

LEG. FINANCE - BILLS 1977 - 1978 955

SB 403 cont., thru SB 407

commissioner of fish and game, except that other personnel of that department are not excluded by this paragraph from status as an "employee" under (21) of this section;

(33) "retired member" means an employee who is terminated, who has not received a refund from the system and is receiving a benefit other than disability, from the system;

(34) "retirement" means that period of time from the first day of the month following (A) the date of termination and (B) application for retirement, in which a person is appointed to receive a retirement benefit, other than occupational or nonoccupational disability benefit;

(35) "seasonal" refers to an employee who is occupying a position for less than 12 months each year where it is anticipated that the same employee will return to the position when needed;

(36) "surviving spouse" means the spouse of an employee who has been married to the employee for at least one year at the time of the employee's death; the one-year marriage requirement does not apply when the employee's death was an occupational or accidental death;

(37) "system" means the Public Employees' Retirement System of Alaska;

(38) "vested member" is an active member who meets the five-year credited service requirement to qualify for a retirement benefit. (S 3 ch 143 SLA 1960; am § 2 ch 93 SLA 1962; am § 3 ch 102 SLA 1963; am § 10 ch 155 SLA 1966; am § 14 ch 83 SLA 1967; am §§ 18 — 21 ch 109 SLA 1970; am § 16 ch 159 SLA 1972; am § 36 ch 1 SLA 1974; am § 110 ch 127 SLA 1974; am § 3 ch 200 SLA 1975; am §§ 9, 10, 15 ch 205 SLA 1975; am §§ 5, 6 ch 27 SLA 1976; am §§ 22, 23 ch 123 SLA 1976; am § 1 ch 141 SLA 1976; am § 7 ch 218 SLA 1976; am §§ 6, 7 ch 245 SLA 1976; am §§ 12, 13 ch 263 SLA 1976; am § 51 ch 100 SLA 1977)

Sec. 39.35.690. Short title. This chapter may be cited as the Public Employees' Retirement System of Alaska. (S 1 ch 143 SLA 1960)

2000.06.17 was amended by 2003.1.1, ch. 218, SLA 1976, and § 6, ch. 245, SLA 1976. Since the two amendments appear to be inconsistent, and ch. 218 is superseded by ch. 245, only the latter enactment has been given effect here.

**Effect of amendments.**

The first 1976 amendment, effective January 1, 1976, in this section as it existed prior to the 1977 amendment, substituted "permanent full-time or permanent part-time personal services" for "full-time personal services" in paragraph (5)(A) and deleted "or part-time" preceding "workers" in paragraph (5)(B).

The second 1976 amendment, effective July 1, 1976, in this section as it existed prior to the 1977 amendment, substituted "administrator" for "board" in two places in paragraph (10) and in two places in paragraph (12), substituted "his employer" for "an employer" and deleted "his"

paragraph (12) and deleted "of the duties of another position or job which an employer makes available and for which the employee is qualified by training or education" following "his usual duties for his employer" in paragraph (12).

The third 1976 amendment, effective June 9, 1976, and retroactive to January 1, 1976, in this section as it existed prior to the 1977 amendment, in paragraph (19), substituted "the employee's death" for "his death," substituted "the employee" for "him" in two places, and added the language beginning "the one year marriage requirement" to the end.

The fourth 1976 amendment, in this section as it existed prior to the 1977 amendment, substituted "or" for "and" preceding "technician" in paragraph (14).

The fifth 1976 amendment, effective July 1, 1976, substituted "qualified employee of the Department of Fish and Game" for

Introduced: 1/11/78  
Referred: State Affairs and  
Finance

1 IN THE SENATE

BY RAY AND HUBER

2 SENATE BILL NO. 406

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act extending the benefits of the public employees'  
7 retirement system to certain temporary employees of the  
8 state and its political subdivisions; and providing for  
9 an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 \* Section 1. AS 39.35.680(1) is amended to read:

12 (1) "active member" means an employee who is employed by an  
13 employer, is receiving compensation for seasonal services, permanent  
14 full-time services, [OR] permanent part-time services, or temporary  
15 services of not less than 1,000 hours during any consecutive 12-month  
16 period, and is making contributions to the system;

17 \* Sec. 2. AS 39.35.680(21)(C)(iii) is amended to read:

18 (iii) casual or [,] emergency workers or temporary  
19 workers who have completed less than 1,000 hours of service in  
20 any consecutive 12-month period;

21 \* Sec. 3. AS 39.35.680 is amended by adding a new paragraph to read:

22 (39) "temporary" means an employee who occupies an established  
23 position and who is reasonably expected to remain in that position for  
24 less than 1,000 hours during any consecutive 12-month period.

25 \* Sec. 4. This Act takes effect July 1, 1978.

STATUS OF TEMPORARY EMPLOYEES

Please find attached a report which lists 206 temporary employees who have occupied their current positions for a period of nine months or longer as of December 17, 1977, which is the date of the most current computer run.

APEA Report of Temporary Employees Employed for 9 months or more  
As of December '17, 1977

NAME	DEPARTMENT	HIRE DATE	NO. MOS.
Abare, George R.	Dept. of Highways	761126	12.5
Agibinik, John A.	Dept. of Labor	770307	9
Ainsworth, Grace A.	Dept. of Labor	760504	19
Alexander, Donald M.	Dept. of Fish & Game	760701	17
Alexie, Posen	Dept. of Community & Regional Affairs	750401	32.5
Anderson, Karen S.	Dept. of Fish & Game	770325	9
Bailey, Theodore N.	Dept. of Fish & Game	760503	19.5
Baldridge, Jeannine M.	Dept. of Natural Resources	761115	13
Balland, D. Thomas	Dept. of Fish & Game	770316	9
Bencardino, Carmelita	Dept. of Community & Regional Affairs	761101	13.5
Bilderbach, Isabelle R.	Dept. of Health & Social Services	760330	20.5
Bodin, Frances A.	Dept. of Health & Social Services	760106	23
Bond, Debra A.	Dept. of Community & Regional Affairs	770301	9
Bothelho, Catherine	Dept. of Fish & Game	770315	9
Bradley, Terrence J.	Dept. of Fish & Game	770131	10.5
Branscom, Martha A.	Dept. of Health & Social Services	770105	11
Branson, Peter A.	Dept. of Fish & Game	760716	17
Branstetter, Vandal M.	Dept. of Labor	760701	17.5
Briones, Jesus F.	Dept. of Fish & Game	760510	19
Brown, Thomas F	Dept. of Fish & Game	760516	19
Budge, Paul R.	Dept. of Fish & Game	770207	10
Buzzell, Bonny L.	Dept. of Fish & Game	760510	19
Cahill, Patrick D.	Dept. of Fish & Game	760213	22

Campbell, Catherine	Dept. of Labor	760602	18
Campbell, Nancy E.	Dept. of Natural Resources	760816	17
Carey, Cynthia A.	Dept. of Administration	770118	11
Caruth, Janet F.	Dept. of Labor	760109	23
Chamberlain, Jayne A.	Dept. of Labor	770315	9
Clark, Richard J.	Dept. of Fish & Game	760503	19
Cochran, John W.	Dept. of Public Safety	760301	9
Cook, Thomas C.	Office of the Governor	760101	11.5
Crawford, Marilyn A.	Dept. of Labor	760512	19
Crockett, Doris H.	Dept. of Fish & Game	760720	16.5
Crouch, Carolyn H.	Dept. of Fish & Game	770214	10
Crowne, Diane	Dept. of Fish & Game	760525	18.5
Crutcher, Bobby E.	Dept. of Health & Social Services	761118	13
Curry, John D.	Dept. of Community & Regional Affairs	761101	13.5
Dallas, Chuck L.	Dept. of Public Works	761118	13
Daniels, Kathryn M.	Dept. of Fish & Game	761103	13.5
Davignon, Mary E.	Dept. 25	770316	9
Dihle, Lynnette J.	Dept. of Community & Regional Affairs	760902	15.5
Dow, Susan J.	Dept. of Law	761208	12
Drabek, Anthony J.	Dept. of Fish & Game	760628	17
Dunn, Mark C.	Dept. of Fish & Game	770301	9
Easley, Julie A.	Dept. of Health & Social Services	770301	9
Edmundson, John M.	Dept. of Fish & Game	770314	9
Egger, Joyce M.	Dept. of Revenue	770208	10
Ekak, Geraldine	Dept. of Health & Social Services	770301	9
Ferreira, Marcis	Dept. of Community & Regional Affairs	761022	13.5

Flack, Robert G.	Dept. of Education .	750902	27
Flanagan, Emma J.	Dept. of Highways	760701	17.5
Ford, Cheryl L.	Dept. of Health & Social Services	760701	17.5
Forrest, Gayle E.	Dept. of Fish & Game	760323	20.5
Fox, Karen M.	Dept. of Health & Social Services	770201	10
Friedman, Bonnie	Dept. of Fish & Game	760116	22
Furer, Sheila R.	Dept. of Education	750903	25
Galanin, Tamara J.	Dept. of Public Safety	760108	22
Gaston, David M.	Dept. of Administration	750828	27
Gonzalez, Monroe W.	Dept. of Fish & Game	760624	17
Groves, William M.	Dept. 25	770111	10
Gucker, Theresa J.	Dept. of Law	760209	21
Gustafson, Jack E.	Dept. of Fish & Game	770225	9
Hall, Elizabeth	Dept. of Health & Social Services	750930	26
Hall, Janet E.	Dept. of Fish & Game	760507	18
Hart, Cathy	Dept. 25	770119	10
Hart, Gladys L.	Dept. of Health & Social Services	760401	19
Hawk, Olive E.	Dept. of Community & Regional Affairs	761108	13
Heard, Robin A.	Dept. of Public Works	760510	18.5
Helmann, Darcy T.	Dept. of Fish & Game	761116	12.5
Helton, Janis H.	Dept. of Fish & Game	761105	13
Hendrix, John L.	Dept. of Fish & Game	760601	18
Herbert, Alma A.	Dept. of Health & Social Services	761117	12.5
Hesch, Paul R.	Dept. of Health & Social Services	760608	18

