

ALLAN LEWIS DONALDSON OFFICE FILES, 2000-2000/2

11652 HOUSE STATE AFFAIRS

## SECTIONAL ANALYSIS HB 97

### Notary Legislation

An Act relating to the authority to take oaths, affirmations, and acknowledgments in the state; to notarizations, to verifications, to acknowledgments, to fees for issuing certificates with the seal of the state affixed, and to notaries public; and providing for an effective date.

Section 1. Adds presiding officers of each house of the Legislature and the Lieutenant Governor to the list of persons permitted to administer oaths. This permission is limited to the administration of the oath of office to new legislators (AS 24.05.160) and to the presiding officers for the same purpose during second and special sessions (AS 24.05.170).

Sections 2 and 3. Conform sections of Alaska Civil Procedure concerning notarial acts to the updated language in Sec. 44.50.061 (5). These sections apply to court system employees, U.S. Postmasters, U.S. military personnel and municipal clerks.

Sections 4 and 5. Update 09.63 to include reference to limited liability companies, limited partnerships, and limited liability partnerships.

Section 6. Increases fee per notarial certificate from \$2/three folios to \$5/certificate. "Folio" is an outdated term not used in current practice. The increase reflects the State's cost to process the certificates. Deletes territorial language re: accounting for fees.

Section 7. Two categories of notaries:

- a) notary public without limitation
  - terms are for 4 years
  - can charge fees for service
- b) limited governmental notary public (state, municipal and federal employees)
  - conduct only official government business
  - terms are for the length of government employment
  - cannot charge fees for service (new Sec. 44.50.039)

Can have concurrent commissions as a notary public without limitation and as a limited governmental notary public, as long as the activities are separated.

Section 8. Changes Qualifications to be commissioned notary public:

- Lowers the age from 19 to 18.
- Must have established Alaska residency. The definition of "residency" is updated to a more widely used and more current definition (AS 01.10.055) than current statute (AS 44.50.020).
- Notary public must reside legally in the U.S.
- 10 years between felony conviction/incarceration and ability to apply as notary.

Section 9. Sets out the application requirements for notary public commission whether notary public without limitation or limited governmental notary public.

Restates the current \$ fee per application along with the current requirement that State limited governmental notaries public are exempt from the fee.

Restates current bonding requirement of \$1,000 with term of four years for notaries public without limitation.

Requires Lieutenant Governor to keep the bond for two years.

Provides opportunities for Lieutenant Governor to deny applications if:

- a) application is incomplete
- b) applicant has been convicted of and incarcerated for a felony less than 10 years previous to application
- c) applicant's commission has been revoked

Clarifies current law as to when a new commission begins.

Section 10. Much of AS 44.50.060 is antiquated language. The changes here acknowledge that the duties of a notary public can be encompassed in the broader language of administering oaths and affirmations, taking acknowledgment of or proof of instruments of writing and giving notarial certificates.

Section 11. Defines scope of practice and makes clear that a notary public who is not an attorney may not perform functions that require the practice of law.

Also, sets out what a notary public cannot do (Sec. 44.50.062), the specifications of the official seal, and its care and keeping, what constitutes a "seal impression", changes in notary status and disciplinary actions. It also specifies at (5) (A) – (C) the elements that must be present for a notary public to notarize a document:

- Person must appear and sign the document before the notary public.
- Person must produce identification unless personally known to the notary public.
- The notary must sign in his/her own handwriting the name on his/her commission certificate.
- Notary cannot notarize documents which benefit the notary (see Page 12, Lines 19-25).CHECK THIS ON FINAL VERSION OF BILL WHEN INTRODUCED.

This section reorders and clarifies current law defining the notary's seal, and defining the seal impression. The \$5 name change fee is not in addition to the cost of a new certificate under Sec. 44.19.024.

New sections (Secs. 44.50.068-.069) give the Lieutenant Governor the latitude to suspend or revoke a notary public's commission or to reprimand a notary public for good cause. The Lieutenant Governor may delegate his authority. With regard to a complaint, the Lieutenant Governor may find no merit to the complaint or may refer the complaint to the office of administrative hearings for a formal disciplinary hearing which could end with revocation of the notary public's commission

**Section 12.** Describes the information gathered from notaries public on the application which will be public information. Provides for the Lieutenant Governor to adopt regulations.

**Section 13.** Defines terms used in this Chapter.

**Section 14.** Repealers:

- AS 44.50.030 (Term of office, now covered in new 44.50.010)
- AS 44.50.040 (Fees, now covered in new 44.50.033)
- AS 44.50.070 (Presence and ID, now covered in new 44.50.061)
- AS 44.50.080 (Seal, now covered in new 44.50.063)
- AS 44.50.090 (Protest of bill or note. Notaries don't do this, antiquated language, repealed and not replaced)
- AS 44.50.100 (Return of papers. There are no papers to return. Repealed and not replaced)
- AS 44.50.110 (APA procedure for disciplinary actions, replaced by more comprehensive 44.50.067)
- AS 44.50.120 (Bond requirements, now covered in new 44.50.034)
- AS 44.50.130 (Filing oath and bond, now covered in new 44.50.035)
- AS 44.50.140 (Disposition of bond, now covered in new 44.50.034)
- AS 44.50.170 (State employees as notaries, now covered in 44.50.010, 44.50.131 (c) and 44.50.039)
- AS 44.50.180(c) (Federal law prohibits postmasters from charging fees. Alaska law is inconsistent and this subsection must be repealed)
- AS 44.50.190 (Savings clause, a transitional measure from 1961 that is no longer necessary and can be repealed).

**Section 15.** Applicability

- Current commissions continue in effect until term of office expires, except if the commissioned is a felon and 10 years have not elapsed since incarceration.
- Bonds, seals, liabilities in effect continue through the notary public's term of office.
- All notaries with current commissions or who are commissioned following the effective date of the legislation must follow the notarial procedures encompassed in the legislation.
- When commissions expire, notaries public will apply for new commissions under the new AS 44.50.032 (Section 9).

**Sections 16 and 17. Transition**

Allows the Lieutenant Governor to immediately proceed to adopt regulations with an effective date following the effective date of the legislation.

**Section 18. Effective Date**

Effective date is July 1, 2005 to allow time for revision of website, online handbook and forms

P.O. Box 100600

Alaska Bankers Association  
Anchorage, Alaska 99510-0600

OFFICE OF THE  
FEB 17 2004  
LIEUTENANT GOVERNOR

(907) 265-2920

February 17, 2004

The Honorable Loren Leman  
Lieutenant Governor, State of Alaska  
State Capitol, Third Floor  
Juneau, Alaska 99811

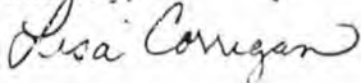
Re: HB 439

Dear Lt. Governor Leman:

The members of the Alaska Bankers Association have had the opportunity to review House Bill 439, which addresses the responsibilities of notaries public in the State of Alaska. We have no opposition to the proposed changes to existing law and are in support of the legislation.

We appreciate the opportunity to review and comment on any proposed legislation that may impact the financial services industry.

Sincerely,



Lisa J. Corrigan  
President  
Alaska Bankers Association

## Notary Statute Comparison – HB 97

	<b>Current</b>	<b>Proposed</b>
<b>Qualifications</b>		
	<p>Applicants must be a resident of the state at least 19 years of age.</p> <p>Resident defined to mean a person who maintains a permanent place of abode in the state, and is in fact living in the state.</p>	<p>Minimum age lowered to 18 years.</p> <p>Residency requirements made consistent with general residency statute AS 01.10.055, rather than separate definition.</p> <p>Applicant must reside legally in the United States.</p> <p>Applicants may not be convicted/incarcerated felons within 10 years of application.</p>
<b>Term</b>	<b>Current</b>	<b>Proposed</b>
	<p>Four years.</p> <p>Automatic revocation of commissions of State employee notaries who terminate employment prior to the commission expiration date.</p>	<p>Notaries Public will continue to serve a term of four years.</p> <p>Limited Governmental Notaries Public commissions will be open-ended with automatic revocation upon termination of government employment.</p>
<b>Fees</b>	<b>Current</b>	<b>Proposed</b>
	<p>\$40 application fee for non-state employee notaries.</p> <p>\$2 per Lieutenant Governor certificate.</p>	<p>\$40 application fee for non-state employee notaries (No change).</p> <p>\$5 per Lieutenant Governor certificate (\$3 increase).</p>
<b>Bond</b>	<b>Current</b>	<b>Proposed</b>
	<p>\$1,000 Notary Bond is required of all applicants.</p>	<p>\$1,000 Notary Bond required of all applicants except Limited Governmental Notaries. Lt. Gov. required to keep for 2 years.</p>

<b>Commission Types</b>	<b>Current</b>	<b>Proposed</b>
	<p>Notaries Public who serve four-year commissions.</p> <p>Limited Governmental Notaries Public commissions available for State employees only.</p>	<p>Notaries Public who serve four-year commissions.</p> <p>Limited Governmental Notaries Public commissions – Expanded to include Municipal and Federal employees in addition to State employees.</p>
<b>Commission Revocation</b>	<b>Current</b>	<b>Proposed</b>
	<p>Via Administrative Procedure Act. Act must be invoked to review all complaints against notaries, no matter how trivial.</p>	<p>By Lieutenant Governor for good cause via a formal disciplinary procedure using administrative hearing office.</p>
<b>Notary Data</b>	<b>Current</b>	<b>Proposed</b>
	<p>Each notary's name, mailing address, surety information and commission dates are available to the public.</p>	<p>The notary information currently available remains unchanged. The notary's name, mailing address, surety information and commission dates continue to be publicly available.</p> <p>To facilitate training and communication the Lieutenant Governor may collect additional information from applicants and notaries that will not be available to the public.</p>
<b>Non-Commissioned Notaries</b>	<b>Current</b>	<b>Proposed</b>
	<p>Justices, Judges, Magistrates, Clerks or Deputy Clerks of Court, United States Postmasters, and Commissioned Military Officers are authorized to take oaths, affirmations or acknowledgments.</p>	<p>No change.</p>



United States  
**NOTARY**  
Association

March 5, 2004

MAR 09 2004

LIEUTENANT GOVERNOR

The Honorable Loren Leman  
Office of the Lieutenant Governor  
P.O. Box 110015  
Juneau, AK 99811-0015

RE: Alaska Senate Bill 302

Dear Mr. Leman:

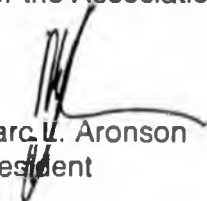
On behalf of the members of the United States Notary Association (USNA), I congratulate you and Governor Murkowski on your legislative initiative to comprehensively revise the chapter of the Alaska Statutes that governs Alaska notaries public, Title 44, Chapter 50 [AS 44.50].

USNA is strongly in favor of this notarial regulation in that it gives notaries clear and unambiguous direction for the performance of their official duties. This direction protects both the notary and the public from the serious consequences of unintended error. Since AS 44.50 has not been comprehensively revised since being enacted in 1961, USNA gives its full support to Senate Bill 302 because the bill intends to repeal obsolete provisions, update antiquated language and add new provisions where they are needed.

USNA urges the Alaska Senate to take prompt and favorable action regarding this bill. If I can be of help to you in supporting this bill, please contact me at 800-587-2588 or [usna@enotary.org](mailto:usna@enotary.org).

I look forward to reporting on the successful passage of Senate Bill 302 in an upcoming issue of *Notary Review*.


For the Association,

  
Marc L. Aronson  
President

**About the United States Notary Association**

USNA is a membership organization dedicated to the professional development of notaries public in all 50 states and the District of Columbia. USNA's goal is to provide notaries with accurate, reliable information and high quality products and services.

Notaries join USNA to learn about proper notarial procedures and the laws, current events, and common issues affecting notaries in their states and nationwide. Members can call USNA's telephone support or E-mail their questions. Members also receive a subscription to *Notary Review*, our bi-monthly publication, containing news briefs, educational articles and other information of interest to notaries.



14 Wood Street  
Pittsburgh, Pennsylvania  
15222-1921  
ph: 800.587.2588  
fax: 800.707.7075  
[www.enotary.org](http://www.enotary.org)

# Notary Population by State & Electronic Applications

STATE	POPULATION	ACCEPTANCE OF E-APPLICATIONS	UCC DIVISION
ALABAMA	70,000	No	Secretary of State Office
ALASKA	11,800	Not yet	Banking and Corporations Office
ARIZONA	800,000	Not yet	Business Services
ARKANSAS	Over 100,000	No	UCC Division
CALIFORNIA	35.4,000	No	UCC Division
COLORADO	90,000 - 100,000	Not yet	Division of Bus. Filings UCC Section
CONNECTICUT	52,000 +/-	No	Commercial Recording Division
DELAWARE	10,000	No	Corporations Division
D.C.	12,000 - 15,000	No	—
FLORIDA	350,000	Yes	Department of State, Division of Corporations
GEORGIA	240,000 - 250,000	No	UCC Division
HAWAII	7,000	Not yet	—
IDAHO	—	No	UCC Division
ILLINOIS	184,000	Not yet	Business Services
INDIANA	90,000	Not yet	UCC Division
IOWA	50,000	Not yet	Corporations Division
KANSAS	80,000	Not yet	UCC Division
KENTUCKY	80,000 (records kept 4 years only)	No	UCC Division
LOUISIANA	—	No	UCC Division
MAINE	—	No	UCC Division
MARYLAND	94,000	No	Assessment And Taxation Department
MASSACHUSETTS	100,027	No	Corporations Division
MICHIGAN	150,000	No	Business Licenses
MINNESOTA	83,000	No	—
MISSISSIPPI	50,948	No	UCC Division
MISSOURI	71,122	No	UCC Division
MONTANA	18,300	No	UCC Division
NEBRASKA	22,000	No	Secretary of State Office
NEVADA	22,000	Not yet	UCC Division
NEW HAMPSHIRE	25,000	No	UCC Division
NEW JERSEY	—	Not yet	Division of Revenue
NEW MEXICO	32,000	No	Secretary of State Office
NEW YORK	250,597	No	Division of Corporations UCC Unit
NORTH CAROLINA	196,000	Not yet	UCC Division of SOS Office
NORTH DAKOTA	11,574	No	Central Indexing
OHIO	85,000	No	—
OKLAHOMA	84,000	No	Through each county
OREGON	45,000	Not yet	Corporations Division
PENNSYLVANIA	91,490	Not yet	Corporations Bureau
RHODE ISLAND	47,860	No	UCC Division
SOUTH CAROLINA	150,000 - 200,000	No	UCC Division
SOUTH DAKOTA	17,000	No	UCC Division
TENNESSEE	143,069	No	Secretary of State Office
TEXAS	352,294	Not yet	UCC Division
UTAH	28,000	No	Division of Corporations & Commercial Code
VERMONT	20,000	Not yet	Division of Corporations
VIRGINIA	200,000	Not yet	State Corporation of Commercialization
WASHINGTON	75,000	No	UCC Office in the Department of Licensing at the Business and Profession Division
WEST VIRGINIA	42,000	No	UCC Division
WISCONSIN	20,000	No	Department of Financial Institutions
WYOMING	15,000	Not yet	Corporations Division

— Information not available.

