

HOUSE BILL NO. 513

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES KOHRING, Vezey

Introduced: 2/12/96

Referred: State Affairs, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

**1 "An Act abolishing the Department of Administration; relating to the duties of
2 the Department of Administration; relating to additional legislation to carry out
3 the purposes of this Act; and providing for an effective date."**

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

5 * Section 1. LEGISLATIVE FINDINGS AND PURPOSE. The legislature finds that it
6 would be in the public interest if some duties of the Department of Administration were
7 performed by other state agencies, some duties of the department were contracted out to
8 private persons, and some functions performed by or under the department were eliminated.
9 The purpose of this bill is to initiate the process of implementing these findings by abolishing
10 the Department of Administration, by amending some of the statutes that would be affected
11 by the implementation of these findings, and by directing the division of legal and research
12 services of the Legislative Affairs Agency, with the assistance of appropriate state agencies,
13 to draft a bill for introduction during the First Session of the Twentieth Alaska State
14 Legislature that would, if enacted, make all of the statutory changes that are necessary to

1 complete implementation of these findings.

2 * **Sec. 2.** AS 15.13.020(a) is amended to read:

3 (a) There is created in the Department of Law [ADMINISTRATION] the
4 Alaska Public Offices Commission consisting of five members. The governor shall
5 appoint all members of the commission in the manner prescribed in (b) and (c) of this
6 section, subject to confirmation by a majority of the legislature meeting in joint
7 session.

8 * **Sec. 3.** AS 18.85.010 is amended to read:

9 Sec. 18.85.010. PUBLIC DEFENDER AGENCY ESTABLISHED. There is
10 created in the Department of Health and Social Services [ADMINISTRATION] a
11 Public Defender Agency to serve the needs of indigent defendants.

12 * **Sec. 4.** AS 31.05.026(d) is amended to read:

13 (d) For budget and audit procedures and considerations, the commission shall
14 have the same standing as any other major state agency. **For circumstances where**
15 **specification of a department may be necessary, the commission shall be**
16 **considered to be in the Department of Commerce and Economic Development, but**
17 **this designation may not be construed to have any substantive effect on the**
18 **commission or its duties.** Whenever practicable, the commission may enter into state
19 interagency agreements concerning administrative, employee relations, and fiscal
20 duties.

21 * **Sec. 5.** AS 36.30.005 is amended to read:

22 Sec. 36.30.005. [CENTRALIZATION OF] PROCUREMENT AUTHORITY.
23 (a) Except as otherwise provided, all rights, powers, duties, and authority relating to
24 the procurement of supplies, services, and professional services, and the control over
25 supplies, services, and professional services vested in or exercised by an agency on
26 January 1, 1988, are transferred to the commissioner of revenue. **The commissioner**
27 **of revenue shall enter into contracts with private persons to procure and exercise**
28 **control over supplies, services, and professional services governed by this**
29 **subsection** [ADMINISTRATION AND TO THE CHIEF PROCUREMENT
30 OFFICER]. Authority granted **by contract** under this subsection shall be exercised
31 in accordance with this chapter.

1 (b) Except as otherwise provided, all rights, powers, duties, and authority
2 relating to the procurement of construction and procurements of equipment or services
3 for the state equipment fleet and the control over construction of state facilities and the
4 state equipment fleet vested in or exercised by an agency on January 1, 1988, are
5 transferred to the commissioner of transportation and public facilities, subject to
6 regulations adopted by the commissioner of revenue [ADMINISTRATION].
7 Notwithstanding AS 44.68.110, authority relating to disposals from the state equipment
8 fleet is vested in the commissioner of transportation and public facilities, subject to
9 regulations adopted by the commissioner of revenue [ADMINISTRATION].
10 Authority granted under this subsection shall be exercised in accordance with this
11 chapter.

