

AMENDMENT #1 adopted UC

OFFERED IN THE HOUSE
TO: HB 170

1 Page 1, line 1, following "Act":

2 Insert "relating to the duties of the Alaska Industrial Development and Export
3 Authority;"

4

5 Page 6, line 8, following "(a)":

6 Insert "The authority shall consider the energy policies of the state described in
7 AS 44.99.115 in managing the operations of the Alaska energy independence program and
8 fund under AS 44.88.450 - 44.88.456.

9 (b)"

10

11 Reletter the following subsection accordingly.

AMENDMENT # 2 adopted
6-1

OFFERED IN THE HOUSE
TO: HB 170

BY REPRESENTATIVE ZULKOSKY

1 Page 4, lines 22 - 31:

2 Delete all material and insert:

3 "(b) The Alaska energy independence program advisory board is established.

4 The board consists of

5 (1) the governor or the governor's designee; and

6 (2) eight members appointed by the governor as follows:

7 (A) one member who represents a

8 (i) tribe;

9 (ii) tribal nonprofit organization or consortium; or

10 (iii) regional housing authority;

11 (B) one member who represents an Alaska Native corporation;

12 (C) one member who represents an Alaska nonprofit
13 corporation specializing in cold climate housing research;

14 (D) one member who has experience in

15 (i) renewable energy;

16 (ii) electric transportation; or

17 (iii) similar sustainable energy development;

18 (E) four members who have experience in

19 (i) finance;

20 (ii) marketing of financial products;

21 (iii) construction science and efficiencies;

22 (iv) renewable energy;

23 (v) electric transportation; or

1

(vi) other sustainable energy development."

AMENDMENT #3 withdrawn

OFFERED IN THE HOUSE

TO: HB 170

1 Page 1, line 1, following "Act":

2 Insert "relating to the duties of the Alaska Industrial Development and Export
3 Authority;"

4

5 Page 5, following line 9:

6 Insert a new subsection to read:

7 "(d) The advisory board shall submit a report for each recommendation the
8 advisory board makes to the authority under (c) of this section to the senate secretary
9 and the chief clerk of the house of representatives and notify the legislature that the
10 report is available."

11

12 Reletter the following subsection accordingly.

13

14 Page 6, line 8, following "(a)":

15 Insert "The authority shall annually prepare a report containing information regarding
16 the implementation and operation of the Alaska energy independence program and fund under
17 AS 44.88.450 - 44.88.456, including the amount of loans made, the amount available to be
18 loaned, the scope of projects financed, and actions taken by the authority in response to
19 recommendations from the advisory board established under AS 44.88.450(b). The authority
20 shall deliver the report to the senate secretary and the chief clerk of the house of
21 representatives and notify the legislature that the report is available.

22 (b)"

23

- 1 Reletter the following subsection accordingly.

AMENDMENT #4 withdrawn

OFFERED IN THE HOUSE
TO: HB 170

1 Page 1, line 1, following "Act":

2 Insert "relating to the powers and duties of the Alaska Industrial Development
3 and Export Authority"
4

5 Page 2, following line 12:

6 Insert new bill sections to read:

7 **** Sec. 2.** AS 44.88.085(a) is amended to read:

8 (a) Except for AS 44.62.310 - 44.62.319 (Open Meetings Act) and as
9 provided in (i) of this section, the provisions of the Administrative Procedure Act
10 regarding the adoption of regulations (AS 44.62.040 - 44.62.319) do not apply to the
11 authority. The authority shall make available to members of the public copies of the
12 regulations adopted under this section.

13 *** Sec. 3.** AS 44.88.085 is amended by adding a new subsection to read:

14 (i) The provisions of the Administrative Procedure Act regarding the adoption
15 of regulations (AS 44.62.040 - 44.62.319) apply to the authority when adopting
16 regulations under AS 44.88.454 related to the Alaska energy independence fund or
17 program under AS 44.88.450 - 44.88.456. Subsections (b) - (g) of this section apply
18 to a regulation adopted under AS 44.88.454 only to the extent that (b) - (g) of this
19 section do not conflict with the requirements of the Administrative Procedure Act
20 regarding the adoption of regulations (AS 44.62.040 - 44.62.319)."
21

22 Renumber the following bill sections accordingly.
23

1 Page 2, line 23, following "AS 44.88.085(g)(2)(C)":

2 Insert "**or (i), as applicable,**"

3

4 Page 3, line 7, following "AS 44.88.085(g)(2)(C)":

5 Insert "**or (i), as applicable,**"

6

7 Page 3, line 14, following "AS 44.88.085(g)(2)(C)":

8 Insert "**or (i), as applicable**"

AMENDMENT #5 adopted
5-2

OFFERED IN THE HOUSE
TO: HB 170

1 Page 1, line 1, following "Act":

2 Insert "relating to the membership of the Alaska Industrial Development and
3 Export Authority;"

4
5 Page 1, following line 4:

6 Insert new bill sections to read:

7 **** Section 1.** AS 44.88.030(a) is amended to read:

8 (a) The membership of the authority consists of

9 (1) the commissioner of revenue and the commissioner of commerce,
10 community, and economic development; and

11 (2) five public members [APPOINTED BY THE GOVERNOR], each
12 of whom has expertise in private sector business or industry, or both, and possesses
13 demonstrated leadership skills, appointed as follows:

14 (A) one member appointed by the governor;

15 (B) two members appointed by the president of the senate;

16 (C) two members appointed by the speaker of the house of
17 representatives.

