

ALASKA LEGISLATURE COMMITTEE FILES 1981-1982 8672

1478 SHESS SB 136 (#2) - SB 165

Drugs:

30 states use diagnostic
drugs

16 include cycloplegics

18 include mydriatics

18 include topical anesthetics

10 include miotics (5 states
authorize only in emergencies)

certification by the "board"
provide training to a commercial
medical doctor on the "board" *
pharmacist on the "board" *
* - the "board" which certifies
diagnostic drugs: 1) cycloplegics
2) mydriatics
3) topical anesthetics

Repd. HESS to approve

"drug"

Official United States Pharmacopoeia
Official National Formulary

as any other supplement to either

West
Virginia

"Bible" of pharmacy

S

B

13

9

SB 94 Swim
pool Bartlett
to Anch
SB 120 Student loan
program

Summer 80 - budget limit
cut blood type, primary
specimen
- private sector
- virology lab would
be cut
- spec. training &
immunization
- Microbiol II &
Lab Asst II

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPT. OF HEALTH AND SOCIAL SERVICES

DIVISION OF PUBLIC HEALTH

SECTION OF LABORATORIES
POUCH H-06-D
JUNEAU, ALASKA 99811
PHONE: (907) 465-3140

Document# 3-81

January 20, 1981

Honorable Charles Parr
Alaska State Senate
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Senator Parr:

During our conversation of December 5 we discussed the possibility of shifting laboratory staff positions from the Southeastern Regional Laboratory to the Northern Regional Laboratory. This action was being considered to alleviate workload problems in the Fairbanks laboratory which will occur when two laboratory staff positions are eliminated sometime in January. In response to this suggestion I have made a management survey of both laboratories to determine if this is a viable option.

Methods of determining workloads were those recommended by the Workload Measurement Committee of the Association of State and Territorial Public Health Laboratory Directors which is a national organization of Public Health Laboratory Directors. Using these methods all specimen numbers are converted into work time units which is a measure of the time required for a laboratorian to perform the needed test work. The advantage to this measure is that it allows one to compare different specimen types using a common unit of measure. Once individual work time units for specimens types have been determined these are multiplied by the total number of specimens in that category to give the total time devoted to a certain type of specimen. Table 1 shows the results of this analysis for all the Regional Laboratories. The Southeastern Regional Laboratory had a total of 80,616 work time units processed from July 1, 1980 to October 31, 1980. During this same time period the Northern Regional Laboratory had a total of 96,903 work time units. Table 2 shows the staff by category and gives workload staff ratios for the same period.

From this analysis it would appear that the Southeastern Regional Laboratory and the Northern Regional Laboratory have about the same work to staff ratios. Therefore shifting positions from Southeast to Northern Laboratory is not a viable option. I have also included in brackets the impact on these ratios in the event that layoffs in the Fairbanks facility occur in January. My concern is with the work load microbiology staffing ratio which will be at 48,451, a level which I feel is unacceptable.

Honorable Charles Parr

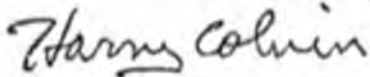
-2-

January 20, 1981

For this reason I believe that reductions in laboratory services will be necessary unless funding for these position can be found and the positions restored to the laboratory budget in FY '82. Enclosed also is a table showing financial needs and position authorizations required if a supplemental appropriation is to be introduced. Equipment and travel costs were estimates requested by Representative Brian Rogers during a visit to the Northern Regional Laboratory in December.

Your concern and support for a most critical health support activity in Northern Region is appreciated and if I can be of any further assistance please advise.

Sincerely,



Harry J. Colvin, Ph.D.
Chief, Section of Laboratories

Enclosures

cc: Representative Sally Smith

TABLE 1: Shows the major testing categories and the total number of Work Time Units¹ devoted to that activity from July 1, 1980 to October 31, 1980 in Regional Laboratories.

<u>TEST PROCEDURE</u>	<u>WORK TIME UNITS (minutes)</u>		
	SERL	NRL	SCRL
Serology	4,120	8,364	25,374
Diagnostic Microbiology	31,420	71,064	144,829
Parasitology	6,547	10,815	9,620
Food Microbiology	75	-0-	855
Water Microbiology	2,530	6,660	5,930
PSP	24,930	-0-	-0-
Water Chemistry	1,394	-0-	-0-
Survey Preparation ²	9,600	-0-	-0-
TOTAL	80,616	96,903	186,608

¹ Work Time Unit = The time in minutes required for a microbiologist to complete a test procedure. Does not include time required for setting up, media reagent preparation, and clerical support for test procedures.

² Proficiency Testing Program for Syphilis Serology.

TABLE 2: Shows technical staff by category, total technical staff, and total WTU performed from July 1 to October 31, 1980, and various WTU/staff ratio for the Regional Laboratories.

POSITIONS:	SERL	NRL	SCRL
Micro. IV	.5	0	.5
Micro. III	1	1	1
Micro. II	1	2	4.5
Lab. Assistants	2	3	3
Clerical	<u>1</u>	<u>1.5</u>	<u>4</u>
TOTAL STAFF	5.5	7.5	13
TOTAL WTU (TWTU)	80,616	96,903	186,608

RATIOS:

TWTU/total Micro.	32,246	32,301	[48,451] ¹	31,101
TWTU/total Lab. Asst.	40,308	32,301	[48,451]	62,202
TWTU/total clerical	80,616	64,602	[64,602]	46,652
TWTU/total staff	14,657	12,920	[17,618]	14,354

¹ Numbers in brackets show the impact on workload/staff ratio in the event of layoffs of Micro. II and Lab. Asst. II positions.

**Northern Regional Laboratory
Financial Request Summary**

FY '81

A. Authorize 24 months for two permanent full time positions, replacing the 24 months deleted from FY '81 final budget.		
B. Personnel (100):		
Projected Deficit		66.0
Equipment (500):		
Barnstead Still		5.3
IBM Typewriter		1.2
Laboratory Dishwashers		24.3
Refrigerator		.9
FA Microscope		12.5
		<hr/> 44.2
20% Inflation		8.8
		<hr/> 53.0
Travel (200)		
Training and Consultation:		5.0
		<hr/> 124.0

FY '82

A. Authorize 24 months for two permanent full time positions, replacing the 24 months deleted from FY '81 final budget.		
B. Personnel (100):		
Micro. II and Lab. Asst. II		66.3
Travel (200):		
Training and Consultation		5.0
		<hr/> 71.3

Historically, Alaska was divided into judicial districts during territorial days and district service areas evolved; i.e., Southeastern, Southcentral, and Northern Regional areas. Laboratories were established and provided basic diagnostic support in each regional area. Statehood and the subsequent growth of the State's needs fostered a shift in each laboratory's services; some became specialized to meet specific regional changes. Today, quality bacterial diagnostic service is available via the private sector and a shift is again evident; i.e., regional Public Health Laboratories are shifting to providing training and reference service, and less basic diagnostic service.

The Northern Regional Laboratory is comprised of two units, a bacteriology unit which serves all communities north of the Alaska Range, and the Virology-Rabies Unit serving each of the three regions.

The Bacteriology Unit processes a variety of specimens (34,800 annually) and performs approximately 45,144 tests each year. The following represent special areas of function and distribution of work:

Streptococcal specimens	23%
Syphilis serology	33%
Veneral disease program	28%
Reference bacteriology	10%
Diagnostic parasitology	4%
Diagnostic enteric bacteriology	2%

The Virology-Rabies Unit had its inception as a State entity in 1974, and prior to this date was a part of the Arctic Health Research Center, USPHS. This unit provides diagnostic viral services to clinicians, State and Federal agencies, and State and Federal epidemiologists. The Unit establishes diagnostic procedures advising physicians and agencies on a state-wide basis concerning availability of services, and consultation on specific cases of viral infection. The VRU

continues to work cooperatively with other agencies via limited/applied research to meet present and the future needs of Alaska.

Finally, during 1980, 3,700 diagnostic viral specimens were processed, 6,039 tests performed, and 20,179 viral host systems used (cell culture, eggs, and mice). There were 234 animals surveyed for rabies, and 54 positive animals. One hundred seventy-six individuals were exposed, but only 24 required treatment.

MEMORANDUM

RECEIVED

JAN 6 1981

TO: Harry Colvin, Ph.D.
Chief, Section of Laboratories
Pouch H-06D
Juneau, Alaska 99811

DATE : 31 December 1980

BRANCH OF PUBLIC
HEALTH LABORATORIES

FROM: Donald G. Ritter, Supervisor
Northern Regional Laboratory
Arctic Health Research Building
Room 233
University of Alaska campus
Fairbanks, Alaska 99701

SUBJECT: Equipment specifications

The following is an equipment list to be forwarded to Representative Brian Rogers. It is divided into the equipment needed for the Bacteriology Unit and the Virology-Rabies Unit of the Northern Regional Laboratory.

BACTERIOLOGY UNIT EQUIPMENT:

Millipore Company Milli RO/ Milli Q Unit to replace the present Barnstead still **	
1 ea. L/F Milli RO 60 ZR 2011560	\$ 2,527.00
1 ea. L/F Milli Q 3 bowl ZD2011573	\$ 1,539.00
1 ea. L/F Reagent water reservoir ZR 20-0055	\$ 672.00
1 ea. L/F Rogard prefilter 4/pk CDPRO1204	\$ 66.70
1 ea. Carbon cartridge 12 inch 4/pk CDFO1204	\$ 90.20
1 ea. L/F Ion exchange cartridge 12 inch 4/pk CDMB-012-04	\$ 117.00
1 ea. Twin 90 water unit 2/pk PMGS-090-02	\$ 26.90
1 ea. Limit/liquid level switch 2RLT 02003	\$ 248.00
	<hr/>
Total...	\$ 5,286.80

1 ea. IBM Typewriter, Selectric III, which includes the following features: ** correction key and automatic correction tape; express back-space key; line type indicator; 2 extra symbol keys; large character keys (text red surface); Pica/Elite indicator; changeable typing element; and other routine typewriter functions such as tab, margin set and release, back space, index, shift and lock.

\$ 1,157.50

** These two items are to replace equipment which has a history of high frequency repair costs.

American Sterilizer Co. Pulsar 5000 (74 1/2 x 43 7/16 x 30 3/4") Laboratory Glassware Washer with vertical lift door. EY03-000-000, 230 volts, 60 Hz, freestanding.

Dishwasher accessories:

1 ea. Spindle dolly EY 88-000-000-06 (64 spindles)	\$ 635.00
1 ea. Rack, general purpose EY 88-000-000-10 (20 x 20)	\$ 89.00
1 ea. Rack, 9-compartment EY 88-000-000-11 (20 x 20)	\$ 110.00

Continued on next page.

