

LEG. FINANCE - BILLS 1981 - 1982 1774
FY80 Budget Back-Up Fiscal Notes cont. 1774

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

SCR 21

FISCAL NOTE

I. REQUEST
 Bill/Resolution No. SCR 21
 Title Relating to the Commission for Northern Operations of Rail Trans. & Highways
 Requested by Senate Finance Date March 8, 1979

II. FISCAL DETAIL
 Agency Affected Office of the Governor
 Program Category Affected Transportation
 BRU, Program, or Subprogram(s) Affected NORTH Commission
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

10 01 01 0100

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES		86.4	92.5	98.9	105.8	113.2
200 TRAVEL		18.4	19.2	20.1	21.0	21.9
300 CONTRACTUAL		55.0	60.0	63.0	66.1	69.4
400 COMMODITIES		1.0	1.0	1.1	1.2	1.3
500 EQUIPMENT		1.5				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		162.3	172.7	183.1	194.1	205.8

FUNDING (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
<u>GENERAL FUND</u>		162.3	172.7	183.1	194.1	205.8
<u>FEDERAL FUNDS</u>						
<u>OTHER (Specify Fund Source)</u>						

POSITIONS

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
<u>FULL TIME</u>		3	3	3	3	3
<u>PART TIME</u>						
<u>TEMPORARY</u>						

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

By statute, the NORTH Commission consists of five members from Alaska, and five members representing other areas of the U.S. This fiscal note is based on the assumption that the out-of-state members will be selected as follows: one from the Pacific Northwest, one from the Northern Tier states, one from the Midwest, one from the Southwest, and one from the East Coast. The further assumption is made that the NORTH Commission will function in much the same manner as it did during 1968-70, holding an average of three meetings per year; one in Juneau, one in Fairbanks or Anchorage, and one in Washington, D.C.

Personal Services:

Executive Director, range 23	\$45.8
Research Analyst I, range 13	23.2
Clerk III, range 8	17.4
	<u>\$86.4</u>

IV. DATE March 9, 1979 PREPARED BY Janet Green
 AGENCY Office of the Governor
 Original: Legislative Finance PHONE 465-3545
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

SCR 33

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SCR 33
 Title Study of a direct investment by the state in the Alaska natural gas pipeline project
 Requested by Legislative Finance Date 4/19/79

II. FISCAL DETAIL

Agency Affected Legislative Affairs Agency
 Program Category Affected General Government
 Budget Request Unit(s) Affected Council and Subcommittees

EXPENDITURES (Thousands of Dollars)

	FY 79	FY 80	FY 81	FY 82	FY 83	FY 84
100 PERSONAL SERVICES						
200 TRAVEL		20.0				
300 CONTRACTUAL		150.0				
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		170.0				

FUNDING (Thousands of Dollars)

GENERAL FUND		170.0				
FEDERAL FUNDS		-0-				
OTHER (Specify)		-0-				

POSITIONS

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

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

IV. DATE 4/19/79 PREPARED BY Gross Erickson
 AGENCY Legislative Affairs Agency, Research Division
 PHONE 465-3302
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)
 Colletta/Biles
 33 001 (Rev. 10/78)
 R. R. Charney
 M. Frdicott



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

June 1, 1979

The Honorable Clem Tillman
President of the Senate
The Honorable Terry Gardiner
Speaker of the House
Alaska State Legislature
Juneau, Alaska 99811

RE: FCCS SB 53
CHAPTER 80

Dear Mr. President and Mr. Speaker:

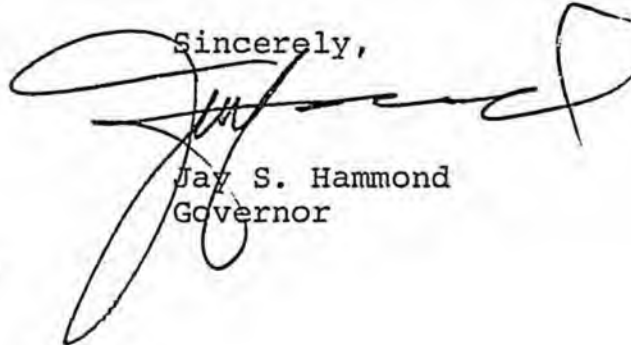
I am today signing Free Conference Committee Substitute for Senate Bill 53 into law. For the first time in four years the legislature has passed an appropriation bill beneath the ceiling I presented to them in my budget message. This is a most significant precedent and one which I encouraged by assuring the legislature that so long as administrative priorities were accommodated, I would not be forced to veto legislative programs falling beneath such ceiling. While I may not agree with some of the specific uses proposed for these funds, compared to those proposed in my budget, joint acceptance by the legislature and administration of a budget ceiling is a far greater consideration.

I am, however, vetoing a portion of Section 15 of this bill, which would have amended Sections 1 and 2 of chapter 2, SLA 1978 by reducing the appropriation made last year to the Department of Transportation and Public Facilities for delineation of a utility corridor and right-of-way extension of the Alaskan Railroad to the Canadian border from \$865,000 to \$600,000. This section then appropriated \$265,000 to the Legislative Council for a similar purpose which I have allowed to stand. The Department of Transportation and Public Facilities had already obligated the majority of these funds when the Free Conference Committee on the budget was taking this action and, therefore, these funds are not available for lapse.

In addition to this veto, I feel I must notify you that there are other sections and "riders" that you placed in the bill which are not legally binding. Since these are not binding, I have -- with notable exception of the bill of attainder at page 18 -- not lined them out in the bill, but I am attaching the review of the bill performed by the Department of Law which outlines the legal responsibilities imposed by the various "riders." As you will note when you read this attachment, many of the "riders" that were placed in the bill have no legal force and in other cases are in direct violation of existing law. Of course, state agencies must follow existing law when there is a conflict between the "rider" and other statutes.

The bill in Section 20 contains language that would lead the public, and perhaps some legislators, to believe that there would be no reduction in services below the level provided in fiscal 1979. This is simply not the case. While the budget I submitted could have retained such service levels, because the legislature shifted funds from my proposed operational budget to capital projects there will be a decrease in certain services. State agencies will, of course, attempt to minimize the service reductions, but there needs to be an understanding that service and employment reductions will occur.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "Jay S. Hammond". The signature is written over the typed name and title.

Jay S. Hammond
Governor

ENDIX

Review of Riders on FY 80 General
Appropriations Bill
May 17, 1979

OPERATIONAL BUDGET.

1. Positions. After many of the entries indicating the purpose of an appropriation is a parenthetical indicating a number of positions, i.e., permanent personnel. Appropriation bills must be confined to appropriations. Alaska Const., art. II, § 13. Fixing the numbers of positions in various offices is not an appropriation. Accordingly, these parentheticals are treated as informational, reflecting a likely understanding, but not having the force of law.

2. Page 9, lines 16-19 */ (Capital '80): An appropriation bill must be confined to appropriations. Alaska Const., art. II, § 13. The Fiscal Procedures Act covers purchases of goods and services by all state agencies. AS 37.05.220-280, 320(2). The rider on lines 12-13 cannot be construed to amend the Fiscal Procedures Act.

3. Page 11, lines 25-28, 30-33 (University of Alaska): This rider would require a transfer of \$125,000 from the "UNIVERSITY PLANT FUND TO THIS APPROPRIATION AS PROGRAM RECEIPTS FROM EXCESS COLLECTIONS OF DEDICATED REVENUE BOND FEES." The university has title to all its personal property. Alaska Const., art. VII, § 2. Its property is to be managed and disposed of as provided by law. Id. There is nothing in AS 14.40.280--450 which provides for the university to match appropriations from the general fund with money from one or another of its funds or accounts. Because it must be confined to appropriations, it is unlikely that an appropriation bill can be used to achieve that effect. The appropriation probably can be made conditional on a match from the university's own money. Specifying the source, however, gets into managing the university's money directly, and probably goes too far to be valid as a condition.

4. Page 12, lines 5-13, 17-25 (University of Alaska): This

*/ Page references are to the print of the bill as it will appear as a session law. The print is longer (84 pages) than the bill (71 pages) due to printing style differences. Thus, for example, page 56 of the print is page 47 of the bill.

rider contains a conditional exception to the statutory prohibition against making transfers between appropriations. Generally, an appropriation cannot amend other, substantive law. There are two reasons why the provisions here are probably valid. One, the exception made by them is one recognized by case law at any event. Even without these provisions, a reorganization which combined the two units to which the money was appropriated would result in the money's being combined. Two, the subject of the substantive law is appropriations; therefore, the bill is acting only on appropriations and does not exceed the constitutional restriction.

5. Page 13, lines 7-10 (University of Alaska): This is the same as 3, above, i.e., probably over intrusive and invalid. A less intrusive condition requiring a match from the university probably would be valid.

6. Page 13, line 21 (Ketchikan Community College): This is an explanatory item within an allocation and has no real effect.

7. Page 15, lines 20-24 (U of A, Mineral Industry Research Laboratory): The provisions in this rider for lapsing money in the event of a shortfall in the receipt of matching monies appear to duplicate the provisions of section 3 of the bill.

8. Page 16, lines 23-30 (Child Support Enforcement): This rider conditions the expenditure of funds on their not being used to invade constitutionally protected rights. It is directly and substantially related to the appropriation, and therefore, is valid.

9. Page 17, lines 14-16. (Youth Services): The use of the appropriations bill for pass-through grants where a grants program has not been established by law creates both legal and administrative problems because of the absence of standards for determining recipients and amounts. For example, if there are entities similarly situated to the named grantees which are ready, willing, and able to perform the same services, now is one selected and the other not. Does that deny equal protection. Is the legislature by selecting out a single, identified entity to perform a service for a specific amount of money actually contracting for the state for it. Does that violate the separation of powers. The Fiscal Procedures Act. Grants to municipalities (or their agencies) are clearly permissible; they are the state's political subdivisions. But grants to others must be treated as appropriations for contractual services and the provisions of the Fiscal Procedures Act must be followed.

10. Page 17, lines 18-31 (Adult Supportive Services): These

provisions create the same problems as 9, above. Of course, many of the named recipients provide a singular service, and it can be argued that, as a practical matter, each constitutes a single source. However, under ordinary and customary practice, the state agencies would make requests for proposals and by doing so could create additional sources. As a result, legislative identification of the grantee evades the requirements of the Fiscal Procedures Act. Because this bill cannot amend that Act, its provisions must be followed.

11. Page 18, lines 5-7 (Social Services, Southern Region): This appropriation bill cannot be used to impose a legal requirement that there be a night in-take program at Ketchikan. These provisions are valid as a statement of intent and are entitled to great weight. They also afford ample reason for the agency administrators to assume that the elimination of the program will be followed by a reduction in the appropriation by an amount equal to support two positions.

12. Page 18, lines 8-10 (Social Services, Southern Region): What is true for Ketchikan is also true for Wrangell. This appropriation bill cannot dictate the staffing of the Wrangell office.

