

ALASKA
7027

LEGISLATURE
HOUSE

COMMITTEE
LABOR & COMMERCE

FILES

1991-1992

8672



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1991-1992
HOUSE LABOR AND COMMERCE COMMITTEE
LIST OF FILES (PAGE 1)

MICROFICHE #

BOARD CONSOLIDATION

CONFIRMATIONS 1991

APUC CONFIRMATION 1991

OLDS CONFIRMATION 1991

CONFIRMATIONS 1992

PROBLEM - REXWINKEL (WORKERS' COMP.) 1992

EXECUTIVE ORDER 79

HB 12

HB 13

HB 16

HB 28

HB 31

HB 33

HB 35

HB 45

HB 46

HB 48

HB 49

HB 71

HB 76

HB 77

HB 78

HB 84

HB 89

HB 99

1991-1992
HOUSE LABOR AND COMMERCE COMMITTEE
LIST OF PAGES (PAGE 2)

MICROFICHE #

HB 107
HB 110
HB 111
HB 117
HB 121
HB 135
HB 140
HB 145
HB 152
HB 153
HB 158
HB 159
HB 160
HB 161
HB 162
HB 163
HB 164
HB 165
HB 166
HB 168
HB 184
HB 185
HB 187
HB 194
HB 197

1991-1992
HOUSE LABOR AND COMMERCE COMMITTEE
LIST OF FILES (PAGE 3)

MICROFICHE #

HB 206

HB 209

HB 210

HB 219

HB 223

HB 226

HB 228

HB 231

HB 238

HB 239

HB 240

HB 245

HB 247

HB 265

HB 269

HB 274

HB 279

HB 280

HB 281

HB 282

HB 283

HB 284

HB 286

HB 289

HB 292

1991-1992
HOUSE LABOR AND COMMERCE COMMITTEE
LIST OF FILES (PAGE 4)

MICROFICHE #

HB 294
HB 295
HB 297
HB 302
HB 310
HB 317
HB 329
HB 336
HB 337
HB 348
HB 356
HB 358
HB 360
HB 369
HB 389
HB 392
HB 394
HB 398
HB 400
HB 403
HB 412
HB 414
HB 417
HB 418
HB 423

1991-1992
HOUSE LABOR AND COMMERCE COMMITTEE
LIST OF FILES (PAGE 5)

MICROFICHE #

HB 424
HB 425
HB 426
HB 427
HB 435
HB 436
HB 437
HB 439
HB 441
HB 445
HB 454
HB 457
HB 458
HB 461
HB 468
HB 469
HB 477
HB 480
HB 488
HB 489
HB 491
HB 492
HB 503
HB 504
HB 509

1991-1992
HOUSE LABOR AND COMMERCE COMMITTEE
LIST OF FILES (PAGE 6)

MICROFICHE #

HB 516
HB 522
HB 523
HB 528
HB 531
HB 532
HB 536
HB 538
HB 550
HB 553
HB 563
HB 568
HB 570
HCR 9
HCR 21
HJR 18
HJR 33
HJR 48
HJR 75
HJR 81
HJR 82
HJR 84
SB 26
SB 35
SB 64

1991-1992
HOUSE LABOR AND COMMERCE COMMITTEE
LIST OF FILES (PAGE 7)

MICROFICHE #

SB 74
SB 119
SB 125
SB 183
SB 187
SB 188
SB 208
SB 219
SB 230
SB 242
SB 247
SB 251
SB 258
SB 262
SB 273
SB 285
SB 313
SB 323
SB 340
SB 347
SB 349
SB 355
SB 363
SB 385
SB 392

1991-1992
HOUSE LABOR AND COMMERCE COMMITTEE
LIST OF FILES (PAGE 8)

MICROFICHE #

SB 404

SB 408

SB 422

SB 427

SJR 16

SJR 41

Board

Consoli-

datation

etc

*Recommendations Approved
by the Governor's Task Force on Boards and Commissions
as of March 27, 1992*

- 1. All licensing boards be required to pay fees sufficient to cover their costs plus a pro rated share of the overhead costs of agency services to these boards and commissions.*
- 2. The Commissioner of the Department of Commerce and Economic Development be allowed to contract, on an annual basis, with professional associations to perform licensing, subject to a yearly, independent audit.*
- 3. Compensation to board members should be standardized.*
- 4. The Board of Mechanical Examiners and the Board of Electrical Examiners not be extended past their sunset, subject to review of the legislative audit performed on each of these boards.*
- 5. The Alaska State Council on the Arts, the Advisory Council on Libraries, and the State Historical Records Advisory Board each remain as a separate board, recommended for no change.*
- 6. The State Geographic Board, the Alaska Historical Commission, and the Historic Sites Advisory Committee be combined into an Alaska Historical Commission.*
- 7. The Governor's Council on Vocational and Career Education, the Employment Security Advisory Council, the Correctional Industries Commission, and the Job Training Council be combined into a Human Resource Investment Board.*
- 8. The Universal Health Care Task Force, the Telecommunications Information Council, the Board of Forestry, the Water and Wastewater Works Advisory Board, and the Medicaid Rate Advisory Commission, and the Commission on Subsistence Use of Fish and Game be eliminated.*

No other recommendations have yet been approved by the Task Force.



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

MEMORANDUM

To: *Members of the Governor's Task Force on Boards and Commissions*

From: *Tuckerman Babcock* TAB
Director of Boards and Commissions
Chair, Governor's Task Force on Boards and Commissions

Re: *Changes in Preliminary Recommendations*

Date: *March 19, 1992*

Several changes to the Preliminary Recommendations have been suggested since the March 2 meeting of the Task Force. I would like to alert you to these changes and give a brief explanation of the modification.

With these suggested changes to the preliminary recommendations, the number of boards and commissions, now at a total of 153, would be:

- 1. 72 boards combined to create 19*
 - 2. 21 boards eliminated*
 - 3. 60 boards with no change*
- Total number of boards after consolidation: 79*

- 1. Vocational Education and Training Board:
Governor's Council on Vocational Education
Private Industry Council
Job Training Council*

Original recommendation: Combine under the Alaska Jobs Board
New recommendation: Take out of the Alaska Jobs Board and combine into Vocational Education and Training Board

Reason: These three boards each have strict federal requirements. Their scope is slightly different from other boards under the Alaska Jobs Board which deal more with job safety, employment security, employment of disabled, correctional industries.

2. *Board of Marine Pilots*

Original recommendation: Combine under the Professional Services Board.

New recommendation: Leave as separate board with no change.

Reason: Licensing requirements are subjective; the board is still in the process of formulating regulations for their profession. It seems best, at this time, to leave as a separate board.

3. *Board of Pharmacy*

Original recommendation: Combine under the Professional Services Board.

New recommendation: Combine under the Citizen Health Board.

Reason: Several requests from pharmacists emphasized that the pharmaceutical profession should be considered among the health fields.

4. *AK State Emergency Response Commission*

Advisory Council on Emergency Medical Services

Original recommendation: Combine as the Emergency Services and Response Board

New recommendation: Leave as separate boards recommended for no change

Reason: There are strict federal requirements. Their duties are very distinct and different. Emergency Medical Services focuses on medical issues throughout the state; Emergency Response Commission focuses on hazardous waste and spill response.

5. *AK Municipal Bond Bank Authority*

Original recommendation: Combine under Commerce, Trade, and Industry Board

New recommendation: Leave as a separate board; recommend line agency status

Reason: Credit rating may suffer if combined with CFAB and ARLF

6. *AK Aerospace Development Corporation Board of Directors*

Original recommendation: Combine under the Commerce, Trade, and Industry Board

New recommendation: Leave as a separate board recommended for no change.

Reason: Reconsider the status because it has just gotten underway.



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

MEMORANDUM

To: *Members of the Governor's Task Force on Boards and Commissions
All Legislators*

From: *Tuckerman Babcock TAB
Director of Boards and Commissions
Chair, Governor's Task Force on Boards and Commissions*

Re: *Occupational Licensing Boards*

Date: *March 17, 1992*

I would like to discuss the concept behind the proposed consolidation of occupational licensing boards and one way we envision occupational licensing, within the Department of Commerce and Economic Development, Division of Occupational Licensing, functioning with these proposals.

For example, there are 34 occupations currently requiring licensure by the state and federal government, that are regulated and licensed, but do not have a state board. Perhaps safe, effective, and efficient licensing can take place without an individual board for each profession.

Proposed Boards
Citizens' Health Board
Professional Services Board
Behavioral Sciences Board

Licensing

Applications for licensure would be reviewed by the agency. The agency would have the authority to approve/deny license. If an applicant is denied a license, the applicant may appeal to the citizen board. The board has the authority to overturn the agency's decision.

*Professionals may be delegated to prepare/select exams, set pass/fail points, recommend professional standards. The Citizen Board may enlist advice of **Certified Expert Witnesses**.*

Complaints/Investigations

Complaints will be considered in the same manner in which they are now, in that they are assigned to an investigator; if the investigator deems investigation is necessary, this takes place. A hearing officer is used as is done now. The difference in the proposed system is that each case doesn't have to go the board for approval or final decision. The hearing officer's decision is final unless the license holder or the agency chooses to appeal this decision to the citizen board. The board has the authority to overturn the hearing officer's decision.

*The agency and the board may enlist the advice of **Certified Expert Witnesses**.*

Regulations

The regulatory function is handled by the agency. The agency, upon proposing new regulations will allow for public comment, and consider the testimony of individuals, professionals, and associations, as required by law.

For assistance in developing regulations for newly licensed professions, or for major changes in existing regulations, it could be necessary to form a temporary, professional advisory board. The expert advice of individuals in the profession, as well as public members, on such an advisory board, could be important for the best regulations to be established at the onset of an occupation being licensed (e.g. midwifery).

Certified Expert Witnesses

*Expert advice from licensed professionals is important to the board and the agency when making determinations on licensure, investigation of complaints, and disciplinary actions. Licensed professionals in different occupations from all parts of the state may be enlisted by the Citizen Board or Agency. These voluntary **Certified Expert Witnesses** may be enlisted for assisting with the practical portion of examinations, for advice in selecting examinations, as expert witness during investigations, or for expert testimony during appeals before the citizen board.*

By having expert witnesses available when needed in all parts of the state, the value of their expertise and experience could be enlisted when needed, but they wouldn't have to be present for determination of every licensing, regulatory, and disciplinary action.

Membership

Each board will consist of 12 individuals with no direct financial interest in the occupations with which that board deals. Consideration will be given to geographic representation of the state.

There are several advantages of this proposed system:

- * Professionals, associations, and individuals will have input regarding regulations directly to the agency which regulates their occupation, rather than to a small board.*
- * Complaints and investigations will be handled expeditiously and with finality - a licensee will not have to wait until a full board is available to hear their case*
- * Applicants an licensed health and other professionals will have an appeals process beyond the agency; to a citizens' board*
- * Although there are only three boards, statutes and regulations for particular professions can remain independent and distinct*

Table of Contents

Occupations Requiring Licenses from the Federal and State Governments	7
Accountant (Certified Public Accountant).....	7
✱ Acupuncturist	8
✱ Aircraft related occupations	8
Architect	9
✱ Asbestos Removal Worker	9
Attorney	10
✱ Audiologist	10
Barber	11
✱ Boiler Operator	11
Boxing and Wrestling related occupations	12
✱ Child Care Provider (Home)	12
✱ Child Care Provider (Center)	13
Chiropractor	13
✱ Collection Agency Operator	14
✱ Concert Promoter	14
✱ Construction Contractor	15
✱ Crew member (fishing boat)	15
✱ Customs Broker and related occupations	16
Dental Hygienist	16
Dentist	17
Electrical Administrator	17
✱ Electrical Worker	18
✱ Emergency Medical Technician	19
✱ Employment Agency Operator	20
Engineer	20
✱ Explosives Handler	21
✱ Geologist	21
Guide (hunting)	22
Guide (sport fishing)	23
Hairdresser and Cosmetologist	23
✱ Hearing Aid Dealer	24
✱ Insurance Occupations	24
✱ Investment Broker and related occupations	25
Land Surveyor	25
Marine Pilot	26
Mechanical Administrator	27
✱ Merchant Marine	27
✱ Mortician	28
Naturopath	28
✱ Nurse Aide	29
Nurse (RN and LPN)	29
✱ Nurse Practitioner	30
Nursing Home Administrator	30
Occupational Therapist/Occupational Therapy Assistant	31
Optician	31
Optometrist	32
Osteopath	33
✱ Painter	33
✱ Paramedic	34

✱ There are 34 occupations which require licensing by State - Fed Government, that do not have a State Board.

