

ALASKA LEGISLATURE COMMITTEE FILES 1999-2000 8672

9797 HOUSE COMMUNITY & REGIONAL AFFAIRS




ALASKA STATE LEGISLATURE

REPRESENTATIVE GARY DAVIS

MEMORANDUM

April 29, 1999

TO: Representative Andrew Halcro, Co-Chair
Representative John Harris, Co-Chair
Representative Fred Dyson
Representative Carl Morgan
Representative Lisa Murkowski
Representative Reggie Joule
Representative Albert Kookesh

FROM: Representative Gary Davis 

RE: HJR 23, Community Development Fund

Several questions came up during the April 8 Community and Regional Affairs Committee meeting on HJR 23. Specifically, the committee requested additional information on the following: 1) will unincorporated communities be eligible to receive money from the fund; 2) how will the fund be invested and who will administer it; and 3) what is the projected distribution schedule. These questions and my initial intentions regarding the resolution are addressed in order below.

Unincorporated Communities Eligibility to Receive Funds

I understand that a draft committee substitute will be offered clarifying that the fund earnings shall be distributed to "some or all of the following: organized boroughs, cities, and unincorporated communities in the unorganized borough," as provided by law. This change will allow unincorporated communities as well as municipalities to receive funds, but leaves the actual distribution scheme to the discretion of the legislature.

How Will the Fund be Invested and Who Will Administer It

Unless otherwise provided for in law, the commissioner of revenue is responsible for the investment and administration of state funds. These funds are invested according to the principles set out in AS 37.10.071 and other provisions as set out for the fund. In this instance, the Community Development Fund would be invested to yield competitive market rates to the fund (this is the same language as that contained in the constitutional provision establishing the Constitutional Budget Reserve Fund).

Representative Davis

April 29, 1999

Page 2

The legislature could, in the years following the adoption of this amendment, enact legislation forming an investment board similar to the Permanent Fund Corporation, the Alaska State Pension Investment Board, the Alaska Mental Health Trust Authority, or any of the other state investment boards. If this were to occur, I envision the board would include representatives of the Alaska Municipal League or individual municipalities.

For the purpose of deciding whether or not to create the Community Development Fund, I prefer working on the premise that the Department of Revenue would act as the fund administrator. This enables us to obtain information on the investment principles currently in use and calculate fund projections using a variety of scenarios.

How will the Fund Earnings be Distributed

I intend for the earnings from the Community Development Fund to be distributed with no restrictions. Each local government will individually decide on the best ways to use the fund they receive. I envision the distribution formula consisting of two calculations. The first calculation would be on a purely per capita basis, recognizing that the more people there are in a municipality, the more services are required to be provided. The second calculation would be based geographically, perhaps taking into account the number of square miles of land receiving municipal services. This recognizes the fact that it is more expensive to provide over large tracts of land than it is within a compact area.

There are a variety of distribution options available to the legislature. I hesitate to put forward a specific plan of distribution for fear of overshadowing the discussion of whether or not to create a fund with a debate on the best way in which to distribute funds in the event HJR 23 was approved by voters. Additionally, this gives the specific formula options the flexibility to meet future needs and goals.

I hope this memorandum answers the questions to your satisfaction. If you would like further information, please contact Deb Davidson with my staff. Additionally, my office is willing to request distribution options and projected payments to local governments based on your specific scenarios.

As I stated in committee, my purpose in bringing forth this legislation is to discuss the advisability and viability of this type of fund. I believe that this is a responsible use of Permanent Fund earnings that can provide a more stable revenue stream for local governments. I believe it is best to leave the actual mechanics of the investment and distribution of the fund to a later date so that we can focus on one issue at a time. The legislature in partnership with local governments could develop a fair and equitable plan for the distribution of the earnings within the 2-year window given in this legislation.

1-LS0573VD
Cook
4/8/99

**CS FOR HOUSE JOINT RESOLUTION NO. 23(CRA)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIRST LEGISLATURE - FIRST SESSION**

BY THE HOUSE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

**Offered:
Referred:**

Sponsor(s): REPRESENTATIVE DAVIS

A RESOLUTION

1 **Proposing amendments to the Constitution of the State of Alaska relating to the**
2 **community development fund, the permanent fund, and the budget reserve fund.**

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

4 * **Section 1. Article IX, Constitution of the State of Alaska, is amended by adding a new**
5 **section to read:**

6 **Section 18. Community Development Fund. (a) There is established as a**
7 **separate fund in the State treasury the community development fund. Appropriations**
8 **may be made to the principal of the fund, but the principal of the fund may not be**
9 **appropriated. Money in the community development fund shall be invested so as to**
10 **yield competitive market rates to the fund. Income of the fund shall be retained in the**
11 **fund until it is distributed under (b) of this section. Section 7 of this article does not**
12 **apply to appropriations or other deposits made to the fund or to income retained in the**
13 **fund.**

14 **(b) At the end of each fiscal year, income from the community development**
15 **fund shall, as provided by law, be distributed to some or all of the following:**
16 **organized boroughs, cities, and unincorporated communities in the unorganized**

1 borough. The appropriation requirement in Section 13 of this article does not apply
2 to distributions under this subsection.

3 * Sec. 2. Article XV, Constitution of the State of Alaska, is amended by adding a new
4 section to read:

5 Section 30. Transitional Provisions Relating to the Community
6 Development Fund. (a) Within thirty days after the effective date of the 2000
7 amendment establishing the community development fund (art. IX, sec. 18), seven
8 hundred fifty million dollars or the balance in the budget reserve fund, whichever is
9 less, shall be transferred from the budget reserve fund (art. IX, sec. 17) to the principal
10 of the community development fund.

11 (b) Notwithstanding provisions relating to income of the permanent fund in
12 Section 15 of Article IX, two percent of the income of the permanent fund earned in
13 fiscal year 2001 and in each fiscal year thereafter shall be transferred to the principal
14 of the community development fund. Transfers to the community development fund
15 under this subsection shall end after the transfer of income earned in fiscal year 2020
16 is made.

17 (c) Notwithstanding provisions relating to distribution of income from the
18 community development fund in Section 18(b) of Article IX, distributions may not be
19 made before July 1, 2002.

20 * Sec. 3. The amendments proposed by this resolution shall be placed before the voters of
21 the state at the next general election in conformity with art. XIII, sec. 1, Constitution of the
22 State of Alaska, and the election laws of the state.




ALASKA STATE LEGISLATURE

REPRESENTATIVE GARY DAVIS

MEMORANDUM

April 29, 1999

TO: Representative Andrew Halcro, Co-Chair
Representative John Harris, Co-Chair
Representative Fred Dyson
Representative Carl Morgan
Representative Lisa Murkowski
Representative Reggie Joule
Representative Albert Kookesh

FROM: Representative Gary Davis 

RE: HJR 23, Community Development Fund

Several questions came up during the April 8 Community and Regional Affairs Committee meeting on HJR 23. Specifically, the committee requested additional information on the following: 1) will unincorporated communities be eligible to receive money from the fund; 2) how will the fund be invested and who will administer it; and 3) what is the projected distribution schedule. These questions and my initial intentions regarding the resolution are addressed in order below.

Unincorporated Communities Eligibility to Receive Funds

I understand that a draft committee substitute will be offered clarifying that the fund earnings shall be distributed to "some or all of the following: organized boroughs, cities, and unincorporated communities in the unorganized borough," as provided by law. This change will allow unincorporated communities as well as municipalities to receive funds, but leaves the actual distribution scheme to the discretion of the legislature.

How Will the Fund be Invested and Who Will Administer It

Unless otherwise provided for in law, the commissioner of revenue is responsible for the investment and administration of state funds. These funds are invested according to the principles set out in AS 37.10.071 and other provisions as set out for the fund. In this instance, the Community Development Fund would be invested to yield competitive market rates to the fund (this is the same language as that contained in the constitutional provision establishing the Constitutional Budget Reserve Fund).

Representative Davis

April 29, 1999

Page 2

The legislature could, in the years following the adoption of this amendment, enact legislation forming an investment board similar to the Permanent Fund Corporation, the Alaska State Pension Investment Board, the Alaska Mental Health Trust Authority, or any of the other state investment boards. If this were to occur, I envision the board would include representatives of the Alaska Municipal League or individual municipalities.

For the purpose of deciding whether or not to create the Community Development Fund, I prefer working on the premise that the Department of Revenue would act as the fund administrator. This enables us to obtain information on the investment principles currently in use and calculate fund projections using a variety of scenarios.

How will the Fund Earnings be Distributed

I intend for the earnings from the Community Development Fund to be distributed with no restrictions. Each local government will individually decide on the best ways to use the fund they receive. I envision the distribution formula consisting of two calculations. The first calculation would be on a purely per capita basis, recognizing that the more people there are in a municipality, the more services are required to be provided. The second calculation would be based geographically, perhaps taking into account the number of square miles of land receiving municipal services. This recognizes the fact that it is more expensive to provide over large tracts of land than it is within a compact area.

There are a variety of distribution options available to the legislature. I hesitate to put forward a specific plan of distribution for fear of overshadowing the discussion of whether or not to create a fund with a debate on the best way in which to distribute funds in the event HJR 23 was approved by voters. Additionally, this gives the specific formula options the flexibility to meet future needs and goals.

I hope this memorandum answers the questions to your satisfaction. If you would like further information, please contact Deb Davidson with my staff. Additionally, my office is willing to request distribution options and projected payments to local governments based on your specific scenarios.

As I stated in committee, my purpose in bringing forth this legislation is to discuss the advisability and viability of this type of fund. I believe that this is a responsible use of Permanent Fund earnings that can provide a more stable revenue stream for local governments. I believe it is best to leave the actual mechanics of the investment and distribution of the fund to a later date so that we can focus on one issue at a time. The legislature in partnership with local governments could develop a fair and equitable plan for the distribution of the earnings within the 2-year window given in this legislation.

Table 1
HJR 23: Community Development Fund
Deposits, Earnings and Distributions
FY 00 - FY 21 (in millions)

End of	Without Inflation Proofing				With Inflation Proofing of 3 percent				
	Community Development Fund Principal	Deposit to Principal	Total Earnings	Available for Distribution	Community Development Fund Principal	Deposit to Principal	Total Returns	Inflation Proofing	Available for Distribution
FY 00	750	750			750	750			
FY 01	845	37	58		845	37	58	23	
FY 02	832	38	65	117	880	38	65	25	69
FY 03	875	40	64	61	950	40	68	26	38
FY 04	921	42	68	64	1024	42	74	28	41
FY 05	968	44	71	67	1103	44	79	31	44
FY 06	1018	46	75	71	1186	46	85	33	48
FY 07	1071	48	79	75	1275	48	92	36	51
FY 08	1126	50	83	78	1369	50	99	38	55
FY 09	1183	53	87	83	1469	53	106	41	59
FY 10	1243	55	92	87	1574	55	114	44	64
FY 11	1306	58	96	91	1685	58	122	47	68
FY 12	1371	60	101	96	1803	60	131	51	73
FY 13	1440	63	106	101	1927	63	140	54	78
FY 14	1512	66	112	106	2059	66	149	58	83
FY 15	1586	69	117	111	2198	69	160	62	89
FY 16	1665	72	123	116	2344	71	170	66	95
FY 17	1746	75	129	122	2499	75	182	70	102
FY 18	1831	78	135	128	2662	78	194	75	108
FY 19	1920	81	142	134	2835	81	206	80	115
FY 20	2013	85	149	141	3016	85	220	85	123
Total				1849				973	1403

Source: Department of Revenue

Assumptions

All transfers into the CDF happen at the end of the fiscal year

Transfers earn no money the year they are transferred into the Community Development Fund

Withdrawals from the Community Development Fund happen at the end of fiscal year 02

2 percent of the realized income is transferred from the Permanent Fund to the Community Development Fund beginning in FY 01.

Table 2

HJR 23: Community Development Fund

Effect on Earnings Reserve Account Balance and Amounts Available for Permanent Fund Dividend
FY 00 - FY 21 (in millions)

End of	Earnings Reserve Account Balance			Amount Available for Permanent Fund Dividends		
	Currently	With 2% of PF Earnings to CDF	Difference	Currently	With 2% of PF Earnings to CDF	Difference
FY 00	2,288	2,288	0	1,074	1,074	0
FY 01	2,452	2,415	-37	1,082	1,082	0
FY 02	2,681	2,604	-77	1,069	1,069	0
FY 03	3,030	2,911	-119	1,007	1,006	-1
FY 04	3,446	3,280	-166	1,012	1,011	-1
FY 05	3,893	3,676	-217	1,057	1,055	-2
FY 06	4,375	4,102	-273	1,106	1,103	-3
FY 07	4,887	4,555	-332	1,160	1,154	-6
FY 08	5,431	5,035	-396	1,216	1,209	-7
FY 09	6,008	5,542	-466	1,275	1,266	-9
FY 10	6,620	6,080	-540	1,337	1,326	-11
FY 11	7,269	6,648	-621	1,401	1,387	-14
FY 12	7,956	7,249	-707	1,467	1,451	-16
FY 13	8,683	7,883	-800	1,536	1,516	-20
FY 14	9,451	8,551	-900	1,607	1,584	-23
FY 15	10,267	9,260	-1,007	1,681	1,655	-26
FY 16	11,128	10,008	-1,120	1,758	1,728	-30
FY 17	12,037	10,794	-1,243	1,838	1,804	-34
FY 18	12,999	11,626	-1,373	1,921	1,883	-38
FY 19	14,015	12,501	-1,514	2,008	1,965	-43
FY 20	15,089	13,427	-1,662	2,098	2,050	-48

Source: Department of Revenue

Assumptions

All transfers into the CDF happen at the end of the fiscal year

Transfers earn no money the year they are transferred into the Community Development Fund

Withdrawals from the Community Development Fund happen at the end of fiscal year 02

2 percent of the realized income is transferred from the Permanent Fund to the Community Development Fund beginning in FY 01.

HOUSE JOINT RESOLUTION NO. 23
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE DAVIS

Introduced: 3/5/99

Referred: Community and Regional Affairs, Judiciary, Finance

A RESOLUTION

1 **Proposing amendments to the Constitution of the State of Alaska relating to the**
2 **community development fund, the permanent fund, and the budget reserve fund.**

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

4 *** Section 1.** Article IX, Constitution of the State of Alaska, is amended by adding a new
5 section to read:

6 **Section 18. Community Development Fund.** (a) There is established as a
7 separate fund in the State treasury the community development fund. Appropriations
8 may be made to the principal of the fund, but the principal of the fund may not be
9 appropriated. Money in the community development fund shall be invested so as to
10 yield competitive market rates to the fund. Income of the fund shall be retained in the
11 fund until it is distributed under (b) of this section. Section 7 of this article does not
12 apply to appropriations or other deposits made to the fund or to income retained in the
13 fund. *Sec. 7 is prohibition of dedicated funds*

14 (b) At the end of each fiscal year, income from the community development
15 fund shall be distributed to organized boroughs and cities as provided by law. Section
16 13 of this article does not apply to distributions under this subsection.

Sec. 13 provides limitations on expenditures

1 * **Sec. 2.** Article XV, Constitution of the State of Alaska, is amended by adding a new
2 section to read.

3 **Section 30. Transitional Provisions Relating to the Community**
4 **Development Fund.** (a) Within thirty days after the effective date of the 2000
5 amendment establishing the community development fund (art. IX, sec. 18), seven
6 hundred fifty million dollars or the balance in the budget reserve fund, whichever is
7 less, shall be transferred from the budget reserve fund (art. IX, sec. 17) to the principal
8 of the community development fund.

9 (b) Notwithstanding provisions relating to income of the permanent fund in
10 Section 15 of Article IX, two percent of the income of the permanent fund earned in
11 fiscal year 2001 and in each fiscal year thereafter shall be transferred to the principal
12 of the community development fund. Transfers to the community development fund
13 under this subsection shall end after the transfer of income earned in fiscal year 2020
14 is made.

15 (c) Notwithstanding provisions relating to distribution of income from the
16 community development fund in Section 18(b) of Article IX, distributions may not be
17 made before July 1, 2002.

18 * **Sec. 3.** The amendments proposed by this resolution shall be placed before the voters of
19 the state at the next general election in conformity with art. XIII, sec. 1, Constitution of the
20 State of Alaska, and the election laws of the state.

SB

10



SENATOR DAVE DONLEY
ALASKA STATE LEGISLATURE

MEMORANDUM

To: Representative Halcro, Chair of the House Community and Regional
Affairs Committee

Fr: Senator Dave Donley *DD*

Dt: May 14, 1999

Re: Senate Bill 10 "An Act requiring the placement of existing overhead utility
lines underground in municipalities with populations over 200,000"

I request that you schedule Senate Bill 10 for a hearing at your earliest possible convenience.

Senate Bill 10 requires that utilities, in a municipality with a population of over 200,000 people, spend at least one percent of their annual gross revenue derived from distribution lines on placing existing overhead lines underground.

Senate Bill 10 will have a long-term positive impact on the community of Anchorage by incrementally reducing visual pollution, utility maintenance costs and the number of utility service disruptions.

Thank you in advance for your consideration of this request. If you or your staff should have any questions, please contact myself or Hans Neidig of my staff at 465-3892.

DD/hn

Vice-Chair, Senate Finance Committee • Chair, Capital Budget Subcommittee • Co-Chair, Anchorage Caucus
MEMBER: Senate Judiciary Committee • Senate Labor & Commerce Committee • Legislative Council

January-May: STATE CAPITOL • JUNEAU, AK • 99801-1182 • (907) 465-3892 FAX: (907) 465-6595
June-December: 716 W. 4TH AVE., STE. 430 • ANCHORAGE, AK • 99501 • (907) 269-0234 • FAX: (907) 269-0238

Amendment

OFFERED IN THE HOUSE
TO: CSSSSB 10(FIN)

1 Page 2, following line 12:

2 Insert a new subsection to read:

3 "(j) When an electric utility or a telephone utility is
4 implementing a program to place existing overhead utility distribution lines
5 located in a municipality underground, any other overhead line or cable in
6 the same location shall be placed underground at the same time. Each
7 entity whose lines or cables are placed underground shall pay the cost of
8 placing its own lines or cables underground."



