

Introduced: 1/30/68
Referred: Judiciary and
Health, Welfare and Education

1 IN THE HOUSE

BY WIGGINS

2 HOUSE BILL NO. 473

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to hazardous substances."

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:.

8 * Section 1. LEGISLATIVE INTENT. Since certain hazardous substances are
9 instrumental in improving the health and welfare and the productivity of the
10 public if properly used, and are destructive of life or health if carelessly
11 or excessively employed or may impair the health and economic potential of
12 the state if improperly used, it is declared to be the public policy of the
13 state to regulate the uses of hazardous substances in the interest of the
14 health and safety of the people of Alaska.

15 * Sec. 2. AS 18 is amended by adding a new chapter to read:

16 CHAPTER 42. HAZARDOUS SUBSTANCES.

17 Sec. 18.42.010. REGULATION OF HAZARDOUS SUBSTANCES. The Depart-
18 ment of Health and Welfare may regulate the manufacture, sale, trans-
19 portation, storage, and use of hazardous substances.

20 Sec. 18.42.020. APPLICABILITY OF THE ADMINISTRATIVE PROCEDURE
21 ACT. The Administrative Procedure Act (AS 44.62) applies to regulations
22 and proceedings under this chapter.

23 Sec. 18.42.030. REGULATIONS. The department may adopt regula-
24 tions to

25 (1) define hazardous substances;

26 (2) establish standards of safety and protection necessary
27 in connection with the production, sale, transportation, storage, and
28 use of hazardous substances;

29 (3) register and license individuals, governmental agencies,

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and businesses that handle hazardous substances;

(4) require conformance insofar as practical with related federal statutes and regulations;

(5) enforce this chapter and provide for entering public and private premises when reasonably necessary to do so to enforce this chapter;

(6) require proof of personal and financial responsibility of persons who handle hazardous substances;

(7) require compliance with this chapter before licensure under the Alaska Business License Act (AS 43.70).

Sec. 18.42.040. PENALTY. A person who violates a provision of this chapter or a regulation adopted under this chapter is punishable by a fine of not more than \$500, or by imprisonment for not more than six months, or by both. A second or subsequent conviction under this chapter is punishable by a fine of not more than \$500, or by imprisonment of not more than one year, or by both.