13. Page 18, lines 13-16 (Social Services, Central Office): So too, no appropriation is made by a provision, such as in the rider here, relating to deleting a position. Moreover, since this rider applies to a clearly ascertainable person, and is clearly intended as a punishment, it is a bill of attainder prohibited by the constitution. United States v. Lovett, 328 U.S. 303, 315 (1946). Its invalidity is beyond reasonable dispute.

14. Page 18, lines 21-24 (Office on Aging): This is another grant where the selection of the grantee must follow the Fiscal Procedures Act as discussed in 9, above.

15. Page 18, lines 26-27 (Grants): Same problem.

16. Page 19, lines 9-12 (Internal Audit): The Legislative Auditor probably should be funded directly by program receipts rather than by a rider for these and similar audits.

17. Page 20, lines 17-20 (Social Services, CETA): This provision creates the grants problem discussed in 9, above.

18. Page 20, lines 21-37 (Adventure-Based Education Program): Notwithstanding the need for prompt action expressed by these provisions, the agency's administrators must comply with the applicable law covering contracts for goods and services. It is not the agency's fault that this appropriation came so late in the year. The directive to encumber

\$25,000 and transfer the money from other appropriations is of dubious validity. It does not effect a transfer by law as has been done in other bills this year.

19. Page 21, lines 28-29, 37-38 (Handicapped Children and Regional Labs): The direct grant raises the questions raised in 9, above.

20. Page 22, lines 7-13 (Public Health Administration): Same.

21. Page 23, lines 16-21 (Alcohol Abuse): The direct grants, because they are made to a municipality, are valid items.

22. Page 23, lines 30-34 (Mental Health): To the extent the grants are to municipalities, they are valid. To others, section 9, above, applies.

23. Page 24, lines 5-8 (Residential Care): Same.

24. Page 24, lines 10-15 (Family Support): Same.

25. Page 24, lines 20-21 (Mental Health): Same.

26. Page 25, lines 10-19 (Natural Resource Administration): Partial funding is patently inconsistent with the Executive Budget Act. This comment will not be repeated with respect to other agencies which are also partially funded.

27. Page 26, lines 35-38 (Commercial Fisheries): This appropriation bill cannot be used to set the staffing for Haines or Dillingham. This "condition" is invalid.

28. Page 27, lines 19-27 (Admin. and Support): The direct grants raise the questions discussed in 9, above. Contracts for performing the specific projects must be let under applicable law.

29. Page 27, lines 33-35 (Investigations and Research): Same as 27, above.

30. Page 30, lines 33-35 (Occupational Licensing): As this rider does, an appropriation bill can set the period for which an appropriation is made and it need not be the same as others in the same bill. Alaska Const., art. IX, § 13.

31. Page 31, lines 37-39 (Highway Safety): Same.

32. Page 32, lines 30-32 (Criminal Justice Planning): Same.

33. Page 35, lines 35-39 and page 36, lines 4-24 (Renewable Resources Board): While these provisions, being part of an

appropriations bill, can have no lawful force or effect, they constitute a valid statement of the legislature's wishes and should be responded to accordingly.

34. Page 36, lines 36-39 and page 37, line 4 (Economic Enterprise): The problem with this provision is that the \$65,000 appropriation referred to is not one expressly contained in the bill. Nevertheless, Budget and Management should be able to see that the sums come out as intended by the legislature.

35. Page 37, lines 19-21 (Tourism): Again, the direct grants must be governed by law as discussed in 9, above.

36. Page 38, lines 10-13 (Community Planning): Same.

37. Page 39, lines 5-10 (DOT/PF Commissioner's Office): These provisions add nothing to the existing law and, being part of an appropriations bill, cannot impose a legal duty on the commissioner beyond that imposed by existing laws.

38. Page 39, lines 28-36 (M & O, Administration): These provisions cannot compel the department to contract with the railroad for the specified service. This is an invalid rider on an appropriations bill.

39. Page 40, lines 14-19 (Highways): Nor can a rider be attached to provide for road maintenance on an off-system road in violation of existing law. The money probably could be used to support ferry service.

40. Page 40, lines 31-34 (Airports): The rider for a direct grant for air-taxi mail delivery raises the problems discussed in 9, above.

41. Page 42, lines 5-23 (Executive Office): The rider requiring the Governor to report on the consolidation of certain functions has no legal force or effect. The Governor can, of course, honor the rider as a request.

42. Page 42, lines 28-34 (Budget & Management): This rider, being part of an appropriation bill, has no legal force or effect. Moreover, insofar as it would intrude the legislative branch into the exercise of a power over the budget vested exclusively by the constitution in the executive, it would probably be invalid even if enacted as a separate law.

43. Page 43, lines 6-9 (Internal Audit): A rider in an appropriations bill cannot be used to effect a transfer of an agency or function between the principal departments of the executive branch. Accordingly, this is an invalid condition. The function of the Internal Auditor is not, however, placed

in the Department of Administration by law; and therefore, the Governor has authority to relocate it.

44. Page 43, lines 10-13 (Internal Audit): A rider on an appropriations bill cannot establish a legal duty. Nevertheless, duplication of functions by the executive and legislative auditors should be avoided.

45. Page 43, lines 16-20 (Bethel Office): The legislature may refuse to fund a given function, and when it does, that will generally be the end of it. The rider here, however, has no effect on the Governor's use of his contingency fund, which may be used to fund a trouble shooter at Bethel. Additionally, the legislature's power to refuse funding cannot be used to inflict a punishment, for to do so would make the rider an unconstitutional bill of attainder.

46. Page 43, lines 25-30 (HWCF Services): This is merely an explanation of an accounting adjustment.

47. Page 43, lines 34-38 (U of A Audit): This rider has no legal force or effect.

48. Page 44, lines 6-18 (Salary Increases): This rider has no legal force or effect. Neither the executive nor legislative branches are bound by it. Nevertheless, it is a valid statement of the consensus of the 11th State Legislature and entitled to great deference and respect.

49. Page 44, lines 26-32 (Risk Management): It is highly unlikely that a \$13.6 million appropriation for insurance, half of which will be expended before the so-called condition can occur, will be held to be conditioned on a report concerning four positions. This rider merely illustrates how any requirement can be stated as a condition.

50. Page 44, lines 35-39 and page 45, line 4 (General Services): The rider requiring the Departments of Administration and of Transportation and Public Facilities to establish joint car rental policies can have no legal effect.

51. Page 45, lines 13-17 (Data Processing): This rider appears to make storage space a purpose of the FY 79 appropriation for data processing. In effect, it amends last year's appropriation bill. That is almost certainly permissible.

52. Page 45, lines 19-38 and page 46, lines 4-9 (Data Processing): This rider appears to both explain and reflect an adjustment by the legislature in the budget for data processing. It relates directly and solely to appropriations, and therefore, is valid.

53. Page 46, lines 23-26 (FERC Proceedings): This language provides for a lapse of the appropriation when the tariff proceedings terminate. It is valid.
54. Page 46, lines 33-36 (Permanent Fund Management): This is a similar provision for a lapse.
55. Page 47, lines 23-31 (Procurement): This language specifies the period of a portion of the appropriation. That is valid.
56. Page 47, lines 32-35 (Tenakee Health Center): This rider has no legal force or effect.
57. Page 47, lines 36-39 and page 48, lines 4-5 (Combined Facilities): This rider has no legal force or effect.
58. Page 48, lines 17-19 (Communications): This rider has no legal effect, but it is a proper statement of legislative intent, as are similar riders mentioned above and below. Ordinarily, it is the kind of statement which is placed in a committee report, as are many of this bill's riders.
59. Page 48, lines 21-25 (Communications): This rider has no legal force or effect.
60. Page 48, lines 29-37 (Communications): The breakdown of the appropriation item contained in this rider does not impose a legal restriction on the use of the appropriated money.
61. Page 49, lines 4-19 (Television): These riders place no legal duty on anyone to do anything.
62. Page 49, lines 20-38 (Television): This rider appears to state that, notwithstanding the actual apparent appropriation of \$2,170,815 for television, the agency should spend \$2,553,000, the "full funding" for FY 80. Unfortunately, the language does not parallel that used by other riders which clearly state the legislature's intent to fund at a higher level than the amount appropriated in the bill. Accordingly, that intent probably cannot be inferred, and the expenditures cannot be made, absent some other evidence of it.
63. Page 50, lines 11-19 (Vehicle Repairs and Rentals): These riders have no legal force or effect.
64. Page 50, lines 24-27 (Audits): This rider has no legal force or effect.
65. Page 51, lines 5-35 (Legislative Council): This rider

is explanatory and has no legal effect. Again, it is the kind of material which ordinarily appears in a committee report.

CAPITAL BUDGET.

66. Page 55, lines 8 and 19 (Election District): The indication of election districts is informational only. An error in district designation has no effect on the appropriation or its expenditure.

67. Page 60, lines 18-27, 32, 36, etc. (Grants): The capital budget, like the operating budget, includes a large number of "grants" to nongovernmental entities for services or facilities or both. The same questions raised under 9, above, are raised by the "grants" in this portion of the bill. They will have to be handled as discussed in 9, above, i.e., under applicable statutes, most particularly the Fiscal Procedures Act and the Public Facilities Procurement Act.

68. Page 62, lines 29-30 (Sutton Community Building): There is no municipality of Sutton, and the "community of Sutton" is not a juridical entity with which the state can transact business. It appears, therefore, that the agency must, in this and similar situations, seek out a responsible group or association in the community to be responsible legally for the community building, and to contract with the state for the money.

69. Page 63, lines 20-22 (St. James Mission): There is a City of Tanana. Presumably, the grant is to it. The purpose of the grant, rehabilitation of a mission, raises establishment of religion problems. In order to expend public funds, it must be for a non-religious purpose.

70. Page 63, lines 23-26 (Gateway R.E.A.A.): Direct grants to the named villages raise public purpose questions. This appropriation appears to be to the Department of Natural Resources for Parks and Recreation (page 62, lines 4-5) for the Gateway REAA, to be divided among five communities. No purpose is stated. Presumably it relates to recreation. The agency and the intended recipients are, however, apparently left to devise a purpose. This is almost certainly an overly broad and unconstitutional delegation of the power of appropriation. It appears that the bill contains a large number of such items. Unless there is some legislative documentation of the purpose of these grants, they raise real questions of validity.

71. Page 66, lines 9-12 (Commercial Fisheries and Agriculture Bank): The rider's explanatory material limits the appropriation. It is a valid limitation, relating solely and directly to the appropriation.

72. Page 66, lines 22-29 (AHFC Mobile Homes): This rider states an "intent" rather than a condition. "Legislative intention without more is not legislation." Train v. City of New York, 420 U.S. 35, 45 (1975). Had the legislature intended to make \$1 million solely available for a mortgage insurance for mortgage financing for mobile homes, it would have appropriated it that way. A statement of intent must be perceived as a lesser restriction.

73. Page 68, lines 8-13 (Farm Projects): These are more examples of the problems discussed above in 9 relating to legislatively prescribed, non-governmental grantees.

74. Page 68, lines 15, 17-35 (Grants): Same.

75. Page 70, lines 23-26 (Firehalls): Volunteer fire departments fall into a category which is quite close to municipalities. They probably constitute de facto service areas in the unorganized borough, and because of the statutorily prescribed governmental functions they perform, may well be de jure service areas. Grants to them should, therefore, be treated much the same as grants to municipalities.

