

**ALASKA LEGISLATURE COMMITTEE FILES 1999-2000 00 / 2**

**9896 HOUSE LABOR & COMMERCE**

(9) a statement that the person successfully completing the course meets the requisite training for asbestos certification under TSCA Title II; and

(10) a signed statement certifying that the training records outlined in paragraphs (1) through (9) of this subsection, are accurate for each training course provided by the department approved instructor. (Eff. / / , Register )

8 AAC 61.790 is amended to read:

8 AAC 61.790. DEFINITIONS. In 8 AAC 61.600 - 8 AAC 61.790

(1) "asbestos abatement work" means all activities involved in work as provided in 29 C.F.R. 1915.1001(a), 29 C.F.R. 1926.1101(a) and response action as defined in subsection (16) of this section[ANY ACTIVITY INVOLVING THE DEMOLITION, REMOVAL, ENCLOSURE, RENOVATION, OR ENCAPSULATION OF FRIABLE ASBESTOS MATERIALS, BUT DOES NOT INCLUDE SMALL-SCALE, SHORT-DURATION MAINTENANCE WORK AS DEFINED AT ALASKA OCCUPATIONAL SAFETY AND HEALTH REGULATIONS, SUBCHAPTER 05, SECTION 045(B)(17), ADOPTED BY REFERENCE IN 8 AAC 61.010; OR REMOVAL OF VINYL ASBESTOS TILE OR ASPHALT IMPREGNATED ROOFING, UNLESS THESE MATERIALS ARE REMOVED BY MECHANICAL METHODS SUCH AS CHIPPING, GRINDING, SANDING, OR SAWING];

(2) "asbestos spill" means an unanticipated asbestos fiber release into the air which may be caused by cutting into material previously unrecognized as containing asbestos, knocking

loose of friable asbestos during other activities, or breakage of asbestos waste containers;

(3) "commissioner" means the commissioner of the Department of Labor or the commissioner's designee;

(4)[3] "department" means the Department of Labor;

(5)[4] "friable asbestos-containing material[s] (ACM)" means any material containing more than one percent asbestos which has been applied on ceilings, walls, structural members, piping, duct work, or any other part of a building, [AS DETERMINED USING THE METHOD SPECIFIED IN 40 C.F.R. PART 763, SUBPART F, APPENDIX A, SECTION 1 (POLARIZED LIGHT MICROSCOPY), AS AMENDED THROUGH AUGUST 9, 1993,] and which, when dry, can be crumbled, pulverized, or reduced to powder by hand pressure. The term includes non-friable asbestos-containing material after such previously non-friable material becomes damaged to the extent that when dry it may be crumbled, pulverized, or reduced to powder by hand pressure. This includes non-friable material that can become friable when handled;

(6)[5] "maintenance work" as applied to small-scale, short-duration maintenance work means any activity which disturbs asbestos in which the disturbance is incidental to the work being performed;

(7) "initial training course" means that course which meets the requirements of 8 AAC 61.700 and 8 AAC 61.710 that

fulfills the requirements of 40 C.F.R. 763, Appendix C to Subpart E, contractors/supervisors training course.

(8) "inspection" means an activity undertaken in a school building, or a public and commercial building, to determine the presence or location, or to assess the condition of, friable or non-friable asbestos-containing building material (ACBM) or suspected ACBM, whether by visual or physical examination, or by collecting samples of such material. This term includes reinspections of friable and non-friable known or assumed ACBM that has been previously identified. The term does not include the following:

(A) periodic surveillance of the type described in 40 C.F.R. 763.92(b) solely for the purpose of recording or reporting a change in the condition of known or assumed ACBM;

(B) inspections performed by employees or agents of Federal, State, or local government solely for the purpose of determining compliance with applicable statutes or regulations; or

(C) visual inspections of the type described in 40 C.F.R. 763.90(i) solely for the purpose of determining completion of response actions.

(9) "major fiber release episode" means any uncontrolled or unintentional disturbance of ACBM, resulting in a visible

emission, which involves the falling or dislodging of more than 3 square or linear feet of friable ACBM;

(10) "minor fiber release episode" means any uncontrolled or unintentional disturbance of ACBM, resulting in a visible emission, which involves the falling or dislodging of 3 square or linear feet or less of friable ACBM;

(11) "hepa" means a high efficiency particulate air filter, with an efficiency of not less than 99.97 percent when challenged with 0.3 micron diameter particles;

(12) "qualitative fit testing" means a method of assessing the adequacy of respirator fit by determining whether the individual wearing the respirator can detect the odor, taste, or irritation of a gas, vapor, or aerosol introduced into the vicinity of the wearer's head;

(13) "quantitative fit testing" means a method for numerically measuring any leakage of the seal between the respirator face-piece and the wearer's face;

(14) "public and commercial building" means the interior space of any building which is not a school building, except that the term does not include any residential apartment building of fewer than 10 units or detached single-family homes. The term includes, but is not limited to: industrial and office buildings, residential apartment buildings and condominiums of 10 or more

dwelling units, government-owned buildings, colleges, museums, airports, hospitals, churches, preschools, stores, warehouses and factories. Interior space includes exterior hallways connecting buildings, porticos, and mechanical systems used to condition interior space; and

(15) "renewal training course" means that course which meets the requirements in 8 AAC 61.740 that fulfills the annual renewal requirements of 40 C.F.R. Part 763, Appendix C to Subpart E, contractor/supervisors training course.

(16) "response action" means a method, including removal, encapsulation, enclosure, repair, and operation and maintenance, that protects human health and the environment from friable ACBM.

(17) "small-scale, short-duration activities (SSSD)" are tasks such as, but not limited to:

(A) removal of asbestos-containing insulation on pipes;

(B) removal of small quantities of asbestos-containing insulation on beams or above ceilings;

(C) replacement of an asbestos-containing gasket on a valve;

(D) installation or removal of a small section of drywall;

(E) installation of electrical conduits through or proximate to asbestos-containing materials;

(F) removal of small quantities of ACM only if required in the performance of another maintenance activity not intended as asbestos abatement;

(G) removal of asbestos-containing thermal system insulation not to exceed amounts greater than those which can be contained in a single glove bag;

(H) minor repairs to damaged thermal system insulation which do not require removal;

(I) repairs to a piece of asbestos-containing wallboard; and

(J) Repairs, involving encapsulation, enclosure, or removal, to small amounts of friable ACM only if required in the performance of emergency or routine maintenance activity and not intended solely as asbestos abatement. Such work may not exceed amounts greater than those which can be contained in a single prefabricated mini-enclosure. Such an enclosure shall conform spatially and geometrically to the localized work area, in order to perform its intended containment function.

(18) "surfactant" means a chemical wetting agent added to water to improve penetration.

Register \_\_\_\_\_, \_\_\_\_\_ 1999 LABOR

(Eff. 10/1/85, Register 96; am 11/7/93, Register 128; am / / ,  
Register )

Authority: AS 18.31.020 AS 18.31.200

INTERVIEW

DEPT. OF

LABOR &

WORKFORCE

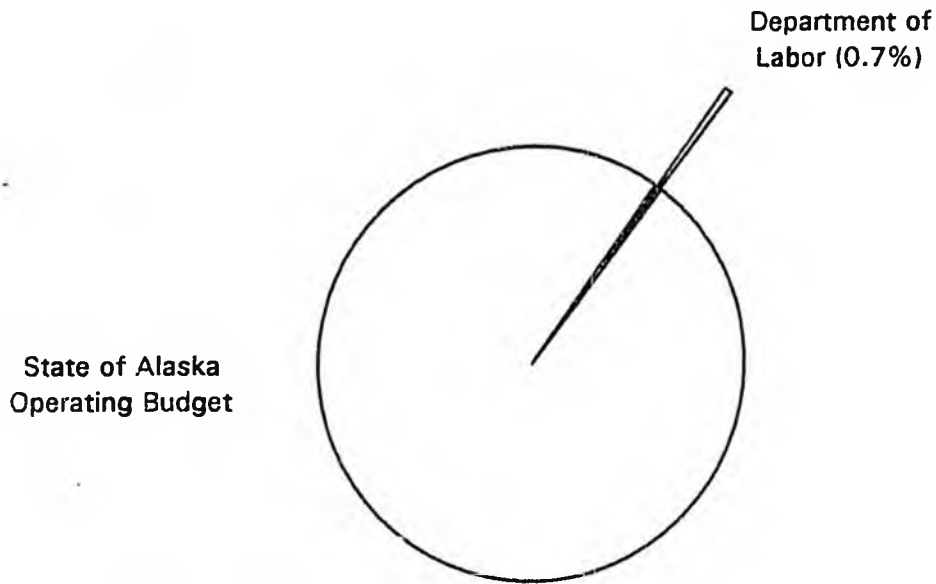
DEVELOPMENT

1/26/00

# ALASKA DEPARTMENT OF LABOR

## FY 2001 BUDGET OVERVIEW

### FY 01 General Fund Governor's Operating Budget Comparison



The Department of Labor's mission is to foster, promote and improve working conditions and advance the opportunities for profitable employment of the wage earners and potential wage earners of the state, including those with special needs or barriers to employment, to the mutual benefit of employees and employers.

DEPARTMENT OF LABOR  
AGENCY CONTACTS

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Duane French, Director Vocational Rehabilitation Division	465-2814

State of Alaska

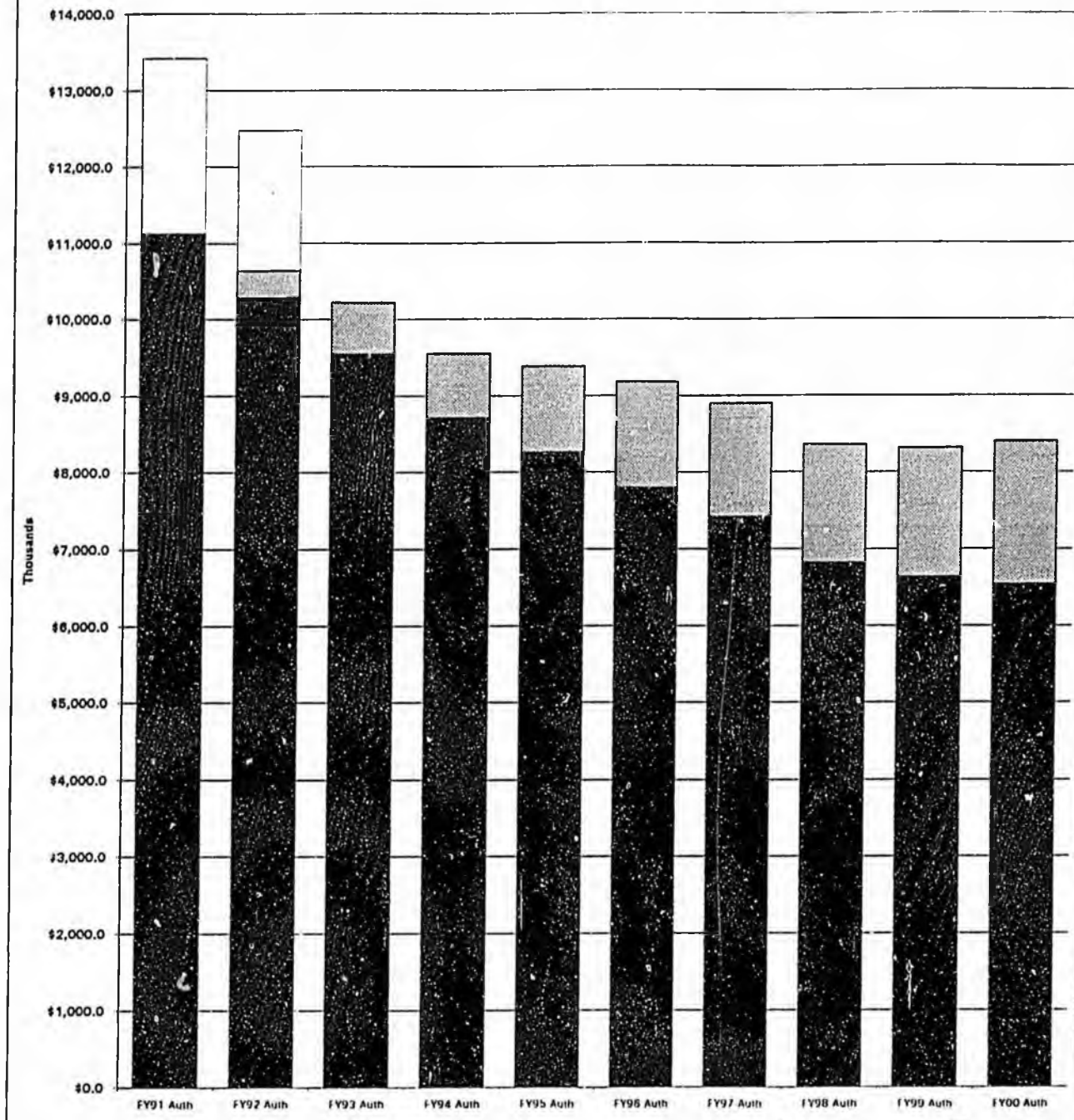
FY 01 Governor's Request Comparison

1/14/00

Source: Legislative Finance Summary dated 1/14/00

	General Funds	Total Funds	Positions		
			PFT	PPT	Non-Penn
1. Education & Early Dvlp	739,829.7	1,038,231.8	3,387	233	0
2. Health & Social Services	471,098.4	920,287.7	2,842	633	9
3. University of Alaska	189,301.8	515,915.3	2,256	62	13
4. Administration	166,710.4	311,561.4	1,369	4	0
5. Corrections	146,567.1	273,609.4	1,353	114	94
6. Transportation	98,469.4	170,413.4	823	885	66
7. Public Safety	79,828.5	156,482.8	799	0	86
8. Community & Economic Dvlp	65,395.7	134,811.0	750	93	45
9. Alaska Court System	54,016.4	116,365.6	724	22	2
10. Natural Resources	38,105.9	112,454.9	671	52	32
11. Legislature	33,845.7	100,377.3	552	238	87
12. Fish & Game	33,028.7	66,307.2	465	10	1
13. Law	25,860.2	54,316.4	464	5	4
14. Governor	17,311.3	47,346.5	450	16	0
15. Labor & Workforce Dvlp	14,700.4	44,279.2	366	109	2
16. Revenue	12,116.4	33,910.7	229	1	10
17. Environmental Conservation	11,958.7	27,008.5	219	274	0
18. Military & Vet Affairs	8,590.1	20,672.8	175	4	27
<b>Total</b>	<b>2,206,734.8</b>	<b>4,144,351.9</b>	<b>17,894</b>	<b>2,755</b>	<b>478</b>

Alaska Department of Labor - GENERAL FUNDS



Note: During FY 91 & FY 92 the State Training & Employment Program (STEP) was classified as general funds. In FY 93 STEP classification was changed to non-general funds. Amounts for the STEP program are shown as unshaped in the appropriate years.

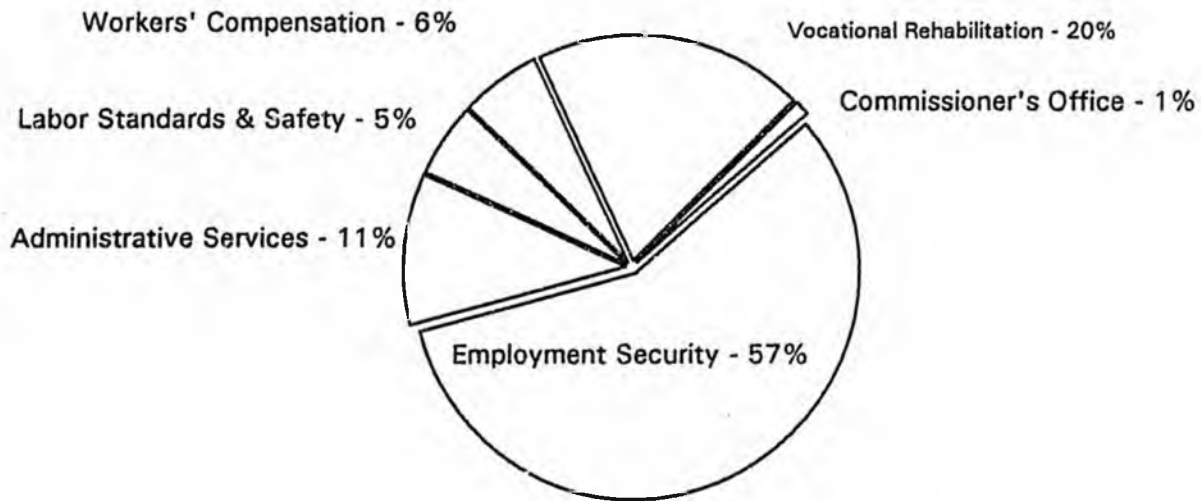
Note: Loss of purchasing power since FY 91 due to absorbing increases in inflation is shown in gray. The effects of inflation are based on changes to the Anchorage CPI for urban areas.

