

S B

1 5 7



STEPHEN McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA

POUCH AA
JUNEAU 99811
(907) 465-3520

January 31, 1985

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

Dear President Bennett:

Pursuant to Chapter 45, Session Laws of Alaska 1983, I am herewith submitting my report on the activities of the Alaska Administrative Journal, now being published in the Office of the Lieutenant Governor on the first and third Monday's of each month.

The Journal has been available at 1,500 computer terminals on STAIRS across the State of Alaska beginning with the first issue on November 7, 1983. This effort was later complimented beginning on May 7, 1984, and continuing to date, with the publication of a hard copy version of the Journal. The computers are located in all Legislative Information Offices as well as in the offices of individual legislators, executive branch offices, and on those terminals on contract with the Legislative Affairs Agency by private individuals. Distribution in hard copy has attracted 182 subscribers at a cost of \$250.00 each for 24 issues per year. An additional 124 copies of the Journal are provided to various users without fee. These user groups were developed as a result of our initial marketing effort on both an in-state and out-of-state basis.

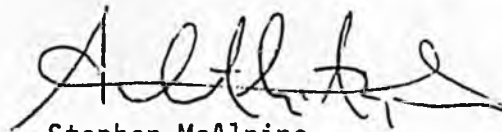
A preliminary survey of the subscribers has resulted in very positive feedback by those individuals who compose the current user group, with the general recommendation being that the Alaska Administrative Journal be continued and expanded. It is the opinion of the vast majority of the respondents to the survey that the program has been a success and should the Legislature continue funding for the Alaska Administrative Journal, further marketing attempts would definitely be in order. If a deficiency exists in the publication of the Journal it would certainly be that the timeliness of agency inclusion of information has not always been good. This has resulted in inclusion of some out-of-date information to the user group. This is not meant to imply that state

January 31, 1985

agencies are intentionally omitting information from their submittal to the Journal for publication, but rather there is a lack of specific statutory language that would eliminate some confusion offering a clear mandate as to what are the agencies responsibilities. Given this obvious defect, the Legislature may well wish to require agencies to submit information for publication in order to meet statutory requirements. For example, the Legislature could, by statute require the Department of Transportation to publish bid notices in the Journal in order to satisfy their publication requirements. Absent that mandate the Journal will continue to exist as an information item and its attractiveness to potential subscribers will be diminished accordingly.

In summary, the Alaska Administrative Journal began as a pilot project by the Legislature to disseminate information generated by various state agencies. Initially it was provided only at computer terminals, but has gone beyond that stage to actual hard copy distribution. Thus far the Journal has generated revenues of approximately \$40,000. With the enactment of law requiring the publication of the Journal, Alaska joins 33 other states with similar publications. Alaska has therefore joined with those other states in meeting the public's continued demand for additional information about its government. Should the Legislature enact continuing legislation for this program beyond the June 30, 1985, repeal date, fiscal year 1986 funding has been included in the budget submission by the Office of the Lieutenant Governor for your consideration. Any Legislator who wishes to review supporting material may do so by contacting my office.

Sincerely yours,



Stephen McAlpine
Lieutenant Governor



LAWS OF ALASKA

1983

Source

HCS CSSB 132(SA) am H

Chapter No.

45

AN ACT

Establishing the Alaska Administrative Journal; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 9

Approved by the Governor: July 8, 1983
Actual Effective Date: July 9, 1983

AN ACT

Establishing the Alaska Administrative Journal; and
providing for an effective date.

* Section 1. ADMINISTRATIVE JOURNAL. (a) The lieutenant governor shall publish or contract for publication of a biweekly Alaska Administrative Journal. The journal shall include:

- (1) notices of proposed actions given under AS 44.62.190(a);
- (2) notices of state agency meetings required under AS 44.-62.310(e);
- (3) notices of solicitations to bid issued under AS 37.05.230;
- (4) notices of state agency requests for proposals under AS 18.-55.255, 18.55.320; AS 19.10.190; AS 19.40.020; AS 35.15.030; AS 37.05.230, 37.05.315(d); AS 38.05.120; AS 43.40.010; and AS 46.11.030;
- (5) executive orders and administrative orders issued by the governor;
- (6) written delegations of authority made by the governor or by the head of a principal department under AS 44.17.010;
- (7) the text or a summary of the text of a regulation or amendment to a regulation that has been adopted or for which notice is given under AS 44.62.190(a); and
- (8) references to the state computer data base that contains a summary of the text of formal opinions and memoranda of advice of the attorney general.

(b) The person or agency that issues or adopts a notice, order,

Chapter 45

1 delegation, text, or summary of text listed in (a) of this section shall
2 send a copy to the lieutenant governor in a computer-readable magnetic
3 medium compatible with the legislative data processing system.

4 (c) The lieutenant governor shall organize and provide to the Legis-
5 lative Affairs Agency the text of each issue of the journal in a computer-
6 readable magnetic medium compatible with the legislative data processing
7 system.

8 (d) A person may not maintain an action based on publication or lack
9 of publication in the journal.

10 (e) Publication in the journal does not replace or supplant publica-
11 tion required by other provisions of law.

12 (f) For purposes of this section,

13 (1) "journal" means the Alaska Administrative Journal;

14 (2) "publish" means to make available to the public through the
15 legislative data processing system.

16 * Sec. 2. REPORT. Not later than January 31, 1985, the lieutenant
17 governor shall submit to the legislature a report on the Alaska Administra-
18 tive Journal. The report shall include the lieutenant governor's recommen-
19 dations and a summary of comments solicited from users of the journal
20 concerning

21 (1) the need for continuation of the journal;

22 (2) the advisability of publishing the journal in a printed
23 medium in addition to or in place of making the journal available through
24 the legislative data processing system;

25 (3) the suggested cost for a subscription to the journal; and

26 (4) any other matters relevant to the publication of the jour-
27 nal.

28 * Sec. 3. This Act is repealed July 1, 1985.

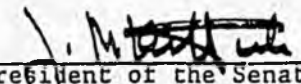
29 * Sec. 4. This Act takes effect July 1, 1983.

H

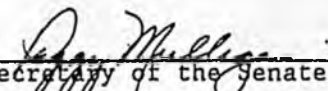
AUTHENTICATION

The following officers of the Legislature certify that the attached enrolled bill, HOUSE CS FOR CS FOR SENATE BILL NO. 132(SA) am H, consisting of 2 pages, was passed in conformity with the requirements of the constitution and laws of the State of Alaska and the Uniform Rules of the Legislature.