76. Page 70, lines 30-33, 34-36, 37-39 (Grants): While these riders name entities within municipalities, it is best to infer that they are part of the object or purpose of the appropriation and that the grant is to the respective municipalities for those purposes, e.g., for recreational facilities in Spenard.

77. Page 71, lines 7-9 (Grant): The grant to the Thomas Bay Power Authority raises questions concerning its purpose. If there is no legislative documentation on the purpose, it may well be an invalid appropriation.

78. Page 71, lines 21-24 (Takotna Grant): Takotna does not appear to be a city. If not, the grant must be handled so as to ensure its expenditure is for a public purpose and not for private benefit.

79. Page 73, lines 13-15, 16-18 (Grants): Chalkyitsik and Cantwell were not incorporated cities as of 1978. Where a grantee does not exist, the grant probably fails. Legislative documentation (or lack of it) should be determinative.

80. Page 73, lines 22-24 (Grants): Healy Lake was not an

incorporated city in 1978.

81. Page 73, lines 31-35 (Grants): These grants may be too indefinite as to recipient and purpose to be valid constitutionally. It will depend upon the existence of legislative documentation identifying both more precisely.

82. Page 75, lines 7-9 (Traffic Signals): This rider merely further identifies the purpose of the appropriation.

83. Page 75, lines 11-12 (Street Repairs): As a general rule, a "community council" cannot be given power to supervise the expenditure of public funds. This rider, therefore, does not have the force of law.

84. Page 75, lines 21-24 (Road Improvements): Same.

85. Page 76, lines 11-13 (Paradise Haven Lodge): This rider is invalid. First, in order for a condition on an appropriation to be valid, it must have a direct and substantial connection to the appropriation. Second, the law-making power is not the power to pick and choose the buildings to be used for park facilities.

86. Page 77, lines 19-20 (Priorities): While a valid statement of concern and entitled to great weight, this rider can have no legal effect.

87. Page 79, lines 12-23 (Landscaping): This rider's statement of intent does not have the force of law required to remove these projects from the application of other laws which could frustrate the very intent stated by the rider.

88. Page 81, lines 19-22 (Fourth Floor): This rider -- vesting the Legislative Finance Division with control over the fourth floor in the capitol -- has no legal effect. First, so long as there is space on the fourth floor of the capitol occupied by another branch of the government, an agency of the legislature cannot -- under the separation of powers -- usurp that space or have supervening control over it. Second, under existing law, space occupied by the legislature and its agencies is under the control of the Legislative Affairs Agency. AS 24.20.060(5). A rider on an appropriations bill cannot amend that substantive law. Of course, the second consideration is solely a matter of internal concern to the legislature, and no law on the subject is required at all.

STATE
of ALASKA

MEMORANDUM

TO: Ron Lind, Director
Div. of Budget & Management

DATE: April 27, 1979

FILE NO:

TELEPHONE NO:

FROM: AVRUM M. GROSS
ATTORNEY GENERALSUBJECT: Matters of question-
able validity or ef-
fect in FY 80 general
appropriation bills

By:

Rodger W. Pegues
Assistant Attorney General 

You have asked that we review CSSB 53 and HCS CSSB 53 and report on provisions of questionable validity or effect in both and the manner, if any, in which the objectives of the provisions might be met.

I. CSSB 53

1. Positions. After many of the entries indicating the purpose of an appropriation is a parenthetical indicating a number of positions. Appropriation bills must be confined to appropriations. Alaska Const., art. II, § 13. Fixing numbers of positions is not an appropriation. As a result, these parentheticals are treated as indications of legislative understanding or intent, entitled to great weight, but not having the force of law.

2. Page 4, lines 17-18. A condition on the appropriation for the community schools of the Foundation Program Components would effect a new local matching requirement of 20 percent. An appropriation bill cannot be used to enact or alter substantive law. Depending on the provisions of existing law, it could well be that the Department of Education has no authority to adopt regulations requiring a local match. Accordingly, this so-called condition is probably invalid. A separate, substantive bill would be required to effect this change.

3. Page 5, lines 33-34. It seems likely that establishing a match-grant program cannot be done by an appropriation bill. Accordingly, the condition is probably not valid. Again, a separate bill would be required. However, it may be valid to say "No money may be expended unless the local district matches at least 20 percent of state money to be expended in that district." That's a pure condition and might work.

4. Page 8, lines 36-39. This condition would require a transfer of \$125,000 from the "UNIVERSITY PLANT FUND TO THIS

Ron Lind
April 27, 1979
Page #2

APPROPRIATION AS PROGRAM RECEIPTS FROM EXCESS COLLECTIONS OF DEDICATED REVENUE BOND FEES." The university has title to all its personal property. Alaska Const., art. VII, § 2. Its property is to be managed and disposed of as provided by law. Id. There is nothing in AS 14.40.280--450 which provides for the university to match appropriations from the general fund with money from one or another of its funds or accounts. It is far from certain that an appropriation bill can be used to achieve that effect. The appropriation probably could be made conditional on a match from the university's own money. Specifying the source, however, gets into managing the university's money directly, and probably goes too far.

5. Page 9, lines 7-8. Same.

6. Page 10, lines 19-20. Same.

7. Page 17, line 36. The word "allocation" should be "appropriation."

8. Page 21, lines 30-31. The use of the appropriations bill for pass-through grants where no grants program has been established by law creates both legal and administrative problems from an absence of standards for determining recipients and amounts. For example, if there are entities similarly situated to Minority Community Resources Facility which are ready, willing, and able to perform the same services, how is one selected and the other not? Does that deny equal protection? Is the legislature by selecting out a single, identified entity to perform a service for a specific amount of money actually contracting for the state for the service and thereby executing the law as well as making it? Does that violate the separation of powers? The Fiscal Procedures Act? Eventually, if the practice is not altered, the courts will decide these questions.

Additionally, as above, the word "allocation" should be "appropriation."

9. Page 23, lines 14-15. Here, a so-called condition is used to make a line-item appropriation to a specific, non-governmental entity. As a condition, it is probably invalid. Because the YKHC is unique, it may be a valid appropriation; however, the legal questions raised immediately above apply here as well.

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10. Page 23, line 35. The same problems apply to a statement of intent respecting a contract for \$55,000 with YKHC for strep control.

11. Page 24, lines 31-37. Here, a condition is included which provides that, with certain exceptions, none of the money appropriated for General Relief Medical may be expended for abortions. Aside from the obvious constitutional problems, */ the "condition" essays to compel the department to alter existing GRM reimbursement policies. Because appropriation bills are confined to appropriations under our constitution, art. II, § 13, a condition in an appropriation bill cannot effect substantive norms. Separate legislation is required for that.

12. Page 26, lines 21-23. Designating grant or contractual recipients presents the problems discussed in No. 8, above.

13. Page 26, line 25. Same.

14. Page 37, line 14. It takes the concurrence of two-thirds of the membership of each house and a separate vote to provide for a different effective date. Moreover, there is no appropriation of \$75,000 for the real estate surety fund. This should say, "The amount of \$75,000 to be appropriated from other funds to Occupational Licensing is for the period beginning June 1, 1979, and ending June 30, 1980."

15. Page 39, line 15. This has the effect of making the federal and the state matching monies a two-year appropriation. There is nothing wrong in that.

15.1. Page 49, lines 6-9. It is unlikely that, by an appropriation such as this, the making of a contract for the prescribed service can be made a legal duty. A separate law prescribing the service would probably be required.

16. Page 49, lines 20-21. Provisions of an appropriation bill cannot amend other substantive law. There is a real question whether these provisions are valid. It can be

*/ While the United States Supreme Court has upheld similar restrictions on spending in the face of equal protection challenges, it is unlikely that they would survive the Alaska Supreme Court's intensified scrutiny test.

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argued that, because the other law, AS 37.07.080(e), has no reference to any subject other than appropriations, exceptions to it may be made in an appropriations bill. It would be prudent to make the present items allocations under a single appropriation.

17. Page 49, lines 29-30. Same.

18. Page 53, lines 20-28. This condition directs the governor to propose the inclusion of (1) all state internal audit functions in his office; and (2) all personnel organizations with regulatory functions, e.g., EEO, the labor relations agency, and labor relations and negotiations. It requires that the proposed reorganization and related budgets be presented to the second session of this legislature. Finally, it directs the state internal auditor to do his audits at the governor's direction without duplicating the work of the legislative auditor.

With respect to the Internal Auditor, all that is required, there being no statutory provision for an internal auditor, is a condition: "The amount appropriated to the Office of the Governor for the operations of the Internal Auditor is contingent on the Governor's transferring the Internal Auditor to his office by administrative order."

Because, except for EEO, the personnel functions, AS 39.25, are placed within the Department of Administration by law, the governor could effect the proposed changes in organization only by an executive order under article III, section 23, of the Alaska Constitution. We believe this condition is invalid. We know of no way in which the results sought by this provision could be achieved by an appropriation bill.

19. Page 56, lines 28-31. As substantive law, this is ineffective. As a statement of policy, it is effective. As a practical matter, meeting the requirement is probably not possible unless a new and expensive accounting system is installed.

20. Pages 58-59, line 37, lines 4-5. There is a question whether the legislature can, under the constitution, compel the recipient of state funds to make a public statement that the taxpayers are paying for his service.

21. Page 59, line 25. A statutory requirement that other

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state agencies obtain the approval of DOT/PF prior to seeking repairs and servicing of vehicles from private sources cannot be enacted as part of an appropriation bill. There are apparent inconsistencies with the Fiscal Procedures Act which could be addressed in separate legislation.

II. HCS CSSB 53

22. Positions. Same comment as No. 1, above, relating to CSSB 53.

23. Page 4, lines 17-18. Same comment as No. 2, above, relating to CSSB 53.

24. Page 5, lines 33-34. Same as No. 3, above.

25. Page 9, lines 6-7. Same as No. 4, above.

26. Page 9, lines 11-12. Same as No. 5, above.

27. Page 10, lines 18-19. Same as No. 6, above.

28. Page 18, lines 29-30. It probably is not constitutionally permissible to state an item appropriation in the form of a condition on a larger appropriation in order to protect it from an item veto. The result sought probably cannot be achieved directly by law making.

28.1 Page 18, line 31. This is an allocation, not a condition.

29. Page 18, lines 36-37. Legislative selection of contractors raises not only equal protection questions but also questions as to whether, in an appropriations bill, the legislature can make exceptions to the Fiscal Procedures Act. This particular provision also raises vagueness questions, i.e., what entities are the grantees, and questions as to the care, custody, and use of public funds, i.e., under what standards and guidelines are the funds to be used.

30. Page 23, lines 26-27. Same as No. 9, above.

31. Page 24, line 9. Same as No. 10, above.

32. Page 24, line 17. Each time a particular contractor is selected in this manner, questions of equal protection, separation of powers, special legislation, extraneous matter in appropriation bills, and exceptions from the Fiscal Procedures Act are raised. These riders probably are invalid.

