

ALASKA LEGISLATURE COMMITTEE FILES 1995-1996 86/2

9032 SENATE STATE AFFAIRS

1 (3) Oil and Gas Exploration, Production, and Pipeline Transportation Property
2 Tax (AS 43.56);

3 (4) Mining License Tax (AS 43.65);

4 (5) Fisheries Taxes (AS 43.75).

5 • Sec. 2. AS 43.20.014(a) is amended to read:

6 (a) Subject to (d) of this section, a taxpayer is allowed as a credit against
7 the tax due under this chapter the taxpayer's contributions as follows:

8 (1) for [FOR] cash contributions accepted for direct instruction,
9 research, and educational support purposes, including library and museum acquisitions,
10 and contributions to endowment, by an Alaska university foundation, [OR] by a
11 nonprofit, public or private, Alaska two-year or four-year college accredited by a
12 regional accreditation association, ~~or by a public or private elementary or secondary~~
13 educational institution.

14 (A) [A TAXPAYER IS ALLOWED AS A CREDIT AGAINST
15 THE TAX DUE UNDER THIS CHAPTER (1)] 50 percent of contributions
16 of not more than \$100,000; and

17 (B) [(2)] 100 percent of the next \$100,000 of contributions; and
18 (2) for contributions accepted by a nonprofit, noncommercial public
19 Alaska educational radio or television network or station, 50 percent of
20 contributions of not more than \$100,000

21 • Sec. 3. AS 43.20.014(d) is amended to read:

22 (d) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
23 under this section

24 (1) may not be claimed as a credit under another provision of this title;

25 (2) may not also be allowed as a deduction under 26 U.S.C. 170 against
26 the tax imposed by this chapter; and

27 (3) may not, when combined with credits taken during the taxpayer's
28 tax year under AS 21.89.070, AS 43.55.019, AS 43.56.018, AS 43.65.018 or
29 AS 43.75.018, exceed \$200,000 [5150,000]

30 • Sec. 4. AS 43.55.019(a) is amended to read:

31 (a) Subject to (d) of this section, a producer of oil or gas is allowed as a

1 credit against the tax due under this chapter the producer's contributions as
 2 follows:

3 (1) for [FOR] cash contributions accepted for direct instruction,
 4 research, and educational support purposes, including library and museum acquisitions,
 5 and contributions to endowment, by an Alaska university foundation, [OR] by a
 6 nonprofit, public or private, Alaska two-year or four-year college accredited by a
 7 regional accreditation association, ~~or by a public or private elementary or secondary~~
 8 educational institution,

9 (A) [A PRODUCER OF OIL OR GAS IS ALLOWED AS A
 10 CREDIT AGAINST THE TAX DUE UNDER THIS CHAPTER (1)] 50
 11 percent of contributions of not more than \$100,000, and

12 (B) (2) 100 percent of the next \$100,000 of contributions; and
 13 (2) for contributions accepted by a nonprofit, noncommercial public
 14 Alaska educational radio or television network or station, 50 percent of
 15 contributions of not more than \$100,000

16 * Sec. 5. AS 43.55.019(d) is amended to read:

17 (d) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
 18 under this section may not

19 (1) be claimed as a credit under another provision of this title, and

20 (2) when combined with credits taken during the taxpayer's tax year
 21 under AS 21.89.070, AS 43.20.014, AS 43.56.018, AS 43.65.018, or AS 43.75.018,
 22 exceed \$200,000 [\$150,000].

23 * Sec. 6. AS 43.56.018(a) is amended to read:

24 (a) Subject to (d) of this section, the owner of property taxable under this
 25 chapter is allowed as a credit against the tax due under this chapter the owner's
 26 contribution as follows:

27 (1) for [FOR] cash contributions accepted for direct instruction,
 28 research, and educational support purposes, including library and museum acquisitions,
 29 and contributions to endowment, by an Alaska university foundation, [OR] by a
 30 nonprofit, public or private, Alaska two-year or four-year college accredited by a
 31 regional accreditation association, ~~or by a public or private elementary or secondary~~

1 educational institution,

2 (A) [THE OWNER OF PROPERTY TAXABLE UNDER THIS
3 CHAPTER IS ALLOWED AS A CREDIT AGAINST THE TAX DUE
4 UNDER THIS CHAPTER (1)] 50 percent of contributions of not more than
5 \$100,000; and

6 (B) [(2)] 100 percent of the next \$100,000 of contributions; and
7 (2) for contributions accepted by a nonprofit, noncommercial public
8 Alaska educational radio or television network or station, 50 percent of
9 contributions of not more than \$100,000.

10 * Sec. 7. AS 43.56.018(d) is amended to read:

11 (d) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
12 under this section may not

13 (1) be claimed as a credit under another provision of this title; and

14 (2) when combined with credits taken during the taxpayer's tax year
15 under AS 21.89.07., AS 43.20.014, AS 43.55.019, AS 43.65.018, or AS 43.75.018,
16 exceed \$200,000 [\$150,000]

17 * Sec. 8. AS 43.65.018(a) is amended to read:

18 (a) Subject to (d) of this section, a person engaged in the business of
19 mining in the state is allowed as a credit against the tax due under this chapter
20 the contributions made by the person as follows:

21 (1) for [FOR] cash contributions accepted for direct instruction,
22 research, and educational support purposes, including library and museum acquisitions,
23 and contributions to endowment, by an Alaska university foundation, [OR] by a
24 nonprofit, public or private, Alaska two-year or four-year college accredited by a
25 regional accreditation association, or by a public or private elementary or secondary
26 educational institution,

27 (A) [A PERSON ENGAGED IN THE BUSINESS OF MINING
28 IN THE STATE IS ALLOWED AS A CREDIT AGAINST THE TAX DUE
29 UNDER THIS CHAPTER (1)] 50 percent of contributions of not more than
30 \$100,000; and

31 (B) [(2)] 100 percent of the next \$100,000 of contributions; and

1 (2) for contributions accepted by a nonprofit, noncommercial public
 2 Alaska educational radio or television network or station, 50 percent of
 3 contributions of not more than \$100,000.

4 • Sec. 9. AS 43.65.018(d) is amended to read:

5 (d) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
 6 under this section may not

7 (1) be claimed as a credit under another provision of this title; and

8 (2) when combined with credits taken during the taxpayer's tax year
 9 under AS 21.89.070, AS 43.20.014, AS 43.55.019, AS 43.56.018, or AS 43.75.018,
 10 exceed \$200,000 [\$150,000].

11 • Sec. 10. AS 43.75.018(a) is amended to read:

12 (a) Subject to (d) of this section, a person engaged in a fisheries business
 13 is allowed as a credit against the tax due under this chapter the contributions
 14 made by the person as follows:

15 (1) for [FOR] cash contributions accepted for direct instruction,
 16 research, and educational support purposes, including library and museum acquisitions,
 17 and contributions to endowment, by an Alaska university foundation, [OR] by a
 18 nonprofit, public or private, Alaska two-year or four-year college accredited by a
 19 regional accreditation association, or by a public or private elementary or secondary
 20 educational institution.

21 (A) [A PERSON ENGAGED IN A FISHERIES BUSINESS IS
 22 ALLOWED AS A CREDIT AGAINST THE TAX DUE UNDER THIS
 23 CHAPTER (1)] 50 percent of contributions of not more than \$100,000; and

24 (B) [(2)] 100 percent of the next \$100,000 of contributions; and
 25 (2) for contributions accepted by a nonprofit, noncommercial public
 26 Alaska educational radio or television network or station, 50 percent of
 27 contributions of not more than \$100,000

28 • Sec. 11. AS 43.75.018(d) is amended to read:

29 (d) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
 30 under this section may not

31 (1) be claimed as a credit under another provision of this title, and

1
2
3
4
5
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(2) when combined with credits taken during the taxpayer's tax year under AS 21.89.070, AS 43.20.014, AS 43.55.019, AS 43.56.018, or AS 43.65.018, exceed \$200,000 [~~\$150,000~~].

• Sec. 12. This Act applies to tax years beginning after the December 31 that precedes the effective date of this Act.

• Sec. 13. This Act takes effect January 1, 1996.

DIVISION OF LEGAL SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

130 Seward Street, Suite 409
Juneau, Alaska 99801-2105

MEMORANDUM

April 28, 1995

SUBJECT: CSSB 118()

TO: Senator Loren Leman
Attn: Mary Vollendorf

FROM: Pamela Finley *PF*
Assistant Revisor of Statutes

Enclosed is the draft CSSB 118() you requested. I wanted to warn you that it is conceivable, though by no means certain, that tax credits for contributions to private schools may violate article VII, sec 1 of Alaska's constitution, which states that "[n]o money shall be paid from public funds for the direct benefit of any religious or other private educational institution."

In Sheldon Jackson College v. State, 599 P 2d 127 (Alaska 1979), Alaska's Supreme Court struck down a tuition grant program that paid students in private colleges the difference between the private tuition and the tuition of comparable public colleges. The tax credit you propose is different from the program in the Sheldon Jackson case in that the tax credit never becomes "public funds" because it is never paid to the state. On the other hand, the court noted that channeling funds to a private school through an intermediary will not save an otherwise improper expenditure of public monies, Sheldon Jackson, supra at 130. Therefore, it is possible that the court would find tax money that was due the state, absent application of the credit, to be "public funds" for the purposes of article VII, sec 1.

The tax credit you propose is also different from the grant program at issue in Sheldon Jackson because the grant program benefited only private colleges, whereas the tax credit would be allowed for both private and public schools. This fact might save the tax credit, even if the court were willing to find that a tax credit is the equivalent of an expenditure of public funds for the purposes of art. VII, sec 1. See Sheldon Jackson, supra n 7^c at 131. However, because the court's test under that section involves balancing several factors, I cannot guarantee that the tax credit would be upheld. I do note, however, that the current statute also allows the credit for public and private colleges and universities, so current law also has whatever problems this draft may have.

Please let me know if you have any questions.

PF kib lc
95-310 kib

Enclosure

cal" than precise,¹⁵ the analyses found in these decisions are helpful in determining generally the type of government action intended to be prohibited by article VII's direct benefit clause. The following generalizations can be drawn from these authorities.

[3] First, constitutional provisions governing aid to private schools have generally been perceived as requiring neutrality rather than hostility from the state;¹⁶ thus the breadth of the class to which statutory benefits are directed is a critical area of judicial scrutiny.¹⁷ For example, though the police and fire protection afforded a private school may provide the school with quite direct benefits, as when a campus fire is extinguished, such benefits are provided without regard to status and affiliation, and have universally been presumed to be constitutional.¹⁸ Conversely, a benefit flowing only to private institutions, or to those served by them, does not reflect the same neutrality and non-selectivity.¹⁹

A second central criterion in determining the constitutionality of a state aid program, is the nature of the use to which the public funds are to be put. As is apparent from the convention debate, the core of the concern expressed in the direct benefit prohibition involves government aid to education

conducted outside the public schools. Though any state assistance that relieves the burden on a private school to provide for the health and welfare of its students will free the school to concentrate its funds on its private educational mission, numerous delegates voiced their understanding that the direct benefit clause would not bar such incidental support.²⁰ An analogous distinction has frequently been drawn in establishment clause cases, where the pertinent inquiry is whether a statute impacts "essentially secular educational functions" that are separable from the school's religious instruction.²¹

Third, in determining whether a school is directly benefitted by public funds, a court must consider, though not in isolation, the magnitude of the benefit conferred. A trivial, though direct, benefit may not rise to the level of a constitutional violation, whereas a substantial, though arguably indirect, benefit may.²²

[4] Finally, while a direct transfer of funds from the state to a private school will of course render a program constitutionally suspect,²³ merely channeling the funds through an intermediary will not save an otherwise improper expenditure of public monies. The courts have expressly noted

15. See L. Tribe, *American Constitutional Law* 940 (1978).

16. See *Roemer v. Bd. of Publ. Works of Md.*, 426 U.S. 736, 747, 96 S.Ct. 2337, 2345, 49 L.Ed. 179, 184 (1976); *Lemon v. Kurtzman*, 403 U.S. 602, 614, 91 S.Ct. 2105, 2112, 29 L.Ed.2d 745, 756 (1971); *Everson v. Bd. of Educ.*, 330 U.S. 1, 18, 67 S.Ct. 504, 512, 91 L.Ed. 714, 724-25 (1947).

17. See, e.g., *Comm. for Publ. Educ. v. Nyquist*, 413 U.S. 756, 782 n. 38, 93 S.Ct. 2955, 2970 n. 38, 37 L.Ed.2d 940, 948 n. 38 (1973); *Springfield Sch. Dist. v. Dept. of Educ.*, 463 Pa. 339, 397 A.2d 1154, 1163 (1979).

18. See citations *supra* notes 16 and 17.

19. See *infra* notes 26 and 27.

20. See *supra* note 10 in *Matthews v. Quenton*, 362 P.2d 932 (Alaska 1961); cert. denied, 364 U.S. 917, 83 S.Ct. 330, 7 L.Ed.2d 322 (1962), a statute enabling private school children living far from their schools to ride public school

buses at public expense, was held violative of the direct benefit prohibition. We do not rely on *Matthews* in reaching today's decision, and thus have no occasion to overrule or re-affirm it. A substantial question, however, can be raised as to its continuing vitality in light of the analysis which we employ in the present opinion.

21. *Roemer v. Bd. of Publ. Works of Md.*, 426 U.S. 736, 762, 96 S.Ct. 2337, 2352, 49 L.Ed.2d 179, 197 (1976). See *Meek v. Pittenger*, 421 U.S. 349, 366, 95 S.Ct. 1753, 1763, 44 L.Ed.2d 317, 332 (1975).

22. Compare *Lendall v. Cook*, 432 F.Supp. 971 (E.D. Ark. 1977) (program involving eight scholarships upheld), with *Meek v. Pittenger* (striking down a state loan of nonideological instructional materials, in part on the basis of the substantiality of aid to the overall functioning of the benefitted schools).

23. *Id.*

that the superficial form of a benefit will not suffice to define its substantive character.²⁴

II

[5] The foregoing observations are readily applicable to the present case. First, the class primarily benefitted by the tuition grant program consists only of private colleges and their students. Though the appellants characterize the statute as merely equalizing the positions of private and public university students, effectively the chief beneficiaries are the private colleges themselves. Unlike a statute that provides comparable dollar subsidies to all students,²⁵ Alaska's tuition grant program is not neutral, inasmuch as the only incentive it creates is the incentive to enroll in a private college. Subsidy programs suffering from similar deficiencies have been repeatedly struck down under a variety of state constitutional provisions,²⁶ as well as under the Federal Constitution.²⁷

Second, the public funds expended under AS 14.40.776 constitute nothing less than a subsidy of the education received by the student at his or her private college, and thus implicate fully the core concern of the direct benefit provision. While the program may be motivated, as was stated in the preface to the statute as it was originally passed, by the desire to "help retain qualified students in Alaska,"²⁸ such a laudable purpose cannot escape article VII's mandate that Alaska pursue its educational objectives through public educational institutions.

Furthermore, the magnitude of benefits bestowed under the tuition grant program is quite substantial. For the last year in which the tuition grants were paid, 1975-76, Sheldon Jackson received approximately six hundred thousand dollars from the program. The grants were then \$1,550 for each eligible student,²⁹ and for the 1976-77 school year the grants were to be \$2,500.³⁰ According to Sheldon Jackson it has suf-

24. *Wolman v. Walter*, 433 U.S. 229, 250, 97 S.Ct. 2593, 2606, 53 L.Ed.2d 714, 733-34 (1977) (striking down a loan of instructional materials to students after similar loan to schools had been struck down in *Meek*); *Comm. for Publ. Educ. v. Nyquist*, 413 U.S. 756, 785-86, 93 S.Ct. 2955, 2972, 37 L.Ed.2d 948, 970 (1973) (striking down reimbursements to parents for private school tuitions).

25. *Minn. Civ. Lib. U. v. Roemer*, 452 F.Supp. 1316, 1322 (D.Minn.1978) (tax deduction for parents of all school children upheld); *Americans United for the Sep. of Ch. and State v. Blanton*, 433 F.Supp. 97 (M.D.Tenn.), *aff'd mem.*, 434 U.S. 803, 98 S.Ct. 39, 54 L.Ed.2d 45 (1977) (public and private college students eligible for grants); *Durham v. McLeod*, 259 S.C. 409, 192 S.E.2d 202 (1972), *appeal dismissed for lack of a substantial federal question*, 413 U.S. 802, 93 S.Ct. 3060, 37 L.Ed.2d 1020 (1973) (means to all college students). *But see Miller v. Ayres*, 213 Va. 251, 191 S.E.2d 261 (1972) (conditional grants to public and private college students held unconstitutional); *Weiss v. Bruno*, 82 Wash.2d 199, 509 P.2d 973 (1973) (grants to needy private school children not saved by summer school grants to needy public school children).