✱ Pesticide Applicator	34
Pharmacist	35
Physical Therapist/Physical Therapy Assistant	35
Physician and Surgeon	36
✱ Physician Assistant	36
✱ Plumber	37
Podiatrist	37
Psychologist and Psychological Associate	38
Real Estate Agent and Broker	38
Real Estate Appraiser	39
✱ Residential Contractor	39
✱ Security Guard	40
Social Worker	40
✱ Teacher	41
Veterinarian	41
✱ Veterinary Technician	42
✱ Water and Wastewater Systems Operator	42

Occupations Requiring Licenses from the Municipality of Anchorage 43

Chauffeur	43
Child Care Providers	43
Circus, Fair and Carnival Operator	44
Contractor	44
Masseuse/Masseur	45
Noncommercial Solicitor	45
Pawnbroker	46
Private Detective	46
Second Hand Merchants	47
Vendor	47

Occupations Requiring Licenses from the City and Borough of Juneau 48

Chauffeur	48
Itinerant Merchant	48
Pawnbroker, Secondhand Dealer and Junk Shops	49
Street Vendor	49

Division of Occupational Licensing

FY 91 STATISTICAL SUMMARY

Occupation	# Current Licenses 6-30-91	FY 91 New Licenses	FY 91 Permits	Total of Licenses and Permits issued FY 91
Accupuncturist	5	5	0	5
AELS	4,800	164	0	164
Athletic	44	27	0	27
Audiology/Hearing Aid Dealers	40	5	0	5
Barbers & Hairdressers	3,838	313	355	668
Chiropractors	131	10	5	15
Clinical Social Workers	166	47	0	47
Collection Agency	88	12	0	12
Concert Promoters	7	3	0	3
Contractors	3,349	384	0	384
Dental Examiners	1,048	104	2	106
Dispensing Opticians	81	4	32	36
Electrical	607	30	0	30
Geologists	253	20	0	20
Guides-Outfitters	1,202	88	0	88
Marine Pilots	125	11	0	11
Mechanical Administrators	590	110	0	110
Medical	1,280	174	207	381
Mortuary Science	123	8	5	17
Naturopath	12	0	0	0
Nurse Aides	647	647	0	647
Nursing	5,769	741	468	1,209
Nursing Home Administrators	63	5	0	5
Optometry	102	7	0	7
Pharmacy	482	57	17	74
Physical Therapy/Occ. Therapy	367	65	40	105
Physician Assistants				
Psychology	172	25	5	30
Public Accountancy	689	48	0	48
Real Estate	3,339	483	0	483
Veterinary	198	19	0	19
OTHER		New & Renewal		New & Renewal
Business Licensing	54,816	<u>31,307</u>	0	<u>31,307</u>

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Investigations

Litigation

Board / Profession	Investigations					Under Invest as of 6/30/91	Litigation		Closed Lit. to include Transfer to Monitor	Case Lit as of 6/30
	Cases Pending 7/1/90	New Cases FY 91	Closed	Closed without Action	Frwd to Lit.		Cases Pending 7/1/90	Cases Opened FY 91		
ACUPUNCTURE	0	2	2	2	0	0	0	0	0	0
ARCH, ENGR, & LAND SRVYR	28	20	30	19	14	18	1	14	12	3
ATHLETIC COMMISSION	0	0	0	0	0	0	0	0	0	0
AUDIOLOGY	0	0	0	0	0	0	0	0	0	0
BARBERS & HAIR DRESSERS	3	2	1	1	0	4	0	0	0	0
BOARD OF NURSING	24	27	21	15	5	30	0	5	4	1
BUSINESS LICENSE	5	30	22	22	0	13	0	0	0	0
CERT. PUBLIC ACCOUNTANTS	4	7	5	3	0	6	2	0	2	0
CHIROPRACTERS	1	7	3	2	1	5	0	1	1	0
CLINICAL SOCIAL WORKER	0	1	0	0	0	1	0	0	0	0
COLLECTION AGENCY	2	6	5	5	0	3	0	0	0	0
CONCERT PROMOTER	0	1	1	1	0	0	0	0	0	0
CONTRACTOR	2	5	3	3	0	4	0	0	0	0
DENTIST	32	18	25	9	12	25	4	12	16	0
DISPENSING OPTICIANS	1	4	0	0	0	5	0	0	0	0
ELECTRICAL ADMIN	1	0	1	0	1	0	0	1	1	0
GEOLOGIST	0	0	0	0	0	0	0	0	0	0
GUIDES	37	49	31	23	13	55	5	13	8	10
HEARING AID DEALERS	1	6	3	3	0	4	0	0	0	0
MARINE PILOTS	9	13	7	7	0	15	1	0	0	0
MECHANICAL ADMIN	1	0	1	1	0	0	0	0	0	0
MEDICAL	46	94	57	48	12	83	4	12	9	6
MORTUARY SCIENCE	0	1	0	0	0	1	0	0	0	0
NATUROPATHS	2	2	0	0	0	4	0	0	0	0
NURSING HOME ADMIN	0	1	1	1	0	0	0	0	0	0
OPTOMETRY	1	1	1	1	0	1	0	0	0	0
PHARMACY	7	0	3	1	0	4	2	0	2	0
PHYSICAL THERAPY	4	7	7	7	0	4	0	0	0	0
PSYCHOLOGY	3	12	10	10	0	5	0	0	0	0
REAL ESTATE	50	102	40	29	5	112	9	5	12	2
REAL ESTATE APPRAISER	0	1	0	0	0	1	0	0	0	0
VETERINARIAN	3	8	6	5	1	5	0	1	1	0
Total:	267	427	286	218	64	408	28	64	68	23

FY 91 REPORT

7-1-90 THRU 6-30-91

1

Investigations

Litigation

Board / Profession	Investigations		Closed	Closed without Action	Frwd to Lit.	Under Invest as of 6/30/92	Litigation		Closed Lit. to include Cases Transfer to Monitor	Cases as of 6/30/92
	Cases Pending 7/1/91	New Cases FY 92					Cases Pending 7/1/91	Cases Opened FY 92		
ACUPUNCTURE	0	1	1	1	0	0	0	0	0	0
ARCH, ENGR, & LAND SRVYR	18	15	16	14	9	17	3	9	4	8
ATHLETIC COMMISSION	0	1	0	0	0	1	0	0	0	0
AUDIOLOGY	0	1	0	0	0	1	0	0	0	0
BARBERS & HAIR DRESSERS	4	8	2	1	0	10	0	0	0	0
BOARD OF NURSING	30	24	26	16	2	28	1	2	3	0
BUSINESS LICENSE	13	45	20	20	0	38	0	0	0	0
CERT. PUBLIC ACCOUNTANTS	6	7	6	6	1	7	0	1	0	1
CHIROPRACTERS	5	3	0	0	0	8	0	0	0	0
CLINICAL SOCIAL WORKER	1	6	2	1	1	5	0	1	1	0
COLLECTION AGENCY	3	1	3	3	0	1	0	0	0	0
CONCERT PROMOTER	0	0	0	0	0	0	0	0	0	0
CONTRACTOR	4	19	11	11	0	12	0	0	0	0
DENTIST	25	11	13	9	3	23	0	3	3	0
DISPENSING OPTICIANS	5	0	5	5	0	0	0	0	0	0
ELECTRICAL ADMIN	0	3	1	1	0	2	0	0	0	0
GEOLOGIST	0	0	0	0	0	0	0	0	0	0
GUIDES	55	27	16	7	7	66	10	7	10	8
HEARING AID DEALERS	4	0	1	1	0	3	0	0	0	0
MARINE PILOTS	15	14	11	9	2	18	1	2	2	1
MECHANICAL ADMIN	0	5	3	0	0	2	0	0	0	0
MEDICAL	83	48	64	58	2	67	6	2	4	4
MORTUARY SCIENCE	1	0	0	0	0	1	0	0	0	0
NATUROPATHS	4	0	0	0	0	4	0	0	0	0
NURSING HOME ADMIN	0	0	0	0	0	0	0	0	0	0
OPTOMETRY	1	2	1	0	0	2	0	0	0	0
PHARMACY	4	3	1	1	0	6	0	0	0	0
PHYSICAL THERAPY	4	3	1	0	1	6	0	1	0	0
PSYCHOLOGY	5	12	3	3	0	14	0	0	0	0
REAL ESTATE	112	75	53	50	0	134	2	0	2	0
REAL ESTATE APPRAISER	1	2	1	1	0	2	0	0	0	0
VETERINARIAN	5	5	2	1	1	8	0	1	1	0
Totals:	408	341	263	219	29	486	23	29	31	22

FY 92 REPORT -

ONLY GOES FROM 7-1-91 TO 2-29-92

EXECUTIVE SUMMARY

BOARDS AND COMMISSIONS CONSOLIDATION PROJECT

*Prepared for Governor Walter J. Hicke!
By Steve Shropshire and Kristie Leaf*

Fact: Current number of boards and commissions is 153

Project goal:

- 1. Streamline government*
- 2. Reduce costs*
- 3. Improve delivery of public service*

Project result:

- 1. 72 boards were combined to create 19*
- 2. 21 boards were eliminated*
- 3. 60 boards have no change*

Total number of boards after consolidation: 79

***** The function of occupational licensing will be conducted through the Commissioner of DCED, rather than a large number of professional boards***

***** There are currently 34 occupations requiring licensing by the State and Federal governments which do not have a state board***

***** Health and professional industries will be accountable to a citizens' board***

***** The potential for unlimited new boards for specialized professions will be reduced***

***** The current fiscal impact of these boards is \$ 60 million.***

***** By consolidating duties within one board, the administration, and the general public, has to go to fewer places to have input or effect on a number of issues***

(Revised 3/19/92)

(Revised 3/19/92)

PRELIMINARY RECOMMENDATIONS

Governor's Task Force on Boards and Commissions

I. Consolidated Boards and Commissions

<u>New Title</u>	<u>Combined Functions</u>
1. Board of Culture & Arts	-Advisory Council on Libraries -AK State Council on the Arts -AK Historical Commission -State Historical Records Advisory Board -Historic Sites Advisory Committee
2. Citizens Health Board	-Board of Pharmacy -State Physical Therapy & Occupational Therapy Board -Board of Examiners in Optometry -Board of Nursing -State Medical Board -Board of Dental Examiners -Board of Chiropractic Examiners -(Midwives)
3. Board of Behavioral Sciences	-Board of Psychologist & Psychological Assoc. Examiners -Board of Clinical Social Work Examiners -(Marriage and Family Therpists)
4. Workers' Compensation Board	-AK Workers Compensation Board -Fishermens Fund Advisory & Appeals Council
5. Conservation and Wise Use Board	-Wood-Tikchik State Park Management Council -Recreation Rivers Advisory Board

- State Geographic Board
 - AK Coastal Policy Council
 - AK Chilkat Bald Eagle Preserve Advisory Council
6. Alaska Jobs Board
- AK Safety Advisory Council
 - Occupational Safety & Health Review Board
 - Employment Security Advisory Council
 - Govs. Committee on Employment of People with Disabilities
 - Correctional Industries Commission
7. Vocational Education and
& Training Board
- Governor's Council on Vocational Education
 - AK Private Industry Council
 - Job Training Council
8. Professional Services Board
- Board of Veterinary Examiners
 - Board of Certified Real Estate Appraisers
 - Real Estate Commission
 - Professional Teaching Practices Commission
 - Board of Nursing Home Administrators
 - Big Game Commercial Services Board
 - Board of Barbers & Hairdressers
 - State Board of Registration for Architects, Engineers, and Land Surveyors
 - AK State Board of Public Accountancy
 - Board of Dispensing Opticians
8. Oil and Gas Board
- AK Royalty Oil and Gas Development Advisory Board
 - AK Oil and Gas Conservation Commission
 - Interstate Oil Compact

- | | |
|---|---|
| | <ul style="list-style-type: none"> Commission -State Assessment Review Board |
| 9. Family Commission | <ul style="list-style-type: none"> -AK Womens Commission -Violent Crimes Compensation Board -Juvenile Justice and Family Services Advisory Committee -Council on Domestic Violence and Sexual Assault -AK Commission on Children and Youth |
| 10. Board of Education | <ul style="list-style-type: none"> -Western Interstate Commission for Higher Education -AK Student Loan Corporation -AK Commission of Postsecondary Education -Board of Education |
| 11. AK Housing Board | <ul style="list-style-type: none"> -AK Housing Finance Corp. -AK State Housing Authority |
| 12. State Employees Personnel Board | <ul style="list-style-type: none"> -Personnel Board -State Officers Compensation Commission |
| 13. Older Alaskans Commission | <ul style="list-style-type: none"> -Older Alaskans Commission -Alaska Pioneers Homes Advisory Board |
| 14. Physical Fitness and Sports | <ul style="list-style-type: none"> -Athletic Commission -Board of Directors of the AK Amateur Sports |
| 15. Soil and Water Board | <ul style="list-style-type: none"> -Water Resources Board -Soil and Water Conservation Board |
| 16. Commerce, Trade, and Industry Board | <ul style="list-style-type: none"> -AK Industrial Development and Export Authority -Agricultural Revolving Loan Fund Board -Commercial Fishing and Agriculture Bank |

