

# Alaska State Legislature

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## House Ways and Means

**House Bill 190** - Alaska Sunset Commission

### **Sectional Analysis**

#### **Sections 1-5:**

Amends the State Personnel Act to include the Alaska Sunset Commission.

#### **Section 1**

Allows persons who hinder the work of the Alaska Sunset Commission to be fined like those who may hinder the work of the Legislative Audit and Budget Committee.

#### **Section 2**

A person who has been convicted under Section 1 of this Act cannot be appointed to state service unless a waiver is granted by the commissioner of administration.

#### **Section 3**

Makes public information that a state employee has been dismissed or disciplined for a violation of interference or failure to cooperate with the Alaska Sunset Commission.

#### **Section 4**

Allows a state employee to be disciplined or dismissed for failure to give full cooperation to the Alaska Sunset Commission.

#### **Section 5**

Makes interference or failure to cooperate with the Alaska Sunset Commission a matter of public concern.

#### **Section 6**

Amends the Public Record Disclosure Act to add the Alaska Sunset Commission to the definition of "public agency."

## **Section 7**

Adds a new section of law to establish the Alaska Sunset Commission under the Lieutenant Governor. The Commission consists of seven public members appointed by the Governor (3), Speaker (2), and Senate President (2) for staggered five-year terms. Establishes the qualifications of appointed members, selection of a chair, and allows the Commission to employ staff and hire consultants. Commissioners will receive per diem and travel expenses.

Provides the powers and duties of the Commission, including reviewing the activities of each state entity subject to Commission review state entities and make recommendations to the legislature.

Prior to the Commission's review of an entity each state entity shall provide to the legislature a report of the entity's evaluation of its adherence to the criteria for the Commission's review under this Act.

Provides for a schedule of entities to be reviewed. The entities are each of the entities of a one state agency or the University of Alaska each year from 2024 through 2035.

Provides the criteria for review, including the adherence to performance requirements set under the Executive Budget Act, alternative methods for delivery of services, organizational processes, efficiency with which the entity operates, reorganization potential, and the extent to which statutory changes are necessary for the entity to meet the desired improvements.

Requires the Commission to hold public hearings and except public testimony.

Requires a report by the Commission following each review of a state entity with a recommendation to the legislature to continue, discontinue, restructure, or transfer the duties and programs of the entity and a recommendation on a winding-down period for the entity to conclude its business or provide for a restructuring plan. The commission shall include in the report draft legislation to implement the recommendations of the Commission with a request to the rules committees to submit the legislation for introduction.

Provides that if the recommendations of the Commission are not implemented by law, the entity subject to review will be sunset on June 30 of the fiscal year following the review.

Provides definitions.

## **Section 8**

Repeals statutes governing the disposition of entities, statutes related to sunset performance reviews.

## **Section 9**

Repeals Performance Review State Law 2013 that is set to sunset July 1, 2023.

## **Section 10**

Makes Section 9 of this Act immediately effective.