

**SENATE BILL NO. 49**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY THE SENATE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE COUNCIL

Introduced: 1/31/03

Referred: State Affairs, Judiciary

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act making corrective amendments to the Alaska Statutes as recommended by the  
2 revisor of statutes; and providing for an effective date."

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

4 \* **Section 1.** AS 02.15.230(a) is amended to read:

5 (a) The commissioner and those officers and employees of the department  
6 whom [WHO] the commissioner may designate have general police powers in aid of  
7 the enforcement of this chapter [,] and the regulations and orders issued under it and  
8 all other laws of the state relating to aeronautics.

9 \* **Sec. 2.** AS 04.11.494(e) is amended to read:

10 (e) A person is disqualified as described under (b)(9) of this section due to the  
11 person's criminal record if fewer [LESS] than

12 (1) two years have [HAS] elapsed from the person's unconditional  
13 discharge due to a conviction or adjudication as a delinquent for any of the following  
14 offenses or a law or ordinance from another jurisdiction with similar elements:

1 (A) driving while under the influence of an alcoholic  
 2 beverage, inhalant, or controlled substance [INTOXICATED] under  
 3 AS 28.35.030 or refusal to submit to a chemical test under AS 28.35.032; or

4 (B) a crime involving domestic violence, as that term is defined  
 5 under AS 18.66.990, or violating a protective order under AS 11.56.740;

6 (2) five years have [HAS] elapsed from the person's unconditional  
 7 discharge due to a conviction or adjudication as a delinquent for any of the following  
 8 offenses or a law or ordinance from another jurisdiction with similar elements:

9 (A) a felony violation or a felony attempt to commit a violation  
 10 of AS 11.41; or

11 (B) a misdemeanor violation of or a misdemeanor attempt to  
 12 violate a provision in this title; or

13 (3) 10 years have [HAS] elapsed from the person's unconditional  
 14 discharge due to a conviction or adjudication as a delinquent for a felony violation or a  
 15 felony attempt to violate a provision of this title or a law or ordinance from another  
 16 jurisdiction with similar elements.

17 \* **Sec. 3.** AS 06.01.028(a)(4) is amended to read:

18 (4) made to a consumer reporting agency regulated under 15 U.S.C.  
 19 1681 - 1681v [15 U.S.C. 1681 - 1681u] (Fair Credit Reporting Act); or

20 \* **Sec. 4.** AS 06.26.190(a) is amended to read:

21 (a) A trust company and an interstate state trust company or an international  
 22 [NATIONAL] trust company maintaining a trust office under AS 06.26.810 -  
 23 06.26.895 may close on the legal holidays described in AS 44.12.010 - 44.12.025. A  
 24 notice of holiday closings shall be made available to the trust company's customers by  
 25 mail, by the Internet, or by other means.

26 \* **Sec. 5.** AS 06.26.610(a)(5) is amended to read:

27 (5) an inquiry has been made by a state financial institution, or by a  
 28 credit-reporting agency regulated under 15 U.S.C. 1681 - 1681v [15 U.S.C. 1681 -  
 29 1681u] (Fair Credit Reporting Act) solely for the express purpose of determining the  
 30 credit worthiness of the customer as an applicant for credit, and the information  
 31 disclosed by the trust company, state financial institution, or credit-reporting agency

1 relates only to the payment habits of the customer in connection with loans or other  
 2 credit accommodations and does not pertain to records concerning deposit balances in  
 3 savings or checking accounts.

4 \* **Sec. 6.** AS 08.13.080(b) is amended to read:

5 (b) **An applicant for** [THE BOARD SHALL ISSUE] a license to practice  
 6 manicuring **shall** [TO AN APPLICANT WHO]

7 (1) **submit** [SUBMITS] documentation that the applicant has  
 8 completed a course of 12 hours of instruction or training approved by the board that  
 9 addresses health, safety, and hygiene concerns of manicuring customers and  
 10 practitioners that are relevant to the practice of manicuring from a school licensed  
 11 under AS 08.13.110 as a school of manicuring; documentation of completion of the  
 12 course must include certification from the school that the applicant has passed a test  
 13 given by the school covering the health, safety, and hygiene concerns of manicuring  
 14 customers and practitioners that are relevant to the practice of manicuring; and

15 (2) **pay** [PAYS] the appropriate fee.

16 \* **Sec. 7.** AS 08.13.080(c) is amended to read:

17 (c) **An applicant for** [THE BOARD SHALL ADD] an endorsement to a  
 18 license to practice manicuring or hairdressing indicating that the person is an advanced  
 19 manicurist **shall** [IF THE PERSON]

20 (1) **hold** [HOLDS], or **be** [HAS BEEN] approved for, a current license  
 21 issued under this chapter for manicuring or hairdressing;

22 (2) **request** [REQUESTS] the endorsement;

23 (3) **submit** [SUBMITS] documentation from a licensed school of  
 24 manicuring or hairdressing certifying completion of 250 hours of instruction in  
 25 manicuring that meet the requirements of AS 08.13.110(c);

26 (4) **pass** [PASSES] an examination given by the board for advanced  
 27 manicurists; and

28 (5) **pay** [PAYS] the appropriate fee.

29 \* **Sec. 8.** AS 08.13.100(a) is amended to read:

30 (a) The board shall authorize the issuance of a license for the practice of  
 31 barbering, hairdressing, or esthetics to each qualified applicant who has passed an

1 examination under AS 08.13.090. The board shall authorize the issuance of a  
 2 license to practice manicuring to each applicant who has satisfied the  
 3 requirements of AS 08.13.080(b). The board shall authorize the issuance of an  
 4 endorsement to a license to practice manicuring or hairdressing indicating that  
 5 the person is an advanced manicurist to each applicant who has satisfied the  
 6 requirements of AS 08.13.080(c). The board shall authorize the issuance of a license  
 7 for the practice of tattooing and permanent cosmetic coloring or for body piercing to  
 8 each applicant who has satisfied the requirements of AS 08.13.080(d).

