

ALASKA LEGISLATURE COMMITTEE FILES 2001-2002 0072

10515 SENATE COMMUNITY & REGIONAL AFFAIRS 360

HB

118

Alaska State Legislature

Representative Jim Whitaker
House of Representatives
District 31



Session
Capitol Building, Room 411
Juneau, Alaska 99801
Phone: (907) 465-3004
Fax: (907) 455-2070

Interim
119 N. Cushman St. Suite 213
Fairbanks, AK 99701
Phone: (907) 452-1088
Fax: (907) 452-1146

SPONSOR STATEMENT HB 118

Section 29.45.030(e) of Alaska statutes mandates an exemption from municipal property taxes for Alaska's senior citizens, disabled veterans, and widows and widowers who are at least 60 years of age.

While municipalities may allow a one time only filing for a non-senior residential property tax exemption, current Alaska statute requires the recipient of the senior citizen, disabled veteran and widow and widower's exemption to file an application each year in order to qualify. This mandate poses an undue hardship for many of Alaska's citizens; the old and the infirm; who are the least able to comply with a yearly filing requirement.

HB 118 allows each taxing municipality the authority to establish, by ordinance, local procedures for accepting applications for this exemption.

Current Alaska Statute, without HB118

Sec. 29.45.030. Required exemptions.

(e) The real property owned and occupied as the primary residence and permanent place of abode by a (1) resident 65 years of age or older; (2) disabled veteran; or (3) resident at least 60 years old who is the widow or widower of a person who qualified for an exemption under (1) or (2) of this subsection, is exempt from taxation on the first \$150,000 of the assessed value of the real property. A municipality may, in case of hardship, provide for exemption beyond the first \$150,000 of assessed value in accordance with regulations of the department. Only one exemption may be granted for the same property and, if two or more persons are eligible for an exemption for the same property, the parties shall decide between or among themselves who is to receive the benefit of the exemption. Real property may not be exempted under this subsection if the assessor determines, after notice and hearing to the parties, that the property was conveyed to the applicant primarily for the purpose of obtaining the exemption. The determination of the assessor may be appealed under AS 44.62.560 - 44.62.570.

(f) An exemption may not be granted under (e) of this section except upon written application for the exemption *on a form approved by the state assessor for use by local assessors. The claimant must file the application no later than January 15, or a date provided by ordinance that is not later than March 31, of the assessment year for which the exemption is sought.* The governing body of the municipality for good cause shown may waive *during a year* the claimant's failure to make timely application for exemption *for that year* and authorize the assessor to accept the application as if timely filed. *The claimant must file a separate application for each assessment year in which the exemption is sought.* If an application is filed within the required time and is approved by the assessor, the assessor shall allow an exemption in accordance with the provisions of this section. If a failure to file *by January 15, or a date provided by ordinance that is not later than March 31, of the assessment year* has been waived as provided in this subsection and the application for exemption is approved, the amount of tax that the claimant has already paid *for the assessment year* for the property exempted shall be refunded to the claimant. The assessor shall require proof in the form the assessor considers necessary of the right to and amount of an exemption claimed under (e) of this section, and shall require a disabled veteran claiming an exemption under (e) of this section to provide evidence of the disability rating. The assessor may require proof under this *section* at any time.

*Italicized text to be deleted and replaced

North Star Council on Aging, Inc.
Senior Center



1424 Moore St. ◆ Fairbanks, AK 99701
Phone (907) 452-1735 ◆ Fax (907) 451-9974

February 16, 2001

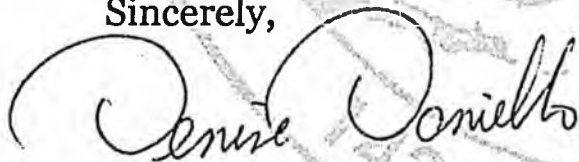
Representative Jim Whitaker
House of Representatives, District 31
Capitol Building, Room 411
Juneau, AK 99801

Dear Representative Whitaker:

The North Star Council on Aging supports your legislation, HB 118, to allow for local control in determining the method for applying senior citizen property tax exemptions. We support HB 118 to allow each taxing municipality the authority to establish, by ordinance, local procedures for accepting applications for this exemption.

We wish you the best in your efforts in promoting this legislation.

Sincerely,



Denise Daniello
Executive Director

FISCAL NOTE

**STATE OF ALASKA
2001 LEGISLATIVE SESSION**

Fiscal Note Number: 1
 Bill Version: HB 118
 (H) Publish Date: 2/23/01

Revision Date/Time (Note if correction): 02/16/2001 3:30p.m. Dept. Affected: DCED
 Title: Senior citizen/veteran property tax exemption BRU: Community Asst.&Econ.Dev.
 Component: Community & Business Development
 Sponsor: Representative Whitaker
 Requester: House CRA Component Number: 2486

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
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
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CHANGE IN REVENUES ()						
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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 (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill provides for a mandatory exemption from municipal taxes on certain residences. This legislation would have no fiscal impact on the department.

Prepared by: Pat Poland, Director Phone (907) 269-4589
 Division: Community and Business Development Date/Time 02/16/2001 3:30p.m.
 Approved by: Commissioner Deborah B. Sedwick Date 2/16/2001
 Agency: Department of Community & Economic Development

For distribution information, call the Governor's Legislative Office

Alaska State Legislature

Representative Jim Whitaker
House of Representatives
District 31



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SPONSOR STATEMENT

HB 118

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While municipalities may allow a one time only filing for a non-senior residential property tax exemption, current Alaska statute requires the recipient of the senior citizen, disabled veteran and widow and widower's exemption to file an application each year in order to qualify. This mandate poses an undue hardship for many of Alaska's citizens; the old and the infirm; who are the least able to comply with a yearly filing requirement.

HB 118 allows each taxing municipality the authority to establish, by ordinance, local procedures for accepting applications for this exemption.

Current Alaska Statute, without HB118

Sec. 29.45.030. Required exemptions.

(e) The real property owned and occupied as the primary residence and permanent place of abode by a (1) resident 65 years of age or older; (2) disabled veteran; or (3) resident at least 60 years old who is the widow or widower of a person who qualified for an exemption under (1) or (2) of this subsection, is exempt from taxation on the first \$150,000 of the assessed value of the real property. A municipality may, in case of hardship, provide for exemption beyond the first \$150,000 of assessed value in accordance with regulations of the department. Only one exemption may be granted for the same property and, if two or more persons are eligible for an exemption for the same property, the parties shall decide between or among themselves who is to receive the benefit of the exemption. Real property may not be exempted under this subsection if the assessor determines, after notice and hearing to the parties, that the property was conveyed to the applicant primarily for the purpose of obtaining the exemption. The determination of the assessor may be appealed under AS 44.62.560 - 44.62.570.

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February 16, 2001

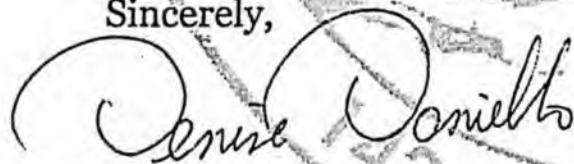
Representative Jim Whitaker
House of Representatives, District 31
Capitol Building, Room 411
Juneau, AK 99801

Dear Representative Whitaker:

The North Star Council on Aging supports your legislation, HB 118, to allow for local control in determining the method for applying senior citizen property tax exemptions. We support HB 118 to allow each taxing municipality the authority to establish, by ordinance, local procedures for accepting applications for this exemption.

We wish you the best in your efforts in promoting this legislation.

Sincerely,



Denise Daniello
Executive Director

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: HB 118
 (H) Publish Date: 2/23/01

Revision Date/Time (Note if correction): 02/16/2001 3:30p.m. Dept. Affected: DCED
 Title: Senior citizen/veteran property tax exemption BRU: Community Asst.&Econ.Dev.
 Component: Community & Business
 Sponsor: Representative Whitaker Development
 Requester: House CRA Component Number: 2486

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
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
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Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This bill provides for a mandatory exemption from municipal taxes on certain residences. This legislation would have no fiscal impact on the department.

Prepared by: Pat Poland, Director Phone (907) 269-4589
 Division: Community and Business Development Date/Time 02/16/2001 3:30p.m.
 Approved by: Commissioner Deborah B. Sedwick Date 2/16/2001
 Agency: Department of Community & Economic Development

For distribution information, call the Governor's Legislative Office

HB

135

FISCAL NOTE

STATE OF ALASKA
2001 LEGISLATIVE SESSION

Fiscal Note Number: 1
Bill Version: CSHB 135(CRA)
(H) Publish Date: 3/22/01

Revision Date/Time (Note if correction): 03/14/2001 5:30p.m. Dept. Affected: DCED
Title: Act related to municipal fees for police BRU: Comm.Asst & Econ. Dev.
protection services. Component: Community & Business
Sponsor: Representative Guess Development
Requester: House Community & Regional Affairs Component Number: 2486

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
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TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
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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 (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
This legislation would have no fiscal impact on this department.

Prepared by: Pat Poland, Director Phone 907-269-4580
Division: Division Community and Business Development Date/Time 03/14/2001 5:30p.m.
Approved by: Commissioner Deborah B. Sedwick Date 03/14/01
Agency: Department of Community & Economic Development

For distribution information, call the Governor's Legislative Office

ALASKA STATE LEGISLATURE



REPRESENTATIVE GRETCHEN GUESS

Memorandum

Date: April 26, 2001

To: Senator John Torgerson, Chair
Senate Community and Regional Affairs Committee

From: Representative Gretchen Guess *J. Guess*

Re: Hearing Request

Please consider this a formal request for a hearing of House Bill 135, "An Act relating to municipal fees for certain police protection services and to a tenant's activities that result in the imposition of those fees."