26. See *Klinger v. Howlett*, 36 132d 1, 305 N.E.2d 129 (1973); *Opinion of the Justices*, 357 Mass. 848, 259 N.E.2d 344 (1970); *Opinion of the Justices*, 109 N.H. 378, 258 A.2d 343 (1969).

27. *Comm. for Publ. Educ. v. Nyquist*, 413 U.S. 756, 782 n. 38, 93 S.Ct. 2955, 2970 n. 38, 37 L.Ed.2d 948, 968 n. 38 (1973) (tuition reimbursement to parents of non-public school children); *Sloan v. Lemon*, 413 U.S. 825, 93 S.Ct. 2982, 37 L.Ed.2d 939 (1973) (tuition reimbursement); *Wolman v. Essex*, 342 F.Supp. 399, 412 (S.D. Ohio), *aff'd mem.*, 409 U.S. 808, 93 S.Ct. 81, 34 L.Ed.2d 69 (1972) ("[t]he reimbursement grant aspects . . . are directed only towards the parents of children who attend non-public schools"). See also *Meek v. Pittenger*, 421 U.S. 349, 95 S.Ct. 1753, 44 L.Ed.2d 217 (1975) (auxiliary services only provided to non-public school students); *Publ. Funds for Publ. Schools of N.J. v. Marburger*, 358 F.Supp. 29 (D.N.J. 1973), *aff'd mem.*, 417 U.S. 901, 94 S.Ct. 3163, 41 L.Ed.2d 1134 (1974) (private school students reimbursed for textbooks while public schoolers only loaned books); *Members of Jamestown Schl. Comm. v. Schmale*, 427 F.Supp. 1338, 1348 (D.R.I. 1977) (only private school students bused out of district); *Americans United for Sep. of Ch. and State v. Henton*, 413 F.Supp. 955 (Iowa 1976) (same).

28. Section 1 ch. 230 SLA 1970.

29. Section 2 ch. 136 SLA 1975.

30. AS 14.40.776(a)(2).

Ruth / file / Bill

COOK INLET REGION, INC.

April 3, 1995

The Honorable Bert Sharp
State Capitol
Juneau, AK 99801-1182

Dear Senator Sharp:

Diane Kaplan and I enjoyed seeing you last week. We appreciated the opportunity to discuss SB118.

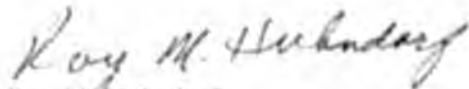
Since we met last week, HB269, the companion bill to SB118, the tax credit bill we discussed with you, was passed out of the House State Affairs Committee unanimously. We expect the bill to be scheduled in the House Finance Committee in the next week or so. Your staff member, Ruth Skidmore, has told us that it should be possible to schedule a hearing on the Senate bill in the Senate State Affairs Committee on April 13th. Senator Phillips has indicated that he would introduce a committee substitute, at that time, which would make the bill identical to the House version, with a \$450,000 tax credit cap, as we have requested. With the drastic cuts proposed for public broadcasting this year, this bill, which encourages corporate contributions for public broadcasting, takes on even greater importance.

We hope you will give every consideration to adding SB118 to your Senate State Affairs Committee calendar as soon as possible and appreciate your support for the bill.

Thanks again for giving your time and attention to these important matters.

Best regards,

COOK INLET REGION, INC.



Roy M. Huhndorf
Chairman and CEO and
Chairman, Board of Directors, Kachme Broadcast Corporation

9-L-0755R ✓
Chenoweth
5/4/95

CS FOR SENATE BILL NO. 118()
IN THE LEGISLATURE OF THE STATE OF ALASKA
NINETEENTH LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): SENATORS TORGERSON, Taylor

A BILL

FOR AN ACT ENTITLED

1 "An Act establishing credits against certain taxes for contributions to certain
2 public educational radio and television networks and stations and for contributions
3 for direct instruction, research, and educational support purposes and contributions
4 for endowment for public and private elementary and secondary educational
5 institutions; increasing the amounts that may be claimed as credits against certain
6 state taxes, and precluding claims of the contributions as both credits and
7 deductions against the taxes; and establishing credits against the salmon
8 marketing tax and the fishery resource landing tax; and providing for an
9 effective date."

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

11 * Section 1. PURPOSE. (a) This Act extends the credits authorized by ch. 58, SLA 1987,
12 ch. 71, SLA 1991, and ch. 21, SLA 1994, against each of the following state taxes for

1 contributions made to instate public educational radio and television networks and stations and
 2 for contributions made for direct instruction, research, and educational support purposes and
 3 endowments for public and private elementary and secondary educational institutions:

4 (1) the insurance premium tax (AS 21.09.210) and the tax on title insurance
 5 premiums (AS 21.66.110);

6 (2) Alaska Net Income Tax (AS 43.20);

7 (3) Oil and Gas Properties Production Tax (AS 43.55);

8 (4) Oil and Gas Exploration, Production, and Pipeline Transportation Property
 9 Tax (AS 43.56);

10 (5) Mining License Tax (AS 43.65);

11 (6) Fisheries Tax (AS 43.75).

12 (b) This Act also authorizes a credit against the salmon marketing tax and the fisheries
 13 resource landing tax for contributions made for instruction, research, and educational support
 14 purposes that are accepted by a nonprofit, public or private, Alaska two-year or four-year
 15 college or university or Alaska university foundation for public and private elementary and
 16 secondary educational institutions, and for public educational broadcasting.

17 * Sec. 2. AS 21.89.070(a) is amended to read:

18 (a) Subject to (c) of this section, a [A] taxpayer is allowed as a credit against
 19 the tax due under AS 21.09.210 or AS 21.66.110 the taxpayer's [FOR] cash
 20 contributions

21 (1) for direct instruction, research, and educational support purposes,
 22 including library and museum acquisitions, and contributions to endowment, that are
 23 accepted by a nonprofit, public or private, Alaska two-year or four-year college or
 24 university accredited by a regional accreditation association or that are accepted by an
 25 Alaska university foundation that supports a university or college that could receive
 26 a contribution for which a taxpayer may obtain a credit under this section or by a
 27 public or private elementary or secondary educational institution; the [. THE]
 28 amount of the credit is the lesser of

29 (A) [(1)] an amount equal to

30 (i) [(A)] 50 percent of contributions of not more than
 31 \$100,000; and

32 (ii) [(B)] 100 percent of the next \$100,000 of

1 contributions; or

2 (B) [(2)] 50 percent of the taxpayer's tax liability under this
3 title;

4 (2) accepted by a nonprofit, noncommercial, public Alaska
5 educational radio or television network or station; the amount of the credit is the
6 lesser of

7 (A) an amount equal to 50 percent of contributions of not
8 more than \$100,000; or

9 (B) 50 percent of the taxpayer's tax liability under this title.

10 * Sec. 3. AS 21.89.070(c) is amended to read:

11 (c) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
12 under this section

13 (1) may not be claimed as a credit under more than one provision of
14 this title; and

15 (2) may not, when combined with credits taken during the taxpayer's
16 tax year under AS 43.20.014, AS 43.55.019, AS 43.56.018, AS 43.65.018, [OR]
17 AS 43.75.018, AS 43.76.125, or AS 43.77.045, exceed \$200,000 [\$150,000].

18 * Sec. 4. AS 43.20.014(a) is amended to read:

19 (a) Subject to (d) of this section, a taxpayer is allowed as a credit against
20 the tax due under this chapter the taxpayer's contributions as follows:

21 (1) for [FOR] cash contributions accepted for direct instruction,
22 research, and educational support purposes, including library and museum acquisitions,
23 and contributions to endowment, by an Alaska university foundation, [OR] by a
24 nonprofit, public or private, Alaska two-year or four-year college accredited by a
25 regional accreditation association, or by a public or private elementary or secondary
26 educational institution.

27 (A) [A TAXPAYER IS ALLOWED AS A CREDIT AGAINST
28 THE TAX DUE UNDER THIS CHAPTER (1)] 50 percent of contributions
29 of not more than \$100,000; and

30 (B) [(2)] 100 percent of the next \$100,000 of contributions; and
31 (2) for contributions accepted by a nonprofit, noncommercial public

1 Alaska educational radio or television network or station, 50 percent of
2 contributions of not more than \$100,000.

3 * Sec. 5. AS 43.20.014(d) is amended to read:

4 (d) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
5 under this section

6 (1) may not be claimed as a credit under another provision of this title;

7 (2) may not also be allowed as a deduction under 26 U.S.C. 170 against
8 the tax imposed by this chapter; and

9 (3) may not, when combined with credits taken during the taxpayer's
10 tax year under AS 21.89.070, AS 43.55.019, AS 43.56.018, AS 43.65.018, [OR]
11 AS 43.75.018, AS 43.76.125, or AS 43.77.045, exceed \$200,000 [\$150,000].

12 * Sec. 6. AS 43.55.019(a) is amended to read:

13 (a) Subject to (d) of this section, a producer of oil or gas is allowed as a
14 credit against the tax due under this chapter the producer's contributions as
15 follows:

16 (1) for [FOR] cash contributions accepted for direct instruction,
17 research, and educational support purposes, including library and museum acquisitions,
18 and contributions to endowment, by an Alaska university foundation, [OR] by a
19 nonprofit, public or private, Alaska two-year or four-year college accredited by a
20 regional accreditation association, or by a public or private elementary or secondary
21 educational institution,

22 (A) [A PRODUCER OF OIL OR GAS IS ALLOWED AS A
23 CREDIT AGAINST THE TAX DUE UNDER THIS CHAPTER (1)] 50
24 percent of contributions of not more than \$100,000; and

25 (B) [(2)] 100 percent of the next \$100,000 of contributions; and

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27 Alaska educational radio or television network or station, 50 percent of
28 contributions of not more than \$100,000.

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30 (d) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
31 under this section may not

- 1 (1) be claimed as a credit under another provision of this title; and
 2 (2) when combined with credits taken during the taxpayer's tax year
 3 under AS 21.89.070, AS 43.20.014, AS 43.56.018, AS 43.65.018, [OR] AS 43.75.018,
 4 AS 43.76.125, or AS 43.77.045, exceed \$200,000 (\$150,000).

5 * Sec. 8. AS 43.56.018(a) is amended to read:

6 (a) Subject to (d) of this section, the owner of property taxable under this
 7 chapter is allowed as a credit against the tax due under this chapter the owner's
 8 contribution as follows:

9 (1) for [FOR] cash contributions accepted for direct instruction,
 10 research, and educational support purposes, including library and museum acquisitions,
 11 and contributions to endowment, by an Alaska university foundation, [OR] by a
 12 nonprofit, public or private, Alaska two-year or four-year college accredited by a
 13 regional accreditation association, or by a public or private elementary or secondary
 14 educational institution,

15 (A) [THE OWNER OF PROPERTY TAXABLE UNDER THIS
 16 CHAPTER IS ALLOWED AS A CREDIT AGAINST THE TAX DUE
 17 UNDER THIS CHAPTER (1)] 50 percent of contributions of not more than
 18 \$100,000; and

19 (B) [(2)] 100 percent of the next \$100,000 of contributions; and
 20 (2) for contributions accepted by a nonprofit, noncommercial public
 21 Alaska educational radio or television network or station, 50 percent of
 22 contributions of not more than \$100,000.

23 * Sec. 9. AS 43.56.018(d) is amended to read:

24 (d) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
 25 under this section may not

26 (1) be claimed as a credit under another provision of this title; and

27 (2) when combined with credits taken during the taxpayer's tax year
 28 under AS 21.89.070, AS 43.20.014, AS 43.55.019, AS 43.65.018, [OR] AS 43.75.018,
 29 AS 43.76.125, or AS 43.77.045, exceed \$200,000 (\$150,000)

30 * Sec. 10. AS 43.65.018(a) is amended to read:

31 (a) Subject to (d) of this section, a person engaged in the business of

1 mining in the state is allowed as a credit against the tax due under this chapter
 2 the contributions made by the person as follows:

3 (1) for [FOR] cash contributions accepted for direct instruction,
 4 research, and educational support purposes, including library and museum acquisitions,
 5 and contributions to endowment, by an Alaska university foundation, [OR] by a
 6 nonprofit, public or private, Alaska two-year or four-year college accredited by a
 7 regional accreditation association, or by a public or private elementary or secondary
 8 educational institution.

9 (A) [A PERSON ENGAGED IN THE BUSINESS OF MINING
 10 IN THE STATE IS ALLOWED AS A CREDIT AGAINST THE TAX DUE
 11 UNDER THIS CHAPTER (1)] 50 percent of contributions of not more than
 12 \$100,000; and

13 (B) [(2)] 100 percent of the next \$100,000 of contributions; and
 14 (2) for contributions accepted by a nonprofit, noncommercial public
 15 Alaska educational radio or television network or station, 50 percent of
 16 contributions of not more than \$100,000.

17 * Sec. 11. AS 43.65.018(d) is amended to read:

18 (d) In each tax year, contributions [A CONTRIBUTION] claimed as a credit
 19 under this section may not

20 (1) be claimed as a credit under another provision of this title; and

21 (2) when combined with credits taken during the taxpayer's tax year
 22 under AS 21.89.070, AS 43.20.014, AS 43.55.019, AS 43.56.018, [OR] AS 43.75.018,
 23 AS 43.76.125, or AS 43.77.045, exceed \$200,000 (\$150,000).

24 * Sec. 12. AS 43.75.018(a) is amended to read:

25 (a) Subject to (d) of this section, a person engaged in a fisheries business
 26 is allowed as a credit against the tax due under this chapter the contributions
 27 made by the person as follows:

28 (1) for [FOR] cash contributions accepted for direct instruction,
 29 research, and educational support purposes, including library and museum acquisitions,
 30 and contributions to endowment, by an Alaska university foundation, [OR] by a
 31 nonprofit, public or private, Alaska two-year or four-year college accredited by a

1 regional accreditation association, or by a public or private elementary or secondary
 2 educational institution.

3 (A) (A PERSON ENGAGED IN A FISHERIES BUSINESS IS
 4 ALLOWED AS A CREDIT AGAINST THE TAX DUE UNDER THIS
 5 CHAPTER (1)) 50 percent of contributions of not more than \$100,000, and

6 (B) (2) 100 percent of the next \$100,000 of contributions; and
 7 (2) for contributions accepted by a nonprofit, noncommercial public
 8 Alaska educational radio or television network or station, 50 percent of
 9 contributions of not more than \$100,000

10 • Sec. 13. AS 43.75.018(d) is amended to read

11 (d) Each tax year, contributions (A CONTRIBUTION) claimed as a credit
 12 under this section may not

13 (1) be claimed as a credit under another provision of this title, and

14 (2) when combined with credits taken during the taxpayer's tax year
 15 under AS 21.89.070, AS 43.20.014, AS 43.55.019, AS 43.56.018, (OR) AS 43.65.014,
 16 AS 43.76.125, or AS 43.77.045, exceed \$200,000 (\$150,000)

17 • Sec. 14. AS 43.76 is amended by adding a new section to read

18 Sec. 43.76.125 SALMON MARKETING TAX CREDIT (a) Subject to (c)
 19 of this section, a person holding a limited entry permit or general use permit is allowed
 20 as a credit against the tax due under this chapter the contributions made by the person
 21 as follows:

22 (1) for cash contributions accepted for direct instruction, research, and
 23 educational support purposes, including library and museum acquisitions, and
 24 contributions to endowments, by an Alaska university foundation or by a nonprofit,
 25 public or private, Alaska two-year or four-year college accredited by a regional
 26 accreditation association, or by a public or private elementary or secondary educational
 27 institution,

28 (A) 50 percent of contributions of not more than \$100,000, and

29 (B) 100 percent of the next \$100,000 of contributions, and

30 (2) for contributions accepted by a nonprofit, noncommercial, public
 31 Alaska educational radio or television station, 50 percent of contributions of not more

1 than \$100,000.

2 (b) Each public college and university shall include in its annual operating
3 budget request contributions received under this section and how the contributions
4 were used.

5 (c) In each tax year, contributions claimed as a credit under this section may
6 not

7 (1) be claimed as a credit under another provision of this title;

8 (2) be allowed as a deduction against the tax imposed by this chapter
9 or as a deduction against another tax imposed by this title; and

10 (3) when combined with credits taken during the taxpayer's tax year
11 under AS 21 39 070, AS 43 20 014, AS 43 55 019, AS 43 56 018, AS 43 65 018,
12 AS 43 75 018, or AS 43 77 045, exceed \$200,000.

