

ALASKA LEGISLATURE COMMITTEE FILES 2007-2008 SL&C 12623

1 other wastewater from a commercial passenger vessel into the marine waters of the
2 state unless the owner or operator obtains a permit under AS 46.03.100, which shall
3 comply with [EITHER] the terms and conditions of vessel discharge requirements
4 specified in (b) of this section [OR THE ALTERNATIVE TERMS AND
5 CONDITIONS INCLUDED IN THE PLAN APPROVED BY THE DEPARTMENT
6 UNDER (c) OF THIS SECTION].

7 * Sec. 3. AS 46.03.462 is amended by adding new subsections to read:

8 (c) The owner or operator of a small commercial passenger vessel may submit
9 a plan for alternative terms and conditions of vessel discharges if the keel of the vessel
10 was laid before January 1, 2004. Except as provided in (d) of this section, the
11 department shall approve the plan for a three-year period if the department finds that
12 the alternative terms and conditions in the plan incorporate the best management
13 practices for protecting the environment to the maximum extent feasible. The
14 department shall adopt regulations to implement this subsection but may not require
15 an owner or operator to retrofit a vessel solely for the purpose of waste treatment if the
16 retrofitting requires additional stability testing or relicensing by the United States
17 Coast Guard. In this subsection, "best management practices" means schedules of
18 activities, prohibitions of practices, maintained procedures, and other management
19 practices to prevent or reduce the pollution of the marine waters of the state.

20 (d) A plan submitted under (c) of this section after December 31, 2012, may
21 not be approved by the department for a period extending beyond December 31, 2015.

22 * Sec. 4. AS 46.03.463(b) is amended to read:

23 (b) Except as provided in (h) of this section or under AS 46.03.462(c)
24 [AS 46.03.462(c) - (e)], a person may not discharge sewage from a commercial
25 passenger vessel into the marine waters of the state that has suspended solids greater
26 than 150 milligrams per liter or a fecal coliform count greater than 200 colonies per
27 100 milliliters except that the department may by regulation adopt a protocol for
28 retesting for fecal coliform, if this discharge limit for fecal coliform is exceeded, under
29 which a discharger will be considered to be in compliance with the fecal coliform limit
30 if the geometric mean of fecal coliform count in the samples considered under the
31 protocol does not exceed 200 colonies per 100 milliliters. [UPON SUBMISSION BY

1 THE OWNER OR OPERATOR OF A SMALL COMMERCIAL PASSENGER
2 VESSEL OF A PLAN FOR INTERIM PROTECTIVE MEASURES UNDER
3 AS 46.03.462(c)(2) AND (d), THE DEPARTMENT SHALL EXTEND THE TIME
4 FOR COMPLIANCE OF THAT VESSEL WITH THIS SUBSECTION.]

5 * Sec. 5. AS 46.03.463(b) is amended to read:

6 (b) Except as provided in (h) of this section [OR UNDER AS 46 03.462(c)], a
7 person may not discharge sewage from a commercial passenger vessel into the marine
8 waters of the state that has suspended solids greater than 150 milligrams per liter or a
9 fecal coliform count greater than 200 colonies per 100 milliliters except that the
10 department may by regulation adopt a protocol for retesting for fecal coliform, if this
11 discharge limit for fecal coliform is exceeded, under which a discharger will be
12 considered to be in compliance with the fecal coliform limit if the geometric mean of
13 fecal coliform count in the samples considered under the protocol does not exceed 200
14 colonies per 100 milliliters.

15 * Sec. 6. AS 46.03.463(c) is amended to read:

16 (c) Except as provided in (h) of this section or under AS 46.03.462(c)
17 [AS 46.03.462(c) - (e)], a person may not discharge graywater or other wastewater
18 from a commercial passenger vessel into the marine waters of the state that has
19 suspended solids greater than 150 milligrams per liter or a fecal coliform count greater
20 than 200 colonies per 100 milliliters except that the department may by regulation
21 adopt a protocol for retesting for fecal coliform, if this discharge limit for fecal
22 coliform is exceeded, under which a discharger will be considered to be in compliance
23 with the fecal coliform limit if the geometric mean of fecal coliform count in the
24 samples considered under the protocol does not exceed 200 colonies per 100
25 milliliters. [UPON SUBMISSION BY THE OWNER OR OPERATOR OF A LARGE
26 COMMERCIAL PASSENGER VESSEL OF A PLAN FOR INTERIM
27 PROTECTIVE MEASURES, THE DEPARTMENT SHALL EXTEND THE TIME
28 FOR COMPLIANCE OF THAT VESSEL WITH THIS SUBSECTION FOR A
29 PERIOD OF TIME THAT ENDS NOT LATER THAN JANUARY 1, 2003. UPON
30 SUBMISSION BY THE OWNER OR OPERATOR OF A SMALL COMMERCIAL
31 PASSENGER VESSEL OF A PLAN FOR INTERIM PROTECTIVE MEASURES

1 UNDER AS 46.03.462(c)(2) AND (d), THE DEPARTMENT SHALL EXTEND THE
2 TIME FOR COMPLIANCE OF THAT VESSEL WITH THIS SUBSECTION.]

3 * Sec. 7. AS 46.03.463(c) is amended to read:

4 (c) Except as provided in (h) of this section [OR UNDER AS 46.03.462(c)], a
5 person may not discharge graywater or other wastewater from a commercial passenger
6 vessel into the marine waters of the state that has suspended solids greater than 150
7 milligrams per liter or a fecal coliform count greater than 200 colonies per 100
8 milliliters except that the department may by regulation adopt a protocol for retesting
9 for fecal coliform, if this discharge limit for fecal coliform is exceeded, under which a
10 discharger will be considered to be in compliance with the fecal coliform limit if the
11 geometric mean of fecal coliform count in the samples considered under the protocol
12 does not exceed 200 colonies per 100 milliliters.

13 * Sec. 8. AS 46.03.465(a) is amended to read:

14 (a) The owner or operator of a commercial passenger vessel shall maintain
15 daily records related to the period of operation while in the state, detailing the dates,
16 times, and locations, and the volumes and flow rates of any discharges of sewage,
17 graywater, or other wastewater [WASTER] into the marine waters of the state,
18 provide electronic copies of such records on a monthly basis to the department no later
19 than five days after each calendar month of operation in state waters.

20 * Sec. 9. AS 46.03.465(f) is amended to read:

21 (f) If the owner or operator of a commercial passenger vessel has, when
22 complying with another state or [OF] federal law that requires substantially equivalent
23 information gathering, gathered the type of information required under (a), (b), or
24 (d) of this section, the owner or operator shall be considered to be in compliance with
25 that subsection so long as the information is also provided to the department.

26 * Sec. 10. AS 46.03.462(c) and 46.03.462(d) are repealed January 1, 2016.

27 * Sec. 11. Sections 3, 5, 8, 10, 12, 13, and 14, ch. 153, SLA 2004, are repealed.

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

30 RETROACTIVITY. Sections 1, 3, 4, and 6 of this Act are retroactive to December 17,
31 2006.

- 1 • **Sec. 13.** Section 16, ch. 153, SLA 2004, is repealed.
- 2 • **Sec. 14.** Sections 2, 5, and 7 of this Act take effect January 1, 2016.
- 3 • **Sec. 15.** Except as provided in sec. 14 of this Act, this Act takes effect immediately under
- 4 AS 01.10.070(c).

25-LS0734E

Bullard

3/19/07

CS FOR SENATE BILL NO. 121()

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY

Offered:

Referred:

Sponsor(s): SENATOR ELTON

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to discharge from small commercial passenger vessels; providing for
2 an effective date by repealing the delayed effective date found in sec. 16, ch. 153, SLA
3 2004; and providing for an effective date."

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

5 * Section 1. AS 46.03.462(a) is amended to read:

6 (a) An owner or operator may not discharge any treated sewage, graywater, or
7 other wastewater from a [LARGE] commercial passenger vessel into the marine
8 waters of the state unless the owner or operator obtains a permit under AS 46.03.100,
9 which shall comply with either the terms and conditions of vessel discharge
10 requirements specified in (b) of this section or the alternative terms and conditions
11 included in the plan approved by the department under (c) of this section.

12 * Sec. 2. AS 46.03.462(a) is amended to read:

13 (a) An owner or operator may not discharge any treated sewage, graywater, or
14 other wastewater from a commercial passenger vessel into the marine waters of the

1 state unless the owner or operator obtains a permit under AS 46.03.100, which shall
2 comply with [EITHER] the terms and conditions of vessel discharge requirements
3 specified in (b) of this section [OR THE ALTERNATIVE TERMS AND
4 CONDITIONS INCLUDED IN THE PLAN APPROVED BY THE DEPARTMENT
5 UNDER (c) OF THIS SECTION].

6 * Sec. 3. AS 46.03.462 is amended by adding new subsections to read:

7 (c) The owner or operator of a small commercial passenger vessel may submit
8 a plan for alternative terms and conditions of vessel discharges if the keel of the vessel
9 was laid before January 1, 2004. Except as provided in (d) of this section, the
10 department shall approve the plan for a three-year period if the department finds that
11 the alternative terms and conditions in the plan incorporate the best management
12 practices for protecting the environment to the maximum extent feasible. The
13 department shall adopt regulations to implement this subsection but may not require
14 an owner or operator to retrofit a vessel solely for the purpose of waste treatment if the
15 retrofitting requires additional stability testing or relicensing by the United States
16 Coast Guard. In this subsection, "best management practices" means schedules of
17 activities, prohibitions of practices, maintained procedures, and other management
18 practices to prevent or reduce the pollution of the marine waters of the state.

19 (d) A plan submitted under (c) of this section after December 31, 2012, may
20 not be approved by the department for a period extending beyond December 31, 2015.

