

**CONFERENCE CS FOR HOUSE BILL NO. 171**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**TWENTY-FIFTH LEGISLATURE - FIRST SESSION**

**BY THE CONFERENCE COMMITTEE**

**Offered: 5/11/07**

**Sponsor(s): HOUSE RULES COMMITTEE**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the date and time for convening regular legislative sessions, certain**  
2 **procedures of the legislature, the date for organizing the Legislative Budget and Audit**  
3 **Committee, and deadlines for certain matters or reports to be filed or delivered to the**  
4 **legislature or a legislative committee; prohibiting bonuses for legislative employees; and**  
5 **providing for an effective date."**

6 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

7 **\* Section 1.** AS 18.65.085(b) is amended to read:

8 (b) The commissioner of public safety shall prepare [, WITHIN 30 DAYS  
9 FROM THE DATE THE LEGISLATURE CONVENES,] a report concerning the  
10 activities of the narcotic drugs and alcohol enforcement unit. The commissioner shall  
11 notify the legislature **on the first day of each regular session** that the report is  
12 available. The report must include, but is not limited to, the number of arrests made,  
13 the kind, amount, and value of narcotic drugs and alcoholic beverages seized, the

1 sentences received by narcotic drug and alcohol offenders, and an overall view of the  
2 narcotic drug and illicit alcohol problem in the state.

3 \* **Sec. 2.** AS 18.65.086(b) is amended to read:

4 (b) The commissioner of public safety shall prepare, [WITHIN 30 DAYS  
5 FROM THE DATE THE LEGISLATURE CONVENES] in odd-numbered years, a  
6 report concerning the activities of the special unit on repeated child sexual abuse and  
7 the criminal exploitation of children. The commissioner shall notify the legislature **by**  
8 **the first day of each regular session in an odd-numbered year** that the report is  
9 available. The report must include, but is not limited to, the number of arrests made in  
10 cases of repeated child sexual abuse and the criminal exploitation of children, the  
11 number of investigations that result in the Department of Health and Social Services  
12 taking temporary or permanent custody of the child, the sentences received by persons  
13 convicted in the state of child sexual abuse or criminal exploitation of a child, and an  
14 overall view of the problems of child sexual abuse and the criminal exploitation of  
15 children in the state.

16 \* **Sec. 3.** AS 24.05.090 is amended to read:

17 **Sec. 24.05.090. Duration of legislature; [REGULAR] sessions.** The  
18 legislature shall convene at the capital each year on the [SECOND MONDAY IN  
19 JANUARY AT 10:00 a.m.; HOWEVER, FOLLOWING A GUBERNATORIAL  
20 ELECTION YEAR, THE LEGISLATURE SHALL CONVENE ON THE] third  
21 Tuesday in January at **1:00 p.m. Each** [10:00 a.m. EXCEPT AS PROVIDED IN  
22 THIS SECTION, EACH] legislature **has** [SHALL HAVE] a duration of two years and  
23 **consists** [SHALL CONSIST] of a "First Regular Session [,]" **that meets** [WHICH  
24 SHALL MEET] in the odd-numbered years, and a "Second Regular Session [,]" **that**  
25 **meets** [WHICH SHALL MEET] in the even-numbered years, and any special session  
26 [OR SESSIONS] that the governor or legislature **calls** [MAY FIND NECESSARY  
27 TO CALL].

28 \* **Sec. 4.** AS 24.08.035(a) is amended to read:

29 (a) Before a bill or resolution, except an appropriation bill, is reported from  
30 the committee of first referral, there shall be attached to the bill a fiscal note  
31 containing an estimate of the amount of the appropriation increase or decrease that

1 would result from enactment of the bill for the current fiscal year and five succeeding  
 2 fiscal years or, if the bill has no fiscal impact, a statement to that effect shall be  
 3 attached. The fiscal note or statement shall be prepared in conformity with the  
 4 requirements of this section by the department or departments affected and may be  
 5 reviewed by the office of management and budget. The fiscal note or statement shall  
 6 be delivered to the committee requesting it within **three** [FIVE] days of the request  
 7 [OR WITHIN TWO DAYS IF THE REQUEST IS MADE AFTER THE 90TH DAY  
 8 OF A REGULAR SESSION, OR DURING A SPECIAL SESSION OF THE  
 9 LEGISLATURE]. If the bill is presented by the governor for introduction in  
 10 accordance with AS 24.08.060(b) and the uniform rules of the legislature, the fiscal  
 11 note or statement shall be attached to the bill before the bill is introduced. An  
 12 amendment or a substitute bill proposed by a committee of referral that changes the  
 13 fiscal impact of a bill shall be explained in a revised fiscal note or statement attached  
 14 to the bill.

