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STATE OF ALASKA THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY

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JUNEAU, ALASKA 99811
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May, 1986

Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS date base CM 14. In order to save space copies of minutes have not been left in the files.

Jeanie Henry

House judiciary	3/21/85	1:30 pm
"	3/22/85	1:30 pm

Original sponsor: Rules/Governor

m Miller

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IN THE JUDICIARY

BY THE JUDICIARY COMMITTEE

CS FOR HOUSE BILL NO. 140 (Judiciary)

IN THE LEGISLATURE OF THE STATE OF ALASKA

FOURTEENTH LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to the use of teleconferencing under the Administrative Procedure Act."

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

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

(a) On the date and at the time and place designated in the notice the agency shall give each interested person or the person's authorized representative, or both, the opportunity to present statements, arguments, or contentions in writing, with or without opportunity to present them orally. The state agency may accept material presented by any form of communication authorized by this chapter and shall consider all relevant matter presented to it before adopting, amending or repealing a regulation.

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

(a) All meetings of a legislative body, of a board of regents, or of an administrative body, board, commission, committee, subcommittee, authority, council, agency, or other organization, including subordinate units of the above groups, of the state or any of its political subdivisions, including but not limited to municipalities, boroughs, school boards, and all other boards, agencies, assemblies, councils, departments, divisions, bureaus, commissions or organizations, advisory or otherwise, of the state or local government supported in whole or in part by public money or authorized to spend public money, are open to the public except as otherwise provided by this section. Except for meetings of a house of the legislature,

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2 attendance and participation at meetings by members of the public or
3 by members of a body may be by teleconferencing. Agency materials that
4 are to be considered at the meeting shall be made available at tele-
5 conference locations. Except when voice votes are authorized or when
6 the meeting is being held by teleconference, the vote shall be con-
7 ducted in such a manner that the public may know the vote of each
8 person entitled to vote. This section does not apply to any votes
9 required to be taken to organize a public body described [THE BODIES
10 SPECIFIED] in the subsection.

11 * Sec. 3. AS 44.62.310(e) is amended to read:

12 (e) Reasonable public notice shall be given for all meetings
13 required to be open under this section. The notice must include the
14 date, time, and place of the meeting, and if the meeting is by tele-
15 conference the location of any teleconferencing facilities that will
16 be used.

17 * Sec. 4. AS 44.62.312(a) is amended to read:

18 (a) It is the policy of the state that

19 (1) the governmental units mentioned in AS 44.62.310(a)
20 exist to aid in the conduct of the people's business;

21 (2) it is the intent of the law that actions of those units
22 be taken openly and that their deliberations be conducted openly;

23 (3) the people of this state do not yield their sovereignty
24 to the agencies which serve them;

25 (4) the people, in delegating authority, do not give their
26 public servants the right to decide what is good for the people to
27 know and what is not good for them to know;

28 (5) the people's right to remain informed shall be protect-
29 ed so that they may retain control over the instruments they have
created;

1 (6) the use of teleconferencing under this chapter is for
2 the convenience of the parties, the public, and the governmental units
3 conducting the meetings.

4 * Sec. 5. AS 44.62.410 is amended by adding a new subsection to read:

5 (b) Upon the mutual agreement of the parties, the agency may use
6 teleconferencing in the conduct of a hearing under this section.

7 * Sec. 6. AS 44.62.600 is amended to read:

8 Sec. 44.62.600. VOTING PROCEDURE [MAIL VOTE]. A member of an
9 agency qualified to vote on a question may vote by mail or by telecon-
10 ferencing. A vote by teleconferencing shall be recorded in a manner
11 that identifies each person who has voted and how the person voted.

12 * Sec. 7. AS 44.62 is amended by adding a new section to article 9 to
13 read:

14 Sec. 44.62.635. TELECONFERENCING. (a) An agency may use tele-
15 conferencing for the benefit or convenience of the parties, the pub-
16 lic, or the agency, in connection with a proceeding or act authorized
17 under this chapter if all statutory and constitutional rights of the
18 parties are waived or adequately protected.