If you have any questions regarding HB 135 please feel free to contact me or my aide Nathan Johnson at 2840. Thank you very much for your consideration.

22-LS0421\SA.1
Cook
2/5/02

SEN. LINCOLN

AMENDMENT

OFFERED IN THE SENATE

TO: CSHB 135(JUD) am

- 1 Page 1, line 14:
- 2 Delete "that involve"
- 3 Insert "unless the calls are reasonably justified or involve potential child neglect,"
- 4
- 5 Page 2, line 1, following "11.41.270.":
- 6 Insert "An ordinance adopted under this section shall define "reasonably justified" for
- 7 purposes of this subsection.
- 8 (b)"
- 9
- 10 Reletter the following subsections accordingly.



217 Second Street, Suite 200 • Juneau, Alaska 99801
Tel: (907) 586-1325 • Fax (907) 463-5480 • www.akml.org

March 26, 2002

Senator John Torgerson, Chair
Community & Regional Affairs
Alaska State Senate
State Capitol
Juneau, AK 99801

Dear Senator Torgerson:

We are writing in support of HB 135, relating to municipal fees for certain police protection services. The AML 2002 Policy Statement states:

Part III. Local Government & Public Services:

Police Service Fees for Excessive Calls: The League supports state legislation to allow municipalities to set fees for excessive police calls.

Passage of HB 135 would provide an option municipalities can use to impose a fee on property when municipal police have been called an disproportionate number of times.

We appreciate your interest in helping Alaska's municipalities and if you have any questions or concerns, please let me know.

Sincerely,

Kevin Ritchie
Executive Director

cc: Representative Gretchen Guess
Senate Community & Regional Affairs Committee



ALASKA ASSOCIATION OF REALTORS, INC.
741 Sesame Street, Suite 100 • Anchorage, Alaska 99503
Telephone 907-563-7133 • Fax 907-563-8476

February 22, 2002

Representative Gretchen Guess
State Capitol
Juneau, Alaska 99801-1182

RE: HB 135 – An act relating to municipal fees for certain police protection services.

Dear Representative Guess,

The Alaska Association of REALTORS with over 1,100 members statewide supports House Bill 135 which grants municipalities the ability to impose a fee on owners of residential property if the police department responds to the property an excessive number of times.

The Association is in favor of the provisions provided in the bill to ensure that cooperative landlords are not punished, and to hold harmless the responsible property owners in our communities who work in good faith to remedy the problems that may occur.

The Alaska Association of REALTORS encourages the passage of House Bill 135.

Sincerely,

Don McKenzie
President

HB 135

Excessive Police Services: Fees/Tenancy
March 27, 2002

Senate CRA

Support Letters





CITY OF FAIRBANKS

James C. Hayes, Mayor

800 CUSHMAN STREET
FAIRBANKS, ALASKA 99701-4683
OFFICE: 907-459-6793

March 12, 2001

Representative Gretchen Guess
Alaska State Legislature
State Capital
Juneau Alaska 99801-1182

RE: House Bill 135

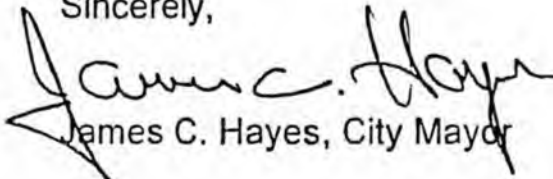
Dear Representative Guess:

Thank you for the opportunity to comment on House Bill 135. This measure would be an effective tool to encourage property owners to take responsibility for the use of their property. It is not uncommon for our police to become quite familiar with excessive criminal activity at a particular location. Currently, our law abiding taxpayers bear the cost of repeated calls for police service at "problem" locations. This bill would adopt the philosophy that "cost causer should be cost payer."

Fairbanks now has an "emergency response charge" in which persons convicted of drunk driving pay the actual cost of their arrest. We have a simple accounting system by which we compute the actual time and charges that are levied. It would be a simple solution for us - or other municipalities - to do the same thing under House Bill 135.

Fairbanks Police Chief Welch has an appointment Thursday, but in his stead Deputy Chief Ray Miller will be available to testify.

Sincerely,


James C. Hayes, City Mayor

cc: Community & Regional Affairs Committee Members
Interior Delegation
Ray Miller

STATE OFFICE
ALASKA PEACE OFFICERS ASSOCIATION

P.O. Box 240106 Anchorage, Alaska 99524-0106 Phone (907) 277-0515 Fax (907) 272-5355



March 16, 2001

Representative Gretchen Guess
Alaska State Legislature
State Capitol Building, Room 112
Juneau, Alaska 99801-1182

Dear Representative Guess,

The Alaska Peace Officers Association (APOA) would like to thank you for introducing HB135 (22-LS042\0) relating to municipal fees for certain police protection services.

The APOA Legislative Advisory Committee has unanimously agreed to endorse HB135 in its current draft format. We believe this will open an avenue for municipalities to collect fees from excessive users of municipal public safety resources.

Please contact us if there is anything we can do to assist you with passage of this bill. You may contact us at the APOA office in Anchorage at 277-0515.

Sincerely,

Leo Brandlen
President

cc: Representative Kevin Meyer

Business Manager

Joseph Young
Anchorage

Board of Directors

Leo Brandlen, President
Anchorage

Chuck Kopp, Vice President
Kenai

John Charbonneau, Past Pres.
Anchorage

Kim Wannamaker, Member
Kenai
Pres. Kenai Chapter

Nick VanderVeur, Member
Anchorage
Pres. Anchorage Chapter

Angella Long, Member
Wasilla
Pres. Mat-Su Chapter

Lonnie Hatman, Member
Fairbanks
Pres. Farthest North Chapter

Jerry Nankervis, Member
Juneau
Pres. Capital City Chapter

Leroy Mestas, Member
Ketchikan
Pres. First City Chapter

James See, Member
Craig
Pres. Prince of Wales Chapter

John Lucking, Jr., Member
Unalaska
Pres. Aleutian Islands Chapter

Scott Chalin, Member
Wrangell
Pres. Wrangell Chapter



George P. Wuerch,
Mayor

ANCHORAGE POLICE DEPARTMENT

4501 South Bragaw Street • Anchorage, Alaska 99507-1599

Telephone (907) 786-8500

<http://www.ci.anchorage.ak.us>



Walt Monegan
Chief

March 28, 2001

The Honorable Gretchen Guess
Alaska State Legislature
State Capitol, Room 112
Juneau, AK 99801-1182

Dear Representative Guess:

House Bill 135 offers municipalities a new tool for cleaning up high crime properties. This legislation authorizes cities to craft ordinances of their own for the purpose of billing owners of properties where crime runs unchecked. Local laws of this kind would encourage landlords to screen and retain renters properly, hold accountable those landlords who won't be encouraged, and permit the cities to recover some of the cost of dealing with their worst trouble spots. Further, the bill allows municipalities to tailor the crime thresholds and fee schedules to the needs and wishes of their own residents.

Anchorage, like most other cities, has its share of run down housing complexes that serve as havens for drug dealing and other criminal activity. The existence of such activity is patently obvious to neighbors and police; it cannot be unknown to the property owners. The police can (and do) cart off the criminals, but there are few means to stop the landlords from renting to more of the same. Civil abatement works, but it is a lengthy and expensive process. House Bill 135 appears to offer a very good intermediate step.

In preparing to write this letter, I asked my drug unit commander for an example of a property that would illustrate a need for the legislation you propose. He provided me the address of a thirty-five-unit complex near downtown Anchorage that is connected to the rear of a bar. According to computer records, APD was dispatched to this complex 110 times in 1999, and 112 times in 2000. The types of calls run the gamut, but most frequently drugs, drunkenness, and fighting are involved. The Anchorage citizens have paid for over 200 police responses in the last two years, and a lot of people have gone to jail, but the owner has not changed his business practices. Perhaps HB 135 will allow me to bring around his thinking.

Thank you for sponsoring this bill. Please do not hesitate to contact me if I can be of further help in supporting this effort.

Sincerely,

Mark T. Mew

Deputy Chief of Police



334 Front Street
Ketchikan, Alaska 99901
Phone 907-225-3111
Fax 907-225-5075

April 24, 2001

The Honorable Gretchen Guess
Alaska State Legislature
State Capital, Room 112
Juneau, Alaska 99801-1182

Dear Representative Guess:

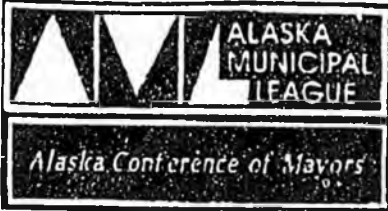
The Ketchikan Police Department is in favor of the passage of House Bill 135. This legislation allows municipalities to draft ordinances for the purpose of billing residential property owners for excessive police responses within a year. This would provide another tool for municipalities to deal with nuisance residential properties and encourage landlords of said properties to take action against tenants to deter police response.

Thank you for sponsoring this bill, and please contact me if there is anything else I can do to assist you with the passage of this bill.