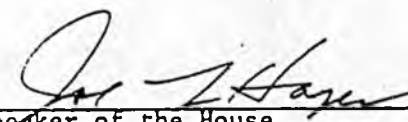
Passed by the Senate June 14, 1983


President of the Senate

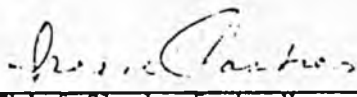
ATTEST:


Secretary of the Senate

Passed by the House June 13, 1983

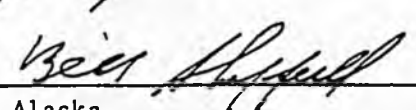

Speaker of the House

ATTEST:


Chief Clerk of the House

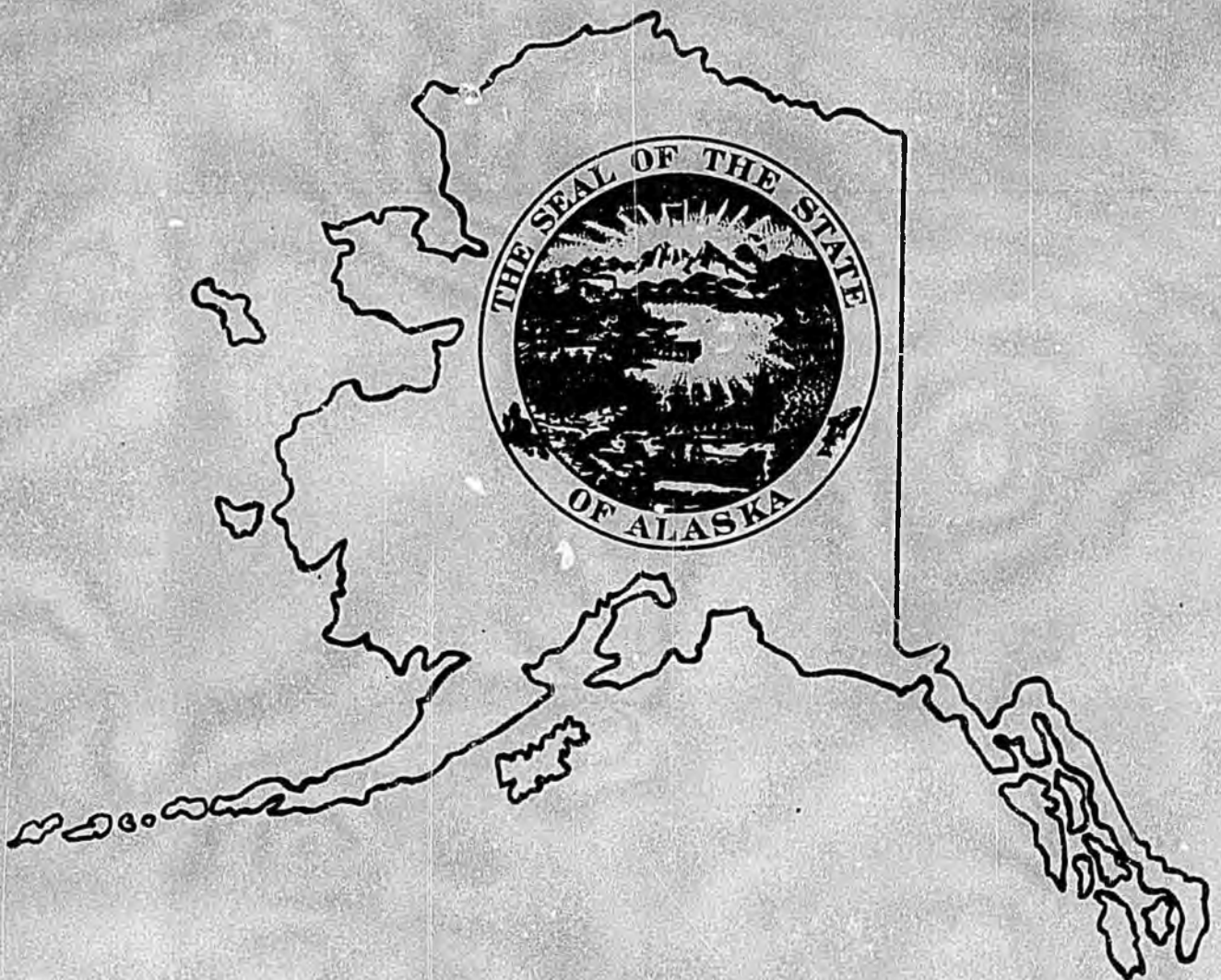
ACTION BY GOVERNOR

Approved by the Governor

July 8 19 83

Governor of Alaska

ALASKA ADMINISTRATIVE JOURNAL

**VOLUME 1P, ISSUE 35
APRIL 1, 1985**



Stephen McAlpine, Lieutenant Governor

ALASKA ADMINISTRATIVE JOURNAL

FOREWORD

Under Chapter 45, SLA 1983, the Lieutenant Governor's Office is publishing, by means of the legislative data processing system, the ALASKA ADMINISTRATIVE JOURNAL on a bi-weekly basis. This is a project to assess the public interest in such a publication. In addition, the Lieutenant Governor's Office is publishing this paper edition of the Journal on a bi-weekly basis to assist in making that assessment.

This Journal is provided for public information, but it does not constitute legal notice as required by Alaska Statutes. The inclusion or absence of information does not negate the effectiveness of any act performed on behalf of the State of Alaska. For information on the Journal, contact the Lieutenant Governor's Office at 465-3520; Jeannette Hieb.

