

S B

75

SENATE STATE AFFAIRS COMMITTEE

BILL NUMBER SB 75

SPONSOR Pearce

BILL TITLE Disclose costs of state publications

DATE REFERRED 1-9-89

HEARING SCHEDULED 2-22-89

FISCAL NOTE PREPARED ✓

SPONSOR CONTACTED jo 4993

INTERESTED PARTIES CONTACTED

yes ✓ Bob Linck DOA 2250

yes ✓ Dean Gotchew DOA 2201

yes ✓ Roland Shanks, ADF&G 4100

yes ✓ Suzi Tryck Univ 278-5433

yes ✓ Pam Stoops, Leg 3850

neutral. Will just add
to bid.

Terry
Barnister

someone
will come

Patli Greene
Publications
Specialist Tourism 2012 Nancy

no 586-2660
ex 824

OTHER SB75B.TXT - memo on CS



Alaska State Legislature

Sen. Pat Pourchot, Chairman

Sen. Jan Faika, Vice Chairman
Sen. Al Adams
Sen. Tim Kelly
Sen. Rick Uehling



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

907-465-3712

Senate State Affairs Committee

MEMORANDUM

TO: Senate State Affairs Committee Members
FROM: Senator Pat Pourchot, Chairman
RE: Committee Substitute for SB 75
DATE: February 24, 1989

Please find attached a draft committee substitute for SB 75, An Act relating to state publications.

The following changes were made in the committee substitute:

Definition of "publication" was added (page 2, line 10)
Current Alaska statute and regulation contain no definition of "publication". The definition proposed for SB 75 is based on laws in other states.

- for public distribution
- annual production cost over \$3000
- whether done under contract or in-house
- includes books, brochures, flyers, manuals, newsletters, pamphlets, programs, reports, and other like documents
- excludes standard forms, letterhead stationery, letterhead envelopes, Alaska statutes and Administrative Code

Definition of "state agency" was revised (page 2, line 16)
The original definition was based on the procurement code definition (AS 36.30.990), which listed specific entities for the purpose of excluding them from the broader categories of agency and authority. Since SB 75 includes these specific entities, the Legal Division feels there is no reason to list them by name. However, because the University and the Alaska Railroad are traditionally considered more independent, they are named so that there will be no question as to their inclusion.

Wording of statement of cost was revised (page 1, line 23)
Agencies would be allowed to indicate revenues raised by sale or distribution of the publication (such as proceeds from the sale of "Fish and Game" magazine or from the sale of advertising for the "Alaska Tourist Planner").

6-0308E
Bannister
2/24/89

Original sponsors: Pearce, Uehling,
and Faiks

1 IN THE SENATE BY THE STATE AFFAIRS COMMITTEE
 2 CS FOR SENATE BILL NO. 75 (State Affairs)
 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 state publications."

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

8 * Section 1. AS 44.99 is amended by adding new sections to read:

9 ARTICLE 5. STATE PUBLICATIONS.

10 Sec. 44.99.130. LIST OF PUBLICATIONS. Each state agency shall
 11 compile a list identifying each publication that the agency produces.
 12 The list must also give the actual production costs for each publica-
 13 tion and be available for inspection by members of the public. An
 14 agency produces a publication under this section even if the agency
 15 contracts with another person or agency to do the production.

16 Sec. 44.99.140. DISCLOSURES ON PUBLICATION. A state agency that
 17 produces a publication shall print on the publication the name of the
 18 agency and a statement that gives the purpose of the publication, the
 19 actual annual production costs for the publication, the cost for each
 20 copy, and the city and state where the printing was done. The state-
 21 ment must read: "This publication was produced at an annual cost of
 22 \$....., \$..... per copy, to...(statement of purpose)..., and was
 23 printed in.....(city and state where printed)". The statement may
 24 include, if applicable, a declaration of the revenue raised by the
 25 sale of the publication or from the purchase of advertising in the
 26 publication. The agency identification and the statement shall be
 27 printed in type that is the same size as the main type used in the
 28 body of the publication. The statement shall be printed next to the
 29 agency identification and set in a box composed of at least

added in CS

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rule.

Sec. 44.99.150. DEFINITIONS. In AS 44.99.130 - 44.99.150,

(1) "production costs" means the costs for preparation, printing, and circulation; in this paragraph,

(A) "preparation" includes materials, art work, and typesetting;

(B) "printing" includes reproduction, binding, and other services related to the printing that are normally performed by the printing industry;

(2) "publication" means a written document produced for public distribution and for which the actual annual production costs exceed \$3,000; "publication" includes books, brochures, flyers, manuals, newsletters, pamphlets, programs, reports, and similar documents, but does not include standard forms, letterhead stationery, ~~and~~ letterhead envelopes, ~~the Alaska Statute, and the Alaska Administrative Code~~

added in CS

(3) "state agency" means

(A) a department, institution, board, commission, division, authority, public corporation, or other administrative unit of the executive branch, including the University of Alaska and the Alaska Railroad Corporation;

deletions

(B) a committee, division, or administrative unit of the legislative branch, including Legislative Council, the leadership of each house, and the office of the ombudsman.

Alaska State Legislature

3111 C Street, Suite 150
Anchorage, Alaska 99503
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During Session:
P.O. Box V
Juneau, Alaska 99811
(907) 465-4993

Senator Drue Pearce
District G

MEMORANDUM

TO: Senator Pat Pourchot, Chairman
Senate State Affairs Committee

FROM: Senator Drue Pearce *Drue Pearce*

RE: Request to Schedule Committee Hearing
Senate Bill 75

DATE: January 31, 1989

Senate Bill 75, also known as "The Cost Box Bill", requires that agencies of the executive and legislative branches show the actual cost of a publication and the place where it was printed. This requirement applies when actual production costs exceed \$3,000 annually. Letterhead and envelopes are exempt.

When this bill becomes law, the public will know on a publication-by-publication basis what the various brochures and pamphlets they read cost to produce -- and where printing was done. Implementation by departments of state government will cost nothing for additional printing costs.

In this time when budget constraints must be the rule and not the exception, the public wants to know how money is being spent by their state government. Alaskans also want to know that money for printing is being spent in Alaska. For those agencies that produce publications cost effectively in Alaska, there should be no resistance to this bill. However, to those agencies that think nothing of distributing expensive, full-color tracts, this bill will leave them with their extravagance showing.

In years past other Senators and Representatives have attempted to constrain state spending on publications by proposing to limit such things as the use of color and the frequency of publication. To date, nothing has worked well if at all. I propose that the answer is accountability.

I request that you schedule a hearing on SB75 in the near future. Attached are a sectional analysis and a Fiscal Note.

JAN 18 1989

STATE OF ALASKA
THE LEGISLATURE

POUCH Y STATE CAPITOL
JUNEAU, ALASKA 99811
907 465 3800

LEGISLATIVE AFFAIRS AGENCY

M E M O R A N D U M

January 18, 1989

SUBJECT: Sectional analysis of SB 75
TO: Senator Drue Pearce
FROM: Theresa Bannister ^{TB}
Legislative Counsel

You have requested a sectional analysis of the above described bill.

As a preliminary matter, note that a sectional analysis or summary of a bill should not be considered an authoritative interpretation of the bill and the bill itself is the best statement of its contents.

Section 1 adds a new article on state publications.

Proposed Sec. 44.99.130 requires each state agency to compile a list identifying each publication that the agency produces for public distribution and for which the actual annual production costs exceed \$3,000. The list must give the actual production costs and be available for public inspection. Includes a publication produced for the agency by another agency or person under an agency contract. Exempts letterhead stationery and envelopes from the requirement.

Proposed Sec. 44.99.140 requires a state agency that produces a publication that must be listed under proposed AS 44.99.130 to make certain identification, purpose, cost, and printing location disclosures on the publication. Specifies the type size, presentation, and location of the information on the publication.

Proposed Sec. 44.99.150 provides definitions for the two previous sections. "State agency" is defined to mean agencies of the executive and legislative branches.

TB:kb
wkk1/046

STATE OF ALASKA
1989 LEGISLATIVE SESSION

BILL VERSION: SR 75

PUBLISH DATE: _____

FISCAL NOTE

REQUEST:

Revision Date: _____

Title: An Act Relating to State Publications

Sponsor: Pearce

Requestor: _____

Agency Affected: Dept. of Administration

BRU: General Services & Supply

Central Duplicating/Purchasing

Components: General Services & Supply

Central Duplicating/Purchasing

EXPENDITURES/REVENUES: (Thousands of Dollars)

| OPERATING | FY 89 | FY 90 | FY 91 | FY 92 | FY 93 | FY 94 |
|-------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES | 0 | 0 | 0 | 0 | 0 | 0 |
| TRAVEL | 0 | 0 | 0 | 0 | 0 | 0 |
| CONTRACTUAL | 0 | 0 | 0 | 0 | 0 | 0 |
| SUPPLIES | 0 | 0 | 0 | 0 | 0 | 0 |
| EQUIPMENT | 0 | 0 | 0 | 0 | 0 | 0 |
| LAND & STRUCTURES | 0 | 0 | 0 | 0 | 0 | 0 |
| GRANTS, CLAIMS | 0 | 0 | 0 | 0 | 0 | 0 |
| MISCELLANEOUS | 0 | 0 | 0 | 0 | 0 | 0 |
| TOTAL OPERATING | 0 | 0 | 0 | 0 | 0 | 0 |

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

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

POSITIONS:

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|-----------|---|---|---|---|---|---|
| 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)

See attachment.

Prepared by: Robert J. Link, Director *Robert J. Link*
Division: General Services & Supply

Phone: 465-2250
Date: 1-19-89

Approved by Commissioner: John M. Andrews *John M. Andrews*
Agency: Department of Administration

Date: 1/25/89

Distribution (by preparer):

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

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. SB 75

We do not anticipate any significant fiscal impact in expenditures or revenues for the Division of General Services & Supply.

Central Duplicating will continue to provide price quotations to state agencies so they can include these figures in their cost analysis. There would be no additional costs for printing services.

For agency publications which are bid by General Services & Supply, the additional information required would be provided for under existing procurement regulations. The disclosed information can be included in the bidding specifications at no fiscal impact to the division. We do not anticipate any critical fiscal impact when issuing competitive sealed bids for agency publications.

This fiscal note analysis only applies to the Department of Administration and does not represent fiscal impacts to other agencies.

SB 75 RELATING TO STATE PUBLICATIONS

DEFINITION OF PUBLICATION

Computer search indicates no definition in Alaska statute or regulation

Florida: All books, brochures, flyers, manuals, newsletters, pamphlets, programs, reports, and other like documents

Tennessee: Uses term "public document". Any annual, biennial, regular or special report or publication of which at least 1000 copies are printed and which may be subject to distribution to the public

DEFINITION OF STATE AGENCY

Alaska statute contains 11 definitions. SB 75 definition is based on:

AS 36.30.990 Procurement code - lists all same entities as SB 75 but excludes rather than includes University, ASBA, Railroad, Native housing authorities, and electrical authorities

Other definitions are fairly standard except for the treatment of the University, the legislative and judicial branches, and the Alaska Railroad. Examples:

AS 24.45.171 Regulation of lobbying - department, division, commission, board, office, bureau, institution, corporation, authority, organization, committee, council or board in the executive branch or independent of the executive branch

AS 36.30.735 Public contracts - department or agency, whether in the legislative, judicial, or executive branch, including ASBA but not including the University or a municipality

AS 37.07.120 Public finance - department, institution, board, commission, bureau, division, or other administrative unit forming the state government and includes the Alaska Pioneers' Home and the University, but does not include the legislature or judiciary

SB 75 RELATING TO STATE PUBLICATIONS

TO TESTIFY

SENATOR PEARCE, SPONSOR (JO)

BOB LINCK, DEPT. ADMINISTRATION

DIV. TOURISM

DEPT. FISH AND GAME

OTHERS (SEE WITNESS LIST)

F.Y.I.