21 * Sec. 4. AS 46.03.463(b) is amended to read:

22 (b) Except as provided in (h) of this section or under AS 46.03.462(c)
23 [AS 46.03.462(c) - (e)], a person may not discharge sewage from a commercial
24 passenger vessel into the marine waters of the state that has suspended solids greater
25 than 150 milligrams per liter or a fecal coliform count greater than 200 colonies per
26 100 milliliters except that the department may by regulation adopt a protocol for
27 retesting for fecal coliform, if this discharge limit for fecal coliform is exceeded, under
28 which a discharger will be considered to be in compliance with the fecal coliform limit
29 if the geometric mean of fecal coliform count in the samples considered under the
30 protocol does not exceed 200 colonies per 100 milliliters. [UPON SUBMISSION BY
31 THE OWNER OR OPERATOR OF A SMALL COMMERCIAL PASSENGER

1 VESSEL OF A PLAN FOR INTERIM PROTECTIVE MEASURES UNDER
2 AS 46.03.462(c)(2) AND (d), THE DEPARTMENT SHALL EXTEND THE TIME
3 FOR COMPLIANCE OF THAT VESSEL WITH THIS SUBSECTION.]

4 * Sec. 5. AS 46.03.463(b) is amended to read:

5 (b) Except as provided in (h) of this section [OR UNDER AS 46.03.462(c)], a
6 person may not discharge sewage from a commercial passenger vessel into the marine
7 waters of the state that has suspended solids greater than 150 milligrams per liter or a
8 fecal coliform count greater than 200 colonies per 100 milliliters except that the
9 department may by regulation adopt a protocol for retesting for fecal coliform, if this
10 discharge limit for fecal coliform is exceeded, under which a discharger will be
11 considered to be in compliance with the fecal coliform limit if the geometric mean of
12 fecal coliform count in the samples considered under the protocol does not exceed 200
13 colonies per 100 milliliters.

14 * Sec. 6. AS 46.03.463(c) is amended to read:

15 (c) Except as provided in (h) of this section or under AS 46.03.462(c)
16 [AS 46.03.462(c) - (e)], a person may not discharge graywater or other wastewater
17 from a commercial passenger vessel into the marine waters of the state that has
18 suspended solids greater than 150 milligrams per liter or a fecal coliform count greater
19 than 200 colonies per 100 milliliters except that the department may by regulation
20 adopt a protocol for retesting for fecal coliform, if this discharge limit for fecal
21 coliform is exceeded, under which a discharger will be considered to be in compliance
22 with the fecal coliform limit if the geometric mean of fecal coliform count in the
23 samples considered under the protocol does not exceed 200 colonies per 100
24 milliliters. [UPON SUBMISSION BY THE OWNER OR OPERATOR OF A LARGE
25 COMMERCIAL PASSENGER VESSEL OF A PLAN FOR INTERIM
26 PROTECTIVE MEASURES, THE DEPARTMENT SHALL EXTEND THE TIME
27 FOR COMPLIANCE OF THAT VESSEL WITH THIS SUBSECTION FOR A
28 PERIOD OF TIME THAT ENDS NOT LATER THAN JANUARY 1, 2003. UPON
29 SUBMISSION BY THE OWNER OR OPERATOR OF A SMALL COMMERCIAL
30 PASSENGER VESSEL OF A PLAN FOR INTERIM PROTECTIVE MEASURES
31 UNDER AS 46.03.462(c)(2) AND (d), THE DEPARTMENT SHALL EXTEND THE

1 TIME FOR COMPLIANCE OF THAT VESSEL WITH THIS SUBSECTION.]

2 * Sec. 7. AS 46.03.463(c) is amended to read:

3 (c) Except as provided in (h) of this section [OR UNDER AS 46.03.462(c)], a
4 person may not discharge graywater or other wastewater from a commercial passenger
5 vessel into the marine waters of the state that has suspended solids greater than 150
6 milligrams per liter or a fecal coliform count greater than 200 colonies per 100
7 milliliters except that the department may by regulation adopt a protocol for retesting
8 for fecal coliform, if this discharge limit for fecal coliform is exceeded, under which a
9 discharger will be considered to be in compliance with the fecal coliform limit if the
10 geometric mean of fecal coliform count in the samples considered under the protocol
11 does not exceed 200 colonies per 100 milliliters.

12 * Sec. 8. AS 46.03.462(c) and 46.03.462(d) are repealed January 1, 2016.

13 * Sec. 9. Sections 3, 5, 8, 10, 12, 13, and 14, ch. 153, SLA 2004, are repealed.

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

16 RETROACTIVITY. Sections 1, 3, 4, and 6 of this Act are retroactive to December 17,
17 2006.

18 * Sec. 11. Section 16, ch. 153, SLA 2004, is repealed.

19 * Sec. 12. Sections 2, 5, and 7 of this Act take effect January 1, 2016.

20 * Sec. 13. Except as provided in sec. 12 of this Act, this Act takes effect immediately under
21 AS 01.10.070(c).

sp22/07 LHC mtg.
SB 121

Amend:

p. 1, line 2. Before "passenger"
insert "commercial."

25-LS0734K
Bullard
3/22/07

CS FOR SENATE BILL NO. 121()

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY

**Offered:
Referred:**

Sponsor(s): SENATOR ELTON

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to discharge from small commercial passenger vessels; relating to
2 information-gathering requirements for small passenger vessels; providing for an
3 effective date by repealing the delayed effective date found in sec. 16, ch. 153, SLA 2004;
4 and providing for an effective date."

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

6 * **Section 1.** AS 46.03.462(a) is amended to read:

7 (a) An owner or operator may not discharge any treated sewage, graywater, or
8 other wastewater from a [LARGE] commercial passenger vessel into the marine
9 waters of the state unless the owner or operator

10 (1) obtains a permit under AS 46.03.100, which shall comply with the
11 terms and conditions of vessel discharge requirements specified in (b) of this section;

12 ~~or~~

13 (2) has a plan approved by the department under (c) of this
14 section.

1 * **Sec. 2.** AS 46.03.462(a) is amended to read:

2 (a) An owner or operator may not discharge any treated sewage, graywater, or
3 other wastewater from a commercial passenger vessel into the marine waters of the
4 state unless the owner or operator

5 [(1)] obtains a permit under AS 46.03.100, which shall comply with
6 the terms and conditions of vessel discharge requirements specified in (b) of this
7 section [; OR

8 (2) HAS A PLAN APPROVED BY THE DEPARTMENT UNDER
9 (c) OF THIS SECTION].

10 * **Sec. 3.** AS 46.03.462 is amended by adding new subsections to read:

11 (c) The owner or operator of a small commercial passenger vessel may submit
12 a plan for alternative terms and conditions of vessel discharges if the keel of the vessel
13 was laid before January 1, 2004. The alternative terms and conditions may include
14 alternatives to the requirements under AS 46.03.465(a) - (d). Except as provided in (d)
15 of this section, the department shall approve the plan for a three-year period if the
16 department finds that the alternative terms and conditions in the plan incorporate the
17 best management practices for protecting the environment to the maximum extent
18 feasible. The department shall adopt regulations to implement this subsection but may
19 not require an owner or operator to retrofit a vessel solely for the purpose of waste
20 treatment if the retrofitting requires additional stability testing or relicensing by the
21 United States Coast Guard. In this subsection, "best management practices" means
22 schedules of activities, prohibitions of practices, maintenance procedures, and other
23 management practices to prevent or reduce the pollution of the marine waters of the
24 state.

25 (d) A plan submitted under (c) of this section after December 31, 2012, may
26 not be approved by the department for a period extending beyond December 31, 2015.

27 * **Sec. 4.** AS 46.03.463(b) is amended to read:

28 (b) Except as provided in (h) of this section or under AS 46.03.462(c)
29 [AS 46.03.462(c) - (e)], a person may not discharge sewage from a commercial
30 passenger vessel into the marine waters of the state that has suspended solids greater
31 than 150 milligrams per liter or a fecal coliform count greater than 200 colonies per

1 100 milliliters except that the department may by regulation adopt a protocol for
2 retesting for fecal coliform, if this discharge limit for fecal coliform is exceeded, under
3 which a discharger will be considered to be in compliance with the fecal coliform limit
4 if the geometric mean of fecal coliform count in the samples considered under the
5 protocol does not exceed 200 colonies per 100 milliliters. [UPON SUBMISSION BY
6 THE OWNER OR OPERATOR OF A SMALL COMMERCIAL PASSENGER
7 VESSEL OF A PLAN FOR INTERIM PROTECTIVE MEASURES UNDER
8 AS 46.03.462(c)(2) AND (d), THE DEPARTMENT SHALL EXTEND THE TIME
9 FOR COMPLIANCE OF THAT VESSEL WITH THIS SUBSECTION.]

10 * Sec. 5. AS 46.03.463(b) is amended to read:

11 (b) Except as provided in (h) of this section [OR UNDER AS 46.03.462(c)], a
12 person may not discharge sewage from a commercial passenger vessel into the marine
13 waters of the state that has suspended solids greater than 150 milligrams per liter or a
14 fecal coliform count greater than 200 colonies per 100 milliliters except that the
15 department may by regulation adopt a protocol for retesting for fecal coliform, if this
16 discharge limit for fecal coliform is exceeded, under which a discharger will be
17 considered to be in compliance with the fecal coliform limit if the geometric mean of
18 fecal coliform count in the samples considered under the protocol does not exceed 200
19 colonies per 100 milliliters.

