

HB

927

(7)

# COMMITTEE REPORT

## HOUSE

2/29/80

FURTHER: FINANCE

Date: 3-12-80

Mr. Speaker:

The Committee on STATE AFFAIRS has had HB 927

"An Act designating programs and activities for review and termination under AS 44.66; and providing for an effective date."

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for \_\_\_\_\_  same title  
 new title
- and recommends \_\_\_\_\_
- AND attaches a "Letter of Intent"  New Fiscal Note
- reports it back without recommendation
- referred to the \_\_\_\_\_ Committee

**MEMBERS SIGNING  
DO PASS**

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**MEMBERS HAVING  
OTHER RECOMMENDATIONS:**

\_\_\_\_\_ *do not pass*  
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\_\_\_\_\_  
CHAIRMAN

(2) employ a person whose duties require expertise in determining or reducing the hazards of radiation.

(b) As used in this section, "state agency" or "agency of the state" means a state department or agency, whether in the legislative, judicial, or executive branch, including such entities as the Alaska State Housing Authority; "state agency" or "agency of the state" does not include the University of Alaska, a municipality, or an agency of a municipality.

(c) As used in this section, "radiation" does not mean radiation emitted from a Federal Communications Commission licensed facility emitting radiation of a wave length longer than one centimeter and an average power output not exceeding two kilowatts. (§ 2 ch 172 SLA 1978)

*Cross reference.* — As to radiation protection, see AS 18.60.475.

## Chapter 66. Review of the Activities of Agencies, Boards and Commissions.

### Section

10. Termination of state boards and commissions  
20. Agency programs

### Section

30. Program identification  
50. Legislative oversight  
60. Existing claims

*Cross reference.* — As to the termination, continuation and reestablishment of regulatory boards, see AS 08.03.010.

*Editor's note.* — Section 1, ch. 149, SLA 1977, provides: "The legislature finds that the substantial increase in the number of state agencies, boards and commissions, and the proliferation of rules and regulations which each has adopted have contributed to a public disenchantment with the operation of state government,

and that there is need for an effective and regular system of scrutiny of the programs and activities of all agencies, boards and commissions. The legislature further finds that the establishment of a system for periodic review by the public and the executive and legislative branches of certain state agencies, boards and commissions will help the governor and the legislature to determine the need for the continued existence of each of the agencies, boards and commissions."

**Sec. 44.66.010. Termination of state boards and commissions.** (a) Boards and commissions listed in this subsection expire on the date set out after each:

- (1) Alcoholic Beverage Control Board (AS 04.05.010) — June 30, 1979;
- (2) Alaska Transportation Commission (AS 42.07.011) — June 30, 1979;
- (3) State Board of Parole (AS 33.15.010) — June 30, 1980;
- (4) Alaska Public Utilities Commission (AS 42.05.010) — June 30, 1980;

- (5) Alaska Pipeline Commission (AS 42.06.010) — June 30, 1981;  
 (6) Alaska Council on Science and Technology (AS 44.19.181) — June 30, 1983;  
 (7) Alaska Renewable Resources Corporation (AS 37.12.010) — June 30, 1982.

(b) Upon termination, a commission listed in (a) of this section shall continue in existence until June 30 of the next succeeding year for the purpose of concluding its affairs.

(c) A commission scheduled for termination under this chapter may be continued or reestablished by the legislature for a period not to exceed four years. (§ 3 ch 149 SLA 1977; am § 3 ch 101 SLA 1978; am § 10 ch 1979 SLA 1978)

Effect of amendments. — The first 1978 amendment added paragraph (6) of subsection (a). The second 1978 amendment added paragraph (7) of subsection (a).

**Sec. 44.66.020. Agency programs.** (a) Agency programs and activities listed in this subsection which are specifically designated as provided in § 30 of this chapter are subject to termination during the regular legislative session convening in the month and year set out after each:

- (1) programs in the budget categories of general government, public protection, and administration of justice — January, 1980;
- (2) programs in the budget categories of education and the University of Alaska — January, 1981;
- (3) programs in the budget categories of health and social services — January, 1982;
- (4) programs in the budget categories of natural resources management, development and transportation — January, 1983.

(b) An agency program or activity designated in (a) of this section shall be subject to termination during the regular legislative session convening four years after the preceding review and may be subject to termination at any time upon the recommendation of the Legislative Budget and Audit Committee and the concurrence of the legislature as if under § 30 of this chapter. (§ 3 ch 149 SLA 1977)

**Sec. 44.66.030. Program identification.** During the legislative session preceding each of the years set out in § 20 of this chapter, the Legislative Budget and Audit Committee shall designate, not later than March 1 of those years, the programs and activities within each program category which shall be subject to termination in the next fiscal year. The recommendations of the Legislative Budget and Audit Committee shall be submitted to the respective houses of the legislature in the form of a bill which, if enacted into law, would terminate those designated programs and activities on or before July 1 of the following year. (§ 1 ch 149 SLA 1977)

**Sec. 44.66.050. Legislative oversight.** (a) Before the termination, dissolution, continuation or reestablishment of a board or commission under AS 08.03.010 or § 10 of this chapter, or of an agency program under §§ 20 and 30 of this chapter, a committee of reference of each house, which shall be the standing committee of legislative jurisdiction as provided in the Uniform Rules of the Legislature, shall hold one or more hearings to receive testimony from the public, the commissioner of the department having administrative responsibility for each named board, commission, or agency program, and the members of the board or commission involved. The hearings may be joint hearings. The committee shall also consider the proposed budget of the board, commission, or agency program, prepared in accordance with AS 37.07.050(f), and the performance audit of the activities of the board, commission, or agency program, prepared by the legislative audit division as prescribed in AS 24.20.271(1). The committee may consider any other report of the activities of the board, commission or program, including but not limited to annual report summaries prepared by the Legislative Affairs Agency, and any evaluation or general report of the manner of conduct of activities of the board, commission, or agency program prepared by the office of the ombudsman.

(b) During a public hearing, the board, commission or agency shall have the burden of demonstrating a public need for its continued existence or the continuation of the program, and the extent to which any change in the manner of exercise of its functions or activities may increase efficiency of administration or operation consistent with the public interest.

(c) A determination as to whether a board or commission or agency program has demonstrated a public need for its continued existence shall take into consideration the following factors:

(1) the extent to which the board, commission or program has operated in the public interest;

(2) the extent to which the operation of the board, commission, or agency program has been impeded or enhanced by existing statutes, procedures, and practices which it has adopted, and any other matter, including budgetary, resource, and personnel matters;

(3) the extent to which the board, commission or agency has recommended statutory changes which are generally of benefit to the public interest;

(4) the extent to which the board, commission or agency has encouraged interested persons to report to it concerning the effect of its regulations and decisions on the effectiveness of service, economy of service, and availability of service which it has provided;

(5) the extent to which the board, commission or agency has encouraged public participation in the making of its regulations and decisions;

(6) the efficiency with which public inquiries or complaints regarding the activities of the board, commission or agency filed with it, with the department to which a board or commission is administratively assigned, or with the office of the ombudsman have been processed and resolved;

(7) the extent to which a board or commission which regulates entry into an occupation or profession has presented qualified applicants to serve the public;

(8) the extent to which state personnel practices, including affirmative action requirements, have been complied with by the board, commission or agency to its own activities and the area of activity or interest; and

(9) the extent to which statutory, regulatory, budgeting or other changes are necessary to enable the agency, board or commission to better serve the interests of the public and to comply with the factors enumerated in this subsection.

(d) As to each board, commission, or agency program assigned to it for purposes of review, the committee of reference shall, not later than the 60th day of the legislative session, submit a report to the presiding officer of the house. The report shall contain a summary of the findings of the committee as to the compliance of the board, commission or program with the factors enumerated in (c) of this section, together with a summary or recommendations of the committee as to each of the following:

(1) an identification of the problems or the needs that the programs and activities of the board, commission or agency are intended to address;

(2) a statement, to the extent practicable, of the objectives of the program of the board, commission, or agency program, and its anticipated accomplishments;

(3) an identification of any other programs having similar, conflicting or duplicate objectives;

(4) an assessment of alternative methods of achieving the purposes of the program;

(5) an assessment of the consequences of eliminating the board, commission or program and consolidating its activities with another program, or of funding it at a lower level;

(6) a justification for the recommended continuation or extension of the board, commission or program, and an explanation of the manner in which it avoids duplication of or conflict with other efforts; and

(7) any other information which, in the opinion of the committee, would improve the performance of the board, commission or agency with respect to its representation of and responsiveness to the public interest.

(e) The committee of reference may introduce a bill providing for the reorganization or continuation of the board, commission or agency program. No more than one board, commission, or agency program shall be continued or reestablished in any legislative bill, and the board,

commission, or agency program shall be mentioned in the title of the bill. (§ 3 ch 149 SLA 1977)

**Sec. 44.66.060. Existing claims.** This chapter shall not cause the termination or dismissal of a claim or right of a citizen against a board, commission or program of an agency terminated under this chapter which is subject to litigation. Claims and rights shall be assumed by the department to which the board or commission terminated under this chapter was attached for administrative purposes. (§ 3 ch 149 SLA 1977)

## Part 8. Claims and Liability.

### Chapter 77. Claims Against the State.

#### Sec. 44.77.010. Presentation of claims.

**Legislative history of section.** — See *State v. ZIA, Inc.*, Sup. Ct. Op. No. 1337 (File No. 2518), 556 P.2d 1257 (1976).