9 \* **Sec. 9.** AS 08.36.110(1)(F) is amended to read:

10 (F) is not the subject of an adverse report from the National  
 11 Practitioner Data Bank or the American Association of Dental Examiners  
 12 Clearinghouse for **Board Actions** [DISCIPLINARY INFORMATION] that  
 13 relates to criminal or fraudulent activity, or dental malpractice;

14 \* **Sec. 10.** AS 08.36.234(a)(1)(J) is amended to read:

15 (J) is not the subject of an adverse report from the National  
 16 Practitioner Data Bank or the American Association of Dental Examiners  
 17 Clearinghouse for **Board Actions** [DISCIPLINARY INFORMATION] that  
 18 relates to criminal or fraudulent activity, negligent dental care, or malpractice;

19 \* **Sec. 11.** AS 09.65.170(c)(2) is amended to read:

20 (2) "regional development organization" **means a nonprofit**  
 21 **organization or nonprofit corporation formed to encourage economic**  
 22 **development within a particular region of the state that includes the entire area**  
 23 **of each municipality within that region and that has a board of directors that**  
 24 **represents the region's economic, political, and social interests** [HAS THE  
 25 MEANING GIVEN IN AS 44.33.895].

26 \* **Sec. 12.** AS 10.06.580(a) is amended to read:

27 (a) If the corporation fails to make the offer required by AS 10.06.578(a) or  
 28 the shareholder rejects the offer within the 30-day period specified in AS 10.06.578(f),

29 (1) the corporation shall, within 20 days after the expiration of the 30-  
 30 day period specified in AS 10.06.578(f), file a petition in the court of the judicial  
 31 district where the registered office of the corporation is located, requesting that the fair

1 value of the shares be determined; if, in the case of a merger or consolidation, the  
 2 surviving or new corporation is a foreign corporation without a registered office in the  
 3 state, the petition shall be filed in the judicial district where the registered office of the  
 4 domestic corporation was last located; or

5 (2) if the corporation fails to institute a proceeding as provided in this  
 6 section, a dissenting shareholder may institute a proceeding in the name of the  
 7 corporation; if a dissenting shareholder does not institute a proceeding within 30 days  
 8 after the expiration of the **20-day** [10-DAY] period granted the corporation under (1)  
 9 of this subsection, the dissenter loses the dissenter's rights unless the superior court,  
 10 for good cause shown, otherwise directs.

11 \* **Sec. 13.** AS 10.06.811(a) is amended to read:

12 (a) A biennial report of a domestic or foreign corporation shall be filed with  
 13 the department and is due before January 2 of the filing year. A domestic corporation  
 14 filing articles of incorporation and a foreign corporation receiving a certificate of  
 15 authority during an even-numbered year must file the biennial report each even-  
 16 numbered year. A **domestic** corporation filing **articles of incorporation and a**  
 17 **foreign corporation receiving a certificate of authority** [WITH THE  
 18 DEPARTMENT] during an odd-numbered year must file the biennial report each odd-  
 19 numbered year. The biennial report is delinquent if not filed before February 1 of  
 20 each odd or even year as provided in this section. Delinquent returns are subject to the  
 21 penalty in AS 10.06.815.

22 \* **Sec. 14.** AS 10.06.833 is amended to read:

23 **Sec. 10.06.833. Payments and filing for withdrawal of foreign**  
 24 **corporation.** A [REGISTERED] foreign corporation **that has been issued a**  
 25 **certificate of authority under AS 10.06.705** may withdraw from this state upon  
 26 payment of all biennial corporation taxes and penalties due at the time of desired  
 27 withdrawal and by filing with the department an application for a certificate of  
 28 withdrawal signed by its proper officers and under its corporate seal. The fee for  
 29 filing the application with the commissioner shall be established by the department by  
 30 regulation.

31 \* **Sec. 15.** AS 10.20.460(1) is amended to read:

1 (1) maintaining or defending any action or suit or [OF] an  
 2 administrative or arbitration proceeding, or effecting its settlement or the settlement of  
 3 claims or disputes;

4 \* **Sec. 16.** AS 10.25.220(b) is amended to read:

5 (b) The presiding officer executing the articles of amendment shall make and  
 6 annex to them an affidavit stating that the provisions of **AS 10.25.210 and** this section  
 7 regarding the amendment were complied with.

8 \* **Sec. 17.** AS 10.30.060 is amended to read:

9 **Sec. 10.30.060. Power to acquire and dispose of lands, and exemption**  
 10 **from execution, taxation, and public appropriation.** A cemetery association or  
 11 nonprofit cemetery corporation may buy or take by gift or devise, and hold, land not  
 12 exceeding 80 acres, for the sole purpose of a cemetery. The land is exempt from  
 13 execution, and from any appropriation to public purposes, and from taxation if  
 14 intended to be used exclusively for burial purposes and in no way for the profit of the  
 15 members or trustees of the association or the directors [TRUSTEES], officers, or  
 16 employees of the corporation.

17 \* **Sec. 18.** AS 10.40.110 is amended to read:

18 **Sec. 10.40.110. Succession to property upon death, resignation, or**  
 19 **removal of person incorporated as corporation sole.** In the event of the death or  
 20 resignation of the archbishop, bishop, president, trustee in trust, president of stake,  
 21 president of congregation, overseer, presiding elder, or member of the clergy, who has  
 22 formed a corporation under this chapter, or such a person's removal from office by the  
 23 person or body having removal authority, the successor in office as the corporation  
 24 sole is vested with the title of all property held by the successor's predecessor with the  
 25 same power and authority over the property, subject to all the legal liabilities and  
 26 obligations with reference to the property. The successor shall record in the office of  
 27 each recording district [PRECINCT] in which the corporation owns real property a  
 28 certificate of the successor's commission or certified copy of a letter of election or  
 29 appointment.

30 \* **Sec. 19.** AS 10.45.133 is amended to read:

31 **Sec. 10.45.133. Continuity of life.** Unless the articles of incorporation

1 expressly provide otherwise, a professional corporation shall continue as a separate  
 2 entity independent of its shareholders [,] for all purposes and for the period of time  
 3 provided in the articles [,] or until dissolved by a vote of two-thirds of the  
 4 **shareholders** [MEMBERS]. A professional corporation shall continue  
 5 notwithstanding the death, insanity, incompetency, conviction for felony, resignation,  
 6 withdrawal, transfer of ownership of shares, retirement, or expulsion of any one or  
 7 more of the shareholders, the transfer of shares to a new shareholder, or the happening  
 8 of any other event **that** [, WHICH] under the law of this state [,] and under like  
 9 circumstances [,] would work a dissolution of a partnership.

