

HOUSE BILL NO. 327

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES HOLM, Ogg

Introduced: 5/16/03

Referred: Transportation, State Affairs

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the powers and duties of the Department of Transportation and**
2 **Public Facilities; and repealing a requirement that public facilities comply with energy**
3 **standards adopted by the Department of Transportation and Public Facilities."**

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

5 * **Section 1.** AS 44.42.020(a) is amended to read:

6 (a) The department shall

7 (1) plan, design, construct, and maintain all state modes of
8 transportation and transportation facilities and all docks, floats, breakwaters, buildings,
9 and similar facilities;

10 (2) study existing transportation modes and facilities in the state to
11 determine how they might be improved or whether they should continue to be
12 maintained;

13 (3) study alternative means of improving transportation in the state
14 with regard to the economic costs of each alternative and its environmental and social

1 effects;

2 (4) develop a comprehensive, long-range, intermodal transportation
3 plan for the state;

4 (5) study alternatives to existing modes of transportation in urban areas
5 and develop plans to improve urban transportation;

6 (6) cooperate and coordinate with and enter into agreements with
7 federal, state, and local government agencies and private organizations and persons in
8 exercising its powers and duties;

9 (7) manage, operate, and maintain state transportation facilities and all
10 docks, floats, breakwaters, and buildings, including all state highways, vessels,
11 railroads, pipelines, airports, and aviation facilities;

12 (8) study alternative means of transportation in the state, considering
13 the economic, social, and environmental effects of each alternative;

14 (9) coordinate and develop state and regional transportation systems,
15 considering deletions, additions, and the absence of alterations;

16 (10) develop facility program plans for transportation and state
17 buildings, docks, and breakwaters required to implement the duties set out in this
18 section, including but not limited to functional performance criteria and schedules for
19 completion;

20 (11) supervise and maintain all state automotive and mechanical
21 equipment, aircraft, and vessels, except vessels and aircraft used by the Department of
22 Fish and Game or the Department of Public Safety; for state vehicles maintained by
23 the department, the department shall periodically [ANNUALLY] evaluate the cost,
24 efficiency, and commercial availability of alternative fuels [NATURAL GAS] for
25 automotive purposes, and the purpose for which the vehicles are intended to be used,
26 and convert or purchase vehicles to use alternative fuels [UTILIZE NATURAL
27 GAS] whenever practicable; the department may participate in joint ventures with
28 public or private partners that will foster the availability of alternative fuels
29 [NATURAL GAS] for all automotive fuel consumers;

30 (12) supervise aeronautics inside the state, under AS 02.10;

31 (13) [COMPLETE AND MAINTAIN A CURRENT INVENTORY

1 OF PUBLIC FACILITIES, INCLUDING A PROJECTION OF THE
 2 SERVICEABILITY OF THE FACILITIES AND PROJECTIONS OF
 3 REPLACEMENTS AND ADDITIONS TO FACILITIES NEEDED TO PROVIDE
 4 THE LEVEL OF SERVICES PROGRAMMED BY THE VARIOUS USER
 5 AGENCIES, FOR MUNICIPALITIES WITH POPULATIONS OF LESS THAN
 6 12,000 AND FOR UNINCORPORATED COMMUNITIES, AND PERFORM
 7 THOSE DUTIES ON A COOPERATIVE BASIS WITH LARGER
 8 MUNICIPALITIES;

9 (14) ADOPT ENERGY PERFORMANCE STANDARDS FOR
 10 PUBLIC FACILITIES OF THE STATE, THE CONSTRUCTION OF WHICH
 11 BEGINS AFTER JULY 1, 1980; THE STANDARDS SHALL BE BASED ON
 12 THERMAL AND LIGHTING ENERGY STANDARDS ESTABLISHED BY THE
 13 AMERICAN SOCIETY OF HEATING, REFRIGERATION AND AIR
 14 CONDITIONING ENGINEERS AS ADAPTED FOR APPLICATION IN HIGH
 15 LATITUDE, COLD CLIMATE ENVIRONS;

16 (15) PROVIDE PLANNING ASSISTANCE, INCLUDING BUT NOT
 17 LIMITED TO ENERGY AUDITS AND RELATED TECHNICAL SERVICES, TO
 18 SCHOOL DISTRICTS AND REGIONAL EDUCATIONAL ATTENDANCE
 19 AREAS TO DEVELOP AND IMPLEMENT

20 (A) STANDARDS FOR THE DESIGN, CONSTRUCTION,
 21 AND OPERATION OF RURAL EDUCATIONAL FACILITIES; AND

22 (B) ENERGY CONSERVATION MEASURES FOR RURAL
 23 EDUCATIONAL FACILITIES;

24 (16)] implement the safety and financial responsibility requirements
 25 for air carriers under AS 02.40;

26 **(14)** [(17)] inspect weights and measures.

27 * **Sec. 2.** AS 44.42.050(a) is amended to read:

28 (a) The commissioner shall develop [ANNUALLY] a comprehensive,
 29 intermodal, long-range transportation plan for the state. In developing and revising
 30 the state plan, the commissioner shall consider means and costs of improving existing
 31 modes and facilities, state and federal subsidies, and the costs [AND BENEFITS] of

1 new transportation modes and facilities. [THE COMMISSIONER SHALL ALSO
 2 CONSIDER THE RECOMMENDATION OF THE ALASKA TRANSPORTATION
 3 PLANNING COUNCIL.] The plan shall be submitted to the governor for review and
 4 approval and submitted by the governor to the legislature.

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

6 (8) "thermal and lighting energy standards" means the thermal and
 7 lighting energy standards

8 (A) established by the American Society of Heating,
 9 Refrigeration, and Air Conditioning Engineers as revised

10 [(i) BY THE COMMISSIONER OF
 11 TRANSPORTATION AND PUBLIC FACILITIES UNDER
 12 AS 44.42.020(a) FOR PUBLIC FACILITIES; OR

13 (ii)] by the Alaska Housing Finance Corporation for
 14 buildings and structures that are not public facilities; or

15 (B) developed in regulations adopted

16 [(i) BY THE COMMISSIONER OF
 17 TRANSPORTATION AND PUBLIC FACILITIES UNDER
 18 AS 44.42.020(a) FOR PUBLIC FACILITIES; OR

19 (ii)] by the Alaska Housing Finance Corporation for
 20 buildings and structures that are not public facilities.

21 * **Sec. 4.** AS 46.11.010 is repealed.