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COMMITTEE REPORT
SENATE

FURTHER:

2/1/85

Date March 5, 1985

Mr. President

The Committee on STATE AFFAIRS considered SB 122

placing division of geological and geophysical surveys, petroleum engineers and petroleum geologists in the exempt service; efd.

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for SB 122(SA)
new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

T. J. Kelly
Eric H. ...
Ed. ...

[Signature]
Chairman

[Signature]
Chairman recommendation

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MEMBERS SIGNING
DO PASS

T. Kelly
Bill Hays
Ed. De Vill

MEMBERS HAVING
OTHER RECOMMENDATIONS

[Signature]
Chairman

[Signature]
Chairman recommendation

Introduced: 2/1/85
Original Sponsor: Rules

1 IN THE SENATE

2 CS FOR SENATE BILL NO. 122 (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 placing division of geological and geophysical
7 surveys petroleum engineers, ^{pet. div.} petroleum geologists and
8 the professional staff of the commission in the exempt
9 service; and providing for an effective date."

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

11 * Section 1. AS 39.25.110(14) is amended to read:

12 (14) petroleum engineers and ^{petroleum geophysicists} petroleum geologists employed in
13 a professional capacity by the Department of Natural Resources and the
14 professional staff of [by] the Oil and Gas Conservation Commission[, EXCEPT
15 FOR THOSE EMPLOYED IN THE DIVISION OF GEOLOGICAL AND GEOPHYSICAL SURVEYS IN
16 THE DEPARTMENT OF NATURAL RESOURCES];

17 * Sec. 2. This Act takes effect immediately in accordance with AS 01.10.070(c).

(This additional wording is constistant with AS 31.05.023(b). See attached.)

Revision Date: _____

REQUEST

Bill/Resolution No.: SB 122

Title: Petroleum engineers and Geologists

Sponsor: _____

Requestor: _____

Date of Request: _____

FISCAL DETAIL

Agency Affected: Natural Resources

Program Category Affected: NRMEC

BRU, Program or Subprogram(s) Affected: _____

Resource Inventory

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

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL		0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

No fiscal impact

Prepared By: Ned Farguhar
Division: Commissioner's Office

Phone: 465-2400
Date: 23 January 85

Approved by Commissioner: Esther C. Wimmer
Agency: Natural Resources

Date: 23 January 85

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

7/1/84

BILL SHEFFIELD
GOVERNOR

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

February 1, 1985

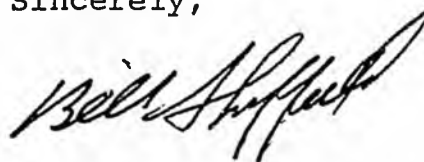
The Honorable Don Bennett
President of the Senate
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Senator Bennett:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to petroleum engineers and petroleum geologists in state service. Current law provides that these professionals are in the exempt service, except for those employed in the division of geological and geophysical surveys (GGS) in the Department of Natural Resources. The attached bill would delete this exception, thus bringing all these professionals within the exempt service.

The petroleum engineers and geologists employed in the division of geological and geophysical surveys handle sensitive and confidential oil and gas data, and are involved in deciding what tracts the state should lease. It is important that the state have the flexibility to employ the best professionals available for these positions. The petroleum engineer and geologist positions within the GGS division have evolved to a level of responsibility commensurate with those professionals employed elsewhere in the Department of Natural Resources and by the Oil and Gas Conservation Commission -- all of whom are presently in the exempt service. There is no reason to exempt some of these positions but not all of them.

Sincerely,



Bill Sheffield
Governor

Introduced: 2/1/85
Referred: State Affairs

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

1 IN THE SENATE

2 SENATE BILL NO. 122

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

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16 MENT OF NATURAL RESOURCES];

17 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-
18 10.070(c).

or for the exercise of a power of the commission. (§ 1 ch 158 SLA 1978)

Sec. 31.05.013. Oath of office. Each commissioner, before entering upon the duties of his office, shall take and subscribe to the oath prescribed for principal officers of the state. (§ 1 ch 158 SLA 1978)

Sec. 31.05.015. Compensation of members of the commission. Members of the commission are in the exempt service and shall receive an annual salary. (§ 1 ch 158 SLA 1978)

Sec. 31.05.017. Principal office; seal. (a) The commission shall establish a principal office and branch offices necessary to discharge its business efficiently. For the convenience of the public or of parties to a proceeding the commission may hold meetings, hearings or other proceedings at other locations.

(b) The commission shall have an official seal. (§ 1 ch 158 SLA 1978)

Sec. 31.05.020. Waste prohibited. The waste of oil and gas in the state is prohibited. (§ 1 ch 40 SLA 1955)

ALR and C.J.S. references. —
Constitutionality of statute controlling exploitation or waste of oil and gas, 24 ALR 37; 78 ALR 834.

Constitutionality of statute, ordinance, or regulation limiting rights of surface owner in respect of oil or gas, 67 ALR 1346; 99 ALR 1119.

Construction and effect of statutes regulating production of oil or gas in a manner or under conditions constituting waste, 86 ALR 431.

58 C.J.S. Mines and Minerals § 234.

Sec. 31.05.021. Legal counsel. (a) The Department of Law shall provide full-time legal counsel to the commission. The legal counsel provided by the Department of Law is subject to the approval of the commission.

(b) The commission may, subject to the approval of the attorney general, contract for the services of additional specialized legal counsel or legal consultants. (§ 1 ch 158 SLA 1978)

Sec. 31.05.023. Commission staff. (a) The commission shall employ such staff as it considers necessary to carry out its responsibilities.

(b) The professional staff of the commission and the personal secretary of each commissioner are in the exempt service under AS 39.25.110.

(c) The secretarial and clerical staff of the commission, except the personal secretary of each commissioner, are in the classified service.

(d) In addition to its staff of regular employees, the commission may contract for and engage the services of consultants and experts the commission considers necessary. (§ 1 ch 158 SLA 1978)

Introduced: 2/1/85
Referred: State Affairs

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REQUEST OF THE GOVERNOR

1 IN THE SENATE

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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FOURTEENTH LEGISLATURE - FIRST SESSION

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* Sec. 2. This Act takes effect immediately in accordance with AS 01.10.070(c).

13. *pln (and) add "the professional staff of"*
14. *delete [by]* *consistent with*
AS 31.05.023(B)

** AND ~~the~~ professional staff of the commission*

Elaine —
draw up wording for an amendment and keep with
bill in case it comes up in committee.