THERE IS NO CENTRAL AGENCY FOR PRINTING/PUBLICATIONS IN THE STATE. D.O.A. HAS SUBMITTED A ZERO FISCAL NOTE, BUT IT APPLIES ONLY TO THEM. EVERY ENTITY COVERED BY THE BILL MAY HAVE ITS OWN CONCERNS.

DEFINITION OF PUBLICATION IS ESSENTIALLY NON-EXISTENT -- "FOR PUBLIC DISTRIBUTION", "ANNUAL COST OVER \$3000". PAM STOOPS WONDERED IF BILLS WOULD BE COVERED; ROLAND SHANKS WONDERED IF REGULATIONS WOULD BE COVERED.

DEFINITION OF STATE AGENCY IS BROAD -- INCLUDES LEGISLATURE, UNIVERSITY, RAILROAD, ETC., BUT NOT COURTS. INTENT IS TO INCLUDE ANY ENTITY THAT RECEIVES STATE MONEY, BUT I DON'T SEE THAT IT COVERS PRIVATE NON-PROFITS.

BILL IS BASED ON FLORIDA AND TENNESSEE LAWS. HOWEVER:
IN TENNESSEE, ONE AGENCY IS RESPONSIBLE FOR ALL PRINTING.
BOTH FL AND TENN HAVE PUBLICATIONS COMMITTEES (ESTABLISHED IN STATUTE) TO APPROVE REPORT DISTRIBUTION AND ASSIST AGENCIES WITH COMPLIANCE.
FLORIDA HAS EXTENSIVE REGULATIONS THAT DEFINE DUPLICATING, PRINTING, ETC. (THEIR COSTS DO INCLUDE STAFF TIME -- PEARCE'S BILL DOESN'T; LEGISLATURE AND COURTS ARE EXEMPT; PEARCE'S BILL DOES NOT PROVIDE FOR AUTHORITY TO ADOPT CLARIFYING REGS; FLORIDA EXEMPTS ITEMS ISSUED STRICTLY FOR ADMINISTRATIVE OR OPERATIONAL PURPOSES.)

NO LIST OF ALASKA'S STATE PUBLICATIONS IS AVAILABLE. PACKET CONTAINS EXAMPLES OF SOME HIGH-COST PUBLICATIONS; PEARCE WILL PROVIDE MORE AT HEARING.

OTHER POINTS: ADF&G IS UNDER LEGISLATIVE MANDATE TO HAVE SUBSCRIPTIONS PAY FOR THE COST OF PUBLICATION OF "FISH AND GAME" MAGAZINE.

DIV. TOURISM'S "ALASKA TOURIST PLANNER" IS PAID FOR BY ADVERTISING.

Alaska State Legislature

Sen. Pat Pourchot, Chairman

Sen. Jan Faika, Vice Chairman
Sen. Al Adams
Sen. Tim Kelly
Sen. Rick Uehling



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

907-465-3712

Senate State Affairs Committee

MEMORANDUM

TO: Senate State Affairs Committee Members
FROM: Senator Pat Pourchot, Chairman
RE: February 22 Committee Hearing
DATE: February 21, 1989

On Wednesday, February 22 at 1:30 p.m. in the Beltz Room the Senate State Affairs Committee will hear the following bills.

SB 7, An Act relating to free tuition for a spouse or dependent of certain Alaska militia members.

SB 7 would allow free attendance at state-supported postsecondary educational institutions by spouses and dependent children of members of the Alaska National Guard or Alaska Naval Militia who are killed in the line of duty. A draft committee substitute which defines "line of duty" per the federal regulations is being prepared.

SB 57, An Act relating to license plates for the organized militia and creating a militia support fund.

SB 57 would establish the Commander's Support Fund within the Department of Military and Veterans' Affairs. The fund would be used to promote the morale, welfare, and recreational activities of members of the organized Alaska militia. The fund would consist of private contributions and legislative appropriations.

SB 57 contains intent language that the legislature appropriate to the Commander's Fund the proceeds from the sale of special militia license plates. Under current statute, these plates are available to members of the Alaska National Guard at a cost of \$30. To enhance license revenues, SB 57 would establish an additional \$10 annual registration fee for the militia plate and authorize its issuance to the Alaska Naval Militia and Alaska State Militia. The department would separately account for \$20 of the \$30 purchase cost of the plates in anticipation that these funds, along with the \$10 surcharge, would be appropriated to the Commander's Fund.

Although the authorization to issue special National Guard plates has been on the books since 1986, none have been issued.

SB 65, An Act relating to motor vehicle license plates for veterans.

SB 65 would require the Department of Public Safety to design and issue special license plates for veterans. There would be no special fee for the plate; annual registration fees would be as per current statute (\$35 for a car, \$40 for a truck, etc.).

In addition to "vanity" plates (\$30 once, plus annual fee), current statute provides for special license plates for Pearl Harbor survivors and former prisoners of war (\$0), members of the Alaska National Guard (\$30 once, plus annual fee), disabled veterans and other handicapped persons (\$0), motor vehicle dealers (\$45 annually), elected state officials (\$0), historic vehicles (\$10 once), consular officers of foreign governments (\$35 annually), amateur mobile radio station vehicles (\$0, plus annual fee), ranchers and farmers (\$35 annually), and Winter Olympics commemoration (\$70 once, plus annual fee). (SB 117 would add special University plates (\$50 once, plus annual fee).

SB 75, An Act relating to state publications.

SB 75 would require that each state agency compile a list of its publications, and that each publication contain a statement giving the production cost and the city where the printing was done.

"Publication" is defined as those produced for public distribution for which annual production costs exceed \$3000. "Production cost" is defined as the cost of materials, art work, typesetting, reproduction, binding, and circulation. "State agency" is defined as departments, institutions, boards, commissions, public corporations, authorities, the University, and the Legislature.

SB 75

Sample

This publication was produced at an annual cost of \$5000.00, \$.50 per copy, to keep Alaskan Veterans informed about issues and opportunities of interest to them, and was printed in Anchorage, Alaska.

From Florida

CHAPTER 68-22

Committee Substitute for House Bill No. 156

An act relating to public printing; amending ss. 283.31 and 283.315, F.S., raising the threshold level of state agency printing costs which triggers internal oversight and requires a statement of cost and purpose; amending s. 283.53, F.S., providing an exception to bid letting on specified university publications; amending s. 6 of chapter 83-252, Laws of Florida, extending repeal; providing procedures for review; providing for review and repeal of s. 283.422, F.S.; providing an effective date.

Be It Enacted by the Legislature of the State of Florida:

Section 1. Section 283.31, Florida Statutes, is amended to read:

283.31 Internal printing oversight committees.--Each state agency shall establish an internal printing oversight committee which will be responsible for overseeing the printing of all publications produced for public distribution and costing in excess of \$3,000 \$1,000 which are paid for by state tax funds appropriated by the Legislature, whether produced within the agency or by private printers; and for maintaining an accurate index of each such publication, together with the actual costs of preparation, printing, and circulation. The information reflected by such records shall be reported semiannually to the Auditor General on July 31 for the reporting period ending June 30, and on January 31 for the reporting period ending December 31, in the format that he shall require; and the Auditor General shall report annually the information to the President of the Senate and Speaker of the House of Representatives prior to the convening of the regular session, or at any time upon request of the Legislature. A committee may exempt contract documents from the requirements of ss. 283.42 and 287.102. However, the committee shall include justification for such exemptions in its semiannual report to the Auditor General. The semiannual report shall also contain the following: written justification of need, purpose, authority, source of funding, frequency and number of issues, and reasons for choice of either in-house or outside vendor printing.

Section 2. Subsection (1) of section 283.315, Florida Statutes, is amended to read:

283.315 Publications; statement of cost and purpose.--

(1) Every department or agency of the state which prints or causes to be printed publications, as defined in s. 283.30(8) and costing in excess of \$3,000 \$1,000 which are paid for by state tax funds appropriated by the Legislature, shall cause the following statement, with cost data and purpose inserted, to be printed on the publication adjacent to the identification of the agency responsible for the publication: "This publication was produced at an annual cost of \$....., or \$.... per copy to ...(statement of purpose)...." This statement shall be printed in type which is the same size as the type of the body copy of the publication, and the statement shall be set in a box composed of at least a 1-point rule.

Section 3. Subsection (3) is added to section 283.53, Florida Statutes, to read:

283.53 Specified university publications; activities; trust funds.--

CODING: Words stricken are deletions; words underlined are additions.

Tennessee - one agency has responsibility for all printing
Exclude EVAW, CRTs

Florida - ~~repeal~~ sunset 1990 so can be reviewed
exclude - Leg. Cts.

Regs define duplicating, printing, publication, preparation (does include staff time)

if admin not operational (like regs)

Both have publications committees to assist agencies w/ compliance / control cost, participating, approve report distribution

(3) Printing of such publications shall be let upon contract to the lowest responsible bidder, in accordance with s. 283.33, except when the additional costs incurred in changing from the current printer to the new low bidder exceed the savings reflected in the bid prices. Such additional costs shall not exceed 10 percent of the lowest bid price.

Section 4. Section 6 of chapter 83-252, Laws of Florida, is amended to read:

Section 6. This act shall stand repealed on October 1, 1990 January-17-1989, and shall be reviewed by the Legislature prior to that date. It is the intent of the Legislature that each section of Chapter 283, including future amendments, be reviewed under this section. The President of the Senate and the Speaker of the House of Representatives shall designate a committee in each respective house to conduct the review. The committees shall evaluate whether chapter 283, Florida Statutes, should be reenacted and develop the criteria to be used for such evaluation; evaluate whether such review is necessary at a future date; and, if so, determine the appropriate entity to conduct it and the appropriate entity to monitor and assign subsequent reviews. The committees shall conduct the reviews and submit a report and recommendations to the appropriate executive officer of each house no later than March 1, 1990.

Section 5. Section 283.422, Florida Statutes, is repealed on October 1, 1990, and shall be reviewed by the Legislature prior to that date, pursuant to the provisions of section 6 of chapter 83-252, Laws of Florida.

Section 6. This act shall take effect July 1, 1988, or upon becoming a law, whichever occurs later.

Approved by the Governor May 12, 1988.

Filed in Office Secretary of State May 12, 1988.

* This publication was produced at a base cost of \$19.02 per page *
* for 1500 copies or \$.0126 per single page for the purpose of *
* informing the public of Acts passed by the Legislature. *

CHAPTER 283

PUBLIC PRINTING AND STATIONERY

- 283.30 Definitions.
- 283.31 Internal printing oversight committees.
- 283.315 Publications; statement of cost and purpose.
- 283.32 Recycled paper to be used.
- 283.33 Public printing to be let to lowest bidder.
- 283.34 State officers not to have interests in contract.
- 283.35 Preference given printing within the state.
- 283.36 Public printing divided into classes.
- 283.37 Notice requirements when calling for bids.
- 283.38 Separate and combined bid awards; deposit required with a bid.
- 283.39 Term of new contract.
- 283.40 Statements under oath may be required to be filed by the bidder.
- 283.41 False statements; forfeit of deposit as liquidated damages.
- 283.42 Bids required on class B printing.
- 283.422 Printing of test or related materials to preserve test security.
- 283.425 Acceptance for printing; penalty for defective printing.
- 283.43 Public information printing services.
- 283.44 Department of State to classify, number, and furnish copies of general laws, special acts, resolutions, and memorials.
- 283.45 Journals of Legislature.
- 283.49 Public documents; university libraries.
- 283.50 Law libraries of certain colleges designated as state legal depositories.
- 283.51 Public printing; copies to Library of Congress.
- 283.52 Distribution of session laws.
- 283.53 Specified university publications; activities; trust funds.
- 283.55 Public documents; purging of publication mailing lists; copies to State Library.

283.30 Definitions.—As used in this chapter, unless the context clearly requires otherwise, the term:

(1) "Agency" means a separate agency or unit of state government created or established by law and includes, but is not limited to, the following agencies or units and the officers thereof: any authority, board, branch, bureau, commission, department, division, institution, office, officer, or public corporation, as the case may be, except any such agency or unit within the legislative or judicial branch of state government.