Dishwasher accessories continued:

8 ea.	Tube baskets EY 88-000-000-21 (6 x 6 x 6)	\$ 42.00
8 ea.	Covers, tube baskets EY 88-000-000-20 (6 x 6)	\$ 10.00
1 ea.	General purpose dolly EY 88-000-000-23	\$ 163.00
1 ea.	Water temperature booster EY 88-000-000-52	\$ 1,655.00
	Total...	<u>\$15,518.00</u>

1 ea.	Leitz/Boyle Instruments FA microscope and attachments; see attached pages for specifications.	<u>\$12,536.00</u>
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Bacteriology Unit Total \$34,498.30

VIROLOGY-RABIES UNIT EQUIPMENT:

1 ea.	Forma Dishwasher model #8658 - washer dryer, interior dimensions 18" x 18" x 18", (2) temperature selections - 140° for plasticware and 190° for glassware, adjustable wash, rinse and forced-air drying timers.	\$ 6,575.00
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The following are accessories for the dishwasher:

1 ea.	#162016 Spindle rack header with (9) spindles, 18" x 18"	\$ 345.00
1 ea.	#162018 Spindle rack header with (20) spindles, 18" x 18"	\$ 460.00
3 ea.	#114062 Open basket, 18" x 18" \$50.00/ea=	\$ 150.00
3 ea.	#114061 Multi-purpose basket, 18" x 18", used for odd-sized glassware \$53.00/ea=	\$ 159.00
8 ea.	#114063 Test tube basket, 9" x 9" \$53.00/ea=	\$ 424.00
8 ea.	#114095 Adjustable tops for test tube basket, 9" x 9" \$16.00/ea=	\$ 128.00
8 ea.	#114071 Test tube dividers, 9" x 9" \$11.00/ea=	\$ 88.00
9 ea.	#140950 Spindle flask support \$14.00/ea=	\$ 126.00
9 ea.	#140960 Spindle tube support \$ 3.00/ea=	\$ 27.00
20 ea.	#140965 General purpose support \$ 3.00/ea=	\$ 60.00
	Total...	<u>\$ 8,747.00</u>

1 ea.	Upright refrigerator (14 cu. ft.) with 2.4 cu. ft. freezer VWR #55699 - 977 ***	\$ 900.00
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*** Both items are to replace present equipment with histories of high repair costs.

Virology-Rabies Unit Total \$ 9,648.00

TOTAL FOR ALL EQUIPMENT NEEDED FOR BOTH UNITS..... \$ 44,146.30

PR-

September 16, 1980

Department of Health & Social Services
Northern Regional Laboratory
Division of Public Health
Section of Laboratories

P.O.E.

Arctic Health Research Bldg.
Fairbanks, Alaska 99701

Pam Gasaway 479-7756

SHIPPING INSTRUCTIONS: FREIGHT OR PARCEL POST
Ship prepaid & indicate shipping charges as a separate item on invoice.

ITEM NO.	QUANTITY	WGT Cat. No.	QUOTATION #0241b	DESCRIPTION	UNIT PRICE	AMOUNT
	1 each	512 581	LEITZ DIALUX 20 PLOEM INCIDENT LIGHT FLUORESCENCE MICROSCOPE WITH 2 EACH DICHROMATIC FILTER MODULES FOR FITC EXCITATION BROAD BAND AND NARROW BAND 1 EACH OPEN POSITION FOR TRANSMITTED LIGHT OR RETROFIT WITH AN ADDITIONAL DICHROMATIC FILTER MODULE; WITH RAPID CHANGE LOCK OUT LEVER FOR DOUBLE LABEL INVESTIGATIONS; WITH MERCURY VAPOR 100 WATT INCIDENT ILLUMINATION AND HALOGEN 100 WATT TRANSMITTED ILLUMINATION; EQUIPPED FOR BRIGHTFIELD AND DRY DARKFIELD TRANSMITTED ILLUMINATION WITH OBJECTIVES 10X THRU AND INCLUDING 100X; WITH PLANO FLUORITE 100X IRIS OBJECTIVE WITH NUMERICAL APERTURE RANGE 1.32-0.60 as follows:			
	1 each	512 581	Broad base microscope stand DIALUX 20 with coaxial dual knob coarse and fine focusing adjustment, vertical travel of 35mm, precision tube changing bayonet, tubes rotatable through 360 degrees, fine adjustment range 35mm without limit stops, centerable dovetail carrier for interchange of condensers with rack and pinion, centerable field diaphragm, base enclosed with provision for interchangeable light sources, built-in mechanical stage with scales and verniers and low set coaxial controls, 76 x 50mm and with filter slot		2441.00	2441.00
	1 each	512 584	Interchangeable quintuple revolving nosepiece with internal detent, mounted on precision dovetail slide		166.00	166.00
					TOTAL ALL PAGES	\$ 12536.00

CODE ENCUMBRANCE AGENCY SHALL COMPLETE

TRAN	DEPT	PRDG	ENV	ACT	OBJCT	ACTIV	PHUNCI	PERCENT/EMAS
750	06	31	1	50	532		996025	
750								
750								
750								
750								
750								
750								

PAGE NO. 1 OF 3 PAGES
SUGGESTED VENDOR:
Boyle Instruments
P.O. Box 574
Gig Harbor, Washington 98335
I HEREBY CERTIFY THAT THE UNENCUMBERED BALANCE THE APPROPRIATION CITED HEREON IS SUFFICIENT COVER THIS PURCHASE AND THAT THIS PURCHASE AUTHORIZED HEREUNDER

NOTE: IF CUMULATIVE ACCUMULATED LINES, USE PARALLEL LINES INSTEAD
Pamela Gasaway
Exec. III, N.R.L.

PURCHASE REGISTRATION
CONTINUATION

DEPT. NO. FIG. NO.

* PAGE 2 OF 3 PAGES

PR-

QUANTITY	HEX. Cat. No.	DESCRIPTION	UNIT PRICE	AMOUNT
1 each	512 582	Interchangeable binocular observation tube S rotatable through 360 degrees, adjustable interpupillary distances 55mm to 75mm and 1X magnification factor individual diopter adjustment for each eyepiece tube, bayonet ring fixes horizontal viewing plane	724.00	724.00
1 each	513 463	PLOEMOPAK 2.4 for DIALUX 20, to be locked between the stand and the tube, centerable and focusable field diaphragm changing device for 3 filter blocks, dark slide for specimen protection and with filter slot	1760.00	1760.00
1 each	513 419	Filter system K-2 extremely narrow band blue at 495nm to eliminate auto-fluorescence (Rabies, G.C.)	727.00	727.00
1 each	513 417	Interchangeable filter cube module H2 for wide band blue light excitation, FITC excitation, and conventional blue light excitation with specimens exhibiting no, or moderate autofluorescence	707.00	707.00
2 each	514 577	Lamphousing 102z with bayonet mounting device, filter holder, centerable and focusable reflector via built-in control knobs, centerable mount socket via built in control knobs, adjustable collector and heat absorbing filter	579.00	1158.00
1 each	514 562	Socket for high pressure mercury burner 100W	274.00	274.00
1 each	050 249	Power supply for HBO 100W/XBO75W highly stabilized	998.00	998.00
1 each	500 138	High pressure mercury lamp HBO 100 watt high intensity	112.00	112.00
1 each	513 474	Standard condenser on precision dovetail slide for interchange, auxiliary lens swing in for Kohler illumination with 1.6x-100x objectives, accepts interchangeable Brightfield or Darkfield top elements on swing-in/out mount	318.00	318.00
1 each	513 465	Dry darkfield condenser top element D 0.80-0.95 mounts on swing-out carrier of SK or UK base to select darkfield or brightfield	312.00	312.00
1 each	514 558	Socket for halogen filament lamp 12V, 100W/102z	56.00	56.00
1 each	B112/100	Halogen filament lamp 12V, 100W	14.00	14.00
1 each	050 260	Regulating transformer with voltmeter 12V, 50-100W for connection to 110V, 60 cycles A.C. with color temperature/voltage graph.	152.00	152.00
1 each	514 565	Alignment mirror for filament centration precisely at the rear aperture plane	17.00	17.00

CONTINUATION

*

DEPT. NO.

REQ. NO.

PAGE 3

OF 3

PW.15

PR-

QUANTITY	UNIT PRICE	AMOUNT
1 each	15.00	15.0
1 each	107.00	107.0
1 each	654.00	654.0
1 each	1580.00	1580.0
2 each	122.00	244.0
	N/C	N/C
	N/C	N/C

SB 139

Fairbanks Family and General Practice

A Professional Corporation

Dr. Cammack

Dr. Roth

Medical Dental Arts Building
1919 Lathrop, Suite 207
Fairbanks, Alaska 99701

June 18, 1980

Dean F. Tirador, M.D.
Director, Division of Public Health
Department of Health and Social Services
Pouch H-06
Juneau, Ala.

Dear Dr. Tirador:

This letter is in follow up of my phone call to you today, expressing my concern in regards to the discontinuation of certain laboratory services at the State Lab here in Fairbanks. I am not sure I can concisely express my concerns and misgivings about the cut in budget in this area, but I will try to do so. For a number of years I have been concerned about the quality of bacteriology in Fairbanks outside of the State Lab. It has been proven to me repeatedly that the State Lab offers the best bacteriologic service in this area. I am currently involved as a consultant in Family Planning Clinic and see a considerable amount of gynecologic problems in my own practice. I have found the State Lab to provide prompt and accurate reports which have not proven to be available elsewhere in the community at this time.

It would appear as though this budget cut is going to seriously impair the ability for me to give quality

Fairbanks Family and General Practice

A Professional Corporation

Dr. Cammack

Dr. Roth

Medical Dental Arts Building

1919 Lathrop, Suite 207

Fairbanks, Alaska 99701

care to my patients and I certainly intend to advise
my patients and the media of this occurrence should it
continue in effect.

When the State is spending millions of dollars in
far less important areas I cannot see why a budget cut
in the laboratory service was even considered except
that I suspect that certain persons who stand to gain
by increased revenue have had some strong and definite
effect on this decision.

When a service costs more than its value it
probably will not be utilized and that certainly
is the way I feel at this time in regards to bacter-
iology done in the private sector in Fairbanks.

As I indicated to you the only venereal diseases
that seem to be considered by the State at this time
are syphilis and gonorrhea. It is obvious to me as
a clinician that there are others far more common
which your department is trying to disregard, by
cutting out the bacteriologic service July 1st.
Specifically hemophilis vaginalis and group B beta strep
are currently identified and effectively treated on
the basis of culture reports done at the State Lab.
I hope you will reconsider and at least continue
identifying these organisms.

I spoke with Pat Rogers today at the Fairbanks
Health Center and she believed that there were probably
about 900 patients that go through VD clinic on a
yearly basis and approximately 4,000 patients seen at
Family Planning Clinic with evidence that there will be
considerable/^{increase} in the number of patients seen there each year.

Fairbanks Family and General Practice
A Professional Corporation

Dr. Cammack Dr. Roth

Medical Dental Arts Building
1919 Lathrop, Suite 207
Fairbanks, Alaska 99701

If the State Lab is unable to do cultures on these patients the cost to somebody is going to be considerably greater if it is done in the private sector. Again, I would indicate to you that the ability of the private sector to provide adequate laboratory services has not been proven to me at this time.

The number of welfare patients who have State Lab cultures done are either not going to get cultures, or the cost again will be considerably greater done in the private sector.

There are a number of private patients who do not have insurance and cannot afford the cost of private bacteriology diagnosis and these patients should also be considered as being neglected by your cut in service.

I feel like the rug has been pulled out from under me with this decision. There was never any contact from your office with me in regards to the effect of this move on my practice. I don't believe that your department should be operating in a fashion that disregards the Physicians and patients in Alaska.

Sincerely,


Robert A. Roth, M.D.

cc: Governor Jay Hammond, Juneau Alaska
Department of Health & Social Services
Division of Medical Assistance
Dr. Paul Frith, Regional Health Officer
Pat Rogers, RN PHS Nursing Supervisor Fairbanks
Dr. William James, Clinical Director ANHS Fairbanks
Editor, Daily News Miner

STATE OF ALASKA

JAY S. HAMMOND, Governor

DEPT. OF HEALTH AND SOCIAL SERVICES

June 9, 1980

DIVISION OF PUBLIC HEALTH

POUCH H-06
JUNEAU, ALASKA 99811
(907) 465-3090

TO: All Physicians, Veterinarians, Clinics, Hospitals, Health Centers, and Clinical Laboratories

FROM: Dean F. Tirador, M.D. *Dean F. Tirador, M.D.*
Director, Division of Public Health
Department of Health and Social Services

SUBJECT: Reduction In Routine Clinical Microbiology And Immunohematology Laboratory Services.

