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136

HOUSE COMMITTEE ON STATE AFFAIRS

RECAP OF
HB 136

Rural Alaska TV Network Council

Received February 1, 1989
by Reps. M. Davis and Menard

Heard April 13, 1989
Heard January 24, 1990

Committee Substitute adopted January 24, 1990

Passed Out of Committee January 24, 1990
6 Do Pass

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STATE OF ALASKA
THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY
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Copies of minutes listed below were originally included in this file. The minutes are available on the STAIRS database CMPR. In order to save space copies of minutes have not been left in the files.

Mary Van Nimwegen

HB 136

House State Affairs

4/13/89

HOUSE COMMITTEE REPORT

(7)
Date Referred: February 1, 1989 FURTHER REFERRALS: FINANCE

Date of Committee Action: _____

The STATE AFFAIRS Committee recommends that:

HOUSE BILL NO. 136 [RURAL ALASKA TV NETWORK COUNCIL]
"An Act relating to the Rural Alaska Television Network Council."

be replaced with CS HB 136(SA) the same title
 a new title

have attached amendment(s),

- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the _____ Committee

ADOPTS: _____ letter of intent

ATTACHES NEW FISCAL NOTE(S):

- fiscal impact
- zero fiscal note
- zero with analysis DOA

APPROVES PREVIOUS:

- fiscal note(s) published: _____
- zero fiscal notes(s) published: _____

SIGNING DO PASS:

SIGNING OTHER THAN DO PASS:
(Do Not Pass, No Recommendation, Amend)

George Naylor

[Signature]

[Signature]

Robert P. Mackay

Bob G. [Signature]

David Wouley

[Signature]
Chairman's signature

Item 1

Introduced: 2/1/89
Referred: State Affairs
and Finance

6-0492A

= Deleted Language

1 IN THE HOUSE

BY M.DAVIS AND MENARD

2

HOUSE BILL NO. 136

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to the Rural Alaska Television
Network Council."

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8

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

9

* Section 1. AS 39.50.200(b) is amended by adding a new paragraph to
read:

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11

(50) Rural Alaska Television Network Council (AS 44.21.-

12

500).

13

* Sec. 2. AS 44.21.320(c) is amended to read:

14

(c) Decisions and policies relating to programming under the

15

satellite television project, including scheduling and allocation

16

policies, may not be made by the department, but may only be made by

17

the Rural Alaska Television Network Council established under AS 44.-

18

21.500 [A NETWORK THAT IS REPRESENTATIVE OF PARTICIPATING RURAL TELE-

19

VISION USERS, BY COMMERCIAL BROADCAST USERS OR BY OTHER AFFECTED

20

PARTICIPATING USER GROUPS AND ENTITIES UNDER PROCEDURES PROVIDED BY

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STATUTE OR, IF NO STATUTE APPLIES, THEN BY AGREEMENT OF THE AFFECTED

22

USER NETWORKS OR GROUPS. THE DEPARTMENT SHALL ASSIST USERS IN PREPAR-

23

ING AGREEMENTS THAT MAY BE REQUIRED UNDER THIS SUBSECTION].

24

* Sec. 3. AS 44.21 is amended by adding a new section to read:

25

ARTICLE 9. RURAL ALASKA TELEVISION NETWORK COUNCIL.

26

Sec. 44.21.500. RURAL ALASKA TELEVISION NETWORK COUNCIL. (a)

27

There is established in the Department of Administration the Rural

28

Alaska Television Network Council. The council consists of 17 mem-

29

bers, including a consumer representative from each of the 12 areas in

1 the state served by the regional Native corporations organized under
2 43 U.S.C. 1601 - 1628 (Alaska Native Claims Settlement Act) appointed
3 by the governor, two members from the general public appointed by the
4 governor, the president of the University of Alaska or the president's
5 designee, the commissioner of education or the commissioner's
6 designee, and one member appointed by the chair of the Alaska Public
7 Broadcasting Commission.

8 (b) Except for the representatives of the University of Alaska
9 and of the Department of Education, members serve for staggered terms
10 of three years. A vacancy shall be filled for the balance of the
11 unexpired term and shall be made in the same manner as the original
12 appointment. A member may not serve more than two consecutive full
13 terms.

14 (c) Council members serve without compensation but are entitled
15 to receive per diem and travel expenses authorized by law for members
16 of boards and commissions under AS 39.20.180.

17 (d) The council shall

18 (1) establish procedures for its operation; and

19 (2) set policy and make programming decisions for the
20 satellite television project under AS 44.21.320(c).

21 (e) In this section "council" means the Rural Alaska Television
22 Network Council.

23 * Sec. 4. AS 44.66.010(a) is amended by adding a new paragraph to read:

24 (17) Rural Alaska Television Network Council -- June 30,
25 1992.

26 * Sec. 5. EXISTING MEMBERSHIP OF RATNET. The members currently serving
27 on the Rural Alaska Television Network Council shall continue to serve
28 until their terms terminate. The current members, other than the represen-
29 tatives of the University of Alaska and of the Department of Education,

1 shall draw lots at the next council meeting to determine which five members
2 will serve until June 30, 1990, which five members will serve until
3 June 30, 1991, and which five members will serve until June 30, 1992. The
4 terms ending in 1990 and 1991 are not full terms for purposes of AS 44.-
5 21.500(b), enacted by sec. 3 of this Act.

Original sponsor(s): REP. M.DAVIS, Menard

1 IN THE HOUSE BY THE STATE AFFAIRS COMMITTEE
 2 CS FOR HOUSE BILL NO. 136 (State Affairs)
 3 IN THE LEGISLATURE OF THE STATE OF ALASKA
 4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Rural Alaska Television
7 Network Council."

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

9 * Section 1. AS 39.50.200(b) is amended by adding a new paragraph to
10 read:

11 (50) Rural Alaska Television Network Council (AS 44.21.-
12 500).

