

**ALASKA**

**LEGISLATURE**

**COMMITTEE**

**FILES**

**1991-1992**

**8672**

**7239**

**HOUSE STATE**

**AFFAIRS**

MAR 13 1991

2335 4th Ave.  
Ketchikan, Alaska  
March 11, 1991

Rep. Gene Kubina, chairman  
House State Affairs Committee  
P.O. Box V  
Juneau, Alaska 99811

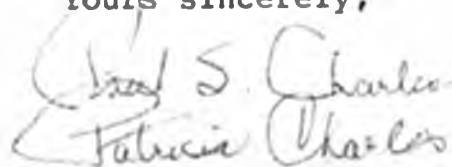
Dear Chairman Kubina, Vice Chairman Tom Moyer, and  
Committee Members Betty Bruckman, Dave Choquette, Max Gruenberg,  
Larry Baker, and Mary Miller.

We sincerely hope that you will give your early and fa-  
vorable consideration to House Bill 122.

As members of the "longevity" generation, we know that  
many seniors are very dependent on their longevity bonus in-  
come. Loss of the income while the recipient is required  
to be out of the state for medical care would be real hard-  
ship for many.

Thank you for your consideration of this appeal.

Yours sincerely,

A handwritten signature in cursive script that reads "Paul S. Charles". The signature is written in dark ink and is positioned above the typed name.

Mr. and Mrs. Paul S. Charles

MAR 19 1991

**DAVIDSON'S**

PAT & WES  
RT. 2 BOX 303  
KETCHIKAN, ALASKA 99901

March 16, 1991

Rep. Gene Kubina, Chairman  
State Affairs Committee  
17th Legislature  
P.O.Box U, Juneau Ak. 99811

Representative Kubina:

We respectfully request that action be expedited on House Bill  
122, introduced by Representative Robin Taylor correcting an  
inequity concerning loss of Longevity Bonus eligiblilty when out  
of Alaska for medical treatment.

We request that this bill be moved out of committee with  
recomendation for passage.

Sincerely ,

Wesley G. Davidson  
*Wesley G. Davidson*  
Patricia Davidson  
*Patricia Davidson*

MAR 18 1991 3/9/91

Rep. Gene Kubina, Chair  
STATE Affairs Committee  
P.O. Box V  
Juneau, AK 99811

Ref: HB 122; Please share this letter with other  
committee members.

Dear Chairman;

I encourage your quick review of HB 122 and to  
move it out with a do pass.

The concept of the bill has great merit. Today's  
medical technology is not available at every medical  
unit. We should be able to seek the medical  
care, especially if we have a life threatening  
medical concern, where there is the best medical  
personnel and equipment to deal with a moment  
by moment crises.

Thank you,

C.G. FADER, Longevity Bonus Recipient  
Box 5794  
Ketchikan AK 99901

March 15, 1991

MAR 19 1991

House State Affairs  
Representative Kusina, Chairman  
Alaska State Legislature

Dear Chairman Kusina and Committee,

I wish that you would move H.B. 132 out of Committee with a recommendation for passage. Here in Wrangell we have no choice but to go out of the State when our doctors send us for medical treatment. In many cases both husband & wife have to go to care for each other before & after treatment. We also have no choice when the doctors there tell us we have to stay for more treatment.

Thank you for taking the time to read my request and please pass this bill.

Sincerely,  
Paul Fennimore

Paul Fennimore

Mr & Mrs Paul Fennimore  
Box 452  
Wrangell, Alaska 99939

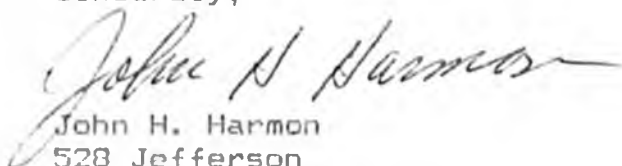
March 18, 1991

Rep. Gene Kubina  
P.O.Box V  
Juneau, Alaska 99811

Dear Rep. Kubina,

I am in complete agreement with Rep. Robin Taylor in regard to Bill HB 122. So many people in Alaska have to go south for medical reasons. I can't understand why they should be penalized if they have to stay south for over 30 days when this is a time they need the longevity check more than ever! I urge you and your committee to do all you can to get this Bill passed as soon as possible.

Sincerely,

A handwritten signature in cursive script, appearing to read "John H. Harmon".

John H. Harmon  
528 Jefferson  
Ketchikan, Alaska 99901

MAR 12 1981

2949 S. Tongass Hwy.  
Ketchikan, AK 99901  
March 11, 1991

Representative Gene Kubina  
State Affairs Committee  
P. O. Box V  
Juneau, AK 99811

Dear Mr. Kubina:

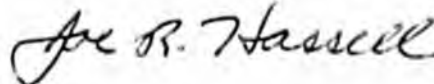
Being a 43-year resident of Alaska, and 66 years of age, I would appreciate it very much if you would help me and other people in the longevity program to get House Bill No. 122 moved out of the House State Affairs Committee, so that it can be acted upon favorably.

I believe that the current amount being paid to recipients should be continued, and that the age requirement be left at age 65. I would also like you to work towards an annuity program for future 65-year-olds, as has been suggested in the past.

Many of my friends think the same way that I do on this matter, and I would be happy to circulate a petition to be signed by those in favor, if you so desired.

Thanking you in advance, I am-

Yours truly,



Joe R. Hassell

MAR 19 1991

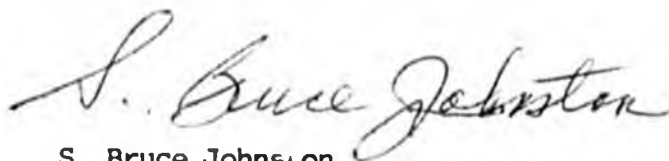
Wrangell, Alaska 99929  
March 14, 1991

Rep. Gene Kubina, chairman  
House State Affairs Committee  
P.O. Box V. Juneau, AK 99811

I am concerned about the Longevity Bonus Program.

Please move House Bill 122 out with a recommendation for Passage.

Thank you,

A handwritten signature in cursive script that reads "S. Bruce Johnston".

S. Bruce Johnston  
P.O. Box 315  
Wrangell, Alaska 99929

Testimony on HB #122

by Michael J Kirk

April 26, 1991

p 1 of 2

before:

(I) Re: Alaska Pioneer Longevity Bonus

(II) Purpose of Testimony:

(A) To hone-up the existing Law as to:

- ① Prevent abuse by some recipients
- ② To humanise the law on behalf of those recipients who observe the law,

(B) Method of achieving purpose

① Clarify intent of existing Law

② Empower competent officials

ⓐ to sanely administer the law

ⓑ by means of a sane appeals process (including by)

1. justly responding to just requests

2. justly meting out "justice" to abusers

Thank you, Michael J. Kirk

PB Box # 208446  
Juneau, Alaska, 99802

OVER for addendum

Addendum to the Testimony  
of Michael J Kirk  
April 26, 1991  
re HR 122

Addendum: A brief philosophical preamble clarifying the goals of the Pioneer Longevity Bonus Act would seem in order to clarify for administrators and recipients alike that:

(A) The Sabbath was made for mankind not mankind for the Sabbath

(B) The letter of the law (and its administrators) exist to implement the spirit of the law -- not to pervert the spirit of the law by abusing recipients of the law under the guise of the law.

(C) PS It may be to let a for this witness to receive his benefit -- but may be I will be helping others who are less assertive and/or less street wise."

MAR 15 1991

From:

Howard V. Long  
Juanita A. Long  
P.O. Box 843  
Wrangell, AK 99929

March 12, 1991

To: State Affairs Committee

Rep. Gene Kubina, Chairman

Reps. Tom Moyer, Betty Bruckman, Dave Choquette, Max Gruenberg  
Larry Baker, and Mary Miller

We are contacting you as members of the State Affairs Committee about House Bill 122.

As recipients of the Longevity Bonus we know that for many of us it means the difference between living on our own or requiring State aid.

If we require medical treatment out of state that exceeds thirty (30) days, the loss of our Longevity Bonus in addition to medical and transportation costs would be a crippling blow.

We ask that you move House Bill 122 out of your committee with a recommendation for passage.

Sincerely,

Howard Long  
Juanita A. Long

MAR 14 1991

130 Bryant St. #108  
Ketchikan, AK 99901  
March 13, 1991

STATE AFFAIRS COMMITTEE  
Att: Gene Kubina and Tom Moyer  
P.O. Box V  
Juneau, AK 99811

Dear Chairmen:

I have just received a letter from Rep. Robin Taylor describing the present status of the bill to protect the Longevity Bonus Program.

I have been out of town for over a week, but I was pleased to know that a bill to correct a major inequity in the Longevity Bonus Program has already been introduced in this year's Legislature and that it has been sent to three committees.

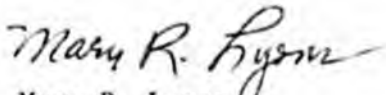
I hope I am not too late to urge you to move the bill out of committee with a recommendation for passage. I am sure you can understand what a misfortune it is for a senior citizen to lose his/her longevity bonus because they had to leave the state for medical reasons.

I work in the hospital here, and I know how frequently patients have to be transported to Seattle for an indeterminate length of time. And also what an additional crisis it is for the family of the patient at the possible or real loss of this income each month.

Likewise the delay and the paperwork required to reinstate the patient afterwards is just an additional source of anxiety and burden

Therefore, I hope you give consideration to the needs of the elderly in time of serious illness and recommend an immediate passage of this bill. Thank you.

Sincerely,

  
Mary R. Lyons

MAR 13 1991

*M*

3940 Alaska Avenue, Apt. #1  
Ketchikan, Alaska 99901  
March 12, 1991

State Affairs Committee  
Rep. Gene Kubina, Chairman  
Rep. Tom Mover, Vice Chairman  
Reps. Betty Bruckman, Dave Choquette,  
Max Gruenberg, Larry Baker,  
Mary Miller

As recipients of the Longevity Bonus, we are respectfully asking you to support House Bill 122, move the bill out and recommend it FOR passage.

When our doctors recommend our travelling out of state for medical care it is sometimes beyond our control to return in thirty days and we are still in need of the \$250.

Your attention will be greatly appreciated.

Sincerely,

*Arnold F. Ludwigen*  
Arnold F. Ludwigen

*Thelma N. Ludwigen*  
Thelma N. Ludwigen

MAR 14 1991

Norman MacDonald

11 March 1991

332 Madison - Lower Ketchikan, Alaska 99901

State Affairs, Committee  
Rep. Gene Kubera, Chairman and members  
Box V  
Juneau AK 99811

Being on a limited income of Social Security and Longevity Bonus we urge you to move out House Bill 122 with a recommendation of DO PASS.

To travel to Anchorage for medical treatment would be financially impossible. It is less expensive to fly to Seattle plus many of us have family or friends to stay with.

