

3-3-82

HB 703

HB 741

March 3, 1982

Rep. Terry Martin  
Chairman  
House Labor & Commerce Committee  
Pouch v  
Juneau, Alaska 99811

Dear Rep. Martin:

Thank you for the opportunity to testify on HB703. We appreciate the work that you and your staff have done on this bill, and hope that it will receive favorable consideration by the full legislature, this year.

TELELINK Communications, Inc. is seeking passage of this bill, to permissively expand the capacities of state agencies to act on matters that otherwise require expensive, time-consuming, face-to-face meetings.

While the use of electronic communications will not completely replace travel and the need to "press the flesh", we believe that contemporary advances in communications technology will imitigate the loss of productivity and revenues engendered by the need to be physically present during rate and tariff proceedings; employment security appeals and the like.

We believe that it is in the public interest to permit persons in remote corners of the state to enter opinions and matters of fact into the public record, without the requirement that they spend hundreds or thousands of dollars traveling away from home to interact with the policy makers.

The Legislature's substantial success with the Legislative Teleconference Network, and the Department of Education's Learn/Alaska network are examples of the gains that positively benefit Alaskan society.

HB703 will act to further expand the information collection and decision-making capability of the state whether through increased participation in Public Utility Commission hearings; Regional Fish and Game advisory board meetings; DOT/PF bid awards; or consultant bidder's conferences.

Sincerely,



Allen D. Blume  
Marketing Associate

AUDIO TELECONFERENCING COST INCENTIVES

CMX VS. TRAVEL\*

2 HOUR TRAVEL MEETING  
JUNEAU TO ANCHORAGE

Transportation	
Air Fare	\$ 300.00
Rental Car	45.00
Gas & Oil	15.00
Lodging	60.00
Meals (including tips)	45.00
Telephone charges from Hotel	12.00
Salary (\$36,000)	<u>250.00</u>
Cost per person	\$ 727.00
X 8 people	<u>\$5,816.00</u>

Lost Productivity:	
Travel time 4 hours @ \$125x8	<u>\$1,000.00</u>
Missed telephone calls and Meetings at home office?	\$6,816.00

2 HOUR CMX MEETING

Transportation	\$ .00
Lodging	.00
Meals	.00
Telephone charges (50.00/hr.) x 2	100.00
CMX fee (22.80/hr.) x 2	50.00
Salary (\$36,000)	250.00
Cost per person	400.00
X 8 people	<u>\$3,200.00</u>

COMPARISON

Travel Meeting Cost	\$6,816.00
CMX Meeting Cost	\$3,200.00
Cost Saving Using CMX	<u>\$3,616.00</u>

\*Assumes typical two hour meeting.  
Does not account for weather or  
other airline delays.

# STATE OF ALASKA

## DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

JAY S. HAMMOND, GOVERNOR

POUCH K-STATE CAPITOL  
JUNEAU, ALASKA 99811

March 2, 1982

Hon. Terry Martin, Chairman  
Labor and Commerce Committee  
House of Representatives  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Re: HB 703 (use of communica-  
tions media under APA)

Dear Representative Martin:

A member of your staff called this afternoon to ask for a "position paper" on this bill, for your committee's consideration tomorrow. Here are some quick comments:

1. The basic purpose of the bill appears to be the recognition of technological advances in communications and the promotion of the use of that technology in conducting the state's business for the benefit of the public. We support that.
2. I am unable to predict the fiscal impact of this, and can only observe that technology usually costs money.
3. The amendment in sec. 1, allowing an agency to accept matter presented by any form of communication, when following the regulation-adoption procedures, is good.
4. (A) The amendment in sec. 2, amending the basic "open meeting" statute (AS 44.62.310), looks good to the extent that it might increase the possibility of public participation. However, the statute being amended in sec. 2 of the bill covers many different kinds of meetings and hearings. In some of them, it is important for the members of the agency conducting the hearing to be able to actually see the witness, and, in others, it is important for public participants to see each other. Your definition of "communications media" in sec. 7 of the bill is not limited to video technology; in fact, it is not limited to any of

. the more advanced methods of communication; the definition leads off with the word "includes." Without getting into the various rules of construction that would be applied to interpret your definition, I will simply observe that that definition could cause problems in applying the amendment in sec. 2.