19 (b) Teleconferencing may be used to establish quorums, receive
20 public input, and, if all voting individuals have an opportunity to
21 evaluate all testimony and evidence, to vote on actions.

22 * Sec. 8. AS 44.62.640 is amended by adding a new subsection to read:

23 (c) In this chapter "teleconferencing" means information ex-
24 change by audio or video medium.
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MEMORANDUM

State of Alaska

TO: Jeannie Smith
Professional Assistant
House Rules Committee

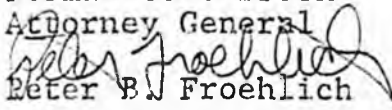
DATE: April 18, 1985

FILE NO:

TELEPHONE NO: 465-3600

FROM: Norman C. Gorsuch
Attorney General

SUBJECT: Differences between
CSHB 140(Fin) and
CSHB 140(Rls)

By: 
Peter B. Froehlich
Assistant Attorney General
Legislation/Regulations Section

There are five differences between CSHB 140(Fin) and CSHB 140(Rls). Four of them involve the bill's amendments to our open meeting statutes, AS 44.62.310 and 44.62.312. The differences were suggested on April 13th by Director of Legal Services Bill Berrier and concurred in by Chairman Boucher of the Special Committee on Telecommunications; Chairman Miller, Representative Gruenberg, and Counsel Kaden of the House Judiciary Committee; and Director of Telecommunications Services of the Department of Administration; as well as by myself.

All five differences are listed as follows with page and line references to the Rules version:

- 1) Page 1, line 29, after "section." -- the phrase "except for meetings of a house of the legislature" is added. This eliminates the option of teleconferencing for meetings of a house of the legislature.
- 2) Page 2, line 2, after "teleconferencing." -- the language "according to regulations adopted by the commissioner of administration. The regulations must include a provision that" is deleted. This eliminates any possibility that the commissioner of administration would adopt regulations that could affect the use of teleconferencing by legislative committees. It also enhances flexibility in the use of teleconferencing by all agencies but preserves the commissioner's option under other authority to adopt general regulations on the use of teleconferencing by executive branch agencies only.
- 3) Page 3, line 13, after "meeting." -- the phrase "general topics to be discussed or considered" is deleted and the phrase "if the meeting is by teleconference" is added. This eliminates the burden on agencies of giving advance notice of every

possible topic to be discussed or considered at a public meeting whether it is teleconferenced or not. It also eliminates a possible technical grounds for challenge of action taken on topics not included in a notice. This change was suggested by the Senate State Affairs Committee in response to a concern raised by the City and Borough of Juneau.

- 4) Page 3, line 3, after "meetings." -- the phrase "and is to provide the broadest input and dissemination of information practicable" is deleted. This eliminates unnecessary and possibly problematic policy statement language.
- 5) Page 3, line 8, after "[MAIL VOTE]." -- the phrase "if voting in person is not reasonably possible" is deleted. This encourages use of teleconference voting as an option to in person voting by executive branch agencies in administrative adjudication.

Everyone at the April 13 meeting expressed the desire that the Rules Committee substitute of this bill reach the floor of the House as soon as possible. If I can provide any further information or assistance towards that end, please let me know.

PEF:md

cc: Rep. Red Boucher, Chair
House Special Committee on Teleconferencing

Rep. Mike M. Miller, Chair
House Judiciary Committee

Sen. Mitchell Abood, Chair
Senate State Affairs Committee

Bill Berrier, Esq.
Director of Legal Services
LAA

Hayden Kaden, Esq.
Counsel to House Judiciary Committee

Sioux Plummer, Director
Division of Telecommunications Services
Dept. of Administration

Original sponsor: Rules/Governor

1 IN THE HOUSE

BY THE RULES COMMITTEE

2 CS FOR HOUSE BILL NO. 140 (Rules)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the use of teleconferencing under
7 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
11 notice the agency shall give each interested person or the person's
12 authorized representative, or both, the opportunity to present state-
13 ments, arguments, or contentions in writing, with or without oppor-
14 tunity to present them orally. The state agency may accept material
15 presented by any form of communication authorized by this chapter and
16 shall consider all relevant matter presented to it before adopting,
17 amending or repealing a regulation.