Thanking you in advance for your consideration, we are

Norma K MacDonald

MAR 20 1991

Ketchikan, Alaska  
Mar. 18, 1991

Representative Gene Kubina  
Chairman: State Affairs Comm.  
Alaska State Legislature  
Juneau, Alaska

Dear Mr. Kubina;

I am writing you in regard to the passage of Bill 122, that would allow people who are receiving long-term cancer not to be penalized if they are out of state because of serious medical reasons - having been sent out because they were unable to receive that treatment here in the state of Alaska -

This happened to us two years ago. My husband had to have radiation treatments - 3 1/2 months - resulting in 34 treatments. He passed away a week after those treatments were completed. The cheapest rent near the Virginia Mason Hosp. was \$50.<sup>00</sup> per month. If anyone needed that money - it was us - then - and it was taken away

MAR 15 1991

March 13, 1991

Dear Rep. Gene Kubina -

Please move House Bill no. 122  
out with a recommendation for passage.

yours truly -

Margaret M<sup>o</sup> Dermott  
626 Anderson Dr.  
Ketchikan, AK  
99901

P.O. Box 5416  
Ketchikan, AK 99901

March 20, 1991

Honorable  
Representative Gene Kubina  
Chairman, State Affairs Committee  
P.O. Box V  
Juneau, AK 99811      Re: Robin-Taylor Bill #122

Dear Representative Kubina:

My husband and I being senior citizens and gratefully receiving the Longevity Bonus support and urge the passage of House Bill 122. We are thankful we have not been in a position requiring medical absence in which we would lose the financial assistance the Longevity Bonus contributes to our livelihood each month; however, should circumstances result in medical treatment and absence from the State over 30 days we would hope HB 122 would have corrected the adversities which would result should this bill not pass.

Thank you.

Sincerely



Robert E. and Edith H. Nelson

MAR 13 1991

March 12, 1991

2843 Longass #3

Ketchikan, Ak. 99901

M

Representative Gene Keebus  
State Affairs Committee

P.O. Box V

Juneau, Ak. 99811

Dear Representative Keebus:

We urge you to recommend passage of House  
Bill 122.

There are some medical problems which cannot  
be corrected in the state and it is at this  
time that the Longevity Bonus is most needed.

Sincerely,

Wendell & Marjorie Petcher

Rep. Lene Kybrina (Chairman)

1 Tom Meyer (Vice Chairman)

Dear Sirs,

We thank you & Robin Taylor for this  
advancement in this very controversial subject.

We are hesitant to do or don't - things secrets  
go along, & if anything & I'll sit tighter most  
of the time - However you people seem to moving  
in the right direction.

Thanks for this opportunity to say (Go For it)

Sincerely, Ethan D. Petricus Jr.

& Wife Janyene Petricus (Blind)

Box 525

Wrangell Alaska 99829.



# Alaska State Legislature

Please enter into the record my testimony to the State Affairs Committee  
 committee on Longevity Bonus, dated April 1, 1991  
 bill/subject

Mr. Chairman -

I believe the longevity bonus payments should be discontinued, immediately.

If existing safety nets for persons over 65 years of age are inadequate to provide shelter, food and essential medical care for a number of people, then surely old age assistance, etc. could be beefed up in those cases.

I particularly resent references to seniors as having "earned" a bonus, because of "building Alaska". Whatever our reasons for coming and staying, we were neither improvident nor shiftless, and we certainly did not expect this or any other generation to "pay" us for having been fortunate enough to come here. It is most offensive to hear such "justifications" being advanced for the paying of the longevity bonus.

I am 66 years old and I receive the bonus; I pass it on in charitable contributions. I came to Alaska in 1948 and I have enjoyed living and working here, except for moments such as this when I see it as my duty to speak up.

Thank you extending <sup>me</sup> the courtesy of comment.

Signed:

*Roxolana E. Pomeroy*

Testifier Roxolana E. Pomeroy

myself

Representing (Optional)

2824 Kimberlie Court, Anchorage, AK 99508

Address

561-0651

Phone No.

# **CORRECTION**

**THIS DOCUMENT  
HAS BEEN REPHOTOGRAPHED  
TO ASSURE LEGIBILITY**

Rep. LENE KUBRINA (CHAIRMAN)

1 Tom Meyer (VICE CHAIRMAN)

Dear Sirs,

We thank you & Robin Taylor for this  
advancement in this very controversial subject.

We are hesitant to do or don't - things secrets  
go along, & if anything a bit tighter most  
of the time - However you people seem to moving  
in the right direction.

Thanks. For this opportunity to say (Go For it)

Sincerely, Ethan D. Peltier Sr.  
& Wife Joyce Peltier (Sino)

Box 525

Winnipeg Alaska 99829.

**HOUSE BILL NO. 122**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**SEVENTEENTH LEGISLATURE - FIRST SESSION**

**BY REPRESENTATIVE TAYLOR**

Introduced: 2/8/91

Referred: State Affairs, Health, Education and Social Services, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to qualifications for a longevity bonus; and providing for an effective  
2 date."

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

4 \* Section 1. AS 47.45.030 is amended by adding a new subsection to read:

5 (b) Notwithstanding (a) of this section, a recipient who is absent from the state upon the  
6 advice of a physician for the purpose of receiving medical treatment and who is otherwise  
7 qualified continues to qualify for bonuses during the period of absence and upon return to the  
8 state. A recipient shall notify the commissioner of administration when the recipient expects to  
9 be absent from the state or is unexpectedly absent from the state for medical treatment and shall  
10 provide the commissioner with an address to send bonuses to during the recipient's absence.

11 \* Sec. 2. This Act takes effect on July 1, 1991.



# Alaska State Legislature

Please enter into the record my testimony to the State Affairs Committee  
 committee on Longevity Bonus, dated April 1, 1991  
 bill/subject

Mr. Chairman -

I believe the longevity bonus payments should be discontinued, immediately.

If existing safety nets for persons over 65 years of age are inadequate to provide shelter, food and essential medical care for a number of people, then surely old age assistance, etc. could be beefed up in those cases.

I particularly resent references to seniors as having "earned" a bonus, because of "building Alaska". Whatever our reasons for coming and staying, we were neither improvident nor shiftless, and we certainly did not expect this or any other generation to "pay" us for having been fortunate enough to come here. It is most offensive to hear such "justifications" being advanced for the paying of the longevity bonus.

I am 66 years old and I receive the bonus; I pass it on in charitable contributions. I came to Alaska in 1948 and I have enjoyed living and working here, except for moments such as this when I see it as my duty to speak up.

Thank you extending <sup>me</sup> the courtesy of comment.

Signed:

Roxolana E. Pomeroy

Testifier Roxolana E. Pomeroy  
myself

Representing (Optional)

2824 Kimberlie Court, Anchorage, AK 99508

Address

561-0651

Phone No.

MAR 15 1991

Phyllis C. Ramiskey  
524 Buren Rd  
Ketchikan, Ak 99901  
March 13, 1991

Members of the State Affairs Committee;

I would like to ask you to move

House Bill 122 out with a recommend-  
ation for passage. I approve of what  
Representative Robin Taylor is trying to do  
in regards to helping longevity bonus  
recipients who need to be out of state for  
medical reasons. It's bad enough having  
to be away from home when one is ill  
much less having to worry about the possibil-  
ity of losing part of ones income. All of our  
towns in Alaska can't support the specialists  
one sometimes needs, so we have no choice but  
to go south. The majority of us who live in  
Southeast Alaska have either friends or family  
with whom one can stay in the southern 48  
which helps to defray some of the expense. Thank  
you for your consideration.

Sincerely,  
Phyllis C. Ramiskey

APR 0 2 1991

James W. & Lola M. Sande  
910 Jackson St.  
Ketchikan, Ak 99901

March 26, 1991

Hon. Rep. Gene Kubina, Chairman  
State Affairs Committee  
P.O. Box V  
Juneau, AK 99811

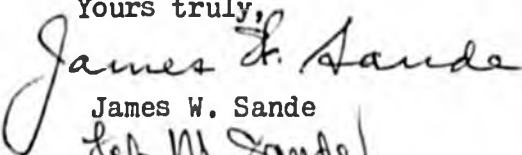
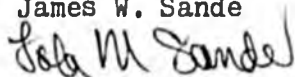
Dear Rep. Kubina,

We are Longevity Bonus Recipients and we

request that you move House Bill #122 out of committee

with a recommendation for passage.

Yours truly,

  
James W. Sande  
  
Lola M. Sande

MAR 19 1991

March 15, 1991

Rep. Gene Kubina, chairman  
State Affairs Committee  
House of Representatives  
Juneau, Alaska

Dear Rep. Kubina:

As twenty-five year residents  
of Petersburg we request that you  
move House Bill 122 out with a  
recommendation for passage.

My request is very personal  
because my wife has MS (multiple  
sclerosis), and extended care out-  
side of the State could be a possi-  
bility sometime in the future.


Your consideration will be  
appreciated.

Thank you.

Sincerely,

*D. W. Schultz*  
D. W. Schultz  
Box 715  
Petersburg, Ak.

APR 10 1991

 KATHRYN & LIBERO STELLA  
1345 JUDSON ST.  
LONGMONT, CO. 80501

Longmont, CO.  
April 4, 1991

Dear State Affairs Committee Member:

I am writing to encourage you to move HBL22 out of committee with a recommendation for passage!

My husband and I have lived in Wrangell for over 39 years. We started drawing Longevity Bonus back when you had to be 65 and live in Alaska at least 25 years. When we came to Colorado because I had a very bad cornea infection in 1983, I had already made two trips by plane to Juneau to see an ophthalmologist. We decided to come here where we could stay at my sister's, as the Juneau doctor said I might want to consider a transplant. We were here five months (we were allowed six months out of state at that time). Other than losing \$2500 and having very poor vision in one eye, it wasn't such a big deal. But, because of my eye, we have had to come here many times to be treated: Oct. '83 to Feb. '84----5 months

1985-----2 months

Sept. to Nov. 1986-----2 months

Jan/ '87 to May '88-----17 months (Had cornea transplant June '87,  
bad infections , swelling and inflammation)

Oct. '88 to June '89-----8 months

Feb. '90 to July '90-----4½ months ( Had second cornea transplant.

Did fine for nine months, then had infection.)

Jan. '91 to who knows?---The specialists here who refer to me as an unusual complex case, are now considering a third transplant.

That adds up to 41½ months (counting the three this time, so far) at a loss of \$ ,750 in bonus money. Worse yet, after the 17 month stretch, we were don. it, as the law had been changed and medical treatments that could have

MAR 15 1991

March 12, 1991

Joe & Alice Stanker  
1712 1st Ave.  
Ketchikan, Alaska 99901

Dear House State Affairs Committee:

We are having someone else write this letter for us. We are both living at home. Our ages are 91 and 87. We want to stay at home. A few years ago we had to be out of town for over 90 days because of medical reasons. We had the cost of our medical expenses and living expenses while we were out of town. We also had to maintain our home in Ketchikan. It did not matter that we were out of the state because of a medical illness, we lost our longevity for the entire year. We have needed our Longevity Bonus to meet our expenses and this loss was a hardship for us.

