

HPB

601

Introduced: 2/14/86
Referred: State Affairs
and Finance

*Committee
4:30 7:30*

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 601

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act abolishing inactive boards, councils, com-
7 missions, and centers."

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

9 * Section 1. AS 44.99.001 is amended to read:

10 Sec. 44.99.001. ADMINISTRATION OF HIGHWAY SAFETY PROGRAM. The
11 governor may contract and do all other things necessary on behalf of
12 this state under 23 U.S.C. sec. 401 -- 404 (Highway Safety Act of
13 1966), and may cooperate with interested persons and agencies to
14 effectuate the purposes of that Act. The governor may designate a
15 person to serve as the governor's highway safety representative;
16 however, the governor is the official in this state having the ulti-
17 mate responsibility for dealing with the federal government with
18 respect to programs and activities under the Federal Highway Safety
19 Act of 1966. The governor shall coordinate the activities relating to
20 highway safety of state departments, agencies, and subdivisions [AND
21 OF THE GOVERNOR'S COMMISSION ON TRANSPORTATION SAFETY ESTABLISHED IN
22 AS 44.19.190].

23 * Sec. 2. AS 44.19.064 -- 44.19.072; 44.19.131 -- 44.19.140; 44.19.190
24 -- 44.19.192; AS 44.27.050(5); AS 44.33.020(23); 44.33.190 -- 44.33.230;
25 44.33.401 -- 44.33.430; AS 44.47.160 -- 44.47.190; AS 44.66.010(a)(9); and
26 AS 46.12 are repealed.



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 14, 1986

The Honorable Ben Grussendorf
Speaker of the House
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Dear Representative Grussendorf:

Under the authority of art. III sec. 18, of the Alaska Constitution, I am transmitting a bill abolishing seven non-functional boards, councils, commissions, and centers. The repealers in sec. 2 are the heart of this bill and sec. 1 makes an amendment to correspond with one of the repeals.

Two years ago, the Office of the Governor conducted an inventory of all state boards and commissions. Several of these entities were determined to be nonfunctional, and the following require legislative action to repeal statutes: (1) Alaska International Development Commission (AS 44.-19.064 -- 44.19.072); (2) Governor's Commission on the Administration of Justice (AS 44.119.110 -- 44.19.122), which is dealt with separately in HB 183 introduced last year at my request; (3) Commission on the Conference of the Law of the Sea (AS 44.19.131 -- 44.19.140); (4) Governor's Commission on Transportation Safety (AS 44.19.190 -- 44.19.192); (5) Tourism Advisory Board (AS 44.33.190 -- 44.33.230); (6) Advisory Council on Cultural Facilities (AS 44.33.401 -- 44.33.430); (7) Rural Development Commission (AS 44.47.160 -- 44.47.190); and (8) the Alaska Energy Center (AS 46.12).

All of these entities are considered nonfunctional for one or more of the following reasons:


1. their function has been absorbed by another entity;
2. they have lacked funding by legislative appropriations more than two years in a row;

3. the specific need for which they were established no longer exists.

Despite their dormant status, these entities all continue to exist on the pages of the Alaska Statutes. The purpose of this bill is to officially abolish these entities and repeal the statutes governing their operation. The cultural facilities development fund, AS 44.33.401 -- 44.33.417, which was to be handled by the Advisory Council on Cultural Facilities, is also repealed, as are references to the council in AS 44.27.050(5), and to the fund in AS 44.33.020(23). No money has ever been appropriated to the fund, and no grants have ever been awarded from it. In addition, a reference to the Rural Development Council in AS 44.66.010(a)(9) is repealed.

I urge your prompt and favorable action on this measure, to clean up the statutes and to clear up public confusion about these entities.

Sincerely,



Bill Sheffield
Governor

**STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE**

2/14

Revision Date: _____

REQUEST SRB 601 #1

FISCAL DETAIL

Bill/Resolution No. : _____
 Title: Abolishing inactive boards, councils, commissions, and centers

Agency Affected: Community and Regional
 BRU: N/A

Sponsor: Governor Sheffield
 Requestor: Harold Brown, Attorney General
 Date of Request: _____

