

SENATE

Introduced: 1/11/93
 Referred: HES, STA, FIN

HOUSE

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EXECUTIVE ORDER NO. 84

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance
 2 with AS 24.08.210, I order the following:

3 * **Section 1. FINDINGS.** As governor, I find that it would be in the best interests of
 4 efficient administration to consolidate the duties and functions of the Alaska Women's
 5 Commission and the Alaska Commission on Children and Youth into a new Alaska Human
 6 Relations Commission in the Governor's Office. The consolidation should result in
 7 coordinated programs related to the welfare of children, youth, women, and families, and
 8 should maximize the effectiveness of federal and state money that is available for those
 9 programs.

10 * **Sec. 2.** AS 37.14.220 is amended to read:

11 Sec. 37.14.220. **ADMINISTRATION OF THE FUND.** The fund shall be
 12 administered by the Alaska Human Relations Commission [ALASKA
 13 COMMISSION ON CHILDREN AND YOUTH].

14 * **Sec. 3.** AS 37.14.230 is amended to read:

15 Sec. 37.14.230. **POWERS AND DUTIES OF THE COMMISSION.** When
 16 acting as administrator of the fund, the commission shall

17 (1) hold regular and special meetings it considers necessary; the
 18 commission may hold meetings by teleconference;

19 (2) award grants from the net income of the fund to community-based
 20 programs and projects that the commission finds will aid in the prevention of child
 21 abuse and neglect;

22 (3) monitor approved programs and projects for compliance with
 23 AS 37.14.200 - 37.14.270;

1 (4) before providing assistance to a program or project, approve
2 written findings on the program or project that include a consideration of the means
3 of measuring the effectiveness of the program or project;

4 (5) apply for, and use net income from the fund to obtain, private and
5 federal grants for the prevention of child abuse and neglect;

6 (6) solicit contributions, gifts, and bequests to the fund;

7 (7) keep audio tape recordings of each meeting of the commission to
8 be made available on request; and

9 (8) submit to the governor and the legislature by February 1 each year
10 a report describing

11 (A) the child abuse and neglect prevention services that were
12 provided by the programs and projects to which the commission awarded
13 grants; and

14 (B) the annual level of contributions, income, and expenses of
15 the fund.

16 * Sec. 4. AS 37.14.240(d) is amended to read:

17 (d) Up to \$150,000 per year may be appropriated from the principal of the
18 fund for the administrative expenses of the commission relating to AS 37.14.200 -
19 37.14.270.

20 * Sec. 5. AS 37.14.270(3) is amended to read:

21 (3) "commission" means the Alaska Human Relations Commission
22 [ALASKA COMMISSION ON CHILDREN AND YOUTH] established under
23 AS 44.19.600 [AS 44.19.521];

24 * Sec. 6. AS 39.05.100(a) is amended to read:

25 (a) A person appointed to a board or commission of the state government
26 shall be and have been before the last general election, (1) a registered voter in the
27 state, if the appointment is made at large or (2) a registered voter from the judicial
28 district, if the appointment is made from a specific judicial district. The student
29 member of the Board of Regents of the University of Alaska appointed under
30 AS 14.40.150(b), the student member of the Alaska Commission on Postsecondary
31 Education appointed under AS 14.42.015(e), and a member of the Alaska Human

1 ~~Relations Commission~~ [ALASKA COMMISSION ON CHILDREN AND YOUTH]
2 appointed under AS 44.19.600 [AS 44.19.521], are exempt from the requirement of
3 this subsection if the member was not old enough to be a registered voter in the last
4 general election.

5 • Sec. 7. AS 44.19 is amended by adding new sections to read:

6 ARTICLE 18. ALASKA HUMAN RELATIONS COMMISSION.

7 Sec. 44.19.600. CREATION OF COMMISSION; COMPOSITION. (a) There
8 is created in the Office of the Governor the Alaska Human Relations Commission.

9 (b) The commission consists of two executive-branch members and seven
10 public members, appointed by the governor, who serve at the pleasure of the
11 governor.

12 (c) At least one public member must be a person who manages a household
13 that includes the person's spouse and at least one child and who is not otherwise
14 employed. At least one public member must be under the age of 21 at the time of
15 appointment.

16 Sec. 44.19.602. APPOINTMENT; OFFICERS. (a) The members shall be
17 appointed on a nonpartisan and nondiscriminatory basis by the governor. In making
18 the appointments, the governor shall give due consideration to

19 (1) the recommendations made by civic organizations, women's
20 organizations, educational and vocational groups, employer groups, labor unions,
21 church groups, homemaker's clubs and organizations, and other groups having an
22 interest in the welfare and status of women;

23 (2) statewide geographical representation of the commission;

24 (3) minority and low-income representation;

25 (4) representation of senior citizens, persons with disabilities, and
26 persons from a variety of occupational categories; and

27 (5) representation of persons with different marital statuses and persons
28 with various numbers of children.

