

SB

349

# Committee Log Book - 1980

Senate C/RH

Tape Number IV

Side Number 10(2)

Dates 2-14-80 to —

Committee

Pres. Russell, Chairman Stangor, Lusk  
Senators Kelly & Stinson

Absent: Senators Reddy & Kelly

Bill Numbers Discussed

SB 436	SB (OS) 131	SB 318-254					
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Date & Time	Tape Meter Number	Bill	Significant Information (Witness, Action)
1:20 2-14-80	174	SB 436	Commissioner Mueller / Dept. Environmental Conservation
	219	" "	Jimmy Mitchell / AHL
	342		Dave Wabke
	6:25		Keith Kitter, Dept. of Transportation
	6:47		End
	6:76	SB 131	John Post Dept Labor - Snow Shovel
	8:35		Marie Haralbert <sup>Secretary</sup> <del>House</del> <sup>Bill</sup> 318
Side (2)	8:41		Nitch Snow-Anchorage Municipality
	8:50	SB 436	Jimmy Mitchell / AHL
	9:18		Senator Kitter - "encouraged" to discuss OS - then have work under the cap.
			Man. Agreement to introduce new
			Agreed. Bill (provision bill to 318)





Official Business

# Alaska State Legislature

## Senate Committee on Community & Regional Affairs

Pouch V  
State Capitol  
Juneau, Alaska 99811

January 23, 1980

### TELECONFERENCE NOTICE

February 6, 1980 / 8-10 a.m. (Juneau time)

Southeastern Alaska - Ketchikan and Sitka

February 7, 1980 / 1:30 p.m. (Juneau time)

first round robin grouping:

Soldotna, Anchorage, Fairbanks, Kodiak, Valdez

second round robin grouping:

Dillingham, Bethel, Kotzebue, and Nome

We are pleased to enclose the reports of the Local Government Interim Study by the Joint Senate and House Community and Regional Affairs Committee.

Legislation composed of seven bills was introduced jointly by the Senate and the House, Monday, January 21, 1980. Copies of the following bills may be obtained from your nearest Legislative Information Office. The complete package consists of Senate Bills 348, 349, 350, 351, 352, 353, 354; OR House Bills 580, 581, 582, 583, 584, 585, and 586.

For your additional information all the Senate bills in the package were assigned to the Senate Community and Regional Affairs Committee, with a referral to the Finance Committee. All the House bills in the package were assigned as follows: HB 580 - C/RA & Finance; HB 581 C/RA; HB 582 C/RA and Finance; HB 583 C/RA and Finance; HB 584 C/RA and Judiciary; HB 585 C/RA; and HB 586 C/RA. You might want to contact the referrals as well, after the bills leave the Community and Regional Affairs Committees. Senator John Sackett is Chairman of Senate Finance; Representative Russ Meekins is Chairman of House Finance, and Representative Charles Parr is Chairman of Judiciary.

In the event you are unable to give your comments during the set teleconference times, please feel free to contact the Senate and House R/CA Committees at Pouch V, Juneau, Alaska 99811.

**COMMITTEE REPORT**  
**SENATE**

FURTHER: FINANCE

1/21/80

Date: \_\_\_\_\_

Mr. President:

The Committee on COMMUNITY AND REGIONAL AFFAIRS has had SB 349

establishing a program of planning assistance for unorganized boroughs

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

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

\_\_\_\_\_  
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\_\_\_\_\_  
CHAIRMAN

#7570 - Chenoweth

ALASKA STATE LEGISLATURE

ELEVENTH Legislature SECOND Session

SENATE BILL NO. 349

By THE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE COUNCIL (for the Community and Regional Affairs Committee Interim Joint Local Government Study)

"An Act establishing a program of planning assistance for unorganized boroughs; and providing for an effective date."

Introduced in the Senate 1/21/80

HISTORY IN THE SENATE

19 80

1 21 Community & Regional Affairs and Finance

Read first time and referred to Committee on

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by President
Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19

Read first time and referred to Committee on

Reported back with recommendation that

Read second time and

Read third time and

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reconsideration

PASS Effective Date
Yeas Yeas
Nays Nays
Absent Absent
Excused Excused

Reported correctly engrossed
Signed by Speaker
Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Received from House

To enrolling

Reported correctly enrolled

Sent to Governor

..... by Governor

Filed with Lt. Governor

Chapter No. ....



Official Business

# Alaska State Legislature

## Senate

### Committee on Community & Regional Affairs

Pouch V  
State Capitol  
Juneau, Alaska 99811

#### CSSB 348

This bill provides for sub-state regional units, called "unorganized boroughs," to be established in the unorganized borough. The Commissioner of Community and Regional Affairs is directed, after public hearings, to determine appropriate boundaries, initially based on REAA boundary lines. Provisions are made for the adjustment of boundary lines.

