

Received in the Senate: 1/15/24; Introduced: 1/16/24

Referred: State Affairs, Resources

Received in the House: 1/15/24; Introduced: 1/16/24

Referred: House Special Committee on Energy

EXECUTIVE ORDER NO. 128

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance
2 with AS 24.08.210, I order the following:

3 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section
4 to read:

5 FINDINGS. As governor, I find that it is in the best interests of efficient
6 administration to separate the membership of the board of directors of the Alaska Energy
7 Authority from the membership of the board of directors of the Alaska Industrial
8 Development and Export Authority.

9 * **Sec. 2.** AS 44.83.030 is amended to read:

10 **Sec. 44.83.030. Membership of the authority.** The directors of the Alaska
11 Energy Authority are

12 (1) the commissioner of commerce, community, and economic
13 development; and

14 (2) six public members appointed by the governor as follows:

15 (A) one member with expertise or experience in managing
16 or operating an electric utility that is not connected to an interconnected
17 electric energy transmission network, as that term is defined in
18 AS 42.05.790;

19 (B) one member with expertise or experience in developing
20 energy projects in rural communities;

21 (C) one member with expertise or experience in managing
22 or operating an electric utility connected to an interconnected electric
23 energy transmission network, as that term is defined in AS 42.05.790;

24 (D) one member with financial expertise in large-scale
25 energy project development; and

26 (E) two members with expertise or experience in finance,

1 energy policy, energy technology, engineering, law, or economics [THE
 2 MEMBERS OF THE ALASKA INDUSTRIAL DEVELOPMENT AND
 3 EXPORT AUTHORITY].

4 * **Sec. 3.** AS 44.83.030 is amended by adding new subsections to read:

5 (b) If the commissioner described in (a)(1) of this section is unable to attend a
 6 meeting of the authority, the commissioner may, by an instrument in writing filed with
 7 the authority, designate a deputy or assistant to act in the commissioner's place as a
 8 member at the meeting. For all purposes of this chapter, the designee is a member of
 9 the authority at the meeting.

10 (c) Public members of the authority described in (a)(2) of this section serve at
 11 the pleasure of the governor for two-year terms.

12 (d) If a vacancy occurs in the membership of the authority, the governor shall
 13 immediately appoint a member for the unexpired portion of the term.

14 * **Sec. 4.** AS 44.83.040(a) is amended to read:

15 (a) The members of the board of directors of the authority shall elect a
 16 chair and vice-chair from among themselves. The vice-chair presides over all
 17 meetings in the absence of the chair and has other duties that the authority may
 18 direct [THE CHAIR AND VICE-CHAIR OF THE ALASKA INDUSTRIAL
 19 DEVELOPMENT AND EXPORT AUTHORITY SHALL SERVE AS OFFICERS
 20 OF THE ALASKA ENERGY AUTHORITY]. The powers of the Alaska Energy
 21 Authority are vested in the directors, and four directors of the authority constitute a
 22 quorum. Action may be taken and motions and resolutions adopted by the Alaska Energy
 23 Authority at a meeting by the affirmative vote of a majority of the directors.
 24 The directors of the Alaska Energy Authority serve without compensation, but they
 25 shall receive the same travel pay and per diem as provided by law for board members
 26 under AS 39.20.180.

27 * **Sec. 5.** This Order takes effect July 1, 2024.

DATED: _____

Mike Dunleavy
 Governor