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They do not preclude contracting with the named contractor, but they probably cannot command it.

33. Page 31, line 25. This is essentially the same as No. 28, above. It is almost certainly invalid as a condition.

34. Page 33, line 4. Same.

35. Page 40, line 12. This is the same as No. 15, above. (two-year appropriation).

36. Page 41, lines 29-30. Same.

37. Page 41, line 32. Same.

38. Page 47, line 32. This raises the problems associated with selecting specific contractors discussed above, e.g., at No. 32.

39. Page 51, lines 14-15. Same as No. 16, above. Probably valid, but not for certain.

40. Page 51, lines 23-24. Same.

41. Page 51, lines 38-39. If the Thorne Bay-Klawock road is off-system, the money cannot be expended on it under existing law. This seems to be saying that the purpose of the appropriation is to provide winter access to Thorne Bay. The RSA authorization is really an authorization to make a transfer between appropriations.

42. Page 52, lines 32-33. This may raise the selection-of-contractor questions discussed above.

43. Page 55, lines 24-26. It is questionable whether, even in a separate bill, the legislature may invade the executive's budget powers in this way. It is almost certain that it cannot do so in an appropriation bill. An amendment to the Executive Budget Act would be necessary.

44. Page 56, lines 7-9. Since no law requires this result and since this is not an appropriation, it cannot have the force of law. AS 44.19 would have to be amended to achieve this result.

45. Page 56, lines 21-26. This is not an appropriation. If we apprehend what is being attempted, we suggest an alternative:

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(1) Make the purpose, "Funding Adjustments for HWCF Services."

(2) Make the appropriation item zero and delete the material on lines 21-26.

(3) Leave the entry under General Fund as it is.

(4) Enter \$4,000,000 under Other Funds. Beginning on line 21, enter the following:

The \$4,000,000 in this item appropriated from Other Funds is from the Highway Working Capital Fund and has been appropriated to replace appropriations from the General Fund made throughout this bill to the state agencies which have budgeted for state equipment fleet services in FY 80.

46. Page 57, lines 24-25. This disclaimer can have no binding effect on the legislature. It can effectively forewarn risk managers on managing their budget.

47. Page 58, lines 18-30. This is explanatory material and would more properly belong in a committee report. However, it is certainly valid and can be part of a bill even though it does not state any law or make any appropriation.

48. Page 59, lines 23-25. This condition is really just a special lapsing provision.

49. Page 60, lines 35-36. While an appropriation bill cannot impose a legal requirement or mandate for a specific performance, it can express views which are entitled to great weight. There simply is no way to use the appropriation bill to prescribe legal duties of this sort.

50. Page 61, lines 30-31. This cannot bind the legislature; it puts the administrator on notice.

51. Page 62, line 5. This is pretty much the same.

52. Page 72, lines 5-6. An appropriation bill cannot be used to vest authority in private groups to dictate the use of public funds. Unless the groups are representative of the public and responsible to the public, giving them such power would probably be an unconstitutional delegation. The bill can state that the department should consider the views of the groups.

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53. Page 72, lines 11-13. These are allocations, not conditions.

This review of CSSB 53 and HCS CSSB 53 can be utilized in considering various provisions in draft versions of the bill being prepared in free conference. The general rules remain the same.

RWP/pjs

POSITIONS IN HOUSE BUDGET

CATEGORY	TOTAL NEW POSITIONS			NEW POSITIONS ALREADY HIRED			POSITIONS DELETED FROM BUDGET		
	#	Gen. Funds	Other Funds	#	Gen. Funds	Other Funds	#	Gen. Funds	Other Funds
TRANSPORTATION	0			0			55	1735.4	(eventually)
GENERAL GOVERNMENT	34 PFT	\$546.8	\$145.9 Fed.	18	\$348.4	\$145.9 Fed.	40 PFT	\$703.5	\$730.5 IAR
	1 PPT		\$337.4 IAR			211.6 IAR	2 PPT		44.0 PERS/TRS
	1 Temp		\$ 91.0 PR			\$357.5	2 Temp		\$774.5
			\$ 59.6 PERS/TRS						
			<u>\$633.9</u>						
DEVELOPMENT	1 PFT		\$ 58.1 Fed.	1		58.1 Fed.	24 unspec.		\$552.2 VLFR
	2 PFT		83.4 IA				1 PFT		37.8 ALFR
			<u>\$141.5</u>						<u>\$590.0</u>
PUBLIC PROTECTION	3 PFT	\$ 18.2	\$ 39.3 Fed.	3	\$ 18.2	\$ 39.3 Fed.	0		
JUSTICE	35 PFT	\$504.6	\$376.4 Fed.	35	0	\$376.4 Fed.	0		
NRMEC	59	\$966.9	\$898.4	10	\$ 21.0	\$238.3	174	\$1455.6	\$2,725.5 FED
EDUCATION	3 PFT	\$ 48.2	\$ 51.1 Fed.				1 PT	\$ 7.3	
	1 PT		3.2 Fed.				2 PT	26.9	
								<u>34.2</u>	
SOCIAL SERVICES	79	\$1296.7	\$471.4 Fed.	46	\$784.2	\$130.8	8	\$ 216.2	0
	(9 part-time)								
Health	7 PFT	\$ 9.0	\$209.5	7	\$209.5	\$ 9.0	1	\$ 36.5	0



Alaska State Legislature

April 10, 1979

JUNEAU ALASKA

M E M O R A N D U M

TO: Russ Meekins, Chairman
House Finance Committee

FROM: *RLG* Robert L. Grogan, Fiscal Analyst
Legislative Finance Division

SUBJECT: Substantial Deviations from the Governor's Figure
in the House NRMEC Budget

1. All pipeline surveillance deleted
(1,708.6) Office of Governor
(1,691.3) ADF&G
(610.6) Dept. of Env. Cons.
4,010.5

Deletion based on project delay
2. Department of Natural Resources -
Management & Administration - significantly reduced
(-28% overall)
3. DNR - Land Management - vacancy deletions; deletion
of M. Smith's PCN and other reductions giving a total
-33% reduction.
4. FRED - overall 21% reduction - basically in Governor's
additions.
5. Fish & Game - Commissioner's Office - \$400.0 added for
Regional Aquaculture Study grants (4 regions)
6. Game/Sport Fish Divisions - No general fund funding
allowed. Overall reductions -12% & -10%, respectively.
7. Subsistence Section - Increase Gov's figure 428.9 (+51%)
8. DEC - Deleted some excessive vacant positions. Deleted
federally funded new positions. (the reason for the
substantial reduction from the Governor's figure)
9. Deleted budget for Tanker & Oil Terminal Safety -
HB 105 is apparently not going to pass.

TRANSPORTATION - Major Reductions

Administration

Capital Projects positions (CIP) were recommended by the Governor to be moved into the general fund budget. The Committee denied these shifts.

Commissioner's Office - 11 positions -	\$ 549.8
Admin. Services - 9 positions -	251.1
Financial Management - 31 positions -	<u>873.9</u>
51	<u>\$1,584.8</u>

Maintenance & Operations

Deleted statewide expansion of airport screening program
\$207.0.

North Slope Haul Road

\$1,766.1 general reduction

GENERAL GOVERNMENT:

- Deleted Growth Policy Council
- Deleted Alaska Public Forum
- Reinstated Office of Telecommunications in Office of the Governor
(4 positions, \$376.8)
- Removed Office of Science & Technology and Northern Technology funds
from DPDP and placed them under new, separate component (\$148.2)
- Removed \$4,000.0 in general fund through means of a centralized component
to reduce various agencies who budgeted for Highway Working Capital
Fund and State Equipment Fleet services; The funds in the HWCF will
provide those services which were funded by general fund that was
removed.
- All North Slope Haul Road components in the category were funded as
follows: took Legislative Recommendation and fixed costs' total and
allowed only 2/3 of that total.
- Denied Department of Transportation's request to show CIP positions in
the operating budget (21 CIP positions - some general funds, most of
them funded through interagency receipts)

DEVELOPMENT

Significant Changes

1. Veterans Loan Fund cut in half on the assumption that it is put on a revolving fund basis which would mean \$50 million in loans for FY 80 vs. \$120 million made in FY 79.
2. Community Legal Assistance zeroed because of a non-lapsing \$88,700 balance in the fund.
3. All non-match general funds (\$296.4) deleted from Community Planning Assistance.

New Positions

None

Positions Deleted

1. Veterans Loan Fund - 24 positions unspecified (\$552.2 Vets Loan Fund Receipts).
2. Agricultural loan Fund - Loan Examiner (\$37.8 Agricultural Loan Fund Receipts).
3. According to the Department of Community and Regional Affairs, the Community Planning Assistance cut would eliminate the director, secretary, 2 planning supervisors, senior planner, and accountant. (\$204.1 general funds)

PUBLIC PROTECTION

Dept. of Labor - Deleted all funds for OSHA.

Dept. of Commerce & Economic Development - Combined all three components of the Insurance Division into 1 component.

Department of Public Safety - Deleted \$159.0 from the Public Safety Improvement budget for alcohol rehabilitation program.

ADMINISTRATION OF JUSTICE - 75% reduction

Public Defender - Third Judicial District - Reduced the rate for new space rent from \$1.55 per sq. ft. per month to \$1.05 per sq. ft., a reduction of \$48.0 from the Governor's budget.

Division of Corrections:

Probation and Parole - 3rd Judicial District - Deleted \$54.1 in new rent inserted in the budget as continuation without any explanation of increased need. FY 80 rent allowance is \$49.1.

Probation and Parole - 4th Judicial District - Deleted \$32.9 in new rent inserted in the budget as continuation without any apparent increased need. The agency tried to get the increase via FY 79 supplemental appropriation, but was deneied by the Governor. FY 80 rent allowance is \$27.1.

