

COMMITTEE REPORT  
HOUSE

FURTHER:

(11)

5/17/68

Date: 5-11-68

The Committee on FINANCE has had CSFB 157(SA)

"An Act continuing the existence of the Alaska Administrative Journal and providing for an effective date."

under consideration and recommends:

- 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 450
- reports it back without recommendation  Zero Fiscal Note Attached
- referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

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MEMBERS HAVING  
OTHER RECOMMENDATIONS:

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\_\_\_\_\_  
CHAIRMAN

Offered: 4/3/85  
Referred: Finance

Original sponsors: Fahrenkamp, Kelly  
and Bennett

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE  
2 CS FOR SENATE BILL NO. 157 (State Affairs)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL  
6 For an Act entitled: "An Act continuing the existence of the Alaska Admin-  
7 istrative Journal; and providing for an effective  
8 date."

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

10 \* Section 1. FINDINGS. The legislature recognizes that public knowl-  
11 edge of and participation in the administrative regulatory process, and  
12 easy access to information concerning executive actions, are essential to  
13 the democratic process of state government. The legislature recognizes  
14 that publication and distribution of the Alaska Administrative Journal  
15 facilitates the widespread dissemination of information about the regula-  
16 tory process and activities by state agencies. In order that the public  
17 may continue to be provided with this information in a timely and useful  
18 manner and with a means to participate more fully in the regulatory pro-  
19 cess, the legislature makes permanent the publication and distribution of  
20 the Alaska Administrative Journal.

21 \* Sec. 2. AS 44.62 is amended by adding a new section to read:

22 Sec. 44.62.175. ALASKA ADMINISTRATIVE JOURNAL. (a) The lieu-  
23 tenant governor shall publish or contract for the publication of the  
24 Alaska Administrative Journal. The journal shall be published weekly.  
25 The journal must include

26 (1) notices of proposed actions given under AS 44.62.-  
27 190(a);

28 (2) notices of state agency meetings required under AS 44.-  
29 62.310(e), even if the meeting has been held;

1                   (3) notices of solicitations to bid issued under AS 37.05.-  
2                   230;

3                   (4) notices of state agency requests for proposals issued  
4                   under AS 18.55.255, 18.55.320; AS 19.10.190; AS 19.40.020; AS 35.15.-  
5                   030; AS 36.98.030; AS 37.05.230, 37.05.315(d); AS 38.05.120; AS 43.-  
6                   40.010; and AS 46.11.030;

7                   (5) executive orders and administrative orders issued by  
8                   the governor;

9                   (6) written delegations of authority made by the governor  
10                  or the head of a principal department under AS 44.17.010;

11                  (7) the text or a summary of the text of a regulation or  
12                  order of repeal of a regulation for which notice is given under  
13                  AS 44.62.190(a), including an emergency regulation or repeal whether  
14                  or not it has taken effect;

15                  (8) a summary of the text of recently issued formal op-  
16                  inions and memoranda of advice of the attorney general; and

17                  (9) a list of vacancies on boards, commissions, and other  
18                  bodies whose members are appointed by the governor.

19                  (b) The issuer of a notice, order, delegation, text, summary, or  
20                  list in (a) of this section shall send a copy to the lieutenant gover-  
21                  nor in a computer-readable magnetic medium in a format prescribed by  
22                  the lieutenant governor.

23                  (c) The lieutenant governor shall provide to the Legislative  
24                  Affairs Agency the text of each issue of the journal in a computer-  
25                  readable magnetic medium compatible with the legislative data process-  
26                  ing system. The Legislative Affairs Agency shall retain the text of  
27                  each issue of the journal in a computer-readable magnetic medium.

28                  (d) The lieutenant governor shall sell subscriptions to the  
29                  journal at a price reasonably calculated to offset the cost of

1 publication and distribution.

2 (e) A person may not maintain an action based on publication or  
3 lack of publication in the journal.

4 (f) In this section

5 (1) "journal" means the Alaska Administrative Journal; and

6 (2) "publish" means to make available to the public

7 (A) through the legislative data processing system;

8 and

9 (B) in printed form.