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

19 (a) All meetings of a legislative body, of a board of regents,
20 or of an administrative body, board, commission, committee, subcommit-
21 tee, authority, council, agency, or other organization, including
22 subordinate units of the above groups, of the state or any of its
23 political subdivisions, including but not limited to municipalities,
24 boroughs, school boards, and all other boards, agencies, assemblies,
25 councils, departments, divisions, bureaus, commissions or organiza-
26 tions, advisory or otherwise, of the state or local government sup-
27 ported in whole or in part by public money or authorized to spend
28 public money, are open to the public except as otherwise provided by
29 this section. Except for meetings of a house of the legislature,

1 attendance and participation at meetings by members of the public or
2 by members of a body may be by teleconferencing. Agency materials that
3 are to be considered at the meeting shall be made available at tele-
4 conference locations. Except when voice votes are authorized, the
5 vote shall be conducted in such a manner that the public may know the
6 vote of each person entitled to vote. The vote at a meeting held by
7 teleconference shall be taken by roll call. This section does not
8 apply to any votes required to be taken to organize a public body
9 described [THE BODIES SPECIFIED] in the subsection.

10 * Sec. 3. AS 44.62.310(e) is amended to read:

11 (e) Reasonable public notice shall be given for all meetings
12 required to be open under this section. The notice must include the
13 date, time, and place of the meeting, and if the meeting is by tele-
14 conference the location of any teleconferencing facilities that will
15 be used.

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19 exist to aid in the conduct of the people's business;

20 (2) it is the intent of the law that actions of those units
21 be taken openly and that their deliberations be conducted openly;

22 (3) the people of this state do not yield their sovereignty
23 to the agencies which serve them;

24 (4) the people, in delegating authority, do not give their
25 public servants the right to decide what is good for the people to
26 know and what is not good for them to know;

27 (5) the people's right to remain informed shall be protect-
28 ed so that they may retain control over the instruments they have
29 created;

1 (6) the use of teleconferencing under this chapter is for
2 the convenience of the parties, the public, and the governmental units
3 conducting the meetings.

4 * Sec. 5. AS 44.62.410 is amended by adding a new subsection to read:

5 (b) Upon the mutual agreement of the parties, the agency may use
6 teleconferencing in the conduct of a hearing under this section.

7 * Sec. 6. AS 44.62.600 is amended to read:

8 Sec. 44.62.600. VOTING PROCEDURE [MAIL VOTE]. A member of an
9 agency qualified to vote on a question may vote by mail or by telecon-
10 ferencing. A vote by teleconferencing shall be recorded in a manner
11 that identifies each person who has voted and how the person voted.

12 * Sec. 7. AS 44.6? is amended by adding a new section to article 9 to
13 read:

14 Sec. 44.62.635. TELECONFERENCING. (a) An agency may use tele-
15 conferencing for the benefit or convenience of the parties, the pub-
16 lic, or the agency, in connection with a proceeding or act authorized
17 under this chapter if all statutory and constitutional rights of the
18 parties are waived or adequately protected.

19 (b) Teleconferencing may be used to establish quorums, receive
20 public input, and, if all voting individuals have an opportunity to
21 evaluate all testimony and evidence, to vote on actions.

22 * Sec. 8. AS 44.62.640 is amended by adding a new subsection to read:

23 (c) In this chapter "teleconferencing" means information ex-
24 change by audio or video medium.