10 \* **Sec. 20.** AS 11.81.900(b)(58) is amended to read:

11 (58) "sexual penetration" [MEANS]

12 (A) **means** genital intercourse, cunnilingus, fellatio, anal  
 13 intercourse, or an intrusion, however slight, of an object or any part of a  
 14 person's body into the genital or anal opening of another person's body; **each**  
 15 **party to any of the acts described in this subparagraph is considered to be**  
 16 **engaged in sexual penetration;**

17 (B) [BUT "SEXUAL PENETRATION"] does not include acts

18 (i) performed for the purpose of administering a  
 19 recognized and lawful form of treatment that is reasonably adapted to  
 20 promoting the physical health of the person being treated; or

21 (ii) that are a necessary part of a search of a person  
 22 committed to the custody of the Department of Corrections or the  
 23 Department of Health and Social Services;

24 [(C) EACH PARTY TO ANY OF THE ACTS DEFINED AS  
 25 "SEXUAL PENETRATION" IS CONSIDERED TO BE ENGAGED IN  
 26 SEXUAL PENETRATION;]

27 \* **Sec. 21.** AS 13.16.580 is amended to read:

28 **Sec. 13.16.580. Purchasers from distributees protected.** If property  
 29 distributed in kind or a security interest in it is acquired for value by a purchaser from  
 30 or lender to a distributee who has received an instrument or deed of distribution from  
 31 the personal representative, the purchaser or lender takes title free of rights of any

1 interested person in the estate and incurs no personal liability to the estate, or to any  
 2 interested person, whether or not the distribution was proper or supported by court  
 3 order and whether or not the authority of the personal representative was terminated  
 4 before execution of the instrument or deed. This section protects a purchaser from or  
 5 lender to a distributee who, as personal representative, executed the deed of  
 6 distribution, as well as a purchaser from or lender to any other distributee or transferee  
 7 of a distributee. To be protected under this provision, a purchaser or lender need not  
 8 inquire whether a personal representative acted properly in making the distribution in  
 9 kind, even if the personal representative and the distributee are the same person, or  
 10 whether the authority of the personal representative had terminated before the  
 11 distribution. Any instrument described in this section **that** [WHICH] is recorded  
 12 under AS 40.17 or filed under **former** AS 45.09 **or under AS 45.29** and **that**  
 13 [WHICH] bears a notation of that recordation or filing is prima facie evidence that the  
 14 transfer described in it was made for value.

15 \* **Sec. 22.** AS 14.03.075(g)(1), enacted by sec. 3, ch. 94, SLA 2001, is amended to read:

16 (1) "child with a disability" has the meaning given ["CHILDREN  
 17 WITH DISABILITIES"] in AS 14.30.350;

18 \* **Sec. 23.** AS 14.11.008(a) is amended to read:

19 (a) In order to receive a grant under this chapter or an appropriation under  
 20 AS 37.05.560, a district must

21 (1) be

22 (A) a **regional** [RURAL] educational attendance area;

23 (B) a municipal school district and, as of June 30 of the  
 24 previous fiscal year, have a population of less than 1,000; or

25 (C) a municipal school district that operates schools on a  
 26 military reservation; and

27 (2) provide a percentage share of the project cost, as determined under  
 28 (b) or (c) of this section. A district shall provide the required participating share  
 29 within three years after the date that the appropriation bill funding the grant is passed  
 30 by the legislature.

31 \* **Sec. 24.** AS 14.11.100(n) is amended to read:

1 (n) The total amount of school construction projects approved for  
2 reimbursement by the department under (a)(8) or (9) of this section

3 (1) may not exceed \$357,143,000; and

4 (2) after June 30, 1995, and until July 1, 2006, shall be allocated as  
5 follows:

6 (A) \$154,286,000 shall be allocated to projects in a  
7 municipality with a public school enrollment of 25,000 or more students in  
8 fiscal year 1998, as determined under **former** AS 14.17.160;

9 (B) \$57,143,000 shall be allocated to projects in a municipality  
10 with a public school enrollment of at least 15,000 but less than 25,000 students  
11 in fiscal year 1998, as determined under **former** AS 14.17.160;

12 (C) \$145,714,000 shall be allocated to projects in a  
13 municipality with a public school enrollment of less than 15,000 students in  
14 fiscal year 1998, as determined under **former** AS 14.17.160; allocations under  
15 this subparagraph

16 (i) shall first be made to projects described under (a)(8)  
17 of this section and then made to projects described under (a)(9) of this  
18 section; and

19 (ii) may not exceed \$16,000,000 to projects in a  
20 municipality with a public school enrollment of less than 4,000  
21 students in fiscal year 1998, as determined under **former**  
22 AS 14.17.160.

23 \* **Sec. 25.** AS 16.10.320(d) is amended to read:

24 (d) The total of balances outstanding on loans made to a borrower under  
25 AS 16.10.310(a)(1)(A) may not exceed \$300,000. The total of balances outstanding on  
26 loans made to a borrower under AS 16.10.310(a)(1)(B) may not exceed \$100,000. The  
27 total balances outstanding on loans made to a borrower under AS 16.10.310(a)(1)(C)  
28 may not exceed \$300,000. **Excluding loans made under AS 16.10.310(a)(1)(C), the**  
29 **[THE]** total of balances outstanding on all loans, including debt refinancing under  
30 AS 16.10.310(a), made to a borrower under AS 16.10.300 - 16.10.370 may not exceed  
31 \$300,000.

1 \* **Sec. 26.** AS 16.20.565 is amended to read:

2 **Sec. 16.20.565. Egegik Critical Habitat Area established.** The following  
3 described area is established as the Egegik Critical Habitat Area:

4 (1) Township 24 South, Range 51 West, Seward Meridian  
5 [(PROTRACTED)]

6 Sections 1 - 2

7 Section 11 S 1/2

8 Section 12 N 1/2;

9 (2) Township 23 South, Range 51 West, Seward Meridian  
10 [(PROTRACTED)]

11 Section 13

12 Sections 24 - 25

13 Sections 35 - 36;

14 (3) Township 23 South, Range 50 West, Seward Meridian  
15 [(PROTRACTED)]

16 Section 7

17 Sections 18 - 19

18 Section 30

19 Section 31 (not tide or submerged land).

20 \* **Sec. 27.** AS 18.07.111(3) is amended to read:

21 (3) "commencement of activities" means the visible commencement of  
22 actual operations on the ground for the construction of a building, the alteration of the  
23 bed capacity of a health care facility, or the provision for a [OR DELETION OF AN  
24 EXISTING] category of health services to consumers, which operations are readily  
25 recognizable as such, and which operations are done with intent to continue the work  
26 until such activities are completed;

27 \* **Sec. 28.** AS 18.56.590 is amended to read:

28 **Sec. 18.56.590. Annual report.** To further ensure effective budgetary  
29 decision making by the legislature, the corporation shall prepare a complete  
30 accounting of the housing assistance loan [REVOLVING] fund and notify the  
31 legislature each year by January 10 that the accounting is available. The accounting

1 must consist of an audit by an independent outside auditor for that year. The  
 2 accounting must include a full description of all mortgage loan interest and principal  
 3 repayments and program receipts for purposes of programs under AS 18.56.400 -  
 4 18.56.600, including mortgage loan commitment fees, received by or accrued to the  
 5 corporation during the preceding fiscal year, and all income earned on assets held by  
 6 the corporation for purposes of programs under AS 18.56.400 - 18.56.600 during that  
 7 period.