Municipal Light & Power

May 14, 1999

Senator David Donley
Alaska State Legislature

Via Fax No 465-6595

GENERAL MANAGER

1200 East First Avenue

Anchorage

Alaska

99501-1688

phone

907.263.5201

fax

907.263.5204

e-mail

l@mlamp.municipalanchorage.ak.us

Honorable Senator Donley,

The Municipality of Anchorage supports the concept of what you are trying to achieve through SB 10 – a systematic approach to gradually undergrounding existing overhead utility lines of all types.

It has been a source of frustration to us that, while ML&P has continually attempted to improve the aesthetics of our service area through small, local undergrounding projects, other utilities have often not participated. In some cases, we have had to leave poles standing that are denuded of electric wires, but still supporting communication cables.

Your recent amendment mandating all attaching utilities to be undergrounded simultaneously should greatly improve the utilities' ability to conduct coordinated undergrounding efforts.

Thank you for your continued efforts to improve the community that we all live in

Sincerely,

Meera Kohler
General Manager

Chapter 19.60

UNDERGROUND PLACEMENT OF OVERHEAD UTILITY DISTRIBUTION LINES*

- 19.60.010 Definitions.
- 19.60.020 Designation of dates.
- 19.60.030 Determination of costs to be assessed.
- 19.60.040 Allocation of conversion costs.
- 19.60.050 Responsibility for cost of converting service connections.
- 19.60.060 Notice of disconnection of overhead service connections.
- 19.60.070 Failure to remove overhead facilities.

*Cross references—Electric service, ch. 26.30; telecommunications service, ch. 26.60; damage to underground utility facilities, ch. 26.90; Anchorage Telephone Utility, tit. 30.

19.60.010 Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

Central office means a utility facility where messages, impressions, pictures or signals are generated, received or controlled.

Convert. To convert an overhead utility distribution line or service connection means to remove the overhead utility distribution line or service connection and provide the same service with an underground utility distribution line or service connection installed at the same or at a different location.

Distribution substation means a utility facility where electric voltage is transformed for distribution through a substation transformer.

Service connection means conductors transmitting utility service from a utility distribution line to a customer's riser or service entrance.

Substation transformer means a utility facility that transforms electric voltage to the level supplied to the distribution system.

Utility means a public utility as defined in AS 42.05.701 furnishing electrical service or telecommunications service as defined in AS 42.05.701.

Utility distribution line means all or any part of a conductor and supports owned or operated by a utility and used:

1. To transmit no more than 69 kilovolts of electric energy; or
2. To transmit messages, impressions, pictures or signals by means of electricity or electromagnetic waves;

between a distribution substation or central office and the lot line of a customer's premises, excluding auxiliary equipment such as aboveground transformers, switching devices, pad-mounted distribution facilities and CATV power supplies.

(CAC 3.08.380; AO No. 84-62)

Cross reference—Definitions and rules of construction generally, § 1.05.020.

19.60.020 Designation of dates.

The ordinance to proceed with a special assessment district to convert overhead utility distribution lines shall designate:

- A. The date when service by underground utility distribution lines shall commence;
- B. The date when service by overhead utility distribution lines shall cease; and
- C. The date when all converted overhead utility distribution lines and related service connections shall be removed.

(CAC 3.08.390; AO No. 84-62)

19.60.030 Determination of costs to be assessed.

A. The costs to be assessed for converting an overhead utility distribution line shall be determined in accordance with the applicable tariff or rules or regulations of operation of the utility owning or operating the utility distribution line, or, if the applicable tariff or rules or regulations of operation do not determine the cost, in accordance with chapter 19.30.

B. The cost of converting a service connection to be assessed under section 19.60.040.B shall be determined in accordance with the tariff or rules or regulations of operation of the utility whose service is provided through the service connection, or, if the applicable tariff or rules or regulations of operation do not determine the cost, in accordance with chapter 19.30.

(CAC 3.08.400; AO No. 84-62)

19.60.040 Allocation of conversion costs.

A. The cost of converting an overhead utility distribution line shall be assessed to each property adjacent to the easement or right-of-way containing the overhead distribution line in proportion to the property's linear frontage along that part of the easement or right-of-way where the overhead utility distribution line is converted.

B. The cost of converting a service connection to be assessed under section 19.60.050.B shall be assessed to the property served by the service connection.

(CAC 3.08.400; AO No. 84-62)

19.60.050 Responsibility for cost of converting service connections.

A. Except as provided in the applicable tariff or rules or regulations of operation of the utility providing the service, or in subsection B of this section, the owner of the property shall be responsible for converting any service connection to his property from a utility distribution line that is converted under this chapter, and the owner shall bear the expense of the service connection conversion.

B. Except as the utility's applicable tariff or rules or regulations of operation provide otherwise, a property owner may request that the utility convert the service connection to his property for that utility's service when the utility distribution line providing that service is converted under this chapter, and add the cost of converting the service connection to the assessment on that property under this chapter. The request, including an authorization to enter upon the property to perform the conversion work, shall be presented in writing at the place and within the time specified in the ordinance to proceed with the special assessment district.
(AO No. 84-62)

19.60.060 Notice of disconnection of overhead service connections.

For an assessment district to convert overhead utility distribution lines, the notice required by section 19.20.090 shall give notice of the provisions of section 19.60.050, and state that, after the date specified for that purpose in the ordinance to proceed with the assessment district, all overhead service connections shall be disconnected from the utility distribution lines converted under the assessment district.
(AO No. 84-62)

19.60.070 Failure to remove overhead facilities.

A. The owner of an overhead utility distribution line or service connection that is converted under this chapter shall remove the utility distribution line or service connection no later than the date specified for its removal in the ordinance to proceed under section 19.60.020.

B. Any overhead utility distribution line or service connection maintained in violation of subsection A of this section is a public nuisance and may be abated as such. A violation of subsection A of this section also is subject to the penalties and remedies in chapter 21.25.
(CAC 3.08.450)

Chapter 21.90

UTILITY DISTRIBUTION FACILITIES*

21.90.010	Definitions.
21.90.020	Underground placement required for new or relocated lines; exceptions.
21.90.030	Variances.
21.90.040	Enforcement of chapter.
21.90.050	Nonconforming overhead lines—Generally.
21.90.060	Nonconforming overhead lines—Designation of target areas.
21.90.070	Nonconforming overhead lines—Conformance with ten-year plan.
21.90.080	Nonconforming overhead lines—Lines in municipal right-of-way.
21.90.090	Nonconforming overhead lines—Conversion of service connections.

*Cross reference—Fines, § 14.60.030.

21.90.010 Definitions.

The following words, terms and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

CATV means a utility that operates nonbroadcast facilities that distribute to subscribers the signals of one or more television broadcast stations.

Central office means a utility facility where messages, impressions, pictures or signals are generated, received or controlled.

Distribution substation means a utility facility where the electric voltage is transformed for distribution through a substation transformer.

Joint trench means a trench excavated for the underground placement of utility distribution lines owned or operated by two or more utilities.

Municipal street improvements means street construction projects within the right-of-way used by motor vehicles and funded by the municipality.

Reinforcement means repair, replacement or addition of a crossarm, guy, pole, stub or conductor for a utility distribution facility.

Relocation means a change in alignment of more than six spans.

Service connection means conductors transmitting utility service from a utility distribution line to a customer's riser or service entrance.

State highway project means a highway project which has received design authorization from the Federal Highway Administration or legislative approval from the state legislature.

Substation transformer means a utility facility that transforms electric voltage to the level supplied to the distribution system.

Target area means an area designated under section 21.90.060 as a location in which overhead distribution lines are to be placed underground as provided in this chapter.

Utility means a public utility as defined in AS 42.05.701 furnishing electric service or telecommunications service as defined in AS 42.05.701.

Utility distribution line means all or any part of a conductor and supports owned or operated by a utility and used:

1. To transmit no more than 69 kilovolts of energy; or
2. To transmit messages, impressions, pictures or signals by means of electricity or electromagnetic waves;

between a distribution substation or central office and the lot line of a customer's premises, excluding auxiliary equipment such as aboveground transformers, switching devices, pad-mounted distribution facilities and CATV power supplies. (AO No. 155-76; AO No. 156-76; AO No. 84-62; AO No. 86-17)

Cross reference—Definitions and rules of construction generally, § 1.05.020.

21.90.020 Underground placement required for new or relocated lines; exceptions.

A. Except as provided in subsections B, C, D and E of this section, all newly installed or relocated utility distribution lines shall be placed underground.

B. Except where an assessment district has been formed to convert overhead utility distribution lines as provided in chapter 19.60:

1. Utility distribution lines need not be placed underground in the rural area defined in section 21.85.020, or in the I-2 and I-3 zoning districts.
2. CATV utility distribution lines need not be placed underground where there are other overhead utility distribution lines; provided that, when all of the other overhead distribution lines are placed underground, the CATV utility distribution line shall be placed underground in a joint trench with the other utility distribution lines.
3. Notwithstanding subsection B.1 of this section, the following area shall be subject to the provisions of subsection A of this section requiring that newly installed or relocated utility distribution lines shall be placed underground: Lower Hillside, between and

including Abbott Road, Rabbit Creek Road, Hillside Drive and the New Seward Highway.

C. A new utility distribution line may be placed overhead when necessary immediately to restore service interrupted by accident or damage by flood, fire, earthquake or weather; provided that the utility distribution line shall be replaced by a utility distribution line conforming to this chapter within 12 months of its placement.

D. A utility distribution line or service connection may be placed on the surface of frozen ground, provided that it is placed underground within 12 months thereafter.

E. New facilities may be added to existing overhead utility distribution facilities located outside target areas.

F. Utility distribution lines owned or operated by utilities that are parties to a joint trench agreement shall be placed underground in a joint trench.

G. Nothing in this section restricts the maintenance, repair or reinforcement of existing overhead utility distribution lines.

H. A temporary utility distribution line may be placed overhead in connection with new construction if the utility's tariff approved by the state public utilities commission expressly provides for removal of that line by a date certain, not to exceed 12 months thereafter.

(AO No. 156-76; AO No. 84-62; AO No. 86-17; AO No. 92-10)

Cross reference—Damage to underground utility facilities, ch. 26.90.

21.90.030 Variances.

A. The planning and zoning commission may grant a variance from section 21.90.020.A when the commission finds any of the following:

1. Placing a utility distribution line underground would cause an excessive adverse environmental impact;
2. Placing a utility distribution line underground would threaten public health and

safety, because the placement cannot be shown to meet acceptable technical standards for safety; or

3. Placing a utility distribution line underground in an environmentally sound and safe manner would cost more than three times the cost of placing the line overhead, where the applicant demonstrates the relative cost to the satisfaction of the commission.

B. The director of the department of community planning and development may grant a variance from section 21.90.020.A when he finds that the utility distribution line is being placed overhead temporarily for one of the reasons listed in this subsection:

1. The line is being placed to provide service when weather conditions do not allow excavation for underground placement;
2. A permanent location for underground placement is not available because of construction in progress; or
3. The line is being placed to provide service to a temporary use or structure.

A variance issued under this subsection shall expire within two years of its issuance.

C. The planning and zoning commission may adopt regulations in accordance with chapter 3.40, delegating authority to grant variances under subsection A of this section to the director of community planning and development.

(AO No. 156-76; AO No. 84-62; AO No. 86-17)

21.90.040 Enforcement of chapter.

A. Violations of this chapter are subject to all of the penalties and remedies for violations of this title set forth in chapter 21.25.

B. In addition to the penalties and remedies provided for violations of this chapter in subsection A of this section, no permit may be issued to install a utility distribution line on municipal property or in a municipal easement or right-of-way in violation of this chapter.

(AO No. 156-76; AO No. 84-62)

**21.90.050 Nonconforming overhead lines—
Generally.**

Existing overhead utility distribution lines located where this title requires new or relocated utility distribution lines to be placed underground are nonconforming utility distribution lines and are subject to sections 21.90.070 through 21.90.090. No utility distribution line is a nonconforming structure or a nonconforming use of land or a structure under chapter 21.55 because it is a nonconforming utility distribution line under this section.

(AO No. 84-62)

**21.90.060 Nonconforming overhead lines—
Designation of target areas.**

A. The director of the department of community planning and development shall submit to the assembly a ten-year program designating target areas for the underground placement of nonconforming utility distribution lines. The ten-year program shall be resubmitted for assembly review every five years. The community planning director shall consult with the utilities and public agencies affected by the program. The ten-year program and its revisions shall become effective when adopted by the assembly as part of this chapter. In reviewing the ten-year program and its revisions, the assembly shall consider the following factors:

1. Whether undergrounding will avoid or eliminate an unusually heavy concentration of overhead distribution facilities.
2. Whether the street or general area is extensively used by the general public and carries a heavy volume of pedestrian or vehicular traffic.
3. Whether the appearance of grounds and structures adjacent to the roadway is such that the removal of the overhead facilities will substantially improve the general appearance of the area.
4. Whether the street or area affects a public recreation area or an area of scenic interest.
5. Whether there is a significant opportunity to achieve economies due to the anticipated

relocation or replacement of overhead lines or the widening or realignment of streets within a given area.

6. Whether the targeted areas are of sufficient size to allow the utility companies significant discretion in choosing those facilities that will be converted under section 21.90.070.
7. Whether the area under consideration is within a zone where new and relocated distribution lines are required to be placed underground.
8. Whether the installation of underground distribution lines is economically, technically and environmentally feasible.

B. The director of the department of community planning and development shall prepare a two-year implementation plan which designates overhead utility distribution facilities within the target areas to be placed underground that two-year period. The director shall consult with the utilities and public agencies affected by any implementation plan. Each two-year implementation plan shall be effective when approved by the assembly. In reviewing a two-year implementation plan and its revisions, the assembly shall consider the factors stated in subsection A of this section.

C. The following shall be the target areas through the year 1995:

1. Central Business District: between and including Third Avenue and Tenth Avenue and L Street and Ingra Street.
2. Mid-town area: between and including New Seward Highway and Minnesota Drive and International Airport Road and Fireweed Lane.
3. All municipal and state street improvement projects except for those which do not require relocation of utility distribution facilities.
4. The following major traffic corridors:
 - a. Old Seward Highway.
 - b. Ingra and Gambell Streets between and including Ninth Avenue and Fireweed Lane.

- c. Northern Lights Boulevard and Benson Boulevard between and including Glenwood Street and Arlington Drive.
 - d. Muldoon Road between and including New Glenn Highway and Patterson Street.
 - e. Tudor Road between and including Patterson Street and Arctic Boulevard.
 - f. Boniface Parkway between and including 30th Avenue and New Glenn Highway.
 - g. Spenard Road between and including Hillcrest Drive and International Airport Road.
5. All those park, recreational use and scenic interest areas designated in the two-year implementation plan.
 6. Eagle River Central Business District between and including the New Glenn Highway, North Eagle River Access Road, Aurora street as extended to the Old Glenn Highway and the Old Glenn Highway.
 7. Any area where utility distribution facilities are provided by more than one utility as a result of mergers and boundary changes approved by the state public utilities commission.

(AO No. 155-76; AO No. 156-76; AO No. 82-49; AO No. 84-62; AO No. 86-17)

**21.90.070 Nonconforming overhead lines—
Conformance with ten-year plan.**

A. A utility owning or operating nonconforming utility distribution lines shall place those lines underground in accordance with the ten-year plan approved under section 21.90.060; provided that a utility need not expend, except by special agreement, during any fiscal year of the utility, more than four percent of its gross revenues derived from service connections within the municipality, excluding toll revenues and revenues from sales of electric power for resale, during its preceding fiscal year to comply with this subsection.

B. New service connections shall be placed underground in target areas designated under

section 21.90.060; provided that service connections may be installed overhead from October through May, if placed underground within one year of installation.

(AO No. 155-76; AO No. 84-62)

**21.90.080 Nonconforming overhead lines—
Lines in municipal right-of-way.**

A. The department of public works shall furnish to a utility owning or operating utility distribution lines all planning documents for municipal road construction which will require the relocation of those utility distribution lines.

B. Upon adoption of the ordinance from which this chapter is derived, a utility installing a utility distribution line underground in material compliance with a right-of-way permit issued by the department of public works, and in accordance with this chapter, the municipality shall reimburse the cost of any subsequent relocation of the utility distribution line required by municipal road construction.

C. If municipal road construction requires the relocation of a nonconforming utility distribution line, the municipality, as part of the road construction project cost, shall reimburse the cost of the relocation. Reimbursable costs under this subsection include engineering and design, inspection, construction and general overhead costs, but exclude utility plant betterment costs. Plant betterment costs are the costs of providing utility distribution line capacity or quality beyond what current industry standards require for the capacity or level of service existing before the relocation.

(AO No. 155-76; AO No. 84-62)

**21.90.090 Nonconforming overhead lines—
Conversion of service connections.**

A utility that places a nonconforming utility distribution line underground as required by section 21.90.070 shall bear the cost of placing underground any related service connections or other utility facilities on a customer's premises, in accordance with the utility's applicable tariff or rules or regulations of operation.

(AO No. 155-76; AO No. 84-62)



SENATOR DAVE DONLEY
ALASKA STATE LEGISLATURE

SPONSOR STATEMENT
CS SPONSOR SUBSTITUTE FOR SENATE BILL 10

“An Act requiring a utility that provides services in a municipality with a population of more than 200,000 to have an ongoing program of placing existing overhead utility lines underground; and relating to rates for recovering the cost of placing existing overhead utility lines underground.”