Components: N/A

EXPENDITURES/REVENUES : (Thousands of Dollars)

| OPERATING | FY 86 | FY 87 | FY 88 | FY 89 | FY 90 | FY 91 |
|-------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES | | | | | | |
| TRAVEL | | | | | | |
| CONTRACTUAL | | | | | | |
| SUPPLIES | | | | | | |
| EQUIPMENT | | | | | | |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| MISCELLANEOUS | | | | | | |
| TOTAL OPERATING | -0- | -0- | -0- | -0- | -0- | -0- |

| | | | | | | |
|---------|--|--|--|--|--|--|
| CAPITAL | | | | | | |
|---------|--|--|--|--|--|--|

| | | | | | | |
|---------|--|--|--|--|--|--|
| REVENUE | | | | | | |
|---------|--|--|--|--|--|--|

FUNDING : (Thousands of Dollars)

| | | | | | | |
|---------------|-----|-----|-----|-----|-----|-----|
| GENERAL FUND | -0- | -0- | -0- | -0- | -0- | -0- |
| 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

The Rural Development Council --AS44.47.160--44.47.190-- was not funded in the FY 85 Budget, and is defunct.

Prepared by: Jennifer Fate
 Division: Commissioner's Office

Phone: 465-4700
 Date: 1/6/86

Approved by Commissioner: Emil Notti
 Agency: Community and Regional Affairs

Date: 1/6/86

Distribution (by Agency preparing fiscal note):

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

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST 7KB 601 #2

FISCAL DETAIL

Bill/Resolution No. : _____
 Title : An Act Abolishing Inactive
 Boards, Councils, Commissions, and
 Centers
 Sponsor : Governor
 Requestor : _____
 Date of Request : _____

Agency Affected : DOT&PF
 BRU : _____

 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

| OPERATING | FY 86 | FY 87 | FY 88 | FY 89 | FY 90 | FY 91 |
|------------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES | | | | | | |
| TRAVEL | | | | | | |
| CONTRACTUAL | | | | | | |
| SUPPLIES | | | | | | |
| EQUIPMENT | | | | | | |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| 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 | -0- | -0- | -0- | -0- | -0- | -0- |
| TEMPORARY | -0- | -0- | -0- | -0- | -0- | -0- |

ANALYSIS : Attach a separate page if necessary

Abolishment of the Governor's Commission on Transportation Safety
will not affect the Department of Transportation and Public Facilities.

Prepared by : Susan K. Fleischhauer, Legislative Liaison Phone : 465-3900
 Division : Office of the Commissioner Date : 1-3-86

Approved by Commissioner : R. J. Knapp Date : 1-3-86
 Agency : Transportation and Public Facilities

Distribution (by Agency preparing fiscal note) :

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

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST HB 601 #3
 Bill/Resolution No. : _____
 Title : Abolishing inactive boards,
councils, and commissions.

 Sponsor : Rules Committee
 Requestor : Governor
 Date of Request : 1-2-86

FISCAL DETAIL
 Agency Affected : Public Safety
 BRU : Highway Safety

 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

| OPERATING | FY 86 | FY 87 | FY 88 | FY 89 | FY 90 | FY 91 |
|------------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES | | | | | | |
| TRAVEL | | | | | | |
| CONTRACTUAL | | | | | | |
| SUPPLIES | | | | | | |
| EQUIPMENT | | | | | | |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| MISCELLANEOUS | | | | | | |
| TOTAL OPERATING | -0- | -0- | -0- | -0- | -0- | -0- |
| CAPITAL | | | | | | |
| REVENUE | | | | | | |

FUNDING : (Thousands of Dollars)

| | | | | | | |
|---------------|-----|-----|-----|-----|-----|-----|
| GENERAL FUND | | | | | | |
| FEDERAL FUNDS | | | | | | |
| OTHER | | | | | | |
| TOTAL | -0- | -0- | -0- | -0- | -0- | -0- |

POSITIONS :

| | | | | | | |
|-----------|--|--|--|--|--|--|
| FULL-TIME | | | | | | |
| PART-TIME | | | | | | |
| TEMPORARY | | | | | | |

ANALYSIS : Attach a separate page if necessary

Prepared by: T. Michael Lewis Phone: 465-4374
 Division: Highway Safety Planning Agency Date: 1/2/86
 Approved by Commissioner: [Signature] Date: 1/2/86
 Agency: Public Safety

Distribution (by Agency preparing fiscal note):

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

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST HB 601 #4
 Bill/Resolution No. : 377-024 086
 Title : An Act abolishing inactive boards, councils, commissions and centers.
 Sponsor : _____
 Requestor : _____
 Date of Request : _____

