

ALASKA LEGISLATURE COMMITTEE FILES 1987-1988 8672

5579 SSTA HJR 67

151

SENATE COMMITTEE REPORT

FURTHER

JUDICIARY
FINANCE

4/22/88

DATE TURNED INTO OFFICE 5/6/88

Mr. President:

STATE AFFAIRS

Committee considered HJR 67 am

Proposing an amendment to the Constitution of the State of Alaska relating to legislative confirmation of the board members of public corporations of the state and recommended

[] replace with _____ CS _____) [] same title
[] or adopt _____ CS _____) [] new title

[] attached amendment(s) and

do pass

[] do not pass

[] no recommendation

[] individual recommendations

[] further referral to _____

[] letter of intent adopted _____

Committee attached or [] adopted fiscal note(s)
[] new [] updated or previous
 zero [] fiscal impact

MEMBERS SIGNING DO PASS

Joe Josephson

OTHER RECOMMENDATIONS

V. Fanning NORBE
W. Henry Tisac.

Joe Josephson

Chairman signature and recommendation

STATE OF ALASKA
1988 LEGISLATIVE SESSION

No. 1
BILL VERSION: HJR 67
PUBLISH DATE: HOUSE 3/24/88

FISCAL NOTE

REQUEST:

Revision Date: 3/4/88
 Title: Constitutional amendment relating to leg. confirmation of board members.
 Sponsor: LABOR & COMMERCE COMMITTEE
 Requestor: House State Affairs
 Agency Affected: Office of the Governor
 BRU: Division of Elections
 Components: II - Primary & General Elections

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	0	2.2*	0	0	0	0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0	2.2*	0	0	0	0

CAPITAL						
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REVENUE						
---------	--	--	--	--	--	--

FUNDING: (Thousands of Dollars)

GENERAL FUND	0	2.2*	0	0	0	0
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

* Costs included cover 2 to 3 additional pages in each Official Election Pamphlet, for printing and typesetting, and costs estimated to cover computer programming requirements for vote (cont.)

Prepared by: Linda Edgeworth *Le/SV* Phone: 465-4611
 Division: Elections Date: 3/4/88

Approved by Commissioner: *[Signature]* Date: 3/10/88
 Agency: Office of the Governor, Division of Elections

Distribution (by preparer): 5/16/88

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

CONTINUATION of FISCAL NOTE ANALYSIS

For Bill/Resolution No. HJR 67

counting purposes. However, these costs are based on the assumption that all candidates and issues will fit on three ballot cards, which is the norm. It should be noted, however that should the inclusion of this issue require a 4th ballot to be printed, the cost increase would have to be calculated at 16 cents per ballot x approximately 320,000 voters. The total cost of printing the additional ballot card would be \$51.2.

Under these circumstances the fiscal note would be:

53.4

FISCAL NOTE

REQUEST:

Revision Date: _____ Agency Affected: Commerce & Econ. Dev.
 Title: Constitution amendment regarding BRJ: Banking, Securities & Corporations
legislative confirmation of board members of public corps.
 Sponsor: Labor & Commerce Components: _____
 Requester: _____

EXPENDITURES / REVENUES : (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

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

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

POSITIONS:

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

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Willis F. Kirkpatrick, Director *WFK* Phone: 465-2521
 Division: Banking, Securities and Corporations Date: 3-2-88

Approved by Commissioner: J. Anthony Smith *JAS* Date: 3/2/88
 Agency: Department of Commerce and Economic Development

Distribution (by preparer):

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

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FISCAL NOTE

REQUEST:

Revision Date: 4/18/88
Title: Confirmation of public corporation
board members
Sponsor: H L&C
Requestor: _____

Agency Affected: Division of Elections
BRU: _____
Components: _____

EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 88	FY 89	FY 90	FY 91	FY 92	FY 93
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

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

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

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : (Attach a separate page if necessary)

The Division of Elections can pay for printing costs from existing appropriations.

