

Fiscal Note

State of Alaska
2017 Legislative Session

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

Identifier: HB190CS(STA)-DPS-COM-04-10-17
Title: REGULATION ADOPTION/ORAL COMMENT
Sponsor: TALERICO
Requester: (H) STA

Department: Department of Public Safety
Appropriation: Statewide Support
Allocation: Commissioner's Office
OMB Component Number: 523

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 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

Fund Source (Operating Only)

| | | | | | | | |
|--------------|------------|------------|------------|------------|------------|------------|------------|
| None | | | | | | | |
| Total | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 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If yes, by what date are the regulations to be adopted, amended or repealed?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:

Not applicable, initial version. Fiscal note drafted to committee substitute vs. J.

| | | | |
|--------------|-------------------------|--------|---------------------|
| Prepared By: | Kelly Howell | Phone: | (907)465-4336 |
| Division: | Administrative Services | Date: | 04/10/2017 03:30 PM |
| Approved By: | Walt Monegan | Date: | 04/10/17 |
| Agency: | Public Safety | | |

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2017 LEGISLATIVE SESSION

BILL NO. HB 190

Analysis

Under current AS 44.62.190, state agencies that adopt regulations under the Administrative Procedures Act (AS 44.62) are required to publish notice of proposed regulation changes in the newspaper of general circulation or trade or industry publication that the agency subscribes to. Section 1 of this legislation removes the requirement to publish in the newspaper of general circulation, leaves intact the requirement to publish in a trade or industry publication, and adds a new requirement to post on the agency's Internet website.

Under current AS 44.62.210, agencies are required to provide an opportunity for interested persons to submit public comments on proposed regulation changes in writing, and agencies have the option of scheduling a public hearing to also receive oral comments. Section 3 of this legislation makes it mandatory for agencies to provide interested persons the opportunity to provide comments orally.

The Department of Public Safety (DPS) has statutory authority to adopt regulations in several areas of its operations, including but not limited to:

- Motor/commercial vehicle and driving offenses;
- Sex offender and child kidnapper registration;
- Concealed handgun permits;
- Security guard and process server licensing;
- Forensic alcohol testing;
- Village Public Safety Officer Program;
- Minimum standards for police, probation, parole, and correctional officers;
- Domestic violence and sexual assault program standards; and
- Fire service codes, standards, and operations.

If passed, Section 1 of this legislation is not expected to result in a fiscal impact as there are no trade or industry publications DPS subscribes to, and posting proposed changes on the DPS website can be accomplished without additional resources.

The requirement under Section 4 to hold public hearings will result in a fiscal impact, as DPS does not generally schedule public hearings as a means of accepting public comment on proposed regulation changes. However, given the infrequency of regulations projects within DPS, the department will strive to absorb any additional costs within its current budget. Therefore, a zero fiscal note is being submitted.