

SENATE BILL NO. 170

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SESSION

BY SENATORS GIESSEL, Micciche, Bishop, Stevens, Coghill, MacKinnon, Gardner, Costello

Introduced: 2/5/16

Referred: Resources, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act authorizing the Department of Natural Resources, division of geological and**
2 **geophysical surveys, to collect fees for facilities, equipment, products, and services;**
3 **relating to accounting for certain program receipts; and providing for an effective**
4 **date."**

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

6 * **Section 1.** AS 37.05.146(c) is amended by adding a new paragraph to read:

7 (88) fees collected by the Department of Natural Resources, division
8 of geological and geophysical surveys, under AS 41.08.045.

9 * **Sec. 2.** AS 41.08.030 is amended to read:

10 **Sec. 41.08.030. Printing and distribution of reports.** The state geologist
11 shall print and publish an annual report and [SUCH] other special and topical reports
12 and maps as may be desirable for the benefit of the state, including the printing or
13 reprinting of reports and maps made by other persons or agencies, where authorization
14 to do so is obtained. [REPORTS AND MAPS MAY BE SOLD AND ALL MONEY

1 RECEIVED FROM THESE SALES SHALL BE PAID INTO THE GENERAL
2 FUND.]

3 * **Sec. 3.** AS 41.08 is amended by adding a new section to read:

4 **Sec. 41.08.045. Fees for facilities, equipment, products, and services.** (a)

5 The division of geological and geophysical surveys may charge and collect a fee for
6 facilities, equipment, products, or services that the division offers, including

7 (1) rental of space for confidential sample storage;

8 (2) rental of sample viewing facilities;

9 (3) retrieval, cutting, splitting, processing, or sampling of geological
10 materials;

11 (4) use of equipment, including microscopes; and

12 (5) analyses, maps, reports, data, or products authorized by the
13 division.

14 (b) The division of geological and geophysical surveys shall establish fees that
15 may be charged and collected under (a) of this section by regulation. Before setting the
16 fees, the division shall consider at public hearings the

17 (1) cost to the state of operating the facility or providing the service or
18 equipment;

19 (2) normal fees charged for similar facilities, equipment, or services by
20 governmental and nongovernmental entities;

21 (3) cost of administering a fee collection program for the facility,
22 equipment, or service; and

23 (4) public interest.

24 (c) Fees collected under this section shall be separately accounted for under
25 AS 37.05.142.

26 * **Sec. 4.** The uncodified law of the State of Alaska is amended by adding a new section to
27 read:

28 **TRANSITION: REGULATIONS.** The Department of Natural Resources may adopt
29 regulations necessary to implement the changes made by secs. 2 - 3 of this Act. The
30 regulations take effect under AS 44.62 (Administrative Procedure Act), but not before the
31 effective date of secs. 2 - 3 of this Act.

- 1 * **Sec. 5.** Section 4 of this Act takes effect immediately under AS 01.10.070(c).
- 2 * **Sec. 6.** Except as provided in sec. 5 of this Act, this Act takes effect July 1, 2016.