

H B

703

COMMITTEE REPORT

HOUSE

FURTHER: FINANCE

(5)

1/29/82

Date: 4-6-82

Mr. Speaker:

The Committee on LABOR & COMMERCE has had HB 703

"An Act relating to the use of communication media under the Administrative Procedure Act."

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 (4)
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

Terry Mastler

APy Com...

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Terry Mastler  
CHAIRMAN

Date introduced 1-29-82

" Resid. 2-1-82

Referrals Finance

Cham. Hearing 3-3-82 - held -

" action

CS rec'd in finalized form accts. committee did not review a work draft. 9-29-82 7-6-82

Position paper  
of HSS herein  
plus F/N  
Requested Adm.  
all Dept. for position  
paper.

See Blume Inquired  
also Hill notified  
Allen Blume "  
56-9685

# ALASKA BROADCAST SERVICES

308 G STREET, SUITE 311 • ANCHORAGE, ALASKA 99501 • (907) 276-4262

Subject: Telecommunications

With the State of Alaska's increased role in the establishment and operations of telecommunications services has come a tremendous increase in the budgets for such services. This year, the state is facing revenue short-falls yet services to the public must continue. There is perhaps, no other area that can stand the budget ax and be a positive incentive to the private sector as in the area of telecommunications.

At present the state funds:

1. A public broadcasting system
2. A Public radio network
3. A commercial satellite system
4. An educational satellite system
5. A program on the happening of the legislature
6. A program on Alaska (Alaska Review)

A rough guess would put all of these programs in the neighborhood of \$30-\$40 million dollars for state funding per fiscal year. I believe that significant reductions in these areas can be made without effecting the overall service to the public.

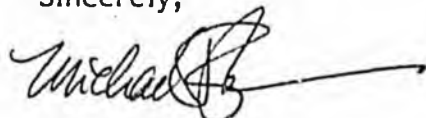
In addition to the above mentioned funding components, a critical look should be made into the contracting area for telecommunications services for all executive branch agencies. Past practices have indicated that purchasing regulations carry little force with agencies of the executive branch. The Office of the Governor, I should mention, is a prime offender (i.e. state image and film contract).

Should you wish to pursue such an investigation I would estimate that the time frame would be 6 to 8 weeks, with a final report available in 8 to 10 weeks. The final report will have all finding, and proposed legislation, if needed, to correct problems and save money.

I would estimate that the cost would be \$400 per day plus travel and expenses not to exceed a total of \$30,000.

Please contact me if I can be of further service.

Sincerely,

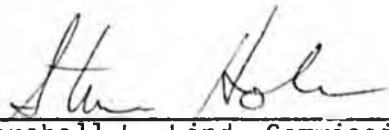


Michael F. Porcaro

Department of Education  
Position Paper  
House Bill 703

While the State Board of Education has not had the opportunity to discuss the provisions of Sections 1, 2 and 5, the department administration supports the provisions of Section 4.

As a practical matter, the department has found audio conferencing to be a very effective means of information exchange at a very low cost. This bill could result in substantial savings over the cost of face to face testimony acquisition in public meetings and administrative proceedings, although those savings would not necessarily accrue to the state.

*for*   
\_\_\_\_\_  
Marshall L. Lind, Commissioner

Introduced: 1/29/82  
Referred: Labor & Commerce and  
Finance

1 IN THE HOUSE

BY THE LABOR AND  
COMMERCE COMMITTEE

2 HOUSE BILL NO. 703

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 the use of communications media  
7 under the Administrative Procedure Act."

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

9 \* Section 1. AS 44.62.210(a) is amended to read

10 (a) On the date and at the time and place designated in the notice  
11 the agency shall give each interested person or his authorized repre-  
12 sentative, or both, the opportunity to present statements, arguments, or  
13 contentions in writing, with or without opportunity to present them  
14 orally. The state agency may accept matter presented by means of any  
15 form of communication and shall consider all relevant matter presented  
16 to it before adopting, amending or repealing a regulation.

17 \* Sec. 2. AS 44.62.310(a) is amended to read:

18 (a) All meetings of a legislative body, of a board of regents, or  
19 of an administrative body, board, commission, committee, subcommittee,  
20 authority, council, agency, or other organization, including subordinate  
21 units of the above groups, of the state or any of its political sub-  
22 divisions, including but not limited to municipalities, boroughs, school  
23 boards, and all other boards, agencies, assemblies, councils, depart-  
24 ments, divisions, bureaus, commissions or organizations, advisory or  
25 otherwise, of the state or local government supported in whole or in  
26 part by public money or authorized to spend public money, are open to  
27 the public except as otherwise provided by this section. Public atten-  
28 dance and participation at meetings may be by communications media.

