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Referred: State Affairs  
and Finance

1 IN THE HOUSE

BY SASSARA, BALONE, BRADNER,  
GUESS, HEDGLEY AND KERTTULA

2 HOUSE BILL NO. 197

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act creating a Highways Advisory Board; and pro-  
7 viding for an effective date."

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

9 \* Section 1. AS 19 is amended by adding a new chapter to read:

10 CHAPTER 7. HIGHWAYS ADVISORY BOARD.

11 Sec. 19.07.010. CREATION. There is created in the Department of  
12 Highways the Highways Advisory Board.

13 Sec. 19.07.020. COMPOSITION AND TERM OF OFFICE. The board con-  
14 sists of seven persons who are each appointed for a four-year term.  
15 One member shall be appointed from the state at large, one from the  
16 first judicial district, one from the second judicial district, and two  
17 each from the third and fourth judicial districts. The members ap-  
18 pointed from the third and fourth judicial districts shall be appointed  
19 from different areas within those districts. No more than four of the  
20 members may be registered members of the same political party.

21 Sec. 19.07.030. APPOINTMENT. Members of the board are appointed  
22 by the governor and confirmed by a majority of the members of the  
23 legislature in joint session. Members serve at the pleasure of the  
24 governor. A member may act and receive compensation from his appoint-  
25 ment until his confirmation or rejection by the legislature. A member  
26 appointed to fill a vacancy serves for the unexpired term of the  
27 member he succeeds.

28 Sec. 19.07.040. COMPENSATION AND EXPENSES. Members of the board  
29 receive no salary, but are entitled to per diem and travel expenses

1 authorized by law for other boards and commissions.

2 Sec. 19.07.050. OFFICERS. At the first meeting of each year the  
3 board shall elect a chairman from among its members.

4 Sec. 19.07.060. MEETINGS AND QUORUM. (a) The commission shall  
5 meet at least twice a year. Meetings shall be held at the call of the  
6 chairman or upon petition of four members.

7 (b) Four members constitute a quorum.

8 Sec. 19.07.070. APPOINTMENT OF COMMISSIONER. (a) The governor  
9 shall appoint the commissioner of highways from a list of qualified  
10 persons nominated by the board, subject to the right of the governor to  
11 request additional nominations. The appointment shall be subject to  
12 confirmation by a majority of the members of the legislature in joint  
13 session.

14 (b) The board may submit a resolution to the governor requesting  
15 the removal of the commissioner. The resolution shall state the  
16 grounds for the request and the governor shall afford the commissioner  
17 and the board an opportunity to be heard.

18 Sec. 19.07.080. BOARD TO CONFIRM COMMISSIONER'S PROGRAMS. The  
19 board shall have the duty of reviewing and confirming substantive  
20 programming actions of the commissioner of highways. However, the  
21 board shall not have administrative, budgeting, or fiscal powers and  
22 the commissioner shall have these powers.

23 Sec. 19.07.090. REGULATIONS. Regulations adopted under AS 19. -  
24 05.020 shall originate with the commissioner but shall not become ef-  
25 fective until approved by a majority of the board. If the board fails  
26 to approve the regulations, public hearings shall be held concerning  
27 the issues in question. If, subsequent to public hearings the board  
28 and the commissioner continue to disagree, the issue shall be certified  
29 in writing by the board and the commissioner to the governor who shall

1           make a final decision.

2           **Sec. 19.07.100. DEPARTMENT OF HIGHWAYS TO ASSIST BOARD.** The  
3 Department of Highways shall furnish the clerical and technical  
4 assistance and personnel which the board may require.

5           **Sec. 19.07.110. REPORT TO LEGISLATURE.** The board shall submit a  
6 written report to the legislature on February 1 of each year.

7           \* **Sec. 2.** Upon initial appointment of the board members, two members  
8 serve for four years, two members serve for three years, two members serve  
9 for two years, and one member serves for one year. The governor shall  
10 appoint the members of the board and call a meeting within 30 days after the  
11 effective date of this Act.

12           \* **Sec. 3.** This Act takes effect on July 1, 1967.  
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