29 (b) The commission shall elect one of its members as chair. The chair may
30 appoint other officers as necessary.

31 Sec. 44.19.604. TERMS OF OFFICE; COMPENSATION. (a) The term of

1 office of a member of the commission is three years. Terms shall be staggered. A
2 member may not serve more than six consecutive years.

3 (b) A vacancy shall be filled in the same manner as the original appointment.
4 A person appointed to a vacancy serves for the unexpired portion of a term.

5 (c) Public members of the commission receive no compensation for their
6 services but are entitled to per diem and travel allowances authorized by law for other
7 boards and commissions.

8 Sec. 44.19.606. MEETINGS. A majority of the members constitutes a
9 quorum for conducting business and exercising the powers of the commission. The
10 commission shall meet at the call of the chairperson, at the request of the majority of
11 the members, or at a regularly scheduled time as determined by a majority of the
12 members.

13 Sec. 44.19.608. PURPOSE AND POWERS RELATING TO WOMEN'S
14 ISSUES. (a) A purpose of the commission is to improve the status of women in the
15 state by conducting research, by serving as a referral service for information and
16 education that will help women avail themselves of existing resources to meet their
17 needs, and by making and implementing recommendations on the opportunities, needs,
18 problems, and contributions of women in the state including

- 19 (1) education;
- 20 (2) homemaking;
- 21 (3) civil and legal rights; and
- 22 (4) labor and employment.

23 (b) To accomplish this purpose, the commission may

- 24 (1) act as a clearinghouse and coordinating body for government and
25 nongovernment information relating to the status of women;
- 26 (2) cooperate with public and private agencies in joint efforts to study
27 and resolve problems relating to the status of women in Alaska;
- 28 (3) accumulate and compile information concerning discrimination
29 against women;
- 30 (4) disseminate the results of research and compilation of data acquired
31 under (3) of this subsection by publication and other methods such as public hearings,

1 conferences, and seminars;

2 (5) study and analyze all facts relating to Alaska laws, regulations, and
3 guidelines with respect to equal protection for women under the state constitution;

4 (6) recommend legislative and administrative action on equal treatment
5 and opportunities for women;

6 (7) encourage women to utilize their capabilities and to assume
7 leadership roles;

8 (8) encourage the development of regional and municipal women's
9 councils or commissions.

10 Sec. 44.19.610. DUTIES RELATING TO CHILDREN'S ISSUES. (a) The
11 commission shall develop a comprehensive statewide plan that identifies the needs of
12 children and youth, individually and as they relate to their families, and make
13 recommendations to enhance their quality of life. In meeting this charge, the
14 commission may

15 (1) recommend the services and programs that should be available for
16 children and families in the areas of child care, health, social services, education,
17 special education, child protection, parent and staff training, nutrition, poverty, mental
18 health, safety, and employment of youth;

19 (2) identify the service needs of children and where gaps and overlaps
20 in services exist;

21 (3) monitor the emerging needs of and problems facing children, and
22 develop effective, comprehensive, and coordinated strategies to address those needs
23 and problems;

24 (4) develop and recommend adoption of a process for monitoring and
25 evaluating children's programs;

26 (5) provide opportunities for the public to participate in the planning
27 and development of children's programs and policies;

28 (6) receive and act upon requests for recommendations from parents,
29 state officials, members of state advisory committees, legislators, representatives of
30 the state court system, and providers of children's services on matters related to
31 children and youth;

1 (7) meet with and make recommendations to state officials and
2 members of advisory committees who are responsible for the expenditure of state and
3 federal money and provide recommendations to the legislature and the department on
4 structural and procedural changes, contracting of services, establishment of standards,
5 and the consolidation of efforts designed to deliver services in a more cost-effective
6 manner;

7 (8) serve as a statewide clearinghouse for government and
8 nongovernment programs and resources relating to children, youth, and families;

9 (9) serve as an advocate for the interests of children by informing the
10 public, including leaders of the business community, educators, local and state
11 officials, the legal system, and the communications media of the nature and scope of
12 problems faced by children;

13 (10) coordinate efforts and consult and cooperate with persons,
14 departments, organizations, and groups, including other boards and commissions,
15 interested in the problems and concerns of children and youth; and

16 (11) make recommendations to the governor, legislature, and state
17 officials with respect to legislation, regulations, and appropriations for programs or
18 services that benefit children and youth.