Sponsor Substitute for Senate Bill 10 requires that electric or telephone utilities that provide services in municipalities with populations of over 200,000 have an ongoing program of placing existing overhead utility lines underground. CSSSSB 10 codifies in state statute the requirement that such utilities must spend at least one percent of their annual gross revenue derived from retail customers placing existing overhead utility lines underground.

Specifically, CSSSSB 10 addresses the issues surrounding overhead utility lines in large communities by requiring utilities to spend at least one percent of their annual gross revenue derived from retail customers on a program of placing existing overhead utility lines underground. CSSSSB 10 is necessary because, although the only current municipality over 200,000 has a specific law on this subject, it has not been successful. Anchorage Municipal Code (AMC 21.90.020) requires that all new overhead or relocated lines be placed underground. Concurrently, AMC 21.90.050-21.90.070 requires that the municipality have a ten-year program designating target areas for the underground placement of 'nonconforming' overhead lines (existing overhead utility distribution lines located where AMC 21.90 requires new or relocated utility distribution lines to be placed underground). AMC 21.90.070 only requires that a utility owning or operating nonconforming utility distribution lines in Anchorage shall spend up to four percent of its gross revenues annually to place utility lines underground.

Because AMC 21.90.070 does not set a minimum expenditure, it allows the utilities to sidestep their responsibility for placing existing overhead utility lines underground. CSSSSB 10 remedies this problem by establishing a minimum expenditure, consequently ensuring continued steady progress in the placement of existing overhead utility lines underground.

Vice-Chair, Senate Finance Committee • Chair, Capital Budget Subcommittee • Co-Chair, Anchorage Caucus
MEMBER: Senate Judiciary Committee • Senate Labor & Commerce Committee • Legislative Council

January-May: STATE CAPITOL • JUNEAU, AK • 99801-1182 • (907) 465-3892 • FAX: (907) 465-6595
June-December: 716 W. 4TH AVE., STE. 430 • ANCHORAGE, AK • 99501 • (907) 269-0234 • FAX: (907) 269-0238

Page 2
CSSSSB 10 Sponsor Statement
Senator Donley

An ongoing program of placing utility lines underground is good public policy for larger Alaskan communities. The maintenance costs associated with weather induced disruption of utility services will drop dramatically. Also, the aesthetic environment would be dramatically improved by incrementally placing the existing overhead utility lines underground. This concept represents a better long-term public policy by improving utility efficiency and beautifying large urban communities. Establishing a reasonable level of mandatory effort creates a level playing field for any competing utilities and prevents any competitive disincentive to the placement of existing overhead utility lines underground.

DD/hn

Amendment

OFFERED IN THE HOUSE
TO: CSSSSB 10(FIN)

1 Page 2, following line 12:

2 Insert a new subsection to read:

3 “(j) When an electric utility or a telephone utility is
4 implementing a program to place existing overhead utility distribution lines
5 located in a municipality underground, any other overhead line or cable in
6 the same location shall be placed underground at the same time. Each
7 entity whose lines or cables are placed underground shall pay the cost of
8 placing its own lines or cables underground.”

Alaska Telephone Association

201 E. 56th, Suite 114
Anchorage, AK 99518
(907) 563-4000
FAX (907) 562-3776

David Fauske
President

James Rowe
Executive Director

May 14, 1999

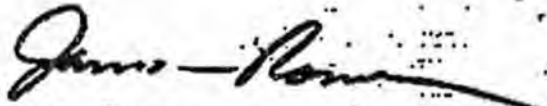
Honorable Dave Donley
Alaska State Legislature
State Capitol
Juneau, Alaska 99801

RE: In Support of Amendment to SB 10

Dear Senator Donley,

The Alaska Telephone Association has reviewed amendment v.3 Cramer, 5/13/99 to SB 10 dealing with moving overhead utilities underground. We strongly support the amendment and the equitable concept that all utilities share in the cost of achieving the goal of this legislation.

Sincerely,



James Rowe

CLERK'S OFFICE

APPROVED

Date: 4-27-99

Submitted by: Assemblymember ABNEY
Prepared by: Assembly Office
For reading: April 27, 1999

ANCHORAGE, ALASKA
AR NO. 99-84(S)

A RESOLUTION OF THE ANCHORAGE MUNICIPAL ASSEMBLY SUPPORTING SENATE BILL 10
RELATING TO THE UNDERGROUNDING OF UTILITIES

WHEREAS, SB 10, sponsored by State Senator Donley, has been introduced before the State Legislature; and

WHEREAS, SB 10 provides that:

- A utility that provides services within a municipality with a population over 100,000 must spend at least one percent (1%) of the utility's annual gross revenue from customers within the municipality to place existing overhead utility distribution lines underground; and
- A utility that is implementing a program to place existing overhead utility distribution lines underground may amend its rates for service to enable the utility to recover the full actual cost of placing the lines underground.

WHEREAS, within the guidelines of AMC Title 21, the Municipality currently requires undergrounding of utility distribution lines [UNDERGROUNDS] for new projects, and the recent changes to AMC 24, which reimburses utilities for relocation projects when a road or alley is being upgraded, will facilitate undergrounding within the Municipality; and

WHEREAS, though the Municipality is taking positive steps to encourage the undergrounding [UNDERGROUND] of existing utilities, SB 10 will even further facilitate undergrounding within the Municipality.

NOW, THEREFORE, the Anchorage Assembly resolves:

Section 1: That the Assembly supports Senate Bill 10.

Section 2: That, upon passage, a copy of this resolution be forwarded by the Municipal Clerk to the State Legislature.

PASSED AND APPROVED by the Anchorage Municipal Assembly this 27th day of April 1999.

Fay Von Henningsen
Chair

ATTEST:

Lizanne Ferguson
Municipal Clerk

Post-it* Fax Note	7671	Date	# of pages ▶ 3
To	<u>Sen Donley</u>	From	<u>[Signature]</u>
Co./Dept		Co.	
Phone #		Phone #	
Fax #		Fax #	<u>907-4656595</u>

A M E N D M E N T

OFFERED IN THE SENATE

BY SENATOR DONLEY

TO: CSSSSB 10(FIN)

1 Page 2, following line 12:

2 Insert a new subsection to read:

3 "(j) When an electric utility or a telephone utility is implementing a program
4 to place existing overhead utility distribution lines located in a municipality
5 underground, any other overhead line in the same location shall be placed
6 underground at the same time. A utility whose lines are placed underground shall pay
7 its share of the cost."

SB

110

FISCAL NOTE

STATE OF ALASKA
1999 LEGISLATIVE SESSION

BILL NO. CSSB 110 (RLS) am

Revision Date/Time (Note if correction) _____ Dept. Affected Environmental Conservation
 Title "An Act relating to liability for the release of BRU Spill Prevention and Response
hazardous substances involving certain property . . ." Component Contaminated Sites Remediation
 Sponsor Senator Wilken Program _____
 Requester House Community and Regional Affairs Component Serial No. 1431

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	*	*	*	*	*	*
CHANGE IN REVENUES ()	*	*	*	*	*	*

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)	*	*	*	*	*	*
TOTAL	*	*	*	*	*	*

Estimate of any current year (FY99) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

Indeterminate Fiscal Note See Attached Explanation

Prepared by Larry Dietrick Phone 465-5250
 Division Spill Prevention and Response Date/Time 5/10/99 2:38 PM
 Approved by Commissioner Michele Brown Date 5/10/99
 Agency Department of Environmental Conservation

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

For further distribution information, call the Governor's Legislative Office

CSSB 110 (RLS) am (version S.a) – Attachment to Fiscal Note
Department of Environmental Conservation
May 10, 1999

This bill leaves the state open to very large and immeasurable fiscal liability. Section 2, subsection (m) changes the liability scheme of AS 46.03.822 in a manner that is difficult to precisely quantify because the language is ambiguous. More specifically, it appears to relieve spillers from liability for damages and costs when hazardous substances spread after being "first introduced into the environment". Language referring to the "initial release" is also unclear and ambiguous and causes uncertainty. The section may have the illogical consequence of insulating the person or persons causing the spill from liability for cleanup costs or damages for the spread or migration of the hazardous substance after it enters the environment.

Given the substantial sums of money at stake in cleanup costs and damages in major marine oil spills or the release of hazardous substances, litigation will be the likely way the ambiguities created by subsection (m) of the amendments are resolved. The bill imposes significant and unquantifiable fiscal burdens on the State (and on the public) with respect to cleanup costs and damages. These fiscal burdens would result in the draw-down of the State's Oil and Hazardous Substance Release Prevention and Response Fund (AS 46.08.005). As the Response Fund is depleted, the Oil Conservation Surcharge in AS 43.55.201 imposed on the producers of crude oil would be triggered. With diminished recovery to the Fund and additional cleanup costs, the Fund would likely remain out of balance and as a consequence the Conservation Surcharge would remain in place.

I-LS0360\SA.1 ✓
Cook
5/10/99

A M E N D M E N T

OFFERED IN THE HOUSE

BY REPRESENTATIVE HALCRO

TO: CSSB 110(RLS) am

- 1 Page 1, lines 2 and 3:
- 2 Delete "relating to making a determination as to when a hazardous substance
- 3 release has occurred;"

- 4 Page 1, line 9:
- 5 Delete "and (m)"

- 6 Page 2, line 9:
- 7 Delete "new subsections"
- 8 Insert "a new subsection"

- 9 Page 3, lines 3 - 10:
- 10 Delete all material.

(m) For purposes of determining liability in an action to recover damages or costs under this section, a release shall be considered to have occurred when a hazardous substance is first introduced into the environment. A party person, other than the party responsible a person liable under this section for the initial release of a hazardous substance on, in or at a facility, who had no reason to know that a hazardous substance was disposed of on, in, or at the facility, who neither caused nor contributed to a release or threatened release of the hazardous substance, and who has acted responsibly upon discovering contamination in accordance with (b)(2) of this section may not be held liable under this section for the spread or migration of the hazardous substance except by an act of intentional misconduct or gross negligence.



Post-It™ brand fax transmittal memo 7671 # of pages 1

To	Matthew	From	MWD
Co.		Co.	
Dept.		Phone #	
Fax #	2418	Fax #	



217 Second Street, Suite 200 • Juneau, Alaska 99801 • Tel (907)588-1325, Fax (907)-483-5480

April 9, 1999

Senator Gary Wilken
State Capitol, Room 510
Juneau, Alaska 99801

Re: SB 110

Dear Senator Wilken:

The Alaska Municipal League supports passage of SB 110, "An act relating to liability involving certain property acquired by a governmental entity; and providing for an effective date."

This bill expands the technical definition of land acquired by a governmental entity to include land acquired by "bankruptcy, foreclosure, tax delinquency, and abandonment". It is consistent with Alaska Municipal League Policy Statement "Utilities and Environment" Section D.2. "Liability for Releases of Hazardous Substances".

While this is in large part a housekeeping bill to expand a definition to similar circumstances, it will be of significant protection to municipalities and taxpayers. Thank you for the opportunity to comment.

Sincerely,

Kevin Ritchie
Executive Director



Fairbanks North Star Borough

809 Pioneer Road

P.O. Box 71267

Fairbanks, Alaska 99707-1267

907/459-1000

February 24, 1999

Senator Gary Wilken
State Capitol
Juneau, Alaska 99801

Dear Senator *Gary Wilken*:

The Fairbanks North Star Borough appreciates your consideration of legislation amending AS 46.03.822 to extend liability protection to the Borough in its tax foreclosure process. Without this legislation we are concerned that we may be held liable for pre-existing contamination on foreclosed land with significant environmental remediation costs.

Payment of taxes is the obligation of every property owner, regardless of the condition of their property. If one group of property owners avoids the payment of taxes because of the condition of their property, and no action is taken to collect the taxes due, that "shortfall" is placed on the shoulders of the other taxpayers.

In the Fairbanks North Star Borough, there are fourteen properties with delinquent taxes that may be contaminated, with a total assessed value of almost \$1.5 million dollars. Their taxes, penalties and interest due total \$503,688.67. Up until this past year, three of these properties contained active, ongoing commercial businesses. Avoidance of their property taxes appeared to give them an unfair competitive edge over their competitors. The borough has been concerned about taking these properties through tax foreclosure because of the risk of liability for any existing contamination. With the additional protection that this bill will provide, the borough will be able to complete the foreclosure process.

Passage of this legislation will allow us to enforce our tax collection obligations uniformly throughout the borough.

Thank you for your support.

Sincerely,

Hank Hove, Mayor



MUNICIPALITY OF ANCHORAGE

MEMORANDUM

Real Estate Services

DATE: May 7, 1999

TO: Senator Wilkens

FROM: Gladys Wilson, Manager, Real Estate Services

A handwritten signature in cursive script, appearing to read "G. Wilson".

RE: SB 110: AN ACT RELATING TO LIABILITY INVOLVING CERTAIN PROPERTY
ACQUIRED BY A GOVERNMENTAL ENTITY AND PROVIDING FOR AN
EFFECTIVE DATE.

We support this legislation.



KENAI PENINSULA BOROUGH

144 N. BINKLEY · SOLDOTNA, ALASKA · 99669-7599
BUSINESS (907) 262-4441 FAX (907) 262-1892

MIKE NAVARRE
MAYOR

May 6, 1999

Senator Gary Wilkens
FAX 465-4714

Re: CSSB 110 (RLS)

Dear Senator Wilkens:

The Kenai Peninsula Borough supports the Rules version of SB 110. This bill would save municipalities and taxpayers from incurring significant expenses and losing revenues associated with contaminated properties subject to tax foreclosure. It also would allow us to equally administer the statutory taxing authority among all our citizens.

Sincerely,

Mike Navarre
Mayor

KETCHIKAN GATEWAY BOROUGH

Office of the Borough Attorney • 344 Front Street • Ketchikan, Alaska 99901

Scott A. Brandt-Erichsen
Borough Attorney

(907) 228-6635

Fax: (907) 247-6625

May 6, 1999

Senator Gary Wilken
State Capitol, Room 510
Juneau, Alaska 99801-1182

Re: CSSB 110 (RLS)-

Dear Senator Wilken:

I was contacted by Kenai Peninsula Borough Attorney Collette Thompson on May 6th, 1999, with respect to the reconsideration of CSSB 100 (RLS). Ms. Thompson indicated that the bill had passed the Senate, but that a request for reconsideration had been filed by Senator Taylor.

I have reviewed the bill and discussed the underlying policy objective with the Ketchikan Borough Manager. My recommendation to the Ketchikan Gateway Borough Manager is that Ketchikan support the bill as it provides an important protection to local taxpayers. She verbally concurred with my recommendation and authorized me to write a letter supporting the bill.

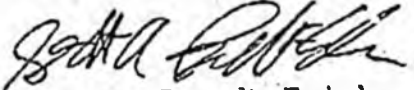
This issue was one of concern in the municipal attorney's office in Anchorage four or five years ago but to date has not effectively been dealt with. CSSB 110 (RLS) would assist municipalities by helping them avoid becoming unwitting "deep pockets" in the event that property to be foreclosed upon is later found to be contaminated.

The only improvement which I would suggest would be to define "involuntary." The issue I would see is if the provisions in AS 29.45.320(a) calling for "annual foreclosure unless otherwise provided by ordinance" would be sufficient to render a foreclosure voluntary. My preference would be that a foreclosure required to protect the public purse be considered involuntary.

By copy of this letter to Senator Taylor, I am requesting that he support the bill.

Sincerely,

KETCHIKAN GATEWAY BOROUGH


Scott A. Brandt-Erichsen
Borough Attorney

SB/1/bill.110

cc: Borough Manager
Senator Taylor
Representative Bill Williams

GARY WILKEN

SENATOR
Districts 29 & 30
West Fairbanks

Senate Standing Committees

Member Finance
Member Health, Education, &
Social Services (HESS)
Member Legislative Budget & Audit
Member State Affairs



During Session:
State Capitol Building
Juneau, Alaska 99801-1182
Tel: (907) 451-5501 (in Fbks area)
Tel: (907) 465-3709 (outside Fbks)
Fax: (907) 465-4714
Website: www.garywilken.com
E-Mail: Senator_Gary_Wilken@legis.state.ak.us

Interim:
1851 Fox Ave
Fairbanks, Alaska 99701
Tel: (907) 451-5501
Fax: (907) 451-0438

CSSB 110 (RLS) am

"An Act relating to liability for the release of hazardous substances involving certain property acquired by a governmental entity; relating to making a determination as to when hazardous substance has occurred; relating to liability of a party other than the party responsible for the initial release of a hazardous substance; and providing for an effective date."

Sponsor Statement

This bill will assist municipalities in performing their statutory duty to enforce liens for delinquent real property taxes. Tax foreclosure is a mandatory process leading to the taking of a tax deed that places the title to a tax delinquent property in the municipality's name. Some properties with delinquent taxes are contaminated. Municipalities are concerned that they may be held liable for pre-existing contamination of foreclosed land with significant environmental remediation costs.

The federal Comprehensive Environmental Response, Compensation, and Liability Act (CERCLA) exempts by definition state and local governments who acquire property through "bankruptcy, foreclosure, tax delinquency, abandonment, or similar means." However, the state law which addresses liability for damage caused by the release of hazardous substances, AS 46.03.822, does not precisely mirror the federal law. SB 110 will amend AS 46.03.822 to ensure that federal and state laws are similar in this respect. The municipality may therefore have title to the contaminated property without involuntary exposure to cleanup.

Changes in the Senate also recognized the need to extend this courtesy to innocent third parties, which are not directly responsible for contaminating the property they have acquired. Subsection (m) clarifies state law to say that "a party, other than the party responsible for the initial release, who had no reason to know that a hazardous substance was disposed of on, in, or at the facility and who has acted responsibly upon discovering contamination...may not be held liable for the spread or migration of the hazardous substance except by an action of intentional misconduct or gross negligence."