Hoffman, Margaret A.	Dept. of Fish & Game	770110	10.5
Holt, Candy	Dept. of Labor	760202	18
Houle, William P.	Dept. of Health & Social Services	760401	20
Howell, Donald G.	Dept. of Administration	760204	22
Jackson, Frank L.	Dept. of Natural Resources	760611	17.5
Jackson, Linda S.	Dept. of Administration	770302	9
James, P.J.	Dept. of Fish & Game	770216	9.5
James, Robin L.	Dept. of Health & Social Services	761110	12.5
Jardinski, Donna M.	Dept. of Labor	760823	15
Jent, Robert L.	Dept. of Fish & Game	760621	17.5
Johnson, Brad L.	Dept. of Fish & Game	760524	18.
Johnson, Clifford H.	Dept. 25	760601	18
Johnson, Ernestine	Dept. of Health & Social Services	770214	9.5
Johnson, Norman C.	Dept. of Education	760803	16
Johnson, Sandy	Dept. of Revenue	761103	13
Johnson, Vicki A.	Dept. of Labor	751013	25.5
Jones, Connie E.	Dept. of Fish & Game	761025	13
Jones, Mark D.	Dept. of Administration	760517	19.5
Kennedy, Bonnie A.	Dept. of Fish & Game	760122	22
Kingsbury, Leilani D.	Dept. of Health & Social Services	761101	13
Kirchhofer, Doris A.	Dept. of Fish & Game	760907	15
Kirkness, Susan L.	Dept. of Health & Social Services	761116	12.5
Kling, Patricia	Dept. of Fish & Game	760525	18
Klobertanz, Phillip L.	Dept. of Fish & Game	760614	17.5
Knapp, Melissa M.	Dept. of Fish & Game	751110	24.5
Knippa, Betsy W.	Dept. of Fish & Game	760604	18

Langer, Barbara	Dept. of Natural Resources	761207	12
Leach, Michael T.	Dept. of Fish & Game	760517	18.5
LeBlond, Christy B.	Dept. of Health & Social Services	751217	23.5
Lenn, Ronald N.	Dept. of Fish & Game	760623	17
Levenson, Paul G.	Dept. of Fish & Game	760628	17
Lind, Kenneth D.	Dept. of Labor	770307	9
Locher, Olga	Dept. of Highways	751229	23
Lowney, Lois R.	Dept. of Revenue	760723	16
Luedtke, Anna	Dept. of Fish & Game	760527	18
Madsen, Eric C.	Dept. of Fish & Game	750508	30
Major-Clark, Joy I	Dept. of Labor	761004	13
Mammolito, Rosemary	Dept. of Fish & Game	760426	19
Markwardt, Philip A.	Dept. of Natural Resources	760618	17
Matthews, William S.	Dept. of Fish & Game	750626	29
McDonald, David B.	Dept. of Fish & Game	770222	9
Megyesi, Enid L.	Dept. of Health & Social Services	770214	9.5
Mielke, Robert D.	Dept. of Fish & Game	760510	19
Miletich, Linda A.	Dept. of Labor	750904	27
Miller, Michael D.	Dept. of Fish & Game	770118	11
Miller, Perry L.	Dept. of Revenue	750202	24
Miller, Rita M.	Dept. of Fish & Game	770201	10
Monson, Brian C.	Dept. of Fish & Game	760501	18.5
Moore, Daniel T.	Dept. of Fish & Game	770309	9
Moores, Rebecca L.	Dept. of Fish & Game	750926	26
Morgan, Sid O	Dept. of Labor	761206	12
Morrison, Dana J.	Dept. of Health & Social Services	751216	24
Mueller, Sylenda L.	Dept. of Fish & Game	760528	18.5

Murphy, Rosemary	Dept. of Labor	761109	13
Narnajo, Alice A.	Dept. of Health & Social Services	760109	23
Newton, Robert E.	Dept. of Health & Social Services	760329	20.5
Nixon, David	Dept. of Fish & Game	761108	13
Nordgulen, Sandra L.	Dept. of Fish & Game	761227	11.5
O'Brien, Michael M	Dept. of Natural Resources	761201	12
Ohrt, Judith B.	Dept. of Fish & Game	770307	9
Osborne, Margaret T.	Dept. of Labor	760325	20.5
Ostnes, Jeanne E.	Dept. of Health & Social Services	770117	10
Otness, Terry C.	Dept. of Fish & Game	760706	17
Pace, Christophe	Dept. of Fish & Game	770301	9
Petaja, Karin S-M	Dept. of Public Safety	751013	26
Petersma, Deborah D.	Dept. of Labor	761101	13.5
Peterson, Lorraine M.	Dept. of Administration	761101	13.5
Pollock, Eva K.	Dept. of Administration	760517	19
Potter, Katherine	Dept. of Fish & Game	770127	10.5
Prunty, Wendy A.	Dept. of Fish & Game	760608	18
Putman, Christine	Dept. of Health & Social Services	760825	15.5
Reimer, Andrew A.	Dept. of Fish & Game	760601	18
Rettig, Maureen E.	Dept. of Fish & Game	751016	25
Riddle, George	Dept. of Fish & Game	760609	18
Riley, Kathleen A.	Dept. of Health & Social Services	760730	16.5
Rob, Peter J.	Dept. of Fish & Game	770301	9
Roberts, Debra L.	Dept. of Fish & Game	770202	10
Rogers, Petrick P.	Dept. of Labor	770222	9
Rose, Michael C.	Dept. of Administration	760105	23

Rowland, Gayle A.	Dept. of Health & Social Services	770110	11
Rummel, Bruce W.	Dept. of Environmental Conservation	770104	11
Russell, Louis G.	Dept. of Fish & Game	760621	17.5
Sanner, Carol J.	Dept. of Fish & Game	760510	19
Schubert, Walter L.	Dept. of Public Safety	760601	18.5
Searles, Steve P.	Dept. of Health & Social Services	761203	12
Senner, Patricia K.	Dept. of Health & Social Services	770316	9
Serrano, Renetta	Dept. of Law	760630	18
Shanely, Thomas E.	Dept. 25	770310	9
Shellborne, David R.	Dept. of Health & Social Services	761216	12
Shelley, Betty J.	Dept. of Labor	770110	11
Simons, Dennis L.	Dept. of Fish & Game	760622	17
Smith, Ernest J.	Dept. of Revenue	761119	12.5
Smith, L. Ellen	Dept. of Labor	761011	13
Smith, Philip R.	Dept. of Fish & Game	760517	19
Sorenson, Helen	Dept. of Labor	751112	25
Speerstra, Linda D.	Dept. of Public Safety	761221	11.5
Statter, Debra A.	Dept. of Law	761019	12.5
Stevens, Michael G.	Dept. of Fish & Game	760621	16.5
Stockly, William L.	Dept. of Fish & Game	760621	16.5
Stoughton, Luisa C.	Dept. of Community & Regional Affairs	760816	15.5
Sullivan, Glenda S.	Dept. of Public Works	760601	18.5
Sullivan, Helen P.	Dept. of Health & Social Services	760620	16.5
Sydnam, Elliott K.	Dept. of Public Safety	770301	9
Tack, Stephen L.	Dept. of Fish & Game	761201	12.5
Tennyson, Richard C.	Dept. of Fish & Game	760621	17.5

Thedinga, John F.	Dept. of Fish & Game	770110	11
Tnomas, Allen C.P.	Dept. of Fish & Game	760209	22
Timmer, Josephine	Dept. of Health & Social Services	770301	9
Tolman, Margaret M.	Dept. of Fish & Game	760105	23
Travis, Michael D.	Dept. of Health & Social Services	770308	9
Truran, Dorothy J.	Dept. of Health & Social Services	760802	16
Turvey, Richard P.	Dept. of Fish & Game	760830	15.5
Tyree, Walter W.	Dept. of Fish & Game	770201	10
Valkenburg, Patrick	Dept. of Fish & Game	770316	9
Velsko, Peter	Dept. of Fish & Game	770317	9
Wakolee, Nancy P.	Dept. of Health & Social Services	770311.	9
Wallace, Thomas A.	Dept. of Fish & Game	760730	16.5
Wassillie, Ivan N.	Dept. of Community and Regional Affairs	721214	60
Way, Gloria H.	Dept. of Health & Social Services	760102	23
Webb, Paul L.	Dept. of Health & Social Services	770214	10
Welch, Valerie A.	Dept. of Labor	770222	9.5
Westman, Erik D.	Dept. of Fish & Game	770209	10
Whalin, Anna L.	Dept. Health & Social Services	770307	9
Wheat, Roberta J.	Dept. of Health & Social Services	770308	9
White Janice P.	Dept. of Labor	761202	23
Whitehead, Gerald D.	Dept. of Fish & Game	760419	19
Wieczorek, Daniel H.	Dept. of Fish & Game	770301	9
Wilkinson, Lori S.	Dept. of Administration	761201	23
Williams, Debbie R.	Dept. of Fish & Game	770128	10