Sincerely,

Grant Sirevog, Deputy Chief
Ketchikan Police Department

/ggs



217 Second Street, Suite 200 ■ Juneau, Alaska 99801 ■ Tel (907)588-1325, Fax (907)-463-5 80

April 24, 2001

Representative Gretchen Guess
Alaska State House
State Capitol
Juneau, AK 99801

Dear Representative Guess:

We are writing in support of HB 135, relating to municipal fees for certain police protection services. Our AML Public Safety, Health & Welfare subcommittee discussed this issue via teleconference and determined that passage of HB 135 would provide an option municipalities can use to impose a fee on property when municipal police have been called an excessive number of times.

We appreciate your interest in helping Alaska's municipalities and if you have any questions or concerns please call on me.

Sincerely,

A handwritten signature in black ink that reads 'Kevin Ritchie'. The signature is written in a cursive style and is positioned above the printed name.

Kevin Ritchie
Executive Director



April 11, 2001

Dear Representative Guess:

As the Executive Director of Standing Together Against Rape, I am writing regarding HB 135.

Municipality's having the ability to charge those who become chronic non-emergent users of a public safety system seems to be a prudent measure to insure that public emergency services are available for true emergencies.

It is my understanding that while this legislation acts as an enabler, it will still be within the individual municipal governments to develop the regulations and enforcement policies that will address the need in the communities. Alaskan communities vary. And our need to be able to structure local enforcement framework is critical.

Although we appreciate the efforts to build in safeguards for those we serve, it is also important to leave enough room for local programs to have voice before their municipal representatives in shaping the enforcement policies.

Standing Together Against Rape is an agency whose mission is to provide advocacy and support for victims of sexual assault, abuse, and incest as well as their loved ones and to provide education and outreach within our communities.

Thank you for this opportunity to provide input regarding HB135, and remember, April is sexual assault awareness month.

ALASKA MORTGAGE BANKERS ASSOCIATION
P. O. BOX 9-2691 / ANCHORAGE, ALASKA 99509-2691

April 11, 2001

Representative Gretchen Guess
Alaska State Legislature
State Capital (MS 3100)
Juneau, Alaska 99801-1182

RE: HB 135

Dear Representative Guess:

The Alaska Mortgage Bankers Association (AMBA) has reviewed HB 135 work draft dated 4/10/01. The concerns express in our letter of April 6, 2001 have been addressed and the lien created by this bill will no longer be prior and paramount to our deed of trust.

Thank you for addressing our concerns. If you have any questions please contact me at (907) 222-8815 or (907) 222-8899 (fax).

Sincerely,

Renee Devereaux
Renee Devereaux

President, Alaska Mortgage Bankers Association
1400 W. Benson Blvd. Suite #200
Anchorage, Alaska 99503

ALASKA STATE LEGISLATURE



REPRESENTATIVE GRETCHEN GUESS

Sponsor Statement HB 135

" An Act relating to municipal fees for certain police protection services."

Within many of our communities, nuisance residential properties exist which cause continued disturbances to neighbors and neighborhoods. This bill strengthens local control to hold the owners of these properties accountable.

HB 135 grants municipalities the ability to impose a fee on the owner of residential property if the police department responds to the property an excessive number of times. The fee is granted lien status against the nuisance property. The state will not define "excessive" nor mandate a municipality to create such a fee system; it only allows municipalities to create such a system if they choose. Domestic violence calls, as defined under AS 18.66.990, have been exempted so as not to discourage a resident domestic violence victim from calling for help.

HB 135 makes several provisions to ensure cooperative landlords are not punished. It requires landlords be given "actual notice" of police contacts and a warning that failure to take appropriate corrective action may result in the imposition of a fee. It also requires the ordinance to define "appropriate corrective action" and to provide the property owner is not liable for the fee if corrective action is promptly taken. These provisions will hold harmless the responsible property owners in our communities who work in good faith to remedy the problem.

The intent of HB 135 is to provide stronger local control to hold uncooperative property owners accountable for their impact on neighborhoods. These chronically problematic properties not only impact a neighborhood's peace and calm but also directly cost municipalities in excessive police visits.



ALASKA ASSOCIATION OF REALTORS, INC.
741 Sesame Street, Suite 100 • Anchorage, Alaska 99503
Telephone 907-563-7133 • Fax 907-563-8476

February 22, 2002

Representative Gretchen Guess
State Capitol
Juneau, Alaska 99801-1182

RE: HB 135 – An act relating to municipal fees for certain police protection services.

Dear Representative Guess,

The Alaska Association of REALTORS with over 1,100 members statewide supports House Bill 135 which grants municipalities the ability to impose a fee on owners of residential property if the police department responds to the property an excessive number of times.

The Association is in favor of the provisions provided in the bill to ensure that cooperative landlords are not punished, and to hold harmless the responsible property owners in our communities who work in good faith to remedy the problems that may occur.

The Alaska Association of REALTORS encourages the passage of House Bill 135.

Sincerely,

A handwritten signature in cursive script that reads 'Don McKenzie'.

Don McKenzie
President

HB 135

Excessive Police Services: Fees/Tenancy
March 27, 2002

Senate CRA

Support Letters





CITY OF FAIRBANKS

James C. Hayes, Mayor

800 CUSHMAN STREET
FAIRBANKS, ALASKA 99701-4683
OFFICE: 907-459-6793

March 12, 2001

Representative Gretchen Guess
Alaska State Legislature
State Capital
Juneau Alaska 99801-1182

RE: House Bill 135

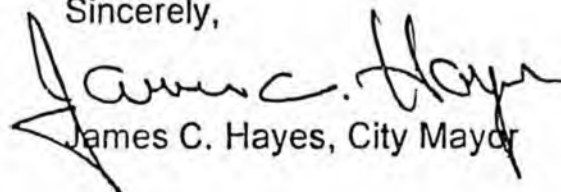
Dear Representative Guess:

Thank you for the opportunity to comment on House Bill 135. This measure would be an effective tool to encourage property owners to take responsibility for the use of their property. It is not uncommon for our police to become quite familiar with excessive criminal activity at a particular location. Currently, our law abiding taxpayers bear the cost of repeated calls for police service at "problem" locations. This bill would adopt the philosophy that "cost causer should be cost payer."

Fairbanks now has an "emergency response charge" in which persons convicted of drunk driving pay the actual cost of their arrest. We have a simple accounting system by which we compute the actual time and charges that are levied. It would be a simple solution for us - or other municipalities - to do the same thing under House Bill 135.

Fairbanks Police Chief Welch has an appointment Thursday, but in his stead Deputy Chief Ray Miller will be available to testify.

Sincerely,


James C. Hayes, City Mayor

cc: Community & Regional Affairs Committee Members
Interior Delegation
Ray Miller

STATE OFFICE
ALASKA PEACE OFFICERS ASSOCIATION

P.O. Box 240106 Anchorage, Alaska 99524-0106 Phone (907) 277-0515 Fax (907) 272-5355



Business Manager

Joseph Young
Anchorage

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Anchorage

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Pres. Anchorage Chapter

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Jerry Narikervis, Member
Juneau
Pres. Capital City Chapter

Leroy Mestas, Member
Ketchikan
Pres. First City Chapter

James See, Member
Craig
Pres. Prince of Wales Chapter

John Lucking, Jr., Member
Unalaska
Pres. Aleutian Islands Chapter

Scott Chafin, Member
Wrangell
Pres. Wrangell Chapter

March 16, 2001

Representative Gretchen Guess
Alaska State Legislature
State Capitol Building, Room 112
Juneau, Alaska 99801-1182

Dear Representative Guess,

The Alaska Peace Officers Association (APOA) would like to thank you for introducing HB135 (22-LS042\C) relating to municipal fees for certain police protection services.

The APOA Legislative Advisory Committee has unanimously agreed to endorse HB135 in its current draft format. We believe this will open an avenue for municipalities to collect fees from excessive users of municipal public safety resources.

Please contact us if there is anything we can do to assist you with passage of this bill. You may contact us at the APOA office in Anchorage at 277-0515.

Sincerely,

Leo Brandlen
President

cc: Representative Kevin Meyer



George P. Wuerch.
Mayor

ANCHORAGE POLICE DEPARTMENT

4501 South Bragaw Street • Anchorage, Alaska 99507-1599

Telephone (907) 786-8500

<http://www.ci.anchorage.ak.us>



Walt Monegan
Chief

March 28, 2001

The Honorable Gretchen Guess
Alaska State Legislature
State Capitol, Room 112
Juneau, AK 99801-1182

Dear Representative Guess:

House Bill 135 offers municipalities a new tool for cleaning up high crime properties. This legislation authorizes cities to craft ordinances of their own for the purpose of billing owners of properties where crime runs unchecked. Local laws of this kind would encourage landlords to screen and retain renters properly, hold accountable those landlords who won't be encouraged, and permit the cities to recover some of the cost of dealing with their worst trouble spots. Further, the bill allows municipalities to tailor the crime thresholds and fee schedules to the needs and wishes of their own residents.

Anchorage, like most other cities, has its share of run down housing complexes that serve as havens for drug dealing and other criminal activity. The existence of such activity is patently obvious to neighbors and police; it cannot be unknown to the property owners. The police can (and do) cart off the criminals, but there are few means to stop the landlords from renting to more of the same. Civil abatement works, but it is a lengthy and expensive process. House Bill 135 appears to offer a very good intermediate step.

