

ALASKA LEGISLATURE COMMITTEE FILES 1993-1994 8672

8379 SENATE LABOR & COMMERCE

1 90 days after the results of the election are certified. A license that will expire during
2 the 90 days after the results of a local option election under this section are certified
3 may be extended, until it is void under this subsection, by payment of a prorated
4 portion of the biennial [ANNUAL] license fee.

5 * Sec. 25. AS 04.11.492(b) is amended to read:

6 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
7 section, the board shall be notified immediately after certification of the results of the
8 election and thereafter may not issue, renew, or transfer between holders or locations
9 a license for licensed premises located within the boundaries of the [A] municipality
10 and in unincorporated areas within five miles of the boundaries of the municipality,
11 with the exception of a beverage dispensary or package store operated under a
12 community liquor license held by the municipality. Licenses in effect are void 90 days
13 after the results of the election are certified. A license that will expire during the 90
14 days after the results of a local option election under this section are certified may be
15 extended, until it is void under this subsection, by payment of a prorated portion of the
16 biennial [ANNUAL] license fee.

17 * Sec. 26. AS 04.11.496(b) is amended to read:

18 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
19 section, a person, beginning on the first day of the month following certification of the
20 results of the election, may not knowingly send, transport, or bring an alcoholic
21 beverage into the municipality or established village, unless the alcoholic beverage is
22 sacramental wine to be used for bona fide religious purposes based on tenets or
23 teachings of a church or religious body, is limited in quantity to the amount necessary
24 for religious purposes, and is dispensed only for religious purposes by a person
25 authorized by the church or religious body to dispense the sacramental wine. The board
26 shall be notified immediately after certification of the results of the election and
27 thereafter may not issue, renew, or transfer between holders or locations a license for
28 licensed premises located within the boundaries of the municipality and within
29 unincorporated areas within five miles of the boundaries of the municipality or within
30 the perimeter of the established village. Licenses that may not be renewed because of
31 a local option election held under this section are void 90 days after the results of the

1 election are certified. A license that will expire during the 90 days after the results of
2 a local option election under this section are certified may be extended, until it is void
3 under this subsection, by payment of a prorated portion of the biennial [ANNUAL]
4 license fee.

5 * Sec. 27. AS 04.11.498(c) is amended to read:

6 (c) If a majority of the voters of an established village vote "yes" on the
7 question set out in (a) of this section and the sale of alcoholic beverages, or the sale
8 and importation of alcoholic beverages, has not been previously prohibited in the
9 established village in accordance with AS 04.11.490 or 04.11.496, a person, beginning
10 90 days after certification of the results of the election, may not knowingly possess an
11 alcoholic beverage in the established village, unless the person is licensed by the board
12 or the alcoholic beverage is wine to be used for bona fide religious purposes based on
13 tenets or teachings of a church or religious body, is limited in quantity to the amount
14 necessary for religious purposes, and is dispensed only for religious purposes by a
15 person recognized by the church or religious body as authorized to dispense the wine.
16 The board shall be notified immediately after certification of the results of the election
17 and thereafter may not issue, renew, or transfer between holders or locations a license
18 for licensed premises located within the perimeter of the established village as defined
19 in AS 04.21.080(b). Licenses that may not be renewed because of a local option
20 election held under this section are void 90 days after the results of the election are
21 certified. A license that will expire during the 90 days after the results of a local
22 option election under this section are certified may be extended until it is void under
23 this subsection [SECTION], by payment of a prorated portion of the biennial
24 [ANNUAL] license fee.

25 * Sec. 28. AS 04.11.498(e) is amended to read:

26 (e) If a majority of the voters of a municipality vote "yes" on the question set
27 out in (a) of this section and the sale of alcoholic beverages, or the sale and
28 importation of alcoholic beverages, has not been previously prohibited in the
29 municipality in accordance with AS 04.11.490 or 04.11.496, an ordinance is adopted
30 that becomes effective beginning 90 days after certification of the results of the
31 election, and a person may not knowingly possess an alcoholic beverage in the

1 municipality, unless the alcoholic beverage is wine to be used for bona fide religious
2 purposes based on tenets or teachings of a church or religious body, is limited in
3 quantity to the amount necessary for religious purposes, and is dispensed only for
4 religious purposes by a person recognized by the church or religious body as
5 authorized to dispense the wine. The board shall be notified immediately after the
6 adoption of the ordinance and thereafter may not issue, renew, or transfer between
7 holders or locations a license for licensed premises located within the boundaries of
8 the municipality and within unincorporated areas within five miles of the boundaries
9 of the municipality. Licenses that may not be renewed because of a local option
10 election held under this section are void 90 days after the results of the election are
11 certified. A license that will expire during the 90 days after the results of a local
12 option election under this section are certified may be extended, until it is void under
13 this subsection [SECTION], by payment of a prorated portion of the biennial
14 [ANNUAL] fee.

15 * Sec. 29. AS 04.11.500(b) is amended to read:

16 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
17 section, the board shall be notified immediately after certification of the results of the
18 election and thereafter may not issue, renew, or transfer between holders or locations
19 a license for licensed premises located within the boundaries of the municipality and
20 in unincorporated areas within five miles of the boundaries of the municipality or
21 within the perimeter of the established village, except those types of licenses listed on
22 the ballot. Licenses in effect within the boundaries of the municipality or perimeter
23 of the established village, and in an unincorporated area outside of but within five
24 miles of the boundaries of the municipality, except those types of licenses listed on the
25 ballot, are void 90 days after the results of the election are certified. A license that
26 will expire during the 90 days after the results of a local option election under this
27 section are certified may be extended, until it is void under this subsection, by payment
28 of a prorated portion of the biennial [ANNUAL] license fee.

29 * Sec. 30. AS 04.11.500(c) is amended to read:

30 (c) If the majority of the voters vote "no" on the question set out in (a) of this
31 section or vote "yes" on the questions set out in AS 04.11.490, 04.11.492, 04.11.496,

1 or this section if different types of licenses are listed on the ballot in an election
2 conducted in accordance with AS 04.11.502 after an election in which the voters voted
3 "yes" on the question set out in (a) of this section, the board shall be notified
4 immediately after certification of the results of the election. Licenses in effect in the
5 municipality, in the unincorporated area outside of but within five miles of the
6 boundaries of the municipality or established village that were excepted from the
7 prohibition on sale in accordance with the results of the earlier election are void 90
8 days after the results of the election are certified. Thereafter the board may not issue,
9 renew, or transfer between holders or locations a license for licensed premises located
10 within the boundaries of the municipality or within the perimeter of an established
11 village, or in an unincorporated area within five miles of the boundaries of the
12 municipality, except a license that may be issued to a municipality or to one of the
13 types of licenses listed on the ballot as a result of a majority of the voters voting "yes"
14 on the question set out in AS 04.11.492 or this section, respectively. A license that
15 will expire during the 90 days after the results of a local option election under this
16 section are certified may be extended, until it is void under this subsection, by payment
17 of a prorated portion of the biennial [ANNUAL] license fee.

18 * Sec. 31. AS 04.11.610(a) is amended to read:

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

22 * Sec. 32. AS 04.11.680(a) is amended to read:

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

29 * Sec. 33. AS 13.26.410(a) is repealed and reenacted to read:

30 (a) The commissioner of administration may establish by regulation a schedule
31 of reasonable fees for the costs of the public guardian's services. The fee schedule

1 established may be based upon the ability of the ward or protected person to pay for
2 guardian services but may not exceed the actual cost of providing public guardian
3 services. The Office of Public Advocacy shall charge and collect the fees established
4 under this subsection, but may waive collection of a fee upon a finding that collection
5 is not economically feasible or in the public interest.

6 * Sec. 34. AS 13.26.410(c) is amended to read:

7 (c) The public guardian may [SHALL] investigate the financial status of (1)
8 a person who requests the appointment of the public guardian as the person's guardian
9 or conservator; and (2) a ward for whom a court has appointed the public guardian.

10 * Sec. 35. AS 13.26.410 is amended by adding a new subsection to read:

11 (i) The annual estimated balance in the account maintained under
12 AS 37.05.142 may be used by the legislature to make appropriations to the Department
13 of Administration to carry out the purposes of AS 44.21.400 - 44.21.410 (office of
14 public advocacy).

15 * Sec. 36. AS 14.43.120(a) is amended to read:

16 (a) Proceeds from a scholarship loan to a full-time student may only be used
17 for books, tuition and required fees, loan guarantee fees, and [FOR] room and board.
18 Proceeds from a scholarship loan to a half-time student may only be used for books,
19 [AND] tuition and required fees, and loan guarantee fees.

20 * Sec. 37. AS 14.43.120(h) is amended to read:

21 (h) Security may not be required for a loan; however, a loan guarantee fee,
22 as specified in (u) of this section, shall be charged at the time that the loan is
23 awarded. Additionally, provision shall be made for payment of all fees and costs
24 incurred in collection of the amount owed on the loan if it becomes delinquent or in
25 default.

26 * Sec. 38. AS 14.43.120 is amended by adding a new subsection to read:

27 (u) A loan guarantee fee of one percent of the total scholarship loan amount
28 shall be assessed upon a scholarship loan that is funded from the student loan fund of
29 the Alaska Student Loan Corporation. The loan guarantee fee shall be added as a
30 finance charge to the total loan amount awarded, notwithstanding the loan limits set
31 out at AS 14.43.110 and 14.43.115. The loan guarantee fees shall be deposited into

1 a guarantee fee account within the student loan fund of the Alaska Student Loan
2 Corporation, and subsequently transferred by the commission to loan accounts within
3 the student loan fund to offset losses incurred due to student loan debt cancellation as
4 a result of death, disability, or bankruptcy of the student.

5 * Sec. 39. AS 14.43.300(a) is amended to read:

6 (a) A scholarship loan to a recipient under AS 14.43.250(b)(1) - (4) or (6) may
7 not exceed \$2,500 a school year for an undergraduate student or \$5,000 a school year
8 for a graduate student, exclusive of loan guarantee fees under (g) of this section, and
9 may not be made to a student for more than six years. A scholarship loan to a
10 recipient under AS 14.43.250(b)(5) may not exceed the cost of tuition and required
11 fees, loan guarantee fees under (g) of this section, books and educational supplies,
12 room and board, and transportation for two round trips between the recipient's home
13 and school each year. A loan under AS 14.43.250(b)(5) may not be made for more
14 than five years of undergraduate study, five years of graduate study, or a combined
15 maximum of eight years of study.

16 * Sec. 40. AS 14.43.300 is amended by adding a new subsection to read:

17 (g) A loan guarantee fee of one percent of the total memorial scholarship loan
18 amount shall be assessed upon a memorial scholarship loan. The loan guarantee fee
19 shall be added as a finance charge to the total loan amount awarded. The loan
20 guarantee fee shall be deposited into a guarantee fee account within the memorial
21 scholarship revolving loan fund, and subsequently transferred by the commission to the
22 appropriate memorial scholarship accounts within the memorial scholarship revolving
23 loan fund to offset losses incurred due to loan debt cancellation as a result of death,
24 disability, or bankruptcy of the student.

25 * Sec. 41. AS 14.43.640(c) is amended to read:

26 (c) A loan may not exceed \$7,500 in a school year, exclusive of loan
27 guarantee fees.

28 * Sec. 42. AS 14.43.640(d) is amended to read:

29 (d) Proceeds from a teacher scholarship loan may be used only for
30 undergraduate expenses of books, tuition, required fees, loan guarantee fees, room and
31 board, and the transportation expense for two round trips between the loan recipient's

1 home and school.

2 * Sec. 43. AS 14.43.740(a) is amended to read:

3 (a) The provisions of AS 14.43.100, 14.43.110, 14.43.115, 14.43.120(a) - (d),
4 (i), (m), and (r) - (u) [(r) - (t)], and 14.43.135 apply to a loan made under
5 AS 14.43.710 - 14.43.790.

6 * Sec. 44. AS 18.60.220 is amended to read:

7 Sec. 18.60.220. DUTIES OF THE DEPARTMENT OF LABOR. The
8 Department of Labor shall

9 (1) have all violators of AS 18.60.180 - 18.60.390 prosecuted;

10 (2) issue, suspend, or revoke for cause, inspection certificates provided
11 for in AS 18.60.390;

12 (3) take action necessary for the enforcement of the laws and
13 regulations governing the use of boilers and unfired pressure vessels;

14 (4) keep a complete record of the type, dimensions, maximum
15 allowable working pressure, age, condition, location, and date of the last recorded
16 internal inspection of boilers and unfired pressure vessels to which AS 18.60.180 -
17 18.60.390 apply;

18 (5) adopt regulations establishing reasonable fees for administering
19 special inspector examinations and for processing applications for special
20 inspector commissions; and

21 (6) do acts necessary to carry out the purposes of AS 18.60.180 -
22 18.60.390.

23 * Sec. 45. AS 18.62.020 is amended to read:

24 Sec. 18.62.020. APPLICATION FOR AND ISSUANCE OF CERTIFICATE.

25 The department shall issue certificates of fitness, including renewal [VALID FOR
26 ONE YEAR AND] certificates, for a time period determined by the department by
27 regulation [OF FITNESS VALID FOR THREE YEARS]. The certificate shall be
28 issued only to an individual. An applicant for a certificate shall apply in writing,
29 under oath, on a form prescribed by the department containing

30 (1) the name and address of the applicant;

31 (2) the applicant's age;

- 1 (3) the applicant's citizenship; and
2 (4) [WHETHER THE APPLICANT IS APPLYING FOR A
3 ONE-YEAR OR A THREE-YEAR CERTIFICATE; AND
4 (5)] other information relevant to licensing that the department requires.

5 * Sec. 46. AS 18.62.030 is repealed and reenacted to read:

6 Sec. 18.62.030. FEES. (a) The department shall adopt regulations establishing
7 reasonable fees for applications, examinations, certificates, renewal certificates, and
8 duplicate certificates.

9 (b) When submitting an application for a certificate of fitness, an applicant
10 shall pay a nonrefundable application and examination fee. After passing the
11 application review and examination, an applicant shall pay a fee for the certificate of
12 fitness and, at the time of renewal, for renewal of that certificate.

13 * Sec. 47. AS 18.65.220 is amended by adding a new paragraph to read:

14 (7) charge and collect reasonable fees, established by the council by
15 regulation, for processing applications for certification of police, probation, parole, and
16 correctional officers, except that a fee may not be charged for an application from a
17 person employed by the state in a position that requires certification issued by the
18 council.

19 * Sec. 48. AS 23.15.390 is amended to read:

20 Sec. 23.15.390. FEES. The fee for filing an application for a permit is \$100
21 [\$10]. All fees shall be deposited in the general fund. In addition to paying this fee,
22 all persons conducting employment agencies must comply with the provisions of
23 AS 43.70 (Alaska Business License Act).

24 * Sec. 49. AS 28.10.071(a) is amended to read:

25 (a) The department shall review each application for registration received and,
26 when satisfied that it is correct, register the vehicle and keep a record of the
27 registration in suitable books, index cards, or electronic or photographic recording and
28 storage media, or in any combination of them. The [RECORD IS REFERRED TO
29 AS THE "VEHICLE REGISTER" AND THE] vehicles are referred to as "registered
30 vehicles." The department may compile a record of the number and types of vehicles
31 registered in this state and may make statistical data available to the public for a fee

1 as prescribed in regulations adopted by the commissioner. The department may also
2 provide vehicle registration lists to the public for a fee, but only as an electronic
3 service or product under AS 09.25.115. The commissioner may prescribe, by
4 regulation, fees relating to the provision of vehicle registration lists.

5 * Sec. 50. AS 28.10.071(c) is amended to read:

6 (c) The department shall keep a record of the registrations of vehicles used in
7 law enforcement work when secrecy is necessary. This record is separate from the
8 record [VEHICLE REGISTER] required by (a) of this section and may be disclosed
9 only to and upon the request of the chief peace officer of a municipality, a state
10 trooper district commander, the chief federal law enforcement officer assigned to the
11 state, or to a court upon an appropriate order.