FISCAL NOTE

STATE OF ALASKA
1999 LEGISLATIVE SESSION

No. 2
Bill Version: SB 110
(S) Publish Date: 4-29-99

Revision Date/Time (Note if correction) _____ Dept. Affected Environmental Conservation
 Title An Act relating to liability involving certain BRU Spill Prevention and Response
property acquired by a governmental entity. Component Contaminated Sites Remediation
 Sponsor Senator Wilken Program _____
 Requester Judiciary Committee Component Serial No. 1431

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY99) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

SB 110 is a clarification of existing statutes and does not have a fiscal impact on the state.

Prepared by Larry Dietrick Phone 465-5250
 Division Spill Prevention and Response Date/Time 4/8/99 8:37 AM
 Approved by Commissioner Michele Brown Date 4/8/99
 Agency Department of Environmental Conservation

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

For further distribution information, call the Governor's Legislative Office

FISCAL NOTE

No. 1
 Bill Version: SB 110
 (S) Publish Date: 4-29-99

STATE OF ALASKA
 1999 LEGISLATIVE SESSION

Revision Date/Time (Note if correction) _____ Dept. Affected DOT&PF
 Title Property Acquired by Govt. Entity BRU Commissioners Office
 Component _____
 Sponsor Senator Wilken
 Requester (S) JUD Component Serial No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
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	0.0	0.0	0.0	0.0	0.0	0.0
-----------------------------	-----	-----	-----	-----	-----	-----

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

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1003 GF Match	0.0	0.0	0.0	0.0	0.0	0.0
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts	0.0	0.0	0.0	0.0	0.0	0.0
1037 GF/Mental Health	0.0	0.0	0.0	0.0	0.0	0.0
Other (Specify Type)	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 (FY99) cost: 0.0

POSITIONS

Full-time	0	0	0	0	0	0
Part-time	0	0	0	0	0	0
Temporary	0	0	0	0	0	0

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

Prepared by Dennis Poshard, Legislative Liaison Phone 465-3904
 Division Office of the Commissioner Date/Time 4/12/99 12:27 PM
 Approved by Commissioner *Joseph L. Dubno* Date _____
 Agency Department of Transportation and Public Facilities

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

For further distribution information, call the Governor's Legislative Office

GARY WILKEN

SENATOR
Districts 29 & 30
West Fairbanks

Senate Standing Committees

Member: Finance
Member: Health, Education, &
Social Services (HESS)
Member: Legislative Budget & Audit
Member: State Affairs



During Session
State Capitol Building
Juneau, Alaska 99801-1182
Tel: (907) 451-5501 (in Fbks area)
Tel: (907) 465-3709 (outside Fbks)
Fax: (907) 465-4714
Website: www.garywilken.com
E-Mail: Senator_Gary_Wilken@legis.state.ak.us

Interim
1851 Fox Ave
Fairbanks, Alaska 99701
Tel: (907) 451-5501
Fax: (907) 451-0438

May 7, 1999

Dear Andrew:

My bill, SB 110, "An Act relating to liability involving certain property acquired by a governmental entity," passed the Senate today and will soon be transferred to the House. This bill will benefit and is supported by the municipalities of Anchorage, Fairbanks, Kenai, Mat-Su, and Ketchikan.

It has a zero fiscal note. Therefore, in the interest of time, I have asked Speaker Porter to give this bill one referral to the Community and Regional Affairs Committee. I would appreciate your noticing SB 110 pending referral.

Please feel free to contact Ms. Beth Hagevig, in my office, at 465-3018 if you have any questions about the bill.

Thank you for your assistance in this matter.

Sincerely,

Gary Wilken
Senator, West Fairbanks

SB

156

Alaska State Legislature

Senator Tim Kelly, Chairman
Anchorage
Senator Jerry Mackie, Vice-Chairman
Craig
Senator Randy Phillips
Eagle River
Senator Jerry Ward
Anchorage
Senator Lyman Holliman
Bethel



Session:
State Capitol, Room 101
Juneau, AK 99801
(907) 465-4989

Interim
716 W. 4th Avenue
Suite 400
Anchorage, AK 99501-2133
(907) 269-0146

Senate Community & Regional Affairs Committee

Monday, Wednesday, & Friday
1:30 PM Fahrenkamp Room

To: Representative Andrew Halcro
Co-Chairman of House Community & Regional Affairs Committee

To: Representative John Harris
Co-Chairman of House Community & Regional Affairs Committee

From: Senator Tim Kelly *TKS for TDK*
Chairman of Senate Community & Regional Affairs Committee

Date: May 7, 1999

Re: Hearing Request

Recently Senate Bill 156, An Act relating to municipal incorporation, to reclassification of cities, to municipal boundary changes, and to dissolution of municipalities, was referred to your committee and I would like to request a committee hearing for this bill at your earliest convenience.

Recently, this legislation passed the Senate without any opposition. The Local Boundary Commission requested this legislation in their report to the Legislature, which your committee reviewed earlier this session. This bill simply attempts to eliminate confusing provisions that may provide for legal challenges. Secondly, this legislation establishes clearer procedures for the Commission to follow for all petitions. Lastly, I know of no opposition to this bill.

If I can be of any assistance please feel free to contact my office. And thank you for your consideration of this request.

FISCAL NOTE

Revision Date: _____ Dept. Affected: Community & Regional Affairs
 Title: An Act relating to municipal BRU: none
incorporation, to reclassification ... Component none
 Sponsor: Senate CRA Committee by Request
 Requestor: Senate C&RA Committee COMPONENT SERIAL NO. _____

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 00	FY 01	FY 02	FY 03	FY 04	FY 05
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL	0.0	0.0	0.0	0.0	0.0	0.0
----------------	------------	------------	------------	------------	------------	------------

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

FUNDING: (Thousands of Dollars)

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

POSITIONS:

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

Estimate of current (FY99) impact \$ none

ANALYSIS: (Attach a separate page if necessary)

This legislation would have no fiscal impact on the department.

Prepared by: Yvonne Chase, Acting Director *Yvonne Chase* Phone: 465-4708
 Division: Division of Administrative Services Date: 4/21/99
 Approved by Commissioner: *[Signature]* Date: 4/21/99
 Agency: Community & Regional Affairs

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

For further distribution information, call the Governor's Legislative Office

LOCAL BOUNDARY COMMISSION

333 W. 4TH AVE., SUITE 220
ANCHORAGE, ALASKA 99501-2341
(907) 269-4500

April 20, 1999

The Honorable Tim Kelly, Chairman
Senate Community and Regional Affairs Committee
State Capitol
Juneau, AK 99801

RE: Senate Bill No. 156 – "An Act relating to municipal incorporation, to reclassification of cities, to municipal boundary changes, and to dissolution of municipalities."

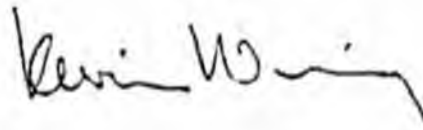
On behalf of the Local Boundary Commission, I thank you and the other members of the Senate Community and Regional Affairs Committee for introducing Senate Bill No. 156. The bill serves the best interests of the State of Alaska and existing and prospective municipal governments in Alaska. Senate Bill No. 156 carries no cost to the State. In fact, by eliminating ambiguities in existing law that needlessly invite litigation, the legislation may reduce future legal costs to the State.

The need for this legislation was identified as part of the Commission's ongoing efforts to refine its regulations. The goal is to eliminate unduly burdensome or confusing provisions and resolve ambiguities that might invite legal challenges. The Local Boundary Commission follows a rigorous decision-making process, in part, to minimize procedural grounds for challenging the Commission's actions. Still, given the contentious nature of the issues before the Commission and our litigious society, legal challenges occasionally occur.*

The current statutory provisions that authorize the Commission to act on petitions for reclassification, incorporation, boundary changes (annexation, detachment, merger, and consolidation), and dissolution contain differences in wording and are open to varying interpretation. The changes proposed by Senate Bill No. 156 establish a clear and consistent procedure for the Commission to follow on all petitions.

I urge you to give favorable consideration to Senate Bill No. 156. Please notify me when the Senate Community and Regional Affairs Committee plans to hold hearings on Senate Bill No. 156. I would welcome the opportunity to testify by teleconference in support of the measure.

Cordially,



Kevin Waring
Chairman

* Although other more recent challenges have been initiated, the last action taken by the Commission which was resolved in court involved an unsuccessful challenge of a 1992 annexation.



217 Second Street, Suite 200 ■ Juneau, Alaska 99801 ■ Tel (907)586-1325, Fax (907)-463-5480

Wednesday, April 14, 1999

The Honorable Tim Kelly, Chair
Senate Community and Regional Affairs Committee
State Capitol
Juneau, AK 99801

Re: "An Act relating to municipal incorporation..."

Dear Senator Kelly,

Thank you for the opportunity to comment on this bill.

The AML supports adoption of this bill as recommended by the Local Boundary Commission. The AML supports the position of the LBC on this technical amendment to clarify the LBC's power to amend petitions for incorporation, reclassification, or boundary changes. This technical clarification appears to be consistent with the original intent of the statute and is consistent with AML Policy encouraging the development of local government.

We will be happy to answer any other questions.

Sincerely


Kevin Ritchie

Executive Director

TONY KNOWLES, GOVERNOR

LOCAL BOUNDARY COMMISSION

333 W. 4TH AVE , SUITE 220
ANCHORAGE, ALASKA 99501-2341
(907) 269-4500

March 24, 1999

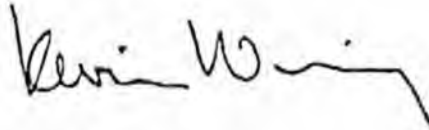
The Honorable Tim Kelly
Chairman
Senate Community and Regional Affairs Committee
State Capitol
Juneau, AK 99801

Attention Doug Salik

I have reviewed version "1-LS0519\G" of draft legislation dealing with concerns raised by the Local Boundary Commission. This latest version addresses the issues raised in my letter of March 22.

I compliment you and Ms. Cook for your cooperation in this matter. I look forward to the introduction and consideration of this legislation.

Cordially,



Kevin Waring
Chairman

cc: Representative Halcro, Co-Chair, House C&RA Committee
Representative Harris, Co-Chair, House C&RA Committee
Local Boundary Commission

SB

157



Official Business

Alaska State Senate

Senate Finance Committee



1.5

Mail Stop 3100
State Capitol
Juneau, Alaska 99801-118.

Sponsor Statement – CS SB 157(FIN) - Power Cost Equalization

The importance of the power cost equalization program to areas of Alaska that are reliant upon diesel generated power is recognized and this bill is intended to extend the life of the program by restructuring some of the program's components.

This bill:

- Restructures the program by reducing the current 700 kWh to an "averaged" 350 kWh per month, similar to the recommendations of the Governor's Blue Ribbon Commission (GBRC); estimated full funding decrease of \$3.7 million.
- Restructures the program so that the equalization rate applies only to residential customers, as opposed to the current residential and commercial structure; estimated full funding decrease of \$2.7 million (also GBRC recommendation).
- Raises the current base or "floor" from 9.9 cents (9.5 plus 0.4 adjust) to 13.5 cents, estimated full funding decrease of \$4.5 million.
- Adds language providing for potential fund sources for the program from: the rural electric capitalization fund and the four dam pool transfer fund (GBRC recommendations); the National Petroleum Reserve-Alaska, and the receipt of "gifts", such as the Association of Alaska Housing Authorities.
- Reduces the annual program expenses from some \$18 million annually to \$12 million annually.



Official Business

Alaska State Senate

Senate Finance Committee

Mail Stop 3100
State Capitol
Juneau, Alaska 99801-1118

Sectional Analysis: CS SB 157(FIN) – Power Cost Equalization

Sec. 1 Revises current statute (AS 37.05.530 (g)) regarding the National Petroleum Reserve-Alaska (NPRA) fund so that amounts which remain AFTER: (1) the community impact grants; (2) the deposits to the Permanent Fund and (3) the deposits to the public school trust fund; can be appropriated to the power cost equalization and rural electric capitalization fund (PCE) PRIOR to the balance lapsing to the General Fund.

Sec. 2 Revises current statute (AS 42.45.050(b)) to increase the transfers into the power cost equalization and rural electric capitalization fund from 40% to 60%. The added 20% is 20% of the existing balance in the four dam pool fund for the power project fund, which is now deleted.

It also revises that statute to provide for transfer of the current 40% four dam pool fund for the Southeast energy fund to the PCE program AT SUCH TIME as a determination is made by AIDEA that those funds are not needed to complete the Swan Lake and Tyee Lake hydroelectric projects.

Sec. 3 Revises current statute (AS 42.45.100(b)) to include new potential fund sources for the PCE program; NPRA and "gifts".

Sec. 4 Revises current statute (AS 42.45.110(b)) by deleting reference to "700 kWh per month" and inserting new language for a monthly average to be determined by the department under new subsection (j) authority.

Sec. 5 Revises current statute (AS 42.45.110(c)) by (1) changing the initiation date from July 1, 1993 to July 1, 1999; increasing the minimum power costs amount from 9.5 to 13.5 cents. (Current is 9.5 plus 0.4 adjust to total 9.9 cents.)

Subsection (2) is revised so that adjustments may not reduce the rate below the limit set out in (1) above --which is 13.5 cents.

Sec. 6 Revises current statute (AS 42.45.110(b)) by deleting reference to "700 kWh per month" and inserting new language for a monthly average to be determined by the department under new subsection (j) authority.

Sec. 7 Revises current statute (AS 42.45.110(l)) by inserting language to clarify that pro rata reductions must be based on the amount provided in a fiscal year and may not anticipate an additional supplemental amount.

Sectional Analysis CS SB 157(FIN) – con't
Page Two of Two

Sec. 8 Revises current statute (AS 42.45.110) by adding a new subsection (j) regarding the "average" monthly use of 350 kWh. The average of the monthly use can't exceed 350 kWh (4,200 kWh annually) and the maximum for an individual month is 500 kWh. The department is directed to provide a schedule for this entitlement, which must reflect historic patterns of use.

Sec. 9 Revises current statute (AS 42.45.120) by inserting new language for the existing "notice to customer" requirement. The new language requires the utility to indicate the fuel efficiency of the utility.

Sec. 10 This section provides language for a transition between the time this act takes effect and the time the department's regulations for the averaged 350 kWh are adopted. The language states that the rate is 350 kWh per month per residential customer.

Sec. 11 The effective date of the bill, which is July 1, 1999.

POWER COST EQUALIZATION
FINANCIAL IMPACT OF OPTIONS – "REV14"

DIVISION OF ENERGY
MAY 15, 1999

(This page accompanies the spreadsheet dated May 15, 1999,
and labeled REV 14 in the upper right corner.)

Two options are presented in this spreadsheet:

- CS for SB157(FIN) am. Projected cost = \$12.0 million
 1. Columns 13 and 14.
 2. Eliminate commercial customers.
 3. Increase floor by 3.6 cents (from 9.9 to 13.5).
 4. Reduce monthly cap from 700 kWh to an average of 350.
- HCS for SB157(CRA). Projected cost = \$16.4 million
 1. Columns 15 and 16.
 2. Eliminate commercial customers.
 3. Increase floor by 2.6 cents (from 9.9 to 12.5)
 4. No change in monthly cap – stays at 700.