Please pass House Bill No. 122 and correct this hardship for us as well as many others in our age group.

Sincerely,

*Alice Stanker*  
*Joe Stanker*

MAR 14 1991

REPRESENTATIVE GENE KUBINA  
DOUCH V.  
JUNEAU ALASKA 99811

DEAR SIR:

MARCH 12, 1991

My HAVING ESTABLISHED CONTINUOUS ALASKA  
RESIDENCY OF MANY YEARS DURING THE TERRITORY  
ERA, PRIOR TO STATEHOOD AND TO THE PRESENT TIME  
I HAVE WITNESSED THE NEED AND APPRECIATION OF  
THE LONGEVITY BONUS PROGRAM FOR ALASKA PIONEERS  
AND MOST CERTAINLY HOUSE BILL # 122 IS VERY  
IMPORTANT AND SHOULD BE PART OF THE PROGRAM.

THANKS FOR YOUR INITIATING, SUPPORTING  
AND MAINTAINING PROGRAMS FOR RETIRED  
PIONEER ALASKA RESIDENTS.

SINCERELY

ROBERT STANKER

14416 N. TONGASS HWY

KETCHIKAN ALASKA 99901

PHONE (907) 247-2327

NOTE ATTACHED COPY  
OF HOUSE BILL # 122.

Copies to:

Gov. WALTER HICKEY

REP. ROBIN TAYLOR

REP. GENE KUBINA

REP. TOM MOYER

REP. BETTY BRUGHMAN

REP. DAVE CHOQUETTE

REP. MAX GRUENBERG

REP. LARRY BAKER

REP. MARY MILLER

been done anywhere in Alaska and ~~was~~ done elsewhere was no excuse to be out of state. So, we were to pretend to be newcomers to Alaska and put in our 12 month waiting period. We have owned our home there for 38 years and owned our bakery there for 26 years. We appealed, but were still denied.

In the middle of our waiting period, I had to come back here again. In fact, that happened twice, causing us to lose another 12<sup>1</sup>/<sub>2</sub> months---another \$6000! Last year while we were here, I called Juneau and was told the law had been changed back, so we did start drawing after being in the state for a month.

We are fortunate that we have been able to pay our transportation and pay our own way here at my sister's. We certainly could not have managed in Juneau or Anchorage. I don't see how people on very low social security payments could do it.

I know I've been too long-winded, but I do want you to know that changes do need to be made. Please recommend this bill be passed as soon as possible.

Yours truly,

*Kathryn Stella*  
Liberio & Kathryn Stella *Liberio Stella*

REP. GENE KUBINA  
POUCH V  
JUNEAU ALASKA  
99811.

MARCH 20 1991

MAR 21 1991

ROBIN TAYLOR'S BILL 122  
REGARDING THE AMENDMENT TO THE  
LONGEVITY BONUS.

I HOPE YOU WILL MOVE THIS BILL  
AND RECOMMEND IT BE PASSED.

I ALSO FEEL THAT SENIOR CITIZENS  
SHOULD NOT LOSE THEIR BONUS  
CHECKS IF THEY ARE OUT OF  
THE STATE FOR MEDICAL TREATMENT.  
I BELIEVE THAT ANY ONE SHOULD  
HAVE THE RIGHT TO GO TO THE DOCTOR  
OF THEIR CHOICE  
WHERE EVER THAT  
MIGHT BE

SINCERELY

Lloyd Stensland

Box 3014

KETCHIKAN ALASKA

99906

MAR 15 1991

Petersburg, Alaska

March 12, 1991

State of Alaska  
Representative Gene Kubina, chairman  
House State Affairs Committee  
Juneau, Alaska 99801

Dear Representative Kubina:

Please honor this request to move House Bill 122 out of committee and recommend it for passage.

HB122 is important to Alaska's senior citizens. When we are ill and need medical attention, we, in the small towns and rural areas, are invariably sent outside for treatment. Thirty days is not often sufficient time and even 90 days is too short in many cases. These are the times we NEED extra financial help - not to be cut off.

I reiterate. Please recommend HB 122 for passage during the 1991 legislative session.

Thank you,

*Evangelina J. Tate*  
*Uman S. Tate*  
*Meredith C. Eide*

MAR 13 1991

3-12-91

Dear Sir:  
Please mail HB 122 out with

the recommendation for passage.

Thank you.

Sincerely,

Theresa Thompson

Theresa Thompson  
Box 3025  
Ketchikan, Alaska 99901

Rep. John BUSZINA (Chair)  
Rep. Tom MOYER (C. Chair)

Dear Sirs

THANK YOU MURPHY FOR THIS (Bill No. 122.)  
It will help the QHO, AS THE STATE DR. ARE  
CONCERNED ABOUT P.T. PATIENTS, & WRITE A MEMO  
TO LONGOITY, WHICH USE TO WORK OUT O.K. - BUT  
THIS COST TWO YRS. - HNS. NO COST ON ~~BY~~ ONE  
OUTSIDE TRAVEL & DAYS. MURPHY CAN'T BE OVER  
30 DRS. SI THANK YOU AGAIN.

Alfred D West

GRAND 10100

# PIONEERS OF ALASKA

ORGANIZED AUGUST 4, 1908

MAR 20 1991



OFFICE OF GRAND PAST PRESIDENT

March, 17, 91

Petersburg Alaska

To

Members STATE Affairs Committee

Rep. Gene Rubina, Chairman

Rep. Tom Moyer, Vice Chair

Rep. Betty Bruckman.

Rep. Dave Choquette.

Rep. Max Gruenberg

Rep. Larry Baker

Rep. Mary Mitter

Regarding H. B. # 122

On behalf of ALL Seniors  
& Pioneers receiving the Bonus.

I would like to ASK, that  
you move this Bill out of Comm.  
with recommendation for passage  
as soon as possible.

Yours Truly,

Arnold P. Wasivick.

Past Grand President  
Pioneers of Alaska

# **CORRECTION**

**THIS DOCUMENT  
HAS BEEN REPHOTOGRAPHED  
TO ASSURE LEGIBILITY**

Rep. Paul DUBOIS (Calif)  
Rep. Tom MOYER O. Calif.

Dear Sirs

THANK you ~~much~~ For this (Bill No. 122.)  
It will help me and, as the Seattle Dr's are  
concerned about A.T. Patients, a visit a week  
to Longview, which used to work out O.K. - But  
the past two yrs. - has no effect on ~~or~~ our  
outside travel & Delays, which enable you over.  
So Dep. SI THANK you again.

Alfred West

V

HOUSE BILL NO. 122  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE TAYLOR

Introduced: 2/8/91

Referred: State Affairs, Health, Education and Social Services, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to qualifications for a longevity bonus; and providing for an effective  
2 date."

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

4 \* Section 1. AS 47.45.030 is amended by adding a new subsection to read:

5 (b) Notwithstanding (a) of this section, a recipient who is absent from the state upon the  
6 advice of a physician for the purpose of receiving medical treatment and who is otherwise  
7 qualified continues to qualify for bonuses during the period of absence and upon return to the  
8 state. A recipient shall notify the commissioner of administration when the recipient expects to  
9 be absent from the state or is unexpectedly absent from the state for medical treatment and shall  
10 provide the commissioner with an address to send bonuses to during the recipient's absence.

11 \* Sec. 2. This Act takes effect on July 1, 1991.

GRAND IGLOO  
PIONEERS OF ALASKA

MAR 20 1991

ORGANIZED AUGUST 4, 1908



OFFICE OF GRAND PAST PRESIDENT

March, 17, 91

Petersburg Alaska

To

Members STATE Affairs Committee

Rep. Gene Rubina, Chairman

Rep. Tom Moyer, Vice Chair

Rep. Betty Bruckman.

Rep. Dave Choquette.

Rep. Max Gruenberg

Rep. Larry Baker

Rep. Mary Miller

Regarding H. B. # 122

On behalf of All Seniors  
& Pioneers receiving the Bonus.

I would like to ASK, that  
you move this Bill out of Comm.  
with recommendation for passage  
as soon as possible.

Yours Truly,

Orval S. Warwick.

Past Grand President  
Pioneers of Alaska

March 19, 1991

Rep. Gene Kubina  
P.O. Box V  
Juneau, Alaska 99811

Dear Member of the State Affairs Committee,

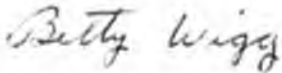
I am writing in favor of bill HB 122. I understand that it is currently in the House State Affairs Committee, but has not been scheduled for a hearing. I hope that you move the bill out with a recommendation for passage.

I am a Widow and have lived in Alaska most of my life and now currently receive Longevity Bonus which I count on receiving each month.

Last year I was out of the State for major surgery and was gone for 5 days over my allotted time, I had to forfeit my check just when I needed it the most since I had no Health Insurance. Had I been gone 90 days I would have lost it for the year.

Thank you for your efforts in this important matter.

Sincerely,



Betty Wigg  
P.O. Box 706  
Wrangell, Alaska 99929

HB

126

# HOUSE COMMITTEE REPORT

(7)  
Date Referred: February 8, 1991

FURTHER REFERRALS:

Finance

Date of Committee Action: 2-22-91

The STATE AFFAIRS Committee considered:

HB 126

HOUSE BILL NO. 126

PROGRAM RECEIPTS CLEAN-UP

"An Act making technical amendments to program receipts provisions in the Alaska Statutes as recommended by the revisor of statutes in order to conform the statutes to ch. 36, SLA 1990; and providing for an effective date."

**RECOMMENDATIONS:**

be replaced with \_\_\_\_\_  the same title

a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) \_\_\_\_\_

APPROVES PREVIOUS: (Dept/Date) \_\_\_\_\_

fiscal impact \_\_\_\_\_

fiscal note(s) \_\_\_\_\_

zero fiscal note Admin. 2-19-91

zero fiscal note(s) \_\_\_\_\_

**SIGNING DO PASS:**

**SIGNING OTHER RECOMMENDATIONS:**

	Check appropriate column:	Do Not Pass	No Rec	Amend
<i>Tonkase</i>				
<i>W. P. ...</i>	<i>[Signature]</i>		<i>[Signature]</i>	
<i>Eugene A. Kubera</i>	<i>[Signature]</i>		<i>[Signature]</i>	

*Eugene A. Kubera*  
Chairman's Signature

FISCAL NOTE

BILL NO. HB 126

STATE OF ALASKA  
1991 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_  
Title: An Act making technical amendments to program receipts provisions...

