

HOUSE BILL NO. 410

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE LEGISLATIVE COUNCIL

Introduced: 1/30/06

Referred: 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 04.11.499(2) is amended to read:

5 (2) "send" means to cause to be taken or distributed or to attempt or
6 solicit to cause to be taken or distributed, and includes use of the United States **Postal**
7 **Service** [POST OFFICE];

8 * **Sec. 2.** AS 09.45.825 is amended to read:

9 **Sec. 09.45.825. Procedure applicable.** Except as otherwise provided in
10 AS 09.45.800 - 09.45.880, the **Alaska Rules of Civil Procedure** [COURT RULES
11 OF CIVIL PROCEDURE] shall apply to actions authorized by AS 09.45.800 -
12 09.45.880.

13 * **Sec. 3.** AS 09.45.830 is amended to read:

14 **Sec. 09.45.830. Jurisdiction.** Upon the completion of the service, publication

1 and posting of the summons, as may be required by AS 09.45.800 - 09.45.880 and the
2 **Alaska Rules of Civil Procedure** [COURT RULES OF CIVIL PROCEDURE], the
3 court has complete jurisdiction over the parties plaintiff or plaintiffs and the entire real
4 property described in the complaint as intended to be affected by the action and over
5 the person of everyone having or claiming an estate, right, title, or interest in or to, or
6 lien upon, all or any part of the property and shall be considered to have obtained the
7 possession and control of the property for the purposes of the action with complete
8 jurisdiction to render the judgment provided for in AS 09.45.800 - 09.45.880.

9 * **Sec. 4.** AS 09.55.536(a) is amended to read:

10 (a) In an action for damages due to personal injury or death based upon the
11 provision of professional services by a health care provider, including a person
12 providing services on behalf of a governmental entity, when the parties have not
13 agreed to arbitration of the claim under AS 09.55.535, the court shall appoint within
14 20 days after **the** filing of **an** answer to a summons and complaint a three-person
15 expert advisory panel unless the court decides that an expert advisory opinion is not
16 necessary for a decision in the case. When the action is filed, the court shall, by order,
17 determine the professions or specialties to be represented on the expert advisory panel,
18 giving the parties the opportunity to object or make suggestions.

19 * **Sec. 5.** AS 11.46.130(a) is amended to read:

20 (a) A person commits the crime of theft in the second degree if the person
21 commits theft as defined in AS 11.46.100 and

22 (1) the value of the property or services is \$500 or more but less than
23 \$25,000;

24 (2) the property is a firearm or explosive;

25 (3) the property is taken from the person of another;

26 (4) the property is taken from a vessel and is vessel safety or survival
27 equipment;

28 (5) the property is taken from an aircraft and the property is aircraft
29 safety or survival equipment;

30 (6) the value of the property is \$50 or more but less than \$500 and,
31 within the preceding five years, the person has been convicted and sentenced on two

1 or more separate occasions in this or another jurisdiction of

2 (A) **an offense under** AS 11.46.120, or an offense under
3 another law or ordinance with similar elements;

4 (B) a crime set out in this subsection or an offense under
5 another law or ordinance with similar elements;

6 (C) **an offense under** AS 11.46.140(a)(1), or an offense under
7 another law or ordinance with similar elements; or

8 (D) **an offense under** AS 11.46.220(c)(1) or (c)(2)(A), or an
9 offense under another law or ordinance with similar elements; or

10 (7) the property is an access device.

11 * **Sec. 6.** AS 11.46.220(c) is amended to read:

12 (c) Concealment of merchandise is

13 (1) a class C felony if

14 (A) the merchandise is a firearm;

15 (B) the value of the merchandise is \$500 or more; or

16 (C) the value of the merchandise is \$50 or more but less than
17 \$500 and, within the preceding five years, the person has been convicted and
18 sentenced on two or more separate occasions in this or another jurisdiction of
19 [THE OFFENSE OF]

20 (i) **the offense of** concealment of merchandise under
21 this paragraph or (2)(A) of this subsection, or an offense under another
22 law or ordinance with similar elements; or

23 (ii) **an offense under** AS 11.46.120, 11.46.130, or
24 11.46.140(a)(1), or an offense under another law or ordinance with
25 similar elements;

26 (2) a class A misdemeanor if

27 (A) the value of the merchandise is \$50 or more but less than
28 \$500; or

29 (B) the value of the merchandise is less than \$50 and, within
30 the preceding five years, the person has been convicted and sentenced on two
31 or more separate occasions of the offense of concealment of merchandise or

1 theft in any degree, or an offense under another law or ordinance with similar
2 elements;

3 (3) a class B misdemeanor if the value of the merchandise is less than
4 \$50.

