

HB

173

FISCAL NOTE

STATE OF ALASKA
1995 LEGISLATIVE SESSION

BILL NO. HB 173

Revision Date: _____ Dept. Affected: All Departments
 Title: An Act relating to reports by state agencies. BRU: _____
 federal statutes. _____ Component: _____
 Sponsor: G. Davis
 Requester: House State Affairs Committee COMPONENT SERIAL NO. _____

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 96	FY 97	FY 98	FY 99	FY 00	FY 01
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES	0.0	0.0	0.0	0.0	0.0	0.0
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS	0.0	0.0	0.0	0.0	0.0	0.0
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY95) cost: \$ 0.0

POSITIONS

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

This bill would change the requirements for many state agency reports, so that agencies would notify the legislature that a report is available, rather than submitting the report to the legislature. The bill would not change the requirements to prepare the reports.

Because the bill does not change requirements for agencies to prepare reports, the fiscal impact of the bill is expected to be zero for all state departments.

Prepared by: Annalee McConnell, Director *Annalee McConnell* Phone: 465-4650
 Division: Office of Management and Budget Date: 2/22/95
 Approved by Commissioner: Jim Ayers, Chief of Staff *JA* Date: 2/22/95
 Agency: Office of the Governor

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SENATE COMMITTEE REPORT

DATE: 3/23/95

FURTHER:

DATE TURNED INTO OFFICE: _____

State Affairs Committee considered HOUSE BILL NO. 173

"An Act relating to reports by state agencies."

and recommends:

- be replaced with _____ CS _____ (_____)
- adopt previous _____ CS _____ (_____)
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

- Senate Bill: same title
- new title
- House Bill: same title
- technical change
- new: SCR# _____

<u>IGNING DO PASS</u>	<u>DP</u>	<u>OTHER RECOMMENDATIONS</u>	<u>NR</u>	<u>DNP</u>	<u>AM</u>
<i>Foran A. Fenner</i>	✓				
<i>Ben M...</i>	✓				
<i>...</i>	✓				

HAIR:

NEW FISCAL NOTE(S):

Department Date Zero Fiscal

PREVIOUS FISCAL NOTE(S):*

Department Date Zero Fiscal

ALL	2/22	✓	

Alaska State Legislature

Interim
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Session:
State Capitol
Juneau, AK 99801
(907) 465-2693

Representative Gary L. Davis

MEMORANDUM

March 27, 1995

TO: Senator Bert Sharp, Chair
Senate State Affairs Committee

FROM: Representative Gary Davis 

RE: House Bill 173, "An Act relating to reports by state agencies."

I would like to request that House Bill 173 be scheduled for a hearing in in the Senate State Affairs at your earliest convenience. Attached are a copy of the bill, sponsor statement, fiscal note, memo from legal services, and a letter of intent adopted by the House.

attachment



Official Business

Alaska State Legislature


HOUSE OF REPRESENTATIVES

State Capitol
Juneau, AK 99801-1182

MEMORANDUM

April 12, 1995

TO: Senate State Affairs Committee

FROM: Representative Gary Davis 

RE: House Bill 173

Attached are three pages of a report from February 1991 by the Office of Management and Budget. The report lists all of the publications that state law requires the state to publish.

The three pages attached are from a total of twenty-six pages. They will help indicate the number of reports in circulation, as well as cost and distribution information.

More information can be provided if needed.