# Appointment Process – Qualifications

STATE	APPOINTING OFFICER	REQUIREMENTS FOR COMMISSION
ALABAMA	Individual county judges	Varies by county — 18 years old; resident of AL and county commissioned in; must have notary bond at time of commissioning.
ALASKA	Dr. Governor	19 years old; resident of AK
ARIZONA	Secretary of State	18 years old; must be an AZ resident; minimum residency requirement varies.
ARKANSAS	Secretary of State	18 years old; citizen of US and resident of AR; able to read and write English; notary commission hasn't been revoked within the last 10 years.
CALIFORNIA	Secretary of State	18 years old; legal resident of CA; successful con., letion of an approved notary exam.
COLORADO	Secretary of State	18 years old; citizen of US; qualified elector in CO; able to read and write English.
CONNECTICUT	Secretary of State	18 years old; residence or employment in CT.
DELAWARE	Secretary of State	18 years old; good character and reputation; a reasonable need for a notary commission; legal resident of DE.
DISTRICT of COLUMBIA	Office of the Secretary	18 years old; residence or employment in DC; letter explaining need included with application; three character references included with application.
FLORIDA	Office of the Governor	18 years old; read, write, and understand English; permanent resident of FL; if convicted of a felony must have rights restored; completion of mandatory training class.
GEORGIA	Clerk of Superior Court in each county	18 years old; able to read and write English; resident of GA.
HAWAII	Attorney General	18 years old; US citizen and resident of HI.
IDAHO	Secretary of State	18 years old; residence or employment in ID; able to read and write English; No removal from office for misconduct; or no conviction of a serious crime within the last 10 years.
ILLINOIS	Secretary of State	18 years old; resident of IL; able to read and write English; no revocation of commission or felony convictions in the last 10 years.
INDIANA	Secretary of State	18 years old; resident of IN.
IOWA	Secretary of State	18 years old; residence or employment in IA; no revocation of commission or felony convictions in the last 10 years.
KANSAS	Secretary of State	18 years old; resident of KS; or resident of bordering state and employed in KS
KENTUCKY	Secretary of State	18 years old; resident of county in which application is made; of good moral character; and capable of discharging duties imposed by law.
LOUISIANA	Secretary of State	18 years old; resident of LA, in and for the parish in which applicant lives or works, provided that the notary meets the requirements established by each parish in which the notary applies.
MAINE	Secretary of State	18 years old; resident of ME; and recommended to the office by a registered voter in ME.

# Term of Office & Appointment Fees

Term of Office	Appointment Fees	Comments
4 years	\$11-\$15, varies by county	Notaries are appointed by county judges to county of residence.
4 years	\$40	AK specifically requires personal appearance. Postholders may perform the functions of a notary public.
4 years	\$25 to Secretary of State; \$18 to Clerk of Superior Court in county of residence	Jurisdiction is statewide, though notaries are commissioned in the county of residence.
10 years	\$20	
4 years	\$100	
3 years	\$10/year; \$2 admin fee for change of address, name change, etc.	
5 years	\$60	
2 years (new) or 4 years	\$53 \$78	
5 years	\$50	
4 years	\$39	Notaries in FL are authorized to perform marriage ceremonies.
4 years	\$15	
4 years	\$40	
6 years	\$30	
4 years	\$10	
8 years	\$5	
3 years (resident) 1 year (non-resident)	\$30	
4 years	\$10	Notaries are <u>not</u> considered public officers.
4 years	\$10	There are two types of notaries in KY: notaries state-at-large and notaries under special commission.
Lifetime	Varies from parish to parish - up to \$1,000, includes education and examination, state fees, background checks, bonding, filing with parish, etc. LA notaries are civil law notaries with more involved duties than common law notaries. LA's requirements for notaries reflect this difference.	
7 years	\$25	Each new notary must swear an oath in front of a Dedimus Justice before acting as a notary. Notaries in ME are authorized to perform marriage ceremonies.

# Appointment Process – Qualifications

STATE	APPOINTING OFFICER	REQUIREMENTS FOR COMMISSION
MARYLAND	Secretary of State	18 years old; of good character, integrity, and abilities; live or work in MD.
MASSACHUSETTS	Governor	18 years old
MICHIGAN	Secretary of State	18 years old; residence or employment in MI; resident of the county where requesting a commission; for the state of non-residents, applicants must work in the county in which commission is requested.
MINNESOTA	Governor	18 years old; resident of MN.
MISSISSIPPI	Governor	18 years old; registered voter in MS.
MISSOURI	Secretary of State	18 years old; registered voter of county of residence; able to read and write English; no commission revoked during past 10 years.
MONTANA	Secretary of State	18 years old; minimum residency of 1 year.
NEBRASKA	Governor	19 years old; application is accompanied by petition signed by at least 25 voters in county of residence.
NEVADA	Secretary of State	18 years old; resident of NV; US citizen or resident alien; possession of civil rights.
NEW HAMPSHIRE	Governor and Ex. Council	18 years old; resident of NH; 2 notaries and 1 registered voter must endorse application; must complete State Police Records Check Form; cannot be a convicted felon.
NEW JERSEY	Secretary of State	18 years old; resident of NJ or resident of adjoining state who works in NJ; not convicted of a felony above the second degree.
NEW MEXICO	Governor	18 years old; resident of NM; able to read and write English; no revocation of commission or felony convictions in the past 5 years.
NEW YORK	Secretary of State	18 years old; residence or employment in NY; must pass written exam; and must provide verification of good moral character.
NORTH CAROLINA	Secretary of State	18 years old; resident of NC or employed in NC; recommended by publicly elected official; completion of notary course approved by SOS.
NORTH DAKOTA	Secretary of State	A notary applicant must have the same qualifications as an elector with regard to age and residence or must reside in a county that borders ND in a state that extends reciprocity to a notary public in a border county.
OHIO	Governor	18 years old; citizen of OH; or attorney of another state who is admitted to the practice of law in OH.
OKLAHOMA	Secretary of State	18 years old; citizen of the US; legal residence or employment in OK.
OREGON	Secretary of State	18 years old; residence or employment in OR; able to read and write English; be of good moral character; have no notary commission revoked in the preceding 5 years; no felony conviction within the last 10 years.
PENNSYLVANIA	Sec. of the Commonwealth	18 years old; registered voter; resident of PA for at least 1 year prior to commission application; be of known character, integrity, and ability.
RHODE ISLAND	Governor	Any qualified elector/resident of RI.
SOUTH CAROLINA	Governor	18 years old; must be a registered voter in SC; application must be endorsed by county delegates.
SOUTH DAKOTA	Secretary of State	18 years old; citizen of US; no felony convictions.
TENNESSEE	Governor	18 years old; citizen of US and resident of TN; no felony convictions; elected by county legislative body of county of residence.

# Term of Office & Appointment Fees

TERM OF OFFICE	APPOINTMENT FEES	COMMENTS
4 years	\$10	
7 years	\$25	
5 years	\$40	Dept of Commerce oversees notary commissions.
4 years	\$25	Notaries are not considered public officials.
4 years	\$25	Non-residents can be notaries in MO if they work in MO.
4 years	\$30	
4 years	\$35	
5 years	\$50	
5 years	\$25	
4 years	\$10	
First commission 2 yrs 4 years after July 18, 2001	\$30 (\$60 after July 18, 2001)	
5 years	\$30	
6 years	\$25	
5 years	\$5-6	Notaries apply in the counties they reside in through the local bar association.
4 years	\$25	
4 years	\$20	
4 years	\$25	
4 years	\$80	
10 years	\$25	SC notaries are authorized to perform marriage ceremonies.
6 years	\$10	
4 years	\$12	\$7 for the County Court Clerk and \$5 for the Secretary of State.

# Appointment Process – Qualifications

STATE	APPOINTING OFFICER	REQUIREMENTS FOR COMMISSION
TEXAS	Secretary of State	18 years old; resident of TX.
UTAH	Dir. of the Div. of Corporations and Commercial Code	18 years old; live in the state at least 30 days prior to applying; must be able to read, write, and understand English; must submit a complete application; must be a UT resident; must be endorsed by two state residents who are 18 or older.
VERMONT	Superior Court Assistant Judges	18 years old; resident of the state or a nonresident who commutes for work.
VIRGINIA	Governor	18 years old; resident of the state or a nonresident who commutes for work; must have the endorsement of two state officials and two voters.
WASHINGTON	Dept. of Licensing Dir.	18 years old; resident of the state or an adjoining state and be regularly employed in or conduct business in Washington; read and write English; submission of complete application; must submit a \$10,000 surety bond and application fee.
WEST VIRGINIA	Governor	18 years old; citizen of the United States; must be able to read and write English; must never have been convicted of a felony, or must have been pardoned. Nonresidents are eligible if they are regularly employed in the state and need the commission for employment.
WISCONSIN	Governor	18 years old; resident of the state.
WYOMING	Secretary of State	18 years old; resident of the state, or nonresident who commutes in the state for work.

# Term of Office & Appointment Fees

TERM OF OFFICE	APPOINTMENT FEES	COMMENTS
4 years	\$21	
4 years	\$20	
4 years	\$20 payable to county	
4 years	\$25	
4 years	\$20	
4 years	\$25	
4 years	\$20	
4 years	\$30	

# Notary Exam & Class Requirements

STATE	EXAM REQ'D	CLASS REQ'D	COMMENTS	STATE TRAINING
ALABAMA			No education or exam required.	
ALASKA	X		Exam in Alaska handbook.	
ARIZONA			No education or exam required.	
ARKANSAS			No education or exam required.	
CALIFORNIA	X		Exam required for new and renewing notaries.	
COLORADO			No education or exam required.	X
CONNECTICUT	X		Exam is part of application.	X
DELAWARE			No education or exam required.	
D.C.	X		Exam is oral and open-book test.	X
FLORIDA		X	Class required for new notaries.	X
GEORGIA			No education or exam required.	X
HAWAII	X		Exam is closed-book test.	
IDAHO			No education or exam required.	
ILLINOIS			No education or exam required.	
INDIANA			No education or exam required.	
IOWA			No education or exam required.	X
KANSAS			No education or exam required.	X
KENTUCKY			No education or exam required.	
LOUISIANA	X		Training suggested.	
MAINE	X		Open book exam part of application.	X
MARYLAND			No education or exam required.	
MASSACHUSETTS			No education or exam required.	
MICHIGAN			No education or exam required.	
MINNESOTA			No education or exam required.	
MISSISSIPPI			No education or exam required.	
MISSOURI			No education or exam required.	X
MONTANA			No education or exam required.	
NEBRASKA			No education or exam required.	
NEVADA			No education or exam required.	X
NEW HAMPSHIRE			No education or exam required.	
NEW JERSEY			No education or exam required.	
NEW MEXICO			No education or exam required.	
NEW YORK	X		Exam is closed-book test.	
NORTH CAROLINA	X	X	Training and exam are required prior to commission.	X
NORTH DAKOTA			No education or exam required.	
OHIO	X		Tests are administered by the county. All exams are different and not every county issues an exam.	
OKLAHOMA			No education or exam required.	
OREGON	X		Exam is open-book test and part of application.	X
PENNSYLVANIA			No education or exam required.	
RHODE ISLAND			No education or exam required.	
SOUTH CAROLINA			No education or exam required.	
SOUTH DAKOTA			No education or exam required.	
TENNESSEE			No education or exam required.	
TEXAS			No education or exam required.	
UTAH	X		Training is encouraged, but not required.	X
VERMONT			No education or exam required.	X
VIRGINIA			No education or exam required.	
WASHINGTON			No education or exam required.	
WEST VIRGINIA			No education or exam required.	
WISCONSIN			No education or exam required.	
WYOMING	X		Test in back of WY notary book is not mandatory, but is recommended.	

# Stamp/Embossed Requirements & Fees

STATE	STAMP/EMBOSSER	ALLOWABLE FEES NOTARY CAN CHARGE
ALABAMA	Embossed	Maximum fee is \$1.50 depending upon act performed.
ALASKA	Stamp/Embossed	Fees are left to the notary's discretion. State employed notaries cannot charge fees.
ARIZONA	Stamp	\$2 is maximum fee.
ARKANSAS	Stamp/Embossed	\$5 is maximum fee.
CALIFORNIA	Stamp	Maximum fee is \$20 depending upon act performed.
COLORADO	Stamp/Embossed	\$5 is maximum fee.
CONNECTICUT	—	\$5 is maximum fee.
DELAWARE	Stamp/Embossed	\$5 is maximum fee.
D. C.	Embossed	\$2 is maximum fee. Government employed notaries cannot charge fees.
FLORIDA	Stamp	\$10 is maximum fee per signature.
GEORGIA	Stamp/Embossed	\$4 is maximum fee.
HAWAII	Stamp/Embossed	Maximum fee is \$5 depending upon act performed.
IDAHO	Stamp/Embossed	\$2 is maximum fee.
ILLINOIS	Stamp	\$1 is maximum fee.
INDIANA	Stamp/Embossed	\$2 is maximum fee. Public official notaries cannot charge fees.
IOWA	Stamp/Embossed*	The statutory schedule of fees for notarial acts was repealed in 1989.
KANSAS	Stamp/Embossed	Not specified by law.
KENTUCKY	—	Maximum fee is 50 cents depending upon act performed.
LOUISIANA	—	Not specified by law.
MAINE	—	Other than \$1.50 for each protest of a bill or note, fees are left to notary's discretion.
MARYLAND	Stamp/Embossed	\$2 is maximum fee.
MASSACHUSETTS	—	\$2 is maximum fee for protests. All other fees are left to the notary's discretion.
MICHIGAN	—	\$2 is maximum fee.
MINNESOTA	Stamp	\$1 is maximum fee.
MISSISSIPPI	Stamp/Embossed	Fee range is \$2 to \$5.
MISSOURI	Stamp/Embossed	Maximum fee is \$2 depending upon act performed.
MONTANA	Stamp/Embossed	Maximum fee is \$3.50 depending upon act performed.
NEBRASKA	Stamp	Maximum fee is \$5 depending upon act performed. State employed notaries cannot charge fees.
NEVADA	Stamp	Maximum fee is \$5 depending upon act performed.
N. HAMPSHIRE	Stamp/Embossed	\$5 is maximum fee.
N. JERSEY	—	Maximum fee is \$2 depending upon act performed.
NEW MEXICO	Stamp/Embossed	Maximum fee is \$2 depending upon act performed.
NEW YORK	—	Maximum fee is \$2 depending upon act performed.
N. CAROLINA	Stamp/Embossed	\$3 is maximum fee.
N. DAKOTA	Stamp/Embossed	\$5 is maximum fee.
OHIO	Stamp/Embossed	Maximum fee is \$2 depending upon act performed.
OKLAHOMA	Stamp/Embossed	Maximum fee is 50 cents depending upon act performed.
OREGON	Stamp	Maximum fee is \$5 depending upon act performed.
PENNSYLVANIA	Stamp/Embossed	Maximum fee is \$2 depending upon act performed.
RHODE ISLAND	—	Maximum fee is \$1.50 depending upon act performed.
S. CAROLINA	—	Maximum fee is \$1 depending upon act performed.
S. DAKOTA	Stamp/Embossed	\$10 is maximum fee.
TENNESSEE	Stamp/Embossed	Maximum fee is \$1.50 depending upon act performed.
TEXAS	Stamp/Embossed	Maximum fee is \$6 depending upon act performed.
UTAH	Stamp/Embossed	\$5 is maximum fee.
VERMONT	—	Maximum fee is \$2 depending upon act performed.
VIRGINIA	—	Maximum fee is \$2 depending upon act performed.
WASHINGTON	Stamp/Embossed	Maximum fee is \$5 depending upon act performed.
WEST VIRGINIA	Stamp/Embossed	\$2 is maximum fee.
WISCONSIN	Stamp/Embossed	Maximum fee is \$1 depending upon act performed.
WYOMING	Stamp/Embossed	\$2 is maximum fee.

\* New legislation enacted requiring use of stamp or seal.

