

SB 184

(ii)

HOUSE COMMITTEE REPORT

Date Referred: May 17, 1991

FURTHER REFERRALS:

Date of Committee Action: 5/17/91

The FINANCE Committee considered:

CSSB 184(HES)

CS FOR SENATE BILL NO. 184 (HES)

CORRECTIONAL INDUSTRIES PROGRAM CHANGES

"An Act relating to correctional industries and the Correctional Industries Commission; continuing the correctional industries program; and providing for an effective date."

RECOMMENDATIONS:

be replaced with _____

HCS CS SB 184 (FIN)

the same title

a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the _____ Committee

ADOPTS: Senate labor : Commerce letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____

APPROVES PREVIOUS: (Dept/Date) _____

fiscal impact D of Corrections

fiscal note(s) _____

zero fiscal note _____

zero fiscal note(s) _____

SIGNING <u>DO</u> PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<u>Mike Navarre</u> NAVARRE	<input checked="" type="checkbox"/>	<u>Mark Boyer</u> Boyer		<input checked="" type="checkbox"/>	
<u>Ronald J. Larson</u> Larson	<input checked="" type="checkbox"/>	<u>Ray Brown</u> Brown		<input checked="" type="checkbox"/>	
<u>J. Ulmer</u> Ulmer	<input checked="" type="checkbox"/>	<u>Thomas Koponen</u> Koponen		<input checked="" type="checkbox"/>	
		<u>E.C. Phillips</u> Phillips		<input checked="" type="checkbox"/>	
		<u>Ed Machean</u> Machean		<input checked="" type="checkbox"/>	
		<u>Bob Machean</u> Machean		<input checked="" type="checkbox"/>	

Mike Navarre NAVARRE Ed Machean Machean
CHAIRMAN'S SIGNATURE

Alaska State Legislature

Senator Drus Pearce, Chair
Senator Virginia Collins, Vice Chair
Senator Dick Eliason
Senator Rick Halford
Senator Jay Kerttula



SENATE LABOR AND COMMERCE COMMITTEE

WHILE IN JUNEAU
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SENATE LABOR & COMMERCE COMMITTEE

LETTER OF INTENT

CSSB 184 (L&C)

THE SENATE LABOR & COMMERCE COMMITTEE IS CONCERNED ABOUT THE IMPACT OF THE CORRECTIONAL INDUSTRIES PROGRAM ON EXISTING PRIVATE SECTOR BUSINESSES. IT IS THE INTENT OF THE COMMITTEE TO MEET WITH CORRECTIONAL INDUSTRIES REPRESENTATIVES AND THE CORRECTIONAL INDUSTRIES COMMISSION DURING THE INTERIM TO ASCERTAIN COMPLIANCE WITH THE LEGISLATIVE INTENT OF ONLY INSTITUTING PROGRAMS THAT HAVE A MINIMAL IMPACT ON THE PRIVATE SECTOR. FURTHER, THE CORRECTIONAL INDUSTRIES PROGRAM SHOULD CONTRACT WITH ALASKA PRIVATE ENTERPRISE TO WHOLESALE AND RETAIL THE PRODUCTS IT MANUFACTURES.

FISCAL NOTE

STATE OF ALASKA
1991 LEGISLATIVE SESSION

BILL NO. C S S B 184(L&C)

Revision Date: April 23, 1991 Department Affected: Corrections
 Title: "AN ACT relating to prison industries." BRU: Statewide Operations
 Component: Industries Product Cost
 Sponsor: Senator Duncan
 Requestor: Senate Labor & Commerce Comm. COMPONENT SERIAL NO.

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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL	2.0	2.0	2.0	2.0	2.0	2.0
CONTRACTUAL	.3	.3	.3	.3	.3	.3
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	2.3	2.3	2.3	2.3	2.3	2.3

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						
FEDERAL FUNDS						
OTHER <u>Corr. Ind. Fund</u>	2.3	2.3	2.3	2.3	2.3	2.3
TOTAL	2.3	2.3	2.3	2.3	2.3	2.3

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)

Prepared By: William Ladwig, Admin. Officer Phone: (907) 465-3376
 Division: Administrative Services Date: 04/23/91
 Approved by Commissioner: *[Signature]*
 Agency: Department of Corrections Date: 04/23/91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

HOUSE CS FOR CS FOR SENATE BILL NO. 184 (FINANCE)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered:

Referred:

Sponsor(s): SENATOR LUNCAN

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to correctional industries and the Correctional Industries Commission;
2 continuing the correctional industries program; and providing for an effective date."

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

4 * Section 1. AS 33.32.070(a) is amended to read:

5 (a) The Correctional Industries Commission is established to provide general policy
6 direction to the correctional industries program through the commissioner of corrections. The
7 Commission consists of nine [EIGHT] members, seven [SIX] of whom shall be appointed by the
8 governor to serve staggered terms of four years. The appointed members must include one
9 representative each from manufacturing, marketing [PRIVATE INDUSTRY], agriculture, and
10 the general public; one ex-offender; and two representatives from organized labor, one of whom
11 must be from the building trades and one of whom must be from the service industries. The
12 representatives of manufacturing and marketing must be associated with businesses that are
13 affected by the correctional industries program. The commissioner of administration is also
14 a member, as is the commissioner of corrections who shall serve as chairperson.