8 \* **Sec. 29.** AS 18.60.097(a) is amended to read:

9 (a) A person affected by an order of the OSHA Review Board under  
 10 AS 18.60.093(c) or (e) or of the commissioner under AS 18.60.096 may obtain a  
 11 review of the order by filing a notice of appeal in the superior court as provided in  
 12 [RULE 45 OF] the Alaska Rules of Appellate Procedure.

13 \* **Sec. 30.** AS 18.60.097(b) is amended to read:

14 (b) The department may obtain review of an order of the OSHA Review  
 15 Board under AS 18.60.093(c) or (e) by filing a notice of appeal in the superior court as  
 16 provided in [RULE 45 OF] the Alaska Rules of Appellate Procedure.

17 \* **Sec. 31.** AS 18.70.160 is amended to read:

18 **Sec. 18.70.160. Agreement not to affect insurance rates or liability.** An  
 19 agreement made under AS 18.70.150 and this section shall be carried out in a manner  
 20 that does not raise insurance rates. An agreement may not reduce the liability of an  
 21 insurance company in case of loss during the absence of **fire services personnel**  
 22 [MEN] and equipment.

23 \* **Sec. 32.** AS 26.23.070(c) is amended to read:

24 (c) If a jurisdiction with which the governor proposes to cooperate under (b)  
 25 of this section has not enacted the **Emergency Management Assistance Compact**  
 26 [INTERSTATE CIVIL DEFENSE AND DISASTER COMPACT], the governor may  
 27 negotiate a special agreement with that jurisdiction.

28 \* **Sec. 33.** AS 28.05.095(b) is amended to read:

29 (b) Except as provided in (c) of this section, a driver may not transport a child  
 30 under the age of 16 in a motor vehicle unless the driver has provided **the required**  
 31 **safety device** and properly secured each child as described in this subsection. If the

1 child is less than four years of age, the child shall be properly secured in a child safety  
 2 device meeting the standards of the United States Department of Transportation for a  
 3 child safety device for infants. If the child is four but not yet 16 years of age, the child  
 4 shall be properly secured in a child safety device approved for a child of that age and  
 5 size by the United States Department of Transportation or in a safety belt, whichever  
 6 is appropriate for the particular child.

7 \* **Sec. 34.** AS 28.15.231(b) is amended to read:

8 (b) **Points** [EXCEPT AS OTHERWISE PROVIDED IN AS 28.35.235(b),  
 9 POINTS] may not be assessed for violating a provision of a state law or regulation or  
 10 a municipal ordinance regulating standing, parking, equipment, size, or weight; nor  
 11 may points be assessed for violations by pedestrians, passengers, or bicycle riders, or  
 12 for violations of provisions relating to the preservation of the condition of traffic-  
 13 control devices on the highways. Points shall be assessed for violations of oversize or  
 14 overweight permits relating only to restrictions upon speed or hours of operation.

15 \* **Sec. 35.** AS 28.20.400(a) is amended to read:

16 (a) A person in whose name more than 25 vehicles are registered in this state  
 17 may qualify as a self-insurer by obtaining a certificate of self-insurance issued by the  
 18 department as provided in (b) of this section. A person in whose name **25 or fewer**  
 19 [FEWER THAN 25] vehicles are registered qualifies as a self-insurer and shall be  
 20 issued a certificate of self-insurance [,] if the person provides proof satisfactory to the  
 21 department that the person has and will continue to have the ability to pay a judgment  
 22 for property damage, bodily injury, or both, in the amount of at least \$125,000.

23 \* **Sec. 36.** AS 34.45.290(d) is amended to read:

24 (d) If [, AFTER SEPTEMBER 7, 1986,] a holder fails to maintain the records  
 25 required by AS 34.45.300 and the records of the holder available for the periods  
 26 subject to AS 34.45.110 - AS 34.45.780 are insufficient to permit the preparation of a  
 27 report, the department may require the holder to report and pay the amount that is  
 28 reasonably estimated from the available records.

29 \* **Sec. 37.** AS 35.10.010 is amended to read:

30 **Sec. 35.10.010. Standard plans and specifications and limitation on cost.**

31 The department shall prepare and adopt plans and specifications and determine

1 standards for the construction of each public work. Each public work shall be limited  
 2 in cost to the amount of the appropriation made for that purpose. The plans and  
 3 specifications may be amended from time to time as the department considers  
 4 advisable. This section does not apply to the construction of school buildings [IN  
 5 INCORPORATED CITIES, UNLESS THE CONSTRUCTION IS DONE IN  
 6 WHOLE OR IN PART WITH STATE FUNDS, OR TO THE CONSTRUCTION OF  
 7 SCHOOL BUILDINGS WHEN THE CONSTRUCTION AMOUNTS TO LESS  
 8 THAN \$2,000].

9 \* **Sec. 38.** AS 35.10.180(a) is amended to read:

10 (a) The department shall develop and keep current by periodic revision  
 11 physical facility procurement and planning policies for [RURAL SCHOOLS,] public  
 12 buildings [,] and other state facilities [,] and shall develop regulations and guidelines  
 13 for the implementation of these policies.

14 \* **Sec. 39.** AS 35.15.080(d) is amended to read:

15 (d) Provisions of this title governing planning, design, and construction of  
 16 public works by the department, and regulations adopted under the provisions, govern  
 17 the administration of projects assumed by a municipality [OR REGIONAL  
 18 EDUCATIONAL ATTENDANCE AREA] under this section. For that purpose the  
 19 provisions supersede any conflicting provisions of ordinance or charter of a  
 20 municipality.

