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
CONTRACTUAL	-0-	-0-	-0-	-0-	-0-	-0-
SUPPLIES	-0-	-0-	-0-	-0-	-0-	-0-
EQUIPMENT	-0-	-0-	-0-	-0-	-0-	-0-
LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
GRANTS, CLAIMS	-0-	-0-	-0-	-0-	-0-	-0-
MISCELLANEOUS	-0-	-0-	-0-	-0-	-0-	-0-
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
REVENUE						

FUNDING : (Thousands of Dollars)

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

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

See attached.

Prepared by: Joel J. Camp, Deputy Commissioner
 Division: Alaska Marine Highway System
 Approved by Commissioner: *[Signature]*
 Agency: DOT/PF

Phone: 465-3950
 Date: 3/18/86
 Date: 3/18/86

Distribution (by Agency preparing fiscal note) :

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

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. CS For 2d Sponsor Substitute for HB 181

There are eventualities relating to the maintenance of vessels of the Alaska Marine Highway System within the State of Alaska that could be positive or negative in impact. At this point in time it is not possible to assess the fiscal impact of the presently written bill.

There is the possibility that the higher costs of doing business in an "Alaskan Shipyard" could be somewhat offset by the savings generated from an interport differential or cost of delivery of a vessel to and from Alaska. On the other side, it would be less desirable for crewmembers to live outside Alaska and more would likely move back resulting in higher COLA payments.

The fiscal impact will remain unknown until some experience is generated in vessel repairs in Alaska.



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REPORT OF THE COMMISSIONER
OF THE GENERAL LAND OFFICE

FOR THE YEAR 1880

IN THE STATE OF NEW YORK

CLASS OF LANDS	ACRES	VALUE	RENTS	REVENUE	REMARKS
1. Public Lands	1,234,567	\$1,234,567	\$123,456	\$123,456	
2. Lands of the State	567,890	\$567,890	\$56,789	\$56,789	
3. Lands of the County	345,678	\$345,678	\$34,567	\$34,567	
4. Lands of the City	234,567	\$234,567	\$23,456	\$23,456	
5. Lands of the Town	123,456	\$123,456	\$12,345	\$12,345	
6. Lands of the Village	67,890	\$67,890	\$6,789	\$6,789	
7. Lands of the Ward	34,567	\$34,567	\$3,456	\$3,456	
8. Lands of the Parish	12,345	\$12,345	\$1,234	\$1,234	
9. Lands of the Precinct	6,789	\$6,789	\$678	\$678	
10. Lands of the District	3,456	\$3,456	\$345	\$345	

ALBANY: J. B. WHITTAKER, 1881.

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THE UNIVERSITY OF MICHIGAN LIBRARY

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1950-1951

ACQUISITION	DATE	DESCRIPTION	PRICE	TOTAL	REMARKS
1	1/15/50	FOR LEC	10.00	10.00	
2	1/20/50	FOR LEC	15.00	25.00	
3	2/10/50	FOR LEC	20.00	45.00	
4	2/25/50	FOR LEC	10.00	55.00	
5	3/10/50	FOR LEC	15.00	70.00	
6	3/25/50	FOR LEC	10.00	80.00	
7	4/10/50	FOR LEC	15.00	95.00	
8	4/25/50	FOR LEC	10.00	105.00	
9	5/10/50	FOR LEC	15.00	120.00	
10	5/25/50	FOR LEC	10.00	130.00	

ADVISOR