(2) "Committee" means the Joint Legislative Management Committee of the Florida Legislature created by s. 11.147.

(3) "Division" means the Division of Purchasing of the Department of General Services.

(4) "Duplicating" means the process of reproducing an image or images from an original to a final substrate through the electrophotographic, xerographic, or offset process or any combination of these processes, by which an operator can make more than one copy without rehandling the original.

(5) "Internal printing oversight committee" means the internal committee created by each cabinet officer

and the head of each executive department of government to oversee the production of publications costing in excess of \$1,000 which are paid for by state tax funds appropriated by the Legislature.

(6) "Printing" is the transfer of an image or images by the use of ink or similar substance from an original image to the final substrate through the process of letterpress, offset lithography, gravure, screen printing, or engraving.

(7) "Public" means those entities and persons other than subordinate and functionally related or connected federal, state, or local governmental agencies.

(8) "Publication" includes all books, brochures, flyers, manuals, newsletters, pamphlets, programs, reports, and other like documents, but excludes items issued for strictly administrative or operational purposes.

History.—ss. 1, 6, ch. 83-252; s. 30, ch. 84-254.

Note.—Expires effective January 1, 1990, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

283.31 Internal printing oversight committees.—Each state agency shall establish an internal printing oversight committee which will be responsible for overseeing the printing of all publications produced for public distribution and costing in excess of \$1,000 which are paid for by state tax funds appropriated by the Legislature, whether produced within the agency or by private printers; and for maintaining an accurate index of each such publication, together with the actual costs of preparation, printing, and circulation. The information reflected by such records shall be reported semiannually to the Auditor General on July 31 for the reporting period ending June 30, and on January 31 for the reporting period ending December 31, in the format that he shall require; and the Auditor General shall report annually the information to the President of the Senate and Speaker of the House of Representatives prior to the convening of the regular session, or at any time upon request of the Legislature. A committee may exempt contract documents from the requirements of ss. 283.42 and 287.102. However, the committee shall include justification for such exemptions in its semiannual report to the Auditor General. The semiannual report shall also contain the following: written justification of need, purpose, authority, source of funding, frequency and number of issues, and reasons for choice of either in-house or outside vendor printing.

History.—ss. 1, 6, ch. 83-252; s. 31, ch. 84-254.

Note.—Expires effective January 1, 1990, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

283.315 Publications; statement of cost and purpose.—

(1) Every department or agency of the state which prints or causes to be printed publications, as defined in s. 283.30(8) and costing in excess of \$1,000 which are paid for by state tax funds appropriated by the Legislature, shall cause the following statement, with cost data and purpose inserted, to be printed on the publication adjacent to the identification of the agency responsible for the publication: "This publication was produced at an

annual cost of \$____ or \$____ per copy to _____." This statement shall be printed in type which is the same size as the type of the body copy of the publication, and the statement shall be set in a box composed of at least a 1-point rule.

(2) For the purposes of this section, the following three factors shall be utilized in computing cost data:

(a) *Preparation.*—Expenditure for materials, salaries, and operating expenses of personnel involved in preparing the publication.

(b) *Printing.*—Expenditure for reproduction, whether on bid or in-house.

(c) *Circulation.*—Expenditures for postage and for salaries of agency or department personnel involved in distribution of the publication.

History.—ss. 1, 6, ch. 83-252; s. 32, ch. 84-254.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.32 Recycled paper to be used.—Each state agency shall purchase, when economically feasible, recycled paper if and when recycled paper can be obtained that is comparable to the quality presently used by the agency.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.33 Public printing to be let to lowest bidder.—Except as otherwise provided in this chapter, all public printing of the state shall be let upon contract to the lowest responsible bidder, who shall furnish all paper and other material used in printing and binding.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.34 State officers not to have interests in contract.—No member of the Legislature or other officer of this state may have an interest, directly or indirectly, in any contract as provided for in s. 283.33; however, nothing in this section prohibits a member of the Legislature from receiving such a contract when he or his firm is the lowest bidder of all bidders submitting competitive bids for the contract.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.35 Preference given printing within the state.—Every agency of the state, including agencies within the legislative and judicial branches of government, shall give preference to bidders located within the state when awarding contracts to have materials printed, whenever such printing can be done at no greater expense than the expense of awarding a contract to a bidder located outside the state and can be done at a level of quality comparable to that obtainable from a bidder located outside the state.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.36 Public printing divided into classes.—

(1) Class A printing includes, but is not restricted to, the journal and the calendar for the Senate, the journal and the calendar for the House of Representatives, the bills for the Senate and the House of Representatives,

the bound journals for the Senate and the House of Representatives, the pamphlet laws, the general acts, the special acts, the reports of the Auditor General, and any such items of printing or duplicating which the Legislature or legislative branch agency from time to time may require.

(2) Class B printing includes all printing and duplicating produced or purchased by any other agency of the state for distribution to the public.

(3) Class C printing includes all printing and duplicating of memorandum pads, newsletters, and circulars or similar items which may be used for internal circulation by state agencies. Contracts for class C printing are optional, and such contracts shall be approved by an internal printing oversight committee.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.37 Notice requirements when calling for bids.—The committee shall give reasonable notice of not less than 28 days, by publication in one or more newspapers in the state, of the calling for bids on class A printing in excess of the threshold amount provided in s. 287.017 for CATEGORY FIVE. Persons wishing to receive notice of the calling for bids for procurements which are equal to or less than the threshold amount provided in s. 287.017 for CATEGORY FIVE shall register with the committee and receive such notice by mail.

History.—ss. 1, 6, ch. 83-252; s. 2, ch. 86-204.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.38 Separate and combined bid awards; deposit required with a bid.—

(1) The committee shall enter into all contracts for class A printing.

(2) Each bid for contract or contracts for class A printing shall be made separate and upon a unit bid price for each item to be contracted for or shall be made upon a combined bid price for more than one item or on all items to be contracted for by the committee. In the event the combined bid price is lower than the total of the lowest separate unit bid prices for each item, the combined bid price shall be accepted by the committee, in accordance with this chapter.

(3) The President of the Senate and the Speaker of the House of Representatives have authority to contract for the printing of the rule books required for the Senate and for the House of Representatives, respectively, and they shall not be required to receive bids thereon; but each shall be able to contract for the printing of the respective house rule book without receiving competitive bids.

(4) Each bid for class A printing may be required to be accompanied by a certified check, in an amount to be fixed by the committee, to evidence the good faith of the bidder.

History.—ss. 1, 6, ch. 83-252; s. 67, ch. 86-80.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.39 Term of new contract.—Upon the expiration of the contract or contracts now in force for printing which is designated in this chapter as class A, the committee shall enter into a new contract or contracts, or ex-

tend the existing contract or contracts, for the portion of such printing it determines to let to contract; and such contract or contracts may be made by the committee hereafter for a maximum period of 2 years.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

283.40 Statements under oath may be required to be filed by the bidder.—The committee, when considering any bids submitted for public printing designated as class A, may require any bidder to submit a statement under oath that:

(1) Such bidder is at the time of making such bid fully and completely able to perform such contract; and

(2) Such bidder is, at the time of submitting the bid actually in the bidder's name, the owner of a printing plant and is in good faith operating such printing plant in the current operation of a printing business.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

283.41 False statements; forfeit of deposit as liquidated damages.—If any bidder for any contract for public printing designated as class A makes, in the statement under oath required by s. 283.40, false statements concerning any of the information required to be furnished under s. 283.40, the certified check by such bidder submitted with his bid shall be forfeited as liquidated damages.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

283.42 Bids required on class B printing.—No general contract shall be let to cover the printing designated as class B, but each job coming under this classification shall be let separately under rules adopted by the division to the lowest responsible bidder who will manufacture the same in accordance with s. 283.35. Such contract shall apply only to the work under consideration and shall require competitive bids on all purchases in excess of the threshold amount provided in s. 287.017 for CATEGORY TWO.

History.—ss. 1, 6, ch. 83-252; s. 3, ch. 81-201.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

283.422 Printing of test or related materials to preserve test security.—A contract let for the development, administration, or grading of tests or related materials by the Department of Insurance pursuant to the various agent, solicitor, or adjuster licensing and examination provisions of the Florida Insurance Code may include the printing or furnishing of these tests or related materials in order to preserve test security. Any such contract shall be let as a contract for a contractual service pursuant to s. 287.057.

History.—s. 1, ch. 85-208; s. 79, ch. 87-224.

283.425 Acceptance for printing; penalty for defective printing.—No printing may be accepted as in compliance with the contract when the printing is not of the grade of workmanship which is usually employed by professional printers on printing of such class, or when the printing is not of the full quantity or acceptable quality

for which it has been contracted. If immediate necessity and lack of time to procure printing elsewhere compel the use of defective printing furnished by a contractor, it shall be accepted without approval, and one-half of the contract price thereon shall be deducted as liquidated damages for breach of contract.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

283.43 Public information printing services.—Any agency the authorized functions of which include public information programs is authorized to purchase, pursuant to this chapter and subject to its appropriation and any other limitations imposed by law, typesetting, printing, and media distribution services, when the purchase of such services would be less costly than the performance of the same services directly by the agency or when such services are beyond the production limitations established by agency guidelines.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

283.44 Department of State to classify, number, and furnish copies of general laws, special acts, resolutions, and memorials.—

(1) Immediately after any act of the Legislature or any resolution or memorial is filed in the office of the Department of State, that department shall:

(a) Select, segregate, and classify all acts of the Legislature, including memorials and resolutions, by dividing them into the following two classifications: Volume I, General Acts, and Volume II, Special Acts;

(b) Include in such General Acts all acts passed as general laws and all memorials and resolutions, including proposed constitutional amendments, and include in such Special Acts only those acts passed as special laws and becoming law as such;

(c) Assign a chapter number to each such act; and

(d) Furnish true and accurate copies of such laws, resolutions, and memorials passed by the Legislature to the committee for publication.

(2)(a) The committee shall cause to be printed in pamphlet form a sufficient number of copies of any general act of the Legislature to supply any governmental agency, such copies to be delivered to, kept, and retained in the office of the Department of State until distributed as provided in paragraph (b).

(b) The Department of State shall distribute pamphlet copies of the general laws upon requisition to any official of the legislative, judicial, or executive branches of state or county government in this state. Surplus copies may be distributed to practicing attorneys in the state upon their written request and payment of a nominal fee sufficient to pay for mailing.

(3)(a) The committee shall furnish the contractor with copy for printing and binding the General Acts and the Special Acts in separate volumes broken down into as many books as may be necessary, with a general, alphabetical index to each.

(b) The contractor shall complete and deliver to the committee for distribution such number of copies of the session laws as are required and ordered.

(c) The committee has the authority, in the event of sufficient requests for sales, to provide for the republication of the general session laws of the Legislature, when copies of such laws on hand and available for sale have been exhausted, and to sell such republished laws at a price, to be fixed by the committee, sufficient to cover the cost of printing.

History.—cs. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.45 Journals of Legislature.—The contractor shall complete and deliver to the Secretary of the Senate such number of copies of the bound journal of the proceedings of the Senate and shall complete and deliver to the Clerk of the House of Representatives such number of copies of the bound journal of the proceedings of the House of Representatives as the President of the Senate and the Speaker of the House of Representatives shall determine. The Secretary of the Senate and the Clerk of the House of Representatives shall deliver one copy each to the Governor, each Cabinet officer, each justice of the Supreme Court, and each member of the Senate and the House of Representatives and, upon requisition, one copy each to any official government agency and shall retain in their offices the remaining copies for sale at a price to be determined by the President of the Senate and the Speaker of the House of Representatives.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.49 Public documents; university libraries.—The general library of each institution in the State University System is entitled to receive copies of reports of state officials, departments, and institutions and all other state documents published by the state. Each officer of the state empowered by law to distribute such public documents is authorized to transmit without charge, except for payment of shipping costs, the number of copies of each public document desired upon requisition from the librarian. It is the duty of the library to keep public documents in a convenient form accessible to the public. The library, under rules formulated by the Board of Regents, is authorized to exchange documents for those of other states, territories, and countries.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.50 Law libraries of certain colleges designated as state legal depositories.—

(1) The law libraries of the University of Florida, Florida State University, Stetson University, Nova University, and the University of Miami are designated as state legal depositories.