Due to mandated reductions in the FY '81 operating budget for the Section of Laboratories and resulting reduction in personnel in each of the three regional laboratories, it is necessary to curtail the clinical microbiology and immunohematology laboratory services performed by the Southeastern (Juneau), Southcentral (Anchorage) and Northern (Fairbanks) Regional Laboratories. This action is necessary to stay within the departmental budgetary restraints placed upon the laboratories.

A. Effective July 1, 1980 the three Regional Laboratories will no longer accept primary specimens for diagnostic clinical microbiology as detailed below. The Regional Laboratories will accept bacterial isolates for identification and reference cultures from hospital and clinic laboratories.

Primary specimens that will not be accepted are:

1. Urine specimens for bacterial count, predominating organism and/or antibiotic sensitivity studies.
2. Wound, skin, pleural and body fluid specimens for bacterial identification and antibiotic sensitivity.
3. Nasopharyngeal and eye or ear cultures except in cases of suspected pertussis, diphtheria, gonorrhoea or streptococcus infections.
4. Primary animal specimens for diagnostic clinical microbiology except in cases of suspected zoonotic diseases transmissible to man.

Primary specimens relating to the state VD, tuberculosis, communicable disease control, streptococcus surveillance control, epidemiology and rabies control will continue to be accepted. The regional laboratories will continue to provide reference, consultation and training services to all local laboratories.

B. Effective July 1, 1980 the three Regional Laboratories will discontinue the immunohematology services covering ABO bloodtyping and RH studies. The ABO RH services will no longer be performed either as a routine or on special request on any specimen.

As the discontinued services are available in a majority of the local laboratories, the Section of Laboratories will be glad to work with these laboratories to insure a smooth transition and maintenance of quality control.

If there are any questions about the above changes, please feel free to contact me.

Fairbanks Family and General Practice

A Professional Corporation

FAIRBANKS
1919 Lathrop, Suite 207, Box 18
Fairbanks, Alaska 99701
(907) 452-1987

DAVID CAMMACK, M.D.
MIKE HUTSON, P.A.-C.
JOE MARZUCCO, P.A.-C.
24 Hour Call 452-1987

NORTH POLE CLINIC
2nd & Santa Claus Lane, Box 5029
North Pole, Alaska 99705
(907) 488-2785

December 5, 1980

Charles Parr
SR Box 50599
Fairbanks, Alaska 99701

Dear Mr. Parr:

This letter is in follow up of my conversation with you yesterday in regards to reduction of laboratory services, specifically at the Alaska State Lab located at the University of Alaska in Fairbanks. In late June this year, health providers were advised that a cut in services available at the laboratory here in Fairbanks would be made. Since the legislative action had already occurred there was nothing I could do to change this action. I did correspond with Dr. Dean Hiersdere with the Division of Public Health in Juneau and will enclose both my letter to him and his reply. I also spoke with Dr. George Pauls who was the head of the State Laboratory services in early 1970. At that time he indicated that at the time the cut in funding was made Helen Barne advised him not to advise health providers of this pending cut in funding and the implications that it meant. I do not understand this sort of thinking or action on Dr. Barne's part.

Fairbanks Family and General Practice

A Professional Corporation

FAIRBANKS
1919 Lathrop, Suite 207, Box 18
Fairbanks, Alaska 99701
(907) 452-1987

DAVID CAMMACK, M.D. ROBERT ROTH, M.D.
MIKE HUTSON, P.A.-C. MIKE BROWN, P.A.-C.
JOE MARZUCCO, P.A.-C.
24 Hour Call 452-1987

NORTH POLE CLINIC
2nd & Santa Claus Lane, Box 5029
North Pole, Alaska 99705
(907) 488-2785

In the past two days I have been advised by an employee of the State Lab in Fairbanks that further cut in services are contemplated because of lack of adequate funds. I would like at this time to ask that you investigate the reasons for the legislative action last year and implore that you do something to correct this problem. This has already created a serious obstacle for me to provide adequate care for my patients both in my private practice and at Family Planning Clinic where I am the preceptor for the Nurse Practitioners. The same implications apply to patients who do use the Fairbanks Health Center and Alaska Native Health Service. It also adds considerable cost to the State of Alaska in the increased charges for laboratory services done in the private sector which the State Lab has been performing on request.

At the present time, the bacteriology services in Fairbanks in the private sector are all overseen by the same Pathologists. In questioning certain Physicians about their satisfaction with bacteriology done by the private sector, I received particularly bad impressions with the Fairbanks Community Hospital bacteriology service. Some Physicians are either unaware or unconcerned about the accuracy of bacteriologic reporting, however, I do see many patients who in which I feel an accurate bacteriologic report is necessary in properly treating and caring for them and since the private sector has been unable to

Fairbanks Family and General Practice

A Professional Corporation

FAIRBANKS
1919 Lathrop, Suite 207, Box 18
Fairbanks, Alaska 99701
(907) 452-1987

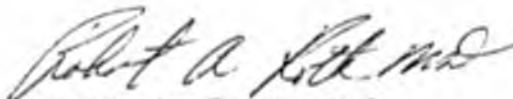
DAVID CAMMACK, M.D.
MIKE HUTSON, P.A.-C.
ROBERT ROTH, M.D.
MIKE BROWN, P.A.-C.
JOE MARZUCCO, P.A.-C.
24 Hour Call 452-1987

NORTH POLE CLINIC
2nd & Santa Claus Lane, Box 5029
North Pole, Alaska 99705
(907) 488-2785

provide this service I am fearful of a significant decrease in my ability to provide proper care for my patients.

I have always felt that the State Laboratory in Fairbanks provided me with excellent, timely and accurate reports. I hope that you and your fellow legislators perhaps may be able to correct the legislation that caused decreased services last year and prevent further decrease in services in the Fairbanks area.

Sincerely,


Robert A. Roth, M.D.

cc: Governor Jay Hammond
Dick Randolph
Ken Fanning
Brian Rogers
Fred Brown

Sally Smith
Don Bennett
Paul Erith

STATE OF ALASKA

DEPT. OF HEALTH AND SOCIAL SERVICES

DIVISION OF PUBLIC HEALTH

JAY S. HAMMOND, Governor

Pouch H-06

~~POUCH H-06 JUNEAU 99801~~

Juneau, Alaska 99811

July 1, 1980

Robert A. Roth, M.D.
Medical Dental Arts Building
1919 Lathrop, Suite 207
Fairbanks, Alaska 99701

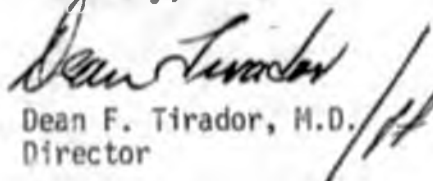
Dear Dr. Roth:

I have delayed in responding to your letter of June 18th until Dr. Pauls had a chance to talk with you during his visit to Fairbanks last week. I understand from his report that you were able to reach a satisfactory conclusion to the problem of vaginal cultures.

As Dr. Pauls explained, there were significant reductions in the laboratory budget for the fiscal year which begins July 1. For this reason, we had to find ways to economize while still maintaining essential public health laboratory services. We therefore eliminated certain clinical bacteriologic services which are ordinarily available through private laboratories. This reduction in service is state-wide and primarily affects the Fairbanks and Juneau laboratories since the Anchorage laboratory, in recent years, has been very little involved in clinical bacteriology.

I regret the problem this has caused you and also wish that more timely notice could have been given. However, the funding level which was ultimately approved by the Legislature was not known until the closing days of the session.

Sincerely,


Dean F. Tirador, M.D.
Director

DFT/jl

cc: Dr. Paul Frith, Regional Health Officer
Northern Regional Laboratory
Section of Laboratories

STATE OF ALASKA

DEPT. OF HEALTH AND SOCIAL SERVICES

OFFICE OF THE COMMISSIONER

JAY S. HAMMOND, GOVERNOR

POUCH H 01 - JUNEAU 99811

document 5-81

Honorable Brian Rogers
House of Representatives
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Mr. Rogers:

Re: Northern Regional Laboratory Funding

Your concern for laboratory funding problems and pending personnel layoffs in the Northern Regional Laboratory is understandable and I appreciate your efforts to assist us in maintaining appropriate laboratory services in your region. Perhaps I should first explain how the problem in the Fairbanks laboratory occurred. In preparation of the FY '81 budget it was necessary because of funding limitations to reduce personnel throughout the Department of Health and Social Services. It was felt by the Division of Public Health that certain laboratory testing services that were being performed by the Northern Regional Laboratory could be provided by the private sector. Thus, a request was made to the regional laboratory manager to estimate the number of positions that could be eliminated if certain testing procedures were eliminated from the Public Health Laboratory testing service. We were told that one Microbiologist II position and one Laboratory Assistant II position could be eliminated if some categories of clinical microbiology testing services were eliminated. A decision was then made by the management staff of the Health Division to eliminate these two positions. Our intention was to lay off positions in the area of clinical microbiology testing, however, upon receiving the layoff list we found that because of seniority the two virologists involved in virology testing unit were to be laid off. Unfortunately, the Northern Regional Laboratory did not have personnel trained nor immunized to work in the area of virology testing. Rabies vaccination and other immunizations schedules are necessary for safety of those working with this category of specimen. The layoff notices which had been sent to these individuals were rescinded and efforts during the coming months were made to find funding from other sources within the Department. In November the Chief, Section of Laboratories, Dr. Colvin did a personnel service cost projection for FY '81 and determined that there would be a short fall in his budget of approximately \$66,000 unless these positions were eliminated and the personnel laid off immediately. In an effort to balance his budget he reluctantly issued a lay off notices to these individuals which are now being processed.

Honorable Brian Rogers

-2-

In response to your request for information we have prepared a table showing the financial needs for the Northern Regional Laboratory including expenditures for capital equipment and travel for training purposes which we understand you requested from Mr. Don Ritter during your recent visit to the laboratory in December. I have also attached a copy of the equipment specifications submitted by Don Ritter, Regional Laboratory Manager, to Dr. Colvin, Chief, Section of Laboratories for your review.

It is also my understanding that you wish to use the laboratory budget to pass through funds for the University of Alaska Medical Library. We would be most happy to assist you in this financial arrangement.

We should also mention that in order to maintain the level of laboratory services it will be necessary to permanently restore these two positions to the laboratories FY '81 budget, plus funding in the FY '82 budget in the sum of \$66,300. This will most likely require a budget amendment to the FY '82 budget.

I hope this information will assist you in preparation of a supplemental appropriation and if my office can be of any further assistance please advise.

Sincerely,

Helen D. Beirne
Commissioner

Enclosures

Northern Regional Laboratory
Financial Request Summary

FY '81

A. Authorize 24 months for two permanent full time positions, replacing the 24 months deleted from FY '81 final budget.

B. Personnel (100):

Projected Deficit	66.0
-------------------	------

Equipment (500):

Barnstead Still	5.3
-----------------	-----

IBM Typewriter	1.2
----------------	-----

Laboratory Dishwashers	24.3
------------------------	------

Refrigerator	.9
--------------	----

FA Microscope	12.5
---------------	------

44.2

20% Inflation	8.8
---------------	-----

53.0

Travel (200)

Training and Consultation:	5.0
----------------------------	-----

124.0

FY '82

A. Authorize 24 months for two permanent full time positions, replacing the 24 months deleted from FY '81 final budget.

B. Personnel (100):

Micro. II and Lab. Asst. II	66.3
-----------------------------	------

Travel (200):

Training and Consultation	5.0
---------------------------	-----

71.3

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPT. OF HEALTH AND SOCIAL SERVICES

DIVISION OF PUBLIC HEALTH

SECTION OF LABORATORIES
POUCH H-06-D
JUNEAU, ALASKA 99811
PHONE: (907) 465-3140

February 3, 1981

DOCUMENT# 20-81

Honorable Charles H. Parr
Alaska State Senate
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Senator Parr:

This letter is to bring you up to date concerning our situation in the Section of Laboratories. We are pleased to report that the two persons in layoff positions are now being transferred to PCN's where they will not face this threat.