This section is only applicable after the claimant has pursued an administrative remedy. *State v. ZIA, Inc.*, Sup. Ct. Op. No. 1337 (File No. 2518), 556 P.2d 1257 (1976).

The word "given" serves only to modify the word "services." *State v. ZIA, Inc.*, Sup. Ct. Op. No. 1337 (File No. 2518), 556 P.2d 1257 (1976).

It is apparent that if "given" modified "money," "labor," "materials" and "supplies," each term would have a double modifier and the statute would be subject to construction not contemplated by the legislature. *State v. ZIA, Inc.*, Sup. Ct. Op. No. 1337 (File No. 2518), 556 P.2d 1257 (1976).

For the purposes of the filing of contract claims, "promptly" is not defined in calendar terms. *State v. ZIA, Inc.*, Sup. Ct. Op. No. 1337 (File No. 2518), 556 P.2d 1257 (1976).

If the legislature had intended to define "promptly" for other claims (including contract claims) and had a period of time in

mind, it can be assumed that a reasonable legislature would have so legislated. In the absence of those intentions, no definite time limit should delimit "promptly" as applied to contract claims under subsection (a). *State v. ZIA, Inc.*, Sup. Ct. Op. No. 1337 (File No. 2518), 556 P.2d 1257 (1976).

The legislature chose to define "promptly" only for medical claims. *State v. ZIA, Inc.*, Sup. Ct. Op. No. 1337 (File No. 2518), 556 P.2d 1257 (1976).

Corporation's claim for damages against state for breach of contract was based on contract. — See *State v. ZIA, Inc.*, Sup. Ct. Op. No. 1337 (File No. 2518), 556 P.2d 1257 (1976).

And was reimbursement for money expended for state. — Where, in its complaint, a corporation sought recovery against the state for money expended for labor, materials, administrative expenses, design and lost profits due to breach of contract, it sought "reimbursement for money expended for the state" as contemplated by this section. *State v. ZIA, Inc.*, Sup. Ct. Op. No. 1337 (File No. 2518), 556 P.2d 1257 (1976).

### Chapter 80. Liability of the State.

#### Article 3. Special Use of Highways.

##### Section

70 Special use of highways and other areas

**Sec. 44.80.070. Special use of highways and other areas.** When the state, or a department or agency of the state, which has control over a highway or vehicular way or area, permits a portion of the highway or

08.02.020

by the use of appropriate letters or a title after his name which represents his specific field of practice. The letters or title shall appear on all signs, stationery or other advertising in which the person offers or displays his professional services to the public. In addition, a person engaged in the practice of medicine or osteopathy under AS 08.64.360(2), or a person engaged in any manner in the healing arts who diagnoses, tests, or counsels other persons in relation to human health or disease and identifies himself by using the letters "M.D." or the title "doctor" or "physician" or any other title which tends to show that the person is willing or qualified to diagnose, treat, test, or counsel another person, shall clarify the letters or title by adding the appropriate specialist designation, if any, such as "dermatologist", "radiologist", "obstetrician", "naturopath", or the like.

(3) A person subject to (a) of this section who fails to comply with the requirements of (a) of this section shall be given notice of his noncompliance by his appropriate licensing board. If, after a reasonable time, with opportunity for a hearing, his noncompliance continues, the board may suspend or revoke his license or registration, or administer other disciplinary action which in its determination is appropriate. (§ 10-6 SLA 1973)

**Sec. 08.02.020. Limitation of liability for members of licensing boards.** No person is liable for damages or other relief in an action by reason of his performance of a duty, function, or activity as a member of a licensing board or by reason of a recommendation or action of the board when the person acts in the reasonable belief that his action or recommendation is warranted by facts known to him or to the board after reasonable efforts to ascertain the facts upon which the action or recommendation is made. (§ 45 ch 102 SLA 1976)

### Chapter 03. Termination, Continuation and Reestablishment of Regulatory Boards

Termination, continuation and reestablishment of regulatory boards

**Cross reference.** — As to review of the activities of agencies, boards and commissions, see AS 44.66.010 et seq.

**Editor's note.** — Section 1, ch 149, SLA 1976 provides: "The legislature finds that the substantial increase in the number of state agencies, boards and commissions, and the proliferation of rules and regulations which each has adopted have contributed to a public disenchantment with the operation of state government, and that there is a need for an effective and

regular system of scrutiny of the programs and activities of all agencies, boards and commissions. The legislature further finds that the establishment of a system for periodic review by the public and the executive and legislative branches of certain state agencies, boards and commissions will help the governor and the legislature to determine the need for the continued existence of each of the agencies, boards and commissions."

Title 9  
Code of Civil Procedure

**Sec. 08.03.010. Termination, continuation and reestablishment of regulatory boards.** (a) Boards listed in this subsection have a termination date of June 30, 1979:

- (1) Board of Chiropractic Examiners (AS 08.20.010);
  - (2) Board of Dental Examiners (AS 08.36.010);
  - (3) State Medical Board (AS 08.64.010);
  - (4) Board of Nursing (AS 08.68.010);
  - (5) Board of Dispensing Opticians (AS 08.71.010);
  - (6) Board of Examiners in Optometry (AS 08.72.010);
  - (7) Board of Pharmacy (AS 08.80.010);
  - (8) Board of Veterinary Examiners (AS 08.98.010);
  - (9) Board of Psychologist and Psychological Associate Examiners (AS 08.86.010);
  - (10) Board of Nursing Home Administrators (AS 08.70.010);
  - (11) Physical Therapy Board (AS 08.84.010)
- (b) Boards listed in this subsection have a termination date of June 30, 1980:

- (1) Board of Public Accountancy (AS 08.04.010);
- (2) Board of Barber Examiners (AS 08.12.010);
- (3) Collection Agency Board (AS 08.24.011);
- (4) Board of Hairdressing and Beauty Culture Examiners (AS 08.28.010);
- (5) Board of Electrical Examiners (AS 08.40.010);
- (6) State Board of Registration for Architects, Engineers and Land Surveyors (AS 08.48.011);
- (7) Guide Licensing and Control Board (AS 08.54.010);
- (8) Board of Marine Pilots (AS 08.62.010);
- (9) Real Estate Commission (AS 08.88.011);
- (10) Board of Welding Examiners (AS 08.99.010);
- (11) Board of Governors of the Alaska Bar Association (AS 08.08.011)

(c) Upon termination, each board listed in (a) and (b) of this section shall continue in existence until June 30 of the next succeeding year for the purpose of concluding its affairs. During this period, termination does not reduce or otherwise limit the powers or authority of each board. One year after the date of termination, a board not continued shall cease all activities.

(d) The termination, dissolution, continuation or reestablishment of a regulatory board shall be governed by the legislative oversight procedures of AS 44.66.050.

(e) A board scheduled for termination under this chapter may be continued or reestablished by the legislature for a period not to exceed four years. (§ 2 ch 149 SLA 1977)

which the order was based. *State v. Smith*, Sup. Ct. Op. No. 1838 (File Nos. 3797, 3893), 593 P.2d 625 (1979).

**Severability of order.** — Where some of the provisions of an order were limited to forbidding illegal acts and that some of them were not, and where it was possible to elide the excessive portions, it was not necessary that the entire order be vacated. *State v. Smith*, Sup. Ct. Op. No. 1838 (File Nos. 3797, 3893), 593 P.2d 625 (1979).

**Finality of order.** — An order of the superior court that merely vacated modified order of the commissioner without ruling on the original order would not have resulted in the original order becoming final. Only if the person involved had failed to request a hearing within 15 days would that result have occurred. *State v. Smith*, Sup. Ct. Op. No. 1838 (File Nos. 3797, 3893), 593 P.2d 625 (1979).

## Chapter 02. Miscellaneous Provisions.

**Sec. 08.02.020. Limitation of liability for members of licensing boards.**

**Cross reference.** — As to notes to AS 09.55.538 and Alas. Const., art II, § 14, constitutionality of ch. 102, SLA 1976, see

## Chapter 03. Termination, Continuation and Reestablishment of Regulatory Boards.

Section	Section
10. Termination, continuation and reestablishment of regulatory boards	20. Procedures governing termination, transition and continuation.

**Sec. 08.03.010. Termination, continuation and reestablishment of regulatory boards.** (a) Boards listed in this subsection have a termination date of June 30, 1979:

- (1) Board of Chiropractic Examiners (AS 08.20.010);
  - (2) Board of Dental Examiners (AS 08.36.010);
  - (3) State Medical Board (AS 08.64.010);
  - (4) Repealed by § 3 ch 74 SLA 1979;
  - (5) Board of Dispensing Opticians (AS 08.71.010);
  - (6) Board of Examiners in Optometry (AS 08.72.010);
  - (7) Board of Pharmacy (AS 08.80.010);
  - (8) Board of Veterinary Examiners (AS 08.98.010);
  - (9) Board of Psychologist and Psychological Associate Examiners (AS 08.86.010);
  - (10) Board of Nursing Home Administrators (AS 08.70.010);
  - (11) Physical Therapy Board (AS 08.84.010).
- (c) The following board has the termination date provided by this subsection: Board of Nursing (AS 08.68.010) — June 30, 1983.
- (d) Repealed by § 3 ch 74 SLA 1979.
  - (e) Repealed by § 3 ch 74 SLA 1979.
- (am 59 1, 3 ch 74 SLA 1979)

**Cross reference.** — For present provisions covering the subject matter of subsection (c) as it read prior to the 1979 amendment and of former subsections (d) and (e), see AS 08.03.020.