FISCAL DETAIL
 Agency Affected : Dept. Comm. & Econ. Dev.
 BRU : _____
 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

| OPERATING | FY 86 | FY 87 | FY 88 | FY 89 | FY 90 | FY 91 |
|------------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES | | | | | | |
| TRAVEL | | | | | | |
| CONTRACTUAL | | | | | | |
| SUPPLIES | | | | | | |
| EQUIPMENT | | | | | | |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| 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 : NONE

| | | | | | | |
|-----------|--|--|--|--|--|--|
| FULL-TIME | | | | | | |
| PART-TIME | | | | | | |
| TEMPORARY | | | | | | |

ANALYSIS : Attach a separate page if necessary

Prepared by : _____ Phone : 465-2505
 Division : State Office - Div. of Admin. Serv. Date : 12-30-85

Approved by Commissioner : _____ Date : _____
 Agency : Commerce & Economic Development

Distribution (by Agency preparing fiscal note):

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

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No.: HB 601
 Title: An act abolishing inactive boards, councils, commissions, and centers.
 Sponsor: Rules Committee
 Requestor: Governor
 Date of Request: _____

FISCAL DETAIL

Agency Affected: _____
 BRU: Local Government Assistance

 Components: Training Development

EXPENDITURES/REVENUES : (Thousands of Dollars)

| OPERATING | FY 86 | FY 87 | FY 88 | FY 89 | FY 90 | FY 91 |
|------------------------|------------|------------|------------|------------|------------|------------|
| PERSONAL SERVICES | | | | | | |
| TRAVEL | | | | | | |
| CONTRACTUAL | | | | | | |
| SUPPLIES | | | | | | |
| EQUIPMENT | | | | | | |
| LAND & STRUCTURES | | | | | | |
| GRANTS, CLAIMS | | | | | | |
| MISCELLANEOUS | | | | | | |
| TOTAL OPERATING | -0- | -0- | -0- | -0- | -0- | -0- |

| | | | | | | |
|---------|--|--|--|--|--|--|
| CAPITAL | | | | | | |
|---------|--|--|--|--|--|--|

| | | | | | | |
|---------|--|--|--|--|--|--|
| REVENUE | | | | | | |
|---------|--|--|--|--|--|--|

FUNDING : (Thousands of Dollars)

| | | | | | | |
|---------------|-----|-----|-----|-----|-----|-----|
| GENERAL FUND | -0- | -0- | -0- | -0- | -0- | -0- |
| FEDERAL FUNDS | | | | | | |
| OTHER | | | | | | |
| TOTAL | | | | | | |

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

Prepared by: Doug Griffin, Deputy Director
 Division: Municipal & Regional Assistance

Phone: 465-4750
 Date: 03/17/86

Approved by Commissioner: Emil Notti
 Agency: Community & Regional Affairs

Date: _____

Distribution (by Agency preparing fiscal note):

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

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : HB 601
Title : Abolishing Boards and Commissions.

Sponsor : Governor
Requestor : House Finance Committee
Date of Request : 4/12/86

FISCAL DETAIL

Agency Affected : Department of Public Safety
DMX: Dept. Comm. Reg. Affairs, DOT&PF and
Dept. Commerce & Economic Development

Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

| OPERATING | FY 86 | FY 87 | FY 88 | FY 89 | FY 90 | FY 91 |
|-------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES | | -0- | -0- | -0- | -0- | -0- |
| TRAVEL | | -0- | -0- | -0- | -0- | -0- |
| CONTRACTUAL | | -0- | -0- | -0- | -0- | -0- |
| SUPPLIES | | -0- | -0- | -0- | -0- | -0- |
| EQUIPMENT | | -0- | -0- | -0- | -0- | -0- |
| LAND & STRUCTURES | | -0- | -0- | -0- | -0- | -0- |
| GRANTS, CLAIMS | | -0- | -0- | -0- | -0- | -0- |
| MISCELLANEOUS | | -0- | -0- | -0- | -0- | -0- |
| TOTAL OPERATING | | -0- | -0- | -0- | -0- | -0- |
| CAPITAL | | -0- | -0- | -0- | -0- | -0- |
| REVENUE | | -0- | -0- | -0- | -0- | -0- |

FUNDING : (Thousands of Dollars)

| | | | | | | |
|---------------|--|-----|-----|-----|-----|-----|
| GENERAL FUND | | -0- | -0- | -0- | -0- | -0- |
| FEDERAL FUNDS | | -0- | -0- | -0- | -0- | -0- |
| OTHER | | -0- | -0- | -0- | -0- | -0- |
| TOTAL | | -0- | -0- | -0- | -0- | -0- |

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

None of these Boards have received any funding recently, so there is no savings from passage of this bill.