Wilson, John F.	Dept. of Education	751014	25
Witherspoon, Cynthia T.	Dep.t of Labor	770216	9.5
Wolford, Jody A.	Dept. of Fish & Game	761101	12
Zaruba, Ingrid M.	Dept. 25	761227	23

TOTAL NUMBER OF TEMPORARY EMPLOYEES: 206



Ombudsman

Frank Flavin

State of Alaska  
360 "K" Street, Room 216  
Anchorage, Alaska 99501

(907) 276-4011

December 16, 1977

Representative Mike Miller, Chairman  
and Members of the Legislative Council  
Pouch V  
Juneau, Alaska 99811

RE: State Personnel System

Dear Representative Miller and Members of the Legislative  
Council,

In its two and one-half years of operation, the Office  
of the Ombudsman has investigated numerous justified  
complaints dealing with breaches of merit principles and  
other shortcomings in the State Personnel System. Examples of  
such complaints are:

- \* (75-0154 and 76-1014) - obstruction of merit job appointment  
for non-merit reasons;
- \* (Self-initiated #8) "bootstrapping" non-residents above  
residents on a personnel register through a temporary  
hire;
- \* (76-0261 and 76-1461) - "bootstrapping" non-qualified  
applicants into merit jobs through temporary hires;
- \* (76-1311) - hiring of applicant before recruitment period  
closed;
- \* (76-1413) - hiring a person unable to qualify on a personnel  
register for an identical position as a contract employee  
(leaving merit position vacant);
- \* (76-0261) - hiring a job applicant before applicant was  
ranked on personnel register;
- \* (76-0261) - alteration of minimum qualifications to enable  
hire of previously unqualified applicant;
- \* (77-1039) - wrongful destruction of job applications;
- \* (77-1039) - nepotism;

- \* (76-0261) - giving different information to different applicants concerning location of the position so that some would not be "interested";
- \* (77-0659) - three-week delay in processing application precluded applicant from competing for position;
- \* (Self-initiated #8) - manipulating registers to show applicants as "not interested in a position" who were in fact interested;
- \* (77-0469) - termination of project because of disclosure of public information and exercise of freedom of expression by employee;
- \* (Self-initiated #8 and 77-1039) - false information on personnel application forms; and
- \* (76-1547) - Failure to work register correctly and in a timely fashion.

Following are examples of pending complaints currently in the final stages of investigation:

- \* (76-1413) - improper appointment of allegedly unqualified federal employee, precluding qualified candidates on the register from competing for the position;
- \* (76-1915) - the method of oral board test scoring employed by the State is unfair;
- \* (77-1752) - improper lateral transfer and subsequent temporary appointment "bootstrapped" non-eligible into job, thus bypassing interested applicants on register.

In addition to specific complaints of wrongdoing, agency personnel have alleged many shortcomings in the personnel system such as:

- 1) delays in providing personnel registers;
- 2) lack of qualified candidates on registers;
- 3) lack of flexibility in determining qualifications of applicants; and
- 4) lack of uniformity in personnel actions among the various departments.

Further, Legislative Audit (Report of January 27, 1977) revealed several major problems in the personnel system which include:

- \* The Division is mass advertising for applications without actively recruiting for "quality" applicants.
- \* Performance evaluations of employees are mainly based on the quantity rather than the quality of application processing.
- \* Despite the Division's suspicions of misleading and incorrect applications, there is no systematic verification of applications.
- \* Supervisors are relying on applicant complaints instead of a supervisory review system to evaluate employees.
- \* Reference and summary sheets, used by examiners to give points to applicants contain out-of-date job references.
- \* Although there is a review log with which supervisors can evaluate response times, the log is rarely used for that purpose.
- \* User agencies do not understand Personnel's procedures and their relationship with Personnel.
- \* There are no standards to promote consistency of work quality.
- \* Each instructor's abilities and work are arbitrarily and infrequently reviewed.
- \* The Section's feedback system of student course evaluations is unreliable and needs to be improved.
- \* The Section has no system for thoroughly evaluating and ranking the training needs of State agencies.
- \* Current employment application processing time averages at least three and one-half weeks before the applicant is placed on a certified eligibility list. During our review, we noted several cases where the processing time was over eight (8) weeks. This long delay is caused by:
  1. Current "open" recruitment policies.
  2. An out-of-date application processing system.
- \* AS 14.40.913(a) and Chapter 157 of the 1976 Session Laws of Alaska are the beginning of a trend to circumvent the merit system for reasons other than separation of powers and direct appointments. In the first instance, petroleum engineers, petroleum geologists and specific licensed physicians have been added to exempt rolls as a means of paying higher than standard salaries. The second instance exempts staff

employees for the Commission on Post-secondary Education with no observable purpose.

- \* The Department of Highways, during FY 1976, was allowed to examine applications and certify job applicants. Their systems' inefficiencies are demonstrated by the following comparison:

<u>Organiz.</u>	<u>Ave. Appl. Processed Per Mo.</u>	<u>No. of Exam- iners</u>	<u>Class Codes Maintained</u>	<u>Certification Process</u>
Highways	25	2	51	Hand-Maintained
Personnel	3,000	4	1,800	Semi-Automated

Approximately 90% of the class codes maintained by Highways are duplicated under different code titles by the Division of Personnel. Some of these are:

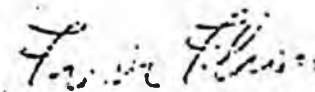
<u>Maintained by Highways</u>	<u>Maintained by Personnel</u>
Highways Engineers	Civil Engineers
Right of Way Agents	Realty Officers
Geological Engineers	Engineering Geologist

Besides being unnecessarily expensive, duplication may expose the State to legal suits and labor grievances.

It has been over a decade since the Personnel Act (AS 39.25) was enacted. In light of the apparent problems within the Personnel Division, the enactment of collective bargaining rights for State employees and the tremendous growth of the State employee workforce, a thorough analysis of the personnel system is in order, if not overdue.

Attached is a draft of a resolution proposing the formation of a "blue ribbon" commission to review the Personnel Act and draft revisions. It has become increasingly apparent that a piecemeal approach of amending this Act is neither practical nor advisable. I urge your consideration of this resolution as a method by which the Act may be thoughtfully rewritten to resolve problem areas and reflect current realities of the State's relationship to its employees.

Sincerely,

  
Frank Flavin  
Ombudsman

IN THE

BY THE RULES COMMITTEE

BY REQUEST OF THE LEGISLATIVE COUNCIL

BY REQUEST OF THE OMBUDSMAN

\_\_\_\_\_  
CONCURRENT RESOLUTION NO. \_\_\_\_\_

IN THE LEGISLATURE OF THE STATE OF ALASKA

TENTH LEGISLATURE - SECOND SESSION

Relating to the Personnel Act A.S. 39.25.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

WHEREAS the Personnel Act (A.S. 39.25) of the State of Alaska represents a considerable and vital body of law which has not undergone substantive revision and is consequently vastly out of step with personnel developments of the last decade; and

WHEREAS the advent of collective bargaining and the tremendous growth in the number of State government employees require refinement of the personnel system; and

WHEREAS investigations by Legislative Audit and the Office of the Ombudsman have revealed major deficiencies in the present personnel system; and

WHEREAS it is impossible during the course of a legislative session to devote the necessary time required to study and refine the Personnel Act;

BE IT RESOLVED by the Alaska State Legislature that the Legislative Council in cooperation with the Director of Personnel is authorized to form a "blue ribbon" commission to study and refine the Personnel Act and to submit to the First Session of the Eleventh Legislature a proposed revision of the Personnel Act which the commission recommends be favorably acted upon; and be it

FURTHER RESOLVED that the membership of the commission should be representative of all persons and groups vitally concerned with the personnel system; and be it

FURTHER RESOLVED that the Legislative Council is authorized to contract with a competent person or firm knowledgeable in the varying aspects of personnel administration to oversee and direct the

DIVISION OF PUBLIC ASSISTANCE

PERSONNEL ROSTER

H & S S - Public Assistance

On August 1, 1977 a number of permanent positions were officially "frozen" because temporary employees of a different classification were being charged against those PCN's. There are also two clerical positions and one Eligibility Worker position that are filled by temporary employees on a continuing basis. As soon as one temporary employee leaves, another temporary employee is hired, rather than changing the classification of the position to permanent status. (See attached roster)

PERSONNEL ROSTER

CENTRAL OFFICE (10) POUCH H-07 ALASKA OFFICE BUILDING JUNEAU 99811

<u>PCN</u>	<u>NAME</u>	<u>TITLE</u>
8001	Betit, Rod, Acting	Director, Division of Public Assistance 465-3355
8002	Lee, Evelyn L.	Secretary 465-3355
temp	Davidson, David (8011)	Administrative Officer II 465-3355

ELIGIBILITY DETERMINATION

8121	Hansen, Eric, Acting	Chief of Field Operations 465-3347
8030	Hansen, Eric	Public Assistance Training Specialist 465-3347
8122	Harris, Susan	Clerk Typist III 465-3347
8023	Landes, Gordon	P. A. Program Officer (Cash Assistance) 465-3347
temp	Matherly, Patricia (8065)(41)	Benefits Specialist I 465-3347
temp	Voth, Rod (8035)(51)	Research Analyst II 465-3360

