

ALASKA LEGISLATURE COMMITTEE FILES 1995-1996 8672

8859 SENATE HEALTH EDUCATION & SOCIAL SERVICES



Detective Dawn Augustus, Class of 1985

## ADMISSIONS

Enrollment is limited to thirty persons; applications are processed on a first-come, first-served basis. Applicants to the 17 week University Certificate Program must submit a high school transcript showing graduation or passing GED scores. All participants are required to meet admission requirements of the Alaska Public Safety Academy which include a thorough background check, a valid driver's license, and minimum physical requirements. There is no minimum age requirement but applicants are advised of the age 21 minimum hiring standard of law enforcement agencies.

All application materials, including requests for housing and financial aids, are handled through the University of Alaska Southeast, Sitka Campus. For an application packet or additional information write or call:

ADMISSIONS AND RECORDS  
 UNIVERSITY OF ALASKA SOUTHEAST,  
 SITKA CAMPUS  
 1332 SEWARD AVENUE  
 SITKA, AK 99835  
 907-747-6653

### Notice of Nondiscrimination

The University of Alaska Southeast does not discriminate in employment, admission, or access to or participation in its programs, activities or services on the basis of race, color, age, sex, national origin, handicap or other basis as prohibited by applicable state and federal laws and regulations including Title IX of the Education Amendments of 1972 (sex) and Section 504 of the Rehabilitation Act of 1973 (handicap). Inquiries regarding the application of the laws and regulations may be directed to: Title IX Coordinator, University of Alaska Southeast, Telephone (907) 747-6611, or to the Office for Civil Rights, U.S. Department of Education, Seattle, Washington.

There is no minimum age requirement for applicants and advised of the age 21 minimum

University of Alaska Southeast  
 Sitka Campus  
 332 Seward Avenue  
 Sitka, Alaska 99835-9498



Officer Jeff Johnson, Class of 1988



Law  
 Enforcement  
 Training  
 Program

University of Alaska Southeast  
 and Alaska Public Safety Academy

## Course Descriptions

### Week 1-6 (Optional)

#### Written Communication for Law Enforcement

Completes the requirements of college-level composition, with basic writing exercise and classroom discussion based on the particular demands of the law enforcement profession.

#### Oral Communication for Law Enforcement

The unique communication situations faced by law enforcement officers are covered, including interpersonal, small group, and public communication skills.

### Week 7-17 (Required)

#### Criminal Investigation

Course covers physical evidence and crime scene investigation, drug identification and case procedures, arson, sex crimes, fingerprinting, and investigation practices.

#### Criminal Justice

Specific instruction is provided in the organization, jurisdiction, and role of the Alaska Criminal Justice System, the District Attorney's office and the Public Defender's office. The special role of juveniles is included.

#### Physical Training

Course covers physical conditioning, physical methods of arrest, baton, and cold water survival.

#### Police Procedures

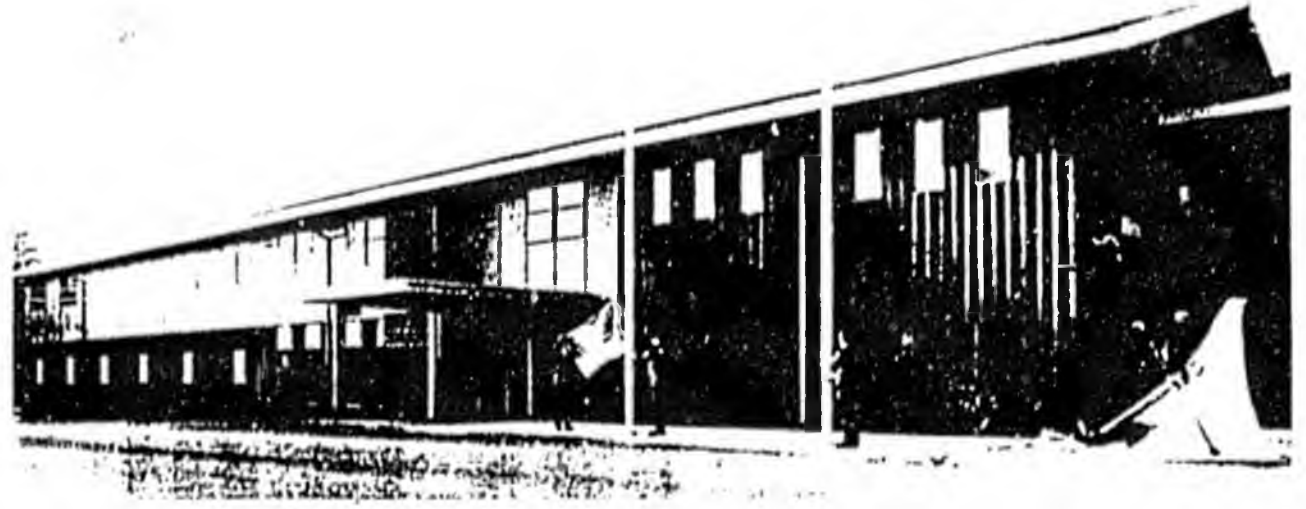
Course covers a variety of disciplines including report writing, interviews and interrogation techniques, rules of evidence, substantive law, shooting, security checks, domestic disputes, and related topics.

#### Procedural Law

A statutory law course covers individual rights, constitutional safeguards, evidence. Constitutional issues such as search and seizure, 5th amendment and 14th amendment are studied.

#### Traffic Law Enforcement

Course covers preparation of D.W.I. Enforcement, drinking drivers and driving, the D.W.I. Statute, issues and defenses, pharmacology and toxicology, theory and operation of the intoximeter, courtroom testimony, and case preparation. Accident investigation techniques and field exercises are included.



Alaska Public Safety Academy, Sitka, Alaska

□ **THE PROGRAM...**The Law Enforcement Program is a seventeen-week program offered cooperatively by the University of Alaska and the Alaska Public Safety Academy. The training is accredited by the University and meets training requirements of the Alaska Police Standards Council and the National Park Service for seasonal rangers.

□ **EMPLOYABILITY...**When you have successfully completed the Law Enforcement Program, you will be qualified to seek employment in a wide variety of law enforcement settings—municipal and village police departments, the National Park Service, and various other public and private agencies both in Alaska and elsewhere. Although employment is not guaranteed by the program, 63 percent of our graduates are currently working in Alaska as law enforcement personnel. Additional numbers have found professional employment outside Alaska and with Federal agencies.

□ **TRAINING OPTIONS...**The seventeen-week program is divided into a six week and an eleven week segment. During the first six weeks you will complete training in written & oral communications for law enforcement officers. During the final eleven weeks you will complete criminal justice classes and physical training.

You may choose to attend either the full 17-week program or to attend only the final 11-week segment. Successful completion of either program meets requirements of the National Park Service and Alaska Police Standards Council. The University of Alaska Southeast Law Enforcement Certificate is awarded only to those who complete the 17-week program with passing grades in all classes and a minimum overall grade point average of 2.0. The full 17-week program is essential to the overall success of many students who need preparation in communications, computer, and study skills, as well as a 'head start' on physical conditioning.

□ **HOUSING...**Comfortable housing and a meal plan are provided at the Alaska Public Safety Academy in Sitka. Residency at the Academy is optional during the first six weeks but mandatory for all participants during the final eleven weeks.

\*Students who have satisfactorily completed college English and speech may request transfer of credit rather than attending the first six weeks of the program.

**SB**

**58**

# SENATOR LOREN LEMAN

Northwest Anchorage

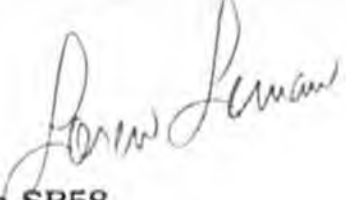
716 W 4th Ave, Ste 540, Anchorage AK 99501 258-8189

Session: State Capitol, Juneau Al 99801 465-2095

## MEMORANDUM

TO: Senator Lyda Green, Chairman  
Health, Education, and Social Services Committee

DATE: February 6, 1995

FROM: Senator Loren Leman 

RE: Request for hearing on SB58  
Industrial Hygiene Title Protection

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Please schedule a hearing for SB58 at your earliest convenience.

SB58 provides title protection to the profession of Industrial Hygiene. It does not restrict the practice of industrial hygiene, so long as the individual does not use the titles, initials, or represent herself/himself to the public as an Industrial Hygienist. This bill allows only those meeting certain criteria to call themselves Certified Industrial Hygienist (CIH).

## SPONSOR STATEMENT SB58

I introduced SB58 at the request of members of the Midnight Sun Section of the American Industrial Hygiene Association (AIHA). According to this organization 15 people in the state are presently certified industrial hygienists.

AIHA recommends and supports adoption of legislative and regulatory language to provide "title protection" to the profession of Industrial Hygiene. Title protection defines titles and definitions used by the profession, establishes its legal recognition and protects Industrial Hygiene (IH) titles. These titles may be used only by those who meet the criteria outlined in the definitions.

An individual who does not meet IH criteria may practice within the scope of the meaning of industrial hygiene, so long as the individual does not use the title, initials, or represents herself/himself to the public as an Industrial Hygienist, Industrial Hygienist in Training (IHIT), or Certified Industrial Hygienist (CIH).

According to the AIHA., California, Illinois and Tennessee have already passed similar legislation. Many other states are considering industrial hygiene title protection legislation.

SENATE BILL NO. 58

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY SENATOR LEMAN

Introduced: 2/1/95

Referred: HES, L&C

A BILL

FOR AN ACT ENTITLED

1 "An Act restricting the use of the title 'industrial hygienist' and related titles and  
2 initials."

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

4 \* Section 1. AS 45.50.471(b) is amended by adding a new paragraph to read:

5 (38) violating AS 45.50.477(a) - (c).

6 \* Sec. 2. AS 45.50 is amended by adding a new section to read:

7 Sec. 45.50.477. USE OF TITLES RELATING TO INDUSTRIAL HYGIENE.

8 (a) A person may not use the title "industrial hygienist," the initials "I.H.," another  
9 term that includes the phrase "industrial hygiene" or similar words, or represent to the  
10 public that the person is an industrial hygienist, unless the person has a baccalaureate  
11 or graduate degree in industrial hygiene, biology, chemistry, engineering, physics, or  
12 a closely related physical or biological science from a college or university accredited  
13 by a national or regional accreditation association recognized by the Council on  
14 Postsecondary Accreditation and has acquired competence in industrial hygiene through

1 special studies sufficient to provide the person with the ability and competence to

2 (1) anticipate and recognize the environmental factors and stresses  
3 associated with work and work operations and to understand their effects on people  
4 and their well-being;

5 (2) evaluate, on the basis of training and demonstrated work experience  
6 and with the aid of quantitative measurement techniques, the magnitude of the factors  
7 and stresses identified under (1) of this subsection in terms of their ability to impair  
8 human health and well-being; and

9 (3) prescribe methods to prevent, eliminate, control, or reduce the  
10 factors and stresses identified under (a) of this subsection when necessary to alleviate  
11 their effects.

12 (b) A person may not use the title "industrial hygienist in training," the initials  
13 "I.H.I.T.," another term involving the phrase "industrial hygiene" or a variation of  
14 those words, or represent to the public that the person is an industrial hygienist in  
15 training, unless the person is certified as an industrial hygienist in training by the  
16 American Board of Industrial Hygiene.

17 (c) A person may not use the title "certified industrial hygienist," the initials  
18 "C.I.H.," another term involving the phrase "industrial hygiene" or a variation of those  
19 words, or represent to the public that the person is a certified industrial hygienist  
20 unless the person is certified as a certified industrial hygienist by the American Board  
21 of Industrial Hygiene.

22 (d) A state or local government agency may not prohibit or restrict the practice  
23 of industrial hygiene by a qualified individual who complies with this section except  
24 to the extent that a state statute allows the agency to regulate a specific activity that  
25 may be included in the practice of industrial hygiene.

26 (e) In this section, "industrial hygiene" means the science and practice devoted  
27 to the anticipation, recognition, evaluation, and control of environmental factors and  
28 stresses arising in or from the workplace that may cause illness, impaired health or  
29 well-being, or significant discomfort among workers and may also affect persons  
30 outside the workplace.