Major Fund Changes

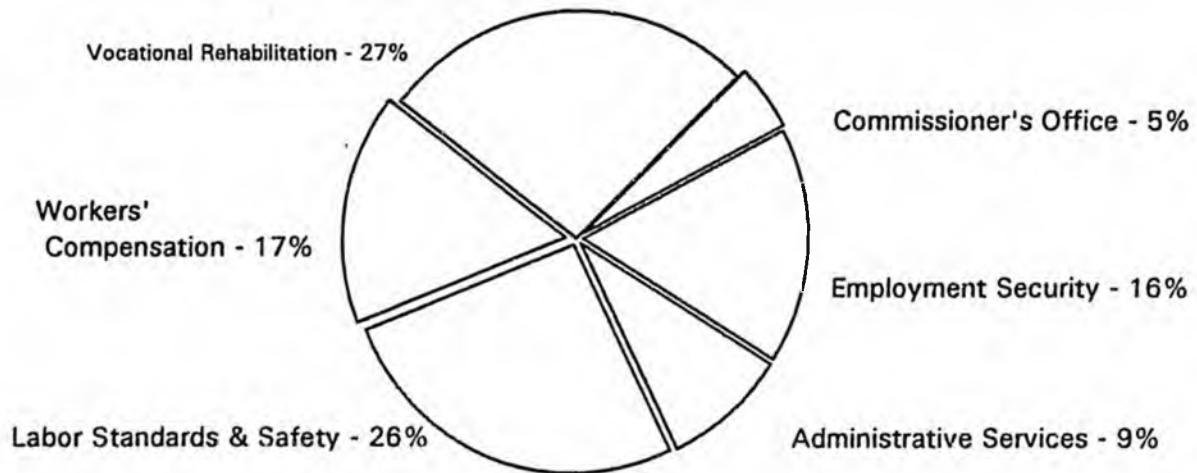
- FY 88 - FY 89      Employment Preference Enforcement added, Hazardous Paint Fiscal Note
- FY 89 - FY 90      Increase for State Training and Employment Program
- FY 90 - FY 91      Increases for OSH, Census, Occ. Database, and STEP
- FY 91 - FY 92      Decreases for 5% - reductions and STEP
- FY 92 - FY 93      Increase for DP Chargeback, STEP fund source change, Unallocated & Misc cuts
- FY 93 - FY 94      Reductions to Labor Market Info, Comm Offc, Work Comp, Labor Standards & Safety
- FY 94 - FY 95      Reductions to Data Processing, Labor Market Info and Occ Safety & Health
- FY 95 - FY 96      Reduction to Occupational Safety & Health
- FY 96 - FY 97      Increase for COLA, Reductions to Wage & Hour, Mechanical Inspection and Work Comp & Misc cuts
- FY 97 - FY 98      Increase for COLA, Reduction to AK Work Programs, Management Svcs, Wage & Hour and Occ Safety & Health
- FY 98 - FY 99      Reduction for Better Business Practices, Reduction for PERM Employer rate change, Program Receipt reclassification
- FY 99 - FY 00      Transfer Gov Committee to Dept of Education, Increase for Census preparation, AK Work Program funding change to Interagency, Program receipt increase for Mechanical Inspection position

# Department of Labor

## FY 01 Operating Budget Request by Division



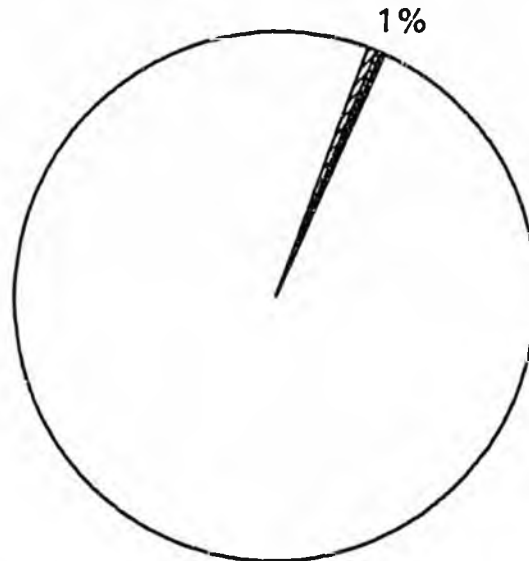
## FY 01 GENERAL FUND Operating Budget Request by Division



The Department is comprised of the Commissioner's Office, which includes the Alaska Labor Relations Agency and the Alaska Human Resource Investment Council, and five divisions:

- Administrative Services
- Employment Security
- Labor Standards & Safety
- Workers' Compensation
- Vocational Rehabilitation

**OFFICE OF THE COMMISSIONER**

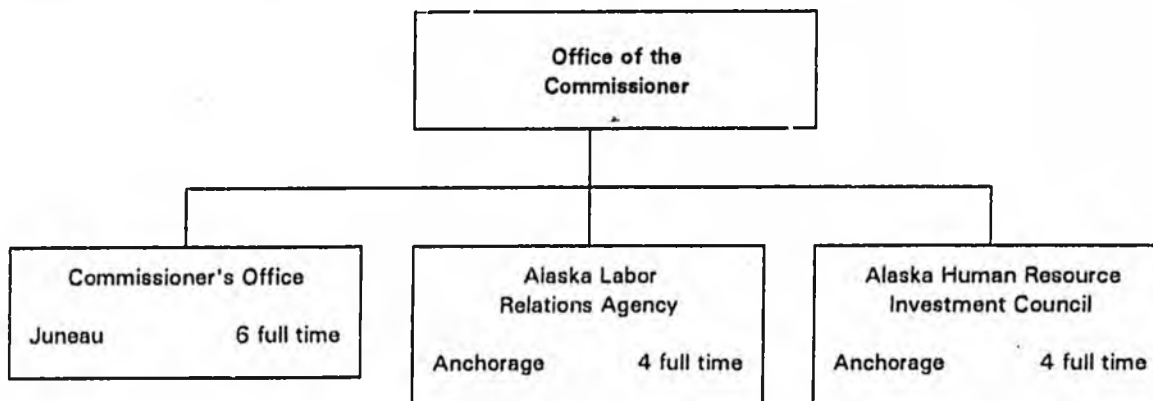


▣	General Funds (\$707.4)
▤	Federal Funds (\$79.1)
▥	Other Funds (\$489.7)
□	Remainder of Department

Department of Labor's FY 01 Budget Request

The Office is comprised of three components:

- Alaska Labor Relations Agency - (\$324.2 GF)
- Alaska Human Resource Investment Council
- Office of the Commissioner - (\$383.2 GF)



## **OFFICE OF THE COMMISSIONER**

### **Commissioner's Office**

The Commissioner's Office component provides direction to the department's divisions in the administration of the department's programs to fulfill the mission of providing for the health and economic welfare of Alaska's workers.

### **Alaska Labor Relations Agency**

The Alaska Labor Relations Agency component facilitates the resolution of disputes between organized labor and public employers in the state. The Agency promotes cooperative relations between government and its employees and protects the public's interest in the provision of uninterrupted government services.

### **Alaska Human Resource Investment Council**

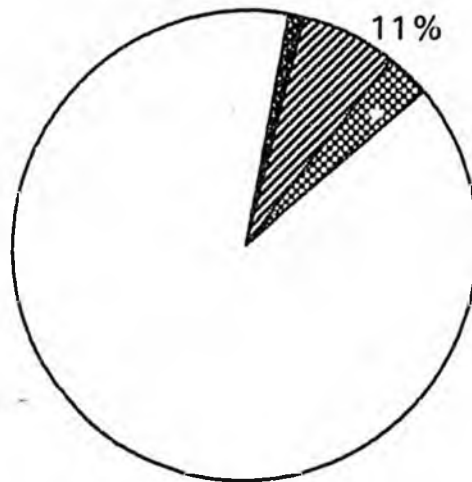
The Alaska Human Resource Investment Council provides oversight for program coordination among Alaska's human resource investment programs, performs evaluations of program performance, and provides recommendations for human resource investment program improvement to the Governor and the Legislature.

### **Issues**

**Implement the new federal Workforce Investment Act.**

Most of the collective bargaining agreements with major state employee unions expired June 30, 1999. Many school districts are renegotiating contracts during this time frame. Contract expirations have resulted in increased disputes that require agency resolution. Although some State and Union contracts were approved, there has been an increase in activity on the remaining contracts. The Agency's challenge will be to continue to provide ongoing services while also providing a forum for the timely resolution of tasks related to the contract expirations.

## ADMINISTRATIVE SERVICES DIVISION

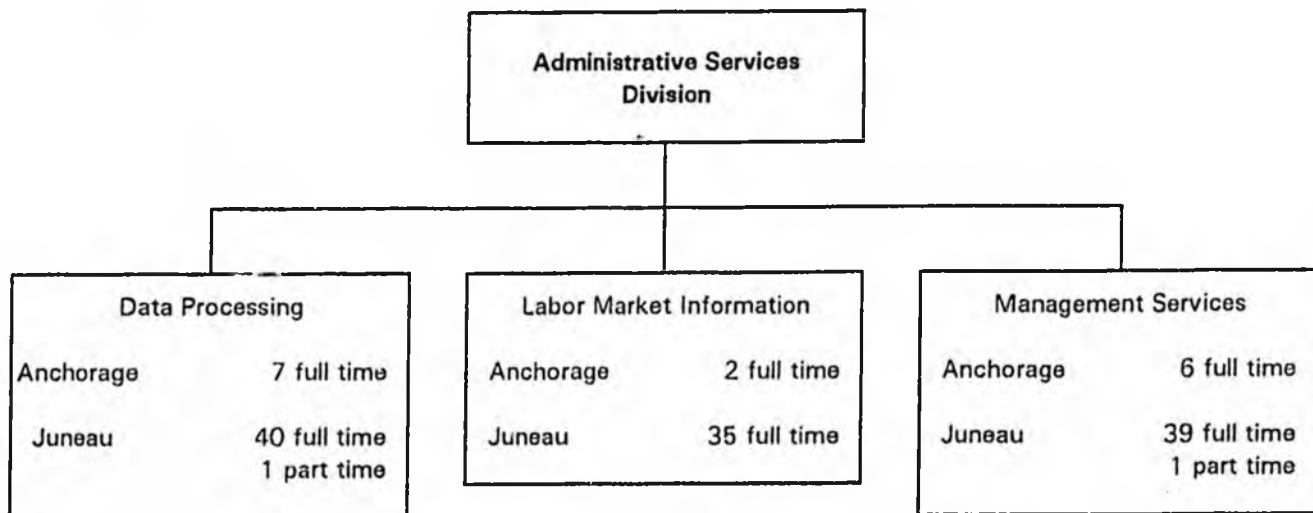


■	General Funds (\$984.4)
■	General Fund Match (\$331.3)
▨	Federal Funds (\$7,322.9)
▩	Other Funds (\$3,468.8)
□	Remainder of Department

Department of Labor's FY 01 Budget Request

The Division is comprised of four components:

- Data Processing - (\$111.4 GF)
- Labor Market Information - (\$435.7 GF, \$71.2 GFM)
- Management Services - (\$177.6 GF, \$260.1 GFM)
- State Facilities Rent - (\$259.7 GF)



## **ADMINISTRATIVE SERVICES DIVISION**

### **Management Services**

The Management Services component provides budget planning, monitoring and reporting; federal, state and unemployment insurance trust fund accounting; publication functions; human resource management; and procurement, mail and office space management to departmental programs.

### **Labor Market Information**

The Labor Market Information component collects, analyses and publishes information on employment, unemployment, wage rates, occupational injuries, population estimates and forecasts, and other economic and demographic information.

### **Data Processing**

The Data Processing component provides long-range planning, project management, mainframe and distributed systems applications analysis and programming, database and security administration and network services installations and support.

### **State Facilities Rent**

The State Facilities Rent component will fund necessary maintenance and help prevent future deferred maintenance problems in the eight buildings in the new state facilities rent pool.

### **Issues**

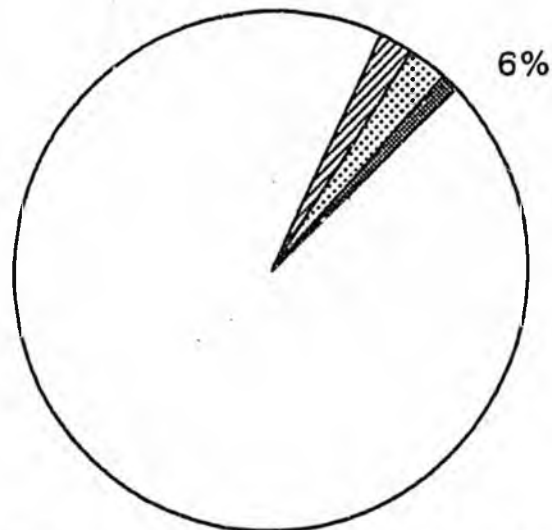
Providing support and training with the implementation of changing technologies and program services.

Participation in and support for implementation of the federal Workforce Investment Act of 1998 as the state's and individual program needs are addressed.

Provide the necessary administrative support to integrate nearly 200 additional positions into the department as a result of HB 40.

Reorganize the Fiscal Section, as a result of changing workloads and support needs due to HB 40, to more efficiently and effectively provide the needed administrative support to departmental programs.

## WORKERS' COMPENSATION DIVISION

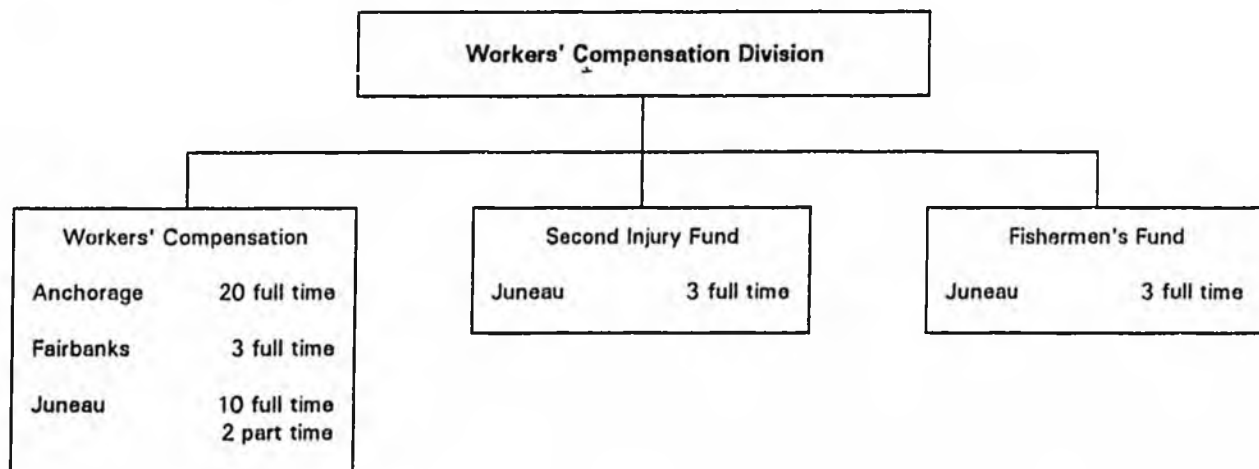


▣	General Funds (\$2,367.1)
▤	Program Receipts (\$29.9)
▥	Second Injury Fund (\$2,853.0)
▦	Fishermen's Fund (\$1,301.0)
■	Other Funds (\$49.7)
□	Remainder of Department

Department of Labor's FY 01 Budget Request

The Division is comprised of three components:

- Fishermen's Fund
- Second Injury Fund
- Workers' Compensation - (\$2,367.1 GF, \$29.9 PR)



## WORKERS' COMPENSATION DIVISION

### **Workers' Compensation**

Serves as administrative arm to the Alaska Workers' Compensation Board to implement the state's workers' compensation law to ensure that eligible Alaska workers are provided adequate medical care and prompt payment of benefits.

- Adjudicate disputes regarding workers' compensation coverage between employees and employers, or their insurers, through mediation or administrative hearings.
- Identify and investigate uninsured employers.
- Maintain a database of all aspects of worker's compensation activity.
- Administer the voluntary reemployment benefits program that offers training to those injured workers whom, because of their workplace injuries, cannot return to their jobs.
- Administer the state's self-insurance program.

### **Second Injury Fund**

- Administer the employer reimbursement program for workers who qualify under this program.

### **Fishermen's Fund**

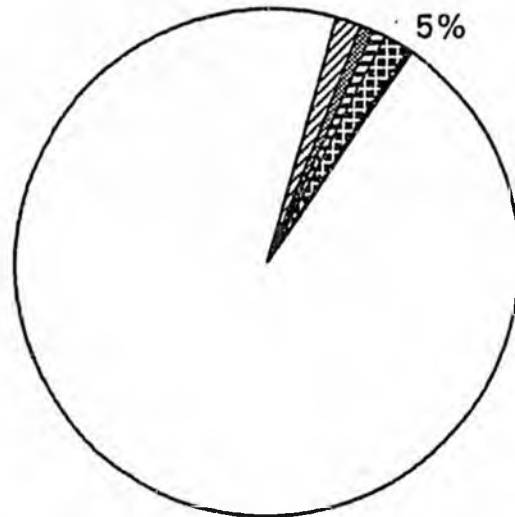
- Provide assistance with the medical costs of injuries or illnesses due to commercial fishing activities on shore or in Alaska waters.

### **Issues**

- Increase investigations of potentially uninsured employers in an attempt to eliminate the number of uninsured Alaskan workers that are injured each year.
- Continue to refine the newly implemented electronic workers' compensation information handling system to provide better services to the public and more useful information to the state's legislators and policy makers.

- Research and pursue the possibility of electronic filing of annual reports to provide greater access to businesses and the public and to create another avenue of conducting workers' compensation business.
- Increase Alaska commercial fishermen's awareness of the Fishermen's Fund program and improve response time in the processing of claims, invoices and inquiries.
- Participate in deliberations with various constituent groups to formulate legislation that meets the needs of Alaskans, employees and employers.

## LABOR STANDARDS & SAFETY DIVISION

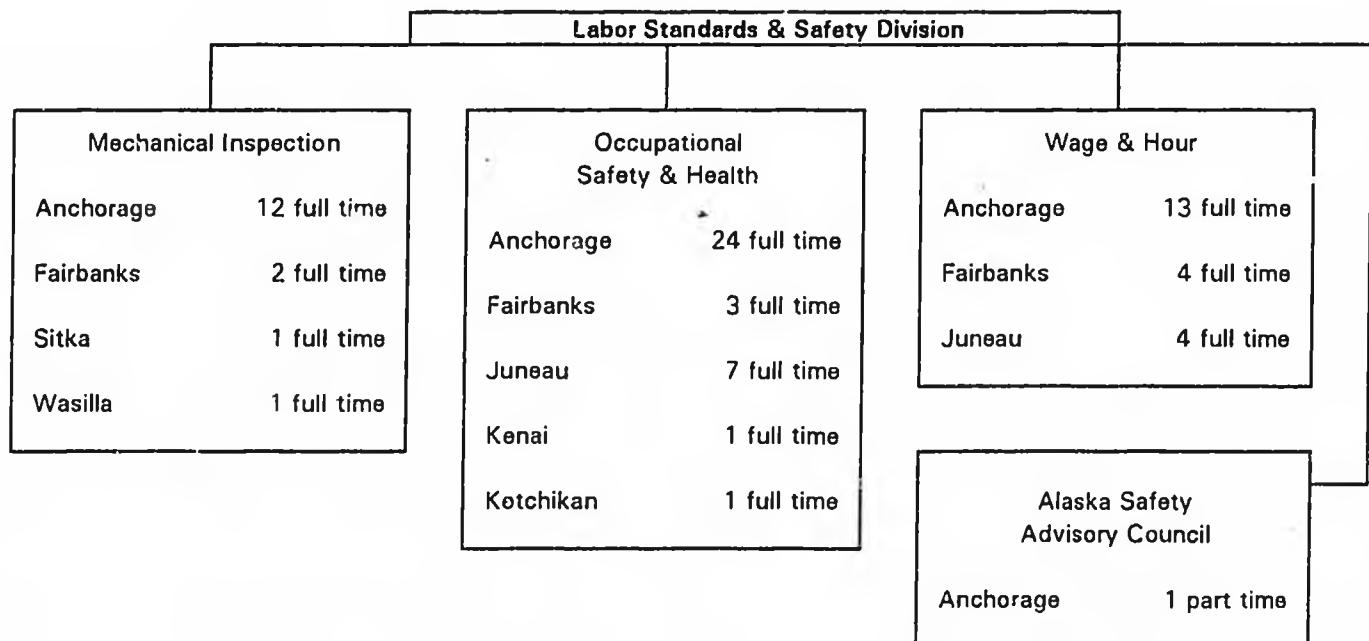


▣	General Funds (\$1,808.6)
▤	Program Receipts (\$862.4)
▥	General Fund Match (\$1,131.1)
▦	Federal Funds (\$1,777.2)
▧	Other Funds (\$447.6)
□	Remainder of Department

Department of Labor's FY 01 Budget Request

The Division is comprised of four components:

- Alaska Safety Advisory Council - (\$106.7 PR)
- Mechanical Inspection - (\$465.1 GF, \$669.0 PR)
- Occupational Safety & Health - (\$1,131.1 GFM, \$86.7 PR)
- Wage & Hour - (\$1,343.5 GF)



## LABOR STANDARDS & SAFETY DIVISION

### **Wage & Hour**

- Establish and enforce protective standards to safeguard minors from abuse and exploitation in the workplace.
- Ensure that in accordance with law, Alaska Workers receive minimum wages, overtime wages, and return transportation.
- Enforce prevailing wage rates and employment preference on public works projects.
- Educate employers and employees about Alaska Labor Laws.

