

STATE OF ALASKA

EXECUTIVE ORDER NO. 84

1993



1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance
2 with AS 24.08.210, I order the following:

3 * Section 1. FINDINGS. As governor, I find that it would be in the best interests of
4 efficient administration to consolidate the duties and functions of the Alaska Women's
5 Commission and the Alaska Commission on Children and Youth into a new Alaska Human
6 Relations Commission in the Governor's Office. The consolidation should result in
7 coordinated programs related to the welfare of children, youth, women, and families, and
8 should maximize the effectiveness of federal and state money that is available for those
9 programs.

10 * Sec. 2. AS 37.14.220 is amended to read:

11 Sec. 37.14.220. ADMINISTRATION OF THE FUND. The fund shall be
12 administered by the Alaska Human Relations Commission [ALASKA
13 COMMISSION ON CHILDREN AND YOUTH].

14 * Sec. 3. AS 37.14.230 is amended to read:

15 Sec. 37.14.230. POWERS AND DUTIES OF THE COMMISSION. When
16 acting as administrator of the fund, the commission shall

17 (1) hold regular and special meetings it considers necessary; the

1 commission may hold meetings by teleconference;

2 (2) award grants from the net income of the fund to community-based
3 programs and projects that the commission finds will aid in the prevention of child
4 abuse and neglect;

5 (3) monitor approved programs and projects for compliance with
6 AS 37.14.200 - 37.14.270;

7 (4) before providing assistance to a program or project, approve
8 written findings on the program or project that include a consideration of the means
9 of measuring the effectiveness of the program or project;

10 (5) apply for, and use net income from the fund to obtain, private and
11 federal grants for the prevention of child abuse and neglect;

12 (6) solicit contributions, gifts, and bequests to the fund;
13 (7) keep audio tape recordings of each meeting of the commission to
14 be made available on request; and

15 (8) submit to the governor and the legislature by February 1 each year
16 a report describing

17 (A) the child abuse and neglect prevention services that were
18 provided by the programs and projects to which the commission awarded
19 grants; and

20 (B) the annual level of contributions, income, and expenses of
21 the fund.

22 * Sec. 4. AS 37.14.240(d) is amended to read:

23 (d) Up to \$150,000 per year may be appropriated from the principal of the
24 fund for the administrative expenses of the commission relating to AS 37.14.200 -
25 37.14.270.

26 * Sec. 5. AS 37.14.270(3) is amended to read:

27 (3) "commission" means the Alaska Human Relations Commission
28 [ALASKA COMMISSION ON CHILDREN AND YOUTH] established under
29 AS 44.19.601 [AS 44.19.521];

30 * Sec. 6. AS 39.05.100(a) is amended to read:

1 (a) A person appointed to a board or commission of the state government
2 shall be and have been before the last general election, (1) a registered voter in the
3 state, if the appointment is made at large or (2) a registered voter from the judicial
4 district, if the appointment is made from a specific judicial district. The student
5 member of the Board of Regents of the University of Alaska appointed under
6 AS 14.40.150(b), the student member of the Alaska Commission on Postsecondary
7 Education appointed under AS 14.42.015(e), and a member of the Alaska Human
8 Relations Commission [ALASKA COMMISSION ON CHILDREN AND YOUTH]
9 appointed under AS 44.19.601 [AS 44.19.521], are exempt from the requirement of
10 this subsection if the member was not old enough to be a registered voter in the last
11 general election.

12 * Sec. 7. AS 44.19 is amended by adding new sections to read:

13 ARTICLE 18. ALASKA HUMAN RELATIONS COMMISSION.

14 Sec. 44.19.601. CREATION OF COMMISSION; COMPOSITION. (a) There
15 is created in the Office of the Governor the Alaska Human Relations Commission.

16 (b) The commission consists of two executive-branch members and seven
17 public members, appointed by the governor, who serve at the pleasure of the
18 governor.

19 (c) At least one public member must be a person who manages a household
20 that includes the person's spouse and at least one child and who is not otherwise
21 employed. At least one public member must be under the age of 21 at the time of
22 appointment.

23 Sec. 44.19.602. APPOINTMENT; OFFICERS. (a) The members shall be
24 appointed on a nonpartisan and nondiscriminatory basis by the governor. In making
25 the appointments, the governor shall give due consideration to

26 (1) the recommendations made by civic organizations, women's
27 organizations, educational and vocational groups, employer groups, labor unions,
28 church groups, homemaker's clubs and organizations, and other groups having an
29 interest in the welfare and status of women;

30 (2) statewide geographical representation of the commission;

1 (3) minority and low-income representation;
2 (4) representation of senior citizens, persons with disabilities, and
3 persons from a variety of occupational categories; and
4 (5) representation of persons with different marital statuses and persons
5 with various numbers of children.

