

**CS FOR HOUSE BILL NO. 496(L&C)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE HOUSE LABOR AND COMMERCE COMMITTEE

Offered: 4/4/02

Referred: Rules

Sponsor(s): REPRESENTATIVE WILLIAMS

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act providing that a utility or electric operating entity owned and operated by a**  
2 **political subdivision of the state competing directly with a telecommunications utility is**  
3 **not subject to the Alaska Public Utilities Regulatory Act."**

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

5 \* **Section 1.** AS 42.05.711(b) is amended to read:

6 (b) Except as otherwise provided in this subsection and in (o) of this section,  
7 public utilities owned and operated by a political subdivision of the state, or electric  
8 operating entities established as the instrumentality of two or more public utilities  
9 owned and operated by political subdivisions of the state, are exempt from this  
10 chapter, other than AS 42.05.221 - 42.05.281 and 42.05.385. However,

11 (1) the governing body of a political subdivision may elect to be  
12 subject to this chapter; and

13 (2) a utility or electric operating entity that is owned and operated by a  
14 political subdivision and that directly competes with another utility or electric

1 operating entity is subject to this chapter and any other utility or electric operating  
2 entity owned and operated by the political subdivision is also subject to this chapter;  
3 **this paragraph does not apply to a utility or electric operating entity owned and**  
4 **operated by a political subdivision that competes with a telecommunications**  
5 **utility.**