FOOD STAMPS

8047	Betit, Rod	P. A. Program Officer (Food Stamps) 465-3360
8138	Busch, Kimberly	Information Officer II 465-3360
8096	Kirchhofer, Dorothy	Administrative Assistant II 465-3360
8029	Shoemaker, Ann	Clerk Typist III 465-3360

MEDICAL SURVEILLANCE

8003	Chalmers, Alistair, M.D.	Medical Practice Review Officer 465-3355
8004	Vacant	Social Work Consultant 465-3355
8010	Salciccia, Lurrene	Clerk Typist III 465-3355

ADMINISTRATION AND SUPPORT

8005	Norem, Walter N.	Chief for Management Systems 465-3364 & 3365
8027*	Vacant	Accountant I. <del>465-3364 &amp; 3365</del>
8123	Moore, Randy, Acting	Administrative Assistant III 465-3355
8009*	Vacant	Clerk Typist III <del>465-3355</del>
8017	Hunt, Jim	Supply Clerk I <del>465-3347</del>
temp	Krehbiel, Maurine (8009)	Clerk V <del>465-3355 (PTT)</del>
temp	Rempel, Vol (8027)	Administrative Assistant I 465-3364 & 3365

MEDICAL CLAIMS

8011*	Vacant	Accountant IV <del>465-3055</del>
8014	Martin, Dan	Health Claims Examiner III 465-3057
8012	Elmore, Robin	Accounting Clerk III 465-3057
8013	Horton, Carol	Accounting Clerk III 465-3205
8015	Dingus, Elizabeth	Accounting Clerk II 465-3055 & 3056
8023	MacDonald, Amie	Accounting Clerk II 465-3205
8137	Hudec, Lois	Data Processing Clerk I 465-3205
8018	Scoles, Jan	Accounting Clerk II 465-3055 & 3056
temp	Seiber, Clara (8132)	Card Punch Operator II 465-3055 & 3056

RECIPIENT BENEFITS

8124	Scheels, Diana, Acting	Administrative Assistant II 465-3201
8026	Earl, Ken	Accounting Clerk II 465-3201
8132*	Vacant	Accounting Technician I 465-3200
8076	Whalen, Liliane	Clerk IV 465-2334
8123	Jungk, Shirley	Clerk III 465-2334
8077	Russell, Becky	Clerk Typist III 465-3014
8125	Martin, Shirley	Clerk Typist III 465-3014

NORTHERN REGION (41) 675 - 7TH ST. SECTION F, FAIRBANKS DISTRICT OFFICE  
(40) 675 - 7TH ST. SECTION J, FAIRBANKS 99701

PHONE: 452-3606, 452-1637, 452-1638

8042	Dykema, Richard	Regional Assistance Payments Manager
8025	Studstill, Marie	Clerk Typist III
8065	Vacant (C.O.)	Eligibility Work Manager I
8040	Johnson, Willie	Eligibility Worker
8036	Luke, Ruth	Eligibility Worker
8039	Thompson, Mavis	Eligibility Worker
8055	Pickett, Charlene	Eligibility Worker
8064	Davis, Rosalie	Eligibility Worker
8075	McDonald, Marilyn	Eligibility Worker
8118	Compton, Diane	Eligibility Worker
8083	Riddle, Mary	Eligibility Worker
0904	Torres, Jan	Eligibility Worker (CETA)
8057	Wenzel, Faye	Clerk III
8045	Barnett, Jenneite	Clerk Typist II
8162*	Vacant	Clerk Typist II
temp	<del>Kahl, Maggie (8162)</del>	<del>Clerk Typist II</del>
temp	Sahlfeld, Shirley	Clerk Typist II (CETA)

GALENA (42) P.O. BOX 239 GALENA 99741 NRO

PHONE: 656-1260

8150*	Vacant	Eligibility Worker (PPT)
temp	Strassburg, Lucy (8150)	Eligibility Worker

FORT YUKON (43) BOX 149 FORT YUKON 99740 NRO

PHONE: 662-2327

8058	Peter, Susan	Eligibility Worker
8160	Thomas, Mary	Clerk Typist II

BARROW (45) BOX 587 BARROW 99723 NRO

PHONE: 852-4664

8145	Vacant	Eligibility Worker (PPT)
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# STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

## DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

POUCH K - STATE CAPITOL  
JUNEAU 99811

January 23, 1978

The Honorable B. B. Allen  
Commissioner  
Department of Administration  
Pouch C  
Juneau, Alaska 99811

Re: Health & Retirement-Bargainability;  
our file J-66-444-78

Dear Commissioner Allen:

You requested an opinion whether the Public Employment Relations Act (PERA), AS 23.40.070-23.40.260, supersedes the group life and health insurance statute, AS 39.30.090, and the statutes establishing the Public Employees Retirement System (PERS), AS 39.35. Restated, the question is whether group life and health insurance benefits and retirement benefits subject to collective bargaining.

AS 23.40.070(2) provides that the policy underlining PERA is to be effectuated by "requiring public employers to negotiate with and enter into written agreements with employee organizations on matters of wages, hours, and other terms and conditions of employment." AS 23.40.250(7) provides that "'terms and conditions of employment' means the hours of employment, the compensation and fringe benefits, and the employer's personnel policies affecting the working conditions of the employees; but does not mean the general policies describing the function and purposes of a public employer."

These provisions, standing alone, clearly would make both group life and health insurance benefits and retirement benefits subject to collective bargaining since they both are "fringe benefits." This also fits the analytic distinction between matters subject to collective bargaining and those not subject to bargaining adopted by the Alaska Supreme Court in Kenai Peninsula Borough School Dist. v. Kenai Peninsula Education Ass'n., No. 1537 (Alaska, December 9, 1977). In that case, the Alaska Supreme Court stated that, in the absence of specific legislation on the subject, "a matter is more susceptible to bargaining the more it deals with the economic interests of employees and the less it concerns" questions of fundamental policy. It expressly *note:* held that life insurance, health insurance and liability *alaska* insurance are negotiable absent statutory restrictions. *expressly* *excludes*

AS 39.30.090, the group insurance statute, provides *Temporary* in part that "[t]he Department of Administration may obtain a policy or policies of group insurance covering state employees and employees of other participating governmental units subject to" certain conditions not relevant to this inquiry. Because health insurance deals with the economic interests of employees and does not deal with fundamental policy, because AS 39.30.090 authorizes the Department of Administration to obtain "a policy or policies," and because AS 39.30.090 does not specify what levels of coverage or

benefits must be included in the policy (or policies) obtained, we believe the issue of group life and health insurance benefits is negotiable under PERA. To the extent the cost of this negotiated coverage exceeds what the State would have paid under its employer-sponsored plan, the negotiated coverage is subject to legislative approval under AS 23.40.215.

The negotiability of retirement benefits is more complex. At the outset, it appears clear that retirement benefits afforded under PERS are not negotiable. Inclusion in PERS is a condition of employment for state employees, and contributions to it are mandatory. AS 39.35.120(b); AS 39.35.170. Given these statutory provisions, we believe the legislature intended the statutory provisions of PERS to apply to all state employees, and benefits under PERS may not be negotiated under PERA.

*temporaries must be added to the retirement system by the Legislature*

Under the Kenai Peninsula Borough School Dist. analysis, changes in public employee retirement benefits involve questions of fundamental public policy. One commentator has stated these questions to be "[t]he legislative objectives which underlie retirement plans; the relationship of these objectives to the employee's legitimate expectancies in the employment relationship; the public interest in the maintenance and financial integrity of such plans; the problems of equitable allocation of cost between the employees and their governmental employers (taxpayers); the continuing demands

benefits must be included in the policy (or policies) obtained, we believe the issue of group life and health insurance benefits is negotiable under PERA. To the extent the cost of this negotiated coverage exceeds what the State would have paid under its employer-sponsored plan, the negotiated coverage is subject to legislative approval under AS 23.40.215.

The negotiability of retirement benefits is more complex. At the outset, it appears clear that retirement benefits afforded under PERS are not negotiable. Inclusion in PERS is a condition of employment for state employees, and contributions to it are mandatory. AS 39.35.120(b); AS 39.35.170. Given these statutory provisions, we believe the legislature intended the statutory provisions of PERS to apply to all state employees, and benefits under PERS may not be negotiated under PERA.

*Temporaries must be added to the retirement system by the Legislature*

Under the Kenai Peninsula Borough School Dist. analysis, changes in public employee retirement benefits involve questions of fundamental public policy. One commentator has stated these questions to be "[t]he legislative objectives which underlie retirement plans; the relationship of these objectives to the employee's legitimate expectancies in the employment relationship; the public interest in the maintenance and financial integrity of such plans; the problems of equitable allocation of cost between the employees and their governmental employers (taxpayers); the continuing demands

for liberalization of benefits and qualifying conditions and the result and necessity to re-evaluate the standards by which benefits are measured; the need to maintain a reasonable measure of solvency; the justification, or lack thereof, of a reserved legislative power to deal with these problems; [and] the scope of that power." Cohn, Public Employee Retirement Plans--the Nature of the Employees' Rights, 1968 U. of Ill. Law Forum, 32, 46. The public policy implications of changes in retirement benefits for public employees in Alaska take on added significance when one considers Article XII, Section 7 of the Alaska Constitution, which provides:

Membership in employee retirement systems of the State or its political subdivisions shall constitute a contractual relationship. Accrued benefits of these systems shall not be diminished or impaired.

