

ALASKA LEGISLATURE COMMITTEE BILL FILES - 1987 - 1988 8879

SB 139 cont. thru SB 141 56

HEADINGS TITLE 39.
Public Officers and Employees.
CHAPTER 35.
Public Employees' Retirement System of Alaska.
ARTICLE 6.
Benefits.

CITATION Sec. 39.35.385.

CATCH LINE

CONDITIONAL SERVICE RETIREMENT BENEFITS.

TEXT

(a) Subject to AS 39.35.450, an employee is eligible for a normal retirement benefit at age 60 with at least two years of credited service if the employee also is eligible for a normal retirement salary under the teachers' retirement system (AS 14.25).

(b) Subject to AS 39.35.450, an employee is eligible for an early retirement benefit at age 55 with at least two years of credited service if the employee also is eligible for an early retirement salary under the teachers' retirement system (AS 14.25).

(c) Credited service for which contributions were refunded is not creditable under this section unless the refunded contributions have been repaid. For purposes of (a) and (b) of this section, a member or former member does not have to be reemployed under this system in order to pay refunded contributions. Compound interest at the rate prescribed by regulation must be added to the reinstatement indebtedness from the date of the refund to the date of repayment.

(d) The monthly amount of a conditional service retirement benefit shall be calculated on the years of fully paid credited service in accordance with AS 39.35.370(c), except that the member may irrevocably elect to substitute one-twelfth of the "average base salary" as defined in AS 14.25.220(5) in place of average monthly compensation.

(e) Benefits payable under this section accrue from the first day of the month (1) in which the member meets the eligibility requirements of this section, (2) following the date of termination, and (3) following application for retirement, and are payable the last day of the month. If payment is delayed, a retroactive payment shall be made to cover the period of deferment. The last payment shall be made for the month in which the member dies or is no longer eligible for a benefit under this section.

(f) Subject to AS 39.35.450, an employee is eligible for a normal retirement benefit at age 60 or an early retirement benefit at age 55 if the employee has at least 60 days of credited service as a temporary employee of the legislature during each of five legislative sessions.

HISTORY

(Sec. 3 ch 174 SLA 1978; am sec. 11 ch 82 SLA 1979; am sec. 37 ch 13 SLA 1980; am secs. 50, 51 ch 137 SLA 1982; am secs. 25-27 ch 32 SLA 1986; am secs. 36, 37 ch 117 SLA 1986)

ANNOTATIONS

REVISOR'S NOTES In 1986, the phrase "Subject to AS 39.35.450" was added at the beginning of (f) of this section in order to be consistent with (a) and (b) of this section and the language of AS 39.35.450, as amended by ch. 117, SLA 1986. This new language does not take effect until January 1, 1987.

AMENDMENT NOTES

EFFECT OF AMENDMENTS The 1980 amendment added the present second and third sentences in subsection (c).

The 1982 amendment inserted "(a) and (b) of" in the second

sentence of subsection (c) and rewrote subsection (d).

EFFECT OF AMENDMENTS The first 1986 amendment, effective July 1, 1986, substituted "60" for "55" in subsection (a), substituted "55" for "50" in subsection (b), and substituted "age 60" for "age 55" and "age 55" for "age 50" in subsection (f).

The second 1986 amendment, effective January 1, 1987, added "Subject to AS 39.35.450" at the beginning of subsections (a) and (b) and made a related grammatical change.

EDITORS NOTES

EDITOR'S NOTES Section 15, ch. 82, SLA 1979, provides that AS 39.35.385 (f) applies to a temporary employee of the Eleventh Legislature, First Session, even though he may not be an employee under the public employee's retirement system on July 1, 1979.

EDITOR'S NOTES Section 57, ch. 82, SLA 1986, effective July 1, 1986, provides: "Sections 16, 22-23, 25-27, 42-45, and 50 of this Act apply only to members first hired under the Public Employees' Retirement System after June 30, 1986."

HEADINGS TITLE 39.
Public Officers and Employees.
CHAPTER 35.
Public Employees' Retirement System of Alaska.
ARTICLE 6.
Benefits.

CITATION Sec. 39.35.450.

CATCH LINE

JOINT AND SURVIVOR OPTION.

TEXT

(a) Benefits payable under this section are in place of benefits payable under AS 39.35.370, 39.35.385, and 39.35.460. Upon filing an application with the administrator or when a disabled employee first attains eligibility for normal retirement under AS 39.35.400(f) or 39.35.410(h), the employee shall designate the person who is the employee's spouse at the time of appointment to retirement as the contingent beneficiary. However, if the designation of the spouse is revoked under (c) of this section, the employee may designate a dependent approved by the administrator as the contingent beneficiary or may take normal or early retirement under AS 39.35.370 or 39.35.385 or a level income option under AS 39.35.460. The administrator shall pay benefits under the option elected by the employee. The employee may elect an option that provides that

(1) the employee is entitled to receive a reduced benefit payable for life, and, after the employee's death, the contingent beneficiary is entitled to payments in the amount of 75 percent of the reduced benefit payable for life;

(2) the employee is entitled to receive a reduced benefit payable for life, and, after the employee's death, the contingent beneficiary is entitled to receive payments in the amount of 50 percent of the reduced benefit payable for life;

(3) the employee is entitled to receive a reduced benefit payable during the joint lifetime of the employee and the contingent beneficiary, and, after the death of either the employee or the contingent beneficiary, the survivor is entitled to receive payments in the amount of $66\frac{2}{3}$ percent of the reduced benefit payable for life.

(b) The aggregate of the pension payments expected to be paid to an employee and the contingent beneficiary under the options set out in (a) of this section shall be the actuarial equivalent of the pension that the employee is otherwise entitled to receive upon retirement.

(c) An employee may elect or change an option without the approval of the administrator if the election or change is filed in writing with the administrator before the effective date of the employee's retirement. An employee may revoke a joint and survivor option if the employee files with the administrator before the effective date of the employee's retirement a revocation and consent to the revocation signed by the employee's present spouse and each person entitled to benefits under a qualified domestic relations order on forms provided by the administrator. The administrator may waive the requirement for written consent from

(1) a person entitled under the order if the person cannot be located or for another reason established by regulation; or

(2) the spouse if

(A) the employee is not married;

(3) the employee was not married to the spouse

during any period of the employee's employment with an employer;

(C) the spouse has no rights to the option because of the terms of a qualified domestic relations order;

(D) the spouse cannot be located;

(E) the employee and the spouse have been married for less than two years and the employee establishes that they are not cohabiting; or

(F) another reason is established under regulations of the administrator.

(d) A member, including a deferred vested member, may, regardless of age, elect a joint and survivor option any time before appointment to receive a retirement benefit.

(e) If either the employee or contingent beneficiary dies before the employee is appointed to retirement, the election becomes inoperative. Once the employee is appointed to retirement, the election is irrevocable. If a retired employee is reemployed and is subsequently reappointed to retirement, those benefits earned during the period of reemployment are

subject to the initial election made under this section, unless the contingent beneficiary is deceased. If the contingent beneficiary is deceased, the benefits earned during the period of reemployment are subject to AS 39.35.370 or this section if another contingent beneficiary was elected during the period of reemployment. All other benefits earned during prior periods of employment are subject to the election at the time the employee was appointed to retirement. If death occurs from nonoccupational causes during the period of reemployment, those benefits earned while reemployed are subject to AS 39.35.420(b). All other benefits earned during prior periods of employment are subject to the election at the time the employee was appointed to retirement. If death occurs from occupational causes during the period of reemployment, all benefits earned during all periods of employment are subject to AS 39.35.430(b) and (c).

(f) The employee and any person claiming to be a contingent beneficiary shall file with the administrator a marriage certificate, divorce or dissolution judgment, or other evidence necessary to determine the applicability of this section and the identity of any contingent beneficiary.

(g) If the administrator determines, based on the affidavit of the employee and other evidence that an employee is eligible to elect a form of payment other than a joint and survivor option under this section, and no contrary evidence is presented to the administrator within 60 days after the effective date of the employees's retirement, no claim under this section, made by a spouse or former spouse of the member, may be paid if payment would result in an increase in actuarial liability to the system.

(h) If an employee fails to elect an option under this section, and if no effective revocation is filed with the administrator, the employee is considered to have elected the option provided in (a)(2) of this section.

HISTORY

(Sec. 26 ch 143 SLA 1960; am sec. 8 ch 235 SLA 1968; am sec. 12 ch 159 SLA 1972; am secs. 24 - 26 ch 1 SLA 1974; am sec. 6 ch 81 SLA 1976; am sec. 45 ch 128 SLA 1977; am secs. 41 - 43 ch 117 SLA 1986)

AMENDMENT NOTES

EFFECT OF AMENDMENTS The 1986 amendment, effective January 1, 1987, rewrote subsection (a); in subsection (c), deleted "or revoke" preceding "an option" and "or revocation" preceding "is filed" in the first sentence in the introductory language and added the remaining provisions of that subsection; and added subsections (f), (g), and (h). For provisions of subsections (a) and (c) in effect until January 1, 1987, see the main pamphlet.

SB

139-A

HOUSE COMMITTEE REPORT

(7)

Date referred: 3/25/87

FURTHER REFERRALS: Rules

DATE: 5-2-87

The Finance Committee has considered SB 139

"An Act relating to wages and benefits for certain legislative employees; and providing for an effective date."

RECOMMENDS:

- replace with HCS SB 139 (FIN) the same title
- attached amendment(s) a new title
- do pass
- do not pass
- no recommendation
- individual recommendations
- additional referral to the _____ Committee

ADOPTS: _____ letter of intent

ATTACHES NEW FISCAL NOTE(s):

- fiscal impact
- zero fiscal note
- zero with analysis
- same as previous fiscal note published _____
- same as previous zero fiscal note published _____

SIGNING DO PASS:

Al Adams

Bob Fausch

Ronald J. Linn

John Linn

Cliff Swell

Ray Wallis

Mike Linn

Mark Boyer

SIGNING OTHER RECOMMENDATIONS:

Steve Rieger

Mark

Jay Brown - NO REC

Albert M. Adams
Chairman's signature

NO. 139

STATE OF ALASKA 1987 LEGISLATIVE SESSION
FISCAL NOTE

Bill Version : CS SB 139(FIN)
Publish Date : _____

REQUEST: _____

Revision Date: _____

Agency Affected: Legislative Affairs

Title: Act relating to wages and

BRU: Legislative Council

benefits for certain legislative employees

Sponsor: Senate Rules Committee

Components: Administrative Services

Requestor: Senate Finance

Legal Services, Session Expenses

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 87	FY 88	FY 89	FY 90	FY 91	FY 92
PERSONAL SERVICES		0	0	0	0	0
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING		0	0	0	0	0

CAPITAL						
---------	--	--	--	--	--	--

REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND		0	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

Funding for SB 139 will be absorbed by the legislative budget.

Prepared by: _____
Division: Senator John Binkley, Co-chairman
Senate Finance Committee

Phone: 465-4985

Date: 2/24/87

Approved by Commissioner: [Signature]
Agency: _____

Date: _____

Distribution (by preparer):

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

Original sponsor: Rules Committee

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 HOUSE CS FOR SENATE BILL NO. 139 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to wages and benefits for certain
7 legislative employees; and providing for an effective
8 date."

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

10 * Section 1. AS 24.10.060 is amended to read:

11 Sec. 24.10.060. LEGISLATIVE EMPLOYEES. (a) The house and
12 senate [TEMPORARY] employees of the legislature are hired for the
13 duration of each session upon the recommendation of the rules commit-
14 tee of each house. During the interim, house and senate employees are
15 hired with the approval of the president of the senate or the speaker
16 of the house of representatives, as appropriate [EMPLOYEES ASSIGNED TO
17 EACH HOUSE ARE UNDER THE SUPERVISION OF THE CHIEF CLERK AND SENATE
18 SECRETARY].