### **Mechanical Inspection**

- License electricians, power linemen, plumbers, boiler operators, painters, asbestos abatement workers, and explosive handlers.
- Inspect
  - Boilers & pressure vessels for safety
  - Elevators, wheel chair lifts, escalators, tramways, ski lifts and amusement rides for safety, proper maintenance and operation.
  - New construction, and alterations to existing construction, for compliance with applicable state plumbing and electrical codes.
- Work in conjunction with the Department of Commerce & Economic Development to ensure that electricians, plumbers, construction contractors and electrical and mechanical administrators have proper certificates and/or licenses.
- Work in conjunction with Department of Natural Resources, Joint Pipeline Office, in ensuring compliance of safety and electrical TAPS activities.

### **Occupational Safety and Health**

- Enforce the state's occupational safety and health laws
  - Inspect workplaces, scheduled and unscheduled, to assess workplace safety and health.
  - Ensure prompt elimination or restraint of imminent danger situations in the workplace.
  - Investigate employee complaints, work related fatalities and catastrophes.

- Protect employees against wrongful discharge or discrimination for exercising their rights under this program.
- Focus on Alaska's high-hazard industries, e.g. construction, logging and seafood processing for compliance with health and safety laws.
- Provide consultation and training services to Alaska workers and businesses to encourage safe working conditions and practices
- Provide incentive to employers through the Voluntary Protection Program and Safety and Health Achievement Recognition Program.

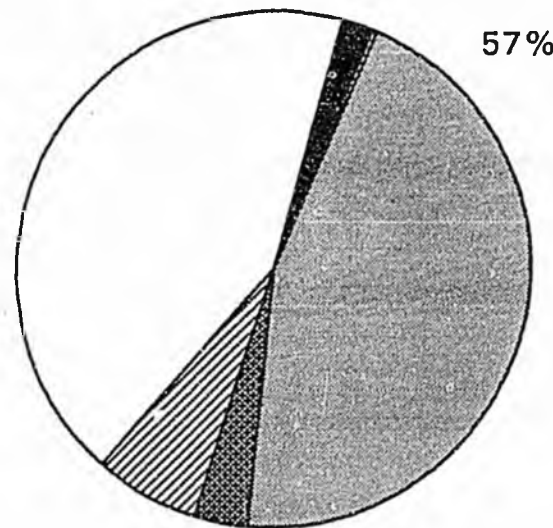
### **Alaska Safety Advisory Council**

- Work with organizations, individuals and groups in the promotion of safety to reduce accidental death and injury.
- Organize and sponsor the Annual Governor's Safety and Health Conference.
  - Provide certification and continuing education.
  - Demonstrations and presentations on safety related products.
- Promote the Occupational Safety and Health Voluntary Protection Program and Safety and Health Achievement Recognition Program.

### **Issues**

- Maintenance of current enforcement levels of minimum wage, overtime, and child labor and public contract laws statewide with limited available resources.
- Meeting the objectives set out in the Federal Fiscal year 1999 Annual Performance Plan and the five-year Strategic Plan approved by the Federal Occupational Safety and Health Administration.
- Increasing current boiler/pressure vessel inspection levels through increased staff, cross training and education efforts.
- Increased outreach and education through the Alaska Safety Advisory Council annual conference.

## EMPLOYMENT SECURITY DIVISION



■	General Fund (\$2,221.3)
▣	General Fund Match (\$130.9)
▤	Federal Funds (\$50,550.3)
▥	STEP Funds (\$4,046.1)
▧	Other Funds (\$7,236.2)
□	Remainder of Department

Department of Labor's FY 01 Budget Request  
The Division is comprised of eight components:

- Employment Services
- Job Training Partnership Act - (\$26.5 GF, \$43.7 PR)
- Statewide Service Delivery - (\$458.0 GF)
- One Stop
- Adult Basic Education - (\$1,736.8 GF)
- State Training & Employment Program
- Unemployment Insurance
- Work Services (JOBS) - (\$130.9 GFM)

Employment Security Division													
Location	Employment Services			Unemployment Insurance		Work Services		Job Training Partnership Act		Statewide Service Delivery			Adult Basic Ed
	PFT	PPT	NP	PFT	PPT	PFT	PPT	PFT	NP	PFT	PPT	NP	PFT
Akiachak									1				
Alakanuk									1				
Anchorage	35	4	1	55	28	14		11	1	3		2	
Bethel	1	2							2	2			
Chevak									1				
Chignik Lagn									1				
Chignik Lake									1				
Dillingham		1							4				
Eagle River	3												
Fairbanks	15	2		13	8	4				12		4	
Glennallen		1											
Homer	1		2										
Iliamna									1				
Juneau	42	3	1	103	25	3		1		10		2	2
Kenai	8	6	1	1						2		5	
Ketchikan	7	1				1				1		2	
Kipnuk									2				
Kodiak	3		1									1	
Naknek									2				
Nome	3	1		1						2	1		
Nondalton									1				
Petersburg		1											
Pilot Station									1				
St Mary's									1				
Seward	1												
Sitka	1	1											
Soldotna						1							
Togiak									2				
Tok		1											
Valdez	1	1											
Wasilla	8	1				3							

## EMPLOYMENT SECURITY DIVISION

### Employment Services (ES)

The Employment Service (ES) program provides labor exchange services for all Alaskans. The Vocational Counseling program better prepares job seekers for employment and the Seafood Unit works with employers to promote job placement and skill development for Alaskan workers in the seafood industry.

Work Services provides a specialized labor exchange and case management service for recipients of both the Alaska Temporary Assistance Program (ATAP) and food stamps to place them in unsubsidized employment. Among the services provided in this program are employability assessment, training, counseling, and placement.

### Unemployment Services (UI)

The Unemployment Insurance (UI) program assesses and collects employer contributions for deposit into the UI Trust Fund and pays UI benefits to workers who are temporarily unemployed and looking for work.

### Job Training & Work Readiness (JT&WR)

The Statewide Service Delivery component represents the direct, or "front line" of job training and supportive services as offered through our one-stop staff and selected grantees.

The Job Training Partnership Office component is responsible for planning, administration, and grant management to all federal Job Training Partnership Act (JTPA) programs, the State Training Employment Program (STEP), and the Welfare-to-Work (WtW) grants provided to states under the Balanced Budget Act of 1997.

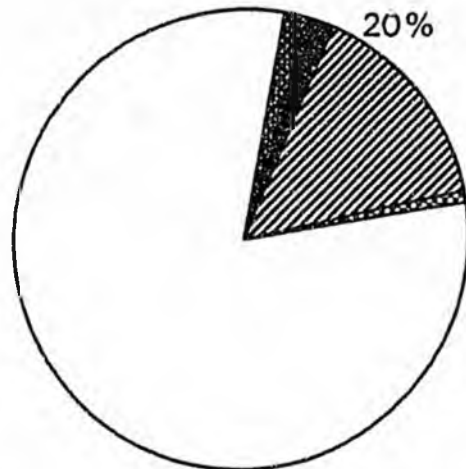
Adult Basic Education (ABE) provides, through grantees, instruction in basic skills of reading, writing, and math with emphasis on integrating workplace readiness skills into instruction as well as practical life skills.

State Training Employment Program (STEP) provides Alaskan UI claimants access to state and employer sponsored training.

## Issues

- Implementing the Workforce Investment Act of 1988.
- Providing for a smooth integration of employment and training staff into the division as a result of HB40 (Ch 58, SLA 1999), while insuring seamless delivery of services to all our customers.
- Developing the programmatic efficiencies resulting from HB40 (Ch 58, SLA 1999).
- Identify and prepare contingency plans for programs that may be affected by potential budget reductions.
- Completing the migration and transition of Wagner-Peyser Employment Services into the one-stop delivery environment.
- Implementing the Employment Service Technology Plan.
- Expanding dislocated worker services to the affected industries.
- Meeting the increased federal work participation requirements of GED transcripts.
- Using new technology for storing and retrieval of GED transcripts.
- Dealing with increasing demands on assets to close out the JTPA program with the implementation of WIA.

## VOCATIONAL REHABILITATION DIVISION



■	General Funds (\$1,821.5)
■	General Fund Match (\$2,155.9)
▨	Federal Funds (\$17,262.2)
▩	Other Funds (\$919.3)
□	Remainder of Department

Department of Labor's FY 01 Budget Request

The Division is comprised of eight components:

- Client Services – (\$1,209.5 GF, \$1,926.3 GFM, \$4.9 PR)
- Federal Training Grant – (\$5.6 GFM)
- Vocational Rehabilitation Administration – (\$166.2 GFM)
- Independent Living Rehabilitation – (\$529.1 GF, \$57.8 GFM)
- Disability Determination
- Special Projects – (\$82.9 GF)
- Assistive Technology
- Americans with Disabilities Act

Vocational Rehabilitation Division									
Location	Client Services		Voc Rehab Admin	Independent Living Rehab		Disability Determin	Special Projects	Assistive Technology	ADA
	PFT	PPT	PFT	PFT	PPT	PFT	PFT	PFT	PFT
Anchorage	43		1	1	1	26	2	1	
Bethel	1								
Fairbanks	11								
Juneau	10		10						1
Kenai	3								
Ketchikan	2		1						
Kodiak	1	1							
Kotzebue	1								
Sitka	2								
Wasilla	6								

## **Division of Vocational Rehabilitation**

### **Client Services**

The Client Services component provides direct services to Alaskans with disabilities. Services are planned and delivered for the purpose of assisting individuals with disabilities who need vocational rehabilitation to prepare for and acquire employment in the competitive labor market. Services are determined on an individualized basis and can include such things as training, physical and mental restoration, assistance with developing and funding self-employment plans, transportation services, and other services needed by the individual and identified as part of the Individual Plan for Employment.

### **Federal Training Grant**

This component, which is 90% federally funded, provides the resources for Human Resource Development activities for division staff. These activities focus primarily on program areas which are essential to improving the ability of rehabilitation personnel to function in their present jobs, prepare for positions of greater responsibility within the division, and correct deficiencies that are identified through program monitoring and evaluation.

### **Vocational Rehabilitation Administration**

The component provides administrative support and oversight for all programs within the division. Services include: grants to individuals and to non-profit accounting, budgeting, program monitoring and evaluation, planning and policy direction, securing new funding sources, fiscal and statistical reports for the management and for field staff, and liaison with other public and private agencies.

### **Independent Living Rehabilitation**

Independent living services are provided to Alaskans who experience significant disabilities through grants to Centers for Independent Living and Specialized Service Providers. These individuals are often unable to work and some are forced to live in institutions such as nursing homes and other long-term care facilities. Services may include assistance with locating barrier free housing, accessible transportation, training of personal care attendants, self-advocacy, skills training, and the provision of adaptive equipment and aids. Services enable the individuals to live independently and in some cases to obtain employment.

### Disability Determination

Disability Determination Services is 100% federally funded by the Social Security Administration. The component adjudicates claims for individuals alleging disability under Social Security and Supplemental Security Income programs. Medical determinations are made by reviewing past medical records or by purchasing current medical exams for the individuals that will enable the adjudicator to appropriately evaluate the individuals' disabilities. Social Security benefits will be available to individuals who experience a medical disability that meet the requirements of the federal law.

### Special Projects

This component includes funding for new and innovative projects, which enhance and support the general mission of the division to provide services to individuals with disabilities. Projects are identified in the division's planning process and include: supported employment services for individuals with the most severe disabilities, interpreter referral services for individuals who are deaf, transition services for students with disabilities moving from school to adult life, and an economic development alliance with private business to assist them with hiring individuals with disabilities.

### Assistive Technology

This federally funded component provides services that assist individuals with disabilities of all ages to live more independently through the use of assistive technology services and devices. A comprehensive service delivery system is provided through grants to non-profit organizations so individuals residing in all parts of Alaska will have access. Assistive technology enables these individuals to live more independently and in some cases to become productive members of the workforce. Assistive technology can include many things such as sophisticated talking computers for blind individuals to very simple grab bars for individuals with mobility impairments.

### Americans with Disabilities Act (ADA)

This component provides services to the services to all agencies in the executive branch of state government to assure compliance with Title I and II of the Americans with Disability Act. Services include training for state employees, facility audits for physical barriers, identification of program barriers, technical assistance to all departments, and handling ADA complaints.

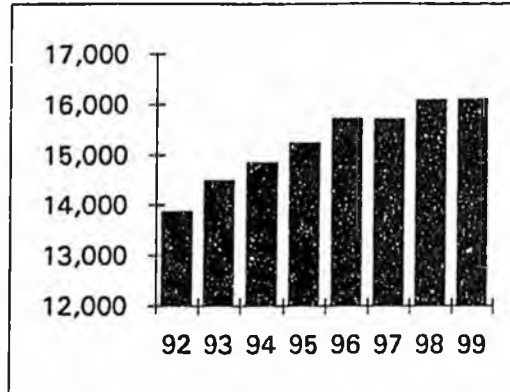
## Issues

- Increase sources of funding that will enable Alaska to capture all federal rehabilitation funding.
- Increase the capacity of better serve Alaskans who are blind.
- Continue to support Vocational Rehabilitation Counselor in meeting training and educational requirements.
- Increase efficiency and effectiveness under the Unified State Plan under the Workforce Investment Act.
- Continue the advancement of “informed choice” for consumers in all facets of vocational rehabilitation.
- Expand the availability of independent living services throughout the state.

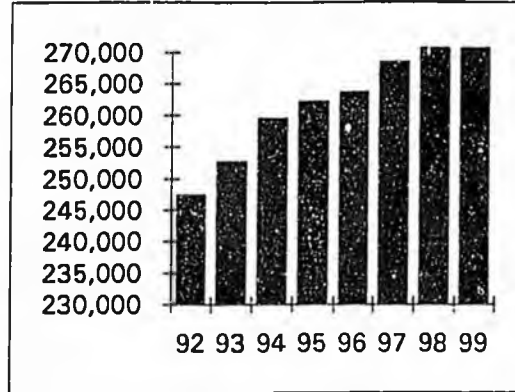
## Department of Labor

### General Fund Budget versus the Alaska Work Force

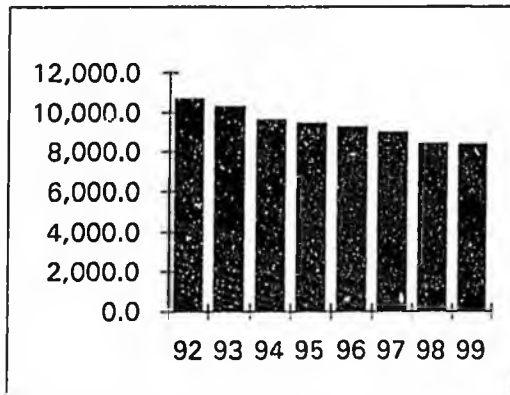
Number of Employers



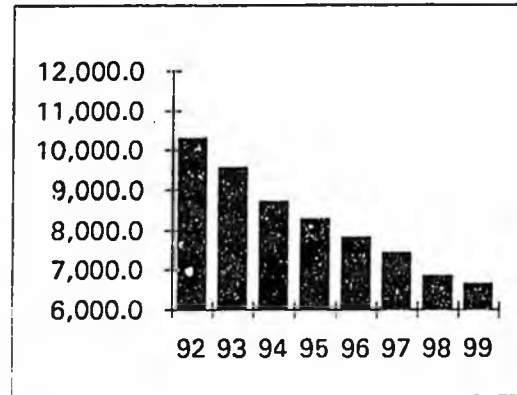
Number of Employees



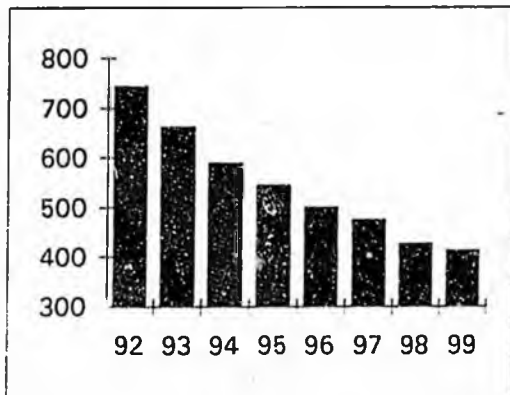
General Fund Budget



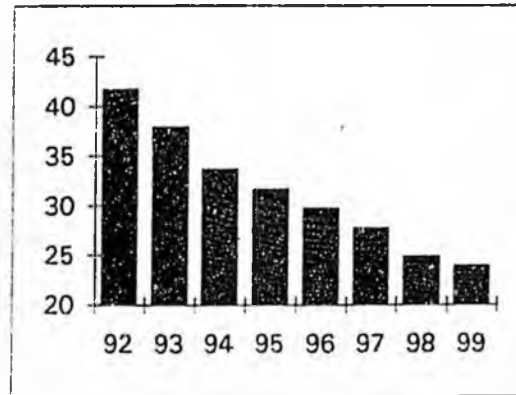
GF Budget in 1991 Dollars



1991 Dollars per Employer



1991 Dollars per Employee



PRIVATIZATION

Commission

1/2000

From the office of . . . Representative John J. Cowdery

State Capitol, Rm 204

Juneau, AK 99801

907-465-3879 phone

907-465-2069 fax

## MEMORANDUM

TO: House Committee Chairs  
Senate Committee Chairs  
Finance Subcommittee Chairs

FROM: Rep. John J. Cowdery *J.J.C.*

DATE: January 24, 2000

RE: Privatization Commission Recommendations Sorted by Committee  
Jurisdiction

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Attached is a version of the Privatization Commission's Masterlist of Recommendations that shows committee referrals. Mr. Tom Wright in Speaker Porter's office was kind enough to assign a committee referral to each recommendation as if it was a bill.

This version of the list aggregates the recommendations according to the relevant committee of jurisdiction. I hope it is useful to you and I invite you to read the Privatization Commission's full report which is being sent to you under separate cover.

Best regards.