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COMMITTEE REPORT
SENATE

FURTHER: FINANCE

2/14/85

Date 4/2/85

Mr. President

The Committee on STATE AFFAIRS considered SB 157
continuing the existence of the Alaska Administrative Journal; 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 157
- 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

Edw. De Vries
V. Fischer
Tom Kelly

MEMBERS HAVING
OTHER RECOMMENDATIONS

Phil Kay No. 1

[Signature]
Chairman
[Signature]
Chairman recommendation

STATE OF ALASKA 1985 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: _____

REQUEST

Bill/Resolution No.: CS SB 157
 Title: An Act continuing the
 existence of the Ak. Admin. Journal
 Sponsor: Betty Fahrenkamp
 Requestor: _____
 Date of Request: 3-28-85

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
OPERATING						
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						
TOTAL OPERATING	110.0	100.0	100.0			
CAPITAL						
REVENUE	250.0	125.0	125.0			

FUNDING: (Thousands of Dollars)

GENERAL FUND	110.0	100.0	100.0			
FEDERAL FUNDS						
OTHER						
TOTAL	110.0	100.0	100.0			

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 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: 3-28-85

Approved by Commissioner: Stephen McAlpine Date: 3-28-85
 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

SURVEY COMMENTS SUMMARY

PRO

1. Useful for checking not only that Department's activities, but other departments activities.
2. Useful for keeping informed of proposed regulations and, in general, on the activities of State government.
3. Good source of information.
4. Format well laid out and can be quickly scanned.
5. Very beneficial in keeping us informed of various activities in the State because living in the lower 48 receive very little communications.
6. Our department uses the Journal to look at other departments to see if any issue related to them could impact our operation.
7. Quick reference for Attorney General opinions as well as agency actions.
8. Concise, well organized, timely and very informative.
9. Alaska Administrative Journal necessary to keep up with changes in the code.

CON

1. Helpful document, but would be more useful if delivery was speeded up.
2. Too many of the meetings, RFP deadlines, etc. are after the fact.
3. Had hoped the Journal could replace our need to use the daily newspapers for such announcements.

LAW OFFICES OF
ALASKA LEGAL SERVICES CORPORATION
ANCHORAGE REGIONAL OFFICE
550 WEST 8TH AVENUE, SUITE 200
ANCHORAGE, ALASKA 99501
TELEPHONE (907) 272-9431

December 10, 1984

STATE OF ALASKA
RECEIVED

DEC. 13 '84

LIEUTENANT GOVERNOR

The Honorable Stephen McAlpine
Lieutenant Governor
Pouch AA
Juneau, AK 99811

RE: Alaska Administrative Journal

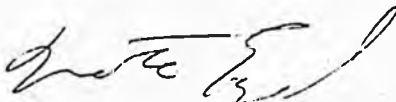
Dear Mr. McAlpine,

We have found that the Alaska Administrative is of only very limited benefit to our program. It does provide some notice that regulations, etc. are being proposed by state agencies. However, it does not contain sufficient details of the proposal to even know if they are substantive rule changes or mere corrections.

I would recommend including in notices of proposed regulations on rule making an explanation of the rationale and effect of the proposal prepared by the agency.

Respectfully,

ALASKA LEGAL SERVICES CORPORATION



Monte Engel
Staff Attorney

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

Dear Subscriber:

Now that you have been receiving the Alaska Administrative Journal and have had a chance to peruse the contents, I would like you to take a few moments out of your busy schedule to let me know if you have found the Journal beneficial for your purposes.

Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

A handwritten signature in cursive script that reads "Stephen McAlpine".

Stephen McAlpine
Lieutenant Governor

Too many of the meetings, RFP deadlines etc. are after the fact, with either too little or no ability to plan for us. We had hopes that this Journal could replace our need to use the daily newspapers for such announcements. Such is not the case.

Prime Example: In Vol 1P, Issue 26 DNR Div of Forestry NOTICE OF TIMBER SALES (pp 49-52) was for auction of November 15, 1984. Of what use, except historical, is that information?

Business people need planning tools, and this publication does not offer that requirement as a tool.

R&G LEASING COMPANY
2600 Denali Street, Suite 102
Anchorage, Alaska 99503

By: A handwritten signature in cursive script that reads "George B. Gardner".
George B. Gardner, General Partner

STATE OF ALASKA
RECEIVED

NOV 29 '84

LIEUTENANT GOVERNOR

AtlanticRichfieldCompany Public Affai.
Alaska State and Local Government Relations
Mailing Address: 134 Franklin Street
Juneau, Alaska 99801
Telephone 907 586 3680



Beverly Ward
Associate Director

STATE OF ALASKA
RECEIVED

JAN 03 '85

December 26, 1984

Honorable Stephen McAlpine
State of Alaska
Office of the Lieutenant Governor
Pouch AA
Juneau, Alaska 99811

LIEUTENANT GOVERNOR

Dear Steve:

In response to your request of Dave Harbour for the commentary on the new Alaska Administrative Journal, we offer the following.

In general, the information in the booklet is very helpful, even though it does not constitute legal notice. The information seems to be fairly complete and offers adequate explanation under each section.

However, there is some constructive criticism we wish to offer regarding the printed publication of the Journal. The nine issues that we have received since June have all arrived on a two-week-delay basis. The latest volume, volume IP, issue 26, dated November 19, 1984 was received December 4, 1984, well after the date the December 1 issue should be published.

Consequently, usefulness of information within the booklet is compromised by the time we read it. Often, this may mean the difference of making or of missing a meeting of importance. A possible remedy for this situation would be to print notices for meetings, hearings, etc. in more than one volume of the journal, beginning the announcements at an earlier date.

We feel there is a need for the Journal. We encourage you to continue producing it and taking the opportunity such as you are now doing to gather comments from users and improve its service to the community.

Sincerely,

Beverly A. Ward

BAW:kj



SOHIO ALASKA PETROLEUM COMPANY

3111 "C" STREET,
ANCHORAGE, ALASKA

TELEPHONE (907) 561-5111

December 11, 1984

MAIL: POUCH 6-612
ANCHORAGE, ALASKA 99502-0612

The Honorable Stephen McAlpine
Lieutenant Governor
State of Alaska
Pouch AA
Juneau, Alaska 99811

Dear Lt. Governor:

Since the beginning of publication of the Alaska Administrative Journal, Sohio Alaska Petroleum Company has utilized this publication. Sohio has a number of subscriptions and is even considering requesting additional copies.

In my opinion, publication of this document by your office is extremely beneficial to the citizens in Alaska. As the largest taxpayer in the State, Sohio is interested in rules and regulations being considered by the various state agencies, the State's bidding proposals and the opinions of the Attorney General's office. The Journal helps keep us informed of these items.

The Journal has proven beneficial and I hope its publication continues.

Sincerely,

James A. Palmer
Associate Director
Alaska Government
Affairs

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

STATE OF ALASKA
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NOV 21 1984
LIEUTENANT GOVERNOR

November 19, 1984

Dear Subscriber:

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Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

Stephen McAlpine
Stephen McAlpine
Lieutenant Governor

I believe the Journal is a useful publication and that it should continue to be published. It offers a better opportunity to interested persons to be informed of governmental activities.