19 (b) Employees assigned to the duplicating, distributing, mail-
20 ing, and other centralized services are under the immediate super-
21 vision of the Legislative Affairs Agency.

22 (c) Except as provided in (e) of this section for hourly em-
23 ployees, all [PERMANENT AND TEMPORARY] employees of the legislature
24 are [AND ITS AGENCIES SHALL BE] employed subject to

25 (1) classification and wage plans based on the merit prin-
26 ciple and adapted to the special needs of the legislature; and

27 (2) [PERMANENT EMPLOYEES ARE SUBJECT TO] the general state
28 laws regarding leave and retirement.

29 * Sec. 2. AS 24.10.060 is amended by adding new subsections to read:

1 (d) During sessions, all employees of the legislature are em-
2 ployed with the understanding that they will work as many hours as may
3 be required by their supervisors. All employees are on call for duty
4 every day of the session.

5 (e) The permanent interim committees of the legislature, the
6 rules committees, the president of the senate, or the speaker of the
7 house of representatives, as appropriate, may authorize the employment
8 of hourly employees. Hourly employees are subject to the salary
9 schedule set out in AS 39.27.011 and general state laws regarding
10 retirement but are not entitled to receive leave benefits.

11 * Sec. 3. AS 24.10.200(a) is amended to read:

12 Sec. 24.10.200. HOUSE AND SENATE [SESSION] EMPLOYEES. (a)
13 During the legislative session, house and senate [TEMPORARY SESSION]
14 employees of the legislature are compensated under the salary schedule
15 set out in AS 39.27.011 [FOR EACH CALENDAR DAY OF THE LEGISLATIVE
16 SESSION] at the rate authorized by the Joint Rules Committee and upon
17 approval of the house and senate. During the interim, house and
18 senate employees are compensated at a rate approved by the president
19 of the senate or the speaker of the house of representatives, as
20 appropriate, consistent with the policies adopted by the Joint Rules
21 Committee and approved by the house and senate.

22 * Sec. 4. AS 24.10.210 is amended to read:

23 Sec. 24.10.210. EMPLOYEES OF LEGISLATIVE AGENCIES. Employees
24 of agencies governed by permanent interim committees of the legisla-
25 ture under AS 24.20 and employees of the committees themselves are
26 compensated under AS 39.27.011, [IN ACCORDANCE WITH] the general state
27 salary schedule, [INCLUDING OVERTIME PAYMENT AND COMPENSATORY TIME
28 POLICIES,] at levels budgeted and approved by the governing committees
29 in accordance with law. The governing committees shall coordinate

1 with each other on position levels and salary-related [OVERTIME AND
2 COMPENSATORY TIME] policies to every extent possible consistent with
3 the statutory duties and powers of each permanent committee and its
4 agency.

5 * Sec. 5. AS 24.55.060 is amended to read:

6 Sec. 24.55.060. COMPENSATION. The ombudsman is entitled to
7 receive an annual salary equal to Step A, Range 26 on the salary
8 schedule set out in AS 39.27.011(a) for Juneau [THAT OF A SUPERIOR
9 COURT JUDGE].

10 * Sec. 6. AS 24.55.070(c) is amended to read:

11 (c) The ombudsman and the staff appointed by the ombudsman are
12 in the exempt service under AS 39.25.110 and are not subject to the
13 employment policies under AS 24.10 or 24.20.

14 * Sec. 7. AS 39.27.011(a) is amended to read:

15 (a) The following monthly basic salary schedule is approved as
16 the pay plan for classified and partially exempt employees in the
17 executive branch of the state government who are not members of a
18 collective bargaining unit established under the authority of the
19 Public Employment Relations Act and employees of the legislature under
20 AS 24.10 and AS 24.20:

Range	Step	Step	Step	Step	Step	Step
No.	A	B	C	D	E	F
05	1,387	1,425	1,467	1,507	1,552	1,593
06	1,467	1,507	1,552	1,593	1,639	1,687
07	1,552	1,593	1,639	1,687	1,740	1,793
08	1,639	1,687	1,740	1,793	1,845	1,903
09	1,740	1,793	1,845	1,903	1,965	2,020
10	1,845	1,903	1,965	2,020	2,082	2,145
11	1,965	2,020	2,082	2,145	2,217	2,286

1	12	2,082	2,145	2,217	2,286	2,365	2,445
2	13	2,217	2,286	2,365	2,445	2,531	2,623
3	14	2,365	2,445	2,531	2,623	2,715	2,818
4	15	2,531	2,623	2,715	2,818	2,910	3,020
5	16	2,715	2,818	2,910	3,020	3,129	3,242
6	17	2,910	3,020	3,129	3,242	3,353	3,468
7	18	3,129	3,242	3,353	3,468	3,582	3,717
8	19	3,353	3,468	3,582	3,717	3,831	3,974
9	20	3,582	3,717	3,831	3,974	4,095	4,246
10	21	3,831	3,974	4,095	4,246	4,379	4,537
11	22	4,095	4,246	4,379	4,537	4,687	4,859
12	23	4,379	4,537	4,687	4,859	5,021	5,209
13	24	4,687	4,859	5,021	5,209	5,385	5,568
14	25	5,021	5,209	5,385	5,568	5,773	5,990
15	26	5,209	5,385	5,568	5,773	5,990	6,206
16	27	5,385	5,568	5,773	5,990	6,206	6,442
17	28	5,568	5,773	5,990	6,206	6,442	6,666
18	29	5,773	5,990	6,206	6,442	6,666	6,901
19	30	5,990	6,206	6,442	6,666	6,901	7,144

* Sec. 8. AS 39.27.022 is amended by adding a new subsection to read:

(d) This section applies to employees of the legislature only if the committee responsible for adopting employment policies concerning the employee adopts a written policy that the section applies. This section applies to the employees of the office of the ombudsman only if the ombudsman adopts a policy that the section applies.

* Sec. 9. AS 39.35.385(f) is amended to read:

(f) Subject to AS 39.35.450, an employee is eligible for a normal retirement benefit at age 60 or an early retirement benefit at age 55 if the employee has at least 80 [60] days of credited service

1 as an [A TEMPORARY] employee of the legislature, other than as an
2 employee of the Office of the Ombudsman, during each of five
3 legislative sessions.

4 * Sec. 10. Notwithstanding the amendments made to AS 39.27.022 by
5 sec. 8 of this Act, an employee of the legislature who has received a
6 longevity pay increment under AS 39.27.022 before the effective date of
7 sec. 8 of this Act shall continue to receive the increment until the com-
8 mittee responsible for adopting employment policies concerning the employee
9 adopts a policy on the question of longevity pay increments.

10 * Sec. 11. AS 24.10.200(b) is repealed.

11 * Sec. 12. The amendments to AS 39.35.385(f) made by sec. 9 of this Act
12 are retroactive to July 1, 1979.

13 * Sec. 13. Sections 1 - 8, 10, and 11 of this Act take effect on the
14 first day of the first pay period that begins 14 or more days after the
15 effective date of secs. 9 and 12 of this Act.

16 * Sec. 14. Sections 9 and 12 of this Act take effect immediately under
17 AS 01.10.070(c).



Alaska State Legislature

SENATE

Rules Committee

Senator R. I. Eliason, Chairman
Senator William Hensley, Vice-Chairman
Senator Don Bennett
Senator John Binkley
Senator Jan Faiks

P.O. Box V
State Capitol
Juneau, Alaska 99811
(907) 465-3770

COMMENTS BY SEN. ELIASON ON SB 139 (AND HB 142)

"AN ACT RELATING TO WAGES AND BENEFITS FOR CERTAIN LEGISLATIVE EMPLOYEES"

This bill addresses problems which legislators and staffers have struggled with for many years.

It is high time that we sit down to iron out the maze of irrational quirks in legislative staff policies. The Rules Committee files are full of letters which have accumulated over the years from individual legislators and committees describing their problems and concerns with the complexities and inequities in the statutes and policies which govern the hiring of legislative employees.

Many of these inconsistencies and inequities have evolved simply because our staffing situations keep changing but statutes and joint policies have not been amended to keep up.

This bill is aimed at bringing LOGIC and FAIRNESS back into the staff salary and benefit policies.

Main provisions to do that:

Establish that all legislative employees are:

Paid on monthly basis,

All with same benefit package,

And all on the same state salary schedule.

~~Eliminate~~ the category distinction between "temporary session" employees and "permanent" employees.

These terms have become complete misnomers anyway. Temporary session often doesn't mean session only, and permanent doesn't necessarily mean yearround work, and certainly can't imply any commitment to provide ongoing employment.

Our definition of "temporary session" employee has been anyone at ranges 14, 17, or 19, and permanent has been ranges 15 and 21 - all regardless of whether any of these employees worked only during sessions or all year, or any number of months in between.

By standardizing these things:

System is more logical and equitable - won't have co-workers in same office with differing benefits.

More flexible if cut-backs need to be made or rearrangement of staff needs to be accommodated. For example, this year we held the line on highest level staff and established a policy of allowing only one range 21 per Senate office.

Several former 21's were dropped to 19's. Due to the current statutes and policies, these employees got a "double whammy" because they automatically also lost their leave benefits and dropped onto the old 1982 salary schedule - simply because we call 19 a session range and a 21 a permanent range.

After passage of this bill, if cut-backs become necessary it would be easy to do something like drop everyone by one range without affecting their benefits, or to enable some staffers to work varying numbers of months per year to work within a reduced budget without the need to artificially categorize them as "permanent" or "temporary session."

ANOTHER MAIN ACCOMPLISHMENT OF THIS BILL WOULD BE THAT-

BY PUTTING ALL LEGISLATIVE EMPLOYEES ON THE SAME BASIC STATE PAY SCALE (the one established for partially exempt state workers)

~~EVERYONE WILL GET ANY INCREASES OR DECREASES NEGOTIATED BY THE STATE EMPLOYEES.~~

Our workers will be tied into the state bargaining process. Currently only our "permanent" people are.

Thus, in 1983 when the state workers got a 3% raise, our 21's and 15's did too. But not our other staffers. Caused much dissatisfaction among staffers.

We now anticipate that the state employees will see some reductions in their paychecks over the next few years. This bill will get us in line to all take the same reductions as our people will receive whatever is negotiated by state workers.

There are ~~a number~~ of other small "housekeeping" provisions in the bill such as ~~cleaning up some~~ old language about retirement eligibility for legislative employees and more clearly spelling out which legislative entity has hiring authority over employees at particular times and so on.

Fiscal notes: Zero from Dept. of Administration, and 78.8 from Leg. Affairs. Recommend that the LAA fiscal note be zeroed out as the intent

is for the minimal fiscal impact of these changes to be absorbed by the current budget levels.

Summary:

- * Long over-due bill
- * Carefully drafted to clean up most severe inequities and simplify the salary system with the least possible fiscal impact, and without creating further complications
- * This is responsible legislation and the timing is appropriate.
- * Not retroactive, so urge quick passage as every day we postpone enactment of these provisions, the inequities continue.



Alaska State Legislature

House

[Handwritten signature]

Official Business

Pouch V
State Capitol
Juneau, Alaska 99811

April 21, 1987

MEMORANDUM

TO: Representative Al Adams
Chairman, House Finance Committee

FROM: Representative Fritz Pettyjohn *[Handwritten mark]*
House Minority Leader

SUBJECT: HB 142 and SB 139 - Bills relating to wages and
benefits for legislative session employees

SB 139 was passed by the Senate on March 24, 1987, the vote tally was 19 yeas and one excused. The two bills address the need for reform and equity in the pay scales used to set legislative salaries. The Minority Caucus members support this bill and urge enactment this session.