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EDUCATION - Significant Changes

Shortform

<u>Page</u>		
3	Historical Commission	145.0
	History Textbook project	82.9
	Publications	62.1
7	Arts Council	16.2
	Asst. Director position	
11	TRS matching	(760.8)
	change in growth assumptions	
13	Pupil Transportation	369.3
	prior year eligible plus 6%	
17	Debt Retirement - Local	(930.1)
23	Fine Arts Camps	60.0
27	Local Formula - REAA	2048.0
	full-funding	
31	Bilingual Fund	(496.3)
	cover in Foundation support	
33	Regional Resource Centers	(50.0)
	gradual elimination of state support	
41	State Contract Programs	(1884.1)
51	General Overhead	(62.7)
	Data Processing chargeback	
63	BIA Transfer	(200.0)
65	Coorespondence Study - DOE	(350.9)
	limit to 29 instructional units	
75	Museums	64.9
	Conservator position	31.9
	Small museum grants	33.0
115	Project ETA	(143.2)
	20% local matching	
117	Cross Cultural Education	(80.0
	offset FY 79 GF support	

121	Scholarship Loan	1700.0
133	Post Secondary - Fin. Aid Admin. Eliminate part-time staff	(26.9)
145	Community Schools Planning Eliminate fund	(96.6)
153	Skill Center Move FY 80 salary increase to Gen.Gov't	(123.3)

NEW POSITIONS

		<u>GF</u>	<u>Other</u>	<u>Total</u>
7	Arts Council - Native Arts	16.3	16.3	32.6
47	Administrative Services Nutrition Aid	-	3.2	3.2
75	Museums - Conservator	31.9	-	31.9
131	Post Secondary-Gen. Admin. Voc Educ. Admin.	-	31.6	31.6
		48.2	51.1	99.3

POSITION REDUCTIONS

Post Secondary Commission			
131	General Admin - part-time staff	(7.3)	(7.3)
133	Fin. & Admin - part-time staff	(26.9)	(26.9)
		(34.2)	(34.2)

SOCIAL SERVICES - Major Reductions

Program Services

Institutional Care

(computer less \$365.0 for Pilot Program) 1,196.3

Employment Security - General

Reductions in the four sub-programs 2,840.0

Youth Employment Services - deleted 79.0

Labor - Admir Services (General) 296.4

HEALTH - Major Reductions 234.0

Emergency Medical Services - cut G/F 204.9

Data Services - general reduction

Health Planning - general reduction 191.3

Harborview - general reduction 521.1

SOCIAL SERVICES - Major Additions

Youth Services

Grant - Anchorage Child Abuse Board (140.0) 221.2
Grant - Fairbanks Child Protection Task Force (81.2)

Social Services

Southcentral Region - add 12 positions 316.1
Northern Region - add 2 positions 50.2

HEALTH - Major Additions

Field Nursing - reduce V/T assessment 100.0

Residential/Home Care - Pilot Program 166.4

UNIVERSITY - Significant Changes

Shortform
Page

9	<u>Board of Regents</u> Staff & Support - delete 2 positions	(65.9)
11	Faculty Sabbatical Leave	(30.1)
13	Recruitment - relocation no relocation but after termination	(72.6)
	<u>Statewide Administration</u>	
21	Staff & Support - Delete one position	(34.6)
23	Data Processing - Delete one position (55.2) Reduce SCT contract (50.9)	(106.1)
25	Risk Management - State Adm. proposal	(494.2)
29	RCA Increase - absorb total increase	(294.4)
	<u>Fairbanks Campus - UAF</u>	
33	Instruction - 3 new positions	65.6
37	KUAC - fund source change-donations	(20.9)
39	Academic Support - 6 new positions	70.1
45	Admin & Plant - 2 new positions	42.0
	<u>Anchorage Campus - UAA</u>	
	Instruction - 2 new labor pool positions	125.3
55	academic Support - library books	226.8
59	Student Services - fund source change - Plant Fund excess fees	(125.3)
61	Admin & Plant - fund source change - Plant Fund excess fees	(125.3)
	<u>Juneau Campus</u>	
67	SESC Instruction - 3 new positions, 3 extensions	95.9
69	JDCC Instruction - 3 new positions	96.0

UNIVERSITY Significant Changes (Page 2)

Shortform
Page

CC - Statewide

85	Statewide Staff - equip. for statewide distribution	250.0
87	CBU Contract	(609.2)

ACC

93	Instruction - 3 new positions	163.2
	Student Services - transfer Plant fund excess fees (250.6)	--

Ketchikan CC

121	Instruction - new position	30.9
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Kotzebue CC

145	Instruction - 2 new positions	36.2
	Equipment - Building Trades program	20.0

POSITIONS IN HOUSE BUDGET

<u>CATEGORY</u>	<u>TOTAL NEW POSITIONS</u>		<u>NEW POSITIONS ALREADY HIRED</u>		<u>POSITIONS DELETED FROM BUDGET</u>	
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Alaska State Legislature

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Shortform

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NEW POSITIONS

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7	Arts Council - Native Arts	16.3	16.3	32.6
47	Administrative Services Nutrition Aid	-	3.2	3.2
75	Museums - Conservator	31.9	-	31.9
131	Post Secondary-Gen. Admin. Voc Educ. Admin.	-	31.6	31.6
		48.2	51.1	99.3

POSITION REDUCTIONS

	Post Secondary Commission		
131	General Admin - part-time staff	(7.3)	(7.3)
133	Fin. & Admin - part-time staff	(26.9)	(26.9)
		(34.2)	(34.2)

SOCIAL SERVICES - Major Reductions

Program Services

Institutional Care

(computer less \$365.0 for Pilot Program) 1,196.3

Employment Security - General

Reductions in the four sub-programs 2,840.0

Youth Employment Services - deleted 79.0

Labor - Admin Services (General) 296.4

HEALTH - Major Reductions 234.0

Emergency Medical Services - cut G/F 204.9

Data Services - general reduction

Health Planning - general reduction 191.3

Harborview - general reduction 521.1

SOCIAL SERVICES - Major Additions

Youth Services

Grant - Anchorage Child Abuse Board (140.0) 221.2
Grant - Fairbanks Child Protection Task Force (81.2)

Social Services

Southcentral Region - add 12 positions 316.1
Northern Region - add 2 positions 50.2

HEALTH - Major Additions

Field Nursing - reduce V/T assessment 100.0

Residential/Home Care - Pilot Program 166.4

UNIVERSITY - Significant Changes

Shortform
Page

9	<u>Board of Regents</u> Staff & Support - delete 2 positions	(65.9)
11	Faculty Sabbatical Leave	(30.1)
13	Recruitment - relocation no relocation out after termination	(72.6)
	<u>Statewide Administration</u>	
21	Staff & Support - Delete one position	(34.6)
23	Data Processing - Delete one position (55.2) Reduce SCT contract (50.9)	(106.1)
25	Risk Management - State Adm. proposal	(494.2)
29	RCA Increase - absorb total increase	(294.4)
	<u>Fairbanks Campus - UAF</u>	
33	Instruction - 3 new positions	65.6
37	KUAC - fund source change-donations	(20.9)
39	Academic Support - 6 new positions	70.1
45	Admin & Plant - 2 new positions	42.0
	<u>Anchorage Campus - UAA</u>	
	Instruction - 2 new labor pool positions	125.3
55	academic Support - library books	226.8
59	Student Services - fund source change - Plant Fund excess fees	(125.3)
61	Admin & Plant - fund source change - Plant Fund excess fees	(125.3)
	<u>Juneau Campus</u>	
67	SESC Instruction - 3 new positions, 3 extensions	95.9
69	JDCC Instruction - 3 new positions	96.0

UNIVERSITY Significant Changes (Page 2)

Shortform
Page

CC - Statewide

85	Statewide Staff - equip. for statewide distribution	250.0
87	CBU Contract	(609.2)

ACC

93	Instruction - 3 new positions	163.2
	Student Services - transfer Plant fund excess fees (250.6)	--

Ketchikan CC

121	Instruction - new position	30.9
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Kotzebue CC

145	Instruction - 2 new positions	36.2
	Equipment - Building Trades program	20.0

POSITIONS IN HOUSE BUDGET

<u>CATEGORY</u>	<u>TOTAL NEW POSITIONS</u>		<u>NEW POSITIONS ALREADY HIRED</u>		<u>POSITIONS DELETED FROM BUDGET</u>		
	<u>#</u>	<u>Gen. Funds</u>	<u>Other Funds</u>	<u>#</u>	<u>Gen. Funds</u>	<u>Other Funds</u>	<u>#</u> <u>Gen. Funds</u> <u>Other Funds</u>
TRANSPORTATION	0			0			55 1735.4 (eventually)
GENERAL GOVERNMENT	34 PFT	\$546.8	\$145.9 Fed.	18	\$348.4	\$145.9 Fed.	40 PFT \$703.5 \$730.5 IAR
	1 PPT		\$337.4 IAR			211.6 IAR	2 PPT 44.0 PERS/TRS
	1 Temp		\$ 91.0 PR			\$357.5	2 Temp \$774.5
			\$ 29.6 PERS/TRS				
			\$633.9				
DEVELOPMENT	1 PFT		\$ 58.1 Fed.	1		58.1 Fed.	24 unspec. \$552.2 VLFR
	2 PPT		83.4 IA				1 PFT 37.8 ALFR
			\$141.5				\$590.0
PUBLIC PROTECTION	3 PFT	\$ 18.2	\$ 39.3 Fed.	3	\$ 18.2	\$ 39.3 Fed.	0
JUSTICE	35 PFT	\$504.6	\$376.4 Fed.	35	0	\$376.4 Fed.	0
NRMEC	59	\$966.9	\$898.4	10	\$ 21.0	\$238.3	174 \$1455.6 \$2,725.5 FED
EDUCATION	3 PFT	\$ 48.2	\$ 51.1 Fed.				1 PT \$ 7.3
	1 PT		3.2 Fed.				2 PT 26.9
							34.2
SOCIAL SERVICES	79	\$1296.7	\$471.4 Fed.	46	\$784.2	\$130.8	8 \$ 216.2 0
	(9 part-time)						
Health	7 PFT	\$ 9.0	\$209.5	7	\$209.5	\$ 9.0	1 \$ 36.5 0



Alaska State Legislature

April 10, 1979

JUNEAU ALASKA

M E M O R A N D U M

TO: Russ Meekins, Chairman
House Finance Committee

FROM: *RLO* Robert L. Grogan, Fiscal Analyst
Legislative Finance Division

SUBJECT: Substantial Deviations from the Governor's Figure
in the House NRMEC Budget

1. All pipeline surveillance deleted
(1,708.6) Office of Governor
(1,691.3) ADF&G
(610.6) Dept. of Env. Cons.
4,010.5

Deletion based on project delay
2. Department of Natural Resources -
Management & Administration - significantly reduced
(-28% overall)
3. DNR - Land Management - vacancy deletions; deletion
of M. Smith's PCN and other reductions giving a total
-33% reduction.
4. FRED - overall 21% reduction - basically in Governor's
additions.
5. Fish & Game - Commissioner's Office - \$400.0 added for
Regional Aquaculture Study grants (4 regions)
6. Game/Sport Fish Divisions - No general fund funding
allowed. Overall reductions -12% & -10%, respectively.
7. Subsistence Section - Increase Gov's figure 428.9 (+51%)
8. DEC - Deleted some excessive vacant positions. Deleted
federally funded new positions. (the reason for the
substantial reduction from the Governor's figure)
9. Deleted budget for Tanker & Oil Terminal Safety -
HB 105 is apparently not going to pass.

TRANSPORTATION - Major Reductions

Administration

Capital Projects positions (CIP) were recommended by the Governor to be moved into the general fund budget. The Committee denied these shifts.

Commissioner's Office - 11 positions -	\$ 549.8
Admin. Services - 9 positions -	251.1
Financial Management - 31 positions -	873.9
51	<u>\$1,584.8</u>

Maintenance & Operations

Deleted statewide expansion of airport screening program
\$207.0.

