

HB

931



Notify when bill will be heard.

Chris Noah  
Exec. Dir.  
3510

CSHB 931

Chris called again 4/11/80 to be notified of bill when heard.

4/9/80

Chris Noah is in hospital. Jay Hogan is contact person (465-3795)

and will testify when bills heard

unless Chris is out of the hospital by then

Jay Hogan will testify  
4/14/80

Following are the differences between the Alaska Council on Science and Technology statutes as they now read (44.19.181-189), Executive Order No. 46 and CSHB 931 am.

Present Statutes

Locate the council in the Office of the Governor. Provides for seven members who must be confirmed by the legislature. Members to serve overlapping three year terms, except for the first members who serve as follows:

2 members - 1 year  
2 members - 2 years  
3 members - 3 years

Executive Order No. 46

Locates the council in the Department of Environmental Conservation. Provides for seven members who do not need to be confirmed by the legislature. Members to serve terms the same as above.

CSHB 931 am

Locates the council in the Department of Administration for administrative purposes and services only. Adds one nonvoting representative (appointed by Speaker) and one nonvoting senator (appointed by President) to the council for a total of nine members. Members do not need to be confirmed by the legislature. All members to serve three year terms.



Official Business

# Alaska State Legislature

## Senate

### Committee on State Affairs

Pouch V  
State Capitol  
Juneau, Alaska 99811

CSHB 931 am - An Act transferring the Council on Science and Technology from the Dept. of Environmental Conservation to the Dept. of Administration; and providing for an effective date.

BY: House State Affairs Committee

Executive Order No. 46, which will go into effect on July 1, 1980, transfers the Alaska Council on Science and Technology from the Office of the Governor to the Department of Environmental Conservation.

CSHB 931 am, which has an effective date of July 2, 1980, transfers the Council on Science and Technology from the Department of Environmental Conservation to the Department of Administration for administrative purposes and services only.

The bill also changes the organizational makeup of the Council on Science and Technology by the addition of one nonvoting representative (appointed by the Speaker) and one nonvoting senator (appointed by the President) to the Council for a total of nine members, each to serve a three year term.

Earlier this year the members of the Council on Science and Technology voted unanimously to move to the Department of Administration as that department was felt to be "neutral ground." The Council felt that it might not be appropriate to be administratively housed in a department that would likely be a recipient of grants from the Council, (i.e., Dept. of Environmental Conservation), thus avoiding a conflict-of-interest situation.

The Office of the Governor has no position on this bill.

The Department of Administration is not opposed to this bill.

Attached, for your information, is a copy of Executive Order No. 46.

EXECUTIVE ORDER NO. 46

Under the authority of Article III, Section 23, of the Constitution of the State of Alaska, and in accordance with AS 24.30.130(b), I order the following:

\* Section 1. FINDINGS. As governor, I find that it would be in the best interest of efficient administration to transfer the Alaska Council on Science and Technology from the governor's office to the Department of Environmental Conservation.

\* Sec. 2. AS 44.19.181 -- 44.19.189 are repealed.

\* Sec. 3. AS 44.46 is amended by adding new sections to read:

ARTICLE 4. ALASKA COUNCIL ON SCIENCE AND TECHNOLOGY.

Sec. 44.46.070. COUNCIL ESTABLISHED. (a) There is established in the Department of Environmental Conservation the Alaska Council on Science and Technology. The council consists of seven members who are appointed by the governor upon the recommendations of the state's scientific, engineering, and related communities and organizations. Members have overlapping three-year terms, except that, of the first members, two have terms of one year, two have terms of two years, and three have terms of three years. Two members shall be selected from different executive departments of state government having significant research activities, two members shall be selected from the Alaska academic community, two members shall have significant activities or direct interests in research and shall be selected from the general public, and one member shall be selected from the staff of the legislature. The council shall elect one of its members as chairman. A chairman may be elected for successive terms as chairman and serves until his successor is designated. Four members constitute a quorum.

(b) Council members receive no compensation but are entitled to the travel and per diem provided by law for members of boards or

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commissions.

Sec. 44.46.080. PURPOSE, POWERS, AND DUTIES. (a) The purpose of the council is to review and recommend the scientific and technological research needs of state government, to issue research grants and contracts, to oversee the issued grants and contracts, to promote high standards of research for the priorities proposed by the council, and to address stated legislative or administrative requests for research.

(b) The council may

(1) apprise itself of local, state, federal, and private research programs, activities, and needs;

(2) convene committees, task forces, conferences, public hearings, and other meetings necessary to carry out the council's purposes;

(3) award research grants and contracts on a fair and competitive basis and administer those grants and contracts;

(4) enter into agreements creating one or more systems of information exchange with any appropriate research funding sources;

(5) at the request of any state agency, enter into and administer, but not perform, the research under research grants and contracts funded by that state agency;

(6) investigate the need for and when necessary establish advisory committees for reviewing its program;

(7) request and receive from any agency of the state government the assistance and data needed to carry out the requirements of this section;

(8) hire an executive director and staff that may be necessary to implement AS 44.46.070 -- 44.46.110.