Currently there are two categories of legislative employees "temporary session" and "permanent". The staff of the minority members of this legislature fall into the category of "temporary session" employees with the exception of our two finance committee members. Our employees as well as session employees of the majority members of the legislature are paid using a different pay scale and set of benefits.

Establishing one set of wage and benefit guidelines for all legislative employees provides pay equity. In addition the bill contains language that would remove any questions on the eligibility of legislative employees to participate in the state's retirement system.

This bill establishes a more efficient payroll system for Legislative Affairs Agency and adds employees to the salary schedule in AS 39.27.011 (a).

Original sponsor: Rules Committee

Ombudsman sections -
5, 6, 8 and 9

1 IN THE SENATE

BY THE FINANCE COMMITTEE

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3 IN THE LEGISLATURE OF THE STATE OF ALASKA

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16 of the house of representatives, as appropriate [EMPLOYEES ASSIGNED TO
17 EACH HOUSE ARE UNDER THE SUPERVISION OF THE CHIEF CLERK AND SENATE
18 SECRETARY].

19 (b) Employees assigned to the duplicating, distributing, mail-
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22 (c) Except as provided in (e) of this section for hourly em-
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14 employees of the legislature are compensated under the salary schedule
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16 SESSION] at the rate authorized by the Joint Rules Committee and upon
17 approval of the house and senate. During the interim, house and
18 senate employees are compensated at a rate approved by the president
19 of the senate or the speaker of the house of representatives, as
20 appropriate, consistent with the policies adopted by the Joint Rules
21 Committee and approved by the house and senate.

22 * Sec. 4. AS 24.10.210 is amended to read:

23 Sec. 24.10.210. EMPLOYEES OF LEGISLATIVE AGENCIES. Employees
24 of agencies governed by permanent interim committees of the legisla-
25 ture under AS 24.20 and employees of the committees themselves are
26 compensated under AS 39.27.011, [IN ACCORDANCE WITH] the general state
27 salary schedule, [INCLUDING OVERTIME PAYMENT AND COMPENSATORY TIME
28 POLICIES,] at levels budgeted and approved by the governing committees
29 in accordance with law. The governing committees shall coordinate

1 with each other on position levels and salary-related [OVERTIME AND
2 COMPENSATORY TIME] policies to every extent possible consistent with
3 the statutory duties and powers of each permanent committee and its
4 agency.

5 * Sec. 5. AS 24.55.060 is amended to read:

6 Sec. 24.55.060. COMPENSATION. The ombudsman is entitled to
7 receive an annual salary equal to Step A, Range 26 on the salary
8 schedule set out in AS 39.27.011(a) for Juneau [THAT OF A SUPERIOR
9 COURT JUDGE].

10 * Sec. 6. AS 24.55.070(c) is amended to read:

11 (c) The ombudsman and the staff appointed by the ombudsman are
12 in the exempt service under AS 39.25.110 and are not subject to the
13 employment policies under AS 24.10 or 24.20.

14 * Sec. 7. AS 39.27.011(a) is amended to read:

15 (a) The following monthly basic salary schedule is approved as
16 the pay plan for classified and partially exempt employees in the
17 executive branch of the state government who are not members of a
18 collective bargaining unit established under the authority of the
19 Public Employment Relations Act and employees of the legislature under
20 AS 24.10 and AS 24.20:

21	Range	Step	Step	Step	Step	Step	Step
22	No.	A	B	C	D	E	F
23	05	1,387	1,425	1,467	1,507	1,552	1,593
24	06	1,467	1,507	1,552	1,593	1,639	1,687
25	07	1,552	1,593	1,639	1,687	1,740	1,793
26	08	1,639	1,687	1,740	1,793	1,845	1,903
27	09	1,740	1,793	1,845	1,903	1,965	2,020
28	10	1,845	1,903	1,965	2,020	2,082	2,145
29	11	1,965	2,020	2,082	2,145	2,217	2,286

1	12	2,082	2,145	2,217	2,286	2,365	2,445
2	13	2,217	2,286	2,365	2,445	2,531	2,623
3	14	2,365	2,445	2,531	2,623	2,715	2,818
4	15	2,531	2,623	2,715	2,818	2,910	3,020
5	16	2,715	2,818	2,910	3,020	3,129	3,242
6	17	2,910	3,020	3,129	3,242	3,353	3,468
7	18	3,129	3,242	3,353	3,468	3,582	3,717
8	19	3,353	3,468	3,582	3,717	3,831	3,974
9	20	3,582	3,717	3,831	3,974	4,095	4,246
10	21	3,831	3,974	4,095	4,246	4,379	4,537
11	22	4,095	4,246	4,379	4,537	4,687	4,859
12	23	4,379	4,537	4,687	4,859	5,021	5,209
13	24	4,687	4,859	5,021	5,209	5,385	5,568
14	25	5,021	5,209	5,385	5,568	5,773	5,990
15	26	5,209	5,385	5,568	5,773	5,990	6,206
16	27	5,385	5,568	5,773	5,990	6,206	6,442
17	28	5,568	5,773	5,990	6,206	6,442	6,666
18	29	5,773	5,990	6,206	6,442	6,666	6,901
19	30	5,990	6,206	6,442	6,666	6,901	7,144

* Sec. 8. AS 39.27.022 is amended by adding a new subsection to read:

(d) This section applies to employees of the legislature only if the committee responsible for adopting employment policies concerning the employee adopts a written policy that the section applies. This section applies to the employees of the office of the ombudsman only if the ombudsman adopts a policy that the section applies.

* Sec. 9. AS 39.35.385(f) is amended to read:

(f) Subject to AS 39.35.450, an employee is eligible for a normal retirement benefit at age 60 or an early retirement benefit at age 55 if the employee has at least 60 days of credited service as an

1 [A TEMPORARY] employee of the legislature, other than as an employee
2 of the Office of the Ombudsman, during each of five legislative ses-
3 sions.

4 * Sec. 10. Notwithstanding the amendments made to AS 39.27.022 by
5 sec. 8 of this Act, an employee of the legislature who has received a
6 longevity pay increment under AS 39.27.022 before the effective date of
7 sec. 8 of this Act shall continue to receive the increment until the com-
8 mittee responsible for adopting employment policies concerning the employee
9 adopts a policy on the question of longevity pay increments.

10 * Sec. 11. AS 24.10.200(b) is repealed.

11 * Sec. 12. The amendments to AS 39.35.385(f) made by sec. 9 of this Act
12 are retroactive to July 1, 1979.

13 * Sec. 13. Sections 1 - 8, 10, and 11 of this Act take effect on the
14 first day of the first pay period that begins 14 or more days after the
15 effective date of secs. 9 and 12 of this Act.

16 * Sec. 14. Sections 9 and 12 of this Act take effect immediately under
17 AS 01.10.070(c).

1 IN THE SENATE

BY THE RULES COMMITTEE

2

SENATE BILL NO. 139

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to wages and benefits for certain
7 legislative employees; and providing for an effective
8 date."

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

10 * Section 1. AS 24.10.060 is amended to read:

11 Sec. 24.10.060. LEGISLATIVE EMPLOYEES. (a) The house and
12 senate [TEMPORARY] employees of the legislature are hired for the
13 duration of each session upon the recommendation of the rules commit-
14 tee of each house. During the interim, house and senate employees are
15 hired with the approval of the president of the senate or the speaker
16 of the house of representatives, as appropriate [EMPLOYEES ASSIGNED TO
17 EACH HOUSE ARE UNDER THE SUPERVISION OF THE CHIEF CLERK AND SENATE
18 SECRETARY].

19 (b) Employees assigned to the duplicating, distributing, mail-
20 ing, and other centralized services are under the immediate super-
21 vision of the Legislative Affairs Agency.

22 (c) Except as provided in (e) of this section for hourly em-
23 ployees, all [PERMANENT AND TEMPORARY] employees of the legislature
24 are [AND ITS AGENCIES SHALL BE] employed subject to

25 (1) classification and wage plans based on the merit prin-
26 ciple and adapted to the special needs of the legislature; and

27 (2) [PERMANENT EMPLOYEES ARE SUBJECT TO] the general state
28 laws regarding leave and retirement.

29 * Sec. 2. AS 24.10.060 is amended by adding new subsections to read:

1 (d) During sessions, all employees of the legislature are em-
2 ployed with the understanding that they will work as many hours as may
3 be required by their supervisors. All employees are on call for duty
4 every day of the session.

5 (e) The permanent interim committees of the legislature, the
6 rules committees, the president of the senate, or the speaker of the
7 house of representatives, as appropriate, may authorize the employment
8 of hourly employees. Hourly employees are subject to the salary
9 schedule set out in AS 39.27.011 and general state laws regarding
10 retirement but are not entitled to receive leave benefits.

11 * Sec. 3. AS 24.10.200(a) is amended to read:

12 Sec. 24.10.200. HOUSE AND SENATE [SESSION] EMPLOYEES. (a)
13 During the legislative session, house and senate [TEMPORARY SESSION]
14 employees of the legislature are compensated under the salary schedule
15 set out in AS 39.27.011 [FOR EACH CALENDAR DAY OF THE LEGISLATIVE
16 SESSION] at the rate authorized by the Joint Rules Committee and upon
17 approval of the house and senate. During the interim, house and
18 senate employees are compensated at a rate approved by the president
19 of the senate or the speaker of the house of representatives, as
20 appropriate, consistent with the policies adopted by the Joint Rules
21 Committee and approved by the house and senate.

22 * Sec. 4. AS 24.10.210 is amended to read:

23 Sec. 24.10.210. EMPLOYEES OF LEGISLATIVE AGENCIES. Employees
24 of agencies governed by permanent interim committees of the legisla-
25 ture under AS 24.20 and employees of the committees themselves are
26 compensated under AS 39.27.011, [IN ACCORDANCE WITH] the general state
27 salary schedule, [INCLUDING OVERTIME PAYMENT AND COMPENSATORY TIME
28 POLICIES,] at levels budgeted and approved by the governing committees
29 in accordance with law. The governing committees shall coordinate

1 with each other on position levels and salary-related [OVERTIME AND
2 COMPENSATORY TIME] policies to every extent possible consistent with
3 the statutory duties and powers of each permanent committee and its
4 agency.

5 * Sec. 5. AS 24.55.070(c) is amended to read:

6 (c) The ombudsman and the staff appointed by the ombudsman are
7 in the exempt service under AS 39.25.110 and are not subject to the
8 employment policies under AS 24.10 or 24.20.

9 * Sec. 6. AS 39.27.011(a) is amended to read:

10 (a) The following monthly basic salary schedule is approved as
11 the pay plan for classified and partially exempt employees in the
12 executive branch of the state government who are not members of a
13 collective bargaining unit established under the authority of the
14 Public Employment Relations Act and employees of the legislature under
15 AS 24.10 and AS 24.20:

16	Range	Step	Step	Step	Step	Step	Step
17	No.	A	B	C	D	E	F
18	05	1,387	1,425	1,467	1,507	1,552	1,593
19	06	1,467	1,507	1,552	1,593	1,639	1,687
20	07	1,552	1,593	1,639	1,687	1,740	1,793
21	08	1,639	1,687	1,740	1,793	1,845	1,903
22	09	1,740	1,793	1,845	1,903	1,965	2,020
23	10	1,845	1,903	1,965	2,020	2,082	2,145
24	11	1,965	2,020	2,082	2,145	2,217	2,286
25	12	2,082	2,145	2,217	2,286	2,365	2,445
26	13	2,217	2,286	2,365	2,445	2,531	2,623
27	14	2,365	2,445	2,531	2,623	2,715	2,818
28	15	2,531	2,623	2,715	2,818	2,910	3,020
29	16	2,715	2,818	2,910	3,020	3,129	3,242

1 pay increment under AS 39.27.022 before the effective date of sec. 7 of
2 this Act shall continue to receive the increment until the committee re-
3 sponsible for adopting employment policies concerning the employee adopts a
4 policy on the question of longevity pay increments.

