

LEG. FINANCE - BILLS 1985 - 1986 2401

HB 454 cont. - CS HB 454 2401

1 (a) The State Officers Compensation Commission shall set the
2 compensation and geographic cost-of-living adjustment, if any, of each
3 judge of the superior court under AS 39.23.200 - 39.23.400.

4 * Sec. 6. AS 22.15.220(a) is repealed and reenacted to read:

5 (a) The State Officers Compensation Commission shall set the
6 compensation and geographic cost-of-living adjustment, if any, of each
7 judge of the district court under AS 39.23.200 - 39.23.400.

8 * Sec. 7. AS 24.10.100 is repealed and reenacted to read:

9 Sec. 24.10.100. COMPENSATION OF LEGISLATORS. The State Officers
10 Compensation Commission shall set the compensation of legislators
11 under AS 39.23.200 - 39.23.400.

12 * Sec. 8. AS 39.20.010 is repealed and reenacted to read:

13 Sec. 39.20.010. COMPENSATION OF THE GOVERNOR. The State Offi-
14 cers Compensation Commission shall set the compensation of the gover-
15 nor under AS 39.23.200 - 39.23.400.

16 * Sec. 9. AS 39.20.030 is repealed and reenacted to read:

17 Sec. 39.20.030. COMPENSATION OF LIEUTENANT GOVERNOR. The State
18 Officers Compensation Commission shall set the compensation of the
19 lieutenant governor under AS 39.23.200 - 39.23.400.

20 * Sec. 10. AS 39.20.050 is amended to read:

21 Sec. 39.20.050. EXCLUSIVE COMPENSATION. The compensation fixed
22 by the State Officers Compensation Commission [LAW] for the governor
23 and lieutenant governor is full compensation [IN FULL] for all servi-
24 ces rendered by each of them in any official capacity or employment
25 whatsoever during their respective terms of office, and shall be paid
26 throughout their respective terms of office unless the office becomes
27 vacant.

28 * Sec. 11. AS 39.20.080(a) is repealed and reenacted to read:

29 (a) The State Officers Compensation Commission shall set the

1 compensation of the head of each principal executive department under
2 AS 39.23.200 - 39.23.400.

3 * Sec. 12. Notwithstanding AS 39.05.055(5) and AS 39.23.200, one of the
4 initial members appointed to the commission shall serve a one-year term,
5 two members shall serve two-year terms, two members shall serve three-year
6 terms, and two members shall serve four-year terms.

7 * Sec. 13. Notwithstanding secs. 3 - 11 and 15 of this Act, the salary
8 established for justices of the supreme court in AS 22.05.140, judges of
9 the court of appeals in AS 22.07.090, judges of the superior court in
10 AS 22.10.190, judges of the district court in AS 22.15.220, legislators in
11 AS 24.10.100, the governor in AS 39.20.010, the lieutenant governor in
12 AS 39.20.030, and heads of each principal executive department in AS 39.-
13 20.080, as those sections existed immediately before the effective date of
14 this section shall remain in effect until the commission has recommended a
15 change in the salary of that office in accordance with AS 39.23.200 -
16 39.23.400.

17 * Sec. 14. Notwithstanding the time limit imposed by AS 39.23.240,
18 enacted by sec. 1 of this Act, the commission shall submit its first final
19 report to the legislature by January 10, 1987.

20 * Sec. 15. AS 22.05.140(c); AS 22.10.190(c); AS 22.15.220(d); AS 39.-
21 20.080(c); and AS 39.23.200(e) are repealed.

22 * Sec. 16. AS 39.23.250, as enacted by sec. 1 of this Act, and secs.
23 2 - 11, 13, and 15 of this Act take effect on the effective date of an
24 amendment to the Constitution of the State of Alaska creating a State
25 Officers Compensation Commission.

26 * Sec. 17. AS 39.23.200 - 39.23.250 and 39.23.270 - 39.23.400 as enact-
27 ed by sec. 1 of this Act, and secs. 12 and 14 of this Act take effect
28 immediately in accordance with AS 01.10.070(c).

Offered: 1/29/86
Referred: Judiciary and
Finance

Original sponsor: Larson by request

1 IN THE HOUSE BY THE STATE AFFAIRS COMMITTEE
2 CS FOR HOUSE BILL NO. 454 (State Affairs)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL
6 For an Act entitled: "An Act relating to compensation of state officers;
7 establishing a commission on compensation of state
8 officers; and providing for an effective date."

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

10 * Section 1. AS 39.23 is amended by adding new sections to read:

11 ARTICLE 1. STATE OFFICERS COMPENSATION COMMISSION.

12 Sec. 39.23.200. COMPENSATION COMMISSION ESTABLISHED. (a) The
13 State Officers Compensation Commission is established. The commission
14 is composed of seven members appointed by the governor subject to
15 confirmation by a majority of the legislature in joint session.
16 Members serve for staggered terms of four years. Commission member-
17 ship shall include at least one business executive, one representative
18 of a nonpartisan voters' organization, one person with experience in
19 public administration and one representative of a labor organization.
20 A vacancy shall be filled for the balance of the unexpired term.

21 (b) The commission shall annually elect a member to chair its
22 meetings. A majority of the commission members constitutes a quorum
23 to transact business. The affirmative vote of four members is re-
24 quired to approve the commission's recommendations on compensation.

25 (c) The commission shall meet at the call of the chair. Notice
26 of a meeting shall be mailed to each member at least 15 days before
27 the date scheduled for the meeting.

28 (d) The commission shall hold a public hearing to discuss its
29 findings and recommendations before submitting its final report to the

1 legislature.

2 (e) The commission shall be established in the Office of the
3 Governor.

4 Sec. 39.23.210. PROHIBITIONS AGAINST STATE OR MUNICIPAL SERVICE.
5 A member of the commission may not be employed by the state or hold
6 elective state or municipal office during membership on the commis-
7 sion.

8 Sec. 39.23.220. COMPENSATION. Members of the commission serve
9 without compensation but are entitled to per diem and travel expenses
10 authorized for members of boards and commissions under AS 39.20.180.

11 Sec. 39.23.230. STAFF. (a) The commission may contract for
12 professional services and may employ staff as it considers necessary.

13 (b) If requested by the commission, the director of personnel in
14 the Department of Administration shall serve as secretary to the
15 commission.

16 Sec. 39.23.240. DUTIES OF THE COMMISSION. (a) The commission
17 shall review the salaries, benefits, and allowances of members of the
18 legislature, the governor, lieutenant governor, members of the judi-
19 ciary, and the head of each principal department and submit a report
20 on its findings at least once every two years, but not more frequently
21 than every year.

22 (b) The commission shall submit its preliminary findings and
23 recommendations by November 15. The commission shall give reasonable
24 public notice of its preliminary findings and recommendations, solicit
25 public comments, and give due regard to the public comments, before
26 submitting a final report under (c) of this section.

27 (c) The commission shall make a final report of its findings and
28 recommendations as to the rate and form of compensation, benefits, and
29 allowances for state officers no later than the 10th day of a

1 legislative session.

2 (d) The commission may submit to the legislature amendments to
3 the report submitted under (c) of this section.

4 (e) A commission member who does not concur in the proposed or
5 final recommendations may attach written objections to the commis-
6 sion's report of its findings and recommendations.

7 Sec. 39.23.250. RECOMMENDATIONS RELATING TO THE JUDICIARY,
8 GOVERNOR, AND LIEUTENANT GOVERNOR. (a) A recommendation of the
9 commission may not have the effect of reducing the compensation or
10 benefits of a member of the judiciary who is a member of the judiciary
11 on the effective date of the commission's recommendation; or reduce,
12 unless consistent with general law applicable to all other salaried
13 officers of the state, except incumbent members of the judiciary, the
14 compensation and benefits of the governor or lieutenant governor who
15 are in office on the effective date of the commission's recommen-
16 dation.

17 (b) The commission may recommend reduction in compensation or
18 benefits for individuals who become members of the judiciary or gover-
19 nor or lieutenant governor after the effective date of the commis-
20 sion's recommendation.

21 Sec. 39.23.260. FILING WITH LIEUTENANT GOVERNOR AND CERTIFICA-
22 TION. The commission shall, upon transmitting its final recommenda-
23 tions to the legislature, file the recommendations in the office of
24 the lieutenant governor, and upon the recommendations becoming effec-
25 tive the commission shall certify the copy of the recommendations on
26 file in the office of the lieutenant governor.

27 Sec. 39.23.270. POLICY OF THE LEGISLATURE. It is the policy of
28 the legislature that the commission determine the salary schedule and
29 retirement benefits for state officers based upon equitable

1 relationships being maintained among state positions.

2 Sec. 39.23.280. ADMINISTRATIVE PROCEDURE ACT. The Administra-
3 tive Procedure Act (AS 44.62) does not apply to proceedings of the
4 commission.

5 Sec. 39.23.400. DEFINITIONS. In AS 39.23.200 - 39.23.400

6 (1) "commission" means the State Officers Compensation
7 Commission;

8 (2) "judiciary" means justices of the supreme court and
9 judges of the court of appeals and the superior and district courts;

10 (3) "state officer" means members of the legislature, the
11 governor, lieutenant governor, members of the judiciary, and the head
12 of each principal department in the executive branch.

13 * Sec. 2. AS 39.23.240(c) is amended to read:

14 (c) The commission shall make a final report of its findings and
15 recommendations as to the rate and form of compensation, benefits, and
16 allowances for state officers no later than the 10th day of a legisla-
17 tive session. A recommendation has the force of law and becomes
18 effective on the first day of the next regular legislative session
19 unless rejected by a concurrent resolution adopted by two-thirds of
20 the members in each house of the legislature.

21 * Sec. 3. AS 22.05.140(a) is repealed and reenacted to read:

22 (a) The State Officers Compensation Commission shall set the
23 compensation and geographic cost-of-living adjustment, if any, of each
24 justice under AS 39.23.200 - 39.23.400.

25 * Sec. 4. AS 22.07.090(a) is repealed and reenacted to read:

26 (a) The State Officers Compensation Commission shall set the
27 compensation of each judge of the court of appeals under AS 39.23.-
28 200 - 39.23.400.

29 * Sec. 5. AS 22.10.190(a) is repealed and reenacted to read:

1 (a) The State Officers Compensation Commission shall set the
2 compensation and geographic cost-of-living adjustment, if any, of each
3 judge of the superior court under AS 39.23.200 - 39.23.400.

4 * Sec. 6. AS 22.15.220(a) is repealed and reenacted to read:

5 (a) The State Officers Compensation Commission shall set the
6 compensation and geographic cost-of-living adjustment, if any, of each
7 judge of the district court under AS 39.23.200 - 39.23.400.

8 * Sec. 7. AS 24.15.020 is repealed and reenacted to read:

9 Sec. 24.15.020. COMPENSATION OF LEGISLATORS. The State Officers
10 Compensation Commission shall set the compensation of legislators
11 under AS 39.23.200 - 39.23.400.

12 * Sec. 8. AS 39.20.010 is repealed and reenacted to read:

13 Sec. 39.20.010. COMPENSATION OF THE GOVERNOR. The State Offi-
14 cers Compensation Commission shall set the compensation of the gover-
15 nor under AS 39.23.200 - 39.23.400.

16 * Sec. 9. AS 39.20.030 is repealed and reenacted to read:

17 Sec. 39.20.030. COMPENSATION OF LIEUTENANT GOVERNOR. The State
18 Officers Compensation Commission shall set the compensation of the
19 lieutenant governor under AS 39.23.200 - 39.23.400.

20 * Sec. 10. AS 39.20.050 is amended to read:

21 Sec. 39.20.050. EXCLUSIVE COMPENSATION. The compensation fixed
22 by the State Officers Compensation Commission [LAW] for the governor
23 and lieutenant governor is full compensation [IN FULL] for all servi-
24 ces rendered by each of them in any official capacity or employment
25 whatsoever during their respective terms of office, and shall be paid
26 throughout their respective terms of office unless the office becomes
27 vacant.

28 * Sec. 11. AS 39.20.080(a) is repealed and reenacted to read:

29 (a) The State Officers Compensation Commission shall set the

1 compensation of the head of each principal executive department under
2 AS 39.23.200 - 39.23.400.

3 * Sec. 12. Notwithstanding AS 39.05.055(5) and AS 39.23.200, one of the
4 initial members appointed to the commission shall serve a one-year term,
5 two members shall serve two-year terms, two members shall serve three-year
6 terms, and two members shall serve four-year terms.

7 * Sec. 13. Notwithstanding secs. 3 - 11 and 15 of this Act, the salary
8 for justices of the supreme court established in AS 22.05.140, judges of
9 the court of appeals established in AS 22.07.090, judges of the superior
10 court established in AS 22.10.190, judges of the district court established
11 in AS 22.15.220, legislators established in AS 24.15.020, the governor
12 established in AS 39.20.010, the lieutenant governor established in AS 39.-
13 20.030, and heads of each principal executive department established in
14 AS 39.20.080, as those sections existed immediately before the effective
15 date of this Act shall remain in effect until the commission has recom-
16 mended a change in the salary of that office in accordance with AS 39.23.-
17 200 - 39.23.400.

18 * Sec. 14. Notwithstanding AS 39.23.240(b), enacted by sec. 1 of this
19 Act, the commission shall submit its first report to the legislature by
20 February 17, 1987.

21 * Sec. 15. AS 22.05.140(c); AS 22.10.190(c); AS 22.15.220(d); AS 39.-
22 20.080(c); and AS 39.23.200(e) are repealed.

23 * Sec. 16. AS 39.23.260, as enacted by sec. 1 of this Act, and secs.
24 2 - 11, 13, and 15 of this Act take effect on the effective date of an
25 amendment to the Constitution of the State of Alaska creating a State
26 Officers Compensation Commission.

27 * Sec. 17. AS 39.23.200 - 39.23.250 and 39.23.270 - 39.23.400 as enact-
28 ed by sec. 1 of this Act, and secs. 12 and 14 of this Act take effect
29 immediately in accordance with AS 01.10.070(c).

Introduced: 1/13/86
Referred: State Affairs,
Judiciary and Finance

BY LARSON BY REQUEST OF
THE JOINT SPECIAL COMMITTEE
ON LEGISLATIVE SALARIES

1 IN THE HOUSE

2 HOUSE BILL NO. 454

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to compensation of state officers;
7 establishing a commission on compensation of state
8 officers; and providing for an effective date."