As part of the FY 81 budget exercise the Department of Health and Social Services selected 5 1/2 positions to delete from the Section of Laboratories budget. These were PCN's 06-1204, 06-1497, 06-1338, 06-1168, 06-1134 and half of 06-1506. Except for the two positions in Fairbanks, all of the above were vacated or an equivalent position in the particular regional laboratory was kept vacant. At the present time the final paperwork is being submitted to properly clear these positions.

For the record I have listed the steps being taken to implement these actions.

1. PCN 06-1204 Chemist (Juneau). This position has been vacant since July 1, 1980. The proper forms are being submitted to delete the PCN from our employee roster.
2. PCN 06-1497 Microbiologist (Juneau). This position has been vacant since July 1, 1980. The proper forms are being submitted to delete the PCN from our employee roster.
3. PCN 06-1338 Laboratory Assistant I (Juneau). This position is filled. The paperwork is being submitted to transfer the incumbent to PCN 06-1336, an equivalent position that has been kept vacant since July 1, 1980. Paperwork is also being submitted to delete PCN 06-1338 from our employee roster.

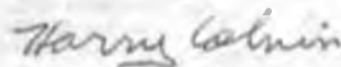
February 3, 1981

4. PCN 06-1506 Microbiologist (Anchorage). This position was reduced from a permanent full time position to a permanent part time. The position has been filled on a half time basis since July 1, 1980. The paperwork to reflect this change is being submitted.
5. PCN 06-1168 Laboratory Assistant II (Fairbanks). The incumbent of this position is being transferred to PCN 06-1380 effective February 15, 1981. The present incumbent of PCN 06-1380 has submitted her resignation. Paperwork is being submitted to eliminate PCN 06-1168 from our employee roster.
6. PCN 06-1334 Microbiologist II (Fairbanks). We are downgrading a midlevel supervisory Microbiologist III position (PCN 06-1347) to a Microbiologist II. We are transferring the incumbent of PCN 06-1448 (a Microbiologist II) into this position. We will then transfer the incumbent of PCN 06-1334 into PCN 06-1448. This will leave PCN 06-1334 vacant. Paperwork is being submitted to delete PCN 06-1334 from our employee roster.

These actions will bring us into compliance with the intent of the FY 81 budget. As the situation now stands we are short two critical positions in our Fairbanks Laboratory. Also, by downgrading the Microbiologist III we are severely restricting the proper supervision of the activities of the virology laboratory in addition to overworking the existing staff. Efforts to reduce workloads in the Northern Regional Laboratory have already been undertaken. For example, the tuberculosis microbiology specimen workload has been moved to the Anchorage Laboratory for processing. We are now looking for other categories to transfer. Because of the PCN deletions, we must further reduce workloads in the Northern Region to a level within the capability of the remaining staff.

If you have any questions on the substance of this letter or if you request any information pertaining to the Section of Laboratories please feel free to contact me at any time.

Sincerely,



Harry Colvin, PhD.
Section of Laboratories
Division of Public Health

Fairbanks Memorial Hospital

1650 Cowles St.

FAIRBANKS, ALASKA 99701

OPERATED BY
LUTHERAN HOSPITALS AND HOMES SOCIETY
FARGO, NORTH DAKOTA 58102

December 31, 1980

Dean Tirador, M.D.
Deputy Commissioner
Department of Health and Social Services
Pouch F01
Juneau, Alaska 99811

Dear Dean,

SB 139
We would like to lend our support to the concept of consolidating and centralizing some of the functions of the State Laboratories. For a number of years, we have advocated that the State curtail the practice of providing routine laboratory services in the Fairbanks area primarily because these services are and have been available for a number of years from local laboratories within the Fairbanks community. The major portion of the so called "reference" laboratory work is also easily available, again either locally or through channels that do not require services of the State Laboratory. We believe that the function of the State Laboratory lies in the area of infectious disease surveillance, epidemiology, TB control, and virology. These functions could be centralized in Anchorage. However, it seems to us that because Fairbanks already has an excellent virology facility manned by competent personnel, it would be a mistake for this function to be transferred to Anchorage. On the other hand, we do support your efforts to transfer the culturing and identification of Mycobacteria to the Anchorage State Lab providing that we can continue to receive prompt service and of a suitable quality.

Hopefully you will find these comments helpful.

Sincerely,

D.D. Failoni

D.D. Failoni, M.D.
Pathologist

R.F. Harding

R.F. Harding, M.D.
Pathologist

J.N. Joy

J.N. Joy, M.D.
Pathologist

DDF:ms

cc: Harry Colvin, M.D.

Fairbanks Memorial Hospital

1650 Cowles St.

FAIRBANKS, ALASKA 99701

OPERATED BY
LUTHERAN HOSPITALS AND HOMES SOCIETY
FARGO, NORTH DAKOTA 58102

December 10, 1980

Senator Charles H. Parr
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

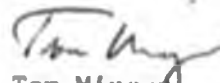
Dear Senator Parr:

Thank you for attending our luncheon recently. I do appreciate you giving us the time to express our views on certain issues.

One of the questions that you asked me was concerning the state laboratory located here in Fairbanks. At the time I did not know a great deal about staffing and reductions and so forth, but since that time I have received a letter from the state lab regarding a reduction in staff. Hope this might be helpful in your pursuit of the problem.

We will look forward to working with you in the legislature this coming year.

Sincerely,



Tom Minger
Administrator

TM/mw

MSG 81-00000510 PRTY 3 01/13/81 11:49:35 ORIG: LF00 IN= 0005 OUT= 0024
FROM: ANNIE IN FAIRBANKS TO: REP. ROGERS, SEN. PARR &
TARGET: LJH2 SUBJ: SEN. BENNETT PAGE 0001

REQUEST FROM SUE BOYLE, KTVF IN FAIRBANKS

PLEASE CALL HER AT 452-4704 RE: POSSIBLE SUPPLEMENTAL APPROPRIATION
BILL TO KEEP VIROLOGY LAB IN FAIRBANKS GOING AT FULL STAFF.

SB 88 - Schol revolving loan fund
89 - Child abuse - HESS/Fin
90 - Sol SA/Jud

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate Bill No. 139
 Title An Act making a special appropriation to the Department Health & Social Services
 Requested by Commissioner's Office Date _____

II. FISCAL DETAIL

Agency Affected Department of Health & Social Services
 Program Category Affected Health/Division of Public Health
 BRU, Program, or Subprogram(s) Affected Laboratories

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES	15.7	65.7	68.8	74.3	80.2	86.7
200 TRAVEL	3.0	6.0	6.5	7.0	7.6	8.2
300 CONTRACTUAL	0	0	0	0	0	0
400 COMMODITIES	0	0	0	0	0	0
500 EQUIPMENT	0	0	0	0	0	0
600 LAND & STRUCTURES	0	0	0	0	0	0
700 GRANTS, CLAIMS, ETC.	0	0	0	0	0	0
TOTAL	18.7	69.7	75.3	81.3	87.8	94.9

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND	18.7	69.7	75.3	81.3	87.8	94.9
FEDERAL FUNDS	0	0	0	0	0	0
OTHER (Specify Fund Source)	0	0	0	0	0	0
	18.7	69.7	75.3	81.3	87.8	94.9

POSITIONS

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
FULL TIME	2	2	2	2	2	2
PART TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

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

Assume an inflation rate of 8%.

IV. DATE _____ PREPARED BY David Bruce, Deputy Director
 AGENCY Public Health
 PHONE 465-3000
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

David Bruce

POSITION PAPER

Senate Bill No. 139

"An act making a special appropriation to the Department of Health and Social Services for two positions at the Fairbanks Northern Regional Laboratories and providing for an effective date."

SB No. 139 provides a special appropriation to cover the costs of a Microbiologist II and a Laboratory Assistant II in our Fairbanks Virology and Microbiology Laboratories and for travel monies to be used in the training of these positions.

In the preparation of the FY 81 operating budget we calculated that by eliminating certain workloads in the Fairbanks Laboratory we could reduce our staffing from 13.5 positions to 11.5. This workload reduction has not materialized. The majority of the water microbiology has been turned over to private laboratories. The Tuberculosis Program and Beta Strep Program have been transferred to our Anchorage Laboratory. This still has not reduced our workload to allow for the elimination of a Microbiologist II and a Laboratory Assistant II.

We are requesting that a sum of \$88,400 be appropriated for the salaries and associated costs of a Microbiologist II and a full-time Laboratory Assistant II. This sum is to be split in the following manner; \$18,700 for the last quarter of FY 81 and \$69,700 for FY 82.

It is recommended the following changes be made:

line 11 - change the sum of money (\$71,300) to \$88,400.

line 14 - add the following after "laboratory." "Of this sum \$18,700 is to be added to the FY 81 operating budget and \$69,700 is to be added to the FY 82 operating budget. These positions are to be part of the FY 83 Laboratories operating budget."

The Department supports the passage of Senate Bill No. 139 amended as recommended above.

Recommended by:

David Bruce
David Bruce, Deputy Director
Division of Public Health

Date:

February 11, 1981

Approved by:

Helen D. Beirne
Helen D. Beirne
Commissioner

Date:

2/11/81

S

B

1

4

2

Note: relates to SB 14

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF ADMINISTRATION
OFFICE OF THE COMMISSIONER

POUCH C
JUNEAU, ALASKA 99811
465-2200

April 3, 1981

Honorable Mike Miller
Chairman
House State Affairs Committee
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Representative Miller:

There were some questions asked by committee members regarding HB 379 "An Act providing for retirement credit in the public employees' retirement system for unused sick leave. . . ."

One question was how other governmental organizations or private firms handle sick leave. The following table is an excerpt from the latest annual survey by the State Division of Personnel.

SICK LEAVE PLANS
STATE OF ALASKA COMPARED TO OTHER ORGANIZATIONS

<u>ORGANIZATION</u>	<u>HAVE PLAN</u>	<u>LEAVE IS ACCUMULATIVE</u>	<u>ALLOWS TIME OFF FOR FAMILY CARE</u>	<u>LEAVE BALANCE IS PAID ON SEPARATION:</u>
Mun. of Anchorage	Yes	Yes	No	Full
Anch. School Dist.	Yes	Yes	Yes	No
Federal Government	Yes	Yes	In some cases	Credit to retirement
Anch. Private Firms	33	21	18	Full 4 Partial 5 Credit retirement 1 Not paid 19
State of California	Yes	Yes	Yes	No
State of Oregon	Yes	Yes	Yes	50% credit to retirement
State of Wash.	Yes	Yes	Yes	25% upon retirement or death
State of Alaska	Yes	Yes	Yes	Unused sick leave balance is paid in cash to beneficiary upon death of employee.

SOURCE: Division of Personnel, State of Alaska

April 3, 1981

There were two Anchorage firms who reported they had no plan or policy regarding sick leave. The following is a list of firms which participated in the survey.

