

Introduced: 3/31/67
Referred: Commerce
and Judiciary

1 IN THE SENATE

BY THE COMMERCE COMMITTEE

2 SENATE BILL NO. 201

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to authorizing certain contract
7 carriers and air taxi operators to engage in air
8 commerce; and providing for an effective date."

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

10 * Section 1. AS 02.05.050(c) is amended to read:

11 (c) Contract carriers. A person authorized by this chapter to
12 engage in air commerce as a contract carrier, or who, as a contract
13 carrier, was a resident authorized to engage in and engaged in air com-
14 merce between September 1, 1959, and January 1, 1961, and who has made
15 application for a certificate before July 1, 1967, may engage or con-
16 tinue to engage in air commerce to the extent that contract carriers
17 were authorized before January 1, 1960, but subject to the conditions
18 and limitations of the authority as effective on that date. A contract
19 carrier is authorized both to employ or hire pilots and to lease, rent
20 and own aircraft, but a person who has not received authority under
21 this chapter may not operate under another person's contract carrier
22 certificate of authority.

23 * Sec. 2. AS 02.05.050(d) is amended to read:

24 (d) Air taxi operators. A person authorized by this chapter to
25 engage in air commerce as an air taxi operator or who was a resident
26 engaged in air commerce as an air taxi operator between September 1,
27 1959, and May 1, 1960, and who has made application for a certificate
28 before July 1, 1967, may engage or continue to engage in air commerce
29 as an Alaska air taxi operator. An air taxi operator is authorized

1 both to employ or hire pilots and to lease, rent and own aircraft, but
2 a person who has not received authority under this chapter may not
3 operate under another person's air taxi certificate of authority. A
4 person authorized under this subsection may engage or continue to
5 engage in air commerce as an Alaska air taxi operator subject to the
6 following limitations and conditions:

7 (1) he shall comply with all laws, rules and regulations re-
8 lating to the providing of safe and adequate service, equipment, and
9 facilities in connection with air commerce, [AND]

10 (2) he shall comply with the conditions and limitations
11 contained in secs. 293.1, 293.2, 293.3 and 293.17(a) of Part 293 of the
12 Economic Regulations of the federal Civil Aeronautics Board, adopted
13 December 30, 1958, and made effective February 3, 1959, subject to the
14 following modifications of the provisions contained in those sections:

15 (A) except as provided in (C) of this subsection an Alaska air taxi
16 operator may utilize in air transportation in all areas of the state
17 aircraft having a "maximum certificate take off weight" (as that term
18 is defined in sec. 293.1 of the said Economic Regulations) of 12,500
19 pounds or less; (B) an Alaska air taxi operator is authorized both to
20 employ or hire pilots and to lease, rent, and own aircraft without
21 limitation as to number, but a person who has not received authority
22 under this chapter may not operate under another person's air taxi
23 operator certificate of authority; (C) an air taxi operator may
24 charge individual passenger fares and per pound cargo rates on bush
25 routes or points served by him on an irregular basis other than between
26 main line terminal points served by a scheduled carrier; except that no
27 such tariff flights are authorized between points on the route of a
28 scheduled carrier within three hours before the scheduled carrier's
29 published departure time; provided that for the purposes of this

1 subparagraph only, an air taxi operator may not charge tariffs for or
2 use an aircraft of a gross weight exceeding 5,000 pounds; and provided
3 further that the individual passenger fares and per pound cargo rates
4 may not be less than the published tariff of the scheduled carrier
5 between points served by the carrier, [.]

6 (3) he shall register his established base of operations
7 with the director, on forms furnished by the director, by August 1,
8 1966, and may not thereafter change the base of operations except upon
9 proper application to the director showing public convenience and
10 necessity.

11 * Sec. 3. This Act takes effect on the day after its passage and approval
12 or on the day it becomes law without approval.