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14 is composed of seven members appointed by the governor subject to
15 confirmation by a majority of the legislature in joint session.
16 Members serve for staggered terms of four years. Commission member-
17 ship shall include at least one business executive, one representative
18 of a nonpartisan voters' organization, one person with experience in
19 public administration and one representative of a labor organization.
20 A vacancy shall be filled for the balance of the unexpired term.

21 (b) The commission shall annually elect a member to chair its
22 meetings. A majority of the commission members constitutes a quorum
23 to transact business. The affirmative vote of four members is re-
24 quired to approve the commission's recommendations on compensation.

25 (c) The commission shall meet at the call of the chair. Notice
26 of a meeting shall be mailed to each member at least 15 days before
27 the date scheduled for the meeting.

28 (d) The commission shall hold a public hearing to discuss its
29 findings and recommendations before submitting its final report to the

1 legislature.

2 Sec. 39.23.210. PROHIBITIONS AGAINST STATE OR MUNICIPAL SERVICE.
3 A member of the commission may not be employed by the state or hold
4 elective state or municipal office during membership on the commis-
5 sion.

6 Sec. 39.23.220. COMPENSATION. Members of the commission serve
7 without compensation but are entitled to per diem and travel expenses
8 authorized for members of boards and commissions under AS 39.20.180.

9 Sec. 39.23.230. STAFF. (a) The commission may contract for
10 professional services and may employ staff as it considers necessary.

11 (b) If requested by the commission, the director of personnel in
12 the Department of Administration shall serve as secretary to the
13 commission.

14 Sec. 39.23.240. DUTIES OF THE COMMISSION. (a) The commission
15 shall review the salaries, benefits, and allowances of members of the
16 legislature, the governor, lieutenant governor, members of the judi-
17 ciary, and the head of each principal department and submit a report
18 on its findings at least once every two years, but not more frequently
19 than every year.

20 (b) The commission shall submit its preliminary findings and
21 recommendations by November 15. The commission shall give reasonable
22 public notice of its preliminary findings and recommendations, solicit
23 public comments, and give due regard to the public comments, before
24 submitting a final report under (c) of this section.

25 (c) The commission shall make a final report of its findings and
26 recommendations as to the rate and form of compensation, benefits, and
27 allowances for state officers no later than the 10th day of a legisla-
28 tive session. A recommendation has the force of law and becomes
29 effective on the first day of the next regular legislative session

1 unless rejected by a concurrent resolution adopted by two-thirds of
2 the members in each house of the legislature.

3 (d) The commission may submit to the legislature amendments to
4 the report submitted under (c) of this section.

5 (e) A commission member who does not concur in the proposed or
6 final recommendations may attach written objections to the commis-
7 sion's report of its findings and recommendations.

8 Sec. 39.23.250. RECOMMENDATIONS RELATING TO THE JUDICIARY,
9 GOVERNOR, AND LIEUTENANT GOVERNOR. (a) A recommendation of the
10 commission may not have the effect of reducing the compensation or
11 benefits of a member of the judiciary who is a member of the judiciary
12 on the effective date of the commission's recommendation; or reduce,
13 unless consistent with general law applicable to all other salaried
14 officers of the state, except incumbent members of the judiciary, the
15 compensation and benefits of the governor or lieutenant governor who
16 are in office on the effective date of the commission's recommen-
17 dation.

18 (b) The commission may recommend reduction in compensation or
19 benefits for individuals who become members of the judiciary or gover-
20 nor or lieutenant governor after the effective date of the commis-
21 sion's recommendation.

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23 TION. The commission shall, upon transmitting its final recommenda-
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25 the lieutenant governor, and upon the recommendations becoming effec-
26 tive the commission shall certify the copy of the recommendations on
27 file in the office of the lieutenant governor..

28 Sec. 39.23.270. POLICY OF THE LEGISLATURE. It is the policy of
29 the legislature that the commission determine the salary schedule and

1 retirement benefits for state officers based upon equitable relation-
2 ships being maintained among state positions.

3 Sec. 39.23.280. ADMINISTRATIVE PROCEDURE ACT. The Administra-
4 tive Procedure Act (AS 44.62) does not apply to proceedings of the
5 commission.

6 Sec. 39.23.400. DEFINITIONS. In AS 39.23.200 - 39.23.400

7 (1) "comission" means the State Officers Compensation
8 Commission;

9 (2) "judiciary" means justices of the supreme court and
10 judges of the court of appeals and the superior and district courts;

11 (3) "state officer" means members of the legislature, the
12 governor, lieutenant governor, members of the judiciary, and the head
13 of each principal department in the executive branch.

14 * Sec. 2. AS 22.05.140(a) is repealed and reenacted to read:

15 (a) The State Officers Compensation Commission shall set the
16 compensation and geographic cost-of-living adjustment, if any, of each
17 justice under AS 39.23.200 - 39.23.400.

18 * Sec. 3. AS 22.07.090(a) is repealed and reenacted to read:

19 (a) The State Officers Compensation Commission shall set the
20 compensation of each judge of the court of appeals under AS 39.23.-
21 200 - 39.23.400.

22 * Sec. 4. AS 22.10.190(a) is repealed and reenacted to read:

23 (a) The State Officers Compensation Commission shall set the
24 compensation and geographic cost-of-living adjustment, if any, of each
25 judge of the superior court under AS 39.23.200 - 39.23.400.

26 * Sec. 5. AS 22.15.220(a) is repealed and reenacted to read:

27 (a) The State Officers Compensation Commission shall set the
28 compensation and geographic cost-of-living adjustment, if any, of each
29 judge of the district court under AS 39.23.200 - 39.23.400.

1 * Sec. 6. AS 24.15.020 is repealed and reenacted to read:
2 Sec. 24.15.020. COMPENSATION OF LEGISLATORS. The State Officers
3 Compensation Commission shall set the compensation of legislators
4 under AS 39.23.200 - 39.23.400.

5 * Sec. 7. AS 39.20.010 is repealed and reenacted to read:
6 Sec. 39.20.010. COMPENSATION OF THE GOVERNOR. The State Offi-
7 cers Compensation Commission shall set the compensation of the gover-
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9 * Sec. 8. AS 39.20.030 is repealed and reenacted to read:
10 Sec. 39.20.030. COMPENSATION OF LIEUTENANT GOVERNOR. The State
11 Officers Compensation Commission shall set the compensation of the
12 lieutenant governor under AS 39.23.200 - 39.23.400.

13 * Sec. 9. AS 39.20.050 is amended to read:
14 Sec. 39.20.050. EXCLUSIVE COMPENSATION. The compensation fixed
15 by the State Officers Compensation Commission [LAW] for the governor
16 and lieutenant governor is full compensation [IN FULL] for all servi-
17 ces rendered by each of them in any official capacity or employment
18 whatsoever during their respective terms of office, and shall be paid
19 throughout their respective terms of office unless the office becomes
20 vacant.

21 * Sec. 10. AS 39.20.080(a) is repealed and reenacted to read:
22 (a) The State Officers Compensation Commission shall set the
23 compensation of the head of each principal executive department under
24 AS 39.23.200 - 39.23.400.

25 * Sec. 11. Notwithstanding AS 39.05.055(5) and AS 39.23.200, one of the
26 initial members appointed to the commission shall serve a one-year term,
27 two members shall serve two-year terms, two members shall serve three-year
28 terms, and two members shall serve four-year terms.

29 * Sec. 12. Notwithstanding secs. 2 - 10 and 13 of this Act, the salary

1 for justices of the supreme court established in AS 22.05.140, judges of
2 the court of appeals established in AS 22.07.090, judges of the superior
3 court established in AS 22.10.190, judges of the district court established
4 in AS 22.15.220, legislators established in AS 24.15.020, the governor
5 established in AS 39.20.010, the lieutenant governor established in AS 39.-
6 20.030, and heads of each principal executive department established in
7 AS 39.20.080, as those sections existed immediately before the effective
8 date of this Act shall remain in effect until the commission has recom-
9 mended a change in the salary of that office in accordance with AS 39.23.-
10 200 - 39.23.400.

11 * Sec. 13. AS 22.05.140(c); AS 22.10.190(c); AS 22.15.220(d); and
12 AS 39.20.080(c) are repealed.

13 * Sec. 14. This Act takes effect on the effective date of an amendment
14 to the Constitution of the State of Alaska creating a State Officers Com-
15 pensation Commission.

COMMITTEE REPORT
SENATE

FURTHER:

5/6/86

Date 5/8/86

Mr. President

The Committee on FINANCE considered CSHB 454(FIN)

relating to compensation of state officers; establishing a commission on compensation of state officers; efd.

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt 5 CS for CSHB 454(FIN)
- new title
- same title and recommends DO PASS
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
HSC Fiscal Notes
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

~~_____~~

MEMBERS HAVING
OTHER RECOMMENDATIONS

_____ DO PASS IF Amended

Co - _____
 Chairman
do pass
 Chairman recommendation

**STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE**

Revision Date : _____

REQUEST

Bill/Resolution No. : SCS CSHB 454 (BA)
 Title : Act relating to compensation
of state officers, est. a
commission on compensation
 Sponsor : Larson
 Requestor : Senate Finance Committee
 Date of Request : May 8, 1986

FISCAL DETAIL

Agency Affected : Legis. Affairs Agency
 BRU : Legislative Council
 Components : Salaries & Allowances

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		(860.5)	(1893.9)	(1893.9)	(1893.9)	(1893.9)
TRAVEL		568.8	568.8	568.8	568.8	568.8
CONTRACTUAL		0	0	0	0	0
SUPPLIES		0	0	0	0	0
EQUIPMENT		0	0	0	0	0
LAND & STRUCTURES		0	0	0	0	0
GRANTS, CLAIMS		0	0	0	0	0
MISCELLANEOUS		0	0	0	0	0
TOTAL OPERATING		(291.7)	(1325.1)	(1325.1)	(1325.1)	(1325.1)

CAPITAL		0	0	0	0	0
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REVENUE		0	0	0	0	0
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FUNDING : (Thousands of Dollars)

GENERAL FUND		(291.7)	(1325.1)	(1325.1)	(1325.1)	(1325.1)
FEDERAL FUNDS		0	0	0	0	0
OTHER		0	0	0	0	0
TOTAL		(291.7)	(1325.1)	(1325.1)	(1324.1)	(1325.1)

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by : _____
 Division : Senator Jan Faiks, Co-chairman
Senate Finance Committee

Phone : 465-4523
 Date : May 8, 1986

Approved by Commissioner : _____
 Agency : _____

Date : _____

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : SCS CSHB 454 (SA)
 Title : Act relating to compensation of state officers, est. a commission on compensation
 Sponsor : Larson
 Requestor : Senate Finance
 Date of Request : May 8, 1986

FISCAL DETAIL

Agency Affected : Administration
 BRU : Retirement & Benefits
 Components : EPORS

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	0	(114.7)	(297.3)	(321.1)	(346.8)	(374.5)
MISCELLANEOUS						
TOTAL OPERATING	0	(114.7)	(297.3)	(321.1)	(346.8)	(374.5)

CAPITAL						
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REVENUE						
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FUNDING : (Thousands of Dollars)

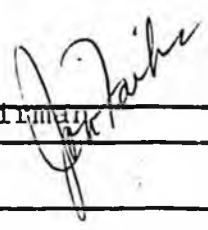
GENERAL FUND	0	(114.7)	(297.3)	(321.1)	(346.8)	(374.5)
FEDERAL FUNDS						
OTHER						
TOTAL	0	(114.7)	(297.3)	(321.1)	(346.8)	(374.5)

POSITIONS : 0 0 0 0 0 0

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by : Senator Jan Faiks, Co-Chairman
 Division : Senate Finance Committee
 Approved by Commissioner : _____
 Agency : _____



Phone : 465-4523
 Date : May 8, 1986
 Date : _____

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

STATE OF ALASKA 1986 LEGISLATIVE SESSION

FISCAL NOTE

Revision Date : _____

REQUEST

Bill/Resolution No. : SCS CSHB 454 ^{Fix} ~~CSAT~~
 Title : Act relating to compensation
of state officers, est. a
commission on compensation
 Sponsor : Larson
 Requestor : Senate Finance
 Date of Request : May 8, 1986

FISCAL DETAIL

Agency Affected : Administration
 BRU : Personnel

 Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	0	0	0	0	0	0

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

Prepared by : _____
 Division : Senator Jan Faiks, Co-chairman
Senate Finance Committee

Phone : 465-4523
 Date : May 8, 1986

Approved by Commissioner : _____
 Agency : _____

Date : _____

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

**STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE**

Revision Date : _____

REQUEST

Bill/Resolution No. : SCS CSHB 454 (SA)
 Title : Act relating to compensation of state officers, est. a commission on compensation
 Sponsor : Larson
 Requestor : Senate Finance
 Date of Request : May 8, 1986

FISCAL DETAIL

Agency Affected : Governor's Office
 BRU : _____
 Components : Salary Commission

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		49.5	--	--	--	--
TRAVEL		32.0	--	--	--	--
CONTRACTUAL		15.0	--	--	--	--
SUPPLIES		0	--	--	--	--
EQUIPMENT		0	--	--	--	--
LAND & STRUCTURES		0	--	--	--	--
GRANTS, CLAIMS		0	--	--	--	--
MISCELLANEOUS		0	--	--	--	--
TOTAL OPERATING		96.5	--	--	--	--

CAPITAL		0	--	--	--	--
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REVENUE		0	--	--	--	--
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FUNDING : (Thousands of Dollars)

GENERAL FUND		96.5	--	--	--	--
FEDERAL FUNDS		0	--	--	--	--
OTHER		0	--	--	--	--
TOTAL		96.5	--	--	--	--

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

Prepared by : _____
 Division : Senator Jan Faiks, Co-chairman
Senate Finance Committee

Phone : 465-4523
 Date : May 8, 1986

Approved by Commissioner : _____
 Agency : _____

Date : _____

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Original sponsor: Larson/Legislative
Salaries

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2 SENATE CS FOR CS FOR HOUSE BILL NO. 454 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to compensation of state officers;
7 establishing a commission on compensation of state
8 officers; and providing for an effective date."