# Bond & Recordbook Requirements/Penalties for Wrongdoing

STATE	RECORDBOOK	BOND	PENALTIES ACTION
ALABAMA	X	\$10,000	— Discipline done through probate office/local DA office.
ALASKA	Recommended	\$1,000	X Complaint required in writing and verified by Attorney General. An administrative hearing can be followed by the suspension or revocation of commission.
ARIZONA	X	\$5,000	X Attorney General determines whether commission is revoked or renewal is denied.
ARKANSAS	Recommended	\$7,500*	X The complaint must be in writing to the staff attorney who has the power to revoke the commission if necessary.
CALIFORNIA	X	\$15,000	X Commission can be suspended or revoked, or application for commission can be denied.
COLORADO	X	None	X Secretary of State has the option to revoke commission.
CONNECTICUT	Recommended	None	X A disciplinary hearing is followed by reprimand, suspension, or revocation of commission.
DELAWARE	—	None	X Complaints referred to Attorney General. Commission can be revoked.
D. C.	X	\$2,000	X A written complaint must be filed with the Notary Commission Section Chief who decides what action to take. The most severe action is revocation of commission.
FLORIDA	Recommended	\$7,500	X Notary commissions can be suspended or revoked and the notary can be subject to fines and/or criminal penalties.
GEORGIA	—	None	Each county handles disciplinary action.
HAWAII	X	\$1,000	X Issues are solved verbally. State has the ability to revoke a commission but never has.
IDAHO	—	\$10,000	— —
ILLINOIS	—	\$5,000	— —
INDIANA	—	\$5,000	— There is a complaint form, but no official disciplinary procedure.
IOWA	Recommended	None	X State code encourages informal settling of disciplinary issues. If that is not possible, the commission is revoked.
KANSAS	—	\$7,500	X After review by an attorney, revocation of the commission is the ultimate penalty.
KENTUCKY	Recommended	Varies per county	— —
LOUISIANA	X (Others: Notary only)	\$5,000	— Notaries are not governed by the state. No bond required for attorneys.
MAINE	Recommended (Required for marriage only)	None	— Complaints are made to and handled by the Attorney General.
MARYLAND	X	None	— The notary receives a letter of reprimand for the first act of wrongdoing. In the event of a second act of wrongdoing, the commission is revoked.
MASSACHUSETTS	Recommended	None	— Complaints are referred to the Governor's council.
MICHIGAN	Recommended	\$10,000	X There is a hearing and possible revocation of commission.
MINNESOTA	—	None	X The Enforcement Division investigates. Penalties can include warnings, fines, suspension, or revocation of commission.
MISSISSIPPI	X	\$5,000	— Complaints are referred to Governor's office.
MISSOURI	X	\$10,000	— Revocation must be done through Attorney General's office.
MONTANA	Recommended	\$10,000**	— Complaints are referred to county attorney.
NEBRASKA	Recommended	\$10,000	X The commission can be revoked or in extreme cases there are court hearings.
NEVADA	X	\$10,000	X Complaints must be in writing. If wrongdoing is found, penalties are issued.
N. HAMPSHIRE	X	None	X Commission can be revoked.
N. JERSEY	X	None	— The state isn't involved in notary discipline. If a notary case goes through the court system, the state will be notified to revoke the commission.
NEW MEXICO	X (Over Notary of Public only)	\$500	Secretary of State has no authority to discipline notaries.

\* Recent legislation passed increasing bond from \$4,000 to \$7,500.

\*\* Recent legislation passed increasing bond from \$5,000 to \$10,000.

# Bond & Recordbook Requirements/Penalties for Wrongdoing

STATE	RECORDBOOK	BOND	PENALTY/ACTION
NEW YORK	—	None	X If a notary is accused of wrongdoing, he/she has the right to an administrative hearing before an administrative law judge.
N. CAROLINA	—	None	X Complaints must be received in writing. If wrongdoing is found, the notary's commission can be suspended or revoked, depending on the severity of the wrongful act.
N. DAKOTA	Recommended	\$7,500	X A letter is written to the Attorney General who can then revoke the commission, reprimand the notary or assess a fee. <small>(Subject for Notice of Power et al)</small>
OHIO	X	None	-- Discipline/complaints are handled individually by each county.
OKLAHOMA	X	\$1,000	— Complaints go through the court system.
OREGON	X	None	X Discipline alternatives include a letter of advice, a warning, suspension, or revocation of the commission.
PENNSYLVANIA	X	\$3,000	— Complaints are sent to the state prosecution office.
RHODE ISLAND	—	None	— Complaints are referred to the local police.
S. CAROLINA	—	None	— There is no policy unless the notary has done a false certification. In that case, the notary can be tried through the county and the commission can be revoked.
S. DAKOTA	Recommended	\$5,000	— Complaints are kept on file and commissions are revoked with a court order.
TENNESSEE	X	\$10,000	—
TEXAS	X	\$10,000	— Handled through the legal office.
UTAH	—	\$5,000	X Notary Administrator and commissioning office have the authority to revoke, suspend, or deny a commission with cause. There is an administrative hearing process in place if a notary wishes to appeal a decision.
VERMONT	—	None	— Secretary of State has no jurisdiction over notary discipline. Complaints must be made to assistant judge of the superior court.
VIRGINIA	—	None	X Notaries are penalized through reprimand, suspension, and revocation of their commissions.
WASHINGTON	—	\$10,000	X Complaints are investigated and if wrongdoing is found the commission can be revoked.
WEST VIRGINIA	—	None	— Due to change in staff this process is being revised.
WISCONSIN	—	\$500 (none for notaries)	— Complaints are forwarded to the Governor's office.
WYOMING	Recommended	\$500	— Discipline is handled at the county level.

X Is required or applicable

— Information not available or on record

# Contact Information

STATE	CONTACT PERSON	OFFICE ADDRESS
ALABAMA	Jane Syak, Notary Registrar	Office of the Secretary of State, PO Box 5616, Montgomery, AL 36103-5616
ALASKA	Wendy Clark, Notary Administrator	Office of the Secretary of State, PO Box 110375, Juneau, AK 99811-00015
ARIZONA	Constance Orpeland, Director	Notary Section, 1700 West Washington, 7th Floor, State Capitol Executive Tower, Phoenix, AZ 85007
ARKANSAS	Clairdie Crowl, Business Services Manager	Office of the Secretary of State, Corporations Division, State Capitol, Little Rock, AR 72201-1094
CALIFORNIA	Alicia Stewart, Manager	Notary Public Section, PO Box 942677, Sacramento, CA 94277-0001
COLORADO	John Andrews, Notary Public Clerk	Office of the Secretary of State, 1560 Broadway, Suite 200, Denver, CO 80202
CONNECTICUT	Peter J. Baracca	Notary Public Unit, 30 Trinity Street, Hartford, CT 06106
DELAWARE	Veronica Roberts, Notary Administrator	Office of the Secretary of State, 401 Federal Street, Suite 3, Dover, DE 19901
D.C.	Roslyn Brown, Section Chief	Notary Commission & Authentication Section, 441 4th St., Room 1C450, Washington, DC 20001
FLORIDA	Jennifer Bertsch, Notary Education Coordinator Charles Canady	Office of the Governor, Notary Section, The Capitol, Rm 2009, Tallahassee, FL 32399-0001 Notary Commission and Derivations Section, Dept. of State, State Capitol, Rm 1801, Tallahassee, FL 32399-0001
GEORGIA	Mike Smith, Communications Director	Georgia Superior Court, Clerks' Cooperative Authority, 1875 Century Blvd., Suite 100, Atlanta, GA 30345
HAWAII	Aun Yamaki, Legal Assistant	Department of Attorney General, 425 Queen Street, Honolulu, HI 96813
IDAHO	Debbie Farnsworth, Administrative Secretary	Office of the Secretary of State, Box 83720, Boise, ID 83720-0080
ILLINOIS	Christina Wynn, Notary Division Supervisor	Litigation Department, 111 East Monroe Street, Springfield, IL 62755
INDIANA	Pam Neff, Notary Public Deputy	Notary Department, State House, Rm 201, Indianapolis, IN 46204
IOWA	Ruth Bernosen, Director of Business Services	Corporations Division, Lucas Ogden Building, 1st Floor, Des Moines, IA 50319
KANSAS	Georgia Lott, Notary Administrator	Office of the Secretary of State, First Floor Memorial Hall, 120 S.W. 10th Ave., Topeka, KS 66612-1594
KENTUCKY	Kim Bagwell, Administrative Specialist/Principal	The Notary Public Division, Office of the Secretary of State, PO Box 821, Frankfort, KY 40602-0821
LOUISIANA	Cynthia Cotten, Administrative Specialist	Notary Division, PO Box 94124, Baton Rouge, LA 70804
MAINE	Therese R. Poulin, Notary Public Officer	Bureau of Corporations, Elections & Commissions, 101 State House Station, Augusta, ME 04333-0101
MARYLAND	Debbie Elliott, Notary Public Officer	Notary Division, Office of the Secretary of State, State House, Annapolis, MD 21401
MASSACHUSETTS	Francis Gould, Director	Notary Section, Office of the Secretary of the Commonwealth, One Ashburton Place, Rm 1719, Boston, MA 02108
MICHIGAN	Elena Beasley, Manager	Office of the Great Seal, 717 West Allegan St., Lansing, MI 48918
MINNESOTA	Julie Lettbauser, Licensing Analyst	Licensing Division, 85 7th Place East, Suite 600, St. Paul, MN 55101-3165
MISSISSIPPI	Nan Ainsworth, Records Analyst	Enforcement/Regulation Notaries, PO Box 136, Jackson, MS 39205 or 202 N. Congress St., Jackson, MS 39201
MISSOURI	Brenda Bleke, Division Director	Commissions Division, PO Box 784, Jefferson City, MO 64102-0784
MONTANA	Lisa Thompson, Notary Compliance Specialist	Office of the Secretary of State, State Capitol, PO Box 20281, Helena, MT 59620
NEBRASKA	Debbie Pester, Notary Administrator	Notary Division, PO Box 95704, Lincoln, NE 68509
NEVADA	Laura "Bru" Ethridge, Notary Division Officer	Office of the Secretary of State, 101 N. Carson Street, Suite 3, Carson City, NV 89701
NEW HAMPSHIRE	Notary Division	Office of the Secretary of State, State House, Rm 204, 107 North Main Street, Concord, NH 03301
N. JERSEY	Monica Jakovic, Notary Supervisor	Division of Revenue, Notary Public Unit, PO Box 452, Trenton, NJ 08625
NEW MEXICO	Peter C. Garcia, Director	Office of the Sec. of State, State Capitol, Suite 420, Santa Fe, NM 87503
NEW YORK	Daniel E. Shapiro, Assistant Director	Licensing and Services Division, Department of State, 84 Holland Ave., Albany, NY 12208-3490
N. CAROLINA	Gayle L. Holder, Administrator	The Notary Public Section, Dept. of the Sec. of State, PO Box 29622, Raleigh, NC 27625-0622
N. DAKOTA	Mary Feist, Supervisor	Admin. & Lic. Div., Office of the Secretary of State, 600 East Boulevard Ave., Dept. 108, Bismark, ND 58505-0500
OHIO	Sandra Costa, Commission Clerk	Office of the Governor, 77 S. High Street, 19th Floor, Columbus, OH 43215
OKLAHOMA	Mary Anne Watts, Notary Supervisor	Notary Public Department, 2300 N. Lincoln Blvd., Suite 101, Oklahoma City, OK 73105
OREGON	Tom Wrosch, Notary Public Supervisor	Office of the Secretary of State, 255 Capitol St. NE, Suite 151, Salem, OR 97310-1327
PENNSYLVANIA	Robin Cole, Notary Administrator	Bureau of Commissions, Elections & Legislation, 303 N. Office Building, Harrisburg, PA 17120
RHODE ISLAND	Justine Saxton Almeida, Notary Supervisor	Notary Division, 160 North Main Street, Providence, RI 02903-1335
S. CAROLINA	J. Spencer Hewitt, Notary Clerk	Notary Public Division, PO Box 11350, Columbia, SC 29211
S. DAKOTA	Kea Warner, Notary Clerk	Notary Public Division, 500 East Capitol Rm 204, Pierre, SD 57501-5077
TENNESSEE	Darlene Lawrence, Notary Supervisor	Office of the Secretary of State, 312 Eighth Ave. North, 6th Floor, William R. Snodgrass Tower, Nashville, TN 37243
TEXAS	Charlene Kramer, Supervisor	Notary Public Unit, Secretary of State, PO Box 13315, Austin, TX 78711-3375
UTAH	Fran Fish, Notary Public Administrator	Div. of Corporations and Commercial Code, 160 E. 300 South, Salt Lake City, UT 84114
VERMONT	Kathleen Walters, Notary Supervisor	Office of the Secretary of State, 26 Terrace Street, Drawer 09, Montpelier, VT 05609-1101
VIRGINIA	Michelle Ford, Notary Specialist	Notary Public Division, PO Box 1795, Richmond, VA 23218-1795
WASHINGTON	Jon Donnellan, Management Service Manager Linda Mead, Program Manager	Dept. of Licensing, PO Box 9027, Olympia, WA 98507
WEST VIRGINIA	Catherine F. Frouin, Executive Assistant	Office of the Secretary of State, State Capitol, Suite 157-K, Charleston, WV 25305-0775
WISCONSIN	Marlorie Egan, Administrator	Gov't Records Division, Office of Sec. of State, Notary Records, PO Box 7848, Madison, WI 53707
WYOMING	Jeri Melness, Documents Registrar	Office of the Secretary of State, State Capitol, Cheyenne, WY 82002