*Lawrence J. Belmont
Department of Social Services
1400 West Central Expressway*



STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

COPELAND, LANDYE,
BENNETT and WOLF

NOV 26 1984

November 19, 1984

Dear Subscriber:

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA
STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

yes - it has been helpful. The only problems are:

- a) some notices are out of date by the time the journal is printed and received
- b) the format isn't that easy to read

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA
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DEC 10 '84
LIEUTENANT GOVERNOR

yes, we find the journal very useful for not only getting information about our activities out, but for learning what other departments are doing.

*Pam Rogers for
Kay Brown
Director
Division of Oil and Gas
P.O. Box 7-034
Anchorage, Alaska 99510*

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DEC 06 1984

DIVISION OF OIL & GAS
ANCHORAGE, ALASKA

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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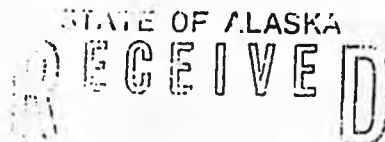
Warmest regards,

A handwritten signature in black ink that reads "Stephen McAlpine".

Stephen McAlpine
Lieutenant Governor

The Honorable Steve McAlpine
Lieutenant Governor of Alaska
Pouch AA
Juneau, Alaska 99811

November 28, 1984



DEC 10 '84

LIEUTENANT GOVERNOR

Dear Lt. Governor McAlpine:

From time to time our office has found the Alaska Administrative Journal to be informative on the activities of the Departments of Natural Resources, Commerce and Economic Development, and Transportation and Public Facilities. In particular the Journal has been useful in keeping us informed on proposed regulation changes and, in general, on the activities of our State government. We appreciate receiving it and hope you continue to keep it in publication.

Sincerely yours,
H. W. "Hank" Giegerich

A handwritten signature in black ink that reads "Hank Giegerich".



Michael L. Redmond, P.E.

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

AP 11/26

RECEIVED NOV 26 1984

November 19, 1984

Dear Subscriber:

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Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA
RECEIVED

NOV 10 1984

LIEUTENANT GOVERNOR

Dear Steve,

Found the Journal extremely informative. And I believe I have a very valid suggestion. Under some of your Competitive Bids, RFP, and Public Notices sections, it is difficult to separate out the distinct projects. For example, pg 73 of Vol 1P, Issue 26, Nov 16, 84. The invitation for Expression of Interest for the Juneau Hanger is difficult to locate. I suggest an identifiable marking to distinguish the next type within a section.

Hope this information is of use.

Very truly yours,

Michael L. Redmond

MICHAEL L. REDMOND

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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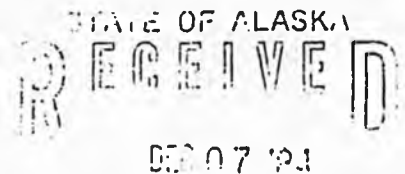
Warmest regards,

Stephen McAlpine
Stephen McAlpine
Lieutenant Governor

Gentleman:

A helpful document, would be more so if delivery would be speeded up. E.g. date on last issue was November 19th and we received copy in our office in Anchorage on November 26th.

G. E. Day



LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

RECEIVED NOV 26 1984

November 19, 1984

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA
RECEIVED
NOV 27 1984
LIEUTENANT GOVERNOR

Good source of information. It would save reviewing
time, reams of paper. If all of the items in the Journal
with "None this Publication" were simply omitted from
the outline. The complete agency - skeleton outline could
be shown for the first agency listed. After that, no
agency could be deemed to indicate "None this Publication".
This isn't legal notice anyway.

Also, examples of items which never change "Executive
Administrative Orders" will never have an entry under other
agencies that Gov's office - so delete it. Might take some
programing to remove these items for mail copy printout, but
it should be worth it.

Bob Lohr
Buval Chief 277-2511

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

A handwritten signature in cursive script that reads "Stephen McAlpine".

Stephen McAlpine
Lieutenant Governor

The biggest users of the Journal are, on the whole, very pleased with it and say it meets their needs. Their only criticism is that they would like to see the list of code sections affected published more frequently, ideally with each issue. They also would like the full text of final rules published, but we understand there are valid reasons for publishing only summaries.

A handwritten signature in cursive script that reads "Emily Gilreath".

Office of the Lieutenant Governor
Pouch AA
Juneau, Alaska 99811

8/30/85
Bureau of Nat'l Affairs, Inc.
State Information Unit
Attn: Emily Gilreath
1231 - 25th St., N.W.
Washington, DC 20037

DO NOT BEND

FIRST CLASS

STATE OF ALASKA
RECEIVED

DEC 07 '84

LIEUTENANT GOVERNOR

KETCHIKAN GATEWAY BOROUGH

344 Front Street
Ketchikan, Alaska 99901



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

DAVID G. CROW
Borough Manager

(907) 225-6151
Extension 401

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

STATE OF ALASKA
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DEC 06 '84

LIEUTENANT GOVERNOR

November 19, 1984

Dear Subscriber:

Now that you have been receiving the Alaska Administrative Journal and have had a chance to peruse the contents, I would like you to take a few moments out of your busy schedule to let me know if you have found the Journal beneficial for your purposes.

Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

Stephen McAlpine
Stephen McAlpine
Lieutenant Governor

Steve:

*We have found the Journal quite useful,
and appreciate the effort that goes into it.*

Kindest personal regards,

David Crow

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

STATE OF ALASKA
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NOV 28 '84

LIEUTENANT GOVERNOR

November 19, 1984

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Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

A handwritten signature in cursive script that reads "Stephen McAlpine".

Stephen McAlpine
Lieutenant Governor

Chugach ELECTRIC ASSOCIATION, INC.

5601 MINNESOTA DRIVE • POUCH 6300 • ANCHORAGE, ALASKA 99502-0300 • PHONE 907-563-7494

TELEX: CHUGACH AHG
(090) 25 265

November 28, 1984

Honorable Stephen McAlpine
Lieutenant Governor
State of Alaska
Pouch AA
Juneau, AK 99811

STATE OF ALASKA
RECEIVED

DEC 04 '84

LIEUTENANT GOVERNOR

Dear Lieutenant Governor McAlpine:

Chugach Electric Association, Inc., finds the Alaska Administrative Journal useful. As director of government and environmental affairs for Alaska's largest electric utility, I rely on the Journal to help keep me apprised of proposed regulations, meetings and similar events of interest to Chugach. I appreciate the conciseness and format of the Journal. It is a timesaver.

Feel free to contact me if you need further elaboration.