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
REVENUE 1	CSED COST BENEFIT ANALYSIS	HFIN REVENUE SUB
REVENUE 2 & COMM ADAMS 2	PRIVATIZE CSED COLLECTIONS	HFIN REVENUE SUB
REVENUE 4	CSED BUS. PROCESS DESIGN-NEW HIRE REPORTING & ACCOUNTING SECTION	HFIN REVENUE SUB
REVENUE 8	INCOME & EXCISE AUDIT DIV-SEEK OPPORTUNITIES FOR OUTSOURCING	HFIN REVENUE SUB
H&SS 10	CUT BUDGET OF MENTAL HEALTH TRUST AUTHORITY IN HALF OR MORE	HFIN REVENUE SUB
COMM HARPER 3	RFP FOR COLLECTION OF CHILD SUPPORT COLLECTIONS	
EDUC & EARLY DEV 10	UPDATE BENCHMARKS & EXIT EXAMS FOR COST EFFICIENCY	HFIN DE&ED SUB
EDUC & EARLY DEV 11	REVIEW ADMIN COST OF TEACHING & LEARNING SUPPORT COMPONENTS	HFIN DE&ED SUB
EDUC & EARLY DEV 12	TEACHING & LEARNING- PROGRAM ELEMENTS IN SAME LOCATION WITHIN BUDGET	HFIN DE&ED SUB
EDUC & EARLY DEV 13	CHILD NUTRITION & DONATED COMMODITIES CONSOLIDATE WITHIN SAME COMPONENT	HFIN DE&ED SUB
EDUC & EARLY DEV 15	PRIVATIZE ALYESKA CENTRAL SCHOOLS SERVICES	HFIN DE&ED SUB
EDUC & EARLY DEV 16	EXEC ADMIN-PROGRAM ELEMENTS IN SAME LOCATION WITHIN BUDGET	HFIN DE&ED SUB
EDUC & EARLY DEV 18	CLOSE ALYESKA SCHOOL-TRANSFER CORRESPONDENCE TO OTHER DISTRICTS	HFIN DE&ED SUB
EDUC & EARLY DEV 21	HIRE GRANT WRITER TO OBTAIN FUNDS FOR AVTEC & MT EDGE CUMBE	HFIN DE&ED SUB
EDUC & EARLY DEV 22	ALLOW AVTEC TO DETERMINE LEASING & MAINTENANCE FOR ITS MOTOR POOL FLEET	HFIN DE&ED SUB
EDUC & EARLY DEV 23	AVTEC COMPETE IN BID PROCESS FOR STATE MOTOR POOL WORK	HFIN DE&ED SUB
EDUC & EARLY DEV 25	PRIVATIZE AVTEC FOOD SERVICES	HFIN DE&ED SUB
EDUC & EARLY DEV 28 & COMM ADAMS 4	PRIVATIZE STUDENT LOAN PROGRAM	HFIN DE&ED SUB
ADMIN 3 & COMM WUERCH 3	STUDY TO PRIVATIZE PIONEER HOMES	HFIN ADMIN SUB
ADMIN 4	PURCHASING	HFIN ADMIN SUB
ADMIN 5 & COMM WUERCH 4	PRIVATIZE STATE TELEPHONE SYSTEMS	HFIN ADMIN SUB
ADMIN 6	INFO SERVICES-RETAIN STAFF TALENT, OUTSOURCE ROUTINE WORK	HFIN ADMIN SUB
ADMIN 7	PRIVATIZE PAYING FUNCTIONS OF RETIREMENT & BENEFITS	HFIN ADMIN SUB
ADMIN 8	PRIVATIZE STATE MAILROOMS	HFIN ADMIN SUB
ADMIN 10	PRIVATIZE LICENSING-MOTOR VEHICLES	HFIN ADMIN SUB
ENVIRON CONSERV 4	CURTAIL TRAVEL	HFIN DEC SUB
ENVIRON CONSERV 5	ENGINEERING PLANS BE REVIEWED BY PRIVATE ENGINEER	HFIN DEC SUB
ENVIRON CONSERV 9	FUND AUDIT OF DEPARTMENT	HFIN DEC SUB
ENVIRON CONSERV 13	SUNSET BD OF STORAGE TANK ASSISTANCE & PRIVATIZE FUNCTIONS	HFIN DEC SUB

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
ENVIRON CONSERV 15	PRIVATIZE LOW TO MEDIUM PRIORITY CONTAMINATED SITE CLEAN-UP	HFIN DEC SUB
ENVIRON CONSERV 21	DEC LAB FACILITIES COMBINED WITH DHSS PUBLIC HEALTH LAB	HFIN DEC SUB
ENVIRON CONSERV 22	SANITARY SURVEYS OF PUBLIC WATER SYSTEMS BE PRIVATIZED	HFIN DEC SUB
ENVIRON CONSERV 23	PRIVATIZE WELLHEAD/WATERSHED PROTECTION	HFIN DEC SUB
ENVIRON CONSERV 24	FOOD SAFETY & SANITATION HAVE STAFF WORK FROM HOME	HFIN DEC SUB
ENVIRON CONSERV 28	PRIVATIZE PORTIONS OF DIV OF AIR & WATER QUALITY	HFIN DEC SUB
ENVIRON CONSERV 29	AFTER 1ST YEAR OF IMPLEMENTING, VSW/PM PRIVATIZATION BENEFIT ANALYSIS	HFIN DEC SUB
ENVIRON CONSERV 30	CJTSOURCE VSW QUESTIONNAIRES	HFIN DEC SUB
ENVIRON CONSERV 31	PRIVATIZE COMPREHENSIVE STATEWIDE DATABASE OF RURAL SANIT. FACILITIES	HFIN DEC SUB
ENVIRON CONSERV 32	COMMISSION STUDY FOR FORCE ACCOUNTING CONSTR. AS A BETTER METHOD	HFIN DEC SUB
ENVIRON CONSERV 33	PROJECT MANAGERS CONTRACTED	HFIN DEC SUB
ENVIRON CONSERV 34	PRIVATIZE ACCOUNTING/BOOKKEEPING FUNCTIONS OF LOAN PROGRAM	HFIN DEC SUB
ENVIRON CONSERV 35	OUTSOURCE AUDITING FUNCTIONS OF INTERNAL AUDITOR POSITION	HFIN DEC SUB
ENVIRON CONSERV 21	DEC LAB FACILITIES COMBINED WITH DHSS PUBLIC HEALTH LAB	HFIN H&SS SUB
H&SS 1 & COMMS ADAMS 7 & BRICE 1	FUND AND REINSTATE CITIZEN'S REVIEW PANEL FOR PERMANENCY PLANNING	HFIN H&SS SUB
H&SS 4 & COMM ADAMS 8	CONTRACT SOME OF API SERVICES	HFIN H&SS SUB
H&SS 6 & COMM ADAMS 9	CONTRACT TRIBAL ORGANIZATIONS FOR DFYS SERVICES	HFIN H&SS SUB
H&SS 8	EXTEND CONTRACTS WITH PROVIDERS TO MULTI-YEAR OR CONTINUE GRANTS	HFIN H&SS SUB
H&SS 9	ANNUALLY APPROVED BUDGETS OF CONTRACTED AGENCIES	HFIN H&SS SUB
H&SS 11	REDESIGN & NEW SERVICE DELIVERY FOR API WITH PRIVATE SECTOR	HFIN H&SS SUB
H&SS 12	ELIMINATE DUPLICATED SERVICES THROUGH PRIVATIZATION	HFIN H&SS SUB
H&SS 13	INCORPORATE SOME PROGRAMS INTO LOAN PROGRAMS	HFIN H&SS SUB
H&SS 15	CONVERT MEDICAL ASSISTANCE PROGRAM TO A LOAN PROGRAM	HFIN H&SS SUB
H&SS 17	AUDIT OF MEDICAID RATE COMMISSION	HFIN H&SS SUB
H&SS 19	CONVERT ATAP INTO LOAN PROGRAM	HFIN H&SS SUB
H&SS 21	CONSOLIDATE HEADSTART & CHILDCARE AND PLACE IN DIV OF PUBLIC ASSISTANCE	HFIN H&SS SUB
H&SS 22	SCALE DOWN APA TO INTERIM ASSISTANCE PROGRAM	HFIN H&SS SUB
H&SS 23	ELIMINATE GRM PROGRAM WITH EXCEPTION OF INDIGENT BURIAL	HFIN H&SS SUB
H&SS 10	CUT BUDGET OF MENTAL HEALTH TRUST AUTHORITY IN HALF OR MORE	HFIN H&SS SUB
COMM HARPER 5	TRIAL BASIS FOR LOAN PROGRAMS OF SOCIAL SERVICES	HFIN H&SS SUB
COURTS 1	DISCLOSE INFO HOW BUDGET RELATES TO MISSION, GOALS & OBJECTIVES	HFIN COURTS SUB

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
COURTS 3 & COMM WUERCH 6	RECORD OF LEASE VS. PURCHASE ON ALL EQUIPMENT	HFIN COURTS SUB
COURTS 4	REFRAIN FROM HIRING ADDITONAL PERSONNEL UNLESS APPROVED BY LEG.	HFIN COURTS SUB
COURTS 5	REVIEW FILING & USE FEES	HFIN COURTS SUB
COURTS 9	REDUCE BACKLOG OF CASES	HFIN COURTS SUB
COURTS 13	PRIVATIZE COLLECTION OF UNPAID COURT ASSESSED FEES	HFIN COURTS SUB
COURTS 21	REQUEST FOR INFO FROM PRIVATE SECTOR FOR COMPUTER NEEDS	HFIN COURTS SUB
COURTS 22	APPROP FUNDS FOR FOR INFO ON COMPUTER NEEDS	HFIN COURTS SUB
COURTS 23	PRIVATIZE CHILD CUSTODY INVESTIGATORS OR USE ROTATION METHOD FOR APPT.	HFIN COURTS SUB
COURTS 24	PRIVATIZE RESTITUTION COLLECTION	HFIN COURTS SUB
COURTS 32	COURT VISITOR FUNCTION TO COURT SYSTEM	HFIN COURTS SUB
COURTS 7	IMPLEMENT CREDIT CARD TRANSACTIONS, PRIVATELY INSTALLED & MAINTAINED	HFIN COURTS SUB
COMM COWDERY 10	LITIGATION DIVERSION PROGRAM	HFIN COURTS SUB
CORRECTIONS 7 & COMMS HARPER 3 & WUERCH 7	PRIVATIZE FINE & COLLECTION ACTIVITIES	HFIN LAW SUB
DNR 22	CONTRACT OUT RECOUPMENT OF FUNDS FOR ARLF BAD LOANS & JUDGEMENTS	HFIN LAW SUB
LAW 1	EXPLORE CONTRACTING FUNCTIONS PERFORMED BY SPECIAL PROS & APPEALS	HFIN LAW SUB
LAW 2	EXPLORE PROCESS FOR CONTRACTING OUT MISDEMEANOR PROSECUTION	HFIN LAW SUB
LAW 3	ALLOCATION OF COSTS FOR PROSECUTION BETWEEN STATE & LOCAL GOVTS	HFIN LAW SUB
LAW 4	UNDERTAKE ALL PRIVATIZATION EFFORTS TO REDUCE STAFF	HFIN LAW SUB
LAW 5	DEVELOP MEASURES TO ENSURE LEGAL SERVICES CONTRACTS ARE OBJECTIVE	HFIN LAW SUB
LAW 6	PILOT PROJECT-USE OF OUTSIDE AUDIT FIRM TO ASSESS LITIGATION COSTS	HFIN LAW SUB
LAW 7	REQUEST AUDIT TO DETERMINE VALUE OF DEPT BILLABLE HOURS	HFIN LAW SUB
CORRECTIONS 2	PRIVATIZE SEX OFFENDER PROGRAM	HFIN CORRECTIONS SUB
CORRECTIONS 3	PRIVATIZE EDUCATION PROGRAMS	HFIN CORRECTIONS SUB
CORRECTIONS 4	PRIVATIZE OUTPATIENT HEALTH SERVICES	HFIN CORRECTIONS SUB
CORRECTIONS 5	PRIVATIZE FACILITIES FOR NON-VIOLENT PRISONERS	HFIN CORRECTIONS SUB
CORRECTIONS 6	CENTRALIZE PURCHASING FUNCTIONS	HFIN CORRECTIONS SUB
CORRECTIONS 8	PRIVATIZE ACQUISITION & MAINTENANCE OF VEHICLES	HFIN CORRECTIONS SUB
CORRECTIONS 9	PRIVATIZE INFO TECHNOLOGY	HFIN CORRECTIONS SUB
CORRECTIONS 10	CHARGE PAROLLES AND PROBATIONERS A WEEKLY FEE	HFIN CORRECTIONS SUB
CORRECTIONS 11	PRIVATIZE PURCHASE & REPAIR OF EQUIPMENT	HFIN CORRECTIONS SUB
CORRECTIONS 12	MT. MCKINLEY MEATS PRIVATIZATION PROPOSAL	HFIN CORRECTIONS SUB

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
TRANSPORTATION 1	CORE GOVERNMENTAL RESPONSIBILITY	HFIN TRANS SUB
TRANSPORTATION 2	OWNERSHIP & MAINTENANCE OF ROADS TO LOCAL GOVTS.	HFIN TRANS SUB
TRANSPORTATION 3 & COMM WUERCH 8	DEPT OF DEFENSE AND OTHER MODELS FOR PRIVATE MAINT & OWNERSHIP, ETC	HFIN TRANS SUB
TRANSPORTATION 4 & COMM COWDERY 8	PILOT PROJECT-PRIVATIZED ROAD MAINTENANCE	HFIN TRANS SUB
TRANSPORTATION 6 & COMM WUERCH 9	TRANSFER OWNERSHIP & MAINTENANCE OF NON-NHS ROADS TO LOCAL GOVTS	HFIN TRANS SUB
TRANSPORTATION 7 & COMM WUERCH 10	TRANSFER AIRPORTS TO LOCAL PORT AUTHORITIES OR MUNIS	HFIN TRANS SUB
TRANSPORTATION 8 & COMM WUERCH 11	TRANSFER HARBOR & PORT FACILITIES TO MUNIS	HFIN TRANS SUB
TRANSPORTATION 10	REMOVE BUILDING MAINTENANCE FROM DOT/PF	HFIN TRANS SUB
TRANSPORTATION 11-12	OWNERSHIP VS. LEASE OF BUILDINGS	HFIN TRANS SUB
TRANSPORTATION 13	RESTRUCTURE BRIDGE DESIGN SECTION & CONTRACT SERVICES	HFIN TRANS SUB
TRANSPORTATION 15	IMPLEMENT TOTAL PROJECT MANAGEMENT	HFIN TRANS SUB
TRANSPORTATION 16	CONSOLIDATE HEADQUARTER MATERIALS & REGIONAL MATERIALS	HFIN TRANS SUB
TRANSPORTATION 17	AVIATION DESIGN TO PRIVATE ENGINEERS	HFIN TRANS SUB
TRANSPORTATION 18	SEF TO CONTRACT FOR AN ON SITE STORE	HFIN TRANS SUB
TRANSPORTATION 19	SURVEY TO DETERMINE THE TYPE OF EQUIPMENT AVAILABLE IN PRIVATE SECTOR	HFIN TRANS SUB
TRANSPORTATION 20	LEASE/PURCHASE ANALYSIS FOR HEAVY EQUIPMENT	HFIN TRANS SUB
TRANSPORTATION 21	AUDITS TO BECOME PUBLIC AS SOON AS PRACTICAL	HFIN TRANS SUB
TRANSPORTATION 22	FORMALIZED REVIEW OF SPENDING DECISIONS	HFIN TRANS SUB
TRANSPORTATION 23	REVIEW OF SEF OPERATIONS ONCE EVERY 8 YRS	HFIN TRANS SUB
TRANSPORTATION 25	DEPT TO PUBLISH BI-ANNUAL REPORT CONTAINING BREAKDOWN OF CONTRACTS	HFIN TRANS SUB
PUBLIC SAFETY 2	AUDIT OF HIGHWAY CAPITAL WORKING FUND	HFIN TRANS SUB
COMM COWDERY 8	CONTRACT RURAL AIRPORT MAINTENANCE	HFIN TRANS SUB
PUBLIC SAFETY 4	COMPREHENSIVE PLAN FOR EFFECTIVE USE OF COMPUTERS	HFIN PUBLIC SAFETY SUB
DNR 1	PUNISHMENT PROCEDURE FOR DISTORTIONS ON BUDGET REQUESTS	HFIN DNR SUB
DNR 3 & COMM WUERCH 14	REPRIVATIZE THE RECORDER'S OFFICE INDEX PROCESSING	HFIN DNR SUB
DNR 4 & COMM WUERCH 15	CONSIDER CONTRACTING OUT THE RECORDER'S OFFICE	HFIN DNR SUB
DNR 7	GENERIC CONTRACTS FOR GEOLOGICAL WORK, SURVEYING, ETC.	HFIN DNR SUB

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
DNR 10 & COMM WUERCH 16	PRIVATIZE PROMOTION & SALE OF PUBLIC LAND	HFIN DNR SUB
DNR 11	APPRAISAL & SURVEYING OF LAND FOR LEASE OR SALE	HFIN DNR SUB
DNR 12	DISSEMINATE INFO VIA WEB SITES	HFIN DNR SUB
DNR 13	PRIVATIZE CABIN RENTAL PROGRAM	HFIN DNR SUB
DNR 14	PRIVATIZE DATA ENTRY & WEB SITE CONSTRUCTION	HFIN DNR SUB
DNR 15	DIV OF FORESTRY TO BREAK DOWN COSTS OF DESIGN, OFFERINGS, ADMIN, ETC.	HFIN DNR SUB
DNR 16	SEPARATE PRESUPPRESSION COSTS FROM FOREST MNGMT	HFIN DNR SUB
DNR 18	ITEMIZED SAVINGS IN OIL & GAS	HFIN DNR SUB
DNR 19	CONTRACT WITH BANK TO MANAGE ARLF	HFIN DNR SUB
DNR 20	BANK TO SHARE IN PROFITS IN ASSOCIATION WITH DNR REC. 19	HFIN DNR SUB
DNR 21	USE GF TO FUND PROGRAMS NOW FUNDED THROUGH ARLF	HFIN DNR SUB
DNR 24 & COMM COWDERY 11	DISMEMBER ARLF	HFIN DNR SUB
DNR 25	PHASE OUT CAMPGROUND PASS PROG. & ATTRACT CAMPGROUND CONCESSIONAIRES	HFIN DNR SUB
DNR 26	INCREASE SERVICE WITH CUSTOMER SUPPORT SERVICES	HFIN DNR SUB
DNR 27	MORE USE OF INTERNET	HFIN DNR SUB
DNR 28	MORE SUPPORT FOR TANANA HOTSHOT CREW	HFIN DNR SUB
DNR 29	FILM OLD RECORDING BOOKS	HFIN DNR SUB
DNR 30	IMPLEMENT IMAGING TECHNOLOGY	HFIN DNR SUB
DNR 35	STOP FUNDING DEVELOPED PARK FACILITIES, ELIMINATE SOME FACILITIES	HFIN DNR SUB
DNR 36	ELIMINATE PARK AUTHORITY TO SET USER FEES	HFIN DNR SUB
DNR 42 & COMM WUERCH 18	CONTRACT PARKS IN CLUSTERS FOR SOLE CONCESSIONAIRE	HFIN DNR SUB
COMM COWDERY 6	SELL MATANUSKA MAID DAIRY	HFIN DNR SUB
F&G 1	RESEARCH PLANS & PARTNERSHIPS	HFIN ADF&G SUB
F&G 2 & COMM ADAMS 10	FUNDING FOR NEW FISHERY DEVELOPMENT OPPORTUNITIES	HFIN ADF&G SUB
F&G 3	BID OUT DEVELOPMENT RIGHTS FOR AREA, SPECIES & SURVEYS	HFIN ADF&G SUB
F&G 5	UPGRADE INTERNET APPLICATION PROCESS FOR FISHING LICENSES	HFIN ADF&G SUB
F&G 8	CONTRACT OUT FOR PRIVATE RESEARCH VESSELS	HFIN ADF&G SUB
F&G 11	CONTRACT OUT WILDLIFE WATCHING VENUES	HFIN ADF&G SUB
UNIVERSITY 1 & COMM WUERCH 20	EVALUATE PRIVATIZATION OF VARIOUS UNIV. FUNCTIONS	HFIN UNIVERSITY SUB
UNIVERSITY 2	USE PRIVATE EMPLOYMENT AGENCIES TO FILL TEMP, NON-STUDENT POSITIONS	HFIN UNIVERSITY SUB