5 * **Sec. 7.** AS 14.03.123(c) is amended to read:

6 (c) The state board shall adopt regulations implementing this section,
7 providing for a statewide student assessment system, and providing for the process of
8 assigning a designation under (a) of this section, including

9 (1) the methodology used to assign the performance designation,
10 including the measures used and their relative weights;

11 (2) high performance [ACHIEVEMENT] and low performance
12 [ACHIEVEMENT] designations that are based on the accountability system under this
13 section;

14 (3) a procedure for appealing a designation that may be used by the
15 principal of a public school or by the superintendent of a public school district;

16 (4) additional measures that may be progressively implemented by the
17 commissioner to assist schools or districts to improve performance in accordance with
18 this section and with federal law; to the extent necessary to conform to federal law, the
19 additional measures may be unique to a certain school or district if that school or
20 district receives federal funding that is not available to all schools or districts in the
21 state.

22 * **Sec. 8.** AS 14.03.123(d) is amended to read:

23 (d) A public school or district that receives a low performance
24 [ACHIEVEMENT] designation under this section shall prepare and submit to the
25 department a school or district improvement plan, as applicable, in accordance with
26 regulations adopted by the board. The improvement plan must be prepared with the
27 maximum feasible public participation of the community including, as appropriate,
28 interested individuals, teachers, parents, parent organizations, students, tribal
29 organizations, local government representatives, and other community groups.

30 * **Sec. 9.** AS 14.03.123(e) is amended to read:

31 (e) The department shall establish a program of special recognition for those

1 public schools that receive a high **performance** [ACHIEVEMENT] designation.

2 * **Sec. 10.** AS 14.60.010(6) is amended to read:

3 (6) "public schools" include elementary schools, high schools,
4 citizenship night schools for adults, and other public educational institutions **that**
5 [WHICH] may be established; [HOWEVER, NOTHING IN THIS TITLE
6 INCLUDES SCHOOLS FOR ALASKA NATIVES UNDER THE CONTROL OF
7 THE FEDERAL GOVERNMENT AND ADMINISTERED AND SUPERVISED
8 THROUGH THE BUREAU OF INDIAN AFFAIRS;]

9 * **Sec. 11.** AS 15.07.137 is amended to read:

10 **Sec. 15.07.137. Voting information from municipalities.** Within 60 days
11 after each election held in a municipality, the municipal clerk shall certify and send to
12 the director the official registration list containing the names, residence addresses, and
13 voter **identification** numbers of all persons voting in each precinct in that election.
14 The names of the persons who voted in the municipal election shall be indicated on the
15 official registration list sent to the director by the municipal clerk.

16 * **Sec. 12.** AS 15.10.105(a) is amended to read:

17 (a) **The division of elections is created.** The lieutenant governor shall control
18 and supervise the division of elections. The lieutenant governor shall appoint a
19 director of elections. The director shall act for the lieutenant governor in the
20 supervision of central and regional election offices, the hiring, performance
21 evaluation, promotion, termination, and all other matters relating to the employment
22 and training of election personnel, and the administration of all state elections as well
23 as those municipal elections that the state is required to conduct. The director is
24 responsible for the coordination of state responsibilities under 42 U.S.C. 1973gg
25 (National Voter Registration Act of 1993). The director serves at the pleasure of the
26 lieutenant governor.

27 * **Sec. 13.** AS 15.20.072(c) is amended to read:

28 (c) If the request for a special needs ballot is made through a representative,
29 the representative shall sign a register provided by an election official. The register
30 must include the following information:

31 (1) the representative's name;

- 1 (2) the representative's residence and mailing address;
- 2 (3) the representative's social security number, voter **identification**
- 3 number, or date of birth;
- 4 (4) the name of the voter on whose behalf the representative is
- 5 requesting a ballot and voting materials;
- 6 (5) an oath that the representative
- 7 (A) is receiving a ballot and voting materials on behalf of the
- 8 voter;
- 9 (B) will not vote the ballot for the voter;
- 10 (C) will not coerce the voter;
- 11 (D) will not divulge the vote cast by the voter; and
- 12 (E) has been notified that unlawful interference with voting is
- 13 punishable under AS 15.56.030;
- 14 (6) the representative's signature.