Sincerely,

Lawrence D. Markley

Lawrence D. Markley
Director, Government and
Environmental Affairs

LDM/cr

11/27

NOV 2 1984

BILL SHEFFIELD
GOVERNOR

STEPHEN A. McALPINE
LIEUTENANT GOVERNOR



STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA

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DEC 04 '84

LIEUTENANT GOVERNOR

What I look for in the Alaska Administrative Journal are opinions of the Attorney General pertinent to franchise or personal taxation (Department of Law), and changes in levying taxes and regulations as they pertain to taxes (Department of Revenue). The Journal has not addressed these issues for me. However, there may not have been activity in the area of taxation, as it is generally a legislative matter. The format is well laid out and can be quickly scanned.

Carolyn Wilhite
Carolyn Wilhite, Editor, State Tax
Commerce Clearing House, Inc.
Quail Hill, San Rafael, CA 94903

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

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NOV 26 1984
EMPLOYEE RELATIONS

November 19, 1984

Dear Subscriber:

Now that you have been receiving the Alaska Administrative Journal and have had a chance to peruse the contents, I would like you to take a few moments out of your busy schedule to let me know if you have found the Journal beneficial for your purposes.

Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

Stephen McAlpine
Stephen McAlpine
Lieutenant Governor

I find the Journal beneficial, in that living in the lower 48 we receive very little communications regarding governmental activities in the state of Alaska. The Journal keeps us abreast of various activities.

STATE OF ALASKA
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DEC 04 '84

LIEUTENANT GOVERNOR

Tesoro Petroleum Corp.

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

A handwritten signature in cursive script that reads "Stephen McAlpine".

Stephen McAlpine
Lieutenant Governor

Yes, we find the Alaska Administrative Journal very beneficial.

Thank you

S. E. Lodge
11/26/84

STATE OF ALASKA
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NOV 26 1984

LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

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NOV 23 1984

YOUTH SERVICES

November 19, 1984

Dear Subscriber:

Now that you have been receiving the Alaska Administrative Journal and have had a chance to peruse the contents, I would like you to take a few moments out of your busy schedule to let me know if you have found the Journal beneficial for your purposes.

Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

Stephen McAlpine
Lieutenant Governor

TO: The Honorable Stephen McAlpine
Lieutenant Governor
Office of the Governor
Juneau

FROM: Angela Shemel
Administrative Clerk
Youth Services Administration
Anchorage

STATE OF ALASKA
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DEC 03 '84

LIEUTENANT GOVERNOR

The Alaska Administrative Journal has been helpful in that it has kept the Youth Services Administrative office abreast of current issues and how they are written up or presented to the general public. It serves as resource for any upcoming action and forewarns us of possible public questioning that could ensue as a result of an issue being put forth to the public. It also gives us a chance to look at other departments to see if any issue related to them could have an impact on our operation(s).

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA
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DEC 03 '84

LIEUTENANT GOVERNOR

Dear Steve,

*we found the need to be a
quick reference for current a. d. opinion or
need as for agency action.*

*Michael Gatti
acting Borough attorney
Metlakatla - Sitka Borough*

BILL SHEFFIELD
GOVERNOR



STEPHEN A. MCALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Warmest regards,

Stephen McAlpine
Lieutenant Governor

11/22/84
STEVE

MAURIN S FRANKEL -
HELPFUL W FOLLOWING AGENCIES I AM PARTICULARLY INTERESTED IN.
OVT 35 DAYS LEFT IN 1984 TO COMPILED SUMMARIES OF A.G. OPINIONS.
HOPE IT WON'T BE CHANGED TO LATE 1985!

STATE OF ALASKA
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NOV 23 1984

LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

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November 19, 1984 NOV 26 1984

URS ENGINEERS - ANCH.

Dear Subscriber:

Now that you have been receiving the Alaska Administrative Journal and have had a chance to peruse the contents, I would like you to take a few moments out of your busy schedule to let me know if you have found the Journal beneficial for your purposes.

Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

Stephen McAlpine
Stephen McAlpine
Lieutenant Governor

DEAR STEPHEN:

THE ALASKA ADMINISTRATIVE JOURNAL IS:

- CONCISE;
- WELL ORGANIZED;
- TIMELY; AND
- VERY INFORMATIVE.

STATE OF ALASKA
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NOV 30 '84

LIEUTENANT GOVERNOR

My Firm, URS ENGINEERS, IS INVOLVED WITH ENGINEERING, ENVIRONMENTAL STUDIES AND PLANNING, AND WE TRULY APPRECIATE THE INFORMATION PROVIDED IN THE ALASKA ADMINISTRATIVE JOURNAL. THANKS.

SINCERELY YOURS,

Steve Stielstra

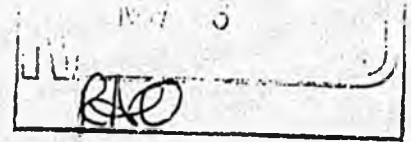
STEVE STIELSTRA
URS ENGINEERS
825 N. 8TH AVE
ANCHORAGE, AK. 99501

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU



November 19, 1984

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Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

23 Nov 84

Mr. Stephen McAlpine, Lt. Governor:

We find AAJ very useful and helpful on how Alaska State Government handles various inquiries. We hope you will continue to produce AAJ.

Thank you.

Ray C. Okahok
Special Assistant
to
Mayor - North
Slope Borough

STATE OF ALASKA
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NOV 30 1984
LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Warmest regards,

Stephen McAlpine
Stephen McAlpine
Lieutenant Governor

*Although I am not sure of the value of little -
in some cases, there are a few sections that
are helpful, the Journal*

STATE OF ALASKA
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NOV 29 '84

LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

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NOV 29 1984
USKH ANCHORAGE

November 19, 1984

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Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA
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NOV 29 '84

LIEUTENANT GOVERNOR

We are an engineering/architecture firm. Information on RFP's is outdated - most are in newspapers before they appear here. Other information is interesting and I believe the concept is valuable - would like to see input from those departments who rarely have anything to say.

Blythe Hawes
Administrative Manager
USKH



STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 1, 1984

Dear Subscriber:

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Would you please write your comments on the bottom of this letter and return it to my office.

Warmest regards,

Stephen McAlpine
Lieutenant Governor

STAFF,
THE JOURNAL IS VERY BENEFICIAL
TO US HERE AT HANDYMAN REPAIR MIX,

STATE OF ALASKA
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NOV 23 '84

LIEUTENANT GOVERNOR

Richard
Biggers



STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

The Ak. Administrative Journal is necessary to keep up with the changes in the Code. The last update in the Ak Adm. Code is October, 1984. Without your publication, our books would be totally outdated. In the last 4 years Book Pub Co. has been known to wait 3-6 months before publication of updates. That is, to say the least, inconvenient. Thank you for your timely publication.

