



LAWS OF ALASKA

1983

Source

CSSB 281(L&C)

Chapter No.

79

AN ACT

Relating to energy development and conservation functions of the Department of Commerce and Economic Development and the Department of Community and Regional Affairs; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 12

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: July 19, 1983
Actual Effective Date: July 20, 1983

AN ACT

Relating to energy development and conservation functions of the Department of Commerce and Economic Development and the Department of Community and Regional Affairs; and providing for an effective date.

* Section 1. AS 43.20.037(d)(2)(K) is amended to read:

(K) any other energy conservation [ENERGY-SAVING] device approved by the commissioner of community and regional affairs [COMMERCE AND ECONOMIC DEVELOPMENT UNDER AS 44.33.040-(12)].

* Sec. 2. AS 44.47.050 is amended by adding a new paragraph to read:

(19) plan, study, implement, and assist programs for energy development and energy conservation, including weatherization, to meet community and regional needs.

* Sec. 3. AS 44.83.162(1) is amended to read:

(1) In order to qualify for power cost assistance, each electric utility must make every reasonable effort to minimize administrative, operating, and overhead costs, including using the best available technology consistent with sound utility management practices. In reviewing applications for power cost assistance, the commission has the authority to require the elimination of duplicative or otherwise unnecessary operating expenses. Each eligible electric utility shall cooperate with appropriate state agencies [, INCLUDING BUT NOT LIMITED

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1 TO THE ALASKA PUBLIC UTILITIES COMMISSION, THE ALASKA POWER AUTHORITY,
2 THE ALASKA ENERGY CENTER, AND THE DIVISION OF ENERGY AND POWER DEVEL-
3 OPMENT IN THE DEPARTMENT OF COMMERCE AND ECONOMIC DEVELOPMENT,] to
4 implement cost-effective energy conservation measures, and to plan for
5 and implement feasible alternatives to diesel generation.

6 * Sec. 4. AS 44.83.177(d) is amended to read:

7 (d) In completing a reconnaissance study, the authority shall
8 consult with the [DIVISION OF ENERGY AND POWER DEVELOPMENT IN THE]
9 Department of Community and Regional Affairs [COMMERCE AND ECONOMIC
10 DEVELOPMENT] to determine the information that each may require for
11 energy planning and the development of technology.

12 * Sec. 5. AS 44.83.400(2)(B) is amended to read:

13 (B) the [DIVISION OF ENERGY AND POWER DEVELOPMENT,]
14 Department of Community and Regional Affairs [COMMERCE AND ECO-
15 NOMIC DEVELOPMENT]; and

16 * Sec. 6. AS 45.89.010 is amended to read:

17 Sec. 45.89.010. FUND ESTABLISHED. There is established in the
18 Department of Commerce and Economic Development the residential energy
19 conservation fund to carry out the purposes of this chapter. Loans
20 and [REFUNDS,] grants [AND LOANS] made under this chapter may be used
21 to purchase, construct, and install an energy conservation improvement
22 in residential buildings. The fund may not be used for any [NO] other
23 purpose.

24 * Sec. 7. AS 46.11.040(3)(B) is amended to read:

25 (B) is located or is to be located in an area where
26 thermal and lighting energy standards are not justified because
27 of the high cost of implementation of the standards, as deter-
28 mined under regulations adopted by the commissioner of community
29 and regional affairs [COMMERCE AND ECONOMIC DEVELOPMENT]; or

1 * Sec. 8. AS 46.11.900(3) is amended to read:

2 (3) "energy audit" means a determination and written sum-
3 mary prepared under [AS 46.11.030 OR] sec. 215(b)(1)(A) of the Na-
4 tional Energy Conservation Policy Act (42 U.S.C. 8216(b)(1)(A)) of

5 (A) the energy consumption characteristics of a build-
6 ing, including the size, type, and rate of energy consumption of
7 major energy consuming systems of the building and the climate
8 characterizing the region where the building is located; and

9 (B) the energy conservation and cost savings likely to
10 result from appropriate energy-conserving maintenance and operat-
11 ing procedures and modifications, including the purchase and
12 installation of energy-related fixtures; for purposes of this
13 subparagraph when a fossil fuel is the energy source, the energy
14 cost savings shall be determined with reference to the projected
15 price of that fossil fuel over a 10-year period;

16 * Sec. 9. AS 46.11.900(9)(B) is amended to read:

17 (B) by the commissioner of community and regional
18 affairs [COMMERCE AND ECONOMIC DEVELOPMENT UNDER AS 44.33.040-
19 (12)] for buildings and structures that [WHICH] are not public
20 facilities.

21 * Sec. 10. The following laws are repealed: AS 44.33.030 - 44.33.060;
22 AS 45.88.500(2)(C); AS 45.89.020, 45.89.500(3)(A); AS 46.11.030, 46.11.-
23 900(1)(B)(iii); and AS 46.12.120(4).

24 * Sec. 11. On the effective date of this Act a program or project that
25 is supervised by the section of power development in the Department of
26 Commerce and Economic Development, including an unexpended appropriation
27 for a program or project, is transferred to the Department of Community and
28 Regional Affairs. The Department of Community and Regional Affairs may
29 delegate supervision of a program or project transferred under this section

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1 to a state department or agency, including the Alaska Power Authority and
2 the University of Alaska.

3 * Sec. 12. Notwithstanding the repeal of AS 45.89.020 made by sec. 10
4 of this Act, a refund or grant shall be paid under AS 45.89.020 if an
5 energy audit is performed before July 1, 1983 for the residential building
6 that is the subject of the refund or grant application and if the refund or
7 grant application is filed before January 1, 1984.

8 * Sec. 13. This Act takes effect July 1, 1983.
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