13 * Sec. 15. AS 43 77 is amended by adding a new section to read

14 Sec 43 77 045 ADDITIONAL RESOURCE LANDING TAX CREDIT (a)

15 Subject to (c) of this section, a person engaged in a fisheries business is allowed as a
16 credit against the tax due under this chapter the contributions made by the person as
17 follows:

18 (1) for cash contributions: accepted for direct instruction, research, and
19 educational support purposes, including library and museum acquisitions, and
20 contributions to endowments, by an Alaska university foundation or by a nonprofit, public
21 or private, Alaska two-year or four-year college accredited by a regional accreditation
22 association, or by a public or private elementary or secondary educational institution;

23 (A) 90 percent of contributions of not more than \$100,000; and

24 (B) 100 percent of the next \$100,000 of contributions; and

25 (2) for contributions accepted by a nonprofit, noncommercial, public
26 Alaska educational radio or television station, 90 percent of contributions of not more
27 than \$100,000.

28 (b) Each public college and university shall include in its annual operating
29 budget request contributions received under this section and how the contributions were
30 used.

31 (c) In each tax year, contributions claimed as a credit under this section may not

32 (1) be claimed as a credit under another provision of this title.

1 (2) be allowed as a deduction against the tax imposed by this chapter or
2 as a deduction against another tax imposed by this title; and

3 (3) when combined with credits taken during the taxpayer's tax year
4 under AS 21.89.070, AS 43.20.014, AS 43.55.019, AS 43.56.018, AS 43.65.018,
5 AS 43.75.018, or AS 43.76.125, exceed \$200,000.

6 * Sec. 16. This Act applies to tax years beginning after the December 31 that precedes the
7 effective date of this Act.

8 * Sec. 17. This Act takes effect January 1, 1996.

Alaska State Legislature

SENATOR
JOHN TORGERSON
DISTRICT D



Senate

SESSION ADDRESS
STATE CAPITOL, ROOM 427
JUNEAU, ALASKA 99801-1182
PHONE 465-2928
FAX 465-4775

SB 118 - Sponsor Statement

Alaska's public radio and television networks and stations are recognized as an important part of our educational system as well as being a vital part of our communications system. Public broadcasting is depended upon by thousands of Alaskans, urban and rural alike.

Since 1986, public broadcasting in Alaska has seen budget reductions, and current debate in the nation's capital seems to indicate additional reductions in the federal budget.

This bill, SB 118, provides for tax credits for donations to public broadcasting, similar to those allowed for donations to our colleges and universities.

This bill provides an incentive for business and industry to contribute to public broadcasting and reduce its dependence on state funding.

Alaska State Legislature

SENATOR
JOHN TORGERSON
DISTRICT D



Senate

SESSION ADDRESS
STATE CAPITOL, Room 427
JUNEAU, ALASKA 99801-1182
907-485-2828
FM 907-485-4775

S.B. 118 - SECTIONAL ANALYSIS

Sec. 1: Purpose statement.

Sec. 2: Extends tax credits for public broadcasting from Alaska Net Income Tax (AS 43.20), 50% of not more than \$100,000.

Sec. 3: Increases maximum credits for Alaska Net Income Tax from \$150,000 to \$200,000, to accomodate the maximum \$50,000 added for public broadcasting.

Sec. 4: Extends tax credits for public broadcasting from Oil and Gas Properties Production Tax (AS 43.55) 50% of not more than \$100,000.

Sec. 5: Increases maximum credits for Oil and Gas Properties Tax from \$150,000 to \$200,000, to accomodate the maximum \$50,000 added for public broadcasting.

Sec. 6: Extends tax credits for public broadcasting from Oil and Gas Exploration, Production, and Pipeline Transportation Property Tax (AS 43.56) 50% of not more than \$100,000.

Sec. 7: Increases maximum credits for Oil and Gas Tax (AS 43.56) from \$150,000 to \$200,000, to accomodate the maximum \$50,000 added for public broadcasting.

Sec. 8: Extends tax credits for public broadcasting from the Mining License Tax (AS 43.65) 50% of not more than \$100,000.

SB 1118 - Sectional Analysis
-continued, page two of two

Sec. 9: Increases maximum credits for Mining Taxes from \$150,000 to \$200,000, to accommodate the maximum \$50,000 added for public broadcasting.

Sec. 10: Extends tax credits for public broadcasting from the Fisheries Taxes (AS 43.75) 50% of not more than \$100,000.

Sec. 11: Increases maximum credits for Fisheries Taxes from \$150,000 to \$200,000, to accommodate the maximum \$50,000 added for public broadcasting.

Sec. 12: clarifies tax year application.

Sec. 13: effective date.

Alaska Department of Revenue
Income and Excise Audit Division
FY 94 Tax Credits and Local Government Tax Sharing

This table details tax credits currently available and claimed in FY 94.

	Maximum Credit (Per taxpayer)	FY 94 Credits Claimed					Total
		Corporation	Mining License	Fisheries Business	Fisheries Landing		
State Credit Program		AS 43.70	AS 43.65	AS 43.75	AS 43.77		
Alaska Education	\$150,000	\$791,741	\$150,000	\$500	N/A	\$941,241	
OIA Gas Exploration Incentive (AS 41.09) ¹	\$40 million		N/A	N/A	N/A	N/A	
Winn-Brittle	5% of tax	N/A	N/A	67,659	N/A	67,659	
CRS Fishery Landing ²	65.15% of tax	N/A	N/A	N/A	N/A	N/A	
Total		\$791,741	\$150,000	\$67,659		\$1,011,741	

N/A - Credit Program not available for tax type.

¹ The oil and gas exploration incentive credit legislation took effect in FY 95.

² The fisheries landing tax took effect January 1, 1994. Calendar year 1994 returns are not due until March 31, 1995.

This table details the amount of tax revenue and license fees shared to local governments in FY 94.

Organization	FY 94 Shared Amounts						Total
	Fisheries Business	Airline Fuel	Coal Operated Device	Electric Telephone Contribution	Liquor License Fees		
Municipalities	\$688,911	\$70,976	\$25,136	\$741,192	\$667,725	\$2,109,922	
Boroughs	6,665,932	19,101	5,101	1,134,032	17,900	7,741,024	
Cities	9,168,417	19,795	15,923	625,167	640,275	10,489,796	
Total	\$16,148,257	\$109,892	\$47,161	\$2,500,541	\$1,340,900	\$28,148,746	

FY 94 TAX CREDITS

Alaska Department of Revenue
Income and Excise Audit Division
Tax Credit Legislation Introduced by 1995 Legislature

PENDING LEGISLATION			Tax Type to Which Credit Applies				Revenue Loss Per Fiscal Note
Tax Credits	Short Title	Potential Revenue Loss (Per Taxpayer)	Corporation	Mining	Fisheries	Oil and Gas	
HB 197	Mineral Exploration Incentive Credits	50% of Tax Payable	x	x			*****
HB 232	Economic Development Tax Credit	25% of Tax Payable	x				*****
HB 269	Public Broadcasting Tax Credit	\$450,000	x	x	x	x	3,578.0
SB 103	Child Care Tax Credit	\$100,000	x				*****
SB 114	High Cost Marginal Oil Well Credit	Lesser of 50% Tax Payable or \$1 million/well or \$5 million	x			x	*****
SB 118	Public Broadcasting Tax Credit	\$50,000	x	x	x	x	845.0

Tax Sharing to Local Governments

HB 122	Share 50% of Marine Fuel Tax	N/A - Tax Sharing Program	Marine Motor Fuel	4,100.0
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***** Revenue loss cannot be determined because activity for which credits apply are not quantifiable

SB

120

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO SB 120

Revision Date: _____ Dept. Affected: Administration
 Title: An Act relating to the operation of state veterans' home facilities BRU: Senior Services
 Component: Pioneers' Homes
 Sponsor: Senator Torgerson
 Requestor: Senator Torgerson COMPONENT SERIAL NO. 1950

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITUR	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	159.4	647.0	2,183.8	2,102.7	2,194.8	2,290.9
TRAVEL	3.0	5.1	7.1	2.2	2.3	2.4
CONTRACTUAL	5.0	901.0	940.3	978.4	1,021.2	1,065.9
SUPPLIES	2.0	247.1	113.4	116.1	121.2	126.5
EQUIPMENT	5.0					
LAND & STRUCTURES						
GRANTS, CLAIMS		2.0	8.4	8.7	9.1	9.5
MISCELLANEOUS						
TOTAL OPERATING	174.4	1,802.2	3,253.0	3,208.1	3,348.6	3,495.2

CAPITAL EXPENDITURES	12,725.2	500.0				
----------------------	----------	-------	--	--	--	--

CHANGE IN REVENUES ()						
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FUND SOURCE

(Thousands of Dollars)

	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
1002 Federal Receipts	8,271.4	75.5	302.0	302.0	302.0	302.0
1003 GF Match						
1004 GF	4,628.2	2,013.7	2,329.5	2,284.6	2,425.1	2,571.7
1005 GF/Program Receipts		213.0	621.5	621.5	621.5	621.5
1008 GF/MHTIA						
Other						
Total	12,899.6	2,302.2	3,253.0	3,208.1	3,348.6	3,495.2

Estimate of current year (FY 95) cost: \$ _____

POSITIONS:

	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
FULL-TIME	1	3	36	33	33	33
PART-TIME		25	9	9	9	9
TEMPORARY			5	5	5	5

ANALYSIS: (Attach a separate page if necessary)

The passage of SB 120 in and of itself would have no fiscal impact on the division. If the passage of SB 120 causes the State to proceed under AS 44 21 035 (HB 44 from 1992), then the fiscal impact shown in this analysis would occur. The fiscal impact would be caused by the state acquiring or building a veterans' home, thereby obligating the state to fund its operation like it does the Pioneers' Homes. The state would then receive Federal receipts for the per diem paid by the Veterans' Administration (VA) (currently \$25.35), plus GF/Program Receipts for the difference between the VA per diem and the cost of care charged to the residents. This, of course, would be offset by whatever amount of General Funds would be necessary to subsidize the cost of care (e.g., the present cost of nursing home care in Alaska is

Prepared by: Connie J. Sipe Director *Connie J. Sipe* Phone: 563-5654
 Division: Senior Services Date: _____

Approved by Commissioner: Mark Hoyer *Mark Hoyer* Date: 3/27/95
 Agency: Department of Administration

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FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO. SB 120

ANALYSIS (continued)

\$240 per day, the VA pays \$25.35 per day. The veterans who need care in a home are likely to be disabled and low-to-moderate income. It would be unlikely that they could pay full cost of care.

This fiscal note for SB 120 is updated from the Department of Administration fiscal notes submitted with HB 44 which became law in 1992, with the following changes noted. This fiscal note is calculated on the basis of duplicating the Juneau Pioneers' Home, on Palmer property donated to the new veterans' home. Today's fiscal note follows the 1995, not 1992, configuration of the care beds at the Juneau home, namely: 8 residential or domiciliary beds, 25 assisted living beds (both basic and enhanced), and 15 skilled nursing beds.

This 1995 fiscal note also shows greater costs to the department for the planning, equipping and start-up management costs. Since the first fiscal notes were written in 1991, the central office of the Pioneers' Homes has lost several staff to budget reductions and re-assignment of staff to the newly expanded functions of the Division of Senior Services. Central Office could not absorb added duties to plan and start-up the veterans' home without new resources.

For resident revenues, this fiscal note makes general income assumptions based in part on the Pioneers' Homes "indigency" rate of 25% of residents. We are not sure that the VA has an assisted living per diem rate, so we created an average between the domiciliary and nursing rates.

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO. SB 120

ANALYSIS (continued)

	<u>FY96</u>	<u>FY97</u>	<u>FY98</u>	<u>FY99</u>	<u>FY00</u>	<u>FY01</u>
OPERATING COSTS	(One-quarter start-up costs for home in FY97.)					
Personal Services	159.4	647.0	2,183.8	2,102.7	2,194.8	2,290.9
<u>Central Office</u>						
Bldg. Mgt. Specialist	62.4	64.3	66.3			
Contracting Officer	51.5	53.3	54.8			
Admin. Assistant II	<u>45.5</u>	<u>46.9</u>	<u>48.3</u>			
	159.4	164.5	169.4	0.0	0.0	0.0
<u>Staffing for home</u>	<u>(based on current staffing level for Juneau Pioneers' Home plus 4.38%/year.)</u>					
33 PFT, 9 PPT, 5 NP		482.5	2,014.4	2,102.7	2,194.8	2,290.9
Travel	3.0	5.1	7.1	2.2	2.3	2.4
Central Office	3.0	3.1	5.0			
Home		2.0	2.1	2.2	2.3	2.4
Contractual	5.0	901.0	940.3	978.4	1,021.2	1,065.9
Central Office	5.0	3.0	3.0			
Home		898.0	937.3	978.4	1,021.2	1,065.9
Supplies	2.0	247.1	113.4	116.1	121.2	126.5
Central Office	2.0	2.1	2.2			
Home		245.0	111.2	116.1	121.2	126.5
Equipment	5.0	0.0	0.0	0.0	0.0	0.0
Central Office (one-time start-up costs)	5.0					
Home - included under capital acquisitions						
Grants	0.0	2.0	8.4	8.7	9.1	9.5
Home (personal allowance for indigent residents)		2.0	8.4	8.7	9.1	9.5
TOTAL OPERATING	174.4	1,802.2	3,253.0	3,208.0	3,348.5	3,495.2

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO. SB 120

ANALYSIS (continued)

	<u>FY96</u>	<u>FY97</u>	<u>FY98</u>	<u>FY99</u>	<u>FY00</u>	<u>FY01</u>
<u>CAPITAL COSTS</u>	12,725.2	500.0	0.0	0.0	0.0	0.0
Land Acquisition	0.0	0.0	0.0	0.0	0.0	0.0

Site Preparation, 12,725.2 500.0
Construction, Equipment & Furniture

(Based on estimated FY92 fiscal note, with 4.38% estimated inflation. FY97 costs are for specialized beds and medical equipment, computerized medical records and billing system, etc. Estimated state share for FY96 is 35% or \$4,453.8. All of FY97 is State GF.)

REVENUES (Cost of care is based on FY95 costs. Assume one-quarter revenue for FY97.)

<u>Skilled Nursing Cost</u>	<u>FY97</u>	<u>FY98</u>	<u>FY99</u>	<u>FY00</u>	<u>FY01</u>
15 beds @ \$247/day - no inflation	338.1	1,352.3	1,352.3	1,352.3	1,352.3
<u>Estimated Income</u>					
15 beds x \$25.35/day federal reimb	(34.7)	(138.8)	(138.8)	(138.8)	(138.8)
5 beds @ \$800/month (resident pay)	(12.0)	(48.0)	(48.0)	(48.0)	(48.0)
5 beds @ \$1200/month (resident pay)	(18.0)	(72.0)	(72.0)	(72.0)	(72.0)
5 beds @ \$2000/month (resident pay)	(30.0)	(120.0)	(120.0)	(120.0)	(120.0)
Total Estimated Income	(94.7)	(378.8)	(378.8)	(378.8)	(378.8)
Difference (State GF Subsidy)	243.4	973.5	973.5	973.5	973.5

<u>Assisted Living Cost</u>	<u>FY97</u>	<u>FY98</u>	<u>FY99</u>	<u>FY00</u>	<u>FY01</u>
25 beds @ \$133/day average - no inflation	303.4	1,213.6	1,213.6	1,213.6	1,213.6
<u>Estimated Income</u>					
25 beds x \$15/day est federal reimb	(34.2)	(136.9)	(136.9)	(136.9)	(136.9)
9 beds @ \$800/month (resident pay)	(21.6)	(86.4)	(86.4)	(86.4)	(86.4)
8 beds @ \$1200/month (resident pay)	(28.8)	115.2	115.2	115.2	115.2
8 beds @ \$2000/month (resident pay)	(48.0)	(192.0)	(192.0)	(192.0)	(192.0)
Total Estimated Income	(132.6)	(300.1)	(300.1)	(300.1)	(300.1)
Difference (State GF Subsidy)	170.8	913.5	913.5	913.5	913.5

ANALYSIS (continued)

	<u>FY96</u>	<u>FY97</u>	<u>FY98</u>	<u>FY99</u>	<u>FY00</u>	<u>FY01</u>
<u>Domiciliary (Residential)</u>						
<u>Cost</u>						
8 beds @ \$66/day - no inflation		48.2	192.7	192.7	192.7	192.7
<u>Estimated Income</u>						
8 beds x \$9/day federal reimb.		(6.6)	(26.3)	(26.3)	(26.3)	(26.3)
4 beds @ \$800/month (resident pay)		(9.6)	(38.4)	(38.4)	(38.4)	(38.4)
4 beds @ \$1200/month (resident pay)		(14.4)	(57.6)	(57.6)	(57.6)	(57.6)
Total Estimated Income		(30.6)	(122.3)	(122.3)	(122.3)	(122.3)
Difference (State GF Subsidy)		17.6	70.4	70.4	70.4	70.4
Total Cost of Care - 48 beds		689.7	2,758.6	2,758.6	2,758.6	2,758.6
Estimated Revenue		(288.5)	(923.5)	(923.5)	(923.5)	(923.5)
Federal		(75.5)	(302.0)	(302.0)	(302.0)	(302.0)
Program Receipts		(213.0)	(621.5)	(621.5)	(621.5)	(621.5)
State General Fund Subsidy		401.2	1,835.1	1,835.1	1,835.1	1,835.1

SB 120

03/24/95

Position Information Inquiry/Update

10:31:38

Position: 02-02#159	Project: 0	Salary Costs: 44,976.00
Component: 02-22-03-03-08-00	Region:	Benefits Costs: 17,382.62
Scenario: 2 FY: 96	COLA % = 0.000	Total Costs: 62,358.62

Actuals not available (Status: UNKNOWN) |

Retirement Code: A

00/00/00	Step: A for 12.0 months & Step: B for 0.0 months (total: 12.00)
0	Merit Date; use merit defaults? N (0.0 @ & 0.0 @)
	Class/Sched Prefix: 2 Schedule: 2A (actual:)
	Bargaining Unit: GG Range: 19 (actual:)
	Location Code: AWA Place: JUNEAU
	Job Class Code: P8458 Title: BUILDING MGMT SPECIALIST
	Seasonal Indic.: F Type:

Optional Override Salary Rates:

Monthly Rate: 0.00 for 0.0 months & rate of 0.00 for 0.0 months
 Hourly Rate: 0.00 for 0.0 months Frozen at this rate? (Y/N): N

Press ENTER to update record; enter # or use PF key to go to another screen:
 1=Premium pay info 2=Funding info 4=Code Translations 6=Calculations
 7=MISC NEW POS DATA 8=Detail Report 12=Exit w/o update Selection: 0

due to 9

56130

POSITION INFORMATION HAS BEEN UPDATED AND FUNDING HAS BEEN UPDATED.