13 * Sec. 2. AS 44.21.320(c) is amended to read:

14 (c) Decisions and policies relating to programming under the
 15 satellite television project, including scheduling and allocation
 16 policies, may not be made by the department, but may only be made by
 17 the Rural Alaska Television Network Council established under AS 44.-
 18 21.500 [A NETWORK THAT IS REPRESENTATIVE OF PARTICIPATING RURAL TELE-
 19 VISION USERS, BY COMMERCIAL BROADCAST USERS OR BY OTHER AFFECTED
 20 PARTICIPATING USER GROUPS AND ENTITIES UNDER PROCEDURES PROVIDED BY
 21 STATUTE OR, IF NO STATUTE APPLIES, THEN BY AGREEMENT OF THE AFFECTED
 22 USER NETWORKS OR GROUPS. THE DEPARTMENT SHALL ASSIST USERS IN PREPAR-
 23 ING AGREEMENTS THAT MAY BE REQUIRED UNDER THIS SUBSECTION].

24 * Sec. 3. AS 44.21 is amended by adding a new section to read:

25 ARTICLE 9. RURAL ALASKA TELEVISION NETWORK COUNCIL.

26 Sec. 44.21.500. RURAL ALASKA TELEVISION NETWORK COUNCIL. (a)
 27 There is established in the Department of Administration the Rural
 28 Alaska Television Network Council. The council consists of 17 mem-
 29 bers, including

1 (1) a consumer representative from each of the 12 areas in
2 the state served by the regional Native corporations organized under
3 43 U.S.C. 1601 - 1628 (Alaska Native Claims Settlement Act) appointed
4 by the governor; each corporation shall recommend a person to the
5 governor for the appointment; the governor shall appoint the recom-
6 mended person or request another recommendation from the corporation;

7 (2) two members from the general public appointed by the
8 governor;

9 (3) the president of the University of Alaska or the presi-
10 dent's designee;

11 (4) the commissioner of education or the commissioner's
12 designee; and

13 (5) one member appointed by the chair of the Alaska Public
14 Broadcasting Commission.

15 (b) Members serve for staggered terms of three years. A vacancy
16 shall be filled for the balance of the unexpired term and shall be
17 made in the same manner as the original appointment.

18 (c) Council members serve without compensation but are entitled
19 to receive per diem and travel expenses authorized by law for members
20 of boards and commissions under AS 39.20.180.

21 (d) The council shall

22 (1) establish procedures for its operation; and

23 (2) set policy and make programming decisions for the
24 satellite television project under AS 44.21.320(c).

25 (e) In this section "council" means the Rural Alaska Television
26 Network Council.

27 * Sec. 4. EXISTING MEMBERSHIP OF RATNET. The members currently serving
28 on the Rural Alaska Television Network Council shall continue to serve
29 until their terms terminate. The current members shall draw lots at the
30 CSHB 136(SA)

1 next council meeting to determine which six members will serve until
2 June 30, 1992, which six members will serve until June 30, 1993, and which
3 five members will serve until June 30, 1994.

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Item 2

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: Act relating to the Rural
Alaska Television Network Council
Sponsor: Rep. M. Davis
Requestor: _____

Agency Affected: Administration
BRU: Information Services
Components: RATNET

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY91	FY 92	FY 93	FY 94	FY 95	FY 96
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)

Fiscal impact for FY90 is zero. Since this Bill does not change the number of Council members or operationally affect the Department, there is no fiscal impact.

Prepared by: Paul Monette, Director Phone: 465-2220
 Division: Information Services Date: 01/23/90
 Approved by Commissioner: Frank S. Baxter Date: 1/23/90
 Agency: Administration

Distribution (by preparer):

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

January 25, 1989

Dear Legislator,

Enclosed please find House bill #136 which would create some important changes in the RATNET Council.

The Governor's office informs us that the RATNET Council is the only board or commission that is not established in statutes. This bill would accomplish that.

While this bill would keep the numbers and types of members the same, it would give the Governor authority to appoint all but three of the council members. Those three would be appointed by the university president, the commissioner of education and the chair of the Public Broadcasting Commission. Presently, twelve of the members are appointed directly from regional nonprofit native corporations. The 12 non profit regions would continue to be represented under the bill. But the Governor would make the appointments.

Council members today have no term of office; they serve for life. This bill would set up three-year staggered terms for members to serve. Members would be limited to two consecutive terms, except for members named by the university president and commissioner of education. Their candidates are expected to be university or department employees.

Terms would be set for existing council members who would draw lots to establish one, two and three year seats. Their present service would not count towards the limit on the number of terms.

Please take a moment to look over the proposal. If you have any questions or comments, Give my office a call.

Respectfully,

Rep. Mike Davis

Maniilaq Association

P.O. Box 256
Kotzebue, Alaska 99752
(907) 442-3311

February 9, 1989

Honorable Eileen Maclean, Representative
House of Representatives
P.O. Box V
Juneau, Alaska 99811

Dear Eileen:

I have reviewed HB 136 which is "An Act relating to the Rural Alaska Television Network Council".

For the past four years I have been the RATNET Council Representative for the Northwest Arctic Borough, with Reggie Cleveland of Shungnak as Alternate. This position is important for this region due to the village concerns that are brought to each meeting.

My concern is the three year staggered term that HB 136 is stating for the regional Native corporation representatives. This gives the representatives from the Department of Education, and the University of Alaska, NO terms.

I would like to point out that we need continued membership as it already stands from the regional corporations to keep abreast the information received from the Alaska Satellite Television Network. We also need representatives who are familiar with the actions that take place in the RATNET meetings.

I would like to see NO CHANGES made in the EXISTING MEMBERSHIP OF RATNET for the regional corporations. In other words...Kill the Bill! It should be left to the regional corporations to decide who they want on the RATNET Council as their representatives and for whatever terms they make for their representatives.

It is a privilege to represent Maniilaq Association and the Northwest Arctic Borough on the RATNET Council, and I hope that you will support my recommendation.

