



LAWS OF ALASKA

1966

Source:

SB 182

Chapter No.:

5

AN ACT

Relating to revising the Alaska Statutes to reflect corrective amendments by the revisor of statutes; and providing for an effective date.

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

* Section 1. AS 02.05.090(b) is amended to read:

(b) Subject to the provisions of (c) of this section, unless and until a certificate is modified, suspended or revoked, the certificate is effective from the date specified in the certificate, and continues in effect until expiration.

* Sec. 2. AS 16.10.240 is amended to read:

Sec. 16.10.240. TRANSPORTATION OF KING OR DUNGENESS CRAB. No person may take out of, ship, transport, or send from this state any live King crab, species *Paralithodes camtschatica*, or live Dungeness crab, species *Cancer magister*.

* Sec. 3. AS 29.10.309 is amended to read:

Sec. 29.10.309. LUMP SUM OR INSTALLMENT PAYMENT. The council ordering a local improvement at the expense of the owners of the property benefited may specify whether payment is to be made in one lump sum or by installments, and levy

an assessment upon the property benefited for its part, or the whole of the cost as the case may be. However, a lump sum or installment shall not exceed 25 per cent of the assessed valuation of the property affected.

* Sec. 4. AS 39.25.120 is amended to read:

Sec. 39.25.120. PARTIALLY EXEMPT SERVICE. The following positions in the state service constitute the partially exempt service and are subject to this chapter and the rules adopted under it only as specifically provided in this chapter. Positions in the partially exempt service shall be included in the position classification plan established under this chapter, and these positions shall be compensated according to the pay plan. Persons holding positions in the partially exempt service are not required to take examinations, qualify or earn a place on a register, nor are they eligible for a hearing by the personnel board in case of dismissal, demotion, or suspension. Positions in the partially exempt service are specifically exempt from the rule established under sec. 150(3) - (11), (14), (15), (18) of this chapter. They are also specifically exempt from secs. 170 and 180 of this chapter and as stated in sec. 160 (a) of this chapter:

- (1) assistant commissioners of the principal departments of the executive branch;
- (2) those directors of the major divisions of the principal departments of the executive branch as are specifically designated by the governor;
- (3) attorney members of the staff of the Department of Law;

(4) one private secretary for each head of a principal department in the executive branch;

(5) all employees of the office of the governor and the secretary of state, including the staff of the governor's mansion;

(6) all employees of the state judicial system, including employees of the Judicial Council.

* Sec. 5. AS 39.25.140(a) is amended to read:

(a) The director of personnel shall prepare and submit to the commissioner of administration any proposed amendments to the personnel rules for all positions and employees subject to this chapter.

* Sec. 6. AS 40.15.030 is amended to read:

Sec. 40.15.030. DEDICATION OF STREETS, ALLEYS AND THOROUGHFARES. When an area is subdivided and a plat of the subdivision is approved and recorded, all streets, alleys, thoroughfares, parks and other public areas shown on the plat are deemed to have been dedicated to public use.

* Sec. 7. AS 44.62.350(c) is amended to read:

(c) A hearing officer hired after April 29, 1959, except to conduct hearings under the Alaska Employment Security Act (AS 23.20), shall have been admitted to practice law for at least two years immediately before his appointment.

* Sec. 8. AS 44.62.460(d) is amended to read:

(d) The hearing need not be conducted according to technical rules relating to evidence and witnesses. Relevant evidence shall be admitted if it is the sort of evidence

on which responsible persons are accustomed to rely in the conduct of serious affairs, regardless of the existence of a common law or statutory rule which makes improper the admission of the evidence over objection in a civil action. Hearsay evidence may be used to supplement or explain direct evidence but is not sufficient by itself to support a finding unless it would be admissible over objection in a civil action. The rules of privilege are effective to the same extent that they are recognized in a civil action. Irrelevant and unduly repetitious evidence shall be excluded.

* Sec. 9. AS 45.55.130(3) is amended to read:

(3) "broker-dealer" means a person engaged in the business of effecting transactions in securities for the account of others or for his own account; "broker-dealer" does not include (A) an agent, (B) an issuer, (C) a bank, savings institution, or trust company, (D) a person who has no place of business in this state if he effects transactions in this state exclusively with or through (i) the issuers of the securities involved in the transactions (ii) other broker-dealers, or (iii) banks, savings institutions, trust companies, insurance companies, investment companies as defined in the Investment Company Act of 1940, pension or profit-sharing trusts, or other financial institutions or institutional buyers, whether acting for themselves or as trustees, or (E) a person who has no place of business in this state if during a period of 12 consecutive months he does not direct more than 15 offers to sell or buy into this state in any manner to persons other than those specified in (3) (D) of this section whether or not the offeror

or an offeree is then present in this state;

* Sec. 10. AS 42.25.200 is repealed.

* Sec. 11. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.