15 * **Sec. 14.** AS 15.60.010 is amended by adding a new paragraph to read:

16 (42) "division" means the division of elections created under

17 AS 15.10.105.

18 * **Sec. 15.** AS 21.89.080(b) is amended to read:

19 (b) An electronic transaction under this section must comply with **AS 09.80**

20 [AS 09.25.500 - 09.25.520].

21 * **Sec. 16.** AS 23.30 is amended by adding a new section to read:

22 **Sec. 23.30.002. Division of workers' compensation; director.** The division

23 of workers' compensation is established in the department. The commissioner shall

24 appoint the director of the division of workers' compensation.

25 * **Sec. 17.** AS 26.23.040(e)(12) is amended to read:

26 (12) to the extent that money is available from an appropriation for the

27 purposes of this paragraph,

28 (A) award grants for the purpose of forming local emergency

29 planning committees under AS 26.23.073;

30 (B) in order to comply with **49 U.S.C. 5116(a)(2)(B)** [49

31 U.S.C. APPX. 1815(a)(3)], make funds available to local emergency planning

1 committees for developing and maintaining emergency plans under
2 AS 26.23.073 and 26.23.075;

3 (C) make funds available to local emergency planning
4 committees to implement 42 U.S.C. 11022(e) and 42 U.S.C. 11044; and

5 (D) award grants for training local emergency planning
6 committees and for training and equipping the emergency response
7 organizations identified in the local plans that execute the plans developed by
8 the committees under AS 26.23.073 and 26.23.075.

9 * **Sec. 18.** AS 28.10.181(p) is amended to read:

10 (p) Vehicles owned by veterans. The department, upon receipt of written proof
11 that the veteran is a sole or joint owner of a motor vehicle, shall issue special
12 registration plates for the motor vehicle to a requesting person who is a veteran or
13 retired veteran of the armed forces of the United States. The commissioner, after
14 consulting with the **person in the Department of Military and Veterans' Affairs in**
15 **charge of veterans' affairs** [DIRECTOR OF THE DIVISION OF VETERANS
16 AFFAIRS], shall determine the design and color of the veteran or retired veteran
17 plates.

18 * **Sec. 19.** AS 28.10.181(q) is amended to read:

19 (q) Vehicles owned by recipients of the Purple Heart. The department, upon
20 receipt of written proof that the person is the sole or joint owner of a motor vehicle,
21 shall issue special registration plates for the motor vehicle to a requesting person who
22 has received the Purple Heart medal awarded for wounds suffered in action against an
23 armed enemy or as a result of the hostile action of an armed enemy. The
24 commissioner, after consulting with the **person in the Department of Military and**
25 **Veterans' Affairs in charge of veterans' affairs** [DIRECTOR OF THE DIVISION
26 OF VETERANS AFFAIRS], shall determine the design and color of the Purple Heart
27 medal recipient plates.

28 * **Sec. 20.** AS 29.05.200(b) is amended to read:

29 (b) Before August 31 of each fiscal year, the department shall submit a report
30 to the **office of management and budget** [DEPARTMENT OF
31 ADMINISTRATION] indicating

1 (1) each municipality expected to qualify to receive an organization
2 grant during the next fiscal year;

3 (2) the amount of money needed to cover all organization grants
4 expected to be awarded during the next fiscal year.

5 * **Sec. 21.** AS 32.11.220 is amended to read:

6 **Sec. 32.11.220. Sharing of profits and losses.** The profits and losses of a
7 limited partnership shall be allocated among the partners, and among classes of
8 partners, in the manner provided in writing in the partnership agreement. If the
9 partnership agreement does not specify **the allocation** in writing, profits and losses
10 shall be allocated on the basis of the value, as stated in the partnership records
11 required to be kept under AS 32.11.840, of the contributions made by each partner to
12 the extent they have been received by the partnership and have not been returned.

13 * **Sec. 22.** AS 32.11.230 is amended to read:

14 **Sec. 32.11.230. Allocation of distributions.** Distributions of cash or other
15 assets of a limited partnership shall be allocated among the partners and among classes
16 of partners in the manner provided in writing in the partnership agreement. If the
17 partnership agreement does not specify **the allocation** in writing, distributions shall be
18 made on the basis of the value, as stated in the partnership records required to be kept
19 under AS 32.11.840, of the contributions made by each partner to the extent they have
20 been received by the partnership and have not been returned.