03/24/95

Position Information Inquiry/Update

10:36:30

Position: 02-02#160	Project: 0	Salary Costs: 36,444.00
Component: 02-22-03-03-08-00	Region:	Benefits Costs: 15,071.30
Scenario: 2 FY: 96	COLA %: 0.000	Total Costs: 51,515.30

Actuals not available (Status: UNKNOWN) Retirement Code: A

00/00/00
0

Step: A for 12.0 months & Step: B for 0.0 months (total: 12.00)	(0.0 @ 6 0.0 @)
Merit Date; use merit defaults? N	
Class/Sched Prefix: 2	Schedule: 2A (actual:)
Bargaining Unit: CG	Range: 16 (actual:)
Location Code: AWA	Place: JUNEAU
Job Class Code: P1914	Title: ADMIN ASST III
Seasonal Indic.: F	Type:

Optional Override Salary Rates:

Monthly Rate: 0.00 for 0.0 months & rate of 0.00 for 0.0 months
 Hourly Rate: 0.00 for 0.0 months Frozen at this rate? (Y/N): N

Press ENTER to update record; enter # or use PF key to go to another screen:
 1=Premium pay info 2=Funding info 4=Code Translations 6=Calculations
 7=MISC NEW POS DATA 8=Detail Report 12=Exit w/o update Selection: 0

03/24/95

Position Information Inquiry/Update

10:40:10

Position: 02-02#161	Project: 0	Salary Costs: 31,740.00
Component: 02-22-03-03-08-00	Region:	Benefits Costs: 13,797.00
Scenario: 2 FY: 96	COLA %: 0.000	Total Costs: 45,537.00

Actuals not available (Status: UNKNOWN) Retirement Code: A

00/00/00
0

Step: A for 12.0 months & Step: B for 0.0 months (total: 12.00)	(0.0 @ 6 0.0 @)
Merit Date; use merit defaults? N	
Class/Sched Prefix: 2	Schedule: 2A (actual:)
Bargaining Unit: CG	Range: 14 (actual:)
Location Code: AWA	Place: JUNEAU
Job Class Code: P1913	Title: ADMIN ASST II
Seasonal Indic.: F	Type:

Optional Override Salary Rates:

Monthly Rate: 0.00 for 0.0 months & rate of 0.00 for 0.0 months
 Hourly Rate: 0.00 for 0.0 months Frozen at this rate? (Y/N): N

Press ENTER to update record; enter # or use PF key to go to another screen:
 1=Premium pay info 2=Funding info 4=Code Translations 6=Calculations
 7=MISC NEW POS DATA 8=Detail Report 12=Exit w/o update Selection: 0

James Foster's Home Mts. Flyc

Country Club

027010	CERTIFIED NURSE AIDE	F	AWA	00 09A	96	188	0	93	281
027011	CERTIFIED NURSE AIDE	F	AWA	00 09A	96	188	0	93	281
027030	CERTIFIED NURSE AIDE	F	AWA	00 09A	49	96	0	37	113
027027	CERTIFIED NURSING AIDE	T	AWA	00 09A	55	109	0	11	12
027028	CERTIFIED NURSING AIDE	T	AWA	00 09A	55	109	0	11	12
027029	NURSE II	T	AWA	00 15A	1	29	0	0.2	3
027047	CERTIFIED NURSING AIDE	T	AWA	00 09A	55	109	0	11	12
027048	NURSE II	T	AWA	00 15A	2	57	0	0.6	6.3
027800	PIONEERS HOME ADMI	F	AWA	XE 21CD	12	527	0	19.7	73.4
027801	ADMIN ASSGT II	F	AWA	SS 14J	12	284	0	15.8	55.2
027802	CLERK TYPIST III	F	AWA	00 06B	6	114	0	4.4	15.8
027803	DIR OF NURSING APH	F	AWA	SS 20BC	12	518	0	19.1	70.7
027804	MAINTENANCE MECHANIC	F	AWA	LL 52D	12	468	0	12.8	42.9
027805	SOCIAL WORKER III	F	AWA	00 16F	12	422	0	12.1	41
027806	SUPPLY TECHNICIAN II	F	AWA	00 12EF	12	327	0	18.1	49.9
027807	ACCOUNTING CLERK III	F	AWA	00 10FJ	12	292	0	9	38.2
027809	MAINTENANCE WORKER II	F	AWA	LL 54D	12	389	2	11.8	52.8
027810	CUSTODIAN II	F	AWA	LL 54B	12	309	2	10.6	42.2
027811	PHYSICAL THERAPIST	F	AWA	00 16D	9	249	0	11.4	46.3
027812	ACTIVITY THERAPIST II	F	AWA	00 16EF	12	432	1	12.2	61.5
027813	PIONEERS HOME AIDC	F	AWA	00 07F	12	242	0	12	37.1
027814	PIONEERS HOME AIDC	F	AWA	00 07EF	12	241	0	11.9	36.9
027815	CERTIFIED NURSE AIDE	F	AWA	00 09EF	12	298	15	12.9	41.1
027816	NURSE III	F	AWA	00 16FF	12	429	2	12.9	64.9
027817	NURSE III	F	AWA	00 16B	12	281	2	10.3	37.4
027818	NURSE III	F	AWA	00 16CD	12	281	2	10.3	37.4
027819	ASSISTED LIVING CARE COORD	F	AWA	00 17F	12	405	2	17	60.9
027820	NURSE II	F	AWA	00 15A	12	47	2	19.5	67.7
027821	NURSE II	F	AWA	00 15A	96	274	2	12.2	41.9
027822	NURSE II	F	AWA	00 15C	96	294	2	13	45.9
027823	NURSE II	F	AWA	00 15D	12	355	3	15.8	54.9
027824	NURSE II	F	AWA	00 15C	9	276	2	10.3	41.1
027825	CERTIFIED NURSE AIDE	F	AWA	00 15D	9	286	2	10.3	41.1
027826	CERTIFIED NURSE AIDE	F	AWA	00 09FJ	12	278	1	12.1	42.4
027827	CERTIFIED NURSE AIDE	F	AWA	00 09EF	12	298	1	12.9	41.2
027828	CERTIFIED NURSE AIDE	F	AWA	00 09DL	12	259	1	12.8	42
027829	CERTIFIED NURSE AIDC	F	AWA	00 09D	12	259	1	12.8	42
027830	CERTIFIED NURSE AIDC	F	AWA	00 09FJ	12	278	2	12.5	44.8

PHYSICIAN RLS

Quadrant Center's Home Care - 10/27/74 *Transfer to Program - 11/1/74*

027830	CERTIFIED NURSE AIDE	F	AWA	GG OREF	12	269	2	127	427
027831	CERTIFIED NURSE AIDE	F	AWA	GG OREF	12	269	2	127	427
027832	CERTIFIED NURSE AIDE	F	AWA	GG OREF	12	268	2	127	421
027833	CERTIFIED NURSE AIDE	F	AWA	GG ORE	12	243	2	126	200
027834	CERTIFIED NURSE AIDE	F	AWA	GG OMC	12	255	26	121	422
027835	CERTIFIED NURSE AIDE	F	AWA	GG OMC	0	187	26	0	202
027836	CERTIFIED NURSE AIDE	F	AWA	GG ORE	0	182	26	39	297
027837	CERTIFIED NURSE AIDE	F	AWA	GG OMC	0	187	26	0	202
027838	MEDICAL RECORDS ASSISTANT	F	AWA	GG TODE	12	278	1	13	418
027839	RESERVE TRAINING COORD	F	AWA	GG IBO	0	229	0	109	428

SENATE COMMITTEE REPORT
First Committee of Referral

DATE 3295

FURTHER Finance

Date of 5-Day Notice: 3/23
 (in accordance with Uniform Rule 23)

DATE TURNED
 INTO OFFICE

State Affairs Committee considered SB 120

Operation of state veterans home facilities old

and recommendations made

- replaced with CS _____
- with provisions CS _____
- with fiscal recommendations

Senate Bill
 same title
 new title
 House Bill
 same title
 technical title
 new SCR _____

all rights reserved and hereby the _____ Committee

copyright reserved and hereby the _____ Committee

DATE	BY	OTHER RECOMMENDATIONS	SR	DSP	AM
3/23/23	[Signature]	[Signature]			

NEW FISCAL NOTES

Description	Year	2024	2025
ARMY	5/27		

PREVIOUS FISCAL NOTES

Description	Year	2024	Fiscal

APPROPRIATIONS - see fiscal notes

* see table fiscal notes accompanying Committee's bill

Alaska State Legislature

SENATOR
JOHN TORGERSON
DISTRICT D



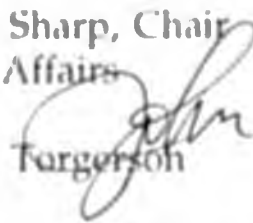
Senate

SESSION ADDRESS
STATE CAPITOL, ROOM 427
JUNEAU, ALASKA 99801-1102
1907: 465-2020
FAX: 907: 465-4770

MEMORANDUM

DATE: March 21, 1995

TO: Senator Burt Sharp, Chair
Senate State Affairs

FROM: Senator John Torgerson 

RE: Scheduling S.B. 120 - State Veterans' Home Facilities

This is to request that you schedule Senate Bill 120, regarding State Veterans' Home Facilities, before the Senate State Affairs Committee, as soon as is possible.

Attached, find information regarding the bill; a sponsor statement and a sectional analysis.

Thank you in advance for your time and consideration.

Alaska State Legislature

SENATOR
JOHN TORGERSON
DISTRICT D

Senate

SESSION ADDRESS
STATE CAPITOL, ROOM 427
JURIMU, ALASKA 99501-1187
100 71 405-2929
FAX 100 71 405-4770

SB 120: SPONSOR STATEMENT

March 21, 1995

In 1992, the Legislature established the state veterans' home facilities programs and directed the Department of Administration to establish and operate the homes so as to be eligible for the maximum amount of federal funding. However, the enabling legislation in 1992 did not provide for any care except "domiciliary" care (excluding "nursing" care) which resulted in limiting federal funding possibilities.

In the fall of 1992, the Federal Veterans Affairs office advised that they would not participate in the construction of any more State home domiciliaries that are not constructed to nursing home care standards. This legislation, SB 120, corrects that limitation by deleting reference to "domiciliary" care in the statutes.

The Institute of Social and Economic Research (ISER) released a report, dated January 1993, Alaska Veterans' Home Domiciliary Care Feasibility Analysis, which deals with the legislation. The report concluded that:

"The Veterans' Administration has identified nursing care as a greater need than domiciliary care nationally. This is reflected in high vacancy rates in state veterans' homes which have only domiciliary beds. This Federal experience is reflected in informal discussions with Alaska veterans organizational representatives."

This revision has no fiscal impact on the State of Alaska.

I urge you to support this legislation, for the many thousands of men and women of this state who are veterans.

Alaska State Legislature

SENATOR
JOHN TORGERSON
DISTRICT D



Senate

SESSION ADDRESS
STATE CAPITOL, ROOM 427
JUNEAU, ALASKA 99801-1142
1907) 465-2626
FAX 1907) 465-4779

S.B. 120: SECTIONAL ANALYSIS March 21, 1995

Sec. 1: Legislative Findings and Purpose Statement.

Sec. 2: Deletes phrase "that provide domiciliary care" from AS 44.21.035(a).

Sec. 3: Deletes word "domiciliary" from AS 44.21.035(b).

Sec. 4: Repeals AS 44.21.035(c), the definition for "domiciliary care". Full language in current statute is:

AS 44.31.035(c). In this section, "domiciliary care" means care given in a state home for veterans, as that term is defined in 39 U.S.C. 101(9), that does not provide nursing home care or related medical services and that meets the standards required under 38 U.S.C. 5034.

Sec. 5: Effective date section.

SB

135

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO. SB 135

Revision Date: _____ Dept. Affected: Department of Revenue
 Title: PFD Notices and Eligibility BRU: Permanent Fund Dividend Division
 Component: Permanent Fund Dividend Division
 Sponsor: SENATE FINANCE COMMITTEE
 Requester: SENATE STATE AFFAIRS COMPONENT SERIAL NO. 981

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	1.9	0.0	29.7	29.7	29.7	29.7
TRAVEL						
CONTRACTUAL	0.5	0.0	4.3	4.3	4.3	4.3
SUPPLIES	0.0	0.0	0.5	0.5	0.5	0.5
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	2.4	0.0	34.5	34.5	34.5	34.5

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

CHANGE IN REVENUES ()						
------------------------	--	--	--	--	--	--

FUND SOURCE (Thousands of Dollars)

* 002 Federal Receipts						
* 003 GF Match						
* 004 GF						
* 005 GF Program Receipts						
* 006 GF MHTIA						
Other DIVIDEND FUND 1050	2.4	0.0	34.5	34.5	34.5	34.5
TOTAL	2.4	0.0	34.5	34.5	34.5	34.5

Estimate of any current year (FY95) cost: \$ 0.0

POSITIONS

FULL-TIME	1	1	1	1	1	1
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

See pages 2, 3

Prepared by: Nanci A. Jones, Director Phone: 465-2323
 Division: Permanent Fund Dividend Division Date: 3/28/95
 Approved by Commissioner: Deborah Vogt Date: 3/28/95
 Agency: Department of Revenue

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ALASKA DEPARTMENT OF REVENUE
 PERMANENT FUND DIVIDEND DIVISION
ANALYSIS OF SENATE BILL 135

As of March 28, 1995

Section 2 of this legislation would add two additional conditions that would make individuals ineligible for the 1996 and subsequent dividends.

The effective dates of this bill allow two separate appropriations to be made from Permanent Fund Dividend funds in FY 96. This is done to supplement the Department of Corrections budget.

Assumptions:

1. The Department of Corrections and the Department of Public Safety will annually provide the Department of Revenue with a computer tape file of all incarcerated felons, convicted felons, and incarcerated third or subsequent convicted misdemeanants.
2. Programming changes will be a one-time cost. Ongoing maintenance of new programs would be accomplished by existing staff. The computer system will need to be changed to account for the change in the program, to establish new classes of ineligibles, and add computer generated denial letters for each class of ineligibles.
3. The cost of data processing chargebacks for mainframe will be continuing from FY 98. This will cover the cost associated with processing the computer tape with the PFD Mastertile, provide necessary printouts, and generate denial letters.
4. The cost of working an estimated 1,800 additional appeals. This is based on our history of appeals on presently incarcerated felons. One full-time Permanent Fund Dividend Specialist I will be required to work these additional appeals. It is estimated it will take until FY 98 for misdemeanants to accumulate the necessary convictions and incarceration.