# Midnight Sun Section, AIHA

3605 Arctic No. 2591  
Anchorage, Alaska 99503

## Section Officers:

### Past President:

L. A. Shookman, CIH  
BP Exploration  
P.O. Box 196612  
Anchorage, AK  
99519-6612  
(907) 659-4470

### President:

Martin H. Finkel, CIH  
Environmental Safety  
and Health of Alaska  
4057 E. 20th, No.E-62  
Anchorage, AK 99508  
(907) 333-0012

### Vice President:

Steve Findlay, CIH  
ARCO Alaska, Inc.  
P.O. Box 100360  
Anchorage, AK  
99510-0360  
(907) 265-6322

### Secretary:

Gary Bledsoe  
State of Alaska  
Epidemiology  
P.O. Box 240249  
Anchorage, AK  
99524-0249  
(907) 561-4406

### Treasurer:

Kim Arlington  
Alaska Pipeline  
Service Company  
1835 S. Bragaw St.  
Anchorage, AK 99512  
(907) 265-8209

Senator Loren D. Leman  
P.O. Box 190733  
Anchorage, AK 99519-0773

Dear Senator Leman:

Thank you for taking the time to consider sponsoring the Industrial Hygiene Title Registration Act. This will summarize the issues and introduce you to our organization.

The Midnight Sun section of the American Industrial Hygiene Association (AIHA) is comprised of members of the industrial hygiene community in Alaska, as well as persons interested in health and safety issues. National AIHA has over 11,000 members in 78 sections, including the Midnight Sun section here in Alaska. An accompanying brochure will describe AIHA in greater detail.

We wish for the State to recognize our profession by enacting the Title Registration Act. Industrial hygiene professionals can be a resource for the legislature in delving into health and safety issues affecting the workplace in any future legislation, and we want you to be aware that we exist and can be of service to you.

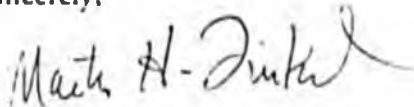
We want to ensure that State and local agencies do not "write us out" of our profession in any regulations that they may promulgate in the future. This almost happened in the past in other States, such as California, when a regulation covering asbestos abatement required the signature of specified professionals on any abatement plans; the agency involved did not know of the existence of industrial hygienists, and thus excluded our profession from performing our safety functions in California until legislative relief was had (a similar Title Registration bill).

We also have evidence that persons in Alaska without the credentials to do so, have represented themselves as CIHs (Certified Industrial Hygienists). When a business person contracts with a consultant, there should be a mechanism for assuring that business person that s/he is getting what is being paid for. In Alaska, today, anyone can call themselves an industrial hygienist or Certified Industrial Hygienist and there is no way to stop that person from doing so, even when found out!

These issues are not unique to Alaska. There is now a nation-wide push to enact similar legislation in all 50 States. Twenty-six States have either passed such bills or are considering them in their next session. The Midnight Sun section of AIHA hopes that Alaska will not be one of the last States to pass a Title Registration Act.

We hope that we have given you sufficient facts upon which to base a decision to sponsor this Act. If you need additional information, we will be only too happy to work with you, including travelling to Juneau during hearings, or arranging for a conference call with the National AIHA Government Affairs office.

Sincerely,

A handwritten signature in cursive script that reads "Martin H. Finkel". The signature is written in dark ink and is positioned above the typed name.

Martin H. Finkel, CIH  
President

## Protecting People

Industrial hygienists are scientists and engineers committed to protecting the health and safety of people in the workplace and the community. Industrial hygiene is considered a "science," but it is also an art that involves judgment, creativity and human interaction.

The goal of the industrial hygienist is to keep workers, their families, and the community healthy and safe. They play a vital part in ensuring that federal, state, and local laws and regulations are followed in the work environment.

Typical roles of the industrial hygienist include:

- Investigating and examining the workplace for hazards and potential dangers
- Making recommendations on improving the safety of workers and the surrounding community
- Conducting scientific research to provide data on possible harmful conditions in the workplace
- Developing techniques to anticipate and control potentially dangerous situations in the workplace and the community
- Training and educating the community about job-related risks
- Advising government officials and participating in the development of regulations to ensure the health and safety of workers and their families
- Ensuring that workers are properly following health and safety procedures

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**A Profession  
Dedicated to Protecting People  
in the Workplace and the Community**

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## Industrial Hygienists Work With The Issues That Concern Us All

Industrial hygienists deal with the health and safety challenges facing people everywhere. Typical issues include:

- Evaluating and controlling environmental lead exposure
- Indoor air quality (Sick Building Syndrome, second-hand tobacco smoke)
- Emergency response planning and community right-to-know
- Occupational disease (AIDS in the workplace, tuberculosis, silicosis)
- Potentially hazardous agents such as asbestos, pesticides and radon gas
- Cumulative Trauma Disorders (Repetitive Stress Injuries, Carpal Tunnel Syndrome)
- Radiation (electromagnetic fields, microwaves)
- Reproductive health hazards in the workplace
- Setting limits on exposure to chemical and physical agents
- Detection and control of potential occupational hazards such as noise, radiation and illumination
- Hazardous waste management

## Applying "Good Science" to Make the Workplace and Community Safe and Healthy

Industrial hygienists are devoted to achieving and maintaining high professional standards. To meet this goal, the American Board of Industrial Hygiene was created by the American Industrial Hygiene Association (AIHA) in 1961 to set standards and promote certification of industrial hygienists. Certified Industrial Hygienists (CIHs) are recognized for their expertise after fulfilling a rigorous qualification process including a two-day long examination. AIHA administers certification points through continuing education programs that help CIHs remain current on the many diverse issues addressed by industrial hygienists.

## AIHA: The Essential Source

AIHA is the source of information for industrial hygiene issues. Professionals working in occupational health and safety turn to the association to help them achieve their career goals and to bring together the common concerns of the profession. AIHA gives its members a voice so that the media, the government and the community are aware of the many occupational health and safety issues. AIHA also acts as the essential source for anyone who needs information on the topics that industrial hygienists work with, whether it be lead exposure, asbestos abatement or other issues that industrial hygienists face daily.

## AIHA is the Essential Source for:

- The best information about current trends in occupational and environmental health
- Educational and resource materials through technical publications and continuing education programs
- The latest scientific research and technology from AIHA's more than 30 technical committees
- Prestigious laboratory accreditation and proficiency testing programs for qualified laboratories

## AIHA Laboratory Accreditation Program: Committed to Quality

Laboratory accreditation from AIHA is a seal of approval that industrial hygiene labs testing for lead, asbestos, formaldehyde and other possible toxins are achieving and maintaining high levels of professional performance. AIHA's rigorous accreditation program examines labs on a variety of stringent criteria including lab facilities' personnel, equipment, quality assurance practices and analytical methods. Site visits of labs are conducted to verify compliance.

## A Diverse and Growing Membership

Founded in 1939, AIHA has grown to become the largest international association serving the needs of occupational and environmental scientists and engineers practicing industrial hygiene in industry, government, labor, academic institutions, and independent organizations. AIHA is a non-profit organization with more than 11,000 members and 78 local chapters. The members of AIHA are highly educated professionals; 98% of AIHA members are college graduates, 54% have master's degrees and 13% have doctoral degrees.

## The American Industrial Hygiene Conference & Exposition

AIHA cosponsors the American Industrial Hygiene Conference & Exposition, the largest occupational and environmental health meeting in the world. The annual conference draws more than 10,000 occupational health and safety experts from all over the globe to discuss and debate the latest issues in technical sessions, roundtables and forums. The conference, which includes a world-class exhibition, also enables industrial hygienists to study and advance their careers by offering an array of professional development courses.

### Also available from AIHA:

- "Is Lead a Problem in My House?" informational brochure
- CareerWorks educational pamphlet for those interested in an industrial hygiene career
- Information on AIHA's technical committees
- Professional Development information
- AIHA Publications and Information Catalog
- Information on the annual American Industrial Hygiene Conference & Exposition
- Employment Services for members and employers
- AIHA Membership information
- AIHA Laboratory Services information

For any of the above or additional brochures, contact AIHA Support Services.



AIHA  
*The Essential Source*

**American Industrial Hygiene Association**

2700 Prosperity Avenue, Suite 250, Fairfax, VA 22031

Tel: (703) 849-8888 • Fax: (703) 207-3561

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 58

Revision Date: \_\_\_\_\_  
 Title: Use of Title "Industrial Hygienist"  
 Sponsor: Senator Leman  
 Requestor: Senate HES

Department Affected: Labor  
 BRU: Labor Standards & Safety  
 Component: Occupational Safety and Health  
 COMPONENT SERIAL NO. 970

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

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL</b>						
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<b>CHANGE IN REVENUE FUND SOURCE #</b>						
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**FUNDING:** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipt						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY95) impact: \$ None

**ANALYSIS:** (Attach a separate page if necessary)  
 Senate Bill No. 58 would restrict the use of the title "industrial hygienist" and related titles and initials. The use of such titles would require college credentials and certification.

Prepared by: John A. Abshire, Director Phone: 269-4914  
 Division: Labor Standards and Safety Date: 2/8/95  
 Approved by Commissioner: Tom Cashen, Commissioner  
 Agency: Department of Labor Date: 2/8/95

**PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE**  
 For further distribution information call the Governor's Legislative Office

02/15/95

LEGISLATIVE TELECONFERENCE NETWORK SYSTEM

LTN1150

09:02:47

PARTICIPANT LIST (ALL PARTICIPANTS)

BY:ANC

TCN:50214

SCHEDULED FOR:02/15/95 09:00 TO 10:00

FOR:ANC

PUBLIC HEARING

SENATE HEALTH, EDUCATION & SOCIAL SERVICE

LOCATION: ANCHORAGE

SB 58

JEFF

CARPENTER

*Midnight Sun*

MIDNIGHT SUN

TESTIFY

SB 58

PENNY

GOODSTEIN

MIDNIGHT SUN

TESTIFY

SB 68

JACK

DOYLE

FOOD BANK OF AK TESTIFY

✓  
✓

WE HAVE ON LINE ALSO :

✓ ERIN TRIPPLER IN VIRGINIA  
FOR SB 58

**SB**

**59**

"An Act providing certain transition provisions regarding ch. 112, SLA 1994, relating to student loans; and providing for an effective date."

• **Section 1.** Notwithstanding sec. 11, ch. 112, SLA 1994, the Alaska Commission on Postsecondary Education may immediately proceed to adopt regulations under AS 44.62 (Administrative Procedure Act) necessary to determine an interest rate under secs. 2 and 4, ch. 112, SLA 1994, and to set an interest rate under those regulations, for a loan for which money is disbursed on or after July 1, 1995. The regulations may take effect before July 1, 1995.

• **Sec. 2.** Notwithstanding sec. 11, ch. 112, SLA 1994, the Alaska Commission on Postsecondary Education may immediately proceed to adopt regulations under AS 44.62 (Administrative Procedure Act) necessary to implement secs. 3 and 5, ch. 112, SLA 1994. The regulations may not take effect before July 1, 1995.

• **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).

9-LS0404A  
Ford  
1/11/95

**SENATE BILL NO.**

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

**NINETEENTH LEGISLATURE - FIRST SESSION**

**BY SENATOR PHILLIPS**

**Introduced:**

**Referred:**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to student loans; and providing for an effective date."

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

3 \* Section 1. The Alaska Commission on Postsecondary Education may immediately proceed  
4 to adopt regulations necessary to

5 (1) determine an interest rate applicable to a loan for which money is disbursed  
6 on or after July 1, 1995, required under AS 14.43.120(f), as repealed and reenacted in sec. 2,  
7 ch. 112, SLA 1994, and under AS 14.43.120(v), as enacted in sec. 4, ch. 112, SLA 1994; and

8 (2) implement AS 14.43.120(i), as amended by sec. 3, ch. 112, SLA 1994, and  
9 AS 14.43.122, as enacted by sec. 5, ch. 112, SLA 1994; regulations authorized by this paragraph  
10 may not take effect before July 1, 1995.

11 \* Sec. 2. This Act takes effect immediately under AS 01.10.070(c).

## BILL ANALYSIS

*Section 1.* The current interest rate of 8% for Alaska Student Loans is repealed effective July 1, 1995. Before the Commission can enter into student loans for the summer and 1995-96 terms, it must set an interest rate. This transitional language will allow the Commission to adopt regulations to implement the new interest rate under ch. 112, SLA 1994. In the absence of this authority, the Commission has been advised by the Department of Law that it will not be able to set the interest rate for money disbursed after July 1, 1995, and no new loans could be made. Under the Federal Truth in Lending law, student loan applicants must be informed of the interest rate at which they are borrowing money. The applications/promissory notes are printed each spring, and must be distributed before the summer 1995 term stating interest rate information. In order to meet the Commission's schedule for printing and distribution of loan packets for loans disbursed after July 1, 1995, the regulations must be adopted as early as possible.

*Section 2.* Provides transitional language to allow adoption of regulations to implement loans default procedures and consolidation of loans. Regulations under this section may not take effect until July 1, 1995.

*Section 3.* Provides for an immediate effective date of this Act.

# **ATTACHMENT ONE**

## **Letters of Interest**

\*\*\* ALASKA STUDENT LOAN CUSTOMER SERVICE QUESTIONNAIRE \*\*\*

INSTRUCTIONS: Check the number that best describes your response to the following questions. Please return to the Alaska Student Loan Program. No postage required. Thank you for your assistance.