Richard D. Kennedy, B.S., M.A.
Librarian
Book, Horton - Anchorage

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NOV 28 1984

LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

11/23/84

Not yet. I did notice the November 19th issue had for a heating renovation in Juneau which is getting closer to what we are interested in. Regrettably the bid date was Nov. 8th and I received the journal Nov. 23rd

Yours Truly
John Paulson

STATE OF ALASKA

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NOV 28 '84

Operations Manager /

Engineering / Fabrication / Construction / Service

LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

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ROBERTSON, MONAGLE,
EASTAUGH & BRADLEY
ANCHORAGE

November 19, 1984

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

*It has been of value to us.
The AG opinion library, when
available a computer, will be
even more so.*

[Handwritten signature]

STATE OF ALASKA
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NOV 28 '84

LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA
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NOV 27 '84

LIEUTENANT GOVERNOR

Sealaska Corporation has found the Journal to be valuable and fully intends to continue our subscription.

Richard P. Harris
Environmental Coordination Manager

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

November 19, 1984

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA
RECEIVED

NOV 27 '84

LIEUTENANT GOVERNOR

Dear Steve,

The Administrative Journal is reviewed by six staff units of the Forest Service Regional Office. I believe they all find it beneficial to conducting day-to-day business with the State. Thanks, Tim Caplan

RECEIVED

NOV 21 1984

FOREST SERVICE O.I.

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

Dear Steve,

*The journal is extremely useful
for our business, and hope you continue
publication.*

*Best regards,
Paul Storr*

STATE OF ALASKA
RECEIVED

NOV 27 '84

LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

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Warmest regards,

Stephen McAlpine
Lieutenant Governor

STEVE -

I have found it very useful. In addition to those Agencies I regularly monitor I can now watch many others. The stg. opinions are especially valuable. This is something that is way over due. It should be continued.

Sincerely
DENNIS DE WITT
ALASKA STATE Hospital ASSOCIATION
319 SEWARD ST
JUNEAU AK 99801

STATE OF ALASKA
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NOV 26 '84

LIEUTENANT GOVERNOR

BILL SHEFFIELD
GOVERNOR



STEPHEN A. McALPINE
LIEUTENANT GOVERNOR

STATE OF ALASKA
LIEUTENANT GOVERNOR
JUNEAU

To Kee

November 19, 1984

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Warmest regards,

Stephen McAlpine

Stephen McAlpine
Lieutenant Governor

STATE OF ALASKA
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DEC 05 '84

LIEUTENANT GOVERNOR

RECEIVED

NOV 20 1984

CITY-BOARDS ATTORNEY

suggest you put the agency or dept name at the top of each page to facilitate use by those of us who don't like to use the index and can't always spot the dept we are looking for by the letters that appear in the code in left hand corner of the first page of each dept section

Statute references cited in House Committee Substitute for
Committee Substitute for SB 132 (State Affairs) Section 1(4):

AS 18.55.255	ALASKA HOUSING AUTHORITY - Land Sales
AS 18.55.320	ALASKA HOUSING AUTHORITY - Sale of Surplus Property
AS 19.10.190	DEPARTMENT OF HIGHWAYS (DOT/PF) - Advertizing, bids, contracts
AS 19.40.020	DEPARTMENT OF HIGHWAYS (DOT/PF) - Yukon-Arctic Highway - Request for Bids
AS 35.15.030	PUBLIC WORKS (DOT/PF) - Advertizing, bids, contracts
AS 37.05.230	COMPETITIVE BIDS STATUTES - Uniform purchasing
AS 37.05.315(d)	DEPARTMENT OF ADMINISTRATION - Appropriation for grants, requests for proposals
AS 38.05.120	DEPARTMENT OF NATURAL RESOURCES - Timber and Materials sales
AS 43.40.010	DEPARTMENT OF REVENUE - Motor fuel tax; construction project bids
AS 46.11.030	CONSERVATION OF ENERGY AND MATERIALS - Energy auditors - competitive bids

Original sponsors: Fahrenkamp, Kelly
and Bennett

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IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

CS FOR SENATE BILL NO. 157 (State Affairs)

IN THE LEGISLATURE OF THE STATE OF ALASKA

FOURTEENTH LEGISLATURE - FIRST SESSION

A BILL

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

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

* Section 1. FINDINGS. The legislature recognizes that public knowledge of and participation in the administrative regulatory process, and easy access to information concerning executive actions, are essential to the democratic process of state government. The legislature recognizes that publication and distribution of the Alaska Administrative Journal facilitates the widespread dissemination of information about the regulatory process and activities by state agencies. In order that the public may continue to be provided with this information in a timely and useful manner and with a means to participate more fully in the regulatory process, the legislature makes permanent the publication and distribution of the Alaska Administrative Journal.

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

Sec. 44.62.175. ALASKA ADMINISTRATIVE JOURNAL. (a) The lieutenant governor shall publish or contract for the publication of the Alaska Administrative Journal. The journal shall be published weekly. The journal must include

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

(2) notices of state agency meetings required under AS 44.-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

CSSB 132 (State Affairs)

TESTIMONY OF SENATOR BETTYE FAHRENKAMP
Before the House State Affairs Committee
May 23, 1983

Mr. Chairman:

Thank you for the opportunity to speak in support of SB 132, a bill establishing the Administrative Journal.

As you know, I've been working on this idea now for several years. The original purpose was to create a one-stop-shopping type of approach to government information. Take all of the public notices; proposed regulatory changes, adopted regulatory changes, Attorney General opinions, Executive Orders, open meetings and hearings, notices of competitive bid solicitations, agency requests for proposals, proposed mineral and timber sales and any other tidbit of information which is daily being churned out of our state government agencies, and make it available in one publication.

The idea, while I'd like to suggest its novelty, is not new. The federal government prints a daily federal register of its public information and 36 of the 50 United States have a journal or register wherein they publish the text and in some cases the summaries of their executive and administrative actions.

Mr. Chairman, word of mouth government simply does not work in a state literally on the cutting edge of development and growth. It discourages public participation, trust and faith in the entire mission of government: which is to serve.

One of the bill's previous failings was that the fiscal impact had been too large to warrant the effort. I've fought large fiscal notes because I'm convinced that we can accomplish the goal without incurring large costs. There are, however, some unknowns which add to the uncertainty of costs. Some of these include: How many people or organizations might be interested in such a journal; how much would they be willing to pay for it; how can we coordinate state agency effort to gather and transmit the information, and several others.

