

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] public use, either temporary or permanent, or  
28 which it considers necessary and reasonable for the public  
29 use. By the same means, the department may obtain material

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1 including clay, gravel, sand, or rock, or the land necessary  
2 to obtain the material, and the necessary land or easements  
3 to provide access to it. The department may acquire the land  
4 or material notwithstanding the fact that the title to it is  
5 in the state or a department, agency, commission or institu-  
6 tion of the state.

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

8 Sec. 44.43.020. GENERAL POWERS AND DUTIES OF DEPART-  
9 MENT. The Department of Public Works is charged with (1)  
10 the duties involved in the acquisition, construction, main-  
11 tenance, and operation of state highways, ferries, roads,  
12 bridges, traffic signs and signals, airports, docks, floats,  
13 breakwaters, buildings and similar facilities; and (2) the  
14 supervision and maintenance of all state equipment, including  
15 aircraft, vessels, and automotive and mechanical equipment.

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