- AK Energy Authority Board
of Directors (loan/grant function)
- 17. Research and Technology Board -AK Science and Technology
Foundation
-Science and Engineering
Advisory Commission
-AK Energy Authority Board
of Directors (research function)
- 18. State Employees Retirement Board -Public Employees Ret. Board
-Teachers' Ret. Board
- 19. Board of Fisheries -Board of Fisheries
-Pacific Marine Fisheries Commission

II. Eliminated Boards/Boards due to terminate

We recommend the following boards be eliminated (or allowed to terminate/sunset at expected date) due to one or more of the following reasons:

- a. duplicative*
- b. duties can be transferred to legislature, departments, or administration*
- c. inactive*
- d. originally created to be temporary*

Title

A. Boards recommended for elimination:

- 1. Block Grants Advisory Committee (INACTIVE)*
- 2. Universal Health Care Task Force (INACTIVE)*
- 3. Incentive Awards Board (INACTIVE)*
- 4. Medicaid Rate Advisory Commission*
- 5. Commission on Subsistence Use of Fish and Game (INACTIVE)*
- 6. Telecommunications Information Council (INACTIVE)*
- 7. Board of Forestry*
- 8. Board of Mechanical Examiners*
- 9. Board of Electrical Examiners*
- 10. Water and Wastewater Works Advisory Board*

b. Boards recommended for no extension past sunset/termination date

- 11. Alaska Tourism Marketing Council (SUNSETS 1993)*
- 12. Waste Reduction and Recycling Task Force (TERMINATES APRIL 1992)*
- 13. Task Force on the Construction of Trans-Alaska Pipeline (TERMINATED 2/92)*
- 14. Interim Mental Health Trust Commission (TERMINATED W/ PASSAGE OF SB65, 1991 LEGISLATURE)*
- 15. Alaska Code Revision Commission (SUNSETS 1993)*
- 16. Citizens' Advisory Commission on Federal Areas (SUNSETS 1998)*
- 17. Task Force on Governmental Roles (TERMINATES 1992)*
- 18. Hazardous Substance Spill Technology Review Council (SUNSETS 1994)*
- 19. Health Resources and Access Task Force (TERMINATES 1993)*
- 20. Alaska Sentencing Commission (SUNSETS 1993)*
- 21. Storage Tank Assistance (SUNSETS 1996)*

III. Boards with no change

We recommend the following boards remain unchanged for one or more of the following reasons:

- a. strict federal requirements*
- b. state constitutional requirements*
- c. have unique or limited function*
- d. workload prohibits combining function*
- e. revenue enhancement*

Title

- 1. Alcoholic Beverage Control Board*
- 2. Alcoholism and Drug Abuse, Advisory Board*
- 3. AK Public Broadcasting Commission*

4. *AK Commercial Fisheries Entry Commission*
5. *Executive Clemency Advisory Committee*
6. *Board of Game*
7. *Governor's Council for the Handicapped and Gifted (Fed/State)*
8. *AK Humanities Forum (Fed/State)*
9. *Judicial Council (AK Constitution)*
10. *AK Labor Relations Agency*
11. *Local Boundary Commission (AK Constitution)*
12. *AK Mental Health Board*
13. *AK Mental Health Trust Authority Board of Trustees*
14. *AK Minerals Commission*
15. *Joint Federal-State Commission on Policies and Programs Affecting AK Natives (Fed/State)*
16. *North Pacific and Bering Sea Fisheries Advisory Body (Fed)*
17. *North Pacific Fishery Management Council (Fed)*
18. *AK Public Utilities Commission*
19. *Trans-Alaska Pipeline Liability Fund, Board of Trustees (Fed)*
20. *National Conference of Commissioners on Uniform State Laws (National-1 from AK)*
21. *AK Railroad Corporation Board of Directors*
22. *Reapportionment Board (AK Constitution)*
23. *RATNET*

24. *Commission on Judicial Conduct*
25. *Future of Agriculture Task Force (temporary)*
26. *Arctic Winter Games Corporation, Board of Directors (2 from AK)*
27. *Governor's Task Force on Boards and Commissions (temporary)*
28. *Christopher Columbus Quincentenary Jubilee(1 from AK)*
29. *Cook Inlet Regional Citizens Advisory Council (Fed)*
30. *Prince William Sound Citizens Advisory Council (Fed)*
31. *Cordova Road Task Force (temporary)*
32. *National Organization on Disability (Private-1 from AK)*
33. *Iditarod National Historic Advisory Committee (Fed - Gov nominates)*
34. *Advisory Board of the AK Center for International Business (Governor and Chancellor are consulted. UA Board of Regents approves nominations.)*
35. *Marine Highway Task Force (temporary)*
36. *Regional Marine Research Board (Fed)*
37. *National Assessment Governing Board (Fed - Gov nominates)*
38. *National Coastal Resources Research and Development Institute (Private)*
39. *Presidential Task Force on the Trans-Alaska Pipeline System (Fed)*
40. *Oil Spill Recovery Institute (Private)*
41. *Older Persons Action Group (Private, 1 appointed by Gov)*
42. *Task Force on Local Autonomy (temporary)*
43. *Advisory Commission on School Choice (temporary)*
44. *Rural Cap (Fed, 1 appointed by Gov)*
45. *Selective Service System (Fed, 5 regional bds in AK, Gov nominates)*
46. *United Nations Day (International, 1 appointed by Gov)*

47. *Yukon River Delegation (US/Canada)*
48. *Board of Governors of the AK Bar*
49. *Tourism Coordinating Committee*
50. *State Commission for Human Rights*
51. *National Park and Park Monument-
Subsistence Resource Commissions
(ANILCA)*
52. *Subsistence Advisory Council (temporary)*
53. *University of Alaska Board of Regents*
54. *AK Permanent Fund Corporation
Board of Directors*
55. *AK Public Offices Commission*
56. *Board of Marine Pilots*
57. *AK Municipal Bond Bank Authority (recommend line agency)*
58. *AK Aerospace Development Corporation Board of Directors*
59. *Advisory Council on Emergency Medical Services*
60. *AK State Emergency Response Commission*

Confirmations

19991

HOUSE LABOR AND COMMERCE COMMITTEE

ALASKA STATE LEGISLATURE

P.O. BOX Y, JUNEAU 99811



April 4, 1991

The House Labor and Commerce Committee gives the following recommendations on the appointment of Glenn Olds as Commissioner of the Department of Commerce and Economic Development.

Do Confirm	Do Not Confirm	Other Recommendations
<i>E. Buschman</i>	_____	_____
<i>Jim Miller</i>	_____	_____
<i>David Donley</i>	_____	_____
<i>Chris Taylor</i>	_____	_____
<i>John...</i>	_____	_____
<i>David...</i>	_____	_____
<i>Kevin Pad...</i>	_____	_____

David...
Chairman



Alaska State Legislature
House of
Representatives

Catherine Reardon
Cliff Grah

P.O. Box V

Juneau, Alaska 99811

MEMORANDUM

TO: Committee Chairs and Committee Aides

FROM: Rep. Max Gruenberg, House Majority Leader
Rep. Johnny Ellis, Chair, House Rules Committee

RE: Confirmation Hearings

DATE: March 25, 1991

We have been working to develop comprehensive hearings for Governor Hickel's commissioner appointees. This is the first time in years that there has been such a wholesale changeover in the administration of state government. These appointments can have a far-reaching effect on the future of our state, making it critically important that the legislature do a thorough job in our constitutional duty to confirm these individuals.

We have developed the following list of suggestions to assist you in gathering the information necessary to better understand the qualifications of these individuals and their plans for the departments they head. If you have additional suggestions, please share them with us and the other committee chairs and aides.

- 1) Review the resumes of the appointees as an avenue for further background checks on their qualifications for the job.
- 2) Review the Cowper Transition Report for issues of importance to the department that the commissioner-appointee should address.
- 3) Contact the previous commissioners (some are still in Juneau) for issues they think are important for the new commissioner to address.
- 4) There are some questions you may want to ask of the appointee in writing before the hearing so that you will not get a typical, "I'll have to get back to you later on that" response.
- 5) There are probably other legislators not on your committee who have significant knowledge about the relevant department. You should encourage them to attend the hearing and ask questions.

6) There may be other legislators who will not be able to attend the hearing, but will want to know what transpired during the proceedings before making a decision on a confirmation vote. For this reason we encourage you to prepare prompt and comprehensive committee minutes. Minutes will also be important for reference in case there occur future misunderstandings about a commissioner's plans for the department.

7) Informing the public is also a critically important function of the confirmation hearings. It is a good idea to notify the news media in advance of the hearings and to provide them with background information on each appointee. You may also wish to issue a news release after the hearings to explain committee deliberations and final action.

Please feel free to contact Terence O'Malley in Max's office at x4968 for help on press relations. Jim Nordlund in Johnny's office at x3764 and Mark Handley in Max's office at x4968 are also available to assist you in locating information and preparing questions for the hearings.

Good luck with your hearings.

HOUSE LABOR AND COMMERCE COMMITTEE

ALASKA STATE LEGISLATURE

P.O. BOX Y, JUNEAU 99811

(907) 465-4954



TO: House Labor and Commerce Committee
FROM: Rep. David Finkelstein
DATE: March 8, 1991
RE: Confirmations

The House Labor and Commerce Committee is responsible for making recommendations on the confirmation of seven of the governor's appointees. These individuals are:

- Nancy Usera, Commissioner of Labor;
- Glenn Olds, Commissioner of Commerce & Economic Development;
- George Davidson, State Board of Registration for Architects, Engineers, and Land Surveyors;
- H.O. Williams, Alaska Labor Relations Agency;
- Gil Johnson, Alaska Labor Relations Agency;
- Darrell Smith, Alaska Labor Relations Agency;
- Alfred Ferrara, Board of Certified Real Estate Appraisers;
- Sue Sutton, Board of Certified Real Estate Appraisers.

Committee members will make their recommendations by signing memos to the Speaker, similar to a bill reports. The committee has the choice of whether or not to hold hearings on any of the appointments. Regardless of the committee's recommendation, all the appointments will be forwarded to the full House. As you know, appointments are confirmed or declined by a majority vote of the full membership of the Legislature in joint session.

I have attached the appointees' resumes, descriptions of the positions for which they have been selected, and a copy of AS 39.05.080, which establishes the procedure for consideration of appointments.

Since we are only meeting two days each week and our schedule is very full, I would like to avoid unnecessary confirmation hearings. If you would like to hold hearings on any of these individuals, please contact me or Catherine Reardon (465-4954).

Thank you.

BOARDS & COMMISSIONS

JAN 30 1991

NANCY BEAR USERA
4000 Kutcher Drive
Anchorage, Alaska 99516
907/345-5785 Home
907/562-1255 Office

EMPLOYMENT HISTORY:

- 1984 to present: President/CEO, Alaska Credit Union League & Affiliates, a trade association representing all of Alaska's state and federally chartered credit unions.
- 1981 - 1984: President, U2, Inc., a consulting firm specializing in legislative advocacy, conference management, volunteer management and fund raising.
- 1977 - 1981: Project Consultant, Credit Union National Association, Washington, D.C.
- 1972 - 1977: Vice President, William S. Bergman Associates, Inc., Washington, D.C., a multiple association management firm representing national trade and professional associations.
- 1969 - 1972: Executive Assistant, Campaigns, USA, Inc., Washington D.C., a firm specializing in public relations, legislative advocacy, fund raising, campaign and management services.

PROFESSIONAL AFFILIATIONS:

Board Member, Credit Union National Association & Affiliates
Member, Association of Credit Union League Executives
Member, CUNA Governmental Affairs Committee
Member, ACULE NCUA Structure Task Force
Member, ACULE Legislative Response Task Force (1990)
Member, CUNA Federal Legislative/Regulatory Subcommittee (1988)
Member, ACULE, League Services Delivery Committee (1988)
Member, CUNA Human Resource Development Committee (1987)
Member, ACULE League Services Development Committee (1986)

CIVIC AFFILIATIONS:

Board Member, Commonwealth North, an Alaska leadership public policy forum
Member, Commonwealth North, Committee on Federal/State Relations
Member, Commonwealth North, Community Education Committee
Co-Author, Going Up In Flames, The Promises of Alaska Statehood
Board Member, Anchorage Economic Development Corporation
Member, Legislative Committee, AEDC
Chairman and Member, Anchorage Municipal Budget Advisory Commission (1983-1989)
Subcommittee Chairman for Cost containment, Mayor's Task Force on Fiscal Policy (1988)
Treasurer, Anchorage Parent Teacher Association (1984-85)
Board Member, Council of Community School Associations (1982-84)
President, Huffman Elementary School Parent Teacher Association (1982-84)

PERSONAL DATA:

Attended Virginia Polytechnic Institute and State University
Licensed insurance agent, life/health and casualty/property
Birthdate: 9 October 1949
Marital Status: Divorced with three children
Health: Excellent
Social Security: 224-72-2556

GLENN A. OLDS

Page 1

January 3, 1991

Appointed Commissioner of the Department of Commerce and Economic Development by Governor Walter J. Hickel. This department is responsible for strengthening and diversifying Alaska's economic base in a way that will offer long-term net benefits to all Alaskans. The department administers consumer protection programs and assists in a variety of semiautonomous organizations involved in both regulation and development.

