

1 IN THE HOUSE BY THE COMMERCE COMMITTEE

2 HOUSE BILL NO. 420

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act abolishing Public Service Commission
7 and transferring its functions and authority
8 to the Department of Commerce; and providing
9 for an effective date."

10 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

11 * Section 1. On July 1, 1964, the Public Service Commission is
12 abolished and all its functions and authority are transferred to
13 the Department of Commerce.

14 * Sec. 2. AS 42.05 is amended by adding a new section to read:
15 Sec. 42.05.005. ADMINISTRATION OF CHAPTER. The Depart-
16 ment of Commerce shall administer this chapter.

17 * Sec. 3. AS 44.33 is amended by adding new sections to read:

18 ARTICLE 3. PUBLIC SERVICE ENTERPRISES

19 Sec. 44.33.080. PUBLIC SERVICE DIVISION. There is
20 created in the Department of Commerce the public service
21 division. The public service division has supervisory author-
22 ity over the administration of AS 02.05, 28.05.025, 42.10,
23 and 42.15. The public service division shall administer
24 AS 42.05.

25 Sec. 44.33.090. AIR COMMERCE SECTION. There is created
26 in the public service division the air commerce section.
27 The air commerce section shall administer AS 02.05.

28 Sec. 44.33.100. MOTOR TRANSPORTATION SECTION. There is
29 created in the public service division the motor transporta-

1 tion section. The motor transportation section shall ad-
2 minister AS 28.05.025, 42.10, and 42.15.

3 * Sec. 4. After the effective date of this Act, the Public
4 Service Commission may not begin any hearing it cannot complete
5 before July 1, 1964. A hearing before the Public Service Com-
6 mission which is not completed before July 1, 1964, is discon-
7 tinued without prejudice to any party, and may be begun again
8 before the Department of Commerce.

9 * Sec. 5. The Department of Commerce, before August 15, 1964,
10 may adopt Public Service Commission regulations by transmitting
11 them to the secretary of state for filing, without complying with
12 the other provisions of the Administrative Procedure Act (AS 44.62).
13 Public Service Commission regulations continue in effect until
14 August 15, 1964, unless sooner adopted or repealed by the Depart-
15 ment of Commerce.

16 * Sec. 6. AS 42.05.060 is amended to read:

17 Sec. 42.05.060. CONFLICT OF INTEREST [RESTRICTIONS ON
18 NUMBERS]. Neither the commissioner of commerce [NO MEMBER OF
19 THE COMMISSION] nor an employee or agent of the public service
20 division [COMMISSION] shall have any official or professional
21 relation or connection with, or hold stock or securities or
22 have a pecuniary interest in any business or agency subject
23 to regulation under this chapter. Membership in a cooperative
24 association is not a "pecuniary interest" within the meaning
25 of this section.

26 * Sec. 7. AS 42.05.010 - 42.05.050; 42.05.070 - 42.05.130;
27 42.05.160 - 42.05.180; and 42.05.650 are repealed.

28 * Sec. 8. Secs. 2, 3, and 6 of this Act are operative on July
29 1, 1964.

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* Sec. 9. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.