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Referred: State Affairs
and Finance

1 IN THE HOUSE

BY BANFIELD

2 HOUSE BILL NO. 631

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing the Alaska State Museum Historical
7 Association."

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

9 * Section 1. AS 44 is amended by adding a new chapter to Part 4 to read:

10 CHAPTER 55. ALASKA STATE MUSEUM HISTORICAL ASSOCIATION. .

11 ARTICLE 1. CREATION AND ORGANIZATION.

12 Sec. 44.55.010. PURPOSE. It is the purpose of this chapter to
13 provide an administrative structure for the Alaska State Museum which
14 will most efficiently assure long-term stability in its operations,
15 sound and creative policy making, financial ability to actively engage
16 in museum programs, a proper balance between local and state-wide
17 programs and public participation in all phases of museum operation.

18 Sec. 44.55.020. ALASKA STATE MUSEUM HISTORICAL ASSOCIATION. The
19 Alaska State Museum Historical Association is a public corporation of
20 the state. It is an instrumentality of the state within the office
21 of the secretary of state, but has a legal existence independent of
22 and separate from the state. Membership in the association is open
23 to the public.

24 Sec. 44.55.030. LOCATION. The Alaska State Museum and the
25 headquarters of the association are located in Juneau.

26 Sec. 44.55.040. BOARD OF TRUSTEES. (a) The association is
27 governed by a board of 11 trustees, seven of whom are elected by
28 the members of the association. The four nonelective members are the
29 commissioner of education or his representative, the commissioner of

1 natural resources or his representative, the commissioner of economic
2 development or his representative, and a judicial officer of the
3 state. A vacancy shall be filled by election at the next meeting of
4 the association.

5 (b) The trustees named in (a) of this section may appoint up
6 to 20 honorary trustees who may participate in functions of the board
7 but who may not vote on matters considered by it. The honorary
8 trustees shall be appointed without regard to political affiliation
9 and shall represent various areas of the state.

10 Sec. 44.55.050. TERM OF OFFICE. The term of office for the
11 elected and the appointed trustees is four years. Upon initial elec-
12 tion, one trustee shall serve for one year, two shall serve for two
13 years, two shall serve for three years and two shall serve for four
14 years.

15 Sec. 44.55.060. OFFICERS. At the first regular meeting of every
16 odd-numbered year the board shall elect from among its members a
17 chairman, a secretary and a treasurer. The secretary shall preside in
18 the absence of the president.

19 Sec. 44.55.070. MEETINGS. The board shall meet at least twice
20 each year and shall provide for an annual meeting of the entire
21 membership of the association. The chairman may call special meetings
22 of the board when necessary. Advance notice of a meeting of the
23 board shall be given to each trustee, including the honorary trustees,
24 and advance notice of the annual association meeting shall be given
25 to each member of the association. Six members of the board consti-
26 tute a quorum for the transaction of business unless the bylaws require
27 a larger number.

28 Sec. 44.55.080. 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. No funds derived from museum
2 activities may serve to financially profit a member of the association.

3 ARTICLE 2. POWERS AND DUTIES.

4 Sec. 44.55.110. POWERS OF THE ASSOCIATION. The association may

- 5 (1) exist continuously as a corporation;
6 (2) adopt a seal;
7 (3) adopt bylaws governing the operation of the museum and
8 of museum programs;
9 (4) sue and be sued;
10 (5) acquire, hold and dispose of real and personal property;
11 (6) make contracts and execute instruments necessary or
12 convenient in the exercise of its corporate powers;
13 (7) accept grants or loans from and contract with the
14 federal government, the state or its political subdivisions, and to
15 that end comply with the provisions of federal, state or local programs
16 when necessary;
17 (8) do what is necessary to carry out the powers granted
18 by this chapter and other relevant acts of the Alaska legislature.