North Slope Haul Road

\$1,766.1 general reduction

GENERAL GOVERNMENT:

- Deleted Growth Policy Council
- Deleted Alaska Public Forum
- Reinstated Office of Telecommunications in Office of the Governor
(4 positions, \$376.8)
- Removed Office of Science & Technology and Northern Technology funds from DPDP and placed them under new, separate component (\$148.2)
- Removed \$4,000.0 in general fund through means of a centralized component to reduce various agencies who budgeted for Highway Working Capital Fund and State Equipment Fleet services; The funds in the HWCF will provide those services which were funded by general fund that was removed.
- All North Slope Haul Road components in the category were funded as follows: took Legislative Recommendation and fixed costs' total and allowed only 2/3 of that total.
- Denied Department of Transportation's request to show CIP positions in the operating budget (21 CIP positions - some general funds, most of them funded through interagency receipts).

DEVELOPMENT

Significant Changes

1. Veterans Loan Fund cut in half on the assumption that it is put on a revolving fund basis which would mean \$50 million in loans for FY 80 vs. \$120 million made in FY 79.
2. Community Legal Assistance zeroed because of a non-lapsing \$88,700 balance in the fund.
3. All non-match general funds (\$296.4) deleted from Community Planning Assistance.

New Positions

None

Positions Deleted

1. Veterans Loan Fund - 24 positions unspecified (\$552.2 Vets Loan Fund Receipts).
2. Agricultural loan Fund - Loan Examiner (\$37.8 Agricultural Loan Fund Receipts).
3. According to the Department of Community and Regional Affairs, the Community Planning Assistance cut would eliminate the director, secretary, 2 planning supervisors, senior planner, and accountant. (\$204.1 general funds)

PUBLIC PROTECTION

Dept. of Labor - Deleted all funds for OSHA.

Dept. of Commerce & Economic Development - Combined all three components of the Insurance Division into 1 component.

Department of Public Safety - Deleted \$159.0 from the Public Safety Improvement budget for alcohol rehabilitation program.

ADMINISTRATION OF JUSTICE - 75% reduction

Public Defender - Third Judicial District - Reduced the rate for new space rent from \$1.55 per sq. ft. per month to \$1.05 per sq. ft., a reduction of \$48.0 from the Governor's budget.

Division of Corrections:

Probation and Parole - 3rd Judicial District - Deleted \$54.1 in new rent inserted in the budget as continuation without any explanation of increased need. FY 80 rent allowance is \$49.1.

Probation and Parole - 4th Judicial District - Deleted \$32.9 in new rent inserted in the budget as continuation without any apparent increased need. The agency tried to get the increase via FY 79 supplemental appropriation, but was denied by the Governor. FY 80 rent allowance is \$27.1.

Public Safety - Contract Jails - Funded contracts at continuation level pending word from contract cities about their actual needs.

EDUCATION - Significant Changes

Shortform

<u>Page</u>		
3	Historical Commission	145.0
	History Textbook project	82.9
	Publications	62.1
7	Arts Council	16.2
	Asst. Director position	
11	TRS matching	(760.8)
	change in growth assumptions	
13	Pupil Transportation	369.3
	prior year eligible plus 6%	
17	Debt Retirement - Local	(930.1)
23	Fine Arts Camps	60.0
27	Local Formula - REAA	2048.0
	full-funding	
31	Bilingual Fund	(496.3)
	cover in Foundation support	
33	Regional Resource Centers	(50.0)
	gradual elimination of state support	
41	State Contract Programs	(1884.1)
51	General Overhead	(62.7)
	Data Processing chargeback	
63	BIA Transfer	(200.0)
65	Coorespondence Study - DOE	(350.9)
	limit to 29 instructional units	
75	Museums	64.9
	Conservator position	31.9
	Small museum grants	33.0
115	Project ETA	(143.2)
	20% local matching	
117	Cross Cultural Education	(80.0)
	offset FY 79 GF support	

121	Scholarship Loan	1700.0
133	Post Secondary - Fin. Aid Admin. Eliminate part-time staff	(26.9)
145	Community Schools Planning Eliminate fund	(96.6)
153	Skill Center Move FY 80 salary increase to Gen.Gov't	(123.3)

NEW POSITIONS

		<u>GF</u>	<u>Other</u>	<u>Total</u>
7	Arts Council - Native Arts	16.3	16.3	32.6
47	Administrative Services Nutrition Aid	-	3.2	3.2
75	Museums - Conservator	31.9	-	31.9
131	Post Secondary-Gen. Admin. Voc Educ. Admin.	-	31.6	31.6
		48.2	51.1	99.3

POSITION REDUCTIONS

131	Post Secondary Commission General Admin - part-time staff	(7.3)	(7.3)
133	Fin. & Admin - part-time staff	(26.9)	(26.9)
		(34.2)	(34.2)

SOCIAL SERVICES - Major Reductions

Program Services

Institutional Care

(computer less \$365.0 for Pilot Program) 1,196.3

Employment Security - General

Reductions in the four sub-programs 2,840.0

Youth Employment Services - deleted 79.0

Labor - Admin Services (General) 296.4

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Emergency Medical Services - cut G/F 204.9

Data Services - general reduction

Health Planning - general reduction 191.3

Harborview - general reduction 521.1

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Grant - Fairbanks Child Protection Task Force (81.2)

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Southcentral Region - add 12 positions 316.1
Northern Region - add 2 positions 50.2

HEALTH - Major Additions

Field Nursing - reduce V/T assessment 100.0

Residential/Home Care - Pilot Program 166.4

UNIVERSITY - Significant Changes

Shortform
Page

9	<u>Board of Regents</u> Staff & Support - delete 2 positions	(65.9)
11	Faculty Sabbatical Leave	(30.1)
13	Recruitment - relocation no relocation out after termination	(72.6)
	<u>Statewide Administration</u>	
21	Staff & Support - Delete one position	(34.6)
23	Data Processing - Delete one position (55.2) Reduce SCT contract (50.9)	(106.1)
25	Risk Management - State Adm. proposal	(494.2)
29	RCA Increase - absorb total increase	(294.4)
	<u>Fairbanks Campus - UAF</u>	
33	Instruction - 3 new positions	65.6
37	KUAC - fund source change-donations	(20.9)
39	Academic Support - 6 new positions	70.1
45	Admin & Plant - 2 new positions	42.0
	<u>Anchorage Campus - UAA</u>	
	Instruction - 2 new labor pool positions	125.3
55	academic Support - library books	225.8
59	Student Services - fund source change - Plant Fund excess fees	(125.3)
61	Admin & Plant - fund source change - Plant Fund excess fees	(125.3)
	<u>Juneau Campus</u>	
67	SESC Instruction - 3 new positions, 3 extensions	95.9
69	JDCC Instruction - 3 new positions	96.0

Shortform
Page

CC - Statewide

85 Statewide Staff - equip. for statewide distribution 250.0

87 CBU Contract (609.2)

ACC

93 Instruction - 3 new positions 163.2

Student Services - transfer Plant fund
excess fees (250.6) --

Ketchikan CC

121 Instruction - new position 30.9

Kotzebue CC

145 Instruction - 2 new positions 36.2

Equipment - Building Trades program 20.0

NEW POSITIONS IN HOUSE BUDGET

CATEGORY	TOTAL NEW POSITIONS	FEDERAL FUNDS	GENERAL FUNDS	NEW POSITIONS ALREADY HIRED		POSITIONS DELETED		
				#	Gen. Funds	Fed. Funds	#	G.F.
University	0	0	0	0	0	0	0	0
University	0	0	0	0	0	0	0	0
P. Board of Regents							2	2
P. Statewide Admin.							1	1
P. Data Processing							1	1
P. Fbks - Instruction	5	2	3					
P. Fbks - Centers	2	2	1					
P. Fbks KUAC	1	1	1					
P. Fbks - Academic	7	2	5					
P. Fbks - Admin	2	1	1					
P. UAA - Instruction	2	-	2					
P. UAA - Academic	1	1	-					
P. UAA - Admin	1	-	1					
P. UAJ - SESC Inst.	6	1	5					
P. UAJ - JDCC Inst.	3	-	3					
P. ACC - Instruction	4	-	4					
P. Kenai - Instruction	1	1	-					
P. Ketchikan - Instruction	1	-	1					
P. Kotzebue - Instruction	2	-	2					
P. Mat-Su - Instruction	1	1	-					

NEW POSITIONS IN HOUSE BUDGET

2

CATEGORY	TOTAL NEW POSITIONS	FEDERAL FUNDS	GENERAL FUNDS	NEW POSITIONS ALREADY HIRED			POSITIONS DELETED		
				#	Gen. Funds	Fed. Funds	#	G.F.	F.F.
University Transportation	0	0	0	0	0	0	0	0	0
P. Sthk-Instruction	2	-	2						
P. TVCC-Instruction	2	-	2						
P. REA-Coop. Ext.	2	-	2						
P. Auxiliary	3	3	-						
P. Research-Agric.	2	2	-						
P. Research-MIRL	1	1	-						
P. Research-WAMI	2	-	2						
P. Research-Geoph.	2	1	1						
P. Research-IMS	1	1	-						
P. Research-Biology	3	2	1						
P. Research-Sea Grant	2	2	-						
P. Research-DPP	1	1	-						
	<u>62</u>	<u>25</u>	<u>37</u>						

University

Sub page Significant Changes

	<u>Board of Regents</u>	
9	* Staff & Support - Delete 2 positions	(65.9)
11	* Faculty Sabbatical Leave	(30.1)
13	* Recruitment-Relocation - no relocation out after termination	(72.6)

Statewide Administration

21	* Staff & Support - delete one position	(34.6)
23	* Data Processing delete one position - (55.2) Reduce SCT contract - (50.9)	(106.1)
25	* Risk Management - State Admin. proposal	(494.2)
29	* RCA Increase absorb total increase	(294.4)

Fairbanks Campus - UAF

33	* Instruction - 3 new positions	65.6
37	* KUAC Fund source change - donations	(20.9)
39	* Academic Support 6 new positions	70.1
45	* Admin. & Plant 2 new positions	42.0

Anchorage Campus - UAA

	* Instruction 2 new labor pool positions	125.3
--	---	-------

Anchorage Campus - UAA (cont)

55	* Academic Support Library books	226.8
59	* Student Services Fund source change - Plant Fund excess fees	(125.3)
61	* Admin. & Plant Fund source change - Plant Fund excess fees	(125.3)

Juneau Campus -

67	* SESC Instruction - 3 new positions, 3 extensions	95.9
69	* JCCC Instruction - 3 new positions	96.0

CC-Statewide

85	* Statewide Staff Equipment for statewide distribution	250.0
87	* CBU Contract	(609.2)

ACC

93	* Instruction 3 new positions	163.2
	* Student Services Transfer Plant Fund Excess Fees (250.6)	

Ketchikan CC

121	* Instruction new position	30.9
-----	-------------------------------	------

Kotzebue CC

145	* Instruction 2 new positions	36.2
	* Equipment - Building Trades program	20.0

Education

S.F. page	Significant Changes	
3	* Historical Commission - History Textbook project -82.9 Publications -62.1	145.0
7	* Arts Council - Asst. Director position	16.2
11	* TRS matching change in growth assumptions	(760.8)
13	* Pupil Transportation Prior year eligible plus 6%	369.3
17	* Debt Retirement-local	(930.1)
23	* Fine Arts Camps-	60.0
27	* Local Formula-REAA Full-Funding	2048.0
31	* Bilingual Fund cover in Foundation support	(496.3)
33	* Regional Resource Centers gradual elimination of state support	(50.0)
41	* State Contract Programs	(1,884.1)
51	* General Overhead Data Processing Changeback	(62.7)
63	* BIA Transfer	(200.0)

Education

65 * Correspondence Study - DOE (350.9)
limit to 29 Instructional Units

75 * Museums
Conservator position - 31.9
Small Museum grants - 330 64.9

115 * Project ETA (143.2)
20% local matching

117 * Cross Cultural Education (80.0)
Offset F479 GF support

121 * Scholarship Loan 1700.0

133 * Post Secondary - Fin. Aid Admin. (26.9)
Eliminate part-time staff

145 * Community Schools Planning (96.6)
eliminate fund

153 * Skill Center (123.3)
move F480 salary increase to Gen. Gov.

