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Referred: Finance

6-0706A

1 IN THE HOUSE BY THE FINANCE COMMITTEE

2 HOUSE BILL NO. 244

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the frequency of certain state
7 agency reports."

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

9 * Section 1. AS 15.13.030 is amended to read:

10 Sec. 15.13.030. DUTIES OF THE COMMISSION. The commission shall

11 (1) develop and provide all forms for the reports and
12 statements required to be made under this chapter, AS 24.45 and
13 AS 39.50;

14 (2) prepare and publish a manual setting out uniform meth-
15 ods of bookkeeping and reporting for use by persons required to make
16 reports and statements under this chapter and otherwise assist candi-
17 dates, groups, and individuals in complying with the requirements of
18 this chapter;

19 (3) receive and hold open for public inspection reports and
20 statements required to be made under this chapter and, upon request,
21 furnish copies at cost to interested persons;

22 (4) compile and maintain a current list of all filed re-
23 ports and statements;

24 (5) prepare a summary of each report filed under AS 15.-
25 13.110 and make copies of this summary available to interested persons
26 at their actual cost;

27 (6) notify, by registered or certified mail, all persons
28 who are delinquent in filing reports and statements required to be
29 made under this chapter;

1 (7) report within 60 days after the election the names of
2 all persons and groups who have failed to comply with any of the
3 provisions of this chapter to the office of the attorney general;

4 (8) examine, investigate and compare all reports, state-
5 ments and actions required by this chapter, AS 24.45 and AS 39.50 and
6 [TO] report to the attorney general the names of all persons or groups
7 which the commission has substantial reason to believe have violated
8 this chapter, AS 24.45 or AS 39.50;

9 (9) prepare and publish a biennial [AN ANNUAL] report to
10 the legislature concerning the activities of the commission, the
11 effectiveness of this chapter, its enforcement by the attorney
12 general's office, and recommendations and proposals for change;

13 (10) adopt regulations necessary to implement and clarify
14 the provisions of AS 24.45, AS 39.50 and this chapter, subject to the
15 provisions of the Administrative Procedure Act (AS 44.62).

16 * Sec. 2. AS 18.26.200 is amended to read:

17 Sec. 18.26.200. ACCOUNTING AND REPORTS. The authority shall
18 keep an accurate account of all of its activities and of all of its
19 receipts and expenditures and shall biennially [ANNUALLY], no later
20 than the 10th day of the first [EACH] regular session of each [THE]
21 legislature, make a report of them to the governor and the legisla-
22 ture, copies of which shall be made available to bondholders or par-
23 ties holding a secured interest in the assets of the authority. The
24 governor may investigate the affairs of the authority, may examine the
25 property and records of the authority, and may prescribe methods of
26 accounting and the rendering of periodical reports in relation to
27 projects undertaken by the authority.

28 * Sec. 3. AS 38.04.020(d) is amended to read:

29 (d) On January 15 of the first session of each legislature

1 [YEAR], the commissioner shall report to the legislature on the status
2 of land in the land disposal bank under the following categories:

- 3 (1) land suitable for homestead disposal;
4 (2) land suitable for subdivision disposal;
5 (3) land suitable for agricultural, commercial, or indus-
6 trial disposal; and
7 (4) land suitable for other purposes.

8 * Sec. 4. AS 38.05.180(b) is amended to read:

9 (b) The commissioner shall biennially [ANNUALLY] prepare and
10 submit to the legislature, between the first and the 15th [FIFTEENTH]
11 day of the first [EACH] regular [LEGISLATIVE] session of each legisla-
12 ture, a five-year proposed oil and gas leasing program consisting of a
13 schedule of proposed lease sales and specifying as precisely as prac-
14 ticable the location of tracts proposed to be offered for oil and gas
15 leasing during the calendar year in which the proposed program is
16 submitted to the legislature and the following four calendar years.

17 * Sec. 5. AS 38.05.180(e) is amended to read:

18 (e) Simultaneously with submission of the leasing program re-
19 quired under (b) of this section, the commissioner shall submit to
20 the legislature a report containing the following:

21 (1) the schedule of all lease sales held during the preced-
22 ing two calendar years [YEAR], the bidding method or methods utilized,
23 and an analysis of the results of the bidding;

24 (2) if determined, a description of the bidding methods to
25 be used for all lease sales to be held during the current and next two
26 succeeding calendar years;

27 (3) the reasons a particular bidding method has been se-
28 lected.

29 * Sec. 6. AS 38.05.183(d) is amended to read:

1 (d) Oil or gas taken in kind by the state as its royalty share
2 may not be sold or otherwise disposed of for export from the state
3 until the commissioner determines that the royalty-in-kind oil or gas
4 is surplus to the present and projected intrastate domestic and indus-
5 trial needs. The commissioner shall make public, in writing, the
6 specific findings and reasons on which the determination is based and
7 shall, within 10 days of the convening of the first [A] regular ses-
8 sion of each [THE] legislature, submit a report showing the immediate
9 and long-range domestic and industrial needs of the state for oil and
10 gas and an analysis of how these needs are to be met.