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

10 * Section 1. AS 24.10.100 is amended to read:

11 Sec. 24.10.100. [ANNUAL] SALARY OF LEGISLATORS. The monthly
12 [ANNUAL] salary for each member of the legislature is equal to Step A,
13 Range 10 of the salary schedule in AS 39.27.011(a) for Juneau
14 [\$46,800]. The president of the senate and the speaker of the house
15 of representatives are each entitled to an additional \$500 a year
16 during tenure of office.

17 * Sec. 2. AS 24.10 is amended by adding a new section to read:

18 Sec. 24.10.105. LEGISLATIVE PER DIEM. (a) A member of the
19 legislature is entitled to receive per diem at the same rate allowed
20 for a state employee under AS 39.20.110 and 39.20.160, including
21 regional variations in the rate where applicable.

22 (b) A legislator is entitled to receive per diem at the short-
23 term rate

24 (1) during a legislative session if the legislator is not
25 living in the legislator's place of permanent residence during the
26 session; and

27 (2) while on committee business or other legislative busi-
28 ness in a place that is not the legislator's place of permanent resi-
29 dence.

1 (c) A legislator is entitled to receive per diem at the long-
2 term rate

3 (1) during a legislative session if the legislator is
4 living in the legislator's place of permanent residence during the
5 session; and

6 (2) while engaged in committee business or other legisla-
7 tive business at the legislator's place of permanent residence.

8 (d) In this section

9 (1) "long-term rate" means the long-term per diem rate for
10 a state employee established in regulations adopted by the commis-
11 sioner of administration under AS 39.20.160;

12 (2) "short-term rate" means the short-term per diem rate
13 for a state employee established in regulations adopted by the commis-
14 sioner of administration under AS 39.20.160.

15 * Sec. 3. AS 24.10.120 is amended to read:

16 Sec. 24.10.120. METHOD OF PAYMENT. Salaries, per diem, and
17 additional allowances for members of the legislature shall be paid by
18 warrants drawn on vouchers approved by the legislative fiscal officer.
19 The legislative fiscal officer shall, by January 31 of each year,
20 file with the legislature's fiscal office a report of all vouchers
21 approved for payment under this section during the preceding calendar
22 year. The report shall provide, by legislator, the date of each
23 voucher, the amount paid, and the basis for approval for payment. The
24 report is a public record.

25 * Sec. 4. AS 39 is amended by adding a new chapter to read:

26 CHAPTER 23. STATE OFFICERS COMPENSATION COMMISSION.

27 Sec. 39.23.200. COMPENSATION COMMISSION ESTABLISHED. (a) The
28 State Officers Compensation Commission is established. The commission
29 is composed of seven members appointed by the governor subject to

1 confirmation by a majority of the legislature in joint session.
2 Members serve for staggered terms of four years. Commission member-
3 ship shall include at least one business executive, one representative
4 of a nonpartisan voters' organization, one person with experience in
5 public administration and one representative of a labor organization.
6 A vacancy shall be filled for the balance of the unexpired term. A
7 commission member may serve no more than two complete consecutive
8 terms.

9 (b) The commission shall elect a member to chair its meetings.
10 A majority of the commission members constitutes a quorum to transact
11 business. The affirmative vote of four members is required to approve
12 the commission's recommendations on compensation.

13 (c) The commission shall meet every other year at the call of
14 the chair. Notice of a meeting shall be mailed to each member at
15 least 15 days before the date scheduled for the meeting.

16 (d) The commission shall hold a public hearing to discuss its
17 findings and recommendations before submitting its final report to the
18 legislature.

19 (e) The commission shall be established in the Office of the
20 Governor.

21 Sec. 39.23.210. PROHIBITIONS AGAINST STATE OR MUNICIPAL SERVICE.
22 A member of the commission may not be employed by the state, including
23 the University of Alaska, serve as a member of another state board,
24 commission, or authority, or hold elective state or municipal office
25 during membership on the commission.

26 Sec. 39.23.220. COMPENSATION. Members of the commission serve
27 without compensation but are entitled to per diem and travel expenses
28 authorized for members of boards and commissions under AS 39.20.180.

29 Sec. 39.23.230. STAFF. (a) If requested by the commission, the

1 Legislative Affairs Agency shall provide staff for the commission.

2 (b) If requested by the commission, the director of personnel in
3 the Department of Administration shall serve as secretary to the
4 commission.

5 Sec. 39.23.240. DUTIES OF THE COMMISSION. (a) The commission
6 shall review the salaries, benefits, and allowances of members of the
7 legislature and submit a report on its findings at least once every
8 two years, but not more frequently than every year.

9 (b) The commission may review the compensation, benefits, and
10 allowances of the governor, lieutenant governor, justices and judges
11 of the court system, and the heads of the principal departments and
12 shall report its recommendations to the legislature.

13 (c) The commission shall submit its preliminary findings and
14 recommendations for the compensation of state officers by November 15.
15 The commission shall give reasonable public notice of its preliminary
16 findings and recommendations, solicit public comments, and give due
17 regard to the public comments, before submitting a final report under
18 (d) of this section.

19 (d) The commission shall make a final report of its findings and
20 recommendations as to the rate and form of compensation, benefits, and
21 allowances for legislators during the first 10 days of a legislative
22 session.

23 (e) The commission may submit to the legislature amendments to
24 the report submitted under (d) of this section.

25 (f) A commission member who does not concur in the proposed or
26 final recommendations may attach written objections to the commis-
27 sion's report of its findings and recommendations.

28 Sec. 39.23.250. FILING WITH LIEUTENANT GOVERNOR AND CERTIFICA-
29 TION. The commission shall, upon transmitting its final

1 recommendations for the compensation of legislators to the legisla-
2 ture, file the recommendations in the office of the lieutenant gover-
3 nor. When the recommendations become effective, the commission shall
4 certify the copy of the recommendations on file in the office of the
5 lieutenant governor.

6 Sec. 39.23.260. POLICY OF THE LEGISLATURE. It is the policy of
7 the legislature that the commission determine an equitable rate and
8 form of compensation, benefits, and allowances for legislators.

9 Sec. 39.23.270. ADMINISTRATIVE PROCEDURE ACT. The regulation-
10 making provisions of the Administrative Procedure Act (AS 44.62) do
11 not apply to proceedings of the commission.

12 Sec. 39.23.400. DEFINITION. In this chapter "commission" means
13 the State Officers Compensation Commission.

14 * Sec. 5. AS 39.23.240(d) is amended to read:

15 (d) The commission shall make a final report of its findings and
16 recommendations as to the rate and form of compensation, benefits, and
17 allowances for legislators during the first 10 days of a legislative
18 session. A recommendation has the force of law and becomes effective
19 on the first day of the next legislative session unless rejected by a
20 concurrent resolution adopted by two-thirds of the members in each
21 house of the legislature.

22 * Sec. 6. AS 24.10 is amended by adding a new section to read:

23 Sec. 24.10.101. COMPENSATION OF LEGISLATORS. The State Officers
24 Compensation Commission shall set the compensation of legislators
25 under AS 39.23.

26 * Sec. 7. Notwithstanding AS 39.05.055(5) and AS 39.23.200, one of the
27 initial members appointed to the commission shall serve a one-year term,
28 two members shall serve two-year terms, two members shall serve three-year
29 terms, and two members shall serve four-year terms.

1 * Sec. 8. Notwithstanding the time limit imposed by AS 39.23.240,
2 enacted by sec. 4 and amended by sec. 5 of this Act, the commission shall
3 submit its first final report to the legislature by January 10, 1987.

4 * Sec. 9. AS 39.23.250, as enacted by sec. 4 of this Act, and sec. 5 of
5 this Act take effect on the effective date of an amendment to the Constitu-
6 tion of the State of Alaska creating a State Officers Compensation Commis-
7 sion.

8 * Sec. 10. AS 39.23.200 - 39.23.240 and 39.23.260 - 39.23.400, as
9 enacted by sec. 4 of this Act, and secs. 7 and 8 of this Act take effect
10 immediately in accordance with AS 01.10.070(c).

11 * Sec. 11. Sections 1 - 3 of this Act take effect January 19, 1987.

12 * Sec. 12. AS 24.10.100 and 24.10.105 are repealed and sec. 6 of this
13 Act takes effect on the effective date of recommendations of the State
14 Officer's Compensation Commission under AS 39.23.240(d) as amended by sec.
15 5 of this Act, setting the compensation of legislators.

Sectional Analysis
Senate CS CSHB 454 (Finance)

An Act relating to compensation of state officers;
establishing a commission on compensation of
state officers; and providing for an effective date

Section 1. A legislator's salary shall be a Range 10 Step A (currently \$1,845.00).

Section 2. Adds a new section to Compensation of Legislators Article governing legislative per diem.

(a) A legislator can receive per diem at the short-term rate during a legislative session when you are not living in your place of residence; and

(b) While on legislative business other than your in your town of permanent residence.

(c) A legislator can receive per diem at the long-term rate
(1) during a legislative session when you live at your permanent residence; and
(2) while conducting legislative business in your town of permanent residence.

(d) long term and short term are defined by the same regulations governing state employee per diem rates.

Section 3. Amends the METHOD OF PAYMENT section to allow payment of per diem. Also requires the legislative fiscal officer shall file a report by January 31st of each year of all vouchers paid to each legislator.

Section 4. Establishes the STATE OFFICERS COMPENSATION COMMISSION.

Sec. 39.23.200. COMPENSATION COMMISSION ESTABLISHED.

(a) Commission is composed of 7 members appointed by the Governor and confirmed by the Legislature, with four year staggered terms. Membership shall include at least one business executive, one representative of a nonpartisan voters' organization, one with public administration experience and one labor organization representative. No member can serve more than 2 consecutive terms.

(b) Commission shall elect a chairman; quorum equals a majority of the membership; four voters are required to approve recommendations.

(c) Commission shall meet every other year.

(d) Commission shall hold a public hearing to discuss its findings and recommendations before submitting a final report.

(e) Commission shall be established in the Office of the Governor.

Sec. 39.23.210. PROHIBITIONS AGAINST STATE OR MUNICIPAL SERVICE. A commission member can't be employed by the state, University of Alaska, serve on another state board or hold municipal or state elective office.

Sec. 39.23.220. COMPENSATION. Members are entitled to per diem and travel expenses.

Sec. 39.23.230. STAFF.

(a) If asked, the Legislative Affairs Agency shall staff the commission;

(b) If asked, the Personnel Director of the Department of Administration shall serve as commission secretary.

Sec. 39.23.240. DUTIES OF THE COMMISSION.

(a) Shall review the salaries, benefits and allowances of legislators and submit a report at least once every two years;

(b) Commission may review compensation, benefits and allowances of the governor, lieutenant governor, justices and judges and department heads and report recommendations to the Legislature;

(c) Commission shall submit preliminary findings and recommendations by November 15th. It shall give reasonable public notice of the findings and recommendations and consider public comment before submitting a final report to the Legislature;

(d) Commission shall make a final report on rate and form of compensation, benefits and allowances for legislators;

(e) Commission may submit amendments to the report to the Legislature;

(f) Commission members who do not agree with the majority's findings can attach written objections to the report.

Sec. 39.23.250. FILING WITH LIEUTENANT GOVERNOR AND CERTIFICATION. After the report is sent to the Legislature, the final report shall also be filed with the lieutenant governor.

Sec. 39.23.260. POLICY OF THE LEGISLATURE. Policy of the Legislature is that the commission determine an equitable rate of compensation, benefits and allowances for legislators.

Sec. 39.23.270. ADMINISTRATIVE PROCEDURE ACT. This Act does not apply to the commission's proceedings.

Section 5. This section becomes effective upon approval of the constitutional amendment. The commission's recommendations shall be submitted by the tenth day of the Legislature and will become effective by the first day of the next Legislature unless rejected by a concurrent resolution adopted by two-thirds of the members in each house.

Section 6. COMPENSATION OF LEGISLATORS. The State Officers Compensation Commission shall set the compensation of legislators.

Section 7. Provides the mechanism for establishing staggered terms.

Section 8. Requires the commission's first report by January 10, 1987.

Section 9. Establishment of the commission takes effect when the Alaska Constitution is amended to create the commission.

Section 10. Sections 4 (establishing commission), 7 (staggered terms) and 8 (commission's first report) take effective immediately.

Section 11. Sections 1 - 3 (legislator's salary and per diem) take effect January 19, 1987.

Section 12. Sections regarding legislator's salary and per diem are repealed and Section 6 (section requiring compensation of legislators) takes effect on the effective date of the commission's recommendations as made under Section 5 (recommendations have the force of law and take effect 30 days after submission to the Legislature).

Note: The Finance CS differs from the State Affairs in that the State Affairs version required that the Commission's report be adopted by the Legislature. The proposed

Finance CS utilizes the language approved in the House version which provides a mechanism through which the Legislature may reject the Commission's report by a concurrent resolution adopted by two-thirds of each house.

The Senate State Affairs Committee adopted a Letter of Intent.

Sectional Analysis
Senate CS CSHB 454 (State Affairs)

An Act relating to compensation of state officers;
establishing a commission on compensation of
state officers; and providing for an effective date

Section 1. A legislator's salary shall be a Range 10 Step A (currently \$1,845.00).

Section 2. Adds a new section to Compensation of Legislators Article governing legislative per diem.

(a) A legislator can receive per diem at the short-term rate during a legislative session when you are not living in your place of residence; and

(b) While on legislative business other than your in your town of permanent residence.

(c) A legislator can receive per diem at the long-term rate
(1) during a legislative session when you live at your permanent residence; and
(2) while conducting legislative business in your town of permanent residence.

(d) long term and short term are defined by the same regulations governing state employee per diem rates.

Section 3. Amends the METHOD OF PAYMENT section to allow payment of per diem. Also requires the legislative fiscal officer shall file a report by January 31st of each year of all vouchers paid to each legislator.

Section 4. Establishes the STATE OFFICERS COMPENSATION COMMISSION.

Sec. 39.23.200. COMPENSATION COMMISSION ESTABLISHED.

(a) Commission is composed of 7 members appointed by the Governor and confirmed by the Legislature, with four year staggered terms. Membership shall include at least one business executive, one representative of a nonpartisan voters' organization, one with public administration experience and one labor organization representative. No member can serve more than 2 consecutive terms.

(b) Commission shall elect a chairman; quorum equals a majority of the membership; four voters are required to approve recommendations.

(c) Commission shall meet every other year.

(d) Commission shall hold a public hearing to discuss its findings and recommendations before submitting a final report.