Cost Summary:

<u>1. Personal Services</u>	<u>FY 96</u>	<u>FY 97</u>	<u>FY 98</u>	<u>FY 99</u>	<u>FY 00</u>	<u>FY 01</u>
a. 1 non-permanent Analyst Programmer IV, Range 19A, at \$3,748/mo., including salary and benefits, for two weeks.	1.9					
b. 1 PFT PFD Specialist I, Range 13A, at \$2,478/mo., including salary and benefits, for 12 months.			<u>29.7</u>	<u>29.7</u>	<u>29.7</u>	<u>29.7</u>
<u>Total Personal Services</u>	<u>1.9</u>		<u>29.7</u>	<u>29.7</u>	<u>29.7</u>	<u>29.7</u>

ALASKA DEPARTMENT OF REVENUE
 PERMANENT FUND DIVIDEND DIVISION
ANALYSIS OF SENATE BILL 135

As of March 28, 1995

2. Contractual Services

a. Data Processing Charge-back	.5	.5	.5	.5	.5
--------------------------------	----	----	----	----	----

b. Additional postage required for denial letters and appeal		<u>3.8</u>	<u>3.8</u>	<u>3.8</u>	<u>3.8</u>
--	--	------------	------------	------------	------------

<u>Total Contractual Services</u>	<u>.5</u>	<u>4.3</u>	<u>4.3</u>	<u>4.3</u>	<u>4.3</u>
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3. Supplies

a. Forms and envelopes		<u>.5</u>	<u>.5</u>	<u>.5</u>	<u>.5</u>
------------------------	--	-----------	-----------	-----------	-----------

<u>Total Cost</u>	<u>\$2.4</u>	<u>\$34.5</u>	<u>\$34.5</u>	<u>\$34.5</u>	<u>\$34.5</u>
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FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO. SB 135

Revision Date: 3/17/95 Dnpt. Affected: Corrections
 Title: An act relating to permanent fund dividend BRU: All
 programIndividuals convicted or incarcerated....etc, etc. Component: All
 Sponsor: Senate Finance Committee
 Requester: State, Finance COMPONENT SERIAL NO. 0694-2035

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
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

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

CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
------------------------	-----	-----	-----	-----	-----	-----

FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
1050 PFD Funds	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY95) cost: \$ 0.0

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

This bill increases the pool of individuals ineligible for PFD by adding non-incarcerated felons and individuals incarcerated for a third or subsequent misdemeanor offense. It is not clear how many offenders could potentially be denied, nor can one discern how many of these individuals may be ineligible for another reason and thus would not increase the available funds.

There is no certainty how much, if any, would be appropriated to an eligible agency in any given year. Further this bill makes no appropriation. One or more agencies will have to increase their reporting capability in order to make this bill operate efficiently. For example, the non-incarcerated felon group would not come to the attention of DOC.

Prepared by: Jerry Shriner
 Division: Office of the Commissioner
 Approved by Commissioner: [Signature] Margaret Pugh
 Agency: Department of Corrections

Phone: 465-4640
 Date: 3/28/95
 Date: 3/28/95

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FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO: SB 135

Revision Date: _____ Dept. Affected: Public Safety
 Title: An act relating to permanent fund dividend program BRU: All
notice requirements, to the ineligibility for dividends Component: All
 Sponsor: Sonato Finance
 Requester: Sonato Finance COMPONENT SERIAL NO. 523

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

OPERATING	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	5.0	3.0	3.0	3.0	3.0	3.0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	5.0	3.0	3.0	3.0	3.0	3.0

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

CHANGE IN REVENUES ()						
Revenue Code						

FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	5.0	3.0	3.0	3.0	3.0	3.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	5.0	3.0	3.0	3.0	3.0	3.0

Estimate of current year (FY 95) impact: \$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.) This fiscal note is attributed to the responsibility assigned to DPS under Section 5 to report a list of ineligible who become 3d time misdemeanants or to identify felons who are not incarcerated. The list would be based upon adhoc computer programs, developed to run annually, that summarize court judgment information contained in APSIN criminal history records.

If it is determined that the Department of Law is more readily able to provide this information, then Public Safety's fiscal note would be reduced to zero for all years.

Prepared By: Kenneth E. Bischoff, Director Phone: 465-4336
 Division: Administrative Services Date: _____
 Approved by Commissioner: *Ronald L. Otte* Date: 3/21/95
 Agency: Ronald L. Otte, Dept. of Public Safety

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SENATE COMMITTEE REFERRAL
First Committee of Referral

DATE: 3/17/95

FURTHER: Finance

Date of 5-Day Notice: 3/23/95
 (in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: _____

State Affairs Committee considered SB 135

Permanent fund dividend program notice requirements; ineligibility for dividends of individuals convicted of felonies or incarcerated for misdemeanors; efd.

and recommends:

- be replaced with _____ CS _____
- adopt previous _____ CS _____
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

Senate Bill:
 same title
 new title
 House Bill:
 same title
 technical title
 new: SCR# _____

SIGNING TO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Low A. Hagan</i>	✓	<i>Bill & HCC</i>	✓		
<i>[Signature]</i>		<i>[Signature]</i>	✓		
CHAIR: <i>[Signature]</i>	✓				

NEW FISCAL NOTE(S):

FY96

Department	Date	Zero	Fiscal
PUB SAFETY	3/28		5.0
CORRECTIONS	3/28	✓	
REVENUE	3/28		2.4

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal



Official Business

Alaska State Senate

Senate Finance Committee

Mail Stop 3100
State Capitol
Juneau, Alaska 99801-1182

MEMORANDUM

TO: Senator Bert Sharp, Chairman
Senate State Affairs Committee

FROM: Senator Steve Frank, Co-Chairman
Senate Finance Committee

RE: Senate Bill 135: Request for Hearing

DATE: 20 March 1995

I respectfully request that you schedule SB 135 for a hearing at the earliest possible date.

Current statute provides that individuals who are incarcerated for a felony conviction are ineligible for a PFD in the next calendar year (AS 43.23.005(d)); the total amount that would have been paid to these individuals if they had been eligible is available for appropriation from the dividend fund during the next fiscal year to the crime victim compensation fund, the council on domestic violence and sexual assault, or the Department of Corrections (AS 43.23.028(b)).

SB 135 would change this process in three ways.

First, it would increase the pool of individuals who are ineligible for a PFD to include those persons who in a given year are either convicted of a felony or incarcerated for their third or subsequent misdemeanor conviction.

Second, it would shorten the length of time necessary before the forfeited dividend funds are available for appropriation.

Third, it would make three additions to the list of entities that are eligible to receive such appropriations from the dividend fund: the Department of Law, the Department of Public Safety, and the Department of Revenue for operations of the child support enforcement agency.

I believe that this bill will create both a strong disincentive to criminal behavior and a funding mechanism to support Alaska's overburdened criminal justice agencies. Thank you for your consideration.



Official Business

Alaska State Senate

Senate Finance Committee

Mail Stop 3100
State Capitol
Juneau, Alaska 99801-1182

MEMORANDUM

TO: Senator Bert Sharp, Chairman
Senate State Affairs Committee

FROM: Senator Steve Frank, Co-Chairman
Senate Finance Committee

RE: Senate Bill 135: Request for Hearing

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Third, it would make three additions to the list of entities that are eligible to receive such appropriations from the dividend fund: the Department of Law, the Department of Public Safety, and the Department of Revenue for operations of the child support enforcement agency.

I believe that this bill will create both a strong disincentive to criminal behavior and a funding mechanism to support Alaska's overburdened criminal justice agencies. Thank you for your consideration.

SB

136

UNIVERSITY OF ALASKA

FY96 CAPITAL BUDGET

1. Student Housing Deferred Maintenance - HB 281/SB143

The Governor introduced legislation requiring AHFC to sell and service \$30 million in bonding to cover the deferred maintenance on housing projects at Anchorage, Fairbanks, Bethel and Juneau campuses.

This proposal differs from last year's proposal in that AHFC will service the bonds from their existing reserves rather than the University seeking annual general fund appropriations for the debt service.

2. Capital Budget - SB 146

The Governor's capital budget (to be introduced within the next week) will include \$11.4 million for the following capital expenditures:

SW Deferred Maintenance/Code Compliance*	\$7.0
UAA communications upgrade	\$1.4
UAF Natural Sciences	\$3.0
Virus Free Seed Potatoes	1
UAF Student Housing (Reappropriation)	<u>\$1.8</u>
Total	\$13.3

* The Governor's office calculated the \$7 million by including all projects that are currently bid ready, i.e., \$2.0 at UAF, \$1.0 at UAA, and \$7 at UAS. The balance of the money, \$2.8 million, is to be used for additional code correction (\$6.5 million included in our budget request), preparation of bids for balance of deferred maintenance projects (anticipated at \$7.10 million); and additional funding for SW and UAA network upgrades (\$5.7 million included in our budget request).

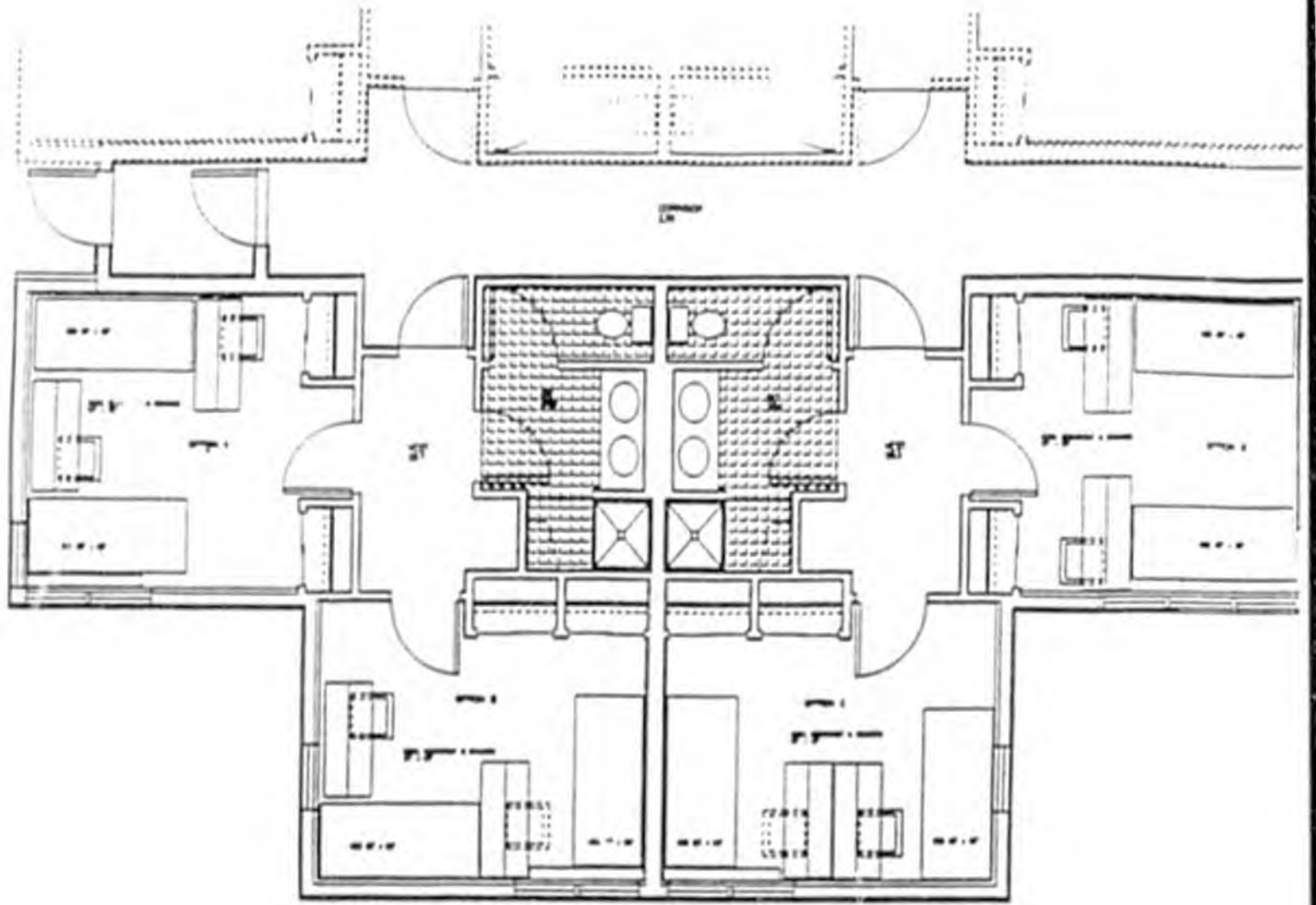
The Governor includes \$1.8 million in the reappropriation section of the capital bill for UAS student housing. The balance of the project, \$1.8 million, will be covered by UA revenue bonds. We do not need legislative authorization for the bond project because the annual debt service, paid from dorm receipts, will be less than \$1 million per year.

4. AHFC Bond Authority - SB 144/HB 282

The Governor introduced legislation authorizing the University to issue up to \$45 million in bonds for deferred maintenance after May 1996 if another funding source is not proposed by the Governor and approved by the legislature for the next phase of non-housing deferred maintenance.

5. Deferred Maintenance - SB 121

Senator Rick Halford introduced legislation that appropriates \$35 million from AHFC reserves to the University for deferred maintenance.



STUDENT RESIDENCE HALL

UNIVERSITY OF ALASKA SOUTHEAST

JUNEAU CAMPUS



PROJECT PLANNING GUIDE

81 BED STUDENT RESIDENCE HALL

FY96 CIP REQUEST

UNIVERSITY OF ALASKA SOUTHEAST JUNEAU CAMPUS

INTRODUCTION

Enrollment growth at the Juneau campus is being constrained by lack of facilities including insufficient on-campus housing for both single students and students with families. The problem is exacerbated by a rental vacancy rate of 0.8% in the community and the high rental rates that accompany such a low vacancy rate (first quarter 1994 vacancy rates from AHFC). An informal poll of students who planned to attend UAS in the Fall 1992 semester, but who failed to register for classes, indicated that the majority listed financial pressures and lack of affordable housing as reasons for not enrolling.

The existing housing complex, completed in the Fall of 1985, consists of 50 apartments, each capable of housing four students in either single or double bedrooms. However, 11 of the apartments are currently dedicated to families. The result is that about 167 students are routinely housed. For the past three years, at the beginning of the Fall semester, the occupancy rate has been 100% with a substantial waiting list. In an effort to ease the housing shortage, UAS has acquired two older private residences and converted them to housing for UAF graduate students in the fisheries program.

PROPOSED PROJECT

UAS proposes to develop housing for single students in a residence hall format to accommodate 81 students. This will provide a more traditional housing type which will be better suited to the younger student -- a growing component of the total UAS enrollment. The younger student can be expected to more easily make the transition from home to campus in a collective type of housing environment, and can later transfer to apartment style living on campus.

The proposed housing type is more efficient, and more cost effective, than apartment style housing because less floor area is constructed for each student. However, the existing campus food service operation will have to be expanded and the hours extended to accommodate a full meal service program. That work is planned as a separate capital improvement project.

PROJECT DESCRIPTION

The residence hall is anticipated to consist of 42 bedrooms, each housing 2 students except for a single resident advisor bedroom on each floor. Each pair of bedrooms will share a semi-private bathroom. The total floor area is 18,433 GSF arranged in three levels with 14 bedrooms

and 7 bathrooms at each level. Mechanical and electrical services are located in a partial basement. The facility will also include a communal living room, study room, TV room, and some laundry facilities. Other amenities, such as a game room, are available in the existing lodge building nearby.

Major systems and assemblies have been evaluated by several criteria including first cost, operating cost, maintenance, weatherability, vandal resistance, thermal performance, and acoustic performance. Preliminary selections of materials assume the following: stained siding on exterior walls similar in character to existing buildings; metal roofing similar in appearance to existing buildings; two layers of painted gypsum drywall on interior walls; thermal break double casement aluminum windows with insulating glass.

The structural system assumes simple spread footings, wood truss roof framing, metal joists at floors, and walls framed with metal studs. The mechanical system assumes oil fired boilers and distribution of heat through a perimeter baseboard radiation system. The ventilation system will include air-to-air heat exchangers. Like the existing complex, the building will be served by city water and sewer systems.

A site has been selected east of the lodge building. There will be no need for additional parking. Extension of utilities to the site will require approximately 300 foot runs for power, sewer, water and communications.