(B) In addition, since "communications media" includes telephones, there is the potential for people to disrupt an otherwise orderly meeting or hearing, unless it is made clear in the statute that the body conducting the meeting or hearing may establish reasonable ground rules for the use of whatever media are to be employed. This is especially important in light of AS 44.62.310(f), which says that action taken contrary to AS 44.62.310 is void.

(C) One additional point: The amendment only refers to "[p]ublic attendance and participation" at meetings. It says nothing about the agency members themselves being able to conduct a meeting through communications media (which is especially important in emergency situations). This omission in the bill should be corrected, since not dealing with the permissibility of agencies themselves conducting meetings through communications media may be interpreted by the courts as an implied prohibition on such meetings.

5. The statement of intent in sec. 3, regarding broad dissemination of information, is good. However, in mentioning only the "convenience of the public," it overlooks the legitimate needs of the governmental bodies involved to get on with the business of the public as a whole. The interests and convenience of various segments of the public will often conflict with each other. The bill should be amended in this regard too.
6. The amendment in sec. 4 relates to hearings in the course of administrative adjudication. Speaking of the "mutual convenience of the parties" is okay, but it overlooks the constitutional right to due process and to confront and cross-examine witnesses against an individual. The statute should not appear to give an agency the right to consider the

convenience of perhaps its own staff and of a witness, while disregarding the rights of a central figure in the hearing. Consider, for example, a license revocation hearing for which the complaining witness would find it more convenient to phone in from his home. The hearing officer or administrative law judge would not be able to observe the demeanor of the witness, and the accused party would be seriously hindered in his questioning of the witness.

7. Basically, the amendment in sec. 5, allowing voting by communications media, in an administrative adjudication, is okay, especially since agency members are currently authorized to vote by mail (which, actually, under your definition of "communications media," could be considered as included in the new term). However, the sentence being added to AS 44.62.600 only requires recordation of the vote in a manner that identifies each person who has voted. That is a good point to cover, but nothing is said about recording how each person voted (not by what means, but on which side of the issue). This additional point should be covered; it would be consistent with the next-to-last sentence of the current AS 44.62.310(a).
8. The catch-all provision in sec. 6 of the bill is okay, but should also say something about the protection of constitutional and statutory rights of individuals. The variety of meetings and hearings covered by the Administrative Procedure Act must be borne in mind.

Thank you for the opportunity to comment on this bill. It would be very helpful to us if you could provide a bit more advance notice, however.

Yours truly,

WILSON L. CONDON  
ATTORNEY GENERAL

By:

  
Arthur H. Peterson  
Assistant Attorney General

Original sponsor: Labor and Commerce  
Committee

BY THE LABOR AND  
COMMERCE COMMITTEE

1 IN THE HOUSE

2 CS FOR HOUSE BILL NO. 741 (L&C)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to certificates of fitness."

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

8 \* Section 1. AS 18.62.010 is amended to read:

9 Sec. 18.62.010. CERTIFICATE OF FITNESS REQUIRED. A person may not  
10 perform, nor may a person employ another person to perform, work [IN  
11 CONNECTION WITH WORK PERFORMED] subject to the standards established in  
12 AS 18.60.580 and 18.60.705 [, A PERSON MAY NOT BE EMPLOYED] without a  
13 valid certificate of fitness to perform the work, except that a certifi-  
14 cate of fitness may not be required of employees of an electric utility  
15 which does not have within its service area any portion of a city<sup>borough</sup> or  
16 unified municipality having more than <sup>1,000</sup>~~2,500~~ population.

17 \* Sec. 2. AS 18.62.030 is amended to read:

18 Sec. 18.62.030. FEE. An applicant shall pay a [AN INITIAL] fee of  
19 \$50 at the time of [\$15 WITH HIS] application.