12 * Sec. 51. AS 28.10.181(c) is amended to read:

13 (c) Special request plates. Upon application by the owner of a
14 passenger vehicle, motorcycle, noncommercial van or pick-up truck, or motor home,
15 the department shall design and issue registration plates containing a series of not more
16 than six letters or numbers or combination of letters and numbers as requested by the
17 owner. The department may, in its discretion, disapprove the issuance of registration
18 plates under this subsection when the requested symbols are a duplication of an
19 existing registration or when the symbols are considered unacceptable by the
20 department. The department may also design and issue special registration plates
21 depicting Alaska plant life, fish, wildlife, geography, history, or other depictions
22 of the state.

23 * Sec. 52. AS 28.10.181(d) is repealed and reenacted to read:

24 (d) Vehicles owned by disabled veterans, including persons disabled in the line
25 of duty while serving in the Alaska Territorial Guard, or other persons with disabilities.
26 Upon the request of a person with a disability that limits or impairs the ability to walk,
27 as defined in 23 C.F.R. 1235.2, the department shall

28 (1) register one passenger vehicle in the name of the person without
29 charge; and

30 (2) issue a specially designed registration plate that displays

31 (A) recognition of the disabled veteran if the applicant's

1 disability originated from the applicant's service with the Alaska Territorial
2 Guard or the armed forces of the United States; or

3 (B) the standard symbol of disability (the wheelchair logo).

4 * Sec. 53. AS 28.10.181(j) is amended to read:

5 (j) Vehicles owned by dealers. A state-registered and bonded vehicle dealer
6 may apply for dealer registration plates. A plate issued under this subsection may be
7 used only on dealer-owned vehicles during the routine and normal course of the
8 dealer's business, excluding service vehicles, or for transporting an unregistered vehicle
9 from a port of entry to the dealer's facilities or from one dealer to another or, in the
10 case of a house trailer, from the retail facility to a trailer space. A vehicle permitted
11 to have dealer plates must be affixed with two plates issued under this subsection.

12 If the dealer sells or transfers the vehicle, the dealer plates may be used on the vehicle
13 by the new owner or transferee for a period of not more than five days after the sale
14 or transfer. The department may seize the dealer plates if it has reason to believe that
15 the plates are being used to defeat the purposes of, or are in violation of, this chapter.

16 * Sec. 54. AS 28.10.201(b) is amended to read:

17 (b) The owner of a vehicle described in AS 28.10.011 as being exempt from
18 registration and the owner of a snowmobile or off-highway vehicle may not apply for,
19 nor may the department issue, a certificate of title for such a vehicle. However, the
20 department may issue a certificate of title to the owner of a vehicle exempt from
21 registration under AS 28.10.011(3), (6), (7), or (11) [, OR (12)] only upon application
22 by that owner.

23 * Sec. 55. AS 28.10.411(f) is amended to read:

24 (f) A resident 65 years of age or older on January 1 of the year the vehicle is
25 registered is entitled to an exemption once each calendar year from the registration
26 fee required under this section for one motor vehicle subject to registration under
27 AS 28.10.421(b)(1), (2), (5), or (6). An exemption may not be granted except upon
28 written application for the exemption on a form prescribed by the department.

29 * Sec. 56. AS 28.10.421(a) is amended to read:

30 (a) Unless otherwise provided by law,

31 (1) the fees prescribed in this section shall be paid to the department

1 at the times provided under AS 28.10.108 and 28.10.111; and

2 (2) an additional fee of \$10 shall be added to the registration fee
3 set out in this section for registration not conducted by mail; the department may
4 waive this additional fee for a good cause based on criteria established in
5 regulations adopted by the department.

6 * Sec. 57. AS 28.10.421(c) is amended to read:

7 (c) The annual registration fees under this subsection are imposed and are
8 based upon the actual unladen weight as established by the manufacturer's advertised
9 weight or upon the actual weight which the owner shall furnish, subject to the approval
10 of the commissioner or the commissioner's representative, for a vehicle, including a
11 motor vehicle pulling a trailer or semi-trailer, that is registered in the name of a
12 company or business, or is used or maintained for the transportation of passengers
13 for hire, excepting taxicabs and buses under (b) of this section, or for the transportation
14 of property for hire or for other commercial purposes [USE], including [A
15 COMMERCIAL VEHICLE SUCH AS] a trailer, semi-trailer, truck, wrecker, tow car,
16 hearse, ambulance, and tractor, as follows:

- 17 (1) up to and including 5,000 pounds \$51;
- 18 (2) more than 5,000 pounds to and including 12,000 pounds . . \$86;
- 19 (3) more than 12,000 pounds to and including 18,000 \$156;
- 20 (4) more than 18,000 pounds \$221.

21 * Sec. 58. AS 28.10.431(b) is amended to read:

22 (b) The tax is levied upon motor vehicles subject to the license tax under
23 AS 28.10.411 and 28.10.421 [, NOT INCLUDING MOBILE HOMES,] and is based
24 upon the age of vehicles as determined by model year according to the following
25 schedule:

	Tax According to Age of							
	Vehicle							
	Since Model Year:							
	1st	2nd	3rd	4th	5th	6th	7th	8th
								or over
31	Motor Vehicle							

	WORK DRAFT		WORK DRAFT		WORK DRAFT		WORK DRAFT		WORK DRAFT
1	(1) motorcycle	\$ 8	\$ 7	\$ 6	\$ 5	\$ 4	\$ 3	\$ 2	\$ 2
2	(2) vehicles specified	60	50	40	30	20	15	10	5
3	in AS 28.10.421(b)(1)								
4	(3) vehicles specified	60	50	40	30	20	15	10	5
5	in AS 28.10.421(b)(3)								
6	(4) vehicles specified								
7	in AS 28.10.421 (c)(1)-(4)								
8	5,000 pounds or less	60	50	40	30	20	15	10	5
9	5,001-12,000	100	80	60	50	40	30	20	10
10	pounds								
11	12,001-18,000	150	120	100	80	60	40	30	20
12	pounds								
13	18,001 pounds	200	160	130	100	80	60	40	20
14	or over								
15	(5) vehicles specified	100	80	60	50	40	30	20	10
16	in AS 28.10.421(b)(4)								
17	(6) vehicles specified	8	7	6	5	4	3	2	2
18	in AS 28.10.421(b)(6)								
19	(7) vehicles specified	60	50	40	30	20	15	10	5
20	in AS 28.10.421(d)(9)								
21	(8) vehicles specified	60	50	40	30	20	15	10	5
22	in AS 28.10.421(b)(2)								
23	(9) vehicles eligible	40							
24	for dealer plates under								
25	AS 28.10.421(d)(10).								

26 * Sec. 59. AS 28.10.495(c) is amended to read:
 27 (c) Proof of disablement or medical handicap, for the purpose of this section,
 28 shall be the same as that required for the purposes of [PROVIDED AS SPECIFIED
 29 IN] AS 28.10.181(d).

30 * Sec. 60. AS 28.40.100(a)(21) is amended to read:
 31 (21) "vehicle" means a device in, upon, or by which a person or

1 property may be transported or drawn upon or immediately over a highway or
2 vehicular way or area; "vehicle" does not include

3 (A) [EXCEPT] devices used exclusively upon stationary rails
4 or tracks;

5 (B) mobile homes;

6 * Sec. 61. AS 37.05.146(4) is amended by adding a new subparagraph to read:

7 (R) receipts of the group insurance programs established under
8 AS 39.30.090.

9 * Sec. 62. AS 37.05.289(a) is amended to read:

10 (a) There is established in the general fund a state insurance catastrophe
11 reserve account consisting of assets appropriated to it by the legislature, [AND] assets
12 allocated to the account by the Department of Administration as provided in [(b) OF]
13 this section, and amounts deposited into the account as provided in this section.
14 Assets of the account may be used to obtain insurance, to establish reserves for the
15 self-insurance program, and to satisfy claims or judgments arising under the program.
16 Interest earned on money in the account shall be remitted to the Department of
17 Revenue in accordance with AS 37.10.050.

18 * Sec. 63. AS 37.05.289 is amended by adding new subsections to read:

19 (c) The \$5,000,000 cap, set in (b) of this section, on money that may be
20 retained in the state insurance catastrophe reserve account applies only to unobligated
21 money in the account at the end of a fiscal year.

22 (d) Amounts received in settlement of insurance claims or as recovery for
23 losses shall be deposited into the state insurance catastrophe reserve account.

24 * Sec. 64. AS 41.21.020(a) is amended by adding a new paragraph to read:

25 (14) accept cash and other donations from public or private sources to
26 assist and support the department in carrying out the purposes of this chapter.

27 * Sec. 65. AS 41.21.026(a) is amended to read:

28 (a) Notwithstanding (b) of this section, the [THE] department may charge
29 or collect a fee in a park unit for

30 (1) rental of public use cabins or other overnight lodgings;

31 (2) [OVERNIGHT] use of a developed campsite;

- 1 (3) special park use permits;
 2 (4) competitive and exclusive commercial use permits;
 3 (5) noncompetitive and nonexclusive commercial use permits;
 4 (6) use of a sewage holding tank dump station;
 5 (7) admission to or guided tours of visitor centers and historic sites;

6 [AND]

- 7 (8) use of an improved boat ramp in a park facility developed
 8 principally for boat launching;
 9 (9) sale of firewood;
 10 (10) sale of merchandise related to public use, enjoyment, and
 11 understanding of parks, including maps, plans, and other graphic materials;
 12 (11) use of a developed trailhead, access site, or picnic site that has
 13 developed parking and rest rooms, and use of parking associated with a developed
 14 trailhead, access site, or picnic site with developed parking; and
 15 (12) presentation or attendance at programs related to natural or
 16 cultural history, outdoor skills or education, or other topics concerned with public
 17 use, enjoyment, or understanding of parks.

18 * Sec. 66. AS 44.46.025(a) is amended to read:

19 (a) The Department of Environmental Conservation may adopt regulations that
 20 prescribe reasonable fees, and establish procedures for the collection of the fees, to
 21 cover the applicable direct costs of inspections, permit preparation and
 22 administration, plan review and approval, and other [THE FOLLOWING] services
 23 provided by the department relating to [:]

24 (1) agriculture and animals [INSPECTIONS, PERMIT
 25 ADMINISTRATION, PLAN REVIEW AND APPROVAL, AND OTHER RELATED
 26 SERVICES PROVIDED] under AS 03.05; food, drugs, and cosmetics under [,]
 27 AS 17.20; [,] and public accommodations and facilities under AS 18.35;

28 (2) [AIR QUALITY PERMITS UNDER AS 46.03.140 AND 46.03.160;
 29 (3)] hazardous waste management [PERMITS] under AS 46.03.299
 30 and 46.03.302;

31 (3) [(4) PLAN APPROVALS AND PERMITS FOR] sewerage system

1 and treatment works and wastewater disposal systems, and [PLAN APPROVALS
2 FOR] drinking water systems, under AS 46.03.720;

3 (4) [(5)] oil discharge financial responsibility [APPROVALS] under
4 AS 46.04.040;

5 (5) [(6)] oil discharge contingency plans [PLAN APPROVALS] under
6 AS 46.04.030;

7 (6) [(7)] water and wastewater operator training under AS 46.30;

8 (7) hazardous waste management facility sites under AS 46.03.313;

9 (8) control of solid waste facilities under AS 46.03.020(10) and
10 46.03.100;

11 (9) sewage and industrial waste disposal or treatment plans under
12 AS 46.03.090;

13 (10) controlling the application of pesticides and broadcast
14 chemicals under AS 46.03.320;

15 (11) maintaining health and safety at facilities subject to regulation
16 under AS 18.35.220 or AS 44.46.020;

17 (12) certification of laboratories conducting environmental analyses
18 of public drinking water systems or of oil or hazardous substances, or conducting
19 other analyses required by the department;

20 (13) certificates of inspection for motor vehicles under
21 AS 46.03.190;

22 (14) certification of federal permits or authorizations under
23 33 U.S.C. 1341, sec. 401 (Clean Water Act);

24 (15) filing information with the Alaska State Emergency Response
25 Commission established under AS 46.13.010, and with any local emergency
26 planning committees approved by the commission, as required by 42 U.S.C. 11022
27 and 11023; fees under this paragraph must be established in consultation with the
28 Alaska State Emergency Response Commission.

29 * Sec. 67. AS 44.46.025 is amended by adding a new subsection to read:

30 (c) The department may adopt regulations that prescribe reasonable fees to
31 cover the direct and indirect costs of air quality permit programs under AS 46.03.140

1 and 46.03.160, and may establish procedures for the collection of those fees.

2 * **Sec. 68.** AS 47.07.020(b) is amended by adding a new paragraph to read:

3 (11) persons under age 21 not covered under (a) of this section who the
4 department has determined cannot be placed for adoption without medical assistance
5 because of a special need for medical or rehabilitative care and who the department
6 has determined are hard-to-place children eligible for subsidy under AS 25.23.190 -
7 25.23.220.

8 * **Sec. 69.** AS 47.07.035 is amended by adding a new paragraph to read:

9 (28) individuals under age 21 who the department has determined
10 cannot be placed for adoption without medical assistance because of a special need for
11 medical or rehabilitative care and who the department has determined are hard-to-place
12 children eligible for subsidy under AS 25.23.190 - 25.23.220.

13 * **Sec. 70.** AS 13.26.410(b); AS 28.10.011(12), 28.10.181(k), 28.10.421(d)(12);
14 AS 28.22.011(a)(3); and AS 37.05.210(1) are repealed.

15 * **Sec. 71. TEMPORARY FEES IN STATE PARKS.** (a) The following fees apply for
16 the following activities in units of the state park system until the Department of Natural
17 Resources adopts a regulation under AS 41.21.026, as amended by sec. 65 of this Act, that
18 establishes a fee for that activity:

19 (1) sale of firewood: \$4 per bundle;

20 (2) use of a developed trailhead, access site, or picnic site that has developed
21 parking and rest rooms, or use of parking associated with a developed trailhead, access site,
22 or picnic site with developed parking: \$2 per vehicle, or \$25 for an annual pass;

23 (3) admission to a visitor center or historic site: \$1 for each person over 10
24 years of age;

25 (4) presentation or attendance at a program related to natural or cultural
26 history, outdoor skills or education, or other topics concerned with public use, enjoyment, or
27 understanding of parks: \$2 for each person over 10 years of age.

28 (b) The commissioner of natural resources shall notify the revisor of statutes when a
29 regulation is effective that establishes a fee for an activity described in (a) of this section.

30 * **Sec. 72. IMPLEMENTATION OF BIENNIAL LICENSURE BY ALCOHOLIC**
31 **BEVERAGE CONTROL BOARD.** (a) Approximately one-half of the applicants for renewal,

1 for 1994, of a license issued by the Alcoholic Beverage Control Board, as determined by the
2 director of the Alcoholic Beverage Control Board, shall be eligible for a one-year license.
3 These licenses expire, unless renewed, on December 31, 1994, and may be renewed biennially
4 in even-numbered years after that. The 1994 renewal fee for these licenses is one-half of the
5 biennial license fee.

6 (b) The remaining approximately one-half of the 1994 renewal applicants, as
7 determined by the director, shall be eligible for a two-year license. These licenses expire,
8 unless renewed, on December 31, 1995, and may be renewed biennially in odd-numbered
9 years after that.

10 (c) The director shall notify each licensee in writing as to whether the licensee shall
11 apply for renewal under (a) or (b) of this section, and of the actual amount of the renewal fee.
12 The notice must be given not later than December 1, 1993. However, the failure of the
13 director to provide the notice required in this subsection does not prevent a license from
14 expiring on February 28, 1994, in accordance with AS 04.11.540, if the renewal application
15 is not filed on or before that date.

16 * Sec. 73. TRANSITION. Notwithstanding secs. 76 - 78 of this Act, an agency of the
17 state that has regulation adoption authority or that is authorized by this Act to adopt
18 regulations, may proceed to adopt regulations necessary to implement that agency's respective
19 provisions in this Act. The regulations take effect under AS 44.62 (Administrative Procedure
20 Act), but not before the respective effective date of the relevant section or sections of this Act.

21 * Sec. 74. The amendment to AS 13.26.410(a) by sec. 33 of this Act has the effect of
22 amending Alaska Rule of Probate Procedure 16(d) by providing for compensation for
23 guardianship services without an order of the court.

24 * Sec. 75. Sections 71 - 73 of this Act take effect immediately under AS 01.10.070(c).

