

ALASKA LEGISLATURE COMMITTEE FILES 1993-1994 8672-73

8509 CONFERENCE COMMITTEE: HB 524

**HB**

**524**

# Alaska State Legislature

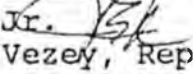
While in Session:  
State Capitol Building  
Juneau, Alaska 99801-1182  
907-465-3719



Interim:  
119 N. Cushman  
Suite 211  
Fairbanks, Alaska 99701  
907-456-5081

Representative Al Vezey

May 10, 1994

From: Joseph Easaw Jr.   
Office of Al Vezey, Representative

To: Legislative Affairs Agency

Subject: Request for Conference Committee Substitute for  
House Conference Committee on SCS CSHB 254 (RLS)  
am S.

Please draft a final on Conference Committee on HB 254

Sec. 10. OPEN MEETINGS GUIDELINES. (a) Notwithstanding AS 24.60.037, adoption of initial guidelines applying the open meetings principles to the legislature are subject to approval by the legislature as provided under this subsection. By January 16, 1995, the Select Committee on Legislative Ethics shall submit proposed initial guidelines to the legislature. The legislature shall vote on a concurrent resolution approving the guidelines within 45 days of the legislative session. If the guidelines are voted on but not approved, the committee shall submit new proposed guidelines within 60 days after the resolution was voted on by the legislature. If the new guidelines are voted on but not approved, the Select Committee on Legislative Ethics shall continue to submit proposed guidelines in accordance with the procedure set out in this subsection until the initial guidelines are approved.

(b) There is established an Open Meetings Advisory Committee consisting of two senators appointed by the president of the senate, two representatives appointed by the speaker of the house of representatives, and two public members appointed from the Select Committee on Legislative Ethics by its chair. The advisory committee shall consider application of open meetings principles to the legislature and submit a report of its recommended guidelines to the Select Committee on Legislative Ethics by December 1, 1994. The advisory committee is terminated upon adoption of the guidelines by the legislature.

MAY 10 1994

# 5/4/94 Conference Committee

HB254

SENATORS:

REPRESENTATIVES:

TAYLOR  
LITTLE  
DUNCAN

MACKIE  
MCLEAN  
VEZEY

Type No. \_\_\_\_\_  
Date \_\_\_\_\_  
Bill \_\_\_\_\_

COUNT                      INFORMATION

9:11 AM Called to Order (Maclean Absent)

010 SL · limit disc. to applying act to leg.  
· str. urging to retain body of bill

040 AV Sect. 9 & 10 not comparable to House version

055 Robin Taylor

065 Rep. Mackie · Sen. Rules version on flr. compromise version  
· Concern of losing whole package

101 AV

105 JDuncan · Sect. 9 & 10 of great controversy / limited Powers  
· Guidelines Jan. 1, 1995

149 AV we are advisory comm.

153 JD · no one showed up to hearings b/c there wasn't time  
· makes sense to delay effective date

176 JM · need effective guidelines / clarification & change  
· disagrees w/ compromising S.D.s & municipalities for  
leg. process.

206 JD · holes in guidelines (ex. comm. rooms)  
· need time

220 SL · mass involvement to include all provisions in  
regards to leg.

242 RT · Successful communication  
· have to live w/ some of the faults b/c it's hard to suggest  
application to the leg.  
· no objection to work under Ethics comm.  
· Wants leg. brought into O.M.A.

# 5/4/94 Conference Committee

Type No. \_\_\_\_\_  
 Date \_\_\_\_\_  
 Bill \_\_\_\_\_

COUNT                      INFORMATION

- |     |    |   |
|-----|----|---|
| 289 | AV | Amendments on H. flr misunderstood  |
| 296 | JM | <ul style="list-style-type: none"> <li>liked Duncan's suggestions</li> <li>Concerns</li> <li>Approve Sect. 1-8 Free Powers of Conf. on Sect. 9 &amp; 10</li> <li>* SENATE RULES VERSION COMPROMISE version.</li> </ul>  |
| 326 | AV | Sect. 1-8 writt go along w/<br>minority voted eg. concurrence w/ maj.   |
| 336 | SL | concern?  |
| 338 | AV | <ul style="list-style-type: none"> <li>level playing field not in bill</li> <li>House amenable to S. 9-10 concept.</li> </ul>   |
| 353 | SL | <ul style="list-style-type: none"> <li>few mem. gov. entities still treated well by bill.</li> <li>Only 3. allowed 1 less w/ out noticing of the meeting</li> </ul>   |
| 375 | JD | vote on concurrence   |
| 378 | AV | 15-23   |
| 380 | JD | Names of those eg. will support if compromise on Sect. 9 & 10<br>Nordland    Menard <sup>ⓐ</sup> Davis    Baie <sup>ⓐ</sup><br>Willis        Finkleston    Brown  |
| 404 | JM | <ul style="list-style-type: none"> <li>voted yes for concurrence</li> <li>H. Min. voted no b/c of Sect. 9 &amp; 10 / Very Strong feeling</li> <li>Moved to adopt Sect. 1-8 &amp; 11 of senate Rules vers.</li> <li>+ leave 9 &amp; 10 for compromise</li> </ul> |
| 425 | AV | objected  |
| 428 | RT | discussion    • no desire to adopt orig. vers.<br>• supports motion   |
| 446 | AV | <ul style="list-style-type: none"> <li>Problem w/ gov. of teleconferences wants to amend.</li> <li>Materials at tele. sites opens leg. to law suits if not available</li> </ul>   |
| 459 | SL | "if practicable"  |