Education

S.F. page New Positions

		<u>GF</u>	<u>Other</u>	<u>Total</u>
7	Arts Council-Native Arts	16.3	16.3	32.6
47	Administrative Services-			
	Nutrition Aid	-	3.2	3.2
25	Museums-Conservator	31.9	-	31.9
131	Post Secondary-Gen. Admin-			
	Voc. Educ. Admin.	-	31.6	31.6
		<u>48.2</u>	<u>51.1</u>	<u>99.3</u>

Position Reductions

121	Post Secondary Commission			
131	Gen. Admin-Part-time staff	(7.3)	-	(7.3)
133	Fin. and Admin-Part-time staff	(26.9)	-	(26.9)
		<u>(34.2)</u>	<u>-</u>	<u>(34.2)</u>

NEW POSITIONS IN HOUSE BUDGET

<u>CATEGORY</u>	<u>TOTAL NEW POSITIONS</u>	<u>FEDERAL FUNDS</u>	<u>GENERAL FUNDS</u>	<u>NEW POSITIONS ALREADY HIRED</u>		<u>POSITIONS DELETED</u>			
				<u>#</u>	<u>Gen. Funds</u>	<u>Fed. Funds</u>	<u>#</u>	<u>G.F.</u>	<u>F.F.</u>
Transportation	0	0	0	0	0	0	0	0	
NRIMEC	59	898.4	966.9	10	21.0	238.3	174	1,455.6	2,725.5

JUSTICE - Budgeted New Positions

Human Rights Commission

H.R. Field Rep. III, Anch (37.5)
3 Clerk IV, Anch/Jno/Fbx (59.0)
1 Clerk Typist III, Anch (17.9)

Totals: 5 positions \$114.4 FED

Prosecution - 3rd Judicial District

1 Attorney IV, Anch (49.0)
2 Attorney III, Anch (85.5)
1 Associate Coordinator, Anch (34.2)
1 Community Counselor, " (22.9)
1 Legal Secretary I, Anch. (21.0)
1 Legal Secretary, Anch. (21.0)
1 Clerk Typist III, Anch. (18.7)
1 Graduate Intern I, Anch. (9.7)

Totals: 8 positions \$261.0 FED

Public Safety - Det & C.I.B.

1 Clerk Typist II, Anch.	(17.7)	RP 79-60X
1 Maint. Man IV, Anch.	(30.8)	"
1 Radio Dispatcher I, Talkeetna	(22.9)	"
1 Radio Dispatcher II, Fbx.	(29.8)	"
1 Radio Dispatcher I, Fbx.	(25.0)	"
1 Custodial Worker, Fbx.	(25.9)	"
1 Clerk IV, Fbx	(22.2)	"
1 Clerk Typist III, Nome	(24.0)	"
1 Clerk Typist III, Palmer	(19.2)	"
1 Clerk Typist II, Bethel	(22.6)	RP 78-103X
1 Clerk Typist II, Fbx.	(19.2)	"
1 Radio Dispatcher II, Ktn.	(22.2)	"

Totals: 12 positions \$281.5 GF

Public Safety - Lab. Services

1 Clerk Typist III, Anch.	(18.7)	RP 79-228X
1 Chemist III, Anch.	(36.5)	RP 78-113X
1 Chemist I, Anch.	(27.7)	"
1 Latent Fingerprint Exam. I, Anch.	(27.7)	RP 78-103X
1 Clerk Typist II, Anch.	(35.3)	RP 79-60X

Totals: 6 positions \$145.9 GF

Public Safety - Commissioner's Office

1 Acct. Clerk I, Jno. (18.7) RP 78-162X
1 Acct. Clerk III, Jno. (21.0) RP 78-15X

Totals: 2 positions \$39.7 GF

A.B.C. Board

1 Clerk Typist III, Anch. (18.2) GF RP 79-76X

Federal Armories & Army Training Support

1 Military Spec. II, Anch. (39.3) FED

NEW POSITIONS IN HOUSE BUDGET

<u>CATEGORY</u>	<u>TOTAL NEW POSITIONS</u>	<u>FEDERAL FUNDS</u>	<u>GENERAL FUNDS</u>	<u>NEW POSITIONS ALREADY HIRED</u>		<u>POSITIONS DELETED</u>		
				<u>#</u>	<u>Gen. Funds</u>	<u>Fed. Funds</u>	<u>#</u>	<u>G.F.</u>
Transportation	0	0	0	0	0	0	0	0
Public Protection	3	39.3	18.2	3	18.2	39.3	0	0
Admin. of Justice	35	376.4	504.6			376.4	0	0

NEW POSITIONS IN HOUSE BUDGET

<u>CATEGORY</u>	<u>TOTAL NEW POSITIONS</u>	<u>FEDERAL FUNDS</u>	<u>GENERAL FUNDS</u>	<u>NEW POSITIONS ALREADY HIRED</u>			<u>POSITIONS DELETED</u>		
				<u>#</u>	<u>Gen. Funds</u>	<u>Fed. Funds</u>	<u>#</u>	<u>G.F.</u>	<u>F.F.</u>
Transportation	0 9 PPT 62 PFT	0	0	0	0	0	0	0	0
SOCIAL SERVICES	79.	471.4	1,296.7	46	784.2	130.8	8	216.2	-0-
HEALTH	<u>7.</u> PFT	209.5	9.0	7	209.5	9.0	1	36.5	-0-



Alaska State Legislature

House of Representatives

Committee on Finance

Pouch V
State Capitol
Juneau, Alaska 99811

Official Business

April 11, 1979

MEMORANDUM

TO: All Finance Analysts

FROM: J. Crandall

RE: The weather is here, wish you were beautiful

I need the following by tomorrow, as early as possible:

1. A list of any significant changes the House has made in the Governor's operating budget. "Significant changes" are defined as whatever you think significant changes are. I'm not particularly interested in the changes resulting from the computer assumptions.
2. A list of all new positions allowed in the House budget, broken down as follows:
 - A. Total of all new positions;
 - B. Subtotal of new positions that are federally funded;
 - C. Subtotal of new positions funded from the general fund;
 - D. Subtotal of new positions that were already hired -- note whether funded federally or from the general fund;
 - E. Total of positions that were deleted from the budget -- note whether funded federally or from the general fund;

I would like, if possible, to have the above information in summary form on one page, and attached to that, the same information broken down by BRU.

JC/rb

Development

New Positions

Community Planning Assistance

	<u>GF</u>	<u>Total</u>
already hired Public Works Planner	-	58.1 Fed
← Senior Planner	-	+43.2 IA
← Associate Planner	-	- 40.2 IA
		<u>141.5</u>

834

1735.4 127

4/11/79

STATE OF ALASKA
BUDGETED NEW POSITIONS BY CATEGORY

PAGE 7

PUBLIC PROTECTION

HOUSE BUDGET

TITLE	APPROVED POSITIONS			LOCATION	SALARY & BENEFITS	HOUSE BUDGET					Fed.	Total	
	FULL	PART	TEMP			G	H	S	F	GF			
RP 79-76X CLERK TYPIST III			1	ANCHORAGE	18.2		1				18.2	18.2	18.2
MILITARY SPEC II			1	ANCHORAGE	12.0		1				12.0	12.0	12.0
**CATEGORY TOTAL			2		31.0		2				31.0	31.0	31.0

R.B.C. Board RP-79-76X
FEDERAL PRIORITIES AND RP 79-12X
ARMY TRAINING SUPPLY

F-2-READ 5

STATE OF ALASKA
BUDGETED NEW POSITIONS BY CATEGORY

ADMINISTRATION OF JUSTICE

HOUSE BUDGET

TITLE	APPROVED POSITIONS			LOCATION	SALARY & BENEFITS	G	H	S	F	GF	FED
	FULL	PART	TEMP								
HUMAN RIGHTS COMMISSION											
	H. R. FIELD REP III	1		ANCHORAGE	37.5						37.5
	CLERK IV	3		ANCH/JUN/FBKS	59.0						59.0
PROSECUTOR 3RD JUDICIAL DISTRICT	CLERK TYPIST III	1		ANCHORAGE	17.9						17.9
	ATTORNEY IV	1		ANCHORAGE	49.0						49.0
	ATTORNEY III	2		ANCHORAGE	85.5						85.5
	ASSOCIATE COORDINATOR	1		ANCHORAGE	34.2						34.2
	COMMUNITY COUNSELOR	1		ANCHORAGE	22.9						22.9
	LEGAL SECRETARY I	1		ANCHORAGE	21.0						21.0
	LEGAL SECRETARY	1		ANCHORAGE	21.0						21.0
	CLERK TYPIST III	1		ANCHORAGE	18.7						18.7
	GRADUATE INTERN I	1		ANCHORAGE	9.7						9.7
	PUBLIC SAFETY DIST & C.I.B.	CLERK TYPIST II	1		ANCHORAGE	17.7					
MAINTENANCE MAN IV		1		ANCHORAGE	30.8						30.8
RADIO DISPATCHER I		1		TALKEETNA	22.9						22.9
RADIO DISPATCHER II		1		FAIRBANKS	29.8						29.8
RADIO DISPATCHER I		1		FAIRBANKS	25.0						25.0
CUSTODIAL WORKER		1		FAIRBANKS	25.9						25.9
CLERK IV		1		FAIRBANKS	22.2						22.2
CLERK TYPIST III		1		NOME	24.0						24.0
CLERK TYPIST III		1		PALMER	19.2						19.2
CLERK TYPIST II		1		BETHEL	22.6						22.6
CLERK TYPIST II		1		FAIRBANKS	19.2						19.2
RADIO DISPATCHER II		1		KETCHIKAN	22.2						22.2
Pub. SAFE LAB. SERVICES	CLERK TYPIST III	1		ANCHORAGE	18.7						18.7
	CHEMIST IV	1		ANCHORAGE	36.5						36.5
	CHEMIST I	1		ANCHORAGE	27.7						27.7
	LATENT FINGERPRINT EXAMINER I	1		ANCHORAGE	27.7						27.7
	CLERK TYPIST II	2		ANCHORAGE	35.3						35.3
Pub SAFE COMM. OFFICE	ACCOUNTING CLERK I	1		JUNEAU	18.7						18.7
	ACCOUNTING CLERK III	1		JUNEAU	21.0						21.0
Pub SAFE Jud Svcs	CLERK TYPIST II	1		ANCHORAGE	17.7						17.7
	CLERK TYPIS II	1		FAIRBANKS	19.8						19.8
**CATEGORY TOTAL		35		1	381.0						36