(2) Each officer of the state empowered by law to distribute legal publications is authorized to transmit, upon payment of shipping costs or cash on delivery, to the state legal depositories copies of such publications as requested. However, the number of copies transmitted shall be limited to:

(a) Eight copies of each volume of General Acts and each volume of Special Acts to each of the state legal depositories;

(b) Up to a maximum number of each volume of the Florida Statutes and each supplement volume, computed on the basis of one set for every 10 students enrolled during the school year, based upon the average enrollment as certified by the registrar; and

(c) One copy of each journal of the House of Representatives and each journal of the Senate to each state legal depository.

(3) It is the duty of the librarian of any depository to keep all public documents in a convenient form accessible to the public.

(4) The libraries of all community colleges in the state community college system as defined in s. 240.301 are designated as state depositories for the Florida Statutes and supplements published by or under the authority of the state; these depositories each may receive upon request one copy of each volume without charge, except for payment of shipping costs.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.51 Public printing; copies to Library of Congress.—Any state official or state agency, board, commission, or institution having charge of publications hereinafter named is authorized and directed to furnish the Library of Congress in Washington, D.C., upon requisition from the Library of Congress, up to three copies of the journals of both houses of the Legislature; volumes of the Supreme Court Reports; volumes of periodic reports of Cabinet officers; and copies of reports, studies, maps, or other publications by official boards or institutions of the state, from time to time, as such are published and are available for public distribution.

History.—ss. 1, 6, ch. 83-252.

Note.—Expires effective January 1, 1989, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

1283.52 Distribution of session laws.—

(1) Copies of session laws of each session of the Legislature shall be distributed free by the committee as follows:

(a) As many copies as the Governor, the Supreme Court, the district courts of appeal, and the Department of Legal Affairs may require for official use.

(b) One copy as requested by each agency of the Government of the United States, not to exceed a total of 10 copies. A maximum of three copies shall be sent to the Library of Congress in Washington, D.C., on requisition of the library.

(c) A maximum of five copies, upon request, to each institution in the State University System, the University of Miami, Nova University, and Stetson University; and two copies to the University of Tampa, Florida Southern College, and Rollins College, to be mailed to the president of each institution upon request.

(d) Such copies to each of the several Cabinet members of this state (other than the Governor and the Attorney General); all duly constituted state departments, agencies, boards, commissions, and institutions; the Supreme Court of the United States; and the United States Circuit Court of Appeals for the Eleventh Circuit; as they shall request for official use, the maximum number to be determined by the committee.

(e) One copy to each member of the Florida Senate and House of Representatives of each current session of the Legislature; the Secretary of the Senate and the Clerk of the House of Representatives of each current session of the Legislature; the judges of the courts of record, including the county court judges; the prosecuting attorneys and their assistants of the courts of record; the clerks of the courts of record; the public defenders in each judicial circuit; each member of the Congress of the United States from this state; each of the judges, marshals, clerks, and district attorneys of the district courts of the United States within this state, and the county law libraries; and, upon request, to the sheriff, the property appraiser, the tax collector, the superintendent of schools, the supervisor of elections, and the board of county commissioners in each county.

(2) The committee may exchange the Florida Statutes and session laws for copies of statutes and session laws of other states, not exceeding four copies of each to any one state. The copies so procured by exchange shall be deposited in the Supreme Court Library, the Attorney General's Library, the University of Florida Law Library, and the Florida State University Law Library, the copies to become part of the respective libraries.

(3) Prior to October 1, 1970, the Department of State shall take inventory of all officially published Laws of Florida, and the books and records previously kept by it shall be transferred to the committee. However, five sets may be reserved by the Department of State for reference purposes. The committee may, after a period of 10 years, take inventory of such books and may destroy obsolete volumes over 10 years old, reserving five sets for reference purposes. A reasonable number of each volume shall be reserved for sale at a price to be set by the committee. Moneys received shall be deposited in the State Treasury and credited to the appropriation for legislative expense.

History.—ss. 1, 6, ch. 83-252; s. 33, ch. 84-254.

Note.—Expires effective January 1, 1969, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

283.53 Specified university publications; activities; trust funds.—

(1) Subject to the approval of the appropriate university, the University of Florida Law Review, the Florida State University Law Review, the Florida State University Journal of Land Use and Environmental Law, and the Florida International Law Journal of the University of Florida are authorized to engage in the following activities relating to their respective publications, notwithstanding the contrary provision of any statute, rule, or regulation of the state or its subdivisions or agencies:

(a) The grant of reprint rights relating to any or all issues of the University of Florida Law Review, the Florida State University Law Review, the Florida State University Journal of Land Use and Environmental Law, or the Florida International Law Journal of the University of Florida, or any of the materials, articles, or ideas contained therein;

(b) The sale for adequate consideration of any or all past or future stock and inventory of published issues of the University of Florida Law Review, the Florida State University Law Review, the Florida State University Journal of Land Use and Environmental Law, or the Florida

International Law Journal of the University of Florida, or portions thereof; and

(c) The retention of the proceeds obtained under paragraph (a) or paragraph (b), together with all moneys received by the University of Florida Law Review or the Florida State University Law Review from current or future subscriptions, sale of individual issues, sale of advertising, binding service, royalties, donations, and all other sources except direct or indirect appropriations from the state, its subdivisions, or agencies.

(2) Moneys retained by the University of Florida Law Review pursuant to this section shall be placed in a trust fund to be known as the University of Florida Law Review Trust Fund. Moneys retained by the Florida State University Law Review pursuant to this section shall be placed in a trust fund to be known as the Florida State University Law Review Trust Fund. Moneys retained by the Florida State University Journal of Land Use and Environmental Law pursuant to this section shall be placed in a trust fund to be known as the Florida State University Journal of Land Use and Environmental Law Trust Fund. Moneys retained by the Florida International Law Journal of the University of Florida pursuant to this section shall be placed in a trust fund to be known as the Florida International Law Journal of the University of Florida Trust Fund. Such trust funds shall be used to pay or supplement the payment of printing costs or other costs incident to the publication of the respective law reviews and law journals and shall be administered by the dean of each college of law or his faculty designee.

History.—ss. 1, 6, ch. 83-252; s. 4, ch. 86-204.

Note.—Expires effective January 1, 1969, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

Note.—The words "and law journals" were added by the editors.

283.55 Public documents; purging of publication mailing lists; copies to State Library.—

(1)(a) Every agency defined in paragraph (d) shall, in the first quarter of each odd-numbered year, audit and purge its publication mailing lists.

(b) Every agency defined in paragraph (d) shall provide each addressee the following form in the first quarter of each year:

(Name of publication)

Do you wish to continue receiving this publication?

Yes No

Should your response to this survey not be received by April 30 next, your name will be automatically withdrawn from our mailing list.

Those addressees who respond either shall be maintained or removed from such mailing list in accordance with the responses. Those addressees not responding by April 30 of each purge year shall be removed from such mailing list forthwith. Agencies are prohibited from supplying addressees with postpaid response forms.

(c) Not later than the following June 30, a report shall be submitted by each agency to the office of the Auditor General, which report provides the following information relating to the results of the survey and purge:

1. The number of copies of each publication regularly obtained or published by the agency.

2. The number of addressees on each mailing list.
3. The number of persons responding who indicated their desire to continue to receive such publication.
4. The number of persons responding who indicated their desire to discontinue receipt of such publication.
5. The number of persons who failed to respond to the survey.

(d) The provisions of this section apply to any agency of the state, except an agency of state government the mailing list of which consists only of those persons

registered with the agency and the registration fee of which includes payment by the registrants as subscribers for the publication of the agency.

(2) At the time of publication, or as soon thereafter as practicable, each agency, pursuant to paragraph (1)(d), shall forward not fewer than the number of copies required in s. 257.05 of each of its publications to the State Library of the Division of Library and Information Services of the Department of State.

History.—ss. 1, 6, ch. 83-252; s. 63, ch. 86-183.
*Note.—Expires effective January 1, 1988, and is scheduled for review by the Legislature before that date, pursuant to s. 6, ch. 83-252.

12-4-707. Payments to subcontractors — Interest. — (a) Upon payment by an agency, a business which has acquired under contract, property or services in connection with its contract with such agency from a subcontractor or supplier, shall pay the subcontractor or supplier within thirty (30) days after receiving payment from the agency.

(b) Interest at the rate of one and one-half percent (1½%) per month shall accrue and is due any subcontractor or supplier who is not paid within thirty (30) days after the business receives payment from the agency, unless otherwise provided by contract between the agency and the business, or by contract between the business and the subcontractor or supplier. Interest begins to accrue on the thirty-first day at the rate specified in this subsection. [Acts 1935, ch. 57, § 1.]

CHAPTER 5 PUBLIC PRINTING

SECTION.

PART 1—GENERAL PROVISIONS

12-5-101. [Repealed.]

12-5-102. Supervision by department of general services.

12-5-103 — 12-5-124. [Repealed.]

SECTION.

12-5-125. Cost data for public documents.

PART 2—LEGISLATIVE ACTS AND JOURNAL, REPORTS

12-5-201 — 12-5-215. [Repealed.]

PART 1—GENERAL PROVISIONS

12-5-101. [Repealed.]

Compiler's Notes. This section (Acts 1909, ch. 346, § 1; Shan., § 1a15; Code 1932, § 46; T.C.A. (orig. ed.), § 12-501), concerning the definition of public printing and the preference

for Tennessee printers, was repealed by Acts 1931, ch. 332, § 26. For supervision by the department of general services, see § 12-5-102.

12-5-102. Supervision by department of general services. — The department of general services shall have entire charge and supervision of all printing done for each and every department or branch of government of the state, including all departmental offices and all charitable, penal, educational or reform institutions. [Acts 1915, ch. 45, § 1; Shan., § 1a2; impl. am. Acts 1923, ch. 7, §§ 2, 3, 20; mod. Code 1932, § 29; impl. am. Acts 1937, ch. 33, § 42; impl. am. Acts 1939, ch. 11, § 23; mod. C. Supp. 1950, § 29; impl. am. Acts 1953, ch. 163, § 29; impl. am. Acts 1959, ch. 9, § 5; impl. am. Acts 1961, ch. 97, § 5; impl. am. Acts 1972, ch. 543, § 7; T.C.A. (orig. ed.), § 12-502.]

Cross-References. Powers of department of general services, § 4-3-1105.

Section to Section References. This chapter is referred to in § 8-3-104.

Comparative Legislation. Public printing:

Ala. Code § 41-4-150 et seq.

Ark. Stat. Ann. § 14-401 et seq.

Ga. O.C.G.A. § 50-18-1 et seq.

Ky. Rev. Stat. Ann. § 57.011 et seq.

Miss. Code Ann. § 31-1-1 et seq.

Mo. Rev. Stat. § 34.170 et seq.

N.C. Gen. Stat. § 143-43 et seq.

Va. Code § 2.1-664 et seq.

Collateral References. SIA C.J.S. States

§ 154 et seq.

States — 90 et seq.

12-5-103 — 12-5-124. [Repealed.]

Compiler's Notes. These sections (Code 1855, §§ 19-21 (deriv. Acts 1841-1842, ch. 120, §§ 1-3); Acts 1858-1860, ch. 97, § 2; 1896, ch. 109, §§ 11-13, 15-17, 26; 1915, ch. 45, §§ 3-12; 1927, ch. 45, § 1; Shan., §§ 1a7-1a14, 11-13, 15-17, 26, 33-39; Code 1932, §§ 31-33, 35-38, 40, 41, 43, 44, 46-48, 50-52, 54-58; C. Supp.