6 (b) The commission shall elect one of its members as chair. The chair may
7 appoint other officers as necessary.

8 Sec. 44.19.604. TERMS OF OFFICE; COMPENSATION. (a) The term of
9 office of a member of the commission is three years. Terms shall be staggered. A
10 member may not serve more than six consecutive years.

11 (b) A vacancy shall be filled in the same manner as the original appointment.
12 A person appointed to a vacancy serves for the unexpired portion of a term.

13 (c) Public members of the commission receive no compensation for their
14 services but are entitled to per diem and travel allowances authorized by law for other
15 boards and commissions.

16 Sec. 44.19.606. MEETINGS. A majority of the members constitutes a
17 quorum for conducting business and exercising the powers of the commission. The
18 commission shall meet at the call of the chairperson, at the request of the majority of
19 the members, or at a regularly scheduled time as determined by a majority of the
20 members.

21 Sec. 44.19.608. PURPOSE AND POWERS RELATING TO WOMEN'S
22 ISSUES. (a) A purpose of the commission is to improve the status of women in the
23 state by conducting research, by serving as a referral service for information and
24 education that will help women avail themselves of existing resources to meet their
25 needs, and by making and implementing recommendations on the opportunities, needs,
26 problems, and contributions of women in the state including

- 27 (1) education;
28 (2) homemaking;
29 (3) civil and legal rights; and
30 (4) labor and employment.

1 (b) To accomplish this purpose, the commission may

2 (1) act as a clearinghouse and coordinating body for government and
3 nongovernment information relating to the status of women;

4 (2) cooperate with public and private agencies in joint efforts to study
5 and resolve problems relating to the status of women in Alaska;

6 (3) accumulate and compile information concerning discrimination
7 against women;

8 (4) disseminate the results of research and compilation of data acquired
9 under (3) of this subsection by publication and other methods such as public hearings,
10 conferences, and seminars;

11 (5) study and analyze all facts relating to Alaska laws, regulations, and
12 guidelines with respect to equal protection for women under the state constitution;

13 (6) recommend legislative and administrative action on equal treatment
14 and opportunities for women;

15 (7) encourage women to utilize their capabilities and to assume
16 leadership roles;

17 (8) encourage the development of regional and municipal women's
18 councils or commissions.

19 Sec. 44.19.611. DUTIES RELATING TO CHILDREN'S ISSUES. (a) The
20 commission shall develop a comprehensive statewide plan that identifies the needs of
21 children and youth, individually and as they relate to their families, and make
22 recommendations to enhance their quality of life. In meeting this charge, the
23 commission may

24 (1) recommend the services and programs that should be available for
25 children and families in the areas of child care, health, social services, education,
26 special education, child protection, parent and staff training, nutrition, poverty, mental
27 health, safety, and employment of youth;

28 (2) identify the service needs of children and where gaps and overlaps
29 in services exist;

30 (3) monitor the emerging needs of and problems facing children, and

1 develop effective, comprehensive, and coordinated strategies to address those needs
2 and problems;

3 (4) develop and recommend adoption of a process for monitoring and
4 evaluating children's programs;

5 (5) provide opportunities for the public to participate in the planning
6 and development of children's programs and policies;

7 (6) receive and act upon requests for recommendations from parents,
8 state officials, members of state advisory committees, legislators, representatives of
9 the state court system, and providers of children's services on matters related to
10 children and youth;

11 (7) meet with and make recommendations to state officials and
12 members of advisory committees who are responsible for the expenditure of state and
13 federal money and provide recommendations to the legislature and the department on
14 structural and procedural changes, contracting of services, establishment of standards,
15 and the consolidation of efforts designed to deliver services in a more cost-effective
16 manner;

17 (8) serve as a statewide clearinghouse for government and
18 nongovernment programs and resources relating to children, youth, and families;

19 (9) serve as an advocate for the interests of children by informing the
20 public, including leaders of the business community, educators, local and state
21 officials, the legal system, and the communications media of the nature and scope of
22 problems faced by children;

23 (10) coordinate efforts and consult and cooperate with persons,
24 departments, organizations, and groups, including other boards and commissions,
25 interested in the problems and concerns of children and youth; and

26 (11) make recommendations to the governor, legislature, and state
27 officials with respect to legislation, regulations, and appropriations for programs or
28 services that benefit children and youth.