12 (c) Notwithstanding other provisions of law, all rights, powers, duties, and
13 authority relating to the procurement of supplies, services, professional services, and
14 construction and the disposal of supplies for the University of Alaska are transferred
15 to the Board of Regents. To the maximum extent possible, authority granted under
16 this subsection shall be exercised in accordance with this chapter. The Board of
17 Regents shall adopt regulations under this subsection that are substantially equivalent
18 to the regulations adopted by the commissioner of revenue [ADMINISTRATION] to
19 implement this chapter. For the purposes of this subsection, unless the context
20 otherwise requires, in this chapter

21 (1) "agency" means a subunit of the University of Alaska;

22 (2) "attorney general" means the president of the University of Alaska;

23 (3) "chief procurement officer" means a person designated by the
24 president of the University of Alaska whose qualifications are substantially equivalent
25 to those provided in AS 36.30.010(a);

26 (4) "commissioner," "commissioner of revenue [ADMINISTRATION],"
27 or "commissioner of transportation and public facilities" means the Board of Regents
28 or the president of the University of Alaska if so designated by the Board of Regents
29 by regulations adopted under this subsection; and

30 (5) "department" means the University of Alaska.

31 * **Sec. 6.** AS 36.30.015(b) is amended to read:

1 (b) The commissioner of revenue [ADMINISTRATION] may delegate to an
2 agency the authority to contract for [AND MANAGE] services, professional services,
3 and supplies. Notwithstanding delegation of authority under this subsection, an
4 agency's exercise of the authority is governed by this chapter and regulations adopted
5 by the commissioner under this chapter. Before delegating authority to an agency
6 under this subsection, the commissioner shall make a written determination that the
7 agency is capable of implementing the delegated authority.

8 * **Sec. 7.** AS 36.30.990(9) is amended to read:

9 (9) "department" means the Department of Revenue
10 [ADMINISTRATION];

11 * **Sec. 8.** AS 37.05.130 is amended to read:

12 Sec. 37.05.130. GENERAL POWERS. The Department of Revenue
13 [ADMINISTRATION] is responsible for all accounts and purchases. The department
14 shall contract with a private person to perform its duties relating to purchases.

15 * **Sec. 9.** AS 39.25.030 is amended to read:

16 Sec. 39.25.030. DIVISION OF PERSONNEL AND BOARD. There is
17 established within the Department of Revenue [ADMINISTRATION] a division of
18 personnel. There is established within the division of personnel a personnel board.

19 * **Sec. 10.** AS 39.25.040 is amended to read:

20 Sec. 39.25.040. DIRECTOR OF PERSONNEL. The head of the division of
21 personnel is the director of personnel appointed by the commissioner of revenue
22 [ADMINISTRATION] and responsible to the commissioner of revenue
23 [ADMINISTRATION] for the execution of the duties and responsibilities imposed by
24 this chapter and the rules adopted under this chapter. The director of personnel shall
25 have at least three years of practical working experience in the field of personnel
26 administration.

27 * **Sec. 11.** AS 39.25.150 is amended to read:

28 Sec. 39.25.150. SCOPE OF THE RULES. The personnel rules must provide
29 for

30 (1) the preparation, maintenance, and revision by the director of
31 personnel, subject to approval of the commissioner of revenue [ADMINISTRATION]

1 and the personnel board, of a position classification plan for all positions in the
2 classified and partially exempt services; the position classification plan **must** [SHALL]
3 include

4 (A) a grouping together of all positions into classes on the basis
5 of duties and responsibilities;

6 (B) an appropriate title, a description of the duties and
7 responsibilities, training and experience qualifications, and other necessary
8 specifications for each class of positions;

9 (2) the preparation, maintenance, revision and administration by the
10 director of personnel of a pay plan for all positions in the classified and partially
11 exempt services; the pay plan (A) shall be based upon the position classification plan;
12 (B) shall provide for fair and reasonable compensation for services rendered, and
13 reflect the principle of like pay for like work; (C) may be amended, approved, or
14 disapproved by the legislature in regular or special session; after the pay plan is in
15 effect, a salary or wage payment may not be made to a state employee covered by the
16 plan unless the payment is in accordance with this chapter and the rules adopted under
17 this chapter or unless the payment is in accordance with a valid agreement entered into
18 in accordance with AS 23.40;