Alascom	Hewitt V. Lounsbury & Associates
Alaska Base Exchange	Hope Cottage
Alaska Gas and Service Company	Industrial Indemnity Company
Alaska Hospital & Medical Center	J. C. Penney Company
Alaska National Bank of the North	Marathon Oil Company
Alaska Railroad	Matanuska Maid, Inc.
Alaska Title & Guaranty Company	Nordstrom's
Alyeska Pipeline Service Company	Providence Hospital
Anchorage Cold Storage	RCA-Operations & Maintenance Services
Anchorage Westward Hilton Hotel	Reeve Aleutian Airways, Inc.
AMFAC Supply of Alaska	Rural Alaska Community Action Program
Bomhoff and Associates	Sea-Land Service Company
Captain Cook Hotel	Sears, Roebuck and Company
Chugach Electric Association	Security National Bank
Cook Inlet Native Association	Spenard Builder's Supply
Duty Free Shoppers, Ltd.	Wien Air Alaska, Inc.
First National Bank of Anchorage	X-Cel Services, Inc.
Flying Tigers	Xerox Corporation

Out of the forty firms and governmental organizations which participated in the survey only four indicated they had some provision for crediting retirement with unused sick leave. Twenty-one indicated they provided no cash settlement or retirement credit for sick leave when an employee terminates employment or retires. Sick leave historically has been handled much like employee health insurance. It's there when you need it, to the maximum allowed, however, when you terminate employment, you lose your access to the employee health program and coverage. It should be noted that HB 379 does not cover all State employees. In effect, some employees will receive a substantive benefit and others will not.

The Legislature has given the administration the responsibility to bargain with the various unions and associations that represent State employees. There are certain areas that are specifically called out in the Public Employment Relations Act (Sec. 23.40) for which public employers are required to bargain including ". . . wages, hours, and other terms of conditions of employment." The policies related to sick leave are clearly conditions of employment and as such are areas available for negotiation. The effect of HB 379 is to legislate that which at present belongs in the collective bargaining arena. The question then

April 3, 1981

becomes, why give the State the responsibility to negotiate with employee organizations on a variety of issues, and then selectively withdraw that responsibility. In effect, this procedure complicates the collective bargaining process by granting employees that which they do not gain at the negotiating table.

The following represent an estimate of the costs associated with funding sick leave.

1. FY 82 cost of providing a cash-out at termination for retirement.

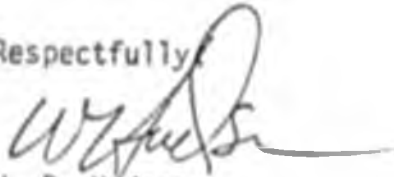
	<u>25 PERCENT OF TOTAL</u>	<u>50 PERCENT OF TOTAL</u>	<u>100 PERCENT TOTAL</u>
	(IN THOUSANDS OF DOLLARS)		
State PERS	305.0	610.0	1,220.0
Political Subdivisions	<u>258.0</u>	<u>515.0</u>	<u>1,030.0</u>
TOTAL PERS SYSTEM	563.0	1,125.0	2,250.0

2. FY 82 cost of converting sick leave to retirement credit.

(IN THOUSANDS OF DOLLARS)

State PERS	<u>1</u> 296.0
Political Subdivisions	<u>684.0</u>
TOTAL PERS SYSTEM	1,480.0

Respectfully,


W. R. Hudson
Commissioner

WRH/mjc

cc: Sandra Withers, Director
Division of Labor Relations

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate Bill No. 143
 Title Ar. Act allowing retirement credit for unused sick leave (Political subdivisions only)
 Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement and Benefits

Program Category Affected Labor Services

BRU, Program, or Subprogram(s) Affected 02-96-8-01-01-01 (PERS)

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES		28.3	30.0	31.8	33.8	35.8
200 TRAVEL						
300 CONTRACTUAL		22.7				
400 COMMODITIES		0.2	0.2	0.2	0.2	0.2
500 EQUIPMENT		1.8				
600 LAND & STRUCTURES						
700 STATE TRS MATCHING						
100 BENEFITS						
TOTAL	-0-	53.0	30.2	32.0	34.0	36.0

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
VETERAN'S FUND						
FISH & GAME FUND						
HIGHWAY FUND						
AIRPORT FUND						
CAPITAL FUND						
PERS		53.0	30.2	32.0	34.0	36.0
TRS						

POSITIONS

FULL TIME		1	1	1	1	1
PART TIME						
TEMPORARY						

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

- Assumes current retirees and all State employment will not be affected by this bill.
- Estimate that the average political subdivision employee will receive an additional 4.7 days (unused medical leave) of service credit for each year of employment under PERS.
- Estimate FY 82 political subdivision covered payroll to be \$254,656,000; increasing 10% annually.
- Increase in political subdivision contribution rate would be .2685% of covered payroll.
- Estimate Personal Services to increase at 6% per year.
- Estimate costs for data processing system modifications (one time only) to be \$20.0.
- The costs to political subdivisions is estimated to be as follows:

FY 82	FY 83	FY 84	FY 85	FY 86
\$663.8	\$752.2	\$827.4	\$910.3	\$1,001.1

IV. DATE 3/10/81 PREPARED BY Paul B. Arnoldt, Director
 AGENCY Division of Retirement & Benefits
 PHONE 465-4460

Original: Legislative Finance
 Budget and Management
 cc. Prime Sponsor (First Legislator Named) Senator Parr
 _____ of the Governor (Vice President)

POSITION TITLE Retirement & Benefits Technician			RANGE/STEP 12/B	BARG. UNIT. G	LOCATION Juneau	GOV	APPROV	DISAP
TYPE OF POSITION PFT	STAFF MONTHS. 12	RP No.	PCN No.	PRIORITY	FORM 12 , PAGE/LINE	LEG		

TYPE OF EXPENDITURE		AMOUNT -
1	2	3
PERSONAL SERVICES:		
SALARY \$1,814/month	\$21,768	
BENEFITS 15.79%	3,437	
SBS 6.13%	1,334	
HEALTH INS. \$150/month	1,800	
TOTAL PERSONAL SERVICES	01	\$28,339
TRAVEL	02	
CONTRACTUAL	03	2,700
COMMODITIES	04	200
EQUIPMENT	05	1,800
OTHER		
TOTAL COST		\$33,039

JUSTIFICATION:

This employee will be responsible for verifying and recording the additional credited service granted for unused sick leave, for calculating the additional benefit, and for handling correspondence.

It is estimated that approximately 30% or 4,400 members of the current PERS political subdivision membership will ultimately retire and will require crediting of unused sick leave under this bill.

CODE	FUNDING SOURCE	
	FED RCPTS. 1002	
	GF MATCH. 1003	
	GEN. FUND 1004	
	I-A RCPTS. 1105	
	PGM RCPTS 1020	
	OTHER PERS	\$33,039

21 CONTINUATION
22 ADDITION

FOR B&M USE ONLY

AA KEY NUMBER _____ COLUMN NO. _____

Senate Bill No. 143

AGENCY Administration PROGRAM Labor Services

DNU Retirement & Benefits

COMPONENT PERS

13 REQUEST FOR NEW POSITION

FY 82

REVISED



Alaska Court System

State of Alaska

FRANK RAYE
Personnel Director

OFFICE OF ADMINISTRATIVE DIRECTOR

303 K Street
Anchorage, Alaska 99501

October 12, 1981

The Honorable Victor Fischer, Chair
Senate Affairs Committee
Pouch V
Juneau, AK 99811

Dear Senator Fischer:

In response to your memorandum of September 29, 1981, I have read the 16 bills concerning retirement now being considered by your committee.

The main reason I am commenting on these proposals is to urge re-writing of Chapter 35 of Title 39 to eliminate present discriminatory provisions. I also wish to speak against discriminatory provisions contained in SB 557, 143, 402 and 394 as well as supporting SB 196.

SB 557:

First I would like to point out that SB 557 is an effort to make some housekeeping corrections to ease administrative oversights. In that effort, the bill has some merit. The problem is that all of Chapter 35 of Title 39 needs to be re-written to comply with the state constitution and with Title 18 protections against discrimination on the basis of sex, marital status, and parenthood.

SB 557 proposes on page 15 to re-write AS 39.35.535 to give medical benefits only to retired employees, their spouses or children. Single retired persons are thereby precluded from naming a beneficiary of their own. Yet single employees pay into the retirement system at the same rate as married employees.

At this time, AS 39.35 provides married state employees and their spouses an opportunity to choose a type of financial security called a joint survivor option. However, single employees and their beneficiaries do not have this choice. Under AS 39.35.420 and 440, married employees may choose the joint survivor option once they have been employed for five years and have thereby "vested". However, single employees with five years of service are denied that choice.

Specifically, a single employee is not permitted to have his or her beneficiary receive that employee's retirement money through a joint survivor option. Only married employees have that choice under AS 39.35.420 and 440. However, AS 39.35.450 allows "a dependent approved by the administrator" to also be a beneficiary. Such restrictions are based on a false assumption that only spouses and dependent children can develop an economically dependent relationship. Yet both single and married employees pay into the retirement system at the same rate and do not have the same benefits. It is my position that denying single employees an option granted only to married employees is a form of discrimination violating AS 18.80.220 which states in part:

"It is unlawful for an employer to refuse employment to a person or to . . . discriminate against him in compensation or in a term, condition, or privilege of employment because of his . . . sex, marital status . . . or parenthood;"

Since retirement is a compensation, term, condition and privilege of employment, the retirement statutes as now constituted are, in my opinion, illegal.

Furthermore, the Division of Retirement and Benefits' procedures used to determine the amount of money given to employees' spouses under the joint survivor option, are based on outdated, separate male and female mortality tables which have been held illegally discriminatory in many recent court cases. See, for example, City of Los Angeles v. Manhart, 435 US 702 (1978). This discrimination on the basis of sex, in my opinion, is also a violation of Title 18 as quoted above.

Also under SB 557, a new section, AS 39.30.095, is proposed which gives the commissioner of administration complete power and authority over a newly established fund for health and life insurance benefits. Why is it necessary to establish this fund and why is there no check on the commissioner's control over this fund? Why is there no provision for input from affected persons?

SB 143:

SB 143 proposes to grant some state employees credit for unused sick leave upon retirement. On the face of it, there appears

The Honorable Victor Fischer
October 12, 1981
page 3

to be nothing wrong with this amendment to AS 39.35.315. The problem is that all state employees would not benefit from this proposed change. Several years ago AS 39.20.310 established a separate group of state employees who no longer have leave. Under Chapter 20, sick and annual leave were done away with and combined into personal leave with a "sick leave bank" established for emergency illnesses. SB 143 fails to speak to those employees, their personal leave and their sick leave bank. Therefore, passage of SB 143 in its present form would discriminate against about 3,000 of the 9,000 state employees who no longer have sick leave. In other words, this bill affects only about two thirds of permanent state employees and leaves the other one third without comparable benefits.

In order to avoid this discrimination, SB 143 should either not be passed out of committee or should be re-written to include employees who have personal leave and a sick leave bank.

SB 402:

Presently state employees who are veterans may buy back up to five years of their military service as credited time for state retirement. However, under present law this buy back cannot take place until the employee is vested or has worked for the state at least five years. SB 402 proposes to eliminate the requirement that an employee must work five years for the state (or be vested) before buying back the military time.

I oppose this bill because it would allow new employees who are veterans to vest their retirement immediately after being employed in state service. All other employees cannot vest until they have had five years of state service.

Furthermore, the formula which establishes the cost of buying back five years of military time amounts to about one third of the employee's annual salary at the time of his or her eligibility to buy back. That means that those veterans who have already bought back their time under this law, after having worked five years for the state, have paid more than a new employee would pay under this proposed law. The reason for this discrepancy is that a five year employee will earn more than a new employee because of annual step pay increases, and the greater probability of promotion.

SB 394

SB 394 proposes to give retirement credit to teachers only who have served in the peace corps. The philosophical base to this proposal is arguable when compared to preference for veterans

The Honorable Victor Fischer
October 12, 1981
page 4

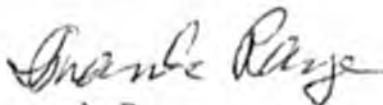
who have risked their lives for their country. What is not arguable is the gross inequity of the proposition to give retirement credit to one group of state employees (here teachers) and not to other state employees. This clearly discriminatory bill should not be passed out of committee.