10 \* Sec. 3. AS 44.62.190(a) is amended to read:

11 (a) At least 30 days before the adoption, amendment, or repeal  
12 of a regulation, notice of the proposed action shall be

13 (1) published in the newspaper of general circulation, or  
14 trade or industry publication, that [WHICH] the state agency pre-  
15 scribes and in the Alaska Administrative Journal;

16 (2) mailed to every person who has filed a request for  
17 notice of proposed action with the state agency;

18 (3) if the agency is within a department, mailed or de-  
19 livered to the commissioner of the department;

20 (4) when appropriate in the judgment of the agency, (A)  
21 mailed to a person or group of persons whom the agency believes is  
22 interested in the proposed action, and (B) published in the additional  
23 form and manner the state agency prescribes;

24 (5) furnished the Department of Law together with a copy of  
25 the proposed regulation, amendment, or order of repeal for the depart-  
26 ment's use in preparing the opinion required after adoption and before  
27 filing by AS 44.62.060;

28 (6) furnished to all incumbent State of Alaska legislators  
29 and the Legislative Affairs Agency;

1                   (7) furnished to the standing committee of each house of  
2 the legislature having legislative jurisdiction over the subject  
3 matter treated by the regulation under the Uniform Rules of the Alaska  
4 State Legislature, together with a copy of the proposed regulation,  
5 amendment, or order of repeal for the committee's use in conducting  
6 the review authorized by AS 24.37.010;

7                   (8) furnished to the staff of the Administrative Regulation  
8 Review Committee.

9 \* Sec. 4. AS 44.62.200 is amended by adding a new subsection to read:

10                   (c) An agency that issues a notice under this section shall  
11 assure that the notice is prepared in a form adequate for publication  
12 in the Alaska Administrative Journal.

13 \* Sec. 5. This Act takes effect July 1, 1985.

STATE OF ALASKA 1985 LEGISLATIVE SESSION  
FISCAL NOTE

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

REQUEST

Bill/Resolution No.: CSSB 157(SA)  
 Title: Alaska Administrative  
Journal  
 Sponsor: Sen. Fabrenkamp  
 Requestor: House Finance  
 Date of Request: 5/11/85

FISCAL DETAIL

Agency Affected: Governor's Office  
 Program Category Affected: \_\_\_\_\_  
Print shop  
 BRU, Program or Subprogram(s) Affected: \_\_\_\_\_

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
<b>OPERATING</b>						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL		45.0				
400 SUPPLIES						
500 EQUIPMENT						
500 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
<b>TOTAL OPERATING</b>		45.0				

<b>- CAPITAL</b>						
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<b>REVENUE</b>						
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER		45.0				
<b>TOTAL</b>		45.0				

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

These funds are for printing of the Journal by the Legislative Print Shop. All other costs can be absorbed in the FY 86 budget. The printing will be paid for with program receipts which will be the revenue brought in from the sale of the journal.

*APA*

Prepared By: Rep. Al Adams, Chair Phone: 465-3706  
 Division: House Finance Committee Date: 5/11/85

Approved by Commissioner: \_\_\_\_\_ Date: \_\_\_\_\_  
 Agency: \_\_\_\_\_

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

7/1/84

STATE OF ALASKA 1985 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: 4-16-85

**REQUEST**

Bill/Resolution No.: CS SB 157 (SA)  
 Title: An Act continuing the  
existence of the AK. Admin. Journal  
 Sponsor: Betty Fahrenkamp  
 Requestor: \_\_\_\_\_  
 Date of Request: 04/16/85

**FISCAL DETAIL**

Agency Affected: Office of the Governor  
 Program Category Affected: \_\_\_\_\_  
Executive Operations  
 BRU, Program or Subprogram(s) Affected: \_\_\_\_\_  
Office of the Lieutenant Governor

**EXPENDITURES/REVENUES: (Thousands of Dollars)**

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
<b>OPERATING</b>						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL	104.0	98.0	98.0			
400 SUPPLIES	6.0	2.0	2.0			
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>110.0</b>	<b>100.0</b>	<b>100.0</b>			

<b>CAPITAL</b>						
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<b>REVENUE</b>	42.0	125.0	125.0			
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**FUNDING: (Thousands of Dollars)**

GENERAL FUND	110.0	100.0	100.0			
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	<b>110.0</b>	<b>100.0</b>	<b>100.0</b>			

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS:** Attach a separate page if necessary

This appropriation would fund the continued publication of the Alaska Administrative Journal in hard copy for distribution to subscribers. The dollar amount is based on 500 subscribers, on a weekly basis, at 100 pages each. Subscriptions are sold at \$250.00 annually with the revenues going to the General Fund. \$73.0 printing; \$25.0 postage; \$2.0 labels, envelopes, misc. To accommodate the increase to weekly publication and stay within the FY 85 appropriation for FY 86, other printing and advertising has been deleted from this request.