In preparing to write this letter, I asked my drug unit commander for an example of a property that would illustrate a need for the legislation you propose. He provided me the address of a thirty-five-unit complex near downtown Anchorage that is connected to the rear of a bar. According to computer records, APD was dispatched to this complex 110 times in 1999, and 112 times in 2000. The types of calls run the gamut, but most frequently drugs, drunkenness, and fighting are involved. The Anchorage citizens have paid for over 200 police responses in the last two years, and a lot of people have gone to jail, but the owner has not changed his business practices. Perhaps HB 135 will allow me to bring around his thinking.

Thank you for sponsoring this bill. Please do not hesitate to contact me if I can be of further help in supporting this effort.

Sincerely,

Mark T. Mew
Deputy Chief of Police



**City of
Ketchikan
POLICE DEPARTMENT**

334 Front Street
Ketchikan, Alaska 99901
Phone 907-225-3111
Fax 907-225-5075

April 24, 2001

The Honorable Gretchen Guess
Alaska State Legislature
State Capital, Room 112
Juneau, Alaska 99801-1182

Dear Representative Guess:

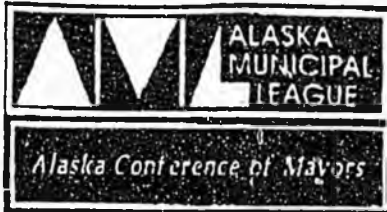
The Ketchikan Police Department is in favor of the passage of House Bill 135. This legislation allows municipalities to draft ordinances for the purpose of billing residential property owners for excessive police responses within a year. This would provide another tool for municipalities to deal with nuisance residential properties and encourage landlords of said properties to take action against tenants to deter police response.

Thank you for sponsoring this bill, and please contact me if there is anything else I can do to assist you with the passage of this bill.

Sincerely,

Grant Sirevog, Deputy Chief
Ketchikan Police Department

/ggs



217 Second Street, Suite 200 • Juneau, Alaska 99801 • Tel (907)588-1325, Fax (907)-463-5480

April 24, 2001

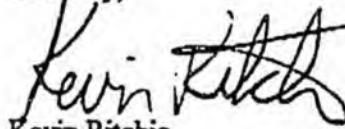
Representative Gretchen Guess
Alaska State House
State Capitol
Juneau, AK 99801

Dear Representative Guess:

We are writing in support of HB 135, relating to municipal fees for certain police protection services. Our AML Public Safety, Health & Welfare subcommittee discussed this issue via teleconference and determined that passage of HB 135 would provide an option municipalities can use to impose a fee on property when municipal police have been called an excessive number of times.

We appreciate your interest in helping Alaska's municipalities and if you have any questions or concerns, please call on me.

Sincerely,



Kevin Ritchie
Executive Director



April 11, 2001

Dear Representative Guess:

As the Executive Director of Standing Together Against Rape, I am writing regarding HB 135.

Municipality's having the ability to charge those who become chronic non-emergent users of a public safety system seems to be a prudent measure to insure that public emergency services are available for true emergencies.

It is my understanding that while this legislation acts as an enabler, it will still be within the individual municipal governments to develop the regulations and enforcement policies that will address the need in the communities. Alaskan communities vary. And our need to be able to structure local enforcement framework is critical.

Although we appreciate the efforts to build in safeguards for those we serve, it is also important to leave enough room for local programs to have voice before their municipal representatives in shaping the enforcement policies.

Standing Together Against Rape is an agency whose mission is to provide advocacy and support for victims of sexual assault, abuse, and incest as well as their loved ones and to provide education and outreach within our communities.

Thank you for this opportunity to provide input regarding HB135, and remember, April is sexual assault awareness month.

ALASKA MORTGAGE BANKERS ASSOCIATION
P. O. BOX 9-2691 / ANCHORAGE, ALASKA 99509-2691

April 11, 2001

Representative Gretchen Guess
Alaska State Legislature
State Capital (MS 3100)
Juneau, Alaska 99801-1182

RE: HB 135

Dear Representative Guess:

The Alaska Mortgage Bankers Association (AMBA) has reviewed HB 135 work draft dated 4/10/01. The concerns express in our letter of April 6, 2001 have been addressed and the lien created by this bill will no longer be prior and paramount to our deed of trust.

Thank you for addressing our concerns. If you have any questions please contact me at (907) 222-8815 or (907) 222-8899 (fax).

Sincerely,


Renee Devereaux

President, Alaska Mortgage Bankers Association
1400 W. Benson Blvd. Suite #200
Anchorage, Alaska 99503



217 Second Street, Suite 200 • Juneau, Alaska 99801
Tel (907) 586-1325 • Fax (907) 463-5480 • www.akml.org

March 26, 2002

Senator John Torgerson, Chair
Community & Regional Affairs
Alaska State Senate
State Capitol
Juneau, AK 99801

Dear Senator Torgerson:

We are writing in support of HB 135, relating to municipal fees for certain police protection services. The AML 2002 Policy Statement states:

Part III. Local Government & Public Services:

Police Service Fees for Excessive Calls: The League supports state legislation to allow municipalities to set fees for excessive police calls.

Passage of HB 135 would provide an option municipalities can use to impose a fee on property when municipal police have been called an disproportionate number of times.

We appreciate your interest in helping Alaska's municipalities and if you have any questions or concerns, please let me know.

Sincerely,

Kevin Ritchie
Executive Director

cc: Representative Gretchen Guess
Senate Community & Regional Affairs Committee

CS FOR HOUSE BILL NO. 135(JUD) am
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Amended: 4/25/01
Offered: 4/17/01

Sponsor(s): REPRESENTATIVES GUESS, Meyer, Hayes, Croft, Cissna, Mulder

A BILL
FOR AN ACT ENTITLED

1 "An Act relating to municipal fees for certain police protection services and to a tenant's
2 activities that result in the imposition of those fees."

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

4 * Section 1. AS 29.10.200 is amended by adding a new paragraph to read:
5 (60) AS 29.35.125 (fees for police protection services).

6 * Sec. 2. AS 29.35 is amended by adding a new section to read:

7 Sec. 29.35.125. Fees for police protection services. (a) A municipality may
8 by ordinance impose a fee on the owner of residential property, including multi-family
9 housing, if a member of the municipal police department goes to the property an
10 excessive number of times during a calendar year in response to a call for assistance, a
11 complaint, an emergency, or a potential emergency. The number of responses
12 considered to be excessive and the amount of the fee shall be set out in the ordinance
13 that establishes the fee. A fee may not be imposed under this subsection for responses
14 to calls that involve potential domestic violence, as defined in AS 18.66.990, or

1 potential stalking under AS 11.41.260 or 11.41.270. An ordinance enacted under this
 2 section shall require actual notice to the property owner of police contacts and a
 3 warning that failure to take appropriate corrective action may result in the imposition
 4 of a fee. The ordinance must also define "appropriate corrective action" to include
 5 written notice to quit under AS 09.45.100 - 09.45.110 in appropriate situations as well
 6 as other types of corrective action, and provide that the property owner is not liable for
 7 the fee if that action is promptly taken.

8 (b) A municipality may provide that a fee imposed under (a) of this section is
 9 a lien on the property to which the municipal police have been called an excessive
 10 number of times and may provide for the recording and notice of the lien. When
 11 recorded, a lien under this subsection has priority over all other liens except

12 (1) liens for property taxes, special assessments, and sales and use
 13 taxes;

14 (2) liens that were perfected before the recording of the lien under this
 15 subsection; and

16 (3) mechanics' and materialmen's liens for which claims of lien under
 17 AS 34.35.070 or notices of right to lien under AS 34.35.064 have been recorded
 18 before the recording of the lien under this subsection.

19 (c) This section applies to home rule and general law municipalities.

20 * Sec. 3. AS 34.03.120(a) is amended to read:

21 (a) The tenant

22 (1) shall keep that part of the premises occupied and used by the tenant
 23 as clean and safe as the condition of the premises permit;

24 (2) shall dispose all ashes, rubbish, garbage, and other waste from the
 25 dwelling unit in a clean and safe manner;

26 (3) shall keep all plumbing fixtures in the dwelling unit or used by the
 27 tenant as clean as their condition permits;

28 (4) shall use in a reasonable manner all electrical, plumbing, sanitary,
 29 heating, ventilating, air-conditioning, kitchen, and other facilities and appliances
 30 including elevators in the premises;

31 (5) may not deliberately or negligently destroy, deface, damage,

1 impair, or remove a part of the premises or knowingly permit any person to do so;

2 (6) may not unreasonably disturb, or permit others on the premises
3 with the tenant's consent to unreasonably disturb, a neighbor's peaceful enjoyment of
4 the premises;

5 (7) shall maintain smoke detection devices as required under
6 AS 18.70.095; [AND]

7 (8) may not, except in an emergency when the landlord cannot be
8 contacted after reasonable effort to do so, change the locks on doors of the premises
9 without first securing the written agreement of the landlord and, immediately after
10 changing the locks, providing the landlord a set of keys to all doors for which locks
11 have been changed; in an emergency, the tenant may change the locks and shall,
12 within five days, provide the landlord a set of keys to all doors for which locks have
13 been changed and written notice of the change; and

14 (9) may not unreasonably engage in conduct, or permit others on the
15 premises to engage in conduct, that results in the imposition of a fee under a
16 municipal ordinance adopted under AS 29.35.125.

ALASKA STATE LEGISLATURE



REPRESENTATIVE GRETCHEN GUESS

Sponsor Statement HB 135

" An Act relating to municipal fees for certain police protection services. "

Within many of our communities, nuisance residential properties exist which cause continued disturbances to neighbors and neighborhoods. This bill strengthens local control to hold the owners of these properties accountable.