While we cannot be certain, we believe that the Alaska Supreme Court would conclude, as we have, that retirement benefits are not negotiable under PERA.

In conclusion, we recommend that the legislature be requested to clarify the "terms and conditions of employment" which may be negotiated under PERA. As the Alaska Supreme Court stated, "[i]t would be helpful if the legislature, through future enactments, provided more specific guidance on a number of the items which the unions seek to negotiate." Kenai Peninsula Borough School Dist., at 19. From both policy and administrative viewpoints, we believe

The Honorable B. B. Allen  
January 23, 1978  
Page 5

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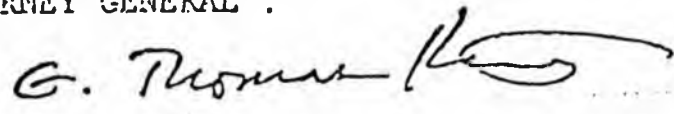
that a single, unified system of group life and health insurance benefits and retirement benefits for public employees is desirable. However, absent legislation to this effect, we believe the area of group life and health insurance benefits is a legitimate item for collective bargaining under PERA.

We hope this answers your questions.

Sincerely,

AVRUM M. GROSS  
ATTORNEY GENERAL .

By:

  
G. Thomas Koester  
Assistant Attorney General

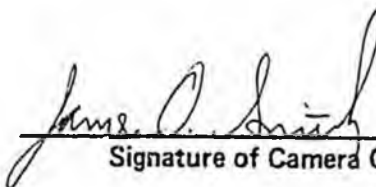
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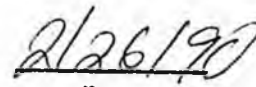


# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

  
\_\_\_\_\_  
Signature of Camera Operator

  
\_\_\_\_\_  
Date

SB 404

Ray + Huber

Act extending the benefits  
of group insurance to certain  
temporary employees of  
the State.

In: 2/6/73

Out:

6/5/78

Returned to  
Senate Secretary  
for CRA referral prior  
to Finance.

**REVISED**  
**FISCAL NOTE**

I. REQUEST  
Bill/Resolution No. SB 404  
Title Group Insurance Extended to Temporary Employees of the State & Political Subdivision  
Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL  
Agency Affected Administration - Division of Retirement and Benefits  
Program Category Affected Retirement and Benefits (General Government)  
Budget Request Unit(s) Affected Other Benefits (Health/Life Insurance)

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES			18.1	19.2	20.4	21.6
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES			0.3	0.3	0.3	0.3
500 EQUIPMENT			0.5			
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
100 BENEFITS			1854.6	2095.7	2368.1	2676.0
TOTAL	-0-	-0-	1873.5	2115.2	2388.8	2697.9

FUNDING (Thousands of Dollars)

GENERAL FUND	80%		1498.8	1692.2	1911.0	2158.3
FEDERAL FUNDS	17%		318.5	359.6	406.1	458.6
OTHER (Specify)	3%		56.2	63.4	71.7	81.0

POSITIONS

FULL TIME			1	1	1	1
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

- Estimated that the cost to provide group insurance benefits will increase at 13% per annum.
- Estimated that an average of 1,500 state temporary employees will qualify for benefits.
- Cost projections (1,155 employees) based on study prepared by William M. Mercer, Inc., Consulting Actuaries, Seattle, Washington, plus 345 temporary employees not covered by study.
- This revised fiscal note includes increased costs as a result of the January 28, 1978 settlement of Health Insurance negotiations with the General Government bargaining unit.
- Assume constant members in temporary work force in each fiscal year.
- Administrative costs as attached.
- Cost for coverage of political subdivisions (approximately 50 subdivisions) participating in group insurance not included; recommend that Alaska Municipal League, 204 Franklin St. Juneau, 586-1325, be contacted for input.

*Paul B. Arnoldt*

IV. DATE 2/03/78 PREPARED BY Paul B. Arnoldt  
AGENCY Division of Retirement and Benefits  
PHONE 465-4460

Original: Legislative Finance  
cc: Budget and Management  
Prime Sponsor (First Legislator Named) Representative Duncan  
Office of the Governor (Keith Specking)

APPENDIX

The following administrative funds would be required to implement the provisions of SB 404:

1. Personal Services - one permanent full-time position - Accounting Clerk III (range 10) - salary and merit increases at 6% per year.

FY 79 monthly salary	\$1,205 X 12	= \$14,460
Plus benefits at 25.5%		= <u>\$ 3,687</u>
		\$18,147

2. Miscellaneous Expenses - initial cost office equipment and annual commodity and replacement costs.

FY 79	= \$	800
Succeeding FY's	= \$	300

These funds should be appropriated to the Division of Finance, Department of Administration, William C. Mullin, Director, 465-2240

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

## I. REQUEST

Bill/Resolution No. SB 404Title Group Insurance Extended to Temporary Employees of the State & Political Subdivisions

Requested by \_\_\_\_\_ Date \_\_\_\_\_

## II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and BenefitsProgram Category Affected Retirement and Benefits (General Government)Budget Request Unit(s) Affected Other Benefits (Health/Life Insurance)EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES	-0-	-0-	18.1	19.2	20.4	21.6
200 TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
300 CONTRACTUAL	-0-	-0-	-0-	-0-	-0-	-0-
400 COMMODITIES	-0-	-0-	0.3	0.3	0.3	0.3
500 EQUIPMENT	-0-	-0-	0.5	-0-	-0-	-0-
600 LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
700 GRANTS, CLAIMS, ETC.	-0-	-0-	-0-	-0-	-0-	-0-
100 BENEFITS	-0-	-0-	1409.0	1592.2	1799.2	2033.1
TOTAL	-0-	-0-	1427.9	1611.7	1819.9	2055.0

FUNDING (Thousands of Dollars)

GENERAL FUND	-0-	-0-	1146.1	1293.2	1460.0	1648.4
FEDERAL FUNDS	-0-	-0-	239.5	270.7	305.9	345.6
OTHER (Specify)	-0-	-0-	42.3	47.8	54.0	61.0

POSITIONS

FULL TIME	-0-	-0-	1	1	1	1
PART TIME	-0-	-0-	-0-	-0-	-0-	-0-
TEMPORARY	-0-	-0-	-0-	-0-	-0-	-0-

## III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

- Estimated that the cost to provide group insurance benefits will increase at 13% per annum.
- Estimated that an average of 1,500 State temporary employees will qualify for benefits.
- Cost projections (1,155 employees) based on study prepared by William M. Mercer, Inc., Consulting Actuaries, Seattle, Washington, plus 345 temporary employees not covered by study.
- Assume constant members in temporary work force in each fiscal year.
- Administrative costs as attached.
- Cost for coverage of political subdivisions (approximately 50 subdivisions) participating in group insurance not included; recommend that Alaska Municipal League, 204 Franklin Street, Juneau, 586-1325, be contacted for input. *Paul B. Arnoldt*

IV. DATE 1/19/78 PREPARED BY Paul B. ArnoldtAGENCY Division of Retirement and BenefitsOriginal: Legislative Finance PHONE 465-4460

cc: Budget and Management

Prime Sponsor (First Legislator Named) Ray  
Office of Governor (Specking)

APPENDIX

The following administrative funds would be required to implement the provisions of SE 404:

1. Personal Services - one permanent full-time position- Accounting Clerk III (range 10)-salary and merit increases at 6% per year.

FY 79 monthly salary	\$1,205 x 12 = \$14,460
Plus benefits at 25.5%	<u>\$ 3,687</u>

\$18,147

2. Miscellaneous expenses - initial cost office equipment and annual commodity and replacement costs.

FY 79	= \$ 800.00
Succeeding FY's	= \$ 300.00

These funds should be appropriated to the Division of Finance, Department of Administration, William C. Mullin, Director, 465-2240.

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

**REVISED**  
**FISCAL NOTE**

I. REQUEST  
Bill/Resolution No. SB 404  
Title Group Insurance Extended to Temporary Employees of the State & Political Subdivision  
Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL  
Agency Affected Administration - Division of Retirement and Benefits  
Program Category Affected Retirement and Benefits (General Government)  
Budget Request Unit(s) Affected Other Benefits (Health/Life Insurance)

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES			18.1	19.2	20.4	21.6
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES			0.3	0.3	0.3	0.3
500 EQUIPMENT			0.5			
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
100 BENEFITS			1854.6	2095.7	2368.1	2676.0
TOTAL	-0-	-0-	1873.5	2115.2	2388.8	2697.9

FUNDING (Thousands of Dollars)

GENERAL FUNJ)	80%		1498.8	1692.2	1911.0	2158.3
FEDERAL FUNDS	17%		318.5	359.6	406.1	458.6
OTHER (Specify)	3%		56.2	63.4	71.7	81.0

POSITIONS

FULL TIME			1	1	1	1
PART TIME						
TEMPORARY						

- III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)
- Estimated that the cost to provide group insurance benefits will increase at 13% per annum.
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  - This revised fiscal note includes increased costs as a result of the January 28, 1978 settlement of Health Insurance negotiations with the General Government bargaining unit.
  - Assume constant members in temporary work force in each fiscal year.
  - Administrative costs as attached.
  - Cost for coverage of political subdivisions (approximately 50 subdivisions) participating in group insurance not included; recommend that Alaska Municipal League, 204 Franklin St. Juneau, 586-1325, be contacted for input.