25 * Sec. 76. Sections 33 - 35, 44 - 70, and 74 of this Act take effect July 1, 1993.

26 * Sec. 77. Sections 1 - 32 of this Act take effect December 31, 1993.

27 * Sec. 78. Sections 36 - 43 of this Act take effect July 1, 1994.

DIVISION OF LEGAL SERVICES

LEGISLATIVE AFFAIRS AGENCY STATE OF ALASKA

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FAX (907) 465-2029
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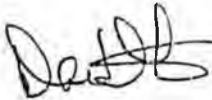
130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

MEMORANDUM

February 17, 1993

SUBJECT: CSSB 99 (L&C)

TO: Senator Tim Kelly
Chair, Senate Labor & Commerce Committee
Attn: Josh Fink

FROM: David R. Dierdorff 
Revisor of Statutes

Enclosed is a draft CS for SB 99 that incorporates a new title as requested and deletes secs. 49, 64, and 69 in accordance with the committee's action on February 16. I also took this opportunity to clean up several sections to conform to our drafting standards. The changes are (references are to page and line of bill as introduced):

Page 5, line 8: changed "must" to "shall";

Page 8, line 13: deleted "**this subsection** [THE SECTION]" and inserted "**this subsection** [SECTION]" because the change of article was a Michie Company typo and it can (and will) be fixed editorially;

Page 11, lines 1 - 4: deleted the first sentence of new (f) and rewrote the second sentence to be consistent with the general provisions of AS 37.05.142 - 37.05.146; as noted in my memo to Representative Hudson, the entire bill section can be eliminated if the intent is to plow these program receipts back into public guardian activities (see page 4 of that memo);

Page 11, lines 19 and 23: deleted unnecessary parenthetical references to statutes;

Page 12, line 26: corrected the style of the amendment;

Page 13, lines 16 - 18: corrected the style of the amendment;

Senator Tim Kelly
February 17, 1993
Page 2

Page 14, line 7: corrected the style of the prohibition (placed the prohibition in the form "may not" rather than the archaic "no...may");

Page 16, lines 11 - 12: deleted the AS section number and catchline from the text, as only subsection (a) is being amended;

Page 16, line 22: substituted "by regulation" for "in regulation";

Page 17, line 3: substituted "the state" for "Alaska";

Page 17, lines 18 and 23: put language in the singular to conform to preferred style (the substantive part of this bill section still requires two plates to be placed on the relevant vehicle -- the other changes were not necessary);

Page 22, lines 5 - page 23, line 6: corrected the style of the amendment;

Page 23, line 7: put the statutory reference in proper form;

Page 24, lines 16 and 18: put language in the singular;

Page 25, line 12: put the statutory reference in proper form.

You will see a new section, sec. 57, that fixes a problem created by the amendment of AS 28.10.181(d) by sec. 51. There are some other problems in the material relating to AS 28 that I will address later this week. I'll keep you informed.

If you have any questions, please do not hesitate to ask. I will reiterate what I said in my memo to the House committee: assuming that the legislature desires to effect the changes proposed by the governor in this bill, it would be wise to convert this one bill to four separate bills to ensure that the enacted laws are not overturned by a court for a violation of the single subject rule.

DRD:pl:mi
93-093.plm

Enclosure

8-GS1020E ✓
Dierdorff
2/17/93

CS FOR SENATE BILL NO. 99(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Offered:

Referred:

Sponsor(s): **SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR**

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the powers, duties, financial administration, and operations
2 of certain state agencies, including the duration and renewal of licenses issued by
3 the Alcoholic Beverage Control Board, duties of and fees charged by the office
4 of public advocacy, student loan fees, Department of Labor fees and licensing
5 periods, police standards fees, motor vehicle registration and insurance and the
6 definition of 'vehicle', program receipts accounting, risk management administration,
7 receipt of donations and charging of fees by the Department of Natural
8 Resources, charging of fees by the Department of Environmental Conservation,
9 coverage of persons under Medicaid, and revising the order of priority for
10 coverage of optional medical services under Medicaid; and providing for an
11 effective date."

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

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

2

3 (b) The biennial [ANNUAL] beverage dispensary license fee is \$2,500
4 [\$1,250].

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

6 (d) The biennial [ANNUAL] fee for a restaurant or eating place license is
7 \$600 [\$300].

8 * Sec. 3. AS 04.11.100(e) is amended to read:

9 (e) A license may be renewed under this section only if the licensee provides
10 evidence to the board's satisfaction that gross receipts from the sale of food upon the
11 licensed premises constitute no less than 50 percent of the gross receipts of the
12 licensed premises for each of the two preceding calendar years [LICENSE YEAR].

13 * Sec. 4. AS 04.11.110(c) is amended to read:

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

15 * Sec. 5. AS 04.11.120(c) is amended to read:

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

17 * Sec. 6. AS 04.11.130(d) is amended to read:

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

19 * Sec. 7. AS 04.11.135(c) is amended to read:

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

21 * Sec. 8. AS 04.11.140(d) is amended to read:

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

23 * Sec. 9. AS 04.11.150(b) is amended to read:

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

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

26 (a) A general wholesale license authorizes the holder to sell alcoholic
27 beverages in the original package, and wine in bulk, in quantities of not less than five
28 gallons. A holder of a general wholesale license may not sell to a person not licensed
29 under this title, except as provided in AS 04.21.040. A holder of a general wholesale
30 license may not sell alcoholic beverages unless any stamps required to be affixed to
31 the package by state or federal law are intact on the package. A wholesaler must

1 obtain a general wholesale license for each distributing point. The biennial
 2 [ANNUAL] general wholesale license fee is \$2,000 [\$1,000 FOR THE FIRST
 3 \$100,000 OF BUSINESS TRANSACTED], payable at the time of making an original
 4 application or an application for renewal. In addition, the following annual fees shall
 5 be paid by a holder of a general wholesale license:

<u>Total</u> Business Transacted During <u>Calendar</u> Year	<u>Annual</u> Fee
7 over \$100,000 and not over \$150,000	\$ 500
8 over \$150,000 and not over \$200,000	\$ 1,000
9 over \$200,000 and not over \$250,000	\$ 1,500
10 over \$250,000 and not over \$300,000	\$ 2,000
11 over \$300,000 and not over \$350,000	\$ 2,500
12 over \$350,000 and not over \$400,000	\$ 3,000
13 over \$400,000 and not over \$500,000	\$ 4,000
14 over \$500,000 and not over \$600,000	\$ 5,000
15 over \$600,000 and not over \$700,000	\$ 6,000
16 over \$700,000 and not over \$800,000	\$ 7,000
17 over \$800,000 and not over \$1,000,000	\$ 9,000
18 over \$1,000,000	\$10,000.

19 * Sec. 11. AS 04.11.160(b) is amended to read:

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

<u>Total</u> Business Transacted During <u>Calendar</u> Year	<u>Annual</u> Fee
29 over \$20,000 and not over \$50,000	\$ 300
30 over \$50,000 and not over \$100,000	\$ 1,000

1	over \$100,000 and not over \$150,000	\$ 1,500
2	over \$150,000 and not over \$200,000	\$ 2,000
3	over \$200,000 and not over \$400,000	\$ 4,000
4	over \$400,000 and not over \$600,000	\$ 6,000
5	over \$600,000 and not over \$800,000	\$ 8,000
6	over \$800,000	\$10,000.

7 * Sec. 12. AS 04.11.160(c) is amended to read:

8 (c) No later than February 28 of each year [FOLLOWING THE YEAR FOR
9 WHICH A LICENSE HAS BEEN ISSUED UNDER THIS SECTION], the licensee
10 shall file with the board an affidavit showing the total business transacted during the
11 preceding calendar year under the license and the location of the licensed premises
12 at which the business was transacted. At the time of filing the affidavit, the licensee
13 shall pay the additional annual [LICENSE] fees accrued under (a) and (b) of this
14 section during the preceding calendar year.

15 * Sec. 13. AS 04.11.170(c) is amended to read:

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

17 * Sec. 14. AS 04.11.180(b) is amended to read:

18 (b) The biennial [ANNUAL] fee for a common carrier dispensary license is
19 \$700 [\$350] for each vehicle, boat, aircraft, or railroad buffet car in which alcoholic
20 beverages are served.

21 * Sec. 15. AS 04.11.210(b) is amended to read:

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

23 * Sec. 16. AS 04.11.220(d) is amended to read:

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

25 * Sec. 17. AS 04.11.250(a) is amended to read:

26 (a) A conditional contractor's permit authorizes the holder to sell beer or wine
27 for consumption only on designated premises for two years [ONE YEAR] from the
28 date of issuance of the permit at construction sites that are located outside a city and
29 inside the boundaries of a military or naval reservation.

30 * Sec. 18. AS 04.11.250(b) is amended to read:

31 (b) An applicant for a conditional contractor's permit must obtain and file with

1 the board written permission from the commanding officer of the military or naval
2 reservation and the prime contractor of the remotely situated project for the conduct
3 of the activities authorized by the permit. A conditional contractor's permit may be
4 renewed biennially [ANNUALLY] upon reapplication for a permit and may be
5 revoked or suspended at the discretion of the commanding officer or the prime
6 contractor.

7 * Sec. 19. AS 04.11.250(d) is amended to read:

8 (d) The biennial [ANNUAL] conditional contractor's permit fee is \$1,200
9 [\$600].

10 * Sec. 20. AS 04.11.270(a) is amended to read:

11 (a) An application for renewal of a license or renewal of a conditional
12 contractor's permit must include [:]

13 (1) the information required for a new license or permit under
14 AS 04.11.260 except that proof of notice under AS 04.11.310 is not required; and

15 (2) a list of all convictions of the applicant of violations of this title,
16 a regulation adopted under this title, or an ordinance adopted under AS 04.21.010, that
17 occurred in the preceding two calendar years [YEAR].

18 * Sec. 21. AS 04.11.270(b) is repealed and reenacted to read:

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

20 (1) on or before November 1 of each year, the director shall mail a
21 renewal application to each licensee whose license, unless renewed, will expire on
22 December 31 of that year; the application shall be mailed to the licensee at the
23 licensed premises or at a mailing address furnished by the licensee;

24 (2) the licensee shall submit the completed renewal application and the
25 biennial license fee to the director on or before December 31;

26 (3) a renewal application filed after December 31 is delinquent and
27 must be accompanied by a \$200 penalty fee;

28 (4) if December 31 falls on a weekend or a state holiday, the deadline
29 is extended to the first business day following December 31.

30 * Sec. 22. AS 04.11.330(a) is amended to read:

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

1 (1) the board finds, after review of all relevant information, that
2 renewal of the license would not be in the best interests of the public;

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

4 (3) the applicant has not operated the licensed premises for at least 30
5 eight-hour days during each of the two preceding calendar years [THE
6 IMMEDIATELY PRECEDING CALENDAR YEAR], unless the board determines that
7 the licensed premises are under construction or cannot be operated through no fault of
8 the applicant;

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

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

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

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

17 (8) the application has not been completed in accordance with
18 AS 04.11.270;

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

21 * Sec. 23. AS 04.11.330(d) is amended to read:

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

25 * Sec. 24. AS 04.11.490(b) is amended to read:

26 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
27 section, the board shall be notified immediately after certification of the results of the
28 election and thereafter the board may not issue, renew, or transfer between holders or
29 locations a license for licensed premises located within the boundaries of the [A]
30 municipality and in unincorporated areas within five miles of the boundaries of the
31 municipality or within the perimeter of the [AN] established village. Licenses that

1 may not be renewed because of a local option election held under this section are void
2 90 days after the results of the election are certified. A license that will expire during
3 the 90 days after the results of a local option election under this section are certified
4 may be extended, until it is void under this subsection, by payment of a prorated
5 portion of the biennial [ANNUAL] license fee.

6 * Sec. 25. AS 04.11.492(b) is amended to read:

7 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
8 section, the board shall be notified immediately after certification of the results of the
9 election and thereafter may not issue, renew, or transfer between holders or locations
10 a license for licensed premises located within the boundaries of the [A] municipality
11 and in unincorporated areas within five miles of the boundaries of the municipality,
12 with the exception of a beverage dispensary or package store operated under a
13 community liquor license held by the municipality. Licenses in effect are void 90 days
14 after the results of the election are certified. A license that will expire during the 90
15 days after the results of a local option election under this section are certified may be
16 extended, until it is void under this subsection, by payment of a prorated portion of the
17 biennial [ANNUAL] license fee.

18 * Sec. 26. AS 04.11.496(b) is amended to read:

19 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
20 section, a person, beginning on the first day of the month following certification of the
21 results of the election, may not knowingly send, transport, or bring an alcoholic
22 beverage into the municipality or established village, unless the alcoholic beverage is
23 sacramental wine to be used for bona fide religious purposes based on tenets or
24 teachings of a church or religious body, is limited in quantity to the amount necessary
25 for religious purposes, and is dispensed only for religious purposes by a person
26 authorized by the church or religious body to dispense the sacramental wine. The board
27 shall be notified immediately after certification of the results of the election and
28 thereafter may not issue, renew, or transfer between holders or locations a license for
29 licensed premises located within the boundaries of the municipality and within
30 unincorporated areas within five miles of the boundaries of the municipality or within
31 the perimeter of the established village. Licenses that may not be renewed because of

1 a local option election held under this section are void 90 days after the results of the
2 election are certified. A license that will expire during the 90 days after the results of
3 a local option election under this section are certified may be extended, until it is void
4 under this subsection, by payment of a prorated portion of the biennial [ANNUAL]
5 license fee.

6 * Sec. 27. AS 04.11.498(c) is amended to read:

7 (c) If a majority of the voters of an established village vote "yes" on the
8 question set out in (a) of this section and the sale of alcoholic beverages, or the sale
9 and importation of alcoholic beverages, has not been previously prohibited in the
10 established village in accordance with AS 04.11.490 or 04.11.496, a person, beginning
11 90 days after certification of the results of the election, may not knowingly possess an
12 alcoholic beverage in the established village, unless the person is licensed by the board
13 or the alcoholic beverage is wine to be used for bona fide religious purposes based on
14 tenets or teachings of a church or religious body, is limited in quantity to the amount
15 necessary for religious purposes, and is dispensed only for religious purposes by a
16 person recognized by the church or religious body as authorized to dispense the wine.
17 The board shall be notified immediately after certification of the results of the election
18 and thereafter may not issue, renew, or transfer between holders or locations a license
19 for licensed premises located within the perimeter of the established village as defined
20 in AS 04.21.080(b). Licenses that may not be renewed because of a local option
21 election held under this section are void 90 days after the results of the election are
22 certified. A license that will expire during the 90 days after the results of a local
23 option election under this section are certified may be extended until it is void under
24 this subsection [SECTION], by payment of a prorated portion of the biennial
25 [ANNUAL] license fee.

26 * Sec. 28. AS 04.11.498(e) is amended to read:

27 (e) If a majority of the voters of a municipality vote "yes" on the question set
28 out in (a) of this section and the sale of alcoholic beverages, or the sale and
29 importation of alcoholic beverages, has not been previously prohibited in the
30 municipality in accordance with AS 04.11.490 or 04.11.496, an ordinance is adopted
31 that becomes effective beginning 90 days after certification of the results of the

1 election, and a person may not knowingly possess an alcoholic beverage in the
2 municipality, unless the alcoholic beverage is wine to be used for bona fide religious
3 purposes based on tenets or teachings of a church or religious body, is limited in
4 quantity to the amount necessary for religious purposes, and is dispensed only for
5 religious purposes by a person recognized by the church or religious body as
6 authorized to dispense the wine. The board shall be notified immediately after the
7 adoption of the ordinance and thereafter may not issue, renew, or transfer between
8 holders or locations a license for licensed premises located within the boundaries of
9 the municipality and within unincorporated areas within five miles of the boundaries
10 of the municipality. Licenses that may not be renewed because of a local option
11 election held under this section are void 90 days after the results of the election are
12 certified. A license that will expire during the 90 days after the results of a local
13 option election under this section are certified may be extended, until it is void under
14 this subsection [SECTION], by payment of a prorated portion of the biennial
15 [ANNUAL] fee.