HB 135 grants municipalities the ability to impose a fee on the owner of residential property if the police department responds to the property an excessive number of times. The fee is granted lien status against the nuisance property. The state will not define "excessive" nor mandate a municipality to create such a fee system; it only allows municipalities to create such a system if they choose. Domestic violence calls, as defined under AS 18.66.990, have been exempted so as not to discourage a resident domestic violence victim from calling for help.

HB 135 makes several provisions to ensure cooperative landlords are not punished. It requires landlords be given "actual notice" of police contacts and a warning that failure to take appropriate corrective action may result in the imposition of a fee. It also requires the ordinance to define "appropriate corrective action" and to provide the property owner is not liable for the fee if corrective action is promptly taken. These provisions will hold harmless the responsible property owners in our communities who work in good faith to remedy the problem.

The intent of HB 135 is to provide stronger local control to hold uncooperative property owners accountable for their impact on neighborhoods. These chronically problematic properties not only impact a neighborhood's peace and calm but also directly cost municipalities in excessive police visits.



REALTOR®

ALASKA ASSOCIATION OF REALTORS, INC.
741 Sesame Street, Suite 100 • Anchorage, Alaska 99503
Telephone 907-563-7133 • Fax 907-563-8476

February 22, 2002

Representative Gretchen Guess
State Capitol
Juneau, Alaska 99801-1182

RE: HB 135 – An act relating to municipal fees for certain police protection services.

Dear Representative Guess,

The Alaska Association of REALTORS with over 1,100 members statewide supports House Bill 135 which grants municipalities the ability to impose a fee on owners of residential property if the police department responds to the property an excessive number of times.

The Association is in favor of the provisions provided in the bill to ensure that cooperative landlords are not punished, and to hold harmless the responsible property owners in our communities who work in good faith to remedy the problems that may occur.

The Alaska Association of REALTORS encourages the passage of House Bill 135.

Sincerely,

Don McKenzie
President

HB 135

Excessive Police Services: Fees/Tenancy
March 27, 2002

Senate CRA

Support Letters





CITY OF FAIRBANKS
James C. Hayes, Mayor
800 CUSHMAN STREET
FAIRBANKS, ALASKA 99701-4683
OFFICE: 907-459-6793

March 12, 2001

Representative Gretchen Guess
Alaska State Legislature
State Capital
Juneau Alaska 99801-1182

RE: House Bill 135

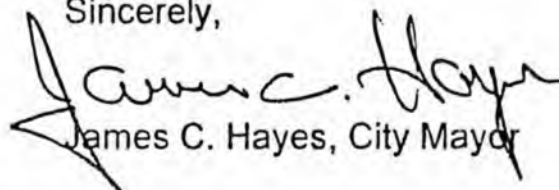
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Fairbanks Police Chief Welch has an appointment Thursday, but in his stead Deputy Chief Ray Miller will be available to testify.

Sincerely,


James C. Hayes, City Mayor

cc: Community & Regional Affairs Committee Members
Interior Delegation
Ray Miller

STATE OFFICE
ALASKA PEACE OFFICERS ASSOCIATION

P.O. Box 240106 Anchorage, Alaska 99524-0106 Phone (907) 277-0515 Fax (907) 272-5355



March 16, 2001

Representative Gretchen Guess
Alaska State Legislature
State Capitol Building, Room 112
Juneau, Alaska 99801-1182

Dear Representative Guess,

The Alaska Peace Officers Association (APOA) would like to thank you for introducing HB135 (22-LS042\C) relating to municipal fees for certain police protection services.

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Please contact us if there is anything we can do to assist you with passage of this bill. You may contact us at the APOA office in Anchorage at 277-0515.

Sincerely,

Leo Brandlen
President

cc: Representative Kevin Meyer

Business Manager

Joseph Young
Anchorage

Board of Directors

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Kim Wannamaker, Member
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Scott Chafin, Member
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Pres. Wrangell Chapter



George P. Wuerch.
Mayor

ANCHORAGE POLICE DEPARTMENT

4501 South Bragaw Street • Anchorage, Alaska 99507-1599

Telephone (907) 786-8500

<http://www.ci.anchorage.ak.us>



Walt Monegan
Chief

March 28, 2001

The Honorable Gretchen Guess
Alaska State Legislature
State Capitol, Room 112
Juneau, AK 99801-1182

Dear Representative Guess:

House Bill 135 offers municipalities a new tool for cleaning up high crime properties. This legislation authorizes cities to craft ordinances of their own for the purpose of billing owners of properties where crime runs unchecked. Local laws of this kind would encourage landlords to screen and retain renters properly, hold accountable those landlords who won't be encouraged, and permit the cities to recover some of the cost of dealing with their worst trouble spots. Further, the bill allows municipalities to tailor the crime thresholds and fee schedules to the needs and wishes of their own residents.


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Thank you for sponsoring this bill. Please do not hesitate to contact me if I can be of further help in supporting this effort.

Sincerely,

Mark T. Mew
Deputy Chief of Police



**City of
Ketchikan
POLICE DEPARTMENT**

334 Front Street
Ketchikan, Alaska 99901
Phone 907-225-3111
Fax 907-225-5075

April 24, 2001

The Honorable Gretchen Guess
Alaska State Legislature
State Capital, Room 112
Juneau, Alaska 99801-1182

Dear Representative Guess:

The Ketchikan Police Department is in favor of the passage of House Bill 135. This legislation allows municipalities to draft ordinances for the purpose of billing residential property owners for excessive police responses within a year. This would provide another tool for municipalities to deal with nuisance residential properties and encourage landlords of said properties to take action against tenants to deter police response.

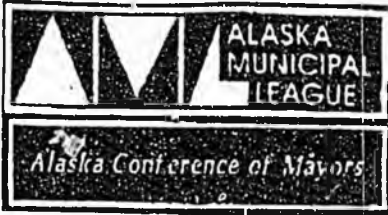
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Sincerely,



Grant Sirevog, Deputy Chief
Ketchikan Police Department

/ggs



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

April 24, 2001

Representative Gretchen Guess
Alaska State House
State Capitol
Juneau, AK 99801

Dear Representative Guess:

We are writing in support of HB 135, relating to municipal fees for certain police protection services. Our AML Public Safety, Health & Welfare subcommittee discussed this issue via teleconference and determined that passage of HB 135 would provide an option municipalities can use to impose a fee on property when municipal police have been called an excessive number of times.

We appreciate your interest in helping Alaska's municipalities and if you have any questions or concerns, please call on me.

Sincerely,

Kevin Ritchie
Executive Director



April 11, 2001

Dear Representative Guess:

As the Executive Director of Standing Together Against Rape, I am writing regarding HB 135.

Municipality's having the ability to charge those who become chronic non-emergent users of a public safety system seems to be a prudent measure to insure that public emergency services are available for true emergencies.

It is my understanding that while this legislation acts as an enabler, it will still be within the individual municipal governments to develop the regulations and enforcement policies that will address the need in the communities. Alaskan communities vary. And our need to be able to structure local enforcement framework is critical.

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Standing Together Against Rape is an agency whose mission is to provide advocacy and support for victims of sexual assault, abuse, and incest as well as their loved ones and to provide education and outreach within our communities.

Thank you for this opportunity to provide input regarding HB135, and remember, April is sexual assault awareness month.

ALASKA MORTGAGE BANKERS ASSOCIATION
P. O. BOX 9-2691 / ANCHORAGE, ALASKA 99509-2691

April 11, 2001

Representative Gretchen Guess
Alaska State Legislature
State Capital (MS 3100)
Juneau, Alaska 99801-1182

RE: HB 135

Dear Representative Guess:

The Alaska Mortgage Bankers Association (AMBA) has reviewed HB 135 work draft dated 4/10/01. The concerns express in our letter of April 6, 2001 have been addressed and the lien created by this bill will no longer be prior and paramount to our deed of trust.

Thank you for addressing our concerns. If you have any questions please contact me at (907) 222-8815 or (907) 222-8899 (fax).

Sincerely,

Renee Devereaux

Renee Devereaux
President, Alaska Mortgage Bankers Association
1400 W. Benson Blvd. Suite #200
Anchorage, Alaska 99503

HB

156

Alaska State Legislature



Session
State Capitol Building, Room 418
Juneau, Alaska 99801-1182
Phone (907) 465-2395
Fax (907) 465-6592

Interim
716 West Fourth Avenue, Suite 430
Anchorage, Alaska 99501
Phone (907) 269-0250
Fax (907) 269-0249

Chair, House Special Committee
on Economic Development, Trade
and Tourism

Chair, Joint House and Senate
Administrative Regulation and
Review Committee

Member
Resources Committee
Rules Committee

Representative Lesil McGuire House District 17

Sponsor Statement

HB 156

"An Act relating to municipal debt for development and redevelopment projects."

AS 29.47.460(b) states that a municipality "may irrevocably pledge the tax increment from the area for that purpose [*only if additional security in the form of a letter of credit or equal security is also pledged*]." In deleting this language, a potential cloud is removed from financing requirements under the statute. Each project financed through the use of a tax increment has its own analysis done by the bond underwriters and rating agencies as they determine creditworthiness and reserve requirements. Removing the existing language will remove a potential cloud on the tax increment bond issue.

AS 29.47.460 authorizes municipalities to create redevelopment agencies for the purpose of developing and redeveloping land or building within a specified project area. To assist in the development or redevelopment, "tax increment" bonds or tax allocation bond financing is utilized to generate revenue to pay for improvements authorized under Title 29. Tax increment financing or tax allocation bonds are made possible by capturing assessed value growth within the specified project area.