1950, §§ 31, 32, 34-38, 40, 43, 44, 46, 50, 56, 58; Acts 1972, ch. 598, § 1; T.C.A. (orig. ed.), §§ 12-503 — 12-516, 12-518 — 12-530, 12-533 — 12-537), concerning public printing, were repealed by Acts 1961, ch. 332, § 26. For supervision by the department of general services, see § 12-5-102.

12-5-125. Cost data for public documents. — (a) Every department or agency of the state which promulgates public documents shall cause the following statement with cost data inserted to be printed on the publication adjacent to the identification of the agency responsible for the publication:

"This public document was promulgated at a cost of \$_____ per copy." This statement shall be printed in either the same size type as the body copy of the publication or in such type style and size to be fully legible and set in a box composed of a light-weight-rule line.

(b) As used in this section, unless the context otherwise requires, "public document" means any annual, biennial, regular or special report or publication of which at least one thousand (1,000) copies are printed and which may be subject to distribution to the public, or any printed material which is controlled by the publications committee established in chapter 7 of this title, regardless of the number of copies produced. Public documents include:

(1) The acts and journals of the legislature, the reports of the Supreme Court and such other courts as shall have their decisions reported by the attorney general and reporter of this state or shall be required by any act or resolution of the legislature;

(2) The periodic reports of officers of the state and any special reports that may from time to time be made by state officers or committees of the legislature or other committees provided for by law; and

(3) Such other reports or statements as may be published under the authority of the state or any official thereof; and

(4) Items excepted from the requirements of this section include letterhead stationery, envelopes, or memoranda and correspondence utilizing a manual signature and not reproduced through a printing related function;

(c) For the purposes of this section, the following two (2) factors shall be utilized in computing cost data whether on bid by a private person or company, or by a state institution:

(1) PREPARATION. Included in this is expenditure for materials, artwork and typesetting involved in preparing the public document for publication; and

(2) PRINTING. Included in this is expenditure for reproduction, binding and other printing industry related functions.

(d) The provisions of this section shall be enforced and administered through the publications committee created pursuant to the provisions of chapter 7 of this title. The publications committee may in its discretion render opinions to agencies as to whether those agencies are in compliance with this section. If the committee decides that those agencies are not in compliance, it shall have authority to direct those agencies to cease publication of the public

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documents which are not in compliance until such time as compliance shall be demonstrated to the committee's satisfaction. [Acts 1977, ch. 398, §§ 1-4; T.C.A., § 12-538; Acts 1983, ch. 82, §§ 1-3.]

PART 2—LEGISLATIVE ACTS AND JOURNALS; REPORTS

12-5-201 — 12-5-213. [Repealed.]

Compiler's Notes. This part (Code 1858, § 8; Acts 1871, ch. 83, § 1; 1895, ch. 109, §§ 4, 19-25; 1899, ch. 392, §§ 5, 6; 1901, ch. 72, § 1; Shan., §§ 14, 18-23, 25-27; Code 1932, §§ 49, 53-63; Acts 1935, ch. 181, § 1; C. Supp. 1950, §§ 64, 55, 57, 58, 60; T.C.A. (orig. ed.), §§ 12-517, 12-521 — 12-532; Acts 1961, ch.

109, § 2), concerning reports and legislative acts and journals, was repealed by Acts 1981, ch. 332, § 25. For supervision by the department of general services, see § 12-5-102. For distribution of publications, see chapter 6 of this title.

CHAPTER 6

DISTRIBUTION OF PUBLICATIONS

| SECTION. | | SECTION. | |
|-----------|---|-----------|--|
| 12-6-101. | Acts distributed to legislators. | 12-6-110. | Copies to depositories, secretary of state, and other locations. |
| 12-6-102. | General distribution of acts. | 12-6-111. | Exchange copies for university. |
| 12-6-103. | Acts and journals retained by secretary of state. | 12-6-112. | Care of depository copies. |
| 12-6-104. | Shipment of acts. | 12-6-113. | Exchanges by state librarian. |
| 12-6-105. | Penalty for failure to distribute acts. | 12-6-114. | Delivery of exchange copies. |
| 12-6-106. | All other public documents — General assembly distribution cancellation card. | 12-6-115. | [Repealed.] |
| 12-6-107. | Libraries as depositories for documents — Legislative library — Copies. | 12-6-116. | Pamphlet copies of acts. |
| 12-6-108. | Publications to be deposited. | 12-6-117. | Certain resolutions not to be printed or distributed — List in "Acts of Tennessee" — Distribution to state library and archives and legislative reference and law library. |
| 12-6-109. | Notice of publications to secretary of state. | 12-6-118. | Automatic and other distributions. |

12-6-101. Acts distributed to legislators. — Each member of the general assembly is entitled to one (1) copy of the printed acts of the general assembly of which he was a member, which shall be delivered to such member's legislative office in Nashville, but only upon written request by such member not later than February 1 of each year. [Code 1858, § 22 (deriv. Acts 1881, ch. 2, § 9); Shan., § 40; Acts 1823, ch. 101, § 2; Code 1932, § 69; T.C.A. (orig. ed.), § 12-601; Acts 1981, ch. 191, § 1; 1984, ch. 798, § 2.]

Cross-References. English deemed official and legal language, § 4-1-304.

Section to Section References. This chapter is referred to in §§ 4-4-114, 8-3-104, 12-7-102, 12-7-106.

Comparative Legislation. Distribution of publications:

Ala. Code § 41-21-1 et seq.

Ark. Stat. Ann. § 14-401 et seq.

Ky. Rev. Stat. Ann. § 57.151 et seq.

Miss. Code Ann. § 1-5-7 et seq.

Mo. Rev. Stat. § 2,010 et seq.

N.C. Gen. Stat. § 167-45 et seq.

Va. Code § 30-34.5.

Collateral References. 73 Am. Jur. 3d

Statutes §§ 84-85.

82 C.J.S. Statutes § 63.

States — 33.

States — 44 et seq.

12-6-102. General distribution of acts. — (a) It is also the duty of the secretary of state to distribute the printed acts, upon written request received not later than February 1 of each year, as follows: to each executive officer and public service commissioner of the state, one (1) copy; to each judge and each clerk of the Supreme, Appeals, circuit and criminal courts, one (1) copy; to each chancellor, each clerk and master, one (1) copy; to each district attorney general and each assistant, one (1) copy; to the attorney general and each assistant, one (1) copy; to each clerk of the probate courts and each judge of the county or probate courts, and to each register and each trustee, one (1) copy; each of the copies to belong to the indicated office, and go to the successor of the incumbent; also to the order of the University of Tennessee, up to thirty (30) copies for the use of the University of Tennessee as a depository and for exchanges.

(b) A copy of the printed acts shall be, upon written request received not later than February 1 of each year, delivered to every organized bar association in the state of Tennessee, provided such bar association maintains a law library and provided the name and address of such bar association shall be certified to the secretary of state by the county clerk of the county in which the association exists; and, provided, further, that should the association cease to function or to maintain a law library, all copies of the acts shall thereupon be turned over and delivered to the county clerk.

(c) Bound volumes of acts or resolutions may be made available to any person, firm, or corporation, requesting same in writing not later than February 1 of each year, at a cost of five dollars (\$5.00) per volume.

(d) Any requests for acts or resolutions received later than February 1 of each year will be accepted subject to availability.

(e) This section and §§ 12-6-101, 12-6-103 shall not apply to Tennessee Code Annotated, any supplement thereto or replacement volume thereof, or any act enacting that Code. [Code 1858, § 30; Shan., § 42; Acts 1923, ch. 101, § 2; mod. Code 1932, § 70; Acts 1935, ch. 181, § 2; 1941, ch. 22, § 1; mod. C. Supp. 1950, § 70; modified; impl. am. Acts 1955, ch. 69, § 1; Acts 1961, ch. 290, § 1; modified; impl. am. Acts 1978, ch. 934, §§ 22, 36; T.C.A. (orig. ed.), § 12-602; Acts 1981, ch. 191, §§ 2-5.]

Cross-References. Printing and distribution of school laws, § 49-1-201.

Tennessee Code Annotated, §§ 1-1-106 — 1-1-112.

Section to Section References. This section is referred to in § 12-6-116.

Law Reviews. The Tennessee Court Systems — Prosecution, 8 Mem. St. U.L. Rev. 477.

12-6-103. Acts and journals retained by secretary of state. — The secretary of state shall also retain for the use of the executive and general assembly, unless a different number shall be prescribed by special law, fifty (50) copies of the acts and as many of the journals of each house, depositing three (3) copies of each in the state library. [Code 1858, § 31; Shan., § 43; mod. Code 1932, § 71; T.C.A. (orig. ed.), § 12-603.]

two (2) copies shall be lendable on application, to the persons, if any, allowed to take other books from the library of the depository. The other copy shall not be allowed to be taken from the premises of the depository. (Acts 1917, ch. 42, § 2; Shan. Supp., § 1387a9; Code 1932, § 2285; T.C.A. (orig. ed.), § 12-612.)

12-6-113. Exchanges by state librarian. — The state librarian and archivist may, from time to time, procure from the general government, any foreign government, or from any state or territory within the United States, the public acts, and law and equity reports of such government, state or territory, by exchanging the public acts or reports of this state. (Code 1858, § 38 (deriv. Acts 1843-1844, ch. 135, § 2); impl. am. Priv. Acts 1859-1860, ch. 53, § 2; Acts 1879, ch. 31, §§ 1, 6; Shan., § 55; mod. Code 1932, § 79; impl. am. Acts 1951, ch. 197, § 1; T.C.A. (orig. ed.), § 12-613.)

12-6-114. Delivery of exchange copies. — Each person or persons in charge of making such documents and publications as provided in § 12-6-108(1) shall deliver upon request up to sixty (60) copies to the state librarian and archivist, to enable the librarian to make these exchanges. (Acts 1879, ch. 31, § 8; Shan., § 51; mod. Code 1932, § 80; impl. am. Acts 1951, ch. 197, § 1; T.C.A. (orig. ed.), § 12-614; Acts 1981, ch. 191, § 11.)

12-6-115. [Repealed.]

Compiler's Notes. This section (Code 1858, § 39 (deriv. Acts 1843-1844, ch. 135, § 1); Shan., § 56; mod. Code 1932, § 81; C. Supp. 1950, § 81; T.C.A. (orig. ed.), § 12-615), con-

cerning expense of exchanges, was repealed by Acts 1981, ch. 191, § 13. For present law, see § 6-1-106.

12-6-116. Pamphlet copies of acts. — (a) The secretary of state is authorized to furnish to any person, firm or corporation, so requesting in writing not later than January 1 of each year, copies of the unbound, printed pamphlets containing the public acts of the general assembly which are printed at intervals during and shortly after each legislative session and made available pending publication of the bound volumes of the Public Acts of Tennessee, for that session. Requests received after January 1 of each year will be accepted subject to availability.

(b) The secretary of state shall charge and collect from each person, firm or corporation, except those specified in § 12-6-102, a fee of five dollars (\$5.00) for each complete set of pamphlets. The secretary of state shall fix a reasonable fee to be charged for copies of single pamphlets. Fees collected by the secretary of state shall be paid over to the state treasurer and shall become a part of the general fund of the state. (Acts 1970, ch. 460, § 1; T.C.A., § 12-616; Acts 1981, ch. 191, § 12.)

Cross-References. Report of local action included in published volume, § 8-3-204.

12-4-117. Certain resolutions not to be printed or distributed — List in "Acts of Tennessee" — Distribution to state library and archives and legislative reference and law library. — (a) Notwithstanding any provision of the law to the contrary, resolutions of the general assembly which honor or commend individuals or groups or which express sympathy or condolences upon the death of an individual shall not be published in the "Acts of Tennessee" pursuant to part 2 (repealed) of chapter 5 of this title, nor shall such resolutions be distributed in accordance with this chapter, unless the secretary of state, in consultation with the speaker of the senate and speaker of the house of representatives, determines that the resolution requires publication due to the prominence or contributions made by such person or group. The secretary of state shall cause a list of all such resolutions which are not printed to be included within the "Acts of Tennessee."