16 * Sec. 29. AS 04.11.500(b) is amended to read:

17 (b) If a majority of the voters vote "yes" on the question set out in (a) of this
18 section, the board shall be notified immediately after certification of the results of the
19 election and thereafter may not issue, renew, or transfer between holders or locations
20 a license for licensed premises located within the boundaries of the municipality and
21 in unincorporated areas within five miles of the boundaries of the municipality or
22 within the perimeter of the established village, except those types of licenses listed on
23 the ballot. Licenses in effect within the boundaries of the municipality or perimeter
24 of the established village, and in an unincorporated area outside of but within five
25 miles of the boundaries of the municipality, except those types of licenses listed on the
26 ballot, are void 90 days after the results of the election are certified. A license that
27 will expire during the 90 days after the results of a local option election under this
28 section are certified may be extended, until it is void under this subsection, by payment
29 of a prorated portion of the biennial [ANNUAL] license fee.

30 * Sec. 30. AS 04.11.500(c) is amended to read:

31 (c) If the majority of the voters vote "no" on the question set out in (a) of this

1 section or vote "yes" on the questions set out in AS 04.11.490, 04.11.492, 04.11.496,
2 or this section if different types of licenses are listed on the ballot in an election
3 conducted in accordance with AS 04.11.502 after an election in which the voters voted
4 "yes" on the question set out in (a) of this section, the board shall be notified
5 immediately after certification of the results of the election. Licenses in effect in the
6 municipality, in the unincorporated area outside of but within five miles of the
7 boundaries of the municipality or established village that were excepted from the
8 prohibition on sale in accordance with the results of the earlier election are void 90
9 days after the results of the election are certified. Thereafter the board may not issue,
10 renew, or transfer between holders or locations a license for licensed premises located
11 within the boundaries of the municipality or within the perimeter of an established
12 village, or in an unincorporated area within five miles of the boundaries of the
13 municipality, except a license that may be issued to a municipality or to one of the
14 types of licenses listed on the ballot as a result of a majority of the voters voting "yes"
15 on the question set out in AS 04.11.492 or this section, respectively. A license that
16 will expire during the 90 days after the results of a local option election under this
17 section are certified may be extended, until it is void under this subsection, by payment
18 of a prorated portion of the biennial [ANNUAL] license fee.

19 * Sec. 31. AS 04.11.610(a) is amended to read:

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

23 * Sec. 32. AS 04.11.680(a) is amended to read:

24 (a) Upon application and payment of one-half of the biennial [ANNUAL] fee,
25 the board may issue a license under this title that will be effective for two separate
26 [A CONTINUOUS] six-month periods of continuous duration [PERIOD].
27 Otherwise, all licenses issued under this title other than a retail stock sale license are
28 effective for the two calendar years [YEAR] ending December 31, unless a shorter
29 period is prescribed by the board or by law.

30 * Sec. 33. AS 13.26.410(a) is repealed and reenacted to read:

31 (a) The commissioner of administration may establish by regulation a schedule

CORRECTION

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HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

1 section or vote "yes" on the questions set out in AS 04.11.490, 04.11.492, 04.11.496,
2 or this section if different types of licenses are listed on the ballot in an election
3 conducted in accordance with AS 04.11.502 after an election in which the voters voted
4 "yes" on the question set out in (a) of this section, the board shall be notified
5 immediately after certification of the results of the election. Licenses in effect in the
6 municipality, in the unincorporated area outside of but within five miles of the
7 boundaries of the municipality or established village that were excepted from the
8 prohibition on sale in accordance with the results of the earlier election are void 90
9 days after the results of the election are certified. Thereafter the board may not issue,
10 renew, or transfer between holders or locations a license for licensed premises located
11 within the boundaries of the municipality or within the perimeter of an established
12 village, or in an unincorporated area within five miles of the boundaries of the
13 municipality, except a license that may be issued to a municipality or to one of the
14 types of licenses listed on the ballot as a result of a majority of the voters voting "yes"
15 on the question set out in AS 04.11.492 or this section, respectively. A license that
16 will expire during the 90 days after the results of a local option election under this
17 section are certified may be extended, until it is void under this subsection, by payment
18 of a prorated portion of the biennial [ANNUAL] license fee.

19 * Sec. 31. AS 04.11.610(a) is amended to read:

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

23 * Sec. 32. AS 04.11.680(a) is amended to read:

24 (a) Upon application and payment of one-half of the biennial [ANNUAL] fee,
25 the board may issue a license under this title that will be effective for two separate
26 [A CONTINUOUS] six-month periods of continuous duration [PERIOD].
27 Otherwise, all licenses issued under this title other than a retail stock sale license are
28 effective for the two calendar years [YEAR] ending December 31, unless a shorter
29 period is prescribed by the board or by law.

30 * Sec. 33. AS 13.26.410(a) is repealed and reenacted to read:

31 (a) The commissioner of administration may establish by regulation a schedule

*Roger
Murray*

1 of reasonable fees for the costs of the public guardian's services. The fee schedule
2 established may be based upon the ability of the ward or protected person to pay for
3 guardian services but may not exceed the actual cost of providing public guardian
4 services. The Office of Public Advocacy shall charge and collect the fees established
5 under this subsection, but may waive collection of a fee upon a finding that collection
6 is not economically feasible or in the public interest.

7 * Sec. 34. AS 13.26.410(c) is amended to read:

8 (c) The public guardian may [SHALL] investigate the financial status of (1)
9 a person who requests the appointment of the public guardian as the person's guardian
10 or conservator; and (2) a ward for whom a court has appointed the public guardian.

11 * Sec. 35. AS 13.26.410 is amended by adding a new subsection to read:

12 (f) The annual estimated balance in the account maintained under
13 AS 37.05.142 may be used by the legislature to make appropriations to the Department
14 of Administration to carry out the purposes of AS 44.21.400 - 44.21.410 (office of
15 public advocacy).

16 * Sec. 36. AS 14.43.120(a) is amended to read:

17 (a) Proceeds from a scholarship loan to a full-time student may only be used
18 for books, tuition and required fees, loan guarantee fees, and [FOR] room and board.
19 Proceeds from a scholarship loan to a half-time student may only be used for books,
20 [AND] tuition and required fees, and loan guarantee fees.

21 * Sec. 37. AS 14.43.120(h) is amended to read:

22 (h) Security may not be required for a loan; however, a loan guarantee fee,
23 as specified in (u) of this section, shall be charged at the time that the loan is
24 awarded. Additionally, provision shall be made for payment of all fees and costs
25 incurred in collection of the amount owed on the loan if it becomes delinquent or in
26 default.

27 * Sec. 38. AS 14.43.120 is amended by adding a new subsection to read:

28 (u) A loan guarantee fee of one percent of the total scholarship loan amount
29 shall be assessed upon a scholarship loan that is funded from the student loan fund of
30 the Alaska Student Loan Corporation. The loan guarantee fee shall be added as a
31 finance charge to the total loan amount awarded, notwithstanding the loan limits set

1 out at AS 14.43.110 and 14.43.115. The loan guarantee fees shall be deposited into
2 a guarantee fee account within the student loan fund of the Alaska Student Loan
3 Corporation, and subsequently transferred by the commission to loan accounts within
4 the student loan fund to offset losses incurred due to student loan debt cancellation as
5 a result of death, disability, or bankruptcy of the student.

6 * Sec. 39. AS 14.43.300(a) is amended to read:

7 (a) A scholarship loan to a recipient under AS 14.43.250(b)(1) - (4) or (6) may
8 not exceed \$2,500 a school year for an undergraduate student or \$5,000 a school year
9 for a graduate student, exclusive of loan guarantee fees under (g) of this section, and
10 may not be made to a student for more than six years. A scholarship loan to a
11 recipient under AS 14.43.250(b)(5) may not exceed the cost of tuition and required
12 fees, loan guarantee fees under (g) of this section, books and educational supplies,
13 room and board, and transportation for two round trips between the recipient's home
14 and school each year. A loan under AS 14.43.250(b)(5) may not be made for more
15 than five years of undergraduate study, five years of graduate study, or a combined
16 maximum of eight years of study.

17 * Sec. 40. AS 14.43.300 is amended by adding a new subsection to read:

18 (g) A loan guarantee fee of one percent of the total memorial scholarship loan
19 amount shall be assessed upon a memorial scholarship loan. The loan guarantee fee
20 shall be added as a finance charge to the total loan amount awarded. The loan
21 guarantee fee shall be deposited into a guarantee fee account within the memorial
22 scholarship revolving loan fund, and subsequently transferred by the commission to the
23 appropriate memorial scholarship accounts within the memorial scholarship revolving
24 loan fund to offset losses incurred due to loan debt cancellation as a result of death,
25 disability, or bankruptcy of the student.

26 * Sec. 41. AS 14.43.640(c) is amended to read:

27 (c) A loan may not exceed \$7,500 in a school year, exclusive of loan
28 guarantee fees.

29 * Sec. 42. AS 14.43.640(d) is amended to read:

30 (d) Proceeds from a teacher scholarship loan may be used only for
31 undergraduate expenses of books, tuition, required fees, loan guarantee fees, room and

1 board, and the transportation expense for two round trips between the loan recipient's
2 home and school.

3 * Sec. 43. AS 14.43.740(a) is amended to read:

4 (a) The provisions of AS 14.43.100, 14.43.110, 14.43.115, 14.43.120(a) - (d),
5 (i), (m), and (r) - (u) [(r) - (t)], and 14.43.135 apply to a loan made under
6 AS 14.43.710 - 14.43.790.

7 * Sec. 44. AS 18.60.220 is amended to read:

8 Sec. 18.60.220. DUTIES OF THE DEPARTMENT OF LABOR. The
9 Department of Labor shall

- 10 (1) have all violators of AS 18.60.180 - 18.60.390 prosecuted;
- 11 (2) issue, suspend, or revoke for cause, inspection certificates provided
12 for in AS 18.60.390;
- 13 (3) take action necessary for the enforcement of the laws and
14 regulations governing the use of boilers and unfired pressure vessels;
- 15 (4) keep a complete record of the type, dimensions, maximum
16 allowable working pressure, age, condition, location, and date of the last recorded
17 internal inspection of boilers and unfired pressure vessels to which AS 18.60.180 -
18 18.60.390 apply;
- 19 ~~(5) adopt regulations establishing reasonable fees for administering~~
20 ~~special inspector examinations and for processing applications for special~~
21 ~~inspector commissions; and~~
- 22 (6) do acts necessary to carry out the purposes of AS 18.60.180 -
23 18.60.390.

24 * Sec. 45. AS 18.62.020 is amended to read:

25 Sec. 18.62.020. APPLICATION FOR AND ISSUANCE OF CERTIFICATE.
26 The department shall issue ^{bienna}certificates of fitness, including renewal [VALID FOR
27 ONE YEAR AND] certificates, ^{2 yr}for a time period determined by the department by
28 regulation [OF FITNESS VALID FOR THREE YEARS]. The certificate shall be
29 issued only to an individual. An applicant for a certificate shall apply in writing,
30 under oath, on a form prescribed by the department containing

31 (1) the name and address of the applicant;

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- 1 (2) the applicant's age; \$25. \$25.
- 2 (3) the applicant's citizenship; and
- 3 (4) [WHETHER THE APPLICANT IS APPLYING FOR A
- 4 ONE-YEAR OR A THREE-YEAR CERTIFICATE; AND
- 5 (5)] other information relevant to licensing that the department requires.

* Sec. 46. AS 18.62.030 is repealed and reenacted to read:

Sec. 18.62.030. FEES. (a) The department shall adopt regulations establishing reasonable fees for applications, examinations, certificates, renewal certificates, and duplicate certificates.

(b) When submitting an application for a certificate of fitness, an applicant shall pay a nonrefundable application and examination fee. After passing the application review and examination, an applicant shall pay a fee for the certificate of fitness and, at the time of renewal, for renewal of that certificate.

* Sec. 47. AS 18.65.220 is amended by adding a new paragraph to read:

(7) charge and collect reasonable fees, established by the council by regulation, for processing applications for certification of police, probation, parole, and correctional officers, except that a fee may not be charged for an application from a person employed by the state in a position that requires certification issued by the council.

* Sec. 48. AS 23.15.390 is amended to read:

Sec. 23.15.390. FEES. The fee for filing an application for a permit is \$100 [\$10]. All fees shall be deposited in the general fund. In addition to paying this fee, all persons conducting employment agencies must comply with the provisions of AS 43.70 (Alaska Business License Act).

* Sec. 49. AS 28.10.071(a) is amended to read:

(a) The department shall review each application for registration received and, when satisfied that it is correct, register the vehicle and keep a record of the registration in suitable books, index cards, or electronic or photographic recording and storage media, or in any combination of them. [THE RECORD IS REFERRED TO AS THE "VEHICLE REGISTER" AND THE VEHICLES AS "REGISTERED VEHICLES."] The department may compile a record of the number and types of

Handwritten notes on the left margin: "Come up w/ a reasonable fee or drop (\$50.)", "make amendment", "formal 50".

Handwritten notes on the right margin: "want ability to charge \$80.00 for 1 yr. cert. over 4 yrs. during transition", "Why such a huge % increase will result".

Handwritten calculations and notes: "1545 / 1175 = 1.314", "240.", "06", "40. - 1.25", "75. - 3 yr 100.00", "210. - 1 yr. / 75. - 1 yr.", "100.00", "120.", "120.".

1 vehicles registered in this state and may make statistical data available to the public
 2 for a fee as prescribed in regulations adopted by the commissioner. The department
 3 may also provide vehicle registration lists to the public for a fee, but only as an
 4 electronic service or product under AS 09.25.115. The commissioner may
 5 prescribe, by regulation, fees relating to the provision of vehicle registration lists.

6 * Sec. 50. AS 28.10.181(c) is amended to read:

7 (c) Special request plates. Upon application by the owner of a
 8 passenger vehicle, motorcycle, noncommercial van or pick-up truck, or motor home,
 9 the department shall design and issue registration plates containing a series of not more
 10 than six letters or numbers or combination of letters and numbers as requested by the
 11 owner. The department may, in its discretion, disapprove the issuance of registration
 12 plates under this subsection when the requested symbols are a duplication of an
 13 existing registration or when the symbols are considered unacceptable by the
 14 department. The department may also design and issue special registration plates
 15 depicting Alaska plant life, fish, wildlife, geography, history, or other depictions
 16 of the state.

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17 * Sec. 51. AS 28.10.181(d) is repealed and reenacted to read:

18 (d) Vehicles owned by disabled veterans, including persons disabled in the line
 19 of duty while serving in the Alaska Territorial Guard, or other persons with disabilities.
 20 Upon the request of a person with a disability that limits or impairs the ability to walk,
 21 as defined in 23 C.F.R. 1235.2, the department shall

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22 (1) register one passenger vehicle in the name of the person without
 23 charge; and

24 (2) issue a specially designed registration plate that displays

25 (A) recognition of the disabled veteran if the applicant's
 26 disability originated from the applicant's service with the Alaska Territorial
 27 Guard or the armed forces of the United States; or

28 (B) the standard symbol of disability (the wheelchair logo).

29 * Sec. 52. AS 28.10.181(j) is amended to read:

30 (j) Vehicles owned by dealers. A state-registered and bonded vehicle dealer
 31 may apply for dealer registration plates. A plate issued under this subsection may be

1 used only on dealer-owned vehicles during the routine and normal course of the
 2 dealer's business, excluding service vehicles, or for transporting an unregistered vehicle
 3 from a port of entry to the dealer's facilities or from one dealer to another or, in the
 4 case of a house trailer, from the retail facility to a trailer space. A vehicle permitted
 5 to have dealer plates must be affixed with two plates issued under this subsection.
 6 If the dealer sells or transfers the vehicle, the dealer plates may be used on the vehicle
 7 by the new owner or transferee for a period of not more than five days after the sale
 8 or transfer. The department may seize the dealer plates if it has reason to believe that
 9 the plates are being used to defeat the purposes of, or are in violation of, this chapter.

10 * Sec. 53. AS 28.10.201(b) is amended to read:

11 (b) The owner of a vehicle described in AS 28.10.011 as being exempt from
 12 registration and the owner of a snowmobile or off-highway vehicle may not apply for,
 13 nor may the department issue, a certificate of title for such a vehicle. However, the
 14 department may issue a certificate of title to the owner of a vehicle exempt from
 15 registration under AS 28.10.011(3), (6), (7), or (11) [, OR (12)] only upon application
 16 by that owner.