COMMITTEE REPORT
HOUSE

3/25

(7)

FURTHER: FINANCE

3/11/85

Date: _____

The Committee on JUDICIARY has had HB 140

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

under consideration and recommends:

do pass do not pass

do pass with attached amendments(s)

replace with CS for HB 140 (JUD) same title new title

and recommends it do pass

AND attaches a "Letter of Intent" New Fiscal Note

reports it back without recommendation Zero Fiscal Note Attached

referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

Page 1 of 2

REQUEST

Bill/Resolution No.: CSHB 140 (Jud)
 Title: Relating to use of teleconferencing under Administrative Procedures Act
 Sponsor: Governor
 Requestor: _____
 Date of Request: _____

FISCAL DETAIL

Agency Affected: Administration
 Program Category Affected: _____
General Government
 BRU, Program or Subprogram(s) Affected: Telecommunications Services

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
TELETYPE	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

See Attached

Prepared By: *[Signature]* Sioux Plummer, Director *[Signature]* Phone: 465-2041
 Division: Telecommunications Services Date: April 1, 1985

Approved by Commissioner: *[Signature]* Lisa Rudd *[Signature]* Date: 4/1/85
 Agency: Department of Administration

Distribution (by Agency preparing fiscal note):

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

CSHB 140 (Jud)
Fiscal Note Analysis
Prepared by Division of Telecommunications Services
Department of Administration
April 1, 1985

This bill will clarify the legitimate use of teleconferencing for meetings and hearings held under the Administrative Procedures Act (AS 44.62). Specifically it will permit teleconference use by publically funded bodies for presentations, discussions and testimony at public hearings, and for counting quorum and voting.

The legal clarification of teleconference use will have no direct fiscal impact. Indirectly, however, some fiscal impact may be felt as increased use of teleconferencing could save money currently expended for travel. Costs associated with the process of adopting regulations will be less than \$1,000.00 and can be covered by existing operating funds.

Clarification and the resulting increase in use of teleconferencing will allow for greater participation in public policy making. It will also encourage broader circulation of information to and from governmental bodies and the public.

Position Paper

CSHB 140 (Jud)

The Department of Administration supports the passage of CSHB 140 (Jud) (An Act relating to the use of teleconferencing under the Administrative Procedures Act) because it will clarify past and present ambiguities relating to the use of teleconferencing for the conduct of State business. The legality of taking public testimony, establishing quorums and voting will be clarified specifically.

Teleconferencing has proven to be an effective communications medium when used to disseminate or gather information. Legal considerations for meetings have arisen when teleconferencing has been used for decision making requiring quorums for voting.

Passage of this bill will have no direct fiscal impact on State agencies other than the Department of Administration in that regulations regarding teleconferences use must be adopted by this Commissioner. The costs incurred to promulgate these regulations will be less than \$1,000.00 and can be covered by existing operating funds.

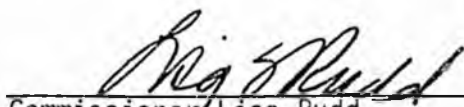
The potential for cost savings exists because teleconferencing provides a less expensive way for agencies to do business. Although telephone costs would increase, it could still be cheaper to meet by teleconference than to travel to meetings.

Use of teleconferencing will also enable more people to participate in the decision making process. The public and State agencies will have increased participatory opportunities without associated high travel costs as well as the ability to conduct business more quickly and efficiently.