*Paul B. Arnoldt*

IV. DATE 2/03/78 PREPARED BY Paul B. Arnoldt  
AGENCY Division of Retirement and Benefits  
Original: Legislative Finance PHONE 465-4460  
cc: Budget and Management  
Prime Sponsor (First Legislator Named) Representative Duncan  
Office of the Governor (Keith Specking)

APPENDIX

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FY 79 monthly salary	\$1,205 X 12	= \$14,460
Plus benefits at 25.5%		= <u>\$ 3,687</u>

\$18,147

2. Miscellaneous Expenses - initial cost office equipment and annual commodity and replacement costs.

FY 79	= \$	800
Succeeding FY's	= \$	300

These funds should be appropriated to the Division of Finance, Department of Administration, William C. Mullin, Director, 465-2240

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 404  
Title Group Insurance Extended to Temporary Employees of the State & Political Subdivisions  
Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits  
Program Category Affected Retirement and Benefits (General Government)  
Budget Request Unit(s) Affected Other Benefits (Health/Life Insurance)

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES	-0-	-0-	18.1	19.2	20.4	21.5
200 TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
300 CONTRACTUAL	-0-	-0-	-0-	-0-	-0-	-0-
400 COMMODITIES	-0-	-0-	0.3	0.3	0.3	0.3
500 EQUIPMENT	-0-	-0-	0.5	-0-	-0-	-0-
600 LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
700 GRANTS, CLAIMS, ETC.	-0-	-0-	-0-	-0-	-0-	-0-
100 BENEFITS	-0-	-0-	1409.0	1592.2	1799.2	2033.1
TOTAL	-0-	-0-	1427.9	1611.7	1819.9	2055.0

FUNDING (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
GENERAL FUND	-0-	-0-	1146.1	1293.2	1460.0	1648.4
FEDERAL FUNDS	-0-	-0-	233.5	270.7	305.9	345.6
OTHER (Specify)	-0-	-0-	42.3	47.8	54.0	61.0

POSITIONS

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
FULL TIME	-0-	-0-	1	1	1	1
PART TIME	-0-	-0-	-0-	-0-	-0-	-0-
TEMPORARY	-0-	-0-	-0-	-0-	-0-	-0-

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

- Estimated that the cost to provide group insurance benefits will increase at 13% per annum.
- Estimated that an average of 1,500 State temporary employees will qualify for benefits.
- Cost projections (1,155 employees) based on study prepared by William M. Mercer, Inc., Consulting Actuaries, Seattle, Washington, plus 345 temporary employees not covered by study.
- Assume constant members in temporary work force in each fiscal year.
- Administrative costs as attached.
- Cost for coverage of political subdivisions (approximately 50 subdivisions) participating in group insurance not included; recommend that Alaska Municipal League, 4 Franklin Street, Juneau, 586-1325, be contacted for input.

IV. DATE 1/19/78 PREPARED BY Paul B. Arnoldt  
AGENCY Division of Retirement and Benefits  
Original: Legislative Finance PHONE 465-4460

cc: Budget and Management  
Prime Sponsor (First Legislator Named) Ray  
Office of Governor (Specking)

APPENDIX

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Accounting Clerk III (range 10)-salary and merit  
increases at 6% per year.

FY 79 monthly salary	\$1,205 x 12 =	\$14,460
Plus benefits at 25.5%		<u>\$ 3,687</u>
		\$18,147

2. Miscellaneous expenses - initial cost office equipment  
and annual commodity and replacement costs.

FY 79	=	\$ 800.00
Succeeding FY's	=	\$ 300.00

These funds should be appropriated to the Division of Finance, Department of Administration, William C. Mullin, Director, 465-2240.

Introduced: 1/11/78  
Referred: State Affairs and  
Finance

1 IN THE SENATE

BY RAY AND HUBER

2 SENATE BILL NO. 404

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act extending the benefits of group insurance to  
7 certain temporary employees of the state and its  
8 political subdivisions; and providing for an effective  
9 date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 \* Section 1. AS 39.30.100(1)(A) is amended to read:

12 (A) an employee who had served in permanent full-time,  
13 permanent [OR] part-time, or temporary employment with the same  
14 governmental unit for 30 days or more, except an emergency [OR  
15 TEMPORARY] employee, and

16 \* Sec. 2. AS 39.30.090(14) is amended to read:

17 (14) For each permanent or temporary part-time employee elect-  
18 ing coverage under this section the state shall contribute one-half the  
19 state contribution rate for permanent full-time state employees, and the  
20 [PERMANENT] part-time employee, as a condition of employment, shall  
21 contribute the other one-half.

22 \* Sec. 3. This Act takes effect July 1, 1978.  
23  
24  
25  
26  
27  
28  
29

Introduced: 1/11/78  
Referred: State Affairs and  
Finance

1 IN THE SENATE

BY RAY AND HUBER

2 SENATE BILL NO. 404

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act extending the benefits of group insurance to  
7 certain temporary employees of the state and its  
8 political subdivisions; and providing for an effective  
9 date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 \* Section 1. AS 39.30.100(1)(A) is amended to read:

12 (A) an employee who had served in permanent full-time,  
13 permanent [OR] part-time, or temporary employment with the same  
14 governmental unit for 30 days or more, except an emergency [OR  
15 TEMPORARY] employee, and

16 \* Sec. 2. AS 39.30.090(14) is amended to read:

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Referred: State Affairs and  
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#



# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

James A. Smith  
Signature of Camera Operator

2/26/90  
Date

Original sponsor: Ray

Offered: 2/7/78  
Referred: Finance

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2

CS FOR SENATE BILL NO. 405

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TENTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act amending general requirements of state personnel rules to define temporary employment requirements."

7

8

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

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\* Section 1. AS 39.25.150(9) is repealed and re-enacted to read:

10

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which are determined to be of a seasonal or temporary nature; provisions

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may not exceed 10 per cent of the total number of classified state

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Original sponsor: Ray

Offered: 2/7/78  
Referred: Finance

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 405

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

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Original sponsor: Ray

Offered: 2/7/78  
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Original sponsor: Ray

Offered: 2/7/78  
Referred: Finance

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BY THE STATE AFFAIRS COMMITTEE

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**COMMITTEE REPORT**  
**SENATE**

FURTHER: None

2/7/78

Date: \_\_\_\_\_

Mr. President:

The Committee on FINANCE has had SB 405  
amending general requirements of state personnel rules to define temporary  
employment requirements

under consideration and (a majority of the committee) (the committee  
reports it back as follows)

recommends it do pass                       recommends it do not pass

recommends it do pass with attached amendment(s)

recommends it be replaced with CS for \_\_\_\_\_

and \_\_\_\_\_  new title                       same title

AND attaches a Letter of Intent                       New Fiscal Note

reports it back without recommendation

and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

\_\_\_\_\_  
\_\_\_\_\_  
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\_\_\_\_\_  
Chairman

COMMITTEE REPORT  
SENATE

FURTHER: FINANCE

1/11/78

Date: Feb. 3, 1978

Mr. President:

The Committee on STATE AFFAIRS has had SB 405  
amending general requirements of state personnel rules to define temporary  
employment requirements

under consideration and (a majority of the committee) (the committee  
reports it back as follows)

- ( ) recommends it do pass ( ) recommends it do not pass
- ( ) recommends it do pass with attached amendment(s)
- ( ) recommends it be replaced with CS for 405

- and msg. do pass ( ) new title (X) same title
- ( ) AND attaches a Letter of Intent ( ) New Fiscal Note
- ( ) reports it back without <sup>and without</sup> recommendation ~~and without~~
- ( ) and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

[Signature]  
 / Brad Bradley  
 / [Signature]  
 / Bill Kay

OTHER RECOMMENDATIONS:

(2) NO REC John Huber  
[Signature]  
DO PASS

/ [Signature]  
 Co-Chairman

Original sponsor: Ray

Offered: 2/7/78  
Referred: Finance

1 IN THE SENATE

BY THE STATE AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 405

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

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405

Introduced: 1/17/78  
Referred: State Affairs and  
Finance

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BY RAY

2 SENATE BILL NO. 405

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

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# COMMITTEE COPY

ALASKA STATE LEGISLATURE

TENTH Legislature SECOND Session

SENATE BILL NO. 405

By RAY

"An Act amending general requirements of state personnel rules to define temporary employment requirements."

temp. employment requirements

Introduced in the Senate 1/11, 1978

HISTORY IN THE SENATE

19	78	Read first time and referred to Committee on State Affairs and Finance
1	11	
2	11	Reported back with <i>St. Affairs</i> recommendation that <i>replace w/RS, 4/12 pass, time rec to Finance</i>
		Read second time and
		Read third time and
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reconsideration
		PASS Effective Date
		Yeas Yeas
		Nays Nays
		Absent Absent
		Excused Excused
		Reported correctly engrossed
		Signed by President
		Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

19		Read first time and referred to Committee on
		Reported back with recommendation that
		Read second time and
		Read third time and
		PASS Effective Date
		Yeas Yeas
		Nays Nays
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		Absent Absent
		Excused Excused
		Reported correctly engrossed
		Signed by Speaker
		Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19		Received from House
		Reported correctly enrolled
		Sent to Governor
		..... By Governor
		Filed with Lt. Governor
		Chapter No. ....