19 (3) **standards that will govern state agencies when they determine**
20 **and implement their** [THE USE OF] employee selection methods; **the standards**
21 **must provide that the employee selection methods of state agencies,** including open
22 competitive examinations, when appropriate, [THAT] will fairly test the capacity and
23 fitness of the person examined to discharge the duties of the class in which
24 employment is sought;

25 (4) **standards that will govern state agencies in their** [THE]
26 establishment and maintenance of eligible lists for appointment and promotion
27 [PROVIDING THE NAMES OF ELIGIBLE CANDIDATES IN ORDER OF THEIR
28 RELATIVE PERFORMANCE IN THE EXAMINATIONS];

29 (5) **standards for** the procedure **that will be used by state agencies**
30 for certifying eligible candidates **to an appointing authority;** the rule adopted under
31 this paragraph may include **standards for** procedures providing a preference for

1 certifying local residents when appropriate;

2 (6) promotions from within the state service when there are qualified
3 candidates in the state service; vacancies shall be filled by promotion whenever
4 practicable and in the best interest of the state service and promotion shall be by
5 competitive examination whenever possible; in considering promotions, the applicants'
6 qualifications, performance records, seniority, and conduct shall be evaluated;

7 (7) a period of probation not to exceed one year before an appointment
8 to a position becomes permanent, except that a permanent employee receiving a
9 promotional appointment retains permanent status in the service and job class from
10 which appointed for the duration of the probationary period and may be demoted to
11 a former class without right of appeal, notwithstanding AS 39.25.170, but if the
12 employee is dismissed from the service the appeal rights under AS 39.25.170 apply;

13 (8) nonpermanent and emergency appointments to positions in the state
14 service in accordance with AS 39.25.195 - 39.25.200;

15 (9) provisional appointment without competitive examination when
16 appropriate eligible lists are not available;

17 (10) transfers from one department to another and from another merit
18 system jurisdiction to the state service;

19 (11) transfers from one area of the state to another;

20 (12) the reinstatement of a person who resigns in good standing;

21 (13) layoffs for reason of lack of money or work, abolition of positions,
22 or material changes in duties or organization; both performance and seniority records
23 shall be considered in the development of layoff orders;

24 (14) the development, maintenance, and use of employee performance
25 records;

26 (15) the establishment of disciplinary measures which may include
27 disciplinary suspension without pay;

28 (16) the procedures for review of disputed personnel actions, for
29 resolving employee and interagency grievances, and for resolving grievances of the
30 general public concerning the operation of the state personnel system;

31 (17) hours of work for all employees in the state service;

- 1 (18) methods and procedures covering overtime work and pay;
- 2 (19) the granting of employment preference rights, not within the area
3 of promotion, to a veteran or prisoner of war under AS 39.25.159;
- 4 (20) the employment of persons in permanent positions on a part-time
5 basis of 15 hours or more a week, including the employment of two persons to fill one
6 permanent full-time position; these employees shall be designated as permanent part-
7 time employees;
- 8 (21) the granting of employment preference to severely handicapped
9 persons; this includes the right to provisional appointment without competitive
10 examination for periods up to four months and the granting of eligibility to a severely
11 handicapped person provisionally appointed under the rules who demonstrates ability
12 to perform the job for permanent appointment without competitive examination;
13 provisional employment under this paragraph may not exceed four months during a 12-
14 month period; "severely handicapped" as used in this paragraph means persons
15 certified by the director of the division of vocational rehabilitation to be severely
16 handicapped;
- 17 (22) the establishment of programs facilitating the employment of
18 disadvantaged persons;
- 19 (23) **the performance of employee selection, certification, training,**
20 **and promotion and the maintenance of eligible lists by each state agency for its**
21 **own positions according to the standards set in the rules and** the delegation, when
22 feasible, of **other** personnel responsibilities and duties to the principal departments of
23 the executive branch;
- 24 (24) the establishment of a transition period of up to 12 months for an
25 employee to be reappointed to a classified position if the employee's position is
26 withdrawn from the partially exempt or exempt service and placed in the classified
27 service;
- 28 (25) other rules and administrative regulations, not inconsistent with
29 this chapter, that are necessary for its enforcement.

