

Fiscal Note

State of Alaska
2017 Legislative Session

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

Identifier: HB190CS(STA)-DOT-COM-04-11-17
Title: REGULATION ADOPTION/ORAL COMMENT
Sponsor: TALERICO
Requester: House State Affairs

Department: Department of Transportation and Public Facilities
Appropriation: Administration and Support
Allocation: Commissioner's Office
OMB Component Number: 530

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? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Initial version - drafted to committee substitute vs. J.

Prepared By:	Mike Lesmann	Phone:	(907)465-4772
Division:	Commissioner's Office	Date:	04/11/2017 12:00 PM
Approved By:	Amanda Holland	Date:	04/11/17
Agency:	DOT&PF		

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2017 LEGISLATIVE SESSION

BILL NO. HB 190

Analysis

This proposal amends AS 44.62.210, public proceedings under the Administrative Procedures Act. Currently, state agencies, boards or commissions have the option of providing an opportunity for oral comment on a regulations proposal. HB 190 would amend current law to allow a member of the public to request an oral hearing, and therefore potentially (yet unquantifiably) increase the department's number of public meetings held on regulation packages.

The department's regulatory work is generally confined to three areas: Statewide Aviation; the International Airport System; and Commercial Vehicle Enforcement. Combined, those pieces of the department average 12 public meetings annually. On average, three staff prepare and administer these meetings. The average salary of these staff is SR21.

HB 190 also amends AS 44.62.190(a), Notice of Proposed Regulation, to remove the requirement that notice of proposed regulations be published in a newspaper of general circulation but instead requires that a notice be placed in a trade or industry publication to which the state agency subscribes.

Commercial Vehicle Enforcement staff are not aware of any trade or industry publications, but our statewide and international airport staff are familiar with an Alaska Airmen Association publication called "The Transponder." This is an aviation quarterly publication that charges approximately \$420.00 for a ¼ page ad and \$736.00 for a ½ page ad. Since this publication is produced quarterly, it would be a challenge to publish a regulations public notice without experiencing a significant time delay in the regulations process.

If HB 190 were to become law, the department would expect personnel costs each time an oral hearing was requested by a member of the public. Without knowing how many of these requests would come in, it is difficult to evaluate if the added workload could be absorbed with current staffing, or whether additional positions would be needed. The fiscal impact of this legislation cannot be accurately determined at this time.