29 Except when voice votes are authorized, the vote shall be conducted in

*and - agency meetings also  
not only "public attendance meetings etc."*

HB 703

# STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

## DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

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

*sub sec. "7"*

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

# STATE OF ALASKA

**DEPT. OF COMMUNITY & REGIONAL AFFAIRS**

OFFICE OF THE COMMISSIONER

JAY S. HAMMOND, Governor

POUCH B  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-4700

March 3, 1982

The Honorable Terry Martin  
Alaska State Legislature  
Pouch V  
Juneau, Alaska 99811

Dear Representative Martin:

As you requested, we have prepared and enclosed the department's position paper and fiscal note for H.B. 703 "An act relating to the use of communications media under the Administrative Procedures Act".

Sincerely,



Richard Aks  
Deputy Commissioner

Enclosures

POSITION PAPER

Requested by: Representative Martin

Subject: H.B. 703 - An Act Relating to the use of Communications Media Under the  
Administrative Procedures Act.

Departmental Position: Favorable

Remarks:

The department supports the proposed statutory change and feels that it will enhance the public's opportunity for input into the governmental decision making process. Moreover, the voting provision allows individuals who are unable to attend meetings in person to vote by communications media. This can only serve to expedite decision-making.

1 such a manner that the public may know the vote of each person entitled  
2 to vote. This section does not apply to any votes required to be taken  
3 to organize the afore-mentioned bodies.

4 \* Sec. 3. AS 44.62.312(a) is amended by adding a new paragraph to read:

5 (6) the use of communications media under the provisions of  
6 this chapter is for the convenience of the public and to provide the  
7 broadest dissemination of information as is practicable.

8 \* Sec. 4. AS 44.62.410 is amended by adding a new subsection to read:

9 (b) For the mutual convenience of the parties, the agency may use  
10 communications media in the conduct of a hearing under this section.

11 \* Sec. 5. AS 44.62.600 is amended to read:

12 Sec. 44.62.600. VOTING PROCEDURE [MAIL VOTE]. A member of an  
13 agency qualified to vote on a question may vote by mail or by communica-  
14 tions media. A vote by communications media shall be recorded in a  
15 manner that identifies each person who has voted. *and. to show how they*  
16 *voted.*

17 \* Sec. 6. AS 44.62 is amended by adding a new section to read:

18 Sec. 44.62.635. COMMUNICATIONS MEDIA. In addition to the specific  
19 authorizations in this chapter of the use of communications media, an  
20 agency may use communications media for the benefit or convenience of  
21 the parties or the public in connection with any proceeding or act  
22 authorized under this chapter.

23 \* Sec. 7. AS 44.62.640 is amended by adding a new subsection to read:

24 (c) In this chapter "communications media" includes telecommunica-  
25 tions equipment or services that provide for the exchange of information  
26 by audio, video, or computer teleconferencing.

27  
28 *Have you suggested.*  
29

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 mitigate 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 S. Blume  
Marketing Associate

AUDIO TELECONFERENCING COST INCENTIVES

CMX VS. TRAVEL\*

2 HOUR TRAVEL MEETING  
JUNEAU TO ANCHORAGE

Transportation	\$ 300.00
Air Fare	45.00
Rental Car	15.00
Gas & Oil	60.00
Lodging	45.00
Meals (including tips)	12.00
Telephone charges from Hotel	250.00
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.

Bill No. House Bill 703

Date March 3, 1982

Title "An Act relating to the use of communications media under the Administrative Procedure Act"

Contact: *Judy Knight*  
Judy Knight  
465-2700

The provisions of House Bill 703 which provide for expanded use of telecommunications type media in public proceedings, public meetings and administrative adjudication proceedings will be advantageous to both the public and to state agencies.

The Department of Labor presently conducts telephonic hearings in connection with unemployment insurance appeals, and such hearings have been well accepted by both claimants and attorneys. In fact, many of these people prefer such a hearing because they feel it removes them from any prejudices the hearing officer may have with respect to their personal appearance. Our hearing officers have also found telephonic hearings to be satisfactory.

