

HOUSE BILL NO. 282

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVES CHENAULT, Herron, Olson, Millett

Introduced: 1/29/16

Referred: Resources, Labor and Commerce

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the board of directors of the Alaska Gasline Development**
2 **Corporation; adding legislators as nonvoting members of the board of directors of the**
3 **Alaska Gasline Development Corporation; and providing for an effective date."**

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

5 * **Section 1.** AS 31.25.020(a) is amended to read:

6 (a) The corporation shall be governed by a board of directors consisting of

7 (1) five public members; [AND]

8 (2) two individuals designated by the governor that are each the head
9 of a principal department of the state, except that the commissioner of natural
10 of resources and the commissioner of revenue may not be designated to serve on the
11 board;

12 **(3) one nonvoting member who is a member of the house of**
13 **representatives appointed by the speaker of the house and who serves at the**
14 **pleasure of the speaker of the house; and**

1 **(4) one nonvoting member who is a member of the senate**
 2 **appointed by the president of the senate and who serves at the pleasure of the**
 3 **president of the senate.**

4 * **Sec. 2.** AS 31.25.020(b) is amended to read:

5 (b) Public members of the board shall be appointed by the governor and are
 6 subject to confirmation by the legislature. **Four** [WHEN APPOINTING A] public
 7 **members appointed** [MEMBER] to the board [, THE GOVERNOR] shall **have**
 8 [CONSIDER AN INDIVIDUAL'S] expertise and experience in natural gas pipeline
 9 construction, operation, and marketing; finance; large project management; **or** [AND]
 10 other expertise and experience that is relevant to the purpose, powers, and duties of the
 11 corporation. Public members of the board serve staggered five-year terms. A public
 12 member serves at the pleasure of the governor. A vacancy shall be filled in the same
 13 manner as the original appointment. Notwithstanding AS 39.05.100, a public member
 14 appointed under (a)(1) of this section is not required to be a registered voter or a
 15 resident of the state. If the governor appoints a public member to the board who is not
 16 a registered voter in the state or a resident of the state, the governor shall send a
 17 written statement to the legislature with the notice of appointment explaining the
 18 governor's reasons for making the appointment.

19 * **Sec. 3.** AS 31.25.030(a) is amended to read:

20 (a) The board shall elect a chair, secretary, and treasurer from among its
 21 **voting members** [MEMBERSHIP] at each annual meeting. A majority of the **voting**
 22 members constitutes a quorum for organizing the board, conducting its business, and
 23 exercising the powers of the corporation. The board shall meet at the call of the chair.
 24 The board shall meet at least once every three months.

25 * **Sec. 4.** AS 31.25.040(a) is amended to read:

26 (a) The **voting members of the** board shall manage the assets and business of
 27 the corporation and may adopt, amend, and repeal bylaws and regulations governing
 28 the manner in which the business of the corporation is conducted and the manner in
 29 which its powers are exercised. The **voting members of the** board shall delegate
 30 supervision of the administration of the corporation to the executive director,
 31 appointed in accordance with AS 31.25.045.

1 * **Sec. 5.** AS 31.25.040(b) is amended to read:

2 (b) The **voting members of the** board shall adopt and publish procedures to
3 govern the procurement by the corporation of supplies, services, professional services,
4 and construction. The procurement procedures must provide for an Alaska veterans'
5 preference that is consistent with the Alaska veterans' preference in AS 36.30.175.

6 * **Sec. 6.** AS 31.25.040(d) is amended to read:

7 (d) The **voting members of the** board may appoint a program director for an
8 Alaska liquefied natural gas project. The **voting members of the** board may appoint a
9 separate program director for an in-state natural gas pipeline as described in the July 1,
10 2011, project plan prepared under former AS 38.34.040 and defined in AS 31.25.390.
11 A program director appointed under this section shall

12 (1) serve at the pleasure of the **voting members of the** board; and

13 (2) report to the executive director of the corporation.

14 * **Sec. 7.** AS 31.25.045 is amended to read:

15 **Sec. 31.25.045. Executive director.** The corporation shall employ an
16 executive director who may not be a member of the board. The executive director shall
17 be appointed by the **voting members of the** board and serves at the pleasure of the
18 **voting members of the** board.

19 * **Sec. 8.** The uncodified law of the State of Alaska is amended by adding a new section to
20 read:

21 APPLICABILITY. AS 31.25.020(a), as amended by sec. 1 of this Act, and
22 AS 31.25.020(b), as amended by sec. 2 of this Act, apply to a member of the board of
23 directors of the Alaska Gasline Development Corporation (AS 31.25) appointed or
24 reappointed on or after the effective date of this Act.

25 * **Sec. 9.** This Act takes effect immediately under AS 01.10.070(c).