19 Sec. 44.55.120. DUTIES OF BOARD. The board shall

- 20 (1) acquire by purchase or by gift artifacts, natural history
21 specimens, Alaskan photographs, art objects and other materials illustra-
22 tive of the cultural and historical heritage of Alaska;
23 (2) identify, catalog, preserve and display these acquisitions
24 (3) accept endowments, grants and gifts in accordance with
25 established museum policy;
26 (4) collect and maintain books, periodicals, pamphlets and
27 other materials pertinent to museum administration, techniques and
28 collections;
29 (5) collect and keep current information concerning museum

1 activities throughout the state, assist and advise in the development
2 of local museums and coordinate the activities of the Alaska State
3 Museum with other agencies;

4 (6) keep the museum open at reasonable hours for the recep-
5 tion of visitors;

6 (7) engage in cultural and educational activities;

7 (8) construct and arrange interpretive exhibitions of
8 interest to Alaskans and other visitors including but not limited to
9 scientific, industrial, commercial, historical and cultural exhibits;

10 (9) engage in the sale to visitors to the museum of various
11 articles which are related to its basic purposes;

12 (10) dispose of items which are no longer of historical value
13 to the museum;

14 (11) establish classifications of membership and corresponding
15 dues for membership in the association;

16 (12) establish and supervise the execution of museum policy
17 and long-range programs;

18 (13) hire and generally supervise a director of the museum,
19 establishing his qualifications and salary;

20 (14) manage funds received by the association from sources
21 other than legislative appropriation, placing them in savings institu-
22 tions to draw interest or, when a donor has given specific instructions
23 as to expenditure or investment, following his instructions; these
24 funds shall be budgeted and expended at the discretion of the trustees;

25 (15) in the board's discretion, present to the membership
26 of the association for the latter's consideration and vote a matter
27 relevant to the duties set out in this section; a majority vote of
28 the association is binding on the board.

29 Sec. 44.55.130. DUTIES OF DIRECTOR. The museum director, hired

1 by the board, shall

2 (1) designate arrangements and locations of the various
3 collections and historical material in the museum;

4 (2) administer the affairs of the museum under the policies
5 established by the board;

6 (3) hire and supervise museum personnel in accordance with
7 state law and personnel regulations;

8 (4) prepare an annual budget with the advice of the board;
9 and

10 (5) within 10 days of the convening of each legislative
11 session, submit to the legislature and to the governor a report on the
12 activities and development of the museum.

13 Sec. 44.55.140. DUTIES OF SECRETARY OF STATE. The association is
14 located within the office of the secretary of state solely for the
15 purposes of payment of the salaries and essential travel and per diem
16 expenses of the director and the museum staff, the payment of basic
17 operational expenses and maintenance, the provision of funds for
18 acquisitions and special activities when other funds available to the
19 association are inadequate to meet the needs, and the expediting of
20 coordination of museum activities with other state agencies.

21 ARTICLE 3. GENERAL PROVISIONS.

22 Sec. 44.55.210. DEFINITIONS. In this chapter

23 (1) "association" means the Alaska State Museum Historical
24 Association;

25 (2) "board" means the board of trustees of the association.

26 * Sec. 2. AS 14.56.010 is amended to read:

27 Sec. 14.56.010. DEPARTMENT OF EDUCATION TO GOVERN LIBRARY [AND
28 MUSEUM]. The Department of Education shall manage and have complete
29 charge of all of the property contained in the institutions known as

1 the state library and state historical library [AND MUSEUM]. The
2 state library [, STATE MUSEUM] and state historical library shall be
3 maintained in the state capital.

4 * Sec. 3. AS 44.27.020(2) is amended to read:

5 (2) administer the historical library [AND MUSEUM];

6 * Sec. 4. AS 44.19.360 is amended to read:

7 Sec. 44.19.360. COMPOSITION. The State Geographic Board consists
8 of the director of the Local Affairs Agency, the director [CURATOR]
9 of the state museum, the state historical librarian, the commissioner
10 of the Department of Highways, the commissioner of the Department of
11 Natural Resources, the commissioner of the Department of Education,
12 the director of the division of lands, and one other person appointed
13 by the governor.

14 * Sec. 5. AS 14.56.070 is repealed.
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