15 \* **Sec. 5.** AS 24.10.220 is amended to read:

16 **Sec. 24.10.220. Bonuses for certain legislative employees. An employee of**  
 17 **the legislature may not be awarded or paid a bonus that is in** [IN] addition to  
 18 compensation authorized under AS 24.10.200 and 24.10.210 [, AN EMPLOYEE OF  
 19 THE LEGISLATURE MAY BE AWARDED AND PAID A BONUS TO REWARD  
 20 EXTRAORDINARY EFFORT, COMPETENCY, JOB PERFORMANCE, OR  
 21 UNCOMPENSATED OVERTIME. HOWEVER, AFTER JANUARY 1, 2005, THE  
 22 AUTHORITY TO AWARD AND PAY A BONUS UNDER THIS SECTION IS  
 23 TERMINATED, AND BONUSES MAY NOT BE AWARDED OR PAID AFTER  
 24 THAT DATE].

25 \* **Sec. 6.** AS 24.20.140 is amended by adding a new subsection to read:

26 (b) In addition to transfers under (a) of this section, the council may direct the  
 27 executive director to transfer amounts from any appropriation to an office, agency, or  
 28 committee in the legislative branch to an appropriation for another office, agency, or  
 29 committee in the legislative branch. A transfer under this subsection may only be  
 30 made with the written approval of the head of the legislative office or agency or the  
 31 chair of the committee to which the appropriation was originally made, and the

1 amount transferred from that appropriation may not exceed the amount indicated in  
2 the written approval.

3 \* **Sec. 7.** AS 24.20.171(a) is amended to read:

4 (a) The committee shall be organized within **10** [15] days after the  
5 organization of each legislature. Members serve for the duration of the legislature  
6 during which they are appointed.

7 \* **Sec. 8.** AS 24.20.206 is amended to read:

8 **Sec. 24.20.206. Duties.** The Legislative Budget and Audit Committee shall

9 (1) [REPEALED

10 (2)] annually review the long-range operating plans of all agencies of  
11 the state that perform lending or investment functions;

12 **(2)** [(3)] review periodic reports from all agencies of the state that  
13 perform lending or investment functions;

14 **(3)** [(4)] prepare a complete report of investment programs, plans,  
15 performance, and policies of all agencies of the state that perform lending or  
16 investment functions and notify the legislature **on or before the first day** [WITHIN  
17 30 DAYS AFTER THE CONVENING] of each regular session that the report is  
18 available;

19 **(4)** [(5)] in conjunction with the finance committee of each house  
20 recommend annually to the legislature the investment policy for the general fund  
21 surplus and for the income from the permanent fund;

22 **(5)** [(6)] provide for an annual post audit and annual operational and  
23 performance evaluation of the Alaska Permanent Fund Corporation investments and  
24 investment programs;

25 **(6)** [(7)] provide for an annual operational and performance evaluation  
26 of the Alaska Housing Finance Corporation and the Alaska Industrial Development  
27 and Export Authority; the performance evaluation must include, but is not limited to, a  
28 comparison of the effect on various sectors of the economy by public and private  
29 lending, the effect on resident and nonresident employment, the effect on real wages,  
30 and the effect on state and local operating and capital budgets of the programs of the  
31 Alaska Housing Finance Corporation and the Alaska Industrial Development and

1 Export Authority;

2 (7) [(8)] provide assistance to the trustees of the trust established in  
3 AS 37.14.400 - 37.14.450 in carrying out their duties under AS 37.14.415.

4 \* **Sec. 9.** AS 24.20.311 is amended to read:

5 **Sec. 24.20.311. Reports.** The committee shall file copies of its approved audit  
6 reports including any committee recommendations with the governor, the agency  
7 concerned, and the legislature. An annual report summarizing the audit reports and  
8 committee recommendations made during the year shall be filed with the governor and  
9 with the legislature **on or before** [WITHIN] the first **day** [FIVE DAYS] of each  
10 regular session of the legislature. Reports shall be approved by a majority of the  
11 committee before their release and shall be open to public inspection after their release  
12 to the legislature.

13 \* **Sec. 10.** AS 24.45.041(e) is amended to read:

14 (e) Within **15** [45] days after the convening of each regular session of the  
15 legislature, the commission shall publish a directory of registered lobbyists, containing  
16 the information prescribed in (b) of this section for each lobbyist and the photograph,  
17 if any, furnished by a lobbyist under (c) of this section. From time to time thereafter  
18 the commission shall publish those supplements to the directory that in the  
19 commission's judgment may be necessary. The directory shall be made available to  
20 public officials and to the public at the following locations: a public place adjacent to  
21 the legislative chambers in the state capitol building, the office of the lieutenant  
22 governor, the legislative reference library of the Legislative Affairs Agency, and the  
23 commission's central office.