29 Sec. 44.19.612. GENERAL POWERS. The commission may

30 (1) use voluntary and uncompensated services of private persons and

1 organizations as may be made available to the commission;

2 (2) select and retain the services of consultants whose advice is
3 considered necessary to assist the commission in obtaining information;

4 (3) establish standing committees among the members to investigate
5 and make recommendations on various areas of concern;

6 (4) create task forces composed of commission members and other
7 experts as needed;

8 (5) hold public hearings;

9 (6) establish and maintain an office in Anchorage, or at a location
10 determined to be the most appropriate location by a majority vote of the commission,
11 and hire an executive director and technical and clerical staff that are necessary to
12 perform the duties of the commission;

13 (7) accept monetary gifts or grants from the federal government or an
14 agency of it, from any charitable foundation or professional association or from any
15 other reputable sources for implementation of any program necessary or desirable for
16 carrying out the purposes of the commission;

17 (8) take other actions reasonably necessary to carry out the duties of
18 the commission.

19 Sec. 44.19.614. METHODOLOGY. (a) When conducting research, acting
20 as a referral service, serving as a forum for ideas, and developing recommendations
21 related to the welfare of women, the commission shall solicit and consider information
22 and views from a variety of constituencies in order to represent the broad spectrum
23 of diversity that exists with respect to possible approaches for meeting women's needs
24 in the state.

25 (b) In formulating the strategy to address the needs of and problems facing
26 children, the commission shall actively solicit advice and information from children
27 and youth of all ages and socioeconomic backgrounds. The commission shall also
28 seek advice and information from parents and children's services providers, including
29 those with expertise in the areas of mental health, health care, prenatal care,
30 adolescent drug and alcohol treatment, education, special education, early childhood

1 education, early childhood special education, nonprofit funding sources, child abuse
2 and neglect, domestic violence, child care, dependence, delinquency and the justice
3 system, minority issues, and family support systems.

4 Sec. 44.19.616. ANNUAL REPORT. The commission shall prepare and
5 publish an annual report on the status of children and women in the state, the
6 commission's proceedings for the previous calendar year, and its recommendations
7 and proposals for change. The commission shall provide the governor and the
8 legislature with copies of the report by the 15th day of each regular legislative
9 session.

10 Sec. 44.19.618. TECHNICAL ASSISTANCE AND STAFF SUPPORT. The
11 executive branch departments shall cooperate with the commission and provide
12 technical assistance to the commission upon the request of the commission. The
13 commission may use legal, technical, secretarial, and administrative services as may
14 be provided by the governor;

15 * Sec. 8. AS 47.18.010(a) is amended to read:

16 (a) With the advice of the Alaska Human Relations Commission [ALASKA
17 COMMISSION ON CHILDREN AND YOUTH], the department shall develop a
18 comprehensive statewide plan to ensure the effectiveness and efficiency of state
19 programs that relate to the prevention of adolescent pregnancy and the provision of
20 services to adolescent parents and their children under AS 47.18.100 - 47.18.140, and
21 to peer counseling under AS 47.18.200.

22 * Sec. 9. AS 39.50.200(b)(50); AS 44.19.165, 44.19.166, 44.19.167, 44.19.168, 44.19.169,
23 44.19.170, 44.19.171, 44.19.175, 44.19.180, 44.19.521, 44.19.523, 44.19.525, 44.19.527, and
24 44.19.529 are repealed. Sections 2, 4, 7, 9, 11, 16, and 21 of ch. 16, SLA 1990 are repealed.

25 * Sec. 10. TRANSITION. (a) The terms of the members of the Alaska Women's
26 Commission established under AS 44.19.165 and of the Alaska Commission on Children and
27 Youth established under AS 44.19.521 terminate on the effective date of this Order. Unless
28 the appointment would be prohibited by AS 44.19.169, repealed by this Order, or by
29 AS 44.19.604(a), added by this Order, the governor may appoint to the Alaska Human
30 Relations Commission created under this Order a former member of the Alaska Women's

1 Commission or of the Alaska Commission on Children and Youth. The terms of persons
2 initially appointed to the Alaska Human Relations Commission must be set as provided in
3 AS 39.05.055, so as to establish the staggering of terms required by AS 44.19.604(a).

4 (b) Contracts, rights, liabilities, and obligations created by or under a law amended
5 or repealed by this Executive Order, and in effect on March 12, 1993, remain in effect
6 notwithstanding this Order's taking effect. Records, equipment, appropriations, and other
7 property of agencies of the state whose functions are transferred under this Order shall be
8 transferred to implement the provisions of this Order.

9 * **Sec. 11. EFFECTIVE DATE.** This Order takes effect March 13, 1993.

DATED: January 11, 1993

/s/ Walter J. Hickel
Walter J. Hickel, Governor