**Effect of amendment.** — The 1979 amendment, effective June 1, 1979, repealed paragraph (4) of subsection (a), which read: "Board of Nursing (AS 08.68.010)," rewrote subsection (c), and

repealed subsections (d) and (e), which read: "The termination, dissolution, continuation or reestablishment of a regulatory board shall be governed by the legislative oversight procedures of AS 44.66.050" and "A board scheduled for termination under this chapter may be continued or reestablished by the legislature for a period not to exceed four years," respectively.

**Sec. 08.03.020. Procedures governing termination, transition and continuation.** (a) Upon termination, each board listed in AS 08.03.010 shall continue in existence until June 30 of the next succeeding year for the purpose of concluding its affairs. During this period, termination does not reduce or otherwise limit the powers or authority of each board. One year after the date of termination, a board not continued shall cease all activities.

(b) The termination, dissolution, continuation or reestablishment of a regulatory board shall be governed by the legislative oversight procedures of AS 44.66.050.

(c) A board scheduled for termination under this chapter may be continued or reestablished by the legislature for a period not to exceed four years. (§ 2 ch 74 SLA 1979)

**Revisor's note (1979).** — AS 08.03.020 as added by sec. 2, ch. 74, SLA 1979 derives from former AS 08.03.010(c), (d) and (e) which were repealed by ch. 74, SLA 1979.

**Effective date.** — Section 4, ch. 74, SLA 1979, makes this section effective June 1, 1979, in accordance with AS 01.10.070(c).

## Chapter 08. Alaska Integrated Bar Act.

### Article 2. The Board of Governors and Officers.

#### Sec. 08.08.080. Powers of board.

**Final power and authority to determine standards for admission to the practice of law in Alaska** resides in the supreme court, which has the inherent power to intercede at any time in admission matters. In re Luna, Sup. Ct. Op. No. 1503 (File No. 2789), 569 P.2d 789 (1977).

**Practice of law not defined.** — There is no rule defining the practice of law. Nor is there a statute defining the term except in the context of the requirements of active practice of law as a qualification for justice. In re Robson, Sup. Ct. Op. No. 1573 (File No. 3448), 575 P.2d 371 (1978).

**Activities constituted practice of law in violation of supreme court's suspension order.** — Where a person held himself out as a lawyer, performed legal services and gave legal advice in setting up a prepaid

legal service plan, completing and filing necessary forms, signed a letter of the type usually written by an attorney with "attorney at law" printed aside his name; permitted another person to refer to him in court as his attorney without making any clarifying comments and typed and edited a newsletter indicating his availability to serve as attorney for a union and its members, the cumulative effect of these activities leads to the inescapable conclusion that he was engaged in the practice of law in violation of the supreme court's order suspending him from practice. In re Robson, Sup. Ct. Op. No. 1573 (File No. 3448), 575 P.2d 771 (1978).

**Board exceeded its authority in requiring a cash deposit before allowing an unsuccessful applicant to the Alaska Bar to**

Effect of amendment. — The 1973 amendment deleted "or second" preceding "class city."

Legislative committee report. — For report on ch. 53, SLA 1973 (CSHP 382), see 1973 House Journal, pp. 793, 885.

**Article 4. Alaska Blue Book.**

<p><b>Section</b> 250. Alaska Blue Book 260. Furnishing information 270. Distribution</p>	<p><b>Section</b> 280. Regulations 290. Definitions</p>
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**Sec. 14.56.250. Alaska Blue Book.** The division of state libraries shall compile and issue biennially, beginning in 1973, an official directory of all state officers, state departments, agencies, institutions, boards and commissions and municipal officials, to be known as the Alaska Blue Book, and include in the book information regarding the functions of these officers and agencies that are considered most valuable to the people of the state, together with other data and information that is usually included in similar publications of other states. The book shall also include official reports of state agencies in the form prescribed by the division and a synopsis of all studies undertaken by each of the agencies listed. (§ 1 ch 135 SLA 1972)

**Sec. 14.56.260. Furnishing information.** In order to carry out the purposes of §§ 250 — 290 of this chapter, a state or municipal official shall furnish information for inclusion in the Alaska Blue Book concerning his agency, including a concise report of activities, when requested to do so by the division. (§ 1 ch 135 SLA 1972)

**Sec. 14.56.270. Distribution.** (a) The division may distribute a limited number of copies of the Alaska Blue Book free of charge to libraries, schools, members of the legislature and to state and municipal officials in the state.

(b) The division shall determine a reasonable price, and charge that price for each copy of the Alaska Blue Book distributed, except for those distributed free of charge. The money collected shall be deposited in the general fund. (§ 1 ch 135 SLA 1972)

**Sec. 14.56.280. Regulations.** The division shall adopt regulations necessary to carry out the purposes of §§ 250 — 290 of this chapter. (§ 1 ch 135 SLA 1972)

**Sec. 14.56.290. Definitions.** In §§ 250 — 290 of this chapter

- (1) "division" means the division of state libraries;
- (2) "municipal" includes cities and organized boroughs of every class;
- (3) "state agency" includes state departments, divisions, agencies, boards, associations, corporations, authorities, commissions, universities, institutions and offices. (§ 1 ch 135 SLA 1972)

Introduced: 2/29/80  
Referred: State Affairs and  
Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE LEGISLATIVE  
BUDGET AND AUDIT COMMITTEE

2 HOUSE BILL NO. 927

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act designating programs and activities for review  
7 and termination under AS 44.66; and providing for an  
8 effective date."

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

10 \* Section 1. LEGISLATIVE PURPOSE. The purpose of this Act is to identify  
11 and designate the agency programs and activities which will be subject to the  
12 legislative oversight process, as required under AS 44.66.030. Before the  
13 termination of an agency program identified in this Act, hearings must be  
14 held in the same manner and following the same procedures as are followed in  
15 the termination hearings for boards and commissions. This Act causes the  
16 legislative oversight procedures established for boards and commissions to be  
17 applied to the designated executive branch agency programs and activities.

18 \* Sec 2. The following laws relating to mechanical inspection functions  
19 of the Department of Labor are repealed:

20 (1) AS 18.60.220 - 18.60.395 (boiler and pressure vessel  
21 inspection);

22 (2) AS 18.60.600(a)(2), 18.60.600(b), and 18.60.610 - 18.60.  
23 650 (electrical wiring inspection);

24 (3) AS 18.60.715(b), 18.60.720(b), 18.60.725, 18.60.730 and  
25 18.60.740(4) (plumbing code inspection);

26 (4) AS 18.60.800(b)(2) and 18.60.820 (elevator safety inspec-  
27 tion).

28 \* Sec. 3. AS 18.80.010 - 18.80.160, 18.80.270 - 18.80.290, and AS 35.50.  
29 200(9)(N) (State Commission for Human Rights) are repealed.

1 \* Sec. 4. AS 23.35 (Fishermen's Fund) is repealed.

2 \* Sec. 5. AS 44.19.870 - 44.19.881 (division of policy development and  
3 planning, Office of the Governor) are repealed.

4 \* Sec. 6. AS 45.50.491 - 45.50.521 (consumer protection - Department of  
5 Law) are repealed.

6 \* Sec. 7. AS 45.50.531(b) is amended to read:

7 (b) A person entitled to bring an action under this section may,  
8 [AFTER INVESTIGATION BY AND APPROVAL OF THE ATTORNEY GENERAL,] if the  
9 unlawful act or practice has caused similar injury to numerous other  
10 persons similarly situated and if he adequately represents the similarly  
11 situated persons, bring an action on behalf of himself and other simi-  
12 larly injured and situated persons to recover actual damages. [A PERSON  
13 PLANNING TO BRING AN ACTION UNDER THIS SUBSECTION SHALL FIRST SUBMIT TO  
14 THE ATTORNEY GENERAL A COPY OF HIS PROPOSED COMPLAINT, AND HE MAY NOT  
15 FILE THE COMPLAINT IN COURT WITHOUT THE ATTORNEY GENERAL'S APPROVAL.]  
16 In an action brought under this subsection, the court may in its discre-  
17 tion order, in addition to damages, injunctive or other equitable re-  
18 lief.

19 \* Sec. 8. AS 47.10.150, 47.10.160, and 47.10.180 - 47.10.220 (programs of  
20 the Department of Health and Social Services relating to the confinement of  
21 juveniles) are repealed.

22 \* Sec. 9. A claim for an injury compensable under AS 23.35, repealed by  
23 this Act, may be paid by the commissioner of labor if the claim for compen-  
24 sation is made within one year of the effective date of this Act. A claim  
25 shall be paid in accordance with the provisions of AS 23.35 as the provisions  
26 read at the time of repeal. On July 1, 1981, the balance in the fishermen's  
27 fund (AS 23.35.060, repealed, and AS 37.05.155(a)(6)) lapses into the general  
28 fund.

29 \* Sec. 10. The inspection responsibilities of the Department of Natural

1 Resources under AS 03.05 are terminated.

2 \* Sec. 11. The inspection responsibilities of the Department of Health  
3 and Social Services under AS 18.35 are terminated.

4 \* Sec. 12. The water inspection responsibilities of the Department of  
5 Environmental Conservation under AS 46.03 are terminated.