Department Affected: Administration  
BRU: Retirement and Benefits

Sponsor: House Finance Committee

Component: Retirement and Benefits  
Requestor: \_\_\_\_\_  
COMPONENT SERIAL NO. 64

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
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	0	0	0	0	0	0
---------	---	---	---	---	---	---

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:	0	0	0	0	0	0
PART-TIME:	0	0	0	0	0	0
TEMPORARY:	0	0	0	0	0	0

Estimate of current year impact: \_\_\_\_\_

ANALYSIS: (attach a separate page if necessary.)

This bill has no impact on the Division of Retirement and Benefits

*Bob Stotrup*  
Prepared By: Gary Bader

Phone: 465-4470

Division: Retirement and Benefits

Date: 2/19/91

Approved by Commissioner: Millett Keller

Date: 2/19/91

Agency: Department of Administration

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB & Impacted Agency(ies).

Revision Date: \_\_\_\_\_ Department Affected: Administration  
 Title: "An Act making technical amendments to program receipts Provisions in the AK Statutes,"  
 BRU: Central Administration  
 Component: Finance  
 Sponsor: House Finance Committee  
 Requestor: House Finance Committee COMPONENT SERIAL NO. 59

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
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	0	0	0	0	0	0
---------	---	---	---	---	---	---

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

Estimate of current year impact: \_\_\_\_\_

ANALYSIS: (Attach a separate page if necessary.)

The Accounting System (AKSAS) is currently performing this function.

Prepared By: Weldon L. Blackwell <sup>90</sup> 2/19/91 Phone: 465-2240

Division: Finance Date: 02/19/91

Approved by Commissioner: Millett Keller <sup>2/19/91</sup> Date: 2/19/91

Agency: Administration

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

# DIVISION OF LEGAL SERVICES

## LEGISLATIVE AFFAIRS AGENCY STATE OF ALASKA

P.O. Box Y, Juneau, Alaska 99811  
(907) 465-3867 or 465-2450  
FAX (907) 465-2029

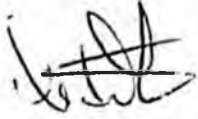
Deliveries to: 240 Main Street  
Court Plaza, Room 500  
Mail Stop 3101

### MEMORANDUM

February 13, 1991

**SUBJECT:** Technical Amendments Relating to Program Receipts  
(HB 126)

**TO:** Representative Gene Kubina  
Chair, House State Affairs Committee

**FROM:** David R. Dierdorff   
Revisor of Statutes

I note that you have scheduled a hearing for HB 126 on February 20. This memo will provide you and the committee with some background on the bills.

The 16th Legislature enacted ch. 36, SLA 1990, relating to program receipts. As a part of that Act, AS 37.05.142 - 37.05.146 were enacted. They set out general provisions for the treatment of program receipts. AS 37.05.142 requires the Department of Administration to separately account for all deposits of program receipts, whether deposited under AS 37.10.050 or another law. AS 37.05.144 establishes the general legislative intent that the estimated balances in the various separate accounts be used to make appropriations back to the programs generating the receipts to administer the programs, implement related laws, or cover collection costs. AS 37.05.146 defines program receipts.

During the consideration of HB 85, which became ch. 36, each committee hearing the bill (House State Affairs and Finance, Senate Finance and Rules) agreed to defer until the next legislative session the numerous technical amendments required to conform existing provisions to the new general provisions. The revisor of statutes was asked to prepare a bill that would address the technical clean-up. House Bill 126 contains those amendments.

### SUMMARY OF THE BILL

Secs. 1, 7-10, 12, 14-15 and 18-23. These bill sections simply delete material that is redundant to the provisions of AS 37.05.142 - 37.05.146.

**Secs. 2-6, 11, 13, 16-17, and 24-26.** These sections delete material relating to separate accounting that is redundant to AS 37.05.142, and make appropriate amendments to language relating to the intended use of the various program receipts. In each of these instances, the legislature's intent is to use the funds for a purpose that is either narrower than those described generally in AS 37.05.144, or is not directly related to the activity generating the revenue (see, for example, bill sec. 17, amending AS 43.50.350 relating to the use of certain cigarette tax proceeds for health programs).

**Sec. 27.** This section provides for the repeal of provisions that are redundant to AS 37.05.142 - 37.05.146. The text of the provisions proposed for repeal is attached to this memo as an appendix.

**Sec. 28.** An immediate effective date is proposed.

#### **SECTIONAL ANALYSIS**

The following sectional analysis summarizes the source of the program receipt being dealt with in each statutory provision amended by the bill. In the appendix, if the text of a provision proposed for repeal in sec. 27 of the bill contains a description of the program receipt source, that description is highlighted; if it does not, a highlighted parenthetical description is inserted in the text.

**Sec. 1.** Payments by nonstate entities for airport services.

**Sec. 2.** Fees and fines collected under the alcohol laws.

**Sec. 3.** Commercial use permit fees under the guide law.

**Sec. 4.** Alaska School Activities Association fees.

**Sec. 5.** Teacher certification fees.

**Sec. 6.** Fees for birth certificates suitable for display.

**Sec. 7.** Certificate of fitness fees.

**Sec. 8.** Fire and life safety plan check fees.

**Sec. 9.** Fees related to warning placards for hazardous materials and hazardous wastes.

**Sec. 10.** Highway encroachment permit fees.

Representative Gene Kubina  
February 13, 1991  
Page 3

Sec. 11. State share of repayments of public assistance provided to a person entitled to child support.

Sec. 12. Rent paid to National Guard for nonmilitary use of facilities.

Sec. 13. Additional fee for Winter Olympics vehicle plates.

Sec. 14. Payments received from other jurisdictions for use of state correctional facilities.

Sec. 15. Deposits for costs of surveys related to homestead entry permits.

Sec. 16. Revenue received from activities on state land and water managed under the recreational river laws.

Sec. 17. Proceeds from added cigarette tax.

Sec. 18. Recording fees.

Sec. 19. Training fees received by the Department of Public Safety.

Sec. 20. Fees for criminal justice information services provided to other government agencies.

Sec. 21. Fees for use of the automated fingerprint system.

Sec. 22. Subscriptions to and sales of Alaska Administrative Journal.

Sec. 23. Fees for certification of underground petroleum storage tank workers.

Sec. 24. Registration fees for underground storage tanks.

Sec. 25. Earnings on storage tank assistance fund.

Sec. 26. Repayments of loans for storage tank cleanup program.

If I may be of further assistance, please advise.

DRD:pl  
91-079.plm

## APPENDIX "A"

### Provisions Proposed for Repeal

**Sec. 05.15.025. MONEY DEPOSITED IN GENERAL FUND.** Money received by the department under this chapter [charitable gaming regulation] shall be deposited in the general fund. The commissioner of administration shall separately account for the money deposited in the general fund under this section. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out enforcement of this chapter.

**Sec. 06.01.045. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for all fees collected under this title [regulation of financial institutions] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this title.

[AS 08.01.065](e) The commissioner of administration shall separately account for business license and occupational licensing fees deposited in the general fund by the department. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the activities of the division of occupational licensing.

[AS 10.06.858](b) The commissioner of administration shall separately account for all fees collected under this chapter [regulation of corporations] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**Sec. 10.15.563. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for all fees collected under this chapter [regulation of cooperative corporations] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**Sec. 10.20.643. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for all fees collected under this chapter [regulation of nonprofit corporations] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**[AS 10.25.530](c)** The commissioner of administration shall separately account for all fees collected under this chapter **[regulation of electric and telephone cooperative corporations]** that the Department of Commerce and Economic Development deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**Sec. 10.35.075. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for all fees collected under this chapter **[registration of business names]** that the Department of Commerce and Economic Development deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**[AS 10.40.140](c)** The commissioner of administration shall separately account for all fees and penalties collected under this chapter **[regulation of religious corporations]** that the Department of Commerce and Economic Development deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**Sec. 14.07.035. ACCOUNTING AND DISPOSITION OF RECEIPTS. (a)** The commissioner of administration shall separately account for educational service fees collected under AS 14.07.030(7) that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of AS 14.07.030.

(b) The commissioner of administration shall separately account for each endowment, grant, or other money from a private donor received under AS 14.07.-030(10) that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the educational purposes intended by the endowment, grant, or gift.

(c) The commissioner of administration shall separately account for student tuition and fees collected under AS 14.07.030(11) that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to administer, maintain, and operate programs and schools under AS 14.07.020(a)(12) and 14.07.030(1).

(d) The commissioner of administration shall separately account for fees collected under AS 14.07.030(12) **[costs of care and handling of donated foods]** that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the programs for which the fees are collected.

(e) The commissioner of administration shall separately account for money that derives from department auxiliary services, including student services centers,

student activities, and events administered or operated by the department and that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of AS 14.07.030.

[AS 14.48.090](b) Fees collected under this chapter [postsecondary education] shall be deposited in the general fund. The commissioner of administration shall separately account for all fees that are collected and deposited under this section. The annual estimated balance in the account may be used by the legislature to make appropriations to the commission to carry out the purposes of this chapter.

[AS 16.05.826](d) The commissioner of administration shall separately account for receipts from waterfowl conservation limited edition prints that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes set out in AS 16.05.130(b).

**Sec. 16.43.105. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for fees collected under AS 16.43.100, 16.43.160, and 16.43.960 [relating to limited entry permits] that the commission deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the commission to carry out the activities for which fees have been charged.

[AS 16.51.160](b) The seafood marketing assessment collected under this chapter shall be deposited by the Department of Revenue in the general fund and the commissioner of administration shall separately account for the deposits. The legislature may make appropriations to the Department of Commerce and Economic Development for the purpose of providing financing to the institute based on the annual estimated balance in the account, and may appropriate additional money beyond the seafood marketing assessment as need is demonstrated by the institute.

[AS 18.50.330](b) The state registrar shall account for fees received by the bureau under this section [for copies of vital statistics records] and shall pay them to the Department of Revenue. The Department of Revenue shall deposit them in the general fund. The commissioner of administration shall separately account for the fees deposited in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the Department of Health and Social Services to carry out the purposes of this section.

**Sec. 18.60.950. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for fees collected by the Department of Labor under this chapter [accident prevention/occupational safety] and deposited in the general fund. The annual estimated balance in the account may

be used by the legislature to make appropriations to the Department of Labor to carry out the purposes of this chapter.

**Sec. 19.05.046. ACCOUNTING AND DISPOSITION OF RECEIPTS FROM NONSTATE ENTITIES.** The commissioner of administration shall separately account for money that is derived from maintenance services provided to nonstate entities and that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**Sec. 21.06.260. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for fees collected under this chapter [regulation of insurance] that the division deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the Department of Commerce and Economic Development to carry out the operations of the division.

**Sec. 23.05.070. ACCOUNTING AND DISPOSITION OF RECEIPTS.** The commissioner of administration shall separately account for money received under AS 23.05.060(6) [agreements between Department of Labor and nonstate entities] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of AS 23.05.060.