PROJECT BUDGET

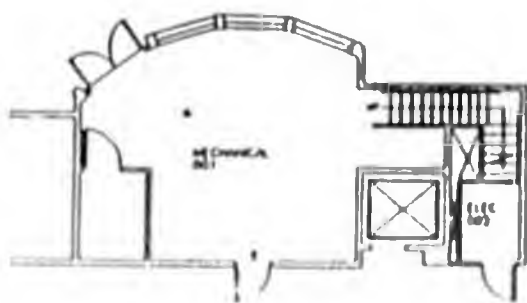
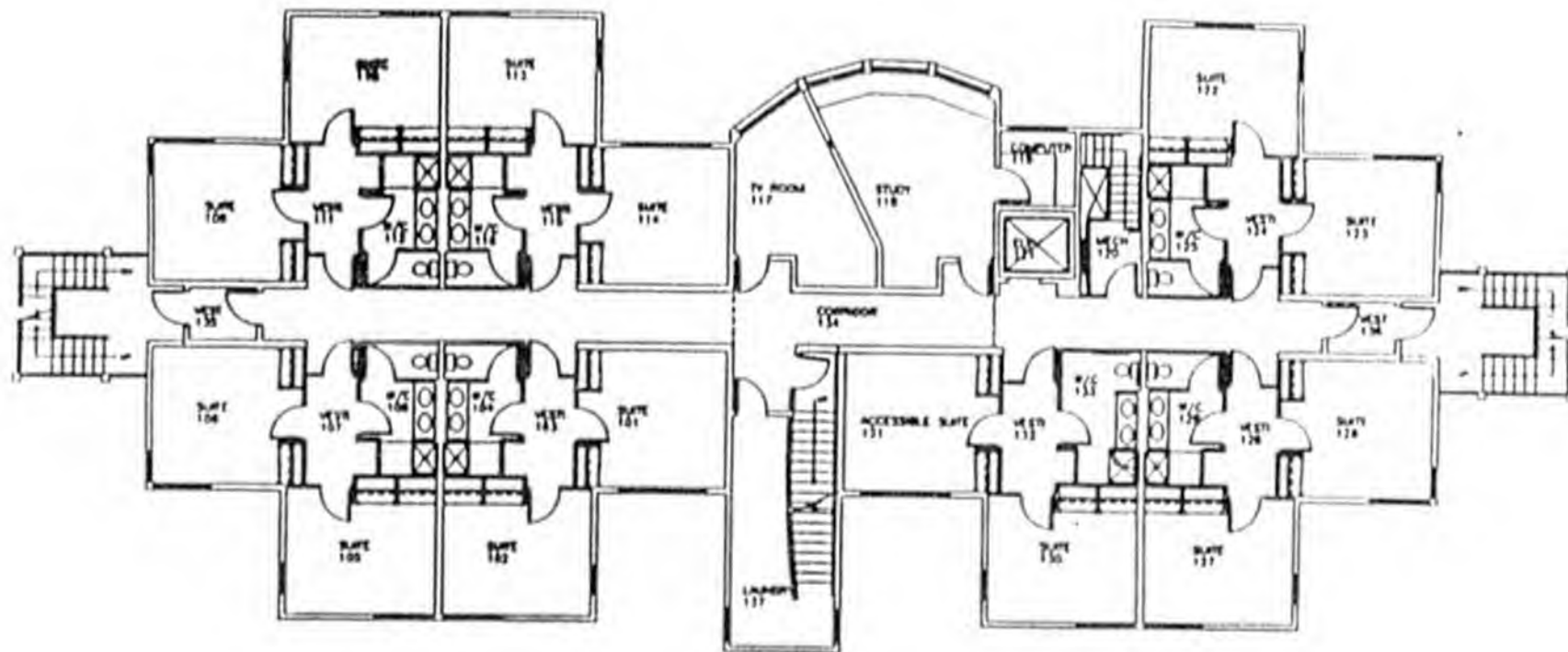
The budget is based on a building cost of \$2,736,000. Site development costs are estimated to be \$209,000, and furnishings and equipment are budgeted at \$192,000.

Design fees, construction contingency, art in public places acquisitions, and project management costs bring the total project budget to an estimated \$3,710,000 in 1995 dollars. UAS is requesting half of the project cost, in the amount of \$1,855,000, as part of the University of Alaska FY96 Capital Improvement Program funded by the state legislature. The remaining cost of the project will be funded by revenue bonds that will be repaid from rent receipts.

PROJECT SCHEDULE

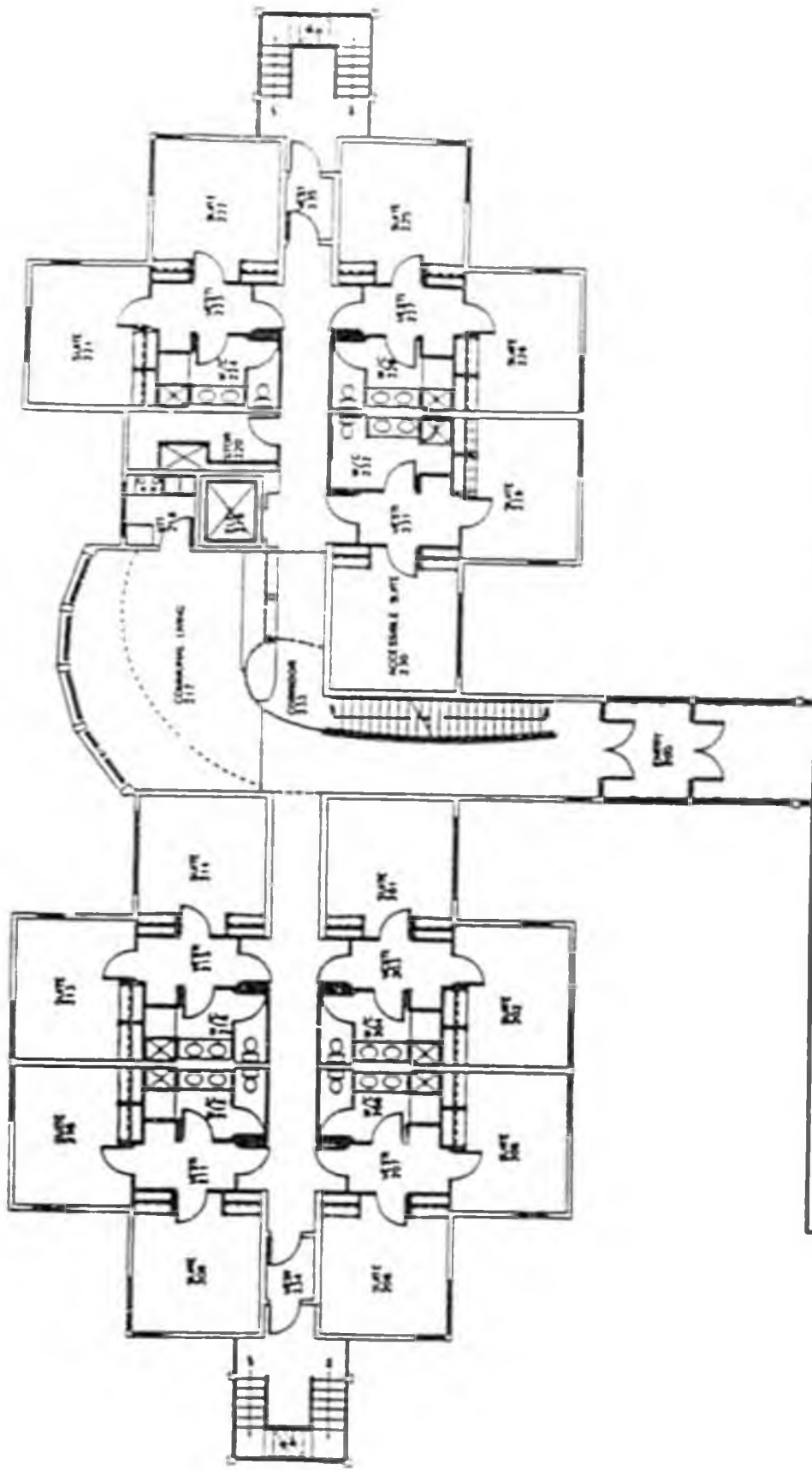
Engineering and architectural design of the facility will be completed in September, 1994, and the project will be released to bidders in May, 1995. Funding of the state supported portion of the project budget is expected in July, 1995, and construction will begin immediately. The facility will be ready for use at the start of the Fall semester in 1996.

October 4, 1994



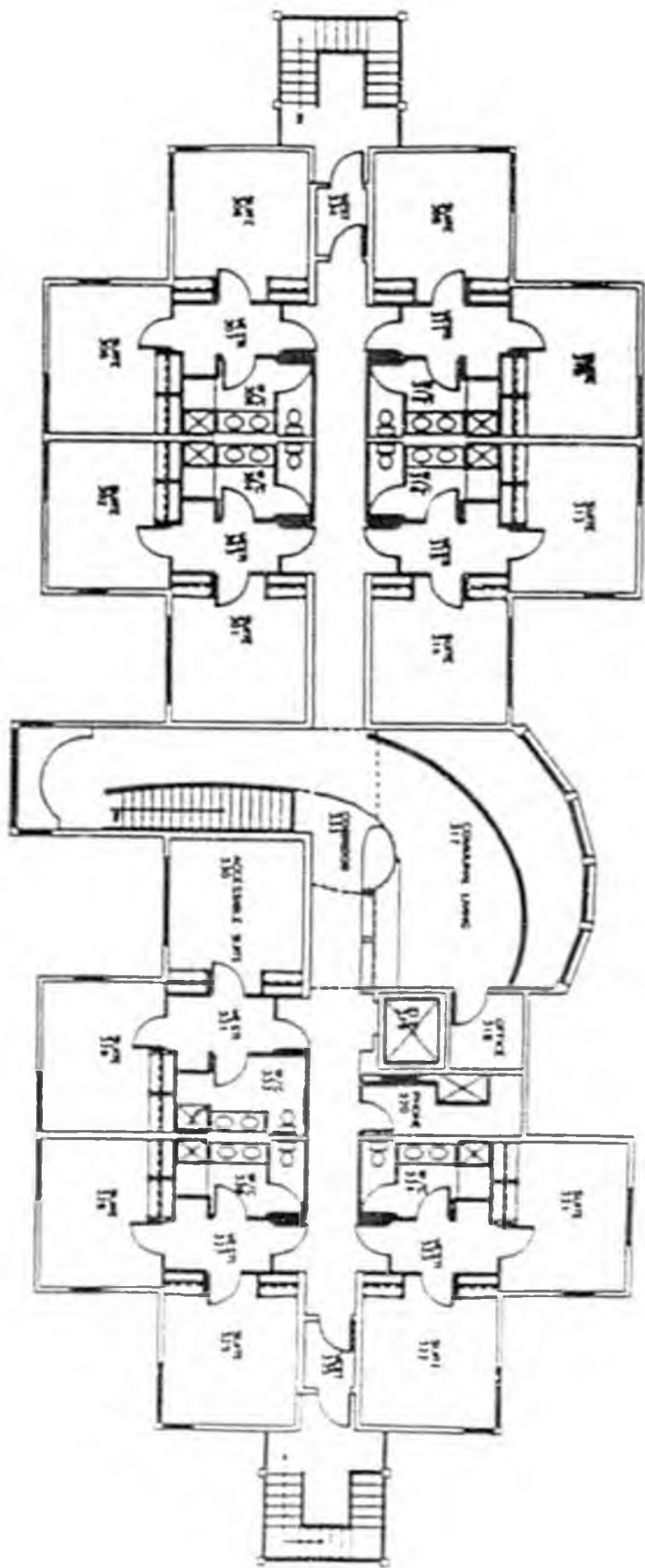
UNIVERSITY OF ALASKA, SOUTHEAST
STUDENT RESIDENCE HALL

1st floor



UNIVERSITY OF ALASKA, SOUTHEAST
STUDENT RESIDENCE HALL

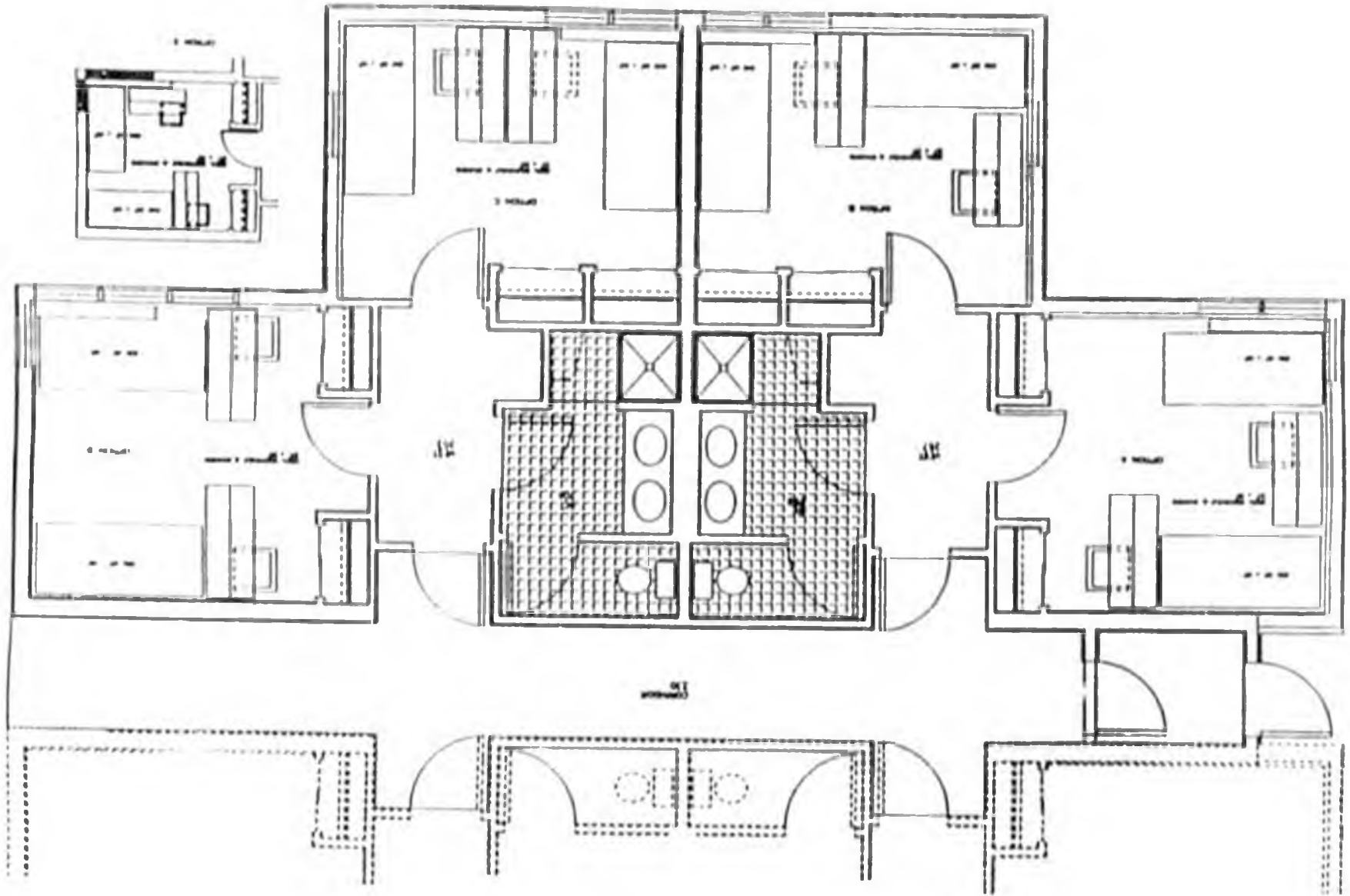
2nd floor

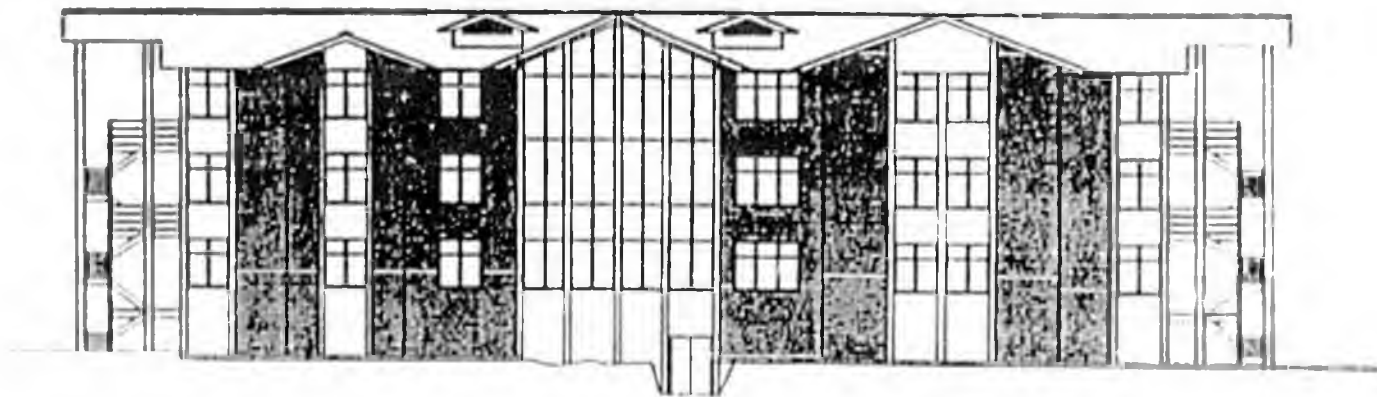
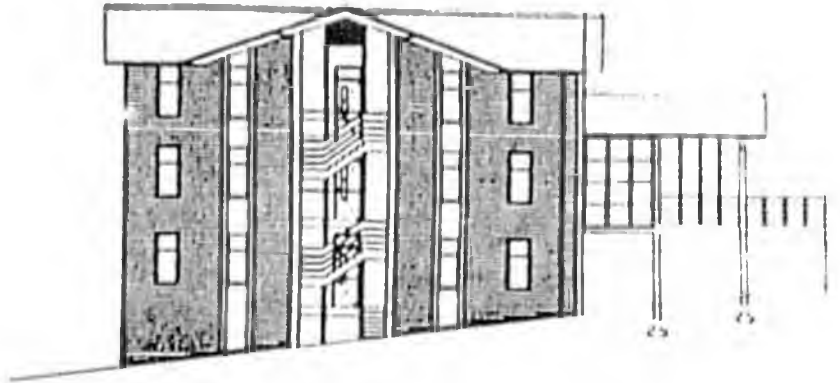
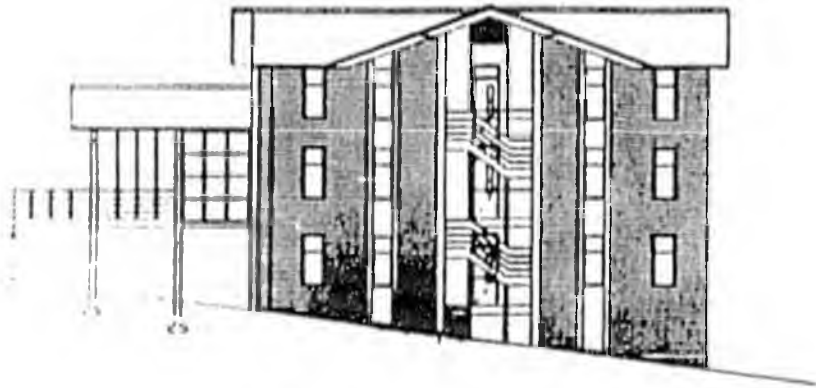