Please call me if you have any questions at 442-3311. Thank you.
Sincerely,



Linda K. Davidovics, Maniilaq Representative
on the RATNET Council for the Northwest
Arctic Borough

cc: Marie N. Greene, President
Reggie Cleveland, RATNET Alternate
AA/LD/TXTHELEN

MEMBER VILLAGES

Iktuappoq, Nunamiq, Ipmatchuaq, Kutyaak, Kivalong, Laugvik, Qikiqtaruk, Nautaaq, Nuurvik, Akuligaq, Ismaaq
Ambler, Buckland, Daring, Kiama, Kiviana, Kobuk, Kotzebue, Noatak, Nuorvik, Selawik, Shungnak

Item 5



Alaska State Legislature

House

Official Business

P.O. BOX V
State Capitol
Juneau, Alaska 99811

MEMORANDUM

TO: RATNet Council Members

FROM: Representative H.A. "Red" Boucher, Chair
House State Affairs

DATE: January 24, 1990

RE: Draft CSHB 136(SA)

You will recall the House State Affairs Committee held one public hearing on HB 136 last session. At that hearing and in subsequent discussions, members of the RATNet Council expressed their concerns over certain provisions in HB 136. Those concerns related to:

- 1) ensuring that regional appointees were selected from recommendations made by each of the 12 regional;
- 2) that all members of the Council serve terms on an equal basis; and
- 3) since the Council is viewed as a general government activity, it should not be terminated under AS 44.66.010. There are only a few boards and commissions that fall under that statute such as the Older Alaskans Commission.

In response to the above concerns, Representative Eileen MacClean proposed several amendments to HB 136 and I have incorporated those into a draft committee substitute.

The following compares HB 136 with the new CSHB 136(SA).

Work Draft CSHB 136(SA)

Section 1. No change from HB 136

Section 2. No change from HB 136

Section 3. Language is added in CSHB 136(SA) requiring the governor to make appointments based on recommendations given by the 12 regional Native corporations.

Language is deleted in HB 136^g Section 3(b) referring to exceptions for staggered terms. In the CSHB 136(SA) all members serve for staggered terms of three years.

Section 4. Refers to membership in RATNet. Under provisions set out in the draft CSHB 136(SA), current members would continue to serve until their terms end. After the term ends, each member could again be appointed to the Council by the governor. Since all members serve equally, the number of members whose terms end in 1992, 1993 and 1994 are 6, 6 and 5.

Note that Section 4 in HB 136^g was deleted. Under this section, the Council would have terminated on June 30, 1992 unless the legislature reestablished it.

General Comments: CSHB 136(SA)

Section 1: Brings the RATNet Council under AS 39.50.200 ~~(b)~~ Conflict of Interest Statute. You must file a financial disclosure statement within 30 days after taking office.

Section 2: Specifies that the Council makes all decisions and policies relating to programming. Existing statutory language was confusing since it designated several user groups as policy and decision makers.

6-0492H
Cramer
1/18/90

Original sponsor(s): REP. M.DAVIS, Menard

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 136 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

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next council meeting to determine which six members will serve until June 30, 1992, which six members will serve until June 30, 1993, and which five members will serve until June 30, 1994.



Dellie Vale, Ratnet
CCTHITA Rep.
P.O. Box 193
Yakutat, AK. 99689

Rep. Redi Boucher
P.O. Box V
Juneau, AK. 99811

January 23 '90

Dear Rep. Boucher,

Today while speaking with Dennis in your office I was given a copy of the revised HB 136 that you are having a hearing on tomorrow Jan. 24 '90. I'm sorry I cannot stay to testify, but I will be enroute to Yakutat - check-in @ 9AM tomorrow.

I would like to say that I now addresses the concerns we (Ratnet Council) had at our last teleconference with you via our meeting in Anchorage.

It gives each regional Native Corp the authority of

selection, equal terms for all Ratnet Reps., and clearly defined programming as Ratnet's responsibility.

The one point I would like to make is that Tony Rameris, our Ratnet Coordinator, did have a concern about having to break in new Ratnet members every year. It would be time consuming and take awhile for new, inexperienced Board members to feel comfortable in their positions and responsibilities.

But if the different Regions, State Dept., etc. are able to recommend their Reps. for more than one term it should eliminate this from happening.

Thank-you for the opportunity to make comments and listening to our point of view. We appreciate you and your staff's efforts.

Sincerely,
Dellie Vale

cc. Central Council 7/10/81

b. Example / Checklist Contact sheet

LEGISLATIVE

SPONSOR: House State Affairs

TC DATE/DAY: Wed, Jan 24

Pub. Hear Work Ses. Inv. Hear

TIME: 8:30 AM - 10:00 AM

LEGISLATIVE REFERENCE: HB136

JUNEAU ROOM: Cap 102

SUBJECT: RATNet Council

BRIDGE: _____

OF PORTS: _____

CONTACT: Ann PH: 4931

DATE TAKEN/BY: 1/23/90 Pog

TELECONFERENCE SITES:

LIO'S

LTC'S

VTS'S

Anchorage
Barrow *
Bethel
Delta Junction *
Dillingham *
Fairbanks
Glennallen *
Juneau
Ketchikan
Kodiak
Kotzebue
Mat-Su
Nome
Petersburg *
Sicka
Soldotna
Valdez *

Homer
Wrangell

See List on
Reverse Side

ALL LIO'S

OTHER SITES WELCOME WITH PRIOR NOTIFICATION

CHAIRING SITE: Juneau

CHAIRPERSON: Rep. Boucher

[] CONFORMS TO LEGISLATIVE COUNCIL POLICY 4/85

• Linda Davidovics
OFFNETS: ~~Bethel~~ 442-3311
Kotzebue ext 134

• Harold Hopper
HNS 716-2249
Fax 716-2614

SIGNATURE OF SPONSOR/CONTACT PERSON

DATE

SPECIAL INSTRUCTIONS

Come on line @ 9:00, They call bridge 800-478-6532

Rhea Mae Knagin

P.O. Box 65

PORT LIONS, ALASKA 99550

707-454-2276

Kodiak Area Native Association

Bristol Bay Native Association

Russell S. Nelson V.P. KATNET

Box 161

Dillingham, Alaska 99576

A. Malheimer 722 Ocean View TERRACE English Bay Alaska 99603

ZINOVA R. DAVIDOVICH

c/o Maniilaq Association

P.O. BOX 256

KOTzebue, AK 99752

PHONE: 442-3311/WK 442-3711/km.