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17 * Sec. 54. AS 28.10.411(f) is amended to read:

18 (f) A resident 65 years of age or older on January 1 of the year the vehicle is
 19 registered is entitled to an exemption once each calendar year from the registration
 20 fee required under this section for one motor vehicle subject to registration under
 21 AS 28.10.421(b)(1), (2), (5), or (6). An exemption may not be granted except upon
 22 written application for the exemption on a form prescribed by the department.

23 * Sec. 55. AS 28.10.421(a) is amended to read:

24 (a) Unless otherwise provided by law,

25 (1) the fees prescribed in this section shall be paid to the department
 26 at the times provided under AS 28.10.108 and 28.10.111; and

27 (2) an additional fee of \$10 shall be added to the registration fee
 28 set out in this section for registration not conducted by mail; the department may
 29 waive this additional fee for a good cause based on criteria established in
 30 regulations adopted by the department.

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31 * Sec. 56. AS 28.10.421(c) is amended to read:

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1 (c) The annual registration fees under this subsection are imposed and are
 2 based upon the actual unladen weight as established by the manufacturer's advertised
 3 weight or upon the actual weight which the owner shall furnish, subject to the approval
 4 of the commissioner or the commissioner's representative, for a vehicle, including a
 5 motor vehicle pulling a trailer or semi-trailer, that is registered in the name of a
 6 company or business, or is used or maintained for the transportation of passengers
 7 for hire, excepting taxicabs and buses under (b) of this section, or for the transportation
 8 of property for hire or for other commercial purposes [USE], including [A
 9 COMMERCIAL VEHICLE SUCH AS] a trailer, semi-trailer, truck, wrecker, tow car,
 10 hearse, ambulance, and tractor, as follows:

- 11 (1) up to and including 5,000 pounds \$51;
- 12 (2) more than 5,000 pounds to and including 12,000 pounds . . \$86;
- 13 (3) more than 12,000 pounds to and including 18,000 \$156;
- 14 (4) more than 18,000 pounds \$221.

15 * Sec. 57. AS 28.10.495(c) is amended to read:

16 (c) Proof of disablement or medical handicap, for the purpose of this section,
 17 shall be the same as that required for the purposes of [PROVIDED AS SPECIFIED
 18 IN] AS 28.10.181(d).

19 * Sec. 58. AS 28.40.100(a)(21) is amended to read:

20 (21) "vehicle" means a device in, upon, or by which a person or
 21 property may be transported or drawn upon or immediately over a highway or
 22 vehicular way or area; "vehicle" does not include

23 (A) [EXCEPT] devices used exclusively upon stationary rails
 24 or tracks;

25 (B) mobile homes;

26 * Sec. 59. AS 37.05.146(4) is amended by adding a new subparagraph to read:

27 (R) receipts of the group insurance programs established under
 28 AS 39.30.090.

29 * Sec. 60. AS 37.05.289(a) is amended to read:

30 (a) There is established in the general fund a state insurance catastrophe
 31 reserve account consisting of assets appropriated to it by the legislature, [AND] assets

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1 allocated to the account by the Department of Administration as provided in [(b) OF]
2 this section, and amounts deposited into the account as provided in this section.

3 Assets of the account may be used to obtain insurance, to establish reserves for the
4 self-insurance program, and to satisfy claims or judgments arising under the program.

5 Interest earned on money in the account shall be remitted to the Department of
6 Revenue in accordance with AS 37.10.050.

7 * Sec. 61. AS 37.05.289 is amended by adding new subsections to read:

8 (c) The \$5,000,000 cap, set in (b) of this section, on money that may be
9 retained in the state insurance catastrophe reserve account applies only to unobligated
10 money in the account at the end of a fiscal year.

11 (d) Amounts received in settlement of insurance claims or as recovery for
12 losses shall be deposited into the state insurance catastrophe reserve account.

13 * Sec. 62. AS 41.21.020(a) is amended by adding a new paragraph to read:

14 (14) accept cash and other donations from public or private sources to
15 assist and support the department in carrying out the purposes of this chapter.

16 * Sec. 63. AS 41.21.026(a) is amended to read:

17 (a) Notwithstanding (b) of this section, the [THE] department may charge
18 or collect a fee in a park unit for

- 19 (1) rental of public use cabins or other overnight lodgings;
- 20 (2) [OVERNIGHT] use of a developed campsite;
- 21 (3) special park use permits;
- 22 (4) competitive and exclusive commercial use permits;
- 23 (5) noncompetitive and nonexclusive commercial use permits;
- 24 (6) use of a sewage holding tank dump station;
- 25 (7) admission to or guided tours of visitor centers and historic sites;

26 [AND]

27 (8) use of an improved boat ramp in a park facility developed
28 principally for boat launching;

29 (9) sale of firewood:

30 (10) sale of merchandise related to public use, enjoyment, and
31 understanding of parks, including maps, plans, and other graphic materials;

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(11) use of a developed trailhead, access site, or picnic site that has developed parking and rest rooms, and use of parking associated with a developed trailhead, access site, or picnic site with developed parking; and

(12) presentation or attendance at programs related to natural or cultural history, outdoor skills or education, or other topics concerned with public use, enjoyment, or understanding of parks.

* Sec. 64. AS 44.46.025(a) is amended to read:

(a) The Department of Environmental Conservation may adopt regulations that prescribe reasonable fees, and establish procedures for the collection of the fees, to cover the applicable direct costs of inspections, permit preparation and administration, plan review and approval, and other [THE FOLLOWING] services provided by the department relating to [:]

(1) agriculture and animals [INSPECTIONS, PERMIT ADMINISTRATION, PLAN REVIEW AND APPROVAL, AND OTHER RELATED SERVICES PROVIDED] under AS 03.05; food, drugs, and cosmetics under [,] AS 17.20; [,] and public accommodations and facilities under AS 18.35;

~~(2) [AIR QUALITY PERMITS UNDER AS 46.03.140 AND 46.03.160;~~

(3) hazardous waste management [PERMITS] under AS 46.03.299 and 46.03.302;

(4) [(4) PLAN APPROVALS AND PERMITS FOR] sewerage system and treatment works and wastewater disposal systems, and [PLAN APPROVALS FOR] drinking water systems, under AS 46.03.720;

(4) [(5)] oil discharge financial responsibility [APPROVALS] under AS 46.04.040;

(5) [(6)] oil discharge contingency plans [PLAN APPROVALS] under AS 46.04.030;

(6) [(7)] water and wastewater operator training under AS 46.30;

(7) hazardous waste management facility sites under AS 46.03.313;

(8) control of solid waste facilities under AS 46.03.020(10) and 46.03.100;

(9) sewage and industrial waste disposal or treatment plans under

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AS 46.03.090;

(10) controlling the application of pesticides and broadcast chemicals under AS 46.03.320;

(11) maintaining health and safety at facilities subject to regulation under AS 18.35.220 or AS 44.46.020;

(12) certification of laboratories conducting environmental analyses of public drinking water systems or of oil or hazardous substances, or conducting other analyses required by the department;

(13) certificates of inspection for motor vehicles under AS 46.03.190;

(14) certification of federal permits or authorizations under 33 U.S.C. 1341, sec. 401 (Clean Water Act);

(15) filing information with the Alaska State Emergency Response Commission established under AS 46.13.010, and with any local emergency planning committees approved by the commission, as required by 42 U.S.C. 11022 and 11023; fees under this paragraph must be established in consultation with the Alaska State Emergency Response Commission.

* Sec. 65. AS 44.46.025 is amended by adding a new subsection to read:

(c) The department may adopt regulations that prescribe reasonable fees to cover the direct and indirect costs of air quality permit programs under AS 46.03.140 and 46.03.160, and may establish procedures for the collection of those fees.

* Sec. 66. AS 47.07.020(b) is amended by adding a new paragraph to read:

(11) persons under age 21 not covered under (a) of this section who the department has determined cannot be placed for adoption without medical assistance because of a special need for medical or rehabilitative care and who the department has determined are hard-to-place children eligible for subsidy under AS 25.23.190 - 25.23.220.

* Sec. 67. AS 47.07.035 is amended by adding a new paragraph to read:

(28) individuals under age 21 who the department has determined cannot be placed for adoption without medical assistance because of a special need for medical or rehabilitative care and who the department has determined are hard-to-place

What's the size of fiscal impact for mandating clean air

1 children eligible for subsidy under AS 25.23.190 - 25.23.220.

2 * Sec. 68. AS 13.26.410(b); AS 28.10.011(12), 28.10.181(k); AS 28.22.011(a)(3); and
3 AS 37.05.210(1) are repealed.

4 * Sec. 69. TEMPORARY FEES IN STATE PARKS. (a) The following fees apply for
5 the following activities in units of the state park system until the Department of Natural
6 Resources adopts a regulation under AS 41.21.026, as amended by sec. 63 of this Act, that
7 establishes a fee for that activity:

8 (1) sale of firewood: \$4 per bundle;
9
10 (2) use of a developed trailhead, access site, or picnic site that has developed
11 parking and rest rooms, or use of parking associated with a developed trailhead, access site,
or picnic site with developed parking \$2 per vehicle or \$25 for an annual pass;

12 (3) admission to a visitor center or historic site: \$1 for each person over 10
13 years of age;

14 (4) presentation or attendance at a program related to natural or cultural
15 history, outdoor skills or education, or other topics concerned with public use, enjoyment, or
16 understanding of parks: \$2 for each person over 10 years of age.

17 (b) The commissioner of natural resources shall notify the revisor of statutes when a
18 regulation is effective that establishes a fee for an activity described in (a) of this section.

19 * Sec. 70. IMPLEMENTATION OF BIENNIAL LICENSURE BY ALCOHOLIC
20 BEVERAGE CONTROL BOARD. (a) Approximately one-half of the applicants for renewal,
21 for 1994, of a license issued by the Alcoholic Beverage Control Board, as determined by the
22 director of the Alcoholic Beverage Control Board, shall be eligible for a one-year license.
23 These licenses expire, unless renewed, on December 31, 1994, and may be renewed biennially
24 in even-numbered years after that. The 1994 renewal fee for these licenses is one-half of the
25 biennial license fee.

26 (b) The remaining approximately one-half of the 1994 renewal applicants, as
27 determined by the director, shall be eligible for a two-year license. These licenses expire,
28 unless renewed, on December 31, 1995, and may be renewed biennially in odd-numbered
29 years after that.

30 (c) The director shall notify each licensee in writing as to whether the licensee shall
31 apply for renewal under (a) or (b) of this section, and of the actual amount of the renewal fee.

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1 The notice must be given not later than December 1, 1993. However, the failure of the
2 director to provide the notice required in this subsection does not prevent a license from
3 expiring on February 28, 1994, in accordance with AS 04.11.540, if the renewal application
4 is not filed on or before that date.

5 * Sec. 71. TRANSITION. Notwithstanding secs. 73 - 75 of this Act, an agency of the
6 state that has regulation adoption authority or that is authorized by this Act to adopt
7 regulations, may proceed to adopt regulations necessary to implement that agency's respective
8 provisions in this Act. The regulations take effect under AS 44.62 (Administrative Procedure
9 Act), but not before the respective effective date of the relevant section or sections of this Act.

10 * Sec. 72. Sections 69 - 70, and 76 of this Act take effect immediately under
11 AS 01.10.070(c).

12 * Sec. 73. Sections 33 - 35 and 44 - 68 of this Act take effect July 1, 1993.

13 * Sec. 74. Sections 1 - 32 of this Act take effect December 31, 1993.

14 * Sec. 75. Sections 36 - 43 of this Act take effect July 1, 1994.

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. CSSB 99 (L&C)

Revision Date: _____ Dept. Affected: Health and Social Services
 Title: An Act relating to the financial BRU: Medial Assistance
administration of state government... Component: Medicaid Non Facility
 Sponsor: Senate Labor & Commerce Committee
 Requestor: Senate Labor & Commerce Committee COMPONENT SERIAL NO. 0229

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	35.4 *	40.2	43.0	48.2	53.2	58.2
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	35.4 *	40.2	43.0	48.2	53.2	58.2

CAPITAL						
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REVENUE FUND SOURCE						
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts	17.7 *	20.1	21.5	24.1	26.6	29.1
1003 GF Match	17.7 *	20.1	21.5	24.1	26.6	29.1
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	35.4 *	40.2	43.0	48.2	53.2	58.2

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$0.0

ANALYSIS: (Attach a separate page if necessary)

See attached for more.

*The fiscal impact of this bill has not been considered within the Governor's original FY94 budget. An adjustment may be included as a budget amendment after further consideration.

Prepared by: Dave W. Williams *DW Williams*
 Division: Medical Assistance

Phone: 907-465-5826
 Date: 3/5/93

Approved by Commissioner: Theodore A. Mala, MD, MPH
 Agency: Department of Health and Social Services

Date: 3/5/93

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Fiscal Note Analysis continuation

An Act relating to the improvement of State financing through reduction of operating costs.

The Division of Family and Youth Services currently pays a direct monthly subsidy to adoptive parents of hard-to-place children. A hard-to-place child is a child who is not likely to be adopted or to obtain a guardian by reason of physical or mental disability, emotional disturbance, recognized high risk of physical or mental disease, age, membership in a sibling group, racial or ethnic factors, or any combination of these.

The monthly subsidy is considered a reimbursement for costs of supporting hard-to-place children. AS 25.23.190 provides for continuation of the subsidy if necessary to assure placement of a hard-to-place child. The subsidy covers many ongoing maintenance costs including, food, shelter, clothing, school supplies, recreation and transportation costs, counseling or other types of therapy, as well as medical costs.

The bill would authorize Alaska to add the Medicaid option to provide medical coverage for state-subsidized adoptive children who are not otherwise eligible for Medicaid. Medicaid would then pay for these children's medical needs eliminating the need for the DFYS payments to cover those medical costs in their subsidies, and accessing federal Medicaid funding available to the state at a 50 percent match rate.

Future subsidy agreements for hard-to-place children will allow for the Medicaid coverage available under the bill. Subsidy agreements already in force, however, do not provide for an offset for the cost of medical care that may be paid under the bill. For this reason the fiscal note only considers the coverage available for future adoptions of hard-to-place children with special medical needs.

The experience under the program shows that the number of new subsidy agreements have begun to lessen. For FY91 new agreements for children with special medical needs totaled 46. After FY92 there have been 14 placements that have special medical needs. The projected number of special needs placements and the associated medical cost is anticipated to show only slight growth in future years.

A December 1992 review of DFYS files established a FY 93 base year average medical cost per child of \$2,400. The current medical inflation rate of 5.5% is assumed to continue. Medical costs for FY94 are calculated to be 35.4. (14 placements x \$2,400 x 1.055 medical inflation rate = \$35,448.) There will be a one time transfer of funding for medical costs associated with subsidized adoptions.

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. CSSB99 (L&C)

Revision Date: March 5, 1993 Dept. Affected: Health and Social Services
 Title: "Act relating to improve. state BRU: Purchased Services
finances through reduction operating costs.. Component: Foster Care
 Sponsor: Rules Committee
 Requestor: Governor COMPONENT SERIAL NO. 0252

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	-35.4 *	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS						
TOTAL OPERATING	(35.4)*	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE FUND SOURCE						
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FUNDING:

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	(35.4)*	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	(35.4)*	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$0.0

ANALYSIS: (Attach a separate page if necessary)

See attached analysis for more.

These sections are covered by this fiscal note and analysis. *The fiscal impact of this bill has not been considered within the FY94 budget, but will be included in the budget amendment process.

Prepared by: Deborah R. Wing, Director *Deborah R. Wing* Phone: 465-3191
 Division: Family & Youth Services Date: 03/05/93
 Approved by Commissioner: Theodore A. Mala, MD, MPH *Theodore A. Mala* Date: 3/5/93
 Agency: Department of Health and Social Services

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Fiscal Note Analysis continuation

An Act relating to the improvement of State financing through reduction of operating costs.

The Division of Family and Youth Services currently pays a direct monthly subsidy to adoptive parents of hard-to-place children. A hard-to-place child is a child who is not likely to be adopted or to obtain a guardian by reason of physical or mental disability, emotional disturbance, recognized high risk of physical or mental disease, age, membership in a sibling group, racial or ethnic factors, or any combination of these.