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. HB560/SB 405  
 Title An Act Defining Temporary Employment Requirements  
 Requested by House State Affairs Date 1/25

II. FISCAL DETAIL

Agency Affected Department of Administration  
 Program Category Affected Personnel  
 Budget Request Unit(s) Affected Personnel Management

EXPENDITURES (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
100 PERSONAL SERVICES		64.7	67.9	71.3	74.9	78.6
200 TRAVEL						
300 CONTRACTUAL		1.6	1.7	1.8	1.9	2.0
400 COMMODITIES		.5	.5	.6	.6	.7
500 EQUIPMENT		1.9				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	68.7	70.1	73.7	77.4	81.3

FUNDING (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
GENERAL FUND	-0-	68.7	70.1	73.7	77.4	81.3
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
FULL TIME	-0-	3.5	3.5	3.5	3.5	3.5
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

Administration of this procedure would require two (2) Personnel Analyst I's Range 12 and one and one half (1.5) Clerk Typist III's Range 8. Also in the first year equipment would be needed for these positions.

Inflation Increase at 5% Annual Rate	FY 78	
	2 Per.Anl. I w/ben.	38.9
	1.5 Cl.Type III w/ben.	22.7
	Telephone	61.6
	Forms	1.5
		.5
	Equipment	1.8
	Total	65.4

IV. DATE 1/25/78 PREPARED BY Russell Clark *RJC*

AGENCY Department of Administration

PHONE 465-2293

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named) Duncan/Ray

33-001 Governor's Office - Keith Specking  
 (Rev. 12/77) Personnel - Pat Hunt



**Ombudsman**

Frank Flavin

*Cathy*

State of Alaska  
360 "K" Street, Room 246  
Anchorage, Alaska 99501

(907) 276-4011

February 22, 1978

Senator John C. Sackett, Chairman  
Senate Finance Committee  
Pouch V  
Juneau, Alaska 99811

Dear Senator Sackett:

I urge passage of State Affairs Committee substitute for Senate Bill 405 which defines and limits the employment of temporary employees for two reasons:

1. Temporary employees are used to circumvent the State's merit system, and
2. Temporary employees are used to circumvent legislative limits placed on the number of authorized employees within the various agencies.

We have found numerous incidents where temporary employees are hired because the desired employee does not meet the qualifications of an open merit job. In other instances, we have found that agencies customarily hire temporaries when all legislatively authorized positions are full in order to circumvent the position limitations. Indeed, some positions amount to permanent "temporary" positions in which year after year, you will find the same temporary position occupied, generally being funded through savings of personnel monies for various reasons such as vacancy factors.

One problem I do find with CSSB 405 is that it deals with the employee rather than the "position". The original concept of a temporary position was one in which a definite short-term job needed for a set short-term period. Positions which amount to permanent "temporary" positions cannot be eliminated by dealing with employees only. For instance, if you limit temporary employees to a six-month period of employment, the agency could still fill one twelve-month permanent "temporary" position with two employees. For this reason, I would suggest one of the following alternative amendments to SB 405:

Senator John C. Sackett  
February 22, 1978  
Page 2

(E) No position in the State service shall be occupied by temporary employees in excess of six months in any fiscal year period.

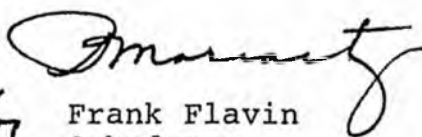
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(E) No position in the State service shall be occupied by temporary employees in excess of six months in any two fiscal years.

This amendment would "1. diminish the total number of temporary employees and positions; 2. force agencies to plan their employment requirements more carefully; 3. afford more legislative control over the number of employment positions; 4. prevent circumvention of merit registers for extended periods; and, most importantly, 5. abolish permanent "temporary" positions".

This amendment would not reduce an agency's flexibility, as emergency and seasonal appointments would still be available.

Sincerely,

  
for Frank Flavin  
Ombudsman

FF:gpw



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*Cathy*

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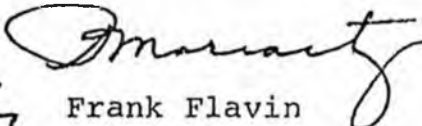
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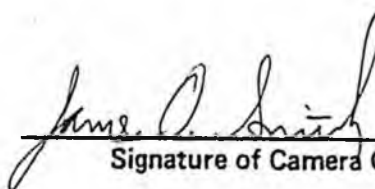
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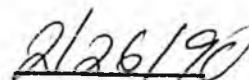


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\_\_\_\_\_  
Signature of Camera Operator

  
\_\_\_\_\_  
Date

6/11/78

Returned to Senate

Secretary for referral

to CRA prior to Finance

SB 406

Ray + Huber

Act extending benefits of the  
public employees' retirement  
system to certain temporary  
employees of the state.

In. 2/6/78

Out:

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 406  
Title Extending PERS Benefits to Certain Temporary Employees  
Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits  
Program Category Affected Retirement and Benefits (PERS)  
Budget Request Unit(s) Affected Public Employees' Retirement System

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES	-0-	-0-	20.6	22.7	24.9	27.4
200 TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
300 CONTRACTUAL	-0-	-0-	300.0	-0-	-0-	-0-
400 COMMODITIES	-0-	-0-	0.3	0.3	0.3	0.3
500 EQUIPMENT	-0-	-0-	0.5	-0-	-0-	-0-
600 LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
700 GRANTS, CLAIMS, ETC.	-0-	-0-	-0-	-0-	-0-	-0-
100 BENEFITS	-0-	-0-	274.0	301.4	331.5	364.7
TOTAL	-0-	-0-	595.4	324.4	356.7	392.4

FUNDING (Thousands of Dollars)

GENERAL FUND	80%	-0-	-0-	219.2	241.2	265.1	291.8
FEDERAL FUNDS	17%	-0-	-0-	46.6	51.2	56.4	62.0
OTHER (Specify)	3%	-0-	-0-	8.2	9.0	10.0	10.9
PERS		-0-	-0-	321.4	23.0	25.2	27.7

POSITIONS

FULL TIME	-0-	-0-	1	1	1	1
PART TIME	-0-	-0-	-0-	-0-	-0-	-0-
TEMPORARY	-0-	-0-	-0-	-0-	-0-	-0-

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

1. Estimate that an average of 237 State temporary employees will qualify for benefits.
2. Assume that no temporary service will be recognized retroactively.
3. Assume constant members in temporary work force in each fiscal year.
4. Estimate future State payrolls will increase at 10% annually.
5. Administrative costs as attached.
6. Cost for coverage of political subdivisions (Approximately 69 subdivisions) participating in PERS not included; recommend that Alaska Municipal League, 204 Franklin St., Juneau, 586-1325 be contacted for input.

IV. DATE 1/18/78 PREPARED BY Paul B. Arnoldt  
AGENCY Division of Retirement and Benefits  
PHONE 465-4460

Original: Legislative Finance  
cc: Budget and Management  
Prime Sponsor (First Legislator Named) Ray  
Governor's Office (Specking)  
33-001 (Rev. 10/76)

## ATTACHMENT SB 406

The following administrative funds would be required from the Public Employees' Retirement System to implement the provisions of SB 406:

## 1. Contractual Services -

It is estimated that three (3) programmers and one (1) senior level analyst will be needed to work full-time for a period up to one (1) year to implement the necessary modifications to the seventy (70) programs in the system.

In addition, all program documentation, user instructions and documentation, and systems input and turnaround forms will have to be reviewed and updated.

Pending further study, the lead time required for systems modifications of this complexity will be one (1) year at an estimated cost of \$300,000.

## 2. Personal Services -

One permanent full-time position - Accounting Technician I (range 12). Salary and merit increases at 6% per year.

FY 79 monthly salary	\$1,371 X 12	=	\$16,452
Plus benefits at 25.5%			\$ 4,195
			<u>\$20,647</u>

## 3. Miscellaneous Expenses -

Initial cost office equipment and annual commodity and replacement costs.

FY 79	=	\$	800
Succeeding FY's	=	\$	300.

These funds should be appropriated to the Division of Retirement and Benefits, Paul B. Arnoldt, Director, 465-4460.

THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 406  
Title Extending PERS Benefits to Certain Temporary Employees  
Requested by \_\_\_\_\_ Date \_\_\_\_\_

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits  
Program Category Affected Retirement and Benefits (PERS)  
Budget Request Unit(s) Affected Public Employees' Retirement System

EXPENDITURES (Thousands of Dollars)

	FY 77	FY 78	FY 79	FY 80	FY 81	FY 82
100 PERSONAL SERVICES	-0-	-0-	20.6	22.7	24.9	27.4
200 TRAVEL	-0-	-0-	-0-	-0-	-0-	-0-
300 CONTRACTUAL	-0-	-0-	300.0	-0-	-0-	-0-
400 COMMODITIES	-0-	-0-	0.3	0.3	0.3	0.3
500 EQUIPMENT	-0-	-0-	0.5	-0-	-0-	-0-
600 LAND & STRUCTURES	-0-	-0-	-0-	-0-	-0-	-0-
700 GRANTS, CLAIMS, ETC.	-0-	-0-	-0-	-0-	-0-	-0-
100 BENEFITS	-0-	-0-	274.0	301.4	331.5	364.7
TOTAL	-0-	-0-	595.4	324.4	356.7	392.4

FUNDING (Thousands of Dollars)

GENERAL FUND	80%	-0-	-0-	219.2	241.2	265.1	291.8
FEDERAL FUNDS	17%	-0-	-0-	46.6	51.2	56.4	62.0
OTHER (Specify)	3%	-0-	-0-	8.2	9.0	10.0	10.9
PERS		-0-	-0-	321.4	23.0	25.2	27.7