18 * **Sec. 2.** AS 44.88.030(c) is amended to read:

19 (c) Public members of the authority described in (a)(2) of this section serve
20 [AT THE PLEASURE OF THE GOVERNOR] for four-year [TWO-YEAR] terms. A
21 member appointed under (a)(2) of this section may only be removed for cause.

22 * **Sec. 3.** AS 44.88.030(d) is amended to read:

23 (d) If a vacancy occurs in the membership of the authority, the respective

1 appointing official under (a)(2) of this section [GOVERNOR] shall immediately
2 appoint a member for the unexpired portion of the term."

3
4 Renumber the following bill sections accordingly.

5
6 Page 8, following line 28:

7 Insert a new bill section to read:

8 **** Sec. 11.** The uncodified law of the State of Alaska is amended by adding a new section to
9 read:

10 ALASKA INDUSTRIAL DEVELOPMENT AND EXPORT AUTHORITY AND
11 ALASKA ENERGY AUTHORITY; TRANSITION. (a) The terms of members of the Alaska
12 Industrial Development and Export Authority under AS 44.88.030(a)(2), as that statute read
13 before the effective date of this Act, and the Alaska Energy Authority under AS 44.83.030
14 expire on the effective date of this Act.

15 (b) Notwithstanding AS 44.88.030(a), as amended by sec. 1 of this Act, and
16 AS 39.05.055, members of the Alaska Industrial Development and Export Authority under
17 AS 44.88.030(a), as amended by sec. 1 of this Act, and the Alaska Energy Authority under
18 AS 44.83.030, are appointed to initial terms as follows:

19 (1) the member appointed by the governor serves a term that expires
20 February 28, 2023;

21 (2) one of the members appointed by the president of the senate and one of the
22 members appointed by the speaker of the house of representatives serve terms that expire
23 February 28, 2023;

24 (3) one of the members appointed by the president of the senate and one of the
25 members appointed by the speaker of the house of representatives serve terms that expire
26 February 28, 2025.

27 (c) Nothing in this section prevents the appointment of a person whose term expires
28 under (a) of this section to the Alaska Industrial Development and Export Authority if the
29 person meets the qualifications in AS 44.88.030(a), as amended by sec. 1 of this Act."

30
31 Renumber the following bill section accordingly.

AMENDMENT #6 adopted
5-2

OFFERED IN THE HOUSE

TO: HB 170

1 Page 4, line 4:

2 Delete "limited liability companies, or limited partnerships"

3

4 Page 4, line 6, following the first occurrence of "or":

5 Insert "one or more subsidiary corporations, limited liability companies, or
6 limited partnerships"

AMENDMENT # 7 withdrawn

OFFERED IN THE HOUSE
TO: HB 170

BY REPRESENTATIVE TUCK

1 Page 4, line 4:

2 Delete "limited liability companies, or limited partnerships"

3

4 Page 4, lines 15 - 16:

5 Delete "limited liability company, or limited partnership"

6

7 Page 6, line 10:

8 Delete "entity"

9 Insert "corporation"

AMENDMENT # 8 withdrawn

OFFERED IN THE HOUSE
TO: HB 170

BY REPRESENTATIVE TUCK

- 1 Page 5, lines 29 - 31:
- 2 Delete "In order to promote sustainable energy development in the state, the
- 3 investment policy adopted by the authority may deviate from the prudent investor rule and
- 4 traditional institutional financing criteria."

AMENDMENT # 9 adopted UC

OFFERED IN THE HOUSE
TO: HB 170

BY REPRESENTATIVE TUCK

- 1 Page 8, line 22, following "infrastructure":
- 2 Insert "for emissions reductions"

AMENDMENT #10 adopted UC

OFFERED IN THE HOUSE
TO: HB 170

BY REPRESENTATIVE ZULKOSKY

- 1 Page 8, line 11, following "clean":
- 2 Insert "or more efficient"

AMENDMENT # 11 adopted
5-1

OFFERED IN THE HOUSE
TO: HB 170

BY REPRESENTATIVE ZULKOSKY

1 Page 8, following line 1:

2 Insert a new subsection to read:

3 "(e) At least 35 percent of active loans and other forms of financing for
4 sustainable energy development made under AS 44.88.450 - 44.88.456 must be made
5 in communities that receive, or that have residents who receive, power cost
6 equalization under AS 42.45.100 - 42.45.150."

AMENDMENT #12 adopted UC

OFFERED IN THE HOUSE
TO: HB 170

BY REPRESENTATIVE ZULKOSKY

1 Page 1, line 1, following "Act":

2 Insert "relating to exempt employees; relating to the powers of the Alaska Energy
3 Authority;"

4

5 Page 1, following line 4:

6 Insert new bill sections to read:

7 **** Section 1.** AS 39.25.110 is amended by adding a new paragraph to read:

8 (46) an analyst employed in a professional capacity by the Alaska
9 Energy Authority under AS 44.83.055.

10 *** Sec. 2.** AS 44.83 is amended by adding a new section to article 1 to read:

11 **Sec. 44.83.055. Analyst position.** The authority may hire one analyst to assist
12 underserved communities with the technical development of projects and applications
13 for funding from the Alaska energy independence fund and program under
14 AS 44.88.450 - 44.88.456."

15

16 Page 1, line 5:

17 Delete "Section 1"

18 Insert "Sec. 3"

19

20 Renumber the following bill sections accordingly.