SB 196:

I support SB 196 to mandate that at least one member of the retirement board be a retired person. It is a logical and equitable proposal since the greatest impact of decisions made by the board will be with regard to retired persons.

If you have any questions on the points raised in this letter, I'll be glad to answer them. Thank you for taking the time to consider these issues.

Sincerely,



Frank Raye
Personnel Director

FR/jb

Alaska Federation of Teachers

AFL-CIO

Eugene G. Kubina
President

P.O. Box 1665
Valdez, Alaska 99686
(907) 835-2863



April 7, 1981

Senator Vic Fischer, Chairman
Senate State Affairs Committee
Pouch V
Juneau, Alaska 99811

Dear Senator Fischer:

I will be unable to testify on S.E. 143 concerning applying unused sick leave towards retirement for Public Employees. The Alaska Federation of Teachers, who represent several hundred classified school employees, strongly supports this bill. The bill would give the same benefit to non-certified employees as the teachers now have. We urge your positive action on S.E. 143.

Sincerely,

Eugene G. Kubina
Eugene G. Kubina
President

S B

1 4 4

COMMITTEE REPORT

SENATE

2/4/81

FURTHER: Finance

Date: _____

Mr. President:

The Committee on HEALTH, EDUCATION AND SOCIAL SERVICES has had SB 144

authorizing employees of the Alaska Fed. of Teachers to participate in teachers' retirement system

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

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for SB 144 same title
 new title
- and recommends Do Pass
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING DO PASS

MEMBERS HAVING OTHER RECOMMENDATIONS:

Tom Stinson

Tom Kelly

Blair [unclear]

[unclear]

Blair [unclear]

CHAIRMAN

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Senate Bill No. 144

Title Authorizing the Alaska Federation of Teachers to Participate in the TRS

Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement & Benefits

Program Category Affected Labor Services and Elementary & Secondary Education

BRU, Program, or Subprogram(s) Affected 02-96-8-01-01-02 (TRS) 02-11-8-02-01-00 (TRS MATCH)

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 STATE TRS MATCHING	-0-	2.7	2.9	3.0	3.2	3.4
100 BENEFITS						
TOTAL	-0-	2.7	2.9	3.0	3.2	3.4

FUNDING (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
GENERAL FUND	-0-	2.7	2.9	3.0	3.2	3.4
FEDERAL FUNDS						
VETERAN'S FUND						
FISH & GAME FUND						
HIGHWAY FUND						
AIRPORT FUND						
CAPITAL FUND						
PERS						
TRS						

POSITIONS NONE

<u>FULL TIME</u>						
<u>PART TIME</u>						
<u>TEMPORARY</u>						

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

1. One former employee (M. Peters) and one current employee (G. Kubina) of the Alaska Federation of Teachers (AFT) would currently be affected by this bill.
2. Based upon Attorney General's Opinion dated 10/28/75 (attached), all retroactive contributions for former employee M. Peters and service prior to the effective date of this Act (7/1/81) for G. Kubina must be paid by the AFT or the employee.
3. Our actuary estimates that the cost to the State (TRS State Matching Funds) for subsidizing AFT's participation in TRS (one employee--future service) would be approximately \$2.7 per year increasing at 6% for each year of future service.

Paul B. Arnoldt

IV. DATE 2/12/81

PREPARED BY _____

Paul B. Arnoldt, Director

AGENCY _____

Division of Retirement & Benefits

PHONE _____

465-4460

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named) Senator Hohman

MEMORANDUM

State of Alaska

TO: Robert S. Gates
Director
Division of Retirement
& Benefits

DATE: October 28, 1975

FILE NO:

TELEPHONE NO:

FROM: Avrum M. Gross
Attorney General

SUBJECT: NEA Contributions
to TRS (AS 14.25.045)

By: 
Robert M. Johnson
Assistant Attorney General

You have asked whether the State of Alaska is statutorily obligated to pay a share of the retirement contributions for National Education Association (NEA) employees. The answer is, yes.

AS 14.25.045 extended coverage of Teacher's Retirement System (TRS) to employees of the NEA. The provision calls for retroactive payments of all contributions to TRS by NEA or the employee. However, §045 does not modify the manner of contribution required after participation in TRS commences. In the absence of neither specific statutory language nor a strong showing of legislative intent, the manner of future contributions must be governed by AS 14.25.050, .070 and .080. Section 050 calls for a contribution of 7% of base salary by the "teacher". Sections 070 and 080 provide for equally-shared payments by the "employer" and the State of Alaska of the amount in excess of the teachers' 7% contribution required to support TRS benefits.

AS 14.25.220 defines the operative terms of TRS. However, all definitions in §220 are subject to the phrase "unless the context otherwise requires . . ." Thus, the definition of "teacher" (§220(15)) and "employer" (§220(4)) are not to be read in the narrow out-of-context fashion. Under the required contextual reading of "teacher," "teacher contributions" under §050 means NEA-employee contributions. The broader definition of teacher is further buttressed by the deference given to the TRS administrator's determinations in a "case in doubt." Similarly, because "employer" carries a contextual meaning, §070 "employer contributions" must be read as NEA contributions, even though NEA is not specifically listed as an employer.

While it is clear that NEA as an employer must contribute, NEA's contribution is limited to the amount set in §070. The remaining portion is required to be contributed by the State under §080. No alternative conclusion is apparent in TRS as amended. The presumption that NEA would contribute the total amount required in excess of the teacher's contribution (that is, the sum of §§070 and 080)

Robert S. Gates, Director
Division of Retirement & Benefits

October 28, 1975

- 2 -

was raised during consideration of HB 573 am S (the precursor to the Act granting coverage to NEA employees.) However, the legislature apparently did not accede to that presumption. A plain reading of TRS mandates applicability of §§ 050, 070, and 080. As a result, the State must contribute the same percentage share to the TRS for NEA-employees as for other covered personnel.

RMJ:jf

FISCAL NOTE

I. REQUEST

Bill/Resolution No. Proposed CS for Senate Bill 144 (HESS)
 Title Participation of NEA, AFT and AASB in The TRS
 Requested by _____ Date _____

II. FISCAL DETAIL

Agency Affected Administration - Division of Retirement & Benefits
 Program Category Affected Labor Services and Elementary & Secondary Education
 BRU, Program, or Subprogram(s) Affected 02-96-8-01-01-02 (TRS) 02-11-8-02-01-00 (TRS MATCH
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 STATE TRS MATCHING	-0-	6.3	6.7	7.0	7.5	7.9
100 BENEFITS						
TOTAL	-0-	6.3	6.7	7.0	7.5	7.9

FUNDING (Thousands of Dollars)

	-0-	6.3	6.7	7.0	7.5	7.9
GENERAL FUND						
FEDERAL FUNDS						
VETERAN'S FUND						
FISH & GAME FUND						
HIGHWAY FUND						
AIRPORT FUND						
CAPITAL FUND						
PERS						
TRS						

POSITIONS NONE

FULL TIME						
PART TIME						
TEMPORARY						

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

- One former employee (M. Peters) and one current employee (G. Kubina) of the Alaska Federation of Teachers (AFT) and one current employee (M. Johnson) of the Alaska Association of School Boards (AASB) would currently be affected by this bill.
- Based upon Attorney General's Opinion dated 11/28/75 (attached), all retro-active contributions for former employee M. Peters and service prior to the effective date of this Act (7/1/81) for G. Kubina must be paid by the AFT or the employee. Prior service for M. Johnson must be paid by the AASB or the employee.
- Our actuary estimates that the cost to the State (TRS State Matching Funds) for subsidizing AFT's and AASB's participation in TRS (two employees--future service) would be approximately \$6.3 per year increasing at 6% for each year of future service

DATE 2/20/81 PREPARED BY Paul B. Arnoldt, Director

AGENCY Division of Retirement & Benefits

PHONE 465-4460

al: Legislative Finance
 Budget and Management
 Prime Sponsor (First Legislator Named) Senator Hohman
 Office of the Governor (Keith Specking)

STATE OF ALASKA
THE LEGISLATURE

POUCH Y STATE CAPITOL
JUNEAU ALASKA 99811
907 465 3800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

February 17, 1981

SUBJECT: Teachers' retirement benefits for NEA, AFT,
and AASB (CSSB 144)

TO: Senator Charles H. Parr
Chairman
Senate Health, Education and Social Services
Committee

FROM: Richard A. Bradley *RB*
Legislative Counsel

Rocky brought over a request for a committee substitute on SB 144. After discussing the committee substitute with her, the enclosed bill seems responsive to your request.

Two items were identified in the request: (1) include AASB in the benefits; and (2) require three years' teaching experience. Rocky has advised that the three years service may be inside or outside Alaska.

Changes necessitated by these requests appear in the bill.

- (1) The title is changed.
- (2) The second request appears in the new paragraph (a)(3). The concepts of "membership service" and "outside service" are defined in AS 14.25.220.
- (3) Qualifying employment with the AASB has been added to Sec. 45(b).
- (4) The definition of "teacher or member" in AS 14.25 is clarified by Sec. 3 of the bill.
- (5) New Sec. 3 is added because there may be situations where an NEA employee has been participating for one or two years or so but does not have the three years now to be

Senator Charles H. Parr
Page 2
February 17, 1981

required by Sec. 45(a)(3). Because of Article XII, section 7, the amendment of Sec. 45(a)(3) as to that person would be a possible diminishment or impairment of "accrued benefits" and therefore unconstitutional. Sec. 3 should address and solve that problem.

RAB:ljb

Enclosure

STATE OF ALASKA

DEPARTMENT OF ADMINISTRATION
DIVISION OF RETIREMENT & BENEFITS

JAY S. HAMMOND, Governor

POUCH CR
JUNEAU, ALASKA 99811

Ph: 465-4460

February 20, 1981

The Honorable Charles H. Parr
Senator
Alaska State Legislature
Pouch V
Juneau, AK 99811

Dear Senator Parr:

As requested, I am providing a revised fiscal note to Senate Bill 144 which takes into consideration the additional liability to the Teachers' Retirement System as a result of the proposed amendment to also include the Alaska Association of School Boards in the system.

In my testimony to your committee on February 12, 1981, I stated my reasons for opposition to the bill. I do not believe that the state should be subsidizing the participation of agencies such as the National Education Association, the Alaska Federation of Teachers, or the Alaska Association of School Boards. It is for this reason that I respectfully ask you to consider an additional amendment to the bill which would require these agencies to pay the full cost of participation in the Teachers' Retirement System. That is, the agency would pay the state match in addition to the employer contributions. The employees would, of course, contribute their required portion.

If you agree, I suggest the following language be included in the bill as an additional subparagraph to Section 045:

"(4) the National Education Association, Alaska Federation of Teachers, or Alaska Association of School Boards contributes to the retirement fund an amount equal to two times the amount

Senator Parr

(2)

February 20, 1981

required under AS 14.25.070. The state shall not make contributions under AS 14.25.080 to the retirement fund for these three employers."

If this language is included, there would be a no cost fiscal note.

Please let me know if you have any questions.

Sincerely,



Paul B. Arnoldt
Director

PBA/dm

Enclosure

cc: Senator Kelly
Senator Stimson

C11/T1



SB 144

Bradly

3 years ^{teaching} experience

3 yrs. of membership

Alaska?

Who determines
teaching experience?

need specific date
for School Board
Assoc.

CS SB 144

Introduced: 2/4/81
Referred: Health, Education
& Social Services and
Finance

1 IN THE SENATE

BY HOHMAN BY REQUEST

2 SENATE BILL NO. 144

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act authorizing employees of the Alaska Federation
7 of Teachers to participate in the teachers' retirement
8 system and amending the definition of 'member' of the
9 teachers' retirement system; and providing for an
10 effective date."