21 \* **Sec. 40.** AS 35.15.080(f) is amended to read:

22 (f) To carry out the purpose of this section, the commissioner of transportation  
 23 and public facilities shall adopt regulations relating to the application for and the  
 24 making and the conditions of agreements and the local assumption of responsibilities  
 25 for the planning, design, and construction of public works under this section. The  
 26 commissioner [SHALL INCLUDE IN GRANT CONTRACTS TERMS AND  
 27 CONDITIONS REQUIRING A REGIONAL SCHOOL BOARD AND ITS  
 28 CONTRACTORS TO ADHERE TO THE PROVISIONS OF AS 36.05.010 WITH  
 29 RESPECT TO THE PAYMENT OF WAGE RATES ON CONSTRUCTION  
 30 PROJECTS AND] may require different terms in agreements for different projects to  
 31 meet local conditions and unique requirements and to assure compliance with the

1 public facilities procurement policies developed by the department under  
 2 AS 35.10.160 - 35.10.200. If necessary, the commissioner may require as a condition  
 3 of an agreement approval of the agreement by the federal government.  
 4 [REGULATIONS ADOPTED, AMENDED, OR REPEALED BY THE  
 5 DEPARTMENT UNDER THIS SECTION THAT RELATE TO EDUCATIONAL  
 6 FACILITIES SHALL BE DEVELOPED IN CONJUNCTION WITH THE ALASKA  
 7 ASSOCIATION OF SCHOOL BOARDS AND THE ALASKA ASSOCIATION OF  
 8 SCHOOL ADMINISTRATORS AND REVIEWED BY THOSE ASSOCIATIONS  
 9 BEFORE FINAL ACTION ON THE REGULATIONS IS TAKEN BY THE  
 10 DEPARTMENT.]

11 \* **Sec. 41.** AS 35.15.100 is amended to read:

12 **Sec. 35.15.100. Responsibility of department.** When a municipality [OR  
 13 REGIONAL EDUCATIONAL ATTENDANCE AREA] has assumed responsibility  
 14 for a public works project under AS 35.15.080 - 35.15.120, the department is relieved  
 15 of responsibility to the extent it is assumed by the municipality [OR REGIONAL  
 16 EDUCATIONAL ATTENDANCE AREA]. The department may provide technical  
 17 assistance on the responsibility assumed if requested to do so by the municipality [OR  
 18 AREA] and shall be reasonably compensated for that assistance from the account  
 19 established under AS 35.15.090.

20 \* **Sec. 42.** AS 35.15.110(a) is amended to read:

21 (a) Before advertisement for bids or construction contract negotiations, the  
 22 department shall approve both the project site and the land interest in the site [,  
 23 EXCEPT THAT, IF THE PROJECT INVOLVES CONSTRUCTION OF AN  
 24 EDUCATIONAL FACILITY, TITLE OR SUFFICIENT INTEREST DETERMINED  
 25 ACCEPTABLE BY THE DEPARTMENT TO AN APPROVED SITE FOR A  
 26 SCHOOL BUILDING SHALL BE VESTED IN THE MUNICIPALITY, THE  
 27 REGIONAL EDUCATIONAL ATTENDANCE AREA, OR THE STATE BEFORE  
 28 ADVERTISEMENT FOR BIDS OR INITIATION OF CONSTRUCTION  
 29 CONTRACT NEGOTIATIONS].

30 \* **Sec. 43.** AS 35.15.120(2) is amended to read:

31 (2) "governing body" means a municipality's [IN THE CASE OF A

1 MUNICIPALITY, ITS] assembly or council [, AND, IN THE CASE OF A  
2 REGIONAL EDUCATIONAL ATTENDANCE AREA, ITS REGIONAL SCHOOL  
3 BOARD].

4 \* **Sec. 44.** AS 36.30.850(b)(30) is amended to read:

5 (30) contracts entered into with a regional development organization;  
6 in this paragraph, "regional development organization" **means a nonprofit**  
7 **organization or nonprofit corporation formed to encourage economic**  
8 **development within a particular region of the state that includes the entire area**  
9 **of each municipality within that region and that has a board of directors that**  
10 **represents the region's economic, political, and social interests** [HAS THE  
11 MEANING GIVEN IN AS 44.33.895];

12 \* **Sec. 45.** AS 41.41.070(d) is amended to read:

13 (d) In addition to its employees, the authority may contract for and engage the  
14 services of bond counsel, consultants, experts, and financial advisors the **authority**  
15 [CORPORATION] considers necessary for the purpose of developing information,  
16 furnishing advice, or conducting studies, investigations, hearings, or other  
17 proceedings.

18 \* **Sec. 46.** AS 41.41.090(b) is amended to read:

19 (b) If a member of the board or an employee of the authority acquires, owns,  
20 or controls an interest, direct **or** [OF] indirect, in an entity or project in which assets of  
21 the authority are invested, the member shall immediately disclose the interest to the  
22 board. The disclosure is a matter of public record and shall be included in the minutes  
23 of the first board meeting following the disclosure.

24 \* **Sec. 47.** AS 41.41.310 is amended to read:

25 **Sec. 41.41.310. Covenants.** In a resolution of the authority authorizing or  
26 relating to the issuance of bonds or bond anticipation notes, the authority has power by  
27 provisions in the resolution that will constitute covenants of the authority and  
28 contracts with the holders of the bonds or bond anticipation notes to

29 (1) pledge to a payment or purpose all or a part of its revenues to  
30 which its right then exists or may thereafter come into existence, and the money  
31 derived from the revenues, and the proceeds of bonds or notes;

1 (2) covenant as to the use and disposition of payments of principal or  
2 interest received by the authority on loans or other investments held by the authority;

3 (3) covenant as to establishment of reserves or sinking funds and the  
4 making of provision for and the regulation and disposition of the reserves or sinking  
5 funds;

6 (4) covenant with respect to or against limitations on a right to sell or  
7 otherwise dispose of property of any kind;

8 (5) covenant as to bonds and notes to be issued, and their limitations,  
9 terms, and conditions, and as to the custody, application, and disposition of the  
10 proceeds of the bonds and notes;

11 (6) covenant as to the issuance of additional bonds or notes, or as to  
12 limitations on the issuance of additional bonds or notes and the incurring of other  
13 debts;

14 (7) covenant as to the payment of the principal of or interest on the  
15 bonds or notes, as to the sources and methods of the payment, as to the rank or priority  
16 of the bonds or notes with respect to a lien or security, or as to the acceleration of the  
17 maturity of the bonds or notes;

18 (8) **provide** for the replacement of lost, stolen, destroyed, or mutilated  
19 bonds or notes;