20 * Sec. 6. AS 46.03.463(c) is amended to read:

21 (c) Except as provided in (h) of this section or under AS 46.03.462(c)
22 [AS 46.03.462(c) - (e)], a person may not discharge graywater or other wastewater
23 from a commercial passenger vessel into the marine waters of the state that has
24 suspended solids greater than 150 milligrams per liter or a fecal coliform count greater
25 than 200 colonies per 100 milliliters except that the department may by regulation
26 adopt a protocol for retesting for fecal coliform, if this discharge limit for fecal
27 coliform is exceeded, under which a discharger will be considered to be in compliance
28 with the fecal coliform limit if the geometric mean of fecal coliform count in the
29 samples considered under the protocol does not exceed 200 colonies per 100
30 milliliters. [UPON SUBMISSION BY THE OWNER OR OPERATOR OF A LARGE
31 COMMERCIAL PASSENGER VESSEL OF A PLAN FOR INTERIM

1 PROTECTIVE MEASURES, THE DEPARTMENT SHALL EXTEND THE TIME
2 FOR COMPLIANCE OF THAT VESSEL WITH THIS SUBSECTION FOR A
3 PERIOD OF TIME THAT ENDS NOT LATER THAN JANUARY 1, 2003. UPON
4 SUBMISSION BY THE OWNER OR OPERATOR OF A SMALL COMMERCIAL
5 PASSENGER VESSEL OF A PLAN FOR INTERIM PROTECTIVE MEASURES
6 UNDER AS 46.03.462(c)(2) AND (d), THE DEPARTMENT SHALL EXTEND THE
7 TIME FOR COMPLIANCE OF THAT VESSEL WITH THIS SUBSECTION.]

8 * Sec. 7. AS 46.03.463(c) is amended to read:

9 (c) Except as provided in (h) of this section [OR UNDER AS 46.03.462(c)], a
10 person may not discharge graywater or other wastewater from a commercial passenger
11 vessel into the marine waters of the state that has suspended solids greater than 150
12 milligrams per liter or a fecal coliform count greater than 200 colonies per 100
13 milliliters except that the department may by regulation adopt a protocol for retesting
14 for fecal coliform, if this discharge limit for fecal coliform is exceeded, under which a
15 discharger will be considered to be in compliance with the fecal coliform limit if the
16 geometric mean of fecal coliform count in the samples considered under the protocol
17 does not exceed 200 colonies per 100 milliliters.

18 * Sec. 8. AS 46.03.465 is amended by adding a new subsection to read:

19 (g) The department may exempt from the requirements of (a) - (d) of this
20 section the owner or operator of a small commercial passenger vessel who has a plan
21 for alternative terms and conditions of vessel discharges approved by the department
22 under AS 46.03.462(c).

23 * Sec. 9. AS 46.03.462(c), 46.03.462(d) and 46.03.465(g) are repealed January 1, 2016.

24 * Sec. 10. Sections 3, 5, 8, 10, 12, 13, and 14, ch. 153, SLA 2004, are repealed.

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

27 RETROACTIVITY. Sections 1, 3, 4, 6, and 8 of this Act are retroactive to
28 December 17, 2006.

29 * Sec. 12. Section 16, ch. 153, SLA 2004, is repealed.

30 * Sec. 13. Sections 2, 5, and 7 of this Act take effect January 1, 2016.

31 * Sec. 14. Except as provided in sec. 13 of this Act, this Act takes effect immediately under

1 AS 01.10.070(c).

LEGAL SERVICES

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

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

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

MEMORANDUM

March 22, 2007

SUBJECT: Changes made to CSSB 121() (Work Order No. 25-LS0734\K)

TO: Senator Kim Elton
Attn: Paula Cadiente

FROM: Alpheus Bullard *TLB*
Legislative Counsel

You have requested a clarification of changes made to the blank Committee Substitute for Senate Bill No. 121 between the "E" and "K" draft versions of the bill. All changes other than numerical section number changes are described below.

Section 1. In "E", the owner or operator of a commercial passenger vessel is prohibited from discharging any treated sewage, graywater, or other wastewater into the marine waters of the state unless the owner or operator obtains a permit under AS 46.03.100. The permit would have to comply with either the terms and conditions of vessel discharge requirements under (b) of the section or the alternate terms and conditions included in a plan approved by the department under (c) of the section.

In "K", the owner or operator of a commercial passenger vessel is prohibited from discharging any treated sewage, graywater, or other wastewater into the marine waters of the state unless the owner or operator (1) obtained a permit under AS 46.03.100 that complies with the terms and conditions of vessel discharge requirements under (b) of the section or (2) has a plan approved by the department under (c) of the section (in lieu of a "permit").

In both versions the owner or operator of a commercial passenger vessel is prohibited from discharging any treated sewage, graywater, or other wastewater into the marine waters of the state unless the owner or operator complies with either AS 46.03.462(b) or (c). The practical effect of the change in "K", is that the "permits" issued under AS 46.03.100 do need to encompass the possible universe of alternative plans that might be submitted by owners or operators of small commercial passenger vessels and approved by the department under AS 46.03.462(c). The department must approve plans under (c), but is not required to issue a "permit" to those who have an approved plan.

Section 2. This section was amended to conform to the changes made in section one.

Senator Kim Elton

March 22, 2007

Page 2

Section 3. In this section, "maintained procedures" was changed to "maintenance procedures" to correct a drafting error, and a sentence was added in order for the section to conform with the "K" version's added section eight.

Section 8. This section provides that small commercial passenger vessels with a plan for alternative terms and conditions approved by the department under AS 46.03.462(c) may be exempted from certain information gathering requirements.

If you have questions, or if I can be of further assistance, please do not hesitate to contact me.

TLAB:ljw:med
07-151.ljw

Enclosure

JOSEPH W. GELDHOF

Attorney at Law
229 4th Street
Juneau, Alaska 99801.
(907) 586-8193
FAX: (907) 586-8216
E-mail: joeg@alaska.com

HAND DELIVERED

March 16, 2007

Senator Kim Elton,
Alaska State Senate
Alaska Capitol
Juneau, Alaska 99801

Re: SB 121

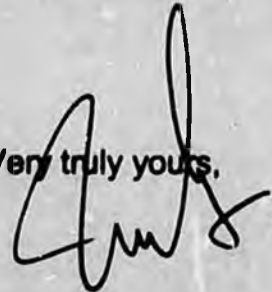
Dear Senator Elton:

I have reviewed SB 121, an act that would reinstate the "alternate compliance program" for small cruise vessels. This program was previously enacted by the Alaska Legislature in 2004 as Chapter 153, SLA 04. The alternate compliance provisions were eliminated with the passage of the recent cruise ship initiative in 2006 as a result of a drafting oversight in 2004. This oversight is completely understandable given that the cruise ship initiative was drafted and submitted in 2003 but not effective until 2006.

I have consulted with the other drafters and proponents of the 2006 cruise ship initiative; everyone that was involved with the successful initiative believes SB 121 should be promptly enacted and made effective as spelled out in the bill.

The legislature is to be commended for seeking to fix this matter. Thank you for seeking a just solution to this issue.

Very truly yours,



Joseph W. Geldhof

Copy: Gershon Cohen

SB

124

25-L90751AK

Kane
4/9/07

CS FOR SENATE BILL NO. 124(L&C)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Offered:
Referred:

Sponsor(s): SENATOR OLSON

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to unemployment contributions for the Alaska technical and vocational**
2 **education program and to the allocation of money appropriated to the Alaska**
3 **Workforce Investment Board; and providing for an effective date."**

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

5 *** Section 1. AS 23.15.835(a) is amended to read:**

6 (a) In the manner provided in AS 23.20, the department shall collect from
7 each employee an amount equal to .15 [ONE-TENTH OF ONE] percent of the wages,
8 as set out in AS 23.20.175, on which the employee is required to make contributions
9 under AS 23.20.290(d). The department shall remit to the Department of Revenue, in
10 accordance with AS 37.10.050, money collected under this subsection.

11 *** Sec. 2. The uncodified law of the State of Alaska enacted in sec. 1, ch. 102, SLA 2001, as**
12 **amended by sec. 48, ch. 86, SLA 2002, and sec. 1, ch. 133, SLA 2004, is amended to read:**

13 Section 1. ALLOCATION OF APPROPRIATIONS FOR FISCAL YEARS
14 ENDING JUNE 30, 2008 [2005], THROUGH JUNE 30, 2013 [2010].

1 Notwithstanding AS 23.15.840(a), for the fiscal years ending June 30, 2008 [2005],
2 through June 30, 2013 [2010], the money collected under AS 23.15.835 or otherwise
3 appropriated to the Alaska Workforce Investment Board (formerly known as the
4 Alaska Human Resource Investment Council) shall be allocated directly in the
5 following percentages to the following institutions for programs consistent with
6 AS 23.15.820 - 23.15.850 and capital improvements.

| | | |
|----|--|------------------------|
| 7 | University of Alaska | <u>37</u> [55] percent |
| 8 | Galena Project Education Vocational Training Center | 4 percent |
| 9 | Kotzebue Technical Center | <u>7</u> [11] percent |
| 10 | Alaska Vocational Technical Center | <u>15</u> [22] percent |
| 11 | <u>Northwestern Alaska Career and Technical Center</u> | <u>4</u> percent |
| 12 | Southwest Alaska Vocational and Education Center | 4 percent |
| 13 | Yuut Elitnaurviat, Inc. People's Learning Center | <u>7</u> [4] percent |
| 14 | <u>Delta Career Advancement Center</u> | <u>4</u> percent |
| 15 | <u>Alaska Works Partnership</u> | <u>18</u> percent. |

16 * Sec. 3. This Act takes effect July 1, 2007.

25-LS0751M

Kane

3/29/07

CS FOR SENATE BILL NO. 124()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY

Offered:

Referred:

Sponsor(s): SENATOR OLSON

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to unemployment contributions for the Alaska technical and vocational
2 education program and to the allocation of money appropriated to the Alaska
3 Workforce Investment Board; and providing for an effective date."

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

5 * Section 1. AS 23.15.835(a) is amended to read:

6 (a) In the manner provided in AS 23.20, the department shall collect from
7 each employee an amount equal to .15 [ONE-TENTH OF ONE] percent of the wages,
8 as set out in AS 23.20.175, on which the employee is required to make contributions
9 under AS 23.20.290(d). The department shall remit to the Department of Revenue, in
10 accordance with AS 37.10.050, money collected under this subsection.