Each "unorganized borough" will be eligible for regional planning program funds to assist in determinations of the economic, social, and environmental conditions of the area and the interrelationships between governmental levels, with an examination of the potential and need for borough organization. No one is required to either undertake the study or to form a borough. The planning program and future organization, if any, is up to the local area. Each year, for 3 years, \$25,000 plus \$25 per capita is available to each unorganized borough for regional planning. A new chapter is added to AS 29 which allows for incorporation, by petition to the Local Boundary Commission, of unorganized boroughs as home rule boroughs and the adoption by election of a home rule charter. Dual majority votes are required for passage of the home rule charter.

#### CSSB 349

This bill addresses certain responsibilities of executive departments important to the implementation of CSSB 348.

State agencies are required to collect data and information according to unorganized borough boundaries so that regional information will be available to local people and to the legislature. Certain exemptions are permitted. State agencies are also required to conduct program planning and management according to unorganized borough boundaries to facilitate coordinated service delivery. Combinations of unorganized boroughs for program planning and management purposes are permitted.

Direct service delivery costs will be made available according to unorganized borough boundaries.

The Division of Policy Development and Planning (DPDP), Office of the Governor, is required to develop a data information system to facilitate state agency data collection and retrieval. Further, DPDP is required to report to the legislature alternatives and recommendations for improving coordination in state service delivery.

WO 7570  
Chenoweth

Original sponsor: Rules/Legislative Council

1 IN THE SENATE

BY THE COMMUNITY AND  
REGIONAL AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 349

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the responsibilities of executive  
7 departments of state government for certain state  
8 programs; and providing for an effective date."

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

10 \* Section 1. AS 44.17 is amended by adding new sections to read:

11 ARTICLE 2. PLANNING AND MANAGEMENT OF STATE SERVICES.

12 Sec. 44.17.100. PROGRAM DATA AND INFORMATION. (a) A principal  
13 department of the executive branch of state government, including a  
14 board or commission assigned to a department for administrative pur-  
15 poses, shall use the home rule and general law boroughs, unified muni-  
16 cipalities, and regional educational attendance areas as the geographic  
17 units by which to collect and report data and information and process  
18 and analyze statistics about each of its programs.

19 (b) The information, data and statistics required to be collected  
20 and reported by this section include but are not limited to

21 (1) information which may be required by the division of  
22 policy development and planning in the Office of the Governor to  
23 describe the geographic distribution of the state's population, economic  
24 activities, and public services; and

25 (2) information about the program, including

- 26 (A) the estimated number of persons needing a service;
- 27 (B) the number of persons served by the program;
- 28 (C) the costs of the services provided by the program;

29 and

1 (D) the conditions addressed or corrected by a service  
2 provided by the program.

3 (c) A department, board or commission may request an exemption  
4 from this section. An exemption granted under this subsection expires  
5 on June 30, 1982. The request for exemption shall be submitted to the  
6 governor, who may grant the exemption if he finds that additional ex-  
7 pense, increased workload, or decreased efficiency in the operation of a  
8 program or development of a new program would be substantially greater  
9 than the public interest in compliance with this section. A department,  
10 board or commission requesting an exemption under this subsection shall  
11 submit to the governor a written statement

12 (1) naming the program for which an exemption is requested;

13 (2) describing the problems which would be encountered if the  
14 department, board or commission were required to conform to this sec-  
15 tion; and

16 (3) evaluating the effect of an exemption granted under this  
17 subsection on the collection and reporting requirements of (a) of this  
18 section for other programs administered by the department, board or  
19 commission.

20 \* Sec. 2. AS 44.17 is amended by adding new sections to read:

21 Sec. 44.17.110. PROGRAM PLANNING AND MANAGEMENT. (a) A principal  
22 department of the executive branch of state government, including a  
23 board or commission assigned to a department for administrative pur-  
24 poses, shall use the home rule and general law boroughs, unified muni-  
25 cipalities, and regional educational attendance areas of the state as  
26 the geographic units by which to develop and implement plans for provid-  
27 ing services and to coordinate program planning and administration with  
28 the plans and programs of other agencies, municipalities and the federal  
29 government.

1 (b) A department, board or commission may combine one or more home  
2 rule boroughs, general law boroughs, unified municipalities, and regional  
3 educational attendance areas to define the geographical area within  
4 which a program is provided.