- LIST OF REQ. PUBLICATIONS -

No.	Statute Reference	Department	Division	Summary	To Whom	By	Produced/Received	Cost	Department Recommendation
120	03.20.040	DNR	Agriculture	The Commissioner may collect and ship outside exhibits of Alaska products, mining and manufacturing. The commissioner may not spend more than \$2,000 per year and shall account for and report the funds disbursed.	Not Stated	Not stated	No exhibits have been shipped. No reports have been completed.	N/A	Department feels annual report is necessary
121	03.22.060	DNR	Agriculture	Plant Material Section. The department must make a detailed report of the operations of the center. Report must include statement of receipts and disbursements.	Legislature	Not stated	Yes, every year in Jan.	Approx. \$2,000 per year	Department feels annual report is necessary
122	27.05.060	DNR	Division of Mining	DNR shall make an annual report on all essential matters with regard to mining in the state.	Governor/ Legislature	Not stated	Yes, about Mid year	Contained in 41.08.30 report	Note: This report is in the Geological & Geophysical Surveys annual report See AS 41.08.30 below
123	38.04.020	DNR	Land & Water	The commissioner shall establish a land disposal bank containing state land classified for disposal into private ownership. The commissioner shall report on the status of land in the land disposal bank.	Legislature	On January 15	Yes	Printing \$500, Staff cost for 2 staff @ 2 months each or approx. \$10-13,000/yr.	Necessary, biennial acceptable
124	38.04.022	DNR	Land & Water	The revenue from the sale of state land shall be deposited in a Special State Land Disposal Income Account. DNR report reflecting all money deposited in the fund.	Legislature	Within 30 days of session	Yes	Existing staff time	Department feels annual report is necessary
125	38.05.180	DNR	Oil & Gas	DNR prepare and submit 5 year leasing program. Unless provided elsewhere, no lease may be offered unless it is in the proposed program submitted to the legislature during the past two calendar years.	Legislature	Between 1st & 15th day	Yes, changed to biennial in 1990	Approx. \$7,000 per year for printing, Staff cost for 7 wks \$4,576	Department feels biennial report is necessary
127	38.05.300	DNR	Land & Water	Written report which describes and shows the location of all classifications of state land made under this section during the preceding year.	Legislature	Not later than February 1	Yes, duplicates info in land bank report, 38.04.20	Included with land bank report under 38.04.20	Report not necessary
128	38.05.800	DNR		Mental Health Land Trust. Commissioner will report annually to the Alaska Mental Health Board (47.30.661) any actions taken to remove land from the corpus of the trust.	Alaska Mental Health Board	Not stated	New 1990 requirement, first report has not been done.	Unknown, expect xerox of 2 pages	Department feels annual report is necessary
129	41.08.030	DNR	Geological & Geophysical	State Geologist shall print and publish an annual report and other special and topical reports and maps as benefits the state. Reports and maps may be sold and money received paid to the general fund.	Public	Not stated	Yes, by mid-year per 27.05.060	Approx. \$26,000 included in the DGGS budget each year for this report	Department feels annual report is necessary
130	41.15.240	DNR	Forestry	Fire Suppression Fund. DNR shall keep records showing income and expenditures of the fund and report to the governor and the legislature on the operation of the fund.	Governor/ Legislature	No later than 10th day	No, appropriate no longer to fund, in Forestry's operation	N/A	Report not necessary
131	41.17.047	DNR	Forestry	Board of Forestry. Report to the legislature recommendations for changes in statutes, comments on regulations adopted by the commissioner. It may also review and advise the legislature on the activities of the division.	Legislature	Not stated	New requirement, likely to be included in annual report for 41.19.047(d)	Not yet known	Department feels annual report is necessary