The spreadsheet calculations are based on estimated FY2000 program demand,
assumed to be 6% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

May 15, 1999
REV 14, PCE Rate Sort

(1) COMMUNITY	(2) # of Res Cust.	(3) Total kWh Residential	(4) PCE ELIGIBLE kWh				(8) Utility Res Rate /Apr 99* (cents)	(9) PCE Rate (100%) Apr 99* (cents)	(10) Effective Resid. Rate (cents)	(11) 85% Current Formula - Pmt to Utility FY98 Loads (\$)	(12) 85% Current PCE Per Year Per Resid Cust. (\$)	(13) CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.8 ct fl inc FY2000*** Loads	(14) CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 3.8 ct floor increase	(15) HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor increase FY2000***Loads	(16) HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor increase
			Residential	Commer- cial	Cmnty Facs	Total									
KAKTOVIK	78	539,288	368,214	87,487	40,507	496,208	15.0	1.4	13.8	5,778	56	0	0	0	0
POINT HOPE	158	1,365,859	902,971	83,375	83,253	1,049,599	15.0	1.4	13.8	12,223	67	0	0	0	0
WAINWRIGHT	125	841,812	607,034	118,388	81,702	805,122	15.0	1.4	13.8	9,376	57	0	0	0	0
PELICAN	131	1,048,276	348,466	52,007	05,094	493,567	15.1	1.7	13.4	6,964	37	0	0	0	0
THORNE BAY	187	731,925	670,887	144,528	325,065	1,140,480	25.2	2.9	22.3	28,404	88	0	0	3,484	12
SKAGWAY*	517	2,821,030	2,021,881	753,448	658,460	3,433,789	15.6	3.1	12.5	90,480	103	0	0	14,208	20
UNALASKA	427	3,991,498	2,201,160	505,338	1,994,013	4,701,109	18.8	4.5	14.1	180,217	198	34,888	35	84,948	98
NOME	1,448	8,930,527	6,335,687	783,990	2,042,310	9,181,987	18.8	4.8	14.0	355,897	170	89,010	31	174,949	86
ANAKTUVUK PASS	81	515,536	349,449	78,954	20,880	447,283	15.0	5.1	9.9	19,380	187	4,427	48	9,814	108
ATQASUK	50	408,924	273,650	68,331	38,634	380,615	15.0	5.1	9.9	18,500	237	3,821	61	8,276	137
NUIQSUT	88	645,028	433,971	90,777	59,100	583,848	15.0	5.1	9.9	25,310	219	8,025	58	13,068	128
POINT LAY	52	294,328	246,566	83,083	19,223	328,872	15.0	5.1	9.9	14,257	206	3,195	52	7,043	119
PORT HEIDEN	53	250,848	109,198	31,049	3,322	143,567	30.0	5.3	24.8	8,407	92	1,468	25	3,181	55
HAINES*	858	4,721,725	3,889,801	916,755	741,307	5,547,863	16.3	6.1	10.2	287,857	235	95,614	84	171,814	159
KING COVE	80	1,099,081	578,053	141,802	383,527	1,101,382	20.2	6.4	13.8	80,102	175	24,155	67	38,856	122
NAKNEK	885	4,303,766	2,995,839	717,825	902,420	4,616,084	20.7	6.9	13.8	268,771	255	107,152	105	175,817	186
PERRYVILLE	38	157,085	108,711	31,345	0	138,056	30.2	7.0	23.2	8,201	177	2,868	75	5,022	132
CRAIG*	897	4,312,545	3,458,048	849,489	1,249,825	5,555,142	18.3	7.8	10.7	358,862	320	160,981	148	249,401	248
HOLLIS*	68	292,651	281,983	30,454	0	292,437	18.3	7.6	10.7	18,891	249	8,187	114	13,885	193
HYDABURG*	138	830,998	725,808	72,688	100,059	978,351	18.3	7.6	10.7	63,201	345	30,309	157	48,000	287
DILLINGHAM	958	5,789,388	4,674,129	893,881	813,379	6,381,369	18.9	8.1	10.8	439,900	337	203,568	163	320,503	269
CORDOVA	968	5,599,665	4,774,565	1,150,713	1,901,017	7,828,295	18.5	8.4	10.1	558,797	353	275,783	175	410,415	287
GALENA	211	850,869	757,145	186,138	281,788	1,205,047	32.2	8.4	23.8	86,245	257	41,884	127	62,859	209
YAKUTAT	209	2,068,333	1,383,843	254,678	439,309	2,057,828	28.9	8.5	18.4	149,188	473	75,477	237	113,330	387
KOTZ'BUE	799	7,588,838	4,584,877	257,284	1,765,088	6,607,249	20.1	8.0	11.5	484,113	420	273,730	212	405,204	345
BETHEL	1,922	11,040,840	8,152,158	921,357	1,524,587	10,598,100	21.8	8.8	12.8	793,839	318	416,002	163	636,981	283
CHEFORNAK	70	387,599	320,998	39,538	18,544	379,078	34.2	9.1	25.1	29,354	327	14,900	172	23,430	275
ST. PAUL	160	1,229,093	898,385	64,982	608,408	1,571,753	34.2	10.3	23.9	137,607	492	90,231	277	122,083	432
BUCKLAND	80	379,883	328,955	37,251	95,031	459,237	37.0	10.8	26.2	42,119	375	25,608	217	38,634	335
COFFMAN COVE	112	542,204	445,030	67,333	75,894	588,257	28.2	10.9	17.3	54,702	369	31,424	215	46,052	331
NAUKATI (8 mos)**	25	47,009	44,030	12,458	0	56,488	28.2	10.9	17.3	10,506	328	5,049	191	3,892	147
WHALE PASS	31	135,450	118,274	48,068	4,168	169,410	28.2	10.9	17.3	15,753	349	8,992	203	10,648	313
AKIAK	83	232,885	153,892	17,870	1,657	173,219	39.2	11.0	28.2	18,198	173	9,027	101	13,850	158
CHIGNIK LAGOON	75	223,636	197,539	35,450	25,037	258,026	37.0	11.1	25.9	24,279	248	13,510	145	19,983	223
UNALAKLEET	252	1,540,738	1,000,111	162,038	445,637	1,607,786	25.5	11.2	14.2	153,608	379	95,781	223	132,407	343
KONGIGANAK	85	388,805	301,937	28,770	88,545	417,252	45.2	11.3	33.9	40,077	341	25,390	202	38,010	309
VENETIE	65	152,414	152,235	25,200	81,587	259,002	49.2	11.6	37.8	25,472	230	18,370	138	22,230	210

* For communities with one asterisk, utility rate and PCE rate are from FY96.

** For communities with two asterisks, usage data is from FY97.

*** FY 2000 loads assumed 6% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

May 15, 1999
REV 14, PCE Rate Sort

(1) COMMUNITY	(2) # of Res Cust.	(3) Total kWh Residential	(4) PCE ELIGIBLE kWh				(8) Utility Res Rate Apr 99* (cents)	(9) PCE Rate (100%) Apr 99* (cents)	(10) Effective Resid. Rate (cents)	(11) 85% Current Formula - Pmt to Utility FY98 Loads (\$)	(12) 85% Current PCE Per Year Per Resid Cust. (\$)	(13) CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.6 ct fl inc FY2000*** Loads	(14) CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 3.6 ct floor Increase	(15) HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor increase FY2000*** Loads	(16) HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor Increase
			(5) Residential	(6) Commer- cial	(7) Cmnty Facets	(7) Total									
ELFIN COVE	30	118,481	104,774	101,037	18,080	224,791	22.6	11.8	10.8	22,527	350	8,351	211	12,055	321
FALSE PASS	24	87,941	80,241	35,159	39,178	160,578	42.2	12.0	30.2	16,379	367	9,148	222	12,497	338
OUZINKIE	79	338,420	325,312	54,299	80,339	465,950	30.2	12.1	18.1	47,804	422	29,277	257	41,322	390
TATITLEK	30	157,029	85,744	25,740	58,383	149,867	39.2	12.4	26.8	15,809	231	9,977	142	12,907	215
ST. GEORGE	55	313,714	265,408	44,854	140,172	450,434	31.7	12.6	19.1	48,127	516	31,828	319	42,863	481
CHIGNIK	64	243,693	219,887	50,577	94,127	384,591	28.0	12.7	15.3	39,420	371	24,766	231	33,885	348
PORT ALSWORTH	60	233,094	179,030	79,488	0	258,518	33.7	13.2	20.6	20,918	334	13,371	210	20,040	315
MANOKOTAK	98	446,344	305,099	38,044	5,321	348,464	35.2	13.5	21.7	39,897	356	24,082	226	35,767	338
AKHIOK	34	138,740	128,855	11,385	75,011	213,231	38.2	13.7	24.6	24,740	433	17,951	276	23,845	412
KOYUKUK	66	81,823	78,071	23,481	29,258	128,810	45.2	13.9	31.3	15,219	136	9,315	87	12,616	130
DOT LAKE*	27	107,167	104,418	54,251	33,520	192,187	28.8	14.4	14.2	23,524	473	12,847	308	17,253	456
MENTASTA*	31	78,938	58,747	17,012	81,358	168,017	28.8	14.4	14.2	20,565	232	15,415	151	18,775	224
TOK*	606	3,191,455	2,623,412	611,874	83,589	3,318,675	28.8	14.4	14.2	406,206	530	230,911	345	338,592	511
SHELDON POINT	38	85,482	85,306	26,380	48,447	160,133	50.0	14.6	35.4	19,927	295	13,027	193	17,070	285
TENAKEE SPRINGS	88	198,687	191,597	78,222	35,669	303,488	32.2	15.1	17.1	38,978	286	21,580	189	30,137	279
ATMAUTLUAK	56	239,798	194,925	31,530	11,413	237,868	47.0	15.2	31.9	30,831	448	18,988	298	27,448	437
KWETHLUK	140	432,988	409,981	32,357	83,729	506,067	44.2	15.7	28.8	67,320	390	46,734	260	65,528	382
TAKOTNA	28	84,764	73,215	38,380	46,919	156,514	48.3	15.8	32.5	21,020	351	13,048	235	18,809	345
FORT YUKON	229	770,991	709,801	155,978	197,091	1,082,868	46.1	16.0	30.1	144,369	421	94,512	283	128,823	415
KIPNUK	130	702,495	643,284	58,140	198,477	897,901	32.0	16.1	15.9	122,954	878	89,188	450	120,545	669
ATKA	28	147,634	95,240	29,851	42,625	167,716	38.2	16.3	21.9	23,237	471	15,187	318	20,021	468
CHITINA	26	102,017	88,682	85,596	13,498	185,774	38.8	16.4	20.4	25,960	488	10,532	315	14,897	461
NORTHWAY	107	429,700	394,198	91,831	60,438	549,265	29.4	16.8	12.8	78,053	528	49,144	359	68,480	524
TANANA	111	315,647	300,238	97,919	101,804	499,959	47.0	16.9	30.1	71,734	388	45,479	265	60,858	386
PILOT POINT	42	217,372	140,353	51,327	64,817	258,497	31.9	17.0	14.9	37,086	483	23,917	330	31,339	482
KOTLIK	123	471,235	458,156	43,887	96,102	598,145	30.2	17.2	13.0	87,448	545	62,531	373	85,777	544
TETLIN*	50	112,845	102,731	21,031	41,100	164,862	28.3	17.7	10.8	24,803	309	17,459	214	23,022	310
ARCTIC VILLAGE	82	99,782	92,007	14,398	51,983	158,388	59.8	18.2	41.7	24,435	173	18,478	120	23,734	174
TULUKSAK	70	189,882	132,888	11,522	14,628	159,136	40.2	18.4	21.8	24,929	298	17,707	208	24,789	301
ANGOON	198	1,081,965	827,852	93,849	144,228	1,065,929	33.6	18.6	15.0	168,433	661	119,862	482	164,762	669
CHILKAT VALLEY	141	411,681	389,000	64,463	83	453,540	33.6	18.6	15.0	71,887	436	45,587	305	65,947	441
HOONAH	306	1,797,774	1,633,645	220,709	614,534	2,488,978	33.6	18.6	15.0	390,138	844	288,954	590	381,053	854
KAKE	272	1,608,869	1,426,908	174,330	264,270	1,885,508	33.6	18.6	15.0	294,778	829	209,089	580	288,845	839
KASAAN	27	128,289	107,894	35,558	2,584	146,036	33.6	18.6	15.0	23,076	831	13,045	441	18,725	639
KLAWOCK	320	1,532,918	1,387,138	260,771	81,717	1,729,624	33.6	18.6	15.0	273,307	685	175,425	479	248,962	693
KLUKWAN	48	262,718	229,022	17,395	48,420	294,837	33.6	18.6	15.0	46,589	754	34,513	527	47,025	763
SAND POINT	271	1,381,737	1,252,933	403,947	539,200	2,198,080	28.8	19.0	9.9	353,734	745	237,982	523	310,585	758

* For communities with one asterisk, utility rate and PCE rate are from FY98.
 ** For communities with two asterisks, usage data is from FY97.
 *** FY 2000 loads assumed 6% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

May 15, 1999
REV 14, PCE Rate Sort

(1) COMMUNITY	(2) # of Res Cust.	(3) Total kWh Residential	(4) PCE ELIGIBLE kWh				(7) Total	(8) Utility Res Rate Apr 99* (cents)	(9) PCE Rate (100%) Apr 99* (cents)	(10) Effective Resid. Rate (cents)	(11)	(12)	(13)	(14)	(15)	(16)
			Residential	Commer- cial	Cmnty Facils	Formula - Pmt to Utility FY98 Loads (\$)					85% Current PCE Per Year Per Resid Cust. (\$)	CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.6 ct fl inc FY2000*** Loads	CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 3.6 ct floor increase	HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor increase FY2000***Loads	HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor increase	
STEVENS VILLAGE	44	53,793	45,597	15,164	25,364	86,425	55.2	19.1	36.1	14,016	168	9,878	118	12,396	171	
RUBY	124	246,772	219,079	54,054	115,582	388,715	54.2	19.1	35.1	63,207	287	45,606	202	50,839	292	
NAPASKIAK	80	312,967	262,240	36,808	13,667	312,715	45.2	19.4	25.8	51,620	503	34,702	358	49,192	513	
CHENEGA BAY	24	80,105	77,908	31,882	28,801	139,571	29.7	19.6	10.1	23,253	541	14,792	383	19,409	552	
CHISTOCHINA*	23	91,230	80,096	56,091	8,965	145,152	38.8	19.7	17.1	24,308	583	11,604	413	16,143	595	
TUNTUTULIAK	78	333,371	304,933	41,977	37,051	383,901	40.0	19.8	26.2	64,588	658	44,926	468	62,314	672	
EKWOK	48	164,410	160,223	32,125	28,480	220,828	40.2	21.0	19.2	39,455	596	27,063	429	36,845	615	
KOLIGANEK	65	214,241	207,157	44,967	6,789	258,913	50.2	21.5	28.7	47,404	584	30,324	421	42,953	604	
AKUTAN	35	155,454	147,225	59,134	133,105	339,464	32.5	22.4	10.1	64,634	801	48,148	583	58,836	833	
MCGRATH	174	878,505	788,025	197,969	322,020	1,308,020	42.8	22.9	19.8	254,161	880	184,312	643	238,390	918	
DEERING	42	188,762	182,569	37,171	51,342	271,062	38.7	23.9	14.8	54,978	882	39,922	649	52,713	824	
NIKOLSKI	14	39,992	38,065	27,919	17,178	83,162	40.2	24.0	16.2	18,972	555	9,786	409	12,537	582	
CIRCLE	34	106,838	102,597	65,950	28,820	197,367	48.2	24.1	24.1	40,431	618	22,694	456	29,950	649	
GOODNEWS BAY	78	260,754	229,466	34,259	78,013	341,738	40.2	24.2	16.1	70,150	620	53,832	457	70,237	651	
PLATINUM	18	38,142	33,963	17,052	5,224	56,239	50.2	24.2	26.0	11,573	388	6,610	287	8,976	406	
NELSON LAGOON	42	188,801	167,881	43,126	19,709	230,710	42.2	24.5	17.7	47,968	831	31,716	615	43,468	674	
STEBBINS	120	442,529	411,305	59,817	156,456	627,578	40.7	24.6	16.1	131,173	718	102,256	530	132,342	754	
COLD BAY	38	287,168	155,151	69,550	99,988	324,687	34.3	24.7	9.5	68,278	859	48,028	636	59,877	904	
QUINHAGAK	136	533,343	487,090	66,922	175,670	729,682	40.9	24.7	16.1	153,445	753	119,808	558	155,539	793	
SHAKTOOLIK	53	340,315	282,277	61,665	85,934	429,876	40.9	24.8	16.1	90,618	1,123	68,061	832	88,647	1,182	
EEK	81	290,938	272,346	22,845	44,848	340,039	40.9	24.8	16.1	71,709	709	55,210	526	74,678	747	
KOYUK	73	410,377	351,281	51,705	204,263	607,249	41.0	24.9	16.1	128,421	1,018	104,473	755	131,202	1,072	
ST. MICHAEL	85	334,785	307,981	58,554	121,871	488,406	41.1	25.0	16.1	103,579	768	78,949	570	101,836	810	
ILIAMNA	209	633,293	777,498	239,137	187,976	1,204,609	46.5	25.0	21.4	256,184	791	172,784	587	229,446	834	
MARSHALL	87	379,298	320,175	56,934	181,699	567,808	41.2	25.1	16.1	121,094	807	96,653	599	121,789	851	
BREVIK MISSION	64	200,538	199,824	26,910	64,475	291,209	41.3	25.2	16.1	62,352	689	48,459	497	63,287	705	
MINTO	74	344,591	329,803	48,503	110,239	488,545	41.4	25.2	16.1	104,688	955	80,930	710	105,463	1,008	
TOGIK	207	987,187	838,988	86,235	375,049	1,300,272	41.4	25.3	16.1	279,513	871	228,363	648	291,993	920	
WALES	54	252,952	181,554	49,242	81,501	312,297	41.5	25.3	16.1	67,266	724	49,610	539	63,408	765	
NULATO	100	463,349	443,533	42,034	219,007	704,634	41.5	25.4	16.1	151,951	956	125,985	712	159,926	1,010	
HOLY CROSS	68	348,549	334,146	51,862	122,721	508,729	41.5	25.4	16.2	109,748	1,060	85,187	789	110,319	1,119	
LARSEN BAY	48	206,012	198,768	65,696	69,164	333,828	40.2	25.5	14.7	72,200	896	49,971	667	64,924	847	
CHEVAK	140	480,724	477,108	50,672	195,062	722,922	41.5	25.5	16.1	156,570	738	126,807	550	163,039	780	
GOLOVIN	57	167,954	139,567	49,321	59,210	248,098	38.2	25.5	12.7	53,754	531	37,606	395	48,230	560	
ALAKANUK	132	560,670	482,512	50,547	258,178	771,237	41.7	25.5	16.2	167,231	760	139,127	566	175,017	803	
GAMBELL	160	704,919	594,919	66,070	241,976	902,965	42.0	25.8	16.2	197,867	815	159,975	608	205,632	802	
SHISHMAREF	142	609,940	501,791	51,820	182,841	736,452	42.0	25.8	16.2	161,567	775	130,111	578	166,437	820	

* For communities with one asterisk, utility rate and PCE rate are from FY96.

