

FISCAL NOTE

STATE OF ALASKA
2012 LEGISLATIVE SESSION

Bill Version HB327
Fiscal Note Number _____
() Publish Date _____

Identifier (file name)	HB327-DOLWD-ALRA-3-16-12	Dept. Affected	Labor and Workforce Development
Title	Evidence Rules: Union/Employee Privilege	Appropriation	Commissioner and Administrative Services
		Allocation	Alaska Labor Relations Agency
Sponsor	Representative Lynn		
Requester	House Labor and Commerce	OMB Component Number	1200

Expenditures/Revenues (Thousands of Dollars)

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

	FY13 Appropriation Requested	Included in Governor's FY13 Request	Out-Year Cost Estimates				
			FY14	FY15	FY16	FY17	FY18
OPERATING EXPENDITURES	FY13	FY13					
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants, Benefits							
Miscellaneous							
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0	0.0

FUND SOURCE		(Thousands of Dollars)					
1002	Federal Receipts						
1003	GF Match						
1004	GF						
1005	GF/Prgm (DGF)						
1037	GF/MH (UGF)						
1178	temp code (UGF)						
TOTAL		0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS							
Full-time							
Part-time							
Temporary							

CHANGE IN REVENUES							
Estimated SUPPLEMENTAL (FY12) operating costs (discuss reasons and fund source(s) in analysis section)		0.0					

Estimated SUPPLEMENTAL (FY12) operating costs (discuss reasons and fund source(s) in analysis section)	0.0	(separate supplemental appropriation required)
Estimated CAPITAL (FY13) costs (discuss reasons and fund source(s) in analysis section)	0.0	(separate capital appropriation required)

Why this fiscal note differs from previous version (if initial version, please note as such)
Not applicable, initial version.

Prepared by	Mark Torgerson, Administrator/Hearing Examiner	Phone 907-269-4895
Division	Alaska Labor Relations Agency	Date/Time 3/16/12 12:00 PM
Approved by	Click Bishop, Commissioner	Date 3/16/2012
	Department of Labor and Workforce Development	

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BILL NO. HB327

Analysis

This bill provides that confidential communications between an employee and a person who represents the employee on behalf of an organization related to disciplinary proceedings are privileged under AS 23.40.065.

The bill also provides that a person who represents an employee and obtains information from the employee in confidence and that is related to disciplinary proceedings may not be compelled to disclose the information in a proceeding held to take evidence under oath or an arbitration, hearing, or meeting, unless (1) to prevent crime that would cause serious injury or death; (2) in a civil or criminal proceeding against the organization; (3) as ordered in an in camera proceeding in superior court; (4) when the employee knowingly waives the privilege; and (5) after the employee's death, with consent from the employee's personal representative.

There is no fiscal impact anticipated to the department as a result of this legislation.