October 1989

President and Chief Executive Officer, Better World Society

October 1987 - 1989

President and Chief Executive Officer, The John E. Fetzer Foundation

January 1988

Adjunct Professor of Philosophy, Western Michigan University, Kalamazoo, Michigan

June 1989

Adjunct Professor of Medical Sciences, The College of Human Medicine, Michigan State University, East Lansing, Michigan

December 1987

President and Professor of Philosophy Emeritus, Alaska Pacific University

May 1986 - November 1986

Candidate, United States Senate from Alaska

July 1977 - January 1988

President and Professor of Philosophy, Alaska Pacific University

September 1971 - July 1977

President and Professor of Philosophy, Kent State University

March 1969 March 1971

U.S. Ambassador - Representative, United Nations Economic and Social Council

May 1968 - February 1969

Special Assistant for Policy and Manpower Development to President Richard M. Nixon

GLENN A. OLDS

Page 2

1965 - 1968

University Dean for International Studies and World Affairs, State University of New York System

1958 - 1965

President, Springfield College, Springfield, Massachusetts

1954 - 1958

Director, Cornell University United Religious Work, Cornell University, Ithaca, New York

1951 - 1954

University Chaplain and Professor, University of Denver, Denver, Colorado

1948 - 1951

Associate Professor of Philosophy and Ethics, Garrett Theological Seminary; Visiting Professor of Philosophy, Northwestern University

1948

Assistant Professor of Philosophy, Depauw University, Greencastle, Indiana

1947

Assistant in Instruction, Yale University, New Haven, Connecticut

R E S U M E

GEORGE W. DAVIDSON, P.E., L.S.

EDUCATION

B.S.C.E. - Cleveland State University (Fenn College) - Cleveland, Ohio
1961

EXPERIENCE

Director of Alaska Marine Highway System, 2/87 - 11/89

- Supervise 1000 employees - with 7 unions
- Operation and maintenance of 9 ocean vessels
- Design of vessel rehabilitation
- Design, operation & maintenance of 32 separate port facilities
- Manage a \$65,000,000 annual operating budget
- Manage annual revenues of \$37,000,000

Owner/President - EMPS Engineering, 1976 - 1987

- Copper River Highway - Survey and design - Cordova, Alaska
- Knik Arm Crossing Study - Anchorage, Alaska
- Basin Road Trestle Design - Juneau, Alaska
- Coal Barge Offloading Facility - Skagway, Alaska
- Barge transfer port, with floating bridge - Haines Alaska
- Major bridge between Kodiak and Near Island - Kodiak Alaska
- Greens Creek Mines survey control and topo surveys - Juneau Alaska
- Shacwak Highway -25 miles of survey and design of road - Yukon Territory
- Incinerator facilities for solid waste -Juneau and Sitka, Alaska

Consulting Engineer - Davidson Engineering/CH2M Hill, Inc., 1967 - 1976

- City & Borough of Juneau interceptor sewer, pump station, and wastewater treatment plant project
- Fire Lake Fish Hatchery (structural)
- Juneau waterfront planning project
- U.S. Coast Guard Kodiak Base complete water and sewer facilities
- Frazier Fish Hatchery Ladder & Diversion Structure (structural)
- Dock design - Homer, Alaska

Sanitary Engineer -
Alaska Department of Health & Environmental Conservation, 1966 - 1967

- Establishment of Water Pollution Control Regulations for the State of Alaska
- Review of utility plans (water, sewer, & storm) for all areas of Alaska

City Engineer & Public Works Director - City & Borough of Juneau, 1964 - 1966

- Establishment of City of Juneau Public Works Department
- Design, construction, operation & maintenance of all city facilities

Resume

George W. Davidson, P.E., L.S.

Bridge Design Engineer -

Alaska Department of Transportation & Public Facilities, 1963 - 1964

- ° Designer on ASCE outstanding Knik-Matanuska River Crossing Bridges
- ° Design replacement or repair of approx. 100 earthquake damaged bridges

Bridge Design Engineer - Trumbell County, Ohio, 1961 - 1963

- ° Designed standard bridge and culvert sections for entire county road system

Assistant City Engineer - Painesville, Ohio, 1954 -1961

- ° All field control, layout, and inspection for major city interceptor sewer, pump station, tunnels, and wastewater treatment plant project.
- ° Building inspection, utility map, property map and property research

REGISTRATIONS

Alaska - Professional Engineer, 1964

Alaska - Registered Land Surveyor, 1972 (part of P.E. prior to 1972)

Ohio - Professional Engineer, 1963

PROFESSIONAL AFFILIATIONS

City & Borough of Juneau Assembly & Deputy Mayor (Current)

National Society of Professional Engineers

Alaska State Chapter President, Vice President, Secretary (Past)

American Society of Civil Engineers

American Public Works Association

Alaska State Charter Member

Alaska State Officer, President, Vice President (Past)

Alaska State Chamber of Commerce - Board of Directors (Past)

Southeastern Conference of Cities - Board of Directors & President (Past)

City & Borough of Juneau Hospital Board of Directors (Past)

City & Borough of Juneau Planning Commission (Past)

Juneau Chamber of Commerce - Board of Directors (Past)

City & Borough of Juneau Code Review Committee (Buildings, Fire, Plumbing, Mechanical, Electrical, Dangerous Buildings - Past)

Licensed as a private pilot - single engine land and sea

RESUME

H.O. Williams
1048 Norris Lane
Fairbanks, Alaska 99712

Age: 74
Married

(907) 457-4979

Education

A.B., Miami University, Oxford, Ohio.
M. Sc., University of Alaska, Fairbanks

Vita

- Fifty year Alaska resident
- Elementary teacher in Tee Harbor, Nikolai, Fort Yukon, and Cantwell
- Secondary teacher in Fairbanks
- Elementary school administrator in Fairbanks
- Central Office administrator in Fairbanks
- Superintendent of Schools in Valdez and Nenana
- Airline Transport Pilot with Commercial Privileges
 - Pan American World Airways
 - TransOcean Airlines
 - Overseas National Airways
 - U.S. Fish and Wildlife Service
 - Fairbanks Air Service
- Military Service
 - Army Air Corps
 - Naval Air Corps
- School Board Member nine years in Fairbanks

Labor Experience

- Two time president, Fairbanks Education Association
 - Twice spokesperson for contract negotiations
- Member, Fairbanks School Board negotiations committee
 - Three times spokesperson for contract negotiations
- Trainee at numerous negotiations workshops and clinics for both labor and management.

B. Gil Johnson
1691 Crescent Drive
Anchorage, Alaska 99508
(907) 562-2811/563-6145

BOARDS & COMMISSIONS

JAN 30 1991

BACKGROUND

Born: Spokane, Washington
Grade School: Adams Elementary School
High School: Lewis & Clark High School
College: Gonzaga University
Law School: Gonzaga Law School

D/3/A/10

PERSONAL

Married, four grown children, three grandchildren, all residents of Alaska.

MILITARY SERVICE

1942 - 1944 United States Navy: Service all in Southwest Pacific; honorable discharge with service connected disability.

EMPLOYMENT

1954: After graduation from law school moved from Spokane, Washington, to Fairbanks and worked for Independent Lumber Company, Bill Ellis, Manager; Burgess Construction, Lloyd Burgess, Owner.

1957 - 1958: Returned to Washington and worked as house counsel for Grange Insurance, Mayflower Insurance and Rocky Mountain Fire Insurance.

April 1959: Returned to Alaska as Administrative Assistant to Alaska Commissioner of Labor.

1960 Appointed Commissioner of Labor by William A. Egan, Governor.

1967 - present: Moved to Anchorage to practice law. Have remained in Anchorage practicing law to present. Presently semi-retired.

RECEIVED
JAN 24 1991

Dept. of Administration
Comptroller's Office

EXPERIENCE

While employed by the State of Alaska, mediated scores of labor management disputes such as: between local labor unions and their international unions; between local unions and individual employers, as well as multiemployer groups (A.G.C., etc.); disputes between longshore unions and longshore employers, including the old Alaska Steamship Company; between labor and oil employers in the Swanson River fields; fisherman and canneries all over the State; teamsters and employers such as Sealand; many disputes between the railroad workers and the White Pass and Yukon Railroad. During this period, the White Pass workers were affiliated with three different international unions, finally settling on affiliation with the Teamsters Union. Mediated many jurisdictional disputes between various craft unions. There were so many labor management disputes during the period following statehood that I finally called all the unions and employers together to settle matters down. The meetings were quite successful to the point that the Alaska State Senate passed a resolution (Senate Resolution No. 36, SLA 1962) commending the participants in the conference for what we were attempting to do.

Since 1967, in the private practice of law, I have continued in the labor field, not only in mediation but in arbitration. I have arbitrated disputes between pharmacists and their employers, as well as architects who had contractual disputes. As a practicing attorney, I have drawn many trust documents covering health and welfare agreements, as well as many covering retirement. I have drawn documents starting unions. I have served as an arbitrator for the Alaska Bar Association. Participated in many unfair labor charges under the National Labor Relations Act and have participated in many such cases in court.

At one time or another, in the labor field, I have represented the following: Airline Pilots Association, Pharmacists Association, Teamsters Union, Pulp Workers Union, Oil Workers Union, Longshore Union, virtually all Craft Unions, trustees of almost all Craft Union Trusts (trustees were made up of labor and management).

PROFESSIONAL AFFILIATIONS

Washington State Bar:	1954
Alaska State Bar:	1966
American Bar Association:	1957
American Arbitration Association:	1975
U.S. Conciliation and Mediation Service:	1990
U.S. Supreme Court:	1972
U.S. District Court Eastern District Washington:	1954
U.S. Court of Appeals Ninth Circuit:	1959
U.S. District Court Alaska:	1967
U.S. Customs Court:	1972

64-66 Juneau School Ed



STATE OF ALASKA
 OFFICE OF THE GOVERNOR
 Pouch A
 Juneau, Alaska 99811

BOARDS AND COMMISSIONS RESUMÉ

INSTRUCTIONS

A separate application is required for each position for which you apply. Complete and specific answers will aid in rapid and accurate processing of your resumé. The initial determination of whether you qualify for the position specified will be based on this application.

Please type or print legibly in ink. Forward to the above address. Be sure your answers are true. A willfully false answer may result in your disqualification or removal from office if you are appointed.

Position for which I am applying:

Alaska Worker's Compensation Board

Please list any other Board or Commission on which you serve:

NONE

Name Darrell F. Smith		Previous Name applied under
Mailing Address 610 West 54th. Street	Residence Address 8147 Lloyd dr.	
City, State and Zip Code Anchorage, Alaska. 99518	Anchorage, Alaska. 99502	
Home Telephone (907) 248-9548	Business or Message Telephone (907) 562-2810	

REPORT ADDRESS AND TELEPHONE CHANGES PROMPTLY

AS 39.05.100 requires that a person appointed to a board or commission be a registered voter before the last general election:

Are you a registered voter? YES NO

Voter Registration Number (Optional) 177859

Social Security Number (Optional) 549-48-2798

Have you ever been convicted of a misdemeanor within the past five years or a felony within the past ten years? YES NO

If "YES", explain the circumstances on a separate sheet of paper and attach it to this application. A conviction is not necessarily grounds for disqualification. The number of convictions, nature, recency and relationship to the board position applied for will be evaluated and a determination will be made after a review of all relevant facts.

A policy in the Governor's Office pertaining to boards and commissions is that a member attend at least 75% of the meetings. Are there any circumstances in either your professional or personal life which would prevent you from participating at the required authorized meetings? YES NO

If "YES", explain on a separate sheet of paper and attach to this application. None, except for work scheduling.

This position may require that the member travel to either urban or rural (or both) areas. Are there any circumstances which would prevent you from participating?

Same as above.

CONFLICTS OF INTEREST. Certain Boards and Commissions require full disclosure of personal financial data under AS 39.50.010. If required for the Board or Commission for which you are applying, are you willing to do so? YES NO

Could you or any member of your family be affected financially by decisions to be made by the Board or Commission for which you have applied? YES NO If "YES", explain.

The Office of the Governor will not discriminate against an applicant for a Board or Commission based on Sex, Age, National Origin, Marital Status, Pregnancy, Handicap, Religion or Parenthood.

A. List any professional licenses, certifications, or registrations and dates obtained that may be used as qualifying criteria:

State of Alaska Journeyman Plumbers Lic. # 000006
 Municipality of Anchorage Journeyman Plumber Lic. #JP-0427
 International Foundation of Employee Benefits Plan # 066998 (labor trustee)

B. List both formal and informal education and training experiences: (Use additional paper if necessary)

1956 Graduate Anchorage High School
 1962 Graduate Plumber Apprentice Training Program

C. List any community service positions, municipal government positions, state positions held, and list any awards received. These include both compensated and uncompensated positions (for example, president of a service organization or a mayor). Also include length of time served in the positions.