** For communities with two asterisks, usage data is from FY97.

*** FY 2000 loads assumed 6% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

May 15, 1999
REV 14, PCE Rate Sort

(1) COMMUNITY	(2) # of Res Cust.	(3) Total kWh Residential	(4) PCE ELIGIBLE kWh				(8) Utility Res Rate Apr 99* (cents)	(9) PCE Rate (100%) Apr 99* (cents)	(10) Effective Resid. Rate (cents)	(11) 85% Current Formula - Pmt to Utility FY98 Loads (\$)	(12) 85% Current PCE Per Year Per Resid Cust. (\$)	(13) CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.6 ct fl inc FY2000*** Loads	(14) CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 3.6 ct floor increase	(15) HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor increase FY2000***Loads	(16) HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor increase
			Residential	Commer- cial	Cmnty Facts	Total									
ELIM	78	345,627	311,270	55,340	142,562	509,172	42.1	28.0	18.2	112,354	881	80,162	658	112,378	932
LEVELOCK	48	177,636	158,770	42,710	75,439	278,919	45.2	26.1	19.1	61,387	733	45,859	548	58,292	777
GRAYLING	48	183,338	180,830	47,052	127,379	355,261	42.3	28.1	18.2	78,784	835	62,138	624	76,742	885
PEDRO BAY	26	58,988	58,627	33,098	17,989	109,712	60.2	28.1	34.1	24,330	500	14,569	374	19,077	530
RUSSIAN MISSION	71	282,359	241,819	41,589	40,168	323,808	42.4	29.2	18.2	72,122	759	52,371	568	70,609	804
SCAMMON BAY	94	489,038	405,722	58,594	68,921	533,237	42.5	28.3	18.2	119,069	964	68,416	721	119,089	1,022
TOKSOOK BAY	103	491,637	452,541	50,888	147,755	650,984	42.5	28.3	18.2	145,472	982	115,754	735	150,743	1,041
LOWER KALSKAG	85	269,019	258,830	15,536	87,411	361,777	39.8	28.3	13.5	80,906	891	66,962	666	87,019	944
UPPER KALSKAG	64	295,729	278,318	48,012	39,278	363,604	42.5	28.3	18.2	81,315	906	58,477	723	79,316	1,024
MEKORYUK	79	254,951	239,436	49,376	51,899	340,511	42.6	28.4	18.2	76,382	680	55,118	509	73,417	721
HOOPER BAY	205	767,744	708,441	61,184	128,200	895,825	42.7	28.5	18.2	201,404	777	157,030	582	211,006	824
PITKAS POINT	34	136,155	120,122	199	45,805	185,926	42.2	28.8	15.6	37,488	798	32,874	598	42,126	647
ST. MARY'S	148	721,748	642,614	111,189	240,911	1,000,714	42.8	28.8	18.2	228,091	981	175,509	735	228,107	1,041
TUNUNAK	80	270,437	261,254	55,126	98,761	415,181	42.9	28.8	18.2	94,009	739	71,149	555	91,748	785
HUGHES	32	82,401	58,837	28,832	37,482	122,951	51.2	28.7	24.8	27,851	417	19,753	312	24,555	442
WHITE MOUNTAIN	61	222,287	185,044	37,604	119,266	321,914	48.2	28.7	21.5	73,031	614	58,962	400	72,600	652
NIKOLAJ	37	105,748	101,825	33,351	90,790	225,978	50.2	28.7	23.5	51,343	625	40,659	489	49,267	684
SAVOONGA	147	500,866	482,331	59,695	158,553	700,579	43.0	28.7	18.2	159,235	746	126,084	560	183,992	792
ANIAK	173	991,894	800,106	180,334	52,058	1,032,490	48.9	27.0	21.9	238,958	1,061	159,178	798	220,404	1,128
KALTAG	69	313,381	286,318	45,073	115,896	447,085	43.8	27.3	18.4	103,632	962	81,972	724	105,127	1,024
PILOT STATION	109	534,546	455,644	36,730	113,785	608,159	43.7	27.5	18.3	141,587	978	113,805	736	150,174	1,040
ALLAKAKET*	72	191,874	187,155	31,653	128,940	345,748	39.1	27.5	11.8	80,819	608	67,103	458	82,902	647
SHAGELUK	41	123,027	121,984	27,591	54,487	204,062	43.8	27.8	16.3	47,786	697	36,656	525	46,671	742
KIVALINA	83	320,324	308,194	37,377	84,174	427,745	43.9	27.8	16.3	100,313	1,140	78,790	650	103,408	1,215
NOORVIK	144	744,755	641,082	61,951	251,571	954,604	43.9	27.8	18.3	224,275	1,048	184,505	789	236,932	1,115
EMMONAK	186	876,937	775,632	89,881	488,344	1,333,857	44.1	27.8	18.3	314,964	985	266,556	743	332,027	1,050
ANVIK	45	144,845	136,732	35,480	65,972	238,184	44.2	27.9	18.3	56,046	721	42,985	545	64,404	789
NEWTOK	51	187,883	186,758	32,093	17,471	238,322	54.2	28.1	26.2	56,345	873	40,200	600	55,085	831
EACLE	139	327,941	308,350	69,721	12,282	390,353	47.5	28.4	19.1	94,165	535	62,918	405	87,818	573
KWIGILLINGOK	78	325,622	316,049	43,925	18,716	378,890	50.2	28.4	21.8	91,448	978	68,179	741	91,587	1,046
OLD HARBOR	101	380,885	370,757	39,596	124,564	534,917	44.8	28.5	18.3	129,829	890	105,041	674	138,038	951
DIOMEDE	40	163,897	144,490	39,772	58,847	243,109	43.2	28.6	14.6	69,120	878	43,832	666	66,061	840
HUSLIA	93	325,849	286,292	33,251	63,695	383,238	45.0	28.7	18.3	93,361	750	72,968	569	96,679	802
KASIGLUK	99	497,189	431,393	37,360	78,392	547,145	41.4	28.9	12.5	134,499	1,071	108,371	813	142,228	1,147
NUNAPITCHUK	109	378,842	375,960	38,653	83,522	466,135	45.3	28.9	18.3	114,585	848	88,732	644	118,822	908
KIANA	98	542,809	496,830	77,318	145,948	720,084	45.3	28.9	18.3	177,136	1,247	137,555	947	178,488	1,335
NIGHTMUTE	45	178,661	125,830	31,334	5,857	163,021	45.8	29.3	18.8	40,559	696	28,828	529	37,228	746

* For communities with one asterisk, utility rate and PCE rate are from FY96.
 ** For communities with two asterisks, usage data is from FY97.
 *** FY 2000 loads assumed 6% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

(1) COMMUNITY	(2) # of Res Cust	(3) Total kWh Residential	(4)-(7) PCE ELIGIBLE kWh				(8) Utility Res Rate Apr 99* (cents)	(9) PCE Rate (100%) Apr 99* (cents)	(10) Effective Resid. Rate (cents)	(11) 85% Current Formula - Pmt to Utility FY98 Loads (\$)	(12) 85% Current PCE Per Year Per Resid Cust. (\$)	(13) CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.6 ct fl inc FY2000*** Loads	(14) CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 3.6 ct floor increase	(15) HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor increase FY2000***Loads	(16) HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor increase
			Residential	Commercial	Cmnty Facts	Total									
SELAWK	167	735,505	664,160	63,056	163,475	910,691	45.7	29.3	18.4	226,808	990	177,880	753	234,237	1,062
MT. VILLAGE	181	992,417	763,004	63,892	328,257	1,155,153	45.7	29.3	18.4	287,965	1,051	242,898	799	309,198	1,127
KOKHANOK BAY	51	156,252	151,027	26,159	51,338	228,524	55.3	29.4	25.9	57,108	740	44,480	563	57,468	794
CENTRAL	85	182,501	159,134	108,149	4,403	271,688	50.9	29.5	21.4	68,010	489	33,343	357	46,544	503
AJACHAK	144	373,166	297,044	42,802	0	339,846	49.9	29.7	20.2	65,785	521	60,544	397	85,297	559
BEAVER	63	85,399	81,742	30,561	17,825	130,128	40.2	30.1	10.1	33,293	332	21,930	253	29,024	357
TELLER	74	268,164	193,646	90,071	59,375	343,092	53.8	30.2	23.6	68,072	672	56,962	513	74,024	722
EGEGIK	66	201,953	190,881	71,636	70,639	333,356	55.0	30.4	24.6	86,196	748	60,076	572	77,120	805
KARLUK*	13	49,491	45,654	12,566	9,718	67,958	53.3	31.3	22.0	16,080	934	12,733	717	16,845	1,006
NEW STUYAHOK	95	549,520	469,496	37,888	104,201	611,585	48.5	32.0	16.5	166,507	1,346	135,677	1,036	178,969	1,454
CHIGNIK LAKE**	37	191,244	177,800	16,000	33,607	227,407	43.2	32.4	10.8	62,809	1,323	50,246	1,020	66,757	1,432
NAPAKJAK	95	340,706	322,030	39,366	3,206	364,604	47.6	32.9	14.9	102,085	949	74,810	733	104,597	1,028
AMBLER	82	404,934	359,297	63,136	146,899	569,332	49.7	33.2	16.6	160,472	1,235	129,001	955	163,975	1,339
SHUNGNAK	58	374,234	295,172	46,265	135,483	477,920	50.4	33.6	16.6	137,060	1,463	113,048	1,133	142,472	1,588
IGIUGIG	17	49,843	44,899	19,723	23,610	86,232	56.5	33.8	24.7	25,372	759	18,169	568	22,679	825
GUSTAVUS	296	819,418	793,657	245,810	24,616	1,064,063	51.0	34.1	16.9	308,063	803	198,606	623	272,874	673
BETTLES*	21	81,940	71,539	66,907	12,932	153,378	51.8	34.3	17.5	44,717	983	21,366	771	28,384	1,060
KOBUK	34	96,827	93,188	43,364	65,619	202,171	53.2	34.6	18.6	59,510	807	44,173	627	53,918	878
HEALY LAKE*	13	43,929	40,029	24,910	11,281	76,220	48.2	35.1	13.1	22,740	919	13,617	715	17,676	1,001
NOATAK	95	506,470	441,155	43,959	231,272	716,386	55.2	38.4	16.8	233,828	1,516	205,246	1,191	255,173	1,662
CHUATHBALUK	33	66,687	62,231	24,625	10,483	117,339	59.8	40.5	19.3	40,364	857	27,782	677	37,217	944
CROOKED CREEK	31	114,856	110,253	30,956	10,899	152,110	59.8	40.5	19.3	52,325	1,223	36,016	966	48,633	1,347
MANLEY HOT SPR	63	123,579	119,945	71,639	3,774	195,358	60.1	40.5	19.6	67,202	656	36,023	517	49,664	721
RED DEVIL	13	42,165	37,414	22,315	0	59,729	59.8	40.5	19.3	20,546	990	10,777	782	15,019	1,090
SLEETMUTE	34	63,389	76,869	35,671	16,943	129,803	59.8	40.5	19.3	44,652	779	26,797	815	37,706	856
STONY RIVER	16	40,776	33,295	24,568	22,800	80,773	59.8	40.5	19.3	27,786	716	18,536	565	22,554	768
CHALKYITSIK (10 mos)**	32	41,948	30,854	6,361	355	37,370	60.2	40.9	19.4	15,571	369	10,873	316	12,573	366
TOTALS	24,418	127,481,294	100,196,373	18,408,730	29,084,679	148,569,762	29.5	14.5	15.1	16,272,893	505	12,007,851	331	16,382,127	489

* For communities with one asterisk, utility rate and PCE rate are from FY96
 ** For communities with two asterisks, usage data is from FY97.
 *** FY 2000 loads assumed 6% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

May 15, 1999
REV 14

(1) COMMUNITY	(2) # of Res Cust.	(3) Total kWh Residential	(4) PCE ELIGIBLE kWh				(5) Utility Res Rate Apr 99* (cents)	(6) PCE Rate (100%) Apr 99* (cents)	(7) Effective Resid. Rate (cents)	(8) 85% Current Formula - Pmt to Utility FY98 Loads (\$)	(9) 85% Current PCE Per Year Per Resid. Cust. (\$)	(10) CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.6 ct fl inc FY2000*** Loads	(11) CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 3.6 ct floor increase	(12) HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor increase FY2000*** Loads	(13) HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor increase
			(4) Residential	(4) Commer- cial	(4) Cmnty Facils	(4) Total									
AKHIOK	34	139,740	128,855	11,365	5,011	213,231	38.2	13.7	24.6	24,740	433	17,951	276	23,645	412
AKIACHAK	144	373,100	297,044	42,802	0	339,840	40.9	29.7	20.2	85,765	521	60,544	397	85,297	559
AKIAK	83	232,885	153,892	17,670	1,657	173,219	39.2	11.0	28.2	16,198	173	9,027	101	13,850	156
AKUTAN	35	155,454	147,225	59,134	133,105	339,464	32.5	22.4	10.1	64,634	801	48,148	583	58,836	833
ALAKANUK	132	560,070	462,512	50,547	258,178	771,237	41.7	25.5	16.2	167,231	760	139,127	566	175,017	803
ALLAKAKET*	72	191,874	187,155	31,653	126,940	345,748	39.1	27.5	11.6	80,819	608	87,103	458	82,902	647
AMBLER	82	404,034	359,297	63,136	146,899	569,332	49.7	33.2	18.6	160,472	1,235	120,001	955	163,975	1,339
ANAKTUVUK PASS	81	515,536	349,449	78,954	20,880	447,283	15.0	9.1	9.9	19,390	187	4,427	48	9,814	108
ANGOON	198	1,081,965	827,852	93,840	144,228	1,065,929	33.6	18.6	15.0	168,433	661	119,862	482	184,782	669
ANIAK	173	901,694	800,106	180,334	52,058	1,032,498	48.9	27.0	21.9	236,958	1,061	159,178	798	220,404	1,128
ANVIK	45	144,845	136,732	33,460	65,972	236,164	44.2	27.9	16.3	56,046	721	42,985	545	54,404	769
ARCTIC VILLAGE	82	99,782	92,007	14,398	51,983	158,388	59.8	18.2	41.7	24,435	173	18,476	120	23,734	174
ATKA	28	147,634	95,240	29,651	42,625	167,716	38.2	16.3	21.9	23,237	471	15,187	313	20,021	466
ATMAUTLUAK	58	239,798	194,925	31,530	11,413	237,868	47.0	15.2	31.9	30,631	448	18,988	296	27,449	437
ATOASUK	60	408,924	273,650	68,331	38,634	380,815	15.0	5.1	9.9	16,500	237	3,821	81	8,276	137
BEAVER	63	85,399	81,742	30,561	17,825	130,126	40.2	30.1	10.1	33,293	332	21,930	253	29,024	357
BETHEL	1,922	11,040,940	8,152,156	921,357	1,524,587	10,596,100	21.6	8.8	12.8	793,639	318	416,002	163	636,981	263
BETTLES*	21	81,940	71,539	68,907	12,932	153,378	51.8	34.3	17.5	44,717	993	21,366	771	28,384	1,060
BREVIK MISSION	64	200,538	167,824	28,910	64,475	291,209	41.3	25.2	16.1	62,352	669	48,459	497	63,287	705
BUCKLAND	80	379,883	326,955	37,251	95,031	459,237	37.0	10.8	28.2	42,119	375	25,606	217	36,634	335
CENTRAL	85	162,501	159,134	108,149	4,403	271,666	59.9	29.5	21.4	68,010	469	33,343	357	46,544	503
CHALKYITSIK (10 mos.)**	32	41,948	30,654	6,361	355	37,370	60.2	40.9	19.4	15,571	399	10,873	316	12,573	366
CHEFORNAK	78	387,509	320,996	39,536	18,544	379,078	34.2	9.1	25.1	29,354	327	14,900	172	23,430	275
CHENEGA BAY	24	80,105	77,908	31,802	29,801	139,571	29.7	19.6	10.1	23,253	541	14,792	383	19,409	552
CHEVAK	140	480,724	477,188	50,672	195,082	722,922	41.5	25.5	16.1	156,570	738	126,807	550	163,039	780
CHIGNIK	64	243,693	219,887	50,577	94,127	364,591	28.0	12.7	15.3	39,420	371	24,766	231	33,685	348
CHIGNIK LAGOON	75	223,636	197,539	35,450	25,037	258,026	37.0	11.1	25.9	24,279	248	13,510	145	19,983	223
CHIGNIK LAKE**	37	191,244	177,800	16,000	33,807	227,407	43.2	32.4	10.8	62,609	1,323	50,246	1,020	66,757	1,432
CHILKAT VALLEY	141	411,681	389,000	84,463	83	453,546	33.8	18.8	13.0	71,667	436	45,567	305	65,947	441
CHISTOCHINA*	23	91,230	80,096	56,091	8,965	145,152	36.8	19.7	17.1	24,306	583	11,604	413	16,143	595
CHITINA	26	102,017	86,682	85,596	13,496	185,774	36.8	16.4	20.4	25,960	466	10,532	315	14,697	481
CHUATHBALUK	33	86,687	82,231	24,625	10,483	117,339	59.8	40.5	19.3	40,364	857	27,782	877	37,217	944
CIRCLE	34	106,838	102,597	65,950	28,820	197,367	48.2	24.1	24.1	40,431	618	22,694	456	29,950	649
COFFMAN COVE	112	542,204	445,030	67,333	75,894	588,257	28.2	19.9	17.3	54,702	369	31,424	215	46,052	331
COLD BAY	38	287,168	155,151	69,550	99,966	324,687	34.3	24.7	9.5	68,278	859	46,028	636	59,877	904
CORDOVA	966	5,569,965	4,774,565	1,150,713	1,901,017	7,826,295	18.5	8.4	10.1	558,797	353	275,763	175	410,415	287
CRAIG*	697	4,312,545	3,456,048	849,489	1,249,825	5,555,142	16.3	7.6	10.7	358,862	320	180,981	146	249,401	248

* For communities with one asterisk, utility rate and PCE rate are from FY96.