POSITIONS

FULL TIME	-0-	-0-	1	1	1	1
PART TIME	-0-	-0-	-0-	-0-	-0-	-0-
TEMPORARY	-0-	-0-	-0-	-0-	-0-	-0-

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

1. Estimate that an average of 237 State temporary employees will qualify for benefits.
2. Assume that no temporary service will be recognized retroactively.
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AGENCY Division of Retirement and Benefits  
PHONE 465-4460

Original: Legislative Finance  
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Prime Sponsor (First Legislator Named) Ray  
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Introduced: 1/11/78  
Referred: State Affairs and  
Finance

1 IN THE SENATE

BY RAY AND HUBER

2 SENATE BILL NO. 406

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act extending the benefits of the public employees'  
7 retirement system to certain temporary employees of the  
8 state and its political subdivisions; and providing for  
9 an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 \* Section 1. AS 39.35.680(1) is amended to read:

12 (1) "active member" means an employee who is employed by an  
13 employer, is receiving compensation for seasonal services, permanent  
14 full-time services, [OR] permanent part-time services, or temporary  
15 services of not less than 1,000 hours during any consecutive 12-month  
16 period, and is making contributions to the system;

17 \* Sec. 2. AS 39.35.680(21)(C)(iii) is amended to read:

18 (iii) casual or [,] emergency workers or temporary  
19 workers who have completed less than 1,000 hours of service in  
20 any consecutive 12-month period;

21 \* Sec. 3. AS 39.35.680 is amended by adding a new paragraph to read:

22 (39) "temporary" means an employee who occupies an established  
23 position and who is reasonably expected to remain in that position for  
24 less than 1,000 hours during any consecutive 12-month period.

25 \* Sec. 4. This Act takes effect July 1, 1978.

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Introduced: 1/11/78  
Referred: State Affairs and  
Finance

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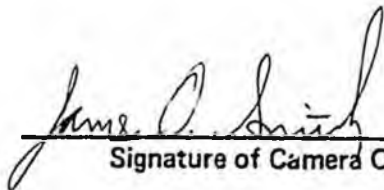
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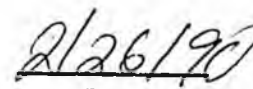


# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

  
\_\_\_\_\_  
Signature of Camera Operator

  
\_\_\_\_\_  
Date

1-20-78

Fiscal note due

on SB 407 no

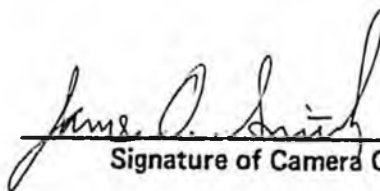
later than 1-27-78

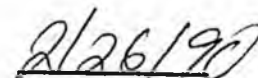


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\_\_\_\_\_  
Signature of Camera Operator

  
\_\_\_\_\_  
Date

# COMMITTEE REPORT

## SENATE

1/19/78

FURTHER: None

Date: \_\_\_\_\_

Mr. President:

The Committee on FINANCE has had SB 407  
special appropriation to Dept. of Education, school facilities at Wrangell

under consideration and (a majority of the committee) (the committee reports it back as follows)

- recommends it do pass                       recommends it do not pass  
 recommends it do pass with attached amendment(s)  
 recommends it be replaced with CS for \_\_\_\_\_

- and \_\_\_\_\_  new title                       same title  
 AND attaches a Letter of Intent                       New Fiscal Note  
 reports it back without recommendation  
 and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

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\_\_\_\_\_  
Chairman

COMMITTEE REPORT

SENATE

1/13/78

FURTHER: FINANCE

Date: 1-18-78

Mr. President:

The Committee on HEALTH, EDUCATION AND SOCIAL SERVICES has had SB 407 special appropriation to Dept. of Education/school facilities at Wrangell

under consideration and (~~a majority of the committee~~) (the committee reports it back as follows)

- recommends it do pass      ( ) recommends it do not pass
- ~~(X) recommends it do pass with attached amendment(s)~~ *INDIVIDUAL RECOMMENDATIONS*
- ( ) recommends it be replaced with CS for \_\_\_\_\_

and \_\_\_\_\_ ( ) new title      ( ) same title

( ) AND attaches a Letter of Intent      ( ) New Fiscal Note

( ) reports it back without recommendation

( ) and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

1 Brad Bradley  
1 Ed Miller  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

OTHER RECOMMENDATIONS:

No Pass  
Do Pass  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

1 Glenn Hedberg  
 Chairman  
DO PASS

Introduced: 1/13/78  
Referred: Health, Education  
and Social Services and  
Finance

1 IN THE SENATE

BY MELAND AND ZIEGLER

2 SENATE BILL NO. 407

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Depart-  
7 ment of Education for the construction of school  
8 facilities at Wrangell; and providing for an effective  
9 date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 \* Section 1. The sum of \$7,000,000 is appropriated from the general fund  
12 to the Department of Education for the construction of elementary and second-  
13 ary school facilities in the City of Wrangell.

14 \* Sec. 2. This Act takes effect immediately in accordance with AS 01.10.-  
15 070(c).

ALASKA STATE LEGISLATURE

TENTH Legislature SECOND Session

SENATE BILL NO. 407

By MELAND AND ZIEGLER

"An Act making a special appropriation to the Department of Education for the construction of school facilities at Wrangell; and providing for an effective date."

spec. approp/Dept. of Ed.

Introduced in the Senate 1/13/1978

HISTORY IN THE SENATE

19 78

1 13

Read first time and referred to Committee on *HESS, Fin.*

Reported back with recommendation that *HESS to Finance*

Read second time and

Read third time and

PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused

Reconsideration

PASS Effective Date  
Yeas Yeas  
Nays Nays  
Absent Absent  
Excused Excused

Reported correctly engrossed  
Signed by President  
Sent to House

SECRETARY OF THE SENATE

HISTORY IN THE HOUSE

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Signed by Speaker  
Returned to Senate

CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

19

Received from House

Reported correctly enrolled

Sent to Governor

..... By Governor

Filed with Lt. Governor

Chapter No. ....

# CORRECTION

THIS DOCUMENT  
HAS BEEN REPHOTOGRAPHED  
TO ASSURE LEGIBILITY

ALASKA STATE LEGISLATURE

TENTH Legislature SECOND Session

SENATE BILL NO. 407

By MELAND AND ZIEGLER

"An Act making a special appropriation to the Department of Education for the construction of school facilities at Wrangell; and providing for an effective date."

spec. approp/Dept. of Ed.

Introduced in the Senate 1/13/78, 1978

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Reconsideration

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CHIEF CLERK OF THE HOUSE

HISTORY IN THE SENATE

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..... By Governor

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Chapter No. ....

Introduced: 1/13/78  
Referred: Health, Education  
and Social Services and  
Finance

1 IN THE SENATE

BY MELAND AND ZIEGLER

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THE LEGISLATURE OF THE STATE OF ALASKA  
TENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 407  
 Title An appropriation to the Department of Education for Wrangell school construction  
 Requested by Meland and Ziegler Date January 13, 1978

II. FISCAL DETAIL

Agency Affected Education  
 Program Category Affected Pre-elementary and secondary  
 Budget Request Unit(s) Affected Financial Support

EXPENDITURES (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES		7,000.0				
700 GRANTS, CLAIMS, ETC.						
<b>TOTAL</b>		<b>7,000.0</b>				

FUNDING (Thousands of Dollars)

GENERAL FUND		7,000.0				
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

FULL TIME		-0-				
PART TIME		-0-				
TEMPORARY		-0-				

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

(Attached) The Department of Education computations do not project inflation which would be 10% to 20% by construction time, bringing the cost of the K-9 construction needs to at least \$7,000,000.

IV. DATE January 24, 1978 PREPARED BY Nathaniel Cole, Deputy Commissioner  
 AGENCY Department of Education  
 PHONE 465-2800

Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

ATTACHMENT TO SB 407

Grades	Enrollment	Existing Space	DOE Space Guidelines In Sq. Ft.	New Space Needed		Remodeling Needed	
				Sq. Ft.	\$	Sq. Ft.	\$
K-3	179	12,000 Sq. Ft. 1967 panelized building was cheaply built and needs repair	17,900	5,900	1,121,000	12,000/ 6	380,000
4-6	106	6 portable classrooms on the high school playground. Beyond useful life (12 yrs.) and 1 mile from rest of elementary school	10,600	10,600	2,014,000	-	-
7-9	118	Housed with high school which is grossly overcrowded and inadequate in specialized spaces.	17,700	17,700	3,363,000	-	-
10-12	112	15,600 Sq. Ft. build in 1931 with a 1951 addition. Grossly overcrowded, functionally obsolete and in poor condition. Secondary accreditation threatened unless conditions improve.	16,800	1,200	228,000	15,600/ 3	988,000
Total Needed					6,726,000		<u>1,368,000</u> 8,094,000

#### ASSUMPTIONS

1. Present enrollment is indicative of future enrollments. This is the lowest it has been in 10 years with a steady decline for the past 4 years. Additional pulp mill shift shutdowns are anticipated but an increase in enrollment is indicated should the Wrangell economy improve.
2. The cost per square foot for construction in Wrangell this summer is approximately \$190.
3. The remodeling of high school facility is cost effective. Given the age, condition, and functional layout of the building, additional study is needed to determine whether it should be remodeled with the possibility of continued high maintenance and operating costs and limited life or it should be replaced with a new structure.