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
UNIVERSITY 3	OUT SOURCE DISTRIBUTION OF PAYROLL	HFIN UNIVERSITY SUB
UNIVERSITY 4	EVALUATE LEASE VEHICLES INSTEAD OF PURCHASE	HFIN UNIVERSITY SUB
COMM ALLEN 1	PRIVATIZATION OF UNIVERSITY STUDENT HOUSING	HFIN UNIVERSITY SUB
COMM ALLEN 2 & COMM COWDERY 2	PRIVATIZATION OF UNIVERSITY UTILITIES	HFIN UNIVERSITY SUB
COMM ALLEN 3	REVIEW TRANSFER OF UNIVERSITY PROPERTY MANAGEMENT	HFIN UNIVERSITY SUB
CED 1, 2 & 3	PRIVATIZE TOURISM FUNCTIONS	HFIN DCED SUB
CED 5	ALASKA FILM OFFICE	HFIN DCED SUB
CED 6	ALL SEAFOOD MARKETING AND PROMOTION THROUGH ASMI	HFIN DCED SUB
CED 8	STATE FUNDED TRADE ORG. TO CARRY OUT INTERAGENCY CONTRACTS	HFIN DCED SUB
CED 11	PRIVATIZE NATIONAL FLOOD INSURANCE PROGRAM	HFIN DCED SUB
CED 16	CONTRACT OUT SOME SERVICES	HFIN DCED SUB
CED 17	MRAD TO ADOPT A BUDGET OBJECTIVE FOR COMMUNITIES SELF-SUFFICIENCY	HFIN DCED SUB
ARRC 1 & COMMS COWDERY 5 & FINK 11	RFP FOR PURCHASE OR LEASE OF ALASKA RAILROAD	HFIN DCED SUB
HYDRO 2 & COMMS FINK 11 & WUERCH 24	SELL THE FOUR DAM POOL	HFIN DCED SUB
COMM COWDERY 7	CLOSE STATE OFFICES IN TOKYO & SEOUL	HFIN DCED SUB
COMM COWDERY 13	ABOLISH DIV OF TOURISM REPLACE WITH CONTRACT COMPLIANCE PERSON	HFIN DCED SUB
COMM FINK 11	SELL BRADLEY LAKE	HFIN DCED SUB
DMVA 2	STANDARDIZE CELL PHONE COMMUNICATIONS	HFIN DMVA SUB
LEGISLATURE 1	COMPARE FOOD SERVICE COSTS WITH ALTERNATIVE MEANS	HFIN LEG SUB
LEGISLATURE 2	PRIVATIZE LEG BUDGET & AUDIT	HFIN LEG SUB
LEGISLATURE 3	ISOLATE CAPITAL MAINTENANCE & JANITORIAL COSTS-COMPARE WITH PRIVATE COSTS	HFIN LEG SUB
LEGISLATURE 4	COST TO PROVIDE COMMITTEE MINUTES COMPARED TO COURT REPORTERS SERVICE	HFIN LEG SUB
LEGISLATURE 5	EXAMINE DOCUMENT SERVICES COSTS	HFIN LEG SUB
LEGISLATURE 6	RFP FOR DATA PROCESSING SERVICES	HFIN LEG SUB
LEGISLATURE 10	REORGANIZE LEG FINANCE DIVISION	HFIN LEG SUB
LEGISLATURE 12	DEVELOP RFP ELIMINATING NEED TO TRANSFER COMPUTERS	HFIN LEG SUB
EDUC & EARLY DEV 2 TRANSPORTATION 2	UNINCORPORATED AREAS DISTRICTS CONSOLIDATE BUSINESS FUNCTIONS OWNERSHIP & MAINTENANCE OF ROADS TO LOCAL GOVTS.	C&RA COMMITTEE C&RA COMMITTEE

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
TRANSPORTATION 5 & COMM ADAMS 6	ELIMINATE JOINT OPERATIONS IN MUNIS & OTHER AREAS	C&RA COMMITTEE
TRANSPORTATION 6	TRANSFER OWNERSHIP & MAINTENANCE OF NON-NHS ROADS TO LOCAL GOVTS	C&RA COMMITTEE
TRANSPORTATION 7	TRANSFER AIRPORTS TO LOCAL PORT AUTHORITIES OR MUNIS	C&RA COMMITTEE
TRANSPORTATION 8	TRANSFER HARBOR & PORT FACILITIES TO MUNIS	C&RA COMMITTEE
H&SS 6 & COMM ADAMS 9	CONTRACT TRIBAL ORGANIZATIONS FOR DFYS SERVICES	C&RA COMMITTEE
CED 14	DEPT SHOULD ADVISE LOCAL GOVTS OF INTERNET RESOURCES	C&RA COMMITTEE
CED 15	LOCAL COMMUNITIES ENCOURAGED TO INTERACT & SHARE PROBLEMS & SOLUTIONS	C&RA COMMITTEE
ENVIRON CONSERV 1	ISSUE GENERAL PERMITS TO COVER DE MINIMUS ACTIVITIES	RESOURCES COMMITTEE
ENVIRON CONSERV 2	USE REGS TO BEST IMPLEMENT MANAGEMENT PRACTICES	RESOURCES COMMITTEE
ENVIRON CONSERV 3	REGULATED COMMUNITY PREPARES THEIR OWN PERMITS & CERTIFICATIONS	RESOURCES COMMITTEE
ENVIRON CONSERV 5	PRIORITIZE ENVIRONMENTAL ISSUES & PROBLEMS	RESOURCES COMMITTEE
ENVIRON CONSERV 6	PROHIBIT UNNECESSARY & REDUNDANT RULEMAKING	RESOURCES COMMITTEE
ENVIRON CONSERV 10	CONTRACTED SERVICES TO REQUIRE BONDS AND REFERENCES	RESOURCES COMMITTEE
ENVIRON CONSERV 11	DEVELOP & IMPLEMENT CRITERIA TO OBTAIN POOL OF CONTRACTORS FOR SERVICES	RESOURCES COMMITTEE
ENVIRON CONSERV 14	ELIMINATE REQUIREMENTS THAT CONSULTANTS HAVE ON STAFF EMPLOYEES	RESOURCES COMMITTEE
ENVIRON CONSERV 17	ACCESS TO 470 FUNDS RESTRICTED	RESOURCES COMMITTEE
ENVIRON CONSERV 18	SPAR STANDARD OPERATING PROCEDURES	RESOURCES COMMITTEE
ENVIRON CONSERV 19	DEVELOP MODEL FOR SITE ASSESSMENT AND RISK BASED CLEAN UP PLANS	RESOURCES COMMITTEE
ENVIRON CONSERV 20	CONT. SITES PROJECT & PROGRAM MANAGERS TO HAVE 2 YRS EXPERIENCE	RESOURCES COMMITTEE
ENVIRON CONSERV 25	REVIEW PROCESS TO DEAL WITH APPEALS & WAIVERS	RESOURCES COMMITTEE
ENVIRON CONSERV 26	REINSTATE & PLACE HIGH PRIORITY ON SECT 401 OF FED WATER QUALITY, ETC	RESOURCES COMMITTEE
ENVIRON CONSERV 27	EVALUATE COSTS & BENEFITS OF PRIMACY FOR WATER POLLUTION CONTROL	RESOURCES COMMITTEE
DNR 5	LET ESTABLISHED BONDED COMPANIES CHECK OUT MICROFICHE	RESOURCES COMMITTEE
DNR 6	MAKE STATE RECORDER FOLLOW STATUTES FOR ACCEPTANCE FOR RECORDING	RESOURCES COMMITTEE
DNR 9	ISSUE PERMITS FOR A PROJECT'S LIFE OR UP TO FIVE YEARS	RESOURCES COMMITTEE
DNR 17	FOREST MNGMT-ALLOW LONG TERM CONTRACTS UP TO 20 YRS	RESOURCES COMMITTEE
DNR 23 & COMM WUERCH 17	AUCTION OFF LANDS IN ARLF PROGRAM	RESOURCES COMMITTEE
DNR 31	LEGISLATION TO ADDRESS & DESIGN WATER RIGHT SYSTEM	RESOURCES COMMITTEE
DNR 33	REPEAL AS 38.05.082 & REPLACE WITH SELF REGISTRATION SYSTEM	RESOURCES COMMITTEE
DNR 37	PROMOTE HOMESTEADING	RESOURCES COMMITTEE
DNR 40	EXEMPT PARKS FROM SOLID WASTE DISPOSAL STATUTES	RESOURCES COMMITTEE
DNR 43	INCREASE INTERAGENCY PLANING FOR MULTIPLE USE IN PARKS	RESOURCES COMMITTEE
F&G 6	EXPAND DUCK STAMP PROGRAM TO INCLUDE KING SALMON STAMP	RESOURCES COMMITTEE
F&G 7	STREAM WATCH PROGRAMS	RESOURCES COMMITTEE

**COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS**

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
COMM COWDERY 3	TRANSFER LAND PARCELS THAT HAVE BEEN RELINGUISHED TO UNIVERSITY	RESOURCES COMMITTEE
COMMS COWDERY 4 & FINK 13	ENDOW UNIV WITH 250,00 ACRES OF STATE LAND	RESOURCES COMMITTEE
COMM COWDERY 6 & COMM FINK 11	SELL MATANUSKA MAID DAIRY	RESOURCES COMMITTEE
COMM FINK 2	SELL STATE LAND SIMILAR TO ENTRY FOR OIL LEASES	RESOURCES COMMITTEE
COMM FINK 3	HOMESTEAD LAW	RESOURCES COMMITTEE
COMM FINK 8	PROMOTE ENDANGERED SPECIES FARMS	RESOURCES COMMITTEE
DNR 44	ABOLISH OIL & GAS ADVISORY COMMISSION	OIL & GAS COMMITTEE
REVENUE 1	CSED REVIEW-STATE & FEDERAL COMPLIANCE	JUDICIARY COMMITTEE
ENVIRON CONSERV 7	REGS & PERMITS ARE LEGAL & NOT SUBJECT TO FRIVOLOUS LAWSUITS	JUDICIARY COMMITTEE
COURTS 2	REVIEW OF OTHER STATES COURT SYSTEMS PERFORMANCE MEASUREMENT IND.	JUDICIARY COMMITTEE
COURTS 6	REVIEW OF FINES AND ASSESSMENTS FOR INFLATION	JUDICIARY COMMITTEE
COURTS 9	REDUCE BACKLOG OF CASES	JUDICIARY COMMITTEE
COURTS 10	COURT CONNECTED MEDIATION & PRIVATE ALTERNATIVE DISPUTE RESOLUTION	JUDICIARY COMMITTEE
COURTS 11	APPOINT A TASK FORCE TO ESTABLISH QUALIFICATIONS-MEDIATORS & ARBITRATORS	JUDICIARY COMMITTEE
COURTS 14	TRUE FINDING OF INDIGENCY BEFORE APPOINTING ATTORNEYS	JUDICIARY COMMITTEE
COURTS 15	STANDARDS FOR TERMINATION OF COURT APPOINTED ATTORNEYS UPON COMPLETION	JUDICIARY COMMITTEE
COURTS 16	LIST ALL STATUTES WHICH ARE CONFLICTING, ETC.	JUDICIARY COMMITTEE
COURTS 17	PREPARE REPORT ON RECOMMENDATION 16	JUDICIARY COMMITTEE
COURTS 18	EXPLORE THE DEVELOPMENT OF A PRO SE LITIGANT CENTER	JUDICIARY COMMITTEE
COURTS 19	ENSURE EQUAL ACCESS FOR PRO SE LITIGANTS	JUDICIARY COMMITTEE
COURTS 20	PRO SE DEFENSE FOR CORPS FOR MH AND ALCOHOL COMMITS AND AS 13.26	JUDICIARY COMMITTEE
COURTS 25	DEPT OF CORRECTIONS TO ENCOURAGE SIGNING OF RESITUTION	JUDICIARY COMMITTEE
COURTS 26	CORRECTIONS TO FILE ANNUAL REPORT RE: RESTITUTION OWED & COLLECTED	JUDICIARY COMMITTEE
COURTS 33	NATL GUARDIANSHIP MONITORING PROGRAM	JUDICIARY COMMITTEE
CORRECTIONS 1	TRANSFER CORRECTIONAL INDUSTRIES TO DCED & PRIVATIZE CONTRACTS	JUDICIARY COMMITTEE
CORRECTIONS 4	ACCEPT INMATES FOR INPATIENT HEALTH CARE	JUDICIARY COMMITTEE
TRANSPORTATION 9	CONSTITUTIONAL DEDICATED FUND FOR HIGHWAY MAINTENANCE	JUDICIARY COMMITTEE
DNR 32	STREAMLINE DNR APPEAL PROCESS	JUDICIARY COMMITTEE
DNR 39 & COMM COWDERY 12	DEMAND GOVERNOR TO CHALLENGE TITLE 8 OF ANILCA	JUDICIARY COMMITTEE
F&G 9 & COMM WUERCH 19	USE RETIRED LAW ENFORCEMENT OFFICERS	JUDICIARY COMMITTEE
F&G 10	COLLECTION OF FINES-DEDICATED FUNDS	JUDICIARY COMMITTEE

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
LAW 8	PROHIBIT LINKAGE TO POL CONTRIBUTIONS AND SELECTION TO PERFORM CONTRACTS	JUDICIARY COMMITTEE
LAW 9	REVIEW OF LITIGATION WHERE FINANCIAL LIABILITY EXISTS	JUDICIARY COMMITTEE
LAW 10	STATUTE CHANGES ADRESSING AG'S POWERS & DUTIES	JUDICIARY COMMITTEE
COMM BRICE 4	ALASKAN HIRE PREFERENCE	JUDICIARY COMMITTEE
COMM COWDERY 10	LITIGATION DIVERSION PROGRAM	JUDICIARY COMMITTEE
COMM FINK 1	VOUCHERS FOR K-12 AT MAXIMUM 75% PER PUPIL COST	JUDICIARY COMMITTEE
COMM FINK 6	LEGISLATIVE REVIEW OF COURT DECISIONS AFFECTING STATE POLICY	JUDICIARY COMMITTEE
COMM FINK 10	CHANGE DWI LAWS TO ELECTRONICAL MONITORING	JUDICIARY COMMITTEE
COMM HARPER 9.	REMOVE NON-VIOLENT INMATES FROM JAILS, USE OTHER MEANS OF INCARCERATION	JUDICIARY COMMITTEE
REVENUE 6	CSED-IMPROVE EFFECIENCIES	HESS COMMITTEE
EDUC & EARLY DEV 1	CHARTER SCHOOLS NUMBERS, CONTRACT & ACCOUNTING	HESS COMMITTEE
EDUC & EARLY DEV 2	UNINCORPORATED AREAS DISTRICTS CONSOLIDATE BUSINESS FUNCTIONS	HESS COMMITTEE
EDUC & EARLY DEV 3 & COMM NOTTI 2 & WUERCH 2	PRIVATE & PUBLIC SCHOOL VOUCHER SYSTEM	HESS COMMITTEE
EDUC & EARLY DEV 4	EVALUATION OF PAPERWORK REQUIREMENTS FOR TEACHERS & DISTRICTS	HESS COMMITTEE
EDUC & EARLY DEV 5	INCENTIVES TO BUS. FOR COMPUTERS & INTERACTIVE TECHNOLOGY TO SCHOOLS	HESS COMMITTEE
EDUC & EARLY DEV 6	STUDENT PERFORMANCE STANDARDS-READING, WRITING, MATH	HESS COMMITTEE
EDUC & EARLY DEV 8	TEACHER CERTIFICATION TO DIV OF OCCUPATIONAL LICENSING	HESS COMMITTEE
EDUC & EARLY DEV 9	SCHOOL SAFETY ENCOURAGE GUN SAFETY EDUCATION	HESS COMMITTEE
EDUC & EARLY DEV 14	QUALITY SCHOOLS SHOULD REMAIN A FUNCTION OF THE DEPARTMENT	HESS COMMITTEE
EDUC & EARLY DEV 17	FEDS OUT OF K-12 EDUCATION	HESS COMMITTEE
EDUC & EARLY DEV 19 & COMM ADAMS 3	ALTERATE TEACHING CERTIFICATION FOR RESIDENTS	HESS COMMITTEE
EDUC & EARLY DEV 27	EXEC BRANCH LIBRARIES MANAGED BY STATE LIBRARY	HESS COMMITTEE
ADMIN 3	STATE MEDICAID TO COVER ALHEIMER'S	HESS COMMITTEE
COURTS 28	ENHANCE OVERSIGHT OF PRIVATE PROFESSIONAL GUARDIANS	HESS COMMITTEE
COURTS 29	PROCEDURE TO TRACK GUARDIANS FOR MISMANAGEMENT OR MISCONDUCT	HESS COMMITTEE
COURTS 30	AMEND CONFIDENTIALITY FOR PUBLIC OVERSIGHT OF GUARDIAN PROCESS	HESS COMMITTEE
COURTS 31	ADDRESS ANIMOSITY AMONG FAIRBANKS GUARDIAN PARTICIPANTS	HESS COMMITTEE
H&SS 2	INDEPENDENT OVERSIGHT BOARD FOR DFYS & JUVENILE JUSTICE	HESS COMMITTEE
H&SS 3	SUPPORT CONCEPT OF SINGLE POINT OF ENTRY FOR SERVICES	HESS COMMITTEE
H&SS 5	AMEND APA AND ALLOW MONITORING AND IMPLEMENTATION OF REGS	HESS COMMITTEE
H&SS 7	LAW TO ENTITLE STATE TO RECOUP MEDICAID PAYMENTS	HESS COMMITTEE
H&SS 14	LEGISLATION TO GIVE MEDICAL PROVIDERS FLEXIBILITY TO PURSUE DEBTS	HESS COMMITTEE
H&SS 16	MEDICAL SERVICES PROVIDED BY H&SS BASED ON100% POVERTY INCOME LEVEL	HESS COMMITTEE
H&SS 18	REVIEW AND APPROVE REGS	HESS COMMITTEE
H&SS 21	CONSOLIDATE HEADSTART & CHILDCARE AND PLACE IN DIV OF PUBLIC ASSISTANCE	HESS COMMITTEE