We have also used the state's teleconference facilities on a limited basis in the development of workers' compensation proposals; and again have found it to be a very efficient and effective means of conducting public meetings.

If the opportunity were available, the Department of Labor would definitely expand its use of this type of communications media; and we, therefore, support the passage of this bill.

**POSITION PAPER/Department of Labor**

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST  
 Bill/Resolution No. HB 703  
 Title Relating to Communications Media  
 Requested by House Labor and Commerce Date March 2, 1982

II. FISCAL DETAIL Administration  
 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 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	0	0	0	0	0	0

FUNDING (Thousands of Dollars)

	0	00	0	0	0	0.
GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	0	0	0	0	0	0
FULL TIME						
PART TIME						
TEMPORARY						

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

No impact on Department of Administration operations. Accordingly, no fiscal impact

IV. DATE 3/2/82 PREPARED BY Alex Hills  
 AGENCY Administration

Original: Legislative Finance PHONE \_\_\_\_\_  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named) Rep. Terry Martin  
 33-001 (Rev. 12/81) Office of the Governor: Keith Speckinj

BILL ANALYSIS

ASSIGNMENT DATE: \_\_\_\_\_

UNASSIGNED \_\_\_\_\_

DEPARTMENT	SPONSOR (PRINCIPAL)	BILL NO.
Environmental Conservation	House Labor & Commerce	HB 703
DEPARTMENT POSITION We support this legislation. Teleconferencing would allow greater public participation, probably at less cost to the agency.		
DIVISION DIRECTOR	DATE	COMMISSIONER DATE
		Ernst W. Mueller 3/3/82
GOVERNOR'S OFFICE USE		
<input type="checkbox"/> POSITION NOTED	<input type="checkbox"/> POSITION APPROVED	<input type="checkbox"/> POSITION DISAPPROVED
BY	DATE:	
SUMMARY		
(1) RELATED BILLS (SIMILAR OR CONFLICTING)		
(2) a. ORGANIZATIONAL SUPPORT FOR BILL	▨	(2) b. ORGANIZATIONAL OPPOSITION TO BILL
(3) PROGRAM EFFECTS OF BILL		
Teleconferencing should result in less cost to the agency.		
(4) FISCAL IMPACT: <input checked="" type="checkbox"/> NONE <input type="checkbox"/> FISCAL ANALYSIS ATTACHED		
(5) AMENDMENTS PROPOSED:		
(6) COMMENTS:		

# STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

**DEPARTMENT OF PUBLIC SAFETY**  
**OFFICE OF THE COMMISSIONER**

POUCH N  
JUNEAU, ALASKA 99811  
PHONE:

March 3, 1982

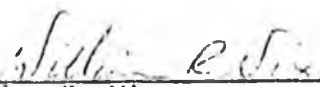
POSITION PAPER

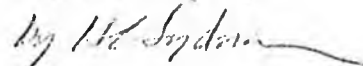
HOUSE BILL NO. 703

AN ACT RELATING TO THE USE OF COMMUNICATION MEDIA  
UNDER THE ADMINISTRATIVE PROCEDURES ACT

HB 703 would amend AS 44.62 to allow the use of communications at public meetings and hearings. Since this Bill would allow the Department to accept testimony by any form of communications, expanding the parameters by which the public could provide input on proposed regulations provided for under the Administrative Procedures Act, the Department of Public Safety supports passage of HB 703.

It should be noted, however, that support for this Bill is contingent upon receiving the necessary funding to purchase the communications equipment required to implement this Bill, if enacted. A Fiscal Note will be provided the Finance Committee outlining the projected costs anticipated if this Bill were to become law.

  
\_\_\_\_\_  
William R. Nix  
Commissioner



POSITION PAPER

HOUSE BILL #703

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

House Bill No. 703 allows the use of communications media for hearings and meetings under the Administrative Procedure Act.

Analysis

This bill would enhance the opportunity for public input into state administrative deliberations by allowing use of communications media. People living in remote locations, whether members of administrative bodies or interested citizens, will be able to participate in hearings or meetings with much less trouble and expense if this bill passes. It is a cost effective and efficient way for the department to conduct business and take public testimony on an issue.

Department Position

The Department of Health and Social Services strongly supports House Bill No. 703.