Peter Twitchell A.V.C.P. Rep.

PO Box 703

Bethel, Alaska 99559

wk 543-3131

Isaac Kayutak, PRES.

562-2575 Anchorage

P.O. Box 764 Phone W/852-7700 H/852-IKES

Barrow, AK 99723

CHRIS Gene

822-3497

Box 124

GAKONA AK 99586

Tony

1407 W 31ST 2ND FLOOR

Copy this into
RATNET phone
Beta law.

Name

Address

phone

Margaret Galovin

A/PIA 1689 C Street
Anchorage, AK 99504

276-2700 wk
337-4727 hm

Lois Stegemier

Alaska Dept. of Education
P.O. Box GA
Juneau, AK 99811

465-2644

HAROLD Hopper

Governor's Appointee

766-2249

PO Box 245
HAINES, AK 99827

Kay Shepherd

P.O. Box 730 Whittier, AK 99693

472-2350

Tim Towarsak

P.O. Box 89 Unalakleet, AK 99684

624-3003(H)
624-3611 (w)

NELLIE VILE

PO Box 193 Unalakleet, AK 99684

784-3123(H)

DEBBIE HARRIS
(ALTERNATE)

PO Box 233 Unalakleet, AK 99684

784-3285(H)

VELMA SCHAFFER Box 70 Huslia, AK

99 746

GARY HARRISON Box 1105 Chickaloon, AK 99677

745-7184

Louise Fowler

University of Alaska Anchorage

786-1626

3211 Providence, K-102 ANCH AK 99508

Jerry Brigham

Public Television Network of ALASKA

KYUK

Pouch 468

Bethel, AK 99559



Alaska State Legislature

House of Representatives
COMMITTEE ON STATE AFFAIRS
MEMORANDUM

DATE: August 30, 1989
TO: RATNet Council Members
FROM: Representative H. A. "Red" Boucher, Chair
House State Affairs Committee
SUBJECT: Draft Committee Substitute for HB 136

As you know, HB 136, sponsored by Representative Mike Davis, is presently under consideration in the House State Affairs Committee. Before I schedule this bill for further hearings, I would like to hear your views and recommendations regarding this legislation.

You will recall that the House State Affairs Committee held one public hearing on HB 136 last April. At that hearing, several members of the Council expressed concerns over certain provisions in the bill. Those concerns related to:

- (1) ensuring that regional appointees were selected from recommendations made by each of the 12 regional Native Corporations; and
- (2) that all members of the Council serve terms on an equal basis.

In response to the above concerns, Representative Eileen MacLean, Vice-Chair of the House State Affairs Committee, proposed several amendments to HB 136, and I have incorporated those amendments into a draft committee substitute - CSHB 136 (SA). Please note that you may already have a copy of a draft committee substitute for HB 136 dated 4/21/89 - please disregard that version.

The following compares HB 136 with the draft committee substitute CSHB 136 (SA):

Draft CSHB 136 (SA)

Section 1

No change from HB 136.

Section 2

No change from HB 136.

Section 3

Language is added in Section 3 (a) (1) requiring the governor to make appointments based on recommendations given by the 12 regional Native Corporations.

Language is deleted in Section 3 (b) referring to exceptions for staggered terms. In the draft CSHB 136 (SA), all members serve for staggered terms of three years.

Language is deleted in Section 3 (b) which limits the number of terms a member may serve.

Section 4

Termination of the Council is now June 30, 1993.

General Comments: Draft CSHB 136 (SA)

Section 1

Brings the RATNet Council under AS 39.50.200 Conflict of Interest Statute. You must file a financial disclosure statement within 30 days after taking office.

Section 2

Specifies that the Council makes all decisions and policies relating to programming. Existing statutory language was confusing since it designated several user groups as policy and decision makers.

Section 3

There have been concerns expressed by the Council regarding certain exceptions; that is, on page 2, lines 8 and 9 of HB 136, reference was made to excluding the University of Alaska and the Department of Education members from serving staggered terms of three years. Under the draft CSHB 136 (SA), however, these exceptions are deleted.

Under the draft CSHB 136 (SA), there is no limit on the number of three year terms a member can serve.

Section 4

Under the draft CSHB 136 (SA), the Council terminates, but is allowed until June 30th of the next succeeding year to conclude its affairs. However, the Council can be reestablished by the legislature for a period not to exceed four years ("Sunset" review).

Note: The Council can be established in Statute without termination and "Sunset" review.

Section 5

Language was deleted in HB 136 regarding certain exceptions (Section 3). Reference to these exceptions was also deleted in Section 5 for consistency.

Under the provisions set out in the draft CSHB 136 (SA), current members would continue to serve until their terms end - that process is spelled out in Section 5. After the term ends, each member could again be appointed to the Council by the Governor. *Note:* since all members under the draft CSHB 136 (SA) serve equally, the number of members whose terms end in 1991, 1992, and 1993 are 6, 6 and 5 respectively (17).

One last comment: How a board or commission elects a "chairperson" could be important to the structure of an organization. This process can also be set in statute and may be something you wish to discuss as well.