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
H&SS 24	ELIMINATE ALL EXEMPTIONS TO 60 MONTH LIMITATIONS FOR ATAP	HESS COMMITTEE
COMM ADAMS 5	POSTSECONDARY FACILITIES TO PROVIDE TRAINING FOR SPECIALTY SERVICES	HESS COMMITTEE
COMM COWDERY 1	REDUCE UNIV CAMPUSES TO ANCHORAGE, FAIRBANKS, JUNEAU	HESS COMMITTEE
COMM FINK 1	VOUCHERS FOR K-12 AT MAXIMUM 75% PER PUPIL COST, CHARTER SCHOOLS	HESS COMMITTEE
COMM FINK 14	LIMIT UNIV TO 3 MAIN CAMPUSES WITH OTHER UNITS AS EXTENSIONS	HESS COMMITTEE
COMMS NOTTI 1 & WUERCH 1	CHARTER SCHOOLS PROPOSALS	HESS COMMITTEE
COMM NOTTI 3	UNIV MISSION HIGHER ED, USE AVTEC FOR VOCATIONAL TRAINING	HESS COMMITTEE
REVENUE 7	ENFORCEMENT DUTIES FOR TOBACCO/GAMING TO ABC BOARD	L&C COMMITTEE
EDUC & EARLY DEV 5	INCENTIVES TO BUS. FOR COMPUTERS & INTERACTIVE TECHNOLOGY TO SCHOOLS	L&C COMMITTEE
EDUC & EARLY DEV 8	TEACHER CERTIFICATION TO DIV OF OCCUPATIONAL LICENSING	L&C COMMITTEE
CORRECTIONS 1	TRANSFER CORRECTIONAL INDUSTRIES TO DCED & PRIVATIZE CONTRACTS	L&C COMMITTEE
CED 7	ESTABLISH COORDINATING COMMITTEE INVOLVED IN INTERNATIONAL TRADE	L&C COMMITTEE
CED 9 & 10	DIV OF TRADE & DEV OVERSIGHT	L&C COMMITTEE
CED 12	ELIMINATE RECYCLED PRODUCTS PREFERENCE	L&C COMMITTEE
CED 13	ELIMINATE FOREST PRODUCTS PREFERENCE	L&C COMMITTEE
COMM ALLEN 4	CONTRACTORS PROVIDING SERVICE TO AK HAVE POSITIONS IN STATE	L&C COMMITTEE
COMM BRICE 3	SAFEGAURD THAT PRIVATE SERVICES WILL NOT COST ADDITIONAL FUNDS	L&C COMMITTEE
COMM BRICE 6 & COMM VALESKO 6	CONTRACTOR'S EMPLOYEES MUST RECEIVE EQUAL PAY & BENEFITS	L&C COMMITTEE
COMM FINK 4 & COMM THOMAS 4	NO LABOR CONTRACTS PROHIBITING PRIVATIZATION	L&C COMMITTEE
COMM VALESKO 1	RIGHTS OF EXISTING EMPLOYEES PROTECTED & NO MASSIVE LAYOFFS	L&C COMMITTEE
COMM VALESKO 4	STATE EMPLOYEES CAN COMPETE AGAINST PRIVATE BIDDERS	L&C COMMITTEE
COMM VALESKO 7	BIDDER PREFERENCES TO CONTRACTORS HIRING DISPLACED STATE WORKERS	L&C COMMITTEE
COMM VALESKO 8	EMPLOYMENT & FAMILY COUNSELING PROGRAMS FOR DISPLACED STATE WORKERS	L&C COMMITTEE
ADMIN 1	STREAMLINE & REORGANIZE DOA	STATE AFFAIRS COMMITTEE
ADMIN 2	PUBLIC DEFENDERS & TAX APPEALS JUDGE REMAIN IN DOA	STATE AFFAIRS COMMITTEE
ADMIN 9	STATE WORK FORCE PRODUCTIVITY USING STATE ACCOUNTING SYSTEM	STATE AFFAIRS COMMITTEE
GOV'S OFFICE 6	STATE EMPLOYEES & OTHERS TO PROVIDE INPUT TO STREAMLINE GOVT	STATE AFFAIRS COMMITTEE
COURTS 8	REVIEW JUDICIAL RETIREMENT SYSTEM	STATE AFFAIRS COMMITTEE
COURTS 27	OPA ISSUES DESCRIBED IN LEG AUDIT 02-4577-99	STATE AFFAIRS COMMITTEE
TRANSPORTATION 10	REMOVE BUILDING MAINTENANCE FROM DOT/PF	STATE AFFAIRS COMMITTEE
TRANSPORTATION 11-12	OWNERSHIP VS. LEASE OF BUILDINGS	STATE AFFAIRS COMMITTEE

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
PUBLIC SAFETY 3 & COMM WUERCH 13	NOTIFY FED GOVT THAT STATE BE REIMBURSED FOR ENFORCEMENT IN FED WATERS	STATE AFFAIRS COMMITTEE
LEGISLATURE 7	SHORTEN SESSION TO 30 DAYS	STATE AFFAIRS COMMITTEE
LEGISLATURE 8	MOVE LEGISLATIVE SESSION TO ANCHORAGE	STATE AFFAIRS COMMITTEE
COMM ADAMS 1	BUSINESS ORIENTED TECHNOLOGY PLAN	STATE AFFAIRS COMMITTEE
COMM ALLEN 5	MANAGEMENT SUPPORT POSIITONS BE LOCATED WITHIN DEPT OF ADMIN	STATE AFFAIRS COMMITTEE
COMM THOMAS 1	ALASKAN OPERATIONAL GOVERNANCE COMMISSION	STATE AFFAIRS COMMITTEE
COMM VALESKO 3	MONITOR CURRENT & FUTURE PRIVATIZATION, COST SAVING ANALYSES	STATE AFFAIRS COMMITTEE
COMM VALESKO 5	QUALITY OF SERVICE MUST BE CRITERIA IN ALL PRIVATIZATION EFFORTS	STATE AFFAIRS COMMITTEE
LEGISLATURE 9	COMPARE STAFF SU?PORT WITH OTHER STATES	RULES COMMITTEE
LEGISLATURE 11	DO AWAY WITH TIME CARDS IN ADMIN SERVICES SECTION	RULES COMMITTEE
LEGISLATURE 13	STANDARDIZE OFFICE SPACE & FURNITURE	RULES COMMITTEE
LEGISLATURE 14	RECONCILE COMPUTER SYTEMS BETWEEN LEG FINANCE & LEGISLATURE	RULES COMMITTEE
COMM FINK 16	LEG COMMITTEES TO REVIEW PRIV. SUBCOMMITTEE PROPOSALS	RULES COMMITTEE
TRANSPORTATION 9	CONSTITUTIONAL DEDICATED FUND FOR HIGHWAY MAINTENANCE	TRANSPORTATION COMMITTEE
TRANSPORTATION 14	COORDINATE WITH LOCAL GOVTS TO ACHIEVE CONSISTENT DESIGN FORMAT	TRANSPORTATION COMMITTEE
TRANSPORTATION 24	LEGISLATION REQUIRING EVIDENCE PRIVATIZATION WILL SAVE MONEY	TRANSPORTATION COMMITTEE
PUBLIC SAFETY 1	REMOVE VEHICLE FLEET MANAGEMENT FROM DOT/PF UNDER HCWF	TRANSPORTATION COMMITTEE
ARRC 2	ARRC TO SELL LAND PRESENTLY LEASED TO LEASEHOLDERS	TRANSPORTATION COMMITTEE
ARRC 3 & COMM WUERCH 22	SELL LAND NOT ESSENTIAL TO OPERATIONS	TRANSPORTATION COMMITTEE
ARRC 4 & COMM WUERCH 23	IMPLEMENT A VEGETATION CONTROL PROGRAM	TRANSPORTATION COMMITTEE
COMM HARPER 8	USE RAILROAD TO OPEN UP AREAS OF THE STATE	TRANSPORTATION COMMITTEE
HYDRO 1	INTERTIE-KEEP STATUS QUO	UTILITY RESTRUCTURING COM
HYDRO 2 & COMMS FINK 12 & WUERCH 24	SELL THE FOUR DAM POOL	UTILITY RESTRUCTURING COM
HYDRO 3	FOUR DAM POOL-KEEP STATUS QUO	UTILITY RESTRUCTURING COM
COMM FINK 12	SELL BRADLEY LAKE	UTILITY RESTRUCTURING COM
REVENUE 9	AHFC REVIEW AND ANALYSIS BY INDEPENDENT EFFICIENCY EXPERT	FINANCE COMMITTEE

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

<u>DEPT &amp; NUMBER</u>	<u>RECOMMENDATION SUMMARY</u>	<u>COMMITTEE-SUBCOMMITTEE</u>
EDUC & EARLY DEV 3 & COMM NOTTI 2	PRIVATE & PUBLIC SCHOOL VOUCHER SYSTEM	FINANCE COMMITTEE
EDUC & EARLY DEV 7	SEPARATE EDUCATION BUDGET OR FORWARD FUNDING	FINANCE COMMITTEE
EDUC & EARLY DEV 20	PASS HB 142-ALLOWS AVTEC TO RECEIVE CASH CONTRIBUTIONS	FINANCE COMMITTEE
EDUC & EARLY DEV 24	AHFC PROVIDE FUNDING FOR AVTEC HOUSING FACILITIES	FINANCE COMMITTEE
EDUC & EARLY DEV 26	FUND DEFERRED MAINTENANCE NEEDS AT MT EDGE CUMBE	FINANCE COMMITTEE
EDUC & EARLY DEV 29 & COMM HARPER 6	CONSOLIDATE ALL LOAN PROGRAMS WITHIN ONE DEPARTMENT	FINANCE COMMITTEE
EDUC & EARLY DEV 30	ELIMINATE DIV OF EARLY DEVELOPMENT AND TRANSFER FUNCTIONS TO DHSS	FINANCE COMMITTEE
EDUC & EARLY DEV 31	TRANSFER CHILDREN'S TRUST GRANT PROG. TO GOV'S OFFICE, BOARDS & COMM.	FINANCE COMMITTEE
EDUC & EARLY DEV 32	FEDERAL MANDATED PROGRAM FUNDS FALL BELOW 50%-PASS ON TO LOCAL GOVT	FINANCE COMMITTEE
EDUC & EARLY DEV 33	STATE RECPTS TREATED AS G.F. EXCEPT IF A RESULT OF INTER-AGENCY RCPTS	FINANCE COMMITTEE
ENVIRON CONSERV 12	TRANSFER INFO OFFICERS TO DIV OF ADMIN SERVICES IN DOA	FINANCE COMMITTEE
ENVIRON CONSERV 16	BUDGETS & WORK PLANS RECEIVE FUNDING IN FY PRIOR TO IMPLEMENTATION	FINANCE COMMITTEE
GOV'S OFFICE 1	OMB-COMPLETE & COMPREHENSIBLE BUDGET	FINANCE COMMITTEE
GOV'S OFFICE 2	USE PROFESSIONALS FROM PRIVATE SECTOR TO WRITE GOV'S OFFICE REC. 1	FINANCE COMMITTEE
GOV'S OFFICE 3	AFTER COMPLETION OF COMPREHENSIBLE BUDGET, FURTHER PRIVATIZATION STUDIES	FINANCE COMMITTEE
GOV'S OFFICE 4	ESTABLISH GENERAL FUND PARAMETERS	FINANCE COMMITTEE
GOV'S OFFICE 5	ESTABLISH SCHEDULE & PROCEDURES FOR DEVELOPING & REPORTING BUDGET	FINANCE COMMITTEE
COURTS 12	STATE AGENCIES REPORT-AMOUNT OF FINES & FEES AND THOSE OUTSTANDING	FINANCE COMMITTEE
H&SS 20 & COMMS FINK 15 & WUERCH 12	ELIMINATE HOLD HARMLESS FOR PFD & LONGEVITY BONUS	FINANCE COMMITTEE
DNR 2	BAN STATE AGENCIES FROM LOBBYING FOR THEIR BUDGETS	FINANCE COMMITTEE
DNR 8	EXAMINE PROCUREMENT PROCEDURES AND WRITE ONE PROCEDURE-ALL DEPTS	FINANCE COMMITTEE
DNR 34	BOND ISSUE FOR PARK IMPROVEMENTS & DEFERRED MAINTENANCE	FINANCE COMMITTEE
DNR 38	BUILD MORE ROADS & TRAILS INTO REMOTE AREAS	FINANCE COMMITTEE
DNR 41	EXPAND CHENA HOT SPRINGS RD	FINANCE COMMITTEE
CED 18 & COMM WUERCH 21	CONSOLIDATE AIDEA & AHFC	FINANCE COMMITTEE
CED 19	CONSOLIDATE DIV OF INVESTMENTS INTO DEPT OF REVENUE	FINANCE COMMITTEE
DMVA 1	SHIFT YOUTH CORPS CHALLENGE FUNDS TO DEED	FINANCE COMMITTEE
AHFC 1	CAPITAL REQUIREMENTS STUDY	FINANCE COMMITTEE
AHFC 2 & COMM WUERCH 25	COMBINE OTHER BONDING ENTITIES WITH AHFC	FINANCE COMMITTEE
AHFC 2 & COMM WUERCH 26	PRIVATIZE OR PROVIDE SERVICE AND PAY DIVIDENDS ON NET INCOME	FINANCE COMMITTEE
COMM ADAMS 11	REGULAR REVIEW OF PRIVATIZED STATE FUNCTIONS	FINANCE COMMITTEE
COMM BRICE 2	LEVEL OF SERVICES PROVIDED MUST BE GREATER OR EQUAL TO CURRENT LEVEL	FINANCE COMMITTEE
COMM BRICE 5	MAINTAIN ACCOUNTABILITY OVER CONTRACTS	FINANCE COMMITTEE

COMMISSION ON PRIVATIZATION RECOMMENDATION REFERRALS

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COMMS COWDERY 9 & WUERCH 5	TASK BASED BUDGET FORMAT	FINANCE COMMITTEE
COMM FINK 5	ELIMINATE PRODUCTS, RECYCLABLE & FOOD PREFERENCES	FINANCE COMMITTEE
COMM FINK 7	WITHDRAW AHFC FROM SECONDARY MORTGAGE MARKET	FINANCE COMMITTEE
COMM FINK 9	ELIMINATE GOVT FUNDING TO ARTS, PUBLIC BROADCASTING & PCE	FINANCE COMMITTEE
COMM HARPER 1	USE TAX EXEMPT FUNDING TO IMPROVE MT EDGE CUMBE HOUSING	FINANCE COMMITTEE
COMM HARPER 2	DO NOT FILL POSITIONS AS EMPLOYEES RETIRE, RESIGN RATHER THAN LAY OFF	FINANCE COMMITTEE
COMM HARPER 4	PROPOSE VARIOUS TAXES	FINANCE COMMITTEE
COMM HARPER 7	MODERATE GROWTH OF PFD PROGRAM	FINANCE COMMITTEE
COMM THOMAS 1	ALASKAN OPERATIONAL GOVERNANCE COMMISSION	FINANCE COMMITTEE
COMM THOMAS 2	ACTIVITY BASED COST SYSTEM AND POPULAR BUDGET	FINANCE COMMITTEE
COMM THOMAS 3	ESTABLISH PERFORMANCE STANDARDS & EVALUATE	FINANCE COMMITTEE
COMM THOMAS 5	INITIATIVE ACTION SHOULD CHECK FOR COST SAVINGS AND PERFORMANCE	FINANCE COMMITTEE
COMM VALESKO 2	PRIVATIZATION MUST RESULT IN COST SAVINGS ON IMMEDIATE & LONG-TERM BASIS	FINANCE COMMITTEE
COMM VALESKO 9	SEVERANCE PACKAGES TO STATE EMPLOYEES DISPLACED	FINANCE COMMITTEE



REPRESENTATIVE NORMAN ROKEBERG

1-25-2000

Dear Don,

Thank you for your  
Report on The Commission  
on Privatization.

While I believe in the  
concept, I share many  
of your concerns.

Your comments on The  
Subcommittee, Research and  
Review process were illuminating  
to say the least.

I have not seen the formal  
Report, as yet.

Sincerely,

A handwritten signature in cursive script, appearing to read "Norman Rokeberg".

*non const***Subject: Individual Privatization Commissioner's Report****Date:** Mon, 3 Jan 2000 15:37:08 -0900**From:** "Don Valesko" <don@Local71.com>

**To:** "Representative Alan Austerman" <Representative\_Alan\_Austerman@legis.state.ak.us>, "Representative Albert Kookesh" <Representative\_Albert\_Kookesh@legis.state.ak.us>, "Representative Allen Kemplen" <Representative\_Allen\_Kemplen@legis.state.ak.us>, "Representative Andrew Halcro" <Representative\_Andrew\_Halcro@legis.state.ak.us>, "Representative Ben Grussendorf" <Representative\_Ben\_Grussendorf@legis.state.ak.us>, "Representative Beth Kerttula" <Representative\_Beth\_Kerttula@legis.state.ak.us>, "Representative Beverly Masek" <Representative\_Beverly\_Masek@legis.state.ak.us>, "Representative Bill Hudson" <Representative\_Bill\_Hudson@legis.state.ak.us>, "Representative Bill Williams" <Representative\_Bill\_Williams@legis.state.ak.us>, "Representative Brian Porter" <Representative\_Brian\_Porter@legis.state.ak.us>, "Representative Carl Morgan" <Representative\_Carl\_Morgan@legis.state.ak.us>, "Representative Carl Moses" <Representative\_Carl\_Moses@legis.state.ak.us>, "Representative Con Bunde" <Representative\_Con\_Bunde@legis.state.ak.us>, "Representative Eldon Mulder" <Representative\_Eldon\_Mulder@legis.state.ak.us>, "Representative Eric Croft" <Representative\_Eric\_Croft@legis.state.ak.us>, "Representative Ethan Berkowitz" <Representative\_Ethan\_Berkowitz@legis.state.ak.us>, "Representative Fred Dyson" <Representative\_Fred\_Dyson@legis.state.ak.us>, "Representative Gail Phillips" <Representative\_Gail\_Phillips@legis.state.ak.us>, "Representative Gary Davis" <Representative\_Gary\_Davis@legis.state.ak.us>, "Representative Gene Therriault" <Representative\_Gene\_Therriault@legis.state.ak.us>, "Representative Hal Smalley" <Representative\_Hal\_Smalley@legis.state.ak.us>, "Representative Jeannette James" <Representative\_Jeannette\_James@legis.state.ak.us>, "Representative Jerry Sanders" <Representative\_Jerry\_Sanders@legis.state.ak.us>, "Representative Jim Whitaker" <Representative\_Jim\_Whitaker@legis.state.ak.us>, "Representative Joe Green" <Representative\_Joe\_Green@legis.state.ak.us>, "Representative John Coghill" <Representative\_John\_Coghill@legis.state.ak.us>, "Representative John Cowdery" <Representative\_John\_Cowdery@legis.state.ak.us>, "Representative John Davies" <Representative\_John\_Davies@legis.state.ak.us>, "Representative John Harris" <Representative\_John\_Harris@legis.state.ak.us>, "Representative Lisa Murkowski" <Representative\_Lisa\_Murkowski@legis.state.ak.us>, "Representative Mary Kapsner" <Representative\_Mary\_Kapsner@legis.state.ak.us>, "Representative Norman Rokeberg" <Representative\_Norman\_Rokeberg@legis.state.ak.us>, "Representative Pete Kott" <Representative\_Pete\_Kott@legis.state.ak.us>, "Representative Ramona Barnes" <Representative\_Ramona\_Barnes@legis.state.ak.us>, "Representative Reggie Joule" <Representative\_Reggie\_Joule@legis.state.ak.us>, "Representative Richard Foster" <Representative\_Richard\_Foster@legis.state.ak.us>, "Representative Scott Ogan" <Representative\_Scott\_Ogan@legis.state.ak.us>, "Representative Sharon Cissna" <Representative\_Sharon\_Cissna@legis.state.ak.us>, "Representative Tom Brice" <Representative\_Tom\_Brice@legis.state.ak.us>, "Representative Vic Kohring" <Representative\_Vic\_Kohring@legis.state.ak.us>, "Senator Al Adams" <Senator\_Al\_Adams@legis.state.ak.us>, "Senator Dave Donley" <Senator\_Dave\_Donley@legis.state.ak.us>, "Senator Drue Pearce" <Senator\_Drue\_Pearce@legis.state.ak.us>, "Senator Gary Wilken" <Senator\_Gary\_Wilken@legis.state.ak.us>, "Senator Georgianna Lincoln" <Senator\_Georgianna\_Lincoln@legis.state.ak.us>, "Senator Jerry Mackie" <Senator\_Jerry\_Mackie@legis.state.ak.us>, "Senator Jerry Ward" <Senator\_Jerry\_Ward@legis.state.ak.us>, "Senator John Torgerson" <Senator\_John\_Torgerson@legis.state.ak.us>, "Senator Johnny Ellis" <Senator\_Johnny\_Ellis@legis.state.ak.us>, "Senator Kim Elton" <Senator\_Kim\_Elton@legis.state.ak.us>, "Senator Loren Leman" <Senator\_Loren\_Leman@legis.state.ak.us>, "Senator Lyda Green" <Senator\_Lyda\_Green@legis.state.ak.us>, "Senator Lyman Hoffman" <Senator\_Lyman\_Hoffman@legis.state.ak.us>, "Senator Mike Miller" <Senator\_Mike\_Miller@legis.state.ak.us>.