The monthly subsidy is considered a reimbursement for costs of supporting hard-to-place children. AS 25.23.190 provides for continuation of the subsidy if necessary to assure placement of a hard-to-place child. The subsidy covers many ongoing maintenance costs including, food, shelter, clothing, school supplies, recreation and transportation costs, counseling or other types of therapy, as well as medical costs.

The bill would authorize Alaska to add the Medicaid option to provide medical coverage for state-subsidized adoptive children who are not otherwise eligible for Medicaid. Medicaid would then pay for these children's medical needs eliminating the need for the DFYS payments to cover those medical costs in their subsidies, and accessing federal Medicaid funding available to the state at a 50 percent match rate.

Future subsidy agreements for hard-to-place children will allow for the Medicaid coverage available under the bill. Subsidy agreements already in force, however, do not provide for an offset for the cost of medical care that may be paid under the bill. For this reason the fiscal note only considers the coverage available for future adoptions of hard-to-place children with special medical needs.

The experience under the program shows that the number of new subsidy agreements have begun to lessen. For FY91 new agreements for children with special medical needs totaled 46. After FY92 there have been 14 placements that have special medical needs. The projected number of special needs placements and the associated medical cost is anticipated to show only slight growth in future years.

A December 1992 review of DFYS files established a FY 93 base year average medical cost per child of \$2,400. The current medical inflation rate of 5.5% is assumed to continue. Medical costs for FY94 are calculated to be 35.4. (14 placements x \$2,400 x 1.055 medical inflation rate = \$35,448.) There will be a one time transfer of funding for medical costs associated with subsidized adoptions.

FISCAL NOTE

STATE OF ALASKA 1993 LEGISLATIVE SESSION

BILL NO. SB99

Revision Date Original Department Affected: Natural Resources
 Title: "An Act relating to improvement of state BRU: Park & Recreation Management
finances through reduction of operating costs" Components: Park Management
 Sponsor: Senate Rules Committee
 Requestor: Governor Hickel Component Serial No. 452

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES	38.2	19.0	15.0	15.0	0.0	0.0
TRAVEL						
CONTRACTUAL	27.0	15.0	12.0	12.0	0.0	0.0
SUPPLIES	10.8	6.0	5.0	5.0	0.0	0.0
EQUIPMENT						
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	76.0	40.0	32.0	32.0	0.0	0.0

CAPITAL						
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REVENUE fund source:	150.0 PR	200.0 PR	300.0 PR	400.0 PR	400.0 PR	400.0 PR
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	76.0					
1005 GF/Program Receipts		40.0	32.0	32.0	0.0	0.0
1006 GF/MHTIA						
Other						
TOTAL	76.0	40.0	32.0	32.0	0.0	0.0

POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME	0.0	0.0	0.0	0.0	0.0	0.0
TEMPORARY	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year (FY93) Impact: \$ No fiscal impact anticipated

ANALYSIS: (Attach a separate page if necessary)

See Attached

Prepared by: Neil C. Johannsen Phone: 762-2600
 Division: Parks & Outdoor Recreation Date: 5-Mar-93
 Approved by Commissioner: Glenn A. Olds *Glenn A. Olds* Date: 5-Mar-93
 Agency: Department of Natural Resources

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Department of Natural Resources

SB99 Bill Analysis

The state park fee program to be funded by this fiscal note consists of the design, construction and installation of fee collection stations at approximately 44 locations in the state park system. Each fee station is estimated to cost \$4,000, including labor, supplies and contractual expenses.

The fee stations would be installed in phases, over a four year period. Eighteen stations would be installed in FY94, and ten stations installed in FY95. Eight stations would be installed in both FY96 and FY97. First year costs include design and production of fee collection envelopes and annual pass decals, as well as design and production of standard drawings and plans for the fee stations. These one-time costs are estimated at \$4,000.

No new positions would be required by this legislation. Additional administrative and management costs would be absorbed by existing staff.

The estimate of revenue to be produced by this bill is based on visitation records for selected park units, as well as financial records for the existing camping fee program. In the fourth year of implementation, this new fee program is expected to generate annual revenues of approximately \$400,000. Potential revenues to the state from this program exceed the state's costs in each of the four year implementation period. In subsequent years, these user fees would help offset increased park maintenance and operating costs as well as possible general fund budget reductions. The net financial effect of this program would be positive, with fee revenues greater than operating costs.

The fiscal note provided by the Division of Parks addresses both sections 63 and 71 of the bill. The fiscal impact of section 71, which provides statutory authority for temporary fees in state parks, is reflected under FY94. The fiscal impact for FY95 and thereafter is in connection with section 63 of the bill, and is based on regulations which will be promulgated during FY94.

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO: CSSB 99(L&C)

Revision Date: _____ Dept. Affected: Public Safety
 Title: "An Act relating to the improvement BRU: Motor Vehicles
of state finances" Component: Field Services
 Sponsor: Rules
 Requestor: Governor COMPONENT SERIAL NO. 502

EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	60.0	60.0	60.0	60.0	60.0	60.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	60.0	60.0	60.0	60.0	60.0	60.0
CAPITAL						
REVENUE FUND	2750.4	2750.4	2750.4	2750.4	2750.4	2750.4
SOURCE: 1005						

FUNDING: (Thousands of Dollars)

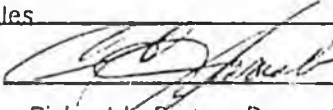
1002 Federal Receipts						
1003 GF Match						
1004 GF	60.0	60.0	60.0	60.0	60.0	60.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	60.0	60.0	60.0	60.0	60.0	60.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY 93) impact: \$ none

ANALYSIS: (Attach a separate page if necessary.)
SEE ATTACHED

Prepared By: Juanita Hensley Phone: 465-4361
 Division: Motor Vehicles Date: 3/5/93
 Approved by Commissioner:  Date: 3/5/93
 Agency: Richard L. Burton, Dept. of Public Safety

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This fiscal note will address only those sections that have an impact on the Division of Motor Vehicles. Each section's impact will be addressed separately below and the cover sheet will reflect a summary of the total impact of all sections.

SECTION 50

This is a technical amendment to reflect the current computer technology in use. The Department of Public Safety uses a relational database in the Alaska Public Safety Information Network (APSIN). With this type of database there is no separate file or database that could be called "the vehicle register". The creation of such a list for sale to user has historically been done for more than 20 years and this amendment clarifies this sale as an electronic service. This protects over \$100,000 in revenue from those vendors who argue that this list should be provided at no charge. There is no fiscal since this amendment clarifies the current situation.

SECTION 51

This Section clarifies Section 50.

SECTION 52

This section allows the Division to design special plates and charge a one-time fee of \$30.00 for their issuance. This is similar to the existing fee structure for personalized plates and these fees would be in addition to the normal registration fees and taxes. This analysis assumes that 10,000 plates would be issued annually.

Contractual cost - 10,000 plates @ \$6	\$60,000
Revenue - 10,000 plate fees @ \$30	\$300,000

SECTION 53

This section would place Alaska in compliance with uniform federal regulatory guidelines for the issuance of handicap plates. These standards limit the plates and the use of special parking places to those persons with mobility handicaps. Current Alaska law allows those with other than mobility handicaps to obtain the plates. Revenue estimates are based on the assumption that 15% or 480 of the 3200 persons with these plates would not qualify and would have to pay regular fees.

Revenue - 480 registrations @ \$35	\$16,800
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SECTION 54

This amendment closes a loop hole in the current law that allows dealers to misuse the dealer plate and prevents further loss of revenue. Since only one dealer was known to have misused the plates the additional revenue will be negligible.

SECTION 55

This amendment takes away the authority to issue vehicle titles to mobile homes. In almost all cases the mobile homes are permanently mounted in trailer parks and should be classed as real property. A title is usually only required when the mobile home is financed because the banks feel getting a vehicle title is easier than filing a UCC lien or a real property lien. Since the title is optional the division usually cannot guarantee ownership since there is no clear chain of documents normally associated vehicle ownership. There would be a small loss of revenue from the approximately 150 titles issued each year.

Revenue - 150 title and lien fees @ \$10 (\$1,500)

SECTION 56

This amendment improves efficiency by removing ambiguity associated with senior citizen exemptions and eliminating associated problems. Many senior citizens buy and sell several vehicles during the year and try to claim exemptions on each one. The statute only allows one exemption per year. There is no fiscal impact.

SECTION 57

Historically only 25-30% of vehicle owners use the mail to renew vehicle registrations. The remainder, over 300,00, come in person to a DMV office adding to the long lines when there is no need to do so. This section charges an additional \$10 for those who do not use the mail service. This approach was taken over giving a discount to those who use the mail because it is a revenue generator rather than a revenue loss. It places the cost directly on those who are creating the efficiency loss. Even with this incentive it is estimated that 200,000 owners will still come in person to renew their vehicles.

Revenue - 200,000 @ \$10 \$2,000,000

FISCAL NOTE

No. 16

Bill Version: SB 99

(S) Publish Date: 2/5/93

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Revision Date: _____

Title: 'An Act relating to the
improvement of state finances...' sec. 33-35, 49, 64, 69

Sponsor: Rules Committee

Requestor: Governor

Department Affected: Administration

BRU: Office of Public Advocacy

Component: Office of Public Advocacy

COMPONENT SERIAL NO. 43

Expenditures/Revenues:

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	(100.0)	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	(100.0)	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE FUND SOURCE: GF/PRG 1005	0	50.0 - 200.0	50.0 - 200.0	50.0 - 200.0	50.0 - 200.0	50.0 - 200.0
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FUNDING:

1002 Federal Receipts	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	(100.0)	0	0	0	0	0
1005 GF/Program Receipts	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	(100.0)	0	0	0	0	0

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 (FY93) impact: None

ANALYSIS: (Attach a separate page if necessary.)

See Attached

Prepared by: Brant McGee, Public Advocate
Division: Office of Public Advocacy

Phone: (907) 274-1684
Date: _____

Approved by Commissioner: Nancy Bear Usera
Agency: Administration

Date: 1/13/93

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. _____

ANALYSIS: (continued)

Sec. 33-35, 69: This bill proposes an amendment to the Public Guardian statute that would allow the Commissioner of Administration to establish regulations under which the Office of Public Advocacy could collect fees from the wards and conservatees it serves. No revenue is projected for FY 94 due to the time required to develop and implement regulations. FY 95 - 99 projections are very difficult to do until the fee structure is developed.

Sec. 49 and 64: The purpose of this section is to limit Office of Public Advocacy's statutory mandate to cases where the court appointment is constitutionally required or where it is judged to be particularly crucial to fair adjudication.

Deletion of these Office of Public Advocacy responsibilities would result in a savings of at least \$100.0 in contractual costs, as well as cause a reduction in staff workload, primarily because of elimination of the guardian ad litem appointment required in custody cases.

FISCAL NOTE

C. 3

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: SR 99

(S) Publish Date: 2/5/93

Revision Date: _____
 Title: An Act relating to the improvement of state
finances. . .sec. 59
 Sponsor: Rules Committee
 Requester: Governor.

Dept Affected: Administration
 BRU: Retirement & Benefits
 Components: Retirement & Benefits

COMPONENT SERIAL NO. 64

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
Personal Services	0.0	0.0	0.0	0.0	0.0	0.0
Travel	0.0	0.0	0.0	0.0	0.0	0.0
Contractual	0.0	0.0	0.0	0.0	0.0	0.0
Supplies	0.0	0.0	0.0	0.0	0.0	0.0
Equipment	0.0	0.0	0.0	0.0	0.0	0.0
Land & Structures	0.0	0.0	0.0	0.0	0.0	0.0
Grants, Claims	0.0	0.0	0.0	0.0	0.0	0.0
Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
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REVENUE FUND SOURCE:	0.0	0.0	0.0	0.0	0.0	0.0
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Funding: (Thousands of Dollars)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts	***	***	***	***	***	***
1006 GF/MHTIA	0.0	0.0	0.0	0.0	0.0	0.0
Other:	***	***	***	***	***	***
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Positions:

Full-Time	0.0	0.0	0.0	0.0	0.0	0.0
Part-Time	0.0	0.0	0.0	0.0	0.0	0.0
Temporary	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year (FY93) impact: none

ANALYSIS: (attach a separate page if necessary)

*** This bill changes approximately 683.0 the BRU receives for administering certain group insurance programs from program receipts to other state funds. The funding source change is reflected in the Governor's FY94 Budget Request.

Prepared By: Robert F. Stalnaker, Director *R. Stalnaker* Phone: 465-4470
 Division: Retirement and Benefits Date: 1/13/93
 Approved By Commissioner: Nancy Bear Usura *NBU* Date: 1/12/93
 Agency: Administration *B*

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

FISCAL NOTE

No. 2

Bill Version: SB 99

(S) Publish Date: 2/5/93

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Revision Date: _____

Title: 'An Act relating to the improvement of state finances...' Sec. 60-61

Sponsor: Rules Committee

Requestor: Governor

Department Affected: Administration

BRU: Risk Management

Component: Risk Management

COMPONENT SERIAL NO. 71

Expenditures/Revenues:

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
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
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REVENUE FUND SOURCE: GF/PRG 1005	0	0	0	0	0	0
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FUNDING:

1002 Federal Receipts	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program Receipts	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

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 (FY93) impact: None

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Don Hitchcock, Director
Division: Risk Management

Phone: (907) 465-2180
Date: 1-13-93

Approved by Commissioner: Nancy Bear Usara
Agency: Administration

Date: 1/13/93

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

No. 4
Bill Version: SB 99
(S) Publish Date: 2/5/93

Revision Date: _____
Title: 'An Act relating to improvement of state
finances through reduction of operating . . . ' Sec. 60-61
Sponsor: Rules Committee
Requestor: Governor

Department Affected: Administration
BRU: Finance
Component: Finance
COMPONENT SERIAL NO. 59

Expenditures/Revenues:

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
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
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REVENUE FUND SOURCE:	0	0	0	0	0	0
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FUNDING:

1002 Federal Receipts	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program Receipts	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

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 (FY93) impact: 0

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Don Wanie, Director DW 1/13
Division: Finance

Phone: 465-2240
Date: _____

Approved by Commissioner: Nancy Bear Usara NBUsara
Agency: Administration

Date: 1/13/93

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FISCAL NOTE

No. 6

Bill Version: SB 99

(S) Publish Date: 2/5/93

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Revision Date: _____ Dept. Affected: Alaska Commission on
 Title: An Act relating to the improvement of BRU: Postsecondary Education
state finances...sec. 36-38 Component: Student Loans
 Sponsor: Rules Committee
 Requestor: Governor COMPONENT SERIAL NO. 212/213

Expenditures/Revenues: (Thousands of Dollars)

	FY94	FY95	FY96	FY97	FY98	FY99
OPERATING						
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						
CAPITAL						
REVENUE FUND SOURCE: 1022	500.0	500.0	500.0	500.0	500.0	500.0

FUNDING: (Thousands of Dollars)

	FY94	FY95	FY96	FY97	FY98	FY99
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL						

POSITIONS:

	FY94	FY95	FY96	FY97	FY98	FY99
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$ _____

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Doug Hanon, Finance Officer Phone: 465-6757
 Division: Alaska Commission on Postsecondary Education Date: 1/12/93
 Approved by Commissioner: _____ Date: _____
 Agency: _____

PREPARED FOR: **ALASKA COMMISSION ON POSTSECONDARY EDUCATION**
 FILE NO: **FN: AK POSTSECONDARY EDUCATION**
Sec. 36-43

FISCAL NOTE

No. 7

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: SB 99
(S) Publish Date: 2/5/93

Revision Date: _____ Dept. Affected: Alaska Commission on
Title: An act relating to the improvement of BRU: Postsecondary Education
state finances...sec. 39-43 Component: Student Loan Operations
Sponsor: Rules Committee
Requestor: Governor COMPONENT SERIAL NO. 213

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						

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

REVENUE FUND SOURCE:	1022	13.0	13.0	13.0	13.0	13.0	13.0
----------------------	------	------	------	------	------	------	------

FUNDING:

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$ _____

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Doug Hanon, Finance Officer
Division: Alaska Commission on Postsecondary Education
Approved by Commissioner: _____
Agency: _____

Phone: 465-6757
Date: 1/12/93
Date: _____

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill No. SB 99

Revision Date: _____ Department Affected: Alaska Court System
 Title: Financial Administration of State BRU: Trial Courts
Government Components: _____
 Sponsor: Senate Rules (by request of Governor)
 Requestor: _____ COMPONENT SERIAL NO. 768

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES	84.3	84.3	84.3	84.3	84.3	84.3
TRAVEL						
CONTRACTUAL	359.8	359.8	359.8	359.8	359.8	359.8
SUPPLIES						
EQUIPMENT	5.0					
LAND & STRUCTURES						
GRANTS & CLAIMS						
TOTAL OPERATING	449.1	444.1	444.1	444.1	444.1	444.1

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

REVENUE						
FUND SOURCE:						

FUNDING: (Thousands of Dollars)

1002 FEDERAL RECEIPTS						
1003 GF MATCH						
1004 GF	449.1	444.1	444.1	444.1	444.1	444.1
1005 GF/PROGRAM RECEIPTS						
1006 GF/MHTIA						
OTHER						
TOTAL	449.1	444.1	444.1	444.1	444.1	444.1

POSITIONS:

FULL-TIME	2.0	2.0	2.0	2.0	2.0	2.0
PART-TIME						
TEMPORARY						

Estimate of current year (FY 93) impact: None

ANALYSIS: (Attach a separate page if necessary)

See the attached analysis for the estimated impact of \$49, \$64 and \$69.