	Unacceptable		Acceptable		Excellent
	1	2	3	4	5
1. Was your call answered promptly and courteously?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
2. How well did the representative you spoke with listen and understand your concerns?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
3. How well did the representative fulfill your needs?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4. How satisfied were you with the customer service you received?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>
5. How would you rate the overall service you have received from the Alaska Student Loan Program?	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input checked="" type="checkbox"/>



6. Please share your additional comments with us. In the early '90's, I had atrocious service from this sector. It appears to be excellent now.

OPTIONAL:

Name & Address: MARK Staple  
P.O. Box 240752  
Douglas AK 99824-0752

Social Security Number: 06048 3805

TELEPHONE: TEL

THANK YOU!!

8-15 doc (10/94)

# Alaska State Legislature

SENATOR  
MIKE MILLER  
P O Box 55094  
North Pole, Alaska 99705  
(907) 488-0862

Senate District Q



Senate

RECEIVED  
JAN 27 1995

Alaska Commission on  
Postsecondary Education

White in Juneau  
State Capitol  
Juneau, Alaska  
99801-1182  
(907) 465-4976

January 24, 1995

Dr. Joe L. McCormick  
Executive Director  
Ak Comm Postsecondary Ed  
3030 Vintage Blvd  
Juneau, Ak 99801-7109

Dear Dr. McCormick,

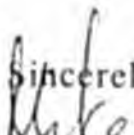
I appreciate your letter on behalf of the Alaska Commission on Postsecondary Education regarding the services your department provides and the staff contacts for this legislative session.

You were very helpful this past year in keeping us informed on the "status quo" regarding post secondary education.

My staff in the past have made numerous calls to your student loan personnel and have always found them to be helpful and prompt in response to our requests.

We look forward to working with you and your department once again this year.

Sincerely,

  
Mike Miller  
Senator

# STATE OF ALASKA

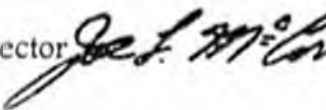
TONY KNOWLES, GOVERNOR

ALASKA COMMISSION ON POSTSECONDARY EDUCATION  
DIVISION OF STUDENT FINANCIAL AID

3030 Vintage Blvd.  
JUNEAU, ALASKA 99801-7109  
PHONE: (907) 465-2962  
FAX: (907) 465-5316

## MEMORANDUM

TO: All Alaska Commission on Postsecondary Education staff and  
Schools participating in the Alaska Student Loan Program

FROM: Dr. Joe L. McCormick, Executive Director 

SUBJECT: Bankruptcy Law Changes

DATE: January 17, 1995

As you know, the Alaska legislature passed Alaska Statute 14.43.125 (a) (5) which states, "A person may apply for and obtain a scholarship loan if the person has not, within the previous five years, had a scholarship loan discharged or written off by the commission for any reason." This became effective for Alaskans applying for Alaska Student Loans beginning with the 1994-95 academic year.

However, we recently became aware that Section 313 of the Bankruptcy Reform Act of 1994 (Public Law 103-394) added the following portion of paragraph (c) to section 525 of title 11, United States Code:

"(c)(1) A governmental unit that operates a student grant or loan program.....may not deny a grant, loan, loan guarantee, or loan insurance to a person that is or has been a debtor under this title or a bankrupt or debtor under the Bankruptcy Act, has been insolvent before the commencement of a case under this title or during the pendency of the case but before the debtor is granted or denied a discharge, or has not paid a debt that is dischargeable in the case under this title or that was discharged under the Bankruptcy Act."

"(2) In this section, 'student loan program' means the program operated under part B, D, or E of title IV of the Higher Education Act of 1965 or a similar program operated under State or local law." [Emphasis is mine.]

In other words, this new Federal Bankruptcy law says the Commission cannot deny an Alaska Student Loan to a person who has had a loan discharged in bankruptcy. The Office of the Attorney General has advised us that the Federal Bankruptcy law supersedes the new State law. Therefore, effective immediately, applicants will not be denied Alaska Student Loans if previous loans had been discharged as long as they meet other program requirements.

Please be aware that applicants will continue to be denied if their loan(s) had been written off within the previous five years for any reason other than bankruptcy; such as medical cancellations or settlement offers.



## Letter to the Commissioners January 1995

### New Commission Appointment

Patricia Hill, Vice President of the North Dakota Board of Higher Education, was appointed to serve on the WICHE Commission representing North Dakota. Many of you may have met Patricia at the December Commission meeting in Tucson. Congratulations and welcome Patricia. North Dakota's Commission representation is a model it shares with Utah: an individual from the state's board of higher education, a state legislator, and the state's chief higher education executive officer. In the past, other states have used this model.

### December Commission Meeting-Highlights

Audrey Alvarado (CO) was elected Chair for 1995 and Paul Page (NV) was elected Vice-Chair for 1995 (Chair-elect for 1996). Congratulations to both.

Executive Committee Members for 1995 were selected. Once standing committees have been discussed by the Executive Committee, new committee assignments will be determined.

Commissioners attending their first meeting included: Cheryl Frasca of Alaska, Chuck Ruch of Idaho, Joe Cox of Oregon, and Tad Perry of South Dakota.

### **Commission Action**

- Approved the project, "Models for Interstate/Interinstitutional Academic Degree Programs," to be undertaken jointly by the Student Exchange Program and the Western Cooperative for Educational Telecommunications, if funded.
- Approved the project, "Rural and Non-Rural Consumers' Priorities for Mental Health Services and Outcomes," to be carried out by the Mental Health Program, if funded.
- Approved an increase in the Comprehensive Health Care Benefit for staff in anticipation of a change in insurance carriers involving higher co-payments for staff and lower premium costs for WICHE.
- Approved the audit report for FY 1994 and retained the general fund reserve level at the minimum of \$200,000.

-over-

- Approved the development of a WICHE fact book that will contain comparative data for use in addressing policy issues in the region.
- Requested the Chair appoint an ad hoc committee of Commissioners to explore the options and structure of the relationship between the Mental Health Program and WICHE, in consultation with state mental health program directors.

The Commission continued work on identifying and discussing state priorities and WICHE's activities. As part of this work, a paired comparison survey was developed and completed by Commissioners to obtain a ranking of the Commissioners top priorities. Commissioners who were not able to attend the meeting are being surveyed; this information will be added to the data base. Commissioners also met in small groups to outline priority issues. The discussion and information will guide staff and Commissioners in setting future directions. Dick Jonsen has written a draft response regarding WICHE priorities that will be reviewed during an Executive Committee conference call meeting on February 7. The paper will eventually be distributed to all Commissioners.

The Commission discussed changing the meeting format, and asked that the officers and staff explore the feasibility of several ideas: 1) moving the meetings to a Thursday/Friday schedule, 2) having the Executive Committee meet a day earlier to handle administrative business, 3) having the standing committees meet simultaneously, 4) providing time for topical discussions, 5) scheduling visits to area campuses/state capitols, and 6) inviting local WICHE students to participate in the Commission meetings.

The Executive Committee will discuss many of these items via conference call before the June meeting.

#### Future Meetings

June 15-16, 1995	Thursday/Friday	Boulder, Colorado
December 1-2, 1995	Friday/Saturday	San Francisco, California
June 13-14, 1996	Thursday/Friday	Boulder/Denver, Colorado
December 6-7, 1996	Friday/Saturday	Albuquerque, New Mexico

#### In Memoriam

We received word that former WICHE Commissioner from Idaho, Martha Jones, died in November 1994. She served on the WICHE Commission from 1967 to 1985. If you would like to receive a copy of her obituary, please contact Marla Hamby (303/541-0204).

---

## Memorandum

TO: WICHE Commissioners  
FROM: Marla Hamby *Marla*  
DATE: January 5, 1995  
SUBJECT: New Commission Meeting Dates

At the December 1994 meeting, considerable interest was expressed in changing the Commission meetings from a Friday/Saturday format to a Thursday/Friday format. The site selection committee looked at the cost implications of this change, especially with respect to the "over Saturday night" airfare requirements. It was decided the best approach would be to alternate the formats for the next few meetings.

Future Commission meetings are as follows:

June 15-16, 1995	Thursday/Friday	Clarion, Boulder, Colorado
December 1-2, 1995	Friday/Saturday	Westin, San Francisco Airport, California
June 13-14, 1996	Thursday/Friday	Boulder/Denver, Colorado
December 6-7, 1996	Friday/Saturday	Albuquerque, New Mexico

Major revisions to the meeting schedule are being discussed as well. Suggested revisions will be presented to the Executive Committee for consideration during a conference call in January/February. Most recent plans call for the Executive Committee to meet early on the first day of the meeting. This will mean that Executive Committee members will need to arrive the night before the meeting. You may want to note this on your calendar.

We will keep you posted as decisions are made. If you have any questions, please call me 303/541-0204. Thanks.



**ALASKA COMMISSION  
ON  
POSTSECONDARY EDUCATION**

**LEGISLATIVE CONTACT SHEET**

**PHONE 465-6740**

**FAX 465-3293**

- \* Dr. Joe L. McCormick, Executive Director
- \* Gillian Hays, Executive Assistant (*Gillian*)
- \* Lisa Perkins, Legislative Intern

**FOR STUDENTS AND GENERAL PUBLIC:**

Mailing/Street Address (Juneau)

3030 Vintage Blvd.  
Juneau, AK 99801-7109

Main Telephone Numbers

(907) 465-2962 (Juneau)  
(907) 272-6440 (Anchorage)  
(907) 465-3143 (TDD)

Fax Numbers

(907) 465-5316 (Juneau)  
(907) 465-3293 (Executive Office)  
(907) 272-6097 (Anchorage)

Mailing/Street Address (Anchorage)

[Correspondence regarding Institutional Authorization]  
707 A Street, Suite 206  
Anchorage, AK 99501

## **Financing College Costs and The Decision to Attend School**

By Dr. Joe L. McCormick

The decision to enroll in or return to school to pursue some type of postsecondary educational training is a most important decision that should be examined carefully, taking into account some critical factors. Among the factors a student must consider in pursuing educational training beyond high school are these:

### **Which program of study or training should I pursue?**

The *Alaska Career Guide* contains several articles with ideas to assist you in identifying the type of program that best matches your interests and talents. In addition, it is strongly advised you use the counseling services of the local high school and/or college in your area.

### **Which school should I enroll in?**

Choosing a school is sometimes difficult, sometimes confusing, but is most definitely a very important decision. Do your homework, compare schools on the basis of total costs, reputation in the community, type of school, and actual visits to the school. There are basically three types of schools to consider: a) public institutions operated by the state, b) private traditional colleges, and c) for-profit proprietary schools (sometimes referred to as trade or business schools).

Compare the schools that you are seriously thinking of attending using the "Three C's Test": Cost, Course Content, and Credibility.

**Costs:** compare the total tuition, fees, books, and other direct school charges for each school that offers the program of study you are considering. Tuition for the same program taught at different schools can be drastically different. In an important and related matter, find out what kinds of student financial aid are available at the school. There are generally three types of aid: grants and/or scholarships, student loans, and part-time employment. Please reference the student financial aid portion of this article and related sections of the *Alaska Career Guide* for more detailed information on student financial aid.

**Course Content:** for the program of study you are pursuing, what courses (subjects) are actually taught and how long are the courses? Do the course offerings appear reasonable and essential to the program being studied? What is different in the courses offered at the different schools being considered? Ask the school officials to explain any questions you may have about the courses taught in the programs offered.

**Credibility:** what is the reputation of the school in the community and among students who attend or have attended? Ask the school if it offers job placement and the names of employers that have hired the school's graduates. Ask the school what its retention rate is (how many students stay in school to complete the course of study?). Talk to fellow students and faculty. Ask if the school is accredited and/or licensed to operate by the state and whether or not it is certified to participate in the

federal and/or state programs of student financial aid.

**How will I pay for the cost of the training and living expenses while a student?**

The *Alaska Career Guide*, the Alaska Commission on Postsecondary Education, and your local financial aid office of the college or school you plan to attend have all the information you will need to learn what financial aid programs are available at the schools you may be considering. The most important first step is to inquire at the school about: a) what financial aid programs are available and b) how to apply for financial aid at the school.

**What are the implications/risks of financing the education or training primarily with student loans?**

Many students are forced to borrow the funds needed to pay the costs of attending the school of their choice. Students should assess their situation very carefully before going into debt to pay college expenses. Never borrow needlessly nor accept a loan in place of a scholarship or grant. Look for schools that have more than simply loan programs available to help students pay the costs of the training.