** For communities with two asterisks, usage data is from FY97.

*** FY 2000 loads assumed 6% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

May 15, 1999
REV 14

(1) COMMUNITY	(2) # of Res Cust.	(3) Total kWh Residential	(4) PCE ELIGIBLE kWh				(8) Utility Res Rate Apr 99* (cents)	(9) PCE Rate (100%) Apr 99* (cents)	(10) Effective Resid. Rate (cents)	(11) 85% Current Formula - Pmt to Utility FY98 Loads (\$)	(12) 85% Current PCE Per Year Per Resid Cust. (\$)	(13) CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.6 ct fl inc FY2000*** Loads	(14) CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 3.6 ct floor increase	(15) HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor increase FY2000***Loads	(16) HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor increase
			Residential	Commer- cial	Cmnty Facils	Total									
CROOKED CREEK	31	114,856	110,253	30,958	10,899	152,110	59.8	40.5	19.3	52,325	1,223	36,018	968	48,033	1,347
DEERING	42	186,762	182,589	37,171	51,342	271,082	38.7	23.9	14.8	54,978	882	39,922	649	52,713	924
DILLINGHAM	956	5,789,388	4,674,129	893,861	813,379	6,381,369	18.9	8.1	10.8	439,900	337	203,568	103	320,503	289
DIOMEDE	40	163,897	144,490	39,772	58,847	243,109	43.2	28.6	14.6	59,120	878	43,832	666	56,081	940
DOT LAKE*	27	107,167	104,418	54,251	33,520	192,187	28.6	14.4	14.2	23,524	473	12,047	308	17,253	456
EAGLE	139	327,941	308,350	69,721	12,282	390,353	47.5	28.4	19.1	94,165	535	62,918	405	87,618	572
EEK	81	290,936	272,346	22,845	44,848	340,039	40.9	24.8	18.1	71,709	708	55,210	528	74,076	747
EGEGIK	66	201,953	190,881	71,838	70,639	333,356	55.0	30.4	24.6	86,196	748	60,076	572	77,120	805
EKWOK	48	164,419	160,223	32,125	28,480	220,828	40.2	21.0	19.2	39,455	586	27,063	429	36,845	615
ELFIN COVE	30	118,481	104,774	101,037	18,980	224,791	22.6	11.8	10.8	22,527	350	8,351	211	12,055	321
ELIM	78	345,627	311,270	55,340	142,562	509,172	42.1	26.0	18.2	112,354	681	88,102	658	112,376	932
EMMONAK	186	876,937	775,632	89,881	468,344	1,333,857	44.1	27.8	18.3	314,964	985	266,556	743	332,027	1,050
FALSE PASS	24	87,941	86,241	35,150	39,178	160,576	42.2	12.0	30.2	18,379	387	9,148	222	12,497	338
FORT YUKON	229	770,991	700,801	155,976	197,091	1,062,868	48.1	10.0	30.1	144,369	421	94,512	283	128,623	415
GALENA	211	850,869	757,145	186,136	261,766	1,205,047	32.2	8.4	23.8	86,245	257	41,884	127	62,859	209
GAMBELL	160	704,919	594,919	68,070	241,976	902,965	42.0	25.8	18.2	197,867	815	159,975	608	205,632	662
GOLOVIN	57	167,054	139,567	49,321	59,210	248,098	38.2	25.5	12.7	53,754	531	37,806	395	48,230	560
GOODNEWS BAY	76	260,754	229,466	34,259	78,013	341,738	40.2	24.2	18.1	70,150	620	53,832	457	70,237	651
GRAYLING	48	183,338	180,830	47,052	127,379	355,281	42.3	26.1	18.2	78,784	835	62,138	624	76,742	885
GUSTAVUS	286	819,418	793,657	245,810	24,616	1,064,083	51.0	34.1	16.9	308,053	803	198,808	623	272,874	873
HAINES*	858	4,721,725	3,889,801	916,755	741,307	5,547,863	16.3	6.1	10.2	287,657	235	95,614	84	171,814	159
HEALY LAKE*	13	43,929	40,029	24,910	11,281	76,220	48.2	35.1	13.1	22,740	919	13,617	715	17,676	1,001
HOLLIS*	68	292,651	261,083	30,454	0	292,437	19.3	7.6	10.7	18,891	249	8,187	114	13,885	193
HOLY CROSS	68	348,549	334,146	51,862	122,721	508,729	41.5	25.4	18.2	109,748	1,060	85,187	789	110,319	1,119
HOONAH	308	1,797,774	1,633,645	220,799	814,534	2,488,978	33.6	18.6	15.0	390,136	844	288,954	590	381,053	854
HOOPER BAY	205	767,744	708,441	61,184	126,200	895,825	42.7	20.5	18.2	201,404	777	157,030	582	211,008	824
HUGHES	32	62,401	58,837	26,632	37,482	122,951	51.2	28.7	24.6	27,851	417	19,753	312	24,555	442
HUSLIA	93	325,849	286,292	33,251	63,695	383,238	45.0	28.7	16.3	93,361	750	72,968	569	96,676	802
HYDABURG*	136	830,996	725,608	72,680	180,059	978,351	18.3	7.6	11.7	63,201	345	30,309	157	48,000	267
IGIUGIG	17	49,843	44,809	19,723	23,010	66,232	58.5	33.0	11.7	25,372	759	18,160	588	22,679	825
ILIAMNA	209	933,293	777,496	239,137	187,976	1,204,809	46.5	25.0	11.4	256,184	791	172,784	587	229,446	834
KAKE	272	1,608,889	1,428,908	174,330	264,270	1,865,508	33.6	18.6	15.0	294,778	829	209,089	580	266,645	839
KAKTOVIK	76	539,288	369,214	87,487	40,507	496,208	15.0	1.4	13.6	5,778	56	0	0	0	0
KALTAG	69	313,381	286,316	45,073	115,696	447,085	43.6	27.3	18.4	103,632	902	81,972	724	105,127	1,024
KARLUK*	13	49,491	45,874	12,586	9,718	67,958	53.3	31.3	22.0	18,080	934	12,733	717	16,845	1,008
KASAAN	27	120,289	107,891	35,958	2,884	146,036	33.6	18.6	15.0	23,076	631	13,045	441	18,725	639
KASIGLUK	99	497,189	431,393	37,360	78,392	547,147	41.4	28.9	12.5	134,499	1,071	106,371	813	142,226	1,147

* For communities with one asterisk, utility rate and PCE rate are from FY96.

** For communities with two asterisks, usage data is from FY97.

*** FY 2000 loads assumed 8% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

May 15, 1999
REV 14

(1) COMMUNITY	(2) # of Res Cust.	(3) Total kWh Residential	(4) PCE ELIGIBLE kWh				(5) Utility Rate Apr 99* (cents)	(6) PCE Rate (100%) Apr 99* (cents)	(7) Effective Resid. Rate (cents)	(8) 85% Current Formula - Pmt to Utility FY98 Loads (\$)	(9) 85% Current PCE Per Year Per Resid Cust. (\$)	(10) CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.6 ct fl inc FY2000*** Loads	(11) CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 2.6 ct floor increase	(12) HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor increase FY2000***Loads	(13) HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor increase
			Residential	Commercial	Comnty Facs	Total									
KIANA	98	542,809	496,830	77,316	145,948	720,094	45.3	28.9	16.3	177,136	1,247	137,555	947	179,466	1,335
KING COVE	180	1,099,001	576,053	141,802	383,527	1,101,302	20.2	6.4	13.6	60,102	175	24,155	67	38,855	122
KIPNUK	130	702,495	643,284	56,140	198,477	897,901	32.0	16.1	15.9	122,954	676	89,188	456	120,545	669
KIVALINA	6	320,324	306,184	37,377	84,174	427,745	43.9	27.6	16.3	100,313	1,140	78,790	539	103,408	1,215
KLAWOCK	320	1,532,918	1,387,138	260,771	81,717	1,729,624	33.6	16.6	15.0	273,307	685	175,425	479	248,962	693
KLUKWAN	48	282,718	229,022	17,395	48,420	294,837	33.6	18.6	15.0	46,589	754	34,513	527	47,025	763
KOBUK	34	96,827	93,188	43,364	65,619	202,171	53.2	34.6	18.6	59,510	607	44,173	627	53,918	678
KOKHANOK BAY	51	158,252	151,027	26,159	51,338	220,524	55.3	29.4	25.9	57,108	740	44,480	563	57,488	794
KOLIGANEK	65	214,241	207,157	44,967	6,789	258,913	50.2	21.5	28.7	47,404	584	30,324	421	42,953	604
KONGIGANAK	65	386,805	301,937	28,770	88,545	417,252	45.2	11.3	33.9	40,077	341	25,390	202	36,010	309
KOTLIK	123	471,235	458,156	43,887	96,102	598,145	30.2	17.2	13.0	87,449	545	62,531	373	85,777	544
KOTZEBUE	799	7,798,638	4,584,877	257,284	1,765,088	6,607,249	20.1	6.6	11.1	484,113	420	273,730	212	405,204	345
KOYUK	73	351,377	351,281	51,705	204,263	607,249	41.0	24.9	16.1	128,421	1,018	104,473	755	131,202	1,072
KOYUKUK	66	81,623	76,071	23,481	29,258	128,810	45.2	13.9	31.3	15,219	136	9,315	87	12,616	130
KWETHLUK	140	432,988	409,981	32,357	63,729	506,067	44.2	15.7	26.6	67,320	390	46,734	280	65,528	382
KWIGILLINGOK	78	325,822	316,049	43,925	18,718	378,690	50.2	28.4	21.8	91,448	978	66,179	741	91,587	1,046
LARSEN BAY	48	200,012	198,713	65,696	69,164	333,628	40.2	25.5	14.7	72,200	806	49,971	667	64,924	947
LEVELOCK	48	177,638	158,770	42,710	75,439	276,919	45.2	26.1	19.1	61,387	733	45,859	548	58,282	777
LOWER KALSKAG	65	269,019	258,830	15,536	87,411	381,777	39.8	26.3	13.5	80,900	697	66,962	666	87,019	944
MANLEY HOT SPR.	63	123,579	119,945	71,639	3,774	195,358	60.1	40.5	19.6	67,202	655	38,023	517	49,664	721
MANOKOTAK	98	446,344	305,099	38,044	5,321	348,484	35.2	13.5	21.7	39,897	356	24,062	226	35,767	338
MARSHALL	87	379,298	329,175	56,934	181,699	567,808	41.2	25.1	16.1	121,094	807	96,853	599	121,789	851
MCGRATH	174	878,505	788,025	197,969	322,026	1,308,020	42.6	22.9	19.8	254,161	880	184,312	643	238,390	918
MEKORYUK	79	254,951	239,438	49,376	51,099	340,511	42.6	26.4	16.2	76,382	680	55,118	509	73,417	721
MENTASTA*	31	76,936	58,747	17,912	91,358	168,017	28.6	14.4	14.2	20,565	232	15,415	151	18,775	224
MINTO	74	344,591	329,803	48,503	110,239	468,545	41.4	25.2	16.1	104,688	955	80,930	710	105,463	1,008
MT. VILLAGE	181	992,417	763,004	63,892	328,257	1,155,153	45.7	29.3	16.4	287,985	1,051	242,698	799	309,196	1,127
NAKNEK	685	4,303,766	2,995,839	717,825	902,420	4,810,084	20.7	6.9	13.8	268,771	255	107,152	105	175,617	186
NAPAKIAK	95	340,706	322,030	39,368	3,200	384,604	47.8	32.9	14.9	102,085	949	74,810	733	104,597	1,028
NAPASKIAK	86	312,967	202,240	36,808	13,667	312,715	45.2	19.4	25.8	51,620	503	34,702	356	49,192	513
NAUKATI (6 mos)**	25	47,009	44,030	12,458	0	56,488	28.2	10.9	17.3	10,506	328	5,040	191	3,692	147
NELSON LAGOON	42	186,801	167,881	43,120	19,709	230,716	42.2	24.5	17.7	47,968	831	31,716	615	43,468	674
NEW STUYAHOK	95	549,520	469,496	37,808	104,201	611,585	48.5	32.0	16.5	160,507	1,346	135,677	1,036	178,969	1,454
NEWTOK	51	187,863	186,758	32,063	17,471	236,322	54.2	28.1	28.2	56,345	873	40,200	660	55,095	932
NIGHTMUTE	45	176,661	125,830	31,334	5,857	161,021	45.8	29.3	16.6	40,559	696	26,828	529	37,228	748
NIKOLAI	37	105,748	101,825	33,361	90,790	225,976	50.2	26.7	23.5	51,343	625	40,659	469	49,267	664
NIKOLSKI	14	39,992	38,065	27,919	17,178	83,162	40.2	24.0	16.2	16,972	555	9,786	409	12,537	582

* For communities with one asterisk, utility rate and PCE rate are from FY96.

** For communities with two asterisks, usage data is from FY97.

*** FY 2000 loads assumed 6% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

(1) COMMUNITY	(2) # of Res Cust.	(3) Total kWh Residential	(4) PCE ELIGIBLE kWh				(7) Total	(8) Utility Res Rate Apr 99* (cents)	(9) PCE Rate (100%) Apr 99* (cents)	(10) Effective Resid. Rate (cents)	(11) 85% Current Formula - Pmt to Utility FY98 Loads (\$)	(12) 85% Current PCE Per Year Per Resid Cust. (\$)	(13) CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.6 ct fl inc FY2000*** Loads	(14) CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 3.6 ct floor increase	(15) HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor increase FY2000***Loads	(16) HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor increase
			Residential	Commer- cial	Cmnty Facts	Total										
NOATAK	85	508,470	441,155	43,959	231,272	718,388	55.2	38.4	18.8	233,828	1,516	205,246	1,191	255,173	1,682	
NOME	1,448	8,930,527	8,335,087	783,900	2,042,310	8,161,987	18.6	4.6	14.0	355,897	170	69,010	31	174,949	88	
NOORVIK	144	744,755	641,082	61,151	251,571	954,604	43.9	27.6	18.3	224,275	1,046	184,505	789	238,932	1,115	
NORTHWAY	107	429,700	394,198	91,631	60,436	546,265	29.4	16.8	12.6	78,053	526	49,144	359	68,480	524	
NUIQSUT	88	645,028	433,971	90,777	59,100	583,848	15.0	5.1	9.8	25,310	219	6,025	56	13,066	126	
NULATO	100	483,349	443,533	42,034	219,067	704,634	41.5	25.4	18.1	151,951	958	125,905	712	159,928	1,010	
NUNAPITCHUK	109	376,842	375,960	36,653	53,522	466,135	45.3	28.9	18.3	114,585	848	88,732	644	119,822	908	
OLD HARBOR	101	380,885	370,757	39,596	124,564	534,917	44.8	28.5	16.3	129,629	890	105,041	674	136,030	951	
OUZINKIE	79	338,420	325,312	54,299	86,339	465,950	30.2	12.1	18.1	47,804	422	29,277	257	41,322	390	
PEDRO BAY	28	58,988	58,627	33,098	17,989	109,712	60.2	26.1	34.1	24,330	500	14,589	374	19,077	530	
PELICAN	131	1,046,276	348,468	52,007	95,094	493,567	15.1	1.7	13.4	6,964	37	0	0	0	0	
PERRYVILLE	36	157,085	106,711	31,345	0	138,056	30.2	7.0	23.2	8,261	177	2,968	75	5,022	132	
PILOT POINT	42	217,372	140,353	51,327	64,817	256,497	31.9	17.0	14.9	37,086	483	23,917	330	31,339	482	
PILOT STATION	109	534,548	455,644	36,730	113,785	606,159	43.7	27.5	18.3	141,587	976	113,805	736	150,174	1,040	
PITKAS POINT	34	136,155	120,122	199	45,605	165,926	42.2	26.6	15.6	37,488	798	32,674	598	42,126	647	
PLATINUM	18	39,142	33,963	17,052	5,224	56,239	50.2	24.2	26.0	11,573	388	6,610	287	8,976	408	
POINT HOPE	156	1,385,859	902,971	63,375	83,253	1,049,599	15.0	1.4	13.6	12,223	67	0	0	0	0	
POINT LAY	52	294,328	246,566	63,083	19,223	328,872	15.0	5.1	9.9	14,257	206	3,195	52	7,043	119	
PORT ALSWICK	60	233,094	179,030	79,498	0	258,518	33.7	13.2	20.6	28,918	334	13,371	210	20,040	315	
PORT HEIDEN	53	250,848	109,186	31,349	3,322	143,567	30.0	5.3	24.8	6,407	92	1,466	25	3,161	55	
QUINHAGAK	136	533,343	487,090	66,922	175,670	729,682	40.9	24.7	16.1	153,445	753	119,808	558	155,539	793	
RED DEVIL	13	42,165	37,414	22,315	0	59,729	59.8	40.5	19.3	20,546	990	10,777	782	15,019	1,090	
RUBY	124	246,772	219,070	54,054	115,582	388,715	54.2	19.1	35.1	63,207	287	45,606	202	58,639	292	
RUSSIAN MISSION	71	262,359	241,819	41,589	40,198	323,606	42.4	28.2	18.2	72,122	759	52,371	568	70,609	804	
SAND POINT	271	1,381,737	1,252,933	403,947	539,200	2,196,080	28.8	19.0	9.9	353,734	745	237,982	523	310,595	756	
SAVOONGA	147	500,868	482,331	59,695	158,553	700,579	43.0	26.7	16.2	159,235	746	128,084	560	163,992	792	
SCAMMON BAY	94	489,038	405,722	58,594	66,921	533,237	42.5	28.3	18.2	119,069	964	88,416	721	119,088	1,022	
SELAWK	167	735,505	664,100	83,056	183,475	910,691	45.7	29.3	16.4	226,808	990	177,880	753	234,237	1,062	
SHAGELUK	41	123,027	121,984	27,591	54,487	204,062	43.8	27.6	16.3	47,786	697	38,658	525	46,671	742	
SHAKTOOLIK	53	340,315	282,277	61,665	85,934	420,876	40.9	24.8	16.1	90,618	1,123	68,061	832	86,647	1,182	
SHELDON POINT	36	85,482	85,306	26,380	48,447	160,133	50.0	14.6	35.4	19,927	295	13,027	193	17,070	285	
SHELDON MAREF	142	609,940	501,791	51,820	182,841	736,452	42.0	25.8	16.2	161,567	775	130,111	578	168,437	820	
SHUNGNAK	58	374,284	295,172	46,265	135,483	476,920	50.4	33.8	18.6	137,060	1,463	113,048	1,133	142,472	1,588	
SKAGWAY*	517	2,821,030	2,021,881	753,448	658,460	3,433,789	15.6	3.1	12.5	90,480	103	0	0	14,206	20	
SLEETMUTE	34	83,389	78,989	35,871	16,943	129,803	59.8	40.5	19.3	44,652	779	28,797	615	37,706	858	
ST. GEORGE	65	313,714	265,408	44,854	140,172	450,434	31.7	12.0	19.1	48,127	516	31,926	319	42,863	481	
ST. MARY'S	148	721,749	642,614	111,189	246,911	1,000,714	42.8	26.8	18.2	226,091	981	175,509	735	226,107	1,041	

* For communities with one asterisk, utility rate and PCE rate are from FY96.