20 (9) covenant as to the redemption of bonds or notes and privileges of  
21 their exchange for other bonds or notes of the authority;

22 (10) covenant to create or authorize the creation of special funds of  
23 money to be held in pledge or otherwise for operating expenses, payment or  
24 redemption of bonds or notes, reserves, or other purposes;

25 (11) establish the procedure, if any, by which the terms of a contract or  
26 covenant with or for the benefit of the holders of bonds or notes may be amended or  
27 abrogated, the amount of bonds or notes the holders of which must consent to  
28 amendment or abrogation, and the manner in which the consent may be given;

29 (12) covenant as to the custody of property or investments, their  
30 safekeeping and insurance, and the use and disposition of insurance money;

31 (13) agree with a corporate trustee that may be a trust company or

1 bank having the powers of a trust company within or outside the state as to the  
 2 pledging or assigning of revenue or funds to which or in which the authority has rights  
 3 or an interest; the agreement may further provide for other rights and remedies  
 4 exercisable by the trustee as may be proper for the protection of the holders of a bond  
 5 or note of the authority and not otherwise in violation of law and may provide for the  
 6 restriction of the rights of an individual holder of bonds or notes of the authority;

7 (14) appoint and provide for the duties and obligations of a paying  
 8 agent or paying agents or other fiduciaries as the resolution may provide within or  
 9 outside the state;

10 (15) limit the rights of the holders of a bond or note to enforce a pledge  
 11 or covenant securing the bonds or notes;

12 (16) make covenants other than and in addition to the covenants  
 13 expressly authorized in this section of like or different character, and to make  
 14 covenants to do or refrain from doing acts and things as may be necessary or  
 15 convenient and desirable in order to better secure bonds or notes or that, in the  
 16 absolute discretion of the authority, will tend to make bonds or notes more marketable,  
 17 notwithstanding that the covenants, acts, or things may not be enumerated in this  
 18 section.

19 \* **Sec. 48.** AS 41.41.340(a) is amended to read:

20 **Sec. 41.41.340. Validity of pledge.** (a) The pledge of assets or revenue of the  
 21 authority to the payment of the principal of or interest on an obligation of the authority  
 22 is valid and binding from the time the pledge is made, and the assets or revenue  
 23 become immediately subject to the lien of the pledge without physical delivery or  
 24 further act. The lien of a pledge is valid and binding against all parties having claims  
 25 in tort, contract, or otherwise against the authority, irrespective of whether those  
 26 parties have notice of the lien of the pledge.

27 \* **Sec. 49.** AS 41.41.390(b) is amended to read:

28 (b) Refunding bonds may be sold or exchanged for outstanding bonds issued  
 29 under this chapter, and, if sold, the proceeds may be applied, subject to appropriation  
 30 and in addition to another authorized purpose, to the purchase, redemption, or payment  
 31 of the outstanding obligations. Pending the application of the proceeds of refunding

1 bonds, with any other available funds, to the payment of the principal of, accrued  
 2 interest on, and redemption premium on the obligations being refunded, and, if so  
 3 provided or permitted in the resolution authorizing the issuance of the refunding bonds  
 4 or in the trust agreement securing them, to the payment of any interest on the  
 5 refunding bonds and expenses in connection with the refunding, the proceeds may be  
 6 invested in direct obligations of, or obligations the principal of and the interest on  
 7 which are unconditionally guaranteed by, the United States that mature or that will be  
 8 subject to redemption, at the option of the holders of them, not later than the respective  
 9 dates when the proceeds, together with the interest accruing on them, will be required  
 10 for the purposes intended.

11 \* **Sec. 50.** AS 43.70.110(4) is amended to read:

12 (4) "person" includes an individual, firm, partnership, joint venture  
 13 [ADVENTURE], association, corporation, estate trust, business trust, receiver, or any  
 14 group or combination acting as a unit.

15 \* **Sec. 51.** AS 44.23.020(b)(9) is amended to read:

16 (9) prepare, publish, and revise as it becomes useful or necessary to do  
 17 so an information pamphlet on landlord and tenant rights and the means of making  
 18 complaints to appropriate public agencies concerning landlord and tenant rights; the  
 19 contents of the pamphlet and any revision shall be approved by the Department of  
 20 Law [, DIVISION OF CONSUMER PROTECTION,] before publication.

21 \* **Sec. 52.** AS 44.31.020 is amended to read:

22 **Sec. 44.31.020. Duties of department.** The Department of Labor and  
 23 Workforce Development shall

24 (1) enforce the laws, and adopt regulations under them concerning  
 25 employer-employee relationships, including the safety, hours of work, wages, and  
 26 conditions of workers, including children;

27 (2) accumulate, analyze, and report labor statistics;

28 (3) operate systems of workers' compensation and unemployment  
 29 insurance;

30 (4) gather data reflecting the cost of living in the various election  
 31 districts of the state upon request of the director of personnel under AS 39.27.030; in

1 this paragraph, "election district" has the meaning given in AS 39.27.020(b);

2 (5) operate the federally funded employment and training programs  
3 under 29 U.S.C. 2801 - 2945 (Workforce Investment Act of 1998); and

4 (6) administer the state's program of adult basic education **and adopt**  
5 **regulations to administer the program.**

6 \* **Sec. 53.** AS 45.01.206(b) is amended to read:

7 (b) Subsection (a) of this section does not apply to contracts for the sale of  
8 goods (AS 45.02.201) or securities (AS 45.08.113), or to security agreements  
9 **(AS 45.29.203)** [(AS 45.09.203)].

10 \* **Sec. 54.** AS 45.45.210 is amended to read:

11 **Sec. 45.45.210. Disclosure of regulation.** The following statement shall be  
12 conspicuously printed, either on the invoice or on another form given to every  
13 customer for whom the shop performs repairs:

14 "Motor vehicle repair trade practices are regulated by Alaska Statutes  
15 45.45.130 - 45.45.240, administered by the [CONSUMER  
16 PROTECTION SECTION,] Alaska Department of Law."

17 \* **Sec. 55.** AS 45.50.475(d) is amended to read:

18 (d) A person who employs individuals to engage in telephone solicitations is  
19 not liable for the violation of **this section** [AS 45.50.475] if an employee solicits a  
20 residential telephone customer who is identified in the telephone directory as not  
21 wishing to receive telephone solicitations if the person established that

22 (1) the person has adopted and implemented written procedures to  
23 comply with (a) of this section including corrective actions where appropriate;

24 (2) the person has trained its personnel in the procedures established  
25 under (1) of this subsection;

26 (3) the call that violated **this section** [AS 45.50.475] was made  
27 contrary to the procedures and policies established by the person; and

28 (4) calls on behalf of the person that result in violations of **this section**  
29 [AS 45.50.475] are infrequent.