30 * **Sec. 12.** AS 39.25.153(a) is amended to read:

- 31 (a) **Each** [IF A] principal department of the executive branch **shall have**

1 [HAS] a personnel officer [, THE PERSONNEL OFFICER SHALL BE] employed by
2 and located within that department.

3 * **Sec. 13.** AS 39.25.153(b) is amended to read:

4 (b) Subject to the provisions of (d) of this section, the personnel officers for
5 **each department** [THE DEPARTMENTS OF TRANSPORTATION AND PUBLIC
6 FACILITIES, FISH AND GAME, EDUCATION, LABOR, AND HEALTH AND
7 SOCIAL SERVICES,] have the following powers with respect to the classes of
8 positions **that are in** [UNIQUE TO] their departments:

9 (1) to assign positions to an existing class in the state classification plan
10 and to the salary range for that class as established by the state pay plan or by a valid
11 agreement entered into in accordance with AS 23.40;

12 (2) to administer and score examinations and to place successful
13 applicants on departmental eligible lists;

14 (3) to certify those eligible to the appointing authorities.

15 * **Sec. 14.** AS 39.25.153(d) is amended to read:

16 (d) The **exercise** [ASSUMPTION] of a power set out in (b) of this section
17 [MUST BE APPROVED BY THE COMMISSIONER OF ADMINISTRATION AND]
18 must be in harmony with the merit principle of personnel administration
19 (AS 39.25.010) **and must comply with the standards set in the personnel rules**
20 **adopted under AS 39.25.150.**

21 * **Sec. 15.** AS 39.30.080(1) is amended to read:

22 (1) "department" means the Department of **Revenue**
23 [ADMINISTRATION];

24 * **Sec. 16.** AS 39.30.090(a) is amended to read:

25 (a) The Department of **Revenue** [ADMINISTRATION] may obtain a policy
26 or policies of group insurance covering state employees, persons entitled to coverage
27 under AS 14.25.168, AS 22.25.090, AS 39.35.535, or former AS 39.37.145,
28 employees of other participating governmental units, or persons entitled to coverage
29 under AS 23.15.136, subject to the following conditions:

30 (1) A group insurance policy shall provide one or more of the
31 following benefits: life insurance, accidental death and dismemberment insurance,

1 weekly indemnity insurance, hospital expense insurance, surgical expense insurance,
2 dental expense insurance, audiovisual insurance, or other medical care insurance.

3 (2) Each eligible employee of the state, the spouse and the unmarried
4 children chiefly dependent on the eligible employee for support, and each eligible
5 employee of another participating governmental unit shall be covered by the group
6 policy, unless exempt under regulations adopted by the commissioner of **revenue**
7 [ADMINISTRATION].

8 (3) A governmental unit may participate under a group policy if

9 (A) its governing body adopts a resolution authorizing
10 participation [,] and payment of required premiums;

11 (B) a certified copy of the resolution is filed with the
12 Department of **Revenue** [ADMINISTRATION]; and

13 (C) the commissioner of **revenue** [ADMINISTRATION]
14 approves the participation in writing.