11 * Sec. 2. The uncoded law of the State of Alaska enacted in sec. 1, ch. 102, SLA 2001, as
12 amended by sec. 48, ch. 86, SLA 2002, and sec. 1, ch. 133, SLA 2004, is amended to read:

13 Section 1. ALLOCATION OF APPROPRIATIONS FOR FISCAL YEARS
14 ENDING JUNE 30, 2008 [2005], THROUGH JUNE 30, 2013 [2010].

1 Notwithstanding AS 23.15.840(a), for the fiscal years ending June 30, ~~2008~~ [2005],
 2 through June 30, 2013 [2010], the money collected under AS 23.15.835 or otherwise
 3 appropriated to the Alaska Workforce Investment Board (formerly known as the
 4 Alaska Human Resource Investment Council) shall be allocated directly in the
 5 following percentages to the following institutions for programs consistent with
 6 AS 23.15.820 - 23.15.850 and capital improvements:

| | | | |
|----|--|----------------------------|------------------|
| 7 | University of Alaska | 24 [55] percent | 37 37 |
| 8 | Galena Project Education Vocational Training Center | 4 percent | |
| 9 | Kotzebue Technical Center | 2 [11] percent | 7 |
| 10 | Alaska Vocational Technical Center | <u>15</u> [22] percent | |
| 11 | <u>Northwestern Alaska Career and Technical Center</u> | <u>4 percent</u> | |
| 12 | Southwest Alaska Vocational and Education Center | 4 percent | |
| 13 | Yuut Elitnaurviat, Inc. People's Learning Center | 2 [4] percent | 7 |
| 14 | <u>Delta Career Advancement Center</u> | <u>4 percent</u> | |
| 15 | <u>Alaska Works Partnership</u> | <u>19</u> percent. | 18 |

16 * Sec. 3. This Act takes effect July 1, 2007.

Department of Labor and Workforce Development
 CS for Senate Bill 124

4/10/07
 10:31 AM

| | Current Distribution | Proposed Change |
|----------------------|-------------------------|--------------------|
| FY07 Est Ending Bal: | 753.6 | 753.6 |
| FY08 Est Revenue: | (0.1%) 5,540.0 | (0.15%) 8,310.0 |
| Less Reserve: | (250.0) | (250.0) |
| Net Available | 6,043.6 | 8,813.6 |

| Entity | Current Percent | FY08 Est | Proposed Percent | FY08 Est |
|---------------------------------------|--------------------|----------|---------------------|----------|
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 |
| University of Alaska Galena (DEED) | 55% | 3,134.3 | 34% | 2,879.4 |
| Kotzebue (DOLWD) | 4% | 228.0 | 4% | 338.8 |
| AVTEC (DOLWD) | 11% | 628.9 | 8% | 677.5 |
| SAVEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 |
| Yuut (DOLWD) | 4% | 228.0 | 4% | 338.8 |
| Delta (DOLWD) | 4% | 228.0 | 8% | 677.5 |
| NACTEC (DOLWD) | | | 4% | 338.8 |
| AWP (DOLWD) | | | 4% | 338.8 |
| | | | 19% | 1,609.1 |
| Total | | 6,043.6 | 100% | 8,813.6 |

| DOLWD Rec. | FY08 Est | Change | SLC Draft | FY08 Est | Change |
|---------------|----------|---------|--------------|----------|---------|
| | 344.8 | | | 344.8 | |
| | 3,133.5 | -0.9 | 37.0% | 3,133.5 | -0.9 |
| | 296.4 | 68.5 | 4.0% | 338.8 | 110.8 |
| | 762.2 | 135.3 | 7.0% | 592.8 | -34.1 |
| | 1,355.0 | 101.3 | 15.0% | 1,270.3 | 16.6 |
| | 296.4 | 68.5 | 4.0% | 338.8 | 110.8 |
| | 677.5 | 449.6 | 7.0% | 592.8 | 364.9 |
| | 296.4 | 296.4 | 4.0% | 338.8 | 338.8 |
| | 296.4 | 296.4 | 4.0% | 338.8 | 338.8 |
| | 1,355.0 | 1,355.0 | 18.0% | 1,524.4 | 1,524.4 |
| 100% | 8,813.6 | | 100% | 8,813.6 | |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

| | Current Distribution | Proposed Change |
|----------------------|-------------------------|--------------------|
| FY07 Est Ending Bal: | 753.8 | 753.8 |
| FY08 Est Revenue: | (0.1%) 5,540.0 | (0.15%) 8,310.0 |
| Less Reserve: | (250.0) | (250.0) |
| Net Available | 6,043.6 | 8,813.6 |

| Entity | Current Percent | FY08 Est | Proposed Percent | FY08 Est | DOLWD Rec. | FY08 Est | Change | SLC Draft | FY08 Est | Change |
|---|--------------------|------------------|---------------------|------------------|---------------|------------------|---------|--------------|------------------|---------|
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | | 344.8 | |
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | | 344.8 | |
| University of Alaska Galena (DEED) | 55% | 3,134.3 | 34% | 2,879.4 | 37.0% | 3,133.5 | -0.9 | 37.0% | 3,133.5 | -0.9 |
| Kotzebue (DOLWD) | 4% | 228.0 | 4% | 338.8 | 3.5% | 298.4 | 68.5 | 4.0% | 338.8 | 110.8 |
| AVTEC (DOLWD) | 11% | 628.9 | 8% | 677.6 | 9.0% | 762.2 | 135.3 | 7.0% | 592.8 | -34.1 |
| SAVEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 | 18.0% | 1,355.0 | 101.3 | 15.0% | 1,270.3 | 16.6 |
| Yukon (DOLWD) | 4% | 228.0 | 4% | 338.8 | 3.5% | 298.4 | 68.5 | 4.0% | 338.8 | 110.8 |
| Delta (DOLWD) | 4% | 228.0 | 8% | 677.5 | 8.0% | 677.5 | 449.6 | 7.0% | 592.8 | 364.9 |
| NACTEC (DOLWD) | | | 4% | 338.8 | 3.5% | 298.4 | 298.4 | 4.0% | 338.8 | 338.8 |
| ANP (DOLWD) | | | 4% | 338.8 | 3.5% | 298.4 | 298.4 | 4.0% | 338.8 | 338.8 |
| | | | 19% | 1,609.1 | 18.0% | 1,355.0 | 1,355.0 | 18.0% | 1,524.4 | 1,524.4 |
| Total | | 6,043.6 | 100% | 8,813.6 | 100% | 8,813.6 | | 100% | 8,813.6 | |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

| | Current Distribution | Proposed Change |
|----------------------|-------------------------|--------------------|
| FY07 Est Ending Bal: | 753.6 | 753.6 |
| FY08 Est Revenue: | (0.1%) 5,540.0 | (0.15%) 8,310.0 |
| Less Reserve: | (250.0) | (250.0) |
| Net Available | 8,043.6 | 8,813.6 |

| Entity | Current | | Proposed | | DOLWD | | | SLC | | |
|---|---------|------------------|-------------|------------------|-------------|------------------|---------|-------------|------------------|---------|
| | Percent | FY08 Est | Percent | FY08 Est | Rec. | FY08 Est | Change | Draft | FY08 Est | Change |
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | | 344.8 | |
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | | 344.8 | |
| University of Alaska Galena (DEED) | 55% | 3,134.3 | 34% | 2,879.4 | 37.0% | 3,133.5 | -0.9 | 37.0% | 3,133.5 | -0.9 |
| Kotzebue (DOLWD) | 4% | 228.0 | 4% | 338.8 | 3.5% | 296.4 | 68.5 | 4.0% | 338.8 | 110.8 |
| AVTEC (DOLWD) | 11% | 626.9 | 8% | 677.5 | 9.0% | 762.2 | 135.3 | 7.0% | 592.8 | -34.1 |
| SAVEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 | 16.0% | 1,355.0 | 101.3 | 15.0% | 1,270.3 | 16.6 |
| Yuat (DOLWD) | 4% | 228.0 | 4% | 338.8 | 3.5% | 296.4 | 68.5 | 4.0% | 338.8 | 110.8 |
| Delta (DOLWD) | | | 8% | 677.5 | 8.0% | 677.5 | 449.6 | 7.0% | 592.8 | 364.9 |
| NACTEC (DOLWD) | | | 4% | 338.8 | 3.5% | 296.4 | 296.4 | 4.0% | 338.8 | 338.8 |
| AWP (DOLWD) | | | 4% | 338.8 | 3.5% | 296.4 | 296.4 | 4.0% | 338.8 | 338.8 |
| | | | 19% | 1,609.1 | 16.0% | 1,355.0 | 1,355.0 | 18.0% | 1,524.4 | 1,524.4 |
| Total | | 6,043.6 | 100% | 8,813.6 | 100% | 8,813.6 | | 100% | 8,813.6 | |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.



**DELTA
INDUSTRIAL
SERVICES, INC.**

... a certified small HUB-Zone business

P.O. Box 1109 Delta Jct. Alaska USA 99737 907-895-5053 Fax: 907-895-6205 julia@deltaindustrial.com

**Fax to: Senator Johnny Ellis
Number: 907-465-2529**

**Faxed from: Julia Phelan
Date: 12 April 2007
Page 1 of 2**

Attached please find our letter of support for the revised SB124 to include the Delta Career Advancement Center.

Please contact us at 907-895-5053 if you have any questions.

Respectfully,

Julia Phelan

**Julia Phelan
Delta Industrial Services, Inc.**



dba Delta Equipment Rentals

P.O. Box 1109 • Delta Junction, Alaska 99737 • 907-895-5053 • Fax 907-895-6205

April 12, 2007

Senator Donny Olson
State Capitol, Room 432
Juneau, AK 99801-1182

Dear Senator Olson:

My company, Delta Industrial Services, fully supports the inclusion of the Delta Career Advancement Center in your revised version of SB124. We operate a welding shop, equipment rental yard and industrial retail store; it is extremely difficult to find capable, well-trained workers, even for the work we have in progress right now. Delta Industrial Services depends on the Construction Trades Program to provide skilled workers, making a difference in our ability to deliver on the contracts we perform in the area, including major contracts at Fort Greely.