[AS 28.05.021](b) The commissioner of administration shall separately account for money that is derived from activities authorized under this section [compacts and reciprocal agreements relating to driver licensing, vehicle registration and other motor vehicle regulatory activities] and that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this section, including payment to commissioned agents.

[AS 28.10.431](i) The commissioner of administration shall separately account for the collection costs received under (e) of this section [for collecting a municipal motor vehicle registration tax] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this section.

[AS 28.15.271](d) The fees collected by the department under this section [drivers' licenses and permits] shall be deposited in the general fund. The Department of Administration shall separately account for the fees collected under this section and deposited in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations for the administration of this chapter.

**[AS 34.45.370](b)** The commissioner of administration shall separately account for money that the department deposits in the general fund under (a) of this section [from sale of abandoned property]. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the department's duties under this chapter.

**[AS 34.55.020](g)** The commissioner of administration shall separately account for filing, registration, and inspection fees collected under this chapter [regulation of land sales] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this section.

**[AS 36.30.730](f)** The commissioner shall separately account for fees collected under (c) and (d) of this section [provision of procurement services to other public entities] and deposited in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of (c) and (d) of this section.

**[AS 38.05.073](s)** The commissioner of administration shall separately account for all money collected under this section [recreational facilities development leasing] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this section.

**Sec. 39.30.096. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for all fees collected under AS 39.30.095(c) [administration of group insurance] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**Sec. 39.45.021. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for all fees collected under AS 39.45.020(c) [administration of deferred compensation] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**Sec. 41.08.025. ACCOUNTING AND DISPOSITION OF RECEIPTS.** The commissioner of administration shall separately account for money received under AS 41.08.020(b)(5) from agreements [of division of geological and geophysical surveys] with individuals, private agencies, communities and private industry and that the department deposits in the general fund. The annual estimated balance in

the account may be used by the legislature to make appropriations to the department to carry out the purposes of AS 41.08.020.

**[AS 41.21.030](b)** The commissioner of administration shall separately account for fees and other money collected under AS 41.21.026 - 41.21.028 [state park use fees and concession contracts] and deposited under (a) of this section. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**[AS 42.05.651](b)** The commissioner of administration shall separately account for [Public Utility Commission public utilities Act] investigation and hearing costs collected under this section that the commission deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the commission to carry out the purposes of this section.

**[AS 42.06.610](c)** The commissioner of administration shall separately account for [PUC pipeline Act] investigation and hearing costs collected under this section that the commission deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the commission to carry out the purposes of this chapter.

**[AS 42.30.225](f)** The commissioner of administration shall separately account for [air carrier] certificate of compliance fees collected under this section that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this section.

**Sec. 43.10.037. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for collection fees added to delinquent taxes and that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**[AS 44.21.410](c)** The commissioner of administration shall separately account for money received under (b)(3) of this section [private and other grants to office of public advocacy] and deposited in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the Department of Administration to carry out the purposes of this section.

**[AS 44.29.022](c)** The commissioner of administration shall separately account for fees [for department services] collected under this section that the Department of Health and Social Services deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department.

**[AS 44.29.220](b)** The commissioner of administration shall separately account for all earnings, interest, fees, and collection charges [related to the alcoholism and drug abuse revolving loan fund] that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of AS 44.29.210 - 44.29.230.

**Sec. 44.33.022. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for fees collected under AS 44.33.020(25), (28) and (29), respectively, that the Department of Commerce and Economic Development deposits in the general fund. The annual estimated balance in each account may be used by the legislature to make appropriations to the department to finance the programs from which the receipts are derived.

**[AS 44.33.120](c)** The commissioner of administration shall separately account for money that derives from the sale of advertising space, pamphlets, brochures, and other graphic and marketing materials [related to tourism] under this section and AS 44.33.020(28) and that the division of tourism deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the Department of Commerce and Economic Development to cover related costs of the division of tourism.

**[AS 44.33.730](b)** The commissioner of administration shall separately account for all receipts [of the tourism marketing council] deposited in the general fund under (a) of this section. The annual estimated balance in the account may be used by the legislature to make appropriations to the council to carry out its purposes under AS 44.33.700 - 44.33.735.

**[AS 44.88.420](b)** The commissioner of administration shall separately account for all fees and collection charges that the authority [AIDEA] deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the authority to carry out the purposes of AS 44.88.400 - 44.88.430.

**Sec. 45.09.409. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for fees charged under AS 45.09.401 - 45.09.408 [UCC filing fees] that the Department of Natural Resources deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of AS 45.09.401 - 45.09.408.

**Sec. 45.55.265. ACCOUNTING AND DISPOSITION OF FEES.** The commissioner of administration shall separately account for all fees collected under this chapter [Alaska Securities Act] that the Department of Commerce and

Economic Development deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

**[AS 47.10.120](d)** The commissioner of administration shall separately account for support fees [for child in need of aid or a delinquent minor] collected under this section that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this section.

**[AS 47.20.910](g)** The commissioner of administration shall separately account for medical care and treatment fees collected under this section that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this section.

**[AS 47.55.020](d)** The money received by the commissioner of revenue under this section [Pioneers' Home residents' excess income payments] shall be deposited in the general fund. The commissioner of administration shall separately account for money deposited under this section. The annual estimated balance in the account may be used by the legislature to make appropriations to the Department of Administration to carry out the purposes of this chapter.

**[AS 47.55.030](e)** The commissioner of administration shall separately account for money received under this section [Pioneers' Home monthly rate payments] and deposited in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the Department of Administration to carry out the purposes of this section.

**[AS 47.80.150](g)** The commissioner of administration shall separately account for medical care and treatment fees collected under this section that the department deposits in the general fund. The annual estimated balance in the account may be used by the legislature to make appropriations to the department to carry out the purposes of this chapter.

DRD:pl  
91-079.plm



# House State Affairs Committee

## Representative Gene Kubina, Chair

DATE: Feb. 20, 1991

PLACE: Room 102, Capitol

**SUBJECT OF MEETING:**

- HB 4 - Relating to Legislative Ethics Act
- \*HB 129 - Relating to Public Officers Compensation Commission
- \*HB 126 - Relating to Program Receipts Clean Up

NAME	REPRESENTING	BUSINESS/PERSONAL MAILING ADDRESS	ZIP	(H) PHONE	(W) PHONE	DO YOU WANT TO TESTIFY?	WHAT SUBJECT/ WHICH BILL?
C. S. CHRISTENSEN	ALASKA COURT SYSTEM	303 K ST. ANCHORAGE AK	99501		963-4770	(Y) N	HB 129
Mike McMullan	Dept. of Admin	Box C Juneau AK	99811		465-4430	(Y) N	HB 129
KARREN Bookman	APCC	Room 114 ASSEMBLY BLDG.			276-4176	(Y) N	HB 4
VICKY CORREGO	League of Women Voters	3455 Meander Way TALU AK	99801	789-1767		(Y) N	HB 4
Pam Stoops	LAA					(Y) N	HB 4 - answer questions to note
Ron Lorenson	D/Law	Box K, Juneau	99811	465-366	465-366	<sup>if asked</sup> (Y) N	HB 129
DAVID R BIERDORFF	LAA	510 COURT PLAZA		466-2450		(Y) N	HB 126
Eric Myers	Rep. Brown	Rm. 513 Capitol		3784		(Y) N	HB 126
						Y N	
						Y N	
						Y N	



# House State Affairs Committee

## Representative Gene Kubina, Chair

**DATE:** Feb. 22, 1991

**PLACE:** Capitol, Room 102

**SUBJECT OF MEETING:**  
 HB 86 - Relating to Year-End Campaign  
 Finance Reports  
 HB 126 - Relating to Program Receipts  
 Clean-Up

NAME	REPRESENTING	BUSINESS/PERSONAL MAILING ADDRESS	ZIP	(H) PHONE	(W) PHONE	DO YOU WANT TO TESTIFY?		WHAT SUBJECT/ WHICH BILL?
Jay Hogan	Rep. Brown	502 Capitol			3727	Y	N	
John Lindback	Rep Brown	513 Capital			3998	Y	N	
DAVE OERDORFF	LAA	510 COURT PLAZA			2450	Y	N	HB 126
						Y	N	
						Y	N	
						Y	N	
						Y	N	
						Y	N	
						Y	N	
						Y	N	

H B

1 2 9

HOUSE COMMITTEE REPORT

(7)

Date Referred: February 11, 1991

FURTHER REFERRALS:

Judiciary  
Finance

Date of Committee Action: March 1, 1991

The STATE AFFAIRS Committee considered:

HB 129

HOUSE BILL NO. 129

PUBLIC OFFICERS COMPENSATION COMMISSION

"An Act establishing the Public Officers Compensation Commission; relating to the compensation of the governor, lieutenant governor, members of the legislature, heads of the principal departments of the executive branch of government, supreme court justices, judges of the court of appeals, judges of the superior court, and district court judges; and providing for an effective date."

RECOMMENDATIONS:

be replaced with CS HB 129 (State Affairs)  the same title  
 a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept)

APPROVES PREVIOUS: (Dept/Date)

fiscal impact Office of Gov - Admin. Services  fiscal note(s) \_\_\_\_\_

zero fiscal note Admin. and Alaska Court  zero fiscal note(s) \_\_\_\_\_

SIGNING DO PASS:

SIGNING OTHER RECOMMENDATIONS:

<u>Gene Kubina</u>	Check appropriate column:	Do Not Pass	No Rec	Amend
<u>Mike Miller</u>			<input checked="" type="checkbox"/>	
<u>Fred S...</u>			<input checked="" type="checkbox"/>	
<u>Tom M...</u>			<input checked="" type="checkbox"/>	

Eugene A. Kubina  
Chairman's Signature

WALTER J. HICKEL  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

MEMORANDUM

TO: The Honorable Dave Donley                      DATE: March 12, 1991  
Chairman  
House Judiciary Committee  
Seventeenth Alaska  
State Legislature

PHONE: 465-3616

FROM: Mike Nizich *Man*                                      SUBJECT: CSHB 129 (STA)  
Director, Division of  
Administrative Services  
Office of the Governor

Section 14 of CSHB 129 (STA) changes the reporting years for the Public Officer Compensation Commission to every even-numbered year rather than the odd-number years specified in the original bill. As such, a revised fiscal note is necessary to correctly demonstrate the years of anticipated expenditures.

Please substitute the previous Office of the Governor fiscal note with the attached revised note dated 3/11/91. Thank you for your assistance.

Attachment

cc: Representative Kubina  
Chairman  
House State Affairs Committee

STATE OF ALASKA  
1991 LEGISLATIVE SESSION

BILL NO. CSHB 129 (STA)

Revision Date: 3/11/91 Department Affected: Office of the Governor  
 Title: "An Act establishing the Public Officers Compensation Commission;..." BRU: Commissions and Special Offices  
 Sponsor: House Rules Committee Component: Public Officers Compensation Commission  
 Requestor: House Judiciary Committee COMPONENT SERIAL NO. 