**PHOENIX, AZ**

**ARIZONA**

**ALBUQUERQUE**

(334) 242-7205		www.sos.state.al.us/notary/index.htm
(505) 565-3599	notary@gov.state.ak.us	www.gov.state.ak.us/lgov/notarynews/index2.html
(602) 542-4758	notary@mail.sosaz.com/www.sosaz.com/notary/	www.sosaz.com/notary/
(501) 682-3409	business@small.state.ar.us	www.sosweb.state.ar.us/business.html
(916) 653-3595	notaries@ss.ca.gov	www.ss.ca.gov/business/notary/notary.htm
(305) 894-2680		www.sos.state.co.us/pubs/info_center/contact.html
(860) 509-6230	peter.bartucci@po.state.ct.us	www.sos.state.ct.us/Records/LegislativeServices/RI/SLindex.html#Notary
(307) 739-4111		www.state.de.us/sos/nophone.html
(202) 727-5117	fl_gov_notary@coy.state.fl.us	os.dc.gov/info/notary/notary.shtml
(857) 922-3400		www.myflorida.com/myflorida/government/en/learn/notary/index.html
(850) 852-7521		www.gccoca.org
(404) 327-6023	mike.smith@gccoca.org	www.state.hi.us/ag/notary/content.htm
(808) 586-2218		www.idoc.state.il.us/notary/index.htm
(206) 332-7810	dfraywo@idoc.state.id.us	www.sos.state.il.us/department/index/division.html
(217) 782-7017		www.state.in.us/sos/bus_service/notary/
(317) 232-6542		www.sos.state.in.us/
(515) 281-5204	rhermsen@sec.state.ia.us	www.kcsos.org
(785) 296-2239	kcsos@kcsos.org	www.sos.state.ks.us/ADMIN/NOTARY/NOTARY.HTM
(502) 564-3490 ext. 413	khaymel@mail.state.sos.ky.us	www.notaries@sec.state.la.us
(225) 342-4981	notary@sec.state.la.us	www.state.me.us/sos/cec/ico/notary/r.html
(207) 287-4181	cec_notaries@state.me.us	www.sos.state.md.us/sos/admin2/html/notary.html
(410) 974-5520	notaries@sos.state.md.us	www.state.ma.us/sec/pre/prevol/othow.htm
(617) 727-2836	pre@sec.state.ma.us	www.sos.state.mi.us/grease/notaries/notaries.html
(517) 373-2531	notary@sos.state.mi.us	www.ec.merch.state.mn.us/pages/NotaryMain.htm
(651) 296-6319	Licensing.Commerce@state.mn.us	www.sos.state.ms.us/busserv/notaries/notaries.html
(601) 359-1615	notarymail@sos.state.ms.us or nainsworth@sos.state.ms.us	mod.sos.state.mo.us/bus-sec/soscom.html
(573) 751-4756	rickeb@semail.state.mo.us	www.state.mt.us/s/Notaries/Instructions/instructions.html
(406) 444-5379	sos@state.mt.us	www.nol.org/80/home/SOS/Notary/notary-t.htm
(402) 471-2558	sos07@not.org	www.sos.state.mt.us/notary/notary_info.htm
(775) 684-5708	innotary@govmail.state.nv.us or bebhid@govmail.state.nv.us	www.state.nh.us/sos/notary.htm
(603) 271-3242	ek.thoms@sos.state.nh.us	www.state.nj.us/treasury/revenue/dcr/programs/notary.html
(609) 633-8257		www.sos.state.ny.us/notary-opee.htm
(505) 827-3600/800-477-3632	spetery@state.nm.us	www.dos.state.ny.us/cns/notary1.html
(518) 473-2728	licensing@dos.state.ny.us	www.secretary.state.nc.us/notary
(919) 807-2131	notaries@mail.socstate.nc.us	www.state.nd.us/sec/Notary/notary.nv.htm
(701) 328-2000	notaries@state.nd.us	www.sos.state.ok.us/notary/notary_welcome.htm
(614) 644-4559		www.sec.state.or.us/corporation/notary/notary.htm
(405) 521-2516	mary.a.watts@sos.state.ok.us	www.dos.state.pa.us/lce/notaries/
(503) 986-2400	oregan.notary@state.or.us	www.corp.state.pa.us/notaries/notaries.htm
(717) 787-5280		www.sos.com/notary/index.htm
(401) 222-1467	notaries@sec.state.ri.us	www.state.sd.us/sos/Notaries/notarycover.htm
(803) 734-2119		www.state.tn.us/sos/service.htm#notary
(605) 773-5666	kca.warne@state.sd.us	www.sos.state.tx.us/stalidoc/index.shtml
(615) 741-3699		www.commerce.state.ut.us/corporat/notarypublic.htm
(512) 463-5705	clramer@%a.state.tx.us	vermont-archives.org/notaryinfo.html
(801) 530-4849	fish@hr.state.ut.us	www.sos.state.va.us/sotary.htm
(802) 828-2308	kravitz@sos.state.vt.us	www.vt.gov/dol/tpo/notfront.htm
(804) 786-2441	mford@gov.state.va.us	
(360) 654-1550	lunnotable@dol.wa.gov	
(304) 558-6000	clerotic@sos.reary.state.wv.us	www.state.wv.us/sos/notary/default.htm
(668) 966-5594		budget.state.wi.us/agencies/sos/notary.htm
(307) 777-5407	jmcshn@state.wy.us	sos.wv.state.wy.us/notary/notary.htm

# FISCAL NOTE

**STATE OF ALASKA**  
**2005 LEGISLATIVE SESSION**

Fiscal Note Number: 1 \*\*CORRECTED\*\*  
 Bill Version: HB 97  
 (H) Publish Date: 1/26/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: GOV  
 Title: An Act relating to c RDU: Office of the Lt. Governor  
affirmations, and acknowledgements Component: Office of the Lt. Governor  
 Sponsor: Governor  
 Requester: Rules Component No.: 11

**Expenditures/Revenues** (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL EXPENDITURES</b>						
<b>CHANGE IN REVENUES ( )</b>	<b>8.7</b>	<b>8.7</b>	<b>8.7</b>	<b>8.7</b>	<b>8.7</b>	<b>8.7</b>

**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)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2005) cost: 0.0  
 Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

The proposed fee changes for certificates from \$2 to \$5, as set out in Section 6 of the bill, will generate anticipated 8.7 in additional unrestricted revenues.

Prepared by: Linda J. Perez, Director Phone: 465-3876  
 Division: Administrative Services Date/Time: 1/24/05 3:41 PM  
 Approved by: Lt. Governor Luren Leman Date: 1/24/2005  
 Agency: Office of the Lt. Governor

**HB**

**98**

AMENDMENT

OFFERED IN THE HOUSE  
TO: HB 98

BY REPRESENTATIVE ELKINS

- 1 Page 2, line 30:
- 2 Delete "two"
- 3 Insert "two [THREE]"

HB 98



FRANK H. MURKOWSKI  
GOVERNOR  
GOVERNOR@GOV.STATE.AK.US

P.O. Box 110001  
JUNEAU, ALASKA 99811-0001  
(907) 465-3500  
FAX (907) 465-3532  
WWW.GOV.STATE.AK.US

STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

January 20, 2005

The Honorable John Harris  
Speaker of the House  
Alaska State Legislature  
State Capitol, Room 208  
Juneau, AK 99801-1182

Dear Speaker Harris:

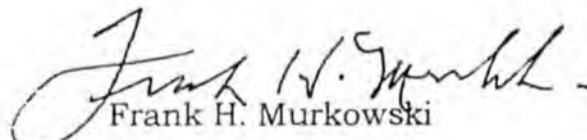
Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the compensation of certain public officials, officers, and employees not covered by collective bargaining agreements.

This bill would revise the salary schedule for certain state officials, officers, and employees who are not covered by collective bargaining agreements to bring those salaries into line with employees in the supervisory bargaining unit.

Additionally, this bill would provide for a two percent increase in fiscal years 2006 and 2007, to parallel the offer the state extended to bargaining units with similarly situated employees. This proposal would cover employees in the executive, legislative, and judicial branches of state government who are not covered by a collective bargaining agreement.

I urge your prompt and favorable action on this measure.

Sincerely yours,

  
Frank H. Murkowski  
Governor

Enclosure

HOUSE BILL NO. 98 *am*

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 1/21/05  
Referred: State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the compensation of certain public officials, officers, and employees  
2 not covered by collective bargaining agreements; and providing for an effective date."

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

4 \* Section 1. AS 59.27.011(a) is repealed and reenacted to read:

5 (a) The following monthly basic salary schedule is approved as the pay plan  
6 for classified and partially exempt employees in the executive branch of the state  
7 government who are not members of a collective bargaining unit established under the  
8 authority of AS 23.40.070 - 23.40.260 (Public Employment Relations Act), and for  
9 employees of the legislature under AS 24:

10	Range	Step	Step	Step	Step	Step	Step
11	No.	A	B	C	D	E	F
12	05	1724	1773	1822	1874	1929	1981
13	06	1822	1874	1929	1981	2038	2098
14	07	1929	1981	2038	2098	2163	2230

1	08	2038	2098	2163	2230	2294	2366
2	09	2163	2230	2294	2366	2440	2510
3	10	2294	2366	2440	2510	2587	2663
4	11	2440	2510	2587	2663	2753	2840
5	12	2587	2663	2753	2840	2936	3035
6	13	2753	2840	2936	3035	3142	3255
7	14	2936	3035	3142	3255	3368	3496
8	15	3142	3255	3368	3496	3608	3744
9	16	3368	3496	3608	3744	3878	4015
10	17	3608	3744	3878	4015	4152	4295
11	18	3878	4015	4152	4295	4429	4597
12	19	4152	4295	4429	4597	4740	4914
13	20	4429	4597	4740	4914	5061	5249
14	21	4740	4914	5061	5249	5410	5606
15	22	5061	5249	5410	5606	5788	5997
16	23	5410	5606	5788	5997	6196	6426
17	24	5788	5997	6196	6426	6641	6866
18	25	6196	6426	6641	6866	7115	7379
19	26	6426	6641	6866	7115	7379	7645
20	27	6641	6866	7115	7379	7645	7932
21	28	6866	7115	7379	7645	7932	8209
22	29	7115	7379	7645	7932	8209	8498
23	30	7379	7645	7932	8209	8498	8797

24 \* Sec. 2. AS 39.27.011(e) is amended to read:

25 (e) Effective July 1, 2005 [2001], the amounts set out in the salary schedule  
26 contained in (a) of this section are increased by two percent.

27 \* Sec. 3. AS 39.27.011(i) is amended to read:

28 (f) Effective July 1, 2006 [2002], the amounts set out in the salary schedule  
29 contained in (a) of this section, as increased under (e) of this section, are increased by  
30 two percent.

31 \* Sec. 4. The uncodified law of the State of Alaska is amended by adding a new section to

1 read:

2 SALARY ADJUSTMENTS FOR CERTAIN EXEMPT OFFICERS AND  
 3 EMPLOYEES OF THE EXECUTIVE BRANCH. Public officers and permanent and  
 4 temporary employees in the executive branch of the state government, other than the governor  
 5 and lieutenant governor, who are in the exempt service under AS 39.25, are not members of a  
 6 collective bargaining unit established under AS 23.40.070 - 23.40.260 (Public Employment  
 7 Relations Act), and are not otherwise covered by AS 39.27.011(a), are entitled to receive  
 8 salary adjustments comparable to those received by classified and partially exempt employees  
 9 of the executive branch under AS 39.27.011(a), as repealed and reenacted by sec. 1 of this  
 10 Act, and AS 39.27.011(e) and (f), as amended by secs. 2 and 3 of this Act.

11 \* Sec. 5. The uncodified law of the State of Alaska is amended by adding a new section to  
 12 read:

13 SALARY ADJUSTMENTS FOR CERTAIN EMPLOYEES OF THE JUDICIAL  
 14 BRANCH. (a) Permanent and temporary employees in the judicial branch of the state  
 15 government, other than magistrates and judicial officers, who are not members of a collective  
 16 bargaining unit established under AS 23.40.070 - 23.40.260 (Public Employment Relations  
 17 Act) are entitled to receive salary adjustments comparable to those received by classified and  
 18 partially exempt employees of the executive branch under AS 39.27.011(a), as repealed and  
 19 reenacted by sec. 1 of this Act, and AS 39.27.011(e) and (f), as amended by secs. 2 and 3 of  
 20 this Act.

21 (b) Justices of the supreme court, judges of the court of appeals and the superior and  
 22 district courts, and magistrates are entitled to receive salary adjustments provided for in secs.  
 23 1, 2, and 3 of this Act, in accordance with AS 22.05.140(d), AS 22.07.090(c),  
 24 AS 22.10.190(d), and AS 22.15.220(b) and (e).

25 \* Sec. 6. The uncodified law of the State of Alaska is amended by adding a new section to  
 26 read:

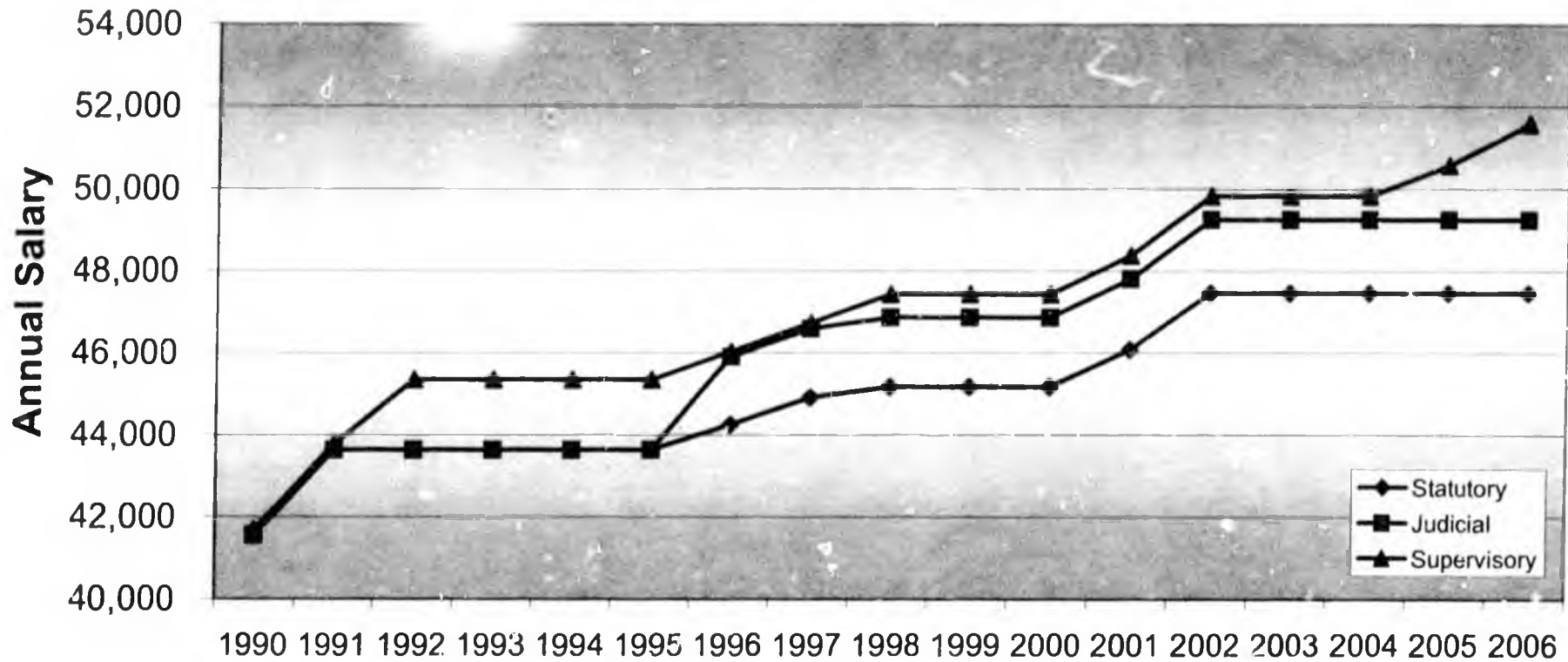
27 SALARY INCREASES FOR CERTAIN EMPLOYEES OF THE UNIVERSITY OF  
 28 ALASKA. The employees of the University of Alaska who are not members of a collective  
 29 bargaining unit are entitled to receive salary increases in accordance with the compensation  
 30 policy of the Board of Regents of the University of Alaska.

31 \* Sec. 7. This Act takes effect July 1, 2005.

## Comparison of Statutory, Judicial and Supervisory Salary Schedules

Year	Statutory	Judicial	Supervisory
1990	41,568	41,568	41,688
1991	43,644	43,644	43,776
1992	43,644	43,644	45,348
1993	43,644	43,644	45,348
1994	43,644	43,644	45,348
1995	43,644	43,644	45,348
1996	44,256	45,912	46,032
1997	44,916	46,596	46,728
1998	45,180	46,872	47,424
1999	45,180	46,872	47,424
2000	45,180	46,872	47,424
2001	46,080	47,808	48,372
2002	47,460	49,248	49,824
2003	47,460	49,248	49,824
2004	47,460	49,248	49,824
2005	47,460	49,248	50,568
2006	47,460	49,248	51,576

Annual salary based on Range 18C with no geographic differential  
Comparable to Attorney I, Accountant III and Revenue Auditor III



Source: AKPAY

x:Projects/Historical Wage Negotiations/BU vs Noncovered Wage Increases since 1990-Leg-050126

Prepared by C. Preecs, Human Resource Specialist, Division of Personnel

### Historical Negotiated Wage Increase Summary

% CPI Change	Year	CPI-U	Wage Increases for Noncovered (XE & PX)	Wage Increases for XJ	Negotiated Wage Incr GGU 2&3	Negotiated Wage Incr GGU 1	Negotiated Wage Incr SU	Negotiated Wage Incr LTC	Negotiated Wage Incr CEA	Negotiated Wage Incr PSEA	Negotiated Wage Incr TEAME	Negotiated Wage Incr AVTECTA	Negotiated Wage Incr ACSEA
6.2%	1990	118.6	3.30	3.30	3.30	4.25	3.7, 4.08	3.3, 4.6	3.30	3.30	1.70		
4.6%	1991	124	5.00	5.00	5.00	5.00	5.00	4.5, 3.2	5.00	5.00	5.00		
3.4%	1992	128.2			3.60	3.60	3.60	3.60	3.60	3.60	3.60		
3.1%	1993	132.2											
2.1%	1994	135			0.00	-					1.60		
2.9%	1995	138.9			0.00	-			2.50		2.00		1.40
2.7%	1996	142.7	1.40	5.20	1.40	1.40	1.40	1.40	0.00	1.50	3.00		
1.5%	1997	144.8	1.50	1.50	0.75	0.75	0.75	0.75	1.50	1.50		0.75	
1.5%	1998	146.9	0.60	0.60	0.75	0.75	0.75	0.75	0.00	1.50			
1.0%	1999	148.4			0.00	-							
1.7%	2000	150.9	1200 Lump	1200 Lump	1200 Lump	1200 Lump	1200 Lump	1200 Lump	1200 Lump	1200 Lump	1200 Lump	1200 Lump	1200 Lump
3%	2001	155.2	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00	2.00
2%	2002	158.2	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00	3.00
3%	2003	162.5											
3%	2004	166.7											
	2005				1.50	1.50	1.50	2.00	2.00	?	1.00	?	
	2006				2.00	2.00	2.00	2.00	2.00	?	2.00	?	