# 5/4/94 Conference Committee

Page No. \_\_\_\_\_  
 Date \_\_\_\_\_  
 Bill \_\_\_\_\_

## COUNT INFORMATION

- 634 JM . leave as is, but add line that it must be approved by both bodies  
 . nothing in Ethics statute for off. date.
- 640 SL . doesn't favor bringing decision back for vote.  
 . wants advisory committee for maj. of public members
- 656 RT ~~is~~ need a suggestion  
 . cannot delegate leg. authority to another body!  
 . inappropriate to pass it on / or bind future legislatures  
 . Ethics can't have more power than leg.
- 686 JD  
 . could delegate ability to draw guidelines approved if leg. doesn't disapprove w/in 30 days another sugg.
- 000
- 011 RT . comm. could be stacked  
 . let leg. decide
- 025 JM . directed to Sect. 9 line 8, pg 10 after "meetings" ...  
 . Ethics Comm. for implementation  
 . Strapper would exist.
- 077 RT . wouldn't work  
 . easy to prevent action, not encourage passage  
 . need free powers
- 106 AV . ASKED COMMENTS IN WRITING  
 . HAVE TO WRITE HALFORD & RAMONA FOR  
 . Lim. Powers for. Free Conference on Sect. 9 & 10
- 129 JD . Question is implementation  
 . If approval warranted, defeating purpose of OMA
- 144 JM Comm.  
 Draft then submit back to Ethics for imp.
- 151 RT final guidelines not drafted on Jan. 1 / need time
- 161 JM ~~is~~ interim discussion / @ 7 months

5/4/94 Conference Committee

Type No. \_\_\_\_\_  
 Date \_\_\_\_\_  
 Bill \_\_\_\_\_

COUNT INFORMATION

- 173 SL Ethics comm meet?
- 180 RT Guidelines presupposes Jan. 1, 95 not good  
 · Wants approval by leg.
- 201 JD · Not supporting leg. approval, only disapproval.  
 · Approval leads to easy prevention.
- 240 AV RECESS meeting until 9AM 5/5

5/5/94 Conference Committee

Rep:	Sen:
✓ Mackie	Taylor ✓
MacLean	Little ✓
✓ Vecey	Duncan

AV 245 9:08 AM Called to order  
 258 RECESSED TO 5pm 5/5/94

5/10/94

Rep Mackie ✓	Sen Taylor ✓
MacLean	Little ✓
Vecey ✓	Duncan ✓

AV called to order 12:44pm

JD 1st proposal disapproval  
 2nd → approval

> 3rd compromise

if no action → need compromise

SL agreed w/ Duncan

Approval w/ action required @ 45 days

5/4/94 Conference Committee

Type No. \_\_\_\_\_  
Date \_\_\_\_\_  
Bill \_\_\_\_\_

COUNT INFORMATION

RTaylor • no blank ch. / enough pressure already  
easy to disapprove / net. cuts  
+ App. by leg.

SL • leg. would resist if there's strong proposal  
• 60 days more for new guidelines to be submitted  
+ Does not force leg. to accept

JD RT might  
Public expects firm action

RT someone guidelines disappear

JD • across safeguard / env comm.  
• screen w/ public focus  
Vote by certain date & responsibility not being set up on the floor

AV • leg. delegating leg. authority

SL • covered to do it or not

AV • disagreed / low leg. inaction level

JD • leg. "shall vote" on resolution by the 45th day

RT agreed

JIM "shall vote" goal debated by both bodies in public

SL • consequences of not voting by 45th?

JD public pressure

AV agreed w/ SL on enforcement

JD

RT • some would not enforce it  
• mem. of comm. may not be here next year to...