5 * Sec. 10. AS 24.10.200(b) is repealed.

6 * Sec. 11. The amendments to AS 39.35.385(f) made by sec. 8 of this Act
7 are retroactive to July 1, 1979.

8 * Sec. 12. Sections 1 - 7, 9, and 10 of this Act take effect on the
9 first day of the first pay period that begins 14 or more days after the
10 effective date of secs. 8 and 11 of this Act.

11 * Sec. 13. Sections 8 and 11 of this Act take effect immediately under
12 AS 01.10.070(c).

CORRECTION

**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

1 with each other on position levels and salary-related [OVERTIME AND
2 COMPENSATORY TIME] policies to every extent possible consistent with
3 the statutory duties and powers of each permanent committee and its
4 agency.

5 * Sec. 5. AS 24.55.070(c) is amended to read:

6 (c) The ombudsman and the staff appointed by the ombudsman are
7 in the exempt service under AS 39.25.110 and are not subject to the
8 employment policies under AS 24.10 or 24.20.

9 * Sec. 6. AS 39.27.011(a) is amended to read:

10 (a) The following monthly basic salary schedule is approved as
11 the pay plan for classified and partially exempt employees in the
12 executive branch of the state government who are not members of a
13 collective bargaining unit established under the authority of the
14 Public Employment Relations Act and employees of the legislature under
15 AS 24.10 and AS 24.20:

16	Range	Step	Step	Step	Step	Step	Step
17	No.	A	B	C	D	E	F
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20	07	1,552	1,593	1,639	1,687	1,740	1,793
21	08	1,639	1,687	1,740	1,793	1,845	1,903
22	09	1,740	1,793	1,845	1,903	1,965	2,020
23	10	1,845	1,903	1,965	2,020	2,082	2,145
24	11	1,965	2,020	2,082	2,145	2,217	2,286
25	12	2,082	2,145	2,217	2,286	2,365	2,445
26	13	2,217	2,286	2,365	2,445	2,531	2,623
27	14	2,365	2,445	2,531	2,623	2,715	2,818
28	15	2,531	2,623	2,715	2,818	2,910	3,020
29	16	2,715	2,818	2,910	3,020	3,129	3,242

1	17	2,910	3,020	3,129	3,242	3,353	3,468
2	18	3,129	3,242	3,353	3,468	3,582	3,717
3	19	3,353	3,468	3,582	3,717	3,831	3,974
4	20	3,582	3,717	3,831	3,974	4,095	4,246
5	21	3,831	3,974	4,095	4,246	4,379	4,537
6	22	4,095	4,246	4,379	4,537	4,687	4,859
7	23	4,379	4,537	4,687	4,859	5,021	5,209
8	24	4,687	4,859	5,021	5,209	5,385	5,568
9	25	5,021	5,209	5,385	5,568	5,773	5,990
10	26	5,209	5,385	5,568	5,773	5,990	6,206
11	27	5,385	5,568	5,773	5,990	6,206	6,442
12	28	5,568	5,773	5,990	6,206	6,442	6,666
13	29	5,773	5,990	6,206	6,442	6,666	6,901
14	30	5,990	6,206	6,442	6,666	6,901	7,144

15 * Sec. 7. AS 39.27.022 is amended by adding a new subsection to read:

16 (d) This section applies to employees of the legislature only if
17 the committee responsible for adopting employment policies concerning
18 the employee adopts a written policy that the section applies. This
19 section applies to the employees of the office of the ombudsman only
20 if the ombudsman adopts a policy that the section applies.

21 * Sec. 8. AS 39.35.385(f) is amended to read:

22 (f) Subject to AS 39.35.450, an employee is eligible for a
23 normal retirement benefit at age 60 or an early retirement benefit at
24 age 55 if the employee has at least 60 days of credited service as an
25 [A TEMPORARY] employee of the legislature, other than as an employee
26 of the Office of the Ombudsman, during each of five legislative ses-
27 sions.

28 * Sec. 9. Notwithstanding the amendments made to AS 39.27.022 by sec. 7
29 of this Act, an employee of the legislature who has received a longevity

1 pay increment under AS 39.27.022 before the effective date of sec. 7 of
2 this Act shall continue to receive the increment until the committee re-
3 sponsible for adopting employment policies concerning the employee adopts a
4 policy on the question of longevity pay increments.

5 * Sec. 10. AS 24.10.200(b) is repealed.

6 * Sec. 11. The amendments to AS 39.35.385(f) made by sec. 8 of this Act
7 are retroactive to July 1, 1979.

8 * Sec. 12. Sections 1 - 7, 9, and 10 of this Act take effect on the
9 first day of the first pay period that begins 14 or more days after the
10 effective date of secs. 8 and 11 of this Act.

11 * Sec. 13. Sections 8 and 11 of this Act take effect immediately under
12 AS 01.10.070(c).

SB

1411

4/25/88 H(Fin)

STATE OF ALASKA
1988 LEGISLATIVE SESSION

BILL VERSION: CSSB 141 (Fin) am
PUBLISH DATE: _____

FISCAL NOTE

REQUEST:

Revision Date: _____ Agency Affected: Labor
Title: "An Act relating to hazardous painting certification." BRU: Labor Standards and Safety
Sponsor: Josephson, et al. Components: Occupational Safety and Health
Requestor: House Finance

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		52.0	52.0	52.0	52.0	52.0
TRAVEL		10.0	5.0	5.0	5.0	5.0
CONTRACTUAL		9.7	9.7	9.7	9.7	9.7
SUPPLIES		0.7	0.7	0.7	0.7	0.7
EQUIPMENT		1.6	0.0	0.0	0.0	0.0
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	74.0	67.4	67.4	67.4	67.4
CAPITAL						
REVENUE	0.0	100.0	150.0	50.0	100.0	150.0

FUNDING: (Thousands of Dollars)

GENERAL FUND	0.0	74.0	67.4	67.4	67.4	67.4
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	74.0	67.4	67.4	67.4	67.4

POSITIONS:

FULL-TIME	0.0	1.0	1.0	1.0	1.0	1.0
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

(See Attached)

Prepared by: Tom Stuart, Director Phone: 465 - 4870
Division: Labor Standards & Safety Date: 4/21/88

Approved by Commissioner: Jim Sampson Date: 4/21/88
Agency: Department of Labor

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

RECEIVED
APR 26 1988

LEGISLATIVE FINANCE

Fiscal Note Analysis
CSSB 141 (FIN) am

This bill would require the department to adopt regulations covering persons who are employed in "hazardous painting." The department would issue certificates, for a fee, to persons who complete an approved training course. The department would also enforce the provisions of the bill by inspections and through the issuance of citations.

Expenditures:

In order to effectively administer this program during FY 89, the department would require one new position, an Industrial Hygienist I. The Industrial Hygienist would help develop the required regulations and training program guidelines. Also, a tracking system would be created to monitor approved training programs and to account for certificates and fees. This position would travel to inform employer and employee organizations of the new law.

After the regulations and guidelines are in place, the industrial hygienist will assist interested parties in putting together training programs. The industrial hygienist will also audit training classes to assure that they are providing adequate training and will evaluate requests for renewal of training plans.

Revenues:

It is estimated that 1,000 persons will take the required training course and apply for a certificate during the last six months of FY 1989. During the second year, the number of applications is expected to increase to 1,500 as most persons who want to be certified will have completed training by the end of FY 1990. During the third year, the number of applicants is estimated to drop to approximately 500 as only new entrants into the painting occupation will need certification. In FY 92 and FY 93, activity is expected to increase as persons who received certificates in FY 89 and FY 90 must be re-certified. (The certification will be valid for three years).

Estimated Revenue:

	<u>FY 89</u>	<u>FY 90</u>	<u>FY 91</u>	<u>FY 92</u>	<u>FY 93</u>
Certificates Issued	1,000	1,500	500	1,000	1,500
Fee	<u>\$ 100</u> \$100,000	<u>\$ 100</u> \$150,000	<u>\$ 100</u> \$50,000	<u>\$ 100</u> \$100,000	<u>\$ 100</u> \$150,000

Assumptions:

1. An effective date of July 1, 1988 for the program except for the certification requirement that will go into effect on May 15, 1989.
2. The certificate fee would be established at \$100.

April 20, 1988
F7S3-SB-141

Position Title Industrial Hygienist I		No. of Positions 1	Range/Step 19A	Barg. Unit GGU	
Time Status PFT	Staff Months 12	Location Anchorage		Election District	
Type of Expenditure		Justification			
Amount		<p>This position would work on developing the required regulations and training programs necessitated by the bill. Also, the position would develop an in-house system to keep track of the training programs and certificate holders. As training programs are implemented, this position would ensure compliance with the provisions of this bill.</p> <p>Costs include \$10,000 for travel to inform workers and employers of the new law. This would be reduced to \$5,000 after the first year, to ensure compliance.</p> <p>Contractual costs would be as follows: \$2,000 for centrex and long-distance phone calls; \$1,000 in postage to distribute the regulation information; \$1,200 for legal advertisements concerning the implementation of regulations; \$1,100 in printing costs; and \$4,400 in departmental indirect charges based on our Federal indirect cost plan.</p> <p>Supplies of \$700 would include: \$340 of personal protective equipment (resperator, clothing, etc) for the Industrial Hygienist to use. \$360 of normal office supplies (pens, pencils, stationary,, etc.)</p> <p>One-time equipment purchase of \$1,600 would include desk, chair, telephone, bookshelf, wall panels, etc.</p>			
1	2				3
Salary	\$40,032				
Benefits	12,009				
Premium Pay					
Other					
Total Personal Services					\$52,041
Travel					10,000
Contractual					9,700
Commodities					700
Equipment		1,600			
Other					
Total Cost		\$74,041			
Funding Source for Total Cost					
Federal Receipts	1002				
G. F. Match	1003				
General Fund	1004	\$74,041			
GF Program Receipts	1005				
Other					

**Request For
New Position**

Agency Labor
 BRU Labor Standards & Safety
 Component Occupational Safety & Health

Page 4 of 4
 Revised Date _____

FY 89

Position Title Clerk Typist III			No. of Positions 1	Range/Step 8A	Barg. Unit GGU
Time Status PFT	Staff Months 3		Location Anchorage		Election District
Type of Expenditure			Justification		
Amount			<p>This clerical position would provide support for the in-house tracking system and would process the requests for certification. Costs include normal contractual and commodities.</p> <p>The position would start nine months after the program has begun to allow time for the regulations and tracking system to be implemented. The position would work 12 months after the first year.</p>		
1	2	3			
Salary	\$4,893				
Benefits	1,614				
Premium Pay					
Other					
Total Personal Services		\$6,507			
Travel		0			
Contractual		1,700			
Commodities		150			
Equipment		0			
Other					
Total Cost		\$8,357			
Funding Source for Total Cost					
Federal Receipts	1002				
G. F. Match	1003				
General Fund	1004	\$8,357			
GF Program Receipts	1005				
Other					

**Request For
New Position**

Agency Labor
 BRU Occupational Safety & Health
 Component Occupational Safety & Health

Page 5 of 5
 Revised Date

FY 89

SENATE COMMITTEE REPORT

FURTHER

2/29/88

DATE TURNED INTO OFFICE 3/17/88

Mr. President:

Finance Committee considered SB 141

hazardous painting certification

and recommended

replace with _____ CS SB 141 (Fix)) same title
 or adopt _____ CS _____) new title

attached amendment(s) and

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

letter of intent adopted _____

Committee attached or adopted fiscal note(s)

new updated or previous
 zero fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

Jim Duane
Dan Gosh
Rich Udy

Rich Udy do pass
Chairman signature and recommendation

Committee Backup attached

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: Act relating to hazardous painting certification
Sponsor: Sen. Josephson, et al
Requestor: Senate Finance Committee

Agency Affected: Dept. of Labor
BRU: Labor Standards and Safety
Components: Occupational Safety and Health

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		52.0	52.0	52.0	52.0	52.0
TRAVEL		10.0	10.0	10.0	10.0	10.0
CONTRACTUAL		9.7	9.7	9.7	9.7	9.7
SUPPLIES		0.7	0.7	0.7	0.7	0.7
EQUIPMENT		1.6	1.6	1.6	1.6	1.6
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	74.0	74.0	74.0	74.0	74.0

CAPITAL						
---------	--	--	--	--	--	--

REVENUE	0.0	100.0	150.0	50.0	100.0	150.0
---------	-----	-------	-------	------	-------	-------

FUNDING: (Thousands of Dollars)

GENERAL FUND	0.0	74.0	74.0	74.0	74.0	74.0
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	74.0	74.0	74.0	74.0	74.0

POSITIONS:

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

ANALYSIS : (Attach a separate page if necessary) Industrial Hygienist I position authorized for FY 89. Program costs for FY 90 and future years are to be funded from general fund/program receipts within the department budget. (Dept. backup is attached to this note.)