(e) Commission shall be established in the Office of the Governor.

Sec. 39.23.210. PROHIBITIONS AGAINST STATE OR MUNICIPAL SERVICE. A commission member can't be employed by the state, University of Alaska, serve on another state board or hold municipal or state elective office.

Sec. 39.23.220. COMPENSATION. Members are entitled to per diem and travel expenses.

Sec. 39.23.230. STAFF.

(a) If asked, the Legislative Affairs Agency shall staff the commission;

(b) If asked, the Personnel Director of the Department of Administration shall serve as commission secretary.

Sec. 39.23.240. DUTIES OF THE COMMISSION.

(a) Shall review the salaries, benefits and allowances of legislators and submit a report at least once every two years;

(b) Commission may review compensation, benefits and allowances of the governor, lieutenant governor, justices and judges and department heads and report recommendations to the Legislature;

(c) Commission shall submit preliminary findings and recommendations by November 15th. It shall give reasonable public notice of the findings and recommendations and consider public comment before submitting a final report to the Legislature;

(d) Commission shall make a final report on rate and form of compensation, benefits and allowances for legislators;

(e) Commission may submit amendments to the report to the Legislature;

(f) Commission members who do not agree with the majority's findings can attach written objections to the report.

Sec. 39.23.250. FILING WITH LIEUTENANT GOVERNOR AND CERTIFICATION. After the report is sent to the Legislature, the final report shall also be filed with the lieutenant governor.

Sec. 39.23.260. POLICY OF THE LEGISLATURE. Policy of the Legislature is that the commission determine an equitable rate of compensation, benefits and allowances for legislators.

Sec. 39.23.270. ADMINISTRATIVE PROCEDURE ACT. This Act does not apply to the commission's proceedings.

Sec. 39.23.240(d) amends the previous section by adding that the commission's recommendations have the force of law and become effective 30 days after the report is submitted to the Legislature.

Section 6. COMPENSATION OF LEGISLATORS. The State Officers Compensation Commission shall set the compensation of legislators.

Section 7. Provides the mechanism for establishing staggered terms.

Section 8. Requires the commission's first report by January 10, 1987.

Section 9. Establishment of the commission takes effect when the Alaska Constitution is amended to create the commission.

Section 10. Sections 4 (establishing commission), 7 (staggered terms) and 8 (commission's first report) take effect immediately.

Section 11. Sections 1 - 3 (legislator's salary and per diem) take effect January 19, 1987.

Section 12. Sections regarding legislator's salary and per diem are repealed and Section 6 (section requiring compensation of legislators) takes effect on the effective date of the commission's recommendations as made under Section 5 (recommendations have the force of law and take effect 30 days after submission to the Legislature).

The Senate State Affairs Committee adopted a Letter of Intent.

A/B

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Page 1 of 2

Revision Date: 2/10/86

REQUEST

FISCAL DETAIL

Bill/Resolution No.: CSHB 454 (FIN) No. 2
Title: State Officers' Compensation Commission

Agency Affected: Governor's Office
BRU: _____

Sponsor: Larson by request
Requestor: House Finance Committee
Date of Request: 2/10/86

Components: Salary Commission

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		49.5	--	--	--	--
TRAVEL		32.0	--	--	--	--
CONTRACTUAL		15.0	--	--	--	--
SUPPLIES		0	--	--	--	--
EQUIPMENT		0	--	--	--	--
LAND & STRUCTURES		0	--	--	--	--
GRANTS, CLAIMS		0	--	--	--	--
MISCELLANEOUS		0	--	--	--	--
TOTAL OPERATING		96.5	--	--	--	--

CAPITAL		0	--	--	--	--
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REVENUE		0	--	--	--	--
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FUNDING : (Thousands of Dollars)

GENERAL FUND		96.5	--	--	--	--
FEDERAL FUNDS		0	--	--	--	--
OTHER		0	--	--	--	--
TOTAL		96.5	--	--	--	--

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

see attached

Prepared by: Al Adams, Chair
Division: House Finance Committee

Phone: 465-3706
Date: 2/10/86

Approved by Commissioner: _____
Agency: _____

Date: _____

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Personal Services

One range 19A x 12 months	=	\$40,236
Benefits for a temporary employee at 23%	=	9,254

		\$49,490

Travel

8 travelers (members + staff) x 4 trips x \$1000/trip (average plane fare + per diem costs)	=	\$32,000
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It is assumed teleconferencing will be used when appropriate and that the travel costs of the Personnel Director will be paid for out of these funds.

Contractual

Secretarial Services	=	\$10,000
Printing + other misc. services	=	\$ 5,000

		\$15,000

It is assumed office space will be provided by the Legislative Affairs Agency.

Supplies and Equipment

No funds provided	-0-
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It is assumed that Legislative Affairs Agency can supply these items as needed.

Land and Structures

No funds provided	-0-
-------------------	-----

Grants and Claims

No funds provided	-0-
-------------------	-----

Miscellaneous

No funds provided	-0-
-------------------	-----

TOTAL COST	=	\$96,490
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Future Costs:

There will be future fiscal impact. However, the cost depends on how often the Commission meets, if it decides to retain staff, how often it decides to report to the Legislature, etcetera. Therefore, no estimates are made in this fiscal note.

STATE OF ALASKA 1986 LEGISLATIVE SESSION FISCAL NOTE

Revision Date : 2/10/86

REQUEST

Bill/Resolution No. : CSHB 454 (Fin) No 1
Title : State Officers Compensation Commission

Sponsor : Larson by request
Requestor : House Finance Committee
Date of Request : 2/10/86

FISCAL DETAIL

Agency Affected : Administration
BRU : Personnel

Components : _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		0				
TRAVEL		0				
CONTRACTUAL		0				
SUPPLIES		0				
EQUIPMENT		0				
LAND & STRUCTURES		0				
GRANTS, CLAIMS		0				
MISCELLANEOUS		0				
TOTAL OPERATING		0				

CAPITAL		0				
---------	--	---	--	--	--	--

REVENUE		0				
---------	--	---	--	--	--	--

FUNDING : (Thousands of Dollars)

GENERAL FUND		0				
FEDERAL FUNDS		0				
OTHER		0				
TOTAL		0				

POSITIONS :

FULL-TIME		0				
PART-TIME		0				
TEMPORARY		0				

ANALYSIS : Attach a separate page if necessary

If the Personnel Director is requested to attend Commission meetings, travel will be paid for out of the Commission 's budget.

Prepared by : Al Adams, Chair ^{APA} Phone : 465-3706
Division : House Finance Committee Date : 2/10/86

Approved by Commissioner : _____ Date : _____
Agency : _____

Distribution (by Agency preparing fiscal note) :

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

454

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

REQUEST

Page 1 of 2

Revision Date: 2/10/86

Bill/Resolution No.: CS HB 48 (JUD) No. 1
Title: Compensation of Legislators

FISCAL DETAIL

Agency Affected: Legislative Affairs Agency
BRU: Legislative Council

Sponsor: Hurley, Et cetera
Requestor: House Finance Committee
Date of Request: 2/10/86

Components: Salaries and Allowances

14TH LEGISLATURE
SION
TE

of 2

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		(360.5)	(1,333.9)	(1,393.9)	(1,893.9)	(1,893.9)
TRAVEL		568.8	568.8	568.8	568.8	568.8
CONTRACTUAL		0	0	0	0	0
SUPPLIES		0	0	0	0	0
EQUIPMENT		0	0	0	0	0
LAND & STRUCTURES		0	0	0	0	0
GRANTS, CLAIMS		0	0	0	0	0
MISCELLANEOUS		0	0	0	0	0
TOTAL OPERATING		(291.7)	(1,325.1)	(1,325.1)	(1,325.1)	(1,325.1)

CAPITAL		0	0	0	0	0
---------	--	---	---	---	---	---

REVENUE		0	0	0	0	0
---------	--	---	---	---	---	---

FUNDING : (Thousands of Dollars)

GENERAL FUND		(291.7)	(1,325.1)	(1,325.1)	(1,325.1)	(1,325.1)
FEDERAL FUNDS		0	0	0	0	0
OTHER		0	0	0	0	0
TOTAL		(291.7)	(1,325.1)	(1,325.1)	(1,325.1)	(1,325.1)

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

This bill changes the current \$46,800 annual salary (\$3,900 monthly) for a legislator to a Step A, Range 10, of the Salary Schedule in AS 39.27.011(a) for Juneau effective 1/19/87. Currently that monthly rate is \$1,845. (see page two)

Prepared by: Al Adams, Chair AIA
Division: House Finance Committee

Phone: 465-3706
Date: 2/10/86

Approved by Commissioner: _____
Agency: _____

Date: _____

Distribution (by Agency preparing fiscal note):

Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

10/25/85

on an assumption that the law last year (SB 190) would Below are estimates showing e programs if fully funded - -

ALL FUNDING WITH
200,000 CAP

GOVERNORS ACTUAL
BUDGET REQUEST

6,862,000

\$4,008,600

7,891,300

9,075,000

10,436,300

12,001,800

CSHB 48 (JUDICIARY) No. 1 - Page 2 of 2

FY 87

July 1-June 30, 1987 payroll cost	before CSHB 48 (Jud)	\$3,594,240.00
	after CSHB 48 (Jud)	\$2,733,783.60
	Difference of	\$ 860,456.40

FY's 88, 89, 90, 91

July 1-June 30, 1988 payroll cost	before CSHB 48 (Jud)	\$3,594,240.00
	after CSHB 48 (Jud)	\$1,700,352.00
	Difference of	\$1,893,888.00

This bill also reinstates per diem effective January 19, 1987, during session at the same rate allowed for a state employee under AS 39.20.110 and AS 39.20.160. Currently those rates would be as follows:

\$80 a day per diem x 120 days x 57 legislators	= \$ 547,200
\$60 a day per diem x 120 days x 3 legislators	= \$ 21,600
Total	= \$ 568,800

No funds are provided for the report required in Sec. 3 of the bill. Any funds needed to prepare the report can be absorbed in Legislative Affairs Agency's FY 87 budget.

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

CSHB 48(Jud) \$3,594,240.00
CSHB 48 (Jud) \$2,733,783.60

Difference of \$ 860,456.40

CSHB 48 (Jud) \$3,594,240.00
CSHB 48 (Jud) \$1,700,352.00

Difference of \$1,893,888.00

Effective January 19, 1987, during
state employee under AS 39.20.110
there would be as follows:

7 legislators = \$ 547,200
3 legislators = \$ 21,600

Total = \$ 568,800

required in Sec. 5 of the bill. Any
to be absorbed in Legislative Affairs

Page 1 of 2

Revison Date: 2/10/86

REQUEST	FISCAL DETAIL
Bill/Resolution No.: CSHB 48(Jud)	Agency affected: Administration
Title: "An Act relating to No. 2 compensation of legislators."	ERU: Retirement & Benefits
Sponsor: Murley	Components: ERU's
Requestor: House Finance	
Date of Request: 2/10/86	

EXPENDITURES/REVENUES: (Thousands of Dollars)

	1985	1986	1987	1988	1989	1990	1991
OPERATING							
PERSONAL SERVICES							
PRINT & SUPPLS							
TRAVEL							
CONTRACTUAL							
SUPPLIES							
EQUIPMENT							
LAND & STRUCTURES							
GRANTS, CLAIMS	-0-	114.71	297.21	321.11	356.81	373.51	
TREASURY							
TOTAL OPERATING	-0-	114.71	297.21	321.11	356.81	373.51	
NON-OPERATING							
REVENUES							

FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	114.71	297.21	321.11	356.81	373.51	
FEDERAL FUNDS							
OTHER							
TOTAL	-0-	114.71	297.21	321.11	356.81	373.51	

POSITIONS:	1985	1986	1987	1988	1989	1990	1991
FULL-TIME							
PART-TIME							
TEMPORARY							

ANALYSIS: Attach a separate page if necessary

See attached

Prepared By: *John A. Lyon*
J. K. Mumhrevs, Director Phone: 465-4470
Division: Retirement & Benefits Date: 2/10/86
Approved by Commissioner: *Eleanor Andrews*
Eleanor Andrews Date: 2/10/86
Agency: Department of Administration

Distribution (by Agency preparing fiscal note):
Legislative Finance
Legislative Sponsor
Requestor
Office of Management and Budget
Impacted Agency(ies)

Page 2 of 2

CS House Bill 48 No. 2
Fiscal Note Analysis
Prepared by Division of Retirement & Benefits
Department of Administration

February 10, 1986

Analysis:

Passage of this bill would decrease the current monthly salary for legislators and would consequently reduce monthly benefit payments to some members of the Elected Public Officers Retirement System (EPORS). Seventeen current EPORS retirees would receive reduced benefits and for this analysis, we have estimated that three of the five members eligible to retire in FY 87 would also be affected.

The FY 87 savings to the State of \$114.7 is calculated by applying the reduction in salary to the EPORS benefit formula and recalculating the total FY 87 projected cost for each EPORS retiree.

Savings for FY 87 are projected for five months. Savings in successive fiscal years are for full years and increase at a rate of 3%.

This fiscal note reflects cost savings relating to EPORS only. Savings in PERS and IRS benefits will presumably be reflected in the fiscal note prepared by the Legislative Affairs Agency in the Personal Services Component since these costs are charged as a percent of salary.

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Revision Date: 2/10/86

Page 2 of 2

REQUEST

Bill/Resolution No.: AS 1986-1987 Special No. 1
Title: State Office Personnel Compensation Commission
Commission: _____

FISCAL DETAIL

Agency Affected: Administration
ARRU: Personnel

Sponsor: Personnel Pay Committee
Requestor: _____
Date of Request: 2/10/86

Components: _____

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING						

CAPITAL						
REVENUE						

FUNDING : (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

If the Personnel Director is requested to attend Commission meetings, travel will be paid for out of the Commission's budget.

