



# LAWS OF ALASKA

2024

**Source**

SCS CSHB 307(FIN)

**Chapter No.**

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**AN ACT**

Relating to the Regulatory Commission of Alaska; relating to regulation of public utilities and pipeline carriers; relating to approval of wholesale power agreements; relating to electric reliability organizations; relating to loans for renewable energy resources projects from the power project fund; relating to the taxation of new electricity generation and storage facilities; relating to the Alaska Energy Authority; relating to the Railbelt Transmission Organization; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

- 1 (A) [REPEALED]
- 2 (B) Alaska Permanent Fund Corporation;
- 3 (C) Alaska Industrial Development and Export Authority;
- 4 (D) Alaska Commercial Fisheries Entry Commission;
- 5 (E) Alaska Commission on Postsecondary Education;
- 6 (F) Alaska Aerospace Corporation;
- 7 (G) [REPEALED]
- 8 (H) Alaska Gasline Development Corporation and subsidiaries
- 9 of the Alaska Gasline Development Corporation;
- 10 **(I) Alaska Energy Authority;**

11 \* **Sec. 3.** AS 42.04.020(a) is amended to read:

12 (a) The commission consists of five commissioners appointed by the governor  
13 and confirmed by the legislature in joint session. To qualify for appointment as a  
14 commissioner, a person must

15 **(1) be a member in good standing of the Alaska Bar Association with**  
16 **at least five years of actual experience in the practice of law;**

17 **(2) be a professional engineer registered under AS 08.48;** or

18 **(3) have a degree from an accredited college or university with a major**  
19 **in [ENGINEERING,] finance, economics, accounting, business administration, or**  
20 **public administration and at least five years of actual experience in the field**  
21 **associated with the degree** [~~ACTUAL EXPERIENCE FOR A PERIOD OF FIVE~~  
22 ~~YEARS IN THE PRACTICE OF LAW OR IN THE FIELD OF ENGINEERING,~~  
23 ~~FINANCE, ECONOMICS, ACCOUNTING, BUSINESS ADMINISTRATION, OR~~  
24 ~~PUBLIC ADMINISTRATION IS EQUIVALENT TO A DEGREE].~~

25 \* **Sec. 4.** AS 42.04.020(f) is amended to read:

26 (f) Members of the commission are in the exempt service and are entitled to a  
27 monthly salary equal to a step in **Range 29** [RANGE 27] of the salary schedule in  
28 AS 39.27.011(a) for Juneau, Alaska. The chair of the commission is entitled to a  
29 monthly salary equal to a step in **Range 29** [RANGE 27] of the salary schedule in  
30 AS 39.27.011(a) for Juneau, Alaska.

31 \* **Sec. 5.** AS 42.05.141(b) is amended to read:

1 (b) The commission shall perform the duties assigned to it under  
2 AS 42.45.100 - 42.45.190 **and AS 44.83.700 - 44.83.720.**

3 \* **Sec. 6.** AS 42.05.141 is amended by adding a new subsection to read:

4 (g) Nothing in this chapter limits the authority of the commission under this  
5 section or AS 42.05.151 necessary to implement provisions that remain applicable  
6 under AS 42.05.321(b) or 42.05.711.

7 \* **Sec. 7.** AS 42.05.254(a) is amended to read:

8 (a) A regulated public utility or a certificated utility that provides  
9 telecommunications services operating in the state shall pay to the commission an  
10 annual regulatory cost charge in an amount not to exceed the maximum percentage of  
11 adjusted gross revenue that applies to the utility sector of which the utility is a part.  
12 The regulatory cost charges that the commission expects to collect from all regulated  
13 utilities and certificated utilities providing telecommunications services may not  
14 exceed the sum of the following percentages of the total adjusted gross revenue of all  
15 regulated public utilities and certificated utilities providing telecommunications  
16 services derived from operations in the state: (1) not more than **.98** [.7] percent to fund  
17 the operations of the commission, and (2) not more than **.22** [.17] percent to fund  
18 operations of the public advocacy function under AS 42.04.070(c) and  
19 AS 44.23.020(e) within the Department of Law. An exempt utility that does not  
20 provide telecommunications services shall pay the actual cost of services provided to  
21 it by the commission.

22 \* **Sec. 8.** AS 42.05.381 is amended by adding a new subsection to read:

23 (p) A determination of whether an electric utility's rate is just and reasonable  
24 may consider whether the purpose of the rate is to increase diversity of supply,  
25 promote load growth, or enhance energy reliability or energy security.

26 \* **Sec. 9.** AS 42.05.431(b) is amended to read:

27 (b) A wholesale power agreement between public utilities, **or between a**  
28 **public utility and an independent power producer,** is subject to advance approval  
29 of the commission. **A rate set in accordance with a wholesale power agreement**  
30 **must disclose a state or local tax exemption provided to a utility or independent**  
31 **power producer.** After a wholesale power agreement is in effect, the commission