Prepared by: *Rick Halford* Phone: 465-4958
Division: Senator Rick Halford, Co-chairman Date: 3/17/88
Senate Finance Committee
Approved by Commissioner: _____ Date: _____
Agency: _____

Distribution (by preparer) :

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

Fiscal Note Analysis
CSSB 141 (2d L & C)

This bill would require the department to adopt regulations covering persons who are employed in "hazardous painting." The department would issue certificates, for a fee, to persons who complete an approved training course. The department would also enforce the provisions of the bill by inspections and through the issuance of citations.

Expenditures:

In order to effectively administer this program the department would require two new positions, an Industrial Hygienist I, and a Clerk Typist III. The Industrial Hygienist would help develop the required regulations and training program guidelines. Also, a tracking system would be created to monitor approved training programs and to account for certificates and fees. This position would travel to inform employer and employee organizations of the new law.

The Clerk Typist III would begin work nine months after the Hygienist. This would allow time for the regulations to be developed and implemented. The Clerk would then process the requests for certification and operate the in-house tracking systems.

Revenues:

It is estimated that 1,000 persons will take the required training course and apply for a certificate during the last six months of FY 1989. During the second year, the number of applications is expected to increase to 1,500 as most persons who want to be certified will have completed training by the end of FY 1990. During the third year, the number of applicants is estimated to drop to approximately 500 as only new entrants into the painting occupation will need certification. In FY 92 and FY 93, activity is expected to increase as persons who received certificates in FY 89 and FY 90 must be re-certified. (The certification will be valid for three years).

Estimated Revenue:

	<u>FY 89</u>	<u>FY 90</u>	<u>FY 91</u>	<u>FY 92</u>	<u>FY 93</u>
Certificates Issued	1,000	1,500	1,500	1,000	1,500
Fee	\$100	\$100	\$100	\$100	\$100
	\$100,000	\$150,000	\$50,000	\$100,000	\$150,000

Assumptions:

1. An effective date of July 1, 1988 for the program except for the certification requirement that will go into effect on May 15, 1989.
2. The certificate fee would be established at \$100.
3. Inflation on non-personal services items will be 3% per year.

March 2, 1988
 FIS3-sb-141

Position Title Industrial Hygienist I		No. of Positions 1	Range/Step 19A	Barg. Unit GGU
Time Status PFT	Staff Months 12	Location Anchorage		Election District
Justification				
Type of Expenditure			Amount	
1	2	3		
Salary	\$40,032			
Benefits	12,009			
Premium Pay				
Other				
Total Personal Services		\$52,041		
Travel		10,000		
Contractual		9,700		
Commodities		700		
Equipment		1,600		
Other				
Total Cost		\$74,041		
Funding Source for Total Cost				
Federal Receipts	1002			
G. F. Match	1003			
General Fund	1004	\$74,041		
GF Program Receipts	1005			
Other				

This position would work on developing the required regulations and training programs necessitated by the bill. Also, the position would develop an in-house system to keep track of the training programs and certificate holders. As training programs are implemented, this position would ensure compliance with the provisions of this bill.

Costs include \$10,000 for travel to inform workers and employers of the new law. Normal contractual, commodities, and one-time furniture purchases are also included.

**Request For
New Position**

Agency Labor
 BRU Occupational Safety & Health
 Component Occupational Safety & Health

Page 4 of 5
 Revised Date

FY 89

5-0337M'
Hein
3/16/88

Original sponsors: Josephson, Sturgulewski
and Uehling

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 141 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to hazardous painting certification;
7 and providing for an effective date."

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

9 * Section 1. AS 18 is amended by adding a new chapter to read:

10 CHAPTER 63. HAZARDOUS PAINTING CERTIFICATION.

11 Sec. 18.63.010. HAZARDOUS PAINTING CERTIFICATE REQUIRED. (a) A
12 person may not employ or contract with a professional painter to
13 perform hazardous painting for compensation unless the painter holds a
14 current valid hazardous painting certificate issued by the department.
15 As a condition of employment, an employer may require a professional
16 painter to provide a copy of the certificate. It is a defense to a
17 violation of this subsection by an employer if the employer produces a
18 copy of the painter's certificate and the employer reasonably believed
19 the certificate was not falsified.

20 (b) A professional painter may not provide a falsified hazardous
21 painting certificate to an employer or make a false statement to an
22 employer regarding the painter's certification.

23 Sec. 18.63.020. ISSUANCE OF CERTIFICATE. (a) An application
24 for issuance of a hazardous painting certificate shall be on a form
25 prescribed by the department. An application for initial issuance of
26 a certificate shall include proof that the applicant completed an
27 approved basic hazardous painting certificate program not more than 30
28 days before the application was received by the department. An appli-
29 cation for certificate renewal shall include proof that the applicant

1 completed an approved supplemental hazardous painting certificate
2 program not more than 30 days before the date the application was
3 received by the department.

4 (b) The department shall issue a hazardous painting certificate
5 to an applicant who has completed an application and submitted a
6 certificate fee. A certificate is valid for three years.

7 Sec. 18.63.030. FEE. The commissioner shall establish the
8 triennial fee for a hazardous painting certificate by regulation. The
9 fee must reflect the department's approximate costs or projected costs
10 for the hazardous painting certification program.

11 Sec. 18.63.040. CERTIFICATE PROGRAMS. (a) The department shall

12 (1) establish requirements for basic and supplemental
13 hazardous painting certificate programs;

14 (2) review, and approve or disapprove, programs proposed by
15 contractors, labor organizations, public and private schools, voca-
16 tional education institutions, and others;

17 (3) assist persons who propose programs to meet require-
18 ments for approval.

19 (b) A basic hazardous painting certificate program must include
20 instruction and written and practical testing in methods of ventila-
21 tion, respirator selection, chemical reaction to body tissue, proper
22 use of painting tools, knowledge of relevant health and safety laws
23 and regulations, including relevant portions of state occupational
24 safety and health standards adopted by reference under 8 AAC 61.010,
25 and other appropriate subjects. A basic hazardous painting certifi-
26 cate program may not exceed 16 hours of instruction and testing. A
27 supplemental hazardous painting certificate program shall include
28 instruction and written and practical testing necessary to ensure that
29 a person who completes the program will be knowledgeable about new

1 developments and changes related to hazardous painting that have
2 occurred since the person completed a basic hazardous painting cer-
3 tificate program.

4 (c) A hazardous painting certificate program conducted by an
5 employer of a person enrolled in the program may include safety in-
6 struction required under AS 18.60.066.

7 Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

8 (1) inspect job sites to assure that persons performing
9 hazardous painting are certified as required under AS 18.63.010(a) and
10 are performing the work safely;

11 (2) issue citations to persons who employ or contract with
12 a professional painter in violation of AS 18.63.010(a); and

13 (3) issue citations to professional painters who violate
14 AS 18.63.010(b).

15 Sec. 18.63.060. REGULATIONS. The department may adopt regula-
16 tions necessary for the implementation of this chapter.

17 Sec. 18.63.070. PENALTY. The department may impose a civil fine
18 of not more than \$200 for a first violation, and not more than \$1,000
19 for a subsequent violation, of this chapter or a regulation adopted
20 under this chapter.

21 Sec. 18.63.100. DEFINITIONS. In this chapter

22 (1) "department" means the Department of Labor;

23 (2) "hazardous painting" means the application of a sub-
24 stance containing a pigment or containing or combined with a toxic or
25 hazardous substance, as defined in AS 18.60.105, in vaporized, liquid,
26 or particulate form to create a coating that will adhere to a surface
27 to protect or preserve the surface; "hazardous painting" does not
28 include the application of water-based paint that does not contain
29 emulsion epoxies or isocyanates;

1 (3) "professional painter" means a painting contractor, an
2 employee of a painting contractor, or a person engaged in the business
3 of painting, but does not include a casual laborer, a commercial
4 artist, or a person who creates artworks.

5 * Sec. 2. AS 18.63.020, 18.63.030, 18.63.040, 18.63.060, 18.63.070, and
6 18.63.100, added by sec. 1 of this Act, take effect immediately under
7 AS 01.10.070(c).

8 * Sec. 3. AS 18.63.010 and 18.63.050, added by sec. 1 of this Act, take
9 effect May 15, 1989.

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FISCAL NOTE

REQUEST:

Revision Date: _____
 Title: Act relating to hazardous painting certification
 Sponsor: Sen. Josephson, et al
 Requestor: Senate Finance Committee

Agency Affected: Dept. of Labor
 BRU: Labor Standards and Safety
 Components: Occupational Safety and Health

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		52.0				
TRAVEL		10.0				
CONTRACTUAL		9.7				
SUPPLIES		0.7				
EQUIPMENT		1.6				
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	74.0				

CAPITAL						
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REVENUE	0.0	100.0	150.0	50.0	100.0	150.0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0.0	74.0		0.0	0.0	0.0
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	74.0		0.0	0.0	0.0

POSITIONS:

FULL-TIME		1				
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary) Industrial Hygienist I position authorized for FY 89. Program costs for FY 90 and future years are to be funded from general fund/program receipts within the department budget. (Dept. backup is attached to this note.)

Prepared by: _____ Phone: 465-4958

Division: Senator Rick Halford, Co-chairman Date: _____

Approved by Senate Finance Committee Commissioner: _____ Date: _____

Agency: _____

Distribution (by preparer):

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

FISCAL NOTE

REQUEST: _____

Revision Date: _____
Title: Act relating to hazardous painting certification
Sponsor: Sen. Josephson et al
Requestor: Senate Finance Committee

Agency Affected: Dept. of Labor
BRU: Labor Standards and Safety
Components: Occupational Safety and Health

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		58.5	77.5	77.5	77.5	77.5
TRAVEL		10.0	5.0	5.2	5.3	5.5
CONTRACTUAL		11.4	17.3	17.8	18.4	18.9
SUPPLIES		0.9	1.4	1.4	1.5	1.5
EQUIPMENT		1.6	0.0	0.0	0.0	0.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	82.4	101.2	101.9	102.7	103.4

CAPITAL						
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REVENUE	0.0	100.0	150.0	50.0	100.0	150.0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0.0	82.4	101.2	101.9	102.7	103.4
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	82.4	101.2	101.9	102.7	103.4

POSITIONS:

FULL-TIME	2.0	2.0	2.0	2.0	2.0	2.0
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

In the department's FY 90 budget and future budgets, this program is to be funded from general fund/program receipts. (Department backup is attached to this fiscal note.)