Prepared By: Sally R. Hanson

Phone: 465-3520

Division: Office of the Lieutenant Governor

Date: 04/16/85

Approved by Commissioner: Stephen McAlpine

Date: 04/16/85

Agency: Lieutenant Governor

**Distribution (by Agency preparing fiscal note):**

Legislative Finance  
 Legislative Sponsor  
 Requestor  
 Office of Management and Budget  
 Impacted Agency(ies)

7/1/84

This request is based on 500 users of the Alaska Administrative Journal. As of April 1, 1985 the revenue to the General Fund is \$42,000. Presently there are 193 paid subscribers. Some are Six month as compared to One year. Also there are 125 gratis distributed. These include Legislators, Commissioners, State Libraries, Legislative Information Offices and the Governor's Offices. If the total 500 were sold, the revenue would be \$125,000. At 375 subscriptions the revenue would be \$93,750. There are also 1,500 computer terminals statewide being used to access the Administrative Journal by state government and the general public.

Offered: 4/3/85  
Referred: Finance

Original sponsors: Fahrenkamp, Kelly  
and Bennett

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE  
2 CS FOR SENATE BILL NO. 157 (State Affairs)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act continuing the existence of the Alaska Admin-  
7 istrative Journal; and providing for an effective  
8 date."

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

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15 facilitates the widespread dissemination of information about the regula-  
16 tory process and activities by state agencies. In order that the public  
17 may continue to be provided with this information in a timely and useful  
18 manner and with a means to participate more fully in the regulatory pro-  
19 cess, the legislature makes permanent the publication and distribution of  
20 the Alaska Administrative Journal.

21 \* Sec. 2. AS 44.62 is amended by adding a new section to read:

22 Sec. 44.62.175. ALASKA ADMINISTRATIVE JOURNAL. (a) The lieu-  
23 tenant governor shall publish or contract for the publication of the  
24 Alaska Administrative Journal. The journal shall be published weekly.  
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8 the governor;

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10 or the head of a principal department under AS 44.17.010;

11 (7) the text or a summary of the text of a regulation or  
12 order of repeal of a regulation for which notice is given under  
13 AS 44.62.190(a), including an emergency regulation or repeal whether  
14 or not it has taken effect;

15 (8) a summary of the text of recently issued formal op-  
16 inions and memoranda of advice of the attorney general; and

17 (9) a list of vacancies on boards, commissions, and other  
18 bodies whose members are appointed by the governor.

19 (b) The issuer of a notice, order, delegation, text, summary, or  
20 list in (a) of this section shall send a copy to the lieutenant gover-  
21 nor in a computer-readable magnetic medium in a format prescribed by  
22 the lieutenant governor.

23 (c) The lieutenant governor shall provide to the Legislative  
24 Affairs Agency the text of each issue of the journal in a computer-  
25 readable magnetic medium compatible with the legislative data process-  
26 ing system. The Legislative Affairs Agency shall retain the text of  
27 each issue of the journal in a computer-readable magnetic medium.

28 (d) The lieutenant governor shall sell subscriptions to the  
29 journal at a price reasonably calculated to offset the cost of

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15 scribes and in the Alaska Administrative Journal;

16 (2) mailed to every person who has filed a request for  
17 notice of proposed action with the state agency;

18 (3) if the agency is within a department, mailed or de-  
19 livered to the commissioner of the department;

20 (4) when appropriate in the judgment of the agency, (A)  
21 mailed to a person or group of persons whom the agency believes is  
22 interested in the proposed action, and (B) published in the additional  
23 form and manner the state agency prescribes;

24 (5) furnished the Department of Law together with a copy of  
25 the proposed regulation, amendment, or order of repeal for the depart-  
26 ment's use in preparing the opinion required after adoption and before  
27 filing by AS 44.62.060;

28 (6) furnished to all incumbent State of Alaska legislators  
29 and the Legislative Affairs Agency;

1           (7) furnished to the standing committee of each house of  
2 the legislature having legislative jurisdiction over the subject  
3 matter treated by the regulation under the Uniform Rules of the Alaska  
4 State Legislature, together with a copy of the proposed regulation,  
5 amendment, or order of repeal for the committee's use in conducting  
6 the review authorized by AS 24.37.010;

7           (8) furnished to the staff of the Administrative Regulation  
8 Review Committee.

9 \* Sec. 4. AS 44.62.200 is amended by adding a new subsection to read:

10           (c) An agency that issues a notice under this section shall  
11 assure that the notice is prepared in a form adequate for publication  
12 in the Alaska Administrative Journal.

13 \* Sec. 5. This Act takes effect July 1, 1985.

