

under a franchise as of that date.

Sec. 42.05.195. Transfer of Certificate. A certificate may be sold, assigned, leased, transferred, or inherited subject to approval of the commission.

Sec. 42.05.196. Power of Commission to Grant Certificate. The commission shall have the power after hearing, upon reasonable notice to interested parties, to grant a certificate to provide service in an area already served by a certificate holder only when the existing public utility or utilities serving the area are not providing and will not provide service to the satisfaction of the commission. In all other cases, the commission with or without hearing may issue a certificate as requested or for good cause shown deny the same in whole or part.

Sec. 2. AS 42.05.640(2) is amended to read:

(2) "public utility" or "utility" includes every corporation, whether pub-

lic, cooperative, or otherwise, company, individual, or association of individuals, their lessees, trustees, or receivers appointed by a court, that owns, operates, manages, or controls any plant or system for the generation, transmission, or distribution of electric energy and power, for the furnishing of telephone or telegraph communications, for the transmission or distribution of heat, natural or manufactured gas, oil or other petroleum products, or water, or for the furnishing of community sewer services, and the plant and facilities used for any of the foregoing purposes; this chapter does not apply to a person who furnishes water or oil or other petroleum products by tank, wagon, or similar conveyance, nor to a municipally owned and operated utility; this chapter does not apply to a pipeline, plant, system, or equipment used primarily for gathering, collecting, transporting, or shipping crude oil, natural gas, condensate, or other petroleum substance or product produced by or belonging to the owner, operator, or manager of the plant, system, or equipment;

Approved April 20, 1963

CHAPTER 96

AN ACT

Exempting fishermen from payment of certain license fees.

(H.B. 21)

Be it enacted by the Legislature of the State of Alaska:

Section 1. AS 16.05 is amended by adding a new section to read:

Sec. 16.05.660. License Exemption. A person may, by complying with the 25-cent license requirement of sec. 340 of this chapter, take not more than 2,000 pounds each of tom cod, blue cod, smelt, pickerel, white fish, and spider crab a year from waters of the state.

Sec. 2. AS 16.05.680 is amended to read:

Sec. 16.05.680. Unlawful Purchases. It is unlawful for a person, his agent, or his representative (1) to have in his employ a fisherman who is not licensed under sec. 480 of this chapter, or (2) to purchase fish from a fisherman who is not so licensed if the fisherman is not exempt under sec. 660 of this chapter from the license requirement of sec. 480 with regard to the employment or purchase.

Became law without signature
April 26, 1963

CHAPTER 97

Relating to the Alaska Centennial; creating a Centennial Commission and prescribing