Prepared by : Representative Al Adams - Chairman Phone : 465-3706
Division : House Finance Committee Date : 4/12/86

Approved by Commissioner : _____ Date : _____
Agency : _____

Distribution (by Agency preparing fiscal note) :

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

BILL SHEFFIELD, GOVERNOR

REPLY TO:

1031 W 4th AVENUE
SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 276-3550

1st NATIONAL CENTER
100 CUSHMAN ST.
SUITE 400
FAIRBANKS, ALASKA 99701
PHONE: (907) 452-1568

POUCH K - STATE CAPITOL
JUNEAU, ALASKA 99811
PHONE: (907) 465-3600

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

March 17, 1986

The Honorable Katie Hurley
Chair, House State Affairs
Committee
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

377-024-86

Re: HB 601 (Abolishing inactive
state entities)

Dear Representative Hurley:

At the hearing last week on this bill, your committee requested more information about the inactive entities which would be formally abolished by the repeal of their respective authorizing statutes in section 2 of the bill. On March 11, I provided your staff a February 20, 1985 letter to you from Carol Derfner, former special assistant to the governor for Boards and Commissions concerning HB 122, the predecessor of HB 601. A copy of that letter is also enclosed with this letter. It provides some specific information on six of the seven entities dealt with in HB 601 along with information on the Governor's Commission on the Administration of Justice which is dealt with separately in HB 183.

The Alaska Energy Center (AS 46.12) is the one additional entity that would be formally abolished by HB 601 but which was not mentioned in the February, 1985 letter because it was not included in HB 122. The center was established in 1980 and disbanded in 1982 and has not been funded since. The Department of Commerce and Economic Development, which had responsibility for the wind-down of the center, has recommended that AS 46.12 be repealed now that the last residual court case related to it has been decided by the Alaska Supreme Court. Zerbetz v. Alaska Energy Center, 708 P.2d 1270 (Alaska 1985), concerning the employment contract of the former executive director of the short-lived center, was, for the most part, resolved by the Alaska Supreme Court's May 10, 1985 decision. The center has not been funded since 1980 and the remainder of that appropriation was transferred to the Department of Commerce and Economic Development in 1981 "to be used only to complete projects to pay overhead expenses" (sec. 20, ch. 82, SLA 1981).

Honorable Katie Hurley
Chair, House State Affairs Committee
Alaska State Legislature
Re: HB 601

March 17, 1986
Page 2

A summary of all seven entities which would be formally abolished by sec. 2 of HB 601, along with the statutes to be repealed and the reasons, follows:

- (1) Alaska International Development Commission.
 - AS 44.19.131 -- AS 44.19.072.
 - Functions absorbed by Department of Commerce and Economic Development, Department of Natural Resources and Governor's Office.
 - No appropriation since at least FY 1975.
- (2) Commission of the Conference of the Law of the Sea.
 - AS 44.19.131 -- AS 44.19.140.
 - Functions absorbed by Department of Fish and Game and Governor's Office.
 - No appropriation since FY 1981.
- (3) Governor's Commission of Transportation Safety.
 - AS 44.19.190 -- AS 44.19.192 (and mentioned in AS 44.99.001).
 - Functions absorbed by Department of Public Safety.
 - Never funded since creation in FY 1982.
- (4) Tourism Advisory Board.
 - AS 44.33.190 -- AS 44.33.230.
 - Functions absorbed by Department of Commerce and Economic Development, Department of Natural Resources and Governor's Office.
 - No appropriation since at least FY 1981.
- (5) Advisory Council of Cultural Facilities.
 - AS 44.33.401 -- AS 44.33.430.
 - Function accomplished.
 - No appropriation since FY 1980.
- (6) Rural Development Council.
 - AS 44.47.160 -- AS 44.47.190.
 - Functions absorbed by Department of Community and Regional Affairs and Governor's Office.
 - No appropriation since FY 1982.
- (7) Alaska Energy Center.
 - AS 46.12
 - Functions absorbed by Department of Commerce and Economic Development, Department of Community and Regional Affairs.
 - No appropriation since FY 1980.