UNIVERSITY OF ALASKA SOUTHEAST
STUDENT RESIDENCE HALL



UNIVERSITY OF ALASKA SOUTHEAST
STUDENT RECREATION HALL
Typical
Floor Plan





UNIVERSITY OF ALASKA, SOUTHEAST
STUDENT RESIDENCE HALL

Elevations

10/4/94

PROJECT BUDGET
UAS RESIDENCE HALL

REZBUD.WK6

A. FINANCING		
1. SET-UP FEES		
2. CAPITALIZED INTEREST		
4. DEBT RESERVE		
SUBTOTAL		\$0.00
B. DESIGN		
1. ARCHITECT BASIC FEE	\$35,000.00	
2. ARCHITECT EXTRA SERVICES	\$15,000.00	
3. REIMBURSABLE EXPENSES	\$5,000.00	
4. SITE SURVEY	\$0.00	
5. SOILS ENGINEERING	\$0.00	
6. TESTING	\$10,000.00	
7. INSPECTION	\$30,000.00	
8. LEGAL	\$2,000.00	
9. PEER REVIEW	\$6,000.00	
SUBTOTAL	\$103,000.00	
C. CONSTRUCTION		
1. BUILDING CONSTRUCTION	\$2,736,000.00	(\$168.37)
2. SITE DEVELOPMENT	\$209,000.00	
CONSTRUCTION SUBTOTAL		<u>\$2,945,000.00</u>
3. CONTINGENCY	\$225,000.00	
4. AIPP	\$30,000.00	
SUBTOTAL	\$3,200,000.00	
D. EQUIPMENT AND OCCUPANCY		
1. FURNISHINGS	\$180,000.00	
2. TELEPHONE/DATA	\$7,000.00	
3. WORK ORDERS	\$5,000.00	
SUBTOTAL	\$192,000.00	
E. ADMINISTRATIVE COSTS		
1. PRINTING	\$2,000.00	
2. ADVERTISING	\$2,000.00	
3. MISC EXPENSES	\$6,000.00	
4. DIRECT LABOR	\$10,000.00	
5. SW/UAS G&A 5.22% OF PROJECT COST	\$195,000.00	
SUBTOTAL	\$215,000.00	
F. PROJECT COST (B-E)	\$3,710,000.00	

NOTES

- BID DATE JULY 1995
- FLOOR AREA 18,433 GSF
- DESIGN PROVIDES 81 BEDS (84 BED TOTAL CAPACITY)

FP&C Project Operating Cost Estimates FY96

Prepared by: Completion Date: 09/01/95 MAU UAS

Campus Juneau Campus

Category 4A

Project Title Residence Hall

Building Operating Costs

	FY96	FY97	FY98	FY99	FY00
Pers. Services (1000)					
Support (2000 - 8000)	59.8				
Rent Avoided					
Total	59.8				
Positions PFT					

Discussion: Describe the source of estimates and types of new personnel.

Project Title: UAA Digital Communications Network

Location: Anchorage

Completion Date:

Election District: 19

Program: Education

Type: Utilities, Civil Improvements and Communications

Funding		Capital Request	Operating Costs	New Positions (PET)
1002	Federal Receipts			
1003	General Fund Match			
1004	General Fund	1,400.0		
1007	Intra-Agency Receipts			
	Other			
Totals:		1,400.0		

Project Description and Justification:

THIS PROJECT WILL PARTIALLY EXTEND A VOICE, DATA AND VIDEOCOMMUNICATIONS NETWORK THROUGHOUT THE ANCHORAGE CAMPUS VIA THE CONSTRUCTION OF A COMMUNICATIONS BACKBONE. THE BACKBONE WILL RUN FROM BUILDING K TO THE ARTS BUILDING, CONNECTING EACH CAMPUS BUILDING ALONG THE WAY. THIS PHASE WILL PROVIDE APPROXIMATELY 640 STATIONS TO BE LINKED AND WILL ACCOMMODATE THE FOLLOWING FACILITIES: LIBRARY HUB, BUSINESS HUB, MONSIEUR BUILDING, ENGINEERING BUILDING, SCIENCE BUILDING, ADMINISTRATION BUILDING, LIBRARY AND CAMPUS CENTER.

THE DIGITAL COMMUNICATIONS NETWORK WILL CONSIST OF FOUR HUBS SERVING AS MAJOR DISTRIBUTION POINTS FOR THE NETWORK, CONNECTIONS FROM EACH CAMPUS BUILDING TO THE COMMUNICATIONS HUB SYSTEM, AND ELECTRONICS TO SUPPORT NETWORK ACCESS AND CONNECTIVITY FROM WORK LOCATIONS INTO THE NETWORK. WHEN THE NETWORK IS COMPLETED, MORE THAN 3,000 WORKSTATIONS FOR FACULTY, STUDENTS AND STAFF WILL BE DIRECTLY CONNECTED TO INTERNET AND THE INFORMATION HIGHWAY. ADDITIONALLY, THIS SYSTEM WILL PROVIDE THE MEANS FOR EXTENDING CAMPUS SECURITY AND ELECTRONIC CARD ACCESS SYSTEMS THROUGHOUT THE CAMPUS.

DIGITAL COMMUNICATIONS NETWORK

Capital Project Description
 (PI) UA Priority:

Agency: University of Alaska
 UA Ref No: A0001

Page 1 of 2
 Revised Date: 15 MAR 1995

1996
 239
 27

PROJECT TITLE: UAA Digital Communications Network

THE FIRST PHASE OF THIS PROJECT WAS COMPLETED IN DECEMBER 1993 WHEN A COMMUNICATIONS NETWORK WAS ESTABLISHED BETWEEN THE LIBRARY BUILDING HUB AND THE ADMINISTRATION BUILDING HUB. SERVICES WERE EXTENDED TO 60 WORKSTATIONS. THE SECOND PHASE WAS COMPLETED IN AUGUST 1994 WITH THE EXTENSION OF THE COMMUNICATIONS NETWORK FROM THE LIBRARY HUB TO A NEW COMMUNICATIONS HUB IN BUILDING K ON THE WEST SIDE OF CAMPUS. THIS WORK INCLUDES INSTALLING FIBER OPTIC AND COPPER WIRING BETWEEN THE BUILDINGS AND INSTALLING THE ELECTRONIC EQUIPMENT AND WIRING REQUIRED TO CONNECT DATA AND TELEPHONE USERS FROM BUILDING K TO THE CAMPUS TELEPHONE AND DATA NETWORK. THIS WORK WILL ALSO SAVE OPERATING COSTS BY REDUCING UAA'S DEPENDENCE ON LEASED ANCHORAGE TELEPHONE UTILITY LINES.

AN ADDITIONAL APPROPRIATION OF \$2,600,000 WILL BE NEEDED TO PROVIDE THE APPROXIMATELY 1,150 REMAINING STATIONS AT OTHER CAMPUS FACILITIES.

CPI

ADDITIONAL
EXPLANATION
FORM

Agency Priority

AGENCY UNIVERSITY OF ALASKA

A0001

Page 2 of 2

Date: 03/15/95

1996

**UNIVERSITY OF ALASKA
Intra-Campus Communications System**

Internet access provides students with the potential for worldwide communication with other students and with access to a broad spectrum of information, including scholarship and educational opportunities. Internet access provides faculty with the potential for worldwide communication and collaboration with professional colleagues and with various informational and problem-solving resources. For example, some UAA faculty have co-written books with colleagues in the Lower 48 by using Internet resources to transfer draft documents in electronic, revisable form. Other faculty have solved some of their research related analysis problems by posting queries to pertinent Internet-based forum resources. Perhaps more important than any one specific example, access to the Internet provides the opportunity for students, faculty and staff to become "literate" in global information exchange, a skill that is becoming increasingly important to the viability of business, industry and government.

The campus backbone system is needed not just to facilitate access to the Internet but for administrative mainframe computers to perform day-to-day business transactions; access to local electronic mail and conferencing systems; the campus-wide information system; administrative e-mail; "Denali," the supercomputer for high-speed research computational projects; and the Student Information System for registration, transcripts, records, and student advising.

The Banner financial system cannot be fully implemented on the UAA campus until the backbone is installed and fully operational; e.g., client server applications will not go over existing lines.

The major portion of the inertia between the two major communication hubs was accomplished with funding from FY94. These hubs will be the central networking distribution points. From the hubs, the communications system will extend to the various buildings like the spokes of a wheel. This will give University users networking capabilities using either telephone, data (computers), and/or video. The Anchorage campus uses buried cabling that is over 20 years old and at the end of its useful life due to water infiltration, etc. This cabling does not permit the transmission of data or video. The cables will need to be replaced in the near future just to maintain basic telephone communications systems.

Expenditure of \$1,400,000 will provide approximately 640 stations to be linked and will accommodate the following facilities:

- Library Hub
- Business Hub
- Monserud Building
- Engineering Building
- Science Building
- Administration Building
- Library
- Campus Center

An additional appropriation of \$2,600,000 will be needed to provide the remaining 1,150± stations at other campus facilities.

PROJECT TITLE: UAF - Natural Sciences Building Completion

atomic beam, geophysics electromagnetic and gravity instruments, optical benches, chemical supply cabinets, and other instructional equipment to conduct experiments in the laboratory.

Furnishings: \$635.0 Office and laboratory furnishings include: desks, armchairs, bookcases, file cabinets, computer stands, tables, lab stools, and lecterns.

Parking Lot: \$150.0 Pave and ^{ELECTRIFY} complete the remaining 102 spaces of the parking lot.

Move-In/Move-Out: \$231.0 Relocation of the Physics, Geology, and Chemistry departments' supplies, files, records, limited furniture and libraries from their present locations to the new facility.

Wood Seating Benches: \$150.0 Construct and install fixed wood seating in the public areas of the facility as in original design layout of the building.

Art In Public Places: \$233.0 Commission and install 1X art.

A capital request was submitted in FY95 for the same items. Lead time for the purchasing of the equipment and furnishings is substantial and could impact the university from scheduling and providing instruction in the new space. Wood benches could be provided prior to occupancy. Move-in/move-out will be accomplished when the university is allowed to occupy the facility.

AGENCY UNIVERSITY OF ALASKA

FY96

CP)

ADDITIONAL
EXPLANATION
FORM

Agency Priority

F020

Page 2 of 2

Date: 10/20/94

FP&C

Project Information Sheet

FY96

MAU: UAF Campus: Fairbanks Campus Date: 09/01/94
 Location: Election District: 29 Category: 4A
 Project Title: UAF - Natural Sciences Building Completion

Requested Budget: FY96 FY97 FY98
 General Funds: \$3,000.0
 Federal Funds:
 Other Funds:
 Total: \$3,000.0

Net Area (Assignable Sq. Ft.): Gross Area (Gross Sq. Ft.):

Project Description:

This request completes the Natural Sciences Building project, providing essential scientific equipment, furnishing, and benches in common areas. UAF has requested funds for these items in the previous two years, but

Project History (Previous Requests)

FY	TITLE	MAU Priority	Regents' Priority	Request \$(000)	Appropriation \$(000)
89	UAF Natural Science Bldg	89-3	89-5	26,475.0	
90	UAF Natural Science Bldg	90-1.E	90-7.3	10,680.0	
91	UAF Natural Science Bldg	91-1.6	91-5.2	27,500.0	23,000.0
92	Facilities Completions	92-2	10.1	2,500.0	
93	Natural Science Bldg Co	93-1.1	2.5	4,530.0	
94	Natural Sciences Bldg Co	94-4.0	D.10	5,000.0	
95	UAF-Natural Sciences Bui	95-4	E.30	5,500.0	1,098.0

Comments:

Project Schedule

FY JASO 96 MAMJJASO 97 MAMJJASO 98 MAMJJASO 99 MAMJJASO 00 MAMJ

Prepare Bid Pkgs X
 Award Contracts X
 Construction XXXX
 Final Acceptance X

PROJECT PLANNING GUIDE

INTRODUCTION:

The Natural Sciences Facility construction was completed in September, 1994. The College of Natural Sciences will relocate the Chemistry, Physics and Geology Departments to the new facility upon completion. Instructional space has been designed to accommodate the different department's educational curriculum. The project will provide a state of the art science facility. Program items such as scientific equipment, furnishings, move in/move out expenses, and wood seating benches are not part of the project.

PROJECT JUSTIFICATION:

The new facility will improve the quality, availability and support for the academic programs offered by the College of Natural Sciences. Relocating the college consolidates the programs into one facility and eliminates the American with Disabilities Act deficiencies that exist in the current programs. State of the art science features will be available to the staff and students. The availability of the new features will ultimately make the graduates of the academic programs more marketable in the fields of natural sciences. Additional funding is required to purchase equipment, furnishings, paving and completion of the remaining 102 spaces of the parking lot, AIPP, and provide move-in/move-out fund resources before academic programs can commence.

PROJECT DESCRIPTION:

This capital request includes funding for the following:

Scientific Equipment: \$ 1,600,000

Scope of the equipment needs includes equipment for all laboratory, computer facilities, special program spaces, lecture halls and classrooms. Some of the equipment required includes: spectrophotometers, computer systems for image analysis, instructional microscopes, lasers, x-ray equipment, oxygen atomic beam, geophysical electromagnetic & gravity instrument, optical benches, chemical supply cabinets and other instructional equipment to conduct experiments in laboratory.

Furnishings: \$635,500

Office and laboratory furnishings include: desks, armchairs, bookcases, file cabinets, computer stands, tables, lab stools and lecterns.

Parking Lot: \$150,000

Pave and complete the remaining 102 spaces of the parking lot.

Move In/Move Out: \$231,000

Relocation of the Physics, Geology and Chemistry departments' supplies, files, records, limited furniture and libraries from their present locations to the new facility .

Wood Seating Benches: \$150,000

Construct and install fixed wood seating in the public areas of the facility as in original design layout of the building.

Art in Public Places: \$233,500

Commission and install 1% art.

PROJECT COST, BUDGET AND SCHEDULE:

A capital request was submitted in FY95 for the same items. Lead time for the purchasing of the equipment and furnishings is substantial and could impact the university from scheduling and providing instruction in the new space. Wood benches could be provided prior to occupancy. Move in/move out will be accomplished when the university is allowed to occupy the facility. Total capital request is \$4,400,000.

Project Title: University of Alaska Fire Code Compliance/Deferred Maintenance

Location: **Statewide** Completion Date: Election District: **99**
 Program: **Education** Type: **Public Safety and Code Compliance**

Funding		Capital Request	Operating Costs	New Positions (PFI)
1002	Federal Receipts			
1003	General Fund Match			
1004	General Fund	7,000.0		
1007	Intra-Agency Receipts			
	Other			
Totals:		7,000.0		

Project Description and Justification:

This system wide project funds: Bid-ready fire code compliance corrections; bid-ready deferred maintenance for classroom and research buildings; and planning money to get other code compliance corrections and deferred maintenance projects ready for construction in FY96 and future years.