20 \* Sec. 3. AS 18.62.040 is amended to read:

21 Sec. 18.62.040. DURATION OF CERTIFICATE. The department may  
22 cancel a certificate for cause. <sup>A certificate is valid for five (5) years</sup> ~~Certificates, if not cancelled for~~  
23 ~~from the date of issuance~~ ~~cause, are renewable upon payment of a~~ [AN ANNUAL RENEWAL] ~~fee of~~  
24 ~~\$15 once every three years~~ [\$5].

25 \* Sec. 4. AS 18.62.060 is amended to read:

26 Sec. 18.62.060. POWER OF THE DEPARTMENT. The department shall  
27 issue orders [, RULES] and adopt regulations necessary to carry out the  
28 purposes of this chapter.

29 \* Sec. 5. AS 18.62.070 is amended by adding a new section to read:

1           Sec. 18.62.075. EXEMPTION FOR WORK ON RESIDENCE. Nothing in this  
2 chapter prohibits a person from performing electrical or plumbing work  
3 on that person's single-family residence. ~~if the work is performed in~~  
4 ~~accordance with the standards established in AS 18.60.580 and in AS 18.-~~  
5 ~~60.705.~~

6 \* Sec. 6. AS 18.62.050 'b) is repealed.  
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ALASKA

STATE LEGISLATURE

**MEMORANDUM**

To: Legal Services

Fm: House Labor & Commerce

Date: 3/4/82

Subj: HB 741

Please prepare a final CSHB 741 (L & C), incorporating the changes marked on the workdraft. We will return the original bill (or whatever you need back) when we receive the CS.

Thanks for your help. Please contact me if you have questions.

Joan Matthews

X 3657

Absent:  
~~...~~  
~~...~~

3/3/82

HB 703  
HB 741

1:10

000  
HB 741  
009

Call to order; ~~the~~ Intro to HB 741

Dale Check, Dir, Labor Standards & Safety.

Went over bill & changes, section by section

058 ~~...~~: Gave statistics on <sup># of</sup> certificates of fitness processed by dept

065 Randolph asked if they had objection to not charging fees as required in Sec 3 (AS 18.62.040). Check said they needed the funds.  ~~Randolph ~~summarized~~ of, ~~...~~~~

There was discussion of whether the fees are justified, & whether ~~...~~ <sup>certificates</sup> need to be renewed. Check felt certificates should be renewed for record-keeping purposes.

~~1:17~~

260

1:07 Dwight Perkins, Bus Mgr, Plumbers & Pipefitters Union Local 662, Jnu. Agrees that certificates of fitness shd be reg'd.

\*Felt \$50 was reasonable fee, wd even agree to raising fee.

Also felt \$15 for renewal every 3 yrs was reasonable; especially if a person has been out of touch w/codes for a time, felt the renewal was valuable. Also ~~felt~~ agreed that Sec 6 shd be repealed.

~~1:19~~

149 Tom Cashen, rep for Inlet Brotherhood of Electrical Wks - support bill. No objection to fee being raised.

157 Rogers - p. 1, l. 13-16 - asked if there was any reason to exempt people; Cashen thought prbly cost of flying people out was reason for exemption, but agreed that all shd be reg'd to be qualified.

176 Check said in 1980 some small Cos. had non-qualified people doing line work; they cited them; & amendment resulted.

Randolph said cost & difficulty of getting expertise in small communities.

Rogers expressed concern that this could be abused in boroughs that aren't unified.

206  
~~200~~

Roger Samms - business rep, Local 1547, IBEW - re utility exemption - he has prob w/ wording, also. No objection to changing that section.

Supports bill. Good pgm; wd like to see it continue.

230 F.F. Cameron - retail store owner - no objection to fees, but (he has fitness card) - in dealing w/ public, ~~many~~ <sup>(his outfit)</sup> abt 19 out of 20 don't have fitness cards. They're repeatedly asked to show cards; but many others are working w/o them. Also don't have At bus licenses or specialty licenses.  
No prob w/ fee, but many people don't get cards. Wd like to see more stringent enforcement.