Recommended by:

*Marsha Hubbard*  
Marsha Hubbard,  
Director, Division  
of Management & Budget

Date:

2 - 16 - 82

Approved by:

*Helen D. Beirne*  
Helen D. Beirne  
Commissioner

Date:

2 - 16 - 82

STATE OF ALASKA  
THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY

POUCHY STATE CAPITOL  
JUNEAU ALASKA 99801  
907-465-3600

MEMORANDUM

January 12, 1982

SUBJECT: Electronic media under the Administrative  
Procedure Act (Work Order No. 12-2185)

TO: Representative Terry Martin, Chairman  
House Labor and Commerce Committee

FROM: Thomas A. Sofor <sup>TAS</sup>  
Legislative Counsel

In preparing the attached work draft regarding the use of electronic media under the Administrative Procedure Act, I reviewed a memo from Ray Tyson which outlined some suggested changes to AS 44.62. I originally proceeded by strictly adhering to the outline suggested until it became apparent that several well placed amendments would accomplish the objectives of the committee without actually amending each individual suggestion which the outline listed. An example of this type of result can be seen by reviewing the amendment contained in Sec. 1 of the draft (authorizing the use of electronic media at public proceedings under AS 44.62.210) and the second amendment suggested on the outline to AS 44.-62.230. A review of the latter section indicates that there is no need to state again that electronic media may be used as method of hearing petitions since AS 44.62.230 refers back to the public hearing process of AS 44.62.210. Unless the committee further desired that the petition itself could be submitted by electronic media no further adjustment in AS 44.62.230 is needed.

As to the possible suggestion that petitions as well as accusations and notices of defense, etc., be submitted through the use of electronic media, the committee should consider that the process seems to require that the initial contact be in written form. For similar reasons the sections pointed out for my review in sec. 6 of the outline did not seem to require further insertion of the term electronic media. As an example, AS 44.62.440 permits the use of

January 12, 1982

depositions "in the manner prescribed by law for depositions in civil actions". Depositions may be videotaped and, in appropriate instances, introduced into evidence in civil actions of this state. I think most of the changes which were suggested that are not found in this work draft can be explained by applying the rationale described above.

I do have one or two questions regarding suggested amendments to AS 44.62.310 (Agency Meetings Public) and AS 44.62.312 (State Policy Regarding Meetings). It was suggested under AS 44.62.310 that a roll call vote would be appropriate in the case of a voice vote taken by electronic means. This seems to create a higher standard of accountability for casting an affirmative or negative vote in the case of a voice vote taken at a meeting where electronic media is used. It can be argued that in the absence of being physically present in the room, an observer might not know which "voices" cast their votes either affirmatively or negatively. However, this is a defect inherent in the voice vote procedure and I am not sure the committee intended to create more accountability merely because electronic media were present. Similarly, the outline suggests adding a new section (f). Although the outline is inaccurate or poorly cross-referenced, I have taken the suggestion to mean that when the agencies meet in closed or executive sessions that an electronic transcript of that session be retained. This, of course, goes against the typical procedure for executive sessions which are by their very nature private. If the outline is suggesting that an electronic transcript be prepared of the proceedings of those bodies listed in subsection (d) of AS 44.62.310, the committee must be cautioned that this also would be inappropriate given the nature of those deliberative bodies. In the same manner, I cannot really make sense out of the request to add a section to AS 44.62.340 concerning the delegation of power by agencies. The concept of a delegation of power "per se" is ambiguous and will only serve to confuse matters under the Administrative Procedure Act. At best, this suggested amendment seems unnecessary.

I would like to particularly draw the committee's attention to our slightly revised definition of "communications media" which appears in the last section of this draft. I solicit your comments as to whether the revised definition accurately encompasses the telecommunications formats which are to be included.

Representative Terry Martin  
Page 3  
January 12, 1982

As a result of this office's interpretation of the goals to be achieved in preparing this work order, the attached draft is probably somewhat shorter than you had anticipated. There may be several items which we still need to include if, after discussion, you do not feel that the general amendments suggested adequately address the situation. I would recommend that we continue to attempt to accomplish the committee's objectives by using several general, well placed amendments in AS 44.62 rather than a wholesale amendment of each section in which electronic media might have some possible application.

If you have any questions, I would be happy to discuss them with you at your convenience.