1 * Sec. 2. AS 33.32.080(b) is amended to read:

2 (b) The Correctional Industries Commission shall hold public hearings to provide an
3 opportunity for persons or organizations who may be affected by the plans of the correctional
4 industries program to appear and present testimony concerning those plans. The Correctional
5 Industries Commission shall hold a hearing under this section when the correctional
6 industries program proposes either entering into a new area of industry or expanding the
7 scope of an existing area of industry beyond the scope considered at a previous hearing.

8 The Correctional Industries Commission shall adopt rules governing the conduct of those
9 hearings, including provisions to assure that adequate public notice of the hearing is given before
10 the hearing. The Correctional Industries Commission may also hold public hearings under these
11 rules on any matter within its jurisdiction. Rules adopted under this subsection are not subject
12 to the Administrative Procedure Act (AS 44.62).

13 * Sec. 3. AS 39.50.200(b) is amended by adding a new paragraph to read:

14 (52) Correctional Industries Commission (AS 33.32.070).

15 * Sec. 4. Section 7, ch. 53, SLA 1982, as amended by sec. 1, ch. 25, SLA 1987, is amended to read:

16 Sec. 7. AS 33.32 is repealed July 1, 1995 [1991].

17 * Sec. 5. This Act takes effect immediately under AS 01.10.070(c).



Alaska State Legislature

SENATOR JIM DUNCAN

P.O. Box V JUNEAU, ALASKA 99811-3100
(907) 465-4766

COMMITTEES:
VICE CHAIR –
FINANCE
VICE CHAIR –
STATE AFFAIRS
RULES
BUDGET & AUDIT
ETHICS REFORM

To: Representative Eileen Maclean
Co-Chair
House Finance Committee

From: Senator Jim Duncan

Subject: Hearing for CS Senate Bill 184 (HESS)

Date: May 17, 1991

I request the earliest possible hearing for Committee Substitute for Senate Bill 184 (HESS), An act relating to correctional industries. Intent language from the Senate Labor and Commerce Committee accompanies the legislation.

Senate Bill 184 is an attempt to address concerns by private enterprise in our state with the Correctional Industries Program.

Section 1 amends 33.32.070(a) and adds an additional business representative to the commission. The seats are designated as manufacturing and retail and wholesale marketing and a stipulation is included that these representatives be associated with businesses impacted by the correctional industries program.

Section 2 amends AS 33.32.080(b) to add new language requiring the Commission to conduct a public hearing before it enters into a new industry or expands an existing industry.

Section 3 includes the sunset provisions incorporated from SB 227 sponsored by Senator Kerttula. In its committee substitute, the Senate Health, Education and Social Services Committee extends the life of the commission until July 1, 1995 rather than July 1, 1995.

Section 4 makes commission members subject to the state's conflict of interest laws as outlined in AS 39.50.

The Senate HESS Committee changed Section 5 in its committee substitute. This section requires the Governor to terminate the current business representative on the Commission and immediately appoint new members to represent "manufacturing" and retail and wholesale marketing.

In its deliberations, the Labor and Commerce Committee adopted intent language stating that it intends to meet with the Correctional Industry Commission and its representatives during the interim "...to ascertain compliance with the legislative intent of only instituting programs that have a minimal impact on the private sector." The intent section also calls on Correctional Industries to contract with Alaska private enterprise for the retail and wholesale of products it manufactures.

It is imperative that SB 184 be adopted this session since the Commission will sunset effective July 1 of this year without legislative action.

Your favorable consideration of my request is appreciated.

CS FOR SENATE BILL NO. 184 (HES)
 IN THE LEGISLATURE OF THE STATE OF ALASKA
 SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered: 5/6/91
 Referred: Finance

Sponsor(s): SENATOR DUNCAN

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 8 governor to serve staggered terms of four years. The appointed members must include one
 9 representative each from manufacturing, ^{DELETE} ~~retail and wholesale~~ marketing [PRIVATE
 10 INDUSTRY], agriculture, and the general public; one ex-offender; and two representatives from
 11 organized labor, one of whom must be from the building trades and one of whom must be from
 12 the service industries. The representatives of manufacturing and retail and wholesale
 13 marketing must be associated with businesses that are affected by the correctional industries
 14 program. The commissioner of administration is also a member, as is the commissioner of

1 corrections who shall serve as chairperson.

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15 (52) Correctional Industries Commission (AS 33.32.070).

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17 Sec. 7. AS 33.32 is repealed July 1, 1995 [1991].

18 ^T* Sec. 5. As of the effective date of this Act, the term of the current member of the Correctional
19 Industries Commission representing private industry under AS 33.32.070(a), before its amendment by
20 sec. 1 of this Act, is terminated. The governor shall immediately appoint a new member to represent
21 manufacturing and a new member to represent retail and wholesale marketing, under AS 33.32.070(a),
22 as amended by sec. 1 of this Act.] Delete

23 * Sec. ⁶⁵ ~~6~~ Except as provided in sec. 5 of this Act,] this Act takes effect immediately under
24 AS 01.10.070(c).