Remember: borrowing money to pay tuition is a surrender of your future earnings. Seek advice about the potential earnings for the program of study you are pursuing and the likelihood of successful employment in the area you are willing to live when the training is finished. The *Alaska Career Guide* lists potential earnings by occupation and the potential for employment in the Occupational Table (see pages ??).

If you must borrow to finance your schooling, know the terms and conditions under which you must borrow before signing anything or agreeing to enroll in the school. Have the school explain possible repayment options, deferments, and the interest to be charged on the loan. Have a full understanding of the consequences of delinquency and default of the loan (loss of a good credit rating, seizure of the Permanent Fund Dividend, or a court judgement). You must understand that a loan is a loan. Failure to complete the course of study or to find gainful employment or dissatisfaction of the student borrower does not in any way avoid the student's responsibility to pay the loan in full.

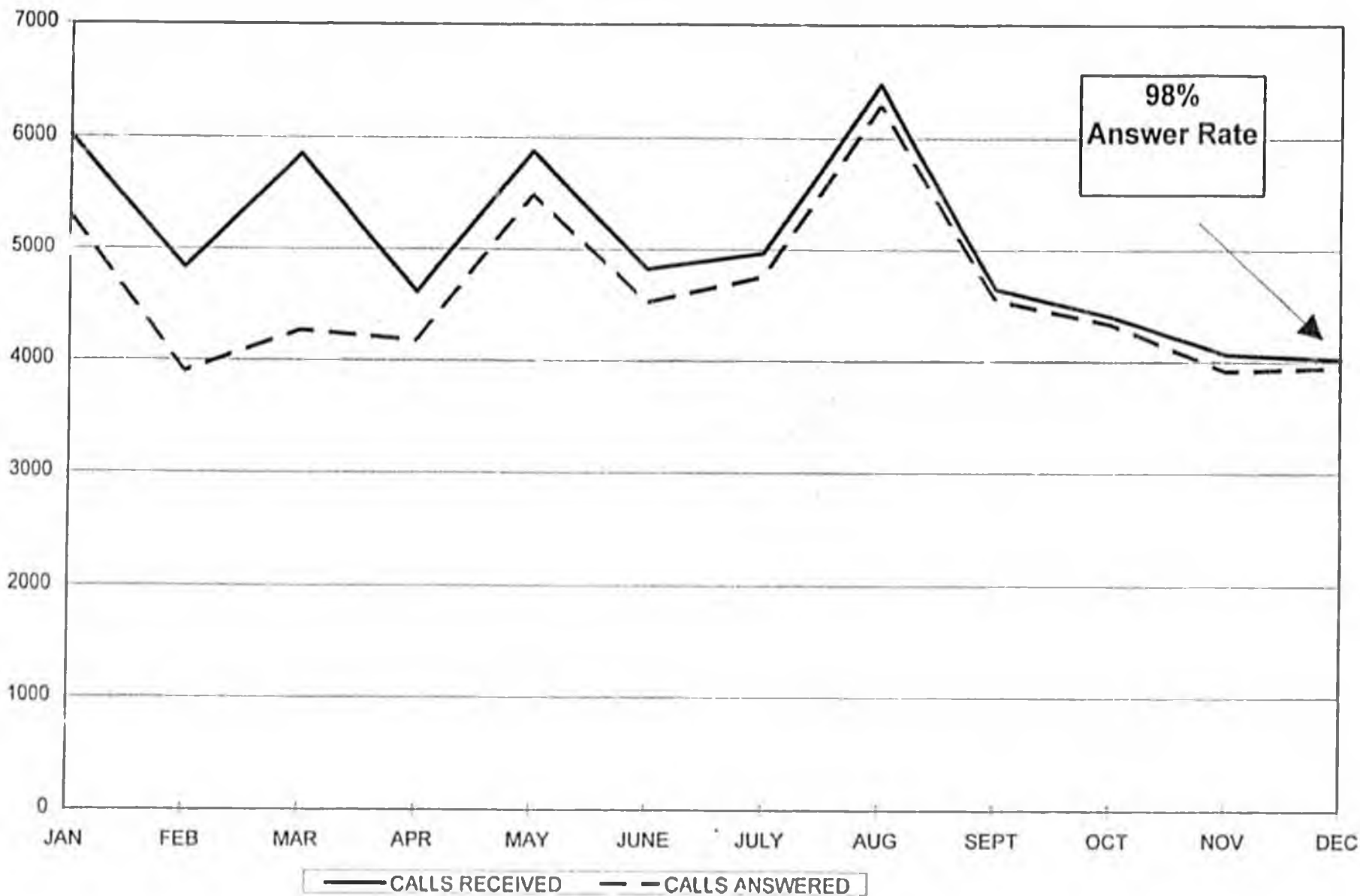
## **ATTACHMENT THREE**

# **ACPE TELEPHONE & CORRESPONDENCE ACTIVITY**

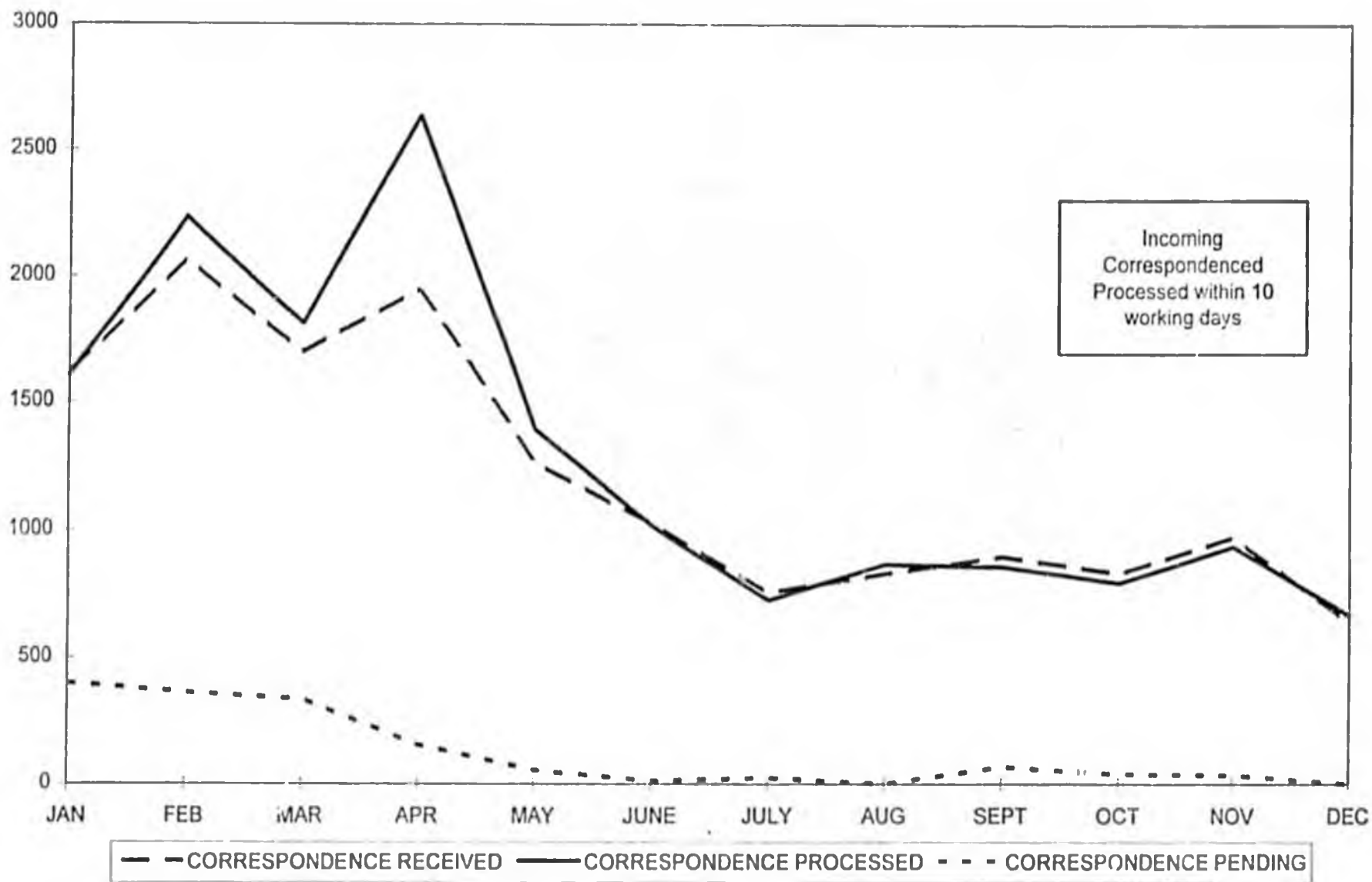
**for**

**1994**

### 1994 TELEPHONE STATISTICS



# CORRESPONDENCE PROCESSING 1994



9-LS0581VA  
Ford  
1/27/95

**SENATE BILL NO.**

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

**NINETEENTH LEGISLATURE - FIRST SESSION**

**BY THE SENATE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE**

**Introduced:**

**Referred:**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act authorizing the Alaska Commission on Postsecondary Education to adopt  
 2 regulations necessary to determine and set an interest rate applicable to a student  
 3 loan for which money is disbursed on or after July 1, 1995, and regulations necessary  
 4 to implement certain loan default sanctions and consolidation of loan provisions  
 5 beginning July 1, 1995; and providing for an effective date."

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

7 \* Section 1. The Alaska Commission on Postsecondary Education may immediately proceed  
 8 to adopt regulations necessary to

9 (1) determine and set an interest rate applicable to a loan for which money is  
 10 disbursed on or after July 1, 1995, required under AS 14.43.120(f), as repealed and reenacted  
 11 in sec. 2 , ch. 112, SLA 1994, and under AS 14.43.120(v), as enacted in sec. 4, ch. 112, SLA  
 12 1994; and

13 (2) implement AS 14.43.120(i), as amended by sec. 3, ch. 112, SLA 1994, and

- 1 AS 14.43.122, as enacted by sec. 5, ch. 112, SLA 1994; regulations authorized by this paragraph
- 2 may not take effect before July 1, 1995.
- 3 • Sec. 2. This Act takes effect immediately under AS 01.10.070(c).

# WORK ORDER REQUEST FORM

# W.O. [19] LS-0581

KEYWORDS: EDUCATION ASSIGNED: Ford

LOAN FUNDS/LOANS

REQUEST FOR: New Bill TAKEN BY: Ford

SUBJECT: Student Loan Interest Rates

REQUESTED FOR: SC SHES BY: Portia PHONE: 465-3762

DELIVER TO: Sen. L. Green, Cap. 423

INSTRUCTIONS: Prepare a new draft relating to student loans per attached, with a narrow title. (9-LS0404\C has been withdrawn)

OBTAIN	SPECIAL DRAFTING INSTRUCTIONS ATTACHED ( )
	AUTHORIZED TO CONFER WITH _____
	RETURN _____
	_____ TO REQUESTOR
	APPROVED: <input checked="" type="checkbox"/> DIRECTOR, LEGAL SERVICES

REVIEWED _____	SPECIAL INSTRUCTIONS to TYPING/PROOFING
IN <u>01/26/95</u> DUE _____	
TYPED: Draft _____ Date _____	
Final _____ Date _____	
PROOFED _____ DELIVERED _____	Request for DRAFT

*Pozzini*

STATE OF ALASKA

ALASKA COMMISSION ON POSTSECONDARY EDUCATION

3030 VINTAGE BLVD  
JUNEAU, ALASKA 99801-7109  
PHONE (907) 465-2942  
FAX (907) 465-5314


**MEMORANDUM**

**TO:** ACPE Commission Members  
ASLC Board Members

**FROM:** Joe L. McCormick  
Executive Director

**DATE:** January 23, 1995

**RE:** December 1994 Status Report



**ACPE Commission Meets :** On December 9 & 10, 1994 the Alaska Commission on Postsecondary Education held its Winter meeting in Anchorage on the campus of Alaska Pacific University. Chairman Wagoner convened the meeting to discuss the following items:

- Executive Director's report
- Commissioner reports
- Institutional Authorization Committee report
- Proposed Legislative Agenda
- Adoption of Proposed Regulations

Executive Director, Joe McCormick, reported on the status of the commission's budget preparation for FY96, status of the FY94 financials, corporate priorities for the coming quarter, and actions taken by the Legislative Budget and Audit Committee. Commissioner Helmerick reported on activities of the University of Alaska Board of Regents; Commissioner Jarvis reported on recent meetings of the State Board of Education; and Commissioner Becker reported on the activities of the Governor's Council on Vocational Education.

The Institutional Authorization Committee reported on its most recent meeting on November 15, 1994. The IA Committee renewed five school licenses and approved one new school license. Proposed regulatory changes were adopted and forwarded to the Lt Governor's Office for final adoption.

The Commission adopted a legislative agenda to include proposed changes to the Alaska Student Loan Program that would require borrowers to pay interest on loans during authorized deferment periods, increase loan limits for graduate students, a minimum payment of \$50 per month, and other changes designed to improve program administration.