~~278 Martin~~

289 Martin asked Check if bill wd help; Check said it would.

They have 5 inspectors, did over 2,000 inspections last yr; ~~there were~~ there were 1500 more certificates issued last yr than yr before.

- 306 Bylsma asked if the people could be working on their homes; Cameron said no, they put job names on the sales slips.
- 320 Randolph suggested turning them in.
- 335 Cameron said certificate # or business license # should be on building permits.  
Rogers felt local govts should decide if they want to include this in their building codes.
- 352 Rogers asked Check - certificate applies to plumbing & electrical codes; does code apply to all buildings?  
Check - all except those under 2500 sq ft & on private property.  
There was discussion to clarify laws.
- 380 Rogers questioned exemption, p. 2, l. 3. <sup>Suggested</sup> ~~Should~~ to eliminating language after word "residence."
- 396 Bylsma asked what would happen if license was not renewed, if certificate was for life. Check thought would be more difficult to ascertain current employment & to be sure person keeping up on trade. Bylsma asked how they knew anyway if they didn't test again. All this was bookkeeping for nothing.

426 Martin felt uncomfortable w/ giving certificate for life.

436 Randolph noted that certificate cd be canceled for cause. &

446 Rogers - ~~if person loses certificate~~ may be argument for competency testing periodically, but as long as there's not, sees no reason to require renewal.

460 <sup>qudy.</sup> Knight felt this was a good point. Recommended going to 5 yr certificate & raising fee, & retesting at end of 5 yrs.

485 Randolph, <sup>& Rogers</sup> commented.

~~489 Rogers~~

500 Ran - Moved to Stute, l. 22-24, p. 1

Discussion. Gardiner felt they shd consider adding continuing education reqmt by re-certification. Randolph felt that was too broad an issue to address. Rogers thought putting 5 yr time limit on license wd give Dept authority to use different criteria to evaluate applicant. Bylsma said Dept shd be asked if ~~that~~ how workload wd be impacted.

Check said they cd get employment & ascertain qualifications fairly easily.

Rogers asked unan consent; Gardiner objected.

for: Bylsma, Martin, Ran, Rogers. Opp'd - Gardiner. Motion passed.

Rogers moved,

610 p. 1, l. 22 insert "a certificate is valid for 5 yrs from the date of issuance." Randolph objected w/o further study.  
Discussion.

for: Rog, Gard, Martin, Bylsma Opp'd: Randolph  
Amdmt passed.

730 (side B) 000 Rogers moved  
p. 2, l. 3, <sup>add period +</sup> delete lang after "residence"  
discussion.

~~for~~ motion passed unan. ~~000~~

070 Rogers moved  
p. 1, l. 13, after "work", <sup>insert period +</sup> delete rest of sentence (through l. 16).

Randolph objected.

Discussion.

for: Gardiner, Rogers  
motion failed.

opp'd - Martin, Bylsma, Rand.

100 Rogers moved  
p. 1, l. 15 after "city", <sup>comma</sup> insert "borough"

Randolph objected.

Discussion.

for: Rog, Gard, Martin, Bylsma. opp'd Randolph  
no. passed

165 Gardiner, p. 1, l. 16, moved to change figure "2500" to "1,000".

Discussion.

for: Gard, Rogers, Martin, Bylsma opp'd: Randolph  
no. passed.

230 Gard, p. 1, l. 22, after "cause", <sup>insert</sup> "or if the person fails to submit proof of attending eight hours of continuing education w/ workshops approved by the Department every 5 years."

Gard w/drew amendmt.

Discussion. Check suggested various ways the Dept. cd enforce continuing ed. reqmts.

325 Rog moved to report out CS/HB 741 L4C as amended.  
no obj, no passed.

HB 703

338 Allen Peterson, <sup>asst</sup> Atty Gen; ~~per~~ Dept of Law supports bill,  
but contains legal probs. (He referred to ltr presented  
to committee which sets out probs.)