** For communities with two asterisks, usage data is from FY97.

*** FY 2000 loads assumed 6% higher than FY98.

FY98 Unpublished PCE Statistics
Division of Energy

May 15, 1998
REV 14

(1) COMMUNITY	(2) # of Res Cust.	(3) Total kWh Residential	(4)-(7) PCE ELIGIBLE kWh				(8) Utility Res Rate Apr 99* (cents)	(9) PCE Rate (100%) Apr 99* (cents)	(10) Effective Resid. Rate (cents)	(11) 85% Current Formula - Pmt to Utility FY98 Loads (\$)	(12) 85% Current PCE Per Year Per Resid Cust. (\$)	(13) CS for SB157(FIN) am Pmt to Utility No Commercial 350 cap / 3.6 ct fl inc FY2000*** Loads	(14) CS for SB157(FIN) am Pmt to Average Residential Customer 350 cap / 3.6 ct floor Increase	(15) HCS for SB157(CRA) Pmt to Utility No Commercial 2.6 ct floor Increase FY2000***Loads	(16) HCS for SB157(CRA) Pmt to Average Residential Customer 2.6 ct floor Increase
			Residential	Commercial	Cmnty Facils	Total									
ST. MICHAEL	85	334,795	307,981	58,554	121,871	488,408	41.1	25.0	10.1	103,579	788	78,949	570	101,836	610
ST. PAUL	160	1,229,093	898,385	64,982	608,406	1,571,753	34.2	10.3	23.8	137,607	492	90,231	277	122,983	432
STEBBINS	120	442,529	411,305	59,817	156,456	627,578	40.7	24.6	16.1	131,173	716	102,256	530	132,342	754
STEVENS VILLAGE	44	53,783	45,597	15,484	25,364	88,425	55.2	19.1	36.1	14,016	168	9,076	118	12,398	171
STONY RIVER	16	40,778	33,295	24,588	22,890	80,773	59.8	40.5	19.3	27,786	716	18,536	565	22,554	788
TAKOTNA	28	84,764	73,215	36,380	46,919	156,514	48.3	15.8	32.5	21,020	351	13,046	235	16,809	345
TANANA	111	315,647	300,238	97,919	101,804	499,959	47.0	16.9	30.1	71,734	388	45,479	265	60,850	388
TATITLEK	30	157,029	85,744	25,740	58,383	149,867	39.2	12.4	26.8	15,809	231	9,977	142	12,117	215
TELLER	74	268,164	193,646	90,071	59,375	343,092	53.8	30.2	23.6	88,072	672	58,982	513	74,024	722
TENAKEE SPRINGS	86	196,687	191,597	76,222	35,669	303,488	32.2	15.1	17.1	38,978	286	21,580	189	30,137	279
TETLIN*	50	112,845	102,731	21,031	41,100	164,862	28.3	17.7	10.6	24,803	309	17,459	214	23,022	310
THORNE BAY	167	731,925	670,887	144,528	325,065	1,140,480	25.2	2.9	22.3	28,404	89	0	0	3,484	12
TOGIAK	207	987,187	838,968	86,235	375,049	1,300,272	41.4	25.3	16.1	279,513	871	228,393	648	291,993	920
TOK*	606	3,191,455	2,523,412	611,674	63,589	3,318,675	28.6	14.4	14.2	408,206	530	230,811	345	338,592	511
TOKSOOK BAY	103	491,637	452,541	50,688	147,755	650,984	42.5	20.3	16.2	145,472	982	115,754	735	150,743	1,041
TULUKSAK	70	189,882	132,986	11,522	14,628	159,136	40.2	18.4	21.8	24,929	298	17,707	208	24,769	301
TUNTUTULIAK	78	333,371	304,933	41,977	37,051	383,961	48.0	19.8	29.2	64,588	658	41,926	466	62,314	672
TUNUNAK	80	270,437	261,254	55,126	98,781	415,161	42.9	26.6	16.2	94,009	739	71,149	555	91,746	785
UNALAKLEET	252	1,540,738	1,000,111	162,038	445,637	1,607,788	25.5	11.2	14.2	153,608	379	85,781	223	132,407	343
UNALASKA	427	3,991,498	2,201,160	505,338	1,994,613	4,701,109	18.6	4.5	14.1	180,217	198	34,888	35	84,048	98
UPPER KALSKAG	64	295,729	276,316	48,012	39,276	363,604	42.5	26.3	16.2	81,316	968	58,477	723	79,316	1,024
VENENE	65	152,414	152,235	25,200	81,567	259,002	49.2	11.6	37.6	25,472	230	16,370	138	22,230	210
WAINWRIGHT	125	941,812	607,034	118,386	81,702	805,122	15.0	1.4	13.6	9,376	57	0	0	0	0
WALES	54	252,952	181,554	49,242	81,501	312,297	41.5	25.3	16.1	67,206	724	49,616	539	63,408	765
WHALE PASS	31	135,450	116,274	48,968	4,168	169,410	28.2	10.9	17.3	15,753	349	6,992	203	10,648	313
WHITE MOUNTAIN	61	222,287	165,044	37,604	119,266	321,914	48.2	26.7	21.5	73,031	614	58,962	460	72,600	652
YAKUTAT	209	2,068,333	1,363,643	254,676	439,309	2,057,628	26.9	8.5	18.4	140,188	473	75,477	237	113,330	387
TOTALS	24,416	127,461,294	100,196,373	18,408,730	29,964,679	148,569,782	29.5	14.5	15.1	18,272,693	505	12,007,651	331	16,392,127	489

* For communities with one asterisk, utility rate and PCE rate are from FY96.

** For communities with two asterisks, usage data is from FY97.

*** FY 2000 loads assumed 6% higher than FY98.

4.6 210,000
100,000

[Stamp]

Sectional Analysis: HCS for CS SB 157 (CRA) – Power Cost Equalization

Sec. 1 Revises current statute (AS 37.05.530(g)) regarding the National Petroleum Reserve-Alaska (NPRA) fund so that amounts which remain AFTER; (1) the community impact grants; (2) the deposits to the Permanent Fund and (3) the deposits to the public school trust fund; can be appropriated to the power cost equalization and rural electric capitalization fund (PCE) Prior to the balance lapsing to the General Fund.

Sec. 2 Revises current statute (AS 42.45.050(b)) to increase the transfers into the power cost equalization and rural electric capitalization fund from 40% to 60%. The added 20% is 20% of the existing balance in the four dam pool fund for the power project fund, which is now deleted.

Sec. 3 Revises current statute (AS 42.45.100(b)) to include new potential fund sources for the PCE program; NPRA and "gifts".

Sec. 4 Revises current statute (AS 42.45.100) and adds a new subsection (d) to allow for future appropriations beginning after FY2000 from AIDEA, and adds a new subsection (e) that subject to appropriation, allows 60% of the net proceeds from the sale of the four dam pool, as described in (AS 44.83.398(a)).

Sec. 5 Revises current statute (AS 42.45.110(b)) by deleting commercial customers.

Sec. 6 Revises current statute (AS 42.45.110(c)) by (1) changing the initiation date from July 1, 1993 to July 1, 1999; increasing the minimum power costs amount from 9.5 to 12.5 cents. (Current is 9.5 plus 0.4 adjust to total 9.9 cents.)

Subsection (2) is revised so that adjustments may not reduce the rate below the limit set out in (1) above – which is 12.5 cents.

Sec. 7 Revises current statute (AS 42.45.110(d)) by deleting commercial customers.

Sec. 8 Revises current statute (AS 42.45.110(i)) by inserting language to clarify that pro rata reductions must be based on the amount provided in a fiscal year.

Sec. 9 Revises current statute (AS 42.45.120) by inserting new language for the existing "notice to customer" requirement. The new language requires the utility to indicate the fuel efficiency of the utility.

Sec. 10 AS 42.45.100(d), enacted by sec. 4 of this Act, applies to the amount made available for appropriation by AIDEA under AS44.88.088 for each fiscal year after fiscal year 2000.

Sec. 11 The effective date of the bill, which is July 1, 1999.

WORK DRAFT

WORK DRAFT

WORK DRAFT

1-LS08351S/
Cramer/Utermohle
5/15/99

HOUSE CS FOR CS FOR SENATE BILL NO. 157(CRA)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY THE HOUSE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Offered:
Referred:

Sponsor(s): SENATE FINANCE COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to power cost equalization; relating to appropriations from the
2 National Petroleum Reserve - Alaska special revenue fund to the power cost
3 equalization and rural electric capitalization fund; relating to the power cost
4 equalization and rural electric capitalization fund and the four dam pool
5 transfer fund; and providing for an effective date."

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

7 * Section 1. AS 37.05.530(g) is amended to read:

8 (g) Amounts received by the state under 42 U.S.C. 6508 and not appropriated
9 for grants to municipalities under (d) of this section shall be deposited [LAPSE] at
10 the end of each fiscal year as follows: (1) 50 percent to the principal of the Alaska
11 permanent fund; and (2) .5 percent to the public school trust fund (AS 37.14.110).
12 The amounts remaining after the deposits to the Alaska permanent fund and the
13 public school trust fund may be appropriated to the power cost equalization and

WORK DRAFT

WORK DRAFT

1-LS0835S

1 rural electric capitalization fund (AS 42.45.100). The amounts remaining after
 2 any appropriation to the power cost equalization and rural electric capitalization
 3 fund shall lapse into [; AND (3) THE REMAINDER TO] the general fund for use
 4 by the state for the following facilities and services:

5 (A) planning;

6 (B) construction, maintenance, and operation of essential public
 7 facilities; and

8 (C) other necessary public services.

9 * Sec. 2. AS 42.45.050(b) is amended to read:

10 (b) Subject to appropriation, the department shall transfer the balance of the
 11 four dam pool transfer fund each month in accordance with this subsection. Subject
 12 to appropriation,

13 (1) 60 [40] percent of the balance in the four dam pool transfer fund
 14 shall be transferred to the power cost equalization and rural electric capitalization fund
 15 to be used for power cost equalization and rural electric projects; and

16 (2) 40 percent of the balance in the four dam pool transfer fund shall
 17 be transferred to the Southeast energy fund to be used for power projects for utilities
 18 participating in the power transmission intertie between the Swan Lake and Tyee Lake
 19 hydroelectric projects [; AND

20 (3) 20 PERCENT OF THE BALANCE IN THE FOUR DAM POOL
 21 TRANSFER FUND SHALL BE TRANSFERRED TO THE POWER PROJECT FUND
 22 TO BE USED FOR STATEWIDE UTILITY PROJECTS].

23 * Sec. 3. AS 42.45.100(b) is amended to read:

24 (b) The fund shall be administered by the department as a fund distinct from
 25 the other funds of the department. The fund is composed of

26 (1) money appropriated to provide power cost equalization to eligible
 27 electric utilities and to provide grants for utility improvements;

28 (2) money appropriated from the National Petroleum Reserve -
 29 Alaska special revenue fund under AS 37.05.530(g);

30 (3) gifts, bequests, and contributions from other sources; and

31 (4) [(2)] interest earned on the fund balance [THOSE

WORK DRAFT

WORK DRAFT

1-LS0835S

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31

APPROPRIATIONS].

* Sec. 4. AS 42.45.100 is amended by adding new subsections to read:

(d) In recognition of the significant contribution that rural Alaska projects have made to the income of the Alaska Industrial Development and Export Authority and subject to appropriation by the legislature, 40 percent of the amount made available by the Alaska Industrial Development and Export Authority under AS 44.88.088 or \$8,000,000 of the amount made available, whichever is greater, shall be transferred to the fund when made available.

(e) If the initial project described in AS 44.83.398(a) is sold, the Alaska Energy Authority shall, subject to appropriation, transfer 60 percent of the net proceeds of the sale to the fund.

* Sec. 5. AS 42.45.110(b) is amended to read:

(b) An eligible electric utility is entitled to receive power cost equalization

(1) for sales of power to local community facilities, calculated in the aggregate for each community served by the electric utility, for actual consumption of not more than 70 kilowatt-hours per month for each resident of the community; the number of community residents shall be determined under AS 29.60.020; and

(2) for actual consumption of not more than 700 kilowatt-hours per month sold to each residential customer [IN ALL CLASSES SERVED BY THE ELECTRIC UTILITY EXCEPT

(A) CUSTOMERS OF THE UTILITY UNDER (1) OF THIS SUBSECTION; AND

(B) CUSTOMERS THAT ARE STATE OR FEDERAL OFFICES OR STATE OR FEDERAL FACILITIES OTHER THAN PUBLIC SCHOOLS].

* Sec. 6. AS 42.45.110(c) is amended to read:

(c) The amount of power cost equalization provided per kilowatt-hour under subsection (b) of this section may not exceed 95 percent of the power costs, or the average rate per eligible kilowatt-hour sold, whichever is less, as determined by the commission. However,

(1) during the state fiscal year that began July 1, 1999 [JULY 1, 1993],

WORK DRAFT

WORK DRAFT

1-I.S083513

1 the power costs for which power cost equalization were paid to an electric utility were
2 limited to minimum power costs of more than 12.5 [9.5] cents per kilowatt-hour and
3 less than 52.5 cents per kilowatt-hour;

4 (2) during each following state fiscal year, the commission shall adjust
5 the power costs for which power cost equalization may be paid to an electric utility
6 based on the weighted average retail residential rate in Anchorage, Fairbanks, and
7 Juneau; however, the commission may not adjust the power costs under this
8 paragraph to reduce the amount below the lower limit set out in (1) of this
9 subsection; and

10 (3) the power cost equalization per kilowatt-hour may be determined
11 for a utility without historical kilowatt-hour sales data by using kilowatt-hours
12 generated.

13 * Sec. 7. AS 42.45.110(d) is amended to read:

14 (d) An electric utility whose customers receive power cost equalization under
15 AS 42.45.100 - 42.45.150 shall set out in its tariff the rates without the power cost
16 equalization and the amount of power cost equalization per kilowatt-hour sold. The
17 rate charged to the customer shall be the difference between the two amounts. Power
18 cost equalization paid under AS 42.45.100 - 42.45.150 shall be used to reduce the cost
19 of all power sold to local community facilities, in the aggregate, to the extent of 70
20 kilowatt-hours per month per resident of the community, and to reduce the cost of the
21 first 700 kilowatt-hours per residential customer per month [FOR ALL OTHER
22 CLASSES SERVED BY THE ELECTRIC UTILITY EXCEPT STATE AND
23 FEDERAL OFFICES AND STATE AND FEDERAL FACILITIES OTHER THAN
24 PUBLIC SCHOOLS].

25 * Sec. 8. AS 42.45.110(i) is amended to read:

26 (i) The department shall review the report required under (h) of this section.
27 After review and approval of the report, the department shall, subject to appropriation,
28 pay to each eligible electric utility an amount equal to the power cost equalization per
29 kilowatt-hour determined under (a) and (c) of this section, multiplied by the number
30 of kilowatt-hours eligible for power cost equalization that were sold during the
31 preceding month to all customers of the utility under (b) of this section. Payment shall

WORK DRAFT

WORK DRAFT

1-LS0835S

1 be made by the department within 30 days after receipt from the utility of the report
 2 required under (h) of this section. If appropriations that have been made for the
 3 purpose by July 1 of a fiscal year are insufficient for payment in full, the amount
 4 paid to each electric utility is reduced on a pro rata basis.

5 * Sec. 9. AS 42.45.120 is amended to read:

6 Sec. 42.45.120. Notice to customers. If an electric utility receives power cost
 7 equalization under AS 42.45.100 - 42.45.150, the utility shall either give to its electric
 8 service customers eligible under this program, for each period for which the payment
 9 is received,

10 (1) the following notice:

11 NOTICE TO CUSTOMER

12 For the most recent monthly reporting period under the State of
 13 Alaska's power cost equalization program, this utility's actual fuel
 14 efficiency for your community was kilowatt-hours a gallon. The
 15 applicable fuel efficiency standard set out in regulations for the power cost
 16 equalization program is kilowatt-hours a gallon.

17 For the current billing period, the utility will be paid under the State of
 18 Alaska's power cost equalization program (AS 42.45.100) to assist the utility
 19 and its customers in reducing the high cost of generation of electric energy.

20 Your total electrical service cost \$.....
 21 Less state equalization \$.....
 22 Your charge \$.....; or

23 (2) a notice approved by the department that provides electric service
 24 customers the same information provided by the notice in (1) of this section.

25 * Sec. 10. AS 42.45.100(d), enacted by sec. 4 of this Act, applies to the amount made
 26 available for appropriation by the Alaska Industrial Development and Export Authority under
 27 AS 44.88.088 for each fiscal year after fiscal year 2000.

28 * Sec. 11. This Act takes effect July 1, 1999.