The mechanics of capturing assessed valuation growth are straightforward. The redevelopment agency delineates a project area and declares a "base" year. Once an improvement is made within the project area, the additional assessed valuation is added to the tax rolls over the "base" year. The "base" year and the "increment" increase from the new development are taxed at the same rate. The "increment" tax revenues are remitted to the redevelopment authority and used to pay debt service on the tax increment bonds used to pay for the development or redevelopment improvements.



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

March 14, 2001

Representative Lesil McGuire
Alaska State Capitol, Room 418
Juneau, AK 99811

Dear Representative McGuire:

We are writing in support HB 156, relating to municipal debt for development projects. Passage of this legislation would make it easier to use the existing option of "Tax Increment Financing (TIF). TIF is a common tool used for economic development in cities.

The *Alaska Municipal League 2001 Policy Statement* states: "The League supports state policies and legislation to provide maximum local authority for economic development activities and methods to accomplish those activities." (Chapter IV, Economic Development and Resource Management, page 23)

We appreciate your interest and if we can help with this or any other municipal issue, please call on me at any time.

Sincerely,

Kevin Ritchie
Executive Director

cc: Land Use, Economic Development & Resource Management Committee

M U N I C I P A L I T Y O F A N C H O R A G E



Municipal Light & Power

GENERAL MANAGER

10 East First Avenue

Anchorage

Alaska

99501-1685

phone
907.263.5201

fax
907.263.5204

e-mail
ml.enchorage.ak.us

March 13, 2001

The Honorable Kevin Meyer, Co-Chair
The Honorable Carl Morgan, Co-Chair
Alaska State Legislature
State Capitol
Juneau, Alaska 99811

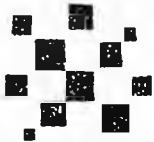
Dear Representatives Meyer and Morgan:

Anchorage's Municipal Light and Power supports the effort of the Anchorage business community and government to make a minor revision to the statute to allow bond underwriters and rating agencies to evaluate appropriate security on tax increment bonds as provided in House Bill 156.

The passage of this legislation would allow Alaskans communities to effectively utilize tax increment financing as an additional development tool to spur local economic development.

Sincerely,

Michael J. Scott
General Manager



Anchorage Economic Development Corporation
The Center of Opportunity

March 14, 2001

The Honorable Rick Halford
President of the Senate
Alaska State Legislature
State Capitol (MS 3100)
Juneau, AK 99801-1182

The Honorable Brian S. Porter
Speaker of the House of Representatives
Alaska State Legislature
State Capitol (MS 3100)
Juneau, AK 99801-1182

Dear President Halford and Speaker Porter:

The Anchorage Economic Development Corporation (AEDC) supports the efforts of the Municipality of Anchorage to revise existing State statutes to allow for the creation and implementation of local tax increment financing districts.

House Bill 156, an Act relating to municipal debt for development and redevelopment projects, would change existing State statutes and would make Tax Increment Financing available as an additional development tool to Alaska communities.

Sincerely,



LARRY D. CRAWFORD
President & CEO

c.c. Anchorage Caucus members

FISCAL NOTE

**STATE OF ALASKA
2001 LEGISLATIVE SESSION**

Fiscal Note Number: 1
 Bill Version: HB 156
 (H) Publish Date: 3/15/01

Revision Date/Time (Note if correction): 03/14/2001 5:35p.m. Dept. Affected: DCED
 Title: Act related to municipal debt for development and redevelopment projects BRU: Comm.Asst & Econ. Dev.
 Sponsor: Representative McGuire Component: Community & Business Development
 Requester: House Community & Regional Affairs Component Number: 2486

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
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						
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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	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2001) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2002 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)
 This legislation would have no fiscal impact on this department.

Prepared by: Pat Poland, Director Phone 907-269-4580
 Division: Division Community and Business Development Date/Time 03/14/2001 5:35p.m.
 Approved by: Commissioner Deborah B. Sedwick Date 03/14/01
 Agency: Department of Community & Economic Development

For distribution information, call the Governor's Legislative Office

HOUSE BILL NO. 156

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES MCGUIRE, Croft

Introduced: 2/28/01

Referred: Community and Regional Affairs

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to municipal debt for development and redevelopment projects."

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

3 * Section 1. AS 29.47.460(b) is amended to read:

4 (b) A municipality may provide by ordinance that the tax increment from the
5 taxes levied each year by or on behalf of the municipality on the property in an area
6 described in the ordinance shall be used to repay the principal and interest on bonds,
7 notes, or other indebtedness that is incurred for a development or redevelopment
8 project, and may irrevocably pledge the tax increment from the area for that purpose
9 [BUT ONLY IF ADDITIONAL SECURITY IN THE FORM OF A LETTER OF
10 CREDIT OR EQUAL SECURITY IS ALSO PLEDGED]. The area described in the
11 ordinance may be a service area. In this subsection "tax increment" means the portion
12 of the tax that is attributable to the difference between the value of the property shown
13 on the taxing agency's assessment roll for the year when the taxes are levied and the
14 value of the property shown on the taxing agency's last assessment roll that was
15 equalized before the project was authorized.

HB

186



ALASKA STATE LEGISLATURE

Please enter into the record my testimony to the Community & Regional Affairs
 Committee Name
 Committee on HB-186 E-911 wireless surcharge Dated April 25, 2001
 Bill / Subject

As the Director of Emergency Operations, FNSB I oversee our current E-911 system operations to include data management. Since 1997, the FNSB has had a 65% surcharge to pay the lease cost of lines, database mgmt. And long term system capital replacement fund.

With the FCC rule change for phase 1 & 2 implementation we have the opportunity to resolve an increasing problem.

Cell phones make up approximately 30% of our E-911 call volume. We do not have the ability to provide automatic number location and automatic location identification. This technology exists but is not implemented due to a lack of funding mechanism & technology decisions.

This bill allows us to proceed at a critical point in the FNSB. We are in the process of Regionalizing our dispatch centers into CAE. Please ensure the ability for local surcharge setting remains in this bill.

THE FNSB MAJOR SUPPORTS HB-186 AND REQUEST YOUR SUPPORT.

SIGNED:

Tim Biggame

Testifier

FNSB EMERGENCY OPERATIONS

Representing

PO Box 71267 Fbks Ak 99707

907-459-1481

Address / Phone Number

STATE OF ALASKA

Department of Health & Social Services
Division of Public Health
Section of Community Health and Emergency Medical Services

TONY KNOWLES, GOVERNOR

P.O. Box 110616
Juneau, Alaska 99811-0616

Telephone: (907) 465-3027
Telefax: (907) 465-4101

April 5, 2001

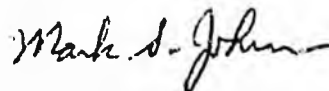
The Honorable Representative Lisa Murkowski
Chair, House Labor & Commerce Committee
Alaska House of Representatives
State Capitol, Room 408
Juneau, AK 99801-1182

RE: House Bill 186, An Act relating to a municipal enhanced 911 surcharge on wireless telephones

Dear Representative Murkowski;

Per the request of Representative Halcro at the hearing of the House Labor and Commerce Committee on April 2, 2001, I promised to provide a listing of communities in Alaska that have enhanced 911 capability. Enclosed is a list showing communities with basic 911 capability as well as those with enhanced 911 wire line capability (including automatic number identification and automatic location identification). The data is contained in a report prepared by McDowell Group, Inc. for the Denali Commission and is current through the end of October 2000.

Sincerely,



Mark S. Johnson
Chief
Community Health & EMS

cc: Karen E. Pearson, M.S.
Director, Division of Public Health
Elmer Lindstrom
Special Assistant to the Commissioner, DHSS



printed on recycled paper

Emergency Services 911 Availability

Community	911 Available	<i>Enhanced</i> 911 Available
Adak	x	
Aleknagik		x
Allakaket	x	
Ambler	x	
Anaktuvuk Pass	x	
Anchorage		x
Anderson	x	
Aniak	x	
Anvik	x	
Atkasuk	x	
Bethel		x
Bettles	x	
Big Lake		x
Buckland	x	
Cantwell	x	
Cold Bay	x	
Cooper Landing		x
Cordova	x	
Craig	x	
Crooked Creek	x	
Deering	x	
Dillingham		x
Diomedes	x	
Dot Lake	x	
Eagle Village	x	
Edna Bay	x	
Ewok	x	
Elim	x	
Fairbanks		x
Fort Yukon	x	
Galena	x	
Golovin	x	
Grayling	x	
Haines	x	
Healy	x	
Healy Lake	x	
Hollis	x	
Holy Cross	x	
Homer		x
Hope	x	x
Hydaburg	x	
Hyder	x	
Igiugig	x	
Iliamna	x	
Juneau		x
Kaktovik	x	
Kenai		x
Ketchikan	x	

Emergency Services
911 Availability

Community	911 Available	Enhanced 911 Available
Kiana	x	
King Cove	x	
King Salmon		x
Kivalina	x	
Klukwan	x	
Kobuk	x	
Kodiak		x
Koliganek	x	
Kotzebue	x	
Koyuk	x	
Levelok	x	
Lower Kalskag	x	
Metlakatla	x	
Meyers Chuck	x	
Naknek		x
Naukati Bay	x	
New Stuyahok	x	
Noatak	x	
Noorvik	x	
Nuiqsut	x	
Palmer		x
Petersburg	x	
Point Hope	x	
Point Lay	x	
Port Graham		x
Port Lions	x	
Red Devil	x	
Ruby	x	
Saint Michael	x	
Sand Point	x	
Selawik	x	
Shageluk	x	
Shaktoolik	x	
Shishmaref	x	
Shungnak	x	
Silka		x
Skagway	x	
Sleetmute	x	
Soldotna		x
South Naknek	x	
Stebbins	x	
Stony River	x	
Talkeetna		x
Tanana	x	
Teller	x	
Tetlin	x	
Tok	x	
Tyonek	x	

