

HB

1966

DIVISION OF LEGAL SERVICES

LEGISLATIVE AFFAIRS AGENCY STATE OF ALASKA

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MEMORANDUM

March 10, 1993

SUBJECT: Sectional Summary of SSHB 196 (State employment preference for veterans and prisoners of war)

TO: Representative Pete Kott

FROM: Teresa B. Cramer 
Legislative Counsel

You have requested a sectional summary of the above-described bill. As a preliminary matter, note that a sectional summary of a bill is not considered an authoritative interpretation of the bill. The bill itself is the best statement of its contents.

Section 1 amends the existing state employment preference for veterans and prisoners of war to permit its use more frequently.

Sec. 2 repeals a subsection of the existing state employment preference for veterans to conform to the changes made in sec. 1.

TBC:gc
93-221.glc



VETERANS OF FOREIGN WARS OF THE U.S.
DEPARTMENT OF ALASKA
P.O. Box 141988
Anchorage, Alaska 99514

March 23, 1993

TO: All State Senators and Representatives

The Veterans of Foreign Wars, Department of Alaska, is in full support of Sponsor Substitute for House Bill No. 196. Former prisoners of war and veterans have already paid a high price in service to our country. An act relating to the state employment preference for veterans and prisoners of war is justified.

The Veterans of Foreign Wars, Department of Alaska, appreciates your consideration and assistance in passing Sponsor Substitute for House Bill No. 196.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Larry Patch', written in a cursive style.

Larry Patch
VFW State Commander

FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. SSHB 196

Revision Date: _____
 Title: State employment preference for veterans and
prisoners of war.
 Sponsor: Representative Kott
 Requestor: House Special Committee on Military and Veterans Affairs.

Department Affected: Administration
 BRU: Personnel/OEEO
 Component: Personnel/OEEO
 COMPONENT SERIAL NO. 56

EXPENDITURES/REVENUES:

OPERATING	FY 94	FY 95	FY 96	FY 97	FY 98	FY 99
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 FUND SOURCE:	0	0	0	0	0	0
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FUNDING:

1002 Federal Receipts	0	0	0	0	0	0
1003 GF Match	0	0	0	0	0	0
1004 GF	0	0	0	0	0	0
1005 GF/Program Receipts	0	0	0	0	0	0
1006 GF/MHTIA	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

Estimate of current year (FY93) impact: None

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Kevin Ritchie, Director
 Division: Personnel/OEEO

Phone: 465-4429
 Date: _____

Approved by Commissioner: Nancy Bear Usara
 Agency: Administration

Date: 3/12/93

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FISCAL NOTE

STATE OF ALASKA
1993 LEGISLATIVE SESSION

BILL NO. SSHB 196

Revision Date: _____ Dept. Affected: DMVA
 Title: State employment preference for BRU: NA
veterans and prisoners of war Component: _____
 Sponsor: Rep. Kott
 Requestor: Rep. Kott COMPONENT SERIAL NO. _____

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY94	FY95	FY96	FY97	FY98	FY99
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						

CAPITAL	0	0	0	0	0	0
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REVENUE FUND SOURCE:						
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY93) impact: \$ - 0 -

ANALYSIS: (Attach a separate page if necessary)

Zero fiscal impact

Prepared by: Jeff Morrison, Director Phone: 465-4730
 Division: Administrative Support & Services Date: 15 Mar 93
 Approved by Commissioner: Hugh L. Cox III Date: 3/15/93
 Agency: Military & Veterans Affairs

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Representative Pete Kott

DATE:: April 21, 1993

TO: Senator Loren Lemam
Chairman
Senate State Affairs Committee

FROM: Representative Pete  Kott

RE: Sponsor Substitute House Bill 196

SS HB 196 is scheduled to be heard by the Senate State Affairs Committee on April 23, 1993. Thank you very much for the extremely prompt scheduling of this bill.

Please find enclosed herewith the following, to be included in the bill packets:

Sponsor Substitute House Bill 196
Sponsor Statement
Fiscal Notes:
Administration
Military and Veterans Affairs
Sectional Analysis
VFW Letter dated March 23, 1993

Thank you again for your very kind assistance in this matter.



SPONSOR STATEMENT

AS 39.25.159 currently establishes an employment preference for veterans. This preference, however, is limited by specific statutory language, as follows: "Except as provided in (c) of this section, a person who has been appointed, after receiving preference points under this subsection, to a permanent position in the classified service is not entitled to a further hiring preference under this subsection." SSHB 196 would eliminate this limitation.

Hiring preferences traditionally are justifiable as conducive to the achievement of several important state goals. Among those goals may be included the following:

- (a) Encouraging qualified men and women to volunteer for military duty;
- (b) Rewarding those men and women who, either as a result of enlistment or through conscription, sacrificed their time, effort, and sometimes their health, to protect those liberties and freedoms which Alaskans and all Americans hold dear;
- (c) Assisting veterans into making the oftentimes difficult transition from military to civilian status; and,
- (d) Securing for the State the services of men and women of proven discipline and integrity.

See Personnel Administrator of Massachusetts v. Feeney, 442 U.S. 256 (1979) for a discussion of the traditional goals of veterans preferences statutes.

It respectfully is submitted that the above articulated goals are desirable and proper for the State of Alaska. SSHB196 enhances Alaska's ability to achieve these important goals.

Alaska is facing uncertain economic times and a projected decline in revenues. Any given civil service position may be of very short duration. A veteran who uses his or her one-time preference in securing a position may quickly be without that position. When that occurs, the above mentioned state goals are not significantly advanced. These goals can not be achieved if the veteran, having once asserted the preference, is thereafter foreclosed from utilizing it again to secure employment. To more fully achieve state goals it therefore is necessary to remove the limitation now contained in the statute and permit veterans to re-assert their preference rights in

securing employment. SSHB 196 endeavors to accomplish that end,
and it is heartily commended to you for your consideration.