Sioux Plummer, Director
Division of Telecommunications Services
Department of Administration

April 1, 1985
Date



Commissioner Lisa Rudd
Department of Administration

4/1/85
Date

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

Page 1 of 2

REQUEST

Bill/Resolution No.: _____
 Title: Relating to use of telecon-
ferencing
 Sponsor: Governor
 Requestor: _____
 Date of Request: _____

FISCAL DETAIL

Agency Affected: Administration
 Program Category Affected: _____
General Government
 BRU, Program or Subprogram(s) Affected:
Telecommunications

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 SUPPLIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
800 MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0
CAPITAL	0	0	0	0	0	0
REVENUE	0	0	0	0	0	0

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

See Attached

Prepared By: [Signature] Phone: 465-2041
 Division: Telecommunications Services Date: 12/5/84

Approved by Commissioner: Lisa Rudd [Signature] Date: 1/11/85
 Agency: Department of Administration

Distribution (by Agency preparing fiscal note):

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

House Bill
Fiscal Note Analysis
Prepared by Division of Telecommunications Services
Department of Administration
December 5, 1984

This bill will clarify the legitimate use of teleconferencing for meetings and hearings held under the Administrative Procedures Act (AS 44 52). Specifically it will permit teleconference use by publically funded bodies for presentations, discussions and testimony at public hearings, and for counting quorum and voting.

The legal clarification of teleconference use will have no direct fiscal impact. Indirectly, however, some fiscal impact may be felt as increased use of teleconferencing could save money currently expended for travel.

Clarification and the resulting increase in use will allow for greater participation in public policy making as well as broader dissemination of information to and from governmental entities and the public.

HB 140

(Teleconferencing under the Administrative Procedure Act)

SECTION-BY-SECTION ANALYSIS

* Section 1 is a general statement of the intent of the bill to allow state agencies to use teleconferencing technology for increased efficiency and convenience but without diminishing any rights of parties. The bill amends sections in four articles within the Administrative Procedure Act.

Article 4. PROCEDURE FOR ADOPTING REGULATIONS

* Section 2 amends AS 44.62.210 which is entitled "Public Proceedings" to clarify that agencies proposing to adopt administrative regulations may accept comments from the public by any form of communication unless the notice of the proposed regulation specifically limits the acceptable form of comments. This amendment would affirm a growing current practice.

Article 6. AGENCY MEETINGS PUBLIC

* Sections 3 -- 5 amend AS 44.62.310 -- 312, commonly referred to as our "Open Meeting Law". Only these sections of the bill apply to the legislative branch and that is only because the statutes amended already apply to that branch.

* Section 3 amends AS 44.62.310(a) to permit teleconference participation at public meetings of a public body (except for house and senate sessions) by both members of the body and members of the public, according to rules established by the body.

* Section 4 amends AS 44.62.310(a) to add a requirement that the notices already required for public meetings must include specific information about the meeting and about any teleconferencing that will be used.

* Section 5 adds a new paragraph to AS 44.62.312(a) stating the policy that the use of teleconferencing is for the convenience of parties, the public, and the bodies conducting meetings.

Article 8. ADMINISTRATIVE ADJUDICATION

* Section 6 adds a new subsection to AS 44.62.410 which is entitled "Time and Place of Hearing". The new subsection

authorizes the parties to an administrative adjudication to agree to use teleconferencing in conducting a hearing.

* Section 7 amends AS 44.62.600 and changes its title to "Voting Procedure". The amended section permits voting by members of an agency in an adjudication by means of teleconferencing, in addition to the currently authorized mail method. If votes are by teleconference they must be recorded to identify the way each member voted.

Article 9. GENERAL PROVISIONS

* Section 8 adds a new general section to AS 44.62 to broadly authorize the use of teleconferencing for any proceeding or act under the Administrative Procedure Act and specifically for establishing quorums, taking public input, and for voting when all voters have had a substantially equal chance to review testimony and evidence. This section, which is really the most important single section of the bill, includes a proviso similar to that in the intent statement in section 1 of the bill, that the use of teleconferencing may not violate statutory or constitutional rights of parties.

* Section 9 adds a paragraph to AS 44.62.640 to define "teleconferencing" as information exchange by audio or video electronic media.



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Representative Grussendorf:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill clarifying and codifying fiscal procedures for the University of Alaska.

This bill will settle three university fiscal issues:

- 1) administration of university receipts;
- 2) university authority to invest money and spend the interest earned on it; and
- 3) reallocation of state appropriations to the university.