Honorable Katie Hurley
Chair, House State Affairs Committee
Alaska State Legislature
Re: HB 601

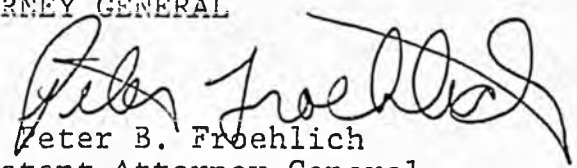
March 17, 1986
Page 3

The reason for the repeal of the statutes creating the defunct entities is to eliminate confusion and to conform the codified Alaska statutes with the reality established by the lack of appropriation by the legislature. According to the inventory conducted by the Governor's Office in 1983 there were 124 Boards and Commissions "on the books." Passage of this bill is a necessary step in the effort to weed out those unnecessary and unfunded entities whose functions have either been absorbed by other agencies or accomplished.

Please let me know if I can provide further information or assistance concerning this bill.

Sincerely yours,

HAROLD M. BROWN
ATTORNEY GENERAL

By: 
Peter B. Froehlich
Assistant Attorney General

HMB:PBF:cck

Enclosure

cc w/o enc.:

Hon. Loren Lounsbury, Commissioner
Dept. of Commerce & Economic Development

Hon. Emil Notti, Commissioner
Dept. of Community & Regional Affairs

Hon. Richard Knapp, Commissioner
Dept. of Transportation and Public Facilities

Hon. Robert Sundberg, Commissioner
Dept. of Public Safety

Barbara Dale, Special Assistant for
Boards & Commissions
Office of the Governor

bcc: Art Peterson
Legislation/Regulations Attorney
Dept. of Law

February 20, 1985

The Honorable Katie Hurley
Chair, House State Affairs
Committee
Alaska House of Representatives
Pouch V
Juneau, AK 99811

Dear Representative Hurley:

Pursuant to your request of February 7, requesting background information on the inactive boards and commissions listed in House Bill No. 122, I have prepared information which the Committee may find helpful.

Because there is confusion in the public's mind as to the existence of these boards and commissions, many people still continue to apply for them. By abolishing the boards which are inactive, the Legislature will assist in clearing up the confusion.

Basic information about the seven boards mentioned in this bill follows.

The bill abolishes the following boards, councils, and commissions by repealing the statutes governing their operation: Alaska International Development Commission, Governor's Commission on the Administration of Justice, Commission on the Conference of the Law of the Sea, Governor's Commission on Transportation Safety, Tourism Advisory Board, Advisory Council on Cultural Facilities, and the Rural Development Council. These entities, although still in existence on paper, have not been active or functioning for some time. They are considered nonfunctional for one or more of the following reasons:

1. their function has been absorbed by another entity;
2. they have lacked funding by legislative appropriations more than two years in a row;
3. the specific need for which they were established no longer exists.

Specific information regarding the seven boards is presented below.

GOVERNOR'S COMMISSION ON THE ADMINISTRATION OF JUSTICE
AS 18.65.250; AS 44.19.110-122

When the Law Enforcement Assistance Administration was eliminated at the federal level in 1980 or 1981, the principal source of funding for the Commission and its programs was gone. Following that, the Legislature defunded the Criminal Justice Planning Agency, which was the Commission's planning arm. * IN
HB 183

The Commission still has a function under the security and privacy regulations pertaining to the criminal justice information systems (6 AAC). The Commission is also empowered to approve all secondary interim user applications. Because of the Commission's dormant status, the Attorney General has informally assumed this responsibility by virtue of his position as ex-officio chair of the Commission. A separate proposed bill regarding the Commission confers these powers to the Attorney General.

A Criminal Justice Working Group, or COG, as it is called, was formed in the fall of 1983 to examine specific criminal justice system problems and devise resolutions and plans. The Attorney General heads this group, which includes representation from all agencies dealing with criminal justice.

ADVISORY COUNCIL ON CULTURAL FACILITIES
AS 44.27.050(5); AS 44.33.020(23); AS 44.33.401-430

The Advisory Council on Cultural Facilities was created by Chapter 62, SLA 1979, to establish criteria, by regulation, for the purpose of construction or development of cultural facilities under AS 43.18.500, etc. The five-member Council was housed under the Department of Commerce and Economic Development, and was appointed by Governor Hammond from a list provided to him for that purpose by the State Council on the Arts.