Executive Board Member Resource Development Council. 1987.
 Department of Labor Seminar's. Federal 1985. State of Alaska 1986.

D. Employment work history: paid, unpaid or voluntary: (Use additional paper if necessary)

31 year member of Plumbers & Pipefitters Union Local 367. Of which, 19 year's as an officer, including 9 years as a Business Representative and 4 year's as the elected Business Manager.
 Lobbied in Juneau and Washington D.C. on issues concerning labor including the recent changes to the Workmans Compensation Law this past session.

The Office of the Governor and the State of Alaska have an Affirmative Action Equal Employment Opportunity Program. To assist in the program, you are asked to voluntarily answer the following questions to provide the information necessary for reporting purposes. Under State and Federal law, the information you provide will not be used to illegally discriminate against you.

SEX Male Female
 ETHNIC BACKGROUND White Black Hispanic Alaska Native Asian or Pacific Islander American Indian (partial)

Date of Birth	Military Service (if applicable, give dates)
July 25, 1937	California Nat. Guard 1953/55. Alaska Army Reserve 1956/62

CERTIFICATION: I swear that the information I have entered on this form is true to the best of my knowledge. I understand that if I deliberately conceal or enter false information on the form my application may be rejected, I may be removed from the list of eligible candidates or I may be removed from the position. I agree that the Office of the Governor may contact present or former employers or other persons who know me to obtain additional information about my skills and abilities. I understand that the information on this application is public information and may be released through a legal request for such information.

Signature in Ink	Date
	August 2, 1988

QUALIFICATIONS
ALFRED J. FERRARA, SRPA, MAI

EDUCATION

A.B.A. Degree, Business Major, University of Alaska,

Completed Courses I. II. IV. VII and 2-2. conducted by the American Institute of Real Estate Appraisers, and Courses 101, 102, 201 and 301 by the Society of Real Estate Appraisers

Completed numerous short courses on condominium appraising, income properties, multiple regression analysis, statistics, leasehold valuation, report writing, market extractions, professional standards and others

EMPLOYMENT HISTORY

Employed in the Land Office of the Bureau of Land Management, U.S. Department of Interior, prior to Statehood.

From 1959 to 1966 employed by the Alaska Department of Natural Resources, involved in the selection, management and disposal of lands throughout Alaska. Three years of that time was as a Realty Officer in Juneau, Alaska in charge of management, appraisal and disposal of State land throughout Southeastern Alaska.

From 1966 to 1969 as Appraiser and Consultant in Real Estate with Simmons and Wakeland in Anchorage, Alaska

Since 1970 an Appraiser and Consultant in Real Estate with Alaska Valuation Service, Inc., being president of the company since 1981.

PROFESSIONAL AFFILIATIONS

Adjunct Professor with the University of Alaska and Anchorage Community College for Appraisal Teaching, 1974 thru the present. Qualified instructor nationally for the Society of Real Estate Appraisers Course 101 and 102. These courses are taught at the UAA/ACC Anchorage.

During the past 10 years officer or director positions have been held in the Alaska Chapter of the Society of Real Estate Appraisers 8 times including chapter presidency in 1975 & 1981. President of the American Institute of Real Estate Appraisers Alaska Chapter 57 for 1980 and member of the Board of Directors for several years.

1983-1988 Governor and Member of Board of Directors of Society of Real Estate Appraisers, with responsibility of Washington, Idaho, Alaska, Alberta and British Columbia.

1989-1990 National Vice President for the Society of Real Estate Appraisers and member of that organization's executive committee.

Chairman and Member of the Board of the SREA Education Foundation, 1986-1987.

ALASKA VALUATION SERVICE, INC.

Member and holder of MAI designation #5342 with the American Institute of Real Estate Appraisers (currently recertified).

Member and holder of SRPA designation with the Society of Real Estate Appraisers (currently recertified).

Member and holder of the SR1 designation with the Society of Real Estate Appraisers (currently recertified).

Associate member, American Right-Of-Way Association

Associate member, Anchorage Board of Realtors

BUSINESS AFFILIATIONS

Member of the Board of Directors of the State Homebuilders Association

Member of Steering Committee for Energy Rated Homes of Alaska, Inc.

Member of Anchorage East Rotary Club since 1972

Frequent guest speaker and moderator at seminars and meetings related to appraising and real estate

TYPICAL ASSIGNMENTS

Feasibility studies and appraisal for numerous condominium projects in Anchorage, Fairbanks and Juneau areas

Service Station sites for Standard Oil Company, Texaco, Inc., Union Oil Company and Tesoro Petroleum in Central Alaska

School site and other appraisals for State and commercial clients

Condemnation and property sale appraisals for the Alaska Department of Transportation, Municipality of Anchorage, U.S. Fish and Wildlife Service and other agencies

Tide and submerged land appraisals and use studies for private and public clients

Lodge, hotel, motel and restaurant appraisals for business loan purposes for various clients and the Small Business Administration

Land acquisition appraisals for U.S. Coast Guard and Postal Service

Going concern business valuations for a variety of clients

Industrial leaseholds for private and governmental clients

Fish processing plant appraisals for both public and private clients

Easements for the Municipality of Anchorage, State of Alaska and other Federal and Municipal clients

Multi-family, residential and commercial appraisals for all Alaska banks and mortgage companies and several outside banks including Seattle First National Bank, Bank of America, Wells Fargo, First National Bank of Oregon, Mellon Bank and Crocker National

Land and improved property appraisals throughout the State of Alaska for various clients including village corporations and towns, regional Native Corporations, other private clients and state and federal agencies.

Other clients include: ALASCOM, IBM Corporation, U.S. Steel, Homequity Corporation, TICOR Relocation Management Company, American Machine and Foundry, General Foods Corporation, Uniroyal, CSX Corporation, Weyerhouser Mortgage and various others

Qualified expert witness in Masters Hearings, Superior Court, District Court, Bankruptcy Court, Grand Jury and have served as both master and arbitrator in realty matters

Experienced in all types of appraising, including business valuations, condemnation proceedings, estate and historic values, feasibility studies, investment analysis, right-of-way appraisals, subdivision analysis, tax and assessment reviews.

Sue Goodale Sutton

9450 Patricia Place
Juneau, AK 99801
789-5621

RESUME

Work Experience

8/81 to Present **Executive Secretary II/III to Chief of Staff**
PROFS Administrator
Project Coordinator - Employee Recognition Program
State of Alaska, Office of the Governor

Duties: Provide secretarial and administrative support to the Chief of Staff. Responsibilities include scheduling meetings, drafting correspondence, screening calls and walk-in visitors, making referrals, legislative relations, coordinating staff and cabinet meetings. Due to the length of time in this position, am relied upon to provide historical information and guidance throughout State government. Act as liaison between agencies and Chief of Staff. PROFS Administrator duties include training, programming for, and customizing PROFS accounts. In September 1988, designed, implemented and currently manage the Governor's Employee Recognition Program. (This position was upgraded from Executive Secretary II to III in 1982, and presently is more administrative than secretarial.)

Special computer skills:

- Developed and implemented standard formats for Displaywriter correspondence to streamline word processing in Governor's Office
- Self-taught on Macintosh SE; most applications
- Self-taught on PROFS Electronic Mail; taught other members of staff and regional offices; currently PROFS Administrator for Governor's Office
- Developed and implemented PROFS correspondence tracking system between Governor's Office and line agencies
- Developed and/or streamlined existing instructions for PROFS, document transfers from PROFS to various computer systems and vice-versa, and all other computer functions as necessary

11/80 to 8/81 **Executive Secretary I**
State of Alaska, Office of the Governor

Duties: Provided Secretary II support for One Special Assistant and Secretary I support for an additional Special Assistant and a Secretary II. Responsibilities included scheduling meetings, drafting correspondence, screening calls and walk-in visitors, making referrals and other miscellaneous duties as assigned.

6/80 to 11/80 **Legal Secretary**
Robertson, Monagle, Eastaugh & Bradley
Attorneys at Law

Duties: Secretarial/administrative, including word processing (Digital).

Sue Goodale Sutton

2

7/71 to 6/80

Legal Secretary
(out of state)

Nine years as a legal secretary, some as a self-employed free lancer. Four years were spent with a corporate law firm specializing in real estate law, joint ventures and limited partnerships. During this time, was also a sales representative for an automobile dealership and insurance company, and route parcel delivery person for United Parcel Service.

Education

1963-1967

Juneau-Douglas High School

1967-1969

University of Puget Sound, Tacoma, Washington

References available upon request

BOARD: REAL ESTATE APPRAISERS, BOARD OF CERTIFIED

BOARD IDENTIFICATION NUMBER: 154

TITLE: Board of Certified Real Estate Appraisers

DEPT: Department of Commerce and Economic Development

AUTHORITY: AS 08.87.010

STATUS: June 30, 1994

REQUIREMENTS: LEGISLATIVE CONFIRMATION

PROHIBITIONS: Members serve until a successor is appointed. An appointment to fill a vacancy is for the remainder of the unexpired term. A member who has served all or part of two successive terms may not be reappointed unless four years have elapsed since the person has last served.

TERM: 4 years

DESCRIPTION: 5 members appointed by the Governor: At least 1 shall be a person licensed under AS 08 as a general real estate appraiser; at least 1 shall be a person licensed under AS 08 as a residential real estate appraiser; at least 1 shall be an executive in a mortgage banking entity; and at least 1 shall represent the public.

SPECIAL FACTS: Serve at the pleasure of the Governor. Board shall elect a chair from its membership. For initial appointments only: persons are eligible as an appraiser member if the person has at least 10 years of experience as a real estate appraiser or if the person is a designated member in good standing of a real estate appraisal organization that, as of January 1, 1989, required appraisal experience, appraisal education, and testing to become a member, and required adherence to generally accepted standards of professional practice in order to retain designated membership.

FUNCTION: In addition to the powers and duties conferred on the board by AS 08.01, the board shall establish the examination specifications for certification as a general and residential real estate appraiser; adopt rules of professional conduct; and adopt regulations to carry out the purposes of AS 08.01.

COMPENSATION: Standard travel/per diem.

MEETINGS: As needed.

*FOR FURTHER INFORMATION CONTACT: Licensing Examiner, Division of Occupational Licensing, Department of Commerce and Economic Development, P.O. Box 2, Juneau, AK 99811 PHONE: 465-2542
(Revised 1/14/91)

REAL ESTATE APPRAISERS

MEMBER	APPT	REAPT	REAPPT	TERM
Jon "Randy" R Boyd 1926 Stanford Drive Anchorage 99502 Mortgage Banking Executive	90/11/02	0/00/00	0/00/00	93/06/30
Robert A Evans P.O. Box 100384 Anchorage 99510 At-Large	0/00/00	0/00/00	0/00/00	92/06/30
Alfred J Ferrara 550 West 54th Avenue Anchorage 99518 Licensed General Real Estate Appraiser	90/11/02	0/00/00	0/00/00	94/06/30
Chris Guinn 600 University Avenue, No. 100 Fairbanks 99709 Licensed Residential Real Estate Appraiser	90/11/02	0/00/00	0/00/00	94/06/30
Sue G Sutton 9450 Patricia Place Juneau 99801 Public	90/11/26	0/00/00	0/00/00	91/06/30

REVISION DATE: 1/15/91

BOARD: LABOR RELATIONS AGENCY, ALASKA

BOARD IDENTIFICATION NUMBER: 55

TITLE: Alaska Labor Relations Agency

DEPT: Department of Labor

AUTHORITY: AS 23.05.360

STATUS: ACTIVE

REQUIREMENTS: LEGISLATIVE CONFIRMATION

PROHIBITIONS: Not more than two members of the agency may be members of the same political party.

TERM: 3 years.

DESCRIPTION: 3 members appointed by the Governor. One member must have background in management, one member must have a background in labor, and one member from the general public. All must have relevant experience in labor relations matters.

SPECIAL FACTS: May be removed by the Governor only for cause. Must submit an annual report on labor relations problems to the Governor and the Legislature. 2 members constitute a quorum. The Railroad Labor Relations Agency, as described in AS 42.40.730 was repealed and reenacted, effective 7/1/90, to read that the Alaska Labor Relations Agency, established in AS 23.05.360, is the sole railroad labor relations agency.

FUNCTION: Serve as the labor relations agency under the Public Employment Relations Act; serve as the railroad labor relations agency for the Alaska Railroad under the Alaska Railroad Corporation Act.

COMPENSATION: Standard travel/per diem.

MEETINGS: 15-20 times per year.