No.	Statute Reference	Department	Division	Summary	To Whom	By	Produced/Received	Cost	Department Recommendation
95	07 AAC 007 0105	DHSS	Administrative Services	Relates to Certificate of Need. Any person who submits a letter of intent regarding activity or who is granted a certificate of need shall file a written report every six months. The department will prepare and publish an annual report on the status of applications and review.	Public	Not stated	Yes	Existing staff time	Department feels annual report is necessary
96	07 AAC 027 0570	DHSS	Public Health	DHSS will appoint a committee to annually review the results of the newborn infant metabolic disorder screening program and report to health care providers and public on these matters.	Health Care Providers	Not stated	Yes	Existing staff time	Department feels annual report is necessary
97	18.05.020	DHSS	Commissioner	The department will prepare an annual report to the legislature.	Legislature	Not later 10 days of session	Not reported	Not reported	Not reported
98	18.20.040	DHSS	Medical Assistance	Hospitals may renew their license without charge upon filing and approval by DHSS of an annual report containing the information prescribed by DHSS by regulation.	DHSS	Not stated	Yes	Existing staff time	Department feels annual report is necessary
99	18.20.100	DHSS	Medical Assistance	Regulation of Hospitals. DHSS shall prepare and publish an annual report of its activities and operations under 18.20.020 - 130.	Public	Not stated	No	N/A	Not reported
100	18.20.150	DHSS		DHSS shall make a statewide inventory of hospitals and medical facilities, community mental health centers, and facilities for the mentally retarded. Based on inventory develop a plan for construction. Annually review plan and submit changes to the Surgeon General.	Public/Federal Government	Not stated	No, was a requirement of defunct federal Hill-Burton hospital inventory	N/A	Report not necessary (department does not recommend statute change as it serves as a placeholder for a future, similar federal program)
101	18.25.110	DHSS	Public Health	DHSS shall submit a report of grants made under ss 18.25.070-110. These grants are assistance for community health facilities.	Legislature	Within 10 days of session	No	N/A	Department feels annual report is necessary
102	18.28.030	DHSS	Public Health	Community Health Aide Program, Community Health Aide Grant Account. DHSS shall determine the amount of money needed to fully fund grants (18.28.010) and contracts (18.28.020(3)) for the next year and report that to the legislature.	Legislature	Not stated	Yes	Existing staff time	Department feels annual report is necessary
103	18.50.040	DHSS	Vital Statistics	The Bureau of Vital Statistics shall prepare and publish reports. There is no mention of time frames or subjects.	Public	Not stated	Yes	Not reported	Not reported
104	47.07.040	DHSS	Medical Assistance	DHSS prepare a state plan accordance with 452 U.S.C. 1936-1989p and submit it to the federal government for approval. In addition the DHSS shall submit a report concerning the status of this program and recommendation as to changes in coverage of eligible persons.	Legislature	No later than March 15	No	N/A	Department feels annual report is necessary
105	47.07.071	DHSS	Medical Assistance	Each health facility receiving payments under this chapter shall submit to the commission a report of the facilities financial performance during the fiscal year. This report is due not later than 120 days from the end of the health facilities fiscal year.	DHSS	120 days end FY	Yes	Existing staff time	Department feels annual report is necessary
106	47.07.072	DHSS	Medical Assistance	The Commission shall submit to the Governor a report on the prospective payments made under this chapter during the current FY and an estimate of the payments that will be made during the remainder of the current FY and the next FY	Governor	Not later than September 30	No, currently reported in DHSS budget	N/A	Report not necessary
107	47.10.300	DHSS	DFYS	DHSS report each year on programs for runaway minors in the state	Governor/Legislature	Each January	No	N/A	Not reported

No.	statute Reference	Department	Division	Summary	To Whom	By	Produced/ Received	Cost	Department Recommendation
82	44.88.140	DCED	AIDEA	The Authority shall submit a report describing the nature and extent of the tax exemption of the primary assets, income, receipts, project, development project and leasehold interests of the authority.	Legislature	By January 10	Yes, by January each year.	\$10,000, estimated hrs 157.5 Estimated cost \$3,728.00	Necessary, biennial acceptable
83	44.88.210	DCED	AIDEA	Alaska Industrial Development and Export Authority. Annual report including financial statement audited by an independent outside auditor.	Governor/ Legislature/ Public	By January 10	Yes, by January each year.	\$10,000 Six staff at various grades levels Est hrs. 157.5 Est Cost \$3,728.00	Necessary, biennial acceptable
85	18 AAC 062 0220	DEC		A person or firm that is a generator of hazardous waste who also ships such waste off-site shall prepare and submit an annual report for preceding calendar year.	DEC	By March 1	Yes, produced 1/1/91 according to 46.03.305	37.5 hrs, \$800 biennially	Department feels annual report is necessary. In odd numbered years EPA produce the report
86	18 AAC 062 0320	DEC		A transporter of hazardous waste shall prepare and submit an annual report for the preceding calendar year.	DEC	By March 1	No, 12/90	150 copies, \$300 for printing, \$800 for 37.5 hrs staff time.	Department feels annual report is necessary.
87	18 AAC 062 0420	DEC		The owner or operator of a hazardous waste treatment, storage or disposal facility shall prepare and submit an annual report for the preceding calendar year.	DEC	By March 1	Yes, produced 1/1/91 according to 46.03.305	Printing \$1,200, 37.5hrs /\$800 biennially	Department feels annual report is necessary State and federal govt share every other year publication responsibility
88	18 AAC 075 0590	DEC		DEC will report to the legislature on all actions brought during the preceding calendar year under 46.03.768. That statute relates to the Civil Penalties for Discharge of Oil.	Legislature	Within 10 days of session	Report is currently under development.	\$15,100 printing \$100 + staff time \$15,000	Department feels annual report is necessary
89	46.03.020	DEC	Commissioner	Report annually to the legislature permits that have been included or deleted under 46.35 (Environmental Procedures Coordination).	Legislature	Not stated	No permits are being issued under 46.35; hence, nothing to report	N/A	Not reported
90	46.03.032	DEC		Alaska Clean Water Fund. Provide to the legislature an annual report on the clean water fund.	Legislature	On/before 1st day of session	Yes, produced 1/1/91	\$900, printing < \$500, staff time 20hrs, \$400	Necessary, biennial acceptable
91	46.08.060	DEC		Oil and Hazardous Substance Release Response Fund. Commissioner report annually on the amount of money expended under 44.08.040, the amount and source of funds received under 44.08.020, & detailed summary of DEC activities.	Legislature	Within 1st 10 days of session	Yes, 1/30/90	Existing staff time	Necessary, biennial acceptable
92	46.03.363	DEC		The Board of Storage Tank Assistance and DEC are each to submit a report regarding storage tank damages, recommendations on regulations, and other information on availability of insurance and loans for tank assistance.	Legislature	by 10th day of each regular Legislative session	First due in Jan. 1991.	Cost \$3,000, printing \$200, 75 hours staff time	Department feels annual report is necessary
93	46.03.410	DEC		Commissioner is to report on Storage Tank Assistance Fund balance, income and expenses, projections of cleanup costs, and priority list of sites needing financial assistance.	Legislature	by 10th day of each regular Legislative session	First due in Jan. 1991.	Cost \$2,000, printing \$200, 50hrs staff time	Department feels annual report is necessary
94	46.04.200	DEC		DEC to prepare and annually review state master oil & hazardous substance discharge & prevention contingency plan.	Legislature	10th day of each regular session	Yes	\$3,000 printing	Department feels annual report is necessary