6 \* Sec. 13. The responsibility of the Department of Labor under AS 18.60  
7 for programs related to the Occupational Safety and Health Act (OSHA) is  
8 terminated.

9 \* Sec. 14. The Board of Fisheries, established under AS 16.05.221, is  
10 terminated.

11 \* Sec. 15. The Board of Game, established under AS 16.05.221, is termi-  
12 nated.

13 \* Sec. 16. AS 14.58.010 - 14.58.090 (relating to the Alaska Public Broad-  
14 casting Commission) are repealed. The Alaska Public Broadcasting Commission,  
15 established under AS 14.58.010, is terminated. The activities and programs  
16 of the Department of Education funded by the Alaska Public Broadcasting  
17 Commission appropriation in the fiscal year 1980 general appropriation Act,  
18 as found on page 9, line 23, of ch. 80, SLA 1979, are terminated.

19 \* Sec. 17. AS 44.19.900 - 44.19.950 (relating to the Alaska State Council  
20 on the Arts) are repealed. The Alaska State Council on the Arts, established  
21 under AS 44.19.900, is terminated. The activities and programs of the Office  
22 of the Governor funded by the Alaska Arts Council appropriation in the fiscal  
23 year 1980 general appropriation Act, as found on page 8, lines 15-17 of  
24 ch. 80, SLA 1979, are terminated.

25 \* Sec. 18. AS 14.20.380 - 14.20.510 (relating to the Professional  
26 Teaching Practices Commission) are repealed. The Professional Teaching  
27 Practices Commission, established under AS 14.20.380, is terminated. The  
28 activities and programs of the Department of Education funded by the Pro-  
29 fessional Teaching Practices Commission appropriation in the fiscal year 1980

*performance  
audit*

*performance  
audit  
of debt*

1 general appropriation Act as found on page 8, line 29, of ch. 80, SLA 1979,  
2 are terminated.

3 \* Sec. 19. The activities and programs of the Department of Education  
4 funded by the administrative and program support appropriation in the fiscal  
5 year 1980 general appropriation Act as found on page 8, lines 36-38 and page  
6 9, line 4, of ch. 80, SLA 1979, are terminated.

7 \* Sec. 20. The activities and programs of the Department of Education  
8 funded by the executive administration appropriation in the fiscal year 1980  
9 general appropriation Act, as found on page 9, lines 30-33, of ch. 80, SLA  
10 1979, are terminated.

11 \* Sec. 21. The activities and programs of the Department of Education  
12 funded by the student financial aid appropriation in the fiscal year 1980  
13 general appropriation Act, as found on page 9, line 37 and page 10, lines  
14 4-6, of ch. 80, SLA 1979, are terminated.

15 \* Sec. 22. AS 14.40.901 - 14.40.919 (relating to the Alaska Commission on  
16 Postsecondary Education) are repealed. The Alaska Commission on Post-  
17 secondary Education, established under AS 14.40.903, is terminated. The  
18 activities and programs funded by the Postsecondary Education Commission  
19 appropriation in the fiscal year 1980 general appropriation Act, as found on  
20 page 10, lines 7-9, of ch. 80, SLA 1979, are terminated.

21 \* Sec. 23. The activities and programs of the Department of Commerce and  
22 Economic Development, division of economic enterprise, funded by the economic  
23 enterprise appropriation in the fiscal year 1980 general appropriation Act as  
24 found on page 36, lines 34-39, of ch. 80, SLA 1979, are terminated.

25 \* Sec. 24. Sections 1 - 13 and sec. 24 of this Act take effect July 1,  
26 1980.

27 \* Sec. 25. Sections 14 - 23 and sec. 25 of this Act take effect July 1,  
28 1981.

29

Original sponsor: All members of the Senate

1 IN THE SENATE

BY THE RULES COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 86

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to legislative oversight and desig-  
7 nating programs and activities for review and termina-  
8 tion under AS 44.66; and providing for an effective  
9 date."

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

11 \* Section 1. LEGISLATIVE PURPOSE. The purpose of secs. 1 - 16 of this  
12 Act is to identify and designate the agency programs and activities which  
13 will be subject to the legislative oversight process, as required under  
14 AS 44.66.030. Before the termination of any agency program identified in  
15 this Act, hearings must be held in the same manner and following the same  
16 procedures as are followed in the termination hearings for regulatory boards.  
17 This Act causes the legislative oversight procedures established for boards  
18 and commissions to be applied to the designated executive branch agency  
19 programs and activities.

20 \* Sec. 2. The following laws relating to mechanical inspection functions  
21 of the Department of Labor are repealed:

22 (1) AS 18.60.220 - 18.60.395 (boiler and pressure vessel  
23 inspection);

24 (2) AS 18.60.600(a)(2), 18.60.600(b), and 18.60.610 - 18.60.-  
25 650 (electrical wiring inspection);

26 (3) AS 18.60.715(b), 18.60.720(b), 18.60.725, 18.60.730 and  
27 18.60.740(4) (plumbing code inspection);

28 (4) AS 18.60.800(b)(2) and 18.60.820 (elevator safety inspec-  
29 tion).

1 \* Sec. 3. AS 18.80.010 - 18.80.160, 18.80.270 - 18.80.290, and AS 39.50.-  
2 200(9)(M) (State Commission on Human Rights) are repealed.

3 \* Sec. 4. AS 23.35 (Fisherman's Fund) is repealed.

4 \* Sec. 5. AS 44.19.870 44.19.881 (division of policy development and  
5 planning) are repealed.

6 \* Sec. 6. AS 45.50.491 - 45.50.521 (consumer protection - Department of  
7 Law) are repealed.

8 \* Sec. 7. AS 45.50.531(b) is amended to read:

9 (b) A person entitled to bring an action under this section may,  
10 [AFTER INVESTIGATION BY AND APPROVAL OF THE ATTORNEY GENERAL,] if the  
11 unlawful act or practice has caused similar injury to numerous other  
12 persons similarly situated and if he adequately represents the similarly  
13 situated persons, bring an action on behalf of himself and other simi-  
14 larly injured and situated persons to recover actual damages. [A PERSON  
15 PLANNING TO BRING AN ACTION UNDER THIS SUBSECTION SHALL FIRST SUBMIT TO  
16 THE ATTORNEY GENERAL A COPY OF HIS PROPOSED COMPLAINT, AND HE MAY NOT  
17 FILE THE COMPLAINT IN COURT WITHOUT THE ATTORNEY GENERAL'S APPROVAL.]

18 In an action brought under this subsection, the court may in its discre-  
19 tion order, in addition to damages, injunctive or other equitable relief.

20 \* Sec. 8. AS 47.10.150, 47.10.160, and 47.10.180 - 47.10.220 (programs of  
21 the Department of Health and Social Services relating to the confinement of  
22 juveniles) are repealed.

23 \* Sec. 9. A claim or an injury compensable under AS 23.35, repealed by  
24 this Act, may be paid by the commissioner of labor if claim for compensation  
25 is made within one year of the effective date of this Act. A claim shall be  
26 paid in accordance with the provisions of AS 23.35 as the provisions read at  
27 the time of repeal. On July 1 1981 the balance in the fisherman's fund  
28 (AS 23.35.060, repealed and AS 37.05.155(a)(6)) lapses into the general fund.

29 \* Sec. 10. The inspection responsibilities of the Department of Natural

1 Resources under AS 03.05 are terminated.

2 \* Sec. 11. The inspection responsibilities of the Department of health  
3 and Social Services under AS 18.35 are terminated.

4 \* Sec. 12. The water inspection responsibilities of the Department of  
5 Environmental Conservation under AS 46.03 are terminated.

6 \* Sec. 13. The responsibility of the Department of Labor under AS 18.60  
7 for programs related to the Occupational Safety and Health Act (OSHA) is  
8 terminated.

9 \* Sec. 14. The Board of Fisheries, established under AS 16.05.221, is  
10 terminated.

11 \* Sec. 15. The Board of Game, established under AS 16.05.221, is termi-  
12 nated.

13 \* Sec. 16. AS 14.58.010 - 14.58.090 (relating to the Alaska Public Broad-  
14 casting Commission) are repealed.

15 \* Sec. 17. AS 44.62 is amended by adding a new section to read:

16 Sec. 44.62.195. FISCAL NOTES ON REGULATIONS. If the adoption,  
17 amendment, or repeal of a regulation would result in the state requiring  
18 increased appropriations, the department or agency affected shall pre-  
19 pare an estimate of the appropriation increase for the fiscal year of  
20 adoption, amendment or repeal and for at least two succeeding fiscal  
21 years.

22 \* Sec. 18. AS 44.62.200(a) is amended by adding a new paragraph to read:

23 (5) a summary of the fiscal informat<sup>n</sup> required to be pre-  
24 pared under AS 44.62.195.

25 \* Sec. 19. AS 44.62.320(b) is amended to read-

26 (b) At the same time a regulation is filed by the lieutenant  
27 governor, the lieutenant governor shall submit the regulation to the  
28 chairman of the Administrative Regulation Review Committee for review  
29 under AS 24.20.400 - 24.20.460 together with the fiscal information

1     required to be prepared under AS 44.62.195.

2     \* Sec. 20. Sections 2 - 13 of this Act take effect July 1, 1980.

3     \* Sec. 21. Sections 14 - 16 of this Act take effect July 1, 1981.