21 * **Sec. 23.** AS 32.11.300 is amended to read:

22 **Sec. 32.11.300. Limitations on distribution.** A partner may not receive a
23 distribution from a limited partnership to the extent that, after giving effect to the
24 distribution, all liabilities of the limited partnership, other than liabilities to partners on
25 account of their partnership **interests** [INTEREST], exceed the fair value of the
26 partnership assets.

27 * **Sec. 24.** AS 36.30.170(e) is amended to read:

28 (e) If a bidder qualifies under (b) of this section as an Alaska bidder, is a
29 qualifying entity, and is the lowest responsible and responsive bidder with a bid that is
30 not more than 10 percent higher than the lowest bid, the procurement officer shall
31 award the contract to that bidder. This subsection does not give a bidder who would

1 otherwise qualify for a preference under this subsection a preference over another
 2 bidder who would otherwise qualify for a preference under this subsection or (f) of
 3 this section. In this subsection, "qualifying entity" means a

4 (1) sole proprietorship owned by a person with a disability;

5 (2) partnership under **former** AS 32.05, **AS 32.06**, or AS 32.11 if each
 6 of the partners is a person with a disability;

7 (3) limited liability company organized under AS 10.50 if each of the
 8 members is a person with a disability; or

9 (4) corporation that is wholly owned by individuals and each of the
 10 individuals is a person with a disability.

11 * **Sec. 25.** AS 37.05.530(a) is amended to read:

12 (a) The National Petroleum Reserve - Alaska special revenue fund is
 13 established. The fund consists of all money disbursed to the state by the federal
 14 government under **42 U.S.C. 6506a(I) and former** 42 U.S.C. 6508 (P.L. 96-514) since
 15 December 12, 1980, less the amount deposited in the general fund and expended by
 16 the state by general fund appropriations before June 9, 1984.

17 * **Sec. 26.** AS 37.05.530(c) is amended to read:

18 (c) The Department of Commerce, Community, and Economic Development
 19 shall adopt regulations under which municipalities impacted by National Petroleum
 20 Reserve - Alaska oil and gas development under **42 U.S.C. 6506a or former** 42
 21 U.S.C. 6508 may apply for and be eligible to receive grants to alleviate the impact.
 22 The department shall give priority in the allocation of grants to municipalities that are
 23 experiencing or will experience the most direct or severe impact from oil and gas
 24 development under **42 U.S.C. 6506a or former** 42 U.S.C. 6508 within the National
 25 Petroleum Reserve - Alaska. The department shall fund all meritorious grant
 26 applications out of the money appropriated to it each year. Within 10 days after the
 27 convening of each regular session of the legislature, the department shall submit to the
 28 legislature a list of all municipalities that have received grants, a list of all
 29 municipalities determined by the department to be eligible for further grants, a
 30 recommendation of the amount of money to be granted for those additional
 31 applications, and written justification of each past and potential grant.

1 * **Sec. 27.** AS 37.05.530(d) is amended to read:

2 (d) It is the intent of the legislature that each year all of the money in the
3 National Petroleum Reserve - Alaska special revenue fund be made available for
4 appropriation by the legislature to municipalities that demonstrate under (c) of this
5 section present impact, or the need to determine or plan for future impact, from oil and
6 gas development under 42 U.S.C. 6506a or former 42 U.S.C. 6508. It is the intent of
7 the legislature that an initial appropriation be made to the Department of Commerce,
8 Community, and Economic Development to cover anticipated impact grants, and that
9 additional funds be made available through supplemental appropriations if the impact
10 is greater than anticipated and the legislature considers the additional grants proposed
11 by the department to be meritorious.

12 * **Sec. 28.** AS 37.05.530(e) is amended to read:

13 (e) A municipality may use the funds received under (d) of this section only
14 for the following activities and services to alleviate the impact of the oil and gas
15 development under 42 U.S.C. 6506a or former 42 U.S.C. 6508 within the National
16 Petroleum Reserve - Alaska:

17 (1) planning;

18 (2) construction, maintenance, and operation of essential public
19 facilities by the municipality; and

20 (3) other necessary public services provided by the municipality.

