

**HOUSE BILL NO. 71**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES SEATON, GRUENBERG, AND EDGMON

Introduced: 1/18/11

Referred: State Affairs, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the duration of a regular session of the legislature and to certain  
2 procedures relating to the legislature; and providing for an effective date."

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

4 \* **Section 1.** AS 37.07.040 is amended to read:

5 **Sec. 37.07.040. Office of management and budget.** The Alaska office of  
6 management and budget shall

7 (1) assist the governor in meeting the requirements of AS 37.07.020,  
8 including the coordination and analysis of state agency goals and objectives, plans,  
9 and budget requests;

10 (2) prepare for submission to the governor an annually updated six-  
11 year capital improvements program and the proposed capital improvements budget for  
12 the coming fiscal year, the latter to include individual project justification with  
13 documentation of estimated project cost;

14 (3) develop procedures to produce the information needed for effective

1 policy decision making, including procedures to provide for the dissemination of  
2 information about plans, programs, and budget requests to be included in the annual  
3 budget and opportunity for public review and comment during the period of budget  
4 preparation;

5 (4) assist state agencies in their statement of goals and objectives to  
6 achieve, among other things, the legislature's mission and desired results, preparation  
7 of plans, assessments of the extent to which missions and desired results have been  
8 achieved, budget requests, and reporting of program performance; all documents  
9 forwarded by the office to a state agency containing instructions for the preparation of  
10 program plans and budget requests and the reporting of program performance are  
11 public information after the date they are forwarded;

12 (5) administer its responsibilities under the program execution  
13 provisions of this chapter so that the policy decisions and budget determinations of the  
14 governor and the legislature are implemented;

15 (6) provide the legislative finance division with the budget information  
16 it may request;

17 (7) provide the legislative finance division with an advance copy of the  
18 governor's budget workbooks **by the first Monday in January of each year, except**  
19 **that, following a gubernatorial election year, the advance copy shall be provided**  
20 **by the second Monday in January** [AT LEAST SEVEN DAYS BEFORE THE  
21 LEGISLATURE CONVENES IN A REGULAR SESSION];

22 (8) prepare the proposed capital improvements budget for the coming  
23 fiscal year evaluating both state and local requests from the standpoint of need, equity,  
24 and priorities of the jurisdiction; other factors such as project amounts, population,  
25 local financial match, federal funds being used for local match, municipality or  
26 unincorporated community acceptance of the facility, and all associated costs of the  
27 facility may be considered;

28 (9) for each department in the executive branch, report to the  
29 legislature by the 45th day of each regular session the amount of money appropriated  
30 to the department that is expected to lapse into the general fund at the end of the  
31 current fiscal year;

1 (10) establish and administer a state agency program performance  
 2 management system involving planning, performance budgeting, performance  
 3 measurement, and program evaluation; the office shall ensure that information  
 4 generated under this system is useful for managing and improving the efficiency and  
 5 effectiveness of agency operations;

6 (11) by January 15, list each lease-purchase agreement entered into by  
 7 an agency during the immediately preceding fiscal year for the acquisition of  
 8 equipment or other personal property, together with a description of the property  
 9 acquired and financial details, including the purchase price, the term for payments, the  
 10 amount of each payment, and the amount of interest or financing charges paid;

11 (12) work with state agencies to develop a standardized methodology  
 12 to collect and store energy consumption and expense data.

13 \* **Sec. 2.** AS 37.07.070 is amended to read:

14 **Sec. 37.07.070. Legislative review.** The legislature shall consider the  
 15 governor's proposed comprehensive operating and capital improvements programs,  
 16 and fiscal plan if it is required under AS 37.07.020(b), evaluate alternatives to the  
 17 plans, make program selections among the various alternatives, and determine, subject  
 18 to available revenues, the level of funding required to support authorized state  
 19 services. The presiding officer of each house **shall** [MAY] refer the fiscal plan to one  
 20 or more committees. **The** [IF THE FISCAL PLAN IS REFERRED, THE] first  
 21 committee of referral shall hold at least one hearing on it. The operating and capital  
 22 budgets of each agency shall be separately reviewed. During each regular session of  
 23 the legislature, legislative review of the governor's supplemental appropriation bills  
 24 and the governor's budget amendments are governed by the following time limits:

25 (1) requests by the governor for supplemental appropriations for state  
 26 agency operating and capital budgets for the current fiscal year may be introduced by  
 27 the rules committee only through the **30th** [15TH] legislative day;

28 (2) requests by the governor for budget amendments to state agency  
 29 budgets for the budget fiscal year may be received and reviewed by the finance  
 30 committees only through the **45th** [30TH] legislative day.

31 \* **Sec. 3.** AS 24.05.150(b) is repealed.

- 1 \* **Sec. 4.** Section 3 of this Act takes effect immediately under AS 01.10.070(c).
- 2 \* **Sec. 5.** Sections 1 and 2 of this Act take effect January 1, 2012.