11 * Sec. 7. AS 44.21.266 is amended to read:

12 Sec. 44.21.266. DUTIES OF THE COMMISSION. The commission shall

13 (1) apply for federal and private funds for public broad-
14 casting purposes and receive all federal, state, or private funds,
15 property, or assistance that may be appropriated, granted, or other-
16 wise made available to the commission for public broadcasting pur-
17 poses, and use and disburse funds and property for purposes consistent
18 with the terms of AS 44.21.256 - 44.21.290, subject to reasonable
19 limitations imposed by the grantor;

20 (2) provide consultative services in all aspects of public
21 broadcasting to all public or private agencies in the state that
22 [WHICH] request them;

23 (3) serve as a library and clearinghouse for public broad-
24 casting information;

25 (4) through grants to qualified entities, develop an inte-
26 grated public broadcasting network for the state;

27 (5) through grants to qualified entities, develop and
28 distribute public broadcasting programming in the state;

29 (6) prepare and submit to the governor and the legislature,

1 in compliance with the state information systems plan adopted by the
2 Telecommunications Information Council in the Office of the Governor,
3 a long-term plan for the development of public broadcasting stations
4 and systems in the state, and biennially [ANNUALLY] update the plan;
5 and

6 (7) perform all other functions necessary to ensure the
7 orderly and coordinated development of public broadcasting in the
8 state.

9 * Sec. 8. AS 44.21.310(a)(2) is amended to read:

10 (2) make a biennial [AN ANNUAL] report to the governor and
11 to the legislature on the activities of the department;

12 * Sec. 9. AS 44.21.315(c) is amended to read:

13 (c) The department shall study, plan, and develop integrated
14 instructional telecommunications services for all residents of the
15 state, and shall biennially [ANNUALLY] report on [CURRENT FISCAL YEAR]
16 instructional telecommunications activities for the current and previ-
17 ous fiscal year and, after public hearings, submit to the governor
18 and the legislature a biennially [AN ANNUALLY] updated long-term
19 development plan prepared in consultation with the Department of
20 Education, the University of Alaska, local school districts, and other
21 local and regional education areas.

22 * Sec. 10. AS 44.21.315(d) is amended to read:

23 (d) The department shall, after public hearings, submit to the
24 governor a biennially [AN ANNUALLY] updated long-term development plan
25 for teleconferencing facilities and services, including facilities and
26 services used both by state agencies and groups other than state
27 agencies.

28 * Sec. 11. AS 44.21.320(e) is amended to read:

29 (e) Nothing in AS 44.21.305 - 44.21.330 prohibits a state agency

1 from developing telecommunications systems within its own agency if
2 the agency is in compliance with the state information systems plan
3 adopted by the Telecommunications Information Council and with the
4 agency's own information systems plan and if the commissioner gives
5 written authorization for the agency to engage in its own design,
6 development, management, or operation. The commissioner may authorize
7 independent development only upon a showing of necessity. A descrip-
8 tion of all authorization under this subsection must be included in th
9 biennial [ANNUAL] report required under AS 44.21.310(a)(2).

10 * Sec. 12. AS 44.42.055(a) is amended to read:

11 (a) The commissioner shall develop and biennially [ANNUALLY]
12 revise a statewide comprehensive facility procurement plan for public
13 facilities of the state and its municipalities.

14 * Sec. 13. AS 44.42.055(b) is amended to read:

15 (b) In developing and biennially [ANNUALLY] revising the facil-
16 ity procurement plan, the commissioner shall

17 (1) request and receive on an annual basis from all state
18 agencies a projection of the anticipated facility needs of the agency
19 for the next annual capital improvement program;

20 (2) consult with officials and representatives of munic-
21 ipalities, the federal government, interested corporations and other
22 organizations concerning public facility needs in the state;

23 (3) develop specific facility procurement plans for proj-
24 ects in each of the following categories:

25 (A) sewage transmission and treatment systems;

26 (B) water transmission and treatment systems;

27 (C) electrical generation and distribution systems;

28 (D) health care and social services facilities;

29 (E) educational facilities;

- 1 (F) transportation facilities;
2 (G) public safety and justice facilities;
3 (H) recreational facilities;
4 (I) sanitation facilities; and
5 (J) cultural facilities;
- 6 (4) prepare recommendations to accommodate the various
7 levels of service identified by state agencies and other parties with
8 respect to the services described in (3) of this subsection, to in-
9 clude
- 10 (A) current and future facility needs;
11 (B) space standards and design guidelines for the
12 appropriate facility types;
13 (C) maintenance and operations standards for the
14 appropriate facility types;
15 (D) construction techniques and contracting methods;
16 (E) facility project budget requirements; and
17 (F) relative costs of identified alternatives (life
18 cycle cost analysis) including but not limited to the installa-
19 tion and operation of energy systems that are not dependent on
20 oil or gas for water heating, space heating and cooling require-
21 ments, and for the generation of electrical or mechanical power;
- 22 (5) identify common public facility needs among the various
23 user agencies; and
- 24 (6) submit its findings, plans and recommendations to the
25 governor and to the appropriate state agency to facilitate the devel-
26 opment of agency capital improvement budget requests.