21 * **Sec. 29.** AS 37.05.530(g) is amended to read:

22 (g) Amounts received by the state under 42 U.S.C. 6506a(l) or former 42
23 U.S.C. 6508 and not appropriated for grants to municipalities under (d) of this section
24 shall be deposited at the end of each fiscal year as follows: (1) 25 percent to the
25 principal of the Alaska permanent fund; and (2) .5 percent to the public school trust
26 fund (AS 37.14.110). The amounts remaining after the deposits to the Alaska
27 permanent fund and the public school trust fund may be appropriated to the power cost
28 equalization and rural electric capitalization fund (AS 42.45.100). The amounts
29 remaining after any appropriation to the power cost equalization and rural electric
30 capitalization fund shall lapse into the general fund for use by the state for the
31 following facilities and services: planning; construction, maintenance, and operation

1 of essential public facilities; and other necessary public services.

2 * **Sec. 30.** AS 39.35.680(20) is amended to read:

3 (20) "former member" means an employee who is terminated and who
4 has received a total refund of the balance of the employee contribution account [,] or
5 who has requested in writing a refund of the balance in the employee contribution
6 account [, OR WHO IS ELIGIBLE FOR A REFUND UNDER AS 39.35.200(b)];

7 * **Sec. 31.** AS 39.50.200(a) is amended to read:

8 (a) In this chapter,

9 (1) "assistant to the governor or the lieutenant governor" includes any
10 executive, legislative, special, administrative, or press assistant to the governor or
11 lieutenant governor, and any person similarly employed in a policy-making position;

12 (2) "child" includes a biological child, an adoptive child, and a
13 stepchild;

14 (3) "commission" means the Alaska Public Offices Commission
15 created under AS 15.13.020(a);

16 (4) "domestic partner" means a person who is cohabiting with another
17 person in a relationship that is like a marriage but that is not a legal marriage;

18 (5) "instrumentality of the state" means a state department or agency,
19 whether in the legislative, judicial, or executive branch, including the University of
20 Alaska;

21 (6) "judicial officer" means a person appointed as a justice to the
22 supreme court or as a judge to the court of appeals, superior court, district court, or
23 magistrate court;

24 (7) "mother or father" includes a biological parent, an adoptive parent,
25 and a step-parent;

26 (8) "municipal officer" includes a borough or city mayor, borough
27 assemblyman, city councilman, school board member, elected utility board member,
28 city or borough manager, members of a city or borough planning or zoning
29 commission within a home rule or general law city or borough, or a unified
30 municipality;

31 (9) "public official" means

- 1 (A) a judicial officer;
- 2 (B) the governor or the lieutenant governor;
- 3 (C) a person hired or appointed in a department in the
4 executive branch as
- 5 (i) the head or deputy head of the department;
- 6 (ii) the director or deputy director of a division;
- 7 (iii) a special assistant to the head of the department;
- 8 (iv) a person serving as the legislative liaison for the
9 department;
- 10 (D) an assistant to the governor or the lieutenant governor;
- 11 (E) the chair or a member of a state commission or board;
- 12 (F) state investment officers and the state comptroller in the
13 Department of Revenue;
- 14 (G) the chief procurement officer appointed under
15 AS 36.30.010;
- 16 (H) the executive director of the Alaska Workforce Investment
17 Board; [AND]
- 18 (I) each appointed or elected municipal officer; **and**
- 19 **(J) the members of the board of trustees, the executive**
20 **director, and the investment officers of the Alaska Permanent Fund**
21 **Corporation;**
- 22 (10) "source of income" means the entity for which service is
23 performed or that is otherwise the origin of payment; if the person whose income is
24 being reported is employed by another, the employer is the source of income; but if
25 the person is self-employed by means of a sole proprietorship, partnership,
26 professional corporation, or a corporation in which the person, the person's spouse or
27 domestic partner, or the person's dependent children, or a combination of them, hold a
28 controlling interest, the "source" is the client or customer of the proprietorship,
29 partnership, or corporation, but, if the entity that is the origin of payment is not the
30 same as the client or customer for whom the service is performed, both are considered
31 the source.

