

**CS FOR SENATE BILL NO. 170(RES)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SESSION

**BY THE SENATE RESOURCES COMMITTEE**

**Offered: 3/2/16**

**Referred: Finance**

**Sponsor(s): SENATORS GIESSEL, Micciche, Bishop, Stevens, Coghill, MacKinnon, Gardner, Costello**

**REPRESENTATIVES Wilson, Gattis, Guttenberg, Drummond, Tuck, Tilton, Saddler, Pruitt**

**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 Except as provided in (c) of this section, the division of geological and geophysical  
6 surveys may charge and collect a fee for facilities, equipment, products, or services  
7 that the division offers, including

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

9 (2) rental of sample viewing facilities;

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

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

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

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

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

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

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

24 (4) public interest.

25 (c) The division shall waive fees under this section for a student who uses  
26 facilities, equipment, products, or services for educational purposes.

27 (d) Fees collected under this section shall be separately accounted for under  
28 AS 37.05.142.

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

31 **TRANSITION: REGULATIONS.** The Department of Natural Resources may adopt

1 regulations necessary to implement the changes made by secs. 2 - 3 of this Act. The  
2 regulations take effect under AS 44.62 (Administrative Procedure Act), but not before the  
3 effective date of secs. 2 - 3 of this Act.

4 \* **Sec. 5.** Section 4 of this Act takes effect immediately under AS 01.10.070(c).

5 \* **Sec. 6.** Except as provided in sec. 5 of this Act, this Act takes effect July 1, 2016.