Prepared by: C. S. Christensen III, Staff Counsel *CSC* Phone: 264-8228
 Division: Alaska Court System Date: 02/12/93

Approved by: Arthur H. Snowden, II, Administrative Director *AHS* Date: 02/12/93
 Agency: Alaska Court System

Distribution (by preparer): Legis: _____ Impacted Agency(ies): _____

Narrative to Alaska Court System Fiscal Note

SB 99 shifts the responsibility and cost of state-funded representation in certain types of court cases from the Office of Public Advocacy to the court system. The passage of SB 99 would result in a significantly increased cost to the State of Alaska without any corresponding benefit in level of services.

SB 99 would erode the statutory scheme adopted in 1984 which created the Office of Public Advocacy as a more efficient, conflict-free system for providing state-funded representation.

SB 99 does not affect a person's right to receive state-funded representation in the types of cases listed. Rather, SB 99 simply relieves the Office of Public Advocacy of the responsibility for providing this representation, thus shifting the burden to the court system at a higher cost to the state. This shift also would present conflict of interest problems which the creation of the Office of Public Advocacy was designed to eliminate.

SB 99 shifts to the court system the responsibility and cost of providing representation in the following types of cases: attorneys or GAL's to minors in custody, support or visitation disputes, if the parties are indigent (sec. 49); attorneys for indigent parents at the disposition phase of a delinquency case, if the state seeks actual custody of the child over the parents' objection (sec. 64); OPA's obligations in adoption proceedings (sec. 64); proceedings to emancipate a minor (sec. 64); and mental health commitment proceedings involving minors (sec. 69).

Cost: SB 99 will result in an increased cost to the State of Alaska. The Office of Public Advocacy has been able to minimize case costs by use of an economical combination of staff resources and contract awards. Because of appearance and conflict of interest issues (see below), the court system is less able to rely on staff resources and must rely more heavily on contract awards or a conscription system should these responsibilities be shifted. Thus, the cost to the state would increase from current levels.

Prior to 1987, the court system was able to conscript private sector attorneys to represent parties in some of these types of cases at very low hourly rates which did not even compensate most attorneys for their overhead expenses. This onerous system was discontinued in 1987, and the court must now pay market value for attorney services in cases in which attorneys are appointed through conscription. [See DeLisio v. Ak. Superior Court, 740 P.2d 437 (Alaska 1987).] Thus, current costs of the court system's administration of an appointment system would be vastly in excess of pre-1987 years.

One positive result of the OPA-administered contract and staff system has been the provision of a higher quality of legal services by attorneys and others who have been able to develop expertise in the types of cases currently

assigned to OPA. This quality improvement translates into cost savings, in that poor representation can be linked with a greater number of case appeals, longer court proceedings (with inexperienced or unprepared counsel), and a greater number of billing hours from attorneys and others who do not bring with them a base level of knowledge and experience in these types of cases. Staff and contract professionals who have the interest and expertise to provide efficient, correct representation will cost the State of Alaska less than representation obtained through a conscription system administered by the courts.

Conflict of interest issues

The court system is the branch of government charged with providing a just and impartial forum for the resolution of disputes. In support of this mandate, the rules of court specifically prohibit any court employee from engaging in the practice of law in any of the courts of this state (Administrative Rule 2). An obvious difficulty is created when one of the interested parties in a court action is represented by an employee of the court system. Even if actual collusion does not occur, parties to proceedings may lose faith in the court's ability to be impartial as a result of the appearance of impropriety created by such a relationship. This problem is exacerbated by the small size of the Alaska Court System, which makes a perception that there is a firm differentiation between functions unlikely.

If the court system provides representation using only contract and conscripted personnel (except for staff administrative personnel to manage the program), costs to the State will increase as discussed above.

Separation of power issues

The Constitution of the State of Alaska creates three separate and distinct branches of government. The court system is devoid of advocacy functions, so that the integrity and impartiality of the system can be carefully preserved and the public's faith in the ability of the court to resolve disputes fairly is not placed in jeopardy. If OPA functions are shifted to the court, this careful separation begins to deteriorate.

Alaska Court system

Fiscal Analysis of \$49, \$64 and \$69

SE 99

Personal Services

	<u>Salary</u>	<u>Benefits</u>	<u>Total</u>
Administrative Assistant, 16A, Anchorage, permanent full-time	35,340	13,991	49,331
Accounting Clerk, 10A, Anchorage, permanent full-time	24,012	10,998	35,010
Total Personal Services			84,341

Contractual

Professional services - contract attorneys (\$100 to \$125 an hour) and guardian ad litem (\$30 an hour)

<u>Case Type</u>	<u>Estimated</u>				
	<u># of Cases</u>	<u>Hours a Case</u>	<u>Hourly Rate</u>	<u>Total Cost</u>	
Custody	60	30	\$87	\$156,600	
Custody by state	30	40	87	104,400	
Adoption	5	10	100	5,000	
Emanicipation	5	5	100	2,500	
Mental health - minors	110	10	83	91,300	359,800

Equipment (one-time)

Equipment for new employees (desk, chair, filing cabinets, typewriter, computer terminal and calculator)

	<u>5,000</u>
Total	<u>\$449,141</u>

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

11
B Bill Version: SB 99
(S) Publish Date: 2/5/93

Revision Date: _____ Dept. Affected: Health and Social Services
Title: An act relating to the improvement of state finances...sec. 67-68 BRU: Medical Assistance
Sponsor: _____ Component: Medicaid Non Facility
Requestor: _____ COMPONENT SERIAL NO. 0229

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	35.4 *	40.2	43.0	48.2	53.2	58.2
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	35.4 *	40.2	43.0	48.2	53.2	58.2

CAPITAL						
REVENUE FUND SOURCE						

FUNDING:

(Thousands of Dollars)

1002 Federal Receipts	17.7 *	20.1	21.5	24.1	26.6	29.1
1003 GF Match	17.7 *	20.1	21.5	24.1	26.6	29.1
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	35.4 *	40.2	43.0	48.2	53.2	58.2

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$0.0

ANALYSIS: (Attach a separate page if necessary)

See attached for more.

*The fiscal impact of this bill has not been considered within the Governor's original FY94 budget. An adjustment may be included as a budget amendment after further consideration.

Prepared by: Kimberly B. Busch, Director *Kim Busch*
Division: Medical Assistance

Phone: 907-465-3355
Date: 1/13/93

Approved by Commissioner: Theodore A. Mala, MD, MPH *Theodore Mala*
Agency: Department of Health and Social Services

Date: 1/13/93

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Fiscal Note Analysis continuation

An Act relating to the improvement of State financing through reduction of operating costs.

The Division of Family and Youth Services currently pays a direct monthly subsidy to adoptive parents of hard-to-place children. A hard-to-place child is a child who is not likely to be adopted or to obtain a guardian by reason of physical or mental disability, emotional disturbance, recognized high risk of physical or mental disease, age, membership in a sibling group, racial or ethnic factors, or any combination of these.

The monthly subsidy is considered a reimbursement for costs of supporting hard-to-place children. AS 25.23.190 provides for continuation of the subsidy if necessary to assure placement of a hard-to-place child. The subsidy covers many ongoing maintenance costs including, food, shelter, clothing, school supplies, recreation and transportation costs, counseling or other types of therapy, as well as medical costs.

The bill would authorize Alaska to add the Medicaid option to provide medical coverage for state-subsidized adoptive children who are not otherwise eligible for Medicaid. Medicaid would then pay for these children's medical needs eliminating the need for the DFYS payments to cover those medical costs in their subsidies, and accessing federal Medicaid funding available to the state at a 50 percent match rate.

Future subsidy agreements for hard-to-place children will allow for the Medicaid coverage available under the bill. Subsidy agreements already in force, however, do not provide for an offset for the cost of medical care that may be paid under the bill. For this reason the fiscal note only considers the coverage available for future adoptions of hard-to-place children with special medical needs.

The experience under the program shows that the number of new subsidy agreements have begun to lessen. For FY91 new agreements for children with special medical needs totaled 46. After FY92 there have been 14 placements that have special medical needs. The projected number of special needs placements and the associated medical cost is anticipated to show only slight growth in future years.

A December 1992 review of DFYS files established a FY 93 base year average medical cost per child of \$2,400. The current medical inflation rate of 5.5% is assumed to continue. These costs for future placement of special medical need children and the federal offset available under the bill are shown in the table on the following page.

Calculation of Medical Costs for New Placements under the Bill
and
Anticipated Federal Revenue to Offset General Fund Spending.

	New Place- ments	X	Base Year Medical Cost	X	Medical Infla- tion Rate	=	Total Annual Medical Costs	÷ 2 =	New Federal Revenue & GF Offset
FY 94	14	X	\$2,400	X	1.055	=	\$35,448	÷ 2 =	\$17,724
FY 95	16	X	\$2,400	X	1.055	=	\$40,512	÷ 2 =	\$20,256
FY 96	17	X	\$2,400	X	1.055	=	\$43,044	÷ 2 =	\$21,522
FY 97	19	X	\$2,400	X	1.055	=	\$48,108	÷ 2 =	\$24,054
FY 98	21	X	\$2,400	X	1.055	=	\$53,172	÷ 2 =	\$26,586
FY 99	23	X	\$2,400	X	1.055	=	\$58,236	÷ 2 =	\$29,118

Cross ref: Fiscal note by the Div. of Family and Youth Services

FISCAL NOTE

No. 12

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: SB 99

(S) Publish Date: 2/5/93

Revision Date: _____ Dept. Affected: Health and Social Services
 Title: An act relating to the improvement BRU: PURCHASED SERVICES
of state finances....Sec. -68 Component: FOSTER CARE
 Sponsor: _____
 Requestor: _____ COMPONENT SERIAL NO. 0252

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	-35.4 *	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS						
TOTAL OPERATING	(35.4) *	0.0	0.0	0.0	0.0	0.0
CAPITAL						
REVENUE FUND SOURCE						

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	(35.4) *	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	(35.4) *	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$0.0

ANALYSIS: (Attach a separate page if necessary)

See attached analysis for more.

These sections are covered by this fiscal note and analysis. *The fiscal impact of this bill has not been considered within the FY94 budget, but will be included in the budget amendment process.

Prepared by: Deborah R. King
 Division: FAMILY & YOUTH SERVICES

Phone: 465-3191
 Date: 1/13/93

Approved by Commissioner: Theodore A. Mala, MD, MHB
 Agency: Department of Health and Social Services

Date: 1/15/93

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Fiscal Note Analysis continuation

An Act relating to the improvement of State financing through reduction of operating costs.

The Division of Family and Youth Services currently pays a direct monthly subsidy to adoptive parents of hard-to-place children. A hard-to-place child is a child who is not likely to be adopted or to obtain a guardian by reason of physical or mental disability, emotional disturbance, recognized high risk of physical or mental disease, age, membership in a sibling group, racial or ethnic factors, or any combination of these.

The monthly subsidy is considered a reimbursement for costs of supporting hard-to-place children. AS 25.23.190 provides for continuation of the subsidy if necessary to assure placement of a hard-to-place child. The subsidy covers many ongoing maintenance costs including, food, shelter, clothing, school supplies, recreation and transportation costs, counseling or other types of therapy, as well as medical costs.

The bill would authorize Alaska to add the Medicaid option to provide medical coverage for state-subsidized adoptive children who are not otherwise eligible for Medicaid. Medicaid would then pay for these children's medical needs eliminating the need for the DFYS payments to cover those medical costs in their subsidies, and accessing federal Medicaid funding available to the state at a 50 percent match rate.

Future subsidy agreements for hard-to-place children will allow for the Medicaid coverage available under the bill. Subsidy agreements already in force, however, do not provide for an offset for the cost of medical care that may be paid under the bill. For this reason the fiscal note only considers the coverage available for future adoptions of hard-to-place children with special medical needs.

The experience under the program shows that the number of new subsidy agreements have begun to lessen. For FY91 new agreements for children with special medical needs totaled 46. After FY92 there have been 14 placements that have special medical needs. The projected number of special needs placements and the associated medical cost is anticipated to show only slight growth in future years.

A December 1992 review of DFYS files established a FY 93 base year average medical cost per child of \$2,400. The current medical inflation rate of 5.5% is assumed to continue. Medical costs for FY94 are calculated to be 35.4. (14 placements x \$2,400 x 1.055 medical inflation rate = \$35,448.) There will be a one time transfer of funding for medical costs associated with subsidized adoptions.

FISCAL NOTE

No. 9

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: SB 99

(S) Publish Date: 2/5/93

Revision Date: _____
Title: An act relating to the improvement
of state finances... sec. 65
Sponsor: Rules Committee
Requestor: Governor

Department Affected: Environmental
Conservation
BRU: see attachment
Component: _____

COMPONENT SERIAL NO. attached

EXPENDITURES/REVENUES:

(Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES	62.3	36.6	36.6	36.6	36.6	36.6
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	2.0	2.0	2.0	2.0	2.0	2.0
SUPPLIES	1.0	0.5	0.5	0.5	0.5	0.5
EQUIPMENT	10.0	0.0	0.0	0.0	0.0	0.0
LAND&STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	75.3	39.1	39.1	39.1	39.1	39.1

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

REVENUE						
FUND SOURCE: 1005		700.0	703.0	704.0	707.0	710.0

FUNDING:

1002 FEDERAL RECEIPTS	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF MATCH	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	75.3	0.0	0.0	0.0	0.0	0.0
1005 GF/PROGRAM RECPT	0.0	39.1	39.1	39.1	39.1	39.1
1006 GF/MHTLA	0.0	0.0	0.0	0.0	0.0	0.0
OTHER		0.0	0.0	0.0	0.0	0.0
TOTAL	75.3	39.1	39.1	39.1	39.1	39.1

POSITIONS:

FULL-TIME	1.5	1.0	1.0	1.0	1.0	1.0
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$ NONE

ANALYSIS: (Attach a separate page if necessary.)

see attachment

Prepared by: Christine Underwood, Administrative Officer
Division: Administrative Services

Phone: 465-5010
Date: 1/13/93

Approved by Commissioner: Janice Adair, Assistant Commissioner
Agency: Department of Environmental Conservation

Date: 1/13/93

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

Rev. 12/92

FN: DEC
Sec. 65 & 66

Page 1 of 1

Analysis - Department of Environmental Conservation

Projected Revenues/Program Receipts from expanded authority to collect user fees:

Since these proposals would have to be implemented through the adoption of regulations, there would be no program receipts realized until FY95. In future fiscal years, DEC would like to see a funding source shift from general funds to program receipts.

BRU ENVIRONMENTAL HEALTH

Sanitation Component (#650)

Program receipt authority to collect fees for sanitation permits would generate an estimated 11.6 in revenue. The type of facilities affected include: swimming pools, spas, daycare/preschools, public accommodations, campgrounds, hotel/motels, liquor stores, barber/beauty shops, public toilets, showers, laundromats, and compressed air providers.