N	A		
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES	-0-	-0-	-0-	-0-	-0-	-0-
TRAVEL	24.8	7.4	-0-	7.4	-0-	7.4
CONTRACTUAL	36.1	33.9	7.2	33.9	7.2	33.9
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	60.9	41.3	7.2	41.3	7.2	41.3

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND	60.9	41.3	7.2	41.3	7.2	41.3
FEDERAL FUNDS						
OTHER						
TOTAL	60.9	41.3	7.2	41.3	7.2	41.3

POSITIONS:

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

Estimate of current year impact: none

ANALYSIS: (Attach a separate page if necessary.)

See attached analysis

Prepared By: Michael A. Nizich, Director Phone: 465-3616  
 Division: Division of Administrative Services Date: 3/11/91  
 Approved by Commissioner: D. Max Hodel, Chief of Staff  
 Agency: Office of the Governor Date: 3/12/91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

Proposed legislation replaces State Officers Compensation Commission. Fiscal note assumptions are based on the activity of the State Officers Compensation Commission which held four meetings in first fiscal year for organizational and first report purposes. Subsequent years reflect "every other year" meeting and report to the legislature.

PERSONAL SERVICES -0-

Fiscal note assumes staff and related expenses will be provided by the Department of Administration per Sec. 14 AS 39.23.230(a)

TRAVEL 24.8

Fiscal note assumes 4 meetings and two teleconferences for public comment prior to Commission report/order in the first fiscal year. Subsequent years reflect no travel activity during off-reporting years and one meeting with two public teleconferences each reporting year. Travel and per diem calculations figures average air fare and per diem expenses for the seven public members.

First Year

Public members:

Airfare	3856 x 4 =	15,424	
Per diem	1470 x 4 =	5,880	21,304

Administrative travel:

Airfare	479 x 3 =	1,437	
Per diem	210 x 3 =	630	2,067

Teleconference per diem for Commission members	1,400	1,400
--	-------	-------

TOTAL TRAVEL: 24,771

"Every Other" year

Public members:

Airfare	3856 x 1 =	3,856	
Per diem (per diem based on 3 day meeting)	2100 x 1 =	2,100	5,956

Teleconference per diem for Commission members	1,400	1,400
--	-------	-------

TOTAL TRAVEL: 7,356

CONTRACTUAL 36.1

Contractual calculations vary according to reporting/non-reporting years.

First year:

Communication:

Teleconference charges -- 2 @ 4740	9,480	
Postage -- 300/mo x 12	3,600	13,080

Transportation:

Freight and express charges -- 150/mo x 12		1,800
--	--	-------

Advertising, Printing & Binding:

Subscriptions	250	
Advertising -- 6 meetings x 750	4,500	
Annual report	15,000	
Forms, misc.	1,500	21,250

TOTAL CONTRACTUAL: 36,130

Off-reporting year:

Communication:

Postage -- 300/mo x 12		3,600
------------------------	--	-------

Transportation:

Freight and express charges -- 150/mo x 12		1,800
--	--	-------

Advertising, Printing & Binding:

Subscriptions	250	
Forms, misc.	1,500	

TOTAL CONTRACTUAL: 7,150

CONTRACTUAL (continued)

Reporting year:

Communication:

Teleconference charges -- 2 @ 4740	9,480	
Postage -- 300/mo x 12	3,600	13,080

Transportation:

Freight and express charges -- 150/mo x 12		1,800
--	--	-------

Advertising, Printing & Binding:

Subscriptions	250	
Advertising -- 3 meetings x 750	2,250	
Annual report	15,000	
Forms, misc.	1,500	19,000

TOTAL CONTRACTUAL:		33,880
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FISCAL NOTE

STATE OF ALASKA  
1991 LEGISLATIVE SESSION

BILL NO. HB 129

Revision Date: \_\_\_\_\_  
Title: Public Officers Compensation Commission  
Sponsor: Rules by Request (of Court System)  
Requestor: \_\_\_\_\_

Department Affected: Administration  
BRU: Personnel  
Component: Personnel

COMPONENT SERIAL NO. 

		5	6
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
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
<b>TOTAL OPERATING</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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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
<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

POSITIONS:

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

Estimate of current year impact: 0

ANALYSIS: (Attach a separate page if necessary.)

Experience with the two earlier compensation commissions indicate that the level of assistance requested is minor, and consists of readily available information. The added costs have been, and we expect them to continue to be, negligible.

Prepared by: David K. F. Otto *K.F.O.*  
Division: Personnel

Phone: 465-4430  
Date: February 19, 1991

Approved by Commissioner: Millett Keller *Millett Keller*  
Agency: Administration

Date: 2/21/91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

**FISCAL NOTE**

**STATE OF ALASKA**  
**1991 LEGISLATIVE SESSION**

**Bill No. HB 129**

Revision Date: \_\_\_\_\_ Department Affected: Alaska Court System  
 Title: An Act establishing the Public Officers Compensation Commission... BRU: \_\_\_\_\_  
 Sponsor: By Rules Committee by request Components: \_\_\_\_\_  
 Requestor: State Affairs COMPONENT SERIAL NO. 000 | 000 | 000 | 768

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS & CLAIMS						
<b>TOTAL OPERATING</b>	0.0	0.0	0.0	0.0	0.0	0.0
<b>CAPITAL</b>						

<b>REVENUE</b>						
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**FUNDING: (Thousands of Dollars)**

GENERAL FUNDS	0.0	0.0	0.0	0.0	0.0	0.0
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	0.0	0.0	0.0	0.0	0.0	0.0

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: None

**ANALYSIS: (Attach a separate page if necessary)**

No fiscal impact.

Prepared by: C. S. Christensen III, Staff Counsel *C. S. Christensen III* Phone: 264-8228  
 Division: Alaska Court System Date: 02/14/91

Approved by: Arthur H. Snowden, II, Administrative Director *Stephanie Cole for*  
 Agency: Alaska Court System Date: 02/14/91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).



FEB 19 1991

## Alaska Court System

State of Alaska

303 "K" STREET  
ANCHORAGE, ALASKA  
99501

ARTHUR H. SNOWDEN II  
ADMINISTRATIVE DIRECTOR

(907) 274-8611

February 14, 1991

The Honorable Gene Kubina  
Chairman, House State  
Affairs Committee  
P.O. Box V  
Juneau, Alaska 99811

Dear Representative Kubina:

Thank you for scheduling House Bill 129, establishing a Public Officers' Compensation Commission. This bill was introduced at the request of the Alaska Supreme Court.

HB 129 creates a new Public Officers' Compensation Commission to take the place of the existing State Officers' Compensation Commission. As you know, the existing commission recommends compensation levels for certain state officers to the legislature; its proposals frequently go unheeded for reasons unrelated to their merits.

In contrast, the commission created by HB 129 would have the authority to actually establish compensation levels for the governor, lieutenant governor, members of the legislature, heads of the principal departments, supreme court justices, judges of the court of appeals, judges of the superior court and district court judges. This commission, appointed by the governor, could submit proposed salary, per diem and allowances for those officers to the legislature every two years. These compensation levels would take effect unless disapproved by a bill that was enacted into law within 60 days.

Approximately 26 states, as well as the federal government, currently operate compensation commissions. In nine of those jurisdictions, the commission has the authority to establish

The Honorable Gene Kubina  
February 14, 1991  
Page 2

compensation amounts. The purpose behind the existence of these commissions is simple: to see that fair decisions are made regarding the compensation of certain government officials, and to reduce the political battles that inevitably surround such salary decisions.

An essential goal of the Alaska Court System is to attract and retain highly qualified jurists. Achieving this goal requires salaries that are commensurate with the qualifications and responsibilities of the office, which has proven problematic. Last session, the legislature approved the first pay increase for judges since 1985. During the 18 month period preceding that pay raise, the judiciary lost 20 percent of its members.

It is equally important to attract and retain highly qualified legislators and executive branch officials. An independent commission will be able to set fair and reasonable salaries for these officers without fear of voter backlash or charges of conflict of interest.

I hope that you will agree with the supreme court on the need for HB 129. Please feel free to contact my office if you require any additional information on this piece of legislation.

Very truly yours,



Arthur H. Snowden, II  
Administrative Director

AHS:bh

AMENDMENT

OFFERED IN THE HOUSE

TO: HB 129

Page 6, line 5, after "Sec.23."

Insert "(a) Notwithstanding AS 39.23.241, enacted by sec. 15 of this Act, the commission shall submit a report on its findings during the first 10 days of the regular session in 1992.

(b)"



1 the state.

2 \* Sec. 3. AS 22.10.190(a) is repealed and reenacted to read:

3 (a) The compensation of a superior court judge shall be established by order of the Public  
4 Officers Compensation Commission.

5 \* Sec. 4. AS 22.15.220(a) is repealed and reenacted to read:

6 (a) The compensation of a district court judge shall be established by order of the Public  
7 Officers Compensation Commission.

8 \* Sec. 5. AS 22.15.230 is amended to read:

9 Sec. 22.15.230. ADDITIONAL COMPENSATION. Subject to rule of the supreme court,  
10 a [DISTRICT JUDGE OR] magistrate shall receive a per diem allowance and a transportation  
11 allowance commensurate with that authorized for other state employees.

12 \* Sec. 6. AS 24.10.100 is repealed and reenacted to read:

13 Sec. 24.10.100 SALARY OF LEGISLATORS. The salary for each member of the  
14 legislature shall be established by order of the Public Officers Compensation Commission. The  
15 commission may authorize per diem for legislators. The commission may also authorize  
16 additional compensation for the president of the senate and the speaker of the house of  
17 representatives.

18 \* Sec. 7. AS 24.10.120 is amended to read:

19 Sec. 24.10.120. METHOD OF PAYMENT. Salaries, and, if authorized by the Public  
20 Officers Compensation Commission, per diem [,] and additional allowances for members of the  
21 legislature shall be paid by warrants drawn on vouchers approved by the legislative fiscal officer.  
22 The legislative fiscal officer shall, by January 31 of each year, file with the legislature's fiscal  
23 office a report of all vouchers approved for payment under this section during the preceding  
24 calendar year. The report must include [SHALL PROVIDE], by legislator, the date of each  
25 voucher, the amount paid, and the basis for approval for payment. The report is a public record.

26 \* Sec. 8. AS 39.20.010 is repealed and reenacted to read:

27 Sec. 39.20.010. COMPENSATION OF GOVERNOR. The compensation of the governor  
28 shall be established by order of the Public Officers Compensation Commission.