COMMITTEE REPORT

March 12, 1980

Dear Mr. Speaker:

The Committee on State Affairs has had under consideration HB 927, "An Act designating programs and activities for review and termination under AS 44.66; and providing for an effective date." Following local and teleconferenced hearings on the bill it was the decision of the Committee to amend the bill by deleting sections 2 through 6 and sections 8 through 16. Sections 2 through 6 and sections 8 through 13 were deleted because the various agencies and organizations scheduled for appraisal and "sunset" review had indeed already undergone a performance audit this year by the Legislative Audit Division. Upon consideration of the performance audits and testimony received both locally and from around the state it was decided that these particular agencies and organizations were deserving of continuation and it would not be in the best interests of the state to initiate still another performance audit or to terminate them under the terms of Alaska "sunset" legislation.

In the case of sections 14 through 16 it was recommended that the Board of Fisheries, Board of Game and Alaska Public Broadcasting Commission be amended out of the bill -- thus eliminating them from "sunset" review -- but that the three entities nevertheless be designated for performance audit by the Legislative Budget and Audit Committee.

Section 17, dealing with the Alaska State Council on the Arts, was also removed from the bill in the State Affairs Committee substitute, the feeling of the committee being that at the present time the council is undergoing a change of management and that the review would not show a "typical" operation by the council. It is suggested that with the designation of a new executive director in the very near future, the council should probably undergo a performance audit and "sunset" review next year.

Because sections 18 through 23 of the bill included specific requests for "sunset" review by members of the Budget and Audit Committee -- as authorized by the "sunset" statutes -- the State Affairs Committee made no deletions among these sections.

  
CHAIRMAN

IBEW JNU

IBEW KET

3/10/80

ATTN: TOM CASHEN

PLEASE FORWARD THE FOLLOWING MESSAGE TO MR DARRELL MILLER.

THANK YOU

FRAN

DARRELL MILLER, DIRECTOR  
OCCUPATIONAL SAFETY & HEALTH  
DEPARTMENT OF LABOR  
SEALASKA PLAZA, 3 RD FLOOR  
TEL. 465-4855

3/10/80

ATTN: REPRESENTATIVE JIM DUNCAN, CHAIRMAN  
LEGISLATIVE BUDGET & AUDIT COMMITTEE

REPRESENTATIVE MIKE MILLER  
ALASKA LEGISLATIVE COUNCIL

RE: SUNSET REVIEW, HOUSE BILL 927

WE STRONGLY URGE YOUR SUPPORT OF STATE ADMINISTRATION AND COMPLIANCE FOR CONTINUANCE OF ENFORCEMENT OF ALASKA OCCUPATIONAL HEALTH AND SAFETY. LOCAL COMPLIANCE OFFICER, JOE STOVER, IS A DEFINITE ASSET TO THIS AREA AND WITHOUT THE CONTINUANCE OF THE STATE OSHA OUR INSPECTION IN COMPLIANCE UNDER FEDERAL OSHA WOULD BE NEXT TO IMPOSSIBLE.

PEOPLE OF THIS AREA NEED THE PROTECTION IN TERMS OF OCCUPATIONAL AND HEALTH SAFETY, AND TO REVERT BACK TO FEDERAL ADMINISTRATION OF OSHA, WOULD BE A GIANT STEP BACKWARD. PLEASE DO NOT EVEN CONSIDER TAKING AWAY SOMETHING THAT THE PEOPLE OF THIS COMMUNITY WORKED HARD FOR AND DESERVE TO KEEP.

SINCERELY

FRAN BOYD  
PRESIDENT  
KETCHIKAN BUILDING TRADES

IBEW JNU

IBEW KET  
V

LA61 1965 12.31 JAD1 0062 12.31 03/11/00

TO: ALL MEMBERS OF THE HOUSE STATE AFFAIRS COMMITTEE

DEAR SIR:

WE FEEL THAT THE DOSH REGULATIONS ARE ADEQUATE FOR OUR NEEDS AND THAT WE CANNOT SEE ANY NEED FOR FEDERAL REGULATIONS DOING THE SAME JOB.

HAVING LOCAL OFFICES AND PEOPLE GIVES BETTER COMMUNICATIONS AND ENABLES US TO WORK WITH LOCAL REPRESENTATIVES IN A MORE TIMELY AND LESS COSTLY MANNER.

SINCERELY,

JOHN TYHUIS, BEI  
BOX 2392  
KODIAK, AK. 99615

FDX/110/NW

3

1401 2851 14.49 1401 0094 14.49 03/11/80

TO: SENATOR BOB MULLOY  
TO: REPRESENTATIVE FRED ZHAROFF  
TO: ALL MEMBERS OF THE HOUSE STATE AFFAIRS COMMITTEE *Chairman Miller*

IN REGARDS TO HOUSE BILL 527 ART. 13 DROPPING OF STATE OCCUPATIONAL  
SAFETY PROGRAM. I DO NOT SUPPORT THIS AND BELIEVE THE EXISTING PROGRA

WILL SERVED THE PEOPLE OF THIS STATE, WORKERS AND CONTRACTORS.

LOUIS SCHNEIDER  
A.L.C. CONST. INT. SUPERINTENDANT ALASKA DIV.  
L.S. SCHNEIDER & SONS, INC. PRES.  
MILL COAST LUMBER, INC. PRESIDENT  
STEEL MECHANICAL, INC. VICE PRES.

14601 2808 14.43 3601 5092 14.44 03/11/70

TO: SENATOR BOB MULLANS  
TO: REPRESENTATIVE FRED ZHAROFF

TO: ALL MEMBERS OF THE HOUSE STATE AFFAIRS COMMITTEE *Chairman Miller*

I STRONGLY SUPPORT THE OCCUPATIONAL SAFETY PROGRAM AND URGE YOU TO SUPPORT KEEPING THE PROGRAM IN FORCE.

IDEAL PAINTING AND DECOR., INC.  
P.O. BOX 127  
MOBILE, AL. 36615  
JOHN H. WELCH

Moore Business Forms, Inc.

LAG1 2742 14.37 JAG1 0089 14.37 03/11/00

3

TO: SENATOR BOB HULSBY  
TO: REPRESENTATIVE FRED ZHAROFF  
TO: ALL MEMBERS OF THE HOUSE STATE AFFAIRS COMMITTEE

*Cheromen Miller*

I STRONGLY SUPPORT THE OCCUPATIONAL SAFETY PROGRAM AND URGE YOU TO SUPPORT KEEPING THE PROGRAM IN FORCE.

LLOYD G. FREED  
WORKER AND CONCERNED CITIZEN

Introduced: 2/29/80  
Referred: State Affairs and  
Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE LEGISLATIVE  
BUDGET AND AUDIT COMMITTEE

2 HOUSE BILL NO. 927

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act designating programs and activities for review  
7 and termination under AS 44.66; and providing for an  
8 effective date."

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

10 \* Section 1. LEGISLATIVE PURPOSE. The purpose of this Act is to identify  
11 and designate the agency programs and activities which will be subject to the  
12 legislative oversight process, as required under AS 44.66.030. Before the  
13 termination of an agency program identified in this Act, hearings must be  
14 held in the same manner and following the same procedures as are followed in  
15 the termination hearings for boards and commissions. This Act causes the  
16 legislative oversight procedures established for boards and commissions to be  
17 applied to the designated executive branch agency programs and activities.

18 \* Sec. 2. The following laws relating to mechanical inspection functions  
19 of the Department of Labor are repealed:

20 (1) AS 18.60.220 - 18.60.395 (boiler and pressure vessel  
21 inspection);

22 (2) AS 18.60.600(a)(2), 18.60.600(b), and 18.60.610 - 18.60.-  
23 650 (electrical wiring inspection);

24 (3) AS 18.60.715(b), 18.60.720(b), 18.60.725, 18.60.730 and  
25 18.60.740(4) (plumbing code inspection);

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27 tion).

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2 \* Sec. 5. AS 44.19.870 - 44.19.881 (division of policy development and  
3 planning, Office of the Governor) are repealed.

4 \* Sec. 6. AS 45.50.491 - 45.50.521 (consumer protection - Department of  
5 Law) are repealed.

6 \* Sec. 7. AS 45.50.531(b) is amended to read:

7 (b) A person entitled to bring an action under this section may,  
8 [AFTER INVESTIGATION BY AND APPROVAL OF THE ATTORNEY GENERAL,] if the  
9 unlawful act or practice has caused similar injury to numerous other  
10 persons similarly situated and if he adequately represents the similarly  
11 situated persons, bring an action on behalf of himself and other simi-  
12 larly injured and situated persons to recover actual damages. [A PERSON  
13 PLANNING TO BRING AN ACTION UNDER THIS SUBSECTION SHALL FIRST SUBMIT TO  
14 THE ATTORNEY GENERAL A COPY OF HIS PROPOSED COMPLAINT, AND HE MAY NOT  
15 FILE THE COMPLAINT IN COURT WITHOUT THE ATTORNEY GENERAL'S APPROVAL.]  
16 In an action brought under this subsection, the court may in its discre-  
17 tion order, in addition to damages, injunctive or other equitable re-  
18 lief.

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20 the Department of Health and Social Services relating to the confinement of  
21 juveniles) are repealed.