1) cost

2) - sec. 1 unnecessary but expresses good points

3) - sec 2 has problems -

A) <sup>addressing</sup> basic meeting statute raises qstns  
<sub>open</sub>

a) - sometimes needs to be in person  
of comm. media hrs

~~defn~~ <sup>defn</sup> does not limit <sup>to</sup> video comm. media

b) raising possibility of intrusion into mtg by phone calls

Rogers had qstns; compared to any interruption by a person in any  
meeting.

c) implies that agency can't conduct mtgs by comm. media.

4) sec 3 -

reflect to mention needs of govt.

5) sec 4 -

possible constitutional conflict

6) sec. 5 -

doesn't cover "how" member voted (which side of issue)

7) sec 6 -

shd ~~mention~~ make clear not intent to curtail const'l  
& statutory rights

547 Martin asked if suggested amendments were available.

Peterson said no.

Rogers had comments

567 Allen Blume - Telelink Comm - marketing associate -

supports bill; encourages state depts to move into ~~field~~ field of communications technology. ~~Used~~ (Submitted prepared testimony). Referred to sheet comparing costs of teleconferencing v. costs of travel. Rogers noted savings cd be even higher than shown.

No objections to Peterson's comments; expect to see each agency will have to set refined guidelines as to when to use communications media, & what types can be used.

688 Peterson said he had no amendments to offer; just pos'n paper. Said he'd work w/ staff on amendments.

Rogers felt leg. legal staff cd do that.

711 Barry said bill was prepared by Sofo; most, <sup>of Peterson's</sup> points have been addressed. Noted that, in various instances, courts allow videotaping.

Tape 2

~~000~~ Harry Treason, Dir, Occ'l Licensing - felt wd be asset to  
Dir & cost saving to state.

Gardiner asked if this cd increase attendance.

Treason said normally low attendance; have found people tend  
to give more verbal than written testimony.

000 Sioux Plummer - Dir, Dir Telecomm Svcs - Peterson addressed  
concerns of legality. Support telecomm's; currently  
compiling study as directed by exec order; shd soon have  
final report to recommend to legis. Supportive of idea. +  
will have add'l statistics & comments a result of study.

~~Boggs asked if there wd be tele~~

045. Martin asked if there wd be need to hold up legis for study results;  
Plummer said no.

053 Peterson asked Plummer if ~~the~~ telecomm can be limited to certain  
sites. Plummer said it's up to agency conducting mtg.  
Plummer said they'd recommend ~~a~~ network similar  
to LTN, w/ even more flexibility.

076 Martin requested staff look at bill, taking ~~to~~ AG's recommendno  
into consideration, & draw up for showing savings.

2:48 Adjourned.



SIGN-IN SHEET

HB-703

Name (please print)	Address	Representing	Testify? (YES or NO)	Phone Number
ALLEN D. BLUMÉ	P.O. B. 1608, JUNEAU	TELELINK	YES <sup>OK</sup>	6-9685
DA				
HARRY TREAGER	POUCH D, JUNEAU	Div. Occupational Lic	YES <sup>OK HB 703</sup>	465-2534
Art Peterson	Pouch K, Jun. 9984	Dept. of Lav	YES <sup>needs amendments.</sup>	
Stow Plummer	Pouch C 99811	Admin	yes	465-2041
BOB FRAMPION	POUCH C 94311	ADM	NO	5-2041
	Fiscal note.			



LABOR & COMMERCE COMMITTEE  
DAILY COMMITTEE HEARING

Date: 3/3/82

Place: \_\_\_\_\_

<u>Members</u>	<u>Present</u>	<u>Absent</u>	<u>Time Arrived</u>	<u>Time Left</u>
Rep. B. Bylsma, V. Chair	✓	_____	1:06	
Rep. D. Randolph	✓	_____	1:05 -	2:12
Rep. B. Rogers	✓	_____		
Rep. T. Gardiner	✓	_____	1:12	
Rep. T. Martin, Chair	✓	_____	1:36	
		_____	1:55	

Subject Matter:

House Bill No. 703 741 \_\_\_\_\_

Senate Bill No. \_\_\_\_\_

Special Orders:

HOUSE LABOR & COMMERCE  
STANDING COMMITTEE  
March 3, 1982  
1:10 p.m.

