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ALASKA STATE LEGISLATURE

Co-chair, Joint Armed Services
Committee

•
Co-chair, Resources Committee

•
Vice Chair, Judiciary Committee

•
World Trade Committee



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SENATOR BILL WIELECHOWSKI

Sponsor Statement: SB 77

SB 77 reauthorizes and makes permanent the legislature's Joint Armed Services Committee and its Homeland Security and Emergency Management Subcommittee.

The Joint Armed Services Committee was established by the Alaska State Legislature on July 1, 1999. This committee is responsible for influencing federal decisions regarding expansion and closure of military bases in Alaska, increasing military training in Alaska and advocating for the stationing of forces in the state. The committee's Homeland Security and Emergency Management Subcommittee helps to ensure Alaska is prepared to respond promptly to matters concerning homeland security, civil defense, emergencies and disasters.

The committee is composed of five members of the Senate, five members of the House, and six state residents recommended by the Army, Air Force, Navy, Marines, Coast Guard, Department of Military and Veterans Affairs, Alaska Federation of Natives, Alaska Municipal League and the municipalities of Anchorage and Fairbanks. One of the committee's current projects is to host a ceremony to honor Alaskans who have lost their lives in combat since statehood. This important ceremony will take this coming May in Anchorage.

Unfortunately on January 1, 2009, the committee's statutory authorization expired. Immediate passage of this bill is necessary to reauthorize the committee and enable it to continue its activities.

CS FOR SENATE BILL NO. 77()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SIXTH LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): SENATOR WIELECHOWSKI

A BILL
FOR AN ACT ENTITLED

1 **"An Act relating to the Joint Armed Services Committee; and providing for an effective**
2 **date."**

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

4 * **Section 1.** Sections 3 and 4, ch. 6, SLA 1999, are repealed.

5 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
6 read:

7 **RETROACTIVITY AND REVIVAL.** Under AS 01.10.090 and 01.10.100(c), the
8 repeals made in this Act are retroactive to January 1, 2009, and revive AS 24.20.650,
9 24.20.655, 24.20.660, 24.20.665, 24.20.670, and 24.20.675, and sec. 1, ch. 6, SLA 1999.

10 * **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).

SENATE BILL NO.

**IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SIXTH LEGISLATURE - FIRST SESSION**

BY SENATOR WIELECHOWSKI

**Introduced:
Referred:**

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the Joint Armed Services Committee and its Homeland Security and**
2 **Emergency Management Subcommittee; and providing for an effective date."**

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

4 * **Section 1.** Sections 3 and 4, ch. 6, SLA 1999, and sec. 23, ch. 179, SLA 2004, are
5 repealed.

6 * **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to
7 read:

8 **RETROACTIVITY AND REVIVAL.** Under AS 01.10.090 and 01.10.100(c), the
9 repeals made in this Act are retroactive to January 1, 2009, and revive AS 24.20.650,
10 24.20.655, 24.20.660, 24.20.665, 24.20.670, 24.20.675, 24.20.680, and sec. 1, ch. 6, SLA
11 1999.

12 * **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).

FISCAL NOTE

STATE OF ALASKA
2009 LEGISLATIVE SESSION

Fiscal Note Number: SB 77
 Bill Version: _____
 () Publish Date: _____

Identifier (file name): SB77-LEG-COU-1-23-09 Dept. Affected: Legislature
 Title: _____ RDU: Legislative Council
 Component: Council and Subcommittees
 Sponsor: Senator Wielechowski
 Requester: Senate State Affairs Component Number: 783

Expenditures/Revenues (Thousands of Dollars)

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

	Appropriation Required	Information						
		FY 2010	FY 2010	FY 2011	FY 2012	FY 2013	FY 2014	FY 2015
OPERATING EXPENDITURES								
Personal Services								
Travel								
Contractual	0.0	81.5	81.5	81.5	81.5	81.5	81.5	81.5
Supplies								
Equipment								
Land & Structures								
Grants & Claims								
Miscellaneous								
TOTAL OPERATING	0.0	81.5	81.5	81.5	81.5	81.5	81.5	81.5

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	81.5	81.5	81.5	81.5	81.5	81.5	81.5
1005 GF/Program Receipts								
1037 GF/Mental Health								
Other Interagency Receipts								
TOTAL	0.0	81.5	81.5	81.5	81.5	81.5	81.5	81.5

Estimate of any current year (FY2009) cost: _____

POSITIONS

Full-time								
Part-time								
Temporary								

ANALYSIS: (Attach a separate page if necessary)

Funding for the Joint Armed Services Committee is included in the Legislative Affairs Agency FY10 Budget Request. If this bill passes, funding for this Committee will be included in future budget requests. This legislation has zero fiscal impact on the Legislative Affairs Agency Budget.

Prepared by: Karla Schofield, Deputy Director
 Division: Legislative Affairs Agency
 Approved by: Pamela Varni, Executive Director
Legislative Affairs Agency

Phone: 465-6626
 Date/Time: 1/23/09 3:13 PM
 Date: 1/23/2009

SENATE COMMITTEE REPORT First Committee of Referral

DATE: 1/22/09

FURTHER:

Date of 5-Day Notice: _____
(in accordance with Uniform Rule 23)

DATE TURNED
IN TO OFFICE: 1/27/09

State Affairs Committee considered SENATE BILL NO. 77

SB 77 EXTEND JOINT ARMED SERVICES COMMITTEE

"An Act relating to the Joint Armed Services Committee and its Homeland Security and Emergency Management Subcommittee; and providing for an effective date."

and recommends:

- be replaced with SCS or CS SB 77 (STA)
- adopt previous SCS or CS _____
- attached amendment(s)
- adopt _____ Letter of Intent
- further referral to _____ Committee