22 \* Sec. 9. A claim for an injury compensable under AS 23.35, repealed by  
23 this Act, may be paid by the commissioner of labor if the claim for compen-  
24 sation is made within one year of the effective date of this Act. A claim  
25 shall be paid in accordance with the provisions of AS 23.35 as the provisions  
26 read at the time of repeal. On July 1, 1981, the balance in the fishermen's  
27 fund (AS 23.35.060, repealed, and AS 37.05.155(a)(6)) lapses into the general  
28 fund.

29 \* Sec. 10. The inspection responsibilities of the Department of Natural

1 Resources under AS 03.05 are terminated.

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3 and Social Services under AS 18.35 are terminated.

4 \* Sec. 12. The water inspection responsibilities of the Department of  
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10 terminated.

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14 casting Commission) are repealed. The Alaska Public Broadcasting Commission,  
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17 Commission appropriation in the fiscal year 1980 general appropriation Act,  
18 as found on page 9, line 23, of ch. 80, SLA 1979, are terminated.

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20 on the Arts) are repealed. The Alaska State Council on the Arts, established  
21 under AS 44.19.900, is terminated. The activities and programs of the Office  
22 of the Governor funded by the Alaska Arts Council appropriation in the fiscal  
23 year 1980 general appropriation Act, as found on page 8, lines 15-17 of  
24 ch. 80, SLA 1979, are terminated.

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26 Teaching Practices Commission) are repealed. The Professional Teaching  
27 Practices Commission, established under AS 14.20.380, is terminated. The  
28 activities and programs of the Department of Education funded by the Pro-  
29 fessional Teaching Practices Commission appropriation in the fiscal year 1980

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5 year 1980 general appropriation Act as found on page 8, lines 36-38 and page  
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9 general appropriation Act, as found on page 9, lines 30-33, of ch. 80, SLA  
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12 funded by the student financial aid appropriation in the fiscal year 1980  
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15 \* Sec. 22. AS 14.40.901 - 14.40.919 (relating to the Alaska Commission on  
16 Postsecondary Education) are repealed. The Alaska Commission on Post-  
17 secondary Education, established under AS 14.40.903, is terminated. The  
18 activities and programs funded by the Postsecondary Education Commission  
19 appropriation in the fiscal year 1980 general appropriation Act, as found on  
20 page 10, lines 7-9, of ch. 80, SLA 1979, are terminated.

21 \* Sec. 23. The activities and programs of the Department of Commerce and  
22 Economic Development, division of economic enterprise funded by the economic  
23 enterprise appropriation in the fiscal year 1980 general appropriation Act as  
24 found on page 36, lines 34-39, of ch. 80, SLA 1979, are terminated.

25 \* Sec. 24. Sections 1 - 13 and sec. 24 of this Act take effect July 1,  
26 1980.

27 \* Sec. 25. Sections 14 - 23 and sec. 25 of this Act take effect July 1,  
28 1981.

Print out of line items from SLA 1979 for HB 927:

- \*Sec. 16 page 9, line 23, of ch. 80, SLA 1979  
Department of Education:  
PUBLIC BROADCASTING COMMISSION (7 POSITIONS)  
\$3,844,400
- \*Sec. 18 page 8, line 29, of ch. 80, SLA 1979  
Department of Education  
SOS ASHA PAYMENTS  
\$286,000
- \*Sec. 19 page 8, lines 36-38 and  
page 9, line 4, of ch. 80, SLA 1979  
Department of Education  
ADMINISTRATION & PROGRAM SUPPORT  
ADMINISTRATIVE SERVICES (19 POSITIONS)  
FINANCIAL ACCOUNTING & AUDIT (13 POSITIONS)  
GENERAL OVERHEAD  
\$1,881,100
- \*Sec. 20 page 9, lines 30-33, of ch. 80, SLA 1979  
Department of Education  
EXECUTIVE ADMINISTRATION  
COMMISSIONER (1 POSITION)  
PLANNING INFORMATION & RESEARCH (13 POSITIONS)  
BOARD & COMMISSIONS (2 POSITIONS)  
\$1,544,900
- \*Sec. 21 page 9, line 37 and  
page 10, lines 4-6, of ch. 80, SLA 1979  
Department of Education  
STUDENT FINANCIAL AID  
SCHOLARSHIP LOAN PROGRAM  
WICHE - STUDENT EXCHANGE PROGRAM  
STUDENT INCENTIVE GRANT PROGRAM  
\$9,269,300
- \*Sec. 22 page 10, lines 7-9, of ch. 80, SLA 1979  
Department of Education  
POST SECONDARY EDUCATION COMMISSION  
GENERAL ADMINISTRATION (10 POSITIONS)  
STUDENT FINANCIAL AID ADMINISTRATION (17 POSITIONS)  
\$1,150,700
- \*Sec. 23 page 36, lines 34-39, of ch. 80, SLA 1979  
Department of Revenue  
ECONOMIC ENTERPRISE  
GENERAL OPERATIONS (23 POSITIONS)  
\$1,674,500

STATE OF ALASKA

AUDIT DIVISION  
POUCH W—ALASKA OFFICE BUILDING

THE LEGISLATURE  
BUDGET AND AUDIT COMMITTEE / FINANCE DIVISION  
POUCH WF—STATE CAPITOL  
JUNEAU, ALASKA 99811

February 13, 1980

TO: The Legislative Budget and Audit Committee

FROM: Gerald L. Wilkerson, CPA *GW*  
Legislative Auditor  
Division of Legislative Audit

SUBJECT: Legislative Responsibilities for Identifying  
Agency Programs to be Subjected to Sunset Review

According to AS 44.66.030, the Legislative Budget and Audit Committee is to designate, not later than March 1, 1980, the programs and activities within the Education and University or Alaska Budget Categories, which shall be subject to termination in the next fiscal year. In addition, it is our interpretation that the Committee may select any program from within the Executive Branch.

The programs and sub-programs of the two agencies mentioned above are listed in Attachment A.

Suggested criteria that may be used in selecting programs are listed in Attachment B.

During the First Session of the Eleventh Legislature, the Committee selected the Board of Fisheries, the Board of Game and the Alaska Public Broadcasting Commission for termination in Fiscal Year 1981. However, the legislation passed (HCSSB 86) was subsequently vetoed by the Governor. The Committee may wish to re-elect these three agencies.

Based upon the Division's workload, it is recommended the Committee not select more than eight programs or activities for sunset review.

ATTACHMENT A

EDUCATION BUDGET CATEGORY

OFFICE OF THE GOVERNOR

Alaska Historical Commission  
Alaska Arts Council

DEPARTMENT OF ADMINISTRATION

Teacher Retirement - Regular TRS State

DEPARTMENT OF EDUCATION

Financial Support Programs

Pupil Transportation  
Debt Retirement - Local  
Student Lunch Program  
Fine Arts Camps  
Tobacco Tax Distribution  
Local Formula - REAA  
SOS - ASHA Payments  
Regional Resource Centers  
Federal Programs  
Tuition Students  
Board Home Grants  
State Contract Programs  
Rural Student Vocational Program

Administration and Program Support

Administrative Services  
Financial Accounting and Audit  
General Overhead

Foundation Program Components

Student Administrative Support  
Special Education Adjustments  
Vocational Education Adjustments  
Correspondence Study - DOE  
Correspondence Study - Local  
Community Schools Adjustments  
Bilingual Program Adjustment

DEPARTMENT OF EDUCATION (cont'd)

Museums

State Library

Regular Operations  
Anchorage Media Center  
Alaska Health Science Library  
Blue Book

Public Broadcasting Commission

Program Evaluation

K-12 Education Program  
Career and Vocational Education  
Special Education  
Supplemental Programs

Professional Teaching Practices Commission

Executive Administration

Commissioner  
Planning Information and Research  
Boards and Commissions

Project Educational Telecommunications

Cross-Cultural Education - Adult and Postsecondary  
Education

Student Financial Aid

Scholarship Loan Program  
WICHE-Student Exchange Program  
Student Incentive Grant Program

Postsecondary Education Commission

General Administration  
Student Financial Aid Administration

Adult Education and Vocational Training

Adult Basic Education  
Fire Service Training  
Adult Vocational Education  
CETA Vocational Education Grants  
Grants Administration

DEPARTMENT OF EDUCATION (cont'd)

Skill Center

Vocational Rehabilitation

Counseling and Placement  
Services to Clients  
Administration  
Specialized Facilities  
State Supported Facilities  
Disability Determination  
Employment of the Handicapped  
Independent Living Rehabilitation

UNIVERSITY OF ALASKA

Board of Regents

Regent Staff and Support  
Faculty Sabbatical Leave Program  
Recruitment - Relocation  
Inter-collegiate Athletics

Statewide Administration

Statewide Staff and Support  
Data Processing Services  
Risk Management  
Staff Benefits

University Center - Fairbanks Academic

Institution  
Research and Professional Centers  
Public Service - KUAC  
Academic Support

University Center - Fairbanks Other

Student Services  
Administration and Plant

University Center - Anchorage Academic

Instruction  
Research and Professional Centers  
Academic Support

University Center - Anchorage Other

Student Services  
Administration and Plant

UNIVERSITY OF ALASKA (cont'd)

University Center - Juneau Academic

Southeast Senior College Instruction  
Juneau-Douglas Community College Instruction  
Public Service  
Academic Support

University Center - Juneau Other

Student Services  
Administration and Plant

Community College - Statewide Administration

Anchorage Community College - Academic

Instruction  
Public Service  
Academic Support  
Chugiak/Eagle River College Extension