Individual Privatization Commissioner's Report

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"Senator Randy Phillips" <Senator\_Randy\_Phillips@legis.state.ak.us>,  
"Senator Rick Halford" <Senator\_Rick\_Halford@legis.state.ak.us>,  
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"Senator Tim Kelly" <Senator\_Tim\_Kelly@legis.state.ak.us>

Here is a copy of my individual report. Each commissioner was afforded the opportunity to submit their own findings on the Privatization Commission.

Please contact me if you have any question. (907) 276-7211

Or email me at don@Local71.com

Sincerely,

Don Valesko  
Business Manager  
Public Employees Local 71

AFLCLO  
2510 Arctic Blvd, Anchorage 99503

<input type="checkbox"/> valesko_report.doc	<b>Name:</b> valesko_report.doc <b>Type:</b> Winword File (application/msword) <b>Encoding:</b> base64
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# THE COMMISSION ON PRIVATIZATION AND DELIVERY OF GOVERNMENT SERVICES

December 29, 1999

**TO:** Governor Knowles and Members of the Alaska State Legislature

**FROM:** Don Valesko, Commission Member

**RE:** Individual Commissioner's Report

Though it was a privilege to have a seat on the Commission on Privatization and Delivery of Government Services, it was also an exercise in frustration. On the commission I held the AFL-CIO designated position. I learned a great deal about the Executive Branch of state government and I also learned that the commission itself had an impossible mission that which is evidenced by its final report.

The commission staff performed admirably under a tremendous workload and a very short time frame. For any type of report to have been delivered at all, I credit the hard work and long hours (many of which were uncompensated) put in by the staff. I am sure the loyal staff did everything they could to insure their superiors' wishes were carried out to the letter.

The selection process of subcommittee members was deplorable. The focus they were given was very near-sighted, and the time in which they were expected to make informed decisions was woefully inadequate.

It was my duty on the commission to represent the working people of Alaska as well as the state employees. Through the subcommittee process, there was very little consideration of the problems that would be incurred by employees and their families who would be directly impacted by privatization efforts. I tried to rectify this at the commission level, but the odds were stacked against Alaska's working families.

In my attached Commissioner's Report you will find the reasons why my experience on the Commission proved to be frustrating. The process was flawed from the beginning and it only got worse as time progressed.

Please feel free to call me at (907) 272-7211 or email me at don@Local71.com if you have any questions.

# **THE COMMISSION ON PRIVATIZATION AND DELIVERY OF GOVERNMENT SERVICES**

**INDIVIDUAL REPORT BY:  
COMMISSIONER DON VALESKO**

## **I. ENABLING LEGISLATION FLAWED**

The representation of Alaskans who would be directly affected by privatization efforts was very limited. Earlier versions of this legislation in a previous legislature had two positions for working Alaskans' representation and at least one or more positions for the Executive Branch. In addition, earlier versions had language that made references to maintaining the same quality of service after privatization occurs.

This legislation did not have Executive Branch representation because the administration did not wish to participate in the type of effort the bill prescribed.

Senate Bill 33 created an impossible task of monumental proportions to be performed within a very short time frame. The funding for the implementation of the bill was almost non-existent and the commission's staff was barely able to keep up with the workload.

## **II. SUBCOMMITTEE PROBLEMS**

### **A) Subcommittee selection process flawed**

The subcommittee selection process was done entirely by the Co-Chairmen and their staff. Partisan politics appeared to have played a major role in the selection of subcommittee members. Definite patterns of significant conflicts of interest appeared in almost every subcommittee. At one point, the list of subcommittees grew from thirteen to twenty without commission input.

The Commission itself discussed the subcommittee selection process during the commission's first meeting and after most of the subcommittee members were appointed. The commission's wish to have input on the selection and confirmation of subcommittee membership was disregarded.

Apparently, the notice to citizens of Alaska to serve as subcommittee members was selective in the beginning and it gave those individuals a first choice advantage. Subsequently, the committees were opened up and the general public was invited to participate, but they were at a disadvantage when compared to those who had been directly solicited.

The ever-pressing constraint of time was given for the reason for the clandestine selection of subcommittee participants. Commission members were asked for their choice of subcommittee preferences but in some instances their requests were ignored and they were assigned to whatever subcommittee the Co-Chairs decided to appoint them to.

One of the Co-chairs stated, during a commission meeting, that anybody who called into his office was appointed to the committee of their choice. He further added that anybody who wanted to be a subcommittee chair could be that particular subcommittee's chair (if vacant) simply by asking. This was not the case. Soon after, it became apparent that those rules had been changed.

After soliciting the chair of the DMVA subcommittee, one individual was told that the DMVA subcommittee itself was probably not going to be activated and her wish to serve was steered towards

another subcommittee. Soon afterwards, it became evident (at a commission meeting) that the DMVA subcommittee was to be activated and it had a full complement of members including a chair.

### **B) Conflicts of interest throughout subcommittees**

Conflicts of interest abounded and became extremely evident during the subcommittee presentations to the full commission. Contractors, consultants, and owners of companies providing similar services flooded the subcommittees and openly put forth recommendations for privatization that would directly benefit their own balance sheets.

For example: The original chair of the Corrections subcommittee was the person who runs Cornell Corrections (owner of Allvest, Inc.) for Alaska. When it was pointed out by a commission member that the person representing a company that had the most to gain from privatizing Corrections Department functions was chairing the committee the Cornell individual dropped his chair position and a former employee of Cornell took his place. The Cornell individual remained on the committee and the report that eventually came before the commission was found to be promoting privatization towards the type of service Cornell provides.

Ironically, a union representative sitting on the HSS subcommittee was denied access to certain sub-subcommittees due to having an alleged conflict of interest. Conversely, contractors appointed to subcommittees and sub-subcommittees (many who enjoy profits from the state's current privatization efforts) were never excluded from participating at any meetings. In fact, many private sector contractors openly admitted they were there to see how they could maneuver privatization efforts towards areas they knew they could profit from. One such individual recommended privatizing a current DCED inspection process - that he admitted was his specialty - even though the cost of the inspection would increase by 50%.

### **C) Research and Review process flawed**

The research and review of each department was superficial at best. With the inadequate amount of time subcommittees were allotted it was impossible to educate and inform the members of each subcommittee. In addition, there were other major mistakes made. In reviewing the subcommittee reports you will find prominent errors that would normally be inherent in a well thought out process. The reports demonstrate obvious errors in the process, such as:

- Subcommittee members were instructed to only find ways to privatize state functions.
- No efforts were made to identify reasons why the state was currently performing the service.
- No assessment was made of the liability potential of each recommendation.
- No comparison of different methods of privatization currently being used by the state nor was there an analysis of a current effective savings to the state.
- No determination of cost to the state to set up privatization nor the savings to the state on a projected short and long term basis for any recommendation.
- No standards were applied for the decision making process for recommendations.
- Affected constituent groups were not consulted and some who desired input were not taken seriously nor were they solicited for input.
- Minority reports from subcommittee members were not put into the subcommittee final report. One of which was submitted to the Department of Education and Early Development subcommittee as a minority report. It was not included in the subcommittee's final report to the full commission. This was submitted by a commission member who was also a subcommittee member as well as a full commission member.
- The DCED subcommittee's sub-subcommittee (International Trade and Development) had its report rejected and buried by a Commission Co-Chair. A new more amenable DCED subcommittee was appointed in order to generate a report that reflected the Co-Chair's wishes.

The Chairman of the International Trade and Development sub-subcommittee was chastised by his employer after his employer received a call from the aforementioned Co-Chair.

### **III. COMMISSION PROBLEMS**

#### **A) Time Constraints flawed Commission's Ability to Deliver a Realistic Product**

From the date of the first meeting, everything was on a fast track. The selection of subcommittees was pushed through without commission oversight and input, then the subcommittees themselves were given unrealistic time frames in which to complete their missions.

The information to be reviewed by commission members was usually only available a day before the commission would be meeting and conferring upon such data but mostly was available just minutes before each commission meeting was convened.

#### **B) cursory Contact With Affected Public and Affected Employees**

The commission did not meet with representatives of the affected groups, unions or any constituencies of the public that would be affected by the commission's recommendations.

#### **C) Appalling Press Relations**

Press releases, in the form of commission-sanctioned positions, were given to the press without notification to the commission members. Commissioners found out about the press releases and alleged commission positions via the media. For example: The commissioners discovered through the media that a statewide mailing, by the commission, to all businesses in Alaska was going to be the first order of business. The commission at that point had not met for the first time. Subsequently, the mailing idea was abandoned.

The relationship with the Governor's office and the Commission suffered as a result of the way the business of the commission and its subcommittee work was being handled. This was negatively reported by the press.

The full commission members asked the Co-Chairs to be included in the construction of all press releases thereafter. This did not occur. Press releases were generated without commission input or sanction. A recent article in a local newspaper cited subcommittee recommendations as if they were full commission recommendations even though one of the specific recommendations cited in the article was voted down by the full commission. (e.g. The sale of the Alaska Railroad was voted down by the commission but cited as a recommendation in the Anchorage Times).

#### **D) No Cost/Benefit Analysis**

The commission did not require the subcommittees to require a cost/benefit analysis of their recommendations. Consequently all the recommendations put forth by the subcommittees did not have any information regarding the cost effectiveness of each recommendation. Therefore, many of the recommendations, if followed, will drive up the cost of government.

### **IV. FINAL PROCESS AND END PRODUCT PROBLEMS**

After hearing the abbreviated presentation of each of the subcommittees, the full commission decided to forego a formal process of reviewing each subcommittee's recommendations. Instead, each commissioner put together his/her own list of recommendations.

The above-mentioned recommendations took the form of a free-for-all. Some of the subcommittees' recommendations were cited by the individual commissioners in their recommendations. Other ideas

that were not previously discussed but thought of on the spur of the moment were put forth and voted on without research, departmental comment, or much discussion.

One commission member, who is personally employed in property management and is a co-owner in a utility company pushed to have the University of Alaska privatize their property management and their utilities. Subcommittee work performed by the same commissioner took on similar adventures into the arena of major conflicts of interest.

### **CONCLUSION**

The process and the end product was a dismal failure. The hurried up process of this effort will only serve to provide legislative cover for politicians who want to privatize state services solely for the sake of privatization and the hidden benefits that may happen for certain private interests.

One thing that was determined through the commission process was that the state of Alaska has extensively privatized functions of state government, and that process has driven up the cost of state government. Many associated costs are much higher, and grew at an accelerated rate, than had been anticipated by the Executive Branch.

Efforts to privatize state government should be weighed carefully and not pushed for the sake of privatization in and of itself. The one thing that came to light during this experiment was the fact that privatization should not be entered into if it isn't planned for properly and it positively benefits the citizens of Alaska with a guaranteed reduced cost while maintaining the same quality of service. Privatization should not take place if it benefits certain individuals at the expense of lowering the standard of living for Alaskans while producing profits for corporations.

21ST ALASKA LEGISLATURE

**COMMISSION ON  
PRIVATIZATION AND DELIVERY  
OF GOVERNMENT SERVICES**

**FINAL REPORT**



and Delivery of Government Services

JANUARY 2000

[www.privatizealaska.org](http://www.privatizealaska.org)

Table 7 contains the masterlist of 408 recommendations advanced by the volunteer subcommittees and commissioners.

**TABLE 7**  
**COMMISSION ON PRIVATIZATION AND**  
**DELIVERY OF GOVERNMENT SERVICES**  
  
**RECOMMENDATION MASTERLIST**

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**Commissioner Wuerch 1.....93**

#	Dept. And Number	LEGISLATIVE RECOMMENDATIONS	POLICY RECOMMENDATIONS	Legislation Required	Notes & page #
			<p>and get paid directly.</p> <ul style="list-style-type: none"> <li>- Establish non-custodial parent team to monitor cases and when obligor becomes delinquent for more than two months contact him/her and see at services can be provided.</li> </ul>		
13					
14	Revenue 7	<p>Modify state law to shift enforcement duties for the state's tobacco/ gaming laws to the Alcoholic Beverage Control Board. Intent is to transfer budget and manpower to the Alcoholic Beverage Control board. Alternative Recommendation: Recommend, in the alternative, that the legislature modify Title 4, allowing the ABC Board to enforce tobacco/ gaming laws under contract to the responsible state agencies.</p>		<p>YES</p> <p>YES</p>	<p>ABC p. 3</p>
15					
16	Revenue 8		<p>The Income and Excise Audit Division/ Oil and Gas Audit Division already have planned to merge into single unit; the Subcommittee agrees and encourages this consolidation. Recommendation: Subcommittee noted that the Division already engages in limited outsourcing of services and encourages the Division to continue seeking opportunities for outsourcing where it is economically efficient to do so.</p>		<p>Oil &amp; Gas p. 1</p>
17					
18	Revenue 9		<p>Regarding the Alaska Housing Finance Corporation, the subcommittee voted unanimously to recommend a thorough review and analysis by an independent efficiency expert.</p>		<p>AHFC p. 1</p>
19					
20	Education & Early	Recognizing that charter schools are public			<p>p. 1</p>

#	Dept. And Number	LEGISLATIVE RECOMMENDATIONS	POLICY RECOMMENDATIONS	Legislation Required	Notes & page #
	Development 1	schools that are effective tools in improving educational choice, we recommend that the legislature enact revised charter school laws that provide for educational choice by: (1) doubling the number of charter schools allowed in Alaska; (2) extending the contract period from five to ten years; and (3) require school districts to give a full accounting of money they received for each charter school.			
21					
22	Education & Early Development 2	That the legislature review the school districts of the unincorporated areas with a view to consolidate the business functions of the districts.			p. 1 - 2
23					
24	Education & Early Development 3	That the legislature consider some form or variation of a voucher system that is useable in both the public and private school system and put the issue before voters of Alaska.			p. 2
25					
26	Education & Early Development 4		The state will enact legislation requiring the evaluation of its paperwork requirements for teachers and school districts. Unnecessary and/or redundant paperwork should be eliminated. This will allow teachers and other staff more time for preparation and for actual instruction.		p. 2
27					
28	Education & Early Development 5		The state will explore incentives to private businesses to provide computer and other interactive technology to school districts.		p. 2
29					
30	Education & Early Development 6		All students should be required to meet the same performance standards in reading, writing, and mathematics. All schools, and		p. 3

#	Dept. And Number	LEGISLATIVE RECOMMENDATIONS	POLICY RECOMMENDATIONS	Legislation Required	Notes & page #
247					
248	Court System 30		The legislature should consider amending the confidentiality provisions to allow for public oversight of the guardianship process.		p. 9
249					
250	Court System 31		The commissioner of the Department of Administration should address the animosity that exists among Fairbanks participants in the guardianship system.		p. 9
251					
252	Court System 32		The legislature should consider transferring the management of the court visitor function to the court system.		p. 9
253					
254	Court System 33		Management of the court visitor function should explore the potential of the National Guardianship Monitoring Program for volunteer court visitors and volunteer court auditors.		p. 9
255					
256	Corrections 1	Recommendation: All of Correctional Industries should be transferred to the Department of Community and Economic Development and all contracts should be privatized.		YES	p. 4 attachment 8
257					
258	Corrections 2	Recommendation: The entire Sex Offender Treatment Program should be privatized.		NO	p. 5
259					
260	Corrections 3	Recommendation: Education programs should be re-evaluated. Education programs should be transferred to the private sector.		NO	p. 5
261					
262	Corrections 4	Recommendation: Provision of Medical Care		NO	p. 5 - 6

#	Dept. And Number	LEGISLATIVE RECOMMENDATIONS	POLICY RECOMMENDATIONS	Legislation Required	Notes & page #
			that all civil fines and forfeitures from fish and game violations be dedicated back to fish and game research, management and habitat protection.		
493					
494	Fish & Game 11		Contract Out Wildlife Watching Venues: The department should issue a Request for Proposals to manage state wildlife watching facilities at places like Pack Creek, Round Island and McNeil River.		p. 7
495					
496	University of Alaska 1		While protecting student employment opportunity, evaluate privatization for: <ul style="list-style-type: none"> <li>- Internet Book Sales, all campuses</li> <li>- Fairbanks Campus Power Plant</li> <li>- Fairbanks Campus Phone System</li> <li>- Grounds Maintenance, all campuses</li> <li>- Student Housing, all campuses</li> <li>- Fairbanks Campus Refuse Collection and Removal</li> <li>- Printing, Anchorage and Fairbanks</li> <li>- Janitorial, Juneau campus</li> </ul>		p. 2
497					
498	University of Alaska 2		Use private employment agencies to fill temporary, non-student, positions.		p. 2
499					
500	University of Alaska 3		Outsource the distribution of payroll.		p. 2
501					
502	University of Alaska 4		Evaluate lease vehicles instead of purchase vehicles.		p. 3
503					
504	Community Economic Development 1		Privatize tourism functions as envisioned by SB107 (CH 29, SLA99) <ul style="list-style-type: none"> <li>• Pertaining to Alaska Tourism Information Association</li> </ul>		p. 4

Commission on Privatization and Delivery of Government Services

#	Dept. And Number	LEGISLATIVE RECOMMENDATIONS	POLICY RECOMMENDATIONS	Legislation Required	Notes & page #
640	Commissioner Allen 4		Consider requiring all contractors providing services to the state of Alaska that require a staff of 15 or more staff that those positions be located within the state of Alaska.		
641					
642	Commissioner Allen 5		Review the feasibility of only management support positions be located within the Department of Administration.		
643					
644	Commissioner Brice 1	HSS (330) Fully fund and reinstate the Citizen's Review Panel for Permanency Planning Act 1990 in accordance with AS 47.10.400 et seq chapter 117 (SLA 1990).			
645					
646	Commissioner Brice 2	The level of services provided to the people of Alaska must be greater than or equal to the current level of service being provided. (No diminishing of services to the people who pay for those services).			
647					
648	Commissioner Brice 3	Adequate safeguard to ensure that if a contractor is unable to perform the service at the contracted price, they are held accountable and service will revert back to the state at the contractors expense. (No low-balling contracts and then expecting the state to pay for all the change orders).			
649					
650	Commissioner Brice 4	Alaskan hire preference (Which can be done constitutionally by contract).			
651					
652	Commissioner Brice 5	The public officials must maintain accountability over contracts.			
653					
654	Commissioner Brice 6	The contractor's employees must receive equal pay and benefits.			