JAN 27 1995

# **ATTACHMENT ONE**

## **Letters of Interest**

# CORRECTION

THE FOLLOWING DOCUMENT(S)  
HAVE BEEN REFILMED TO  
ASSURE LEGIBILITY OR PAGINATION



Rev. 6 98

Central Microfilm Services  
Department of Education  
State of Alaska

*Pazmi*

# STATE OF ALASKA

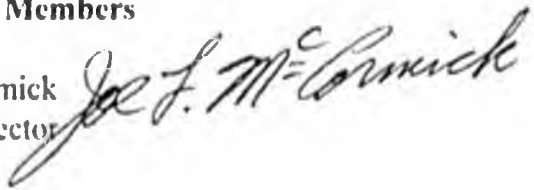
ALASKA COMMISSION ON POSTSECONDARY EDUCATION

3030 VINTAGE BLVD.  
JUNEAU ALASKA 99801-7109  
PHONE (907) 465-2962  
FAX (907) 465-5316

## MEMORANDUM

**TO:** ACPE Commission Members  
ASLC Board Members

**FROM:** Joe L. McCormick  
Executive Director



**DATE:** January 23, 1995

**RE:** December 1994 Status Report

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JAN 27 1995

**Legislative Budget and Audit Committee Approves ACPE Loan Servicing Project:**

in early December, 1994, the LB&A Committee met and approved ACPE to initiate a search for a new software package to service the ASLP loan portfolio. This initial approval of a capital budget of \$250,000 is part of a larger project request for an additional \$4 million to fully revamp the existing student loan servicing system and replace it with an up-to-date, fully automated system. This is the first critical step toward addressing the serious deficiencies in the current ACPE loan servicing system.

**WICHE Board of Directors Meet;** the board of directors of the Western Interstate Commission on Higher Education (WICHE) met in Phoenix on December 2&3, 1994 to discuss critical issues facing higher education in the western states. Alaska was represented by board of director member Cheryl Frasca of Juneau.

**Commission Activity in December;** commission staff were extremely busy in December with a variety of important projects and assignments. Customer Service continues to answer all phone calls with a 98% plus answer rate. Loan Operations section continues to make progress toward the elimination of backlogs in processing their work. Almost 14,000 ASLP loan applications have been processed to date for the 1994-1995 year. The 1995-1996 loan application has been revised and will be printed in late January. Staff efforts to formalize our school compliance function are almost complete. Work continues to complete the FY1994 financial audit.

**Critical Dates**

January 16, 1995	Alaska Legislature convenes in Juneau
February 28, 1995	Institutional Authorization Committee meets - JUNEAU
March 1, 1995	Alaska Student Loan Corporation meets (2 pm) - Juneau
March 1-2, 1995	Alaska Commission on Postsecondary Education meets (2 pm) - Juneau

cc: Management Team  
All Alaska Legislators

# **ATTACHMENT ONE**

## **Letters of Interest**

PAUL B. SHELDON  
MANAGING DIRECTOR  
(212) 698-5304  
(212) 698-5873 Fax Number

## SMITH BARNEY

November 7, 1994

Mr. Tom Wagoner  
Chairman  
Alaska Commission on Post Secondary Education  
3030 Vintage Boulevard  
Juneau, Alaska 99801-7109

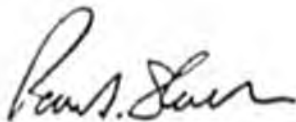
Dear Mr. Wagoner:

I have read the report of Peat Marwick dated September 1994 which reviewed various aspects of your current servicing configuration and suggestions for the future. I have also reviewed a recommendation memo from Joe McCormick dated October 24, 1994.

The purpose of this letter is to endorse the importance of this endeavor. I cannot overemphasize the importance of proper and efficient servicing capability, not only for customer service reasons but also to facilitate the ability to finance with the lowest cost possible. Obtaining the report shows that you recognize the problems and that you are serious about correcting these problems. Furthermore, the costs of a new system, as outlined in Dr. McCormick's memorandum are somewhat modest when compared to the size of your portfolio and annual budgets.

We believe that you must succeed if you are to continue to supply student loan capital to Alaskans. Without proper servicing, the future of your program would be threatened. With a properly installed servicing operation, together with your new management, we are very confident about obtaining increased credit ratings, and lower cost insurance and/or interest rates.

Sincerely,



# Alaska State Legislature

Ronald L. Larson  
Co-Chair  
(907) 465-3878

OFFICE ADDRESS  
P.O. Box 53  
Palmer, Alaska 99645  
(907) 746-1048



Eileen P. MacLean  
Co-Chair  
(907) 465-3722

OFFICE ADDRESS  
P.O. Box 290  
Barrow, Alaska 99723  
(907) 862-7111

## House of Representatives

Committee on Finance  
State Capitol, Juneau, Alaska 99801-1182

November 30, 1994

Joe L. McCormick, Executive Director  
Alaska Commission on Postsecondary Education  
3030 Vintage Blvd.  
Juneau, Alaska 99801-7109

Mr. McCormick:

I am extremely disappointed in how you chose to use the \$100,000 which appropriated in the fiscal year 95 capital budget for the purposed dictated by the following Legislative Intent:

"The sum of \$100,000 in corporate receipts is appropriated to the Alaska Commission on Post Secondary Education to contract with a private firm of national reputation in the student loan industry to conduct a cost/benefit analysis to determine the feasibility of either contracting with a third-party loan servicer to use their software and hardware in a service bureau arrangement or to contract out all loan servicing of the Alaska Student Loan Program to a third-party loan servicer".

The Peat Marwick "feasibility" study does not come close to addressing the concerns in the intent. It is merely a support document to convince the administration and the legislature expend additional funds for the ACPE and probably more consultants. Even in your own cover letter you refer to the purpose of this analysis to be "to evaluate the long-term standing problems associated with the servicing of the Alaska Student Loans and recommend a solution". Apparently the exhaustive report recently completed on this very topic by Deloitte and Touche has been forgotten.

(2)

There is one comment in the study which I do agree with. On page 35 the statement is made that "outsourcing the servicing to an existing student loan servicer is the most attractive alternative solution from an economic standpoint". Yet, the report goes on to comment that such a move would "have a negative impact on the Juneau economy". This comment is unwarranted and shows the bias that this report was constructed under.

The Commission always points out in its many RPL's that the funding is from corporate receipts and therefore there is not effect on the general fund. While this may be true, due to these withdrawals it is easy to visualize the day when that the fund may need additional general fund support. If excess money is so readily available in the fund, with no impact on student loans, perhaps it should be called upon to help with our general fund shortage.

Given the direction you have taken on this matter I urge my fellow members on the Legislative Budget and Audit Committee to disapprove or delay the Commission's request until such time as the study as called for in the intent is actually completed. I also question why the Commission would need \$250,000 merely to prepare an RFP.

Once a entirely new loan processing system has been installed, you can be sure the hired consultants would conclude that outsourcing the loan program would make no sense at all.

Sincerely,



Representative Eileen Panigeo MacLean

cc: Senator Drue Pearce  
Legislative Budget and Audit Committee members  
ACPE Board Members

December 2, 1994

«title» «first» «last»  
«address»  
«city», «state» «zip»

**RE: THE REQUEST BY THE ALASKA COMMISSION  
ON POSTSECONDARY EDUCATION TO UPDATE  
ITS STUDENT LOAN SERVICING SYSTEM.**

Dear «title» «last»:

I write in support of the above-referenced request to be considered this morning by the Alaska Legislative Budget and Audit Committee. The details, the need, the benefits in effectiveness, efficiency and responsiveness are all set forth in the documents before you from the Commission.

As a long-term educator in higher education, serving as both faculty member and administrator, and as the current president of a two-year private degree-granting Alaskan college which I founded some ten years ago, and as a current commissioner of the Alaska Commission on Postsecondary Education, I believe the measure before you should represent a turning point in resolving many of the problems and difficulties that have in the past few years beset what is regarded generally for higher education in the United States as a stellar program, serving a broad range of social needs.

The Alaska Student Loan Program no longer uses general funds but instead floats bonds to serve the people of Alaska. Your considered review and approval of the request will permit the Commission and its new executive director to continue a splendid traditional and to do so with increased efficiency and reduced cost.

Very cordially,

Milton Byrd  
President

MB/rr

# ALASKA PACIFIC UNIVERSITY

The President

December 15, 1994

Dr. Joe McCormick, Executive Director  
Alaska Commission on Postsecondary Education  
3030 Vintage Blvd.  
Juneau, AK 99801-7109

Dear Joe:

I write with great pleasure to tell you that the Board of Trustees of Alaska Pacific University have selected Dr. Douglas McKay North as the next president of the university. Dr. North, who has been until recently president of Prescott College in Arizona, expects to join the university on January 16, 1995. I am very pleased with the decision and look forward to a great time under his leadership.

Cordially,



F. Thomas Trotter

## **ATTACHMENT TWO**

### **ARTICLES OF INTEREST**

## Uncle Sam has a way to help families and students afford college

... and save taxpayers billions!

Finally, there's good news for family. And good news for taxpayers, too. New Individual Education Accounts are here. Recently created by the President and the Congress, they make the American dream of an affordable college education a reality for many more young people and their families who thought it was beyond their financial reach. Here's how it works:

- *Borrowing for college is simpler.* Students get their loans directly through their colleges. No more confusion about where to go for loans. No more red tape.
- *Loans are more affordable.* The new direct loan program lowers fees and interest rates for all types of college loans.
- *Pay back as you can.* Student can tailor their repayment plan to match their ability to pay. That means they can start a business, do community service, or take other jobs without being burdened with a big, fixed debt early in their careers.
- *Refinancing is available.* If students have more than one loan, an IEA can help consolidate them and offer a refinancing plan that makes more sense.

CHISEL

## Student loan program expands

By Tamara Henry  
USA TODAY

Education Secretary Richard Riley today announces the addition of 346 colleges and universities to the Federal Direct Student Loan Program.

Riley, just back on the job after prostate cancer surgery, says 1,493 public, private, four-year, two-year and career schools will participate next fall. About 2 million students will be eligible for the program, which lends directly to students through schools rather than private lenders.

Riley says colleges quickly snapped up all the available loan money, which will account for 40% of new student loan volume for 1995-96.

By removing private lenders, the Clinton administration says taxpayers will spend about \$4.2 billion less through fiscal 1998 because of lower administrative costs. The program gives students a repayment option tailored to income.

Want to know if your school is in the program? Phone 800-433-3243, or contact your financial aid officer.

Thursday! Sun & Snow

## STATE OF ALASKA

ALASKA COMMISSION ON POSTSECONDARY EDUCATION

3030 VINTAGE BLVD  
JUNEAU, ALASKA 99801-7109  
PHONE (907) 465-2962  
FAX (907) 465-5316MEMORANDUM

TO: Portia Babcock  
c/o Senator Green

FROM: Dr. Joe L. McCormick  
Executive Director

DATE: March 21, 1995

RE: HB 135

Below is information on HB 135, which is transition language giving Commission immediate authority to promulgate regulations necessary to implement provisions in HB 506, passed last session.

The regulations will:

- set the interest rate for loans disbursed after July 1, 1995;
- allow for consolidation of loans; and
- provide for specific loan default procedures.

Under the Federal Truth in Lending law, student loan programs are required to notify students of the interest rate at which they are borrowing money. The Commission cannot do this until this bill is law.

This action is urgently needed to allow the Commission time to get rules in place before July 1, when loan checks must be disbursed to over 13,000 Alaskans.

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 59

Date: \_\_\_\_\_  
 Title: An Act authorizing the Alaska Commission on Postsecondary Education to adopt regulations necessary to set an interest rate applicable to a student loan, for which money is disbursed on or after July 1, 1995.  
 Sponsor: Senate HESS Committee  
 Requestor: Senate HESS Committee

Dept. Affected: EDUCATION  
 BRU: ACPE  
 Component: Student Loan Operations  
 COMPONENT SERIAL NO. 213

### Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY96	FY97	FY98	FY99	FY00	FY01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

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

REVENUE FUND SOURCE:						
----------------------	--	--	--	--	--	--

### FUNDING: (Thousands of Dollars)

Federal Receipts						
F Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other:						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

### POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY95) Impact: 0 90

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

Zero fiscal impact.