Fire code compliance corrections:

This project responds to formal fire Code violation citations and is essential to maintain the correction schedule agreement the University has with the State Fire Marshall and Attorney General. Zero capital funding for code compliance in FY95 has already put the university one year behind in implementation and the State Fire Marshall can close cited buildings at any time. This project will be used for bid-ready projects and for planning to get other code compliance corrections ready for construction later in FY96 and future years, as funding allows.

Deferred Maintenance:

FIRE CODE COMPLIANCE DEFERRED MAINTENANCE

Capital Project Description
 CPI UA Priority:

Agency: University of Alaska
 UA Ref No: U12

Page 1 of 2
 Revised Date: 14 MAR 1995

FY96
 2/18
 1/39

PROJECT TITLE: University of Alaska Fire Code Compliance/Deferred Maintenance

The University has a deferred maintenance backlog of approximately \$157.0 million, \$6.0 million of which is bid-ready. This project will be used for bid-ready projects for classroom and research buildings throughout the University system and planning to get other deferred maintenance projects ready for construction later in FY96 and future years, as funding allows. Bid-ready projects include those listed on the attached page.

AGENCY UNIVERSITY OF ALASKA

FY96

CPI

ADDITIONAL
EXPLANATION
FORM

Agency Priority

UI2

Page 2 of 2

Date: 03/14/95

Bid-Ready Non-Housing Deferred Maintenance (not in priority order):

UAA Anch K Bldg - Replace Roof	\$ 915,250
UAA Anch CAS Bldg - Replace Roof	\$ 569,200
UAA Anch Short Bldg - Replace Roof	\$ 237,000
UAA Mat-Su Kertula Bldg - Repair/Replace Roof	\$ 510,500
UAA Kenai Penin McLane Bldg - Repair Siding	\$ 62,900
UAA Kenai Penin McLane Bldg - Replace Carpet	\$ 172,900
UAA Kodiak Voc Tech Bldg - Repair Roof	\$ 156,600
UAA PWSCC Roof Renovations	\$1,000,000
UAS Juneau Campus Whitehead Bldg - Install Sprinkler System	\$ 30,000
UAS Ketchikan Paul Bldg. - HVAC Controls. Improve & Replace	\$ 144,600
UAS Ketchikan Robertson Bldg. - Voc-Ed Ventilation	\$ 67,750
UAS Juneau Campus Anderson Bldg. - Replace Decking at Entrance	\$ 26,600
UAS Juneau Campus Marine Core Bldg. - Replace Roof	\$ 195,000
UAF AHRC Recaulk Penthouse Exterior Panels	\$ 75,000
UAF Geist Museum Fire Alarm Repairs	\$ 100,000
UAF Gruening Door & Hardware Replacement	\$ 70,000
UAF Gruening Exterior Envelope Crack Repair	\$ 40,000
UAF Gruening Floor Covering Replacement	\$ 314,000
UAF Gruening Lighting Control System Repairs	\$ 65,000
UAF Gruening Replace Stairwell Incandescent to HPS	\$ 25,000
UAF Irving I Electrical System Repairs (partial)	\$ 50,000
UAF Original Power Plant Roof Reconstruction	\$ 326,450
UAF Patty Center Fire Alarm System Repairs (partial)	\$ 100,000
UAF Plaza Water Fountain/Pool Rehabilitation	\$ 50,000
UAF Power Plant Addition Roof Repairs	\$ 65,000
UAF SMC Silver Lab (SE105) Roof Renovation	\$ 165,000
UAF Whittaker Upgrade Fire Alarm System	\$ 10,000
UAF Wood Center Ballroom Lighting Repairs	\$ 35,000
UAF Wood Center Ceiling Repairs	\$ 90,000
UAF Wood Center Fire Alarm Upgrade System	\$ 150,000
UAF Wood Center Roof Replacement/Repairs	\$ 500,000

MEMORANDUM

Sec. 15. Pg. 39, Line 14

STATE OF ALASKA

D 39 L 15

Department of Environmental Conservation
Division of Spill Prevention and Response

TO: Shelby Stastny, Director
Office of Management
and Budget

DATE: October 5, 1994

FILE #

PHONE #: (907) 273-4279

FROM: Michael A. Barton *Mike*
Commissioner, DOT & PF

SUBJECT: Contaminated Sites FY 96 State
MOA Cleanup Project

[Signature]
Harry A. Noah
Commissioner, DNR

OFFICE OF
MANAGEMENT & BUDGET

[Signature]
John A. Sandor
Commissioner, DEC

OCT 13 1994

BUDGET REVIEW

Attached is a multi-agency FY-96 Capital Improvement Project (CIP) Budget proposal for cleaning up contaminated sites on State land. Cleaning up State owned contaminated sites is a priority, not only to protect the public health and the environment, but to set an example for other landowners and remove huge liabilities to the State.

The Departments of Transportation and Public Facilities, Environmental Conservation, Natural Resources and Fish and Game signed a memorandum of agreement in September 1991, to implement a cooperative program for identifying and cleaning up contaminated State land. This year the University of Alaska is also participating in this project as a State entity responsible for cleaning up contaminated sites. This CIP proposal is the cooperative effort of these agencies

The attached list of eight proposed cleanup projects totals \$1,236,000. Many of these sites have previously been funded for site assessment work and are now moving into final cleanup. A brief problem statement, proposed scope of work and budget estimate are included for each project.

A total of 91 sites, where the State is responsible for all cleanup actions, are currently identified on DEC's contaminated sites database. The eight sites identified in this request represent the highest priority sites.

Consistent with previous budget requests, we recommend that these projects be funded through general funds because they are State-owned properties. As in the past, the Legislature may decide to use the Oil and Hazardous Substance Release, Prevention and Response Fund for these projects. If this again occurs, projects numbering one through six on the attached table, totaling \$1,071,000, have confirmed contamination and pose an imminent and substantial threat to human

Shelby Stastney

-2-

October 5, 1994

health or the environment. Accordingly, these sites should be funded from the Response Account. Projects seven and eight, which total \$165,000, require additional investigation work to define the full extent of contamination and potential threat. Therefore, we recommend these projects be funded from the Prevention Account. Cost recovery actions will be taken against all liable third party entities.

We look forward to discussing these projects with you. Please let us know if additional information would be helpful.

Attachment

FY-96 MOA FUNDING REQUEST FOR CLEANUP OF STATE-OWNED CONTAMINATED SITES

	<u>AGENCY</u>	<u>SITE NAME</u>	<u>FUNDING LEVEL</u>
1.	DNR	Childs Pad	300.0
2.	DNR	Forward Pad	250.0
3.	DOT&PF	Tudor Road Maintenance Shop	193.0
4.	DOT&PF	Soldotna Maintenance Shop	137.0
5.	DOT&PF	Homer Maintenance Shop	106.0
6.	DOT&PF	Fairbanks International Airport South Parking Apron	65.0
7.	DOT&PF	Cold Bay Airport	122.0
* 8.	UAF	Palmer Dump Site	43.0
		TOTAL	1,236.0

June 1982
#1863

PALMER FARM DUMP

Agency Contact -

Bill Krause
University of Alaska Fairbanks Risk Management
474-5487

Site Location

Palmer Farm, Off Trunk Road near Parks Highway, Wasilla, AK

Problem Statement

Just South of UAF's agricultural research facility, on the crest of a glacial esker, there is an abandoned landfill facility encompassing about 1 acre. This site was used for disposal of solid waste for several decades, ending in 1989. The composition of environmental pollutants (if any) are unknown. Considering the nature of the experimental farm activities and the potential types of chemicals involved, an environmental site assessment is warranted.

Proposed Scope of Work

A Phase II environmental site assessment is proposed. Work activities would, at a minimum, include:

1. historical use assessment, including further employee interviews
2. surface site survey and reconnaissance
3. investigative trenching along the axis of the site
4. soil sampling and monitoring wells
5. development of remediation plans, if needed

Proposed Budget

<u>TASK</u>	<u>COST</u>
Phase II Environmental Site Assessment:	43.0

Impact of no or inadequate funding

If reports of chemical disposal are true, inaction at this site may allow the potential for contamination of the groundwater, leading to a dangerous health hazard, widespread public outcry, costly litigation, adverse publicity for the University, and an expensive remediation effort.

Alaska Seed Potato Report

The seed potato is one of Alaska's most valuable agricultural resources. Potatoe grow well in Alaska. With annual cash receipts of \$3 million (total net tablestock potatoes), they are the most important agricultural crop in the state. One of the major advantages the Alaska potato industry enjoys is the absence of viruses, late blight and other diseases. Potatoes sold as tablestock today can be marketed as virus, late blight-free seed potatoes. If a proper seed potato certification system is established.

The benefit in marketing Alaskan potatoes as virus, late blight-free seed potatoes is in the price! premium quality virus-free seed potatoes are worth \$80 to \$150 per hundred weight, compared to tablestock potatoes which are sold at \$4 to \$16 per hundred weight. In recognition of this opportunity, the Alaska Farmers Bureau (formerly the Alaska Farmers and Stockgrowers' Association) unanimously passed resolutions in 1991, 1992, 1993, 1994 and 1995 to support the development of virus-free seed potatoes for export.

The world seed potato market is valued at \$2 billion per year and demands for seed potatoes from seven viruses, late blight and other diseases is increasing rapidly. Virus diseases are the most serious problem of seed potato industries in the US, Canada, Mexico, Taiwan, China and European countries. Serious virus problems in the US and Canada created a severe shortage in virus-free seed potato. This shortage is most likely to increase due to the high cost of insecticide needed for controlling potato virus diseases (transmitted by specific insects), and increasing concerns about the adverse impact of pesticide uses on workers' health, food safety and the environment. More recently, the rapid spread of fungicide-resistant variants of potato late blight greatly increased the value of late blight-free seed potatoes. Late blight is the disease causing the Irish Famine in 1845. For many years, it was effectively controlled by the use of methylcyclo-triazolol variants of blight in the US were found in 45 states in 1994. Alaska is one of the remaining five states that is still free from this dreadful disease.

Market potentials for Alaska premium quality seed potatoes exceed \$425 million per year. Taiwan and China are strongly interested in virus, late blight, Golden mosaic-to-free aspects of Alaska seed potatoes. In the 4th bilateral trade talks between Taiwan and the US held in late August, 1994, Taiwan granted Alaska the privilege of exporting seed potatoes to Taiwan. Potatoes can be shipped to Taiwan after a pre-visit clearance inspector confirms the phyto-sanitary conditions of the potatoes. A special permit was granted last November to ship seed potatoes to Taiwan for field trials and disease verification. This is the first time seed potatoes from the US or any other country have been planted in Taiwan. Special permits were also received from China to ship seed potatoes for field trials and disease verification. Four shipments of Alaska seed potatoes will be made in March to seed companies in China. Presently, many states in the US have also expressed strong interests in Alaska seed potatoes, especially in the late blight-free quality of our seeds. The seed potato market in Taiwan is \$2.5 million per year and the estimated seed potato needs (production seed) in China is \$40 million.

Yearly potato disease diagnostics are being summer and sub-garlic the quality of Alaska seed potatoes. A seed appropriation of \$120,000 in 1994 enabled us to begin the project, however, an appropriation of \$400,000 per year is needed to equip and operate a testing station for potato diseases and to install stringent certification procedures if Alaska is to benefit from bilateral trade agreements between the U.S. and Taiwan, and from the trade arrangement with China. This project complements the potato breeding program of the Division of Agriculture, Alaska Department of Natural Resources. This breeding cannot be done on a routine basis in another state. Federal funds are not generally provided for disease testing that benefits a single state.

Health and Social Services Special Needs Housing Program

April 11, 1995

Requested Funding

The Alaska Housing Finance Corporation has requested \$1.5 million for a Health and Social Services Special Needs Housing Program. The funds will be administered in cooperation with the Department of Health and Social Services. They will provide for grants to local service providers to develop special needs housing that will allow the last twelve developmentally disabled consumers to be discharged from the Harborview Developmental Center in Valdez. These individuals will be discharged to community services.

Need

The Department of Health and Social Services has developed a three-year plan to phase out the Harborview Developmental Center in Valdez. The institutional setting of that facility is no longer appropriate for the consumers it serves. Housing developmentally disabled consumers in housing that approaches the normal residential setting and that is located in the consumer's choice of home community is better for consumers, their families, and for the community at large.

In order to close the Developmental Disability Unit at the Harborview facility, residential space for current consumers must be found. In developing the plan, the Department felt that most current residents of Harborview could be accommodated through existing facilities and programs. However, twelve of the most severely disabled individuals in the facility will require new housing.

Project Description

The requested funds would be used for grants to establish three fully accessible group homes to house twelve of Harborview's most severely disabled residents. The requested funds will be used to develop three homes. Each home is expected to cost an average of \$500,000 and would provide comfortable housing for four consumers. While the Department will continue to research the best options, it expects that the residences would be modeled after successful homes that have already been developed by Hope Cottages, Inc. in Anchorage. The homes would have the appearance of ranch style single family residences with four bedrooms and two bathrooms for residents and an apartment for live-in staff. The homes would be located in ordinary residential areas.

Location

Since many Harborview residents now consider Valdez as their home the Department expects that one home will be located in Valdez. Since Anchorage is the state's major population center, at least one home would be developed in the Anchorage area. The third home would be located in either Fairbanks or the Anchorage area, depending on the home community locations of consumers.

University of Alaska Systemwide

FY96 Capital Budget Request

Introduction

The Board of Regents established the University of Alaska's FY96 capital budget request to address the university's critical capital needs. The board prioritized the capital budget request into nine* major categories. The FY96 priorities are:

- Code Compliance Orders
- Annual Renewal and Replacement
- Campus Safety and Security
- Equipment/Computer Systems Upgrade
- Building Completions/Repair and Renovation
- Sponsored Research Facilities
- Construction for Growth
- Planning for Growth
- Other

To meet the capital needs the regents approved a capital budget request for FY96 of \$85.0 million general fund dollars.

*Funds for deferred maintenance needs and funding to meet necessary code corrections for the American with Disabilities Act are requested separately.

Code Compliance \$6,500.0

The University of Alaska Fairbanks was cited by the State Fire Marshall for various fire and life safety code violations. This request completes corrections necessary to satisfy those violations. Funds will address the code violation problems identified in Irving I, Irving II, the Physical Plant buildings, and the Power Plant Building. Zero capital funding for code compliance in FY95 puts UAF in jeopardy of building closure.

Annual Renewal and Replacement \$5,951.5

Funding for annual renewal and replacement, coupled with the request for building maintenance, renewal and replacement contained in the operating budget, will allow the University to properly maintain all facilities without accruing additional deferred maintenance.

Campus Safety and Security \$2,348.0

Funding requested in this category will address health and life safety issues on the campuses. Funds will improve the physical security of the residence halls, provide additional access to security officers while on campus, implement lighting and safety upgrades and correct a serious traffic hazard situation at the University of Alaska Southeast.

University of Alaska Systemwide

FY96 Capital Budget Request

Introduction

Equipment/Computer Systems Upgrade \$15,135.0

Capital equipment items are necessary for the continued support of the instructional student services and the institutional support functions of the university. Included in the equipment request are funds to continue the electronic connection of all campus buildings, provide needed support to the libraries identified in accreditation review, and provide needed equipment support for campus efforts in distance delivery of instructional services.

Building Completions/Repair and Renovation \$27,047.5

The University has developed a progressive funding approach for several buildings for phased construction and for renovation of space vacated by users moving to new areas. Building completions/repair and renovation addresses enrollment growth demands and allows the University to bring departments which share similar resources into closer proximity.

The FY96 requests include completion of the Natural Sciences Building in Fairbanks, the new classroom building at Mat-Su, as well as a variety of other projects.

Sponsored Research Facilities \$4,500.0

Funding requested in this category will be used in combination with federal and private funding and revenue bond proceeds for the construction of the first building of a complex of research buildings to house the Geophysical Institute's programs as well as several federal, state and private agencies with complementary missions (revenue bonds will be repaid with rental income received). \$300.0 was received in FY92 for planning and preliminary design of the overall facility. \$800.0 was funded in FY94 to continue the design process and complete the Phase I design.

Construction for Growth \$16,918.0

To meet current and projected enrollment demands, the University must increase not only classroom space, but other components of the campus infrastructure as well. This category includes funding for expanded parking, road improvements, and several building design and expansion efforts.

Planning for Growth \$5,600.0

Meeting the needs of the students and the public is an ongoing planning effort. Additional land must be secured for future development and program plans and design work must be completed for proposed new facilities.

University of Alaska Systemwide

FY96 Capital Budget Request

Introduction

Other

\$1,000,0

The Atwood Chair of Journalism created at the University of Alaska Anchorage, through the generosity of the former editor of the Anchorage Times, has the opportunity to become self sustaining through an endowment. The Atwood Foundation has offered to match up to \$1 million dollars to capitalize the Chair through the creation of an endowment.