

FISCAL NOTE No. 31

STATE OF ALASKA
1999 LEGISLATIVE SESSION

Bill Version: CSB 24 (Jud)
(S) Publish Date: 3-5-99

Revision Date/Time (Note if correction) 3/3/99 Dept. Affected Environmental Cons.
Title The Alaska Regulations Reform Act BRU Administration
Component Commissioner's Office
Sponsor Senators Donley, Taylor
Requester Senate Judiciary Component Serial No. 633

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

| OPERATING EXPENDITURES | FY 2000 | FY 2001 | FY 2002 | FY 2003 | FY 2004 | FY 2005 |
|------------------------|--------------|--------------|--------------|--------------|--------------|--------------|
| Personal Services | 200.8 | 200.8 | 200.8 | 200.8 | 200.8 | 200.8 |
| Travel | 30.0 | 30.0 | 30.0 | 30.0 | 30.0 | 30.0 |
| Contractual | 48.0 | 48.0 | 48.0 | 48.0 | 48.0 | 48.0 |
| Supplies | 5.0 | 5.0 | 5.0 | 5.0 | 5.0 | 5.0 |
| Equipment | 18.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Land & Structures | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Grants & Claims | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Miscellaneous | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| TOTAL OPERATING | 301.8 | 283.8 | 283.8 | 283.8 | 283.8 | 283.8 |

| | | | | | | |
|----------------------|--|--|--|--|--|--|
| CAPITAL EXPENDITURES | | | | | | |
|----------------------|--|--|--|--|--|--|

| | | | | | | |
|------------------------|--|--|--|--|--|--|
| CHANGE IN REVENUES () | | | | | | |
|------------------------|--|--|--|--|--|--|

FUND SOURCE (Thousands of Dollars)

| | | | | | | |
|--------------------------|--------------|--------------|--------------|--------------|--------------|--------------|
| 1002 Federal Receipts | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1003 GF Match | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1004 GF | 301.8 | 283.8 | 283.8 | 283.8 | 283.8 | 283.8 |
| 1005 GF/Program Receipts | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| 1037 GF/Mental Health | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| Other (Specify Type) | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |
| TOTAL | 301.8 | 283.8 | 283.8 | 283.8 | 283.8 | 283.8 |

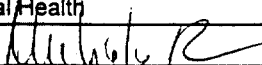
Estimate of any current year (FY99) cost: 0.0

POSITIONS

| | | | | | | |
|-----------|---|---|---|---|---|---|
| Full-time | 4 | 4 | 4 | 4 | 4 | 4 |
| Part-time | 0 | 0 | 0 | 0 | 0 | 0 |
| Temporary | 0 | 0 | 0 | 0 | 0 | 0 |

ANALYSIS: *(Attach a separate page if necessary)*

See attached.

Prepared by Janice Adair, Director Phone 269-7644
Division Environmental Health Date/Time 3/3/99 11:28 AM
Approved by Commissioner  Date 3/3/99
Agency Department of Environmental Conservation

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Personal Services New PCN Detail
Department of Environmental Conservation

Scenario: DEC - LEGISLATION INFORMATION
Component: Office of the Commissioner
BRU Name: Administration

