

**SB**

**169**

**HFIN**

**FILE**



# FISCAL NOTE

STATE OF ALASKA  
2006 LEGISLATIVE SESSION

Fiscal Note Number: 2  
Bill Version: CSSB 169(JUD)  
(S) Publish Date: 4/29/06

Revision Date/Time (Note if correction): \_\_\_\_\_ Department: Labor and Workforce Development  
Title: Workers' Compensation Records RDU: Workers' Compensation  
Component: Workers' Compensation  
Sponsor: Senator Therriault  
Requester: Senate JUD Component Number: 344

**Expenditures/Revenues** (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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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--Do not abbreviate)						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2006) cost: None  
Mark this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

**ANALYSIS:** (Attach a separate page if necessary)

This bill would prevent the division from compiling or providing information about individual workers' compensation files for commercial use. There is no anticipated fiscal impact to the department as a result of this legislation.

Prepared by: Paul F. Lisankio, Director Phone: 465-6059  
Division: Workers' Compensation Date/Time: 4/27/06 3:29 PM  
Approved by: Greg O'Clary, Commissioner Date: 4/27/2006  
Agency: Department of Labor and Workforce Development

adopted

AMENDMENT |

OFFERED IN THE HOUSE  
TO: CSSB 169(JUD)

BY REPRESENTATIVE Meyer  
by request

Page 2, Line 6:

Following "address," insert: "social security number,"



# Alaska State Legislature

**Senate Majority** Web: [www.akrepublicans.org](http://www.akrepublicans.org)

Sponsor: Senator Gene Therriault  
Current Version: CSSB 169 (JUD)  
Contact: Heather Brakes, 465-4522

## Fact Sheet for: Senate Bill 169

**Short Title:** WORKERS' COMPENSATION RECORDS

### Summary:

- Stipulates that an employee's name, address, social security number and telephone number contained in a person's Medical or Rehabilitation records on file with the Division of Worker's Compensation are not public records subject to public inspection.
- Allows an employee to authorize the disclosure of such personal information by signing a declaration on a form provided by the division.

### Benefits:

- Protects the privacy of individuals who have filed a claim under the Workers' Compensation Act.

### Background:

- As introduced in 2005, SB 169 prohibited the Division of Workers' Compensation from assembling or providing information relating to individual records outside the scope of the Workers' Compensation Act. That section was incorporated into another bill and enacted through Chapter 10, FSSLA 2005. However, in the recent case *Kuebler v. Lisankie et.al.*, the Alaska Superior court found the statute to be ambiguous. Further, it found that the public right to access information outweighed an individual's right to privacy, absent a solid argument from the State in that litigation. The court found that the State did not submit any solid legislative intent or history on the matter. SB 169 is an attempt to clarify the Legislature's intent.