*FOR FURTHER INFORMATION CONTACT: Department of Labor,
Commissioner's Office, P.O. Box 21149, Juneau, AK 99802-1149
PHONE: 465-2700 (Revised 1/14/91)

LABOR RELATIONS AGENCY

MEMBER	APPT	REAPT	REAPPT	TERM
Robert M Goldberg 1107 West Seventh Avenue Anchorage 99501 Public	90/07/16	0/00/00	0/00/00	93/06/30
Barbara Huff P.O. Box 100392 Anchorage 99510 Labor	90/07/16	0/00/00	0/00/00	92/06/30
H. O. "Red" Williams 1048 Norris Lane Fairbanks 99712 Management	90/07/16	0/00/00	0/00/00	91/06/30

BOARD: ARCHITECTS, ENGINEERS, AND LAND SURVEYORS, STATE BOARD OF REGISTRATION FOR

BOARD IDENTIFICATION NUMBER: 5

TITLE: State Board of Registration for Architects, Engineers, and Land Surveyors

DEPT: Department of Commerce and Economic Development

AUTHORITY: AS 08.48.011

STATUS: June 30, 1993

REQUIREMENTS: LEGISLATIVE CONFIRMATION

PROHIBITIONS: Cannot serve more than all or part of two consecutive terms.

TERM: 4 years

DESCRIPTION: 9 members appointed by Governor: 2 civil engineers; 1 land surveyor; 1 mining engineer; 2 engineers from other branches of engineering; 2 architects; must be 3-year Alaska residents; registered, with at least 5 years professional practice in respective field; and 1 public member.

SPECIAL FACTS: Quorum - not less than 5; Governor may remove for misconduct, incompetency, or neglect of duty; board elects/appoints officers annually; members serve until reappointed/replaced; annual report to Governor and Legislature. Members serve until a successor is appointed. An appointment to fill a vacancy is for the remainder of the unexpired term. A member who has served all or part of two successive terms may not be reappointed unless four years have elapsed since the person has last served. Serve at the pleasure of the Governor.

FUNCTION: Controls registration, revocation of applicants in the architectural, engineering, and land surveying professions.

COMPENSATION: Standard travel/per diem.

MEETINGS: 4 regular meetings per year.

***FOR FURTHER INFORMATION CONTACT: Licensing Examiner, Division of Occupational Licensing, Dept. of Commerce and Economic Development, Box D, Juneau, AK 99811 PHONE: 465-2540 (Revised 1/14/91)**

ARCHITECTS, ENGINEERS, AND LAND SURVEYORS

MEMBER	APPT	REAPPT	REAPPT	TERM
Rajeev Dhargava 301 East Fireweed Lane Anchorage 99503 Engineer	84/11/14	88/09/02	0/00/00	92/07/01
Robert B Boswell 543 Third Avenue, Rm 206 Fairbanks 99701 Engineer Chair	81/11/16	87/10/01	0/00/00	91/07/01
George W Davidson E.M.P.S./P.O. Box 32317 Juneau 99803 Civil Engineer	90/06/15	0/00/00	0/00/00	94/07/01
Phil R Holdsworth 326 Fourth Street, #1009 Juneau 99801 Mining Engineer	88/09/02	0/00/00	0/00/00	91/07/01
Patrick Kalen 1041 Chena Ridge Road Fairbanks 99709 Land Surveyor	88/09/02	0/00/00	0/00/00	92/07/01
Jacquelyn R Luke 550 West Seventh, Ste. 1600 Anchorage 99501 Public	86/10/30	90/06/15	0/00/00	94/07/01
Roy Peratrovich, Jr. 12581 Beachcomber Drive Anchorage 99515 Civil Engineer	88/09/02	89/10/20	0/00/00	93/07/01
Alan Rogers P.O. Box 34401 Juneau 99803 Architect	88/09/02	0/00/00	0/00/00	92/07/01
Sandra L Sampson Jones 3000 A Street, Suite 202 Anchorage 99503 Architect	83/10/19	89/10/20	0/00/00	93/07/01

Alaska State Legislature



House of Representatives House Judiciary Committee

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4990

January 28, 1986

Honorable Ben Grussendorf
Speaker of the House
P.O. Box V
Juneau, AK 99811

Dear Mr. Speaker:

The House Judiciary Committee held a hearing on January 28, 1986 on the qualifications of Harold M. Brown to be confirmed as Attorney General, principal executive officer of the Department of Law.

The Committee finds that Harold Brown is qualified to serve as Attorney General and recommends his confirmation by the Legislature.

Concurring:

Handwritten signature of M. Mike Miller.

M. Mike Miller, Chairman

Handwritten signature of John Sund.

John Sund, Vice-Chairman

Handwritten signature of Don Clocksin.

Don Clocksin

Handwritten signature of Max Gruenberg.

Max Gruenberg

Handwritten signature of Fritz Petryjohn.

Fritz Petryjohn

Handwritten signature of Randy Phillips.

Randy Phillips

Handwritten signature of Robin Taylor.

Robin Taylor



Alaska State Legislature

HOUSE OF REPRESENTATIVES
COMMITTEE ON RESOURCES

POUCH V
JUNEAU, ALASKA 99811
(907) 485-2718

May 1, 1987

The House Committee on Resources has considered recommendations in a confirmation hearing for Nicholas Jackson, Board of Game.

<u>Do Confirm</u>	<u>Do Not Confirm</u>	<u>Other Recommendations</u>
<u>Wade Koopce</u>	_____	_____
<u>Adelheid Herrmann</u>	_____	_____
<u>Heinrich Springs</u>	_____	_____
<u>Sam Cost</u>	_____	_____
<u>Bill Stoltz</u>	_____	_____
<u>John Smith</u>	_____	_____
<u>Lynn Hoff</u>	_____	_____
<u>Mike Yarnall</u>	_____	_____
<u>Cliff Davidson</u>	_____	_____

Adelheid Herrmann
Co-Chair

Sam Cost
Co-Chair



Alaska State Legislature

HOUSE OF REPRESENTATIVES
COMMITTEE ON RESOURCES

POUCH V
JUNEAU, ALASKA 99811
(907) 488-3718

April 17, 1986

Shultz

The Honorable Ben Grussendorf
Speaker of the House
House of Representatives
Juneau, AK 99811

Dear Mr. Speaker:

Pursuant to you instructions, and in accordance with AS 39.05.080, the House Committee on Resources has had under consideration the Governor's appointment named as:

Board of Game

Ms. Brenda Johnson, Nome

Members of the Resources Committee have signed below indicating their individual recommendations to the House concerning the individual's confirmation.

Members Recommending to Confirm:

<i>Adelheid Herrmann</i>	_____
<i>Betty Cato</i>	_____
<i>David W. Thompson</i>	_____
<i>Key Wallis</i>	_____
<i>[Signature]</i>	_____

Members With Other Recommendations:

<i>Dick Shultz</i>	<i>Do not Conf</i>	_____
<i>M.W. Miller</i>	<i>No REC.</i>	_____
<i>Roger Jones</i>	<i>No Rec.</i>	_____

This report does not necessarily indicate an intention to vote for or against the individual named at the time of the joint session on confirmation.

Sincerely,

Dick Shultz
Representative Dick Shultz
Co-Chair
House Committee on Resources

Sincerely,

Adelheid Herrmann
Representative Adelheid Herrmann
Co-Chair
House Committee on Resources

Alaska State Legislature



House of Representatives House Judiciary Committee

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4990

Stamp

February 1, 1985

Honorable Ben Grussendorf
Speaker of the House
Pouch V
Juneau, Alaska 99811

Dear Mr. Speaker:

The House Judiciary Committee gives the following individual recommendations on the appointment of Andonia Harrison to the Board of Governors of the Alaska Bar.

<u>Confirm</u>	<u>No Recommendation</u>	<u>Reject</u>
<i>[Signature]</i>	<i>[Signature]</i>	
<i>[Signature]</i>		
<i>[Signature]</i>		
<i>[Signature]</i>		
<i>[Signature]</i>		

[Signature]
Mike Miller, Chairman

Alaska State Legislature



House of Representatives House Judiciary Committee

Pouch V
State Capitol
Juneau, Alaska 99811
(907) 465-4990

January 28, 1986

Stuyple

Honorable Ben Grussendorf
Speaker of the House
P.O. Box V
Juneau, AK 99811

Dear Mr. Speaker:

The House Judiciary Committee held a hearing on January 28, 1986 on the qualifications of Harold M. Brown to be confirmed as Attorney General, principal executive officer of the Department of Law.

The Committee finds that Harold Brown is qualified to serve as Attorney General and recommends his confirmation by the Legislature.

Concurring:

Handwritten signature of M. Mike Miller.

M. Mike Miller, Chairman

Handwritten signature of John Sund.

John Sund, Vice-Chairman

Handwritten signature of Don Clocksin.

Don Clocksin

Handwritten signature of Max Gruenberg.

Max Gruenberg

Handwritten signature of Fritz Pettjohn.

Fritz Pettjohn

Handwritten signature of Randy Phillips.

Randy Phillips

Handwritten signature of Robin L. Taylor.

Robin Taylor

March 15, 1989

The Honorable Tim Kelly
President
Alaska State Senate
P. O. Box V
Juneau, Alaska 99811

Dear Senator Kelly:

In accordance with AS 39.05.080, the Senate Finance Committee reviewed the qualifications of Richard J. Stitt, Sr. reappointment to the Alcoholic Beverage Control Board. There were no stated objections to confirmation of Mr. Stitt by committee members. This does not reflect an intent by any of the members to vote for or against him during any further sessions for the purpose of consideration.

Respectfully,

Senator Rick Uehling, Co-chairman

Senator John Binkley, Co-chairman

Members:

Senator Jim Duncan

Senator Paul Fischer

Senator Steve Frank

Senator Drue Pearce

Senator Fred Zharoff

of the witness on the subject testified upon; and

(D) each amendment formally considered by the committee, the name of the member moving adoption of the amendment, the action taken on the amendment, and the yeas and nays if a committee member has requested a roll call vote on adoption of an amendment;

(3) maintain a chronological file of minutes, copies of which shall be made available upon request;

(4) make available to the Legislative Affairs Agency a copy of all minutes of committee meetings during the session for entry of the minutes as a data base on the legislative computer system;

(5) at the end of the second session of each legislature, deliver to the legislative reference library

(A) a binder that contains an index and copies of all minutes filed by date;

(B) tapes of committee meetings and logs for those tapes prepared under (1) of this subsection; and

(C) a file for each bill or subject considered by the committee that includes written testimony submitted to the committee, state agency position papers and memoranda, bill drafts considered by the committee, letters of intent adopted by the committee, and other materials of research value.

COMMITTEE REFERRAL AND ACTION

RULE 24. COMMITTEE REFERRAL AND ACTION. (a) A committee acts on all bills referred to it and reports its actions and recommendations to the house as soon as practicable. Committee reports must be in writing and the report must be signed by a majority of the members of the committee. The report will note the recommendation of each member signing the report.

(b) When a bill is reported back by a committee without at least one "Do Pass", unless the bill has a subsequent referral or referrals of record, the presiding officer shall put the question "Shall the bill be referred to the Rules Committee for placement on the calendar for second reading notwithstanding the report of the committee(s)?" If the bill has a subsequent referral or referrals of record, the question shall not be put until the last committee has reported and unless all reports are without at least one "Do Pass". The question is debatable and if a majority of the membership of the house votes in the negative, the bill is lost.

(c) If a committee has more than one bill on the same subject or if it finds it necessary to revise a bill substantially, it may report out a substitute bill and recommend that the substitute be accepted for second reading in the place of the original bill. A committee of the second house may not report a

Uniform Rules

enrollment is being waived. If enrollment is waived, and the presiding officer of the other house consents, the first page and signatory pages of the bill will be enrolled and then affixed to the engrossed bill along with any certified amendments and when signed by the officers of both houses will be transmitted to the governor with a letter noting that enrollment was waived. Engrossment of such bills may also be waived in the same manner.

TIME LIMIT ON INTRODUCTION

RULE 44. TIME LIMIT ON INTRODUCTION. No bill or resolution other than one sponsored by a standing committee may be introduced after the thirty-fifth day of the second regular session of the legislature.

VETOED BILLS

RULE 45. VETOED BILLS. The governor may veto a bill or by veto strike or reduce an item in an appropriation bill. The governor shall return the vetoed bill or the bill in which an appropriation item was stricken or reduced with a statement of objections to the house of origin. The receipt of the bill and veto statement are noted in the journal, and the other house is promptly requested to meet in joint session to reconsider passage of the vetoed bill or item. The vote on reconsideration of a vetoed bill or item is entered in the journal of both houses. Bills to raise revenue and appropriation bills or items, although vetoed, become law upon reconsideration by the affirmative vote of three-fourths of the full membership of the legislature sitting in joint session as one body. Other vetoed bills become law upon reconsideration by the affirmative vote of two-thirds of the full membership of the legislature sitting in joint session as one body (Secs. 15 and 16, Art. II, State Constitution). Bills vetoed after adjournment of any regular session shall be returned with a statement of the governor's objections to the Legislative Affairs Agency and may be reconsidered by the full membership of the legislature sitting as one body not later than the fifth day after the next regular session or any intervening special session convenes during that legislature.