TAS:ljb

Enclosure

# STATE OF ALASKA

DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES

DEPUTY COMMISSIONER — ADMINISTRATION

March 3, 1982

JAY S. HAMMOND, GOVERNOR

(907) 465-3900

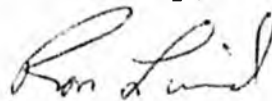
POUCH Z  
JUNEAU, ALASKA 99811

Honorable Terry Martin  
Alaska State Representative  
State Capitol  
Pouch V  
Juneau, Alaska 99811

Dear Representative Martin:

In reply to a request from your office for a position paper from this department regarding House Bill 703, relating to the use of communications media under the Administrative Procedure Act, we wish to state that this department has no comment to make on this bill.

Sincerely,

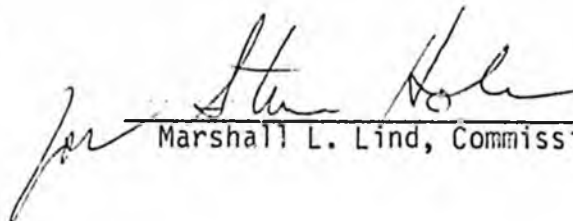


Ron B. Lind  
Deputy Commissioner

Department of Education  
Position Paper  
House Bill 703

While the State Board of Education has not had the opportunity to discuss the provisions of Sections 1, 2 and 5, the department administration supports the provisions of Section 4.

As a practical matter, the department has found audio conferencing to be a very effective means of information exchange at a very low cost. This bill could result in substantial savings over the cost of face to face testimony acquisition in public meetings and administrative proceedings, although those savings would not necessarily accrue to the state.

  
\_\_\_\_\_  
Marshall L. Lind, Commissioner



POSITION PAPER

HOUSE BILL #703

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Department Position

The Department of Health and Social Services strongly supports House Bill No. 703.

Recommended by:

*Marsha Hubbard*

Marsha Hubbard,  
Director, Division  
of Management & Budget

Date:

2-16-82

Approved by:

*Helen D. Beirne*

Helen D. Beirne  
Commissioner

Date:

2-16-82

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB No. 703

Title "An Act relating to the use of communications media under the Admin. Procedure Act."

Requested by Labor & Commerce Committee Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Department of Health & Social Services

Program Category Affected Health, Social Services, Justice

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 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART TIME						
TEMPORARY						

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

This bill would have no significant fiscal impact on the Department of Health & Social Services

IV. DATE February 8, 1982 PREPARED BY Joanne C. Clark *Joanne C. Clark*

AGENCY Division of Management & Budget

Original: Legislative Finance PHONE 465-3331

cc: Budget and Management

Prime Sponsor (First Legislator Named)

33-001 (Rev. 12/81)

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB 703  
Title Relating to the use of communications media  
Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Fish and Game  
Program Category Affected NRMEC  
BRU, Program, Or Subprogram(s) Affected Boards of Fish and Game  
(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 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Source)						
POSITIONS	-0-	-0-	-0-	-0-	-0-	-0-
FULL TIME						
PART TIME						
TEMPORARY						

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

Any costs related to teleconferencing would probably be offset by reductions in travel expenses for board members currently being paid for by the State.

IV. DATE 3/9/82 PREPARED BY J. Green  
AGENCY Fish and Game  
Original: Legislative Finance PHONE 4120  
cc: Budget and Management  
Prime Sponsor (First Legislator Named)  
33-001 (Rev. 12/81)



STATE OF ALASKA  
OFFICE OF THE GOVERNOR

*Many Issues  
Belongs  
Rm. 211*

BILL ANALYSIS

Department Fish and Game	Sponsor (Principal) Hayes	Bill Number HB 866
Department Position No Comment		
Division Director <i>[Signature]</i> Richard [Name]	Date 3/9/82	Commissioner <i>[Signature]</i> Ronald O. Skoog
		Date 3/9/82

GOVERNOR'S OFFICE USE		
Comments:		
<input type="checkbox"/> Position Noted	By	Date

SUMMARY	
1. a) Related Bills (Similar or Conflicting)	1. b) Other Agencies Affected by Bill
2. a) Organizational Support for Bill	2. b) Organizational Opposition to Bill
3. Program Effects of Bill	
4. Fiscal Impact: <input type="checkbox"/> None <input type="checkbox"/> Fiscal Note Attached	
5. Amendments Proposed:	
6. Comments:	