As a result, the Lieutenant Governor and I have come up with an idea which will affect the basic thrust of SB 132 and at the same time assuage the uncertainty.

The bill before the Committee today will affect an 18 month trial run of the journal. Rather than an actual publication, each issue or agency would be required to provide a compatible magnetic tape format of their actions to a coordinator in the Lieutenant Governor's office, who will process the material for acceptance by the Legislative Affairs Agency.

The idea is simple. Provide the information we require to Legislative Affairs Data Processing. They are geared-up with the equipment and personnel to almost instantaneously translate the information onto the Legislative Computer Network which operated in 18 Legislative Information Offices throughout the state as well as individual legislators' offices in many cities. Any interested person can access the "journal" index and call up those portions which are of interest and can copy those pages and information. As part of the trial run, we would ask users of this information to answer basic data gathering questions which will establish the track record from which we can make educated decisions on the publication of a hard copy Administrative Journal.

While this may sound far fetched, it is no novelty either. Other states which currently have hard copy journals are putting this data on state computers for quicker reference and access. Not only do we beat the high costs of publication and distribution, but we continue to move into the 21st century and what we know will be an almost total reliance on word processing and data gathering computerized systems. Alaska has for years been in the vanguard of high tech development and utilization in the communications field. It is my hope that the Committee will act favorably on the substitute language to SB 132 and I would be happy to answer any questions the Committee might have. Thank you, Mr. Chairman.

THE ALASKA ADMINISTRATIVE JOURNAL:
What it is and what it is not!

What is it?

- A one stop collection of all information required to be made public by state agencies
- It is timely, bi-weekly
- It is an inexpensive public information tool
- It is a trial run to determine need, advisability of a hard copy, suggested cost and private publishing interest
- It goes beyond the authority in AS 44.62.130, which directs the Lt. Governor to quarterly publish final regulations by additionally requiring the publication of: all of the public notices, proposed regulatory changes, adopted regulatory changes, Attorney General opinions, Executive Orders, open meetings and hearings, notices of competitive bid solicitations, agency requests for proposals, proposed mineral and timber sales and any other tidbit of information which is daily being churned out of our state government agencies, and make it available in one publication.

It will not:

- Proliferate paper
- Be a hard copy
- Be expensive
- Affect newspapers or their advertising income
- Put any private publisher out of business. NO ONE is currently providing this service nor has anyone recently expressed an interest in publishing this type of information.

How will it work?

The idea is simple. Provide the information we require to Legislative Affairs Data Processing. They are geared-up with the equipment and personnel to almost instantaneously translate the information onto the Legislative Computer Network which operates in 18 Legislative Information Offices throughout the state as well as individual legislators' offices in many cities. Any interested person can access the "journal" index and call up those portions which are of interest and can copy those pages and information. As part of the trial run, we would ask users of this information to answer basic data gathering questions which will establish the track record from which we can make educated decisions on the publication of a hard copy Administrative Journal.



*Copy to BF
assigned to
scrapbook
copy files - copy me!*

3111 "C" STREET
ANCHORAGE, ALASKA

TELEPHONE: (907) 265-0140

MAIL: POUCH 6-612
ANCHORAGE, ALASKA 99502

CHARLES R. ELDER JR.
CONSULTANT

November 21, 1983
CC-689

Senator Bettye Fahrenkamp
515 7th Street, Suite 320
Fairbanks, Alaska 99701

Dear Bettye:

A wonder has been created from the ashes of three legislative sessions!

We have discussed before the great advantage of an Alaska Administrative Journal and speculated as to the reasons it had been so difficult for you to bring about--who and/or whom did you catch in a weak moment?

Seriously, Bettye, congratulations for fighting through such a logical and practical project.

Best personal regards.

Sincerely,

Charlie

SV



ALASKA BAR ASSOCIATION

P.O. BOX 279, ANCHORAGE, ALASKA 99510, (907) 272-7469

ADMINISTRATIVE LAW
SECTION

MAR 18 1983

401 F. Street
Douglas, Alaska 99824

March 14, 1983

The Honorable Bettye Fahrenkamp
Pouch V
Juneau, Alaska 99811

Dear Senator Fahrenkamp:

On behalf of the administrative law committee of the Alaska Bar Association, I wish to express our strong support for Senate Bill 132 which would establish the Alaska Administrative Journal to be published on the bi-weekly basis.

Should you require further detail about our position or desire oral testimony in support of the bill, please do not hesitate to contact me.

Sincerely yours,

Bruce M. Botelho
Chairperson

BMB/prm



APR 27 1983

file

Alaska Environmental Lobby, Inc.

419 6th Street, Suite 328 Juneau, Alaska 99801

907-586-2345

April 25, 1983

Senator Bettye M. Fahrenkamp
Alaska State Legislature
Pouch V
Juneau, Alaska 99801

Dear Senator Fahrenkamp:

The concept of establishing an administrative journal as outlined in CS SB 132 is an excellent one, and the Alaska Environmental Lobby strongly supports that legislation. We too realize the immediate importance of stepping beyond "word of mouth government" in this rapidly growing state. Alaska, by virtue of its geography and different cultures, offers enormous communication and information barriers. We are heartened by your efforts to clear this particular path between private citizens and state government.

Though the Lobby favors a hard copy version of the journal in addition to the magnetic tape system, we anticipate a productive trial period should CS SB 132 pass. Thank you for your past and continuing work on this legislation.

Ken Troyer
Volunteer, Fairbanks

Sincerely,

Jay Nelson
Executive Director

League of Women Voters of Alaska

FEB 22 1985

9151 Skywood Lane
Juneau, Alaska 99801
February 19, 1985

Senator Mitch Abood, Chairman
Senate State Affairs Committee
Alaska Legislature
Pouch V
Juneau, Alaska 99811

Re: SB 157: Alaska Administrative Journal

Dear Senator Abood:

The League, as you must already be aware, strongly supports public participation in legislative and regulatory processes. We think the Alaska Administrative Journal makes a major contribution to the ability of Alaskans to participate in the regulatory process, that the Journal's publication and distribution should be continued, and that it should be mandatory for all State agencies to publish their proposed regulations in the Journal at the beginning of the public comment period. Therefore, we support SB 157.