Emergency Services
911 Availability

Community	911 Available	Enhanced 911 Available
Unalaska/Dutch Harbor	x	
Upper Kalskag	x	
Valdez	x	
Wainwright	x	
Wales	x	
Wasilla		x
Whale Pass	x	
White Mountain	x	
Whittier	x	
Wrangell	x	



George P. Wuerch,
Mayor

ANCHORAGE POLICE DEPARTMENT

4501 South Bragaw Street • Anchorage, Alaska 99507-1599

Telephone (907) 786-8500

<http://www.ci.anchorage.ak.us>



Walt Moneyun
Chief

March 21, 2001

The Honorable Kevin Meyer
State Capitol, Room 110
Juneau, AK 99801-1182

Dear Representative Meyer:

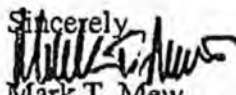
The Anchorage Police Department is designated as one of several Public Safety Access Points in our state. The role of any PSAP is to get the appropriate emergency responder to the emergency scene in the shortest time possible. To accomplish this task, APD employs radio, telephone, and computer technology to identify and locate people who call for help (even though they may not be able articulate this information), to select and dispatch the unit which is physically closest to the scene, and to provide tactical information necessary to keep the responders and victims safe.

The telephone component in our Emergency Communications Center is the Emergency 911 System. As developed at APD, E911 is a subsystem which is integrated with (and, in essence, feeds) the other computer and radio subsystems making up the PSAP.

The costs involved in employing and training personnel, and in acquiring, maintaining, and improving the necessary technology, are significant. For many years we have been able to recover some of the costs through the E911 Surcharge, a fifty cent tax on each wireline phone in the area served by our Communications Center. Cellular service, however, involves no such surcharge, and thus the proliferation of cell phones threatens the successful operation of the PSAP.

A single accident on the Glenn Highway can generate fifty or more duplicate calls, all from well meaning motorists with cell phones. We must put on staff to answer these calls, but the callers are not contributing to that effort. We have experienced times when duplicate and unnecessary cell phone calls have exceeded the capacity of our incoming E911 trunk. Anyone who has called with an emergency during one of these times has gotten a busy signal. We have no way of knowing who these unfortunate people are, nor how many of them there have been. It is apparent that due to cell phone traffic we must expand our E911 capacity. Cell phone users should help cover that cost.

For these reasons the Anchorage Police Department supports amending AS29.35.131 to extend the E911 surcharge to wireless telephone accounts. Your efforts in passing this legislation will be appreciated by the APD and the citizens we serve.

Sincerely,


Mark T. Mew
Deputy Chief of Police

Municipality of Anchorage



P.O. Box 196650
Anchorage, Alaska 99519-6650
Telephone: (907) 343-4431
Fax: (907) 343-4499
<http://www.ci.anchorage.ak.us>

George P. Wuerch, Mayor

March 14, 2001

OFFICE OF THE MAYOR

The Honorable Kevin Meyer
Alaska State Legislature
State Capital
Juneau, Alaska 99801

Subject: Surcharge on Wireless Telephones for Use of E911 System

In 1993, Anchorage installed an Enhanced 911 (E911) system. This emergency system provides faster response time, automatic routing to the appropriate emergency response unit, visual display of the location and calling telephone number for wire line 911 emergency response calls.

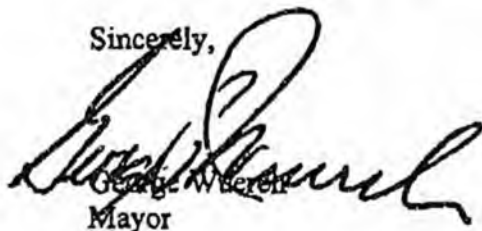
Since the installation of the E911 system, usage of wireless telephones has resulted in quicker notification of emergencies, saved lives and faster apprehension of criminals. Today, in Anchorage, over 25% of all calls to the E911 system originate with a wireless telephone.

As usage of wireless telephones increases, so do the number of calls to the E911 system. Often, multiple calls are received regarding the same incident. An automobile accident on a busy road may result in 25 or more calls to the E911 system, for example. These multiple calls often clog the E911 system, making it difficult for other emergencies to be reported using wire line telephones.

Since 1993 there has been a \$.50 per month surcharge in Anchorage for each local exchange access line (wire line telephones) to help pay for the acquisition, maintenance and operation of the E911 service. Wireless phones are not subject to the surcharge.

The Municipality of Anchorage supports amending AS 29.35.131 to extend the surcharge to wireless phones to pay for the E911 system. The revenue from this amendment would help fund additional staff and equipment needed to effectively handle the additional calls originating from wireless telephones. Your support of this legislation would be greatly appreciated by the Municipality of Anchorage and its citizens.

Sincerely,



George P. Wuerch
Mayor



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

March 14, 2001

Representative Kevin Meyer
Alaska State Capitol, Room 110
Juneau, AK 99811

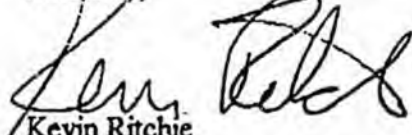
Dear Representative Meyer

We are writing in support for extending the E-911 surcharge to wireless (cellular) telephones at the same rate currently charged to hard-wired phone systems. The AML Public Works & Infrastructure Legislative Subcommittee met on March 14 and unanimously voted to support your efforts to expand the surcharge.

In 1994, the State adopted a bill (supported by AML) allowing municipalities to place a 50 cents to 75 cents per month surcharge on hard-wired telephones to help offset the costs for the critical life-saving services of the "911" emergency telephone system. With the dramatic increase in the use of cellular phones, especially for emergency calls, it is equitable and appropriate to extend the same charge to cellular phones.

We appreciate your interest and if we can help with this or any other municipal issue, please call on me at any time.

Sincerely,



Kevin Ritchie
Executive Director

cc: Public Works & Infrastructure Legislative Subcommittee

CORPORATE INFORMATION CENTER

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[EXECUTIVE SUITE](#)

[WHO WE ARE](#)

[NEWSROOM](#)

[INVESTOR INFO](#)

WIRELESS E-911



BELLSOUTH

RESOURCES

Wireless E911
Legislative Issue:
Question & Answer

About the Technology:

- [911 Call Flow Diagrams](#)
- [Glossary of Terms](#)

[Return to BellSouth Policy Home Page](#)

Questions & Answers

What is "911?"

Since being introduced in 1968, the three-digit telephone number, "9-1-1" has served as the "Universal Emergency Number," for public use throughout the United States to request emergency assistance. It provides the public direct access to Public Safety Answering Points (PSAPs) responsible for dispatching the appropriate emergency police or fire services. In the 1970's, Enhanced 911 (E911) systems were developed which would enable PSAPS to know the location and telephone number of the handset being used to make the call to 911.

Can wireless phone users make calls to 911?

Yes. There are over 58 million wireless communications subscribers today, and they make 20-25 percent of all calls to 911 and other emergency numbers each year.

If wireless phone users can already access 911, what else is needed?

Landline telephone networks use E911 location technology to determine exactly from where a call is being made. This enables public safety dispatchers to send help quickly even if a caller does not know his or

her exact location. Currently, PSAPs are unable to obtain the automatic number identification (ANI) or automatic location identification (ALI) from many wireless phone networks. ANI and ALI are needed to call back the wireless caller and to pinpoint the geographical location of a call. So today, 911 dispatchers must rely solely on the information provided by a caller to respond to and treat life-threatening situations.

Do wireless callers make a lot of 911 calls?

Wireless phones are used for life-saving communications and are often the only means of communication available. Industry experts estimate that more than 25 percent of the 80,000 wireless phone calls made each day to 9-1-1 and other emergency numbers are unable to be located electronically by

dispatchers. In addition, 90 percent of all wireless 911 calls

are made by highway travelers, many of whom can not effectively describe their location.

What requirements have been placed on wireless carriers to identify the location of wireless calls to 911?

In June 1996, the Federal Communications Commission (FCC) issued a directive (FCC Order 94-102) which mandated a two phase implementation of E911 technology by wireless service providers. Under the first phase of the FCC Order, wireless carriers (including BellSouth) must be able to provide emergency dispatchers that want wireless E911 with a wireless caller's number and the location of the nearest cell site. Phase II, beginning in October 2001, requires carriers to identify the location within 125 meters at least 67% of the time.

When will BellSouth be required to provide Wireless E911 service?

BellSouth is already passing all wireless 911 calls, including those made by non-subscribers. In terms of complying with the FCC's Phase I requirements, BellSouth is required to comply with all qualified PSAP requests within six months of the request.

What makes a PSAP request "qualified"?

According to the FCC, a request is qualified if and when (a) a PSAP indicates it has the capability to receive and utilize the numbering and location passed along by the wireless carrier, and (b) there is a cost-recovery mechanism in place.

Who will pay the cost of for providing the new wireless 911 services?