15 (4) In procuring a policy of group health or group life insurance as
16 provided under this section or excess loss insurance as provided in AS 39.30.091, the
17 Department of **Revenue** [ADMINISTRATION] shall comply with the dual choice
18 requirements of AS 21.86.310, and shall obtain the insurance policy from an insurer
19 authorized to transact business in the state under AS 21.09, a hospital or medical
20 service corporation authorized to transact business in this state under AS 21.87, or a
21 health maintenance organization authorized to operate in this state under AS 21.86.
22 An excess loss insurance policy may be obtained from a life or disability insurer
23 authorized to transact business in this state under AS 21.09 or from a hospital or
24 medical service corporation authorized to transact business in this state under
25 AS 21.87.

26 (5) The Department of **Revenue** [ADMINISTRATION] shall make
27 available bid specifications for desired insurance benefits or for administration of
28 benefit claims and payments to (A) all insurance carriers authorized to transact
29 business in this state under AS 21.09 and all hospital or medical service corporations
30 authorized to transact business under AS 21.87 who are qualified to provide the desired
31 benefits; and (B) to insurance carriers authorized to transact business in this state under

1 AS 21.09, hospital or medical service corporations authorized to transact business
2 under AS 21.87, and third-party administrators licensed to transact business in this
3 state and qualified to provide administrative services. The specifications shall be made
4 available at least once every five years. The lowest responsible bid submitted by an
5 insurance carrier, hospital or medical service corporation, or third-party administrator
6 with adequate servicing facilities shall govern selection of a carrier, hospital or medical
7 service corporation, or third-party administrator under this section or the selection of
8 an insurance carrier or a hospital or medical service corporation to provide excess loss
9 insurance as provided in AS 39.30.091.

10 (6) If the aggregate of dividends payable under the group insurance
11 policy exceeds the governmental unit's share of the premium, the excess shall be
12 applied by the governmental unit for the sole benefit of the employees.

13 (7) A person receiving benefits under AS 14.25.110, AS 22.25,
14 AS 39.35, or former AS 39.37 may continue the life insurance coverage that was in
15 effect under this section at the time of termination of employment with the state or
16 participating governmental unit.

17 (8) A person electing to have insurance under (7) of this subsection
18 shall pay the cost of this insurance.

19 (9) For each permanent part-time employee electing coverage under this
20 section, the state shall contribute one-half the state contribution rate for permanent full-
21 time state employees, and the permanent part-time employee shall contribute the other
22 one-half.

23 (10) A person receiving benefits under AS 14.25, AS 22.25, AS 39.35,
24 or former AS 39.37 may obtain auditory, visual, and dental insurance for that person
25 and eligible dependents under this section. The level of coverage for persons over 65
26 shall be the same as that available before reaching age 65 except that the benefits
27 payable shall be supplemental to any benefits provided under the federal old age,
28 survivors, and disability insurance program. A person electing to have insurance under
29 this paragraph shall pay the cost of the insurance. The commissioner of **revenue**
30 [ADMINISTRATION] shall adopt regulations implementing this paragraph.

31 (11) A person receiving benefits under AS 14.25, AS 22.25, AS 39.35,

1 or former AS 39.37 may obtain long-term care insurance for that person and eligible
2 dependents under this section. A person who elects insurance under this paragraph
3 shall pay the cost of the insurance premium. The commissioner of revenue
4 [ADMINISTRATION] shall adopt regulations to implement this paragraph.

5 (12) Each licensee holding a current operating agreement for a vending
6 facility under AS 23.15.010 - 23.15.210 shall be covered by the group policy that
7 applies to governmental units other than the state.

8 * **Sec. 17.** AS 39.30.180(1) is amended to read:

9 (1) "commissioner" means the commissioner of revenue [THE
10 DEPARTMENT OF ADMINISTRATION];

11 * **Sec. 18.** AS 39.45.020(a) is amended to read:

12 (a) The administration of the deferred compensation program for state
13 employees is under the direction of the Department of Revenue
14 [ADMINISTRATION]. A political subdivision coming under the provisions of this
15 chapter shall designate the office or official to administer its program.