THE HOUSE STATE AFFAIRS COMMITTEE CHAIRED BY REP. BOUCHER
WILL BE HOLDING A HEARING ON HB 136 SPONSORED BY REP. MIKE
DAVIS. HB 136 MAKES CERTAIN CHANGES TO THE ALASKA STATUTES
WHICH GOVERN THE RATNET COUNCIL. IF YOU WOULD LIKE TO
RECEIVE A COPY OF THE PROPOSED LEGISLATION OR WOULD LIKE TO
TESTIFY, PLEASE CONTACT REP. BOUCHER AT 465-4963.

Original sponsors: M.Davis and Menard

1 IN THE HOUSE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 136 (State Affairs)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Rural Alaska Television
7 Network Council."

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

9 * Section 1. AS 39.50.200() is amended by adding a new paragraph to
10 read:

11 (50) Rural Alaska Television Network Council (AS 44.21.-
12 500).

13 * Sec. 2. AS 44.21.320(c) is amended to read:

14 (c) Decisions and policies relating to programming under the
15 satellite television project, including scheduling and allocation
16 policies, may not be made by the department, but may only be made by
17 the Rural Alaska Television Network Council established under AS 44.-
18 21.500 [A NETWORK THAT IS REPRESENTATIVE OF PARTICIPATING RURAL TELE-
19 VISION USERS, BY COMMERCIAL BROADCAST USERS OR BY OTHER AFFECTED
20 PARTICIPATING USER GROUPS AND ENTITIES UNDER PROCEDURES PROVIDED BY
21 STATUTE OR, IF NO STATUTE APPLIES, THEN BY AGREEMENT OF THE AFFECTED
22 USER NETWORKS OR GROUPS. THE DEPARTMENT SHALL ASSIST USERS IN PREPAR-
23 ING AGREEMENTS THAT MAY BE REQUIRED UNDER THIS SUBSECTION].

24 * Sec. 3. AS 44.21 is amended by adding a new section to read:

25 ARTICLE 9. RURAL ALASKA TELEVISION NETWORK COUNCIL.

26 Sec. 44.21.500. RURAL ALASKA TELEVISION NETWORK COUNCIL. (a)

27 There is established in the Department of Administration the Rural
28 Alaska Television Network Council. The council consists of 17 mem-
29 bers, including

1 (1) a consumer representative from each of the 12 areas in
2 the state served by the regional Native corporations organized under
3 43 U.S.C. 1601 - 1628 (Alaska Native Claims Settlement Act) appointed
4 by the governor; each corporation shall recommend a person to the
5 governor for the appointment; the governor shall appoint the recom-
6 mended person or request another recommendation from the corporation;

7 (2) two members from the general public appointed by the
8 governor;

9 (3) the president of the University of Alaska or the presi-
10 dent's designee;

11 (4) the commissioner of education or the commissioner's
12 designee; and

13 (5) one member appointed by the chair of the Alaska Public
14 Broadcasting Commission. *STILL 65-1120*

15 (b) Members serve for staggered terms of three years. A vacancy
16 shall be filled for the balance of the unexpired term and shall be
17 made in the same manner as the original appointment.

18 (c) Council members serve without compensation but are entitled
19 to receive per diem and travel expenses authorized by law for members
20 of boards and commissions under AS 39.20.180.

21 (d) The council shall

22 (1) establish procedures for its operation; and

23 (2) set policy and make programming decisions for the
24 satellite television project under AS 44.21.320(c).

25 (e) In this section "council" means the Rural Alaska Television
26 Network Council.

27 * Sec. 4. AS 44.66.010(a) is amended by adding a new paragraph to read:

28 (17) Rural Alaska Television Network Council -- June 30,
29 1993.

1 * Sec. 5. EXISTING MEMBERSHIP OF RATNET. The members currently serving
2 on the Rural Alaska Television Network Council shall continue to serve
3 until their terms terminate. The current members shall draw lots at the
4 next council meeting to determine which five members will serve until
5 June 30, 1991, which five members will serve until June 30, 1992, and which
6 five members will serve until June 30, 1993.

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Dennis, See me —

NO

RATNET: Saw advertising on RATNET called

OLNEY WEBB

BOX 3111

KETCHIKAN, AK 99901

Dennis ROBINSON (TOB)

H 225-4563

883-5514

LIVE ON TENNOCK ISLAND

NO

DIANE HOELTING

PETERSBURG 772-3692

NO

Betty MURPHY

SANDPOINT 383-2292

NO

CHRISTOPHER TULIK 647-6898

→

RUSSEL ^{NELSON} ~~JAMES~~

842-2370

ANCHORAGE

→

ISAAC KAYUTAK

562-2575

MACLEAN

LINDA →

CALL - 412-3311

→ TESTIFY? YES

Chapter 50. Conflict of Interest.

Section

200. Definitions

Sec. 39.50.200. Definitions. (a) In this chapter

(1) "assistant to the governor" includes any executive, legislative, special, administrative or press assistant to the governor, and any person similarly employed.

(2) "child" includes a biological child, an adoptive child, and a step-child;

(3) "commission" means the Alaska Public Offices Commission created under AS 15.13.020(a);

(4) "instrumentality of the state" means a state department or agency, whether in the legislative, judicial, or executive branch, including such entities as the University of Alaska and the Alaska State Building Authority;

(5) "judicial officer" means a person appointed as a justice to the supreme court or as a judge to the court of appeals, superior court, district court, or magistrate court;

(6) "mother or father" includes a biological parent, an adoptive parent, and a step-parent;

(7) "municipal officer" includes a borough or city mayor, borough assemblyman, city councilman, school board member, elected utility board member, city or borough manager, members of a city or borough planning or zoning commission within a home rule or general law city or borough, or a unified municipality;

(8) "public official" means a judicial officer, a member of the legislature, the fiscal analyst of the legislative finance division, the legislative auditor of the legislative audit division, the executive director of the Legislative Affairs Agency and the directors of the divisions within the Legislative Affairs Agency, the governor, the lieutenant governor, a person hired or appointed as the head or deputy head of, or director of a division within, a department in the executive branch, an assistant to the governor, chairman or member of a state commission or board, the executive director of the Alaska Tourism Marketing Council, and each appointed or elected municipal officer;

