

SCR

33



Official Business

Alaska State Legislature

House of Representatives

Committee on Rules

Pouch V
Juneau, Alaska 99811

Phone:
(907) 465-3764
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F I L E I N D E X

SCR 33am

- I. Memo from Rep. Adams with opinion from Legal Services attached.
- II. Proposed House CS for SCR 33 (Ru s)
- III. Senate Passed Version - SCR 33 am
- IV. Original Bill - SCR 33

Alaska State Legislature

House of Representatives

Al Adams

Chairman

Committee on Finance

WHILE IN SESSION
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Official Business

February 28, 1984

MEMORANDUM

TO: Senator Kertulla
Senator Faiks
Senator Bennett
Senator Sackett
Representative Hayes
Representative Barnes

FROM: Representative Adams, Chair
House Finance Committee

SUBJ: SCR 33 am

Enclosed you will find a memorandum from Billy Berrier, Director, Division of Legal Services, regarding the amendment made in SCR 33 am to the uniform rule on the power of a budget conference committee.

My concern is that under the proposed bill, we will not be able to zero out an item that should be so reduced. For example, in the Department of Health and Social Services budget, the Hepatitis B program is funded in several different places when only one appropriation is really necessary.

Mr. Berrier, at my request, has suggested language to alleviate my concern. I would be interested to know your opinion of the suggested language. Please contact me at your convenience.

Enclosure

STATE OF ALASKA
THE LEGISLATURE

POUCH Y STATE CAPITOL
JUNEAU, ALASKA 99811
907 465 3800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

February 28, 1984

SUBJECT: Conference Committee power under
Uniform Rules (SCR 33 am)

TO: Representative Al Adams

FROM: Billy G. Berrier *BGB*
Director
Division of Legal Services

You have asked whether the language added to Rule 42(a) of the Uniform Rules in SCR 33 am is broad enough to allow deletion of an item contained in each version of a bill before a conference committee.

In my opinion it is not.

The relevant language reads:

If the committee reaches agreement on previously adopted amendments to a bill adopted by either house, or on an appropriation measure reaches agreement on an amount equal to the amount previously adopted by a house or between the amounts previously adopted by either house, the committee then submits an identical report to each house.

The language is quite specific and deletion of an item found in both versions is neither the amount previously adopted by a house nor is it between the amounts since the effect is to make a zero appropriation for that item.

You have also asked for suggested language if, in our opinion the existing language will not allow deletion. I would suggest an adaptation of the provision relating to Free Conference Committees and Conference Committees with limited powers of free conference. The new language would read:

or on an appropriation measure reaches agreement on an amount appropriated by an item that does not exceed the

Representative Al Adams
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higher amount appropriated by that item in a version of
the bill adopted in third reading by a house,

as a substitute for the new language added by the resolution.

BCB:ojb
J4/012
Attachment



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HOUSE RULES COMMITTEE MEETING

TUESDAY, MARCH 20, 1984

AGENDA

HB 519 - "Re: Art works in Public Buildings and Facilities."

SCR 33 - "AM Rule 42/Uniform Rules/Conference Committees."

Jack. 17

RULES COMMITTEE MEETING

TUESDAY, MARCH 20, 1984

1. Call to order, date and time.
2. Note attendance
3. AGENDA:
 - SCR 33 - relating to the powers of Conference Committees.
 - ✓ HB 519 - relating to art work in public buildings and facilities.
4. The first item on the agenda is SCR 33. The proposed Rules CS inserts the following language, which is shown on Page 1, Lines 21-24 of the Rules CS;
"or on an appropriation measure reaches an agreement on an amount appropriated by an item that does not exceed the higher amount appropriated by that item in a version of the bill adopted in third reading by a house,"
5. Elmer Lindstrom of Rep. Adams' office MAY be present to testify. Any other people present wishing to testify?
6. Accept motion to adopt HCS SCR 33 (Rules) in place of SCR 33am.
7. The second item on the agenda is HB 519. Relating to art works by Alaskan artists in public buildings and facilities. LouAnn Cutler, representing Rep. Adams' office, will explain the proposed rules CS.
8. The Committee packets include:
 1. The sectional analysis prepared by Rep. Adams.
 2. The proposed rules CS.
 3. a copy of CSHB 519(Fin)
 4. a copy of HB 519 as introduced
 5. a copy of Title 27, the existing art in public places statute.
9. Call on LouAnn at this point?

(Jack - LouAnn's sectional analysis explains the bill, but does not compare the Finance and Rules versions. A comparison of the Finance and Rules bills is shown on ~~the~~ following page, in case there are questions specifically on how they are different. In general, the Rules CS inserts language authorizing the 'Governing body' or 'school district' in a community to make the decision on having art work in a facility rather than the project owner, and amends the definitions section to reflect this change in authority.)

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10. Open the meeting to public testimony, if applicable?

11. Open the meeting to debate.

12. After debate subsides, take a motion on moving the Rules CS, with individual recommendations? (Rep. Miller will be strongly opposed to the bill.)