Prepared by: Gillian R. Hays *Gillian R Hays*  
 Division: Alaska Commission on Postsecondary Education  
 Approved by Executive Director: Joe J. McCarroll *Joe J. McCarroll*  
 Agency: ACPE

Phone: 465-6740  
 Date: 10-Feb-95  
 Date: 2/10/95

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# STATE OF ALASKA

ALASKA COMMISSION ON POSTSECONDARY EDUCATION

3030 VINTAGE BLVD.  
JUNEAU, ALASKA 99801-7109  
PHONE (907) 465-2962  
FAX (907) 465-5316

## MEMORANDUM

**TO:** ACPE Commission Members  
ASLC Board Members

**FROM:** Joe L. McCormick *Joe L. McCormick*  
Executive Director

**DATE:** February 10, 1995

**RE:** January 1995 Status Report

**Legislative Status Report** - HB 135 and companion bill SB59 have been introduced giving authority to the Alaska Commission on Postsecondary Education to promulgate emergency regulations to set the interest rate on Alaska Student Loans to be disbursed after July 1, 1995. This legislation must be passed as soon as possible in order to allow the ACPE to have appropriate regulations in place prior to July 1, 1995. The Alaska Commission on Postsecondary Education, at its December 1994 meeting, unanimously approved legislative changes to promote financial stability of the student loan fund and to assist in improving customer support services. ACPE staff are working closely with the Governor's Office and the Office of Management and Budget to secure the Administration's full support for these legislative proposals. The legislative changes proposed are:

- Increase Maximum Graduate Loan Limits
- Reduce Administrative Costs/Streamline Administrative Process
- Program Participation Agreement
- Modify Deferment Options
- Amend Repayment Options
- Expand Students' Financial Aid Options
- Amending definition of 'default'
- Establish Wage Garnishment Priority
- Deny Loans to Incarcerated Individuals
- Technical Amendments for Residency Requirements
- Amend WICHE for Directed Student Funding

**1994 Alaska Student Loan Corporation Financial Audit Completed** - final work was completed on the 1994 Alaska Student Loan Corporation Financial Audit. The ASL Corporation board will receive a full presentation of the audit at its March 1, 1995 meeting in Juneau. In a related activity, preparations for a compliance audit of the ASLP loan servicing system in February 1995 were completed. This audit is required by the insurer of the ASLC student loan bonds, AMBAC, and will focus on the operational

FEB 10 1995

aspects of servicing Alaska Student Loans and a review of the improvements made by ACPE since the last compliance audit in March of 1993.

**Alaska Student Loan Volume for 1994-1995 by Participating Schools** - over \$53.0 million in ASLP awards have been made as of 1-31-95 for this current school year 1994-1995. Approximately \$31.4 million has been awarded to Alaska students attending Alaska schools; approximately \$21.7 million has been awarded to Alaska students attending out-of-state schools. Listed below is a breakdown of the ten schools in Alaska currently receiving the most ASLP funds:

<u>Alaska Schools</u>	<u>Total # of Students</u>	<u>Total \$ Amount Loaned</u>
University of Alaska - Anchorage	3,213	\$12,069,063
University of Alaska - Fairbanks	1,952	\$ 8,222,668
University of Alaska - Southeast	349	\$ 1,478,391
University of Alaska -MSC	343	\$1,264,058
Alaska Pacific University - Anchorage	210	\$ 888,473
University of Alaska - Kenai	220	\$ 770,887
Alaska Computer Institute	143	\$ 712,652
Charter College	154	\$ 584,304
Alaska Junior College	133	\$ 547,652
Alaska Vo-Tech Center	123	\$ 496,117

**Loan Servicing System Update** - ACPE staff completed the bid process for the selection of a firm to assist staff in the search and selection of the new software needed to fully update the current ASLP loan servicing system. Only one bid was received that fully met the requirements to conduct a national search and evaluation of the appropriate software.

It is anticipated to take no more than 60 to 90 days to complete this phase of the project. As reported in the December 1994 Monthly Status Report, the Legislative Budget and Audit Committee approved ACPE to expend \$250,000 of corporate receipts as part of a larger project request (in the capital budget) for an additional \$1.4 million to fully revamp the existing student loan servicing system and replace it with an up-to-date, fully automated system. ACPE is now working with the Governor's Office and the Office of Management and Budget to secure the remaining \$1.4 million funding for the rest of the project.

**Critical Dates**

February 13, 1995	Loan Servicing Compliance Audit begins
February 20, 1995	President's Day - ACPE Holiday
February 28, 1995	Institutional Authorization Committee meets - Juneau
March 1, 1995	Alaska Student Loan Corporation meets - Juneau
March 1&2, 1995	Alaska Commission on Postsecondary Education meets - Juneau
March 27, 1995	Seward's Day - ACPE Holiday

cc: Management Team

# MEMORANDUM

State of Alaska

Department of Law

TO Gillian Hays  
Alaska Commission on  
Postsecondary Education

DATE January 13, 1995

FILE NO

TEL NO 269-5200

SUBJECT Transition provisions  
regarding ch. 112, SLA 1994

FROM   
Teresa Williams  
Assistant Attorney General  
Commercial Section -- Anchorage

I am writing to explain the necessity for the legislature to immediately adopt transition provisions regarding ch. 112, SLA 1994.

The current interest rate of 8% for Alaska Student Loans is repealed effective July 1, 1995, and the commission has the duty to set the interest rate for money disbursed after that time. Ch. 112, SLA 1994. Before the commission can enter into student loans for the summer and 1995-96 terms, it must set an interest rate. The commission attempted to begin that process in November, 1994. However, the Department of Law's Regulation Attorney has determined that, in the absence of transitional regulation authority, the commission cannot move forward to adopt regulations to establish the elements of the new interest rate until the new legislation becomes effective July 1, 1995.

Commission staff have advised me that loan packets are sent to students and schools in the spring of each year, and students sign promissory notes for student loans during that time for the following school year. However, this year, the students cannot be advised of the interest rate. Under the Federal Truth in Lending law, student loan programs are required to notify students of the interest rate at which they are borrowing money. Additionally, in making decisions about which loan programs to pursue, students need to know the cost of each.

This office has drafted the attached bill language to correct the problem. Section 1 gives the commission authority to immediately begin the adoption process for regulations that will give the commission authority to set the interest rate for money disbursed after July 1, 1995. The bill would allow the regulations to take effect as soon as that project could be completed under the APA, even if that date is before July 1, 1995. In order to meet the commission's schedule for printing and distribution of loan packets for loans disbursed after July 1, 1995, the regulations must be adopted as early as possible.

Gillian Hays  
Alaska Commission on  
Postsecondary Education

January 13, 1995  
Page 2

Section 2 of the bill gives the commission standard transition regulatory authority to immediately begin the process to adopt regulations for other provisions of ch. 112, SIA 1994, relating to loan default procedures and consolidation of loans. Regulations adopted under section 2 may not take effect before July 1, 1995, when the enabling statute becomes effective.

I will be out of the country from January 15 - February 11 and April 1 - 20. If any questions arise during that time about this problem or other issues, please direct them to AAG Linda Kesterson or to AAG Linda O'Bannon, my supervisor.

TEW:mh

Attachment

# STATE OF ALASKA

ALASKA COMMISSION ON POSTSECONDARY EDUCATION

3030 VINTAGE BLVD  
JUNEAU, ALASKA 99801-7109  
PHONE (907) 465 2962  
FAX (907) 465 5316

## MEMORANDUM

TO: Senator Green

FROM: Dr. Joe L. McCormick *Joe L. McCormick*  
Executive Director

DATE: March 21, 1995

RE: HB 135

Below is information on HB 135, which is transition language giving Commission immediate authority to promulgate regulations necessary to implement provisions in HB 506, passed last session.

The regulations will:

- set the interest rate for loans disbursed after July 1, 1995;
- allow for consolidation of loans; and
- provide for specific loan default procedures.

Under the Federal Truth in Lending law, student loan programs are required to notify students of the interest rate at which they are borrowing money. The Commission cannot do this until this bill is law.

This action is urgently needed to allow the Commission time to get rules in place before July 1, when loan checks must be disbursed to over 13,000 Alaskans.

Current Status: (S) CALENDAR 3/21

Jrn-Date	Jrn-Page	Action
1 01/30/95	174	(H) READ FIRST TIME - REFERRALS
2 01/30/95	174	(H) HES, FIN
3 02/08/95	267	(H) HES RPT 5DP 1NR
4 02/08/95	267	(H) DP: ROKEBERG, G.DAVIS, BUNDE, TOOHEY
5 02/08/95	267	(H) DP: ROBINSON
6 02/08/95	267	(H) NR: BRICE
7 02/08/95	267	(H) ZERO FISCAL NOTE (DOE) 2/8/95
8 02/15/95	365	(H) FIN RPT CS(FIN) NEW TITLE 9DP 1AM
9 02/15/95	365	(H) DP: HANLEY, KELLY, PARNELL, KOHRING
10 02/15/95	365	(H) DP: THERRIAULT, NAVARRE, MULDER
11 02/15/95	365	(H) DP: GRUSSENDOKF, BROWN
12 02/15/95	365	(H) AM: MARTIN
13 02/15/95	365	(H) ZERO FISCAL NOTE (DOE) 2/8/95
14 03/03/95	569	(H) RULES TO CALENDAR 3/03/95
15 03/03/95	569	(H) READ THE SECOND TIME
16 03/03/95	570	(H) FIN CS ADOPTED UNAN CONSENT NEW TITLE
17 03/03/95	570	(H) ADVANCED TO THIRD READING UNAN CONSENT
18 03/03/95	570	(H) READ THE THIRD TIME CSHB 135(FIN)

Current Status: (S) CALENDAR 3/21

Jrn-Date	Jrn-Page	Action
1 03/03/95	570	(H) PASSED Y33 E4 A3
2 03/03/95	571	(H) EFFECTIVE DATE(S) SAME AS PASSAGE
3 03/03/95	578	(H) TRANSMITTED TO (S)
4 03/06/95	490	(S) READ THE FIRST TIME - REFERRAL(S)
5 03/06/95	490	(S) FINANCE
6 03/08/95	537	(S) FIN RPT 4DP 3NR
7 03/08/95	537	(S) PREVIOUS H ZERO FN
8 03/21/95		(S) RULES TO CALENDAR 3/21/95

\* Remember -

HB 135 allows the Alaska Commission on Postsecondary Education to proceed with implementing regulations to implement legislation that passed last year - it makes no statutory changes, simply allows the Commission to do their regulations in time for the July 1, 1995 effective date, so student loan applications won't be delayed. Leaving out regulation authority was an oversight last session.

**SB**

**62**

02/15/95 09:16:58 LEGISLATIVE TELECONFERENCE NETWORK SYSTEM  
MESSAGE FROM: LIOCJEN IN ANCHORAGE

LTN1120  
JNU

RE TCN: 50214 SCHEDULED FOR: 02/15/95 09:00 TO 10:00  
SPONSOR: SENATE HEALTH, EDUCATION & SOCIAL SERV PURPOSE: PUBLIC HEARING

MESSAGE TEXT: LARRY & MAXINE DEVILBISS IN CONF

- SB62

*20 years*

*when was he adopted?  
a.k.  
Korea 1963-1964*

SENATE BILL NO. 62

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - FIRST SESSION

BY SENATOR GREEN

Introduced: 2/3/95

Referred: HES

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to birth certificates for certain foreign born persons who are  
2 adopted."

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

4 \* Section 1. AS 18.50.211(a) is amended to read:

5 (a) The [SUBJECT TO THE LIMITATION IN (b) OF THIS SECTION, THE]  
6 state registrar shall issue a certificate of birth for a person born outside the United  
7 States whose adoptive parents are residents of the state at the time of the adoption,  
8 upon request by the adopted person, or by the adopted person's adoptive parent or  
9 guardian that the certificate be made, and upon receipt of an adoption report as  
10 provided in AS 18.50.210 together with

11 (1) the information necessary to identify the original certificate of birth;

12 or

13 (2) if there is no original certificate of birth, the findings of the court  
14 under AS 25.23.175, unless the adoption proceeding is commenced before August 31.

1           1982, in which case an affidavit of an adoptive parent setting out the true or probable  
2           date and place of birth and parentage of the adopted person must accompany the  
3           adoption report.

4           \* Sec. 2. AS 18.50.211(b) is repealed.

# ALASKA STATE LEGISLATURE

Intern  
105 East Parks Highway, Suite 106  
Wasilla, Alaska 99654-7035  
(907) 376-3370



Session  
State Capitol  
Juneau, Alaska 99801-1182  
(907) 465-6600  
Fax 465-5805

**SENATOR LYDA GREEN**  
SENATE DISTRICT N

## Sponsor Statement

### Senate Bill 62

*"An Act relating to birth certificates for certain foreign born persons who are adopted."*

The purpose of this bill is to allow foreign-born adoptees who are now over the age of 18 to obtain a birth certificate.