(9) "source of income" means the entity for which service is performed or which is otherwise the origin of payment; if the person whose income is being reported is employed by another, the employer is the source of income; but if the person is self-employed by means of a sole proprietorship, partnership, professional corporation, or a corporation in which the person, the person's spouse or children, or a combination of them, hold a controlling interest, the "source" is the client or customer of the proprietorship, partnership or corporation, but if the entity which is the origin of payment is not the same as the client or

customer for whom the service is performed, both are considered the source;

(b) In this chapter "state commission or board" means the

- (1) Agricultural Revolving Loan Fund Board (AS 03.10.050);
- (2) Alaska State Council on the Arts (AS 44.27.040);
- (3) Alcoholic Beverage Control Board (AS 04.06.010);
- (4) State Assessment Review Board (AS 43.56.040);
- (5) *[Repealed, § 1 ch 54 SLA 1981.]*
- (6) Board of Education (AS 14.07.075);
- (7) Alaska Public Broadcasting Commission (AS 44.21.256);
- (8) Alaska Public Offices Commission (AS 15.13.020);
- (9) Employment Security Advisory Council (AS 23.20.025);
- (10) Alaska Commercial Fisheries Entry Commission (AS 16.43.020);
- (11) Fishermen's Fund Advisory and Appeals Council (AS 23.35.010);
- (12) Alaska State Building Authority (AS 18.55.020);
- (13) State Commission for Human Rights (AS 18.80.010);
- (14) *[Repealed, § 86 ch 59 SLA 1982.]*
- (15) Alaska Judicial Council (art. IV, § 8, Alaska Constitution);
- (16) Commission on Judicial Conduct (art. IV, § 10, Alaska Constitution);
- (17) Governor's Commission on the Administration of Justice (AS 44.19.110);
- (18) Local Boundary Commission (AS 44.47.565);
- (19) Occupational Safety and Health Review Board (AS 18.60.057);
- (20) Board of Parole (AS 33.16.020);
- (21) State Personnel Board (AS 39.25.060);
- (22) *[Repealed, § 20 ch 110 SLA 1981.]*
- (23) Public Employees Retirement Board (AS 39.35.030);
- (24) Alaska Public Utilities Commission (AS 42.05.010);
- (25) University of Alaska Board of Regents (AS 14.40.120);
- (26) Alaska Royalty Oil and Gas Development Advisory Board (AS 38.06.020);
- (27) *[Repealed, § 86 ch 59 SLA 1982.]*
- (28) *[Repealed, § 86 ch 59 SLA 1982.]*
- (29) Alaska Teachers' Retirement Board (AS 14.25.035);
- (30) *[Repealed, 1983 Initiative Proposal No. 2, § 6.]*
- (31) Workers' Compensation Board (AS 23.30.005);
- (32) Alaska Commission on Postsecondary Education (AS 14.42.015);
- (33) Alaska Municipal Bond Bank Authority (AS 44.85.020);
- (34) *[Repealed, § 1 ch 54 SLA 1981.]*
- (35) Alaska Medical Facility Authority (AS 18.26);
- (36) Alaska Oil and Gas Conservation Commission (AS 31.05);

- (37) Alaska Housing Finance Corporation (AS 18.56.010 — 18.56.900);
- (38) Alaska Coastal Policy Council members and their alternates (AS 44.19.155);
- (39) *[Repealed, § 1 ch 75 SLA 1979.]*
- (40) Board of Fisheries (AS 16.05.221(a));
- (41) Board of Game (AS 16.05.221(b));
- (42) Board of Trustees and executive director of the Alaska Permanent Fund Corporation (AS 37.13.040);
- (43) *[Repealed, § 69 ch 14 SLA 1987.]*
- (44) Alaska Seafood Marketing Institute (AS 16.51.010);
- (45) Council on Domestic Violence and Sexual Assault (18.66.010);
- (46) Alaska Power Authority public directors (AS 44.83.030);
- (47) Alaska Resources Corporation (AS 37.12.010);
- (48) Guide Board (AS 08.54.010); and
- (49) Alaska Tourism Marketing Council (AS 44.33.700). (1974 Initiative Proposal No. 2, § 1; am §§ 18, 19 ch 25 SLA 1975; am § 3 ch 79 SLA 1975; am § 2 ch 170 SLA 1975; am § 18 ch 263 SLA 1976; am § 2 ch 67 SLA 1977; am § 2 ch 141 SLA 1978; am § 2 ch 158 SLA 1978; am § 9 ch 167 SLA 1978; am § 2 ch 66 SLA 1979; am § 3 ch 75 SLA 1979; am § 37 ch 3 SLA 1980; am § 28 ch 12 SLA 1980; am § 8 ch 18 SLA 1980; am §§ 39 — 42 ch 94 SLA 1980; am § 5 ch 148 SLA 1980; am E.O. No. 44 § 2 (1980); am § 1 ch 54 SLA 1981; am § 2 ch 101 SLA 1981; am § 5 ch 106 SLA 1981; am § 20 ch 110 SLA 1981; am § 86 ch 59 SLA 1982; am 1983 Initiative Proposal No. 2, § 6; am § 107 ch 6 SLA 1984; am § 1 ch 52 SLA 1984; am § 63 ch 74 SLA 1985; am § 5 ch 88 SLA 1985; am § 26 ch 71 SLA 1986; am § 69 ch 14 SLA 1987; am §§ 3, 4 ch 78 SLA 1988)

Effect of amendments. — The 1988 Alaska Tourism Marketing Council" in amendment, effective July 1, 1988, inserted "the executive director of the subsection (a)() and added subsection (b)(49).

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missions

Chapter
67. General State Policy (Renumbered)

Chapter 65. Interdepartment and Interagency Services.