30 \* **Sec. 56.** AS 45.50.475(e) is amended to read:

31 (e) An individual who solicits a residential telephone customer who is

1 identified in the telephone directory as not wishing to receive telephone solicitations is  
 2 not liable for the violation of **this section** [AS 45.50.475] if the individual establishes  
 3 that the individual did not intend to make a call in violation of **this section**  
 4 [AS 45.50.475] and did not recklessly disregard information or policies and  
 5 procedures that would have avoided the improper call.

6 \* **Sec. 57.** AS 45.50.561 is amended by adding a new subsection to read:

7 (b) AS 45.50.471 - 45.50.561 may be cited as the Alaska Unfair Trade  
 8 Practices and Consumer Protection Act.

9 \* **Sec. 58.** AS 45.50 is amended by adding a new section to article 4 to read:

10 **Sec. 45.50.598. Short title.** AS 45.50.562 - 45.50.598 may be cited as the  
 11 Alaska Restraint of Trade Act.

12 \* **Sec. 59.** AS 47.05.012(9) is amended to read:

13 (9) the compendium of animal rabies **prevention and** control, **2002**,  
 14 published by the United States Centers for Disease Control and Prevention;

15 \* **Sec. 60.** AS 47.07.020(b) is amended to read:

16 (b) In addition to the persons specified in (a) of this section, the following  
 17 optional groups of persons for whom the state may claim federal financial  
 18 participation are eligible for medical assistance:

19 (1) persons eligible for but not receiving assistance under any plan of  
 20 the state approved under 42 U.S.C. 1381 - 1383c (Title XVI, Social Security Act,  
 21 Supplemental Security Income) or **the** [A] federal **Temporary Assistance for Needy**  
 22 **Families** program [DESIGNATED AS THE SUCCESSOR TO THE AID TO  
 23 FAMILIES WITH DEPENDENT CHILDREN PROGRAM];

24 (2) persons in a general hospital, skilled nursing facility, or  
 25 intermediate care facility, who, if they left the facility, would be eligible for assistance  
 26 under one of the federal programs specified in (1) of this subsection;

27 (3) persons under age 21 who are under supervision of the department,  
 28 for whom maintenance is being paid in whole or in part from public funds, and who  
 29 are in foster homes or private child-care institutions;

30 (4) aged, blind, or disabled persons, who, because they do not meet  
 31 income and resources requirements, do not receive supplemental security income

1 under 42 U.S.C. 1381 - 1383c (Title XVI, Social Security Act), and who do not  
 2 receive a mandatory state supplement, but who are eligible, or would be eligible if  
 3 they were not in a skilled nursing facility or intermediate care facility, to receive an  
 4 optional state supplementary payment;

5 (5) persons under age 21 who are in an institution designated as an  
 6 intermediate care facility for the mentally retarded and who are financially eligible as  
 7 determined by the standards of the federal **Temporary Assistance for Needy**  
 8 **Families** program [DESIGNATED AS THE SUCCESSOR TO THE AID TO  
 9 FAMILIES WITH DEPENDENT CHILDREN PROGRAM];

10 (6) persons in a medical or intermediate care facility whose income  
 11 while in the facility does not exceed 300 percent of the supplemental security income  
 12 benefit rate under 42 U.S.C. 1381 - 1383c (Title XVI, Social Security Act) but who  
 13 would not be eligible for an optional state supplementary payment if they left the  
 14 hospital or other facility;

15 (7) persons under age 21 who are receiving active treatment in a  
 16 psychiatric hospital and who are financially eligible as determined by the standards of  
 17 the federal **Temporary Assistance for Needy Families** program [DESIGNATED AS  
 18 THE SUCCESSOR TO THE AID TO FAMILIES WITH DEPENDENT CHILDREN  
 19 PROGRAM];

20 (8) persons under age 21 and not covered under (a) of this section, who  
 21 would be eligible for benefits under the federal **Temporary Assistance for Needy**  
 22 **Families** program [DESIGNATED AS THE SUCCESSOR TO THE AID TO  
 23 FAMILIES WITH DEPENDENT CHILDREN PROGRAM], except that they have  
 24 the care and support of both their natural and adoptive parents;

25 (9) pregnant women not covered under (a) of this section and who  
 26 meet the income and resource requirements of the federal **Temporary Assistance for**  
 27 **Needy Families** program [DESIGNATED AS THE SUCCESSOR TO THE AID TO  
 28 FAMILIES WITH DEPENDENT CHILDREN PROGRAM];

29 (10) persons under age 21 not covered under (a) of this section who the  
 30 department has determined cannot be placed for adoption without medical assistance  
 31 because of a special need for medical or rehabilitative care and who the department

1 has determined are hard-to-place children eligible for subsidy under AS 25.23.190 -  
2 25.23.220;

3 (11) persons who can be considered under 42 U.S.C. 1396a(e)(3) (Title  
4 XIX, Social Security Act, Medical Assistance) to be individuals with respect to whom  
5 a supplemental security income is being paid under 42 U.S.C. 1381 - 1383c (Title  
6 XVI, Social Security Act) because they meet all of the following criteria:

7 (A) they are 18 years of age or younger and qualify as disabled  
8 individuals under 42 U.S.C. 1382c(a) (Title XVI, Social Security Act);

9 (B) the department has determined that

10 (i) they require a level of care provided in a hospital,  
11 nursing facility, or intermediate care facility for the mentally retarded;

12 (ii) it is appropriate to provide their care outside of an  
13 institution; and

14 (iii) the estimated amount that would be spent for  
15 medical assistance for their individual care outside an institution is not  
16 greater than the estimated amount that would otherwise be expended  
17 individually for medical assistance within an appropriate institution;

18 (C) if they were in a medical institution, they would be eligible  
19 for medical assistance under other provisions of this chapter; and

20 (D) home and community-based services under a waiver  
21 approved by the federal government are either not available to them under this  
22 chapter or would be inappropriate for them;