## Annual Salary at Range 16C by Designated Salary Schedule

Salary Schedules	Annual Salary 16 C	Annual Salary 16C (effective 2006)
Supervisory	43,296	44,820
Confidential	42,888	44,616
Judicial	42,744	42,744
General Govt	42,468	43,968
Post Secondary	41,376	41,376
Statutory	41,184	41,184

This list of Salary Schedules does not include, Labor, Trades and Crafts, Troopers, Airport Safety Officers and Marine units or Teachers who have a different salary range scales that do not include range 16.

### Comparison of Statutory and Supervisory Salary Schedules after bargained increases

Range 23 in Supervisory Salary Schedule effective 2006

Step A	Step B	Step C	Step D	Step E	Step F
67212	69720	71916	<b>74508</b>	76980	79824

Range 26 in Statutory Salary Schedule if no changes occur

Step A	Step B	Step C	Step D	Step E	Step F
73752	76248	78828	81744	84816	87852

# FISCAL NOTE

**STATE OF ALASKA**  
**2005 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: HB9E  
 ( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: All  
 Title: Compensation of non-covered employees RDU: Alaska Court System  
 Component: All  
 Sponsor: Rules Committee  
 Requester: Alaska Court System Component No. \_\_\_\_\_

**Expenditures/Revenues** (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2005	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services	1,267.7	2,116.9	2,116.9	2,116.9	2,116.9	2,116.9
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>1,267.7</b>	<b>2,116.9</b>	<b>2,116.9</b>	<b>2,116.9</b>	<b>2,116.9</b>	<b>2,116.9</b>

<b>CAPITAL EXPENDITURES</b>						
-----------------------------	--	--	--	--	--	--

<b>CHANGE IN REVENUES ( )</b>						
-------------------------------	--	--	--	--	--	--

**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	1,267.7	2,116.9	2,116.9	2,116.9	2,116.9	2,116.9
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type—Do not abbreviate)						
<b>TOTAL</b>	<b>1,267.7</b>	<b>2,116.9</b>	<b>2,116.9</b>	<b>2,116.9</b>	<b>2,116.9</b>	<b>2,116.9</b>

Estimate of any current year (FY2005) cost: 0.0  
 Check this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time					
Part-time					
Temporary					

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

This bill provides a revised salary schedule for employees of the Alaska Court System, bringing their salaries into conformity with previously negotiated salaries for the supervisory bargaining unit in the Executive Branch. In addition, these employees would receive a two percent across-the-board increase in fiscal years 2006 and 2007, to parallel certain recently negotiated bargaining unit increases. Employees of the court system are not members of a bargaining unit at the present time.

Prepared by: C.S. Christensen III, Deputy Administrative Director Phone 463-4736  
 Division: Alaska Court System Date/Time: 2/16/05 11:40 AM  
 Approved by: Stephanie Cole, Administrative Director Date: 02/16/05  
 Agency: Alaska Court System

FISCAL NOTE

STATE OF ALASKA  
2005 LEGISLATIVE SESSION

BILL NO. HB98

ANALYSIS CONTINUATION

<u>Component</u>	<u>FY2006</u>	<u>FY2007</u>
Appellate Courts	100.1	172.4
Trial Courts	1,009.3	1,078.3
Administration	137.6	231.1
Alaska Judicial Council	16.1	27.2
Alaska Judicial Conduct	4.6	7.9
Total General Funds	1,267.7	2,116.9

Laws on book  
Similar to HB418  
(2000 + 1991).

Loise -  
These are examples of similar  
past laws (2000 + 1991)  
increasing exempt employees  
salaries. If Paul wants  
me to analyze for similarities,  
let me know, but I think it would  
take longer than this committee.



LAWS OF ALASKA

2000

THIRD SPECIAL SESSION

Source  
CSRS 1002201

Chapter No  
2

AN ACT

Setting the compensation and certain benefits of certain public officials, officers, and employees not covered by collective bargaining agreements; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: June 2, 2000  
Actual Effective Date: July 1, 2000

AN ACT

1 Setting the compensation and certain benefits of certain public officials, officers, and  
2 employees not covered by collective bargaining agreements; and providing for an effecti..  
3 date.

4  
5 \* Section 1. AS 39.20.010 is amended by adding new subsections to read:

6 (b) Effective July 1, 2001, the amount set out in (a) of this section is increased  
7 by two percent.

8 (c) Effective July 1, 2002, the amount set out in (a) of this section, as  
9 increased under (b) of this section, is increased by three percent.

10 \* Sec. 2. AS 39.20.030 is amended by adding new subsections to read:

11 (b) Effective July 1, 2001, the amount set out in (a) of this section is increased  
12 by two percent.

13 (c) Effective July 1, 2002, the amount set out in (a) of this section, as  
14 increased under (b) of this section, is increased by three percent.

Chapter 2

1 \* Sec. 3. AS 39.27.011(a) is repealed and reenacted to read:  
 2 (a) The following monthly basic salary schedule is approved as the pay plan  
 3 for classified and partially exempt employees in the executive branch of the state  
 4 government who are not members of a collective bargaining unit established under the  
 5 authority of AS 23.40.070 - 23.40.260 (Public Employment Relations Act), and for  
 6 employees of the legislature under AS 24:

7 Range	Step	Step	Step	Step	Step	Step
8 No.	A	B	C	D	E	F
9 05	1557	1602	1647	1693	1743	1789
10 06	1647	1693	1743	1789	1841	1895
11 07	1743	1789	1841	1895	1954	2014
12 08	1841	1895	1954	2014	2071	2137
13 09	1954	2014	2071	2137	2306	2269
14 10	2071	2137	2206	2269	2338	2409
15 11	2206	2269	2338	2409	2491	2568
16 12	2338	2409	2491	2568	2656	2745
17 13	2491	2568	2656	2745	2842	2946
18 14	2656	2745	2842	2946	3049	3165
19 15	2842	2946	3049	3165	3267	3392
20 16	3049	3165	3267	3392	3515	3640
21 17	3267	3392	3515	3640	3765	3895
22 18	3515	3640	3765	3895	4022	4174
23 19	3765	3895	4022	4174	4302	4463
24 20	4022	4174	4302	4463	4599	4767
25 21	4302	4463	4599	4767	4918	5095
26 22	4599	4767	4918	5095	5263	5457
27 23	4918	5095	5263	5457	5639	5850
28 24	5263	5457	5639	5850	6048	6253
29 25	5639	5850	6048	6253	6484	6727
30 26	5850	6048	6253	6484	6727	6969
31 27	6048	6253	6484	6727	6969	7234

Chapter 2

1 28	6253	6484	6727	6969	7234	7486
2 29	6484	6727	6969	7234	7486	7750
3 30	6727	6969	7234	7486	7750	8023

4 \* Sec. 4. AS 39.27.011(e) is repealed and reenacted to read:  
 5 (e) Effective July 1, 2001, the amounts set out in the salary schedule contained  
 6 in (a) of this section are increased by two percent.

7 \* Sec. 5. AS 39.27.011(f) is repealed and reenacted to read:  
 8 (f) Effective July 1, 2002, the amounts set out in the salary schedule contained  
 9 in (a) of this section, as increased under (e) of this section, are increased by three  
 10 percent.

11 \* Sec. 4. AS 39.30.095(b) is amended to read:  
 12 (b) After obtaining the advice of an actuary, the commissioner of  
 13 administration shall determine the amount necessary to provide benefits under  
 14 AS 39.30.090, 39.30.091, and 39.30.160 and, subject to (f) of this section, shall set  
 15 the rate of employer contribution and employee contribution, if any. With money in  
 16 the fund, the commissioner of administration shall pay premiums, claims, and  
 17 administrative costs required under the insurance policies in effect under AS 39.30.090  
 18 and 39.30.160, or required under self-insurance arrangements in effect under  
 19 AS 39.30.091.

20 \* Sec. 7. AS 39.30.095 is amended by adding a new subsection to read:  
 21 (f) Notwithstanding (b) of this section, the rate of employer contribution to  
 22 provide hospital, surgical, dental, audiovisual, and other medical care benefits under  
 23 AS 39.30.091 is \$515 monthly beginning July 1, 2000; \$575 monthly beginning July 1,  
 24 2001; and \$630 monthly beginning July 1, 2002, for the following employees and  
 25 officials:

- 26 (1) employees in the executive branch of the state government,  
 27 including the governor and lieutenant governor, who are not members of a collective  
 28 bargaining unit established under the authority of AS 23.40.070 - 23.40.260 (Public  
 29 Employment Relations Act);
- 30 (2) officials and employees of the legislative branch of state  
 31 government under AS 24;

## Chapter 2

(3) employees in the judicial branch of state government, including registrars and other judicial officers, who are not members of a collective bargaining unit established under AS 23.40.070 - 23.40.260 (Public Employment Relations Act).

\* Sec. 8. AS 39.27.011(g) is repealed.

\* Sec. 9. The uncodified law of the State of Alaska is amended by adding a new section to read:

**LUMP SUM PAYMENT FOR EMPLOYEES OF THE LEGISLATIVE BRANCH AND CERTAIN OFFICERS AND EMPLOYEES OF THE EXECUTIVE BRANCH.** (a)

Subject to an appropriation for fiscal year 2001 for that purpose, and except as provided in

(b) of this section, classified and partially exempt officers and employees in the executive branch of the state government who are not members of a collective bargaining unit established under the authority of AS 23.40.070 - 23.40.260 (Public Employment Relations Act), and employees of the legislature under AS 24, other than legislators, employed and in pay status on July 1, 2000, are entitled to receive a lump sum payment of \$1,200, reduced by \$50 for each pay period that the officer or employee was not in pay status in fiscal year 2000. The lump sum shall also be reduced by amounts necessary to pay mandatory employee and employer deductions.

(b) Notwithstanding the requirements of (a) of this section, employees of the legislature, other than legislators, who would otherwise be entitled to payment under (a) of this section but who were not employed or in pay status on July 1, 2000, because their employment was limited to the legislative session are entitled to receive the prorated lump sum payment provided in (a) of this section.

\* Sec. 10. The uncodified law of the State of Alaska is amended by adding a new section to read:

**LUMP SUM PAYMENT FOR CERTAIN ELECTED AND APPOINTED OFFICIALS, MAGISTRATES, AND JUDICIAL OFFICERS.** Justices of the supreme court, judges of the court of appeals and the superior and district courts, magistrates, the governor, and the lieutenant governor are entitled to receive the lump sum payment provided for in sec. 9 of this Act, subject to the conditions set out in that section.

\* Sec. 11. The uncodified law of the State of Alaska is amended by adding a new section to read:

CSHB 3002(FIN)

## Chapter 2

**SALARY ADJUSTMENTS AND LUMP SUM PAYMENT FOR CERTAIN EXEMPT OFFICERS AND EMPLOYEES OF THE EXECUTIVE BRANCH.** Public officers and permanent and temporary employees in the executive branch of the state government, other than the governor and lieutenant governor, who are in the exempt service under AS 39.25, are not members of a collective bargaining unit established under AS 23.40.070 - 23.40.260 (Public Employment Relations Act), and are not otherwise covered by AS 39.27.011(a), are entitled to receive

(1) salary adjustments comparable to those received by classified and partially exempt employees of the executive branch under AS 39.27.011(e) and (f), as repealed and reenacted by secs. 4 and 5 of this Act; and

(2) the lump sum payment provided for in sec. 9 of this Act, subject to the conditions set out in that section.

\* Sec. 12. The uncodified law of the State of Alaska is amended by adding a new section to read:

**SALARY ADJUSTMENTS AND LUMP SUM PAYMENT FOR CERTAIN EMPLOYEES OF THE JUDICIAL BRANCH.** (a) Permanent and temporary employees in the judicial branch of the state government, other than magistrates and judicial officers, who are not members of a collective bargaining unit established under AS 23.40.070 - 23.40.260 (Public Employment Relations Act) are entitled to receive

(1) salary adjustments comparable to those received by classified and partially exempt employees of the executive branch under AS 39.27.011(e) and (f), as repealed and reenacted by secs. 4 and 5 of this Act; and

(2) the lump sum payment provided for in sec. 9 of this Act, subject to the conditions set out in that section.

(b) Justices of the supreme court, judges of the court of appeals and the superior and district courts, and magistrates are entitled to receive salary adjustments provided for in secs. 4 and 5 of this Act, in accordance with AS 22.05.140(d), AS 22.07.090(c), AS 22.10.190(d), and AS 22.15.220(b) and (e).

\* Sec. 13. The uncodified law of the State of Alaska is amended by adding a new section to read:

**SALARY INCREASES FOR CERTAIN EMPLOYEES OF THE UNIVERSITY OF**

Chapter 2

- 1 ALASKA. The employees of the University of Alaska who are not members of a collective
- 2 bargaining unit are entitled to receive salary increases in accordance with the compensation
- 3 policy of the Board of Regents of the University of Alaska.
- 4 \* Sec. 14. This Act takes effect July 1, 2000.

CSHB 3002(FIN)

Chapter 18

1 for distribution under AS 21.15.110. HOWEVER, INCOME EARNED ON MONEY  
 2 AWARDED AFTER TRIAL IN STATE V. AMERADA HESS, ET AL., 1JU-77-847 CIV.  
 3 (SUPERIOR COURT, FIRST JUDICIAL DISTRICT) SHALL BE TREATED IN THE SAME  
 4 MANNER AS OTHER INCOME OF THE ALASKA PERMANENT FUND, EXCEPT THAT  
 5 IT IS NOT AVAILABLE FOR DISTRIBUTION TO THE DIVIDEND FUND, AND SHALL  
 6 BE ANNUALLY DEPOSITED INTO THE PRINCIPAL OF THE ALASKA PERMANENT  
 7 FUND.]

8 \* Sec. 3. AS 4. 1.045 is amended by adding a new subsection to read:

9 (e) Nonwithstanding (b) of this section, income earned on money awarded to or received  
 10 as a result of *State v. Amerada Hess, et al.*, 1JU-77-847 Civ. (Superior Court, First Judicial  
 11 District), including settlement, summary judgment, or adjustment to a royalty-in-kind contract that  
 12 is tied to the outcome of this case, or interest earned on the money, or on the earnings of the  
 13 money shall be treated in the same manner as other income of the Alaska permanent fund, except  
 14 that it is not available for distribution to the dividend fund, and shall be annually deposited into  
 15 the principal of the Alaska permanent fund.

16 \* Sec. 4. AS 43.23.015(e), added by sec. 3 of this Act, is repealed on the day that the proctor of  
 17 natural certifies to the legislature that the Alaska Supreme Court has made a final determination that,  
 18 in the absence of AS 43.23.015(e), added by sec. 3 of this Act, no judge or juror is disqualified from  
 19 serving as judge or juror solely because the judge or juror may qualify to receive a permanent fund  
 20 dividend.  
 21 \* Sec. 5. This Act takes effect immediately under AS 01.10.070(c).