(b) At the time at which the secretary of state delivers the enrolled copies of acts and resolutions to the printer for publication pursuant to § 8-3-104, he shall deliver one (1) copy of all resolutions which are not printed pursuant to the provisions of this section to the state library and archives and to the legislative reference and law library. (Acts 1981, ch. 109, § 3.)

Compiler's Notes. Part 2 of chapter 5 of this title, referred to in this section, was repealed by Acts 1981, ch. 332, § 26.

12-6-118. Automatic and other distributions. — Except for exchange and depository copies provided for herein, there shall be no automatic distribution of any state report or publication, unless such distribution is required by an act or resolution enacted after May 25, 1984. Any other distributor must be approved by the state publications committee, as provided for in chapter 7 of this title, or be upon individual request of a person entitled to or desirous of receipt of any such publication or report. (Acts 1984, ch. 798, § 4.)

CHAPTER 7

STATE PUBLICATIONS COMMITTEES

| SECTION. | | SECTION. | |
|-----------|---|-----------|---|
| 12-7-101. | State agencies publication committee — Establishment. | 12-7-106. | Higher education and technical institutions publication committee — Establishment — Duties. |
| 12-7-102. | Duties of publications committee. | 12-7-107. | Approval procedure. |
| 12-7-103. | Approval required. | 12-7-108. | Application. |
| 12-7-104. | Publications information required. | | |
| 12-7-106. | Cooperation required. | | |

12-7-101. State agencies publication committee — Establishment. — In order to control the cost and proliferation of publications and report printed by state agencies, and to provide a permanent record of publication issued by state government, there is hereby created a publications committee which shall consist of the commissioner of finance and administration, the commissioner of general services, the director of the governor's information office, the comptroller of the treasury, one (1) member of the senate, one (1) member of the house appointed by the respective speakers and the secretary of

state. The commissioner of finance and administration, or his representative, shall be the chairman of this committee, and the secretary of state, or his representative, shall be the secretary and as such shall keep a permanent and accurate record of the committee's proceedings. The members of this committee shall serve without additional compensation. The commissioner of finance and administration, the commissioner of general services, the secretary of state and the comptroller are authorized to designate an alternate representative who shall have full authority to vote and participate in all other activities of the committee under this chapter. Such designations must be made in writing to the chairman of the committee, with copy filed with the staff director and the secretary of state. The committee shall have authority to issue regulations implementing provisions concerning designation in such a manner as to provide for maximum continuity of such representation. [Acts 1976, ch. 694, § 1; 1979, ch. 296, § 1; T.C.A., § 12-1001.]

Compiler's Notes. The publications committee created by this section and § 12-7-106 will terminate June 30, 1990. See also §§ 4-29-112 and 4-29-211.

Section to Section References. This chapter is referred to in §§ 12-6-125, 12-6-110.

Sections 12-7-101 — 12-7-106 are referred to in § 4-29-211.

Comparative Legislation. State publications committees:

Ky. Rev. Stat. Ann. § 57.04 et seq.

Va. Code § 21-464 et seq.

Collateral References. 81A C.J.S. States §§ 152, 162.

12-7-103. Duties of publications committee. — (a) It shall be the duty of the publications committee to establish rules and regulations to control costs and quantity of all publications, and to promulgate rules and regulations governing the printing and distribution of state agency reports and publications issued by agencies and departments of the government of the state of Tennessee, excluding the institutions of higher education, the judicial branch of state government, and those state institutions and facilities exempted from public purchase laws in § 12-3-103.

(b) The rules and regulations on distribution shall include a provision stipulating that there shall be no automatic distribution of reports or publications, except the distribution provided for in chapter 6 of this title, or otherwise by law or resolution enacted after May 25, 1984, but that all distributions must either be approved in general by the committee or be made upon request by the recipient.

(c) Further, it shall be the duty of the publications committee to establish a procedure for reviewing all publications as hereinafter defined, and to approve or disapprove the printing of existing publications and planned publications which come under the provisions of this chapter.

(d) The publications committee shall determine the need for existing and planned publications based upon agency's goals and purpose or statutory requirements, and the quantity and distribution of each approved publication.

(e) The publications committee shall also prepare and submit once every two (2) weeks a list of available publications and a brief synopsis of such publications to each member of the general assembly.

(f) Upon receiving such list, a member of the general assembly may request a copy of a publication from the publications committee.

(g) Publications herein shall be defined to include any newsletter, stationery, greeting card, any report printed at facilities not operated by the state any report or printed material produced for distribution outside the department or agency for which the report is to be printed. [Acts 1976, ch. 694, § 2 T.C.A., § 12-1002; Acts 1980, ch. 742, §§ 1, 2; 1982, ch. 563, § 4; 1984, ch. 798, § 5.]

Section to Section References. This section is referred to in § 12-7-103.

12-7-103. Approval required. — (a) No publication, coming within the jurisdiction of the publications committee as provided by § 12-7-102, shall be printed unless it has been approved in accordance with rules promulgated by the publications committee. Rules of the publications committee shall be promulgated in accordance with the Uniform Administrative Procedures Act compiled in title 4, chapter 5.

(b) The publications committee shall require any publication printed to include the number of copies printed.

(c) The publications committee shall not approve any publication which purports to contain a citation to or a reproduction of a duly promulgated agency rule (as defined by the Uniform Administrative Procedures Act § 4-5-102) prior to receiving a written statement from the secretary of state or his representative verifying the fact that the rule so cited or reproduced has been duly promulgated and is currently in effect.

(d) A printing authorization number shall be assigned to each publication which has been approved as required by this section. The printing authorization number shall be affixed to the publication adjacent to the identification of the agency responsible for the publication. No printing facility operated by the state shall print any publication, coming within the jurisdiction of the publications committee as provided by § 12-7-102, unless the printing authorization number has been affixed as required by this subsection. No contract shall be entered into, nor requisition issued, nor acted upon, by any state department or agency, including, but not limited to, the division of purchasing of the department of general services, for printing of any publication, coming within the jurisdiction of the publications committee as provided by § 12-7-102, at any facility unless the printing authorization number has been affixed as required by this subsection. All state contracts or grant agreements including, but not limited to, all contracts for personal, professional and consultant services entered into under §§ 12-4-109 and 12-4-110, which involve or may involve the printing of any publication, coming within the jurisdiction of the publications committee as provided by § 12-7-102, shall contain a provision whereby the contractor or grantee agrees that no publication shall be printed unless a printing authorization number has been obtained and affixed as required by this section.

(e) Whenever any department, institution or agency of the state government contracts for the printing of a publication, coming within the jurisdiction of the publications committee as provided by § 12-7-102, and such publication has not been approved in accordance with rules promulgated by the

publications committee, such contract shall be void and of no effect. [Acts 1976, ch. 694, § 3; T.C.A., § 12-1003; Acts 1980, ch. 455, § 1; 1982, ch. 563, §§ 5, 6; 1983, ch. 80, §§ 1, 2.]

12-7-104. Publications information required. — The publications committee shall, as a minimum, keep the following information on each approved publication:

- (1) Name of publication;
- (2) Department producing publication;
- (3) Purpose and brief description of publication contents;
- (4) Number of copies authorized to be printed;
- (5) A general list of distribution; and
- (6) Estimated cost of printing and distribution. [Acts 1976, ch. 694, § 4; T.C.A., § 12-1004.]

12-7-105. Cooperation required. — It shall be the duty of all departments, institutions or agencies of state government to furnish to the publications committee all material requested from the committee regarding publications and reports. [Acts 1976, ch. 694, § 5; T.C.A., § 12-1005.]

12-7-106. Higher education and technical institutions publication committee — Establishment — Duties. — (a) To control publications of higher education institutions and technical institutes, there is hereby established a publications committee which shall consist of the executive director of the Tennessee higher education commission, the president of the University of Tennessee system, the chancellor of the state board of regents, and the commissioner of education or his designee. This committee shall review publications of higher education institutions and technical institutes to determine the necessity of the publications, and shall promulgate rules and regulations governing the printing of such publications by higher education institutions and technical institutes. The rules and regulations shall include a provision stipulating that there shall be no automatic distribution of reports or publications, except the distribution provided for in chapter 6 of this title, or otherwise by law or resolution enacted after May 25, 1984, but that all distributions must either be approved in general by the committee or be made upon request by the recipient. The publications committee shall require each higher education institution and technical institute to keep, as a minimum, the following information on each approved publication:

- (1) Name of publication;
- (2) Department producing publication;
- (3) Purpose and brief description of publication's contents;
- (4) Number of copies authorized to be printed;
- (5) A general list of distribution; and
- (6) Estimated cost of printing and distribution.

(b) The publications committee shall require any publication printed at facilities not operated by the state or higher education institution or technical institute to include the printer's name, address, and the number of copies printed.

(c) The publications committee shall not approve any publication which purports to contain a citation to or a reproduction of a duly promulgated agency rule (as defined by the Uniform Administrative Procedures Act § 4-5-102) prior to receiving a written statement from the secretary of state or his representative verifying the fact that the rule so cited or reproduced has been duly promulgated and is currently in effect.

(d) A printing authorization number shall be assigned to each publication which has been approved as required by this section. The printing authorization number shall be affixed to the publication adjacent to the identification of the higher education institution or technical institute responsible for the publication. No printing facility operated by a higher education institution or technical institute shall print any publication unless the printing authorization number has been affixed as required by this subsection. No contract shall be entered into, no regulation issued, or acted upon, by any higher education institution or technical institute for printing of any publication at any facility unless the printing authorization number has been affixed as required by this subsection. All contracts or grant agreements entered into by a higher education institution or technical institute which involve or may involve the printing of a publication shall contain a provision whereby the contractor or grantee agrees that no publication shall be printed unless a printing authorization number has been obtained and affixed as required by this section. [Act 1976, ch. 694, § 6; T.C.A., § 12-1006; Acts 1980, ch. 455, § 2; 1982, ch. 563, §§ 7-9; 1984, ch. 798, § 6.]

Compiler's Note. The publications committee created by § 12-7-101 and this section 12-7-101 — 12-7-106 are referred to in will terminate June 30, 1990. See §§ 4-29-112 and 4-29-311. Section to Section Revisions. Section 12-7-101 — 12-7-106 are referred to in § 4-29-311.

12-7-107. Approval procedure. — The approval procedure established by the publications committee created by this chapter may allow one-time approval of a publication which is printed on a periodic basis and which conforms to the format, design, and purpose of the publication as originally presented to the appropriate committee for approval without requiring review and approval of subsequent issues of the publication. [Acts 1976, ch. 694, § 7; T.C.A., § 12-1007.]

12-7-108. Application. — The requirements of this chapter shall not apply to any student newspaper publication or annuals and/or yearbooks. [Acts 1976, ch. 694, § 8; T.C.A., § 12-1008.]

CHAPTER 8

SALE OF PRODUCTS

SECTION.

12-8-101. Stone products and hot mix asphalt — Prohibitions.

12-8-102. Penalty — Injunctive relief.

SECTION.

12-8-103. Gratuitous work for nonprofit organizations — Sales to survivors.

THE FOLLOWING DOCUMENT MAY NOT FILM
LEGIBLY BECAUSE OF THE POOR QUALITY OF THE
ORIGINAL

Katy McHugh

To say's
apply
all
costs
in one
year.

Makes you wonder why
that had to be done

~~Top 5~~
plans are publications



like a 2nd country

DOT's concerned about
"vagueness," but they're
not going to come testify.

Jo (Pearce's staff) doesn't see room
for misinterpretation - thinks DOT
is just trying to get out of com-
plying.

MEMORANDUM

State of Alaska


TO: Linda Wild, Special Assistant
Office of the Commissioner
Department of Commerce & Economic
Development

DATE February 27, 1989

FILE NO.:

TELEPHONE NO.:

SUBJECT: SB 75


FROM: Patti Greene, Publications Specialist
Division of Tourism
Department of Commerce & Economic
Development

The Division of Tourism opposes SB 75 on the grounds that it will not serve the purpose for which it was designed, e.g., to encourage agencies of the State to have publications printed in Alaska.

