

Fiscal Note

State of Alaska
2017 Legislative Session

Bill Version: HB 190
Fiscal Note Number: _____
() Publish Date: _____

Identifier: HB190-OOG-OMB-03-25-17
Title: REGULATION ADOPTION/ORAL COMMENT
Sponsor: TALERICO
Requester: House State Affairs

Department: Various (for Fiscal Notes only)
Appropriation: Various
Allocation: Executive Branch
OMB Component Number: 0

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2018	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2018 Request	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
OPERATING EXPENDITURES	FY 2018	FY 2018	FY 2019	FY 2020	FY 2021	FY 2022	FY 2023
Personal Services	***		***	***	***	***	***
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	***	0.0	***	***	***	***	***

Fund Source (Operating Only)

None							
Total	***	0.0	***	***	***	***	***

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

None							
Total	0.0	0.0	0.0	0.0	0.0	0.0	0.0

Estimated SUPPLEMENTAL (FY2017) cost: 0.0 *(separate supplemental appropriation required)*
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2018) cost: 0.0 *(separate capital appropriation required)*
(discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? N/A
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Not applicable; initial version.

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Division:	Office of Management and Budget	Date:	03/25/2017 05:00 PM
Approved By:	Pat Pitney, Director	Date:	03/25/17
Agency:	Office of Management and Budget		

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2017 LEGISLATIVE SESSION

BILL NO. HB 190

Analysis

Under current law, an agency, board, or commission that adopts regulations under the Administrative Procedure Act (AS 44.62) must provide a minimum 30-day time period for the public to comment on the proposed regulations. Comments can be written; scheduling an oral hearing is not mandatory. Section 1 of HB 190 would require an agency, board, or commission to allow the public the chance to make oral comments on proposed regulations "when requested by the person or the person's authorized representative."

Because departments must publish and furnish notice of the time and place for submission of written and oral comments (AS 44.62.200), to comply with the proposed bill, a department could (a) upon request from an individual send out a public notice of a place and time for oral public comment on regulations projects or (b) include oral public comment on every regulation project. For boards, the scheduling may be more complicated depending on the frequency of regular board meetings. If an oral hearing is noticed upon request, the department will be required to post a supplemental newspaper notice. If a hearing is scheduled for each project, there will be additional advertisement costs for extra lines in the newspaper notice. Likewise, depending on the needs and best practices of each affected department and board, there could be costs for transcription services, recording equipment, a call-in line, and meeting space rental costs.

Section 2 of HB 190 would repeal AS 41.21.123(b), a provision that requires the commissioner of natural resources, when designating by regulation incompatible uses within Chugach State Park, to "provide the opportunity for the oral presentation" of comments.

We anticipate a there will be a fiscal impact to each department with this legislation. However, there are many unknown factors and at this time a cost estimate cannot be provided; therefore an indeterminate fiscal note is submitted.