5 Sec. 44.17.120. REPORTING OF SERVICE COSTS. (a) A principal  
6 department of the executive branch of the government, including a board  
7 or commission assigned to a department for administrative purposes,  
8 shall provide information giving the direct cost of providing services  
9 to each municipality and regional educational attendance area used by  
10 the department under AS 44.17.110(a) for the management and administra-  
11 tion of its programs. The information shall be available to

12 (1) the division of budget and management in the Office of  
13 the Governor, for its use in making recommendations for the program  
14 budget of a department, board or commission;

15 (2) the legislature, for its use in consideration of the  
16 state budget and other legislation relating to state services; and

17 (3) the public, upon request to the department, board or  
18 commission.

19 (b) In this section, "direct cost" means a cost which is related  
20 to providing a service, exclusive of general administrative and support  
21 costs.

22 Sec. 44.17.130. EXEMPTION. The provisions of AS 44.17.110 -  
23 44.17.120 do not apply to

24 (1) a program of an executive department, board or commission  
25 which provides only professional or technical support services for  
26 another state department, board or commission, as determined by the  
27 governor; and

28 (2) a program for which exemption is specifically requested  
29 by the department, board or commission, and granted by the governor

1 because

2 (A) the program concerns the conservation or development  
3 of a natural resource; and

4 (B) the application of AS 44.17.110 - 44.17.120 would  
5 cause a substantial impediment to the performance of duties by the  
6 department, board, or commission.

7 Sec. 44.17.140. DEFINITION. In AS 44.17.100 - 44.17.140, "regional  
8 educational attendance area" means a subdivision of the part of the  
9 state not within an organized borough as determined by the commissioner  
10 of community and regional affairs under AS 14.08.031.

11 \* Sec. 3. AS 44.17 is amended by adding new sections to read:

12 ARTICLE 2. PLANNING AND MANAGEMENT OF STATE SERVICES.

13 Sec. 44.17.100. PROGRAM DATA AND INFORMATION. (a) A principal  
14 department of the executive branch of state government, including a  
15 board or commission assigned to a department for administrative pur-  
16 poses, shall use the home rule and general law boroughs, unified muni-  
17 cipalities, and unorganized boroughs as the geographic units by which to  
18 collect and report data and information and process and analyze statis-  
19 tics about each of its programs.

20 (b) The information, data and statistics required to be collected  
21 and reported by this section include but are not limited to

22 (1) information which may be required by the division of  
23 policy development and planning in the Office of the Governor to describe  
24 the geographic distribution of the state's population, economic activi-  
25 ties, and public services; and

26 (2) information about the program, including

27 (A) the estimated number of persons needing a service;

28 (B) the number of persons served by the program;

29 (C) the costs of the services provided by the program;

1 and

2 (D) the conditions addressed or corrected by a service  
3 provided by the program.

4 (c) A department, board or commission may request an exemption  
5 from this section. An exemption granted under this subsection expires  
6 on June 30, 1982. The request for exemption shall be submitted to the  
7 governor, who may grant the exemption if he finds that additional ex-  
8 pense, increased workload, or decreased efficiency in the operation of a  
9 program or development of a new program would be substantially greater  
10 than the public interest in compliance with this section. A department,  
11 board or commission requesting an exemption under this subsection shall  
12 submit to the governor a written statement

13 (1) naming the program for which an exemption is requested;

14 (2) describing the problems which would be encountered if the  
15 department, board or commission were required to conform to this sec-  
16 tion; and

17 (3) evaluating the effect of an exemption granted under this  
18 subsection on the collection and reporting requirements of (a) of this  
19 section for other programs administered by the department, board or  
20 commission.

21 \* Sec. 4. AS 44.17 is amended by adding new sections to read:

22 Sec. 44.17.110. PROGRAM PLANNING AND MANAGEMENT. (a) A principal  
23 department of the executive branch of state government, including a  
24 board or commission assigned to a department for administrative pur-  
25 poses, shall use the home rule and general law boroughs, unified muni-  
26 cipalities, and unorganized boroughs of the state as the geographic  
27 units by which to develop and implement plans for providing services and  
28 to coordinate program planning and administration with the plans and  
29 programs of other agencies, municipalities and the federal government.

1 (b) A department, board or commission may combine one or more home  
2 rule boroughs, general law boroughs, unified municipalities, and un-  
3 organized boroughs to define the geographical area within which a pro-  
4 gram is provided.

5 Sec. 44.17.120. REPORTING OF SERVICE COSTS. (a) A principal  
6 department of the executive branch of the government, including a board  
7 or commission assigned to a department for administrative purposes,  
8 shall provide information giving the direct cost of providing services  
9 to each municipality and unorganized borough used by the department  
10 under AS 44.17.110(a) for the management and administration of its  
11 programs. The information shall be available to

12 (1) the Division of budget and management in the Office of  
13 the Governor, for its use in making recommendations for the program  
14 budget of a department, board or commission;

15 (2) the legislature, for its use in consideration of the  
16 state budget and other legislation relating to state services; and

17 (3) the public, upon request to the department, board or  
18 commission.