The Department of Commerce and Economic Development stated that the Council performed much in-depth research and provided the Department with written documentation regarding their findings. However, the Council recommended to the Administration that approximately \$110 million be set aside in a revolving fund for the development and construction of cultural facilities. Neither the Legislature or the Administration implemented that recommendation.

It was stated by the contact agency (DCED) that the terms of the members of the Council were allowed to expire because the Council had presented its findings, there were no funds with which to implement them, and there was no real need for

the Council's activities without the funding of the revolving fund. Additionally, the recommendations made by the Council eventually became the responsibility of each community, who would maintain and operate whatever capital project was decided upon by the community and funded by the Legislature.

ALASKA INTERNATIONAL DEVELOPMENT COMMISSION
AS 4.19.064-072

The Alaska International Development Commission was created in the Office of the Governor in 1959. It was amended by the 1961 and 1963 Legislatures. The statute defines its duties as primarily involving planning in the development and use of water, minerals, power, and forest resources near the border of Alaska and Canada.

The Boards and Commissions Office has no documentation on this Board. Research reflects that the Board was dormant and not "on the books" at the beginning of former Governor Jay Hammond's tenure in 1974, nor since then.

The Alaska International Development Commission is not to be confused with the Alaska International Trade Commission, created by former Governor Hammond by Administrative Orders 57 and 66 in 1979 and 1981, respectively. The Alaska International Trade Commission is also dormant, having been replaced in function by the multi-faceted Office of International Trade with the Department of Commerce and Economic Development.

If you desire information regarding the Development Commission, the only source which may have information is the State Archives. Any information or reports emanating from the Development Commission would now be considered property of that office.

COMMISSION ON THE CONFERENCE OF THE LAW OF THE SEA
AS 44.19.131-140

The Commission on the Conference of the Law of the Sea was created October 4, 1972, by AS 44.19.134 to aid the State in developing positions on the Law of the Sea Conference with specific regard to the State's uses of marine resources. The Commission was strictly an advisory board to the Governor and the Legislature.

The Commission is currently dormant because of the shift of Alaska into the Exclusive Economic Zone (EEZ).

The Extended Jurisdiction Office of the Alaska Department of Fish and Game monitors the Law of the Sea so that information can be had when matters arise at the federal level. However, ADFG considers the board dormant. No funds were expended for its operation in FY 83, FY 84, or FY 85.

RURAL DEVELOPMENT COUNCIL
AS 44.47.160-190; AS 44.66.010(a)(9)

The Rural Development Council, created on July 2, 1980, was established to promote rural Alaska's economic development and to recommend policies to the Governor and the Legislature in this regard. The Council was defunded in 1982 during the previous Administration.

By its creating authority, the Council was advisory in nature. Its duties have been picked up by other entities since its deactivation three years ago -- the Department of Community and Regional Affairs, the Governor's Special Staff Assistant for Rural Development, and additional public input vehicles created by both the Legislature and the Executive Branch specifically to facilitate communications with rural Alaska.

TOURISM ADVISORY BOARD
AS 44.33.190-230

The Tourism Advisory Board has not functioned for at least four and one-half years, and there are no members attached to it, as their terms have expired.

Small industry and community development outreach is being handled internally by the staff of the Division of Tourism in the Department of Commerce and Economic Development. Additionally, the Division has institutionalized a relationship with the Alaska Visitors' Association. State officials from the Governor's Office, the Division of Parks within the Department of Natural Resources, and the Division of Tourism sit on the board of the Alaska Visitors' Association.

GOVERNOR'S COMMISSION ON TRANSPORTATION SAFETY
AS 44.99.001; AS 44.19.190-192

This board, created by AS 44.19.190, on January 15, 1982, was never activated. Governor Hammond vetoed the legislation when it passed both houses; however, the Legislature overrode his veto. A fiscal note, which was attached to the original bill, got lost in the shuffle and there were no funds attached to the new Commission. Consequently, the prior Administration took no action to activate the Commission.

The Commissioner of the Department of Public Safety in the previous Administration took no position on the bill when it was before the Legislature because it removed the Highway Safety Planning Agency from the Department and placed it in the Governor's Office.

