

IN THE HOUSE

BY REPRESENTATIVE GILBERT

HOUSE BILL NO. 141

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

TWENTY-SECOND SESSION

A BILL

For an Act entitled: "An Act relating to the authority of the Alaska Aeronautics and Communications Commission in the establishment of airports; amending Section 5A of Chapter 123, Session Laws of Alaska, 1949; and declaring an emergency."

BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

Section 1. Section 5A of Chapter 123, Session Laws of Alaska, 1949 is amended to read as follows:

A. ESTABLISHMENT: OPERATION: MAINTENANCE. The Commission is authorized on behalf of and in the name of the Territory, out of appropriation and other moneys made available for such purposes, to plan, establish, construct, enlarge, improve, maintain, equip, operate, regulate, protect and police airports and air navigation facilities, within the Territory. For such purposes the Commission may, by purchase, gift, devise, lease, condemnation or otherwise, acquire property, real or personal, or any interest therein including easements in airport hazards or land outside the boundaries of an airport or airport site, as are necessary to permit the removal, elimination, obstruction-marking or obstruction-lighting of airport hazards, or to prevent the establishment of airport hazards. In like manner the Commission may acquire existing airports and air navigation

1 facilities, provided, however, it shall not acquire or take
2 ever any airport or air navigation facility owned or con-
3 trolled by a municipality or person without the consent of
4 such municipality or person. [, PROVIDED FURTHER, THAT
5 THE COMMISSION SHALL NOT OPERATE, EQUIP, OR MAINTAIN AIR-
6 PORTS IN, OR FOR, INCORPORATED MUNICIPALITIES HAVING A POPU-
7 LATION OF MORE THAN 600 PERSONS, BUT NOTHING IN THIS SECTION
8 SHALL BE CONSTRUED TO PROHIBIT THE COMMISSION FROM PROVIDING
9 FROM FUNDS IT MAY HAVE AVAILABLE FOR SUCH PURPOSES, FOR
10 MATCHING WITH SUCH MUNICIPALITY, OR OTHER FEDERAL OR TERRI-
11 TORIAL AGENCIES, FOR THE PURPOSE OF ASSISTING IN CONSTRUCTING,
12 ENLARGING OR IMPROVING SUCH A MUNICIPAL AIRPORT.] The
13 Commission shall also have the authority to match available
14 funds with those of municipalities, Federal agencies or
15 other Territorial agencies, for the purpose of assisting to
16 construct, enlarge or improve municipal airports. Also, the
17 Commission is authorized to assist persons (including firms,
18 corporations and associations, as well as individuals) in
19 the construction, enlargement and improvement of airports
20 and air navigation facilities, provided, that such airports
21 and facilities, until they are abandoned as such, shall be
22 at all times available for the use of and accessible to the
23 general public, and thus maintained as public airports and
24 facilities.

25 Section 2. An emergency is hereby declared to exist and
26 this Act shall be in full force and effect immediately upon its
27 passage and approval.
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