19 Sec. 44.19.612. GENERAL POWERS. The commission may

20 (1) use voluntary and uncompensated services of private persons and
21 organizations as may be made available to the commission;

22 (2) select and retain the services of consultants whose advice is
23 considered necessary to assist the commission in obtaining information;

24 (3) establish standing committees among the members to investigate
25 and make recommendations on various areas of concern;

26 (4) create task forces composed of commission members and other
27 experts as needed;

28 (5) hold public hearings;

29 (6) establish and maintain an office in Anchorage, or at a location
30 determined to be the most appropriate location by a majority vote of the commission,
31 and hire an executive director and technical and clerical staff that are necessary to

1 perform the duties of the commission;

2 (7) accept monetary gifts or grants from the federal government or an
3 agency of it, from any charitable foundation or professional association or from any
4 other reputable sources for implementation of any program necessary or desirable for
5 carrying out the purposes of the commission;

6 (8) take other actions reasonably necessary to carry out the duties of
7 the commission.

8 Sec. 44.19.614. **METHODOLOGY.** (a) When conducting research, acting
9 as a referral service, serving as a forum for ideas, and developing recommendations
10 related to the welfare of women, the commission shall solicit and consider information
11 and views from a variety of constituencies in order to represent the broad spectrum
12 of diversity that exists with respect to possible approaches for meeting women's needs
13 in the state.

14 (b) In formulating the strategy to address the needs of and problems facing
15 children, the commission shall actively solicit advice and information from children
16 and youth of all ages and socioeconomic backgrounds. The commission shall also
17 seek advice and information from parents and children's services providers, including
18 those with expertise in the areas of mental health, health care, prenatal care,
19 adolescent drug and alcohol treatment, education, special education, early childhood
20 education, early childhood special education, nonprofit funding sources, child abuse
21 and neglect, domestic violence, child care, dependence, delinquency and the justice
22 system, minority issues, and family support systems.

23 Sec. 44.19.616. **ANNUAL REPORT.** The commission shall prepare and
24 publish an annual report on the status of children and women in the state, the
25 commission's proceedings for the previous calendar year, and its recommendations
26 and proposals for change. The commission shall provide the governor and the
27 legislature with copies of the report by the 15th day of each regular legislative
28 session.

29 Sec. 44.19.618. **TECHNICAL ASSISTANCE AND STAFF SUPPORT.** The
30 executive branch departments shall cooperate with the commission and provide
31 technical assistance to the commission upon the request of the commission. The

1 commission may use legal, technical, secretarial, and administrative services as may
2 be provided by the governor;

3 * Sec. 8. AS 47.18.010(a) is amended to read:

4 (a) With the advice of the Alaska Human Relations Commission [ALASKA
5 COMMISSION ON CHILDREN AND YOUTH], the department shall develop a
6 comprehensive statewide plan to ensure the effectiveness and efficiency of state
7 programs that relate to the prevention of adolescent pregnancy and the provision of
8 services to adolescent parents and their children under AS 47.18.100 - 47.18.140, and
9 to peer counseling under AS 47.18.200.

10 * Sec. 9. AS 39.50.200(b)(50); AS 44.19.165, 44.19.166, 44.19.167, 44.19.168, 44.19.169,
11 44.19.170, 44.19.171, 44.19.175, 44.19.180, 44.19.521, 44.19.523, 44.19.525, 44.19.527, and
12 44.19.529 are repealed. Sections 2, 4, 7, 9, 11, 16, and 21 of ch. 16, SLA 1990 are repealed.

13 * Sec. 10. TRANSITION. (a) The terms of the members of the Alaska Women's
14 Commission established under AS 44.19.165 and of the Alaska Commission on Children and
15 Youth established under AS 44.19.521 terminate on the effective date of this Order. Unless
16 the appointment would be prohibited by AS 44.19.169, repealed by this Order, or by
17 AS 44.19.604(a), added by this Order, the governor may appoint to the Alaska Human
18 Relations Commission created under this Order a former member of the Alaska Women's
19 Commission or of the Alaska Commission on Children and Youth. The terms of persons
20 initially appointed to the Alaska Human Relations Commission must be set as provided in
21 AS 39.05.055, so as to establish the staggering of terms required by AS 44.19.604(a).

22 (b) Contracts, rights, liabilities, and obligations created by or under a law amended
23 or repealed by this Executive Order, and in effect on March 12, 1993, remain in effect
24 notwithstanding this Order's taking effect. Records, equipment, appropriations, and other
25 property of agencies of the state whose functions are transferred under this Order shall be
26 transferred to implement the provisions of this Order.

27 * Sec. 11. EFFECTIVE DATE. This Order takes effect March 13, 1993.

DATED: _____

Walter J. Hickel
Governor