

**HB**

**156**



AMENDMENT # 1

OFFERED IN THE HOUSE  
TO: HB 16

BY REPRESENTATIVE COGHILL

*moved 4/13/05*

*has subject removed*

1 Page 1, line 2:

2 Following "programs":

3 Delete "and"

4 Insert ","

5 Following "come;"

6 Insert "and to the effectiveness of district secondary school  
7 boarding programs;"

8

9 Page 2, following line 17:

10 Insert a new bill section to read:

11 "\*\* Sec. 4. The uncodified law of the State of Alaska is amended by adding a new section to  
12 read:

13 REPORT ON SECONDARY SCHOOL BOARDING PROGRAMS. Not later than  
14 February 1, 2010, the department shall provide to the governor a report on the effectiveness of  
15 the district secondary school boarding programs operated by school districts. The department  
16 shall include draft legislation to extend the cost reimbursement under AS 14.16.200 and the  
17 student counting method under AS 14.17.905(c) for boarding school programs if the  
18 department finds that continuation of the programs is in the best interest of the state. The  
19 department shall make the report available to the public and to the legislature."

*Has moved as amended w/ end use + fn*

24-LS0615V  
Mischel  
4/6/05

*4/13/05  
Hamm  
and  
peer  
& bn*

**CS FOR HOUSE BILL NO. 156( )**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**TWENTY-FOURTH LEGISLATURE - FIRST SESSION**

*4/13/05  
Hamm adopt w/D*

**BY**

**Offered:**

**Referred:**

**Sponsor(s): REPRESENTATIVE HOLM**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to the membership and duties of and quorum requirements for the**  
2 **Alaska Commission on Aging; and providing for an effective date."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 **\* Section 1.** AS 47.45.200(a) is amended to read:

5 (a) The Alaska Commission on Aging is established in the Department of  
6 Health and Social Services. The members of the commission include

7 (1) the commissioner of health and social services or the  
8 commissioner's designee;

9 (2) the commissioner of commerce, community, and economic  
10 development or the commissioner's designee;

11 (3) a senior services provider, regardless of age [THE  
12 COMMISSIONER OF ADMINISTRATION OR THE COMMISSIONER'S  
13 DESIGNEE.];

14 (4) the chair of the Alaska Pioneers' Homes Advisory Board under

1 AS 44.29.500); and

2 (5) seven persons selected on the basis of their knowledge and  
3 demonstrated interest in the concerns of older Alaskans, appointed by the governor in  
4 accordance with (b) of this section.

5 \* Sec. 2. AS 47.45.210(b) is amended to read:

6 (b) The member [MEMBERS] of the commission listed in  
7 AS 47.45.200(a)(2) [AND (3)] may not vote on matters before the commission. A  
8 majority of the members of the commission listed in AS 47.45.200(a)(1) and (3) - (5)  
9 [AS 47.45.200(a)(1), (4), AND (5)] constitutes a quorum for conducting business and  
10 exercising the powers of the commission.

11 \* Sec. 3. AS 47.45.240(a) is amended to read:

12 (a) The commission shall

13 (1) approve a comprehensive statewide plan that identifies the  
14 concerns and needs of older Alaskans and, with reference to the approved plan,  
15 prepare and submit to the governor and legislature an annual analysis and evaluation  
16 of the services that are provided to older Alaskans;

17 (2) make recommendations directly to the governor and the legislature  
18 with respect to legislation, regulations, and appropriations for programs or services  
19 that benefit older Alaskans;

20 (3) encourage the development of municipal commissions serving  
21 older Alaskans and community-oriented programs and services for the benefit of older  
22 Alaskans;

23 (4) employ an executive director who serves at the pleasure of the  
24 commission;

25 (5) help older Alaskans lead dignified, independent, and useful lives;

26 (6) request and receive reports and audits from state agencies and local  
27 institutions concerned with the conditions and needs of older Alaskans;

28 (7) with the approval of the commissioner of health and social  
29 services, set policy for the administration of federal programs subject to state control  
30 as provided under 42 U.S.C. 3001 - 3058ee (Older Americans Act), as amended [,  
31 AND EVALUATE GRANT APPLICANTS AND MAKE GRANT AWARDS

1 UNDER THOSE PROGRAMS];

2 (8) with the approval of the commissioner of health and social  
3 services, set policy for the administration of state programs as provided under  
4 AS 47.65 [AND EVALUATE GRANT APPLICANTS AND AWARD GRANTS  
5 UNDER THOSE PROGRAMS];

6 (9) give assistance, on request, to the senior housing office in the  
7 Alaska Housing Finance Corporation in administration of the senior housing loan  
8 program under: AS 18.56.710 - 18.56.799 and in the performance of the office's other  
9 duties under AS 18.56.700; and

10 (10) provide to the Alaska Mental Health Trust Authority, for its  
11 review and consideration, recommendations concerning the integrated comprehensive  
12 mental health program for persons who are described in (d) of this section and the use  
13 of the money in the mental health trust settlement income account in a manner  
14 consistent with regulations adopted under AS 47.30.031.