Anchorage Community College - Other

Student Services  
Administration and Plant

Kenai Peninsula Community College - Academic

Instruction  
Academic Support

Kenai Peninsula Community College - Other

Student Services  
Administration and Plant

Ketchikan Community College - Academic

Instruction  
Academic Support

Ketchikan Community College - Other

Student Services  
Administration and Plant

UNIVERSITY OF ALASKA (cont'd)

Kodiak Community College - Academic

Instruction  
Academic Support

Kodiak Community College - Other

Student Services  
Administration and Plant

Kotzebue Community College - Academic

Instruction  
Academic Support

Kotzebue Community College - Other

Administration and Plant

Kuskokwim Community College - Academic

Instruction  
Academic Support  
Yupik Language Center

Kuskokwim Community College - Other

Student Services  
Administration and Plant

Mat-Su Community College - Academic

Instruction  
Academic Support

Mat-Su Community College - Other

Student Services  
Administration and Plant

Northwest Community College - Academic

Instruction  
Academic Support

UNIVERSITY OF ALASKA (cont'd)

Northwest Community College - Other

Administration and Plant

Prince William Sound Community College - Academic

Instruction  
Academic Support

Prince William Sound Community College - Other

Administration and Plant

Sitka Community College - Academic

Instruction  
Academic Support  
Sheldon Jackson Consortium

Sitka Community College - Other

Student Services  
Administration and Plant

Tanana Valley Community College - Academic

Instruction  
Academic Support

Tanana Valley Community College - Other

Student Services

Rural Education

Instruction  
Research and Professional Centers  
Academic Support  
Cooperative Extension Service

Student Loans, Scholarships

University Center  
Community Colleges

Auxiliary Services

University Center  
Community Colleges

UNIVERSITY OF ALASKA (cont'd)

Organized Research

Institute of Water Resources  
Agricultural Experiment Station  
Institute of Social and Economic Research  
Center for Cross-Cultural Studies  
Arctic Environmental Information Data Center  
Mineral Industry Research Laboratory  
WAMI Medical Program  
Geophysical Institute  
Institute of Marine Science  
Institute of Arctic Biology  
Biome Center  
Cooperative Wildlife Research  
Sea Grant Program  
Naval Arctic Research Laboratory  
Development Programs and Projects

University Debt Service - Other

Revenue Bonds  
Other than Revenue Bonds

ATTACHMENT B

RECOMMENDED CRITERIA FOR SELECTING PROGRAMS  
SUBJECT TO SUNSET REVIEW

1. Duplication of program's objectives.
2. Duplication of efforts.
3. Degree of public exposure.
4. Dollars spent.
5. Dollar impact on consumer and/or private industry.
6. Availability/success of complaint function.
7. Results of assessment of alternative methods to achieve program's objectives.
8. Question of who should provide the service - State government, local government, or private sector.
9. Age of program.
10. Number of positions in program.
11. Existence of recent legislative review.
12. Indication of program deficiencies from constituent complaints and internal/external audits.
13. Source of funding.
14. Recent change in legislation affecting the responsibilities of the program.



Official Business

# Alaska State Legislature

## House of Representatives

### Committee on State Affairs

March 11, 1980

Pouch V  
State Capitol  
Juneau, Alaska 99811

On Wednesday, March 19, 1980 from 1:30 to 5:00 p.m. PST the HOUSE STATE AFFAIRS COMMITTEE will hold hearings on HB 927, "An Act designating programs and activities for review and termination under AS 44.66." The hearing will be held in Room 102 of the Capitol and teleconferenced to all sites. For more information contact your local legislative information office.

THE FOLLOWING PAGES WERE TREATED AS  
A UNIT IN THE ORIGINAL FILE.

To the attention of:  
Rep. Mike Miller, Chairman  
House State Affairs Committee

Attached please find copies of  
correspondence relative to  
H.B. 927, for your consideration

Dennis Gallagher  
by Corinne Jones



Member  
National Safety Council



Member American Society  
of Safety Engineers

*Gallagher-Jones & Associates, Inc.*

1025 H Street, Anchorage, Alaska 99501  
Phone (907) 274-6708

February 1, 1980

Representative Russ Meekins, Jr.  
House of Representatives  
Pouch V  
Juneau, Alaska 99811

Dear Representative Meekins,

Please be advised that we are concerned about the possibility that the Division of Occupational Safety and Health of the State of Alaska Department of Labor be phased out.

We understand that an audit was conducted and that recommendations were made to eliminate DOSH and turn the handling of division matters back to the federal government.

We are opposed to such handling of a fine organization whose prime concern is the welfare of all business in Alaska.

Very truly yours,

  
D. C. Gallagher, Safety Consultant

DCC:cnj  
cc: Commissioner of Labor Edmund W. Orbeck

Dennis C. Gallagher, Professional Safety Engineer Consultant  
GENERAL AND INDUSTRIAL SAFETY  
Associate Member Alaska Chapter Associated General Contractors of America, Inc.  
Certified State of Alaska First Aid Instructor  
Notary Public



Member  
National Safety Council



Member American Society  
of Safety Engineers

## Gallagher-Jones & Associates, Inc.

1025 H Street, Anchorage, Alaska 99501  
Phone (907) 274-6708

February 1, 1980

Senator Bill Sumner  
State Senate  
Pouch V  
Juneau, Alaska 99811

Dear Senator Sumner,


When we met, last fall during the AGC convention at the Captain Cook, we talked briefly about the proposed elimination of the Division of Occupational Safety and Health, State of Alaska Department of Labor. Now, with the legislature in session again, and the matter having become critical, we are concerned.

Please consider the importance of keeping the State of Alaska in control of the program, rather than committing the federal government to repair and maintain it.

Elimination of many jobs, handled by capable people, is a recognized consequence of our government, particularly with such an increase in funds.

Thank you for your consideration.

Very truly yours,

  
D. C. Gallagher, Safety Consultant

ECG:cmj

cc: Commissioner of Labor, Edmund J. Orbeck

Dennis C. Gallagher, Professional Safety Engineer Consultant  
GENERAL AND INDUSTRIAL SAFETY  
Associate Member Alaska Chapter Associated General Contractors of America, Inc.  
Certified State of Alaska First Aid Instructor  
Notary Public



BILL SUMNER  
Alaska State Senator

DISTRICT 7 E

February 11, 1980

DURING SESSION  
FOUCH V  
JUNEAU ALASKA 99901  
(907) 485 3701

OUT OF SESSION  
1016 WEST 8TH AVENUE  
SUITE 212  
ANCHORAGE ALASKA 99501  
(907) 273 4841

COMMITTEES  
RESOURCES  
CHAIRMAN  
FINANCE  
RULES  
COMMITTEE ON COMMITTEES  
JOINT INTERIM COMMITTEE  
ON GAS PIPELINE FINANCING

D.C. Gallagher  
Gallagher-Jones and Associates  
1025 H Street  
Anchorage, Alaska 99501

Dear Mr. Gallagher:

I appreciate your again getting in touch about possible changes in the OSHA program. Be assured I'll do everything I can to assure the state maintains its control over the program. Its record thus far has been impressive and merits the legislature's support.

Good to hear from you. Do continue to keep in touch -- I appreciate the input.

Sincerely,

A handwritten signature in cursive script that reads "Bill Sumner".

BILL SUMNER  
Senator

BS/cf



BILL SUMNER

Alaska State Senator

DISTRICT 7 E

February 11, 1980

DURING SESSION:  
POUCH V  
JUNEAU ALASKA 99801  
1907 278 3761

OUT OF SESSION  
1018 WEST 8TH AVENUE  
SUITE 218  
ANCHORAGE ALASKA 99501  
1907 272 4861

COMMITTEES  
RESOURCES  
CHAIRMAN  
FINANCE  
RULES  
COMMITTEE ON COMMITTEES  
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ON GAS PIPELINE FINANCING

D.C. Gallagher  
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1025 H Street  
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BILL SUMNER  
Senator

BS/cf



Member  
National Safety Council



Member American Society  
of Safety Engineers

*Gallagher-Jones & Associates, Inc.*

1025 H Street, Anchorage, Alaska 99501  
Phone (907) 274-6708

February 1, 1980

Senator Terry Stimson  
State Senate  
Touch 7  
Juneau, Alaska 99811

Dear Senator Stimson,

We wish to go on record as being opposed to the proposed removal of the Division of Occupational Safety and Health from the State Department of Labor, with transfer of their authority back to the Federal government.

It seems that statewide enforcement by out of state people will work a hardship on all of the business community of Alaska. Please consider this very grave matter and help to keep our capable Alaskans on their jobs.

Very truly yours,

  
D. C. Gallagher, Consultant  
GALLAGHER-JONES & ASSOCIATES, Inc.

DCG:cmj

cc: Commissioner of Labor, Edmund W. Orbeck

Dennis C. Gallagher, Professional Safety Engineer Consultant  
GENERAL AND INDUSTRIAL SAFETY  
Associate Member Alaska Chapter Associated General Contractors of America, Inc.  
Certified State of Alaska First Aid Instructor  
Notary Public

# Alaska State Legislature

SENATOR  
TERRY STIMSON  
POUCH V  
JUNEAU ALASKA 99811



WHILE IN ANCHORAGE  
1610 E STREET  
ANCHORAGE ALASKA 99501

## Senate

February 29, 1980

D. C. Gallagher  
Safety Consultant  
Gallagher-Jones and  
Associates Inc.  
1025 "H" Street  
Anchorage, Alaska 99501

Dear Mr. Gallagher,

Thank you for your letter dated February 1, 1980 in regards to the Division of Occupational Safety and Health.