[Repealed, § 69 ch 106 SLA 1986, § 27 ch 65 SLA 1987.]

Chapter 66. Review of the Activities of Agencies, Boards and Commissions.

Section
10. Termination of state boards and commissions

Sec. 44.66.010. Termination of state boards and commissions.

(a) Boards and commissions listed in this subsection expire on the date set out after each:

- (1) Alcoholic Beverage Control Board (AS 04.06.010) — June 30, 1990;
- (2) *[Repealed, 1983 Initiative Proposal No. 2, § 6.]*
- (3) Board of Parole (AS 33.16.020) — June 30, 1989;
- (4) Alaska Public Utilities Commission (AS 42.05.010) — June 30, 1989;
- (5) *[Repealed, § 20 ch 110 SLA 1981.]*
- (6) *[Repealed, § 63 ch 21 SLA 1985.]*
- (7) *[Repealed, § 16 ch 161 SLA 1984.]*
- (8) Alaska Code Revision Commission (AS 24.20.075) — June 30, 1989;
- (9) *[Repealed, § 2 ch 97 SLA 1986.]*
- (10) Older Alaskans Commission (AS 44.21.200) — June 30, 1989;
- (11) Council on Domestic Violence and Sexual Assault (AS 18.66.010) — June 30, 1989;
- (12) Alaska Women's Commission — June 30, 1987;
- (13) Alaska State Fire Commission — June 30, 1990;
- (14) Special Education Service Agency (AS 14.30.600) — June 30, 1989;
- (15) Alaska Tourism Marketing Council (AS 44.33.700) — June 30, 1993;
- (16) Tourism Coordinating Committee (AS 44.33.122) — June 30, 1993.

(b) Upon termination, a commission listed in (a) of this section shall continue in existence until June 30 of the next succeeding year for the purpose of concluding its affairs.

(c) A commission scheduled for termination under AS 44.66.010 — 44.66.060 may be continued or reestablished by the legislature for a

period not to exceed four years. (§ 3 ch 149 SLA 1977; am § 3 ch 101 SLA 1978; am § 10 ch 179 SLA 1978; am § 3 ch 44 SLA 1980; am § 1 ch 115 SLA 1980; am § 11 ch 131 SLA 1980; am § 11 ch 136 SLA 1980; am § 3 ch 172 SLA 1980; am § 1 ch 32 SLA 1981; am § 1 ch 64 SLA 1981; am § 4 ch 79 SLA 1981; am § 3 ch 101 SLA 1981; am § 20 ch 110 SLA 1981; am E.O. No. 48, § 5 (1981); am § 1 ch 65 SLA 1982; am § 31 ch 142 SLA 1982; am § 3 ch 52 SLA 1983; am § 1 ch 20 SLA 1983; am § 1 ch 74 SLA 1983; am § 1 ch 76 SLA 1983; am 1983 I.P. No. 2, § 6; am § 16 ch 161 SLA 1984; am § 1 ch 163 SLA 1984; am § 63 ch 21 SLA 1985; am § 1 ch 29 SLA 1985; am § 1 ch 36 SLA 1985; am § 1 ch 38 SLA 1985; am § 6 ch 88 SLA 1985; am § 3 ch 84 SLA 1986; am § 1 ch 95 SLA 1986; am § 2 ch 97 SLA 1986; am § 6 ch 104 SLA 1986; am § 5 ch 112 SLA 1986; am § 1 ch 121 SLA 1986; am § 1 ch 71 SLA 1987; am § 10 ch 78 SLA 1988)

Revisor's notes. — Paragraph (a)(14) was enacted as paragraph (a)(13). Renumbered in 1986.

Effect of amendments. — The first 1985 amendment repealed paragraph (2) of subsection (a), which provided a termination date for the Alaska Transportation Commission.

The second 1985 amendment repealed paragraph (6) of subsection (a), concerning the Alaska Council on Science and Technology.

The third 1985 amendment substituted "1986" for "1985" in paragraph (4) of subsection (a).

The fourth 1985 amendment in paragraph (11) of subsection (a) inserted "(AS 18.66.010)" and substituted "1989" for "1985."

The fifth 1985 amendment in paragraph (10) of subsection (a) substituted "1989" for "1985."

The sixth 1985 amendment in paragraph (3) of subsection (a) deleted "State" preceding "Board" and substituted "AS

33.16.020" for "AS 33.15.010" and "1989" for "1985."

The first 1986 amendment added paragraph (13) of subsection (a).

The second 1986 amendment substituted "1990" for "1986" at the end of paragraph (1) of subsection (a).

The third 1986 amendment repealed paragraph (9) of subsection (a), which provided a termination date for the Rural Development Council.

The fourth 1986 amendment substituted "1989" for "1986" at the end of paragraph (4) of subsection (a).

The fifth 1986 amendment added paragraph (14) of subsection (a).

The sixth 1986 amendment substituted "1989" for "1985" at the end of paragraph (8) of subsection (a).

The 1987 amendment substituted "1989" for "1987" at the end of subsection (a)(14).

The 1988 amendment, effective July 1, 1988, in subsection (a), added paragraphs (15) and (16).

Chapter 67. General State Policy.

[Renumbered as AS 44.99.100.]

Part 6. State Property.