1. Administration of university receipts:

Because it is a public, higher-education corporation established under the state constitution, the University of Alaska has several unique sources of revenue. Unlike the heads of other state agencies, members of the Board of Regents are trustees; they administer university money and property, and, while serving in that capacity, are accountable for all university receipts.

The university receives money from a variety of sources. In addition to state general fund appropriations, the university generates income from student tuition and fees; auxiliary enterprises; gifts, grants, and contracts; federal educational and research projects; sales and rentals of university educational properties; sales, rentals, and services of educational activities; and recovery of indirect costs of university activities.

Section 1 of the bill clarifies the Board of Regents' ability to receive and spend these sources of income. Section 2 requires the university president to establish procedures for receipt, expenditure, and reporting of university

receipts. Section 5 defines "university receipts." Section 8 allows the university to carry forward unexpended balances of these university receipts.

2. Investment of university money:

Unlike other state agencies, the university maintains a separate treasury, drawing cash from the state treasury in monthly installments. The university deposits money in interest-bearing accounts pending payment of payrolls and other obligations. While the university has received annual budget authority to receive and spend the interest earned, the attorney general has opined that the university has no statutory authority to do so.

The university and my administration agreed to clarify this statutory authority, using four fundamental principles:

- 1) the university should be encouraged to prudently manage its resources;
- 2) university cash balances should not sit idle, but should be temporarily deposited in interest-bearing accounts;
- 3) the university should be strictly accountable for money entrusted to it; and
- 4) there should be clear statutory rules for university investment.

Section 3 of the bill authorizes the university to invest money it receives, regardless of the source. Section 4 of the bill requires the university to invest certain surplus money, and restricts that investment to the same instruments provided for state general fund surplus under AS 37.10.070. If appropriated by the legislature, or approved under the revised program procedures of AS 37.07.080(h), the university may spend earnings from these investments.

Last year the legislature attempted to appropriate prior years' interest income to the University of Alaska working capital reserve fund (AS 14.40.296). I vetoed that appropriation because the statutory authority for both the receipt of interest income and its deposit to the working capital reserve fund were unclear. Amendments to the working capital reserve fund contained in sec. 6 of this bill would take care of last year's problem.

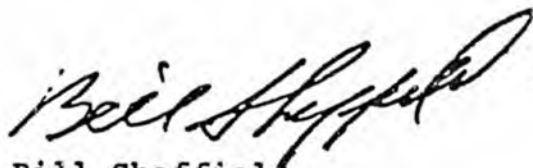
3. Reallocation of state appropriations:

AS 37.07.080(e) establishes procedures for the division of budget review, in the Office of the Governor, to reallocate

money authorized by legislative appropriations. In past years, the legislature has authorized the Office of the Governor to establish procedures for reallocations within university appropriations. Section 7 of this bill gives the division of budget review and the Board of Regents the authority to establish procedures for reallocation within appropriations. Transfers between appropriations would continue to require authorization by law.

The University of Alaska is working closely with my administration on budget and financial matters. This bill settles several issues that have damaged university-state relations in past years. Therefore, I urge your prompt and favorable action on this measure.

Sincerely,

A handwritten signature in cursive script, appearing to read "Bill Sheffield".

Bill Sheffield
Governor

**STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE**

Revision Date: _____

REQUEST

Bill/Resolution No.: AB 241
 Title: "An Act relating to the fiscal procedures ..."
 Sponsor: Rules/Governor
 Requestor: _____
 Date of Request: 2/22/85

pg 1 of 2

FISCAL DETAIL

Agency Affected: University of Alaska
 Program Category Affected: _____
 BRU, Program _____
 Program(s) Affected: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
OPERATING						
100 PERSONAL SERVICES		0				
200 TRAVEL		0				
300 CONTRACTUAL		0				
400 SUPPLIES		0				
500 EQUIPMENT		0				
600 LAND & STRUCTURES		0				
700 GRANTS, CLAIMS		0				
800 MISCELLANEOUS		0				
TOTAL OPERATING		0				