1 * **Sec. 32.** AS 39.50.200(b)(42) is amended to read:

2 (42) [BOARD OF TRUSTEES, EXECUTIVE DIRECTOR, AND
3 INVESTMENT OFFICERS OF THE] Alaska Permanent Fund Corporation
4 (AS 37.13.040);

5 * **Sec. 33.** AS 42.45.010(b) is amended to read:

6 (b) The authority may make loans from the power project fund

7 (1) to electric utilities, regional electric authorities, municipalities,
8 regional and village corporations, village councils, independent power producers, and
9 nonprofit marketing cooperatives to pay the costs of

10 (A) reconnaissance studies, feasibility studies, license and
11 permit applications, preconstruction engineering, and design of power projects;

12 (B) constructing, equipping, modifying, improving, and
13 expanding small-scale power production facilities that are designed to produce
14 less than 10 megawatts of power, bulk fuel storage facilities, and transmission
15 and distribution facilities, including energy production, transmission and
16 distribution, waste energy, energy conservation, energy efficiency, and
17 alternative energy facilities and equipment; and

18 (C) reconnaissance studies, preconstruction engineering,
19 design, construction, equipping, modification, and expansion of potable water
20 supply including surface storage and groundwater sources and transmission of
21 water from surface storage to existing distribution systems;

22 (2) to a borrower for a power project or for bulk fuel, waste energy,
23 energy conservation, energy efficiency, or alternative energy facilities or equipment if

24 (A) the loan is entered into under a leveraged lease financing
25 arrangement;

26 (B) the party that will be responsible for the power project **or**
27 **the bulk fuel, waste energy, energy conservation, energy efficiency, or**
28 **alternative energy facilities or equipment** is an electric utility, regional
29 electric authority, municipality, regional or village corporation, village council,
30 independent power producer, or nonprofit marketing cooperative; and

31 (C) the borrower seeking the loan demonstrates to the authority

1 that the financing arrangement for the power project or the bulk fuel, waste
 2 energy, energy conservation, energy efficiency, or alternative energy
 3 facilities or equipment will reduce [PROJECT] financing costs for the
 4 project, facilities, or equipment below costs of comparable public power
 5 projects, facilities, or equipment.

6 * **Sec. 34.** AS 43.55.013(g) is amended to read:

7 (g) The monthly production rate at the economic limit for a lease or property
 8 is presumed to be 3,000 Mcf times the number of well days for the lease or property
 9 during that month for which the tax is to be paid. The taxpayer may rebut this
 10 presumption by providing clear and convincing evidence of a different monthly
 11 production rate at the economic limit for the lease or property. The hearing shall be
 12 held before February 15 of the year or within six months after commencement of gas
 13 production for a lease or property. The monthly production rate at the economic limit
 14 for the lease or property based upon the clear and convincing evidence of the taxpayer
 15 shall be calculated by dividing the value determined under (i) of this section into the
 16 average monthly direct operating cost determined under (h) of this section.

17 * **Sec. 35.** AS 43.76.399 is amended by adding new paragraphs to read:

18 (3) "qualified regional seafood development association" means an
 19 association designated as qualified under AS 44.33.065(a);

20 (4) "seafood development region" means a region established under
 21 AS 44.33.065(b).

22 * **Sec. 36.** AS 44.33.502 is amended to read:

23 **Sec. 44.33.502. Regional competitions.** Four regional competitions shall be
 24 held each summer in the first, second, third, and fourth judicial districts
 25 established in AS 22.10.010 [SOUTHEASTERN, SOUTHCENTRAL, CENTRAL,
 26 AND NORTHWESTERN SENATORIAL DISTRICTS]. First place and honorable
 27 mention awards shall be made in each category and one grand prize award and one
 28 honorable mention award shall be made for each region.

29 * **Sec. 37.** Section 26, ch. 28, SLA 2000, is repealed and reenacted to read:

30 Sec. 26. AS 12.25.190(c) is repealed and reenacted to read:

31 (c) The person cited for the crime shall give a written promise to appear in

1 court by signing at least one copy of the written citation prepared by the peace officer,
2 and the officer shall deliver a copy of the citation to the person. The written promise
3 requirement of this subsection does not apply to motor vehicle and traffic citations for
4 which a bail or fine schedule has been established under AS 28.05.151, fish and game
5 citations for which a bail schedule has been established under AS 16.05.165, citations
6 issued under AS 04.21.065, citations for skiing violations issued under AS 05.45.100,
7 citations issued under AS 18.35.341, citations issued in state park and recreational
8 facilities under AS 41.21.960, or littering citations issued under AS 46.06.080.

9 * **Sec. 38.** AS 14.08.031(d); AS 14.20.215(8); AS 18.56.590; AS 44.99.009; and
10 AS 47.12.240(g) are repealed.

11 * **Sec. 39.** This Act takes effect immediately under AS 01.10.070(c).