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

12 * Section 1. AS 14.25.045 is amended to read:

13 Sec. 14.25.045. PARTICIPATION BY [NATIONAL EDUCATION ASSOCIATION]
14 EMPLOYEES OF NATIONAL EDUCATION ASSOCIATION AND ALASKA FEDERATION OF
15 TEACHERS. (a) An employee or former employee of the National Education

16 Association of Alaska or the Alaska Federation of Teachers may partici-
17 pate in the retirement fund under this chapter if

18 (1) the employee or former employee possesses or is eligible
19 to possess a teacher certificate under AS 14.20.020, and

20 (2) the employee or former employee [OF THE NATIONAL EDUCA-
21 TION ASSOCIATION OF ALASKA] pays all retroactive contributions required
22 to be made under this chapter.

23 (b) For purposes of computing the period of time for which retro-
24 active contributions may be due, an employee or former employee may
25 count employment

26 (1) with the National Education Association of Alaska since
27 July 1, 1956, and

28 (2) with the Alaska Federation of Teachers since January 1,
29 1975.

3898

Jan. 1
1970
overstreet
no \$
impact

9-1-77?
drafted under date for
SB 144
school brd. assoc.

1 * Sec. 2. AS 14.25.220(38) is amended by adding a new subparagraph to
2 read:

3 (E) an employee or former employee of the National
4 Education Association of Alaska or the Alaska Federation of Tea-
5 chers who elects membership under AS 14.25.045;

6 * Sec. 3. This Act takes effect July 1, 1981.

7
8 CS

9 ~~amendments:~~

10
11 1) include Alaska
12 Association
13 of School Boards

14
15
16 2) require 3 years teaching
17 experience?

S

B

145

STATE OF ALASKA

DEPARTMENT OF REVENUE

OFFICE OF THE COMMISSIONER

JAY S. HAMMOND, GOVERNOR

POUCH 5
JUNEAU, ALASKA 99811

March 2, 1981

The Honorable Vic Fischer
Chairman
Senate State Affairs Committee
Room 205 - Behrens Building
Juneau, Alaska

Dear Senator Fischer:

Re: Senate Bill No. 145

Senate Bill No. 145, an Act providing for free resident hunting and sport fishing licenses for disabled veterans, was introduced in the Senate on February 4, 1981 and was referred to the Senate State Affairs and Resources Committees.

For the consideration of the Senate State Affairs Committee, I am enclosing a copy of a Fiscal Note prepared by Cecelia A. Wagoner, Fish and Game Licensing Section of the Department of Revenue concerning the proposed legislation.

Sincerely,



R. D. Stevenson
Special Assistant

RDS/rdh

cc: The Honorable Bettye Fahrenkamp
Chairperson
Senate Resources Committee

Joseph K. Donohue
Deputy Commissioner
Department of Revenue

Cecilia A. Wagoner
Fish and Game Licensing Section
Department of Revenue

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB No 145
 Title An Act providing for free resident hunting and sport fishing licenses for disabled
 Requested by Senate State Affairs and Resources Committee Date 2/14/81 veterans.

II. FISCAL DETAIL

Agency Affected Department of Revenue
 Program Category Affected Sport Fish and Game Fund
 BRU, Program, or Subprogram(s) Affected Department of Fish and Game
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL						

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						
FISH FUND	-0-	(2.6)	(2.8)	(3.1)	(3.4)	(3.8)
GAME FUND	-0-	(3.1)	(3.4)	(3.8)	(4.1)	(4.5)

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

See attached fiscal note

IV. DATE February 26, 1981 PREPARED BY *Cecilia A. Wagoner* Cecilia A. Wagoner for Linda Gene Lockridge
 AGENCY Department of Revenue
 PHONE 465-2376
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)

S.B. #145 Bill Analysis

According to the U.S. Veterans Administration Regional Office for Alaska, located in Anchorage, there are currently 515 veterans in the state who have a service-connected disability that is rated at 50% or greater. The Veterans Administration estimated that this figure would increase at the rate of 10% each year. We are assuming that 50% of the eligible veterans will apply for this license.

We recommend that the effective date of this bill be January 1, 1982, because fishing and hunting licenses are sold on a calendar year not a fiscal year. Licenses and applications would also have to be designed, bid let out, and the licenses printed all on special order. It would also be extremely unfair to those veterans who had already purchased their licenses for 1981 for cash if some of the eligible group got their license for free. Also, there would be no loss of revenue or expense incurred in Fiscal Year 1981 if the effective date of the bill is January 1, 1982. The license could be purchased with the regular order of 1982 licenses and applications and instructions would be mailed out to the vendor at the normal shipout time.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB No 145
 Title An Act providing for free resident hunting and sport fishing licenses for disabled
 Requested by Senate State Affairs and Resources Committee Date: 2/4/81 veterans.

II. FISCAL DETAIL

Agency Affected Department of Revenue
 Program Category Affected Sport Fish and Game Fund
 BRU, Program. or Subprogram(s) Affected Department of Fish and Game

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL	-0-	1.	1.	1.	1.	1.
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	1.	1.	1.	1.	1.

FUNDING (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

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

See attached fiscal note

IV. DATE February 26, 1981 PREPARED BY Cecilia A. Wagoner for Linda Gene Lockridge
 AGENCY Department of Revenue
 PHONE 465-2376
 Original: Legislative Finance
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)



STATE OF ALASKA
OFFICE OF THE GOVERNOR

BILL ANALYSIS

Department Revenue	Sponsor (Principal) Bradley plus twelve	Bill Number SB No 145
Department Position SUPPORT IF AMENDED		
Division Director Donald W. Barnes	Date 2/2/81	Commissioner Thomas K. Williams
		Date 3/1/81

GOVERNOR'S OFFICE USE

Comments:

Position Noted

SUMMARY

1. a) Related Bills (Similar or Conflicting)	1. b) Other Agencies Affected by Bill Department of Fish & Game
2. a) Organizational Support for Bill Unknown	2. b) Organizational Opposition to Bill Unknown

3. Program Effects of Bill

There will be an assumed loss to the Department of Fish and Game, Fish fund and Game fund every year

4. Fiscal Impact: None Fiscal Note Attached

5. Amendments Proposed:

EFFECTIVE DATE SHOULD BE 1/1/82

6. Comments:

Recommend effective date of bill be January 1, 1982, since fishing and hunting licenses are sold on a calendar year not a fiscal year and it would be unfair to those eligible veterans who had already purchased their licenses for cash if some of the eligible groups got theirs for free.

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 145
 Title An Act providing free resident hunting and sport fishing license to disabled veterans
 Requested by _____ Date 02/06/81

II. FISCAL DETAIL

Agency Affected Department of Fish and Game
 Program Category Affected Natural Resource Management
 BRU, Program, or Subprogram(s) Affected Game and Sport Fish
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

REVENUE

~~EXPENDITURES~~ (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER (Specify Fund Source)		(11.6)	(11.6)	(11.6)	(11.6)	(11.6)
Fish and Game Fund						

POSITIONS

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

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

Based on data from the U.S. Government's Veterans Affairs Agency we assume there may be 525 individuals who might take advantage of this program. The revenue reduction is based on the current \$10 and \$15 fee for sport fishing and hunting licenses.

\$10 x 525 = \$5,250
 \$12 x 525 = 6,300
 TOTAL \$11,550

IV. DATE February 13, 1981

PREPARED BY _____
 AGENCY _____
 PHONE _____

John Stearns
 Russell H. Clark
 Department of Fish and Game
 465-4120

Original: Legislative Finance
 cc: Budget and Management

CATCH LINE

ELIGIBILITY FOR VETERANS

TEXT

AS 18.56.101
THE FOLLOWING PERSONS ARE ELIGIBLE VETERANS

(1) A PERSON WHO SERVED IN THE ARMED FORCES OF THE UNITED STATES FOR 90 DAYS OR MORE, OR WHOSE SERVICE WAS FOR LESS THAN 90 DAYS BECAUSE OF INJURY OR DISABILITY INCURRED IN THE LINE OF DUTY, AFTER APRIL 6, 1917,

(A) WHO AT THE TIME OF INDUCTION INTO THE SERVICE WAS A RESIDENT OF THE TERRITORY OR STATE, WHO HAD BEEN A RESIDENT FOR NOT LESS THAN ONE YEAR IMMEDIATELY BEFORE HIS INDUCTION, AND WHO RETURNED TO THE TERRITORY OR STATE WITHIN ONE YEAR AFTER DISCHARGE AS A RESIDENT WITH THE INTENTION OF REMAINING IN THE TERRITORY OR STATE; OR

(B) WHO, NOT BEING A BONA FIDE RESIDENT OF THE TERRITORY OR STATE AT THE TIME OF ENTRY INTO THE SERVICE, HAS BEEN A RESIDENT OF THE TERRITORY OR STATE FOR AT LEAST ONE YEAR AT THE TIME OF THE LOAN APPLICATION AND HAS BEEN A RESIDENT OF THE TERRITORY OR STATE FOR LEAST FIVE YEARS; AND

(C) WHOSE DISCHARGE WAS UNDER HONORABLE CONDITIONS;

(2) THE WIDOW OR WIDOWER OF A MEMBER OF THE ARMED FORCES OF AN ELIGIBLE VETERAN IF

(A) THE MEMBER OR VETERAN WAS A RESIDENT OF THE TERRITORY OR STATE FOR ONE YEAR BEFORE INDUCTION INTO THE SERVICE;

(B) THE MEMBER OR VETERAN SERVED IN THE ARMED FORCES FOR AT LEAST 90 DAYS AFTER APRIL 6, 1917; AND

(C) HIS DISCHARGE WAS UNDER HONORABLE CONDITIONS;

(3) A PERSON WHO HAS SERVED IN THE ALASKA ARMY NATIONAL GUARD, THE ALASKA AIR NATIONAL GUARD, OR THE ALASKA NAVAL MILITIA OR WHO HAS SERVED IN A RESERVE UNIT OF THE UNITED STATES ARMED FORCES IN ALASKA IF THE RESERVE UNIT, REQUIRED, AS A MINIMUM, (ONE WEEKEND EACH MONTH OF DUTY) AND 15 CONSECUTIVE DAYS OF ACTIVE DUTY TRAINING EACH YEAR FOR NOT LESS THAN FIVE YEARS AND WHOSE DISCHARGE WAS UNDER HONORABLE CONDITIONS.)

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B

146

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 146

Title An Act Relating to Veterans' Burial Allowances.

Requested By: Bradley, Bennett, Dankworth, Kelly, Mulcahy, . . . Date 2-4-81

II. FISCAL DETAIL

Agency Affected Department of Commerce & Economic Development

Program Category Affected Economic Development

BRU, Program, or Subprogram(s) Affected Division of Veterans' Affairs

(Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES	1.9	2.1	2.2	2.4	2.6	2.8
200 TRAVEL						
300 CONTRACTUAL	.5	.5	.6	.6	.7	.7
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.	150.0	155.0	156.0	160.0	165.0	170.0
TOTAL	152.4	157.6	158.8	163.0	168.3	173.5

FUNDING (Thousands of Dollars)

	152.4	157.6	158.8	163.0	168.3	173.5
GENERAL FUND						
FEDERAL FUNDS	0	0	0	0	0	0
OTHER (Specify Fund Source)	0	0	0	0	0	0

POSITIONS

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

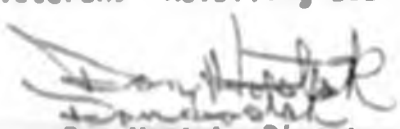
III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

The following statistics were used: Death rate of 3.9 per 1,000 residents (Vital Statistics)
Population growth 1970-1980 = 3.24% per year (Dept. of Labor-Research & Analysis)
Estimate of 70,000-77,000 veterans in the State.

Death rate x estimated veteran population = 273-300 deaths per year.
Estimate of 300 deaths times \$500 per claim = \$150,000 in claims.

