

HOUSE BILL NO. 68

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE KREISS-TOMKINS

Introduced: 1/21/15

Referred: State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the preparation, electronic distribution, and posting of reports by**
2 **state agencies."**

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

4 *** Section 1.** AS 44.62.175(a) is amended to read:

5 (a) The lieutenant governor shall develop and supervise the Alaska Online
6 Public Notice System, to be maintained on the state's site on the Internet. The
7 lieutenant governor shall prescribe the form of notices posted on the system by state
8 agencies. The Alaska Online Public Notice System must include

9 (1) notices of proposed actions given under AS 44.62.190(a);

10 (2) notices of state agency meetings required under AS 44.62.310(e),
11 even if the meeting has been held;

12 (3) notices of solicitations to bid issued under AS 36.30.130;

13 (4) notices of state agency requests for proposals issued under
14 AS 18.55.255, 18.55.320; AS 36.30.210; AS 37.05.316; AS 38.05.120; and

1 AS 43.40.010;

2 (5) executive orders and administrative orders issued by the governor;

3 (6) written delegations of authority made by the governor or the head
4 of a principal department under AS 44.17.010;

5 (7) the text or a summary of the text of a regulation or order of repeal
6 of a regulation for which notice is given under AS 44.62.190(a), including an
7 emergency regulation or repeal regardless of whether it has taken effect;

8 (8) notices required by AS 44.62.245(b) regarding an amended version
9 of a document or other material incorporated by reference in a regulation;

10 (9) a summary of the text of recently issued published opinions of the
11 attorney general;

12 (10) a list of vacancies on boards, commissions, and other bodies
13 whose members are appointed by the governor;

14 (11) in accordance with AS 39.52.240(h), advisory opinions of the
15 attorney general; [AND]

16 (12) notices required by AS 26.30.010(d) and (e) regarding
17 applications for military facility zones; **and**

18 **(13) reports of state agencies, if required under AS 44.99.250.**

19 * **Sec. 2.** AS 44.99 is amended by adding new sections to read:

20 **Article 3A. Distribution of Agency Reports.**

21 **Sec. 44.99.250. Electronic distribution and posting.** (a) A state agency that
22 produces and distributes a report shall, if the agency has the technological capability to
23 do so, provide copies electronically and post the report on the Alaska Online Public
24 Notice System (AS 44.62.175). An agency may not produce print copies of reports
25 except as

26 (1) required

27 (A) under AS 14.56.120;

28 (B) by agreement; or

29 (C) by federal law; or

30 (2) requested under AS 44.99.260 or specifically approved by the head
31 of a state agency or the head's designee.

1 (b) Except as provided in (a) of this section, electronic distribution and
2 electronic posting on the Alaska Online Public Notice System (AS 44.62.175) fulfills
3 any obligation in state law to publish, prepare, or present a report, and electronic
4 distribution fulfills any obligation in state law to submit a report.

5 **Sec. 44.99.260. Print copy requests.** A person may obtain a print copy of a
6 report from the state library distribution and data access center under AS 14.56.170.

7 **Sec. 44.99.270. Graphic design for reports.** Notwithstanding AS 44.99.200,
8 when preparing reports, a state agency may not hire contractors to provide
9 photographs or graphics unless

10 (1) no agency employee qualified to perform the work is available; or

11 (2) the agency would use fewer state resources by hiring a contractor.

12 **Sec. 44.99.290. Definitions.** In AS 44.99.250 - 44.99.290,

13 (1) "report" means an official document that a state agency is required
14 by law to prepare and distribute to the legislature or the public without a specific
15 request;

16 (2) "state agency" means a department, institution, board, commission,
17 division, authority, public corporation, committee, or other administrative unit of the
18 executive branch of state government, including the University of Alaska, the Alaska
19 Railroad Corporation, the Alaska Permanent Fund Corporation, and the Alaska
20 Housing Finance Corporation.