

SENATE BILL NO. 192

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY SENATOR TAYLOR

Introduced: 5/2/97

Referred: Transportation

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to maintenance of state marine vessels; and providing for an
2 effective date."

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

4 * **Section 1.** AS 36.90.050(a) is amended to read:

5 (a) Marine vessels owned by the state shall be maintained and repaired at a
6 shipyard facility located in the state unless the commissioner of the department that
7 operates the marine vessel determines in writing that there is no shipyard facility
8 located in the state that is equipped or qualified to perform the particular maintenance
9 or repair required, or, after taking into consideration the Alaska bidder preference set
10 out in AS 36.30.170 and the interport differential, as determined by the Alaska marine
11 highway system **under this section**, that the proposed cost of the maintenance or
12 repair work is unreasonable. **In making the determination, the commissioner shall**
13 **consider, and document in writing, the direct and indirect benefits to the economy**
14 **and labor force in the state that would be derived by performing the vessel**

1 **maintenance or repair at a facility in the state. A detailed list of the costs and**
 2 **factors considered in calculating the interport differential must be provided to**
 3 **each person who expresses an interest in submitting a bid to perform maintenance**
 4 **or repair work on a marine vessel owned by the state** [IN THIS SUBSECTION,
 5 "COMMISSIONER OF THE DEPARTMENT THAT OPERATES THE MARINE
 6 VESSEL" INCLUDES THE PRESIDENT OF THE UNIVERSITY OF ALASKA
 7 WITH REGARD TO A VESSEL OPERATED BY THE UNIVERSITY].

8 * **Sec. 2.** AS 36.90.050 is amended by adding new subsections to read:

9 (c) The commissioner of the department that operates a marine vessel shall
 10 adopt regulations establishing the criteria that the department shall use to determine
 11 whether the cost of maintenance or repair work at a shipyard facility located in the
 12 state is reasonable under (a) of this section. The commissioner shall designate by
 13 regulation the designated base port for each vessel operated by the department. A
 14 vessel's designated base port is the vessel's delivery and redelivery port. The Alaska
 15 marine highway system shall adopt regulations establishing the criteria that the system
 16 shall use in calculating the interport differential under this section. The criteria for
 17 calculating the interport differential must include costs incurred from the time that the
 18 vessel leaves the vessel's designated base port to enter the shipyard facility until the
 19 time that the vessel returns to the designated base port from the shipyard facility.

20 (d) In this section,

21 (1) "commissioner of the department that operates the marine vessel"
 22 includes the president of the University of Alaska with regard to a vessel operated by
 23 the university;

24 (2) "interport differential" includes all costs related to the performance
 25 of the maintenance or repair work of a marine vessel at a shipyard facility located
 26 outside of the state, including travel costs incurred moving the vessel from its
 27 designated base port to the shipyard facility outside of the state; additional fuel
 28 consumption; cost of consumables, including lubricants and other engine and deck
 29 stores; maintenance costs incurred during running time; cost of crew transfers,
 30 including airfare between Alaska and the shipyard facility; wages in travel status; crew
 31 room and board; and other interport costs identified by the Alaska marine highway

1 system.

2 * **Sec. 3.** Section 5, ch. 94, SLA 1992, is repealed.

3 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).