CONFIRMATION OF APPOINTMENTS

RULE 46. CONFIRMATION OF APPOINTMENTS. Appointments by the governor are made pursuant to AS 39.05.-080. Such appointments are subject to confirmation by a majority vote of the full membership of the legislature in joint session. (Secs. 25 and 26, Art. III, State Constitution)

BILLS AND RESOLUTIONS CARRY OVER

RULE 47. BILLS AND RESOLUTIONS CARRY OVER. Bills and resolutions introduced in the first regular session of a legislature which are not passed or not withdrawn, defeated, vetoed, or indefinitely postponed, carry over into the second regular session of the same legislature in the same reading or status they were in at the time of adjournment.

CHAPTER 64
COMMITTEE REPORTS

Sec. 672. Form of Committee Reports

1. Every bill reported by a committee must be accompanied by a written report. The bill should be returned with its report but should not be permanently attached to it.
2. A committee should report only such recommendations as have been agreed upon by a majority vote at a meeting to which all members were invited, and at which a quorum was present.
3. A committee report should make a distinct recommendation concerning each bill or question reported by it, but one report may recommend concerning several bills.
4. When a committee has not been able to agree on a bill, it may report the bill back without recommendation.
5. When an amendment was pending when a bill was referred to committee, the committee should report on the amendment, but when a motion to postpone indefinitely was pending, it may be regarded as defeated by the reference and so may be ignored.
6. When resolutions are required to carry into effect the recommendations of a committee on matters submitted to it, the appropriate resolutions should be prepared by the committee and submitted with its report.
7. A committee report does not necessarily contain a recommendation but may simply report facts.

Section 672—

Hughes, Secs. 772, 773, 820, 825-833; Reed, Sec. 76; Sturgis, p. 124.

8. The report of a committee appointed to investigate or report upon any matter should be accompanied by formal resolutions covering all recommendations concerning the matter referred to it, so that when the report is made, no motion is necessary except to adopt the resolutions.

Sec. 673. Preparation of Committee Reports

1. In other than simple routine reports, when the general nature of the report to be made has been agreed upon, some member of the committee should be directed to prepare the report. No one has authority to make a report for a committee except as authorized by the committee.
2. Usually the committee chairman prepares a draft of the report and submits it for the approval of the full committee. The chairman is never justified in making a report which has not been approved by the committee.

Sec. 674. Authentication of Committee Reports

1. Committee reports must be authorized by a majority of a quorum meeting as a committee, but it is not necessary that the report be signed by all members agreeing to it.
2. In cases where the rules require that a majority of the members of a committee sign the report, the signatures of members not in accord with the report may not be questioned.

Section 673—

Hughes, Secs. 704-770; Sturgis, p. 125; Reed, Sec. 80.

Section 674—

Paragraph 1—

Hughes, Sec. 771; Reed, Sec. 70.

Paragraph 2—

Hughes, Sec. 780.

APUC

Confirmation
1991

Peter Sokolov
11100 Magnolia Street
Anchorage, AK 99516
April 17, 1991

APR 19 1991

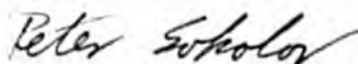
Representative David Finkelstein
P.O. Box V
Juneau, AK 99811

RE: Confirmation of Peter Sokolov's Reappointment
to the Alaska Public Utilities Commission

Dear Representative Finkelstein:

Thank you for your vote in the House Labor and Commerce Committee supporting my reappointment to the Alaska Public Utilities Commission. For your reference, I am enclosing a letter I sent other Legislators giving my reasons for desiring reappointment and requesting their vote in favor of my confirmation.

Sincerely,



Peter Sokolov

Peter Sokolov
11100 Magnolia Street
Anchorage, AK 99516
April 17, 1991

Representative David Finkelstein:
P.O. Box V
Juneau, AK 99811

RE: Confirmation of Peter Sokolov's Reappointment to the
Alaska Public Utilities Commission

Dear Representative Finkelstein:

I am writing to request your vote to confirm my reappointment to the engineering seat on the Alaska Public Utilities Commission. I joined the Commission in 1976 as a Utilities Engineer, became Chief Engineer in 1979 and, in 1987, was appointed by Governor Cowper to serve out the remaining term on the Engineering seat that ended on October 31, 1990. On December 1, 1989 I was appointed Chairman and on October 23, 1990, Governor Cowper reappointed me to the engineering seat for a new 6-year term that began on Nov 1, 1990.

On reappointment by Governor Cowper in 1990, my name was properly submitted to the Legislature for confirmation. However, Governor Hickel has attempted to "withdraw" my name from consideration by the Legislature, to prevent it from exercising its constitutional confirmation powers. Governor Hickel has also wrongfully removed me from the Commission, in violation of a statute which provides that I may not be removed from office without the Legislature's consent.

Despite Governor Hickel's actions, the House Judiciary Committee has concluded that my name is properly before the Legislature for confirmation. I respectfully request your favorable vote.

Governor Hickel Has Attempted to Nullify the Legislature's Confirmation and Removal Powers. I was timely reappointed by Governor Cowper to a term that began on November 1, 1990. A copy of the letter of appointment (attached) was sent to the Chief Clerk of the House of Representatives and to the Senate Secretary, to permit the Legislature to carry out its confirmation powers under Article III, Section 26 of the Alaska State Constitution.

The Legislature has clearly provided that an APUC Commissioner may be removed only "by and with the consent of a majority of the legislature" (AS 42.05.035). Despite that statute, In January of this year Don Tanner in Governor Hickel's office

informed me by letter (attached) that my appointment had been "withdrawn," and that I was to vacate my office. As Mr. Tanner's letter also states, Governor Hickel is attempting to appoint Don Schroer, who is not an engineer, to serve out the remainder of my six-year term.

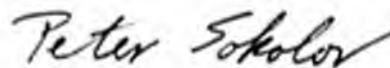
Legislative counsel has advised, in a written legal memorandum dated December 26, 1990, that once an appointment to the APUC is complete, the appointee may be removed only if the Legislature fails to confirm the appointment, or if the Legislature consents to removal under AS 42.05.035. Neither has occurred in my case. The effect of Governor Hickel's "withdrawal" of my appointment, if the Legislature allows it to stand without challenge, is to nullify the Legislature's constitutional and statutory powers.

Governor Hickel's Action May Affect the Decision-Making Process of the APUC. I believe strongly in an APUC that is impartial and sheltered to some extent from the short-term upheavals of partisan politics, while maintaining the power of the elected government officials to set the policies over the longer term. Governor Hickel's removal of a duly appointed APUC Commissioner without cause and without legislative consent constitutes a precedent that places the Commission's decision making process under increased political pressure. Since all APUC Commissioners' terms expire on October 31 or November 1, it seems that there was a clear intent to isolate commissioners from the outcome of gubernatorial elections and allowing the incumbent Governor to decide on APUC reappointments.

I Am Well-Qualified to Serve on the APUC. The Legislature by statute has required that one APUC seat must be filled by an engineer (AS 42.05.040). I have highly relevant work experience in both the private sector and the APUC, as summarized in my resume. I have been with the APUC as an engineer for more than fourteen years and thus am well acquainted with Alaskan utilities and the problems they face, especially in rural areas.

I wish to continue serving on the APUC and complete the work that I have already begun on the important issues before the Commission. I would deeply appreciate your support, and your vote in favor of my confirmation.

Sincerely,



Peter Sokolov

RESUME OF:

Peter Sokolo
11100 Magnolia Street
Anchorage, Alaska 99516
Phone: (907) 346-2480

PROFESSIONAL EXPERIENCE:

- Alaska Public Utilities Commission (APUC), Chairman, December 1989 - February, 1991. Responsible for coordinating the work of the five Commissioners in establishing agency policies and priorities, and in effectively adjudicating matters that are before the Commission.
- APUC, Commissioner (Engineering seat), July 1987 - February 1991. Participated in hearings and provided engineering expertise to my colleagues in the adjudication of cases.
- APUC, Chief Engineer, 1979 - July 1987. The primary responsibility was to assure that the section developed well founded positions on engineering issues and presented effective testimony before the Commission. I also carried my own case load of the more substantive cases, thus gaining an in-depth knowledge of Alaskan utilities and the unique problems they encounter in rural areas.
- APUC, Utilities Engineer III, 1976 - 1979. In 1979, I served as a member of the Federal Communications Commission Joint Board Staff and advocated Alaska's position on national telecommunications issues.
- New York Telephone, District Engineering Manager, Data TV and Radio. 1975 - 1976. Supervised 60 engineers who were responsible for the design of all voice, wideband data and network television terminal equipment installations in Manhattan.
- New York Telephone, District Engineering Manager, Central Office, 1974 - 1975. Supervised 140 engineers and support personnel. Responsible for all central office engineering for downtown Manhattan (i.e. the financial district).
- Bell System Center for Technical Education, Lisle, Illinois, Instructor, 1971 - 1974. On special assignment to teach the Central Office equipment and the Statistics/Operations segments of the "Elements of Communications Technology" (ECT) program. This program was part of the Bell System's Management Development Program where promising employees throughout the United States and Canada were given an introduction to the technical aspects of telephone company management.

New York Telephone, Supervising Engineer, Engineer, Assistant Engineer, 1965 - 1971. Progressed through various sections of the company's engineering department.

United States Information Agency, Technical Exhibit Guide 1964 - January 1965. Toured the Soviet Union with the United States Information Agency's "Communications USA" Exhibit. Because of my engineering background and fluency in Russian, I was assigned to the Technical Director's office to assist in answering questions that required in-depth technical responses.

EDUCATION:

Northwestern University, Evanston, Illinois.
Bachelor of Science in Electrical Engineering - 1960.
Master of Science (Electrical Engineering) - 1963.

University of Connecticut, Stamford, Connecticut.
Master of Business Administration - 1975.

Bell System. Completed ECT program and courses in Microwave Circuit Design, Data Circuit Testing, Central Office Maintenance Administration, #5 Crossbar Design, #1 ESS, and Engineering Economics.

OTHER:

Registered Professional Engineer - Alaska & New York.
Born: June 29, 1936, in Leghorn, Italy.
U.S Citizen
Married

RESUME OF:

Peter Sokolov
11100 Magnolia Street
Anchorage, Alaska 99516
Phone: (907) 346-2480

PROFESSIONAL EXPERIENCE:

Chairman, Alaska Public Utilities Commission, December 1989 - February, 1991. Responsible for the effective operation of the agency. This included coordinating the work of the five Commissioners to establish agency policies, to effectively adjudicate matters that are before the Commission, and to set agency priorities. In addition, I continued to fulfill my responsibilities as Engineering Commissioner.

Commissioner (Engineering seat), Alaska Public Utilities Commission, July 1987 - December 1989. Participated in hearings, adjudication and decision of numerous cases including the establishment of new cost allocation methodologies by which long distance companies compensate local telephone companies (separations & access charges), regulations governing competition in long distance telephone services, and a new rate structure for Alascom.

Chief Engineer, Alaska Public Utilities Commission, 1979 - July 1987. Supervised a staff of five engineers and one draftsman. The primary responsibility was to assure that the section developed well founded positions on engineering issues and presented effective testimony before the Commission. I also carried my own case load of the more substantive telecommunications cases, including the acquisition of RCA Alascom by Pacific Telecom, Inc., the failure of the Automatic Electric CXP-5 switch in Bethel, the investigation of central office and outside plant engineering deficiencies of Glacier State Telephone Company (then owned by Contel), and the excessive plant investments in Centrex hardware and software by the Anchorage Telephone Utility. In 1986 I performed a partial management audit of Alaska Village Electric Cooperative and addressed weaknesses in their organizational structure, project control and operations.

Utilities Engineer III, Alaska Public Utilities Commission, 1976 - 1979. Responsible for the analysis of issues dealing with telecommunications and the presentation of "expert testimony" before the Commission. In 1979, I served as a member of the Federal Communications Commission Joint Board Staff and advocated Alaska's position on national telecommunications issues. In 1976/77, as part of my responsibilities, I closely monitored the construction of the RCA Alascom Single Channel Per Carrier (SCPC) satellite network using California Microwave earth stations and evaluated the practicality of a SCPC Demand Assignment Multiple Access (DAMA) network as advocated by IT&T.

New York Telephone, District Engineering Manager, Data TV and Radio. 1975 - 1976. Supervised 60 engineers. Responsible for the design of all voice, wideband data and network television terminal equipment installations in Manhattan, including data transmission equipment at the New York Stock Exchange and the microwave and baseband cable network that interconnected the studios of the three television networks. During this period I was a member of the Network Transmission Committee, a national committee composed of the chief engineers from ABC, CBS, NBC and PBS and representatives from Bell Labs, AT&T Long Lines and New York Telephone, that addressed deficiencies in the cross-continental microwave transmission of television signals.