16 * **Sec. 19.** AS 47.10.400(a) is amended to read:

17 (a) There is created in the Department of Health and Social Services
18 [ADMINISTRATION] the Citizens' Review Panel for Permanency Planning. The state
19 panel consists of five voting members appointed by the governor from among present
20 members of local citizen review panels established under AS 47.10.420. The governor
21 shall appoint at least one voting state panel member from each judicial district. The
22 governor may not appoint a person who has committed a felony or violated
23 AS 11.51.130 or a law with substantially similar elements. The panel also includes
24 the following five nonvoting members who serve ex officio or their designees: the
25 commissioner of health and social services [, THE DIRECTOR OF THE OFFICE OF
26 PUBLIC ADVOCACY], the attorney general, the public defender appointed under
27 AS 18.85.030, and the chief justice of the Alaska Supreme Court.

28 * **Sec. 20.** AS 47.24.900(5) is amended to read:

29 (5) "department " means the Department of Health and Social Services
30 [ADMINISTRATION];

31 * **Sec. 21.** AS 47.33.410(a) is amended to read:

1 (a) The Department of Health and Social Services is the licensing agency
2 responsible for licensing assisted living homes [THAT WILL BE PROVIDING CARE
3 PRIMARILY TO PERSONS WITH A MENTAL OR DEVELOPMENTAL
4 DISABILITY].

5 * **Sec. 22.** AS 47.45.020 is amended to read:

6 Sec. 47.45.020. CONTINUOUS ELIGIBILITY PROCEDURES. After
7 qualification, monthly applications for bonuses may be made in person to any office
8 of the Department of **Health and Social Services** [ADMINISTRATION]. Mailed
9 monthly applications shall also be considered by the department. In-person or mailed
10 applications shall be made on forms provided by the department and shall conform to
11 the conditions as provided by regulation. The commissioner of **health and social**
12 **services** [ADMINISTRATION] may make exceptions for those residents who are
13 isolated in rural areas and cannot mail a monthly application; however, they shall mail
14 an application at least once every six months.

15 * **Sec. 23.** AS 47.55.010 is amended to read:

16 Sec. 47.55.010. MAINTENANCE OF ALASKA PIONEERS' HOME. (a)
17 The state shall maintain institutions known collectively as the Alaska Pioneers' Home.
18 Pioneers' Homes shall be maintained at Sitka and at other sites designated by the
19 commissioner of **health and social services** [ADMINISTRATION].

20 (b) The Department of **Health and Social Services** [ADMINISTRATION]
21 shall formulate general policies, but has no administrative or executive functions other
22 than those set out in this chapter. It may hold hearings and subpoena witnesses and
23 documents and may administer oaths in connection with them.

24 (c) The Department of **Health and Social Services** [ADMINISTRATION]
25 shall

26 (1) cooperate with the federal government in matters pertaining to the
27 welfare of **Alaska** [ALASKAN] pioneers, make the reports in the form and containing
28 the information the federal government from time to time desires, and accept funds
29 allotted by the federal government, its agencies, or instrumentalities, in establishing,
30 extending, and strengthening services for pioneers of Alaska;

31 (2) adopt regulations necessary for the conduct of the business of the

1 Pioneers' Home and for carrying out the provisions of this chapter, require bonds and
2 undertakings from persons employed by it as in its judgment are necessary, and pay
3 the premiums on them, and establish regional and local offices and the advisory groups
4 that are necessary or considered expedient to carry out or assist in carrying out a duty
5 or authority assigned to it;

6 (3) perform all executive or administrative duties necessary and
7 advisable to carry out the purpose of this chapter, including the power to make
8 contracts and to make disbursements on vouchers against funds for the purpose of this
9 chapter, within the limit of funds available;

10 (4) study the needs of Alaska's pioneers and submit recommendations
11 for new regulations and proposed legislation; and

12 (5) prepare a biennial report in even-numbered years and notify the
13 legislature that the report is available.