29 \* Sec. 9. AS 39.20.030 is repealed and reenacted to read:

30 Sec. 39.20.030. COMPENSATION OF LIEUTENANT GOVERNOR. The compensation  
31 of the lieutenant governor shall be established by order of the Public Officers Compensation

1 Commission.

2 \* Sec. 10. AS 39.20.050 is amended to read:

3 Sec. 39.20.050. EXCLUSIVE COMPENSATION. The compensation established by  
4 order of the Public Officers Compensation Commission and other benefits established  
5 [FIXED] by law for the governor and lieutenant governor are compensation [IS] in full for all  
6 services rendered by each of them in any official capacity or employment whatsoever during their  
7 respective terms of office, and shall be paid throughout their respective terms of office unless the  
8 office becomes vacant.

9 \* Sec. 11. AS 39.20.080(a) is repealed and reenacted to read:

10 (a) The compensation of the head of each principal executive department shall be  
11 established by order of the Public Officers Compensation Commission.

12 \* Sec. 12. AS 39.23 is amended by adding a new section to read:

13 Sec. 39.23.201. COMPENSATION COMMISSION ESTABLISHED. (a) The Public  
14 Officers Compensation Commission is established in the Office of the Governor. The  
15 commission is composed of seven members appointed by the governor. Members serve staggered  
16 terms of four years. Commission membership shall include at least one business executive, one  
17 person with experience in public administration, one representative of a nonpartisan voters'  
18 organization, one representative of a labor organization, and one lawyer. A vacancy shall be  
19 filled for the balance of the unexpired term. A commission member may serve no more than two  
20 complete consecutive terms.

21 (b) The commission shall elect a member to chair its meetings. A majority of the  
22 commission members constitutes a quorum to transact business. The affirmative vote of four  
23 members is required to approve the commission's report or an order on compensation.

24 (c) The commission shall meet every other year at the call of the chair. Notice of a  
25 meeting shall be mailed to each member at least 15 days before the date scheduled for the  
26 meeting.

27 (d) The commission shall hold a public hearing to discuss its findings before submitting  
28 its report or an order to the legislature.

29 \* Sec. 13. AS 39.23.230(a) is amended to read:

30 (a) If requested by the commission, the Department of Administration [LEGISLATIVE  
31 AFFAIRS AGENCY] shall provide staff for the commission.

1 \* Sec. 14. AS 39.23 is amended by adding a new section to read:

2 Sec. 39.23.241. DUTIES OF THE COMMISSION. (a) The commission shall review  
3 the compensation of the governor, lieutenant governor, members of the legislature, heads of the  
4 principal departments of the executive branch of state government, supreme court justices, judges  
5 of the court of appeals, judges of the superior court, and district court judges. The commission  
6 shall submit a report on its findings every even-numbered year no later than the 60th day of the  
7 regular session of the legislature. A commission member who does not concur in the report may  
8 file a minority report.

9 (b) The commission may submit an order with the report making changes to the  
10 compensation of a public office. Before submitting a report or order on compensation, the  
11 commission shall give reasonable public notice of its preliminary findings, solicit public  
12 comments, and give due regard to the public comments.

13 (c) An order making changes to the compensation of a public officer shall become  
14 effective on the first day of the next regular legislative session, unless a bill disapproving the  
15 order in its entirety is enacted into law before that date.

16 \* Sec. 15. AS 39.23.250 is amended to read:

17 Sec. 39.23.250. FILING WITH LIEUTENANT GOVERNOR AND CERTIFICATION.  
18 The commission shall, upon transmitting an order on [ITS FINAL RECOMMENDATIONS FOR  
19 THE] compensation [OF LEGISLATORS] to the legislature, file the order  
20 [RECOMMENDATIONS] in the office of the lieutenant governor. When the order becomes  
21 [RECOMMENDATIONS BECOME] effective, the commission shall certify the copy of the  
22 order [RECOMMENDATIONS] on file in the office of the lieutenant governor.

23 \* Sec. 16. AS 39.23.260 is amended to read:

24 Sec. 39.23.260. POLICY OF THE LEGISLATURE. It is the policy of the legislature  
25 that the commission determine an equitable rate and form of compensation [, BENEFITS, AND  
26 ALLOWANCES] for the governor, lieutenant governor, members of the legislature, heads  
27 of the principal departments of the executive branch of state government, supreme court  
28 justices, judges of the court of appeals, judges of the superior court, and district court  
29 judges. In determining the compensation for each office, the commission shall consider the  
30 following factors:

31 (1) the skill required;

- 1                    (2) the time required;
- 2                    (3) the opportunity for other earned income;
- 3                    (4) the value of public services as performed in other states and in the federal
- 4                    government;
- 5                    (5) the value of similar services when performed in the private sector of this
- 6                    state and in other states based on the responsibility and discretion required in the office;
- 7                    (6) the reasonable expenses incurred in performing the public service;
- 8                    (7) the percentage change in the Consumer Price Index for Anchorage,
- 9                    Alaska, as determined by the United States Department of Labor, Bureau of Labor
- 10                   Statistics since the last compensation adjustment;
- 11                   (8) the compensation presently received by the public officers and all other
- 12                   benefits received;
- 13                   (9) the interests and welfare of the public and the financial ability of the state
- 14                   to meet the costs;
- 15                   (10) the geographic cost-of-living based on a public officer's primary place
- 16                   of assignment;
- 17                   (11) the cost-of-living differential between Anchorage, Alaska, and other
- 18                   locations in the United States; and
- 19                   (12) other factors that are normally or traditionally considered in the
- 20                   determination of compensation [LEGISLATORS].

\* Sec. 17. AS 39.23 is amended by adding a new section to read:

Sec. 39.23.401. DEFINITIONS. In this chapter,

(1) "commission" means the Public Officers Compensation Commission;

(2) "compensation" means the salary and per diem paid a public officer.

\* Sec. 18. AS 22.05.140(c); AS 22.10.190(c); and AS 22.15.220(d) are repealed.

\* Sec. 19. AS 39.23.200, 39.23.240, and 39.23.400 are repealed.

\* Sec. 20. AS 24.10.101 and 24.10.105 are repealed.

\* Sec. 21. Notwithstanding AS 39.05.055(5) and the provisions of AS 39.23.201 enacted by sec. <sup>12</sup>~~13~~

of this Act, one of the initial members appointed to the Public Officers Compensation Commission shall

serve a one-year term, two members shall serve two-year terms, two members shall serve three-year

terms, and two members shall serve four-year terms.

1 \* Sec. 22. When the Public Officers Compensation Commission files its first order changing the  
2 compensation of justices of the supreme court or judges of the court of appeals, superior court, or district  
3 court, it shall address the compensation of all of those public offices in the order. The commission shall  
4 include both the governor and the lieutenant governor in the first order it issues addressing the  
5 compensation of either of those public offices.

6 \* Sec. 23. Sections 1 - 5 and 18 of this Act take effect on the date that the first order changing the  
7 compensation of justices and judges issued to the Public Officers Compensation Commission takes effect.

8 \* Sec. 24. Sections 6, 7, and 20 of this Act take effect on the date that the first order changing the  
9 compensation of members of the legislature issued by the Public Officers Compensation Commission  
10 takes effect.

11 \* Sec. 25. Sections 8 - 10 of this Act take effect on the date that the first order changing the  
12 compensation of the governor and the lieutenant governor issued by the Public Officers Compensation  
13 Commission takes effect.

14 \* Sec. 26. Section 11 of this Act takes effect on the date that the first order changing the  
15 compensation of the heads of the principal departments of the executive branch of state government  
16 issued by the Public Officers Compensation Commission takes effect.

17 \* Sec. 27. Sections 12 - 17, 19, 21, and 22 of this Act take effect immediately under  
18 AS 01.10.070(c).

**1991 LEGISLATION  
POSITION PAPER  
DEPARTMENT OF ADMINISTRATION**

**Division** Labor Relations **Bill Number** HB 129

**Bill Title** An Act Establishing the Public Officers Compensation Commission

**Position Statement:** Explain briefly what bill does, its impacts and Department's position, i.e., a) support, b) do not support, c) neutral or d) oppose.

The bill effectively transforms the current Public Officers Compensation Commission (POCC) from an advisory body on salaries for various public officers, into a formal salary setting body whose pay orders are subject to express legislative rejection but do not require express approval before taking effect. The POCC would set salaries for legislators, judges, justices, magistrates, the Governor, the Lt. Governor, and all commissioners; none of these officers are subject to collective bargaining. Nevertheless, the de facto ability of the POCC to grant pay raises to upper management may set undesirable precedent for wage negotiations with collective bargaining units. The factors to be used by the POCC in salary setting are largely the same factors used in bargaining. Consequently, there exists a strong possibility of conflicting wage-setting policies, with deleterious effects on the employers' position as the bargaining table.

We oppose this proposal.

**APPROVED:**

**Director** Bruce Cummings **Division** Labor Relations

**Signature**  **Date** 2/15/91

**Commissioner, Millett Keller**

**Signature**  **Date** 2/19/91

(For more information, call Barbara Pritchett 465-2200)

Rev. 01/28/91

**1991 LEGISLATION  
POSITION PAPER  
DEPARTMENT OF ADMINISTRATION**

Division Personnel Bill Number HB129

Bill Title Public Officers Compensation Commission

**Position Statement:** Explain briefly what bill does, its impacts and Department's position, i.e. a) support, b) do not support, c) neutral or d) oppose.

The Department of Administration opposes expansion of the authority of the Public Officers Compensation Commission.

House Bill 129 would expand the authority of the renamed Public Officers Compensation Commission. The new authority includes setting the compensation of the governor, lieutenant governor, members of the legislature, heads of principal departments of the executive branch, and all judges and justices of the Alaska Court System. Currently, the commission can issue only findings and recommendations. Under HB 129, the commission would issue an order that in the absence of legislative action changes the compensation of the Public Officers listed in the bill. The Commission's order becomes effective 60 days after submission to the legislature unless a legislative bill disapproving the order in its entirety is enacted into law before the effective date.

The intent of this bill is to assign responsibility for setting the salaries of elected and top level officials to the Commission. It will not work. The final authority for approving or disapproving changes to the salary structure still rests with the legislature. The expansion of the authority of the Public Officers Compensation Commission does not change that fact. Elected officials should vote on and assume direct responsibility for increases to the salaries of the positions that they hold.

We support the current role served by the Commission.

**APPROVED:**

Director David K. E. Otto Division Director  
print name

Signature *David K. E. Otto* Date 2-19-91

Commissioner Millet Keller

Signature *Millet Keller* Date 2/19/91

(For more information, call Barbara Pritchett 465-2200)

Rev. 1/23/91

CS FOR HOUSE BILL NO. 129 (STATE AFFAIRS)  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Offered:  
Referred:

Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST

A BILL

FOR AN ACT ENTITLED

1 "An Act establishing the Public Officers Compensation Commission; relating to the  
2 compensation of the governor, lieutenant governor, members of the legislature, supreme  
3 court justices, judges of the court of appeals, judges of the superior court, and district  
4 court judges; and providing for an effective date."

