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Wallace
3/22/16

CS FOR SENATE BILL NO. 171(STA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SESSION

BY THE SENATE STATE AFFAIRS COMMITTEE

Offered:

Referred:

Sponsor(s): SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

"An Act relating to the duties of the Department of Administration; relating to payment of judgments against the state; relating to use of the Department of Administration's managed travel program; relating to pre-audit of claims; relating to the establishment and maintenance of an Internet website providing public finance information and identifying the information to be available on the Internet website; relating to travel costs and travel outside the state; repealing the authority of the Department of Administration to make advances to the University of Alaska; repealing the United States savings bond purchase plan; and providing for an effective date."

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

*** Section 1.** AS 09.50.270 is amended to read:

Sec. 09.50.270. Payment of judgment against the state. An attachment or execution may not issue against the state. When a final judgment is rendered against

the state in an action, the clerk of the court shall immediately transmit a certified copy of the judgment to the Department of Law, [ADMINISTRATION] which shall either seek approval for [APPROVE] payment of the judgment against the state if a sufficient appropriation exists for payment, or audit the amount and transmit a copy to the legislature with the recommendation that an appropriation be made for its payment.

* **Sec. 2.** AS 14.40 is amended by adding a new section to read:

Sec. 14.40.335. Use of managed travel program. The University of Alaska shall use the Department of Administration's managed travel program to make arrangements for a person traveling on official business. In this section, "managed travel program" includes the online booking system used for researching, approving, purchasing, and reimbursing travel accommodations and the use of travel management contractors.

* **Sec. 3.** AS 22.20 is amended by adding a new section to article 1 to read:

Sec. 22.20.038. Use of managed travel program. The Alaska Court System shall use the Department of Administration's managed travel program to make arrangements for a person traveling on official business. In this section, "managed travel program" has the meaning given in AS 14.40.335.

* **Sec. 4.** AS 37.05.190 is repealed and reenacted to read:

Sec. 37.05.190. Pre-audit of claims. The Department of Administration shall establish a financial system. The system must provide segregation of duties for certification of user input and authorization of financial transactions and sufficient budgetary controls to avoid spending beyond the approved legal authority. To access the system, a user shall certify an agreement that clearly identifies the user's responsibility to ensure the claim is in accordance with law.

* **Sec. 5.** AS 37.05.210(a) is amended to read:

(a) The Department of Administration shall

(1) file with the governor and with the legislative auditor before December 16 a report of the financial transactions of the preceding fiscal year and of the financial condition of the state as of the end of that year, prepared in accordance with generally accepted accounting principles and audited by the legislative auditor in

accordance with generally accepted audit standards, with comments and supplementary data that the Department of Administration considers necessary; this report shall be printed for the information of the legislature and the public **and shall be available electronically for use in the public finance Internet website under AS 37.05.215;**

(2) compile statistics necessary for the budget and other statistics required by the governor;

(3) file a travel and compensation report with the legislature by January 31 of each year containing detailed information for the previous calendar year of the salaries, per diem, travel expenses, relocation expenses, and any additional allowances for

(A) the governor, the lieutenant governor, and the chiefs of staff of the governor and lieutenant governor;

(B) the president and vice-president of the University of Alaska and the chancellors of the individual campuses of the university;

(C) the commissioners or other executive heads of the principal departments in the executive branch of state government, and the deputy commissioners and division directors in those departments; and

(D) the executive heads of public corporations created by law, including the Alaska Railroad Corporation.