Current law allows foreign-born adoptees to have a birth certificate if they are under the age of 18 when they apply. However, when this law was passed in 1982, there was no retroactive provision included to allow those persons who were already over the age of 18 at that time to obtain a birth certificate. This small group of Alaskans is thereby excluded from obtaining a birth certificate, while all other adopted children, foreign or domestic born, can have one by applying before age 18. These individuals are confronted with difficulties and delays when traveling or applying for various programs. They should not be deprived of a birth certificate simply because they are now too old to apply.

This bill would remove from statute 18.50.211(b) which states that a birth certificate may not be issued if the adopted person for whom the certificate is intended is 18 or more years of age when the request for the certificate is made.

Approximately half of the other states issue birth certificates to foreign born adoptees, Alaska being one of the first to begin the practice. However, Alaska may be the only state to have an age restriction. Because federal law prohibits a person over the age of 16 from being adopted, the removal of this section does not allow adults to be adopted and then obtain a birth certificate. It simply allows those who were adopted as children, but are now over age 18, to be able to obtain a birth certificate.

# Legislative Research Agency

Alaska State Legislature



130 Seward Street, Suite 218  
Juneau, Alaska 99801-2196

Phone: (907) 465-3991  
Fax: (907) 463-3351

February 8, 1995

## MEMORANDUM

TO: Senator Lyda Green

FROM: Maureen Weeks <sup>AW</sup>  
Legislative Analyst

RE: Birth Certificates to Foreign Born Adoptees  
Research Request 95.105

You ask whether any state besides Alaska issues birth certificates to adopted persons born in other countries. The answer is that at least half the states, including Alaska, issue such birth certificates. Alaska is perhaps the only state which will not issue these certificates to foreign-born people older than 18.

George Gay, the chief of Registration Methods Branch of the Division of Vital Statistics in the National Center for Health Statistics (Phone. 301/436-8815), reports that at least half the states issue birth certificates to foreign-born people adopted by parents who reside in the state. Alaska may have been the first state to do so. Although Alaska is not alone in issuing such birth certificates, our state is certainly "unusual" in restricting certificates to foreign-born persons who are younger than 18, Mr. Gay says. He speculates the language may be an imitation of federal language which does not allow officials to issue *copies* of some documents after a foreign-born person is 18.

Birth certificates to foreign-born adoptees are "aesthetic" but have little practical value, according to Mr. Gay. They can be used to establish a child's age when it is time to enter school, but they cannot be used to obtain passports or for other official business, Mr. Gay says. Certificates issued years after birth violate the basic principle of vital statistics registration, which is to register births and deaths when they occur and where they occur, he says.

I hope this information is useful to you. If you have any further questions please don't hesitate to call me.

FEB 09 1995

**CERTIFICATION OF VITAL RECORD**

**STATE OF ALASKA**

**150-FB: 95-999999**  
**STATE FILE NUMBER**

**DATE FILED: 01/01/95**

**STATE OF ALASKA**  
Department of Health & Social Services  
Bureau of Vital Statistics  
BOX 110675  
JUNEAU, AK 99811-0675

**CERTIFICATE OF BIRTH FOR A FOREIGN-BORN CHILD**

**NAME OF CHILD: JANE MARIE DOE**

**DATE OF BIRTH: 01/01/1995**

**PLACE OF BIRTH: COUNTRY INDIA**

**MOTHER'S MAIDEN NAME: JANE DOE**

**DATE OF BIRTH: 01/01/1975**

**PLACE OF BIRTH: ALASKA**

**FATHER'S NAME: JOHN DOE**

**DATE OF BIRTH: 01/01/1975**

**PLACE OF BIRTH: ALASKA**

**PARENT'S RESIDENCE ADDRESS:**

<b>STREET</b>	<b>350 MAIN STREET</b>
<b>CITY</b>	<b>JUNEAU</b>
<b>STATE</b>	<b>ALASKA</b>
<b>ZIP</b>	<b>99811-0675</b>

**I HEREBY VERIFY THAT THE DATA SHOWN ABOVE IS BASED ON EVIDENCE PRESENTED TO THIS OFFICE.**

**BY** \_\_\_\_\_  
**STATE REGISTRAR**

**DATE:** \_\_\_\_\_

**THIS DOCUMENT IS NOT TO BE CONSIDERED EVIDENCE OF UNITED STATES CITIZENSHIP**

11423

**I CERTIFY THAT THIS IS A TRUE, FULL AND CORRECT COPY OF THE ORIGINAL CERTIFICATE ON FILE IN THE BUREAU OF VITAL STATISTICS, DEPARTMENT OF HEALTH AND SOCIAL SERVICES, JUNEAU, ALASKA**

**DATE ISSUED** \_\_\_\_\_

Tc1cB

Palmer, Alaska  
January 1, 1995

*AN OPEN LETTER TO OUR LEGISLATORS:*

*I respectfully request your help in getting a Birth Certificate for my son Brian, age 34.*

*My husband Ralph and I adopted Brian from Korea when he was 3½ years of age. When his Adoption and Naturalization papers were finalized, I assumed the next step was a Birth certificate.*

*I was shocked to find that over-seas adopted children were not allowed Birth certificates in Alaska! I fought hard for years to make it possible for such adoptees to receive Birth certificates.*

*I was so thankful the legislation was enacted, (I still am!), then dismayed to find it was not retroactive. Brian was over 18 by that time, and and was not eligible.*

*Brian is a very responsible Alaskan citizen, a self-employed mechanic and trucker. He has been told when stopped at the Border, that it would be helpful to have a Birth certificate with him.*

*I have been told the only way for him to secure a Birth certificate is by the legislature passing a special bill giving him one, the bill being sponsored by his local legislators.*

*In the past I have not been able to persuade our legislators to do this. I am asking you to please consider this request. It would be a wonderful gift for his 35th birthday!*

*Thank you for listening, and I do wish you each a very successful legislative year.*

*Sincerely,*

*Maxine DeVilliss*

Maxine DeVilliss  
HC04-9302  
Palmer, Alaska 99645

745-3483

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB 62

Revision Date: \_\_\_\_\_  
 Title: An act relating to birth certificates for  
certain foreign born persons who are adopted  
 Sponsor: Green  
 Requestor: Senate HES

Dept. Affected: Health and Social Services  
 BRU: State Health Services  
 Component: Bureau of Vital Statistics  
 COMPONENT SERIAL NO. 961  
 See also (SN#): \_\_\_\_\_

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY96	FY97	FY98	FY99	FY00	FY01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES						
----------------------	--	--	--	--	--	--

CHANGES IN REVENUES						
---------------------	--	--	--	--	--	--

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other (please specify)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of any current year (FY95) cost: 30.0

ANALYSIS: (Attach a separate page if necessary)

The number of requests for this services is so small that it should have no impact on the program.

Prepared by: Peter M. Nakamura, MD, MPH *PM*  
 Division: Public Health  
 Approved by Commissioner: Karen Perdue, Commissioner *KP*  
 Agency: Department of Health & Social Services

Phone: (907) 465-3090  
 Date: 02/13/95

Date: 2/14/95

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**SB**

**68**

# SENATOR LOREN LEMAN

Northwest Anchorage

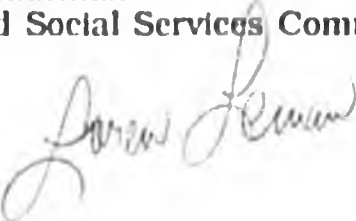
716 W 4th Ave, Ste 540, Anchorage AK 99501 258-8189

Session: State Capitol, Juneau AK 99801 465-2095

## MEMORANDUM

**TO:** Senator Lyda Green, Chairman  
Health, Education, and Social Services Committee

**DATE:** February 6, 1995

**FROM:** Senator Loren Lemman 

**RE:** Request for hearing on SB68  
Donation of food by meat and seafood processors

---

Please schedule a hearing for SB68 at your earliest convenience.

This bill was suggested by the Food Bank of Alaska, to clarify possible ambiguities in law and make food donor protection under state law consistent with protection under federal law.

SB68 provides the same protection for meat and seafood processors as other donors that donate to food banks and non-profit agencies. It also clarifies the duties of a food bank.



# SENATOR LOREN LEMAN

Northwest Anchorage

716 W 4th Ave, Ste 540, Anchorage AK 99501 258-8189

Session: State Capitol, Juneau AK 99801 465-2095

## SPONSOR STATEMENT SB68

I introduced SB68 at the request of Food Bank of Alaska.

The purpose of this bill is to encourage more entities to donate food to food banks and non-profit agencies that serve the needy. It provides meat and seafood processors with the same protection under state law that they have under the federal Good Samaritan Food Donation Act.

The federal Good Samaritan Food Donation Act relieves donors of food from certain liability for death or injury resulting from the donated food. To qualify for protection under the Act as a donor, the person must donate the food for free distribution by a food bank.

Current state law protects donors and food banks from civil and criminal liability arising from injury or death attributable to the condition of the donated food. However, they remain liable if the injury or death results from gross negligence, or reckless, or intentional misconduct of the donor. Meat and seafood processors are not specifically listed as a donor covered by this protection under existing state law.

*Simple negligence*

Upon the passage of this bill the Food Bank of Alaska expects thousands of pounds of seafood and meat to be contributed for distribution to the needy.

The bill also clarifies to whom and how a food bank distribute goods.

*#1 - Fed. IRS - Tax advantage to ref. donors of  
Houset*

*to - Second Harvest Network -*

*DEC - letter 1990 - "fit for human consumption?"*

February 9, 1995

Portia, Jack Doyle of Food Bank of Alaska will be providing testimony for SB 68 via teleconference for the 15 of February.

Jack Doyle, Executive Director of Food Bank of Alaska  
(907) 272-3663.

Thanks.

*Janet*

February 9, 1995

Portia, these are the names of the people who will be providing testimony via teleconference for SB58.

Jeff Carpenter, Certified Industrial Hygienist (907) 269-4954

Penny Goodstein, Certified Industrial Hygienist (907) 265-1169

Aaron Trippler (703) 849-8888

*Dir. of Gov't affairs  
AIIHA, (nat'l. Assoc.)*

→

Thanks,

*Janet*

(1-800-478-7612)

\_\_\_\_\_

✓ passed  
unanimous  
amend +  
moved from  
committee  
as amended.

AMENDMENT

OFFERED IN THE SENATE  
TO: SB68

BY SENATOR LEMAN

Page 1, line 1:

Following "relating to the":

Insert "donation to a food bank of hatchery salmon, to the"

Page 1, line 2, following "processors":

Insert "."

Page 1, following line 3:

Insert a new bill section to read:

"\* Section 1. AS 17.20.345 is amended by adding a new subsection to read:  
(c) A person who donates to a food bank salmon from a hatchery that operates under a permit issued under AS 16.10.400-16.10.470 is immune from liability as provided in this section if the salmon is apparently fit for human consumption at the time of its donation, even if the hatchery does not have a permit issued by the Department of Environmental Conservation under this chapter, AS03.05, or other statute to process fisheries products for human consumption.

Page 1, line 4:

Delete "\* Section 1."

Insert "\* SEC. 2."

Winter 1994

# Gleanings



food bank of alaska

2121 Spur Avenue, Anchorage, Alaska 99501

Phone: (907) 272-3663 Fax: 277-7368

## Dragnet Fisheries Fills FBA Freezer



Pictured above is Jay Cherner, Secretary/Treasurer of Dragnet Fisheries, and Eck Doyle, Executive Director of Food Bank of Alaska.

Dragnet Fisheries joined the fight against hunger in Alaska by donating 125,000 pounds of salmon to Food Bank of Alaska last summer. This generous donation will enable Food Bank of Alaska to provide frozen and canned fish on a year round basis to our agencies throughout Alaska.

## \$1,300,000 Capital Campaign Underway

From its start in 1979, Food Bank of Alaska has been a central food acquisition and distribution system for social service agencies of Alaska which are feeding those in need.

Food Bank of Alaska has grown into the largest non-profit food distribution system in Alaska due to the increased need for food for children, adults, and families throughout our state.

Our growth over the past fifteen years clearly indicates that there is no reason to be optimistic that the need for food or the services of Food Bank of Alaska will diminish in the near future. At this time we have 200 agencies in our network and cannot accept new ones until we are able to meet their food needs.

With this in mind, the Board of Directors adopted a Strategic Plan that will lead Food Bank of Alaska into the year 2000, and launched its first ever capital campaign.

### A Successful Campaign will:

- Expand warehouse space to allow for increased food storage.
- Allow Food Bank of Alaska to accept over 8,000,000 more pounds of food.
- Allow us to be mortgage free and use those funds for food acquisition.
- Increase freezer/refrigerator capacity to store more fresh and frozen food.
- Improve food acquisition, processing, and distribution systems.
- Feed those in need...because no one deserves to be hungry.

## FBA receives grant from MAZON: A Jewish Response to Hunger

Food Bank of Alaska has been fortunate to receive an \$8,000 grant from MAZON: A Jewish Response to Hunger. This is the second year that Food Bank of Alaska has been awarded this grant to purchase high-protein foods, and foods targeting infants and children.