By way of compromise, the division would like to see language introduced which would exempt publications with specialized printing requirements -- namely, those projects requiring the use of a "webb press" (see definition below) -- from SB 75.

The division's OFFICIAL STATE OF ALASKA VACATION PLANNER is a very good example of such a publication. This is a project which requires a webb press; 710,000 copies were printed in Seattle in 1988. Total project cost was over \$600,000, with the per-book cost coming to roughly \$3.58.

Printing bids for this project were solicited from 16 printers nationwide, including five Alaska printers. Only six responded, none from Alaska, for the simple reason that there are not any Alaska printers which have the equipment to print a job of this magnitude. To quote from our advertising agency, "This job must be printed on a six-color webb press in order to be cost and time efficient. A webb press is one on which the paper is on rolls, not individual sheets of paper. This means the press can run faster and more efficiently than if the paper is fed one sheet at a time. Alaska printers use sheet-fed. The largest Alaska press is a four-color sheet fed."

The division cannot possibly award this printing job to an Alaska printer, yet, if SB 75 passes with the existing language, we must provide printing and budget information which would, in effect, open the division up to much public criticism.

The Division of Tourism also encourages exemption of brochures published in foreign countries for foreign distribution.

We have brochures printed in Japan and Germany which are not circulated in Alaska or the United States. For obvious reasons it is not cost effective to produce such publications in the U.S.

Should you have questions or comments, please call me.

1638T022789A



ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES
RESEARCH AGENCY

Pouch Y. State Capitol
Juneau, Alaska 99811
(907) 465-3991

MEMORANDUM

March 31, 1982

TO: Representative Fanning
ATTN: Gail Thibodeau

FROM: Carol Biggs, Admin. Asst.

RE: Agricultural Action Council Annual Report Printing Cost
Research Request #82-103

Gail Thibodeau of your staff requested that we find out the amount of money that was specified at the November meeting of the Agricultural Action Council for printing the Agricultural Action Council Annual Report.

This memorandum is in confirmation of my telephone call to Gail yesterday. Julie Hickey of the Governor's Special Projects office reported that \$12,000 had been allocated for printing costs for the Agricultural Action Council Annual Report. Bid proposals have been received from commercial printers for printing the report, and the final report will be printed some time this fiscal year. The \$12,000 is for approximately 5,000 copies, or \$2.40 per unit.

Additionally, 100 copies of the first draft of the report have been xeroxed by the Special Projects office, at a cost of 10 cents per page, or approximately \$12.50 per copy for the 100 copies, with another 500 copies of the first draft to be printed by the Legislative Print Shop; that cost is unknown at this time.

=====

Attached is a copy of an article from U.S. News and World report which may be of interest to you, as it pertains to efforts by the federal government to cut federal publication costs.

CB/bf
Encl.



ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES
RESEARCH AGENCY

Pouch Y, State Capitol
Juneau, Alaska 99811
(907) 465-3991

MEMORANDUM

February 23, 1982

TO: Representative Ken Fanning
ATTN: Gail Thibodeau
FROM: Carol Biggs, Admin. Asst.
RE: University of Alaska Multi-colored Publications
Research Request #82-54

In response to a request by Gail Thibodeau of your staff, we contacted Keith B. Mather, Vice Chancellor for Research, at the University of Alaska, who provided the following information on costs for publications requiring the use of color.

Six thousand copies of the University of Alaska Research Annual Report were printed at a unit cost of \$13 each, for a total of \$78,000. He said that this report is sent to universities, foundations, industries, and government agencies, both nationally and worldwide, as a means of advertising the University of Alaska. He stated that to his knowledge only two other entities within the University utilized color in their reports. Those were the Agricultural Experiment Station and the Geophysical Institute. He suggested that I contact each of those divisions individually for costs of their publications.

This year Agroborealis, which is a magazine published once a year by the Agricultural Experiment Station, was printed at a cost of \$20,273 for 8,000 copies, or a unit price of \$2.53. The previous year 7,000 copies of this magazine were printed for \$14,300, or \$2.04 per copy.

The Geophysical Institute also publishes an annual report, which, according to Mr. Mather, is too lengthy to include in the University's main annual report. There were 2,200 copies of this report printed at a cost of \$30,239.93, or \$13.75 each. This report has been published for the past 20 years.

Mr. Mather also said that each department at the University can do a certain amount of its own color printing, as there is a graphics services center on campus. I called the graphics center and found that most of the color work that they do involves spot color, such as that used in a bar graph where several different colors are used to differentiate

Representative Ken Fanning
February 23, 1982
Page 2

the items being compared. The graphic services center has the ability to print reports which use colored photographs, but not the time, as they serve all University of Alaska departments statewide. Two of the examples given as products of the graphic service center which involve color were the University of Alaska recruitment brochure and museum posters, such as those used for special exhibits on campus.

The examples of University of Alaska publications using color mentioned above may not represent all of the University publications which use color, and if you would like us to contact each department individually, we will be glad to do so.

/cb



ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES
RESEARCH AGENCY

Pouch Y. State Capitol
Juneau, Alaska 99811
(907) 465-3991

February 24, 1982

MEMORANDUM

TO: Representative Ken Fanning
Attn: Gail Thibodeau

FROM: Carol Biggs^{cb}

RE: University of Alaska Multi-Colored Publications
Research Request No.82-54

To confirm my telephone call of this morning with Gail Thibodeau of your staff, I spoke with Dr. Sherman Carter, Executive Vice President of the University of Alaska, concerning cost of the recently published President's Report 1980-81. Dr. Carter said that the cost to produce this report was \$4,000 for 1,000 copies or \$4.00 per copy and that it was paid for by the University of Alaska Foundation Fund.

If we may be of further assistance to you, please do not hesitate to contact us.

CB/bf



ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES
RESEARCH AGENCY

Pouch Y, State Capitol
Juneau, Alaska 99811
(907) 465-3991

May 10, 1982

MEMORANDUM

TO: Files

FROM: Deb Pomeroy

RE: Research Request 82-131

Christine Englehart of Representative Fanning's office called on May 7 asking that we find out the cost of preparing and printing the Alaska Silver Anniversary Commission's Master Plan. She also requested that we get the number of copies printed and the cost of distributing it.

The afternoon of the 7th, I called her to tell her that Patria at the Commission's Anchorage office had stated that it had cost \$22,000 to get 100 hundred copies of the 18 volume master plan and the summary volume printed.

Monday, May 10, Jean Reichman called with the following information which I called Christine with:

| | |
|--|----------------|
| Contract Cost of the Master Plan (Alaska 1984) | \$2,820,674.50 |
| Printing Costs: | |
| 100 Copies of Master Plan & Summary | \$ 22,000.00 |
| 1,000 additional copies of Summary | \$ 20,000.00 |
| Postage | |
| 40 copies air freight to Juneau from Anchorage | \$ 700.00 |
| Additional distribution (Estimate) | \$ 2,500.00 |

Ms. Reichman also stated that she would be sending me a breakdown of expenditures which the Legislative auditors had compiled.

I called Christine with the above information. She did not want a memo sent down, and said she would call me if she decided to wait for the Legislative auditors' report before writing a speech on this topic.

Total time spent on this request was approximately 1.5 hours.

TABLE 1: ALASKA STATE GOVERNMENT PRINTING EXPENDITURES

| AGENCY | TOTAL EXPENDITURES | TERM | TOTAL IDENTIFIABLE EXPENDITURES | PERCENT IDENTIFIED | IN-STATE | | | | OUT-OF-STATE | | | |
|------------------------------|-----------------------|--------------------------------------|---------------------------------------|-----------------------|------------------------|------------------|------------------|-----------------------|------------------|---------------------|-----------------|-----------------------|
| | | CONTRACTS & CONTRACTS < \$5000 | | | CENTRAL DUPLICATING | ALASKA BIDDER | TOTAL AMOUNT | PERCENT IDENTIFIED | ALASKA BIDDER | NONALASKA BIDDER | TOTAL AMOUNT | PERCENT IDENTIFIED |
| Governor's Office | \$313,790 | \$105,954 | 207,836 | 66 | \$107,757 | \$64,000 | 171,757 | 83 | \$30,079 | \$6,000 | 36,079 | 17 |
| Administration | 410,708 | 130,980 | 279,728 | 68 | 220,059 | 0 | 220,059 | 79 | 59,669 | 0 | 59,669 | 21 |
| Law | 94,739 | 63,394 | 31,345 | 33 | 16,345 | 15,000 | 31,345 | 100 | 0 | 0 | 0 | 0 |
| Revenue | 250,575 | 80,661 | 169,913 | 68 | 49,599 | 40,240 | 89,839 | 53 | 70,469 | 9,605 | 80,074 | 47 |
| Education | 656,647 | 388,387 | 268,260 | 41 | 134,939 | 120,984 | 255,923 | 95 | 4,957 | 7,380 | 12,337 | 5 |
| Health & Social Services | 384,672 | 186,128 | 198,544 | 52 | 150,509 | 42,566 | 193,075 | 97 | 5,469 | 0 | 5,469 | 3 |
| Labor | 382,487 | 169,186 | 213,302 | 56 | 163,206 | 11,478 | 174,684 | 82 | 34,083 | 4,535 | 38,618 | 18 |
| Commerce & Economic Dev. | 355,497 | 223,943 | 131,553 | 37 | 94,502 | 29,551 | 124,053 | 94 | 0 | 7,500 | 7,500 | 6 |
| Military & Veteran Affairs | 17,327 | 11,770 | 5,557 | 32 | 5,557 | 0 | 5,557 | 100 | 0 | 0 | 0 | 0 |
| Natural Resources | 426,859 | 330,711 | 96,148 | 23 | 80,148 | 16,000 | 96,148 | 100 | 0 | 0 | 0 | 0 |
| Fish & Game | 1,055,975 | 558,431 | 497,544 | 47 | 190,718 | 161,588 | 352,306 | 71 | 39,626 | 105,612 | 145,238 | 29 |
| Public Safety | 680,982 | 588,124 | 92,858 | 14 | 49,399 | 0 | 49,399 | 53 | 43,459 | 0 | 43,459 | 47 |
| Environmental Conservation | 55,922 | 20,466 | 29,455 | 53 | 29,455 | 0 | 29,455 | 100 | 0 | 0 | 0 | 0 |
| Corrections | 42,861 | 0 | 42,861 | 100 | 42,861 | 0 | 42,861 | 100 | 0 | 0 | 0 | 0 |
| Community & Regional Affairs | 138,409 | 70,919 | 61,874 | 45 | 54,409 | 7,465 | 61,874 | 100 | 0 | 0 | 0 | 0 |
| Transp. & Public Facilities | 800,282 | 669,942 | 130,340 | 16 | 122,880 | 0 | 122,880 | 94 | 7,460 | 0 | 7,460 | 6 |
| Ombudsman | 10,850 | 10,427 | 423 | 4 | 423 | 0 | 423 | 100 | 0 | 0 | 0 | 0 |
| Legislative Affairs & Audit* | 359,708 | 53,148 | 306,560 | 85 | 5,059 | 0 | 5,059 | 2 | 0 | 301,501 | 301,501 | 98 |
| Alaska Court System | 154,403 | 151,306 | 3,097 | 2 | 3,097 | 0 | 3,097 | 100 | 0 | 0 | 0 | 0 |
| TOTAL | \$6,593,075 | \$3,825,877 | 2,767,198 | 42 | \$1,520,922 | \$508,872 | 2,029,794 | 73 | \$295,271 | \$442,133 | 737,404 | 27 |

*Legislative Affairs Agency FY 86 term contracts included \$301,501 for Alaska statutes which was identified as out-of-state printing.

Source: State of Alaska accounting system; Alaska Department of Administration, Division of General Services and Supply; Legislative Affairs Agency, Division of Administrative Services.

Prepared by the House Research Agency, December 1986.

Question: leadership

1 IN THE SENATE

BY PEARCE

2

CS STATE BILL NO. 75 (St Aff)

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 state publications."