* **Sec. 6.** AS 37.05 is amended by adding a new section to article 2 to read:

Sec. 37.05.215. Public finance Internet website. (a) The Department of Administration shall develop, operate, and maintain a searchable Internet website that is accessible to the public at no cost and that provides financial information available from the central accounting system or the annual financial report prepared and filed under AS 37.05.210(a)(1) describing

(1) state revenue for the preceding month, including

(A) a receipt or deposit by a state agency into a fund or account established within the state treasury;

(B) proceeds from taxes received, including a compulsory contribution imposed by the state for the purpose of financing services;

(C) agency earnings, including amounts collected for sales or services, licenses or permits issued, or otherwise received by an agency under the agency's regulations;

(D) revenue received for the use of state money or property, including interest and lease payments;

(E) gifts, donations, and federal receipts; and

(F) other revenue;

(2) expenditures for the preceding month, including

(A) the name and location of any person to whom payment was made;

(B) the amount of the expenditure disbursed;

(C) the appropriation and allocation that is the source of funding for the expenditure;

(D) the type of transaction, by account code, including the purpose of the expenditure;

(E) other information specified by the department;

(3) state revenue and expenditures, summarized for the preceding fiscal year, as follows:

(A) general fund revenue sources;

(B) general fund expenditures categorized by function;

(C) general fund expenditures categorized by department;

(D) general fund expenditures categorized by account; and

(E) total general fund revenue versus expenditures;

(4) total assets versus liabilities at the end of the fiscal year;

(5) the fiscal year-end balance for each state fund; and

(6) for the preceding 10 years, by fiscal year, the following:

(A) the number of full-time employees employed by the state;

(B) the total long-term debt owed by the state;

(C) total general fund expenditures; and

(D) total general fund payroll.

(b) The Department of Administration shall update the information described

in (a)(1) and (2) of this section on the Internet website on a monthly basis and the information described in (a)(3) - (6) of this section on an annual basis.

(c) The Department of Revenue and other state agencies that use the central accounting system shall provide information to the Department of Administration that is necessary to comply with the requirements of this section.

(d) Nothing in this section requires disclosure of information that is confidential under state or federal law. However, the Department of Administration shall provide aggregated or summarized information describing confidential revenue and expenditures if the aggregated or summarized information continues to protect confidentiality.

(e) In this section,

(1) "expenditure" means a payment from the state treasury that is made as a grant, subgrant, contract, subcontract, loan, lease, cooperative agreement, purchase order, task order, delivery order, or other form of financial transaction; however, "expenditure" does not include the transfer of money between state agencies, individual payments to state employees or retirees, or payment of state or federal assistance to an individual;

(2) "searchable Internet website" means an Internet website that allows searching, extracting, compiling, and aggregating information from the data available on the website.

* **Sec. 7.** AS 39.20.140(b) is amended to read:

(b) The Department of Administration may not reimburse an official or employee or pay for more than the lowest [TOURIST CLASS] fare for the most direct route to accomplish the business purpose of the travel unless

[(1) TOURIST CLASS ACCOMMODATION IS NOT AVAILABLE;

(2) WAITING FOR TOURIST CLASS ACCOMMODATION
WOULD OCCASION A DELAY HARMFUL TO THE STATE; OR

(3)] the Department of Administration finds that travel at the lowest fare [BY TOURIST CLASS ACCOMMODATION] is not in the best interest of the state, and authorizes other accommodation.

* **Sec. 8.** AS 39.20.140(c) is repealed and reenacted to read:

1 (c) When the Department of Administration authorizes a fare other than the
2 lowest fare under (b) of this section, the department shall file the approval with the
3 travel authorization.

4 * **Sec. 9.** AS 37.10.088; AS 39.40.010 and 39.40.020 are repealed.

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

7 DELAYED AVAILABILITY. The Internet website established under AS 37.05.215,
8 added by sec. 6 of this Act, shall be available to the public on or before October 1, 2016.

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

11 TRANSITIONAL PROVISIONS. The Internet website established under
12 AS 37.05.215, added by sec. 6 of this Act, must, notwithstanding the requirements of
13 AS 37.05.215(a), list information from the previous fiscal year. Beginning on October 1,
14 2017, the list shall be updated monthly or annually, as specified.

15 * **Sec. 12.** This Act takes effect July 1, 2016.