

Introduced: 3/14/63
Referred: Judiciary

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 SENATE BILL NO. 177

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRD LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act providing that the Department of
7 Public Works may acquire completed struc-
8 tures for the public use; and providing
9 for an effective date."

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

11 * Section 1. AS 35.05.030 is amended to read:

12 Sec. 35.05.030. DUTIES OF DEPARTMENT. The department
13 has the following powers and duties: (1) direct approved
14 public works planning, acquisition and construction; (2)
15 employ assistants and employees; (3) certify and approve
16 vouchers; (4) prepare a departmental budget; (5) review
17 the annual public works program; (6) dispose of public
18 works in a manner consistent with the public interest.

19 * Sec. 2. AS 35.20.010 is amended to read:

20 Sec. 35.20.010. ACQUISITION OF LAND, IMPROVEMENTS,
21 RIGHTS-OF-WAY, AND MATERIALS BY PURCHASE OR EMINENT DOMAIN.
22 The department, on behalf of the state and as part of the
23 cost of acquiring, constructing or maintaining a public
24 work, may purchase, acquire, take over, or condemn under
25 the right and power of eminent domain land and improvements
26 in fee simple or easements which it considers necessary for
27 present or future public use, either temporary or permanent
28 or which it considers necessary and reasonable for the public
29 use. By the same means, the department may obtain material

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including clay, gravel, sand, or rock, or the land necessary to obtain the material, and the necessary land or easements to provide access to it. The department may acquire the land or material notwithstanding the fact that the title to it is in the state or a department, agency, commission or institution of the state.

* Sec. 3. AS 44.43.020 is amended to read:

Sec. 44.43.020. GENERAL POWERS AND DUTIES OF DEPARTMENT. The Department of Public Works is charged with (1) the duties involved in the acquisition, construction, maintenance, and operation of state highways, ferries, roads, bridges, traffic signs and signals, airports, docks, floats, breakwaters, buildings and similar facilities; and (2) the supervision and maintenance of all state equipment, including aircraft, vessels, and automotive and mechanical equipment.

* Sec. 4. This Act takes effect on the day after its passage and approval or on the day it becomes law without such approval.