An estimate of 30 minutes per claim by an Accounting Clerk III was used with some postage and telephone charges.

These costs are being budgeted separately from the Veterans' Revolving Loan Fund and will require funding from the General fund.



IV. DATE February 9, 1981

PREPARED BY Don Hostak, Director
AGENCY Department of Commerce & Economic Development
PHONE 465-2555 DIVISION OF VETERANS' AFFAIRS

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

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B

14

7

THE LEGISLATURE OF THE STATE OF ALASKA
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB 147
 Title An Act providing for exemption of the residence of a disabled veteran from levy and collection of real property taxes and authorizing reimbursement to municipalities...
 Requested By: Bradley, Bennett, Kelly, Mulcaby, Rodey Date 2/4/81

II. FISCAL DETAIL

Agency Affected Department of Commerce & Economic Development
 Program Category Affected Economic Development
 BRU, Program, or Subprogram(s) Affected Division of Veterans' Affairs
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)

EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES	0					
200 TRAVEL	0					
300 CONTRACTUAL	0					
400 COMMODITIES	0					
500 EQUIPMENT	0					
600 LAND & STRUCTURES	0					
700 GRANTS, CLAIMS, ETC.	0					
TOTAL	0					

FUNDING (Thousands of Dollars)

GENERAL FUND	0					
FEDERAL FUNDS	0					
OTHER (Specify Fund Source)	0					

POSITIONS

FULL TIME	0					
PART TIME	0					
TEMPORARY	0					

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

IV. DATE 2/6/81 PREPARED BY Don Hostak, Director

AGENCY Department of Commerce & Economic Development
 PHONE 465-2555 Division of Veterans' Affairs

Original: Legislative Finance
 Budget and Management

FISCAL NOTE

I. REQUEST
 Bill Resolution No. SB 147
 Title Providing for exemption of the residence of a disabled veteran from...property tax..
 Requested by _____ Date March 16, 1981

II. FISCAL DETAIL

Agency Affected Department of Community and Regional Affairs
 Program Category Affected Social-Economic Assistance to the Aged
 ERU Program, or Subprogram(s) Affected Senior Citizen Tax Relief
 Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES			11.1	17.7	13.4	14.7
200 TRAVEL			1.7	1.9	0	0
300 CONTRACTUAL			2.5	1.1	1.2	1.3
400 COMMODITIES			.1	.3	.4	.4
500 EQUIPMENT			.1	0	0	0
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.			500.3	578.1	667.1	770.5
TOTAL			516.2	593.7	682.1	786.9

FUNDING (Thousands of Dollars)

GENERAL FUND			516.2	593.7	682.1	786.9
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME			1	1	1	1
TEMPORARY						

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

None Attached

IV. DATE March 18, 1981

PREPARED BY Lafonna Brown
AGENCY Community & Regional Affairs
PHONE 455-4739

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

100 PERSONAL SERVICES

Increase current clerk typist II part time position to full time will adequately provide for handling additional applicants which increases current program activity by about 50%.

Clerk Typist II part time, Range 07	
Salary 1,319/month (659.5 part time)	\$ 7,914
Benefits	1,216
FICA (per current position)	
Health Insurance	<u>924</u>
	\$ 10.1

Travel to the major population centers will be required for the first 2 years of operation to assure that eligible applicants are aware of the new benefits and to prepare appropriate agencies to assist applicants.

200 TRAVEL

Expenses	950	
Per Diem	<u>525</u>	
		\$ 1.5

300 CONTRACTUAL

Postage	\$.3	
Printing & advertising - first year	1.9	
Printing & advertising - annual	.4	
Copier	<u>.2</u>	
First year total		\$ 2.3
Annual total		.9

400 COMMODITIES \$.3

100-400 based on FY 82 estimates, 10% annual increase was used to project subsequent years.

500 EQUIPMENT

5-drawer file cabinet	\$.3
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Total first year administration	\$14.5
Annual Administration	\$13.1

700 GRANTS

FY 81 DATA

% of DISABILITY	VETERANS	76.85%*	82% **	AVG PMT.	TOTAL
0	72	55	--	--	--
10	1120	916	752	72	54,144
20	607	457	383	145	55,535
30	415	342	280	217	60,760
40	253	194	159	289	45,951
50	147	113	93	362	33,666
60	164	126	103	434	44,702
70	73	56	46	506	23,276
80	40	31	25	578	14,450
90	11	8	7	651	4,557
100	80	61	50	723	35,150
	3,082	2,369	1,898	197	373,191

- * Alaska 1980 population, a preliminary overview, released January 1, 1981 by the Alaska Department of Labor indicates that 3.15% of the civilian population is age 65 or over and can be presumed to be currently participating in the senior citizen exemption.

The operation of the senior citizen property tax exemption program indicates that about 30% of the total seniors do not participate generally because they are in institutions or other housing not subject to property tax. Assuming seniors are more likely to be residing in institutions and subsidized housing, it appears reasonable to reduce this figure to 20% when applied to veterans.

$$\begin{aligned}
 & 3.15\% \\
 & 20.00\% \\
 100.00\% - & 73.75\% = 76.85\%
 \end{aligned}$$

- ** Analysis of the applicants for senior citizen homeowner exemption and renter payment shows that 82% of the total applicants own their home and 18% are renters.

Assume less than half the increase in number of applicants annually for this population segment when compared with the senior population, or about 5% increase per year.

Assume similar annual increase in average payment per applicant to senior programs, or 10% increase per year.

Position Paper
Department of Community & Regional Affairs
SB 147

April 28, 1981

The Department has no objection to this bill. However, we are concerned about the number of bills that would expand property tax exemptions. We are also concerned that these bills lack direction; continuing along this path could lead to a local tax structure that lacks cohesiveness and will be both hard to understand and difficult to administer.

Another consideration is the cost of municipal administration. Existing exemption programs will require processing about 5,000 applications in FY 83, this program will add an estimated 2,100. No study has been done to determine local administrative cost but it can be assumed to be considerable. The fiscal impact of administration is now being extracted from local revenues.

The fiscal note is based on past performance of the property tax, no attempt has been made to project the impact of legislative action regarding property tax relief. It is assumed that the fiscal impact of the exemption programs will be significantly reduced by expected reduction of local mill rates.

S B

1655

ENABLING ACT FOR AN
ALASKA CONSTITUTIONAL CONVENTION

Prepared by:

GUY A. VAN DOREN,
ADMINISTRATIVE ASSISTANT
CONSTITUTIONAL CONVENTION COMMITTEE

1981

INTRODUCTION

to

ENABLING ACT

In preparation for a constitutional convention, one of the first things that the Legislature must do is pass legislation providing the basis for establishing the convention. Great care should be taken in writing this act for its purpose is to enable this convention to get under way, not to control the convention. No better word of warning on this score has come than that from the Judiciary Committee of the New York Convention of 1894:

"It is of the greatest importance that a body chosen by the people of this state to revise the organic law of this state should be as free from interference from the several departments of government as the legislative executive and judiciary are from interference by each other. Unless this were so, the will of the people might easily be nullified by the existing judiciary or legislature. Should the latter attempt to enact a law prohibiting the constitutional convention from restricting

the existing power of the legislature the act would be at once be recognized as an unwanted invasion of the rights of the people." ¹

I. Quoted in Walter F. Dodd, "The Revision and Amendment of State Constitutions" (Baltimore, The John Hopkins Press, 1910), pp 79 - 80.

The purpose of an enabling act is to facilitate the selection of delegates and the operation of the convention, nothing more. The following items are suggested as matters which must be settled before the convention can get under way. Decision on the following subjects must be made:

- I. Selection of delegates:
 - A. Number
 - B. Qualifications
 - C. Basis of thier selection (district, at large, etc.)
 - D. Method of their nomination an/or election
 - E. Date of the election
 - F. Administration of the election
 - G. Method of filling vacancies
- II. Date and procedure of convening the delegates
- III. Site of the Convention
- IV. Provis'on for pre-convention planning and accumu-
lation of materials
- V. Appropriation (Can be a separate bill)
 - A. Amount adequate to finance all convention needs, including official pre-convention activities
 - B. Post-convention activities
 - C. Accounting practices

VI. Compensation of delegates

- A. Basis of payment, per diem, monthly or flat amount for the whole convention
- B. Amount of expenses allowed, if any, and for what purposes
- C. Any special compensation for offices

The above has usually been sufficient. Three other matters, however, might be dealt with. These should be considered inherent powers of a convention, but, if there is any doubt or if there is the possibility that critics may seek to exploit the fact of their absence from the enabling act, then they should be included.

VII. Authority to require any officer of the state to furnish information or to appear before the convention or any committee thereof (this includes the authority to seek opinions from the attorney general or other legal officer of the state;

VIII. Authority to use the facilities of the state or any local government when such use is not disruptive of regular governmental activities. (This becomes particularly important if hearings by committees are conducted regionally);

IX. A schedule for the convention's work

- A. Provisions for a recess during the life of the convention
- B. Dates of the completion of the convention's work

C. Dates for submission of the convention's
proposal to the people

X. Immunity clause

The enabling act need not go deeply into matters of organization, procedure and personnel and generally should avoid statements that may hamper the convention in carrying out its assigned functions. The convention should be free to determine how it will organize and manage itself.

In the areas of personnel and materials, the convention should have full control over its needs. The power to hire and fire personnel and within its own budgetary limits, their rate of compensation, as well as the power to purchase material and equipment and to contract for services falls in this category. The convention needs to be free to seek its personnel where it wants. It should not be required to borrow its staff from existing state agencies, nor use existing facilities. No compromise should be made which will in any sense make the convention beholden to anyone outside itself. If the convention chooses to borrow state personnel for its staff, or to use the legislative council or the attorney general for assistance and advice, it may do so. But to require the convention to use these sources is to give an external element a role in the convention. A role potentially detrimental to the objectivity which the convention seeks to achieve.

1. Delegate selection: The first Alaska Constitutional Convention in 1955-56 had 55 delegates (the number of delegates who drafted the United States Constitution in 1787).

Unless otherwise provided by law, Article XII Sec. 3 requires that a call for a constitutional convention shall conform as nearly as possible to the Act, calling the Alaska Constitutional Convention of 1955 including but not limited to, number of members, districts, election and certification of delegates.

In 1955, delegates were elected on a three level apportionment system, seven delegates were elected at large; thirty-three were elected at large within four judicial divisions; and fifteen came from newly delineated single delegate districts.

HB 117, introduced in 1971, provided for 65 delegates. Sixty delegates were to be apportioned among the election districts of both houses of the Legislature in accordance with reapportionment, pursuant to the 1970 U.S. Census. Five delegates were to be selected on a statewide basis.

In view of the 1980 Census, it can be assumed that delegate selection will be on the basis of the 1980 apportionment plan, and that any enabling legislation should contain a provision that delegates will be selected on the basis of the new apportionment plan. The use of the 60 delegates simplifies

the job of providing a basis for delegate elections. Having five delegates elected from the state at large will provide individuals of broader experience and familiarity with conditions throughout the state.

The enabling act should stipulate that the election of delegates be non-partisan and that any registered voter who has resided in the state and in the district from which he/she is running for the same period of time required of a candidate for the Legislature, is eligible.

The method of election should be a single special election with the person receiving the largest number of votes being elected as the delegate. The only problem with this is that if a district has a large number of delegates, one person may win by a small majority or by a very small percentage of the total vote. The only solution to this problem would be a run-off, but history has shown in other states that very few people vote in a run-off of this type and it can be expensive.

The date of the special election should be during an off-general-election year and should be held early enough in order that there will be sufficient time between the election of delegates and the convening of the convention for the delegates to familiarize themselves with the issues and what they are intending to accomplish. There also should be enough time to allow staff to prepare for the convention and complete the delegate materials.