(c) The council shall

(1) develop methods of surveying research needs of the

state, based on the present and future information needs of policy makers, state agencies, and the public at large;

(2) annually review the research needs and propose priorities for funding;

(3) annually submit to the governor and the legislature the findings of the council, including a listing, description, ranking, and justification of research needs, and a commentary on significant research activities of the preceding year funded by the state and including the relationship of that research to the state's needs and priorities;

(4) promote and enhance standards for research activities for which the council has administrative oversight;

(5) establish review procedures for research proposals;

(6) at the request of either the governor or the legislature advise in a timely fashion on inquiries concerning scientific investigation or comment;

(7) evaluate and forward to appropriate agencies and persons products of research activities funded by the council; the council shall prepare comments to accompany research reports summarizing the applications, importance, or further research needs demonstrated by the findings of council-supported research;

(8) coordinate its data and information needs with other research organizations in order to avoid unnecessary duplication;

(9) not conduct any research itself other than that necessary to further the purpose of the council as provided in (a) of this section;

(10) supply to any person or agency requesting assistance the available information on past or present research activities for which the council has information, except that the council shall not

release information which may endanger the acceptance of any research proposal which is at the time competing with other proposals for funding.

(d) The council may, as funds are appropriated, make grants of financial assistance of up to \$5,000 to persons engaged in the development or implementation of northern technology. An application for a grant under this subsection shall be submitted to the council which shall determine the manner in which applications are reviewed and approved. The council may make grants in coordination with other sources of funding. An applicant for funds for a demonstration project shall include with his application a statement that the completed project will be available for public inspection. Any patents or royalties accruing from projects funded through grants made by the council remain the property of the individual receiving the grant.

Sec. 44.46.090. RECORDS, REPORTS. (a) The council shall have its financial records audited by an independent certified public accountant. The internal auditor and legislative auditor shall jointly prescribe the form and content of the financial records of the council and shall be afforded access to these records at any time.

(b) Before January 15 of each year, the council shall submit to the governor and the legislature a comprehensive report describing operations and expenditures and the status of grants and contracts for the last preceding fiscal year.

(c) The provisions of AS 09.25.110 -- 09.25.120 apply to the council.

Sec. 44.46.100. DEFINITIONS. In AS 44.46.070 -- 44.46.110,

(1) "council" means the Alaska Council on Science and Technology established in AS 44.46.070;

(2) "northern technology" means the application in Alaska

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6 of methods of energy generation, waste disposal, recycling, food pro-  
duction, transportation, building design, and industrial enterprise  
which may be more efficient, and less costly and less energy intensive  
than those methods presently utilized and which are appropriate to the  
Alaska environment.

7  
8 Sec. 44.46.110. SHORT TITLE. AS 44.46.070 -- 44.46.110 may be  
cited as the Science and Technology Act.

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10 \* Sec. 4. AS 39.25.120 is amended by adding a new paragraph to read:  
11 (12) the executive director, but not other staff, of the  
12 Alaska Council on Science and Technology located in the Department of  
13 Environmental Conservation.

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15 \* Sec. 5. As provided in sec. 8, ch. 56 SLA 1979, subsec. (d) of AS  
16 44.46.080, as enacted in sec. 3 of this order, terminates June 30, 1984.

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18 \* Sec. 6. Contracts and proceedings entered into by the council are not  
19 affected by the relocation made by this order.

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21 \* Sec. 7. This order takes effect July 1, 1980.

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23 DATED: 1/14/80  
24 Juneau, Alaska

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*Row Mowatt*  
*C.G. not support on*  
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*of possible legislation*

CSHB 931 am An Act transferring the Council on Science and technology from the Department of Environmental Conservation to the Department of Administration; and providing for an effective date.

BY: House State Affairs Committee

Executive Order No. 46, which will go into effect on July 1, 1980, transfers the Alaska Council on Science and Technology from the governor's office to the Department of Environmental conservation.

*CSHB 931 am.*  
 This bill, which has an effective date of July 2, 1980 (~~one day after the effective date of Executive Order No. 46~~) transfers the Council on Science and Technology from the Department of Environmental Conservation to the Department of Administration for administrative purposes and services only. ~~The changes in Council on Science and Technology statutes~~  
~~The only statutory differences in this bill compared to the Executive Order statutes related to the~~

This bill ~~would~~ <sup>also</sup> change the organizational makeup of the Council on Science and Technology by the addition of one representative (appointed by the Speaker) and one senator (appointed by the President) to the council for a total of nine members, each to serve a three year term. ~~The Executive order~~ <sup>keeps</sup> the membership at 7 members appointed by the governor to serve overlapping 3 year terms, except for first members to serve as follows:

- 2 members - 1 year
- 2 " - 2 years
- 3 " - 3 years

*ADMIN - WILLING TO TAKE ON RESP.*

Other than the above, ~~the statutes related to the Council on Science and Technology~~ are the same as in E.O. #46.

*Earlier this year we discussed*  
*for # as sent to me*  
 All members voted to go to admin *as they could*  
 to there would be no conflict *it's neutral*  
 as ~~many~~ a lot of research would *go to E.C. and*  
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FISCAL NOTE

*Lee*  
*4-10-80*  
*mr*

I. REQUEST  
 Bill/Resolution No. CS HB 931 am  
 Title An Act Transferring Council on Science & Technology to Department of Administration  
 Requested by Senator Mulcahy Date 4/8/80

II. FISCAL DETAIL  
 Agency Affected Administration  
 Program Category Affected General Government  
 BRU, Program, or Subprogram(s) Affected Administrative Services  
 (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 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
FULL TIME						
PART TIME						
TEMPORARY						

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

This program can be handled at no additional cost in the Department of Administration providing that one clerical position is transferred from the Office of the Governor to compensate for not only this program but also the transfer of the Public Defender Agency and the Alaska Public Offices Commission.

IV. DATE 4/9/80 PREPARED BY Judy Crondahl  
 AGENCY Administration  
 PHONE 465-2277  
 Original Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (Last Legislator Named) Representative Mike Miller