14 (d) The Department of **Health and Social Services** [ADMINISTRATION]
15 may employ the necessary subordinate officers and employees, and shall prescribe
16 methods for operation of the Pioneers' Home, standards of care and service to
17 residents, and rules governing personnel and rewarding employees on a merit basis.

18 * **Sec. 24.** AS 47.65.010 is amended to read:

19 Sec. 47.65.010. OLDER ALASKANS SERVICE PROGRAMS ACCOUNT.

20 The older Alaskans service programs account is established in the Department of
21 **Health and Social Services** [ADMINISTRATION]. An amount to carry out the
22 provisions of AS 47.65.010 - 47.65.050 may be appropriated annually by the
23 legislature to the account. The amount appropriated to the account shall be fully
24 distributed by the Alaska Commission on Aging to sponsors of older Alaskans service
25 programs in accordance with the provisions of AS 47.65.010 - 47.65.050.

26 * **Sec. 25.** AS 36.30.010; AS 39.25.120(c)(9)(A), 39.25.153(c); AS 39.50.200(b)(7);
27 AS 44.17.005(2); AS 44.21; AS 47.33.410(b), 47.33.410(c), and 47.33.410(e) are repealed.

28 * **Sec. 26.** PREPARATION OF LEGISLATION. (a) The division of legal and research
29 services of the Legislative Affairs Agency shall prepare a bill conforming the Alaska Statutes
30 to the changes made by secs. 2 - 25 of this Act and to

31 (1) transfer the duties of the division of finance, division of retirement and

1 benefits, and labor relations section of the Department of Administration to the Department
2 of Revenue;

3 (2) transfer the duties of the division of senior services, Department of
4 Administration, to the Department of Health and Social Services;

5 (3) eliminate the office of public advocacy, the intent being that private
6 attorneys would perform the duties of the office, as needed, and would be assigned by the
7 court to perform the duties when required by the constitution;

8 (4) eliminate the Alaska Public Broadcasting Commission, the intent being
9 that a private endowment or trust entity would continue its functions;

10 (5) eliminate the division of personnel, Department of Administration, and
11 provide for its duties to be performed, as necessary, by each state agency for itself under a
12 uniform personnel system established by a division of personnel in the Department of
13 Revenue;

14 (6) require the Department of Revenue to enter into contracts with private
15 persons for the performance of the duties of the divisions of risk management, general
16 services, and informational services of the Department of Administration;

17 (7) provide for alteration of the membership of various boards, commissions,
18 and other entities that include the commissioner of administration as a member; and

19 (8) provide appropriate transitional provisions to implement the goals of this
20 Act.

21 (b) The division of legal and research services, Legislative Affairs Agency, shall
22 consult with the Department of Administration and other appropriate state agencies during the
23 preparation of the bill required under this section, and the Department of Administration and
24 other state agencies, in a timely manner, shall cooperate with the division of legal and research
25 services on request.

26 (c) Wherever in this section there is a reference to the duties of a division or section
27 of the Department of Administration, that reference shall be construed to refer to the duties
28 of that division or section as constituted on the effective date of this bill section. If there is
29 ambiguity about which division or section is performing a duty or administering a program
30 on the effective date of this bill section, the bill prepared under this section shall be drafted
31 in a manner that resolves the ambiguity, and the division of legal and research services shall

1 give notice to the legislature of ambiguities resolved under this subsection.

2 * **Sec. 27.** If the Twentieth Alaska State Legislature does not enact a bill that eliminates
3 the Department of Administration, this Act is repealed January 1, 1999.

4 * **Sec. 28.** Sections 1 and 26 of this Act take effect immediately under AS 01.10.070(c).

5 * **Sec. 29.** Sections 2 - 25 of this Act take effect on the effective date of a section in an
6 Act enacted by the Twentieth Alaska State Legislature that eliminates the Department of
7 Administration.