Members Present: Rep. Martin, Chairman  
Rep. Bylsma, Vice Chairman  
Rep. Randolph  
Rep. Rogers  
Rep. Gardiner

Members Absent: No members absent

COMMITTEE CALENDAR

HB 703 An Act relating to the use of communications media under the Administrative Procedure Act.

HB 741 An Act relating to certificates of fitness.

WITNESS REGISTER

Dale Cheek, Director  
Labor Standards and Safety  
Department of Labor  
Box 630  
Juneau, Alaska 99811  
465-4870  
Position Statement: Overview of HB 741.

Dwight Perkins, Business Manager  
Plumbers & Pipefitters Union, Local 262  
PO Box 2868  
Juneau, Alaska 99801  
586-2874  
Position Statement: Commented on HB 741.

Tom Cashen, representative  
International Brotherhood of Electrical Workers, Local 1547  
3200 Foster Avenue  
Juneau, Alaska 99801  
586-3050  
Position Statement: Supported HB 741.

Roger Sams, business representative  
International Brotherhood of Electrical Workers, Local 1547  
7340 Glacier Highway  
Juneau, Alaska 99801  
586-3050  
Position Statement: Supports HB 741.

F.F. Cameron  
Cameron Plumbing & Heating  
PO Box 2720  
Juneau, Alaska 99801  
789-2896  
Position Statement: Testified regarding HB 741.

Judy Knight  
Department of Labor  
Juneau, Alaska 99811  
Position Statement: Available to answer questions.

Art Peterson  
Assistant Attorney General  
Department of Law  
Pouch K  
Juneau, Alaska 99811  
Position Statement. Commented on HB 703.

Allen Blume  
Telelink Communications  
PO Box 1608  
Juneau, Alaska 99801  
586-9685  
Position Statement: Supported HB 703.

Harry Treager, Director  
Division of Occupational Licensing  
Pouch D  
Juneau, Alaska 99811  
465-2534  
Position Statement: Supported HB 703.

Sioux Plummer, Director  
Division of Telecommunications Services  
Department of Administration  
Pouch C  
Juneau, Alaska 99811  
465-2041  
Position Statement: Commented on HB 703.

PREVIOUS ACTION

HB 703	No previous action.
	Statutory Reference: AS 44.62
	Action Taken: No action taken.
HB 74i	No previous action.
	Statutory Reference: AS 18.62

Action Taken: Rep. Randolph moved, page 1, lines 22-24, to strike language. Rep. Gardiner objected. On the question: for--Bylsma, Martin, Randolph, Rogers; opposed--Gardiner. Motion passed.

Rep. Rogers moved, page 1, line 22, to insert, "a certificate is valid for five years from the date of issuance." Rep. Randolph objected. On the question: for--Rogers, Martin, Gardiner, Bylsma; opposed--Randolph. Motion passed.

Rep. Rogers moved, page 2, line 3, to add a period and delete language after the word, "residence". Motion passed without objection.

Rep. Rogers moved, page 2, line 13, to insert a period after the word, "work", and to delete the remainder of the sentence (through line 16). Rep. Randolph objected. On the question: for--Gardiner, Rogers; opposed--Randolph, Martin, Bylsma. Motion failed.

Rep. Rogers moved, page 1, line 15, after the word "city", to insert ", borough". Rep. Randolph objected. On the question: for--Rogers, Gardiner, Martin, Bylsma; opposed--Randolph. Motion passed.

Rep. Gardiner moved, page 1, line 16, to change figure "2,500" to "1,000". On the question: for--Gardiner, Rogers, Martin, Bylsma; opposed--Randolph. Motion passed.