Introduced: 2/14/85  
Referred: State Affairs and  
Finance

BY FAHRENKAMP, KELLY,  
AND BENNETT

1 IN THE SENATE

2 SENATE BILL NO. 157

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act continuing the existence of the Alaska Admin-  
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16 tory process and activities by state agencies. In order that the public  
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22 Sec. 44.62.175. ALASKA ADMINISTRATIVE JOURNAL. (a) The lieu-  
23 tenant governor shall publish or contract for the publication of the  
24 Alaska Administrative Journal. The journal shall be published on the  
25 first and third Monday of each month. The journal shall include

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27 190(a);

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4 under AS 18.55.255, 18.55.320; AS 19.10.190; AS 19.40.020; AS 35.15.-  
5 030; AS 36.98.030; AS 37.05.230, 37.05.315(d); AS 38.05.120; AS 43.-  
6 40.010; and AS 46.11.030;

7 (5) executive orders and administrative orders issued by  
8 the governor;

9 (6) written delegations of authority made by the governor  
10 or the head of a principal department under AS 44.17.010;

11 (7) the text or a summary of the text of a regulation or  
12 order of repeal of a regulation for which notice is given under  
13 AS 44.62.190(a);

14 (8) a summary of the text of recently issued formal  
15 opinions and memoranda of advice of the attorney general;

16 (9) a list of vacancies on boards, commissions, and other  
17 bodies whose members are appointed by the governor; and

18 (10) other information that the lieutenant governor deter-  
19 mines is of general interest to the public, including state agency  
20 organizational and personnel changes and federal legislation and  
21 regulations affecting the state and its agencies.

22 (b) The issuer of a notice, order, delegation, text, summary, or  
23 list in (a) of this section shall send a copy to the lieutenant gover-  
24 nor in a computer-readable magnetic medium in a format prescribed by  
25 the lieutenant governor.

26 (c) The lieutenant governor shall provide to the Legislative  
27 Affairs Agency the text of each issue of the journal in a computer-  
28 readable magnetic medium compatible with the legislative data process-  
29 ing system. The Legislative Affairs Agency shall retain the text of

1 each issue of the journal in a computer-readable magnetic medium.

2 (d) The lieutenant governor shall supply a free copy of each  
3 issue of the journal to

4 (1) the clerk of each municipality in the state;

5 (2) each member of the legislature; and

6 (3) the state library distribution and data access center.

7 (e) The lieutenant governor shall sell subscriptions to the  
8 journal at a price reasonably calculated to offset the cost of publi-  
9 cation and distribution.

10 (f) The adoption, amendment, or repeal of a regulation is not  
11 valid unless notice of the proposed action has been published in the  
12 journal in accordance with AS 44.62.190(a)(1). The adoption of an  
13 emergency regulation or emergency order of repeal is not invalid for  
14 failure to publish notice in the journal, but the text or a summary of  
15 the text of the regulation or order, and notice of its adoption, shall  
16 be published in the journal as soon as practicable after adoption.

17 (g) In this section

18 (1) "journal" means the Alaska Administrative Journal; and

19 (2) "publish" means to make available to the public

20 (A) through the legislative data processing system;

21 and

22 (B) in printed form.

23 \* Sec. 3. AS 44.62.190(a) is amended to read:

24 (a) At least 30 days before the adoption, amendment, or repeal  
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1 notice of proposed action with the state agency;

2 (3) if the agency is within a department, mailed or de-  
3 livered to the commissioner of the department;

4 (4) when appropriate in the judgment of the agency, (A)  
5 mailed to a person or group of persons whom the agency believes is  
6 interested in the proposed action, and (B) published in the additional  
7 form and manner the state agency prescribes;

8 (5) furnished the Department of Law together with a copy of  
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10 ment's use in preparing the opinion required after adoption and before  
11 filing by AS 44.62.060;

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15 the legislature having legislative jurisdiction over the subject  
16 matter treated by the regulation under the Uniform Rules of the Alaska  
17 State Legislature, together with a copy of the proposed regulation,  
18 amendment, or order of repeal for the committee's use in conducting  
19 the review authorized by AS 24.37.010;

20 (8) furnished to the staff of the Administrative Regulation  
21 Review Committee.

22 \* Sec. 4. AS 44.62.200 is amended by adding a new subsection to read:

23 (c) The summary specified in (a)(3) of this section must be  
24 approved by the issuing agency as adequate for publication in the  
25 Alaska Administrative Journal before notice may be given under AS 44.-  
26 62.190.

27 \* Sec. 5. This Act does not invalidate the adoption of any regulation  
28 or order of repeal, or any other action taken in accordance with AS 44.62.-  
29 010 - 44.62.320, before the effective date of this Act.

1 \* Sec. 6. This Act takes effect July 1, 1985.