As you are aware, Delta Junction, Alaska, is at the center of major transportation and energy-related projects. Recognizing this, the Partners for Progress in Delta (an educational consortium comprising the Alaska Works Partnership, Tanana Valley Campus and Cooperative Extension Service of the University of Alaska Fairbanks, the Delta/Greely School District and the Delta Mine Training Center) offer technical and vocational training and education to help develop the region's workforce.

The Construction Trades program at the high school has produced high school graduates who are "job ready" when they leave school. Last summer Delta Industrial worked with Alaska Works Partnership and the Construction Trades program to produce the first summer Interior Heavy Equipment Civil Construction Academy for ages 17-24. Three of the 10 participants were selected by the Trades for apprenticeships and are now working. Others secured jobs in the industry. We are committed to continuing this program, helping produce a second academy this summer for the same age group.

This funding ensures that the Partners for Progress in Delta can develop the adult academy area residents need. It will provide stability to hire the instructors and address other important career advancement pathways as more of these big projects unfold in the region. We look forward to the Center offering an expanded adult program in the Construction Trades.

With so many skilled workers needed for the upcoming Pipeline Construction project, the Delta Career Advancement Center is well positioned to serve the entire region well, producing well-trained workers to help meet Alaska's workforce demand.

Thank you for the opportunity to let you know how important we believe stable funding is for the Delta Career Advancement Center. Please include this program in SB124.

Sincerely,

Handwritten signature of Curtis Dufendach in black ink.

Curtis Dufendach, Rental Manager
Delta Industrial Services, Inc.

Handwritten signature of Mike Crouch in black ink.

Mike Crouch, Vice President
Delta Industrial Services, Inc.

cc Senator Johnny Ellis, Chair, Committee on Labor and Commerce

Department of Labor and Workforce Development
 CS for Senate Bill 124

4/10/07
 10:31 AM

| | Current Distribution | Current | Proposed Change | Proposed |
|----------------------|-------------------------|---------|--------------------|----------|
| FY07 Est Ending Bal: | | 753.6 | | 753.6 |
| FY08 Est Revenue: | (0.1%) | 5,540.0 | (0.15%) | 8,310.0 |
| Less Reserve: | | (250.0) | | (250.0) |
| Net Available | | 6,043.6 | | 8,813.6 |

| Entity | Current Percent | FY08 Est | Proposed Percent | FY08 Est |
|---------------------------------------|--------------------|----------|---------------------|----------|
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 |
| University of Alaska Galena (DEED) | 55% | 3,134.3 | 34% | 2,879.4 |
| Kotzebue (DOLWD) | 4% | 228.0 | 4% | 338.8 |
| AVTEC (DOLWD) | 11% | 626.9 | 8% | 677.5 |
| SAVEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 |
| Yukit (DOLWD) | 4% | 228.0 | 4% | 338.8 |
| Delta (DOLWD) | | | 4% | 338.8 |
| NACTEC (DOLWD) | | | 4% | 338.8 |
| AWP (DOLWD) | | | 19% | 1,609.1 |
| Total | | 6,043.6 | 100% | 8,813.6 |

| DOLWD Rec. | FY08 Est | Change |
|---------------|----------|---------|
| | 344.8 | |
| | 3,133.5 | -0.9 |
| | 296.4 | 68.5 |
| | 762.2 | 135.3 |
| | 1,355.0 | 101.3 |
| | 296.4 | 68.5 |
| | 677.5 | 449.6 |
| | 296.4 | 296.4 |
| | 296.4 | 296.4 |
| | 1,355.0 | 1,355.0 |
| 100% | 8,813.6 | |

| SLC Draft | FY08 Est | Change |
|--------------|----------|---------|
| | 344.8 | |
| | 3,133.5 | -0.9 |
| | 338.8 | 110.8 |
| | 592.8 | -34.1 |
| | 1,270.3 | 16.6 |
| | 338.8 | 110.8 |
| | 592.8 | 364.9 |
| | 338.8 | 338.8 |
| | 338.8 | 338.8 |
| | 1,524.4 | 1,524.4 |
| 100% | 8,813.6 | |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

Dana Owen

From: David Gray
Sent: Monday, April 09, 2007 12:00 PM
To: Dana Owen
Subject: FW: sb 124

From: Mike Andrews [mailto:ma@alaskaworks.org]
Sent: Monday, April 09, 2007 10:21 AM
To: David Gray
Subject: RE: sb 124

Right now I have the Associated General Contractors (AGC), the Anchorage/Alaska Home Builders Association, the North Slope Contractors Association, and HC Price a North Slope Contractor, plus all the trade unions, and of course the Delta Career Advancement Center and a local employer Delta Industries.

From: David Gray [mailto:David_Gray@legis.state.ak.us]
Sent: Monday, April 09, 2007 9:14 AM
To: Mike Andrews
Subject: RE: sb 124

Thanks, give me a heads up on who you are lining up. dg

From: Mike Andrews [mailto:ma@alaskaworks.org]
Sent: Thursday, April 05, 2007 11:14 AM
To: David Gray
Subject: sb 124

I will be in Juneau prior to and for the L&C hearing on 124. I am rallying support external to Legislature for the bill. Mike

| | | Current Distribution | | Proposed Change |
|----------------------|--------|-------------------------|---------|--------------------|
| FY07 Est Ending Bal: | | 753.6 | | 753.6 |
| FY08 Est Revenue: | (0.1%) | 5,540.0 | (0.15%) | 8,310.0 |
| Less Reserve: | | (250.0) | | (250.0) |
| Net Available | | <u>6,043.6</u> | | <u>8,813.6</u> |

| Entity | Current Percent | FY08 Est | Hoffman/Olson 1 | | Hoffman/Olson 2 | | Redman Proposed | |
|-------------------------------------|--------------------|----------|---------------------|-----------------|-------------------|-----------------|-----------------|----------|
| | | | Proposed Percent | 4/2 FY08 Est | New CS Percent | 4/3 FY08 Est | Percent | FY08 Est |
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | 344.8 |
| | | | | | | 0.0 | | 0.0 |
| University of Alaska | 55% | 3,134.3 | 34% | 2,879.4 | 36% | 3048.8 | 37% | 3133.5 |
| Galena (DEED) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Kotzebue (DOLWD) | 11% | 626.9 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| AVTEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 | 15% | 1270.3 | 15% | 1270.3 |
| SAVEC (DOLWD) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Yuut (DOLWD) | 4% | 228.0 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| Delta (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| NACTEC (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| AWP (DOLWD) | | | 19% | 1,609.1 | 19% | 1609.1 | 18% | 1524.4 |
| | | | | | | 0.0 | | |
| Total | | 6,043.6 | 100% | 8,813.6 | 100% | 8813.6 | 100% | 8813.6 |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

| | Current Distribution | Proposed Change |
|----------------------|-------------------------|--------------------|
| FY07 Est Ending Bal: | 753.6 | 753.6 |
| FY08 Est Revenue: | (0.1%) 5,540.0 | (0.15%) 8,310.0 |
| Less Reserve: | (250.0) | (250.0) |
| Net Available | 6,043.6 | 8,813.6 |

| Entity | Current Percent | FY08 Est | Hoffman/Olson 1 | | Hoffman/Olson 2 | | Redman Proposed | |
|-------------------------------------|--------------------|----------|---------------------|-----------------|-------------------|-----------------|-----------------|----------|
| | | | Proposed Percent | 4/2 FY08 Est | New CS Percent | 4/3 FY08 Est | Percent | FY08 Est |
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | 344.8 |
| | | | | | | 0.0 | | 0.0 |
| University of Alaska | 55% | 3,134.3 | 34% | 2,879.4 | 36% | 3048.8 | 37% | 3133.5 |
| Galena (DEED) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Kotzebue (DOLWD) | 11% | 626.9 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| AVTEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 | 15% | 1270.3 | 15% | 1270.3 |
| SAVEC (DOLWD) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Yuut (DOLWD) | 4% | 228.0 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| Delta (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| NACTEC (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| AWP (DOLWD) | | | 19% | 1,609.1 | 19% | 1609.1 | 18% | 1524.4 |
| | | | | | | 0.0 | | |
| Total | | 6,043.6 | 100% | 8,813.6 | 100% | 8813.6 | 100% | 8813.6 |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

| | | Current Distribution | | Proposed Change |
|----------------------|--------|-------------------------|---------|--------------------|
| FY07 Est Ending Bal: | | 753.6 | | 753.6 |
| FY08 Est Revenue: | (0.1%) | 5,540.0 | (0.15%) | 8,310.0 |
| Less Reserve: | | (250.0) | | (250.0) |
| Net Available | | 6,043.6 | | 8,813.6 |

| Entity | Current | | Hoffman/Olson 1 | | Hoffman/Olson 2 | | Redman Proposed | |
|----------------------------------|---------|----------|------------------|--------------|-----------------|--------------|-----------------|----------|
| | Percent | FY08 Est | Proposed Percent | 4/2 FY08 Est | New CS Percent | 4/3 FY08 Est | Percent | FY08 Est |
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | 344.8 |
| | | | | | | 0.0 | | 0.0 |
| University of Alaska | 55% | 3,134.3 | 34% | 2,879.4 | 36% | 3048.8 | 37% | 3133.5 |
| Galena (DEED) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Kotzebue (DOLWD) | 11% | 626.9 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| AVTEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 | 15% | 1270.3 | 15% | 1270.3 |
| SAVEC (DOLWD) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Yuut (DOLWD) | 4% | 228.0 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| Delta (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| NACTEC (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| AWP (DOLWD) | | | 19% | 1,609.1 | 19% | 1609.1 | 18% | 1524.4 |
| | | | | | | 0.0 | | |
| Total | | 6,043.6 | 100% | 8,813.6 | 100% | 8813.6 | 100% | 8813.6 |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