15 \* Sec. 4. This Act takes effect immediately under AS 01.10.070(c)

# FISCAL NOTE

**STATE OF ALASKA**  
**2005 LEGISLATIVE SESSION**

Fiscal Note Number: 1  
 Bill Version: CSHB 156(HES)  
 ( H ) Publish Date: 3/18/05  
 Dept. Affected: Health & Social Services

Revision Date/Time (Note if correction):

Title: MEMBERSHIP OF THE ALASKA COMMISSION ON AGING RDU: Boards and Commissions  
 Component: Commission on Aging

Sponsor: HOLM  
 Requester: HOUSE (HES) Component No.: 2674

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

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

OPERATING EXPENDITURES	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010	FY 2011
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 (0)</b>						
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**FUND SOURCE (Thousands of Dollars)**

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1037 GF/Mental Health						
Other(Specify Type-do not abbreviate)						
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 (FY2005) cost:

Mark this box (X) if funding for this bill is included in the Governor's FY 2006 budget proposal:

**POSITIONS**

Full-time						
Part-time						
Temporary						

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

This proposed legislation removes the Commissioner of Administration from the Commission and instead adds a regular member from the public to the Commission (from 7 to 8). This change has no fiscal impact on DHSS

Prepared by: Janet Clarke, Assistant Commissioner  
 Division: Finance and Management Services  
 Approved by: Joel S. Gilbertson, Commissioner  
 Agency: Department of Health and Social Services

Phone: 465-1630  
 Date/Time: 02/11/2005  
 Date: 02/23/2005

# Representative Jim Holm

## Alaska State Legislature

### District 9

#### Session

Capitol Building, Room 110  
Juneau, AK 99801  
Phone: (907) 465-3466  
Fax: (907) 465-2937



#### Interim

119 N. Cushman St.  
Fairbanks, AK 99701  
Phone: (907) 456-7423  
Fax: (907) 451-9293

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## HB 156

### Sponsor Statement

2/28/05

#### "An Act relating to the membership of the Alaska Commission on Aging"

The mission of the Alaska Commission on Aging (ACoA) is to ensure dignity and independence for Alaska's seniors and to assist them, through programs and services funded by the Commission, in leading useful and meaningful lives.

In 2003, Executive Order No. 108 transferred the Alaska Commission on Aging from the Department of Administration to Health and Social Services.

In 2004, my HB 394 implemented that change and also extended the Commission's sunset date from 2004 to 2008. This year, HB 156 makes one change to ACoA's membership.

The Commissioner of the Department of Administration has indicated he is not able to participate as a member of the ACoA and supports removing DOA's seat. At its February 2005 quarterly meeting, the ACoA passed a motion requesting that the seat vacated by DOA be filled by "a senior services provider, regardless of age, and that the provider be a recipient of a Division of Senior and Disabilities Services grant under the Senior Grant Program." HB 156 simply makes this change, and I urge your support.

**Representative Jim Holm**  
**Alaska State Legislature**  
District 9

**Session**

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**HB 156**  
**Sectional Analysis**  
3/3/5

"An Act relating to the membership of the Alaska Commission on Aging"

Section 1 Amends existing statute governing members of the Alaska Commission on Aging

Removes the Department of Administration member

Replaces that seat with a Senior Program grant recipient

Section 2 Makes conforming changes

Section 3 Makes the bill effective immediately upon passage

**Representative Jim Holm**  
**Alaska State Legislature**  
District 9


**Session**

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**Interim**

119 N. Cushman St.  
Fairbanks, AK 99701  
Phone: (907) 456-7423  
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DATE: April 7, 2005  
TO: House Rules Committee Members  
FROM: Representative Jim Holm   
RE: HB 156, Alaska Commission on Aging

The Alaska Commission on Aging was moved from Department of Administration to Department of Health and Social Services by Executive Order 108 in 2003.

In 2005, the Commissioner of Administration indicated he was not able to participate as a member of the Commission. HB 156 replaces that seat with a public seat filled by a senior service provider.

Our original HES CS, Version Y, stipulated that the senior service provider also be a grant recipient under the Senior Grant Program. Even though the Commission no longer administers the Senior Grant Program, there was a perceived conflict of interest.

Our proposed CS, Version I, removes the requirement that the provider be a grant recipient. It also removes two now-obsolete sections of statute giving the Commission the duty to "evaluate grant applicants and award grants..."

This makes the bill much "cleaner" and will alleviate any possible perception of a conflict of interest.

