

HB

94

SFIN

FILE

SENATE FINANCE COMMITTEE REPORT

DATE: 4/14/99

FURTHER: 5 4/29/99

DATE TURNED
IN TO OFFICE: 4/29/99

Finance Committee considered

HOUSE BILL NO. 94

"An Act removing employees of the Alcoholic Beverage Control Board from the exempt service."

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 title
 - new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>[Signature]</i>	✓	<i>[Signature]</i>	✓		
<i>[Signature]</i>	✓				
<i>[Signature]</i>	X	<i>[Signature]</i>	✓		
		<i>[Signature]</i>	✓		
Co-Chair: <i>[Signature]</i>	✓	Co-Chair:			
Co-Chair: <i>[Signature]</i>		Co-Chair:			

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal
Rev/ABC Board	2/24/99	/	

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

**STATE OF ALASKA
 1999 LEGISLATIVE SESSION**

Revision Date/Time (Note if correction) _____ Dept. Affected Revenue
 Title Removing employee of the Alcoholic Beverage BRU ABC Board
Control Board from exempt service Component ABC Board
 Sponsor Rep. Kott
 Requester House Labor & Commerce Committee Component Serial No. _____

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2000	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	-0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
-----------------------------	--	--	--	--	--	--

CHANGE IN REVENUES ()						
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FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year (FY99) cost: _____

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

No fiscal impact on the ABC Board

Prepared by Doug Griffin, Director
 Division ABC Board
 Approved by Wilson L. Condon
 Commissioner
 Agency Department of Revenue

Phone 465-2301
 Date/Time February 25, 1999, 3:16 PM
 Date 2/26/99

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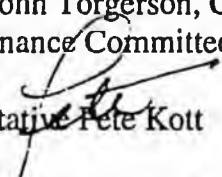
INTERIM:
10928 EAGLE RIVER RD., SUITE 141
EAGLE RIVER, AK 99577

SESSION:
ALASKA STATE CAPITOL
JUNEAU, AK 99801

MEMORANDUM

Date: April 13, 1999

TO: Senator Sean Parnell, Co-Chairman
Senator John Torgerson, Co-Chairman
Senate Finance Committee

From: Representative  Pete Kott

Subject: Request to Waive HB 94

House Bill 94, "An Act removing employees of the Alcoholic Beverage Control Board from the exempt service", was passed out of the Senate Labor & Commerce without amendment. HB 94 unanimously passed the house 30 to 0 and has had no opposition or concerns. Plus the administration testified that they had no objection to HB 94.

HB 94 is a house keeping measure. At one time the Alcohol Beverage Control (ABC) employees were exempt and were appointed to their positions. For over twenty years all ABC employees have been in the classified service. The present statute lists ABC employees as in the exempt service. This statute is no longer applicable to the current situation and needs to be repealed.

Because HB 94 has a zero fiscal note, the Finance Committee does not need to expend their valuable time hearing this bill and I request that the bill be waived out of committee.



Representative Pete Kott

JUNEAU OFFICE (907) 465-3777 TOLL FREE 1-800-861-KOTT(5688) FAX (907) 465-2819
EAGLE RIVER OFFICE (907) 694-8944 FAX (907) 694-8945 E-MAIL: representative_pete_kott@legis.state.ak.us



Sponsor Statement

HB 94

An Act removing employees of the Alcoholic Beverage Control Board from the exempt service.

This bill is a house keeping measure. The Alcohol Beverage Control employees are now all in the classified service and the statute AS39.25.110(15) is now superfluous and should be repealed.

At one time the Alcohol Beverage Control (ABC) employees were exempt and were appointed to their positions. Presently all ABC employees are in the classified service. The present statute lists ABC employees as in the exempt service. This statute is no longer applicable to the current situation.

My interest in this matter is based on Mr. Charbonneau's letter to me explaining the situation. Mr. Charbonneau is a constituent and resides in my district. I am responding to a constituent's request as his representative to the Alaska Legislature.

It is my understanding that the administration does not oppose this bill.

I urge your support for this legislation.

PROPOSED STATUTE CHANGE
AS 39.25.110(15) EXEMPT SERVICE

Representative Pete Kott:
State Capitol, Room 204
Juneau, Ak. 99801-1182

Dear Representative Kott,

It has come to our attention that a contradiction exists between state statute and union representation involving employees of the Alcoholic Beverage Control Board.

The Statute AS 39.25.110(15) Exempt service, shows "officers, agents and employees of the Alcoholic Beverage Control Board granted limited peace officer powers by the Alcoholic Beverage Control Board under AS 04.06.110" are exempt employees.

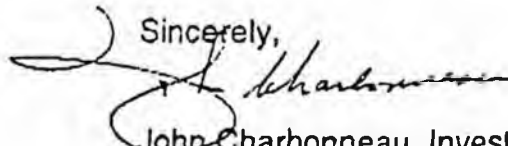
All employees of the Alcoholic Beverage Control Board are represented by a union, pay union dues, and have been so since unions started representing employees of the State of Alaska. At no time, have employees of the A.B.C. Board been treated as exempt employees, nor have they desired to be treated as exempt.

We are requesting AS39.25.110(15) be amended by the deletion of section(15).

The other investigators of this agency have been contacted regarding this matter and are in concurrence with this request.

Thank you for your consideration regarding this matter. If there is any thing further you need please do not hesitate to call me.

Sincerely,



John Charbonneau, Investigator
State of Alaska
Alcoholic Beverage Control
550 W. 7th. Ave. Suite 350
Anchorage, Ak. 99501

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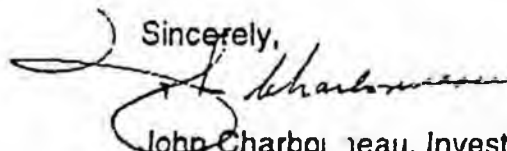
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John Charbonneau, Investigator
State of Alaska
Alcoholic Beverage Control
550 W. 7th. Ave. Suite 350
Anchorage, Ak. 99501

SENATE FINANCE COMMITTEE

SIGN-IN

HB 94-ABC BD EMPLOYEES NOT EXEMPT EMPLOYEES

NAME: PAT HARMAN Sub./Bill No: _____

Co./Dept./Title: REP KOTT'S STAFF Phone: _____

Address: _____ Zip: _____

Do you wish to testify? ___ Yes ___ No ___ Respond to Questions

NAME: _____ Sub./Bill No: _____

Co./Dept./Title: _____ Phone: _____

Address: _____ Zip: _____

Do you wish to testify? ___ Yes ___ No ___ Respond to Questions

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