I am aware of your concerns pertaining to this particular issue. I want to assure you that I also oppose the removal of the Division of Occupational Safety and Health.

For your additional information, the fourth Wednesday of each month during this session, there will be an Anchorage Democrat, District 7 teleconference. This will be held at the Anchorage Legislative Affairs Information Office at 1024 West 6th Avenue from 5:00 pm - 7:00 pm, so that constituents will be able to relay their concerns to their legislators.

Thank you for taking the time to voice your opinion on this issue. Should you have any further concerns please feel free to contact me. Your input is much appreciated.

Sincerely,

Terry Stimson  
State Senator  
District 2

TS:lfp

# Alaska State Legislature

SENATOR  
TERRY STIMSON  
POUCH V  
JUNEAU, ALASKA 99801



WHILE IN ANCHORAGE  
1610 E STREET  
ANCHORAGE, ALASKA 99501

## Senate

February 29, 1980

D. C. Gallagher  
Safety Consultant  
Gallagher-Jones and  
Associates Inc.  
1025 "H" Street  
Anchorage, Alaska 99501

Dear Mr. Gallagher,

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Thank you for taking the time to voice your opinion on this issue. Should you have any further concerns please feel free to contact me. Your input is much appreciated.

Sincerely,

Terry Stimson  
State Senator  
District E

TS:lfp



Member  
National Safety Council



Member American Society  
of Safety Engineers

*Gallagher-Jones & Associates, Inc.*

1025 H Street, Anchorage, Alaska 99501  
Phone (907) 274-6708

February 1, 1980

Representative Bill Parker  
House of Representatives  
Pouch V  
Juneau, Alaska 99811

Dear Representative Parker,

There is activity going on which may mean the dissolution of the Division of Occupational Safety and Health, Department of Labor. Should that happen, many state employees would be job hunting in a labor market that is grim at best.

State handling of safety in industrial and occupational fields has been excellent. We feel that federal employees coming in could not do as well as our Alaskans.

Thank you for your consideration and help in this matter.

Very truly yours,

D. C. Gallagher, Safety Consultant

CC: cr  
cc: Edmund W. Crisp

# Bill Parker

state representative

pouch V  
Juneau  
99811

200 denali  
Anchorage  
99501

February 8, 1980

D.C. Gallagher  
Gallagher-Jones and Associates  
1025 H St.  
Anchorage, Alaska 99501

Dear Mr. Gallagher;

I received your letter of February 1, and I checked into the situation surrounding the Division of Occupational Safety and Health.

Any threat to DOSH stems from a performance review conducted by the Division of Legislative Audit last year that was critical of the practices and procedures of DOSH. The report opined that the mandatory enforcement functions of the division were redundant in light of the capability and primary legal responsibility of the Federal OSHA program. The audit recommended that the DOSH mandatory enforcement functions be terminated for that reason, and estimated the potential savings to the State at \$800,000 if such action were taken. It is my understanding that this would virtually eliminate DOSH.

Additionally, SB 86, which passed the legislature last session, would make the division subject to Sunset review. However, that bill was vetoed by the governor (for technical deficiencies and not for intent), and there is no movement now to override the veto.

Darryl Miller, commissioner of DOSH, thinks that the audit does indeed pose a threat to his division, although there is no action now based on its findings. He said that DOSH is attempting to initiate public hearings on the matter to counteract what he believes to be an inaccurate audit.

I will be following this issue in the coming months. I agree that Alaska poses unique problems to business and industry, and Alaskans have the knowledge to deal with them in the best interests of the state. Please contact me if you have any other questions or concerns.

Best regards,

Bill Parker



Member  
National Safety Council



Member American Society  
of Safety Engineers

*Gallagher-Jones & Associates, Inc.*

1025 H Street, Anchorage, Alaska 99501  
Phone (907) 274-6708

February 1, 1980

Representative Mike Biernie  
House of Representatives  
Touch 7  
Juneau, Alaska 99811

Dear Representative Biernie,

Of grave concern and worry is the proposed changeover from state to federal control of our Division of Occupational Safety and Health, Department of Labor. We cannot agree that the competence of state employees is less than federal personnel sent here from outside.

We feel that the needs of business and industry within Alaska can best be served by Alaskans aware of the peculiar needs and problems of our state.

Please give some serious thought to the matter and help in any way possible.

Sincerely,

*D. C. Gallagher*  
GALLAGHER-JONES & ASSOCIATES, Inc.  
D. C. Gallagher, Safety Consultant

TCG:ml

cc: Commissioner of Labor, Anchorage, Alaska

Dennis C. Gallagher, Professional Safety Engineer Consultant  
GENERAL AND INDUSTRIAL SAFETY  
Associate Member Alaska Chapter Associated General Contractors of America, Inc.  
Certified State of Alaska First Aid Instructor  
Notary Public

ALASKA STATE LEGISLATURE - HOUSE OF REPRESENTATIVES

IN SESSION



POUCH V  
JUNEAU ALASKA 99811  
TELEPHONE (907) 465-4948

SUITE 1, 1020 "I" STREET  
ANCHORAGE, ALASKA 99501  
TELEPHONE (907) 277-6219

REP. M. F. "MIKE" BEIRNE  
DISTRICT 7, ANCHORAGE

MEMBER OF  
FIFTH STATE LEGISLATURE  
NINTH STATE LEGISLATURE  
TENTH STATE LEGISLATURE  
ELEVENTH STATE LEGISLATURE

COMMITTEES  
HEALTH  
EDUCATION AND  
SOCIAL SERVICES  
COMMITTEE FOR REVIEW  
OF REGULATIONS

February 18, 1980

D. C. Gallagher, Safety Consultant  
Gallagher-Jones & Associates, Inc.  
1025 "H" Street  
Anchorage, Alaska 99501

Dear Mr. Gallagher:

Thank you for your recent correspondence concerning your Division of Occupational Safety and Health, I appreciate receiving your views on this matter. I will study it very carefully and give it every possible consideration.

If you have further comments, please do not hesitate to contact me.

Very truly yours,

*M. F. Beirne*  
M. F. "Mike" Beirne  
State Representative  
District 7

MFB:lmk



Member  
National Safety Council



Member American Society  
of Safety Engineers

*Gallagher-Jones & Associates, Inc.*

125 H Street, Anchorage, Alaska 99501  
Phone (907) 274-6708

February 1, 1980

Representative Bill Miles  
House of Representatives  
Seuch V  
Juneau, Alaska 99811

Dear Representative Miles,

We are very much opposed to the elimination of the Division of Occupational Safety and Health, a very vital part of the state Department of Labor, staffed by many capable and dedicated people.

Following an audit, the consensus seems to be that the state should turn OOSH back to OSH, so that out of state personnel will come in as Alaska's lose their jobs. If this is the case as it seems to be, please be good enough to give the matter your consideration and help in keeping the program as it is.

Very truly yours,

*Dennis C. Gallagher*  
D. C. Gallagher, Safety Consultant

Enclosed

see Description of 1-10-80

Dennis C. Gallagher, Professional Safety Engineer Consultant  
GENERAL AND INDUSTRIAL SAFETY  
Associate Member Alaska Chapter Associated General Contractors of America, Inc.  
Certified State of Alaska First Aid Instructor  
Notary Public

Alaska House of Representatives



COMMITTEE ON NATURAL RESOURCES  
POUCH V • JUNEAU ALASKA 99801

February 13, 1980

Mr. D. C. Gallagher  
Gallagher-Jones and Associates, Inc.  
1025 H Street  
Anchorage, AK 99501

Dear Mr. Gallagher:

Thank you for your letter voicing your opposition to the elimination of the Division of Occupational Safety and Health.

I will look into the subject and see what are the pros and cons of the issue.

Please keep in touch with me; I appreciate hearing from you.

Sincerely,

  
Bill Miles

CO CHAIRMAN

REP ALVIN OSTERBACK (469 3719) • REP BILL MILES (465 1970)

VICE CHAIRMAN

REP FRED ZHAROFF

REP PAT CARNEY • REP CV CHAT CHATTERTON • REP SAM COITEN  
REP DICK ELIASON • REP JACK FULLER • REP RICH HALFORD

THE PRECEDING PAGES WERE TREATED AS  
A UNIT IN THE ORIGINAL FILE.



# Alaska State Legislature

## House of Representatives

### Committee on State Affairs

Official Business

Pouch V  
State Capitol  
Juneau, Alaska 99811

February 13, 1980

#### M E M O R A N D U M

TO: House State Affairs Committee Members

FROM: Kristine Harder

The staff continued with the teleconference on the Sunset reviews and the informal reviews of the Boards and Commissions yesterday afternoon despite the absence of the committee members. We heard testimony from two pawn brokers in Anchorage, LaVerne Cooper and Doris Steale, both of whom were irate with the Consumer Protection Agency for the same reasons expressed by the pawn brokers who testified on Monday. We also received comments from Maxine Brittell of Sitka who expressed dissatisfaction with the way the Consumer Protection Agency was handling her case. Our final testimony came from Phyllis Hendricks who testified from Soldotna that she felt stricter control was needed of the Collections Agencies.