Palmer Lab Component (#651)

Revenue from pesticide product registration and drinking water lab certification and training is estimated to be 155.0.

BRU SPILL PREVENTION AND RESPONSE

Program Development Component (#1814)

The Department would be authorized to collect fees from businesses which are required to report information about hazardous substances to the State Emergency Response Commission under SARA Title III [42.U.S.C. 11001-11050]. Projected revenues raised through such a fee structure will depend on its design. The final fee structure would be established by regulation after further study. Estimated program receipts start at 5.0 for FY95 and increase to 15.0 in FY99. Personal services would need an increase in FY94 of 25.7 for a 0.5 FTE, Regulations Specialist II to promulgate the needed regulations under the auspices of the Department's paralegal in the Commissioner's Office.

BRU ENVIRONMENTAL QUALITY

Wastewater and Water Treatment Component (#1426)

Estimated receipt of 37.5 for subdivision plan reviews.

Hazardous Waste Management (#1427)

For the one permit issued, 50.0 is estimated in program receipts. An estimated one or two facility sitings per year would generate approximately 15.0 in revenue.

Water Quality Management Component (#645)

For the 401 permits issued, 30.7 is estimated in program receipts.

Solid Waste Management Component (#1427)

By placing a surcharge on each ton of waste 375.0 in program receipts is expected.

Monitoring and Laboratory Support (#643)

Drinking water certifications would generate 20.2 in program receipts.

OPERATING EXPENDITURES**Commissioner's Office Component (#633)**

A 0.5 FTE Regulations Specialist II (R-16) at a cost of 25.7 for FY94 only, would be needed to develop a fee structure and regulations for the Program Development Component of the SPAR Division. This position would also assist the Division of Environmental Quality in developing their needed regulations. An initial equipment cost of 5.0, .5 in supplies, and 1.0 in contractual services are anticipated position support costs.

Administrative Services Component (#635)

A FTE Accounting Clerk III (R-10) at an annual cost of 36.6 would be necessary to handle billing procedures and collection of the user fees. This position would begin in FY94 to aide in program development and recordkeeping procedures. An initial equipment cost of 5.0, .5 in supplies, and 1.0 in contractual services are anticipated position support costs.

Position Title Accounting Clerk III		No. of Positions 1	Range / Step 10	Org. Unit GGU
Time Status 1 FTE	Staff Months 12	Location Juneau		Election District II:3 S:B
TYPE OF EXPENDITURE		Amount		
Salary	24.7			
Benefits	11.9			
Premium Pay				
Other				
Total Personal Services	36.6	36.6		
Travel				
Contractual		1.0		
Commodities		.5		
Equipment		5.0		
Other				
Total Cost		43.1		
FUNDING SOURCE FOR TOTAL COST				
Federal Receipts	1002			
G.E. Match	1003			
General Fund	1004	43.1		
IA Receipts	1007			
CRP Receipts	1061			
Other	Program receipts			
<p>Justification</p> <p>An additional staff person is essential for receiving, recording, and depositing fees collected under the expanded user fee program. This position would also issue invoices, track receipts and reports on collections to program staff. During FY94, staff would aide in planning document flow and record keeping system/database.</p> <p>An initial expenditure for equipment, supplies and contractual services are anticipated position support costs.</p>				

**Request For
New Position**

AGENCY Department of Environmental Conservation

ORU Administration
Administrative Services

COMPONENT _____

FY 94

Page 2 of 2
Revised Date: _____

FISCAL NOTE

No. 10

Bill Version: SB 99

(S) Publish Date: 2/5/93

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Revision Date: _____
 Title: An act relating to the improvement
of state finances...sec. 60
 Sponsor: Rules Committee
 Requestor: Governor

Department Affected: Environmental
Conservation
 BRU: Environmental Quality
 Component: Air Quality Management

COMPONENT SERIAL NO. 1428

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES	0.0	1,618.0	1,962.2	2,235.4	1,572.8	1,572.8
TRAVEL	0.0	109.0	211.8	229.4	63.5	63.5
CONTRACTUAL	0.0	20.0	20.0	20.0	20.0	20.0
SUPPLIES	0.0	25.5	35.5	45.5	25.5	25.5
EQUIPMENT	0.0	109.5	22.5	20.0	0.0	0.0
LAND&STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS,CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	1882.0	2252.0	2550.3	1681.8	1681.8

CAPITAL						
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REVENUE						
FUND SOURCE: 1005	0.0	3747.1	4117.1	4421.8	3742.6	3742.6

FUNDING:

1002 FEDERAL RECEIPTS						
1003 GF MATCH						
1004 GF						
1005 GF/PROGRAM RECPT	0.0	1882.0	2252.0	2550.3	1681.8	1681.8
1006 GF/MHTIA						
OTHER						
TOTAL	0.0	1882.0	2252.0	2550.3	1681.8	1681.8

POSITIONS:

FULL-TIME	0.0	22.5	27.0	31.0	21.8	21.8
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$

ANALYSIS: (Attach a separate page if necessary.)
 see attachment

Prepared by: Christine Underwood, Administrative Officer
 Division: Administrative Services

Phone: 465-5010
 Date: 1/13/93

Approved by Commissioner: Janice Adair, Assistant Commissioner
 Agency: Department of Environmental Conservation

Date: 1/13/93

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

ATTACHMENT
DEC Analysis Section 66

Title V of the 1990 Clean Air Act(CAA) requires the US Environmental Protection Agency to develop a uniform, nationwide permitting program for selected sources of air contaminants. Congress also directed each state or local air management authority to develop and manage an approvable permit program under the direction of EPA. The executing regulations, presented in 40 CFR Part 70, establish specific criteria for an EPA-approvable local or state permitting program. This permit program (referred to as Title V permits) will provide an improved administrative framework to maintain healthful air in areas currently meeting federal air quality standards and to improve air quality in areas not meeting federal air quality standards.

The CAA mandates that permit fees cover both the direct and indirect costs of the mandated air quality program. Section 66 contains language necessary to the Department for expanded fee collection authority.

The fiscal note reflects additional operating expenses beginning FY95, which level off by FY99. These increased costs will bring in an estimated \$3,747.1 in program receipts in FY95, with the amounts varying until a stabilization point is reached near FY99. It is important to note that the fees collected will not exceed the total operational costs of the expanded air quality program mandated by the Federal CAA.

Based on a Permittee Search Project, between 425 and 450 Alaska sources will be required to obtain a Title V permit. There are currently 175 permitted sources within the State handled by less than 22 staff. Permitting staff will be charged with development and issuance of construction and operating permits. The Compliance Assurance Group is charged with the responsibility of assuring that all permitted sources within the State are in an optimal state of compliance. The Group will perform all facility inspections and reporting activities statewide, and will train inspectors. The Act requires each state to develop a Small Business Assistance Program (SBAP) to help small businesses comply with the complex provisions of the CAA. The primary focus of the SBAP will be to provide technical assistance to non-major sources subject certain provisions of the CAA. The Program Planning and Development Group is slated to review and comment on proposed federal regulations as they may apply to facilities in Alaska, revise Alaska's air quality control regulations as necessary to meet federal requirements, develop procedures to implement Alaska's regulations as well as provide guidance to permit applicants and the public. The Administrative Group will establish and maintain the complex cost recovery and permit fee tracking system. Accounting staff will assess, bill, and collect fees from permitted facilities. The Monitoring/Modeling Group will continue to review the ambient air quality demonstrations of complex permitting activities.

FISCAL NOTE

No. 8
 Bill Version: SB 99
 (S) Publish Date: 2/5/93

STATE OF ALASKA
 1993 LEGISLATIVE SESSION

Revision Date: _____ Dept. Affected: NATURAL RESOURCES
 Title: Act Relating to Financial BRU: Park & Recreation Management
Administration of State Government ... sec. 62.63, Component: Park Management
 Sponsor: _____ 71
 Requestor: _____ COMPONENT SERIAL NO. 0452

Expenditures/Revenues: (Thousands of Dollars)

	FY94	FY95	FY96	FY97	FY98	FY99
OPERATING						
PERSONAL SERVICES	38.2	19.0	15.0	15.0	0	0
TRAVEL						
CONTRACTUAL	27.0	15.0	12.0	12.0	0	0
SUPPLIES	10.8	6.0	5.0	5.0	0	0
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	76.0	40.0	32.0	32.0	0	0

CAPITAL						
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REVENUE FUND SOURCE	150.0 PR	200.0 PR	300.0 PR	400.0 PR	400.0 PR	400.0 PR
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FUNDING: (Thousands of Dollars)

	FY94	FY95	FY96	FY97	FY98	FY99
1002 Federal Receipts	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	76.0	40.0	32.0	32.0	0	0
1005 GF/Program Receipts	0	0	0	0	0	0
1006 GF/MHTIA	0	0	0	0	0	0
Other	0	0	0	0	0	0
TOTAL	76.0	40.0	32.0	32.0	0	0

POSITIONS:

	FY94	FY95	FY96	FY97	FY98	FY99
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 (FY93) impact: \$ _____

ANALYSIS: (Attach a separate page if necessary)

Please see attached Fiscal Analysis

Prepared by: Neil C. Johannsen Phone: 762-2600
 Division: Parks & Outdoor Recreation Date: 28 December 1992
 Approved by Commissioner: _____ Date: 1/5/93
 Agency: _____

FISCAL ANALYSIS

The state park fee program to be funded by this fiscal note consists of the design, construction, and installation of fee collection stations at approximately 44 locations in the state park system. Each fee station is estimated to cost \$4,000, including labor, supplies, and contractual expenses.

The fee stations would be installed in phases, over a four year period. Eighteen stations would be installed in FY94, and ten stations installed in FY95. Eight stations would be installed in both FY96 and FY97. First year costs include design and production of fee collection envelopes and annual pass decals, as well as design and production of standard drawings and plans for the fee stations. These one-time costs are estimated at \$4,000.

No new positions would be required by this legislation. Additional administrative and management costs would be absorbed by existing staff.

The estimate of revenue to be produced by this bill is based on visitation records for selected park units, as well as financial records for the existing camping fee program. In the fourth year of implementation, this new fee program is expected to generate annual revenues of approximately \$400,000. Potential revenues to the state from this program exceed the state's costs in each year of the four year implementation period. In subsequent years, these user fees would help offset increased park maintenance and operating costs as well as possible general fund budget reductions. The net financial effect of this program would be positive, with fee revenues greater than operating costs.

FISCAL NOTE

No. 15

STATE OF ALASKA
1993 LEGISLATIVE SESSION

Bill Version: SB 99
(S) Publish Date: 2/5/93

Revision Date: _____ Dept. Affected: Public Safety
 Title: An act relating to the improvement BRU: Alaska Police Standards Council
state Finances ... sec. 47 Component: Alaska Police Standards Council
 Sponsor: Rules
 Requestor: Governor COMPONENT SERIAL NO. 519

EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL						
REVENUE FUND	8.5	8.9	9.4	9.8	10.3	10.9
SOURCE: 1005						

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY 93) impact: \$ None

ANALYSIS: (Attach a separate page if necessary.)

See attached.

Prepared
1/13/93 Prepared By: Jack W. Wray Phone: 465-4378
 Division: Alaska Police Standards Council Date: 1/13/93
 Approved by Commissioner: *Richard L. Burton* Date: 1/13/93
 Agency: Richard L. Burton Dept. of Public Safety

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FN. Public Safety
Sec. 47, 50-58, 70

Department of Public Safety
Fiscal Note Analysis
Lawlog 93-0020
Page 2 of 2

Passage of this legislation will allow the Council to amend their regulations to include a fee schedule for the issuance of police, probation, parole, and correctional officer certificates and police and correctional instructor certificates.

Estimated revenue amounts are based on the Council's issuance of 170 non-State employee police, probation, parole and correctional officer certificates and police and correctional instruction certificates during FY 92. Charge per certificate is calculated at \$50.00 per certificate and the yearly increase in revenue is based on a 5% population increase and a corresponding increase in number of officers and instructors.

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

No. 14

Bill Version: SB 99

(S) Publish Date: 2/5/93

Revision Date: _____ Dept. Affected: Public Safety
 Title: An act relating to the improvement BRU: Motor Vehicles
of state finances...Sec. 50-58, 70 Component: Field Services
 Sponsor: Rules
 Requestor: Governor COMPONENT SERIAL NO. 502

EXPENDITURES/REVENUES: (Thousands of Dollars) (inflation not included)

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	60.0	60.0	60.0	60.0	60.0	60.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	60.0	60.0	60.0	60.0	60.0	60.0

CAPITAL						
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REVENUE FUND SOURCE: 1005	2750.4	2750.4	2750.4	2750.4	2750.4	2750.4
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	60.0	60.0	60.0	60.0	60.0	60.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	60.0	60.0	60.0	60.0	60.0	60.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY 93) impact: \$ none

ANALYSIS: (Attach a separate page if necessary.)
SEE ATTACHED

Prepared By: Charles R. Hosack Phone: 269-5559
 Division: Motor Vehicles Date: 1/13/93
 Approved by Commissioner: *Richard L. Burton* Date: 1/13/93
 Agency: Richard L. Burton Dept. of Public Safety

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This fiscal note will address only those sections that have an impact on the Division of Motor Vehicles. Each section's impact will be addressed separately below and the cover sheet will reflect a summary of the total impact of all sections.

SECTION 50

This is a technical amendment to reflect the current computer technology in use. The Department of Public Safety uses a relational database in the Alaska Public Safety Information Network (APSIN). With this type of database there is no separate file or database that could be called "the vehicle register". The creation of such a list for sale to user has historically been done for more than 20 years and this amendment clarifies this sale as an electronic service. This protects over \$100,000 in revenue from those vendors who argue that this list should be provided at no charge. There is no fiscal since this amendment clarifies the current situation.

SECTION 51

This section allows the Division to design special plates and charge a one-time fee of \$30.00 for their issuance. This is similar to the existing fee structure for personalized plates and these fees would be in addition to the normal registration fees and taxes. This analysis assumes that 10,000 plates would be issued annually.

Contractual cost - 10,000 plates @ \$6	\$60,000
Revenue - 10,000 plate fees @ \$30	\$300,000

SECTION 52

This section would place Alaska in compliance with uniform federal regulatory guidelines for the issuance of handicap plates. These standards limit the plates and the use of special parking places to those persons with mobility handicaps. Current Alaska law allows those with other than mobility handicaps to obtain the plates. Revenue estimates are based on the assumption that 15% or 480 of the 3200 persons with these plates would not qualify and would have to pay regular fees.

Revenue - 480 registrations @ \$35	\$16,800
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SECTION 53

This amendment closes a loop hole in the current law that allows dealers to misuse the dealer plate and prevents further loss of revenue. Since only one dealer was known to have misused the plates the additional revenue will be negligible.

SECTION 54

This amendment takes away the authority to issue vehicle titles to mobile homes. In almost all cases the mobile homes are permanently mounted in trailer parks and should be classed as real property. A title is usually only required when the mobile home is financed because the banks feel getting a vehicle title is easier than filing a UCC lien or a real property lien. Since the title is optional the division usually cannot guarantee ownership since there is no clear chain of documents normally associated vehicle ownership. There would be a small loss of revenue from the approximately 150 titles issued each year.

Revenue - 150 title and lien fees @ \$10 (\$1,500)

SECTION 55

This amendment improves efficiency by removing ambiguity associated with senior citizen exemptions and eliminating associated problems. Many senior citizens buy and sell several vehicles during the year and try to claim exemptions on each one. The statute only allows one exemption per year. There is no fiscal impact.

SECTION 56

Historically only 25-30% of vehicle owners use the mail to renew vehicle registrations. The remainder, over 300,00, come in person to a DMV office adding to the long lines when there is no need to do so. This section charges an additional \$10 for those who do not use the mail service. This approach was taken over giving a discount to those who use the mail because it is a revenue generator rather than a revenue loss. It places the cost directly on those who are creating the efficiency loss. Even with this incentive it is estimated that 200,000 owners will still come in person to renew their vehicles.

Revenue - 200,000 @ \$10 \$2,000,000