MAZON was founded in 1986 as a vehicle through which American Jews could respond to the tragedy of hunger in the United States and abroad. MAZON, Hebrew for "food," raises funds by asking American Jews who are celebrating life-cycle events such as weddings, birthdays, anniversaries, and bar/bat mitzvahs, to contribute 3% of the cost of these celebrations to hunger relief.

## Notes for your calendar

Anchorage Aces

February

Spring "Scouting for Food"

March

CANstruction '95

March (See story on page 4)

Subway's Food Drive

April in Subway stores in

Alaska

Spring Auction

April

National Association of

Letter Carriers Food Drive

May throughout Alaska

Annual Amateur Golf

Tournament

June at Eagle Glen Golf Course

For information call  
272-3663.



## CANstruction '95

Calling all business, service groups, organizations, and individuals. Help fight hunger and build a "Hunger Free Town" - one can at a time!

Food Bank of Alaska will be holding it's fifth Annual CANstruction event at the University Center, March 25 & 26. This unique food drive involves teams of people who design and build one-of-a-kind sculptures made mostly of canned foods. Participants from past CANstruction events are available to consult with new teams regarding the design and construction of the sculptures.

CANstruction teams donate a \$25 entry fee for a sculpture space. This fee is waived for teams representing non-profit organizations. Food Bank of Alaska provides electricity, if desired, judging, awards, and signage.

CANstruction is fun! CANstruction also affords high visibility for everyone involved, but you need to start planning early! In previous years, all local media sources have covered CANstruction. For more information call 272-3663.

## Fifteen Years Fighting Hunger

Food Bank of Alaska has worked in conjunction with its member agencies, volunteers, and donors for fifteen years in the fight against hunger. This organization began from a small group of visionary Alaskan citizens who believed that no one deserved to be hungry so they created a way to acquire and distribute excess food to agencies which feed needy individuals.

We would like to thank over 200 guests who helped us honor our 1993 - 94 donors, and volunteers, both past and present, at our 15th Anniversary Event on October 5th.

A special thanks to Matanuska Maid Dairy for it's generous sponsorship, Ken Wray's Printing, graphic designer Dave Allen, Allegro, Arctic Welding Supply, and event chair Vern McCorkle. Thanks also to guest speakers, Christine Vladimiroff, OSB, CEO and president of Second Harvest (the national network of food banks to which Food Bank of Alaska belongs) and Iditarod winner Martin Buser and his champion dog, D-2.

Finally, a special thank you to all the donors and volunteers who have helped Food Bank of Alaska through fifteen years of operation. We appreciate the outstanding support and enthusiasm we have received from the Alaskan communities that support our efforts and to all who share our belief that "no one deserves to be hungry."

## "Dine Out Against Hunger" a great success

Our first annual "Dine Out Against Hunger" was a great success! Fifteen restaurants took a bite out of hunger on Tuesday, November 15 by donating a percentage of their sales that day to Food Bank of Alaska.

A special thanks to Aard and Marketing Group, Advanced Voice Services, Anchorage Hilton Hotel, Avis, Blockbuster Video, Cafe Fonte, Professional Colorgraphics, Claudia Hinton, of Klondike Advertising, Rose Garden Florist, Sheraton Anchorage Hotel, Simon & Seaforts, members of the "Dine Out Against Hunger" committee, and everyone who patronized the following participating restaurants:

Anchorage Hilton Berry Patch  
Anchorage Hilton Top of the World  
Sheraton Anchorage Bistro 401  
Elevation 92  
Jens  
La Mex in Spenard  
O'Brady's Burgers and Brew  
The Gallery Cafe in the  
Anchorage Museum

McDonalds - Mountain View  
Sea Galley  
Shannon's Calais Cafe  
Sicks Cafe  
Harry's  
Denny's on Denali Street  
Piper's-Westcoast International Inn



## Holiday Food Drives

Food Bank of Alaska received a variety of nutritious foods through food drives sponsored by businesses, students, and community organizations for the 1994 holiday season. Food drives provide an essential part of our inventory. They offer variety, quality, and nutritional balance for agencies in our statewide network which feed needy children and adults.

Please join us in recognizing the following sponsors of food drives during the holiday season:

- Rogers Park Elementary School
- Boy Scouts of America - Western Alaska Council
- Real Alaskans
- Church of Jesus Christ of Latter Day Saints 13th Ward Young Women
- ACT III Theatres - "Cans Film Festival"
- Wendler Junior High School
- Central Junior High School
- American Postal Workers Union - "Breakfast for Kids Drive"
- Prime Cable of Alaska
- Taku Elementary School
- Preston, Gates & Ellis
- City Electric
- Hot Rods
- Susitna Elementary School
- Hope Cottages - Ocean
- BP Early Learning Center
- Walden Book Store - 5th Avenue Mall
- Lamonts - Dimond Center
- Lamonts - Northway Mall
- Lamonts - University Center
- Tiger Cub Pack 220
- Sam's Club - Dimond
- Price Costco Food Drive - Dimond
- National Bank of Alaska Employees
- Christ Our Savior Lutheran Church Preschool
- Stellar Alternative School
- Alaska Airlines Employees
- Anchorage Daily News Employees
- ARCO Alaska, Inc.
- Alaska Pipe and Supply
- Frame House Art Gallery
- Northrim Bank
- Denali Federal Credit Union
- Amazing Grace Preschool
- 100.5 Fox Radio and Mapco
- Zion Lutheran Church Preschool
- Anchorage Board of Realtors
- Anchorage Bowling Association
- Shepard of the Hills Lutheran Preschool
- Uncle Joe's Pizzeria

**More Letters to the Editor**

**Food Bank helps thousands thanks to generosity of many**

The year 1994 is just a memory for us and there is much to remember. For most of us the year was pretty much like the year before and this year will be like the last.

But for some of our friends and neighbors this year has been the worst in their lives. Several families have lost their homes to fire and many more have lost their job or are new to the area. This is a very loving and caring community and people just need to know who to ask for help to get back on their feet. That is why the Food Bank is here, to help meet the needs when people get caught short and need food.

To the people of the Kenai Peninsula, it is my pleasure to report to you how your Food Bank provided service during 1994. The year was busy and we saw tremendous growth. During the year we received over 620,000 pounds of food for distribution (up from 420,000 pounds in 1993). The value of the food that was distributed to those in need on the Kenai Peninsula by the Food Bank in 1994 was over \$1.2 million. This was accomplished because of the continued community support. The program operates totally through your response to our fund-raisers, food drives and requests for donations.

We have many individuals and businesses that have made this program possible. Carlile Enterprises Inc. provides all our transportation at no charge from Anchorage to us and also down to the distribution points in Homer. Without this help we would not be able to have the food that comes from Food Bank of Alaska. Peninsula Sanitation provides a dumpster for us at no charge, although very little food goes into the dumpster.

We get donations from many retailers and wholesalers. Thanks to Tri Star Distributing (2,179 pounds), Save U More (2,213 pounds), Safeway (15,795 pounds), Carrs (27,694 pounds), Peterkin (15,081 pounds) and Food

Although this seems like a large amount of food, this represents less than 2 percent of all the food that goes through these stores. In the past the stores had no real option but to throw the food in the dumpster. We are grateful that these businesses and others are willing to call us up so that we can come and pick up the donation and prepare it for distribution.

We have also been blessed with fish from the canneries at the end of the season when they close down for winter. Cook Inlet Processing, Salamantoff, Wards Cove, Inlet Salmon and Ed's Kasilof Seafoods have given us over 15,000 pounds of fish this year. This gives us the opportunity to include a protein in food boxes.

The Food Bank also does several food drives during the year to help supplement donations from stores/salvage. This amounted to over 20,000 pounds of food from the community. The need in the community is greater than even this, and so the Food Bank has dedicated thousands of dollars to purchase much needed foods, like beans, rice, mac 'n' cheese, and for the holidays over 700 turkeys and hams. When a donation is made with the request to be used for food, that is exactly what we are delighted to do. Food from the Food Bank now reaches over 6,000 people each month all over the peninsula. We see miracles happen every day.

At the December board of directors meeting, the members voted to provide food boxes directly to those in need. Anyone who is in need of food can come to the Food Bank and we will provide two weeks of food. We work on the honor system and ask that people remember this so that we will have good food boxes for everyone who needs the help. There is no cost for this service, it is a gift from the community. All of us at the Food Bank believe that no one deserves to be hungry. People in need can come to the Food Bank once every three months if the need persists. We do

working to make it happen. We need your help. You never know if you might need the help of the Food Bank, and we will be there for you. If you had planned to make a donation to help support the work of the Food Bank, it is not too late. The Contract With America, if passed, will impact millions of people and the work of food banks will increase dramatically.

Miracles happen here, every day. There is something for each volunteer to do to help these miracles happen, just come and volunteer. Your help is needed, your donation, your time and your talents. If not you, who? If not now, when?

Linda Parker, executive director  
Kenai Peninsula Food Bank

the stress of no food in the house is present. Children study better when they have enough to eat. For some of our children the only meals they get are the lunch and breakfast they get at school.

The Food Bank is renting space in a warehouse on K-Beach Road behind the Red Diamond Center. We have only 2,000 square feet and often are challenged to make do with the room we have to process and store the food. We have food stored at the freezers at Cook Inlet Processing and at the Unocal Camp. We rack our food three pallets high and still are short on room. The goal of the board of directors is to see that the new building is framed and ready to move in by the end of the summer. This is possible with all of us

nity has been wonderful. When asked to donate food during the Cans Film Festival at the Kambe or the Mail Carriers Food Drive or Fishin' for Food, the community has helped greatly. The food drives through the schools at Christmas this year went to the Salvation Army. Thanks also to the Orca Theater, AAA, Alaska Cab, K-Mart and the Boy Scouts of Soldotna for their work to help provide canned goods with food drives. All this adds up to help us provide food to those in need.

1994 was a very successful year for the Food Bank to provide service to the peninsula. In 1995 we have a goal to reach out and help so that no one goes to bed hungry. It has been proven that domestic violence is greater when

encourage people to sign up for the commodity program at the Salvation Army and Public Assistance for long-term help.

It is such a thrill to us to be able to help and to see the impact that the Food Bank is making to people in need. Food is distributed from the Food Bank by members of the Soldotna First Baptist Church at KPC weekly (average 1,000 pounds weekly) to help the students, many of which are extremely low income. Food is also provided to the students at People Count and New Frontier Vocational Training School, and to Bishop's Attie for distribution. Commodities program food goes through the Food Bank to the Salvation Army in Kenai and Homer along with some donations of bread, milk and mixture to help

## More Letters to the Editor

### Food Bank helps thousands thanks to generosity of many

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SENATOR LYDA GREEN

State Capitol  
Juneau, AK 99801-1182  
(907) 465-6600  
Fax (907) 465-3805

-----  
TO: LEG. LEGAL LOCATION: Juneau  
PHONE: 465-2450 FAX: X 2029

NUMBER OF PAGES (INCLUDING COVER): \_\_\_\_\_

MESSAGE: Please incorporate attached amendment  
into a Final Sen. (HESS) CSSB 68.

DATE: 2-15-95 SENT BY: Portia Prabcok  
@ 10:30 am Sen. HESS  
X 3762

Thanks!  
Portia

# FISCAL NOTE

STATE OF ALASKA  
1995 LEGISLATIVE SESSION

BILL NO. SB68

Revision Date: \_\_\_\_\_  
Title: Act relating to the donation of food by  
meat processors and seafood processors  
Sponsor: Senator Leman  
Requestor: Senator Leman

Department Affected: Environmental  
Conservation  
BRU: Environmental Health  
Component: Meat & Poultry Inspections  
Seafood and Sanitation Inspections

COMPONENT SERIAL NO. 648 & 1936

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
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
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ( )	0.0	0.0	0.0	0.0	0.0	0.0
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**FUND SOURCE**

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 Receipt	0.0	0.0	0.0	0.0	0.0	0.0
1006 GF/INITIA	0.0	0.0	0.0	0.0	0.0	0.0
Other	0.0	0.0	0.0	0.0	0.0	0.0
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY95) cost: 5 0.0

**POSITIONS**

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

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Larry Jones *Larry Jones*  
Division: Director, Information and Administrative Services

Phone: 465-5010  
Date: 2/14/95

Approved by Commissioner: *Elizabeth H. Ferguson* *For Gen Burdick*  
Agency: Department of Environmental Conservation

Date: 2/14/95

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LOCATION:KEN/SOL

SB 68

MR.

TOM

MEARS

*Ex. Director*

COOK INLET AQUA TESTIFY

THERE IS ANOTHER PERSON  
IN ANC ON THE LIST  
I GAVE YOU PREVIOUSLY