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

6 \* Section 1. AS 22.05.140(a) is repealed and reenacted to read:

7 (a) The compensation of a supreme court justice shall be established by order of the  
8 Public Officers Compensation Commission.

9 \* Sec. 2. AS 22.07.090(a) is repealed and reenacted to read:

10 (a) The compensation of a judge of the court of appeals shall be established by order of  
11 the Public Officers Compensation Commission. The compensation of a judge may not be  
12 diminished during the term of office, unless by general law applying to all salaried officers of  
13 the state.

14 \* Sec. 3. AS 22.10.190(a) is repealed and reenacted to read:

1 (a) The compensation of a superior court judge shall be established by order of the Public  
2 Officers Compensation Commission.

3 \* Sec. 4. AS 22.15.220(a) is repealed and reenacted to read:

4 (a) The compensation of a district court judge shall be established by order of the Public  
5 Officers Compensation Commission.

6 \* Sec. 5. AS 22.15.230 is amended to read:

7 Sec. 22.15.230. ADDITIONAL COMPENSATION. Subject to rule of the supreme court,  
8 a [DISTRICT JUDGE OR] magistrate shall receive a per diem allowance and a transportation  
9 allowance commensurate with that authorized for other state employees.

10 \* Sec. 6. AS 24.10.100 is repealed and reenacted to read:

11 Sec. 24.10.100 SALARY OF LEGISLATORS. The salary for each member of the  
12 legislature shall be established by order of the Public Officers Compensation Commission. The  
13 commission may authorize per diem for legislators. The commission may also authorize  
14 additional compensation for the president of the senate and the speaker of the house of  
15 representatives.

16 \* Sec. 7. AS 24.10.120 is amended to read:

17 Sec. 24.10.120. METHOD OF PAYMENT. Salaries, and, if authorized by the Public  
18 Officers Compensation Commission, per diem [,] and additional allowances for members of the  
19 legislature shall be paid by warrants drawn on vouchers approved by the legislative fiscal officer.  
20 The legislative fiscal officer shall, by January 31 of each year, file with the legislature's fiscal  
21 office a report of all vouchers approved for payment under this section during the preceding  
22 calendar year. The report must include [SHALL PROVIDE], by legislator, the date of each  
23 voucher, the amount paid, and the basis for approval for payment. The report is a public record.

24 \* Sec. 8. AS 39.20.010 is repealed and reenacted to read:

25 Sec. 39.20.010. COMPENSATION OF GOVERNOR. The compensation of the governor  
26 shall be established by order of the Public Officers Compensation Commission.

27 \* Sec. 9. AS 39.20.030 is repealed and reenacted to read:

28 Sec. 39.20.030. COMPENSATION OF LIEUTENANT GOVERNOR. The compensation  
29 of the lieutenant governor shall be established by order of the Public Officers Compensation  
30 Commission.

31 \* Sec. 10. AS 39.20.050 is amended to read:

1           Sec. 39.20.050. EXCLUSIVE COMPENSATION. The compensation established by  
2           order of the Public Officers Compensation Commission and other benefits established  
3           [FIXED] by law for the governor and lieutenant governor are compensation [IS] in full for all  
4           services rendered by each of them in any official capacity or employment whatsoever during their  
5           respective terms of office, and shall be paid throughout their respective terms of office unless the  
6           office becomes vacant.

7   \* Sec. 11. AS 39.23 is amended by adding a new section to read:

8           Sec. 39.23.201. COMPENSATION COMMISSION ESTABLISHED. (a) The Public  
9           Officers Compensation Commission is established in the Office of the Governor. The  
10          commission is composed of seven members appointed by the governor. Members serve staggered  
11          terms of four years. Commission membership shall include at least one business executive, one  
12          person with experience in public administration, one representative of a nonpartisan voters'  
13          organization, one representative of a labor organization, and one lawyer. A vacancy shall be  
14          filled for the balance of the unexpired term. A commission member may serve no more than two  
15          complete consecutive terms.

16          (b) The commission shall elect a member to chair its meetings. A majority of the  
17          commission members constitutes a quorum to transact business. The affirmative vote of four  
18          members is required to approve the commission's report or an order on compensation.

19          (c) The commission shall meet every other year at the call of the chair. Notice of a  
20          meeting shall be mailed to each member at least 15 days before the date scheduled for the  
21          meeting.

22          (d) The commission shall hold a public hearing to discuss its findings before submitting  
23          its report or an order to the legislature.

24   \* Sec. 12. AS 39.23.230(a) is amended to read:

25          (a) If requested by the commission, the Department of Administration [LEGISLATIVE  
26          AFFAIRS AGENCY] shall provide staff for the commission.

27   \* Sec. 13. AS 39.23 is amended by adding a new section to read:

28          Sec. 39.23.241. DUTIES OF THE COMMISSION. (a) The commission shall review  
29          the compensation of the governor, lieutenant governor, members of the legislature, supreme court  
30          justices, judges of the court of appeals, judges of the superior court, and district court judges.  
31          The commission shall submit a report on its findings every odd-numbered year, during the first

1 10 days of the regular session of the legislature. A commission member who does not concur  
2 in the report may file a minority report.

3 (b) The commission may submit an order with the report making changes to the  
4 compensation of a public office. Before submitting a report or order on compensation, the  
5 commission shall give reasonable public notice of its preliminary findings, solicit public  
6 comments, and give due regard to the public comments.

7 (c) An order making changes to the compensation of a public officer shall become  
8 effective 60 days after submission or at the end of the legislative session during which it was  
9 submitted to the legislature, whichever is earlier, unless a bill disapproving the order in its  
10 entirety is enacted into law during that period.

11 \* Sec. 14. AS 39.23.250 is amended to read:

12 Sec. 39.23.250. FILING WITH LIEUTENANT GOVERNOR AND CERTIFICATION.  
13 The commission shall, upon transmitting an order on [ITS FINAL RECOMMENDATIONS FOR  
14 THE] compensation [OF LEGISLATORS] to the legislature, file the order  
15 [RECOMMENDATIONS] in the office of the lieutenant governor. When the order becomes  
16 [RECOMMENDATIONS BECOME] effective, the commission shall certify the copy of the  
17 order [RECOMMENDATIONS] on file in the office of the lieutenant governor.

18 \* Sec. 15. AS 39.23.260 is amended to read:

19 Sec. 39.23.260. POLICY OF THE LEGISLATURE. It is the policy of the legislature  
20 that the commission determine an equitable rate and form of compensation [, BENEFITS, AND  
21 ALLOWANCES] for the governor, lieutenant governor, members of the legislature, supreme  
22 court justices, judges of the court of appeals, judges of the superior court, and district court  
23 judges. In determining the compensation for each office, the commission shall consider the  
24 following factors:

- 25 (1) the skill required;  
26 (2) the time required;  
27 (3) the opportunity for other earned income;  
28 (4) the value of public services as performed in other states and in the federal  
29 government;  
30 (5) the value of similar services when performed in the private sector of this  
31 state and in other states based on the responsibility and discretion required in the office;

1 (6) the reasonable expenses incurred in performing the public service;

2 (7) the percentage change in the Consumer Price Index for Anchorage,  
3 Alaska, as determined by the United States Department of Labor, Bureau of Labor  
4 Statistics since the last compensation adjustment;

5 (8) the compensation presently received by the public officers and all other  
6 benefits received;

7 (9) the interests and welfare of the public and the financial ability of the state  
8 to meet the costs;

9 (10) the geographic cost-of-living based on a public officer's primary place  
10 of assignment;

11 (11) the cost-of-living differential between Anchorage, Alaska, and other  
12 locations in the United States; and

13 (12) other factors that are normally or traditionally considered in the  
14 determination of compensation [LEGISLATORS].

15 \* Sec. 16. AS 39.23 is amended by adding a new section to read:

16 Sec. 39.23.401. DEFINITIONS. In this chapter,

17 (1) "commission" means the Public Officers Compensation Commission;

18 (2) "compensation" means the salary, per diem, and allowances paid a public  
19 officer.

20 \* Sec. 17. AS 22.05.140(c); AS 22.10.190(c); and AS 22.15.220(d) are repealed.

21 \* Sec. 18. AS 39.23.200, 39.23.240, and 39.23.400 are repealed.

22 \* Sec. 19. AS 24.10.101 and 24.10.105 are repealed.

23 \* Sec. 20. Notwithstanding AS 39.05.055(s) and the provisions of AS 39.23.201 enacted by sec. 11  
24 of this Act, one of the initial members appointed to the Public Officers Compensation Commission shall  
25 serve a one-year term, two members shall serve two-year terms, two members shall serve three-year  
26 terms, and two members shall serve four-year terms.

27 \* Sec. 21. (a) Notwithstanding AS 39.23.241, enacted by sec. 13 of this Act, the commission shall  
28 submit a report on its findings during the first 10 days of the regular session in 1992.

29 (b) When the Public Officers Compensation Commission files its first order changing the  
30 compensation of justices of the supreme court or judges of the court of appeals, superior court, or district  
31 court, it shall address the compensation of all of those public offices in the order. The commission shall

1 include both the governor and the lieutenant governor in the first order it issues addressing the  
2 compensation of either of those public offices.

3 \* Sec. 22. Sections 1 - 5 and 17 of this Act take effect on the date that the first order changing the  
4 compensation of justices and judges issued to the Public Officers Compensation Commission takes effect.

5 \* Sec. 23. Sections 6, 7, and 19 of this Act take effect on the date that the first order changing the  
6 compensation of members of the legislature issued by the Public Officers Compensation Commission  
7 takes effect.

8 \* Sec. 24. Sections 8 - 10 of this Act take effect on the date that the first order changing the  
9 compensation of the governor and the lieutenant governor issued by the Public Officers Compensation  
10 Commission takes effect.

11 \* Sec. 25. Sections 11 - 16, 18, 20, and 21 of this Act take effect immediately under  
12 AS 01.10.070(c).

*Leg. per diem: 24.10.105*

HOUSE BILL NO. 129  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST

Introduced: 2/11/91  
Referred: State Affairs, Judiciary, Finance

A BILL  
FOR AN ACT ENTITLED

1 "An Act establishing the Public Officers Compensation Commission; relating to the  
2 compensation of the governor, lieutenant governor, members of the legislature, heads of the  
3 principal departments of the executive branch of government, supreme court justices, judges  
4 of the court of appeals, judges of the superior court, and district court judges; and  
5 providing for an effective date."

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

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8 (a) The compensation of a supreme court justice shall be established by order of the  
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10 \* Sec. 2. AS 22.07.090(a) is repealed and reenacted to read:

11 (a) The compensation of a judge of the court of appeals shall be established by order of  
12 the Public Officers Compensation Commission. The compensation of a judge may not be  
13 diminished during the term of office, unless by general law applying to all salaried officers of