| | | Current Distribution | | Proposed Change |
|----------------------|--------|-------------------------|---------|--------------------|
| FY07 Est Ending Bal: | | 753.6 | | 753.6 |
| FY08 Est Revenue: | (0.1%) | 5,540.0 | (0.15%) | 8,310.0 |
| Less Reserve: | | (250.0) | | (250.0) |
| Net Available | | <u>6,043.6</u> | | <u>8,813.6</u> |

| Entity | Current Percent | FY08 Est | Hoffman/Olson 1 | | Hoffman/Olson 2 | | Redman Proposed | |
|-------------------------------------|--------------------|----------|---------------------|-----------------|--------------------|-----------------|-----------------|----------|
| | | | Proposed Percent | 4/2 FY08 Est | New C 3 Percent | 4/3 FY08 Est | Percent | FY08 Est |
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | 344.8 |
| | | | | | | 0.0 | | 0.0 |
| University of Alaska | 55% | 3,134.3 | 34% | 2,879.4 | 36% | 3048.8 | 37% | 3133.5 |
| Galena (DEED) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Kotzebue (DOLWD) | 11% | 626.9 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| AVTEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 | 15% | 1270.3 | 15% | 1270.3 |
| SAVEC (DOLWD) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Yuut (DOLWD) | 4% | 228.0 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| Delta (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| NACTEC (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| AWP (DOLWD) | | | 19% | 1,609.1 | 19% | 1609.1 | 18% | 1524.4 |
| | | | | | | 0.0 | | |
| Total | | 6,043.6 | 100% | 8,813.6 | 100% | 8813.6 | 100% | 8813.6 |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

| | | | | |
|----------------------|--------|---------------------------------|---------|----------------------------|
| | | Current Distribution | | Proposed Change |
| FY07 Est Ending Bal: | | 753.6 | | 753.6 |
| FY08 Est Revenue: | (0.1%) | 5,540.0 | (0.15%) | 8,310.0 |
| Less Reserve: | | (250.0) | | (250.0) |
| Net Available | | 6,043.6 | | 8,813.6 |

| Entity | Current Percent | FY08 Est | Hoffman/Olson 1 | | Hoffman/Olson 2 | | Redman Proposed | |
|----------------------|--------------------|----------------|---------------------|-----------------|-------------------|-----------------|-----------------|---------------|
| | | | Proposed Percent | 4/2 FY08 Est | New CS Percent | 4/3 FY08 Est | Percent | FY08 Est |
| Revenue Collection | | | | | | | | |
| Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | 344.8 |
| | | | | | | 0.0 | | 0.0 |
| University of Alaska | 55% | 3,134.3 | 34% | 2,879.4 | 36% | 3048.8 | 37% | 3133.5 |
| Galena (DEED) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Kotzebue (DOLWD) | 11% | 626.9 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| AVTEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 | 15% | 1270.3 | 15% | 1270.3 |
| SAVEC (DOLWD) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Yuut (DOLWD) | 4% | 228.0 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| Delta (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| NACTEC (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| AWP (DOLWD) | | | 19% | 1,609.1 | 19% | 1609.1 | 18% | 1524.4 |
| | | | | | | 0.0 | | |
| Total | | 6,043.6 | 100% | 8,813.6 | 100% | 8813.6 | 100% | 8813.6 |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

| | Current Distribution | Proposed Change |
|----------------------|-------------------------|--------------------|
| FY07 Est Ending Bal: | 753.6 | 753.6 |
| FY08 Est Revenue: | (0.1%) 5,540.0 | (0.15%) 8,310.0 |
| Less Reserve: | (250.0) | (250.0) |
| Net Available | 6,043.6 | 8,813.6 |

| Entity | Current Percent | FY08 Est | Hoffman/Olson 1 | | Hoffman/Olson 2 | | Redman Proposed | |
|-------------------------------------|--------------------|----------------|---------------------|-----------------|-------------------|-----------------|-----------------|---------------|
| | | | Proposed Percent | 4/2 FY08 Est | New CS Percent | 4/3 FY08 Est | Percent | FY08 Est |
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | 344.8 |
| | | | | | | 0.0 | | 0.0 |
| University of Alaska | 55% | 3,134.3 | 34% | 2,879.4 | 38% | 3048.8 | 37% | 3133.5 |
| Galena (DEED) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Kotzebue (DOLWD) | 11% | 628.9 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| AVTEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 | 15% | 1270.3 | 15% | 1270.3 |
| SAVEC (DOLWD) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Yuut (DOLWD) | 4% | 228.0 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| Delta (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| NACTEC (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| AWP (DOLWD) | | | 19% | 1,609.1 | 19% | 1609.1 | 18% | 1524.4 |
| | | | | | | 0.0 | | |
| Total | | 6,043.6 | 100% | 8,813.6 | 100% | 8813.6 | 100% | 8813.6 |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

| | Current Distribution | Proposed Change |
|----------------------|----------------------|-----------------|
| FY07 Est Ending Bal: | 753.6 | 753.6 |
| FY08 Est Revenue: | (0.1%) 5,540.0 | (0.15%) 8,310.0 |
| Less Reserve: | (250.0) | (250.0) |
| Net Available | <u>6,043.6</u> | <u>8,813.6</u> |

| Entity | Current Percent | FY08 Est | Hoffman/Olson 1 | | Hoffman/Olson 2 | | Redman Proposed | |
|----------------------------------|-----------------|----------|------------------|--------------|-----------------|--------------|-----------------|----------|
| | | | Proposed Percent | 4/2 FY08 Est | New CS Percent | 4/3 FY08 Est | Percent | FY08 Est |
| Revenue Collection Costs (DOLWD) | | 344.8 | | 344.8 | | 344.8 | | 344.8 |
| | | | | | | 0.0 | | 0.0 |
| University of Alaska | 55% | 3,134.3 | 34% | 2,879.4 | 36% | 3048.8 | 37% | 3133.5 |
| Galena (DEED) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Kotzebue (DOLWD) | 11% | 626.9 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| AVTEC (DOLWD) | 22% | 1,253.7 | 15% | 1,270.3 | 15% | 1270.3 | 15% | 1270.3 |
| SAVEC (DOLWD) | 4% | 228.0 | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| Yuut (DOLWD) | 4% | 228.0 | 8% | 677.5 | 7% | 592.8 | 7% | 592.8 |
| Delta (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| NACTEC (DOLWD) | | | 4% | 338.8 | 4% | 338.8 | 4% | 338.8 |
| AWP (DOLWD) | | | 19% | 1,609.1 | 19% | 1609.1 | 18% | 1524.4 |
| | | | | | | 0.0 | | |
| Total | | 6,043.6 | 100% | 8,813.6 | 100% | 8813.6 | 100% | 8813.6 |

Note: Due to the use of revenue projections to determine the annual appropriation amount, actual receipts may be higher or lower than budgeted authorization. To accommodate revenue shortfalls a reserve of 250.0 is maintained.

Alaska State Legislature



Out of Session:
Legislative Information Office
P.O. Box 1630
Nome, AK 99762-1630
(907) 443-5555
(907) 443-2162 (Fax)

In Session:
State Capitol
Juneau, AK 99801-1182
(800) 597-3707
(907) 485-3707
(907) 485-4821 (Fax)

SENATOR DONALD C. OLSON

DISTRICT T

Alakanuk
Ambler
Anaktuvuk Pass
Atkasuk
Barrow
Brovig Mission
Brooksriver
Buckland
Chevak
Deering
Diomedea
Elim
Emmonak
Gambell
Golovin
Hooper Bay
Kaldovik
Kiana
Kivalina
Kobuk
Kotlik
Kotzebue
Koyuk
Mountain Village
Noatak
Nome
Noorvik
Nuiqsut
Nunam Iqua
Pilot Station
Pitka's Point
Point Hope
Point Lay
Savoonga
Scammon Bay
Selawik
Shaktolik
Shishmaref
Shungnak
St. Mary's
St. Michael
Stebbins
Teller
Unalakleet
Wainwright
Wales
White Mountain

SPONSOR STATEMENT

SB 124, Alaska Workforce Investment

I introduced SB 124 to initially increase support for the adult voc/tech training programs by the Northwestern Alaska Career and Technical Center (NACTEC) in Nome. But this bill should be expanded to address the training needs throughout Alaska in anticipation of the forthcoming pipeline construction. Acting to increase Alaska's construction trades workforce before a gas line construction start ensures that the greatest number of Alaskans will participate in building the gas line.

A key component in any effort to train Alaskans for gas line construction jobs or any public construction jobs for that matter is the state's trade union apprenticeship programs. In this regard, the Alaska Works Partnership, Inc. (AWP) has put together a program that offers the training expertise for all the trades operating under one umbrella organization. Moreover, AWP has effectively reached out to bring residents from all areas of Alaska both urban and rural into their program. Equally important, AWP has extended their training programs and expertise to other voc/tech programs in Alaska through cooperative arrangements. These efforts have proven to be very effective in providing skilled workers for local construction projects from residents of the community or region.

I urge your favorable consideration of an expanded SB 124. It is timely and essential for Alaskan jobs on the gas line.



**ALASKA
Works
Partnership, Inc.**
Working Together for Jobs™
Affiliated with American Community Partnerships, Inc.

March 16, 2007

Senator Donald Olson
Chair, Community & Regional Affairs
Alaska State Capitol Room 514
Juneau, Alaska 99801

Dear Senator Olson,

I write requesting you to introduce legislation that will reauthorize the Technical Vocational Education Program (TVEP) and raise the rate of contribution to TVEP for the purpose of creating a Pipeline Training Initiative, and continue the TVEP through PY 2013. This act would increase TVEP contributions diverted from the UI Trust Fund by .005% (a new contribution rate of .015), raising approximately \$3,000,000 annually for construction and pipeline construction training.