19 (b) In this section, "direct cost" means a cost which is related  
20 to providing a service, exclusive of general administrative and support  
21 costs.

22 Sec. 44.17.130. EXEMPTION. The provisions of AS 44.17.110 -  
23 44.17.120 do not apply to

24 (1) a program of an executive department, board or commission  
25 which provides only professional or technical support services for  
26 another state department, board or commission, as determined by the  
27 governor; and

28 (2) a program for which exemption is specifically requested  
29 by the department, board or commission, and granted by the governor

1 because

2 (A) the program concerns the conservation or development  
3 of a natural resource; and

4 (B) the application of AS 44.17.110 - 44.17.120 would  
5 cause a substantial impediment to the performance of duties by the  
6 department, board, or commission.

7 Sec. 44.17.140. DEFINITION. In AS 44.17.100 - 44.17.140, "un-  
8 organized borough" means a subdivision of the part of the state not  
9 within an organized borough as determined by the commissioner of com-  
10 munity and regional affairs under AS 29.03.011 - 29.03.021.

11 \* Sec. 5. RESPONSIBILITIES OF THE DIVISION OF POLICY DEVELOPMENT AND  
12 PLANNING. The division of policy development and planning in the Office of  
13 the Governor shall

14 (1) by December 31, 1980, evaluate the cost and suitability of  
15 data and information reference systems and recommend the use of a system by  
16 the principal departments of the executive branch of the state government,  
17 including boards and commissions assigned to those departments for adminis-  
18 trative purposes; the data and information system recommended by the division  
19 shall

20 (A) permit cross-referencing of data and information by the  
21 executive departments, boards and commissions; and

22 (B) classify data and information on the basis of the geo-  
23 graphic units used by a department, board or commission for program  
24 management and cost reporting under AS 44.17.110 - 44.17.120.

25 (2) report to the legislature by July 1, 1983, alternatives and  
26 recommendations for improving coordination of programs which provide direct  
27 services to people, which are not exempt under AS 44.17.130.

28 \* Sec. 6. Sections 3 and 4 of this Act take effect and secs. 1 and 2 of  
29 this Act are repealed only if a version of an Act entitled "An Act relating

1 to unorganized boroughs, establishing unorganized boroughs, amending the  
 2 responsibilities of executive departments for state programs and services for  
 3 residents of organized and unorganized boroughs, authorizing adoption of home  
 4 rule charters by unorganized boroughs, and directing submission of recommenda-  
 5 tions concerning adjustment of the boundaries of service areas of the unorgan-  
 6 ized borough; and providing for an effective date", becomes law.

- 7 \* Sec. 7. Sections 1 and 3 of this Act take effect July 1, 1981.
- 8 \* Sec. 8. Sections 2 and 4 of this Act take effect July 1, 1982.
- 9 \* Sec. 9. Sections 5 and 6 of this Act take effect immediately in accor-  
 10 dance with AS 01.10.070(c).

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I. REQUEST

Bill/Resolution No. H. B. 582 and S. B. 349

Title An Act Providing Planning Assistance for Unorganized Boroughs

Requested by House Community & Regional Affairs Committee Date 1-18-80

II. FISCAL DETAIL

Agency Affected \_\_\_\_\_

Program Category Affected \_\_\_\_\_

BRU, Program, or Subprogram(s) Affected \_\_\_\_\_

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>	<b>0</b>

FUNDING (Thousands of Dollars)

GENERAL FUND	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
FEDERAL FUNDS						
OTHER (Specify Fund Source)						
	0	0	0	0	0	0

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

There would be no fiscal impact from this bill until there is a appropriation as indicated in section (e)(2)(B) of this bill. However, the Department does anticipate the following additional cost at such time as appropriations are made.

Staff to monitor and oversee contracts.

1. Local Government Specialist IV	Range 19	Salary 31,824
	Fringes	8,910
Travel 10 trips @ 600		6,000
Equipment & Supplies (400 after FY 81)		1,000
<b>Total Position Cost</b>		<b>47,734</b>

2. Local Government Specialist III	Range 17	Salary 27,465
	Fringes	7,910

IV. DATE 1-18-80

PREPARED BY Terry Earle

AGENCY Department of Community & Regional Affairs

Original: Legislative Finance

PHONE 465-4730

cc: Budget and Management

Prime Sponsor (First Legislator Named)