Chapter

71. Surplus Property (§ 44.71.010)

74. Management and Disposition (§§ 44.74.010, 44.74.020)

36 ch 1 SLA 1974; am 75; am §§ 9, 10, 15 ch §§ 22, 23 ch 123 SLA SLA 1976; am §§ 6, 7 ; am § 54 ch 128 SLA A 1979; am § 14 ch 82 8 ch 13 SLA 1980; am 7 SLA 1982; am §§ 2, 1986; am § 50 ch 117 58 SLA 1989; am § 2

1989 amendment, effective 9, inserted "incentive cash AS 39.51.120" near the end 3). 1989 amendment, effective added "or the optional uni- ent program" at the end of . The amendments were the revisor. See the revi- es. — Chapter 205, SLA ended this section, was ie voters by referendum d.

s Retirement

ng former AS 39.37.060 17, SLA 1986, the surviv- elected public officer who ights under the Elected etirement System is eli- receiving survivors' ben- efiage. If there is no sur- r surviving dependent enefits under former AS er payment of all survi- ue under former AS n the amount of contri- he elected public officer 39.37.070 and interest paid, the difference be-

between the amount of contributions and the amount of benefits paid shall be paid to the designated beneficiary of the elected public officer. If there is no designated beneficiary or if no designated beneficiary survives the elected public office, the balance of the contributions and interest accepted shall be paid to the

- "(1) surviving spouse; or, if there is none surviving,
- "(2) surviving children in equal parts; or, if there is none surviving,
- "(3) surviving parents in equal parts; or, if there is none surviving,
- "(4) elected public officer's estate."

Chapter 50. Conflict of Interest.

Section	Section
Report of financial and business in-	200. Definitions

Sec. 39.50.020. Report of financial and business interests. Any judicial officer, commissioner, chairman or member of a state commission or board specified in AS 39.50.200(b), a person hired or appointed as head or deputy head of, or director of a division within, a department in the executive branch, a person appointed as assistant to the governor, and a municipal officer, shall file a statement giving income sources and business interests, under oath and on penalty of perjury, within 30 days after taking office as a public official. Candidates for state elective office shall file such a statement with the director of elections at the time of filing a declaration of candidacy or within 30 days of the filing of any nominating petition, or within 30 days of becoming a candidate by any other means. Candidates for elective municipal office shall file such a statement at the time of filing a nominating petition, declaration of candidacy, or other required filing for the elective municipal office. Refusal or failure to file within the time prescribed shall require that the candidate's filing fees, if any, and filing for office be refused or that a previously accepted filing fee be returned and the candidate's name removed from the filing records. A statement shall also be filed by public officials no later than April 15 or 15 days after the person files a federal income tax return in each following year, whichever comes first. Persons who, on or after December 11, 1974, were members of boards or commissions not named in AS 39.50.200(b) are not required to file financial statements.

The governor, lieutenant governor, members of the legislature, judicial officers, each commissioner, head or deputy head of, or director of a division within, a department in the executive branch, assistant to the governor or chairman or member of a commission or board nominated to report under this chapter, shall file the statement with the Alaska Public Offices Commission. Candidates for the office of governor, lieutenant governor, and the legislature shall file the statement under AS 15.25.030 or 15.25.180. Municipal officers, and candidates

Title 38
Public Lands

Title 38
Public Offices
and Employees

RATNET COUNCIL
February 1989

* Denotes Executive Council

- *ISAAC KAYUTAK, President Inupiat Community
Box 764
Barrow, AK 99723
852-2070 (Msg. Phone)
852-4750 (H)
- *LINDA DAVIDOVICS, Vice President Manillaq Association
c/o Manillaq Assn.
Box 256
Kotzebue, AK 99752
442-3311 (W)
442-3711 (H)
- *KAY SHEPHERD, Secretary *Will check other members and call me back. 4/7 3:15 pm* Governor's Appointee
Box 727
Whittier, AK 99693
472-2350 (H)
- TIM TOWARAK Kawerak, Inc.
Box 89
Unalakleet, AK 99684
624-3003 (H)
- *RUSSELL NELSON Bristol Bay Native Assn.
Box 161
Dillingham, AK 99576 2389
842-5471 (Msg. Phone)
842-2370 (H)
- *HAROLD HOPPER *4/7 3:15 pm* Governor's Appointee
Box 245
Haines, AK 99827
766-2249
Travel Connection 766-2681
- *PETER TWITCHELL AVCP (Assn. of Village Council Presidents)
Box 703
Bethel, AK 99559
543-3131 (W)
543-3640 (H)
- CHRIS GENE Copper River Native Assn.
Box 124
Gakona, AK 99586
822-3497
- RHEA MAE KNAGIN Kodiak Area Native Assn.
Box 265
Port Lions, AK 99550
454-2276 (H)

VELMA SCHAFFER
Box 70
Huslia, AK 99746
829-2258 (H)

NELLIE M. VALE
Box 193
Yakutat, AK 99689
784-3423

GARY HARRISON
Box 1105
Chickaloon, AK 99674
745-7184 (H)

ARNOLD MELSHEIMER
722 Ocean View
English Bay via Homer, AK 99603
281-2231

DIMITRI PHILEMONOF
c/o APIA
1689 C Street
Anchorage, AK 99503
248-5341 (H)
276-2700 (W)

JERRY BRIGHAM
c/o KYUK TV
P.O. Box 468
Bethel, AK 99559
543-3131 (W)

LOIS STIEGEMEIER
Box F
Juneau, AK 99811
465-2884 (W)

EDIE LYNCH
ACC/K-102
2533 Providence Dr.
Anchorage, AK 99508-4670
786-1990 (W)

ALTERNATES:

Billie Benedict (Russell Nelson)
Box 1011
Dillingham, AK 99576

Reggie Cleveland (L. Davidovics)
General Delivery
Shungnak, AK 99773
437-2168

Tanana Chiefs Conference

Tlingit & Haida Indians

Cook Inlet Native Assn.

North Pacific Rim

Aleutian/Pribilof
Island Assn.

Alaska Public Broadcasting

Dept. of Education

UAA/ACC Instructional
Telecommunications

Larry Sinyon (Chris Gene)
Star Rt. Box 150
Gakona, AK 99586

Debbie Harris (Nellie Vale)
P.O. Box 233
Yakutat, AK
784-3288/3233

Bonnie Eastburn (Gary Harrison)
c/o CINA
1569 S. Bragaw, Ste. 200
Anchorage, AK 99508

Margaret Galovin
(Dimitri Philemonof)
c/o APIA
1689 C Street
Anchorage, AK 99503