Legislation reauthorizing TVEP would be for the purposes of creating a *Pipeline Training Initiative* to help workers across the state, particularly rural workers, get the vocational education and training they need to work in Alaska's construction industry and prepare Alaska's workforce for building the Natural Gas Pipeline.

Our proposed TVEP Pipeline Training Initiative would provide new non-general fund resources to increase vocational education and training for rural youth and adults and connect regional training activities directly with a new pipeline training center to be built in Fairbanks. The new TVEP Pipeline Training Initiative would increase the amount of funding for TVEP and provide funds for three additional regional training centers: the Northwest Arctic Career and Technical Center in Nome, the Delta Career Advancement Center, and the Fairbanks Pipeline Training Center. This new initiative also means more resources for the current designated grantees under TVEP for construction training.

The TVEP Pipeline Training Initiative would create a cost-effective and non-duplicative program linking rural Alaskans with our highly effective and advanced pipeline training offered in Fairbanks and courses at the new Pipeline Training Center in Fairbanks.

I appreciate the time Ginny Austerman, your Committee Aide, spent with me to learn more about our construction training programs for youth and adults and our on-going pipeline crafts and trades training. I hope you will introduce this new TVEP initiative which will be extremely beneficial for rural students and adults, regional economies, and the future of Alaska.

Sincerely,



Mike Andrews, Director
Alaska Works Partnership, Inc.

1413 Hyder St.
Anchorage, AK 99501
(907) 569-4711 tel
(907) 569-4716 fax (admin)
(907) 569-4720 fax (programs)
1 (866) 297-9566 toll-free

P.O. Box 74313
Fairbanks, AK 99707
(907) 457-2597 tel
(907) 457-2591 fax
1 (866) 457-2597 toll-free

FY 08 Legislative Action : An act relating to the allocation of money appropriated to the Alaska Workforce Investment Board; and providing for an effective date."

The purpose of the act is to create the *TVEP Pipeline Construction Training Initiative*, increase TVEP funding specifically for this initiative, and authorize funding through Fiscal Year 2013.

Legislative Objectives: Expand the current list of technical and vocational schools under the Alaska Technical and Vocational Education Program (TVEP) for the *Pipeline Construction Training Initiative* and provide a coordinated and non-duplicating training program aimed at increasing the supply of construction and pipeline construction workers, including trades, crafts, project management and engineers to meet the current and projected industry demand for resident workers.

TVEP Pipeline Construction Training Initiative strategies are:

- (1) include the Northwest Arctic Career and Technical Center (Nome), the Delta Career Advancement Center, and the Fairbanks Pipeline Training Center in the list of TVEP grant recipients,
- (2) increase the Unemployment Insurance contribution rate diverted to TVEP by one-half of one-tenth of one percent (.01% to .015%),
- (3) re-authorize TVEP funding to 2013,
- (4) designate new TVEP funds to regional training centers through a formula, and,
- (5) direct the Commissioner of the ADOLWD to develop agreements by and between the Fairbanks Pipeline Training Center and the designated TVEP grantees for this initiative.

The effect of this legislation will:

- increase TVEP funding by 50% annually for five years adding an estimated \$3,000,000. or more each year for post-secondary level training,
- ensure that regional training centers have connecting training activities with the new Pipeline Training Center to be constructed in Fairbanks,
- ensure Fairbanks Pipeline Training Center has funds to provide training and housing for rural residents,
- include new regional training centers in TVEP as designated grantees
- create strong education and training pathways for rural trainees through established regional / rural training centers to Fairbanks Pipeline training,
- prepare Alaska's workforce for the good jobs and careers in Alaska's construction and pipeline construction industry,
- increase annual funding for current designated TVEP grantees, and
- ensure to the greatest extent possible that Alaska residents from all regions of the state have access to basic pipeline construction skills training and advanced training at the new Pipeline Training Center in Fairbanks.

An example of the proposed new and increased TVEP funding formula is provided as an attachment



Northwestern Alaska Career and Technical Center

P.O. Box 131
Nome, AK 99762
Telephone: 907-443-3507 or 907-443-7682
Fax: 907-443-7076
Email: jselvey@nomeschools.com or jselvey@bssd.org
Web Page: <http://nactec.bssd.org/>

March 23, 2007

Senator Donny Olson
Room 514
State Capitol
Juneau, AK 999801-1182

Dear Senator Olson,

The students and community members of northwestern Alaska appreciate all of your support of NACTEC. We also appreciate and support the introduction of Senate Bill 124.

NACTEC provides Career and Technical Education programs for high school students of Nome Public Schools and the Bering Strait School District. Through our various partnerships with Kawerak, the University of Alaska Northwest, Bering Strait School District, and the Nome Public Schools, NACTEC also provides or lends support for educational services for adults throughout the region.

NACTEC currently receives funding through legislative appropriation and the Alaska Native Education Grant (Washington D.C., Department of Education). The SB 124 funds will allow NACTEC to make great strides toward our goal of financial sustainability.

Thank you for your efforts and please contact me if you have questions or concerns.

Sincerely,


Jeff Selvey, NACTEC Director

Cc: Representative Richard Foster
Dr. John Davis, Superintendent BSSD
Stan Lujan, Superintendent NPS
Jim Hickerson, Director of Administration, BSSD
Mayor Denise Michels, City of Nome
Randy Romenesko, City Manager, Nome

TVEP Funding

| State FY | Legislative Bill | Total Dollars | UA | Kotz | AVTEC | Galena | SAVEC | Yuut | Delta | NACTEC | AWP |
|----------|------------------|---------------|---------|-------|---------|--------|-------|-------|-------|--------|------|
| 2007 | HB 123 - Est | 5,240.0 | 2,882.0 | 576.4 | 1,152.5 | 209.6 | 229.6 | 229.6 | -0- | -0- | |
| | | | 55% | 11% | 22% | 4% | 4% | 4% | | | |
| 2008 | HB 123 - Est | 6,043.6 | 3,323.9 | 664.8 | 1,329.6 | 241.7 | 241.7 | 241.7 | -0- | -0- | |
| | | | 55% | 11% | 22% | 4% | 4% | 4% | | | |
| 2008 | HB 123 - Revised | 9,065.4 | 3,443 | 725 | 1360 | 363 | 363 | 363 | 363 | 363 | 1722 |
| | | | 38% | 8% | 15% | 4% | 4% | 4% | 4% | 4% | 19% |
| | | | 34 | | | | | 8 | | | |

EP Proposal

- 1.) Inc. TVEP by 1/2 of 1/10 of 1% + 3,021.8 (est)
- 2.) Add 3 new TVEP Partners - AWP, Delta, NACTEC
- 3.) Fund Delta and NACTEC at same funding level as other rural schools - 241.7 (2 x 241.7 = 483.4)
- 4.) Inc. all TVEP Partners by 108.3 (8 x 108.3 = 866.4)
- 5.) Fund AWP with balance of funding - 1,672.0

.010 → .015

SEB

140

25-L90703UM

Mischel

4/24/07

CS FOR SENATE BILL NO. 140()

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIFTH LEGISLATURE - FIRST SESSION

BY

Offered:

Referred:

Sponsor(s): SENATOR ELTON

A BILL

FOR AN ACT ENTITLED

1 "An Act requiring paid leave from employment for bone marrow donation."

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

3 * Section 1. AS 23.10 is amended by adding a new section to read:

4 Sec. 23.10.044. Paid leave for bone marrow donation. (a) An employer who
5 employs 20 or more employees shall provide a paid leave of absence to an employee
6 for the purpose of making a personal bone marrow donation. The employer is not
7 required to provide more than 60 hours of leave under this section; however, the leave
8 may not be less than 40 hours unless the employee requests fewer hours.

9 (b) An employer may, before approving paid leave under this section, require
10 verification by the employee's physician of the purpose and length of the necessary
11 leave. If the determination is made that the employee does not qualify as a bone
12 marrow donor after approval by the employer of the leave, the leave must be paid by
13 the employer.

14 (c) An employer may not retaliate or otherwise sanction an employee for
15 requesting or obtaining leave under this section.

1 (d) In this section,

2 (1) "employee" means a person hired and currently employed by a
3 political subdivision of the state or a private employer to work for compensation an
4 average of 20 or more hours each week; "employee" does not include an independent
5 contractor;

6 (2) "political subdivision" means a municipality and its subdivisions, a
7 school district, a regional educational attendance area, or an instrumentality of the
8 state, except that the term does not include the executive, judicial, or legislative branch
9 of state government, the University of Alaska, or the Alaska Railroad Corporation.

10 * Sec. 2. AS 39.20.245(b) is amended to read:

11 (b) An officer or employee, with the approval of the person authorizing the
12 employment, may donate accrued personal or annual leave to another officer or
13 employee only for use as leave for medical reasons. The official responsible for
14 employee accounts shall debit the donor's personal or annual leave account and credit
15 the donee's personal leave account, or sick leave account, as appropriate, for medical
16 reasons only, by converting the donated leave into cash value at the donor's rate of pay
17 and reconverting the cash value to hours of leave at the donee's rate of pay. Leave
18 donated under this subsection is not leave taken by the donor for purposes of
19 AS 39.20.225(c). An employee who is covered by a collective bargaining agreement
20 may donate leave to or receive donations of leave from an employee or officer who is
21 not covered by a collective bargaining agreement, notwithstanding AS 39.20.310(7)
22 and (8) [AS 39.20.310(8) AND (9)].

23 * Sec. 3. AS 39.20.270 is amended to read:

24 Sec. 39.20.270. Court leave. Notwithstanding AS 39.20.310(6)
25 [AS 39.20.310(7)], court leave shall be granted to an employee who is classified as
26 full time, whether permanent, nonpermanent, or temporary. An officer or employee
27 called to serve as a juror or subpoenaed as a witness is entitled to administrative leave
28 with pay, but compensation received by the employee or to which the employee is
29 entitled, whichever is greater, for service as a juror or witness shall be deducted from
30 pay to which the employee is entitled as a state officer or employee.