Prepared by: APA
Alaska State Office Personnel Compensation Commission Phone: 465-3706
Division: _____ Date: 2/10/86

Approved by Commissioner: _____ Date: _____
Agency: _____

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

10:25/85

benefits

the current monthly
consequently reduce
bers of the Elected
(EPORS). Seventeen
ive reduced benefits
imated that three of
n FY 87 would also

\$114.7 is calculated
only to the EPORS
the total FY 87
row.

for five months.
are for full years

savings relating to
nd TRS benefits will
scal note prepared by
the Personal Services
arged as a percent of

STATE OF ALASKA 1986 LEGISLATIVE SESSION
FISCAL NOTE

Page 1 of 2

Revision Date: 2/10/86

REQUEST

FISCAL DETAIL

Bill/Resolution No.: CSHB 454 (FIN) No. 2 Agency Affected: Governor's Office
 Title: State Officers' Compensation Commission BRU: _____
 Sponsor: _____
 Requestor: _____
 Date of Request: 2/11/86 Comments: Salary Commission

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES		40.5	--	--	--	--
TRAVEL		12.0	--	--	--	--
CONTRACTUAL		15.0	--	--	--	--
SUPPLIES		0	--	--	--	--
EQUIPMENT		0	--	--	--	--
LAND & STRUCTURES		0	--	--	--	--
GRANTS, CLAIMS		0	--	--	--	--
MISCELLANEOUS		0	--	--	--	--
TOTAL OPERATING		67.5	--	--	--	--

CAPITAL		0	--	--	--	--
---------	--	---	----	----	----	----

REVENUE		0	--	--	--	--
---------	--	---	----	----	----	----

FUNDING : (Thousands of Dollars)

GENERAL FUND		67.5	--	--	--	--
FEDERAL FUNDS		0	--	--	--	--
OTHER		0	--	--	--	--
TOTAL		67.5	--	--	--	--

POSITIONS :

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

ANALYSIS : Attach a separate page if necessary

see attached

Prepared by: Al Adams, Chair Phone: 465-3706
 Division: House Finance Committee Date: 2/10/86

Approved by Commissioner: _____ Date: _____
 Agency: _____

Distribution (by Agency preparing fiscal note):
 Legislative Finance
 Legislative Sponsor
 Requestor
 Office of Management and Budget
 Impacted Agency(ies)

10/25/85

ALASKA LEGISLATIVE PAY HISTORY

<u>DATES</u>	<u>MONTHLY SALARY</u>	<u>YEARLY SALARY</u>	
3/17/61 - 1/22/67	208.33	2,499.96	
1/23/67 - 1/27/69	500.00	6,000.00	
1/28/69 - 7/15/70	541.66	6,499.92	
7/16/70 - 1/10/71	791.66	9,499.92	
1/11/71 - 6/30/75	750.00	9,000.00	
7/1/75 - 10/13/76	1,226.66	14,719.92	* #1
10/14/76 - 5/15/77	750.00	9,000.00	* #2
5/16/77 - 12/31/78	979.17	11,750.04	* #3
1/1/79 - 12/31/79	1,291.66	15,499.92	* #4
1/1/80 - 12/31/80	1,440.00	17,280.00	
1/1/81 - 12/31/81	1,564.00	18,768.00	
1/1/82 - 12/31/82	1,673.00	20,076.00	
1/1/83 - 7/20/83	1,757.00	21,084.00	* #5
7/21/83 - PRESENT	3,900.00	46,800.00	* #6

*1 CHAPTER 205 SLA 1975/INCLUDED LEGISLATIVE PAY RAISE REPEALED BY VOTERS--AUGUST 1976 PRIMARY

*2 SALARY RETURNED TO \$750.00 PER MONTH 10/13/76

*3 SALARY COMMISSION ENACTED 6/25/76
THIS SALARY WAS RECOMMENDED BY COMMISSION AND ADOPTED BY LEGISLATURE.

*4 SALARY COMMISSION ABOLISHED IN 1980. THIS SALARY SET BY LEGISLATORS.

*5 1983 BASE + PER DIEM \$34,684-162 DAYS.

*6 FIRST BASE SALARY WITH NO PER DIEM-EFFECTIVE 7/21/83
28% INCREASE (\$12,756) OVER PRE-RAISE 1983 SALARY

TABLE III

STATE COMPENSATION COMMISSIONS

<u>Name of Commission</u>	<u>Number of Members</u>	<u>Appointing Authority</u>	<u>Scope of Recommendations</u>	<u>Frequency of Recommendations</u>
Arizona Commission on Salaries for State Elective Officers	5	2 by Governor, 1 by Senate President, 1 by House Speaker, and 1 by Chief Justice of Supreme Court	Salaries of legislators and elected state officials (Changes in legislative salaries must be approved by the voters.)	At direction of legislature
Colorado State Officials' Compensation Commission	9	3 by Governor, 2 by Senate President, 2 by House Speaker, and 2 by Chief Justice of Supreme Court	Salaries, allowances, and benefits of legislators, state judges, district attorneys, and elected and appointed officials (advisory only)	Biennially
Connecticut Compensation Commission	11	3 by Governor, 2 by House Speaker, 2 by House Minority Leader, 2 by Senate President Pro Tempore, and 2 by Senate Minority Leader	Salary, expenses, and benefits of legislators, elected officials, and judges (advisory only)	Biennially
Florida Officers' Compensation Commission	9	2 by Governor, 2 by Senate President, 2 by House Speaker, and 2 by Chief Justice of Supreme Court. The 8 members appoint the ninth member.	Salary and expenses of legislators, specified state officials, judges, state attorneys, public defenders, public service commissioners, and county officers (advisory only)	Annually
Georgia Commission on Compensation	12	4 by Governor, 4 by Supreme Court, 2 by Senate President (Lieutenant Governor), and 2 by House Speaker	Compensation of legislators, state officers, and heads of state agencies (Legislature required to introduce commission recommendation as a bill)	Biennially
Hawaii Commission on Legislative Salary	11	Governor	Salary of legislators (Recommendations effective unless rejected by Legislature or Governor. If rejected, existing rates are continued)	Every 8 years
Idaho Legislative Compensation Commission	6	3 by Governor and 3 by Supreme Court	Salary and expenses of legislators (Legislature may reject or reduce recommended rates. If rejected, existing rates are continued.)	Biennially

TABLE III--continued
STATE COMPENSATION COMMISSIONS

<u>Name of Commission</u>	<u>Number of Members</u>	<u>Appointing Authority</u>	<u>Scope of Recommendations</u>	<u>Frequency of Recommendations</u>
Montana Salary Commission	8	2 by Governor, 2 by Supreme Court, 1 by Senate Majority Leader, 1 by Senate Minority Leader, 1 by House Speaker, and 1 by House Minority Leader	Compensation of legislators, elected officials, and Judges (advisory only)	Biennially
Oklahoma Board on Legislative Compensation	11	5 by Governor, 2 by the Senate President Pro Tempore, and 2 by House Speaker (Chairman of Tax Commission and Director of State Finance are non-voting ex-officio members.)	Salary of legislators (Board recommendations are final)	Biennially
South Dakota Commission on Salaries for Elective State Officials	5	2 by Governor, 1 by Senate President Pro Tempore, 1 by House Speaker, and 1 by Chief Justice of Supreme Court	Salaries of legislators, elected officials, and Judges (advisory only)	Biennially
Washington Committee on Salaries	7	President of University of Puget Sound, President of Washington State University, Chairman of State Personnel Board, President of Association of Washington Business, President of Pacific Northwest Personnel Managers' Association, and President of Washington State Labor Council	Salaries of legislators, state elective and executive officials, and Judges (advisory only)	Biennially
West Virginia Citizens Legislative Compensation Commission	7	Governor	Compensation and expenses of legislators (Legislature may accept or decrease recommended rates)	Quadrennially

SOURCE: Legislative Research review of state statutes

TABLE III--continued
STATE COMPENSATION COMMISSIONS

<u>Name of Commission</u>	<u>Number of Members</u>	<u>Appointing Authority</u>	<u>Scope of Recommendations</u>	<u>Frequency of Recommendations</u>
Illinois Advisory Committee on Compensation of General Assembly Members	7	3 by Governor, 2 by President of Senate, and 2 by House Speaker	Compensation of legislators (advisory only)	Biennially
Iowa Commission on Compensation, Expenses and Salaries for Elected State Officials	15	5 by Governor, 5 by Senate President (Lieutenant Governor), and 5 by House Speaker	Salary, compensation, and expenses of legislators, elected state officials, and judges (advisory only)	Biennially
Kentucky Public Officials Compensation Commission	5	1 by Governor, 1 by Lieutenant Governor, 1 by House Speaker, 1 by Senate President Pro Tempore, and 1 by Supreme Court	Salaries, benefits, and allowances of legislators and certain elected officials and judges (advisory only)	Biennially
Louisiana Compensation Review Commission	19	5 appointed by Governor, 1 by Chief Justice of Supreme Court, 1 by Chairman of Conference of Courts of Appeal Judges, 1 by District Judges' Association, and 1 by City Judges' Association (5 Senators and 5 Representatives are also members)	Salary and benefits of legislators, elected officials, judges, and unclassified state employees (advisory only)	Annually
Maryland General Assembly Compensation Commission	9	5 by Governor, 2 by Senate Senate President, and 2 by House Speaker	Salary and allowances of legislators (Legislature may reject or reduce recommended rates. If rejected, existing rates are continued.)	Quadrennially
Massachusetts Advisory Board on Legislative, Judicial and Constitutional Officers' Compensation	5	Governor	Salaries and expenses of legislators, constitutional officers, and judges (advisory only)	Biennially
Michigan State Officers' Compensation Commission	7	Governor	Salaries and expenses of legislators, Governor and Lieutenant Governor, and Justices of Supreme Court (Recommendations effective unless rejected by 2/3 vote of legislature. If rejected, existing rates are continued.)	Biennially

Alaska State Legislature

INTERIM OFFICE
1024 WEST SIXTH AVENUE
ANCHORAGE, ALASKA 99501
(907) 274-2843

IN SESSION:
POUCH V
JUNEAU, ALASKA 99811
(907) 465-4714



Senator Mitch Abood
CHAIRMAN

Senate Committee on State Affairs

April 9, 1986

LETTER OF INTENT - SCS CSHB 454 (SA) BY THE SENATE STATE AFFAIRS COMMITTEE

It is the intent of the Senate State Affairs Committee in adopting the SCS for CSHB 454 (SA) that Sections 1, 2, and 3 of the bill comply with the initiative relating to the compensation for state legislators. These sections are included in HB 454 to bring into one measure related matters pertaining to compensation of state officers.

Some drafting changes were made to conform language of the proposed legislation to existing statutes and to correct errors; e.g., Section 1 of the bill v. Section 2 of the initiative.

A minor change is made in compensation of legislators performing official duties while the legislature is not in session. The initiative provides that actual expenses be reimbursed in lieu of per diem. The bill provides that per diem be paid, as was the practice at the time when the salary of legislators was the same as that set forth in Section 2 of the initiative. Provision of per diem, regardless disincentives to carrying out legislative work, to economizing on expenses, and to using low costs modes of travel and accommodations. The purpose of these revisions in the per diem language is to assure that legislators will be properly compensated for the performance of their constitutional duties and to avoid excessive individual expenses.

Both Sections 3 of the initiative and HB 454 provide for a report covering legislator's compensation to be made by the legislative fiscal officer. Under the initiative, the report is to be filed with the Office of Management and Budget in the Governor's Office. The Committee believes that such filing would be transgressing on the separation of power between the legislative and executive branches.

Therefore, SCS CSHB 454 (SA) provides that the report be filed with the Legislature's Fiscal Office. The basic purpose of the initiative -- providing a report available to the public -- is maintained under this minor change.

BILL SHEFFIELD, GOVERNOR

REPLY TO:

1031 W 4th AVENUE
SUITE 200
ANCHORAGE, ALASKA 99501
PHONE: (907) 276-3550

1st NATIONAL CENTER
100 CUSHMAN ST.
SUITE 400
FAIRBANKS, ALASKA 99701
PHONE: (907) 452-1568

POUCH K - STATE CAPITOL
JUNEAU, ALASKA 99811
PHONE: (907) 465-3600

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

April 3, 1986

Honorable Vic Fischer
Alaska State Legislature
P.O. Box V
Juneau, AK 99811

Re: Proposed amendments to legis-
lative pay raise
Our file: 663-86-0431

Dear Senator Fischer:

You requested our advice concerning amendments to the material contained in the legislative pay raise initiative. You propose to include the wording of the initiative as amended in two instances in a bill which would also include the provisions of HB 48 and HB 454. You are concerned that these amendments will be considered to conflict with the provisions of the legislative pay raise initiative. In which case the pay raise question will be put to the voters.

You propose to amend sec. 24.15.010(d) of the initiative measure, which provides:

(d) When the legislature is not in session, instead of receiving per diem a legislator is entitled to be reimbursed for actual expenses incurred while he is on committee business for an interim committee of the legislature in a place which is not his place of permanent residence.

The second amendment proposes the substitution of the legislative fiscal officer as the custodian of expense voucher reports in the second to the last sentence of proposed sec. 24.-15.040. Under the initiative, the office of management and budget is the custodian of voucher reports. The section as amended reads as follows:

The Legislative fiscal officer shall, by January 31 of each calendar year, file with the legislature's fiscal office [OFFICE OF MANAGEMENT AND BUDGET] a report of all vouchers approved for payment pursuant to this section during the preceding

Hon. Vic Fischer
Alaska State Legislature
663-86-0431

April 3, 1986
Page #2

calendar year. The report shall provide, by legislator, the date of each voucher, the amount paid and the basis for approval for payment.

You asked if the filing of legislative pay vouchers with executive officers presented separation of powers problems. We believe the filing required by the initiative measure does not cause a separation of powers problem. All vouchers presenting claims against the state treasury are paid centrally. The Department of Administration accounts for the general fund and the Department of Revenue retains and invests it. Presently, all legislative pay vouchers are on file with the division of finance in the Department of Administration. The amendment requires a report which totals by legislator the amount of public money received in compensation for legislative service. There is no barrier to removal of the initiative from the ballot if the amendment you adopt requires the legislative fiscal officer to collect vouchers and issue the report.

We find it difficult to say that the legislature is powerless to enact other effective means of compensating for expenses incurred while on legislative business or making public the amount of compensation claimed by each legislator. The legislature has broad power to change an initiative by an enactment covering the same subject as the initiated measure. Warren v. Boucher, 543 P.2d 731 (Alaska 1975). This power differs little from the legislature's power of amendment afforded after enactment of an initiative. In Warren, the court stated:

Upon reflection we have concluded that the legislature's discretion in this matter is reasonably broad. If in the main the legislative act achieves the same general purpose as the initiative, if the legislative act accomplishes that purpose by means of systems which are fairly comparable, the substantial similarity exists. It is not necessary that the two measures correspond in minor particulars, or even as to all major features, if the subject matter is necessarily complex or if it requires comprehensive treatment. The broader the reach of the subject matter, the more latitude must be allowed the legislature to vary from the particular features of the initiative.