The Honorable Katie Hurley

-5-

February 20, 1985

The Department of Public Safety states that the charges of the Commission are being picked up by other offices within the Department and does not feel there is a need for this Commission.

If you have additional questions, please contact me at 465-3651. I have enclosed relevant pages from the November 1982 Boards and Commission Book in order to advise you of previous memberships.

Sincerely,

Carol A. Derfner
Special Staff Assistant
to the Governor

Enclosures

CAD:JH:kk

CAROL

LAW OF THE SEA, COMMISSION ON THE CONFERENCE OF THE
 (AS 44.19.131) 4 public members appointed by the Governor with a member of the House
 of Representatives, a member of the Senate and an executive director; 6-year
 overlapping terms.

| MEMBERS | REPLACING | APPT. | TERM |
|---|------------------|----------|----------|
| Mr. Jeffrey R. Stephan Box 2917 Kodiak, Alaska 99615 | Thomas A. Casey | 80/12/03 | 86/09/01 |
| Mr. Philip A. Daniel Box 75 Ninilchik, Alaska 99639 | Reappointed | 80/12/03 | 86/09/01 |
| Mr. Robert M. Thorstenson Box 683 Petersburg, AK 99833 | Robert Hartig | 80/12/03 | 82/09/01 |
| VACANT | Daniel J. O'Hara | 80/12/03 | 85/09/01 |
| Senator Robert Mulcahy Alaska State Legislature Pouch V Juneau, Alaska 99822 | Reappointed | | |
| Rep. Eric Sutcliff Alaska State Legislature Pouch V Juneau, Alaska 99811 | Fred Zharoff | | |

CONTACT AGENCY:
 Department of Fish & Game
 Juneau, AK 99811
 Reva Lafavour (465-4100)

TRANSPORTATION SAFETY, GOVERNOR'S COMMISSION ON
(AS 44.19.190) consists of 15 members: the attorney general, commissioners of Public Safety, DOT/PF, and H&SS; one superior or district court judge experienced in adjudication of traffic cases; six legislative members (at least one from each house); four public members selected by Governor, based on geographic representation and population distribution.

| MEMBERS | REPLACING | APPT. | TERM |
|---------|-----------|-------|------|
|---------|-----------|-------|------|

TOURISM ADVISORY BOARD

(AS 44.33.190) 11 members; 9 public chosen by the Governor with representatives from the House of Representatives and Senate; 3-year term; serve at the pleasure of the Governor.

| MEMBERS | REPLACING | APPT. | TERM |
|--|--------------|----------|----------|
| Mr. Leonard Laurance Box 6018 Ketchikan, Alaska 99901 | Reappointed | 82/02/05 | 85/01/31 |
| Mr. Ross Wood 313 E St., Suite 5 Anchorage, Alaska 99501 | Reappointed | 82/02/05 | 85/01/31 |
| Mr. Paul Smith Golden Bear Motel Tok, Alaska 99780 | Reappointed | 81/02/02 | 83/01/31 |
| Mr. George Charles 1426 E. 26th Anchorage, Alaska 99504 | Reappointed | 81/02/05 | 83/01/31 |
| Ms. Hazel Heath Box 676 Homer, Alaska 99603 (Chairman) | Reappointed | 81/02/02 | 83/01/31 |
| Ms. Dorothy Urbach P. O. Box 277 Seward, AK 99664 | Reappointed | 82/04/02 | 85/01/31 |
| Cecelia Kleinkauf 4201 McInnes Road Anchorage, Alaska 99504 | Reappointed | 81/02/03 | 84/01/31 |
| Ms. Laurie Herman 4839-4 Bryn Mayr Court Anchorage, AK 99504 | Reappointed | 81/07/31 | 84/01/31 |
| Ms. Donna Davidson P. O. Box 80335 Fairbanks, Alaska 99708 | Reappointed | 81/03/31 | 84/01/31 |
| Senator M. E. Dankworth Alaska State Senator Pouch V Juneau, Alaska 99811 | Brad Bradley | | |
| Don Dickey, Director Division of Tourism Pouch E Juneau, Alaska 99811 (Executive Director) | | | |

TOURISM ADVISORY BOARD (ont.)