Prepared by: J. Hartle
Division: House Judiciary Committee
Approved by Commissioner: Rep. John Sund, Chair,
Agency: House Judiciary Committee

Phone: 465-4990
Date: 4/18/88
Date: 4/18/88

Distribution (by preparer):

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

HOUSE LABOR AND COMMERCE COMMITTEE

ALASKA STATE LEGISLATURE

P.O. BOX Y, JUNEAU 99811

Chairman-Representative Dave Donley


(907) 465-3892



April 30, 1988

M E M O R A N D U M

To: Senator Mitch Abood, Chair
Senate State Affairs Committee

From: Representative Dave Donley, Chair 
House Labor and Commerce Committee

Re: HJR 67 - Legislative Confirmation

HJR 67 proposes a ballot proposition to amend Alaska's Constitution to require legislative confirmation of appointments to public corporations.

The House Labor and Commerce Committee introduced HJR 67 in response to a court ruling that Alaska's Constitution does not require legislative confirmation of appointments to public corporations. Alaska's constitution does require legislative confirmation of appointments to regulatory agencies. However, the founders of our constitution did not anticipate the creation of public corporations in the future and therefore did not specifically include them under the provisions regarding legislative confirmation.

Our Committee was concerned that the proliferation of public corporations, coupled with the court's ruling, has left Alaskans without adequate safeguards to assure accountability of appointees to public agencies. These public corporations (see attached list) are responsible for millions of dollars of public money and have a huge impact on public policy decisions.

It is clear that the founders of our constitution believed confirmation authority was a critically important and appropriate tool to assure public accountability by members of public agencies. HJR 67 is simply an extension of that wisdom, and I urge your support for the measure.

STATE OF ALASKA
THE LEGISLATURE

POUCH Y STATE CAPITOL
JUNEAU ALASKA 99811
907 465 3800

LEGISLATIVE AFFAIRS AGENCY


MEMORANDUM

January 25, 1988

RECEIVED
JAN 25 1987

SUBJECT: Confirmation of the board members of state corporations (Work Order No. 5-1694)

TO: Representative Dave Donley

FROM: Richard A. Bradley
Legislative Counsel 

You have requested a constitutional amendment that would require the legislative confirmation of the members of certain state boards. Those that we identified when we spoke included the Alaska Railroad Corporation (AS 42.40.010); the Alaska Power Authority (AS 44.83.020); the Alaska State Housing Authority, now called the Alaska State Building Authority (AS 18.55.020, 18.55.030); the Alaska Housing Finance Corporation (AS 18.56.020), and the Alaska Public Offices Commission (AS 15.13.020).

All of the agencies except the Public Offices Commission are fairly described as "public corporations;" it is simply an agency of the state.

Certain other corporations that are presumably of interest and that get picked up in the description of a "public corporation" include

- (1) Alaska Student Loan Corporation (AS 14.42.100);
- (2) Alaska Seafood Marketing Institute (AS 16.51.010);
- (3) Alaska Medical Facility Authority (AS 18.26.010);
- (4) Medical Indemnity Corporation of Alaska (AS 21.88.020);
- (5) Alaska Resources Corporation (AS 37.12.010);

Representative Dave Donley

Page 2

January 25, 1988

- (6) Alaska Permanent Fund Corporation (AS 37.13.040);
- (7) Alaska Gas Pipeline Finance Authority (AS 44.82.010);
- (8) Alaska Municipal Bond Bank Authority
(AS 44.85.020); and
- (9) Alaska Industrial Development Authority
(AS 44.88.020).

Others may exist. The computer search that I did of "public corporation" failed to identify the Alaska State Building Authority because it is a "public corporate authority".

At this point, since the governor seems to think that the members of the Alaska Public Offices Commission are subject to confirmation by the legislature--see his SSSB 241-- there may be no difficulty in not dealing with that issue. And my earlier opinion on that question may be wrong; I could be persuaded.

If I may be of further assistance, please advise.

RAB:gc
WKG1:047