| PCN | Job Class Title | Time Status | Retire Code | Barg Unit | Location | Salary Sched | Range and Steps | Budgeted Months | Split / Count | Annual Salary | COLA | Premium Pay | Annual Benefits | Total Costs |
|---|-------------------------|-------------|-------------|-----------|----------|--------------|-----------------|-----------------|---------------|---------------|------|-------------|-----------------|-------------|
| 18-#036 | Economist I | FT | A | GG | Juneau | 2A | 18B | 12.0 | | 45,036 | 0 | 0 | 15,204 | 60,240 |
| Justification: No justification provided. | | | | | | | | | | | | | | |
| Funding Detail: | | | | | | | | | | | | | | |
| 1004 General Fund Receipts | | | | | | | | | | | | | | |
| Total Funding: 00.00% 60,240.00 | | | | | | | | | | | | | | |
| 18-#037 | Paralegal Asst II | FT | A | GG | Juneau | 2A | 16B | 12.0 | | 39,156 | 0 | 0 | 14,000 | 53,156 |
| Justification: No justification provided. | | | | | | | | | | | | | | |
| Funding Detail: | | | | | | | | | | | | | | |
| 1004 General Fund Receipts | | | | | | | | | | | | | | |
| Total Funding: 00.00% 53,156.00 | | | | | | | | | | | | | | |
| 18-#038 | Paralegal Asst II | FT | A | GG | Juneau | 2A | 16B | 12.0 | | 39,156 | 0 | 0 | 14,000 | 53,156 |
| Justification: No justification provided. | | | | | | | | | | | | | | |
| Funding Detail: | | | | | | | | | | | | | | |
| 1004 General Fund Receipts | | | | | | | | | | | | | | |
| Total Funding: 00.00% 53,156.00 | | | | | | | | | | | | | | |
| 18-#039 | Administrative Clerk II | FT | A | GG | Juneau | 2A | 8B | 12.0 | | 23,436 | 0 | 0 | 10,779 | 34,215 |
| Justification: No justification provided. | | | | | | | | | | | | | | |
| Funding Detail: | | | | | | | | | | | | | | |
| 1004 General Fund Receipts | | | | | | | | | | | | | | |
| Total Funding: 00.00% 34,215.00 | | | | | | | | | | | | | | |

Note: If a position is split, an asterisk (*) will appear in the Split/Count column. If the split position is also counted in the component, two asterisks (**) will appear in this column.

Personal Services New PCN Detail
 Department of Environmental Conservation

Scenario: DEC - LEGISLATION INFORMATION
 Component: Office of the Commissioner
 BRU Name: Administration

Component Summary:

Total New Positions: 4

| Fund Description | Fund Percent | Fund Amount |
|----------------------------|--------------|-------------------|
| 1004 General Fund Receipts | 100.00% | 200,767.00 |
| Total Funding: | | 200,767.00 |

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Note: If a position is split, an asterisk (*) will appear in the Split/Count column. If the split position is also counted in the component, two asterisks (**) will appear in this column.

The department agrees that the public and the regulated community have a right to know the impacts of proposed regulations and be assured that regulations are necessary. However, there is a cost to providing the analysis, determinations, and increased public notice requirements that would be required under this legislation. There would also be costs associated with the 2-year time limit from proposal to adoption.

In the past two years, this department developed approximately 50 regulatory projects. A number of these were complex comprehensive amendments to existing law. Some of these changes were dictated by changes in state law and some were mandated by federal law. In some cases we repealed regulations. In other cases, the regulatory proposals were new. All of these projects would be covered by this legislation, and we anticipate that level of regulatory activity will continue.

We believe one economist, two paralegals, and one clerical position would be needed to conduct the cost-benefit analyses and deal with the increased paperwork this legislation would generate.

Paralegal assistance would be needed to prepare the record as of why regulatory changes are clearly necessary. This is expected to pose difficulties, as some provisions may not be clearly necessary for every segment of the regulated community to understand and implement the statutes. For example, a regulation may be needed to provide direction to small businesses while large businesses may have professional staff able to deal directly with the statute.

Paralegal assistance is necessary to determine if changes due to public comments are substantive, and if so, assist with the successive public notices and resulting changes required by the Supplement Notice provision in section 8. The paralegals will also prepare justifications for not issuing a supplemental notice, information to defend the regulations under a judicial review, and assist the economists prepare the cost-benefit analyses.

Finally, additional paralegal assistance would be necessary to deal with the two-year adoption time frame. The department would have to be able to make the changes based on public comment quickly or we would have to have successive public comment periods. Either way, the workload increases and cannot be absorbed by existing staff.

Additional photocopying and postage costs would result from required supplemental notices. Many of our regulation's mailing lists exceed 3,000 names.

Line item detail for fiscal note:

Personal Services: Salaries and benefits for the four required new employees (one Economist I, two Paralegal II, and one Administrative Clerk II).

Travel: Travel for the economist, and two paralegals to interact with department employees in other locations and to work with affected industries in trying to determine costs.

Contractual Services: Includes space lease, phones, copier expense, training for new employees. Also includes increased costs associated with additional public notice (e.g. classified ads, postage) and RSA with Department of Law.

Supplies: Includes basic office supplies for staff as well as envelopes and other supplies associated with additional public notice.

Equipment: One time cost for purchase of office and computer equipment for four new positions.