SENATE BILL:	
<input type="checkbox"/>	Same Title
<input checked="" type="checkbox"/>	New Title
<hr/>	
HOUSE BILL:	
<input type="checkbox"/>	Same Title
<input type="checkbox"/>	Technical Title Change
<input type="checkbox"/>	New Title w/ SCR # _____

NEW FISCAL NOTE(S):

Department	Date	Fiscal	Indet	Zero	FN#
LAA	1/23/09	✓			

PREVIOUS FISCAL NOTE(S):

Department	Date	Fiscal	Indet	Zero	FN#

APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	PRINTED LAST NAME	DO NOT PASS	DO NOT PASS	NO REC	AMEND
<i>Albert Kookesh</i>	KOOKESH	✓			
<i>Soz Paskvan</i>	PASKVAN	✓			
CHAIR: <i>Synda Menard</i>	menard	✓			



SENATOR FRED DYSON

MEMORANDUM

March 2, 2009

To: Senator Linda Menard, Chair
Senate State Affairs Committee

Lucky
From: Senator Fred Dyson

Subject: Request Hearing on SB 78, Audit Powers

Please schedule Senate Bill 78 for hearing in the Senate State Affairs Committee. Forwarded herewith is a copy of the bill and the accompanying sponsor statement.

I ask that you schedule a hearing at your earliest convenience after I return from Energy Council, and pass this bill along to the next committee of referral.

Contact Information:
Lucky Shultz x-6580

Enclosure: SB 78 support package



SENATOR FRED DYSON

Sponsor Statement for SB 78

“An Act relating to the powers and duties of the legislative audit division”

March 2, 2009

Contact: Lucky Shultz at Senator Fred Dyson’s office (907) 465-2199

This bill clarifies the scope and authority of the Legislative Audit Division. The director of Legislative Audit contends that the division’s audit authority is limited to state organizations. Some legislators contend, however, that the Legislative Audit Division also has (and should have) limited authority to audit any organization or function that receives or utilizes state funds or public funds that are administered by state departments.

The Legislature has, in the past, requested the division to conduct audits as a result of allegations that non-profit organizations were disbursing grant funds inappropriately, such as “steering grants” to family members, for example. At other times, the Legislature requested audits because of allegations that grantees failed to follow state policy. Because state law is not clear in this area, the director of the Legislative Audit Division has expressed concerns regarding the authority to conduct such audits, particularly of non-state organizations.

Passage of SB 78 will make it clear that the Legislature has the power to direct the Legislative Audit Division to audit a state agency or a grantee’s use of state funds, and that the division has the authority, when requested by the Legislature, to conduct such audits.

26-LS0194S
Bannister
3/18/09

CS FOR SENATE BILL NO. 78()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SIXTH LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): SENATOR DYSON

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the powers and duties of the legislative audit division."**

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

3 *** Section 1.** AS 24.20.271 is amended to read:

4 **Sec. 24.20.271. Powers [AND DUTIES].** The legislative audit division
5 [SHALL]

6 (1) **shall** conduct a performance post-audit of boards and commissions
7 designated in AS 44.66.010 and of those programs and activities of agencies subject to
8 termination as determined in the manner set out in AS 44.66.020 and 44.66.030, and
9 make the audit, together with a written report, available to the legislature not later than
10 the first day of the regular session of the legislature convening in each year set out
11 with reference to boards, commissions, or agency programs whose activities are
12 subject to termination as prescribed in AS 44.66; the division shall notify the
13 legislature that the audit and report are available;

14 (2) **shall** audit at least once every three years the books and accounts
15 of all custodians of public funds and all disbursing officers of the state;

1 (3) **shall**, at the direction of the Legislative Budget and Audit
2 Committee, conduct performance post-audits on any agency of state government;

3 (4) **shall** cooperate with state agencies by offering advice and
4 assistance as requested in establishing or improving the accounting systems used by
5 state agencies;

6 (5) **shall** require the assistance and cooperation of all state officials and
7 other state employees in the inspection, examination, and audit of state agency books
8 and accounts;

9 (6) **shall** have access at all times to the books, accounts, reports, or
10 other records, whether confidential or not, of every state agency;

11 (7) **shall** ascertain, as necessary for audit verification, the amount of
12 agency funds on deposit in any bank as shown on the books of the bank; no bank may
13 be held liable for making information required under this paragraph available to the
14 legislative audit division;

15 (8) **shall** complete studies and prepare reports, memoranda, or other
16 materials as directed by the Legislative Budget and Audit Committee;

17 (9) **shall** have direct access to any information related to the
18 management of the University of Alaska and have the same right of access as exists
19 with respect to every other state agency;

20 (10) **shall** conduct an audit every two years of information found in the
21 annual reports required under AS 42.05.211 and AS 42.06.220 regarding compliance
22 by the Regulatory Commission of Alaska with the requirements of AS 42.05.175(a) -
23 (e) and of the timeline extensions made by the commission under AS 42.05.175(f),
24 and of other performance measures adopted by the commission;

25 **(11) may perform an audit of the money received by an**
26 **organization from or through the state when the performance of the audit is**
27 **approved by the Legislative Budget and Audit Committee; the audit is limited to**
28 **the financial records of the organization.**

AMENDMENT

OFFERED IN THE SENATE

BY SENATOR MEYER

TO: SB 78

- 1 Page 1, line 4:
- 2 Delete "[AND DUTIES]"
- 3 Insert "and duties"
- 4
- 5 Page 1, lines 4 - 5:
- 6 Delete "may [SHALL]"
- 7 Insert "shall"