Prepared by: _____ Phone: 465-4958
Division: Senator Rick Halford, Co-chairman Date: _____
Senate Finance Committee

Approved by Commissioner: _____ Date: _____
Agency: _____

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

STATE OF ALASKA
1988 LEGISLATIVE SESSION

BILL VERSION: CSSB 141 (2d L&C)

PUBLISH DATE: _____

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: "An Act relating to hazardous painting certification."
Sponsor: Josephson, et al.
Requestor: Senate Finance

Agency Affected: Labor
BRU: Labor Standards and Safety
Components: Occupational Safety and Health

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		58.5	77.5	77.5	77.5	77.5
TRAVEL		10.0	5.0	5.2	5.3	5.5
CONTRACTUAL		11.4	17.3	17.8	18.4	18.9
SUPPLIES		0.9	1.4	1.4	1.5	1.5
EQUIPMENT		1.6	0.0	0.0	0.0	0.0
LAND&STRUCTURES						
GRANTS,CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	82.4	101.2	101.9	102.7	103.4

CAPITAL						
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REVENUE	0.0	100.0	150.0	50.0	100.0	150.0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0.0	82.4	101.2	101.9	102.7	103.4
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	82.4	101.2	101.9	102.7	103.4

POSITIONS:

FULL-TIME	2.0	2.0	2.0	2.0	2.0	2.0
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Prepared by: Tom Stuart, Director Phone: 465 - 4870
Division: Labor Standards & Safety Date: 3/4/88

Approved by Commissioner: Jim Sampson Date: 3/4/88
Agency: Department of Labor

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

MAR 3 1988
LEGISLATIVE FINANCE

Fiscal Note Analysis
CSSB 141 (2d L & C)

This bill would require the department to adopt regulations covering persons who are employed in "hazardous painting." The department would issue certificates, for a fee, to persons who complete an approved training course. The department would also enforce the provisions of the bill by inspections and through the issuance of citations.

Expenditures:

In order to effectively administer this program the department would require two new positions, an Industrial Hygienist I, and a Clerk Typist III. The Industrial Hygienist would help develop the required regulations and training program guidelines. Also, a tracking system would be created to monitor approved training programs and to account for certificates and fees. This position would travel to inform employer and employee organizations of the new law.

The Clerk Typist III would begin work nine months after the Hygienist. This would allow time for the regulations to be developed and implemented. The Clerk would then process the requests for certification and operate the in-house tracking systems.

Revenues:

It is estimated that 1,000 persons will take the required training course and apply for a certificate during the last six months of FY 1989. During the second year, the number of applications is expected to increase to 1,500 as most persons who want to be certified will have completed training by the end of FY 1990. During the third year, the number of applicants is estimated to drop to approximately 500 as only new entrants into the painting occupation will need certification. In FY 92 and FY 93, activity is expected to increase as persons who received certificates in FY 89 and FY 90 must be re-certified. (The certification will be valid for three years).

Estimated Revenue:

	<u>FY 89</u>	<u>FY 90</u>	<u>FY 91</u>	<u>FY 92</u>	<u>FY 93</u>
Certificates Issued	1,000	1,500	500	1,000	1,500
Fee	<u>\$ 100</u> \$100,000	<u>\$ 100</u> \$150,000	<u>\$ 100</u> \$50,000	<u>\$ 100</u> \$100,000	<u>\$ 100</u> \$150,000

Assumptions:

1. An effective date of July 1, 1988 for the program except for the certification requirement that will go into effect on May 15, 1989.
2. The certificate fee would be established at \$100.
3. Inflation on non-personal services items will be 3% per year.

March 2, 1988
FIS3-sb-141

Position Title Industrial Hygienist I			No. of Positions 1	Range/Step 19A	Barg. Unit GGU
Time Status PFT	Staff Months 12		Location Anchorage		Election District
Type of Expenditure			Justification		
Amount			<p>This position would work on developing the required regulations and training programs necessitated by the bill. Also, the position would develop an in-house system to keep track of the training programs and certificate holders. As training programs are implemented, this position would ensure compliance with the provisions of this bill.</p> <p>Costs include \$10,000 for travel to inform workers and employers of the new law. Normal contractual, commodities, and one-time furniture purchases are also included.</p>		
1	2	3			
Salary	\$40,032				
Benefits	12,009				
Premium Pay					
Other					
Total Personal Services		\$52,041			
Travel		10,000			
Contractual		9,700			
Commodities		700			
Equipment		1,600			
Other					
Total Cost		\$74,041			
Funding Source for Total Cost					
Federal Receipts	1002				
G. F. Match	1003				
General Fund	1004	\$74,041			
GF Program Receipts	1005				
Other					

**Request For
New Position**

Agency Labor
 BRU Occupational Safety & Health
 Component Occupational Safety & Health

Page 4 of 5
 Revised Date

FY 89

Position Title Clerk Typist III		No. of Positions 1	Range/Step 8A	Barg. Unit GGU
Time Status PFT	Staff Months 3	Location Anchorage		Election District
Type of Expenditure		Justification		
1	2	3		
Salary	\$4,893	<p>This clerical position would provide support for the in-house tracking system and would process the requests for certification. Costs include normal contractual and commodities.</p> <p>The position would start nine months after the program has begun to allow time for the regulations and tracking system to be implemented. The position would work 12 months after the first year.</p>		
Benefits	1,614			
Premium Pay				
Other				
Total Personal Services	\$6,507			
Travel		0		
Contractual		1,700		
Commodities		150		
Equipment		0		
Other				
Total Cost		\$8,357		
Funding Source for Total Cost				
Federal Receipts	1002			
G. F. Match	1003			
General Fund	1004	\$8,357		
GI* Program Receipts	1005			
Other				

**Request For
New Position**

Agency Labor
 BRU Occupational Safety & Health
 Component Occupational Safety & Health

Page 5 of 5
 Revised Date

FY 89

FISCAL NOTE

REQUEST:

Revision Date: _____
Title: "An act relating to hazardous painting certification."
Sponsor: Josephson
Requestor: Senate Judiciary

Agency Affected: Labor
BRU: Labor Standards and Safety
Components: Occupational Safety and Health

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES		64.8	77.5	77.5	77.5	77.5
TRAVEL		10.0	5.0	5.2	5.3	5.5
CONTRACTUAL		13.2	17.3	17.8	18.4	18.9
SUPPLIES		1.1	1.4	1.4	1.5	1.5
EQUIPMENT		1.6	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	90.7	101.2	101.9	102.7	103.4

CAPITAL						
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REVENUE	0	100.0	150.0	50.0	100.0	150.0
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FUNDING: (Thousands of Dollars)

GENERAL FUND		90.7	101.2	101.9	102.7	103.4
FEDERAL FUNDS						
OTHER						
TOTAL	0	90.7	101.2	101.9	102.7	103.4

POSITIONS:

FULL-TIME		2.0	2.0	2.0	2.0	2.0
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

Prepared by: Tom Stuart, Director Phone: 465-4870
Division: Labor Standards and Safety Date: 1/15/88

Approved by Commissioner: Jim Sampson Date: 1/15/88
Agency: Labor

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

*Only this
FN
appears in
SFC files*

Fiscal Note Analysis
CSSB 141 (L&C)

This bill would require the department to adopt regulations covering persons who are employed in "hazardous painting." The department would issue certificates, for a fee, to persons who complete an approved training course. The department would also enforce the provisions of the bill by inspections and through the issuance of citations.

Expenditures:

In order to effectively administer this program the department would require two new positions, an Industrial Hygienist I, and a Clerk Typist III. The Industrial Hygienist would help develop the required regulations and training program guidelines. Also, a tracking system would be created to monitor approved training programs and to account for certificates and fees. This position would travel to inform employer and employee organizations of the new law.

The Clerk Typist III would begin work six months after the Hygienist. This would allow time for the regulations to be developed and implemented. The Clerk would then process the requests for certification and operate the in-house tracking systems.

Revenues:

It is estimated that 1,000 persons will take the required training course and apply for a certificate during the last six months of FY 1989. During the second year, the number of applications is expected to increase to 1,500 as most persons who want to be certified will have completed training by the end of FY 1990. During the third year, the number of applicants is estimated to drop to approximately 500 as only new entrants into the painting occupation will need certification. In FY 92 and FY 93, activity is expected to increase as persons who received certificates in FY 89 and FY 90 must be re-certified. (The certification will be valid for three years).

Estimated Revenue:

	<u>FY 89</u>	<u>FY 90</u>	<u>FY 91</u>	<u>FY 92</u>	<u>FY 93</u>
Certificates Issued	1,000	1,500	500	1,000	1,500
Fee	$\frac{\$ 100}{\$100,000}$	$\frac{\$ 100}{\$150,000}$	$\frac{\$ 100}{\$50,000}$	$\frac{\$ 100}{\$100,000}$	$\frac{\$ 100}{\$150,000}$

Assumptions:

1. An effective date of July 1, 1988 for the program except for the certification requirement that will go into effect on January 1, 1989.
2. The certificate fee would be established at \$100.
3. Inflation on non-personal services items will be 3% per year.

Position Title Industrial Hygienist I		No. of Positions 1	Range/Step 19A	Barg. Unit GGU
Time Status PFT	Staff Months 12	Location Anchorage		Election District
Type of Expenditure		Amount		
1	2	3		
Salary	40,032			
Benefits	12,009			
Premium Pay				
Other				
Total Personal Services		52,041		
Travel		10,000		
Contractual		9,700		
Commodities		700		
Equipment		1,600		
Other				
Total Cost		74,041		
Funding Source for Total Cost				
Federal Receipts	1002			
G. F. Match	1003			
General Fund	1004	74,041		
GF Program Receipts	1005			
Other				
Justification				
<p>This position would work on developing the required regulations and training programs necessitated by the bill. Also, the position would develop an in-house system to keep track of the training programs and certificate holders. As training programs are implemented, this position would ensure compliance with the provisions of this bill.</p> <p>Costs include \$10,000 for travel to inform workers and employers of the new law. Normal contractual, commodities and one-time furniture purchases are also included.</p>				

**Request For
New Position**

Agency Labor
 BRU Occupational Safety and Health
 Component Occupational Safety and Health

Page 4 of 5
 Revised Date

FY 89

Position Title Clerk Typist III		No. of Positions 1	Range/Step 8A	Barg. Unit GGU
Time Status PFT	Staff Months 6	Location Anchorage		Election District
Type of Expenditure		Amount		
1	2	3		
Salary	9,786			
Benefits	2,936			
Premium Pay	--			
Other	--			
Total Personal Services		12,722		
Travel		0		
Contractual		3,522		
Commodities		350		
Equipment		0		
Other		0		
Total Cost		16,594		
Funding Source for Total Cost				
Federal Receipts	1002			
G. F. Match	1003			
General Fund	1004	16,594		
GF Program Receipts	1005			
Other				
Justification				
<p>This clerical position would provide support for the in-house tracking system and would process the requests for certification. Costs include normal contractual and commodities.</p> <p>The position would start six months after the program has begun to allow time for the regulations and tracking system to be implemented. The position would work 12 months after the first year.</p>				

**Request For
New Position**

Agency Labor
 BRU Occupational Safety and Health
 Component Occupational Safety and Health

Page 5 of 5
 Revised Date

FY 89

1 IN THE SENATE

BY JOSEPHSON

2

SENATE BILL NO. 141

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to hazardous painting certification."