543 P.2d at 736. We understand your concern about the poor public policy expressed in subsection (b) concerning reimbursement of actual expenses. The definition of "actual" expenses would be

Hon. Vic Fischer
Alaska State Legislature
663-86-0431

April 3, 1986
Page #3

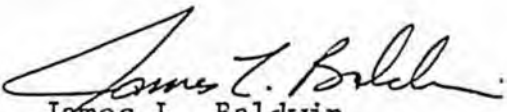
difficult and controversial. This method for reimbursing expenses may lead to artificial inflation of expense accounts. It would also be a disincentive for legislators to economize and use low cost modes of travel and accommodations. The insertion of a reimbursement provision which applies the short-term per diem rate to travel and other expenses incurred for legislative business conducted during the interim is within the discretion of the legislature. It is a close question whether this amendment would prevent the initiative from appearing on the ballot. From the tone used in Boucher, we presume that the court would generally defer to the judgment of the legislature so long as the same general purpose of the initiative is retained. We perceive that purpose to be to return legislative pay to the levels that existed before July 1983. To impose a more limiting purpose would do injustice to the full scope of law making powers accorded to the legislature under article II of the Alaska Constitution.

You have also asked whether the sections enacting the initiative measure are compatible with the provisions of HB 454. Under HB 454, the future pay raises for the legislature and other appointed executive officers would be set by a salary commission. Any pay increases announced by the salary commission would amount to an amendment of the initiative. Because the salary commission would be exercising a delegated lawmaking power, the changes would probably be within the legislature's discretionary power to amend initiative within two years after adoption. See Alaska Const. art. XI, sec. 6 (initiative may be amended at any time).

We urge you to create a good record to support your subcommittee's intent concerning any amendments adopted. The legislative history will prove invaluable in defending any actions brought to contest the lieutenant governor's decision concerning placement on the 1986 primary election ballot.

Sincerely yours,

HAROLD M. BROWN
ATTORNEY GENERAL

By: 
James L. Baldwin
Assistant Attorney General

JLB/pjg



Official Business

Alaska State Legislature

House of Representatives

Committee on State Affairs

Pouch V
State Capitol
Juneau, Alaska 99811

(907) 465-4963

January 29, 1986

Rep. M. Mike Miller, Chair
House Judiciary Committee
P.O. Box V
Juneau, Alaska 99811

Dear Rep. Miller:

On Monday, January 27, 1986 the House State Affairs Committee passed out CSHB 454 "An Act relating to compensation of state officers; establishing a commission on compensation of state officers." In addition, a motion was passed that a letter be sent to the Judiciary Committee, as next committee of referral, asking members to consider amending Sec. 39.23.270, Policy of the Legislature. It was suggested that the phrase "based upon equitable relationships being maintained among state positions" might make it difficult for legislative salaries to be set at a level less than other state officials.

In addition, the State Affairs Committee asks that Sec. 2 AS 39.23.240(c) regarding the two-thirds vote of the legislature to reject recommendations of the commission be given additional consideration. It was felt that further discussion of this requirement is warranted.

We appreciate your consideration of these points when the Judiciary Committee takes up CSHB 454.

Sincerely,

Katie Hurley
Rep. Katie Hurley
Chair

STATE OF ALASKA
THE LEGISLATURE

LEGISLATIVE AFFAIRS AGENCY

FOURTH FLOOR, CAPITOL
JULY 24, 1981
907 265 1810

MEMORANDUM

October 3, 1985

SUBJECT: Annual Salaries for Legislators

TO: Senator Mitch Abood
Chairman, Legislative Salary Committee

FROM: Teresa B. Cramer *JBC*
Legislative Counsel

You have asked for information concerning the development of the statutes concerning legislative salaries, allowances, per diem, and travel expenses. I have provided Linda Firestone of your staff with copies of the chapters that adopted or amended the appropriate statutes. The following table sets out the development of each of the relevant statutes.

AS 24.15.010. Legislative per diem.

Ch. 1 SLA 1959

Section 1. Legislative Per Diem. The rate of per diem in lieu of subsistence and other expenses for each member of the Legislature while in session shall be \$40.00 per day.
Effective: February 11, 1959.

Ch. 26 SLA 1961

Section 1. Legislative Per Diem. The rate of per diem in lieu of subsistence for each member of the legislature whose permanent residence is in Election District 5 is \$25.00 for each day in session. The rate for all other members of the legislature is \$35.00 for each day in session. This per diem shall also be payable for those days of necessary travel to and from sessions.
Effective: March 18, 1961.

Ch. 100 SLA 1963

Sec. 3 AS 24.15.010 is repealed and re-enacted to read:

Sec. 24.15.010. Legislative Per Diem. The rate of per diem instead of subsistence for each member of the legislature is \$35 for each day in session. The per diem is also payable for those days of necessary travel to and from sessions.
Effective: May 2, 1963.

Ch. 193 SLA 1970

* Sec. 8. AS 24.15.010 is amended to read:

Sec. 24.15.010. Legislative Per Diem. The rate of per diem instead of subsistence for each member of the legislature is \$35 for the first 90 days of a legislative session. The per diem is also payable for those days of necessary travel to and from sessions.
Effective: July 16, 1970.

Ch. 87 SLA 1971

* Sec. 5. AS 25.15.010. is amended to read:

Sec. 24.15.010. Legislative Per Diem. The rate of per diem instead of subsistence for each member of the legislature is \$35 for each day of a legislative session. The per diem is also payable for those days of necessary travel to and from sessions.

Effective: Retroactive to April 10, 1971.

Ch. 205 SLA 1975

* Sec. 6. AS 24.15.010 is repealed and re-enacted to read:

Sec. 24.15.010. LEGISLATIVE PER DIEM. (a) For each day of the legislative session and for each day on official legislative business between sessions, legislators (1) on travel status and

away from home overnight shall be allowed, instead of their actual expenses for subsistence a per diem allowance of \$48 for each day; (2) not away from home overnight shall receive an allowance of \$35 for each day. The per diem allowance is also payable for each day of necessary travel.
Effective: July 1, 1975

Ch. 263 SLA 1976

* Sec. 6. AS 24.15.010 is repealed and re-enacted to read:

Sec. 24.15.010. LEGISLATIVE PER DIEM. The rate of per diem instead of subsistence for each member of the legislature shall be prescribed in accordance with AS 39.23.

Effective On the effective date of the first recommendations submitted to the legislature by the Alaska Salary Commission.

Ch. 3 SLA 1980

* Sec. 13. AS 24.15.010 is repealed and re-enacted to read:

Sec. 24.15.010. LEGISLATIVE PER DIEM. (a) Each member of the legislature is entitled to receive per diem at the same rate allowed for a state employee under AS 39.20.110 and 39.20.160, including regional variations in the rate where applicable.

(b) A legislator is entitled to receive per diem at the short-term rate

(1) during a legislative session if he does not live in his place of permanent residence during the session; and

(2) while he is on committee business for an interim committee of the legislature in a place which is not his place of permanent residence.

(c) A legislator is entitled to receive per diem at the long-term rate

(1) during a legislative session if he lives in his place of permanent residence during the session; and

(2) while he is engaged in committee business for an interim committee of the legislature at his place of permanent residence.

(d) In this section

(1) "long-term rate" means the long-term per diem rate established in regulations adopted by the commissioner of administration under AS 39.20.160;

(2) "short-term rate" means the short-term per diem rate established in regulations adopted by the commissioner of administration under AS 39.20.160.

Effective: Retroactive to January 1, 1979

Ch. 83 SLA 1983

* Sec. 7. AS 24.15.010 is repealed.

Effective: July 21, 1983

AS 24.15.020. Legislative Salaries.

Ch. 1 SLA 1959

Section 2. Annual Salaries. The annual salary for each member of the Legislature shall be \$3,000.00, to be paid at the rate of \$250.00 per month.

Effective: February 11, 1959

Ch. 26 SLA 1961

Sec. 2. Annual Salaries. The annual salary for each member of the legislature is \$2,500.00 to be paid in approximately equal monthly payments. The president of the senate and speaker of the house of representatives shall each be paid an additional \$500.00 per year during tenure of office.

Effective: March 18, 1961

Ch. 149 SLA 1966

* Section 1. AS 24.15.020 is amended to read:

Sec. 24.15.020. ANNUAL LEGISLATIVE SALARIES. The annual salary for each member of the legislature is \$6,000 to be paid in approximately equal monthly payments. The president of the senate and speaker of the house of representatives are each entitled to an additional \$500 a year during tenure of office.

Effective: January 23, 1967.

Ch. 193 SLA 1970

* Sec. 9. AS 24.15.020 is amended to read:

Sec. 24.15.020. ANNUAL LEGISLATIVE SALARIES. The annual salary for each member of the legislature is \$9,000 to be paid in approximately equal monthly payments. The president of the senate and speaker of the house of representatives are each entitled to an additional \$500 a year during tenure of office.

Effective: July 16, 1970

Ch. 205 SLA 1975

* Sec. 4. AS 24.15.020 is amended to read:

Sec. 24.15.020. ANNUAL LEGISLATIVE SALARIES. The annual salary for each member of the legislature is 33-1/3 per cent of Step E, Range 28 of the salary schedule established in AS 39.27.010 for Anchorage, Alaska, to be paid in approximately equal monthly payments. The president of the senate and speaker of the house of representatives are each entitled to an additional \$500 a year during tenure of office.

Effective: July 1, 1975

Ch. 143 SLA 1976

* Sec. 6. AS 24.15.020 is repealed and is enacted to read:

Sec. 24.15.020. ANNUAL LEGISLATIVE SALARIES. The annual salary for each member of the legislature is 33-1/3 per cent of Step E, Range 28 of the salary schedule established in AS 39.27.010 for Anchorage, Alaska. The president of the senate and speaker of the house of representatives are each entitled to an additional \$500 a year during tenure of office.
Effective: July 16, 1976

Ch. 263 SLA 1976

* Sec. 7. AS 24.15.020 is repealed and re-enacted to read:

Sec. 24.15.020. ANNUAL LEGISLATIVE SALARIES. Each member of the legislature is entitled to receive annual compensation prescribed in accordance with AS 39.23 to be paid in approximately equal monthly installments. The president of the senate and speaker of the house of representatives are each entitled to an additional annual sum prescribed in accordance with AS 39.23.

Effective: On the effective date of the first recommendations submitted to the legislature by the Alaska Salary Commission.

Ch. 3 SLA 1980

* Sec. 14. AS 24.15.020 is repealed and re-enacted to read:

Sec. 24.15.020. ANNUAL LEGISLATIVE COMPENSATION.
(a) The annual salary for each member of the legislature is \$15,500, payable monthly in 12 equal installments. The president of the senate and speaker of the house of representatives are each entitled to an additional \$500 a year during tenure of office.

(b) Except as provided by a general law applicable to all officials of the state, the compensation of a member of the legislature may not be reduced during his term of office.

Effective: Retroactive to January 1, 1979

Ch. 3 SLA 1980

* Sec. 28. AS 24.15.020 is repealed and re-enacted to read:

Sec. 24.15.020. The monthly salary for each member of the legislature is equal to Step A, Range 10 of the salary schedule in AS 39.27.011(a) for Juneau, Alaska. The president of the senate and the speaker of the house of representatives are each entitled to an additional \$500 a year during tenure of office.

Effective: Retroactive to January 1, 1980

Ch. 83 SLA 1983

* Sec. 2. AS 24.15.020 is amended to read:

Sec. 24.15.020. SALARY OF LEGISLATORS. The monthly salary for each member of the legislature is equal to Step A, Range 22 (10) of the salary schedule in AS 39.27.011(a) for Juneau, Alaska. The president of the senate and the speaker of the house of representatives are each entitled to an additional \$500 a year during tenure of office.

Effective: July 21, 1983

Ch. 87 SLA 1985

* Section 1. AS 24.15.020 is amended to read:

Sec. 24.15.020. SALARY OF LEGISLATORS. The annual (MONTHLY) salary for each member of the legislature is \$46,800 (EQUAL TO STEP A, RANGE 22 OF THE SALARY SCHEDULE IN AS 39.27.011(a) FOR JUNEAU, ALASKA). The president of the senate and the speaker of the house of representatives are each entitled to an additional \$500 a year during tenure of office.

Effective: July 16, 1985

AS 24.15.030. Additional Allowances

Ch. 1 SLA 1959

Section 3. Additional Allowances. In recognition of their extra duties the President of

the Senate and the Speaker of the House shall each be paid an additional allowance of \$600.00 per year during tenure of office. These sums shall be paid at the rate of \$50.00 per month.
Effective: February 11, 1959

Ch. 26 SLA 1961

Sec. 3. Additional Allowances. In addition, each member of the legislature shall receive an annual allowance of \$300.00 for postage, stationery, stenographic services and other expenses.

Sec. 7. Special Provisions: First Session-Second Legislature. Members of the first session-second legislature shall receive the salary, per diem and allowances set out in Ch. 1, SLA 1959 until the effective date of this Act. On the effective date of this Act the salary, per diem and allowances set out in this Act shall apply, except that the additional allowance set out in Sec. 3 shall be reduced one-half for the first session of the second legislature. Payment of this special allowance may be made from the line item appropriation made for the per diem of legislators for the fiscal year ending June 30, 1961.
Effective: March 18, 1961

Ch. 8 SLA 1970

* Section 1. AS 24.15.030 is amended to read:

Sec. 24.15.030. ADDITIONAL ALLOWANCES. In addition, each member of the legislature is entitled to an annual allowance of \$1,000 for postage, stationery, stenographic services and other expenses.
Effective: February 18, 1970

Ch. 193 SLA 1970

* Sec. 10. AS 24.15.030 is amended to read:

Sec. 24.15.030. ADDITIONAL ALLOWANCES. In addition, each member of the legislature is entitled to an annual allowance of \$4,000 for

postage, stationery, stenographic services and other expenses.

Effective: July 16, 1970

Ch. 263 SLA 1976

* Sec. 8. AS 24.15.030 is amended to read:

Sec. 24.15.030. ADDITIONAL ALLOWANCES. In addition, each member of the legislature is entitled to an annual allowance prescribed in accordance with AS 39.23 for postage, stationery, stenographic services and other expenses.