CAPITAL						
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REVENUE		0				
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FUNDING: (Thousands of Dollars)

GENERAL FUND		0				
FEDERAL FUNDS		0				
OTHER		0				
TOTAL		0				

POSITIONS:

FULL-TIME		N/A				
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary See Attached

Prepared By: Sherman Carter, Executive Vice President Phone: 474-7593
 Division: University of Alaska Date: _____

Approved by Commissioner: Sherman Carter Date: 2/21/85
 Agency: _____

- Distribution (by Agency preparing fiscal note):**
- Legislative Finance
 - Legislative Sponsor
 - Requestor
 - Office of Management and Budget
 - Impacted Agency(ies)

STATEMENT OF FISCAL IMPACT

AS 262

Agency Comments

No additional funding will be required as a result of this legislation. This bill codifies present investment and operating procedures and provides additional flexibility in fiscal planning which will allow the University of Alaska to better cope with adverse financial conditions during periods of revenue instability.

It will permit increased efficiency; and, by providing full disclosure will not decrease the governor's or legislature's control over the university. The Board of Regents endorsed this legislation as indicated in the following resolution: "The Board of Regents reaffirms its endorsement of the legislation to clarify fiscal procedures of the University of Alaska and urges adoption of a bill to do this to be introduced by the governor."

STATE OF ALASKA

BILL SHEFFIELD, GOVERNOR

DEPARTMENT OF ADMINISTRATION

DIVISION OF TELECOMMUNICATIONS SERVICES

POUCH C
JUNEAU, ALASKA 99811
PHONE: (907) 465-2041

March 18, 1985

Honorable Mike Miller
Chairman, House Judiciary Committee
Capitol 122
Pouch V
Juneau, AK 99811

Re: HB 140 - The "Teleconferencing Bill"

Dear Mr. Chairman *Mike*

For your information, listed below are some points to consider about HB 140, an Act related to teleconferencing under the Administrative Procedures Act, better known as the "Teleconferencing Bill".

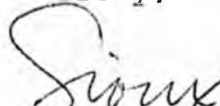
1. What will HB 140 bill do?
 - ° Amend sections of the Administrative Procedures Act (AS 44.62) to permit the use of teleconferencing for the conduct of State business.
 - ° Clear up the legal issues about teleconference use; specifically permitting the use of teleconferencing for quorum counting, voting and taking public testimony.
 - ° Direct that procedures be developed for adequate public notice, availability of materials at teleconference sites, and identification of voting members.
2. Who will be affected?
 - ° State agencies, boards and commissions
 - ° The general public through increased opportunities to participate in government decision making from local locations.
3. How will they be affected?
 - ° Groups presently using teleconferencing will have the opportunity to continue and to expand the types of business conducted by teleconference.
 - ° New users will know that use of teleconferencing is "OK" from a legal standpoint.

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4. What other benefits will this bill bring?
- Increased participation by State agencies in that more people will be able to participate without the associated high cost of travel.
 - Increased participation by Alaskans throughout the State in public hearings and decision making.
 - Potential cost savings for State agencies in using teleconferencing in lieu of travel at appropriate times.
 - Cost savings to members of the public who will be able to provide input without traveling great distances to do so.
 - State agency business can be conducted more quickly and efficiently.
5. Will this bill result in teleconferencing completely replace travel?
- NO! It is intended to permit teleconference use. The amount of use of this technology will remain at the discretion of the using groups.
6. How much will HB 140 cost?
- No operating or capital funds will be needed.
 - Cost savings can result with passage in that teleconferencing is cheaper than travelling.

I hope this information will be helpful to you and the Judiciary Committee. Please don't hesitate to call if we can be of any further assistance.

Sincerely,


Sioux Plummer, Director

SP/dk
6.6/DTS3