

CS FOR SENATE BILL NO. 324(L&C)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE SENATE LABOR AND COMMERCE COMMITTEE

Offered: 3/6/02

Referred: Judiciary

Sponsor(s): SENATOR TAYLOR

A BILL

FOR AN ACT ENTITLED

1 **"An Act providing that a utility or electric operating entity owned and operated by a**
2 **political subdivision of the state competing directly with a telecommunications utility is**
3 **not subject to the Alaska Public Utilities Regulatory Act."**

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

5 * **Section 1.** AS 42.05.711(b) is amended to read:

6 (b) Except as otherwise provided in this subsection and in (o) of this section,
7 public utilities owned and operated by a political subdivision of the state, or electric
8 operating entities established as the instrumentality of two or more public utilities
9 owned and operated by political subdivisions of the state, are exempt from this
10 chapter, other than AS 42.05.221 - 42.05.281 and 42.05.385. However,

11 (1) the governing body of a political subdivision may elect to be
12 subject to this chapter; and

13 (2) a utility or electric operating entity that is owned and operated by a
14 political subdivision and that directly competes with another utility or electric

operating entity is subject to this chapter and any other utility or electric operating entity owned and operated by the political subdivision is also subject to this chapter; **this paragraph does not apply to a utility or electric operating entity owned and operated by a political subdivision that competes with a telecommunications utility.**