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

8 * Section 1. AS 44.99 is amended by adding new sections to read:

9

ARTICLE 3. STATE PUBLICATIONS.

10

Sec. 44.99.130. LIST OF PUBLICATIONS. Each state agency shall

11

compile a list identifying each publication that the agency produces,

12

for public distribution and for which the actual annual production

13

costs exceed \$3,000. The list must also give the actual production

14

costs for each publication and be available for inspection by members

15

of the public. An agency produces a publication under this section

16

even if the agency contracts with another person or agency to do the

17

production. This section does not apply to letterhead stationery or

18

letterhead envelopes.

19

Sec. 44.99.140. DISCLOSURES ON PUBLICATION. The state agency

20

that produces a publication that must be listed under AS 44.99.130

21

shall print on the publication the name of the agency and a statement

22

that gives the purpose of the publication, the actual annual produc-

23

tion costs for the publication, the cost for each copy, and the city

24

and state where the printing was done. The statement must read:

25

"This publication was produced at an annual cost of \$....., \$..... per

26

copy, to...(statement of purpose)...., and was printed in.....(city

27

and state where printed). The agency identification and the state-

28

ment shall be printed in type that is the same size as the main type

29

used in the body of the publication. The statement shall be printed

SB00/5a

and may include a statement
of revenue raised by sale or distribution
of the publication.

SB 75

1 next to the agency identification and set in a box composed of at
2 least one-point rule.

3 Sec. 44.99.150. DEFINITIONS. In AS 44.99.130 - 44.99.150,

4 (1) "production costs" means the costs for preparation,
5 printing, and circulation; in this paragraph,

6 (A) "preparation" includes materials, art work, and
7 typesetting;

8 (B) "printing" includes reproduction, binding, and
9 other services related to the printing that are normally per-
10 formed by the printing industry;

11 (2) "state agency" means

12 (A) a department, institution, board, commission,
13 division, authority, public corporation, or other administrative
14 unit of the executive branch, [including the Alaska Pioneers'
15 Homes,] ^{and} the University of Alaska, [the Alaska State Building Au-
16 thority,] ^{and} the Alaska Railroad Corporation, [a regional Native
17 housing authority created under AS 18.55.996,] and a regional
18 electrical authority created under AS 18.57.020]

19 (B) a committee, division, or administrative unit of
20 the legislative branch, including Legislative Council, the leader
21 ship of each house, and the office of the ombudsman.

(3) ²² In this section "publication" means:

~~for~~ public distribution

- annual production cost over \$3000

- even if contracted with another person or agency

- includes books, brochures, flyers, manuals, newsletters,
pamphlets, programs, reports, and other like documents

- excludes standard forms, letterhead stationery, letter-
head envelopes

List of state publications available?

SB 75

2-21-89

Pam Stoops, LAA

could control pocket directory, ^{etc.} ~~ok~~. Would be hassle of individual legislators doing reports. Suppose OF/N - just have to add another step to what they're doing.

Include bills?

Bob Linck, DOA

Change ~~RF~~ ^{bid} to require this info. be included.

No F/N - simply divide total bid by number of copies printed.

Roland Shanks, ADFA

cost of Fish & Game mag. paid for by subscriptions

another ex. of Tourist Planner - paid for by ads.

include regulations?

what about a single fold pamphlet? Might need to enlarge it just to fit cost info. on!

Nancy ^{al} (for Patti Greene), Tourism
Will ~~attend~~ attend

offset publication costs!

AS

18.56.900 AHFC state/fed

24.45.171 reg. of lobbying

34.60.150 relocation assistance standard

36.30.735 public contracts

37.07.120 public finance

39.52.160 public officers incl univ, excl RR

44.19.449 EEO standard-exec only

44.62.640 ~~Admin Pro~~ ^{Admin Pro} ~~Exec Only~~ exec only, not jud, leg

44.83.230 APA state/fed

40.21.150 Public Records standard, exc. Univ

46.35.200 Env. Procedures standard

Offered: 3/1/89
Referred: Rules

6-0308H

Original sponsors: Pearce, Uehling,
and Faiks

*includes personnel costs
applies to Court System*

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2

CS FOR SENATE BILL NO. 75 (Finance)

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 state publications."

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

8 * Section 1. AS 44.99 is amended by adding new sections to read:

9

ARTICLE 3. STATE PUBLICATIONS.

10

Sec. 44.99.130. LIST OF PUBLICATIONS. Each state agency shall

11

compile a list identifying each publication that the agency produces.

12

The list must also give the actual production costs for each publica-

13

tion and be available for inspection by members of the public. An

14

agency produces a publication under this section even if the agency

15

contracts with another person or agency to do the production.

16

Sec. 44.99.140. DISCLOSURES ON PUBLICATION. A state agency that

17

produces a publication shall print on the publication the name of the

18

agency and a statement that gives the purpose of the publication, the

19

actual annual production costs for the publication, the cost for each

20

copy, and the city and state where the printing was done. The state-

21

ment must read: "This publication was produced at an annual cost of

22

\$., \$. per copy, to... (statement of purpose)..., and was

23

printed in... (city and state where printed)". The statement may

24

include, if applicable, a declaration of the revenue raised by the

25

sale of the publication or from the purchase of advertising in the

26

publication. The agency identification and the statement shall be

27

printed in type that is the same size as the main type used in the

28

body of the publication. The statement shall be printed next to the

29

agency identification and set in a box composed of at least one-point

1 rule.

2 Sec. 44.99.150. DEFINITIONS. In AS 44.99.130 - 44.99.150,

3 (1) "production costs" means the costs for preparation,
4 printing, and circulation; in this paragraph,

5 (A) "preparation" includes personnel costs, materials,
6 art work, and typesetting;

7 (B) "printing" includes reproduction, binding, and
8 other services related to the printing that are normally per-
9 formed by the printing industry;

10 (2) "publication" means a written document produced for
11 public distribution and for which the actual annual production costs
12 exceed \$3,000; "publication" includes books, brochures, flyers, man-
13 uals, newsletters, pamphlets, programs, reports, and similar docu-
14 ments, but does not include standard forms, letterhead stationery,
15 letterhead envelopes, the Alaska Statutes, the Alaska Administrative
16 Code, and the Alaska Rules of Court.

17 (3) "state agency" means

18 (A) a department, institution, board, commission,
19 division, authority, public corporation, or other administrative
20 unit of the executive branch, including the University of Alaska
21 and the Alaska Railroad Corporation;

22 (B) a committee, division, or administrative unit of
23 the legislative branch, including Legislative Council, the lead-
24 ership of each house, and the office of the ombudsman;

25 (C) an administrative unit of the judicial branch,
26 including the Judicial Council and the Commission on Judicial
27 Conduct.

FISCAL NOTE

REQUEST:

Revision Date: February 27, 1989 Agency Affected: Department of Administration
 Title: An Act relating to State Publications BRU: General Services and Supply
 Sponsor: Pearce Central Duplicating/Purchasing
 Requestor: Senate State Affairs Components: General Services and Supply
 Central Duplicating/Purchasing

EXPENDITURES/REVENUES: (Thousands of Dollars)

| OPERATING | FY 89 | FY 90 | FY 91 | FY 92 | FY 93 | FY 94 |
|-------------------|-------|-------|-------|-------|-------|-------|
| PERSONAL SERVICES | 0 | 0 | 0 | 0 | 0 | 0 |
| TRAVEL | 0 | 0 | 0 | 0 | 0 | 0 |
| CONTRACTUAL | 0 | 0 | 0 | 0 | 0 | 0 |
| SUPPLIES | 0 | 0 | 0 | 0 | 0 | 0 |
| EQUIPMENT | 0 | 0 | 0 | 0 | 0 | 0 |
| LAND & STRUCTURES | 0 | 0 | 0 | 0 | 0 | 0 |
| GRANTS, CLAIMS | 0 | 0 | 0 | 0 | 0 | 0 |
| MISCELLANEOUS | 0 | 0 | 0 | 0 | 0 | 0 |
| 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 | 0 | 0 | 0 | 0 | 0 | 0 |
| FEDERAL FUNDS | 0 | 0 | 0 | 0 | 0 | 0 |
| OTHER | 0 | 0 | 0 | 0 | 0 | 0 |
| 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)

We do not anticipate any significant fiscal impact in expenditures or revenues for the Division of General Services and Supply.
 Central Duplicating will continue to provide quotations to state agencies so they can include these figures in their costs analysis. There would be no additional costs for printing services.

Prepared By: Robert J. Link, Director *Robert J. Link* Phone: 465-2250
 Division: General Services and Supply Date: _____

Approved by Commissioner: John M. Andrews *John M. Andrews* Date: 3/17/89
 Agency: Department of Administration

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

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. CS SB 75 (St. Aff.)

SUBJECT OF PROPOSED BILL: An act relating to State Publications.

SUMMARY/EXPLANATION OF INTENT: For agency publications which are bid by General Services and Supply, the additional information required would be provided for under existing procurement regulations. The disclosed information can be included in the bidding specifications at no fiscal impact to the division. We do not anticipate any critical fiscal impact when issuing competitive sealed bids for agency publications.

This fiscal note analysis only applies to the Department of Administration and does not represent fiscal impacts to other agencies.

ESTIMATED FISCAL IMPACT:

Capital: 0

Operating: 0

what if costs borne by subscriptions or ads?

1 IN THE SENATE

BY PEARCE

2

SENATE BILL NO. 75

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 state publications."

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

8 * Section 1. AS 44.99 is amended by adding new sections to read: *7*

9

ARTICLE 3. STATE PUBLICATIONS. *bills? news?*

10

Sec. 44.99.130. LIST OF PUBLICATIONS. Each state agency shall

11

compile a list identifying each publication that the agency produces

12

for public distribution and for which the actual annual production

13

costs exceed \$3,000. The list must also give the actual production

14

costs for each publication and be available for inspection by members

15

of the public. An agency produces a publication under this section

16

even if the agency contracts with another person or agency to do the

17

production. This section does not apply to letterhead stationery or

18

letterhead envelopes.

19

Sec. 44.99.140. DISCLOSURES ON PUBLICATION. The state agency

20

that produces a publication that must be listed under AS 44.99.130

21

shall print on the publication the name of the agency and a statement

22

that gives the purpose of the publication, the actual annual produc-

23

tion costs for the publication, the cost for each copy, and the city

24

and state where the printing was done. The statement must read:

25

"This publication was produced at an annual cost of \$....., \$..... per

26

copy, to...(statement of purpose)...., and was printed in.....(city

27

and state where printed)". The agency identification and the state-

28

ment shall be printed in type that is the same size as the main type

29

used in the body of the publication. The statement shall be printed

not currently available

+ may state revenues

1 next to the agency identification and set in a box composed of at
2 least one-point rule.

3 Sec. 44.99.150. DEFINITIONS. In AS 44.99.130 - 44.99.150,

4 (1) "production costs" means the costs for preparation,
5 printing, and circulation; in this paragraph,

6 (A) "preparation" includes materials, art work, and
7 typesetting; *not staff time*

8 (B) "printing" includes reproduction, binding, and
9 other services related to the printing that are normally per-
10 formed by the printing industry;

11 (2) "state agency" means

12 (A) a department, institution, board, commission,
13 division, ^{should pick these up} authority, public corporation, or other administrative
14 unit of the executive branch, including the Alaska Pioneers'
15 Homes, the University of Alaska, the Alaska State Building Au-
16 thority, the Alaska Railroad Corporation, a regional Native
17 housing authority created under AS 18.55.996, and a regional
18 electrical authority created under AS 18.57.020;

19 (B) a committee, division, or administrative unit of
20 the legislative branch, including Legislative Council, the leader-
21 ship ^{original} of each house, and the office of the ombudsman.

*costs?
non-profits?*

*since statutory
creation
OK to
oversee*

*identify major spending
authorities*

*Procurement Code
36.30.990 (1)
Terry hasn't seen in
other statutes.
Don't think
necessary.*

*if give someone grant, could
put in contract - should
amend grant statute - wouldn't
be considered "state agency"*

public awareness? if non-profits etc.