

HOUSE BILL NO. 360

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE THERRIAULT

Introduced: 12/29/95

Referred: Resources, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act prohibiting the Department of Environmental Conservation from including**
2 **an administrative fine in certain consent orders or other agreements."**

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

4 *** Section 1.** AS 44.46 is amended by adding a new section to read:

5 Sec. 44.46.022. ADMINISTRATIVE FINE PROHIBITED. Notwithstanding
6 AS 44.46.020 and AS 46.03, the Department of Environmental Conservation may not
7 include in a consent order or other agreement a provision that requires the other party
8 to the agreement to pay a fine determined by the department for a violation or alleged
9 violation under AS 46.03.

10 *** Sec. 2.** APPLICABILITY. This Act applies to a consent order or other agreement
11 entered into, renewed, or extended on or after the effective date of this Act.