24 \* **Sec. 11.** AS 37.07.040(7) is amended to read:

25 (7) provide the legislative finance division with an advance copy of the  
26 governor's budget workbooks **at least seven days before the legislature convenes in**  
27 **a regular session** [BY THE FIRST MONDAY IN JANUARY OF EACH YEAR,  
28 EXCEPT THAT FOLLOWING A GUBERNATORIAL ELECTION YEAR THE  
29 ADVANCE COPY SHALL BE PROVIDED BY THE SECOND MONDAY IN  
30 JANUARY];

31 \* **Sec. 12.** AS 37.07.070 is amended to read:

1           **Sec. 37.07.070. Legislative review.** The legislature shall consider the  
 2 governor's proposed comprehensive operating and capital improvements programs and  
 3 financial plans, evaluate alternatives to the plans, make program selections among the  
 4 various alternatives and determine, subject to available revenues, the level of funding  
 5 required to support authorized state services. The operating and capital budgets of  
 6 each agency shall be separately reviewed. During each regular session of the  
 7 legislature, legislative review of the governor's supplemental appropriation bills and  
 8 the governor's budget amendments shall be governed by the following time limits:

9           (1) requests by the governor for supplemental appropriations for state  
 10 agency operating and capital budgets for the current fiscal year may be introduced by  
 11 the rules committee only through the 15th [30TH] legislative day;

12           (2) requests by the governor for budget amendments to state agency  
 13 budgets for the budget fiscal year may be received and reviewed by the finance  
 14 committees only through the 30th [45TH] legislative day.

15 \* **Sec. 13.** AS 37.10.050(c) is amended to read:

16           (c) Except as provided in AS 37.10.052(a), each state agency shall annually  
 17 review fees collected by the agency. By October 1, each state agency shall submit a  
 18 report to the office of management and budget regarding existing fee levels set by the  
 19 agency by regulation and adjustments made to fee levels by the agency during the  
 20 previous fiscal year, and recommended adjustments in fees set by statute that the  
 21 agency collects. Each year by December 15, the office of management and budget  
 22 shall submit a report to the Legislative Budget and Audit Committee summarizing the  
 23 reports and recommendations and the extent to which the fee adjustments have been  
 24 incorporated in the governor's budget. Within five [30] days after the convening of  
 25 each regular session of the legislature, the committee shall prepare a report on the  
 26 status of fee regulations and making recommendations for changes in regulations or  
 27 statutes as appropriate. The committee shall notify the legislature that the report is  
 28 available.

29 \* **Sec. 14.** AS 38.04.022(b) is amended to read:

30           (b) Within five [30] days after the legislature convenes in regular session, the  
 31 Department of Natural Resources shall notify the legislature that a report reflecting all

1 money deposited in the fund established under (a) of this section during the prior fiscal  
2 year is available.

3 \* **Sec. 15.** AS 38.05.027(b) is amended to read:

4 (b) A summary of agreements entered into under this section shall be  
5 submitted to the legislature within **five** [30] days of the beginning of each regular  
6 session.

7 \* **Sec. 16.** AS 39.05.080(1) is amended to read:

8 (1) Each governor shall present to the legislature the names of the  
9 persons appointed by that governor; each governor may present the name of a person  
10 appointed by a previous governor; only presentment that occurs during the time that  
11 the legislature is in regular session constitutes presentment under this section. The  
12 governor shall, within the first **15** [30] days after the legislature convenes in regular  
13 session, present to the legislature for confirmation the names of the following persons:  
14 (A) persons appointed to a position or membership who have not previously been  
15 confirmed by the legislature, and (B) persons to be appointed to fill a position or  
16 membership the term of which will expire on or before March 1 during that session of  
17 the legislature. If an appointment is made after the first **15** [30] days **after** [OF] the  
18 convening of the regular session but while the legislature is in regular session, the  
19 governor shall immediately present to the legislature for confirmation the name of the  
20 person appointed.

21 \* **Sec. 17.** The uncodified law of the State of Alaska is amended by adding a new section to  
22 read:

23 REPORT ON 90-DAY REGULAR SESSION. The Alaska Legislative Council shall  
24 prepare and deliver a report to each house of the legislature considering issues related to the  
25 duration of the regular session and making recommendations regarding the amendment or  
26 repeal of any statutes or Uniform Rules implementing the 90-day regular session. The report  
27 may be delivered at any time before the regular session is convened in 2010. By July 1, 2008,  
28 the Alaska Legislative Council shall notify the chief clerk, the senate secretary, and each of  
29 the presiding officers of the date the report will be delivered.

30 \* **Sec. 18.** The uncodified law of the State of Alaska is amended by adding a new section to  
31 read:

- 1           RETROACTIVITY. Section 6 of this Act is retroactive to January 1, 2007.
- 2       \* **Sec. 19.** Sections 6 and 18 of this Act take effect immediately under AS 01.10.070(c).
- 3       \* **Sec. 20.** Sections 1 - 5 and 7 - 17 of this Act take effect January 1, 2008.