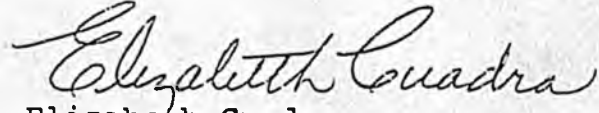
We do not presently have any amendments to SB 157 to recommend. However, let us underscore several points which definitely should remain in the bill and not be amended out: (1) both paper form and computer access form of the Journal should be available; (2) it should be mandatory (not discretionary) that every State agency publish its proposed regulations for public comment, and then its final regulations, in the Journal; (3) subscriptions should be available at as low a cost as possible; (4) there should be wide distribution through the State library system and the municipalities; and (5) many people in remote areas still will not see the Journal and therefore should continue to be able to get on agencies' mailing lists to receive direct-mailed notices of proposed agency regulations or other actions [line 29, page 3 through line 1, page 4 of the bill]. All of these provisions are already in the bill, and we offer these comments merely as reinforcement to support their remaining in the final version.

Senator Mitch Abood, Chairman
February 19, 1985
Page Two

We think that if SB 157 is adopted and implemented, the Alaska Administrative Journal can become as reliable a means of informing Alaska citizens about proposed State agency regulatory actions as the Federal Register has become in informing U.S. citizens about proposed regulatory actions of the federal government.

Thank you for considering our comments.

Sincerely,



Elizabeth Cuadra
State Board Member
(Natural Resources Portfolio)

DEC:sd

cc: Committee Members (DeVries, V. Fischer, Ray, Kelly)
Sponsors (Fahrenkamp, Bennett and Kelly)

Alaska State Legislature

SENATOR BETTYE FAHRENKAMP
CHAIRMAN, HEALTH, EDUCATION AND
SOCIAL SERVICES COMMITTEE
1117 LAKEVIEW TERRACE
FAIRBANKS, ALASKA 99701
907-456-2899



Senate

WHILE IN JUNEAU
POUCH V
JUNEAU, ALASKA 99811
OFFICE (907) 465-3763
HESS COMMITTEE
(907) 465-3834
HOME 907-780-6027

MEMORANDUM

TO: Senator Mitch Abood

FROM: Senator Bettye Fahrenkamp *Bettye*

RE: Scheduling SB 157, an Act continuing the existence of the
Alaska Administrative Journal

DATE: March 25, 1985

I have previously requested a hearing on SB 157 and understand that you may schedule it for the week of April 1. I have prepared a committee substitute for your consideration (attached). I have also attached a memo from the Attorney General's office which outlines the rationale behind the amendments contained in the committee substitute.

DEPARTMENT OF LAW

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

OFFICE OF THE ATTORNEY GENERAL

March 20, 1985

Honorable Bettye Fahrenkamp
Alaska State Senate
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Re: Amendments to SB 157 --
Alaska Administrative Journal

Dear Senator Fahrenkamp:

As requested by your assistant, Mark Boyer, this morning, here are my suggestions for amending SB 157 (with no. 5 being the most important):

1. Page 1, line 24 and line 25: Change "shall" to read "must" in both places.
2. Page 2, line 19: Change "including" to read "such as." (Actually, it might be smarter to delete proposed AS 44.62.175(a)(10) [page 2, lines 18 -- 21] altogether [which would require changing line 17's semi-colon to a period, and either deleting the "and" or relocating it to line 15].)
3. Page 3, lines 2 -- 6: Delete all material.
4. Page 3, line 7: Change "(e)" to read "(d)."
5. Page 3, lines 10 -- 16: Delete all material and insert the following in its place: "(e) A person may not maintain an action based on publication or lack of publication in the journal."
6. Page 3, line 17: Change "(g)" to read "(f)."
7. Page 4, lines 22 and 23: Delete "summary specified in (a)(3) of this section must be approved by the issuing agency as" and insert the following in its place: "agency that issues a notice under this section is responsible for assuring that the notice is prepared in such a way that it is."
8. Page 4, lines 27 -- 29: Delete all material.

9. Page 5, line 1: Change "Sec. 6" to read "Sec. 5."

The first amendment above recognizes one of the distinctions between the appropriate uses of "must" and "shall." Please see paragraph (h) on page 51 of the Manual of Legislative Drafting, 1985 (Legislative Affairs Agency), and paragraph (10) beginning on page 46 of the Drafting Manual for Administrative Regulations (Department of Law, 8th ed., 1982). Since this wording is in a new section, we might as well use the right word to begin with.

The purpose of the second amendment above is to make clearer that publication of the additional kinds of information described is within the lieutenant governor's discretion. Eliminating that paragraph (10) altogether would help minimize costs.

Sally Hanson, of the Lieutenant Governor's Office, has recommended deletion of the bill's proposed AS 44.62.175(d) (page 3, lines 2 -- 6) as being unnecessary, and its deletion would save money.

The language being deleted from page 3, lines 10 -- 16, is the most troublesome in the current version of the bill. The language set out above as a substitute for it is identical to sec. 1(d) of your ch. 45, SLA 1983. At one point during the consideration of the bill that became ch. 45, SLA 1983, I wrote a provision that I believe is better than that one, and will try to find it if you wish.

The language being deleted from page 4, lines 23 and 24, simply doesn't make sense. According to Sally Hanson, the language being substituted for it more accurately conveys her office's intent.

The language being deleted from page 4, lines 27 -- 29, is not necessary after deletion of the bill's present AS 44.62.175(f).

I'm not sure whether you have agreed to deleting the bill's proposed amendment of AS 44.62.190(a)(1) (page 3, line 28). We would prefer to have it deleted, but, with the change in the proposed AS 44.62.175(f), described above, this becomes less of a problem and it could be left in as a compromise. To delete that amendment, all of sec. 3 of the bill should come out. (This deletion is not covered in the amendments set out above.)

I understand that you and the attorney general agreed on the essence of these changes this morning. I would be happy

Honorable Bettye Fahrenkamp, Senator
Alaska State Legislature

March 20, 1985
Page 3

to discuss them with you further, at your convenience. (Mark mentioned that you plan to amend the bill to require weekly, rather than the current bi-weekly, publication of the journal.) If you would like to have this office prepare a committee substitute for you, we would be happy to do so.

Very truly yours,

NORMAN C. GORSUCH
ATTORNEY GENERAL

By: 
Arthur H. Peterson
Assistant Attorney General

AHP:md

cc: Sally Hanson
AAC and AAJ Coordinator
Lieutenant Governor's Office

Ray Gillespie
Legislative Assistant
Governor's Office

Departmental AAC and AAJ
Contacts