LAWS OF ALASKA

1991

Source  
 CSRS 100(FIN)

AN ACT

Chapter No.  
19

Adding to salaries for officers and employees who are not members of a collective  
 bargaining unit, and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

INCS CSRS 21(M)UD)

1.

Approved by the Governor: June 6, 1991  
 Actual Effective Date: June 7, 1991, retroactive to January 1, 1991

AN ACT

Relating to salaries for officers and employees who are not members of a collective bargaining unit; and providing for an effective date.

Section 1. AS 22.05.140(a) is amended to read:

(a) Except as provided in (d) of this section, the [TNE] monthly base salary of the chief justice is \$8,313 and for each other justice, the monthly base salary is \$8,292.

Sec. 2. AS 22.05.140 is amended by adding a new subsection to read:

(d) Beginning January 1, 1991, if the monthly basic salary for Step E, Range 28, of the salary schedule set out in AS 39.27.011 increases, the monthly base salary of the chief justice and the other justices shall increase by the same percentage. The increase takes effect when the salary increase under AS 39.27.011 takes effect and may be retroactive if consistent with the change in AS 39.27.011. The commissioner of administration shall, by regulation, establish the percentage at which the salary is increased and the increased salary amount.

Sec. 3. AS 22.07.090(a) is amended to read:

(a) Except as provided in (c) of this section, the [TNE] monthly base salary of a judge of the court of appeals is \$7,833. The compensation of a judge may not be diminished during the term of office, unless by a general law applying to all salaried officers of the state.

Sec. 4. AS 22.07.090 is amended by adding a new subsection to read:

(c) Beginning January 1, 1991, if the monthly basic salary for Step E, Range 28, of the

Chapter 19

1 salary schedule set out in AS 39.27.011 increases, the monthly basic salary of the judges of the  
 2 court of appeals shall increase by the same percentage. The increase takes effect when the salary  
 3 increase under AS 39.27.011 takes effect and may be retroactive if consistent with the change  
 4 to AS 39.27.011. The commissioner of administration shall, by regulation, establish the  
 5 percentage at which the salary is increased and the increased salary amount.

6 \* Sec. 5. AS 22.10.190(a) is amended to read:  
 7 (a) Except as provided in (d) of this section, the [THE] monthly basic salary for each  
 8 superior court judge is \$7,667.

9 \* Sec. 6. AS 22.10.190 is amended by adding a new subsection to read:  
 10 (d) Beginning January 1, 1991, if the monthly basic salary for Step B, Range 28, of the  
 11 salary schedule set out in AS 39.27.011 increases, the monthly basic salary of the judges of the  
 12 superior court shall increase by the same percentage. The increase takes effect when the salary  
 13 increase under AS 39.27.011 takes effect and may be retroactive if consistent with the change  
 14 to AS 39.27.011. The commissioner of administration shall, by regulation, establish the  
 15 percentage at which the salary is increased and the increased salary amount.

16 \* Sec. 7. AS 22.15.220(a) is amended to read:  
 17 (a) Except as provided in (e) of this section, the [THE] monthly basic salary for each  
 18 district court judge is \$6,500.

19 \* Sec. 8. AS 22.15.220 is amended by adding a new subsection to read:  
 20 (e) Beginning January 1, 1991, if the monthly basic salary for Step B, Range 28, of the  
 21 salary schedule set out in AS 39.27.011 increases, the monthly basic salary of the judges of the  
 22 district court shall increase by the same percentage. The increase takes effect when the salary  
 23 increase under AS 39.27.011 takes effect and may be retroactive if consistent with the change  
 24 to AS 39.27.011. The commissioner of administration shall, by regulation, establish the  
 25 percentage at which the salary is increased and the increased salary amount.

26 \* Sec. 9. AS 39.27.011(a) is repealed and reinserted to read:  
 27 (a) The following monthly basic salary schedule is approved as the pay plan for classified  
 28 and partially exempt employees in the executive branch of the state government who are not  
 29 members of a collective bargaining unit established under the authority of the Public Employment  
 30 Relations Act and employees of the legislature under AS 24.10 and AS 24.20:

CSSB 118(FIN)

Chapter 19

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																						
Range	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step	Step																						
No.	A	B	C	D	E	F	G	H	I	J	K	L	M	N	O	P	Q	R	S	T	U	V	W	X	Y	Z	AA	AB	AC																						
05	1504	1546	1591	1635	1681	1728	1778	1830	1887	1945	2001	2064	2131	2191	2258	2327	2400	2480	2565	2652	2745	2845	2945	3057	3166	3276	3394	3516	3637	3762	3885	4012	4155	4310	4442	4605	4750	4921	5084	5270	5446	5650	5841	6039	6262	6497	6731	6987	7230	7485	7749

\* Sec. 10. AS 39.27.011 is amended by adding a new subsection to read:

(d) The commissioner of administration shall adopt the regulations required under

CSSB 168(FIN)

Chapter 19

1 AS 22.03.140(K), AS 22.07.09(K), AS 22.10.190(G), and AS 22.15.270(K). The regulations relate  
 2 to the internal management of state agencies and their adoption is not subject to the Administrative  
 3 Procedure Act (AS 64.62). The regulations shall be published in the Alaska Administrative  
 4 Register and Code for informational purposes.

5 \* Sec. 11. EMPLOYEES OF THE JUDICIAL AND LEGISLATIVE BRANCHES, AND CERTAIN  
 6 EXEMPT EMPLOYEES OF THE EXECUTIVE BRANCH. The following employees are entitled to  
 7 receive salary adjustments comparable to those received by the classified and partially exempt employees  
 8 of the executive branch under AS 39.27.01(4) as that subsection is amended in sec. 9 of this Act:

9 (1) judges and permanent and temporary employees of the judicial branch;

10 (2) legislators and permanent and temporary employees of the legislative branch, including  
 11 staff of the ombudsman's office;

12 (3) permanent and temporary employees of the executive branch who are in the exempt  
 13 service under AS 39.25, who are not members of a collective bargaining unit established under the  
 14 Public Employment Relations Act (AS 23.49), and who are not otherwise covered by AS 39.27.01(4).

15 \* Sec. 12. EMPLOYEES OF THE UNIVERSITY OF ALASKA. The employees of the University  
 16 of Alaska who are not members of a collective bargaining unit are entitled to receive salary increases  
 17 in accordance with the compensation policy of the board of regents of the University of Alaska.

18 \* Sec. 13. This Act is retroactive to January 1, 1991.

19 \* Sec. 14. This Act takes effect immediately under AS 01.10.070(G).

CSS# H047(N)

+



LAWS OF ALASKA

1991

Session

HB 210

Chapter No.  
20

AN ACT

Amending the Alaska Securities Act of 1959 to allow fees related to registrations to be  
established by regulation, to provide for regulation, translation, and other procedures  
that avoid duplication, and to provide for exceptions from registration for certain  
securities.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA,

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor June 10, 1991  
Actual Effective Date: September 8, 1991

Chapter 3

- 1 fund (AS 26.23.300) for costs associated with declared disasters.
- 2 \* Sec. 4. The appropriation made by sec. 3 of this Act is to capitalize a fund and does not
- 3 lapse under AS 37.25.010.
- 4 \* Sec. 5. This Act takes effect immediately under AS 01.10.070(c).

SCS CSHB 1001(FDN)

-2-



LAWS OF ALASKA

1996

FIRST SPECIAL SESSION

Source  
CSSB 1001(FIN) am

Chapter No.  
4

AN ACT

Relating to public employee compensation, benefits, and labor relations; relating to salaries and cost-of-living differentials for certain state employees, and to salary surveys and preparation of an annual pay schedule regarding certain state employees; relating to retirement of and early retirement incentives for certain public employees; relating to pay and benefit programs for public employees; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: June 28, 1996  
Actual Effective Date: July 1, 1996

AN ACT

1 Relating to public employee compensation, benefits, and labor relations; relating to salaries  
2 and cost-of-living differentials for certain state employees, and to salary surveys and  
3 preparation of an annual pay schedule regarding certain state employees; relating to retirement  
4 of and early retirement incentives for certain public employees; relating to pay and benefit  
5 programs for public employees; and providing for an effective date.

6  
7 \* Section 1. PURPOSE AND LEGISLATIVE INTENT. The purpose of sec. 7 of this Act  
8 is to affirm the interpretation and practice of the state with regard to the use of criteria similar  
9 to the criteria in the permanent fund dividend program for determining the establishment and  
10 maintenance of state residency for eligibility for the cost-of-living differential under  
11 AS 23.40.210. It is also the intent of the legislature to provide express statutory authority to  
12 the state to establish or clarify those standards through adoption of regulations by the

1 Department of Administration and to set the eligibility criteria for the differential outside the  
2 collective bargaining context.

3 \* Sec. 2. AS 22.05.140(a) is amended to read:

4 (a) Except as provided in (d) of this section, the monthly base salary of the  
5 chief justice is ~~\$2,200~~ [\$2,333] and for each other justice, the monthly base salary is  
6 ~~\$2,150~~ [\$2,292].

7 \* Sec. 3. AS 22.07.190(a) is amended to read:

8 (a) Except as provided in (c) of this section, the monthly base salary of a  
9 judge of the court of appeals is ~~\$8,452~~ [\$7,833]. The compensation of a judge may  
10 not be diminished during the term of office, unless by a general law applying to all  
11 salaried officers of the state.

12 \* Sec. 4. AS 22.10.190(a) is amended to read:

13 (a) Except as provided in (d) of this section, the monthly base salary for each  
14 superior court judge is ~~\$8,460~~ [\$7,667].

15 \* Sec. 5. AS 22.15.220(a) is amended to read:

16 (a) Except as provided in (a) of this section, the monthly base salary for each  
17 district court judge is ~~\$7,179~~ [\$6,300].

18 \* Sec. 6. AS 22.15.220(b) is amended to read:

19 (b) Each magistrate shall receive annual compensation including geographic  
20 differential pay to be determined by the supreme court. Salary increases shall be  
21 determined on the basis of percentage of pay increase the legislature provides for state  
22 employees in the classified service. (THE BASE SALARY OF A MAGISTRATE  
23 SHALL BE INCREASED BY A PERCENTAGE EQUAL TO THREE AND ONE-  
24 HALF PER CENT TIMES THE NUMBER OF STEP INCREASES PROVIDED  
25 UNDER AS 39.27.020 THAT A STATE EMPLOYEE WOULD RECEIVE  
26 WORKING IN THE SAME ELECTION DISTRICT.) A magistrate's annual  
27 compensation may be payable, at the option of the magistrate, either monthly in 12  
28 equal installments or semi-monthly in 24 equal installments.

29 \* Sec. 7. AS 23.40.210 is amended by adding new subsections to read:

30 (b) An employee is eligible for the cost-of-living differential under (a) of this  
31 section only if the individual is a state resident. The required presence of an employee

1 at a work station where room and board are provided or reimbursed by the employer  
2 may not be considered to be physical presence in the state or physical absence from  
3 the state for purposes of determining eligibility for the cost-of-living differential.

4 (c) The commissioner of administration may adopt regulations under AS 44.62  
5 (Administrative Procedure Act) to clarify and implement the criteria for establishing  
6 and maintaining eligibility for the cost-of-living differential.

7 (d) An agreement entered into under AS 23.40.070 - 23.40.260 must require  
8 compliance with the eligibility criteria for receiving the cost-of-living differential  
9 contained in this section and the regulations adopted by the commissioner under (c)  
10 of this section.

11 (e) In this section, "state resident" means an individual who is physically  
12 present in the state with the intent to remain permanently in the state under the  
13 requirements of AS 01.10.055 or, if the individual is not physically present in the state,  
14 intends to return to the state and remain permanently in the state under the  
15 requirements of AS 01.10.055, and is absent only temporarily for reasons allowed  
16 under AS 43.23.095(B) or a successor statute.

17 \* Sec. 8. AS 24.10.100 is amended to read:

18 Sec. 24.10.100. SALARY OF LEGISLATORS. The monthly salary for each  
19 member of the legislature is ~~\$2,001~~ [EQUAL TO STEP A, RANGE 10 OF THE  
20 SALARY SCHEDULE IN AS 39.27.011(u) FOR JUNEAU]. The president of the  
21 senate and the speaker of the house of representatives are each entitled to an additional  
22 \$500 a year during tenure of office.

23 \* Sec. 9. AS 39.20.200 is amended by adding a new subsection to read:

24 (h) Personal leave accrued by an officer or employee during each pay period  
25 shall be converted monthly to a cash value by multiplying the hours accrued during  
26 the pay period in that month by the officer's or employee's annualized hourly rate of  
27 pay for the pay period. The resulting amount shall be added to the cash value amounts  
28 calculated for previous pay periods. The total of all of the cash values is the cash  
29 value of the officer's or employee's personal leave balance.

30 \* Sec. 10. AS 39.20.250(a) is amended to read:

31 (ii) Terminal leave for unused personal leave shall be allowed upon separation

## Chapter 4

1 of the plan or program on the agency's personal services cost and operation. This financial  
 2 report must be approved by the director of the office of management and budget before the  
 3 commissioner of administration may approve the proposed plan or program. The state agency  
 4 shall report each year to the office of management and budget on the cost of each employee's  
 5 participation and the effect on the agency's personal services cost and operation.

6 (b) The office of management and budget shall submit to the legislature annual reports  
 7 on the retirement incentive programs under secs. 22 - 35 of this Act beginning January 15,  
 8 1998, and continuing through January 15, 2000, and shall submit a final report January 15,  
 9 2001. Each report must provide the information necessary for the legislature to evaluate the  
 10 effectiveness of the programs in achieving their objectives. The report must include  
 11 information on the designated employee categories under the incentive programs, the cost to  
 12 the state, the cost to the employee, the annual budgeted amount, by state agency, for the  
 13 incentives, the number of positions deleted or left vacant, and the projected or actual net  
 14 savings over the three-year period, and recommendations to the legislature for changes in  
 15 appropriations that reflect the cost and cost savings resulting from the retirement incentive  
 16 programs.

17 \* Sec. 33. PROGRAM CHANGES. (a) An individual employee does not have a vested  
 18 or contractual right to a benefit under secs. 22 - 35 of this Act until an agreement is executed  
 19 with the administrator that specifically authorizes that employee to participate in the retirement  
 20 incentive program under secs. 22 - 35 of this Act. The legislature reserves the right to change  
 21 any aspect of an incentive program as it relates to employees for whom participation  
 22 agreements have not yet been executed with the administrator.

23 (b) In this section, "administrator" means the administrator of the public employees'  
 24 retirement system for employees who are members of that system, and the administrator of  
 25 the teachers' retirement system for employees who are members of that system.

26 \* Sec. 34. REGULATIONS. The commissioner of administration may adopt regulations  
 27 under AS 44.62 (Administrative Procedure Act) to implement and interpret secs. 22 - 30 and  
 28 32 - 35 of this Act.

29 \* Sec. 35. DEFINITIONS. (a) Unless otherwise provided in secs. 22 - 35 of this Act, the  
 30 definitions set out in AS 14.25.220 apply to provisions in secs. 23 - 31 of this Act that relate  
 31 to the teachers' retirement system and members of the teachers' retirement system.

## Chapter 4

1 (b) Unless otherwise provided in secs. 22 - 35 of this Act, the definitions set out in  
 2 AS 39.35.680 apply to provisions in secs. 23 - 31 of this Act that relate to the public  
 3 employees' retirement system and members of the public employees' retirement system except  
 4 that "employer" does not include a school district.