Effective: On the effective date of the first recommendations submitted to the legislature by the Alaska Salary Commission.

AS 24.15.050. Travel Allowance

Ch. 36 SLA 1959

Section 1. Each member of the Alaska State Legislature shall be entitled to receive one round trip first class airline fare, or its equivalent, from his place of residence in the election district from which elected or appointed to Juneau for purposes of attending regular, reconvened regular or special sessions of the State Legislature. When needed, an allowance up to fifty pounds for excess baggage each way is hereby authorized.

Sec. 2. This Act shall be effective upon its passage and approval or upon its becoming law without such approval.

Effective: March 13, 1959

Ch. 100 SLA 1963

Sec. 4. AS 24.15.050 is repealed and re-enacted to read:

Sec. 24.15.050. Transportation Allowance. Each member of the legislature is entitled to receive one round-trip transportation fare not to exceed the cost of first class airline fare from his place of residence in the election district from

which elected or appointed to the capital for purposes of attending regular, reconvened regular, or special sessions of the legislature. Each member receiving transportation fare is entitled to a baggage allowance not to exceed the cost of 100 pounds excess baggage by air each way upon submission of proper documentation to substantiate the baggage shipment.
Effective May 2, 1963

Ch. 106 SLA 1975

* Section 1. AS 24 15.050 is amended to read:

Section 24.15.050. TRANSPORTATION ALLOWANCE. Each member of the legislature is entitled to receive one round-trip transportation fare not to exceed the cost of first-class airline fare from his place of residence in the election district from which elected or appointed to the capital for purposes of attending regular, reconvened regular, or special sessions of the legislature. Each member receiving transportation fare is entitled to an allowance not to exceed the cost of 200 pounds air freight each way upon submission of proper documentation to substantiate the baggage shipment.
Effective June 4, 1975

Ch. 3 SLA 1980

* Sec. 29. AS 24.15.050 is repealed and re-enacted to read:

Sec. 24.15.050. LEGISLATIVE TRANSPORTATION. A member of the legislature is entitled to reimbursement for the expense of moving between his place of residence and the capital city for the purpose of attending a regular session of the legislature. Reimbursement shall be as provided by regulations covering state employees adopted by the commissioner of administration under AS 29.20.160.
Effective Retroactive to January 1, 1980

ANNUAL LEGISLATIVE SALARIES ESTABLISHED BY AS 24.15.020

1959-1961	\$ 3,000	Speaker & Senate President \$500 extra. This amount has not changed since 1959.
1961-1966	\$ 2,500	
1967-1970	\$ 6,000	
1970-1975	\$ 9,000	
1975-?	\$14,705	Established at 33.3% of Range 28E of the salary schedule established in AS 39.27.010. Chapter 138 SLA 1975 establishes the monthly rate for Range 28E as \$3,660. This salary remained in effect until the Alaska Salary Commission submitted its first recommendations to the legislature.
1979	\$15,500	
1980-1982	\$17,260	Set at Range 10A of the salary schedule in AS 39.27.011.
1982	\$20,076	Chapter 50, SLA 1982 amended the salary schedule in AS 39.27.011.
1983	\$46,300	Range 22A of the salary schedule in AS 39.27.011 from 1983 to 1985, then ch. 87 SLA 1985 set this amount by statute.

If I can be of further assistance, please advise.

TC:skr
ML:426

Public Employees Retirement System
Teachers Retirement System
Judicial Retirement System
Elected Public Officers Retirement System
National Guard Retirement System
Territorial Retirement System
Retirees Voluntary Dental Vision Audio Plan
Supplemental Benefits System
Group Health/Life Insurance Benefits
Deferred Compensation Plan
Public Employers Social Security Contributions

DEPARTMENT OF ADMINISTRATION

DIVISION OF RETIREMENT & BENEFITS

PLEASE REPLY TO:

POUCH CR (MS 0203)
JUNEAU, ALASKA 99811
PHONE (907)465-4460

2600 DENALI ST. SUITE 401
ANCHORAGE, ALASKA 99503
PHONE (907) 277-7504

Bill Sheffield, Governor

September 27, 1985

Ms. Linda Firestone
Administrative Assistant
Senator Mitchell Abood's Office
1024 W. 6th, Suite 308
Anchorage, AK 99501

Dear Ms. Firestone:

Re: Comparison of Legislative Retirement Benefits

In response to our phone conversation of September 25, I am enclosing a comparison chart which outlines the differences between the Alaska Public Employees' (PERS), Teachers' (TRS), and Elected Public Officers (EPORS) retirement systems. Also enclosed is a comparison chart showing the differences between legislative retirement systems in California, Michigan, New York and Pennsylvania.

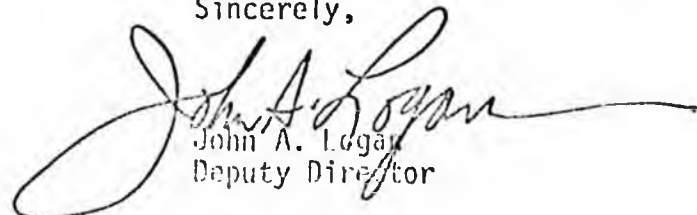
Of the 60 active legislators in Alaska, 42 have elected coverage under the PERS, three are covered under the TRS, 10 are covered under the EPORS, and five have waived participation in the PERS and, therefore, have no coverage.

The PERS was established effective January 1, 1961, and the TRS July 1, 1955. These systems were created to encourage qualified individuals to enter and remain in employment in Alaska. The PERS provides retirement coverage to public employees of the State and participating political subdivisions. The TRS provides coverage to teachers in public schools in Alaska.

The EPORS was established effective January 1, 1976, but was repealed by voter referendum on October 14, 1976. However, the Supreme Court later ruled that the repeal should not affect those elected officials who were at that time participating in the EPORS. Covered under this system are the governor, lieutenant governor, and legislators who were participating prior to the October 14, 1976 repeal.

I hope this information is helpful. If I can be of further assistance, please let me know.

Sincerely,


John A. Logan
Deputy Director

JAL/CS/cam/1
Enclosures

TEACHERS' RETIREMENT SYSTEM / PERS / ALL OTHERS RETIREMENT SYSTEM / ELECTED PUBLIC OFFICERS RETIREMENT SYSTEM
 A COMPARISON AS OF JULY 1, 1985

	PO/F	PERS All Others	TRS	EPORS
Benefit Multiplier	2% on years 1-10 2½% on years over 10	2%	2%	5% membership 2% other creditable service
Vesting	5 years service	5 years service	8 years of membership service; OR 5 years membership service and 3 years AK BIA; OR 15 years credited service if hired prior to 7/1/75, last 5 years membership service	5 years service
Retirement Age	55 if vested or at any age 20 years PO/F service OR 50 if vested for early reduced benefit	55 if vested OR at any age 30 years service OR 50 if vested for early reduced benefit	55 if vested OR at any age with 20 years membership service; OR 20 years combined membership and AK BIA, last 5 years membership service; OR 25 years credited service, last 5 years membership service OR 50 if vested for early reduced benefit	60 if vested OR 55 if vested for early reduced benefit
Employee Contributions	5%	4.25%	7%	7%
Employer Contributions (actuarially determined)	19.71% consolidated rate	12.77% consolidated rate	17.76%* *8.88% employer and 8.88% State matching	Unfunded System, Annual Appropriations
COLA	10% (or \$50, if less) if domiciled in Alaska	10% (or \$50, if less) if domiciled in Alaska	10% if domiciled in Alaska	NO
Post Retirement Pension Adjustments	Ad Hoc	Ad Hoc	Ad Hoc	Benefits Increase with Last Position's Salary Increase
Health Insurance Coverage After Retirement	YES	YES	YES	YES

LEGISLATIVE RETIREMENT SYSTEMS
A Comparison - As of September 26, 1985

	California	Michigan	New York	Pennsylvania
Benefit Multiplier	3.36%	4% (Maximum of 16 years)	1.66% - up to 25 years, plus 2% - between 25 and 30 years, plus 1.5% - over 30 years	2%
Vesting	4 years of service	8 years of service	10 years of service	10 years of service
Retirement Age	Age 60 or at any age with 20 years Early retirement at any age with 15 years (reduced benefit)	Age 55 No early retirement	Age 62 No early retirement	Age 50 Early retirement at any age with 10 years (reduced benefit)
Employee Contributions	8%	7%	3%	6 1/2%
Employer Contributions	18.81%	None - revenue from court filing fees is used to fund system.	16%	17.81%
Post Retirement Pension Adjustments	Annually based on CPI - not actuarially funded.	Annually	Ad hoc	Ad hoc
Health Insurance Coverage After Retirement	Yes, if member is retired within 120 days of termination	Yes	Yes	Yes

Offered: 4/11/86
Referred: Judiciary

Original sponsor: Larson/Legislative
Salaries

1 IN THE HOUSE BY THE STATE AFFAIRS COMMITTEE
2 SENATE CS FOR CS FOR HOUSE BILL NO. 454 (State Affairs)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 FOURTEENTH LEGISLATURE - SECOND SESSION
5 A BILL
6 For an Act entitled: "An Act relating to compensation of state officers;
7 establishing a commission on compensation of state
8 officers; and providing for an effective date."
9 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:
10 * Section 1. AS 24.10.100 is amended to read:
11 Sec. 24.10.100. [ANNUAL] SALARY OF LEGISLATORS. The monthly
12 [ANNUAL] salary for each member of the legislature is equal to Step A,
13 Range 10 of the salary schedule in AS 39.27.011(a) for Juneau
14 [\$46,800]. The president of the senate and the speaker of the house
15 of representatives are each entitled to an additional \$500 a year
16 during tenure of office.
17 * Sec. 2. AS 24.10 is amended by adding a new section to read:
18 Sec. 24.10.105. LEGISLATIVE PER DIEM. (a) A member of the
19 legislature is entitled to receive per diem at the same rate allowed
20 for a state employee under AS 39.20.110 and 39.20.160, including
21 regional variations in the rate where applicable.
22 (b) A legislator is entitled to receive per diem at the short-
23 term rate
24 (1) during a legislative session if the legislator is not
25 living in the legislator's place of permanent residence during the
26 session; and
27 (2) while on committee business or other legislative busi-
28 ness in a place that is not the legislator's place of permanent resi-
29 dence.

1 (c) A legislator is entitled to receive per diem at the long-
2 term rate

3 (1) during a legislative session if the legislator is
4 living in the legislator's place of permanent residence during the
5 session; and

6 (2) while engaged in committee business or other legisla-
7 tive business at the legislator's place of permanent residence.

8 (d) In this section

9 (1) "long-term rate" means the long-term per diem rate for
10 a state employee established in regulations adopted by the commission-
11 er of administration under AS 39.20.160;

12 (2) "short-term rate" means the short-term per diem rate
13 for a state employee established in regulations adopted by the commis-
14 sioner of administration under AS 39.20.160.

15 * Sec. 3. AS 24.10.120 is amended to read:

16 Sec. 24.10.120. METHOD OF PAYMENT. Salaries, per diem, and
17 additional allowances for members of the legislature shall be paid by
18 warrants drawn on vouchers approved by the legislative fiscal officer.
19 The legislative fiscal officer shall, by January 31 of each year,
20 file with the legislature's fiscal office a report of all vouchers
21 approved for payment under this section during the preceding calendar
22 year. The report shall provide, by legislator, the date of each
23 voucher, the amount paid, and the basis for approval for payment. The
24 report is a public record.

25 * Sec. 4. AS 39 is amended by adding a new chapter to read:

26 CHAPTER 23. STATE OFFICERS COMPENSATION COMMISSION.

27 Sec. 39.23.200. COMPENSATION COMMISSION ESTABLISHED. (a) The
28 State Officers Compensation Commission is established. The commission
29 is composed of seven members appointed by the governor subject to

1 confirmation by a majority of the legislature in joint session.
2 Members serve for staggered terms of four years. Commission member-
3 ship shall include at least one business executive, one representative
4 of a nonpartisan voters' organization, one person with experience in
5 public administration and one representative of a labor organization.
6 A vacancy shall be filled for the balance of the unexpired term. A
7 commission member may serve no more than two complete consecutive
8 terms.

9 (b) The commission shall elect a member to chair its meetings.
10 A majority of the commission members constitutes a quorum to transact
11 business. The affirmative vote of four members is required to approve
12 the commission's recommendations on compensation.

13 (c) The commission shall meet every other year at the call of
14 the chair. Notice of a meeting shall be mailed to each member at
15 least 15 days before the date scheduled for the meeting.

16 (d) The commission shall hold a public hearing to discuss its
17 findings and recommendations before submitting its final report to the
18 legislature.

19 (e) The commission shall be established in the Office of the
20 Governor.

21 Sec. 39.23.210. PROHIBITIONS AGAINST STATE OR MUNICIPAL SERVICE.
22 A member of the commission may not be employed by the state, including
23 the University of Alaska, serve as a member of another state board,
24 commission, or authority, or hold elective state or municipal office
25 during membership on the commission.

26 Sec. 39.23.220. COMPENSATION. Members of the commission serve
27 without compensation but are entitled to per diem and travel expenses
28 authorized for members of boards and commissions under AS 39.20.180.

29 Sec. 39.23.230. STAFF. (a) If requested by the commission, the

1 Legislative Affairs Agency shall provide staff for the commission.

2 (b) If requested by the commission, the director of personnel in
3 the Department of Administration shall serve as secretary to the
4 commission.

5 Sec. 39.23.240. DUTIES OF THE COMMISSION. (a) The commission
6 shall review the salaries, benefits, and allowances of members of the
7 legislature and submit a report on its findings at least once every
8 two years, but not more frequently than every year.

9 (b) The commission may review the compensation, benefits, and
10 allowances of the governor, lieutenant governor, justices and judges
11 of the court system, and the heads of the principal departments and
12 shall report its recommendations to the legislature.

13 (c) The commission shall submit its preliminary findings and
14 recommendations for the compensation of state officers by November 15.
15 The commission shall give reasonable public notice of its preliminary
16 findings and recommendations, solicit public comments, and give due
17 regard to the public comments, before submitting a final report under
18 (d) of this section.

19 (d) The commission shall make a final report of its findings and
20 recommendations as to the rate and form of compensation, benefits, and
21 allowances for legislators.