Rep. Gardiner moved, page 1, line 22, after "cause", to insert "or if the person fails to submit proof of attending eight hours of continuing education code workshops approved by the Department every 5 years." After discussion, Rep. Gardiner withdrew the motion.

Rep. Rogers moved to report CSHB 741 (L&C), as amended, out of committee. There being no objection, the motion passed.

#### ACTION NARRATIVE

Tape #31  
Recording

- Number 000                   The meeting was called to order by Chairman Martin at 1:10 p.m. Members present were: Representatives Martin, Bylsma, Randolph, and Rogers. Rep. Gardiner arrived later in the meeting. There were no members absent. Rep. Martin turned the committee's attention to HB 741.
- Number 009                   Dale Cheek, Director of Labor Standards & Safety, went over the bill and changes, section by section. He gave statistics on the number of certificates of fitness processed by the department.
- Number 065                   Rep. Randolph asked if Cheek had objection to not charging fees, as required in Section 3 (AS 18.62.040). Cheek said they needed the funds. There was discussion of whether the fees are justified, and whether certificates need to be renewed. Cheek felt certificates should be renewed for record-keeping purposes.
- Number 107                   Dwight Perkins, business manager for Plumbers & Pipefitters Union, Local 262, of Juneau, agreed that certificates of fitness should be required. He felt \$50 was a reasonable fee, and said they would even agree to raising the fee. He also felt \$15 for renewal every three years was reasonable, especially if a person has been out of touch with codes for a time. He agreed that Sec. 6 should be repealed.
- Number 149                   Tom Cashen, representative for International Brotherhood of Electrical Workers (IBEW), supported the bill. He had no objection to fees being raised.
- Number 157                   Rep. Rogers asked, in reference to page 1, lines 13-16, if there was any reason to exempt people. Cashen thought probably the cost of flying people out was the reason for the exemption, but agreed that all should be required to be qualified.
- Number 176                   Cheek explained that, in 1980, some small companies had non-qualified people doing line work; they were cited, and the amendment was the result. There was discussion.
- Number 206                   Roger Sams, business representative for IBEW Local 1547, said, regarding the utility

exemption, that he has problems with the wording also. He had no objection to changing that section. He supported the bill. Sams said it was a good program, and that he would like to see it continued.

Number 230

F.F. Cameron, retail store owner in Juneau, had no objection to fees. He said, in dealing with the public, that about 19 out of 20 of his customers don't have fitness cards. He said he and his employees are repeatedly asked to show their cards, but that there are many people working without them. He said these people also don't have Alaska business licenses or specialty licenses. He would like to see more stringent enforcement.

Number 289

Rep. Martin asked Cheek if the bill would help with enforcement; Cheek felt it would. He said they have five inspectors who did over 2,000 inspections last year. He said 1,500 more certificates were issued last year than the year before.

Number 306

Rep. Bylsma asked Cameron if those people could be working on their homes. Cameron replied that they were not; that they were charging supplies to projects on the sales slips. Rep. Randolph suggested turning them in.

Number 335

Cameron said certificate numbers or business license numbers should be on building permits. Rep. Rogers felt local governments should decide if they want to include this in their building codes. There was discussion.

Number 396

Rep. Bylsma asked what would happen if certificates were issued for life, without renewal. Cheek thought it would be more difficult to ascertain current employment and to be sure the applicant is keeping up in his trade. Rep. Bylsma asked how they knew anyway, if they didn't retest people renewing their certificates. He felt this was bookkeeping for nothing. Rep. Martin was uncomfortable with giving certificates for life. Rep. Randolph noted that a certificate could be canceled for cause. Rep. Rogers said that may be an argument for competency testing, but as long as there is no retesting, he saw no reason to require

renewal. Judy Knight, Department of Labor, felt this was a good point. She recommended going to a five-year certificate and raising the fee, and retesting at the end of five years. There was discussion.