Following the FCC's order, considerable concern has been voiced by wireless industry and public safety groups over the expected high costs of wireless E911. Per the FCC's order, wireless carriers will be able to recover the costs they incur to implement wireless E911. However, the responsibility for setting up a cost recovery mechanism was left up to the states.

What alternatives do states have in setting up funding for wireless E911?

Many states have passed legislation which applies a subscriber surcharge on wireless customers much like the surcharge that has traditionally been applied to wireline service to pay for E911 services.

In most areas, wireline customers currently pay a surcharge for all services. Doesn't that already cover the wireless E911 costs?

No. PSAPs have reported that the current wireline surcharge is not sufficient to cover their expenses for provisioning 911 services to wireless subscribers, who make nearly twenty-five percent of all 911 calls. Moreover, wireless carriers will incur a hefty expense in retrofitting existing systems to meet the new FCC requirements. For these reasons, a feasible cost recovery mechanism is needed to offset the expected high costs of implementing wireless E911.



REPRESENTATIVE KEVIN MEYER

HOUSE DISTRICT 19

SPONSOR STATEMENT

HB 186

“An Act relating to a municipal enhanced 911 surcharge on wireless telephones.”

In 1993, Anchorage was one of the first communities in Alaska to install an Enhanced 911 (E911) emergency system. Several other communities in Alaska now have installed E911 systems, or are in the process of creating an E911 system. The E911 system provides faster response time, automatic routing to the appropriate emergency response unit, and visual display of the location and telephone number of *wireline* calls to assist in response to emergency calls.

Since the installation of the E911 systems, the use of *wireless* telephones has increased in Alaska, resulting in more calls to the E911 system as well as faster notification to local public safety agencies of emergencies. Currently in Anchorage, over 25% of all calls to the E911 system are from *wireless* telephones.

The quick response to emergencies from *wireless* calls, does however, have some drawbacks. A dispatcher receiving a *wireless* call to the E911 system does not get the visual display of the caller's location or the automatic telephone number identification as with a *wireline* call. As a result, the dispatcher must ask for the caller's identity and location to properly route the information to the appropriate emergency response unit. This increases the response time to an emergency.

With the installation of the E911 systems in Alaska, the Alaska legislature passed legislation allowing municipalities to impose a surcharge for each local exchange access line for *wireline* telephones. Municipalities the size of Anchorage are allowed to assess a \$.50 per month surcharge, with smaller municipalities (less than 100,000 people) allowed to assess a \$.75 per month surcharge. This surcharge assists in paying for acquisition, maintenance and operation of the E911 systems throughout Alaska. Wireless phones are not currently subjected to the surcharge.

HB 186 amends AS 29.35.131 to allow municipalities with E911 systems to impose the same surcharge on *wireless* telephones. The revenue from HB 186 will help fund additional staff and purchase necessary equipment to track the source and location of *wireless* phone calls to the E911 system.

LEGAL SERVICES

DIVISION OF LEGAL AND RESEARCH SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

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

State Capitol
Juneau, Alaska 99801-1182
Deliveries to: 129 6th St., Rm. 329

MEMORANDUM

March 14, 2001

SUBJECT: Municipal 911 surcharge; summary
(Work Order No. 22-LS0331\F)

TO: Representative Kevin Meyer
Attn: Nancy Manly

FROM: Tamara Brandt Cook
Director *TBC*

Section. 1. The legislature finds that under certain FCC proceedings operation of an enhanced 911 service for wireless telephones would require tracking of calls similar to that provided for wireline calls and would allow for cost recovery by wireless telephone companies.

Sec. 2. Permits a municipality that provides services under an enhanced 911 system to impose a surcharge on each wireless telephone number billed to an address within the service area. Existing law permits a surcharge only on wireline telephones.

Secs. 3 - 8. Technical changes to accommodate the fact that a surcharge may be imposed on wireless as well as on wireline telephones and to consistently use language that is defined.

Sec. 9. Eliminates definition of "911 service area" since the phrase "enhanced 911 service area" is now used consistently.

Sec. 10. Eliminated definition of "system" to reflect consistent usage of "enhanced 911 system." Adds to the definition that a system includes personnel required for its facilities and to dispatch the calls generated by the system. Also adds provision that an enhanced 911 system for wireless telephones is the same system as that used for wireline telephones.

Sec. 11. Add three new definitions: "wireless telephone," "wireless telephone company," "wireline telephone."

TBC:lmb
01-099.lmb

FISCAL NOTE

**STATE OF ALASKA
2001 LEGISLATIVE SESSION**

Fiscal Note Number: 1
 Bill Version: _____
 (H) Publish Date: _____

Revision Date/Time (Note if correction): _____ Dept. Affected: _____
 Title: HB 186 911 Surcharge on Mobile Telephones

Sponsor: Rep. Meyer Component: _____
 Requester: HC&RA Component Number: _____

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007
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						
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CHANGE IN REVENUES ()						
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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 (FY2001) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

HB 186 is enabling legislation. HB 186 allows municipalities to collect a surcharge on mobile telephones. It does not mandate a surcharge.

Prepared by: Lorali Meier, Committee Aide HC&RA Phone 465-6588

Representative _____ Date 2/16/01
 Committee Chair

**MUNICIPALITY OF ANCHORAGE
2001 LEGISLATIVE PROGRAM
PRIORITY LEGISLATIVE ISSUES**

TITLE: E-911 Surcharge on Wireless Telephones

In 1993, Anchorage installed an Enhanced 911 (E-911) emergency system. This system provides faster response time, automatic routing to the appropriate emergency response unit, visual display of the location and calling telephone number.

Since the installation of the E-911 system, usage of wireless communication devices, such as cellular telephones has resulted in quicker notification of emergencies, saving lives and resulting in faster apprehension of criminals. Today, over 25% of all calls to 911 originate with a cellular phone.

As usage of wireless devices increases, so do the number of calls to 911. Often, multiple calls are received regarding the same incident. An automobile accident on a busy road may result in 25 or more calls to 911, for example. These multiple calls often clog the E-911 system making it difficult for other emergencies to be reported.

Since 1993 there has been a \$.50 per month surcharge in Anchorage for each local exchange access line to help pay for the acquisition, maintenance and operation of the Enhanced 911 (E-911) emergency service. Wireless phones are not subject to the surcharge.

The Municipality of Anchorage supports amending AS 29.35.131 to authorize a 911 surcharge on wireless phones. The revenue from this amendment would help fund additional staff and equipment needed to effectively handle the additional calls originating from wireless telephones.

**Contact: Mark Mew
Acting Police Chief**
Phone: 786-8552

HB

289

FISCAL NOTE

STATE OF ALASKA
2002 LEGISLATIVE SESSION

Fiscal Note Number: 1
 Bill Version: SSHB 289
 (H) Publish Date: 2/19/02

Revision Date/Time (Note if correction): 2/19/02 Dept. Affected: _____
 Title Municipal Manager Plan BRU _____
 Component _____
 Sponsor Rep. Stevens _____
 Requester House C&RA Committee Component No. _____

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2003	FY 2004	FY 2005	FY 2006	FY 2007	FY 2008
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						
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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--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2002) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2003 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

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

Prepared by: Lorali Carter Phone 465-6588
 Division: Committee Aide, House C&RA Date/Time 2/19/02 9:30 AM
 Approved: Reps. Meyer & Morgan Date: 2/19/02
 Agency: Co-chairs, H. CRA Committee

Alaska State Legislature

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Alaska State Capitol
Juneau, Alaska 99801-1182
(907) 465-4925
Fax: (907) 465-3517
Toll Free: 1-800-821-4925



INTERIM ADDRESS:
112 Mill Bay Road
Kodiak, Alaska 99615
(907) 486-4925
Fax: (907) 486-5264

Representative Gary Stevens

SPONSOR STATEMENT

House Bill 289

Effective Date of a Municipal Manager Plan and the Repeal of a Municipal Manager Plan

~Updated March 1, 2002~

HB 289, "An Act relating to the effective date of a municipal manager plan that has been adopted and to the effective date of the repeal of a municipal manager." would ensure that a change in a municipal government's form of administration will not affect an existing mayor nor confuse the voters while protecting their rights.

Whenever a municipal government administration change occurs there is potential for confusion. Candidates for strong mayor may be elected to office only to find themselves serving as a ceremonial mayor under a manager plan of government. Candidates for mayor under a manager plan may find themselves elected strong mayor. Voters may be uncertain as to which office they are electing a candidate.

HB 289 corrects this problem by providing a one year transition period before the new administration plan takes effect. It also provides for a special election to be held to truncate the current mayor's term if the transition occurs during that time.

I urge you to join me in supporting this bill.

Alaska State Legislature

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HOUSE BILL 289 Sectional Analysis

Sec. 1. Under existing law when a manager plan is approved by the municipal voters the governing body must adopt the plan. Under this change, the plan will not take effect until after the term of the mayor in office when the plan is adopted, or one year after the plan is adopted by the governing body, whichever is earlier.

Sec. 2 Under existing law when a manager plan is repealed the governing body must enact reorganization provisions. Under this change, those provisions will not take effect until after the term of the mayor in office when the provisions are enacted, or one year after reorganization provisions are enacted, whichever is earlier.

Sec. 3 Provides that when the adoption or repeal of a manager plan takes effect during a term of a mayor, the term of office ends. Provides for a special election to fill the office of mayor, with the new mayor to take office on the effective date of the change to the manager plan.

Note that the statutes that deal with municipal manager plans are not now limitations on home rule municipalities and do not limit home rule municipalities under this bill.