| MEMBERS | REPLACING | APPT. | TERM |
|--|------------------|----------|------|
| James Eide, Director Division of Marine Highways Pouch R Juneau, Alaska 99811 | | | |
| Ms. Dolores Moulton Information & Education Dept. of Fish and Game Juneau, Alaska 99811 | | | |
| Mr. W. Chip Dennerlein Director Division of Parks 232 E. 4th Anchorage, Alaska 99501 | Terry McWilliams | | |
| VACANT Legislative Appointment | Jim Duncan | 78/06/23 | |

CONTACT AGENCY:
 Commerce & Economic Development
 Division of Tourism (465-2010)
 Pouch E
 Juneau, AK 99811

CULTURAL FACILITIES, ADVISORY COUNCIL ON
 (AS. 44.33.400) Department of Commerce and Economic Development; consists of five members appointed by the Governor from a list of candidates provided for that purpose by the State Council on the Arts; overlapping three-year terms.

| MEMBERS | REPLACING | APPT. | TERM |
|---|---------------|----------|----------|
| Ms. Mary E. Binkley P. O. Box G College, Alaska 99708 | | 79/09/27 | 82/09/26 |
| VACANT | Jane Stewart | 81/11/25 | 84/09/26 |
| Ms. Lois R. Hermansen 2979 Glacier Street Anchorage, Alaska 99504 | Reappointed | 80/11/13 | 83/09/26 |
| Ms. Joy Morgan Box 56 Hope, AK 99605 | Carol Derfner | 82/04/02 | 84/09/26 |
| Mr. Allan P. Gregg P. O. Box 2078 Wrangell, Alaska 99929 | | 79/09/27 | 82/09/26 |

CONTACT AGENCY:
 Commerce & Economic Development
 Pouch D
 Juneau, AK 99811
 William Paulick (465-2020)

RURAL DEVELOPMENT COUNCIL

(AS 44.47.130) 16 members; 6 rural residents and chairperson appointed by the Governor, a member of each house of the Legislature, commissioners of Transportation and Public Facilities, Commerce and Economic Development, Community and Regional Affairs, and the Director of the Division of Policy Development and Planning. Meet at least four times a year.

| MEMBERS | REPLACING | APPT. | TERM. |
|---------|-----------|-------|-------|
|---------|-----------|-------|-------|

Mr. Vern Wiggins
Special Assistant to the
Secretary
U.S. Department of the Interior
P.O. Box 120
Anchorage, Alaska 99501
(Ex Officio)

Jerry Gilliland

Mr. Roger E. Willis
FmHA Business and Industry
and Community Programs
Palmer Business Plaza
P.O. Box 1289
Palmer, Alaska 99645
(Ex Officio)

Frank Muncy

Mr. Dave Dougherty
Principal Regional Official, HEW
6058 Arcade Plaza Building
1321 Second Avenue
Seattle, Washington 98101
(Ex Officio)

Bernard Kelly

Commissioner Robert Ward
Department of Transportation and
Public Facilities
Pouch Z
Juneau, Alaska 99811

Commissioner Lee McAnerney
(Mr. Richard Aks, Designee)
Dept. of Community & Regional Affairs
Pouch B
Juneau, Alaska 99811

Commissioner Charles Webber
Dept. of Commerce & Economic Development
Pouch D
Juneau, Alaska 99811

Mrs. Caroline Powell
Box 158
Yakutat, Alaska 99684
(Chair)

RURAL DEVELOPMENT COUNCIL (Cont.)

| MEMBERS | REPLACING | APPT. | TERM. |
|---|--------------------|----------|-------|
| Mr. Thomas Able Box 56 Craig, Alaska 99921 | | | |
| Mr. Caleb Pungowiyi Box 948 Nome, Alaska 99762 | | | |
| Mr. Ralph Anderson Box 801 Barrow, Alaska 99723 | | | |
| Mr. Herb Smelcer Drawer G Copper Center, Alaska 99573 | | | |
| VACANT | Freeman A. Roberts | | |
| VACANT Alaska State Legislature | George Hohman | | |
| Rep. Bob Bettisworth Alaska State Legislature Pouch V Juneau, Alaska 99811 | Jim Duncan | 81/07/15 | |
| Mr. Jim Souby Division of Policy Development & Planning | Marie Matsuno | | |
| Mr. Michael L. Jennings 1255 Hayes Avenue Fairbanks, AK 99701 (Rural Resident) | VACANT | 82/01/16 | |

CONTACT AGENCY:
Dept. of Community & Regional Affairs
Rural Development Council (465-4872)
Pouch B
Juneau, AK 99811