22 (e) The commission may submit to the legislature amendments to
23 the report submitted under (d) of this section.

24 (f) A commission member who does not concur in the proposed or
25 final recommendations may attach written objections to the commis-
26 sion's report of its findings and recommendations.

27 Sec. 39.23.250. FILING WITH LIEUTENANT GOVERNOR AND CERTIFICA-
28 TION. The commission shall, upon transmitting its final recommenda-
29 tions for the compensation of legislators to the legislature, file the

1 recommendations in the office of the lieutenant governor. When the
2 recommendations become effective, the commission shall certify the
3 copy of the recommendations on file in the office of the lieutenant
4 governor.

5 Sec. 39.23.260. POLICY OF THE LEGISLATURE. It is the policy of
6 the legislature that the commission determine an equitable rate and
7 form of compensation, benefits, and allowances for legislators.

8 Sec. 39.23.270. ADMINISTRATIVE PROCEDURE ACT. The regulation-
9 making provisions of the Administrative Procedure Act (AS 44.62) do
10 not apply to proceedings of the commission.

11 Sec. 39.23.400. DEFINITION. In this chapter "commission" means
12 the State Officers Compensation Commission.

13 * Sec. 5. AS 39.23.240(d) is amended to read:

14 (d) The commission shall make a final report of its findings and
15 recommendations as to the rate and form of compensation, benefits, and
16 allowances for legislators. A recommendation has the force of law and
17 becomes effective 30 days after the report is submitted to the legis-
18 lature.

19 * Sec. 6. AS 24.10 is amended by adding a new section to read:

20 Sec. 24.10.101. COMPENSATION OF LEGISLATORS. The State Officers
21 Compensation Commission shall set the compensation of legislators
22 under AS 39.23.

23 * Sec. 7. Notwithstanding AS 39.05.055(5) and AS 39.23.200, one of the
24 initial members appointed to the commission shall serve a one-year term,
25 two members shall serve two-year terms, two members shall serve three-year
26 terms, and two members shall serve four-year terms.

27 * Sec. 8. Notwithstanding the time limit imposed by AS 39.23.240,
28 enacted by sec. 4 and amended by sec. 5 of this Act, the commission shall
29 submit its first final report to the legislature by January 10, 1987.

1 * Sec. 9. AS 39.23.250, as enacted by sec. 4 of this Act, and sec. 5 of
2 this Act take effect on the effective date of an amendment to the Constitu-
3 tion of the State of Alaska creating a State Officers Compensation Commis-
4 sion.

5 * Sec. 10. AS 39.23.200 - 39.23.240 and 39.23.260 - 39.23.400, as
6 enacted by sec. 4 of this Act, and secs. 7 and 8 of this Act take effect
7 immediately in accordance with AS 01.10.070(c).

8 * Sec. 11. Sections 1 - 3 of this Act take effect January 19, 1987.

9 * Sec. 12. AS 24.10.100 and 24.10.105 are repealed and sec. 6 of this
10 Act takes effect on the effective date of recommendations of the State
11 Officer's Compensation Commission under AS 39.23.240(d) as amended by sec.
12 5 of this Act, setting the compensation of legislators.

COMMITTEE REPORT
SENATE

FURTHER: FINANCE

4/11/86

Date _____

Mr. President

The Committee on JUDICIARY considered CSHB 454 (FIN)
relating to compensation of state officers; establishing a commission
on compensation of state officers; efd.

and (a majority of the committee) (the committee) reports it back with
the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for _____
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to _____ Com

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS

COMMITTEE REPORT
SENATE

FURTHER: JUDICIARY
FINANCE

2/13/86

Date 4/9/86

Mr. President

The Committee on STATE AFFAIRS considered CSHB 454 (FIN)
relating to compensation of state officers; establishing a commission
on compensation of state officers; efd.

and (a majority of the committee) (the committee) reports it back with
the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt **SCS** for CSHB 454 (SA)
- new title
- same title and recommends _____
- and attached a "LETTER OF INTENT" * NEW FISCAL NOTE
opinion of Dept. of Law.
- reports it back without recommendation
- recommends referral to _____ Committee

MEMBERS SIGNING
DO PASS

Edmund W. Wines

Tim Kelly

MEMBERS HAVING
OTHER RECOMMENDATIONS

W. Fischer NR

Bill Ray NR

Paul H. ...
Chairman.
Do not Pass

Offered: 2/11/86
Referred: Rules

Original sponsor: Larson/Legislative
Salaries

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2

CS FOR HOUSE BILL NO. 454 (Finance)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to compensation of state officers;
7 establishing a commission on compensation of state
8 officers; and providing for an effective date."

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

10 * Section 1. AS 39.23 is amended by adding new sections to read:

11 ARTICLE 1. STATE OFFICERS COMPENSATION COMMISSION.

12 Sec. 39.23.200. COMPENSATION COMMISSION ESTABLISHED. (a) The
13 State Officers Compensation Commission is established. The commission
14 is composed of seven members appointed by the governor subject to
15 confirmation by a majority of the legislature in joint session.
16 Members serve for staggered terms of four years. Commission member-
17 ship shall include at least one business executive, one representative
18 of a nonpartisan voters' organization, one person with experience in
19 public administration and one representative of a labor organization.
20 A vacancy shall be filled for the balance of the unexpired term.

21 (b) The commission shall annually elect a member to chair its
22 meetings. A majority of the commission members constitutes a quorum
23 to transact business. The affirmative vote of four members is re-
24 quired to approve the commission's recommendations on compensation.

25 (c) The commission shall meet at the call of the chair. Notice
26 of a meeting shall be mailed to each member at least 15 days before
27 the date scheduled for the meeting.

28 (d) The commission shall hold a public hearing to discuss its
29 findings and recommendations before submitting its final report to the

1 legislature.

2 (e) The commission shall be established in the Office of the
3 Governor.

4 Sec. 39.23.210. PROHIBITIONS AGAINST STATE OR MUNICIPAL SERVICE.

5 A member of the commission may not be employed by the state, including
6 the University of Alaska, serve as a member of a state board, commis-
7 sion, or authority, or hold elective state or municipal office during
8 membership on the commission.

9 Sec. 39.23.220. COMPENSATION. Members of the commission serve
10 without compensation but are entitled to per diem and travel expenses
11 authorized for members of boards and commissions under AS 39.20.180.

12 Sec. 39.23.230. STAFF. (a) The commission may contract for
13 professional services and may employ staff as it considers necessary.

14 (b) If requested by the commission, the director of personnel in
15 the Department of Administration shall serve as secretary to the
16 commission.

17 Sec. 39.23.240. DUTIES OF THE COMMISSION. (a) The commission
18 shall review the salaries, benefits, and allowances of members of the
19 legislature, the governor, lieutenant governor, members of the judi-
20 ciary, and the head of each principal department and submit a report
21 on its findings at least once every two years, but not more frequently
22 than every year.

23 (b) The commission shall submit its preliminary findings and
24 recommendations by November 15. The commission shall give reasonable
25 public notice of its preliminary findings and recommendations, solicit
26 public comments, and give due regard to the public comments, before
27 submitting a final report under (c) of this section.

28 (c) The commission shall make a final report of its findings and
29 recommendations as to the rate and form of compensation, benefits, and

1 allowances for state officers during the first 10 days of a legisla-
2 tive session.

3 (d) The commission may submit to the legislature amendments to
4 the report submitted under (c) of this section.

5 (e) A commission member who does not concur in the proposed or
6 final recommendations may attach written objections to the commis-
7 sion's report of its findings and recommendations.

8 Sec. 39.23.250. RECOMMENDATIONS RELATING TO THE JUDICIARY,
9 GOVERNOR, AND LIEUTENANT GOVERNOR. (a) A recommendation of the
10 commission may not have the effect of reducing the compensation or
11 benefits of a member of the judiciary who is a member of the judiciary
12 on the effective date of the commission's recommendation; or reduce,
13 unless consistent with general law applicable to all other salaried
14 officers of the state, except incumbent members of the judiciary, the
15 compensation and benefits of the governor or lieutenant governor who
16 are in office on the effective date of the commission's recommen-
17 dation.

18 (b) The commission may recommend reduction in compensation or
19 benefits for individuals who become members of the judiciary or gover-
20 nor or lieutenant governor after the effective date of the commis-
21 sion's recommendation.

22 Sec. 39.23.260. FILING WITH LIEUTENANT GOVERNOR AND CERTIFICA-
23 TION. The commission shall, upon transmitting its final recommenda-
24 tions to the legislature, file the recommendations in the office of
25 the lieutenant governor, and upon the recommendations becoming effec-
26 tive the commission shall certify the copy of the recommendations on
27 file in the office of the lieutenant governor.

28 Sec. 39.23.270. POLICY OF THE LEGISLATURE. It is the policy of
29 the legislature that the commission determine an equitable rate and

1 form of compensation, benefits, and allowances for state officers.

2 Sec. 39.23.280. ADMINISTRATIVE PROCEDURE ACT. The regulation-
3 making provisions of the Administrative Procedure Act (AS 44.62) do
4 not apply to proceedings of the commission.

5 Sec. 39.23.400. DEFINITIONS. In AS 39.23.200 - 39.23.400

6 (1) "commission" means the State Officers Compensation
7 Commission;

8 (2) "judiciary" means justices of the supreme court and
9 judges of the court of appeals and the superior and district courts;

10 (3) "state officer" means members of the legislature, the
11 governor, lieutenant governor, members of the judiciary, and the head
12 of each principal department in the executive branch.

13 * Sec. 2. AS 39.23.240(c) is amended to read:

14 (c) The commission shall make a final report of its findings and
15 recommendations as to the rate and form of compensation, benefits, and
16 allowances for state officers during the first 10 days of a legisla-
17 tive session. A recommendation has the force of law and becomes
18 effective on the first day of the next regular legislative session
19 unless rejected by a concurrent resolution adopted by two-thirds of
20 the members in each house of the legislature.

21 * Sec. 3. AS 22.05.140(a) is repealed and reenacted to read:

22 (a) The State Officers Compensation Commission shall set the
23 compensation and geographic cost-of-living adjustment, if any, of each
24 justice under AS 39.23.200 - 39.23.400.

25 * Sec. 4. AS 22.07.090(a) is repealed and reenacted to read:

26 (a) The State Officers Compensation Commission shall set the
27 compensation of each judge of the court of appeals under AS 39.23.-
28 200 - 39.23.400.

29 * Sec. 5. AS 22.10.190(a) is repealed and reenacted to read:

1 (a) The State Officers Compensation Commission shall set the
2 compensation and geographic cost-of-living adjustment, if any, of each
3 judge of the superior court under AS 39.23.200 - 39.23.400.

4 * Sec. 6. AS 22.15.220(a) is repealed and reenacted to read:

5 (a) The State Officers Compensation Commission shall set the
6 compensation and geographic cost-of-living adjustment, if any, of each
7 judge of the district court under AS 39.23.200 - 39.23.400.

8 * Sec. 7. AS 24.10.100 is repealed and reenacted to read:

9 Sec. 24.10.100. COMPENSATION OF LEGISLATORS. The State Officers
10 Compensation Commission shall set the compensation of legislators
11 under AS 39.23.200 - 39.23.400.

12 * Sec. 8. AS 39.20.010 is repealed and reenacted to read:

13 Sec. 39.20.010. COMPENSATION OF THE GOVERNOR. The State Offi-
14 cers Compensation Commission shall set the compensation of the gover-
15 nor under AS 39.23.200 - 39.23.400.

16 * Sec. 9. AS 39.20.030 is repealed and reenacted to read:

17 Sec. 39.20.030. COMPENSATION OF LIEUTENANT GOVERNOR. The State
18 Officers Compensation Commission shall set the compensation of the
19 lieutenant governor under AS 39.23.200 - 39.23.400.

20 * Sec. 10. AS 39.20.050 is amended to read:

21 Sec. 39.20.050. EXCLUSIVE COMPENSATION. The compensation fixed
22 by the State Officers Compensation Commission [LAW] for the governor
23 and lieutenant governor is full compensation [IN FULL] for all servi-
24 ces rendered by each of them in any official capacity or employment
25 whatsoever during their respective terms of office, and shall be paid
26 throughout their respective terms of office unless the office becomes
27 vacant.

28 * Sec. 11. AS 39.20.080(a) is repealed and reenacted to read:

29 (a) The State Officers Compensation Commission shall set the

1 compensation of the head of each principal executive department under
2 AS 39.23.200 - 39.23.400.

3 * Sec. 12. Notwithstanding AS 39.05.055(5) and AS 39.23.200, one of the
4 initial members appointed to the commission shall serve a one-year term,
5 two members shall serve two-year terms, two members shall serve three-year
6 terms, and two members shall serve four-year terms.

7 * Sec. 13. Notwithstanding secs. 3 - 11 and 15 of this Act, the salary
8 established for justices of the supreme court in AS 22.05.140, judges of
9 the court of appeals in AS 22.07.090, judges of the superior court in
10 AS 22.10.190, judges of the district court in AS 22.15.220, legislators in
11 AS 24.10.100, the governor in AS 39.20.010, the lieutenant governor in
12 AS 39.20.030, and heads of each principal executive department in AS 39.-
13 20.080, as those sections existed immediately before the effective date of
14 this section shall remain in effect until the commission has recommended a
15 change in the salary of that office in accordance with AS 39.23.200 -
16 39.23.400.

17 * Sec. 14. Notwithstanding the time limit imposed by AS 39.23.240,
18 enacted by sec. 1 and amended by sec. 2 of this Act, the commission shall
19 submit its first final report to the legislature by January 10, 1987.

20 * Sec. 15. AS 22.05.140(c); AS 22.10.190(c); AS 22.15.220(d); AS 39.-
21 20.080(c); and AS 39.23.200(e) are repealed.

22 * Sec. 16. AS 39.23.260, as enacted by sec. 1 of this Act, and secs.
23 2 - 11, 13, and 15 of this Act take effect on the effective date of an
24 amendment to the Constitution of the State of Alaska creating a State
25 Officers Compensation Commission.

26 * Sec. 17. AS 39.23.200 - 39.23.250 and 39.23.270 - 39.23.400 as enact-
27 ed by sec. 1 of this Act, and secs. 12 and 14 of this Act take effect
28 immediately in accordance with AS 01.10.070(c).