New York Telephone, District Engineering Manager, Central Office, 1974 - 1975. Supervised 140 engineers and support personnel. Responsible for all central office engineering for downtown Manhattan (i.e. the financial district). Coordinated the effort to substantiate Central Office equipment losses in excess of \$50 million caused by the Second Avenue wire center fire.

Bell System Center for Technical Education, Lisle, Illinois, Instructor, 1971 - 1974. Was one of five instructors for the 13-week "Elements of Communications Technology" (ECT) program. This intensive program, consisting of five concurrent courses in voice transmission, carrier transmission, central office engineering, management science and engineering economics, was a segment of the Bell System's Management Development Program where promising employees throughout the United States and Canada with 4-year technical degrees were given an introduction to the technical aspects of telephone company management. I taught the management science course for four 13 week sessions and the central office engineering course for three 13-week sessions. Both courses placed considerable emphasis on queuing theory, traffic engineering, network theory and network design. In 1971 I co-developed and taught a one week course in Linear Programming for Division and Department Head managers at AT&T. Case studies included the application of Linear Programming to operator scheduling and network design.

New York Telephone, Supervising Engineer, Engineer, Assistant Engineer, 1965 - 1971. Progressed through various sections of the company's engineering department including Plant Extension, Private Line, Picturephone, Centrex, Microwave Transmission, Voiceband Data and Wideband Data.

United States Information Agency, Technical Exhibit Guide 1964 - January 1965. Toured the Soviet Union with the United States Information Agency's "Communications USA" Exhibit.

Because of my technical background and fluency in Russian, I was assigned to the Technical Director's office to assist in answering questions that required in-depth technical responses.

EDUCATION:

Northwestern University, Evanston, Illinois. Bachelor of Science in Electrical Engineering - 1960.

Northwestern University, Evanston, Illinois. Master of Science (Electrical Engineering) - 1963.

University of Connecticut, Stamford, Connecticut. Master of Business Administration - 1975.

Bell System. Completed ECT program and courses in Microwave Circuit Design, Data Circuit Testing, Central Office Maintenance Administration, #5 Crossbar Design, #1 ESS, and Engineering Economics.

Northern Telecom. One week course on the DMS-10 switch.

PROFESSIONAL REGISTRATION:

Registered Professional Engineer - State of Alaska (EE4417) & New York

OTHER:

Familiar with MS/DOS, Lotus, Wordperfect, Fortran, Basic
Fluent in Russian

PERSONAL:

Born: June 29, 1936, in Leghorn, Italy.
Married, no children.

WALTER J. HICKEL
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR

JUNEAU
January 29, 1991

Mr. Peter Sokolov
Alaska Public Utilities Commission
1016 West 6th Avenue
Anchorage, AK 99501

Dear Mr. Sokolov:

On behalf of the people of Alaska, I would like to thank you for your dedicated service to Alaska as a member of the Alaska Public Utilities Commission.

It is with regret that I must confirm Governor Hickel's decision to withdraw your reappointment to the Alaska Public Utilities Commission. Your name will not be forwarded to the legislature for confirmation of your appointment by former Governor Cowper. Effective January 23, 1991, Governor Hickel appointed Don Schroer to serve out your remaining term. Your replacement's name will be forwarded to the legislature for confirmation during this session.

Please take all reasonable and prudent actions to vacate this office quickly so that Governor Hickel's new appointee can assume his duties. I trust that you will assist him with the difficult transition that he faces in assuming the substantial duties as chairman of the Alaska Public Utilities Commission.

Your continued involvement with state issues and your commitment to public service is deeply appreciated.

Best regards,

A handwritten signature in cursive script that reads "Don Tanner".

Don Tanner
Director
Boards and Commissions

STEVE COWPER
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

November 8, 1990

Mr. Peter Sokolov
11100 Magnolia Street
Anchorage, AK 99516

Dear Peter,

I want to express my sincere appreciation for the many hours which you have given to the State of Alaska as a member of Alaska Public Utilities Commission. I am pleased to re-appoint you to another term ending October 31, 1996. Again, you will possess the authority to exercise the powers and perform the duties of your office pending confirmation by the Legislature. With this reappointment, you will continue in the position of Chair of APUC until your Chair term expires on December 1, 1993.

Enclosed is an updated identification card to facilitate your travel as a board member. Please use these card privileges only during official state business. If you should resign your appointment before your term expires, please return the card to my Boards and Commissions Office.

We Alaskans appreciate your continuing and important contribution to our citizens and state. Thanks for doing your part.

Sincerely,

A handwritten signature in cursive script, appearing to read "Steve Cowper".

Steve Cowper
Governor

Enclosure

DIVISION OF LEGAL SERVICES

LEGISLATIVE AFFAIRS AGENCY STATE OF ALASKA

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Court Plaza, Room 500
Mail Stop 3101

MEMORANDUM

February 19, 1991

SUBJECT: Legislative Designation of Qualifications for Members of Boards and Commissions (Work Order No. 17LS-0661)

TO: Representative Dave Donley

FROM: Jerry Luckhaupt
Legislative Counsel

You have requested an opinion concerning the legislature's authority to designate qualifications for membership on boards and commissions created by the legislature. I hereby respond as follows.

Art. III, § 26 of the Alaska Constitution provides:

When a board or commission is at the head of a principal department or a regulatory or quasi-judicial agency, its members shall be appointed by the governor, subject to confirmation by a majority of the members of the legislature in joint session, and may be removed as provided by law. They shall be citizens of the United States. The board or commission may appoint a principal executive officer when authorized by law, but the appointment shall be subject to the approval of the governor.

This section provides that the governor shall appoint the members of boards and commissions that are "at the head of a principal department or a regulatory or quasi-judicial agency." Art. III, § 26 provides a general qualification that all appointees to these boards and commissions shall be United States citizens. Other than this general requirement the section does not provide any direction concerning the designation of qualifications for membership on particular boards or particular seats on boards.

In Bradner v. Hammond, 553 P.2d 1 (Alaska 1976), the Alaska Supreme Court recognized that implicit in the Alaska Constitution is the doctrine of separation of powers. That doctrine, that one branch of government may not exercise the powers committed to another branch, is designed to avoid the "tyrannical aggrandizement of

Representative Dave Donley

February 19, 1991

Page 2

power by a single branch of government. . ." Bradner, supra, at 5. The Bradner decision also recognized that our constitution envisioned a strong executive and "that the appointment of executive officers is an executive function. . ." Bradner, supra, at 6.

"The legislative power of the State [though] is vested in a legislature. . ." Art. II, § 1, Alaska Constitution. "Legislative power" is the power of the legislature "to make laws and such power is reposed exclusively in such body though it may delegate rule making and regulatory powers to departments in the executive branch." Black's Law Dictionary.

As part of its law making power the legislature may determine that the best way for a particular law to be implemented or enforced is by the establishment of a board or commission to administer the law. In fact, such appears to be expected by art. III, § 26 of our constitution. In creating the board or commission it seems only reasonable that the legislature may establish qualifications for the members of the board or commission who are going to be implementing the particular law enacted by the legislature. The legislature may want persons with experience in the field or area to be regulated, or with some other qualifications or training, to administer the law. By enacting qualifications for members of boards or commissions, the legislature is not selecting a particular person to be on the board or commission (which power is provided solely to the governor) but only specifying that certain qualifications are necessary for any person selected by the governor to serve on the particular board or commission. The governor may still select the individual he wants to be on the board or commission, provided the person has the qualifications the legislature has specified as being necessary. As such, it appears that the governor's appointment power is not invaded or restricted by the legislature's enactment of reasonable qualifications for membership on boards and commissions.

This view is consistent with the general rule of law concerning the prescription of qualifications for public office by the legislature.

Subject to constitutional restrictions, the legislature has the right to prescribe the qualifications of officers to be elected or appointed to state offices created by it. . .

81 A, C.J.S., States, § 83, at p. 460.

And:

Subject to such limitations as may be imposed by the constitution, the power to fix the qualifications of public officers or employees may be exercised by the legislature. The qualifications for, or conditions of, public employment may not be arbitrary, but must be reasonable and

Representative Dave Donley

February 19, 1991

Page 3

based on substantial grounds which are natural and inherent in the subject matter of the legislation.

67 C.J.S., Officers, § 16, at p. 256 - 57.

Various state courts have reached this same conclusion and have upheld legislative designations of qualifications for public offices, such as, memberships on a board or commission. See, e.g., State v. Matassarini, 114 Kan. 244, 217 P. 930 (1923); State v. Eischen, 76 N.W.2d 385 (Minn. 1956); Humane Society of the United States v. New Jersey Fish and Game Council, 70 N.J. 565, 362 A.2d 20 (1976); Landes v. North Hempstead, 20 N.Y.2d 417, 284 N.Y.S.2d 441 (1967); Hurd v. Freeland, 442 P.2d 344 (Okla. 1966); State v. Wells, 112 N.W.2d 601 (S.D. 1961); State v. Millsap, 605 S.W.2d 366 (Tex. App. 1980).

This view is also consistent with the statements of the framers of our constitution at the constitutional convention. It was apparently their belief that qualifications for membership should be stated in the statutes authorizing the particular board or commission. In discussing residency requirements and qualifications of board members, Delegate V. Rivers stated:

The board or the commission would be established by law, and we presume they might have some requirements in the law, but that leaves it open to the legislature to make the decision on it.

Alaska Constitutional Convention Proceedings (ACCP), at p. 2038. And, "I for one would prefer to see the statute provided [sic] rather than the constitution provide for board member qualifications." ACCP, at p.2039.

Further, at least three Alaska Attorney General opinions or letters of advice have concluded that the legislature may prescribe reasonable qualifications for gubernatorial appointments to boards or commissions. Opinion from R. Pegues to H. Beirne, 04/23/81; Opinion from R. Pegues to Governor Hammond, 08/13/79; Opinion from G. Schaible to Governor Cowper, 05/24/88. Copies of these opinions are attached.

An examination of these authorities reveals at least two areas of caution. First, a legislative attempt to require the governor to appoint an individual selected by some other group could be found by a court to be violative of the governor's appointment power under art. III, § 26. See, e.g., the Attorney General's opinion from R. Pegues to H. Beirne attached hereto. At least two states that have considered this issue, based of course on their own constitutional provisions, have ruled that delegating the selection of individuals to some other group and requiring the governor is to make his appointments from the names submitted by those groups is proper. Humane Society of the United States v. New Jersey Fish and Game Council, *supra* (New Jersey's constitution is similar to ours and was a model used by our framers); State

Representative Dave Donley
February 19, 1991
Page 4

v. Eischen, supra. Second, since our constitution already provides a residency requirement in art. III, § 26 (that being that all members of boards and commissions must be United States citizens), it is possible that a court could find that the imposition of a state residency requirement would be improper. See the Attorney General's opinion from R. Pegues to Governor Hammond attached hereto.

It therefore appears that the legislature may prescribe reasonable qualifications for art. III, § 26, boards and commissions, that are reasonably related to the position or to the aim of the legislation and which do not interfere with the governor's appointment power or with qualifications set out in the constitution.

If you have further questions, please contact me at your convenience.

GPL:mi/pl
91-032.mai

Enclosure

DIVISION OF LEGAL SERVICES

LEGISLATIVE AFFAIRS AGENCY STATE OF ALASKA

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Court Plaza, Room 500
Mail Stop 3101

MEMORANDUM

February 6, 1991

SUBJECT: Governor's Appointment to APUC (Work Order No. 17-LS0366)

TO: Senator Pat Pourchot

FROM: Tamara Brandt Cook
Director *TBC*

Gerald P. Luckhapt *GL*
Legislative Counsel

You have asked the following questions: (1) May the governor switch the members of the Alaska Public Utilities Commission among the various seats, for example from a public seat to engineering seat; (2) If seats may be switched, does the term go with the member or stay with the seat; (3) Who or what determines when the term of an appointee begins and when the appointee goes on the payroll, and may the governor, prior to confirmation, instruct an appointee to take office? We hereby respond as follows.

The facts as we understand them are that Mr. Sokolov was reappointed to the engineering seat on the APUC for a six year term upon the expiration of his first term by Governor Cowper. Mr. Sokolov took office and exercised the duties of his office until his recent dismissal by Governor Hickel. Mr. Foster was appointed, and confirmed by the legislature, to a consumer seat for a six year term approximately four years ago. Governor Hickel has now moved Mr. Foster from his consumer seat to the engineering seat which was opened up by Mr. Sokolov's dismissal. Mr. Foster continues to serve the term he was originally appointed to (for the consumer seat) while Mr. Schoer, who was appointed to the consumer seat by Governor Hickel, is serving the six year term vacated by Mr. Sokolov.

Technically, the switching of a board member from one seat to another on a board would appear to constitute the removal and reappointment of the member, especially if the seats are earmarked for individuals with particular qualifications, such as the case where a member is moved from a public seat to an engineering seat. Accordingly, if the legislature has the authority to designate seats for individuals with