5 (c) In secs. 22 - 35 of this Act,

6 (1) "office of management and budget" means the office of management and  
 7 budget in the Office of the Governor;

8 (2) "public employees' retirement system" means the Public Employees'  
 9 Retirement System of Alaska (AS 39.35);

10 (3) "state agency"

11 (A) means

12 (i) the judicial branch of state government;

13 (ii) a principal department of the executive branch of state  
 14 government; an independent state entity that is attached to a principal  
 15 department of the executive branch for administrative purposes but that is not  
 16 a public organization as defined in AS 39.35.680 is part of that department for  
 17 purposes of this clause; and

18 (ii) the Office of the Governor;

19 (B) does not include

20 (i) the University of Alaska;

21 (ii) a political subdivision of the state; or

22 (iii) a public organization as defined in AS 39.35.680;

23 (4) "teachers' retirement system" means the Teachers' Retirement System of  
 24 Alaska (AS 14.25).

25 \* Sec. 36. SALARY ADJUSTMENTS FOR CERTAIN EXEMPT EMPLOYEES OF THE  
 26 EXECUTIVE BRANCH. Permanent and temporary employees of the executive branch who  
 27 are in the exempt service under AS 39.25, who are not members of a collective bargaining  
 28 unit established under the Public Employment Relations Act (AS 23.4C), and who are not  
 29 otherwise covered by AS 39.27.C 1(a), are entitled to receive salary adjustments comparable  
 30 to those received by the classified and partially exempt employees of the executive branch  
 31 under AS 39.27.011(e) - (g), as enacted by sec. 11 of this Act.

Paul – this is what I came up with talking to Craver. She wasn't too familiar with the bill but saw no problems with it.

---

This bill is not at all unusual. Almost every single time the union gets an increase the non-unionized people get an increase. On a periodic basis almost the same bill as HB98 comes before the legislature. Each year the legislature has to fund these increases.

Craver suggests you ask the representative present from the executive branch why exempt employees get to "ride on the coat tails" of union bargainers and why the unions let them.

Craver suspects that when the union is bargaining, it could care less about exempt employees, that they do not take that into consideration when negotiating. The legislature still has to come back and fund the negotiated union increases. According to Craver, this does not bind the legislature in any way to fund future negotiated increases.

She does not think it is a problem. Craver is trying to come up with the most recent legislation (90?) that had the same effect for exempt employees.

# FISCAL NOTE

**STATE OF ALASKA**  
**2005 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: HB 98  
 ( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Legislature  
 Title "An Act relating to the compensation of BRU All  
certain public officials, officers, and employees ..... Component: All  
 Sponsor House Rules by request of the Governor  
 Requestor Senate Finance Committee Component No. \_\_\_\_\_

**Expenditures/Revenues** (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services	1,650.2	2,156.0	2,156.0	2,156.0	2,156.0	2,156.0
Travel	0.0	0.0	0.0	0.0	0.0	0.0
Contractual	0.0	0.0	0.0	0.0	0.0	0.0
Supplies	0.0	0.0	0.0	0.0	0.0	0.0
Equipment	0.0	0.0	0.0	0.0	0.0	0.0
Land & Structures	0.0	0.0	0.0	0.0	0.0	0.0
Grants & Claims	0.0	0.0	0.0	0.0	0.0	0.0
Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0
<b>TOTAL OPERATING</b>	<b>1,650.2</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>

<b>CAPITAL EXPENDITURES</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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<b>CHANGE IN REVENUES ( )</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	1,650.2	2,156.0	2,156.0	2,156.0	2,156.0	2,156.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>1,650.2</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>

Estimate of any current year (FY2005) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

This bill provides that for particular state employees not covered by collective bargaining agreements in the Executive, Legislative, and Judicial Branches, a revised salary schedule is established bringing the salaries into conformity with previously negotiated salaries for the supervisory bargaining unit. Additionally, these employees would receive a two percent across-the-board increase in fiscal years 2006 and 2007, to parallel certain recently negotiated collective bargaining unit increases.

This fiscal note reflects the cost of these increases for the Legislative Branch only.

Prepared by: Karla Schofield, Dep. Dir.; Skiff Lobaugh, Human Resource Mgr. Phone 465-6626  
 Division Administrative Services Date/Time 1/24/05 3:40 PM  
 Approved by: Pamela Varni, Executive Director Date 1/24/2005  
 Agency Legislative Affairs Agency

# FISCAL NOTE

**STATE OF ALASKA**  
**2005 LEGISLATIVE SESSION**

Fiscal Note Number: 1  
 Bill Version: HB 98  
 (H) Publish Date: 1/21/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: All  
 Title: Compensation of non-covered employees RD/J \_\_\_\_\_  
 Component \_\_\_\_\_  
 Sponsor: Rules Committee  
 Requester: Governor Component No. \_\_\_\_\_

**Expenditures/Revenues** (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services	9,829.5	12,834.5	12,834.5	12,834.5	12,834.5	12,834.5
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>9,829.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE -- See attachments** (Thousands of Dollars)

1002 Federal Receipts	379.3	500.5				
1003 GF Match	78.9	102.7				
1004 GF	4,109.0	5,364.8				
1005 GF/Program Receipts	33.0	38.5				
1037 GF/Mental Health	213.8	282.4				
Other (See Attached for FY 06)	5,015.5	6,545.6				
<b>TOTAL</b>	<b>9,829.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>

Estimate of any current year (FY2005) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

This bill provides that for particular state employees not covered by collective bargaining agreements in the executive, legislative, and judicial branches, a revised salary schedule is established bringing the salaries into conformity with previously negotiated salaries for the supervisory bargaining unit. Additionally, these employees would receive a two percent across-the-board increase in fiscal years 2006 and 2007, to parallel certain recently negotiated collective bargaining unit increases.

Prepared by: Joan Brown, Chief Analyst Phone 465-4681  
 Division: Office of Management and Budget Date/Time 1/13/05 2:04 PM  
 Approved by: Cheryl Frasca, Director Date 1/13/2005  
 Agency: Office of Management and Budget

## Department Summary

Department	FY2006 Non-covered Employees Salary Bill				
	GF	Federal	Other	Total	PFT
Administration	950.0	0.0	263.4	1,213.4	0
Commerce	28.0	3.3	883.3	914.6	0
Corrections	153.3	0.0	0.0	153.3	0
Educ & Early Devel	83.2	2.6	408.3	494.1	0
Environ Conservation	29.9	16.2	20.1	66.2	0
Fish and Game	271.8	12.9	69.9	354.6	0
Governor	720.6	4.4	17.4	742.4	0
Health & Social Svcs	358.8	233.9	23.9	616.6	0
Labor & Workforce	78.0	61.2	75.1	214.3	0
Law	1,194.1	13.3	635.3	1,842.7	0
Military & Veterans Affairs	79.4	8.9	16.3	104.6	0
Natural Resources	253.4	17.9	212.2	483.5	0
Public Safety	94.5	0.0	15.3	109.8	0
Revenue	80.6	4.7	2,135.7	2,221.0	0
Transportation	59.1	0.0	239.3	298.4	0
<b>General Funds:</b>				<b>4,434.7</b>	
<b>Federal Funds:</b>				<b>379.3</b>	
<b>Other Funds:</b>				<b>5,015.5</b>	
<b>Total:</b>				<b>9,829.5</b>	
<b>Permanent Full Time:</b>				<b>0</b>	
<b>Permanent Part Time:</b>				<b>0</b>	
<b>Non Permanent:</b>				<b>0</b>	
<b>Total Positions:</b>				<b>0</b>	

Statewide Totals - Operating Budget

DRAFT

Description	FY2006 Non-covered Employees Salary Bill
Statewide Totals	9,829.5

**Objects of Expenditure:**

71000 Personal Services	9,829.5
72000 Travel	0.0
73000 Services	0.0
74000 Commodities	0.0
75000 Capital Outlay	0.0
77000 Grants & Benefits	0.0
78000 Debt Service	0.0

**Funding Sources:**

1002 Fed Rcpts	379.3
1003 G/F Match	78.9
1004 Gen Fund	4,109.0
1005 GF/Prgm	33.0
1007 I/A Rcpts	1,067.2
1017 Ben Sys	3.9
1018 EVOSS	57.2
1021 Agric Loan	3.1
1023 FICA Acct	0.3
1024 Fish/Game	3.5
1026 Hwy Capill	8.5
1027 Int Airprt	54.0
1029 P/E Retire	7.6
1034 Teach Rel	3.1
1036 Cm Fish Ln	6.5
1037 GF/MH	213.8
1040 Surety Fnd	1.5
1045 Nat Guard	0.1
1046 Stdnt Loan	2.0
1050 PFD Fund	11.1

Statewide Totals - Operating Budget

DRAFT

Description	FY2006 Non-covered Employees Salary Bill
1052 Oil/Haz Fd	11.1
1055 IA/OIL HAZ	23.7
1061 CIP Rcpts	374.5
1066 Pub School	6.9
1070 Fish En Ln	0.7
1075 Clean Wtr	1.5
1076 Marine Hwy	36.5
1081 Info Svc	15.4
1092 MHTAAR	57.3
1093 Clean Air	0.1
1094 MHT Admin	68.8
1098 ChildTrErn	1.4
1100 ADWF	1.5
1101 AERO Rcpts	166.9
1102 AIDEA Rcpt	170.2
1103 AHFC Rcpts	1,568.6
1104 MBB Rcpts	4.8
1105 PFund Rcpt	292.1
1106 P-Sec Rcpt	401.1
1108 Stat Desig	43.0
1134 F&G CFP	6.2
1141 RCA Rcpts	80.3
1142 RHIF/MM	2.6
1143 RHIF/LTC	1.6
1147 PublicBldg	1.5
1152 AFSC Rcpts	3.6
1153 State Land	20.9
1156 Rcpt Svcs	207.5
1157 Wrkrs Safe	21.6
1162 AOGCC Rcpt	147.7
1164 RDIF	0.1
1166 Vessel Com	0.1
1168 Tob Ed/Ces	5.5
1169 PCE Endow	4.1

Statewide Totals - Operating Budget

DRAFT

Description	FY2006 Non-covered Employees Salary Bill
1170 SmBusEDRLF	0.1
1172 Bldg Safe	1.2
1175 BLic Rcpts	34.6
1180 Alcohol Fd	0.6
<b>Totals:</b>	
General Funds	4,434.7
Federal Funds	379.3
Other Funds	5,015.5
<b>Positions:</b>	
Permanent Full Time	0
Permanent Part Time	0
Non Permanent	0

HB 98



FRANK H. MURKOWSKI  
GOVERNOR  
GOVERNOR@GOV.STATE.AK.US

P.O. Box 110001  
JUNEAU, ALASKA 99811-0001  
(907) 465-3500  
FAX (907) 465-3532  
WWW.GOV.STATE.AK.US

STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

January 20, 2005

The Honorable John Harris  
Speaker of the House  
Alaska State Legislature  
State Capitol, Room 208  
Juneau, AK 99801-1182

Dear Speaker Harris:

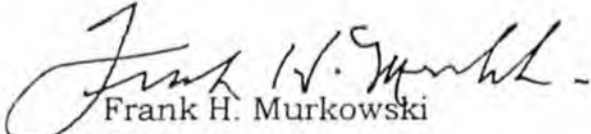
Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to the compensation of certain public officials, officers, and employees not covered by collective bargaining agreements.

This bill would revise the salary schedule for certain state officials, officers, and employees who are not covered by collective bargaining agreements to bring those salaries into line with employees in the supervisory bargaining unit.

Additionally, this bill would provide for a two percent increase in fiscal years 2006 and 2007, to parallel the offer the state extended to bargaining units with similarly situated employees. This proposal would cover employees in the executive, legislative, and judicial branches of state government who are not covered by a collective bargaining agreement.

I urge your prompt and favorable action on this measure.

Sincerely yours,

  
Frank H. Murkowski  
Governor

Enclosure

# FISCAL NOTE

**STATE OF ALASKA**  
**2005 LEGISLATIVE SESSION**

Fiscal Note Number: 1  
 Bill Version: HB 98  
 (H) Publish Date: 1/21/05

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: All  
 Title Compensation of non-covered employees RDU \_\_\_\_\_  
 Component \_\_\_\_\_  
 Sponsor Rules Committee  
 Requester Governor Component No. \_\_\_\_\_

**Expenditures/Revenues** (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services	9,829.5	12,834.5	12,834.5	12,834.5	12,834.5	12,834.5
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>9,829.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE -- See attachments** (Thousands of Dollars)

1002 Federal Receipts	379.3	500.5				
1003 GF Match	78.9	102.7				
1004 GF	4,109.0	5,364.8				
1005 GF/Program Receipts	33.0	38.5				
1037 GF/Mental Health	213.8	282.4				
Other (See Attached for FY 06)	5,015.5	6,545.6				
<b>TOTAL</b>	<b>9,829.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>	<b>12,834.5</b>

Estimate of any current year (FY2005) cost: 00  
 Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

This bill provides that for particular state employees not covered by collective bargaining agreements in the executive, legislative, and judicial branches, a revised salary schedule is established bringing the salaries in to conformity with previously negotiated salaries for the supervisory bargaining unit. Additionally, these employees would receive a two percent across-the-board increase in fiscal years 2006 and 2007, to parallel certain recently negotiated collective bargaining unit increases.

Prepared by: Joan Brown, Chief Analyst Phone 465-4681  
 Division: Office of Management and Budget Date/Time 1/13/05 2:04 PM  
 Approved by: Cheryl Frasca, Director Date 1/13/2005  
 Agency: Office of Management and Budget

## Department Summary

### FY2006 Non-covered Employees Salary Bill

Department	GF	Federal	Other	Total	PFT
Administration	950.0	0.0	263.4	1,213.4	0
Commerce	28.0	3.3	803.3	914.6	0
Corrections	153.3	0.0	0.0	153.3	0
Education & Early Devel	83.2	2.6	408.3	494.1	0
Environment Conservation	29.9	16.2	20.1	66.2	0
Fish and Game	271.8	12.9	69.9	354.6	0
Governor	720.6	4.4	17.4	742.4	0
Health & Social Svcs	358.8	233.9	23.9	616.6	0
Labor & Workforce	78.0	61.2	75.1	214.3	0
Law	1,194.1	13.3	635.3	1,842.7	0
Military & Veterans Affairs	79.4	8.9	16.3	104.6	0
Natural Resources	253.4	17.9	212.2	483.5	0
Public Safety	94.5	0.0	15.3	109.8	0
Revenue	80.6	4.7	2,135.7	2,221.0	0
Transportation	59.1	0.0	239.3	298.4	0

General Funds:	4,434.7
Federal Funds:	379.3
Other Funds:	5,015.5
<b>Total:</b>	<b>9,829.5</b>

Permanent Full Time:	0
Permanent Part Time:	0
Non Permanent:	0
<b>Total Positions:</b>	<b>0</b>

Statewide Totals - Operating Budget

DRAFT

Description	FY2006 Non-covered Employees Salary Bill
Statewide Totals	9,829.5

**Objects of Expenditure:**

71000 Personal Services	9,829.5
72000 Travel	0.0
73000 Services	0.0
74000 Commodities	0.0
75000 Capital Outlay	0.0
77000 Grants & Benefits	0.0
78000 Debt Service	0.0

**Funding Sources:**

1002 Fed Rcpts	379.3
1003 G/F Match	78.9
1004 Gen Fund	4,109.0
1005 GF/Prgm	33.0
1007 I/A Rcpts	1,067.2
1017 Ben Sys	3.9
1018 EVOSS	57.2
1021 Agric Loan	3.1
1023 FICA Acct	0.3
1024 Fish/Game	3.5
1026 Hwy Capill	8.5
1027 Int Airprt	54.0
1029 P/E Retire	7.6
1034 Teach Ret	3.1
1036 Cm Fish Ln	6.5
1037 GF/MH	213.8
1040 Surety Fnd	1.5
1045 Nat Guard	0.1
1046 Stdnt Loan	2.0
1050 PFD Fund	11.1

