

HOUSE BILL NO. 63

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FIRST LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE HANNAN

Introduced: 2/15/19

Referred:

A BILL

FOR AN ACT ENTITLED

1 **"An Act requiring publication of notice by state agencies when they create, eliminate, or**
2 **transfer positions in the classified, partially exempt, or exempt service."**

3 **BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** AS 44.62.175(a) is amended to read:

5 (a) The lieutenant governor shall develop and supervise the Alaska Online
6 Public Notice System, to be maintained on the state's site on the Internet. The
7 lieutenant governor shall prescribe the form of notices posted on the system by state
8 agencies. The Alaska Online Public Notice System must include

9 (1) notices of proposed actions given under AS 44.62.190(a);

10 (2) notices of state agency meetings required under AS 44.62.310(e),
11 even if the meeting has been held;

12 (3) notices of solicitations to bid issued under AS 36.30.130;

13 (4) notices of state agency requests for proposals issued under
14 AS 18.55.255, 18.55.320; AS 36.30.210; AS 37.05.316; AS 38.05.120; and

1 AS 43.40.010;

2 (5) executive orders and administrative orders issued by the governor;

3 (6) written delegations of authority made by the governor or the head
4 of a principal department under AS 44.17.010;

5 (7) the text or a summary of the text of a regulation or order of repeal
6 of a regulation for which notice is given under AS 11.71.125 or AS 44.62.190(a),
7 including an emergency regulation or repeal regardless of whether it has taken effect;

8 (8) notices required by AS 44.62.245(b) regarding an amended version
9 of a document or other material incorporated by reference in a regulation;

10 (9) a summary of the text of recently issued published opinions of the
11 attorney general;

12 (10) a list of vacancies on boards, commissions, and other bodies
13 whose members are appointed by the governor;

14 (11) in accordance with AS 39.52.240(h), advisory opinions of the
15 attorney general;

16 (12) notices required by AS 26.30.010(d) and (e) regarding
17 applications for military facility zones; [AND]

18 (13) notices of substances scheduled by an emergency regulation under
19 AS 11.71.125; **and**

20 **(14) in accordance with AS 44.99.450, a notice of the creation,**
21 **elimination, or transfer of a position in the classified, partially exempt, or exempt**
22 **service.**

23 * **Sec. 2.** AS 44.99 is amended by adding a new section to read:

24 **Article 4A. Creation, Elimination, or Transfer of a Position in State Service.**

25 **Sec. 44.99.450. Creation, elimination, or transfer of a position in state**
26 **service.** (a) At least 30 days before a state agency creates, eliminates, or transfers a
27 position in the classified, partially exempt, or exempt service, the state agency shall

28 (1) post a notice of the proposed action on the Alaska Online Public
29 Notice System (AS 44.62.175); and

30 (2) deliver the notice in electronic format to the governing body or
31 chief executive of the municipality nearest to where the position is located and to all

1 state legislators; if the state agency does not have the technological capability to
2 furnish the notice in electronic format as required by this paragraph, the state agency
3 shall furnish the notice by other means.

4 (b) In this section, "state agency" means a department, institution, board,
5 commission, division, authority, public corporation, committee, or other
6 administrative unit of the executive branch of state government, including the
7 University of Alaska, but does not include the Alaska Railroad Corporation.