31 * Sec. 4. AS 39.20 is amended by adding a new section to read:

1 **Sec. 39.20.275. Leave for donation of bone marrow. (a)** Notwithstanding
2 AS 39.20.310(1) - (3) and (6) - (8), paid administrative leave of not less than 40 hours,
3 unless the employee requests fewer hours, shall be granted under this section to an
4 employee who requests leave to make a personal bone marrow donation.

5 (b) The director of personnel in the Department of Administration shall adopt
6 regulations to implement this section.

7 (c) In this section, "employee" means an employee of the executive, judicial,
8 or legislative branch of state government or the University of Alaska, whether the
9 employee is a permanent, nonpermanent, or temporary employee, who is employed for
10 an average of 20 or more hours each week.

11 * **Sec. 5.** AS 39.20.310 is amended to read:

12 **Sec. 39.20.310. Exceptions. Except as provided in AS 39.20.275,**
13 **AS 39.20.200 - 39.20.330 do not apply to**

14 (1) members of the state legislature, the governor, the lieutenant
15 governor, and justices and judges of the supreme and superior courts and of the court
16 of appeals, but nothing in AS 39.20.200 - 39.20.330 may be construed to diminish the
17 salaries fixed by law for these officers by reason of absence from duty on account of
18 illness or otherwise;

19 (2) magistrates serving the state on less than a full-time basis;

20 (3) officers, members of the teaching staff, and employees of the
21 University of Alaska;

22 (4) [REPEALED

23 (5)] persons employed in a professional capacity to make a temporary
24 and special inquiry, study, or examination as authorized by the governor, the
25 legislature, or a legislative committee;

26 (5) [(6)] members of boards, commissions, and authorities who are not
27 otherwise employed by the state;

28 (6) [(7)] temporary employees hired for periods of less than 12
29 consecutive months;

30 (7) [(8)] persons employed by the division of marine transportation as
31 masters and members of the crews operating the state ferry system who are covered by

1 collective bargaining agreements as provided in AS 23.40.040, except as expressly
2 provided by law;

3 (8) [(9)] persons employed by the state who are covered by collective
4 bargaining agreements as provided in AS 23.40.210, except as expressly provided by
5 law.

6 * Sec. 6. AS 42.40 is amended by adding a new section to read:

7 **Sec. 42.40.882. Leave for donation of bone marrow.** (a) Notwithstanding
8 any other provision of law, paid administrative leave of not less than 40 hours, unless
9 the employee requests fewer hours, shall be granted under this section to an employee
10 who requests leave to make a personal bone marrow donation.

11 (b) In this section, "employee" means an employee of the corporation, whether
12 the employee is a permanent, nonpermanent, or temporary employee, who is
13 employed for an average of 20 or more hours each week.



SENATOR KIM ELTON

SB 140

Sponsor Statement

"An Act requiring paid leave from employment for bone marrow donation."

On April 27, 2005, a 6-year-old Tlingit/Filipino boy from Juneau was taken to the SEARHC clinic where he was diagnosed with Leukemia. He was sent by medivac to Children's Hospital in Seattle within hours where it was confirmed he had a rare adult form of leukemia. His cancer treatment involved four rounds of chemotherapy and full body radiation treatments. His family and countless others rallied together to find a bone marrow match to save his life. Since he had no siblings and none of his extended family matched, the only hope was an unrelated donor for him to survive cancer.

Ten communities participated in a bone marrow drive organized by the family. In the process, they found other Alaskan children in similar situations. Every community had a family in need of getting on the National Marrow Donor Program. Alaska put an additional 1,010 donors on the registry in 10 short days. The norm across the country is 12 new donors a day per a drive. Currently only 3 percent of Alaskan Natives are on the registry and there are even fewer Filipinos. The 1,010 donors helped give hope, but the match did not materialize.

A match came from a full Navajo from New Mexico. Two weeks after the donor registered, he received a call letting him know he was a possible match for a child with cancer. He proceeded with further testing for the unknown recipient and on October 17, 2005, he went into surgery in Albuquerque. By 10 p.m., the Juneau boy was receiving the bone marrow donor's gift to him in Seattle. The young boy is now 8 years old and doing well.

The procedure to obtain a donor sample is a quick and easy cheek swab. If you are chosen as a match, the ability to provide such a life-saving gift requires hours of extensive testing. For those who can least afford unpaid time off work in order to provide a gift such as this, paid leave is needed.

This bill would require public employers to provide not less than 40 hours of leave unless the employee requests fewer hours. A private employer with more than 20 employees would be required to provide not more than 60 or less than 40 hours of leave unless the employee requests fewer hours. Verification may be required and the employer may not retaliate or sanction an employee for requesting this leave.

ALASKA SENATE

STATE CAPITOL • JUNEAU, ALASKA 99801-1182 • (907) 465-4947 • FAX (907) 465-2108

SENATOR_KIM_ELTON@LEGIS.STATE.AK.US

Paula Cadiente

From: A.R. Dugaqua [sockeye26@hotmail.com]

Sent: Tuesday, April 03, 2007 2:59 PM

To: Paula Cadiente

Subject: SB 140

Hello-

I am writing a letter of support for SB 140, a bill that would allow anyone who gets their call from the National Marrow Donor Program to be a bone marrow donor to someone in need, to have their leave from work paid for, to give that precious gift of life.

Currently you would not be able to use your sick leave because the procedure is totally volunteer. Unless you use your own personal leave this makes it difficult for any of us to take a week off to donate our marrow to save a life. The donor center for Alaskan's is in Seattle. Not all of us can afford to take a week off either. This could help immensely to make it at least possible to many of us willing to give someone a second chance at life.

The bill was introduced last week. Senator Elton is trying to get this bill passed this session.

Thank you,
Alexandria R. Dugaqua

Mortgage rates near historic lows. Refinance \$200,000 loan for as low as \$771/month*

March 27, 2007

Dear Sen. Elton:

As a National Marrow Donor Program drive volunteer I would like to thank you for recognizing the heroic deed of Mr. Begaii, for accepting the message of his and Alec's story and for taking it one step further. Drafting legislation in the Senate for administrative leave for bone marrow donors is a commendable and progressive step forward in removing a barrier for potential donors who may wish to join the NMDP.

As a volunteer working with recruitment on Kodiak Island and with the Kodiak Community Marrow Fund, I have unfortunately discovered that the barriers are many. Remote locations, the lack of educational programs, cultural beliefs and financial reasons are just a few of the stumbling blocks we have encountered. But none of those barriers are as difficult to deal with and overcome as the roadblock that has been consistently been thrown up before us by the system for coordinating drives that currently exists for the State of Alaska.

You noted in your policy letter that training to do bone marrow drives in Alaska is now available for free and I would like to comment on that note specifically. Although the training is free, it is not easy to obtain, maintain or sustain in a small community.

As Alaskans we are accustomed to working with agencies outside our state attempting to work inside our state. The key to success for any business or venture to be successful in this great state is its ability to be flexible and think outside the box.

As a member of a small group of volunteers I have found the system that currently exists here in Alaska, designed to support the NMDP and a system that **should** support a community's desire to organize self drives to be unorganized, unyielding and un-moldable to the needs of communities outside the Anchorage bowl.

On a personal note I feel it is only fair to let you know that in addition to my role as a volunteer I am also a patient, a potential bone marrow transplant recipient. In 2006 I was diagnosed with Idiopathic Myelofibrosis, the least common of the Chronic Myeloproliferative disorders and the one that carries the worst prognosis. Since that fateful day I have struggled with the knowledge that my survival rests in someone's hands, a stranger across the globe or perhaps across the country. Every face in the crowd is a potential hero to me.

But my story is no different than that of up to 3000 men, women and children a **day** that need to find their own hero. So perhaps I do feel the

sting of a system that just doesn't work a little too deeply but maybe that personal attachment will allow me to champion this cause with reckless abandon, to speak about the need, to shout if need be. I just need a few more voices like yours to join the choir. Your input and opinion about how to create a more workable self-drive program for small communities would be of great value. Please feel free to contact me with any comments or questions.

Tana Hughes
PO Box 802
Kodiak, AK 99615
907-486-4276 days
907-486-6369 evenings

April 2, 2007

Dear Senator Elton:

As a professional who works with families facing life-threatening and terminal illnesses, I'd like to voice my support for SB140 allowing caring donors to receive sick leave for the purpose of completing a bone marrow donation, especially since these services are not available locally and require significant commitment of time and travel. These donations have the potential to save lives and reduce the chances that a family will experience the grief and loss that I deal with everyday in our community. Please register my support for this important piece of legislation.

Lisa M. Fleischer

Lisa M. Fleischer

Hospice of Anchorage, Bereavement Coordinator

500 W. International Airport Rd., Suite C

Anchorage, AK 99518

(907) 561-5322 ext. 210

(907) 561-0334 fax

lisa@hospiceofanchorage.org

lisa_hospice@hotmail.com

Paula Cadiante

From: Peter Metcalfe [metcom@gci.net]
Sent: Monday, April 02, 2007 10:09 AM
To: Paula Cadiante
Co: Eddie & Andrea Quinto
Subject: Bone Marrow

Attachments: It takes a famil.pdf



It takes a famil.pdf
(164 KB)

I strongly support Sen. Elton's efforts to make it easier, more affordable, and without repercussions, for employees to take leave for the purpose of providing bone marrow transplants. Perhaps the bill should be extended to include those who would donate other organs, such as kidneys, partial livers, etc.

Attached is a page I included in the Summer 2006 HouseCalls, the Bartlett Regional Hospital Newsletter that I produce.

Regards,

Peter Metcalfe