## State of Alaska

### Office of Boards and Commissions

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#### AGING COMMISSION

**BOARD:** Alaska Commission on Aging

**BOARD IDENTIFICATION NUMBER:** 071

**DEPARTMENT:** Department of Health and Social Services

**AUTHORITY:** AS 47.45.200

**STATUS:** Active

**SUNSET DATE:** 6/30/2008

**REQUIREMENTS:** No Legislative Confirmation or Financial Disclosure required

**PROHIBITIONS:** Cannot serve more than two consecutive terms or 8 consecutive years, whichever is longer.

**TERM:** 4 years

**DESCRIPTION:** 11 Members - Seven persons appointed by the Governor based on their knowledge and demonstrated interest in the concerns of older Alaskans; plus the chair of the Pioneers Homes Advisory Board; the commissioner of the Dept. of Administration or designee; the commissioner of the Dept. of Community and Economic Development or designee; and the commissioner of the Dept. of Health and Social Services or designee. Names of persons qualified for and interested in serving will be requested from senior citizens' organizations. Appointments shall be made to assure representation of low-income and minorities and rural/urban areas and statewide geographical representation. At least 6 persons appointed by the Governor shall be 60 years of age or older, 2 of whom shall be 65 years of age or older. Each must be a resident of the State of Alaska. Non-voting members include the Commissioners or their designees of the Dept. of Community and Economic Development, and the Dept. of Health and Social Services. Commission elects chair.

**FUNCTION:** Formulates a comprehensive statewide plan that identifies the concerns and needs of older Alaskans and prepares and submits to the Governor and Legislature an annual analysis and evaluation of the services that are provided to older Alaskans. Makes recommendations to the Governor and Legislature regarding legislation, regulations, and appropriations for programs or services that benefit older Alaskans. Encourages the development of programs and services which benefit older Alaskans, helping them to lead dignified, independent, and useful lives. Evaluates grant applications and makes grant awards under federal and state programs. Provides to the Alaska Mental Health Trust Authority recommendations concerning the integrated comprehensive mental health program for older Alaskans who suffer major mental illness as a result of senility (AS 47.30.056(b)(4)).

**CHAIR:** Commission selects.

**SPECIAL FACTS:** Serve at the pleasure of the Governor. Quorum - majority of voting members.  
**Meetings:** four quarterly meetings per year

**COMPENSATION:** Standard Travel and Per Diem.

**MEETINGS:** At call of chair or majority of members; at least 4 times each year.

**FOR FURTHER INFORMATION CONTACT:**

Ms. Linda Gohl

Director

Alaska Commission on Aging

DHSS, P.O. Box 110693

Juneau, AK 99811-0693

Phone: (907) 465-3250, FAX: (907) 465-1398

Aging Commission Roster

Go to the Aging Commission Home page

# STATE OF ALASKA

## DEPARTMENT OF HEALTH AND SOCIAL SERVICES

### *Alaska Commission on Aging*

**FRANK H. MURKOWSKI**  
**GOVERNOR**

P.O. BOX 110693

JUNEAU, ALASKA 99811-0693

PHONE: (907) 465-3250

FAX: (907) 465-1398

March 3, 2005

The Honorable Representative Jim Holm  
State Capitol, Room 513  
Juneau, AK 99811

Re: HB 156, Change to ACoA Membership

Dear Representative Holm:

On behalf of the ACoA, thank you very much for your willingness to sponsor Legislation that would change the membership of the ACoA. Initially, the ACoA requested that legislation be introduced that would change the Department of Administration (DOA) seat to a public member seat. However, the ACoA took action during its meeting on February 24<sup>th</sup> to request an amendment to HB 156 that replaces the DOA membership with a senior services provider. The motion as stated below passed by unanimous consent:

That HB 156 be amended, so that one ACoA member be a senior services provider regardless of age, and that the provider be a recipient of a Division of Senior and Disabilities Services grant.

The ACoA took this action after reconsidering a request from AGENET, an advocacy organization of senior services agencies. AGENET has emphasized that other boards representing individuals with disabilities, mental illness, or who have chemical dependencies, have at least one service provider seat on their board or council.

Adding a provider seat to the ACoA would not cause a conflict of interest if the provider applied for a senior services grant. AS 47.45.240(a)(7) requires the Commissioner of the Department of Health & Social Service's approval to allow the ACoA grant evaluation and award responsibilities, and that authority is not delegated to the ACoA. These grant process functions remain within the department, and only the DHSS Commissioner or his designee approves grant awards.

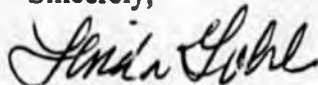
Also, I have contacted Ray Matiashowski, Commissioner of the Department of Administration (DOA) and have asked that he send you a letter of support for passage of HB 156. Mr. Matiashowski has indicated in the past that he would support legislation that removes the Department of Administration on the ACoA.

Page 2  
HB 156

On behalf of the ACoA, thank you for introducing HB 156 and considering this request to amend HB 156. Please feel free to contact me at 465-4879 if you need any other information. Also, once the bill is scheduled for a Committee hearing, I would be happy to testify on behalf of the Commission, as well as enlist the support of AGENET members to testify.

Thank you for your continued support of the Commission's activities and issues impacting older Alaskans.

Sincerely,

A handwritten signature in cursive script that reads "Linda Gohl".

Linda Gohl  
Executive Director