Commission on Privatization and Delivery of Government Services

#	Dept. And Number	LEGISLATIVE RECOMMENDATIONS	POLICY RECOMMENDATIONS	Legislation Required	Notes & page #
683					
684	Commissioner Fink 2		Put up state land for sale similar to open to entry for oil leases. (increase income)		
685					
686	Commissioner Fink 3	A Homestead Law. (increase income)			
687					
688	Commissioner Fink 4	statute that no labor contracts may be entered into which place limits on privatization. (reduce costs)			
689					
690	Commissioner Fink 5	Eliminate: Alaska products preference, recyclable preference, and food products preference. (reduce costs)			
691					
692	Commissioner Fink 6	A process must be installed wherein the legislature reviews and approves any, court settlement or dropping of an appeal by the administration when the subject matter is a state policy issue. (reduce costs and maybe increase income)			
693					
694	Commissioner Fink 7		Withdraw AHFC from the secondary mortgage market wherein taxable bonds or assets of AHFC would be used. (increase income)		
695					
696	Commissioner Fink 8		Promote endangered species farms. (reduce costs)		
697					
698	Commissioner Fink 9		Eliminate any government money to: public radio or TV, endowment for the arts, 1 percent to the arts, and power cost equalization. (reduce costs)		...

Commission on Privatization and Delivery of Government Services

#	Dept. And Number	LEGISLATIVE RECOMMENDATIONS	POLICY RECOMMENDATIONS	Legislation Required	Notes & page #
		private costs.			
741					
742	Commissioner Thomas 3		Establish Performance Standards and Evaluate.		
743					
744	Commissioner Thomas 4		The Public Employment Relations Act must be amended to ensure that a collective bargaining agreement cannot thwart a legislative directive to explore privatization or to devolve a State function to a political subdivision or to the private sector.		
745					
746	Commissioner Thomas 5		An initiative action should check for cost savings and performance improvements, then identify expectations and contract obligations.		
747					
748	Commissioner Valesko 1	Insure that any legislation protects the rights of existing employees and does not result in massive layoffs.			
749					
750	Commissioner Valesko 2		Any privatization efforts must insure that there is a substantial and guaranteed cost savings to the state on an immediate and long-term basis.		
751					
752	Commissioner Valesko 3		Methods be developed to monitor current and future privatization. Cost savings analysis must be performed to determine if the state can, or has, provided the service less expensively.		
753					
754	Commissioner Valesko 4		State employees must have the right to compete against private bidders who are vying to do the same work.		
755					
756	Commissioner		The current quality of service to the public		

Commission on Privatization and Delivery of Government Services

#	Dept. And Number	LEGISLATIVE RECOMMENDATIONS	POLICY RECOMMENDATIONS	Legislation Required	Notes & page #
	Valesko 5		must be a criteria in all privatization efforts.		
757					
758	Commissioner Valesko 6		Wages and benefits paid to private sector employees who displace state employees must be mandated to be at least equal to or greater than the displaced state employees.		
759					
760	Commissioner Valesko 7		Bidder preferences to be accorded to Alaskan companies who will agree hire displaced state employees and Alaskans to perform services. First right of refusal on jobs to be offered to displaced state employees (similar to federal program).		
761					
762	Commissioner Valesko 8		Special employment and family counseling programs to be established for state employees who lose their jobs as a result of privatization.		
763					
764	Commissioner Valesko 9		Severance packages, similar to those within certain sectors of the private sector, to be provided to state employees displaced as a result of privatization.		
765					
766	Commissioner Wuerch 1	Recognizing that charter schools are public schools that are effective tools in improving educational choice, we recommend that the legislature enact revised charter school laws that provide for educational choice by: (1) doubling the number of charter schools allowed in Alaska; (2) extending the contract period from five to ten years; and (3) require school districts to give a full accounting of money they received for each charter school.			
767					
768	Commissioner	That the legislature consider some form or			

**HB**

**1**

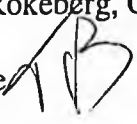
**Representative Tom Brice**  
**ALASKA STATE LEGISLATURE**

119 N. Cushman, Ste. 205  
Fairbanks, AK 99701  
907-456-7423 / Fax: 451-9293  
*While in Juneau*  
State Capitol  
Juneau, AK 99801-1182  
907-465-3466

Memorandum

MAR 16 1999

To: Representative Norman Rokeberg, Chairman, Labor and Commerce

From: Representative Tom Brice 

Date: March 15, 1999

RE: CS for HB 1: Municipal collective bargaining contracts

I respectfully request that this bill be scheduled for a hearing in your committee. Attached are the pertinent backup materials requested.

District 30



# **Representative Tom Brice**

## **ALASKA STATE LEGISLATURE**

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### **Sponsor Statement**

#### **CS for HB 1: Municipal Collective Bargaining Contracts**

HB1 puts meaning back into the term binding arbitration. There are two tools available to employees to achieve finality when bargaining collectively, binding arbitration and the strike. Police and fire protection employees are not allowed to strike by law. Instead they have been statutorily given the right to go through binding arbitration as an alternative.

Problems arise when a contract is placed before a governing board such as a City Council, which either approve or disapprove the contract. If the Council disapproves the contract, the employees have no avenue to seek redress. They are left without a contract. Employees that have the right to strike have that option to compel further discussion of their contracts. HB 1 will give a contract to police and fire employees who do not have legal authority to strike.



# Representative Tom Brice

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### Sectional Analysis

#### CS for HB 1: Municipal Collective Bargaining Contracts

**Section 1** amends AS 23.40.215 labor funding and legislative approval, to provide that there is an exception to the section listed under a new subsection (d).

**Section 2** is subsection (d) of 23.40.215. It states that an agreement negotiated between police or fire protection employees and a municipality constitutes a contract whether or not it is funded. It also specifies that if the two groups are not able to come to an agreement and call in an arbitrator, the monetary terms of an arbitration award constitutes a contract, whether or not they are funded.

**Section 3** provides that the act applies to agreements and arbitration that take place after the effective date.



# FISCAL NOTE

Revision Date: \_\_\_\_\_ Dept. Affected: Community & Regional Affairs  
 Title: An Act relating to collective bargaining BRU: \_\_\_\_\_  
agreements and arbitration awards ... Component: \_\_\_\_\_  
 Sponsor: REPRESENTATIVE BRICE  
 Requestor: House CRA Committee COMPONENT SERIAL NO. \_\_\_\_\_

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 00	FY 01	FY 02	FY 03	FY 04	FY 05
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>
<b>CAPITAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

REVENUE FUND SOURCE:						
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
<b>TOTAL</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current (FY99) impact \$ none

**ANALYSIS:** (Attach a separate page if necessary)

Enactment of this legislation would not have significant fiscal impact on the department.

Prepared by: Remond Henderson, Director *Remond Henderson* Phone: 465-4709  
 Division: Division of Administrative Services Date: 2/22/99  
 Approved by Commissioner: *Diana Durin* Date: 2/22/99  
 Agency: Community & Regional Affairs

**FAIRBANKS POLICE DEPARTMENT CHAPTER, ALASKA PUBLIC  
EMPLOYEES ASSOCIATION, Appellant,**

**vs.**

**CITY OF FAIRBANKS, Appellee.**

No. 4365, Supreme Court No. S-7060

SUPREME COURT OF ALASKA

920 P.2d 273, 1996 Alas. LEXIS 66

June 28, 1996, Decided

Appeal from the Superior Court of the State of Alaska, Fourth Judicial District, Fairbanks, Mary E.  
Greene, Judge. Superior Court No. 4FA-94-865 CI.

**COUNSEL**

For FAIRBANKS POLICE DEPARTMENT CHAPTER, ALASKA PUBLIC EMPLOYEES  
ASSOCIATION, Appellant: William K. Jermain and James A. Gasper, Jermain, Dunnagan & Owens, P.C.,  
Anchorage.

For CITY OF FAIRBANKS, Appellee: Paul J. Ewers, Deputy City Attorney, and Herbert P. Kuss, City  
Attorney, Fairbanks.

**JUDGES**

Before: Compton, Chief Justice, Rabinowitz, Matthews, Eastaugh, Justices, and Shortell, Justice, pro  
tem. RABINOWITZ, Justice, concurring.

**AUTHOR: SHORTELL**

**OPINION**

SHORTELL, Justice pro tem.

**I. INTRODUCTION**

A chapter of the Alaska Public Employees Association (APEA), a labor organization that  
represents employees of the Fairbanks Police Department, sued the City of Fairbanks (the City)  
for failure to comply with the result of mandatory interest arbitration during collective bargaining  
between the parties. APEA appeals the superior court's grant of summary judgment in favor of  
the City. We affirm the superior court's decision.

**II. FACTS AND PROCEEDINGS**

APEA exclusively represents certain employees of the Fairbanks Police Department. The  
collective bargaining relationship between APEA and the City is governed by the Public  
Employment Relations Act (PERA), AS 23.40.070 - .260.

PERA divides public employees into three classes. AS 23.40.200(a). APEA represents police  
employees, who by statute belong to the first class: those employed to perform "services which  
may not be given up for even the shortest period of time." AS 23.40.200(a)(1), .200(b). PERA

flatly prohibits this class of employees from engaging in strikes and compels submission of their unresolved collective bargaining issues to arbitration. AS 23.40.200(b).

In collective bargaining that began in 1990, APEA and the City could not resolve three outstanding issues, one of which concerned meal and clothing (or uniform) allowances. Under the terms of PERA, the outstanding issues were submitted to arbitration. On May 8, 1991, the arbitrator, John Abernathy, issued a decision. In addition to awarding pay raises, Abernathy awarded four percent increases in the meal and clothing allowances to become effective on July 1, 1991 and on July 1, 1992.

Under PERA, monetary terms of collective bargaining agreements are subject to legislative appropriation. AS 23.40.215(a). The City's executive branch sought and obtained approval for the pay increases from the Fairbanks City Council (the Council). The Council never funded the future meal and clothing allowance increases.

In 1993 a police employee noticed that employees had not received the increases in meal and clothing allowances. APEA demanded them. The City responded that under § 215 (a) of PERA, implementation of the arbitrator's award is subject to legislative appropriation. Because the Council had never funded the allowance increases, the City took the position that it did not have to comply with the arbitral award.

APEA filed suit to enforce the award. The superior court granted summary judgment in favor of the City, finding that arbitration awards are subject to legislative funding under § 215(a), that this award had not been funded, and that employees were therefore not entitled to it.

APEA appeals. At issue is a narrow question of statutory interpretation. APEA urges us to find § 215(a) inapplicable to arbitration results reached under § 200(b). The City urges us to uphold the superior court's finding that § 215(a) applies to the results of arbitration. III. DISCUSSION<sup>1</sup>

#### A. Subsection 215(a) Applies to Arbitration Awards.

APEA asserts that § 215(a), the statute requiring legislative approval, does not apply to arbitration awards established under § 200(b). After the superior court issued its opinion, this court clearly settled the law on the question. **Public Safety Employees Ass'n, Local 92 v. State**, 895 P.2d 980, 986 (Alaska 1995), **aff'd on reh'g**, 902 P.2d 1334 (Alaska 1995) (citing **State v. Public Safety Employees Ass'n**, 798 P.2d 1281, 1285 n.7 (Alaska 1990)). Subsection 215(a) does apply to arbitration awards. *Id.*

This interpretation is dictated by the explicit provision that § 215(a) applies to "any agreement entered into under AS 23.40.070 - 23.40.260." AS 23.40.215(a). Moreover, this interpretation is in keeping with the purpose of § 215(a): to preserve legislative authority over governmental appropriations. **Public Employees' Local 71 v. State**, 775 P.2d 1062, 1064 (Alaska 1989). The alternative would ignore the purpose of § 215(a) and would fail to interpret PERA as a consistent whole.<sup>2</sup>

Legislative approval is a common requirement in public sector collective bargaining. See *State v. Florida Police Benevolent Ass'n Inc.*, 613 So. 2d 415, 417 (Fla. 1992) (public employees' unions may need "to, in effect, obtain approval of a proposed contract by a legislative body through appropriation") (quoting *Antry v. Illinois Educ. Labor Relations Bd.*, 195 Ill. App. 3d 221, 552 N.E.2d 313, 343, 141 Ill. Dec. 945 (Ill. App. 1990)). The requirement ensures legislative control over fiscal appropriations.

The superior court concluded, based on the statute's plain meaning and purpose, that the legislative funding requirement of § 215(a) applies to collective bargaining agreements reached through arbitration under § 200(b). We reach the same conclusion as did the superior court. The legislative appropriation requirement of § 215(a) applies to arbitration awards under § 200(b). *Public Safety Employees Ass'n. Local 92*, 895 P.2d at 986.

#### **B. Subsection 215(a) Applies to Political Subdivisions of the State.**

APEA suggests that § 215(a) does not apply "to political subdivisions of the State." This interpretation contradicts PERA. Both sides agree that other provisions of PERA apply to this agreement and that the City is a public employer under PERA.<sup>3</sup> Subsection 215(a) states, "the monetary terms of any agreement entered into under [PERA] are subject to funding through legislative appropriation." The word "legislative" can describe the Council, and nothing else in § 215(a) indicates inapplicability to political subdivisions of the state. Although the terms of § 215(b) refer only to the state, the superior court correctly noted that § 215(a) predates § 215(b) and nothing indicates an intent to make § 215(a) inapplicable to municipalities.

#### **C. The City Is Not Estopped from Applying Subsection 215(a).**

Arguing in the alternative, APEA claims that equitable estoppel bars the City from applying § 215(a) to the arbitrator's award.<sup>4</sup> The City conceded in oral argument that APEA raised equitable estoppel at the superior court level; therefore APEA is not deemed to have waived this argument. *Zeman v. Lufthansa German Airlines*, 699 P.2d 1274, 1280 (Alaska 1985).

The elements of estoppel are assertion of a position by word or conduct, reasonable reliance on that assertion, and resulting prejudice. *Municipality of Anchorage v. Schneider*, 685 P.2d 94, 97 (Alaska 1984). APEA contends that the City asserted a position when the City Council resolved that the disputed issues "are to be submitted to binding arbitration." APEA interprets this resolution as establishing that the City would consider itself bound by the arbitration results and would comply with them.

APEA had notice by virtue of the plain language of § 215(a) that the "monetary terms of any agreement entered into under AS 23.40.070 - 23.40.260 [would be] subject to funding through legislative approval." In addition, this court in 1989 said "it is clear that the monetary terms of a collective bargaining agreement are not effective until the funds are appropriated by the legislature." *Public Employees' Local 71*, 775 P.2d at 1064. In 1990, the court reiterated that

finality in interest arbitrations could not be achieved until legislative funding took place. **Public Safety Employees Ass'n**, 798 P.2d at 1285 n.7 (recognizing that, although finality is an important consideration in interest arbitration, "the legislature eventually might decide not to fund an arbitrator's award"). Other jurisdictions have also upheld the discretionary power of state legislatures to veto collective bargaining agreements by refusing to fund them. See **Florida Police Benevolent Ass'n**, 613 So. 2d at 420 ("the vast majority of courts have held that the agreements were subject to this contingency") (citing **District 2A, Transp., Tech., Wrhse., Indus. & Serv. Employees Union v. Government of the Virgin Islands**, 794 F.2d 915 (3d Cir. 1986)); **Public Employees' Local 71**, 775 P.2d at 1062; **Suffolk County v. Labor Relations Comm'n**, 15 Mass. App. Ct. 127, 444 N.E.2d 953 (Mass. App. 1983), rev. denied, 388 Mass. 1103, 447 N.E.2d 670 (Mass. 1983); **Minnesota Educ. Ass'n v. State**, 282 N.W.2d 915 (Minn. 1979), appeal dismissed, 444 U.S. 1062 (1980); Stephen F. Befort, **Public Sector Bargaining: Fiscal Crisis and Unilateral Change**, 69 Minn. L. Rev. 1221, 1243-45 (1985)).

In the face of clear statutory language requiring legislative funding of the arbitrator's award, Alaska case law requiring legislative funding as the last step in the collective bargaining process, and the "vast majority" of decisions from other jurisdictions upholding legislative funding requirements, APEA agreed to submit its proposals to arbitration. The City also agreed to arbitration. Neither party explicitly agreed to waive the funding requirement of AS 23.40.215(a), but the Council called the agreed-upon arbitration "binding" in an ordinance ratifying the agreements the parties had entered into before the arbitration. Fairbanks Ordinance 4977 (Mar. 25, 1991). Use of that word without further definition or explanation does not amount to an assertion that the council would waive its statutory right to refuse to fund all or part of the arbitration award.

APEA has not shown conduct or words amounting to assertions by the City that the Council would not exercise its prerogative not to fund the award. Nor has APEA demonstrated that it reasonably relied on any such assertions as it claims to have understood them. Finally, APEA has not specified any evidence showing prejudice to it that resulted from its resubmission of the contested issues to arbitration, except the prejudice that normally results from the clear legal requirement that no arbitration awards are final until they are legislatively funded.

#### IV. CONCLUSION

Alaska Statute 23.40.215 (a) applies to arbitration agreements. APEA's claim that § 215(a) is inapplicable to political subdivisions of the state has no basis in the statutory language and is incorrect. APEA's final argument, that equitable estoppel bars the City from invoking § 215(a) to reject the arbitration result, fails because APEA did not establish any of the elements of equitable estoppel as a matter of law or fact. Therefore, we AFFIRM the superior court's decision.

#### DISPOSITION

Decision of superior court AFFIRMED.

#### CONCURRENCE