27 * Sec. 14. AS 44.47.150(d) is amended to read:

- 28 (d) Separate accounts shall be maintained in the name of each
29 village for the land, including the revenues from the land, acquired

1 from each village corporation under this section, and every two years
2 within 90 days of the close of the second [EACH] state fiscal year a
3 statement of the account for each municipality shall be prepared by
4 the commissioner and be made available to the village and to the
5 public upon request.

6 * Sec. 15. AS 44.47.530 is amended to read:

7 Sec. 44.47.530. BIENNIAL [ANNUAL] REPORT. To further ensure
8 effective budgetary decision making by the legislature, the department
9 shall present a complete accounting of the housing assistance revolving
10 fund to the legislature every two years by January 10 [OF EACH
11 YEAR]. The accounting shall be audited by an independent outside
12 auditor and must [SHALL] include a full description of all mortgage
13 loan interest and principal repayments and program receipts, including
14 mortgage loan commitment fees, received by or accrued to the depart-
15 ment during the two preceding fiscal years [YEAR], and all income
16 earned on assets of the department during that period.

17 * Sec. 16. AS 44.83.224 is amended to read:

18 Sec. 44.83.224. LONG-TERM ENERGY PLAN. The Department of Com-
19 merce and Economic Development, assisted by the authority, shall,
20 after public hearings, prepare and biennially [ANNUALLY] revise a
21 long-term energy plan. The plan, and its biennial [ANNUAL] revisions,
22 shall be submitted to the commissioners of the departments of the
23 executive branch of the government for review and to the governor for
24 the governor's approval. After approval, the plan shall be submitted
25 to the legislature not later than February 1 every two years [OF EACH
26 YEAR]. The plan, and its biennial [ANNUAL] revisions, shall include

- 27 (1) an "end-use" study examining and reporting on the
28 nature and amount of energy used and the purpose of its use; [AND]
29 (2) an energy development component for meeting projected

1 thermal, electrical and transportation energy needs in the state at
2 the lowest reasonable cost, including environmental and social costs,
3 consistent with acceptable standards of reliability, giving an equal
4 consideration as practicable to all types of energy sources (except
5 those based on nuclear fuels) that are technologically feasible, and
6 that promote the efficient use of facilities, and fuels consistent
7 with energy conservation goals;

8 (3) an energy conservation component, including but not
9 limited to,

10 (A) conservation goals for reducing consumption of
11 energy, identifying the region for which applicable, and the
12 source or type of energy to which the goals are applicable; and

13 (B) specific methods and means of achieving the goals
14 of (A) of this paragraph;

15 (4) a component for emergency energy conservation measures
16 applicable during times of emergency; and

17 (5) a report on areas or subjects of research and develop-
18 ment and demonstration projects involving alternative energy systems,
19 local energy sources, and energy conservation.

20 * Sec. 17. TRANSITIONAL PROVISIONS. (a) The first biennial report or
21 update required to be made under AS 15.13.030, AS 18.26.200, AS 38.04.-
22 020(d), AS 38.05.180(b) and (e), 38.05.183(d), AS 44.21.266, 44.21.-
23 310(a)(2), 44.21.320(e), and AS 44.47.530, as amended by secs. 1 - 8, 11,
24 and 15 of this Act, is due in the First Session of the Seventeenth Alaska
25 State Legislature by the date, if any, indicated in the statute as amended.

26 (b) The period to be covered by the first biennial report to be made
27 under AS 15.13.030, AS 18.26.200, AS 44.21.310(a)(2), 44.21.315(d), 44.21.-
28 320(e), and AS 44.42.055(a) and (b), as amended by secs. 1 - 2, 8, and 10 -
29 13 of this Act, must begin immediately after the period covered by the

1 preceding annual report that was made under the sections as they existed
2 before the effective date of this Act.

3 (c) The first biennial report to the governor and the legislature
4 under AS 44.21.315(c), as amended by sec. 9 of the Act, is due in the First
5 Session of the Seventeenth Alaska State Legislature and must cover the
6 previous fiscal year.

7 (d) The first biennial report to be submitted under AS 44.21.315(d),
8 AS 44.42.055(a) and (b), and AS 44.47.150(d), as amended by secs. 101 and
9 12 - 14 of this Act, must be submitted in 1991.

10 (e) The first biennial report to the commissioners under AS 44.83.-
11 224, as amended by sec. 16 of the Act, is due by December 1, 1990. The
12 first biennial report to the legislature under AS 44.83.224, as amended by
13 sec. 16 of the Act, is due not later than February 1 of the First Session
14 of the Seventeenth Alaska State Legislature.

15 (f) The first biennial report required under AS 38.05.180(e), as
16 amended by sec. 5 of this Act, must cover the preceding calendar year.

17 (g) The first biennial report under AS 44.47.530, as amended by sec.
18 15 of this Act, must cover the preceding fiscal year.

19 (h) The first biennial report submitted under AS 44.47.150(d), as
20 amended by sec. 14 of this Act, must cover the preceding fiscal year.