

Fiscal Note

State of Alaska
2014 Legislative Session

Bill Version: SCS CSHB 140(JUD)
Fiscal Note Number: 9
(S) Publish Date: 4/20/14

Identifier: HB140 DCCED-CBPL-04-19-14
Title: REGULATIONS: NOTICE, REVIEW, COMMENT
Sponsor: REINBOLD
Requester: Senate Finance

Department: Department of Commerce, Community and
Economic Development
Appropriation: Corporations, Business and Professional
Licensing
Allocation: Corporations, Business and Professional
Licensing
OMB Component Number: 2360

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2015 Appropriation Requested	Included in Governor's FY2015 Request	Out-Year Cost Estimates				
			FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
OPERATING EXPENDITURES	FY 2015	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019	FY 2020
Personal Services	78.7		78.7	78.7	78.7	78.7	78.7
Travel							
Services	20.2		20.2	20.2	20.2	20.2	20.2
Commodities							
Capital Outlay							
Grants & Benefits							
Miscellaneous							
Total Operating	98.9	0.0	98.9	98.9	98.9	98.9	98.9

Fund Source (Operating Only)

1156 Rcpt Svcs	98.9		98.9	98.9	98.9	98.9	98.9
Total	98.9	0.0	98.9	98.9	98.9	98.9	98.9

Positions

Full-time	1.0		1.0	1.0	1.0	1.0	1.0
Part-time							
Temporary							

Change in Revenues	98.9		98.9	98.9	98.9	98.9	98.9
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Estimated SUPPLEMENTAL (FY2014) cost: 0.0 (separate supplemental appropriation required)
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2015) 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If yes, by what date are the regulations to be adopted, amended or repealed?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:

SFC removed the travel and commodities costs.

Prepared By: Co-Chair Senator Kelly Phone: (907)465-3753
Senate Finance Committee Date: 04/19/2014
Co-Chair Senator Meyer
Senate Finance Committee

FISCAL NOTE ANALYSIS #9

STATE OF ALASKA
2014 LEGISLATIVE SESSION

BILL NO. SCS CSHB 140(JUD)

Analysis

SCS CS HB 140 amends AS 44.62.190.

The bill proposes changes to the statute that governs the requirements pertaining to the adoption, amendment, or repeal of a state regulation. The agency shall submit to the governor for review a copy of every regulation or order of repeal adopted by the agency; the bill requires boards and commissions to comply with this provision, which includes responding timely to requests for changes from the governor. The proposed legislation requires the agency, including board and commission members, to accept additional levels of public comment, which shall also be responded to and recorded. The bill also requires substantial additions to the public notice requirements, including publishing full copies of documents incorporated by reference.

The addition of these proposed actions requires startup expenses for administrative support. This fiscal note requests one permanent full time Administrative Assistant II (range 14) to supervise and execute projects in support of the regulations specialist, including coordination of public notices, public comments and responses, cost estimates, copyright research, and regulatory board meeting scheduling. Licensing fees for each program are set per AS 08.01.065 so the revenue collected equals the occupation's regulatory costs. Additional costs incurred to the division as a result of this legislation must, by statute, be borne by licensees through licensing fees.

In addition, contractual increase to accommodate additional regulations attorney review is necessary, based on an estimate of twenty-five regulation projects per year.

Costs for establishing and maintaining the new legislation are based on the following:

Personal Services: \$78.7 for one permanent full time Administrative Assistant II (range 14) to assist regulations specialist and paralegal with requirements associated with regulations projects.

Travel: \$200.2 for board members and \$29.0 for staff to twenty affected boards to schedule one additional meeting per year each in order to meet the requirements of this bill. It is expected that each of the affected boards will need one additional meeting to deliberate the topic, draft and approve regulations before the public comment period, and consider public comment before approving final regulations. This fiscal note reflects the travel costs for board members to travel to these meetings. The department will make every effort to schedule additional meetings via teleconference when feasible.

Services: \$10.2 ongoing legal support services related to regulation implementation; \$10.0 ongoing support services related to new position.

Commodities: \$5.0 start up for new position and \$1.0 in out years.

In addition to the above costs, affected programs would incur direct expenses for the regulations specialist, paralegal, and supervisory management through positive timekeeping. They would also incur indirect expenses for administrative support, such as accounting, payroll, risk management, ADA chargeback, and building leases. Although increased authorization is not needed for these costs, this program's share of the division's total indirect costs will be considered as part of the program's total costs during the biennial review of licensing fees.