504.6 376.4

SOCIAL SERVICES

Youth Services 221.2

Grant - Arch. Child Abuse Board 140.0

- Fbb's Child Protection Task Force 81.2

Social Services

Southcentral Region - add 12 positions 316.1

Northern Region - add 2 positions 50.2

Cuts

Labr - Adm Services (General) 296.4

HEALTH

Field Nursing - reduce V/T assignment 100.0

Residential / Home Care - Pilot program 166.4

Cuts

Alcohol + Drug Abuse - Adm (General) 179.4

SOCIAL SERVICES - Major Reductions

Program Services

Institutional Care

(Computer 1655 365.0 for
Pilot Program)

1,196.3

Employment Security - General

restrictions in the four

sub-programs

3,840.0

Health Employment Services - Deleted

79.0

HEALTH - Major Reductions

Emergency Medical Services -

CIT G/F

234.0

Data Services - General Reduction

204.9

Health Planning - General Reduction

191.3

Horrorview - General Reduction

521.1

CAPITAL PROJECT LIST and DISTRICT 17
INFORMATIONAL MATERIALS

12/79

Rep. GUY

GUY:

- (1) 50.0 Road from Bethel to Napakiak feasibility study (DOT - Transportation)
- (2) 110.0 Study on fish & game resources in the Yukon-Kuskokwim region (Calista or A.V.C.P. region) Study to be done by Nunam Kitlutsisti with the Arctic Environmental Information and Data Center acting as the pass-through agent (University)
- (3) 164.12 Extend the Upper Kalskag airport by 500 feet (DOT - Transportation)
- (4) 20.0 Nelson Island - Toksook Bay - permanent oil fuel line (Education)
- (5) 70.0 Bethel High School - balancing and modifying the heating system (Education)
- ↓ 150.0 Bethel Kilbuck School kitchen -- underfloor insulation and replacement of rotten flooring (Education)
- 10.0 Aniak - Fire code upgrade of elementary school, fire alarm system, sheetrock (Education)
- 10.0 Aniak - Upgrade elementary school heating system (Education)
- 6.0 Aniak - upgrade elementary school electrical system (Education)
- 5.0 Kalskag-Lower Kalskag school fire code upgrade (Education)
- 20.0 Upper Kalskag -- drilled well (Education)
- 4.0 Kalskag-Lower Kalskag Elementary School furnace upgrade (Education)
- (7) 20.0 Grant to Kwethluk Village Council for a bike/foot trail (DNR, Parks - Natural Resources)
- (8) 10.0 Kisaralik shelter house (recommend that Moses Nicolai be consulted about the proper location of the construction site) (DNR, Parks - Natural Resources)
- (9) 30.0 Directing Legislative Council to conduct study relating to problems experienced by Alaska Natives in becoming licensed guides (Legislative Council - Gen Gov't)
- (10) 40.0 Chefornak - Boardwalks (DOT - Transportation)
- (11) 30.88 Bethel Prematernal Home -- building materials for a storage room (Health)

(6)



\$750.0 TOTAL

1	TRANSPORTATION (CGMT.)				
2			ALLOCATIONS	APPROPRIATION	APPROPRIATION FUND SOURCES
3				ITEMS	GENERAL FUND OTHER FUNDS
4	TAYLOR HIGHWAY		159,700		
5	ANCHORAGE CAR POOL PROGRAM		82,000		
6	NEW VESSEL		220,000		
7	CENTRAL REGION				
8	AVIATION PROJECTS			20,530,000	20,530,000
9	HIGHWAY PROJECTS		70,371,300		70,371,300
10	RECONITION GRAVEL ROADS			551,000	551,000
11	WHITTIER FERRY TRANSFER BRIDGE			60,000	60,000
12	GAND POINT AIRPORT			50,000	50,000
13	HAKKAK BEACH ACCESS ROAD			75,000	75,000
14	ADAKTAK ROAD			250,000	250,000
15	ALASKA RIVER CROSSING STUDY			200,000	200,000
16	TYCNER AIR STRIP		100,000	100,000	
17	LAZY MOUNTAIN/HOLLYWOOD & VINE ROADS-PALMER		100,000	100,000	
18	OIL WELL ROAD UPGRADE			50,000	50,000
19	TWIN HILLS ROAD			200,000	200,000
20	PIONEER DRIVE PHASE II		160,000	160,000	
21	BIRCHWOOD AIRSTRIP VEHICLE SHOP		110,000	110,000	
22	RUNWAY LIGHTING SYSTEM, MEKOPYUK		70,000	70,000	
23	NEEMAHEN DITCH		60,000	60,000	
24	SPENARD ROADS IMPROVEMENT		200,000	200,000	
25	INTERIOR REGION				
26	AVIATION PROJECTS		4,590,000		4,590,000

1	TRANSPORTATION (CGMT.)				
2			ALLOCATIONS	APPROPRIATION	APPROPRIATION FUND SOURCES
3				ITEMS	GENERAL FUND OTHER FUNDS
4	HIGHWAY PROJECTS			44,875,600	44,875,600
5	STEESE HIGHWAY SEAL COAT			200,000	200,000
6	DALE & DAVIS ROAD SEAL COAT			75,000	75,000
7	AIRPORT MAINTENANCE EQUIPMENT			250,000	250,000
8	HIGHWAY MAINTENANCE EQUIPMENT			40,000	40,000
9	UNIAT AIRPORT SHOP			260,000	260,000
10	MULATO ROAD IMPROVEMENTS			175,000	175,000
11	DUST CONTROL, CALANA			25,000	25,000
12	GRAVEL FOR ROADS, TANANA			35,000	35,000
13	SOUTHEAST REGION				
14	AVIATION PROJECTS			3,390,000	3,390,000
15	HIGHWAY PROJECTS			21,744,500	21,744,500
16	MARINE PROJECTS			2,324,000	2,324,000
17	HIGHWAY MAINTENANCE EQUIPMENT			85,000	85,000
18	FERRY TRANSFER BRIDGE MAINTENANCE			145,000	145,000
19	KAKE & MOONAH REPAIRS			60,000	60,000
20	KETCHIKAN SEAPLANE DULL-OUT			100,000	100,000
21	ROOSEVELT DRIVE IMPROVEMENTS KETCHIKAN			200,000	200,000
22	PETERSBURG GUN CLUB ACCESS ROAD			10,000	10,000
23	WESTERN REGION				
24	AVIATION PROJECTS			6,320,000	6,320,000
25	HIGHWAY PROJECTS			11,176,000	11,176,000
26	BARGE DOCK WALKWAY, KIPAH			5,000	5,000

WORK PLAN FOR NUNAM KITLUTSISTI---FISCAL YEAR 1980

ISSUES TO BE COVERED

1. VILLAGE LAND ISSUES--Conveyence, reconveyence, navigability and alternate selection, native allotments, water rights for drinking purposes, and federal lands.
2. WILDLIFE ISSUES--Marine mammals, migratory waterfowl, regional councils, Fish and Game Advisory Committees, moose/caribou, herring, whitefish industry, salmon quality, and the development of a trapping center.
3. INTRA-VILLAGE GROWTH--Capitol construction, state land disposal system, sub-state planning district, and coastal zone management.

REFERENCES-- Nunam Kitlutsisti is working closely with the following groups to develop materials on the above issues.

Alaska Legal Services, the village corporations, Calista, BLM, the Land Use Planning Commission, AK Native Foundation, AK Federation of Natives, North Slope Borough, Kuskokwim Community College, the Sea Grant Program and the Marine Advisory Unit of the University of Alaska.

PLAN OF ACTION

- First Quarter--- develop materials to present to community groups, begin translating various documents currently only in English into Yup'ik. Begin preparing handbooks on each of the above issues and explaining various ambiguous and/or complex federal regulations.
- Second Quarter---bring the field liaison staff into Bethel for a series of workshops. Review booklets and audio-visual material. Schedule and begin meetings--- these are scheduled around local activities.
- Third Quarter---continue meetings both in the rural areas and in Bethel. NK will also have radio and TV shows out of KYUK, KNOM, KICY and KDLG to update information given out by the field liaison. Arrange more detailed meetings to explain in depth in Yup'ik, information on various land and other issues.
- Fourth Quarter---NK staff will work with various regional groups to interpret responses from the villages. Present the regional viewpoints that were covered formally to necessary state and federal agencies. Deliver final reports. Consult villages for their priorities, identify projects that warrant NK attention, and begin the planning for the next year.

Introduced: 3/1/79
Referred: Resources and
Finance

1 IN THE HOUSE

BY GUY

2 HOUSE BILL NO. 323

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the study of resources in Western
7 Alaska and the dissemination of information about those
8 resources; and providing for an effective date."

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

10 * Section 1. The purposes of this Act are to provide public information
11 on renewable and nonrenewable resources in Western Alaska and to develop
12 public understanding of and participation in decision making about those
13 resources.

14 * Sec. 2. (a) The University of Alaska, Arctic Environmental Data and
15 Information Center, shall pay to Nunam Kitlutsisti, upon approval by the
16 center of a plan described in (b) of this section, a grant of any funds
17 appropriated for implementing the plan.

18 (b) In order to obtain the grant authorized in this section, Nunam
19 Kitlutsisti must submit to the center, for its approval, a plan by which
20 Nunam Kitlutsisti agrees to

21 (1) gather data on renewable and nonrenewable resources in Western
22 Alaska;

23 (2) produce materials to explain these data in a manner relevant
24 to the residents of Western Alaska;

25 (3) disseminate these materials in a manner likely to achieve the
26 purposes of this Act; and

27 (4) submit a report to the legislature summarizing these materials
28 and their dissemination no later than June 1, 1980.

29 * Sec. 3. This Act takes effect immediately in accordance with AS 01.10.-

1 07G(c).

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Funding Information
General Fund \$110,000
Other Funds -0-
\$110,000

Introduced: 3/1/79
Referred: Resources and
Finance

1 IN THE HOUSE

BY GUY

2 HOUSE BILL NO. 324

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act making a special appropriation to the Univer-
7 sity of Alaska, Arctic Environmental Data and Informa-
8 tion Center, for a grant to Nunam Kitlutsisti to study
9 resources in Western Alaska and to disseminate informa-
10 tion about them; and providing for an effective date."

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

12 * Section 1. The sum of \$110,000 is appropriated from the general fund to
13 the University of Alaska, Arctic Environmental Data and Information Center,
14 for a grant to Nunam Kitlutsisti to study resources in Western Alaska and to
15 disseminate information about them in accordance with a plan submitted to the
16 center and approved by it.

17 * Sec. 2. The unexpended and unobligated portion of the appropriation
18 made by this Act lapses into the general fund June 30, 1980.

19 * Sec. 3. This Act takes effect upon the effective date of a version of
20 "An Act relating to the study of resources in Western Alaska and the dissem-
21 ination of information about those resources; and providing for an effective
22 date."
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