Alaska State Legislature

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Session:
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Representative Gary L. Davis

SPONSOR STATEMENT

HOUSE BILL 173

"An Act relating to reports by state agencies."

House Bill 173 will provide a reduction in the material that flows through a legislators' office. Currently, the various state agencies are required by statute, to prepare over one-hundred annual, biannual, and other reports for automatic submission to every legislator -- whether or not they will be of concern to every legislator.

HB 173 will require state agencies to notify the legislature when reports are available. Legislators can then request copies of the reports most beneficial to them.

The intent of this legislation is to promote efficiency. This may result in a second benefit of HB 173 -- minor cost savings to the State resulting from the decreased circulation of hundreds of reports.

LETTER OF INTENT

OFFERED IN THE HOUSE

BY: Reps. Brown, G. Davis, Davies

TO: HB 173

It is the intent of the Legislature that state agencies, when notifying the Legislature that a report is available, should also provide a brief synopsis or executive summary of the report. It is further the intent of the Legislature that, if feasible, agencies provide this notification to all members via the legislative electronic network in addition to providing notice to the House Chief Clerk and Senate Secretary, and further, that agencies make the contents of the report available in electronic format and accessible through electronic networks.

- LETTER OF INTENT -

DIVISION OF LEGAL SERVICES
LEGISLATIVE AFFAIRS AGENCY
STATE OF ALASKA

(907) 465-3867 or 465-2450
FAX (907) 465-2029
Mail Stop 3101

130 Seward Street, Suite 409
Juneau, Alaska 99801-2103

MEMORANDUM

February 6, 1995

SUBJECT: Agency Reports (Work Order No. 9-LS0607A)

TO: Representative Gary Davis
Attn: Darin

FROM: Terri Lauterbach
Legislative Counsel *TML*

Enclosed is a bill draft that relates to agency reports. You requested that, instead of having the agencies present various annual reports to the legislature, the agencies should just notify the legislature that the reports are available. For the most part, this is what the enclosed draft does. However, in a few cases, I have also included the same sort of change with respect to biennial or other reports. Also, in a number of sections it was not clear to me whether the agency or the governor should be notifying the legislature that the reports are available. The uncertainty arises in those situations where the agency, in current law, presents the report to the legislature "through the governor." In most cases, the draft provides for the agency to give the proper notice to the legislature, but in a couple of cases, the draft provides that the governor, upon receiving the agency report, will notify the legislature that the report is available. Neither way is right or wrong, it's just a question of what you want to see happen.

Please be sure to check each section of the work draft to ensure that the policy you want is being implemented by the draft. Let me know if I can be of further assistance.

TML lmb kib
95-110 lmb

Enclosure

MEMO FROM LEG LEGAL