23 (12) disabled persons, as described in 42 U.S.C.  
24 1396a(a)(10)(A)(ii)(XIII), who are in families whose income, as determined under  
25 applicable federal regulations or guidelines, is less than 250 percent of the official  
26 poverty line applicable to a family of that size according to the federal Office of  
27 Management and Budget, and who, but for earnings in excess of the limit established  
28 under 42 U.S.C. 1396d(q)(2)(B), would be considered to be individuals with respect to  
29 whom a supplemental security income is being paid under 42 U.S.C. 1381 - 1383c; a  
30 person eligible for assistance under this paragraph who is not eligible under another  
31 provision of this section shall pay a premium or other cost-sharing charges according

1 to a sliding fee scale that is based on income as established by the department in  
2 regulations;

3 (13) persons under age 19 who are not covered under (a) of this section  
4 and whose household income does not exceed 200 percent of the federal poverty  
5 guideline as defined by the federal office of management and budget and revised  
6 under 42 U.S.C. 9902(2);

7 (14) pregnant women who are not covered under (a) of this section and  
8 whose household income does not exceed 200 percent of the federal poverty line as  
9 defined by the federal office of management and budget and revised under 42 U.S.C.  
10 9902(2).

11 \* **Sec. 61.** AS 47.07.035(26) is amended to read:

12 (26) individuals under age 21 who are not eligible for benefits under  
13 the federal **Temporary Assistance for Needy Families** program [DESIGNATED AS  
14 THE SUCCESSOR TO THE AID TO FAMILIES WITH DEPENDENT CHILDREN  
15 PROGRAM] because they are not deprived of one or more of their natural or adoptive  
16 parents;

17 \* **Sec. 62.** AS 47.10.093(b)(1) is amended to read:

18 (1) a guardian ad litem appointed by the court [OR TO A CITIZEN  
19 REVIEW BOARD OR LOCAL REVIEW PANEL FOR PERMANENCY  
20 PLANNING AUTHORIZED BY AS 47.14.200 OR 47.14.220];

21 \* **Sec. 63.** AS 47.12.315(d) is amended to read:

22 (d) When required by this section to disclose information,

23 (1) the department or other agency may not disclose the name of an  
24 out-of-home care provider [, AS THAT TERM IS DEFINED IN AS 47.14.299,] with  
25 whom the minor was living at the time the minor was alleged to have committed the  
26 offense if the minor had been placed in out-of-home care with that provider on other  
27 than a permanent or long-term basis; **in this paragraph, "out-of-home care  
28 provider" means an agency or person, other than the child's legal parents, with  
29 whom a child who is in the custody of the state under AS 47.10.080(c)(1) or (3),  
30 47.10.142, or AS 47.14.100(c) is currently placed; "agency or person" includes a  
31 foster parent, a relative other than a parent, a person who has petitioned for**

1        **adoption of the child, and a residential child care facility;**

2                    (2) if the department or other agency maintains the information to be  
3 disclosed by electronic means that can be recovered from a computer data base, the  
4 department or agency may disclose the information in that medium.

5        \* **Sec. 64.** AS 47.14.100(i) is amended to read:

6                    (i) A child may not be placed with an out-of-home care provider [, AS  
7 DEFINED IN AS 47.14.299,] if the department determines that the child can remain  
8 safely at home with one parent or guardian. **In this subsection, "out-of-home care  
9 provider" means an agency or person, other than the child's legal parents, with  
10 whom a child who is in the custody of the state under AS 47.10.080(c)(1) or (3),  
11 47.10.142, or AS 47.14.100(c) is currently placed; "agency or person" includes a  
12 foster parent, a relative other than a parent, a person who has petitioned for  
13 adoption of the child, and a residential child care facility;**

14        \* **Sec. 65.** AS 47.27.005(4) is amended to read:

15                    (4) adopt methods of program administration to ensure consistency  
16 with the federal requirements under **the** [A SUCCESSOR] federal **Temporary  
17 Assistance for Needy Families** program [THAT REPLACES THE AID TO  
18 FAMILIES WITH DEPENDENT CHILDREN PROGRAM];

19        \* **Sec. 66.** AS 47.27.015(b) is amended to read:

20                    (b) A family is not eligible for cash assistance or self-sufficiency services  
21 under this chapter for a period of 120 months beginning on the date the adult applicant  
22 for the family is convicted of having fraudulently misrepresented the applicant's  
23 residence in order to receive cash assistance or self-sufficiency services in more than  
24 one state under a program financed with federal money under **the** [ANY  
25 SUCCESSOR] federal **Temporary Assistance for Needy Families** program [THAT  
26 REPLACES THE AID TO FAMILIES WITH DEPENDENT CHILDREN  
27 PROGRAM].

28        \* **Sec. 67.** AS 47.27.020(b) is amended to read:

29                    (b) On the application, each applicant shall attest to whether the family, at any  
30 time, has received cash assistance or self-sufficiency services from another state  
31 program that was established with federal money under **the** [ANY SUCCESSOR]

1 federal **Temporary Assistance for Needy Families** program [THAT REPLACES  
2 THE AID TO FAMILIES WITH DEPENDENT CHILDREN PROGRAM] and  
3 whether the family has ever been disqualified from receiving cash assistance or self-  
4 sufficiency services under **the** [A SUCCESSOR] federal **Temporary Assistance for**  
5 **Needy Families** program [THAT REPLACES AID TO FAMILIES WITH  
6 DEPENDENT CHILDREN] for the period for which the application has been  
7 submitted.

8 \* **Sec. 68.** AS 11.46.480(b)(5); AS 44.66.010(a)(17); AS 47.10.080(m), 47.10.080(n),  
9 47.10.142(g); AS 47.12.120(h); AS 47.14.200, 47.14.210, 47.14.220, 47.14.230, 47.14.240,  
10 47.14.250, 47.14.260, 47.14.270, 47.14.280, and 47.14.299 are repealed.

11 \* **Sec. 69.** Sections 11 and 44 of this Act take effect on the date AS 44.33.895 is repealed  
12 under sec. 2, ch. 43, SLA 2000, as sec. 2, ch. 43, SLA 2000, may be amended from time to  
13 time.

14 \* **Sec. 70.** Section 22 of this Act takes effect on the effective date set out in sec. 3, ch. 58,  
15 SLA 1997, as amended by sec. 7, ch. 94, SLA 2001, 9 and as it may be amended from time to  
16 time.

17 \* **Sec. 71.** Section 54 of this Act takes effect January 1, 2004.

18 \* **Sec. 72.** Except as provided in secs. 69 - 71 of this Act, this Act takes effect immediately  
19 under AS 01.10.070(c).