



# LAWS OF ALASKA

1970

Source

SB 372 am

Chapter No.

153

## AN ACT

Creating the Alaska Educational Broadcasting Commission.

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

\* Section 1. AS 14 is amended by adding a new chapter to read:

#### CHAPTER 58. ALASKA EDUCATIONAL BROADCASTING COMMISSION.

Sec. 14.58.010. CREATION OF ALASKA EDUCATIONAL BROADCASTING COMMISSION. There is created within the Department of Education the Alaska Educational Broadcasting Commission.

Sec. 14.58.020. MEMBERSHIP AND TERM OF OFFICE. (a) The commission consists of nine members appointed by the governor, without regard to political affiliation, subject to confirmation by a majority of the members of the legislature in joint session. In making appointments to the commission, the governor shall give due consideration to representation from such fields as higher education, elementary and secondary education, commercial broadcasting, public health, public works, labor, commerce and the professions. Members may be removed only for cause.

(b) The members of the commission shall serve staggered terms of five years, with the initial terms determined by lot.

Sec. 14.58.030. COMPENSATION AND EXPENSES. Members of the commission receive no salary, but are entitled to per diem and travel expenses authorized by law for other commissions.

Sec. 14.58.040. CHAIRMAN. At the first meeting, the commission shall elect a chairman from among its members

to serve for one year. A chairman may be elected and serve for more than one consecutive term.

Sec. 14.58.050. PURPOSE OF THE COMMISSION. The commission is created to encourage and supervise the initial development of educational broadcasting, and to provide for the regulation of educational broadcasting.

Sec. 14.58.060. DUTIES OF THE COMMISSION. The commission shall

(1) control and supervise the use of broadcasting channels reserved by the Federal Communications Commission for educational broadcasting purposes;

(2) initiate or receive for review and approval all applications for educational broadcasting licenses submitted to the Federal Communications Commission for or on behalf of an elementary school system, community college, institution of higher learning, private educational institution, nonprofit community or municipal organization in the state;

(3) initiate or receive for review and approval all applications for federal, state or private funds if the applications involve any form of educational broadcasting;

(4) receive all federal, state or private funds, property or assistance that may be appropriated, granted or otherwise made available to the commission for educational broadcasting purposes at all levels of education, and use and disburse funds and property for purposes consistent with the terms of this chapter, subject to reasonable limitations imposed by the grantor;

(5) provide consultative services in all aspects of educational broadcasting to all public or private agencies in the state which request them;

(6) serve as a library and clearinghouse for information on broadcasting for educational and public purposes;

(7) have the final authority over the broadcasting policy programming; and

(8) perform all other functions necessary to insure the orderly and coordinated development of educational broadcasting in the state.

Sec. 14.58.070. POWERS OF THE COMMISSION. The commission may

(1) employ all consultative, technical and clerical personnel necessary for the implementation of this chapter, within the limits of available funds;

(2) employ a director, who shall be directly responsible to the commission in financial and administrative matters;

(3) where no other competent contracting agency

exists, lease, purchase, construct, own, operate, manage and be the licensee of educational broadcasting stations, production centers, and all other related equipment and facilities for the production and transmission of open circuit, closed circuit, 2,500 Megahertz, and other transmission means necessary to provide fully effective educational broadcasting in the state;

(4) appoint unpaid advisory committees to assist in development of programs for instructional and public television broadcasts.

Sec. 14.58.080. COMMERCIAL BROADCASTING. Nothing in this chapter may be construed to restrict or control commercial broadcast stations or companies operating or licensed in the state.

Sec. 14.58.090. DEFINITIONS. In this chapter, unless the context otherwise requires

(1) "commission" means the Alaska Educational Broadcasting Commission;

(2) "educational broadcasting" includes, but is not limited to, television and radio transmission by 2,500 Megahertz, closed circuit or microwave video and audio programming, slow-scan television programming, programming via satellite, teletype or facsimile transmission, and distribution methods, when the transmission, programming and distribution are intended to serve a noncommercial educational, public or instructional purpose.