7

8

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

9

* Section 1. AS 18 is amended by adding a new chapter to read:

10

CHAPTER 63. HAZARDOUS PAINTING CERTIFICATION.

11

Sec. 18.63.010. HAZARDOUS PAINTING CERTIFICATE REQUIRED. A

12

person may not be employed to perform hazardous painting without having in actual possession a current valid hazardous painting certificate issued by the department.

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Sec. 18.63.020. ISSUANCE OF CERTIFICATE. (a) An application

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for issuance of a hazardous painting certificate shall be on a form prescribed by the department. An application for initial issuance of a certificate shall include proof that the applicant completed an approved basic hazardous painting certificate program not more than 30 days before the application was received by the department. An application for certificate renewal shall include proof that the applicant completed an approved supplemental hazardous painting certificate program not more than 30 days before the date the application was received by the department.

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(b) The department shall issue a hazardous painting certificate to an applicant who has completed an application and submitted a certificate fee. A certificate is valid for three years.

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Sec. 18.63.030. FEE. The commissioner shall establish the triennial fee for a hazardous painting certificate by regulation.

29

1 Sec. 18.63.040. CERTIFICATE PROGRAMS. (a) The department shall
2 (1) establish requirements for basic and supplemental
3 hazardous painting certificate programs;

4 (2) review, and approve or disapprove, programs proposed by
5 contractors, labor organizations, public and private schools, voca-
6 tional education institutions, and others;

7 (3) assist persons who propose programs to meet require-
8 ments for approval.

9 (b) A basic hazardous painting certificate program shall include
10 instruction and written and practical testing in methods of ventila-
11 tion, respirator selection, chemical reaction to body tissue, proper
12 use of painting tools, knowledge of relevant health and safety laws
13 and regulations, including relevant portions of 29 C.F.R. 1910, and
14 other appropriate subjects. A supplemental hazardous painting certif-
15 icate program shall include instruction and written and practical
16 training necessary to ensure that a person who completes the program
17 will be knowledgeable about new developments and changes related to
18 hazardous painting that have occurred since the person completed a
19 basic hazardous painting certificate program.

20 (c) A hazardous painting certificate program conducted by an
21 employer of a person enrolled in the program must also meet the re-
22 quirements of AS 18.60.066.

23 Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

24 (1) inspect job sites to assure that persons employed to
25 perform hazardous painting are certified and are performing the work
26 safely; and

27 (2) issue citations to persons who are performing hazardous
28 painting without being certified or without having a certificate on
29 their persons, and to their employers or contractors.

1 Sec. 18.63.060. REGULATIONS. The department may adopt regula-
2 tions necessary for the implementation of this chapter.

3 Sec. 18.63.070. PENALTY. The department may impose a civil fine
4 of not more than \$1,000 on a person who violates this chapter or a
5 regulation adopted under this chapter. In addition to imposing a
6 civil fine, the department may suspend or revoke a certificate, and
7 may require a person to again complete a basic or supplemental hazard-
8 ous painting certificate program as a condition of recertification.

9 Sec. 18.63.100. DEFINITIONS. In this chapter

10 (1) "department" means the Department of Labor;

11 (2) "hazardous painting" means the application of a pigment
12 containing or combined with a toxic or hazardous substance, as defined
13 in AS 18.60.105, in vaporized or liquid form to create a coating that
14 will adhere to a surface to protect or preserve the surface.

STATE OF ALASKA
THE LEGISLATURE

POUCH Y STATE CAPITOL
JUNEAU, ALASKA 99811
907 465 3800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

February 29, 1988

SUBJECT: Hazardous painting certification
(CSSB 141 (2d L&C))

TO: Senator John Binkley
Senator Rick Halford *EW*
Co-Chairmen, Senate Finance Committee

FROM: Edward H. Hein
Legislative Counsel

The Senate Labor and Commerce Committee made an amendment to CSSB 141 (Jud) which does not achieve the result the committee intended as well as it could have, and which creates a needless and perhaps confusing redundancy.

At page 3, lines 18 - 22, of CSSB 141 (2d L&C), the committee inserted a new sentence specifying the penalty for a professional painter who violates Sec. 18.63.010(b). The penalty is the same as is already provided in the bill for any violation of AS 18.63. The intent of the committee, as I understand it, was to send a message to the Department of Labor that it is to fine the painter-employee, not the employer, when the painter lies about being certified.

A more appropriate place to have inserted this kind of provision is in Sec. 18.63.050, at page 3, lines 7 - 12. That section directs the department to issue citations to employers and contractors who violate Sec. 18.63.010(a). I would recommend at page 3, after line 12, inserting a new paragraph to read: "(3) issue citations to professional painters who violate AS 18.63.010(b)." Then I would delete the second sentence of Sec. 18.63.070, at page 3, lines 18 - 22.

If you have any questions or comments about this matter, feel free to contact me at your convenience.

cc: Senator Tim Kelly, Chairman
Senate Labor and Commerce Committee

EHH:gc
WKG2:09

*The attached proposed Finance
CS reflects the above changes.*

Bill No. Committee Substitute for
Senate Bill 141 (2d L&C)

Title "An Act relating to hazardous
painting certification."

Date March 7, 1988

Contact: Richard Arab
465-4856

Eileen Plate
465-2700

Committee Substitute for Senate Bill 141 is designed to assure the competency of persons employed to perform hazardous painting in the state and thereby prevent harmful exposures to workers who apply toxic and hazardous paints, to their co-workers and to the public.

Under the provisions of this bill, persons who are employed to perform hazardous painting must complete an approved training program and be certified. The training program would consist of instruction in and a demonstration of each person's knowledge and skill in using safe work practices and appropriate protective equipment. The bill limits the certification requirements to only the more hazardous painting applications and thereby excludes from the certification requirements low toxicity water-based paints widely used in residential painting.

Today, many solvents, metals, pesticides, isocyanates, and carcinogens are applied to surfaces in Alaska because highly resistant surfaces are needed for the harsh environment which exists in many parts of the state. Exposure to those toxic and hazardous substances can cause a variety of adverse health effects. For example:

- Nerve and brain damage, including memory and coordination impairment, result from chronic solvent exposures. Hepatitis and increased incidence of accidents also result from acute solvent exposures;
- Heavy metal poisoning occurs from exposure to lead, cadmium and other metals;
- Asthma and anaphylactic shock occurs from isocyanate exposures;
- Pesticide poisoning occurs from exposure to wood preservative additives such as penta chlorophenol.
- Heart attacks can occur from overexposure to methylene chloride; and
- Cancer can result from exposure to chromate paint pigments and benzene solvents;

These occupational diseases and injuries can be prevented by using appropriate work practices and proper protective equipment. The public and building occupants near painting projects can be better warned and protected by certified painters who use appropriate isolation and curing times. Workers' families, as well as other members of the community, need to be protected from the exposure to toxic material, such as lead chromate, brought home on the individual worker's person or clothing.

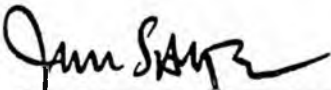
POSITION PAPER/Department of Labor

Under the provisions of this bill, the Department of Labor would establish minimum requirements for certification training programs; review and approve such programs; issue certificates to persons who present evidence of having completed an approved training program; and enforce the certification requirements.

The May 15, 1989 effective date set out in Section 3 of the bill will provide the lead time needed to develop the training program curriculum and to educate employers on the certification requirements. It will likewise provide industry with the lead time to have training programs in place and workers trained by the effective date.

The Department supports the provisions of this bill.

APPROVED:



Jim Sampson, Commissioner
Department of Labor

Original sponsors: Josephson, Sturgulewski
and Uehling

1 IN THE SENATE

BY THE LABOR AND
COMMERCE COMMITTEE

2

CS FOR SENATE BILL NO. 141 (2d L&C)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to hazardous painting certification;

7

and providing for an effective date."

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

9

* Section 1. AS 18 is amended by adding a new chapter to read:

10

CHAPTER 63. HAZARDOUS PAINTING CERTIFICATION.

11

Sec. 18.63.010. HAZARDOUS PAINTING CERTIFICATE REQUIRED. (a) A

12

person may not employ or contract with a professional painter to

13

perform hazardous painting for compensation unless the painter holds a

14

current valid hazardous painting certificate issued by the department.

15

As a condition of employment, an employer may require a professional

16

painter to provide a copy of the certificate. It is a defense to a

17

violation of this subsection by an employer if the employer produces a

18

copy of the painter's certificate and the employer reasonably believed

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the certificate was not falsified.

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(b) A professional painter may not provide a falsified hazardous

21

painting certificate to an employer or make a false statement to an

22

employer regarding the painter's certification.

23

Sec. 18.63.020. ISSUANCE OF CERTIFICATE. (a) An application

24

for issuance of a hazardous painting certificate shall be on a form

25

prescribed by the department. An application for initial issuance of

26

a certificate shall include proof that the applicant completed an

27

approved basic hazardous painting certificate program not more than 30

28

days before the application was received by the department. An appli-

29

cation for certificate renewal shall include proof that the applicant

1 completed an approved supplemental hazardous painting certificate
2 program not more than 30 days before the date the application was
3 received by the department.

4 (b) The department shall issue a hazardous painting certificate
5 to an applicant who has completed an application and submitted a
6 certificate fee. A certificate is valid for three years.

7 Sec. 18.63.030. FEE. The commissioner shall establish the
8 triennial fee for a hazardous painting certificate by regulation. The
9 fee must reflect the department's approximate costs or projected costs
10 for the hazardous painting certification program.

11 Sec. 18.63.040. CERTIFICATE PROGRAMS. (a) The department shall

12 (1) establish requirements for basic and supplemental
13 hazardous painting certificate programs;

14 (2) review, and approve or disapprove, programs proposed by
15 contractors, labor organizations, public and private schools, voca-
16 tional education institutions, and others;

17 (3) assist persons who propose programs to meet require-
18 ments for approval.

19 (b) A basic hazardous painting certificate program must include
20 instruction and written and practical testing in methods of ventila-
21 tion, respirator selection, chemical reaction to body tissue, proper
22 use of painting tools, knowledge of relevant health and safety laws
23 and regulations, including relevant portions of state occupational
24 safety and health standards adopted by reference under 8 AAC 61.010,
25 and other appropriate subjects. A basic hazardous painting certifi-
26 cate program may not exceed 16 hours of instruction and testing. A
27 supplemental hazardous painting certificate program shall include
28 instruction and written and practical testing necessary to ensure that
29 a person who completes the program will be knowledgeable about new

1 developments and changes related to hazardous painting that have
2 occurred since the person completed a basic hazardous painting cer-
3 tificate program.

4 (c) A hazardous painting certificate program conducted by an
5 employer of a person enrolled in the program may include safety in-
6 struction required under AS 18.60.066.

7 Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

8 (1) inspect job sites to assure that persons performing
9 hazardous painting are certified as required under AS 18.63.010(a) and
10 are performing the work safely; and

11 (2) issue citations to persons who employ or contract with
12 a professional painter in violation of AS 18.63.010(a).

13 Sec. 18.63.060. REGULATIONS. The department may adopt regula-
14 tions necessary for the implementation of this chapter.

15 Sec. 18.63.070. PENALTY. The department may impose a civil fine
16 of not more than \$200 for a first violation, and not more than \$1,000
17 for a subsequent violation, of this chapter or a regulation adopted
18 under this chapter. If a professional painter makes a false statement
19 as to the painter's certification or shows a false certification to an
20 employer the department may impose a civil fine of not more than \$200
21 for a first violation, and not more than \$1,000 for a subsequent vio-
22 lation.