Number 500

Rep. Randolph moved to stroke lines 22-24, page 1. There was discussion. Rep. Gardiner felt they should consider adding a continuing education requirement by recertification. Rep. Randolph felt that was too broad an issue to address. Rep. Rogers thought putting a five year time limit on the license would give the Department authority to use different criteria to evaluate a renewal applicant. Rep. Bylsma said the Department should be asked how their workload would be impacted by this. Cheek said they could check employment and ascertain qualifications fairly easily. Rep. Rogers asked unanimous consent; Rep. Gardiner objected. On the question: for--Bylsma, Martin, Randolph, Rogers; opposed--Gardiner. Motion passed.

Number 610

Rep. Rogers moved, page 1, line 22, to insert "a certificate is valid for five years from the date of issuance." Rep. Randolph objected without further study. There was discussion. On the question: for--Rogers, Gardiner, Martin, Bylsma; opposed--Randolph. Motion passed.

Number 730

Rep. Rogers moved, page 2, line 3, to add a period and delete the language after the word "residence". There was discussion. There being no objection, the motion passed unanimously.

Side B, Number 070

Rep. Rogers moved, page 1, line 13, after the word "work", to insert a period and delete the rest of the sentence (through line 16). Rep. Randolph objected. There was discussion. On the question: for--Gardiner, Rogers; opposed--Martin, Bylsma, Randolph. Motion failed.

Number 100

Rep. Rogers moved, page 1, line 15, after the word, "city", to insert ", borough". Rep. Randolph objected. There was discussion. On the question: for--Martin, Rogers, Bylsma, Gardiner; opposed--Randolph. Motion passed.

- Number 230 Rep. Cardiner moved, page 1, line 22, after the word "cause", to insert, "or if the person fails to submit proof of attending eight hours of continuing education code workshops approved by the Department every 5 years." There was discussion. Cheek suggested various ways the Dept. could enforce continuing education requirements. Rep. Gardiner withdrew the motion.
- Number 325 Rep. Rogers moved to report CSHB 741 (L&C), as amended, out of committee. There being no objection, the motion passed.
- Number 338 House Bill 703 was brought before the committee. Art Peterson, assistant attorney general, said the Department of Law supports the bill, but the bill has legal problems. He referred to a letter presented to the committee which sets out the problems. (This letter is available from the committee for review.) Peterson went over each of the problems they foresaw. There was discussion.
- Number 567 Allen Blume, Telelink Communications, supported the bill. He encouraged state departments to move into the field of communications technology. (Blume submitted prepared testimony, which is available for review from the committee.) He referred to a sheet comparing the costs of teleconferencing to the costs of travel. Rep. Rogers noted that savings could be even higher than Blume's comparison showed. Blume said he had no objections to Peterson's comments. He expects to see each agency having to set refined guidelines as to when to use communications media, and what types can be used.
- Number 688 There was discussion.
- Tape 32, Number 600 Harry Treager, Director of the Division of Occupational Licensing, felt it would be an asset to the division and cost saving to the state. Rep. Gardiner asked if this bill could increase attendance. Treager said attendance is normally low, and that they have found people tend to give more verbal than written testimony.
- Number 020 Sioux Plummer, Director, Division of Telecommunications Services, said Peterson

had addressed their concerns of legality. She said her division supports teleconferencing. She said they are currently compiling a study, as directed by executive order, which should soon be finalized and reported to the legislature. Plummer was supportive of the idea, and said she would have additional statistics and comments as a result of the study. Rep. Martin asked if there would be a need to hold up the legislation for the study results; Plummer said there would be no need.

Number 053

Peterson asked Plummer if a teleconference can be limited to certain sites. Plummer said it is up to the agency conducting the meeting. Plummer said she would recommend a network similar to the legislative teleconference network, with even more flexibility.

Number 076

Rep. Martin requested staff look at the bill, taking the attorney general's recommendations into consideration, and draw up a fiscal note showing savings.

Number 089

There being no further business to come before the committee, the meeting was adjourned at 2:48 p.m.