Statewide Totals - Operating Budget

DRAFT

Description	FY2006 Non-covered Employees Salary Bill
1052 Oil/Haz Fd	11.1
1055 IAOIL HAZ	23.7
1051 CIP Rcpts	374.5
1066 Pub School	6.9
1070 Fish En Ln	0.7
1075 Clean Wtr	1.5
1076 Marine Hwy	36.5
1081 Info Svc	15.4
1092 MHTAAR	57.3
1093 Clean Air	0.1
1094 MHT Admin	68.8
1098 ChildTrErn	1.4
1100 ADWF	1.5
1101 AERO Rcpts	166.9
1102 AIDEA Rcpt	170.2
1103 AHFC Rcpts	1,568.6
1104 MBB Rcpts	4.8
1105 PFund Rcpt	292.1
1106 P-Sec Rcpl	401.1
1108 Stat Desig	43.0
1134 F&G CFP	6.0
1141 RCA Rcpts	80.1
1142 RHIF/MM	2.5
1143 RHIF/LTC	1.6
1147 PublicBldg	1.5
1152 AFSC Rcpts	3.6
1153 State Land	20.9
1156 Rcpt Svcs	207.5
1157 Wrkrs Safe	21.6
1162 AOGCC Rcpt	147.7
1164 RDIF	0.1
1166 Vessel Com	0.1
1168 Tob Ed/Ces	5.5
1169 PCE Endow	4.1

Statewide Totals - Operating Budget

DRAFT

Description	FY2006 Non-covered Employees Salary Bill
1170 SmBusEDRLF	0.1
1172 Bldg Safe	1.2
1175 BLic Rcpts	34.6
1180 Alcohol Fd	0.6
<b>Totals:</b>	
General Funds	4,434.7
Federal Funds	379.3
Other Funds	5,015.5
<b>Positions:</b>	
Permanent Full Time	0
Permanent Part Time	0
Non Permanent	0

# FISCAL NOTE

**STATE OF ALASKA**  
**2005 LEGISLATIVE SESSION**

Fiscal Note Number: \_\_\_\_\_  
 Bill Version: HB 98  
 ( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: Legislature  
 Title: "An Act relating to the compensation of  
certain public officials, officers, and employees ..... BRU: All  
 Sponsor: House Rules by request of the Governor Component: All  
 Requestor: Senate Finance Committee Component No. \_\_\_\_\_

**Expenditures/Revenues** (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
Personal Services	1,650.2	2,156.0	2,156.0	2,156.0	2,156.0	2,156.0
Travel	0.0	0.0	0.0	0.0	0.0	0.0
Contractual	0.0	0.0	0.0	0.0	0.0	0.0
Supplies	0.0	0.0	0.0	0.0	0.0	0.0
Equipment	0.0	0.0	0.0	0.0	0.0	0.0
Land & Structures	0.0	0.0	0.0	0.0	0.0	0.0
Grants & Claims	0.0	0.0	0.0	0.0	0.0	0.0
Miscellaneous	0.0	0.0	0.0	0.0	0.0	0.0
<b>TOTAL OPERATING</b>	<b>1,650.2</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>

<b>CAPITAL EXPENDITURES</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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<b>CHANGE IN REVENUES ( )</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
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**FUND SOURCE** (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	1,650.2	2,156.0	2,156.0	2,156.0	2,156.0	2,156.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>1,650.2</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>	<b>2,156.0</b>

Estimate of any current year (FY2005) cost: 0.0

Check this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

This bill provides that for particular state employees not covered by collective bargaining agreements in the Executive, Legislative, and Judicial Branches, a revised salary schedule is established bringing the salaries into conformity with previously negotiated salaries for the supervisory bargaining unit. Additionally, these employees would receive a two percent across-the-board increase in fiscal years 2006 and 2007, to parallel certain recently negotiated collective bargaining unit increases.

This fiscal note reflects the cost of these increases for the Legislative Branch only.

Prepared by: Karla Schaefer, Dep. Dir., Skiff Lobaugh, Human Resource Mgr. Phone 465-6626  
 Division: Administrative Services Date/Time 1/24/05 3:40 PM  
 Approved by: Pamela Varni, Executive Director Date 1/24/2005  
 Agency: Legislative Affairs Agency

**HB**

**100**

HB100



FRANK H. MURKOWSKI  
GOVERNOR  
GOVERNOR@GOV.STATE.AK.US

P.O. Box 110001  
JUNEAU, ALASKA 99811-0001  
(907) 465-3500  
FAX (907) 465-3532  
WWW.GOV.STATE.AK.US

STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

January 20, 2005

The Honorable John Harris  
Speaker of the House  
Alaska State Legislature  
State Capitol, Room 208  
Juneau, AK 99801-1182

Dear Speaker Harris:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to a lease-purchase agreement for the construction, equipping, and financing of a state virology laboratory in Fairbanks, on land provided by the University of Alaska, Fairbanks, to be operated by the Department of Health and Social Services; relating to the issuance of certificates of participation for the laboratory; and relating to the use of certain investment income for certain construction and equipment costs for the laboratory.

It is imperative that Alaska maintain the capacity for rapid and accurate virological laboratory services as a core element of our public health system. Testing for significant diseases of public health concern such as rabies, measles, mumps, rubella, Norovirus, human immunodeficiency virus (HIV), and influenza, and the threat of emerging diseases, including severe acute respiratory syndrome (SARS) and West Nile virus, requires a modern, well-equipped laboratory.

A virology laboratory has been in operation in Alaska since 1948. The existing facility has been located on the University of Alaska, Fairbanks (UAF) campus since 1967. An independent assessment by the Association of Public Health Laboratories and the Centers for Disease Control and Prevention concluded that the existing facility has severe space limitations and the physical plant itself does not provide for the necessary bio-safety containment processes and facilities necessary for virological testing. The assessment team recommended that a new virology laboratory should be built on the UAF campus, which would preserve the existing technical expertise in virology and enhance the collaboration between the UAF and the Department of Health and Social Services.

The state Public Health Laboratory, located in Anchorage and built in 1999, lacks the space and physical infrastructure to perform the services provided by

The Honorable John Harris  
January 20, 2005  
Page 2

the existing Fairbanks virology laboratory. The Anchorage facility provides testing for diseases caused by bacteria, fungi, tuberculosis, and parasites, as well as analytical chemistry services for clinical diagnostics, forensic toxicology, and bio-monitoring. The Anchorage laboratory is also the only biological-safety-level-three facility in the state and thus serves as the central analytical agency for state and federal biological and chemical terrorism response.

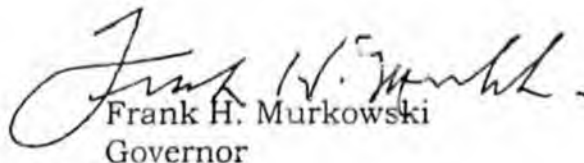
The UAF has agreed to provide land and supporting infrastructure for the new state facility under a long-term lease at no cost. Co-location of the state's virology laboratory on the Fairbanks campus would have many advantages for both academic researchers and public health practitioners. This would include providing additional biological-safety-level-three space that should fulfill the need for surge capacity and provision of basic services in the event of a natural disaster affecting the Anchorage laboratory. It also will provide opportunity for enhanced collaboration with UAF's health research program.

This bill would authorize a lease-purchase agreement under AS 36.30.085, subject to annual appropriation, to finance the new laboratory. It would authorize the state bond committee to issue certificates of participation in the aggregate principal amount of \$24,000,000 for the construction of the virology laboratory. Additionally, the bill would provide that the remaining balance and equipping costs be paid from investment income of \$200,000 earned on the proceeds of the sale of the certificates of participation. The estimated annual amount of rental obligations under the lease-purchase agreement would be \$2,375,000. The estimated total cost of construction, acquisition, and other costs of the project, would be \$24,200,000. An immediate effective date is requested in the bill.

Your support for this virology laboratory would further Alaska's commitment to provide a modern public health system.

I urge your prompt and favorable action on this measure.

Sincerely yours,

  
Frank H. Murkowski  
Governor

Enclosure

# STATE OF ALASKA

DEPARTMENT of HEALTH & SOCIAL SERVICES  
DIVISION of PUBLIC HEALTH

FRANK H. MURKOWSKI, GOVERNOR

OFFICE OF THE DIRECTOR  
P.O. BOX 110010  
JUNEAU, AK 99811-0010  
PHONE: (907) 465-3090  
FAX: (907) 465-4632

February 15, 2005

The Honorable Paul Seaton  
Alaska House of Representatives  
State Capitol Room 102  
Juneau, AK 99801-1182

Re: HB 100, related to the construction of a new state virology laboratory in Fairbanks

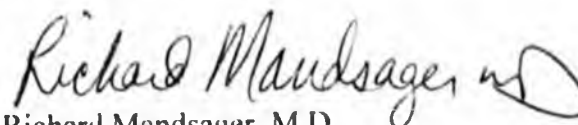
Dear Representative Seaton,

Enclosed is a copy of a memo from Theresa Bannister of Legal Services to Senator Dyson regarding SB 73, the companion bill in the Senate to HB 100. Ms. Bannister recommends amending the wording of the bill in sec. 2(b) to clarify meaning relating to costs.

The Department of Health and Social Services and Department of Law have no objection to this proposed amendment, and have notified Senate Finance (the committee of referral for CS SB 73) of our support. Please consider adopting this same amendment to HB 100 when it comes up for hearing in House State Affairs next week.

Thank you for your consideration and assistance in advancing this proposed amendment. Please contact me if you have any questions.

Sincerely,



Richard Mandsager, M.D.  
Director, Division of Public Health

enclosure

**Proposed Amendment** #2

*Proposed Amendment 2*

**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**

February 10, 2005

**SUBJECT:** CSSB 73(HES) (Work Order No. 24-GS1117G)

**TO:** Senator Fred Dyson  
Attn: Jason

**FROM:** *JB*  
Theresa Barnister  
Legislative Counsel

This memo accompanies the bill described above. The following is a suggestion for the bill. Since the bill has passed out of your committee, you may wish to send this memo along with the bill to the next committee of referral.

In sec. 2(b) of the bill, the use of "other costs" suggests that the preceding reference to "acquisition" means the cost of acquisition. However, the bill does not actually say that because of the way the words are arranged and used. So I suggest that the phrase, "cost of construction, acquisition, and other costs," be replaced with the phrase, "cost of construction, cost of acquisition, and other costs."

If I may be of further assistance, please advise.

TLB:jad  
05-085.jad

Enclosure

5861877

# STATE OF ALASKA

DEPARTMENT of HEALTH & SOCIAL SERVICES  
DIVISION of PUBLIC HEALTH

FRANK H. MURKOWSKI, GOVERNOR

OFFICE OF THE DIRECTOR  
P.O. BOX 110610  
JUNEAU, AK 99811-0610  
PHONE: (907) 465-3090  
FAX: (907) 465-4632

*24,000,000  
1st year 24,000  
200,000 or less  
total*

February 10, 2005

The Honorable Paul Seaton  
Alaska House of Representatives  
State Capitol Room 102  
Juneau, AK 99801-1182

Dear Representative Seaton,

Enclosed is an amendment to HB 100, related to the construction of a new state virology laboratory in Fairbanks, for consideration by the House State Affairs Committee.

The original language of the bill states that the laboratory will be built on land provided by the University. Since the University is a land grant college and also holds title to the property, the Legislature does not have the power to direct the University as to the use of their property. This amendment makes a few minor adjustments to change references to the University providing the land, to the state leasing the land. On that issue, we have negotiated an agreement with the University for a no-cost lease should this legislation pass.

Thank you for your consideration and assistance in advancing the proposed amendment. Please contact me if you have any questions.

Sincerely,

*Richard Mandsager*  
Richard Mandsager, M.D.  
Director, Division of Public Health

enclosure

**Proposed Amendment** #1

24G-1  
2/4/2005  
(11:02 AM)

#1

AMENDMENT

OFFERED IN THE HOUSE STATE AFFAIRS

BY \_\_\_\_\_

COMMITTEE

TO: HB 100

1 Page 1, lines 2 - 3:

2 Delete "on land provided by the University of Alaska, Fairbanks,"

3

4 Page 1, line 11:

5 Delete "provided"

6 Insert "leased from"

7

8 Page 1, line 12:

9 Delete "by"



# **PUBLIC HEALTH**

**PROTECTING AND PROMOTING THE  
HEALTH OF ALL ALASKANS**

## **HB 100: Construction of a State Public Health Virology Laboratory in Fairbanks**

**Presentation to the House State Affairs Committee**

February 22, 2005

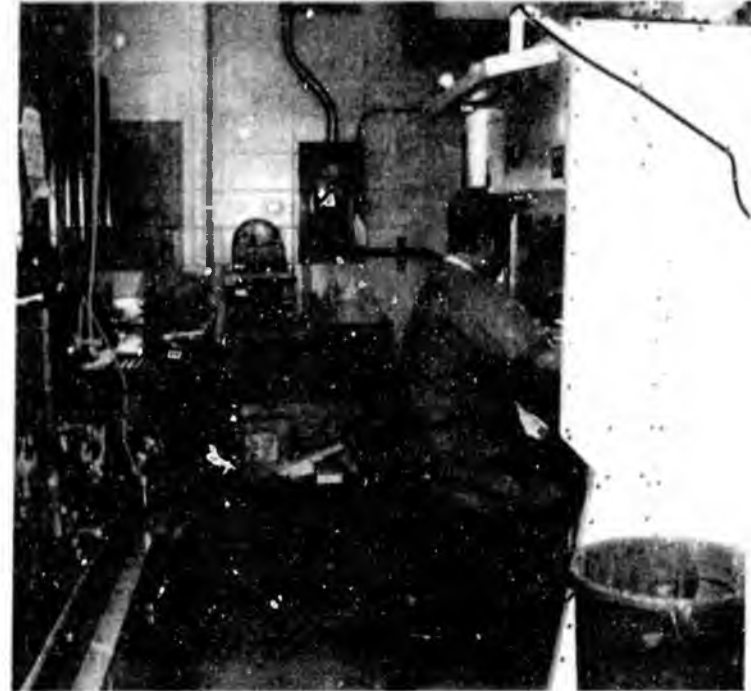
Richard Mandsager, M.D., Director

Alaska Department of Health & Social Services

Division of Public Health

# The Alaska State Virology Laboratory

- Provides specialized testing services for the purpose of diagnosing human and animal viral infections, such as
  - Influenza
  - Rabies
  - Hepatitis A, B and C
  - HIV
  - SARS
  - West Nile Virus
  - Norovirus
  - Measles
  - Mumps
  - Rubella



- Tested 36,267 specimens in FY 04
- FY 05 GF Budget = \$991.0

**PUBLIC HEALTH**  
PROTECTING AND PROMOTING THE  
HEALTH OF ALL ALASKANS

# Current Fairbanks Virology Laboratory

- Located on UAF Campus since 1967
- 5,255 sq. ft. in Cold War-era Building
- Problem:
  - Severe space limitations
  - Inadequate lighting and ventilation
  - Fails to meet today's laboratory building and ADA accessibility standards
  - Potential for future eviction
  - “an accident waiting to happen”



## **PUBLIC HEALTH**

PROTECTING AND PROMOTING THE  
HEALTH OF ALL ALASKANS

# Proposed Virology Laboratory Solution

- **Collaboration with UAF on a new Laboratory Facility in Fairbanks**

- Provides critical laboratory capacity for rapid identification of known and “new” viruses
- Provides redundant and surge capacity in the event of a terrorist attack or natural disaster
- Retains valuable trained and experienced scientific staff resources



- Facilitates sharing of ideas and new knowledge between UAF Health Research Program and DHSS