23 Sec. 18.63.100. DEFINITIONS. In this chapter

24 (1) "department" means the Department of Labor;

25 (2) "hazardous painting" means the application of a sub-
26 stance containing a pigment or containing or combined with a toxic or
27 hazardous substance, as defined in AS 18.60.105, in vaporized, liquid,
28 or particulate form to create a coating that will adhere to a surface
29 to protect or preserve the surface; "hazardous painting" does not

1 include the application of water-based paint that does not contain
2 emulsion epoxies or isocyanates;

3 (3) "professional painter" means a painting contractor, an
4 employee of a painting contractor, or a person engaged in the business
5 of painting, but does not include a casual laborer, a commercial
6 artist, or a person who creates artworks.

7 * Sec. 2. AS 18.63.020, 18.63.030, 18.63.040, 18.63.060, 18.63.070, and
8 18.63.100, added by sec. 1 of this Act, take effect immediately under
9 AS 01.10.070(c).

10 * Sec. 3. AS 18.63.010 and 18.63.050, added by sec. 1 of this Act, take
11 effect May 15, 1989.

Original sponsors: Josephson, Sturgulewski
and Uehling

1 IN THE SENATE BY THE JUDICIARY COMMITTEE

2 CS FOR SENATE BILL NO. 141 (Judiciary)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to hazardous painting certification;
7 and providing for an effective date."

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

9 * Section 1. AS 18 is amended by adding a new chapter to read:

10 CHAPTER 63. HAZARDOUS PAINTING CERTIFICATION.

11 Sec. 18.63.010. HAZARDOUS PAINTING CERTIFICATE REQUIRED. A
12 person may not employ or contract with a professional painter to
13 perform hazardous painting for compensation unless the painter holds a
14 current valid hazardous painting certificate issued by the department.

15 Sec. 18.63.020. ISSUANCE OF CERTIFICATE. (a) An application
16 for issuance of a hazardous painting certificate shall be on a form
17 prescribed by the department. An application for initial issuance of
18 a certificate shall include proof that the applicant completed an
19 approved basic hazardous painting certificate program not more than 30
20 days before the application was received by the department. An appli-
21 cation for certificate renewal shall include proof that the applicant
22 completed an approved supplemental hazardous painting certificate
23 program not more than 30 days before the date the application was
24 received by the department.

25 (b) The department shall issue a hazardous painting certificate
26 to an applicant who has completed an application and submitted a
27 certificate fee. A certificate is valid for three years.

28 Sec. 18.63.030. FEE. The commissioner shall establish the
29 triennial fee for a hazardous painting certificate by regulation. The

1 fee must reflect the department's approximate costs or projected costs
2 for the hazardous painting certification program.

3 Sec. 18.63.040. CERTIFICATE PROGRAMS. (a) The department shall

4 (1) establish requirements for basic and supplemental
5 hazardous painting certificate programs;

6 (2) review, and approve or disapprove, programs proposed by
7 contractors, labor organizations, public and private schools, voca-
8 tional education institutions, and others;

9 (3) assist persons who propose programs to meet require-
10 ments for approval.

11 (b) A basic hazardous painting certificate program must include
12 instruction and written and practical testing in methods of ventila-
13 tion, respirator selection, chemical reaction to body tissue, proper
14 use of painting tools, knowledge of relevant health and safety laws
15 and regulations, including relevant portions of state occupational
16 safety and health standards adopted by reference under 8 AAC 61.010,
17 and other appropriate subjects. A basic hazardous painting certifi-
18 cate program may not exceed 16 hours of instruction and testing. A
19 supplemental hazardous painting certificate program shall include
20 instruction and written and practical testing necessary to ensure that
21 a person who completes the program will be knowledgeable about new
22 developments and changes related to hazardous painting that have
23 occurred since the person completed a basic hazardous painting cer-
24 tificate program.

25 (c) A hazardous painting certificate program conducted by an
26 employer of a person enrolled in the program may include safety in-
27 struction required under AS 18.60.066.

28 Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

29 (1) inspect job sites to assure that persons performing

1 hazardous painting are certified as required under AS 18.63.010 and
2 are performing the work safely; and

3 (2) issue citations to persons who employ or contract with
4 a professional painter in violation of AS 18.63.010.

5 Sec. 18.63.060. REGULATIONS. The department may adopt regula-
6 tions necessary for the implementation of this chapter.

7 Sec. 18.63.070. PENALTY. The department may impose a civil fine
8 of not more than \$200 for a first violation, and not more than \$1,000
9 for a subsequent violation, of this chapter or a regulation adopted
10 under this chapter.

11 Sec. 18.63.100. DEFINITIONS. In this chapter

12 (1) "department" means the Department of Labor;

13 (2) "hazardous painting" means the application of a sub-
14 stance containing a pigment or containing or combined with a toxic or
15 hazardous substance, as defined in AS 18.60.105, in vaporized, liquid,
16 or particulate form to create a coating that will adhere to a surface
17 to protect or preserve the surface; "hazardous painting" does not
18 include the application of water-based paint that does not contain
19 emulsion epoxies or isocyanates;

20 (3) "professional painter" means a painting contractor, an
21 employee of a painting contractor, or a person engaged in the business
22 of painting, but does not include a casual laborer, a commercial
23 artist, or a person who creates artworks.

24 * Sec. 2. AS 18.63.020, 18.63.030, 18.63.040, 18.63.060, 18.63.070, and
25 18.63.100, added by sec. 1 of this Act, take effect immediately under
26 AS 01.10.070(c).

27 * Sec. 3. AS 18.63.010 and 18.63.050, added by sec. 1 of this Act, take
28 effect January 1, 1989.

Original sponsors: Josephson, Sturgulewski
and Uehling

1 IN THE SENATE

BY THE LABOR AND
COMMERCE COMMITTEE

2

CS FOR SENATE BILL NO. 141 (L&C)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to hazardous painting certification;
and providing for an effective date."

7

8

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

9

* Section 1. AS 18 is amended by adding a new chapter to read:

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CHAPTER 63. HAZARDOUS PAINTING CERTIFICATION.

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Sec. 18.63.010. HAZARDOUS PAINTING CERTIFICATE REQUIRED. A

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person may not employ or contract with a professional painter to
perform hazardous painting for compensation unless the painter holds a
current valid hazardous painting certificate issued by the department.

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(b) The department shall issue a hazardous painting certificate
to an applicant who has completed an application and submitted a
certificate fee. A certificate is valid for three years.

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Sec. 18.63.030. FEE. The commissioner shall establish the
triennial fee for a hazardous painting certificate by regulation. The

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1 fee must reflect the department's approximate costs or projected costs
2 for the hazardous painting certification program.

3 Sec. 18.63.040. CERTIFICATE PROGRAMS. (a) The department shall

4 (1) establish requirements for basic and supplemental
5 hazardous painting certificate programs;

6 (2) review, and approve or disapprove, programs proposed by
7 contractors, labor organizations, public and private schools, voca-
8 tional education institutions, and others;

9 (3) assist persons who propose programs to meet require-
10 ments for approval.

11 (b) A basic hazardous painting certificate program must include
12 instruction and written and practical testing in methods of ventila-
13 tion, respirator selection, chemical reaction to body tissue, proper
14 use of painting tools, knowledge of relevant health and safety laws
15 and regulations, including relevant portions of state occupational
16 safety and health standards adopted by reference under 8 AAC 61.010,
17 and other appropriate subjects. A basic hazardous painting certifi-
18 cate program may not exceed 16 hours of instruction and testing. A
19 supplemental hazardous painting certificate program shall include
20 instruction and written and practical training necessary to ensure
21 that a person who completes the program will be knowledgeable about
22 new developments and changes related to hazardous painting that have
23 occurred since the person completed a basic hazardous painting cer-
24 tificate program.

25 (c) A hazardous painting certificate program conducted by an
26 employer of a person enrolled in the program must also meet the re-
27 quirements of AS 18.60.066.

28 Sec. 18.63.050. INSPECTIONS AND CITATIONS. The department shall

29 (1) inspect job sites to assure that persons performing

1 hazardous painting are certified as required under AS 18.63.010 and
2 are performing the work safely; and

3 (2) issue citations to persons who employ or contract with
4 a professional painter in violation of AS 18.63.010.

5 Sec. 18.63.060. REGULATIONS. The department may adopt regula-
6 tions necessary for the implementation of this chapter.

7 Sec. 18.63.070. PENALTY. The department may impose a civil fine
8 of not more than \$1,000 on a person who violates this chapter or a
9 regulation adopted under this chapter.

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13 stance containing a pigment or containing or combined with a toxic or
14 hazardous substance, as defined in AS 18.60.105, in vaporized, liquid,
15 or particulate form to create a coating that will adhere to a surface
16 to protect or preserve the surface; "hazardous painting" does not
17 include the application of water-based paint that does not contain
18 emulsion epoxies or isocyanates;

19 (3) "professional painter" means a painting contractor, an
20 employee of a painting contractor, or a person engaged in the business
21 of painting, but does not include a casual laborer, a commercial
22 artist, or a person who creates artworks.

23 * Sec. 2. AS 18.63.020, 18.63.030, 18.63.040, 18.63.060, 18.63.070, and
24 18.63.100, added by sec. 1 of this Act, take effect immediately under
25 AS 01.10.070(c).

26 * Sec. 3. AS 18.63.010 and 18.63.050, added by sec. 1 of this Act, take
27 effect July 1, 1988.

SENATE COMMITTEE REPORT

FIRST COMMITTEE OF REFERRAL

Date of 2-26-87 5-DAY NOTICE
IN ACCORDANCE WITH UNIFORM RULE 23

**FISCAL NOTE(S) ATTACHED **
IN ACCORDANCE WITH AS 24.08.035
(see below)

FURTHER: JUDICIARY

Finance

2/23/87

DATE TURNED INTO OFFICE 5/15/87

Mr. President:

LABOR & COMMERCE Committee considered SB 141

~~relating to~~ hazardous painting certification..

and recommended:

replace with CS SB 141 (Ldc) same title
 attached amendment(s) and new title

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

letter of intent adopted and attached

** Committee attached or adopted fiscal note(s)
 zero fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

Rich [unclear] No Pass
Mike [unclear]
Fabrizio [unclear]

Tim Kelly - No Rec

Chairman signature and recommendation

Committee Backup Attached

notification of arising on 1-14-87

SENATE COMMITTEE REPORT

L E C

FURTHER: FINANCE

5/15/87

DATE TURNED INTO OFFICE _____

Mr. President:

JUDICIARY Committee considered SB 141

hazardous painting certification

and recommended:

replace with CS FOR SB 141 (Jud); same title
 or adopt CS FOR _____; new title
and a may needs do pass.

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

letter of intent adopted _____

Committee attached or adopted fiscal note(s)

new updated or previous
 zero fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

1 Joe Josephson
1 Curtis Stungulovich

2 Jim Lick No Rec.

Committee Backup Attached

Kuttala *Do pass*
Chairman signature and recommendation

SENATE COMMITTEE REPORT

FURTHER FINANCE

2/3/88

DATE TURNED INTO OFFICE 2/26/88

Mr. President:

Labor and Commerce Committee re Considered SB 141

hazardous painting certification

and recommended

[X] replace with CS SB141 2nd (LIC) same title
[] or adopt CS new title

[] attached amendment(s) and

[X] do pass

[] do not pass

[] no recommendation

[] individual recommendations

[] further referral to

[] letter of intent adopted

Committee [X] attached or [] adopted fiscal note(s)

[] new [] updated or [] previous

[] zero [X] fiscal impact

MEMBERS SIGNING DO PASS

OTHER RECOMMENDATIONS

Handwritten signatures of committee members under 'MEMBERS SIGNING DO PASS'

Blank lines under 'OTHER RECOMMENDATIONS'

Chairman signature and recommendation

[] Committee Backup attached