

Introduced: 2/29/68
Referred: Health, Welfare and Education

1 IN THE SENATE

BY THE HEALTH, WELFARE AND
EDUCATION COMMITTEE

2 SENATE BILL NO. 379

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Alaska Educational and Public
7 Broadcast Authority within the State Board of Educa-
8 tion; providing for the appointment of the Broadcast
9 Authority Technical Advisory Commission; providing for
10 their functions and powers; and providing for an
11 effective date."

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

13 * Section 1. AS 14.07 is amended by adding new sections to read:

14 ARTICLE 4. ALASKA EDUCATIONAL AND PUBLIC BROADCAST AUTHORITY.

15 Sec. 14.07.200. CREATION, MEMBERSHIP, AND TERM OF OFFICE. There
16 is created the Alaska Educational and Public Broadcast Authority,
17 composed of the members of the State Board of Education and vested
18 with all powers granted the board under this title. Individuals shall
19 serve as members and officers of the authority for their terms of
20 office on the board.

21 Sec. 14.07.210. PURPOSE OF THE AUTHORITY. The authority is
22 created to encourage and supervise the initial development of educa-
23 tional and public broadcasting, and provide for regulation of future
24 educational and public broadcasting in the state.

25 Sec. 14.07.220. POWERS OF THE AUTHORITY. (a) The authority shall

26 (1) control and supervise the use of broadcasting channels
27 reserved by the Federal Communications Commission for noncommercial,
28 educational purposes in Alaska;

29 (2) initiate or receive for review and approval all

1 applications for educational and public broadcasting licenses sub-
2 mitted to the Federal Communications Commission for or on behalf of
3 an elementary or secondary public school system, community college,
4 institution of higher learning, private educational institution, non-
5 profit community or municipal organization within the state;

6 (3) initiate or receive for review and approval all
7 applications for federal, state, or private funds if the applications
8 involve any form of educational or public broadcasting;

9 (4) receive all federal, state or private funds, property,
10 or assistance that may be appropriated, granted, or otherwise made
11 available to the authority for educational and public broadcasting
12 purposes at all levels of education and shall use and disburse funds
13 and property for purposes consistent with the terms of this article
14 subject to reasonable limitations imposed by the grantor;

15 (5) provide consultative services in all aspects of
16 educational and public broadcasting to all public or private agencies
17 within the state who request them;

18 (6) serve as a library and clearinghouse for information
19 on broadcasting for educational and public purposes;

20 (7) perform all other functions necessary to insure the
21 orderly and coordinated development of educational and public broad-
22 casting in the state; and

23 (8) appoint a Technical Advisory Commission pursuant to
24 sec. 230 of this article.

25 (b) The authority may

26 (1) direct the commissioner to employ all consultative,
27 technical and clerical personnel necessary for the implementation of
28 this article, within the limits of available funds;

29 (2) direct the commissioner to employ a director, pursuant

1 to AS 14.07.145(f), who shall be directly responsible to the com-
2 missioner in financial and administrative matters; and

3 (3) lease, purchase, construct, own, operate, manage,
4 and be the licensee of educational broadcasting stations, production
5 centers, and all other related equipment and facilities for the pro-
6 duction and transmission of open circuit, closed circuit, 2,500
7 MegaHertz, and other transmission means necessary to provide fully
8 effective educational and public broadcasting in the state.

9 Sec. 14.07.230. TECHNICAL ADVISORY COMMISSION. (a) The
10 authority shall appoint a four member commission, one member of which
11 shall be the director of communications, Department of Public Works.

12 (b) The appointive members of the commission shall be selected
13 from a list of six nominees presented to the authority by the Alaska
14 Broadcasters Association.

15 (c) Nominees shall be persons from the communications fields
16 in the state who have demonstrated a high degree of familiarity with
17 the techniques and programs of educational and public broadcasting
18 as defined in sec. 250(5) of this article.

19 (d) The commission shall advise the authority in technical
20 programming matters and the feasibility of proposed uses of educa-
21 tional and public broadcasting.

22 (e) Appointive members of the commission shall serve staggered
23 three year terms.

24 Sec. 14.07.240. COMMERCIAL BROADCASTING. Nothing in this
25 article may be construed so as to restrict or control commercial
26 broadcast stations or companies operating or licensed in the state.

27 Sec. 14.07.250. DEFINITIONS. As used in this article

28 (1) "authority" means the Alaska Educational and Public
29 Broadcast Authority;

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(2) "commission" means the Broadcast Authority Technical
Advisory Commission;

(3) "board" means the State Board of Education;

(4) "commissioner" means the commissioner of education; and

(5) educational and public broadcasting includes, but is
not limited to, television and radio transmission, transmission by
2,500 MegaHertz, closed circuit or microwave video and audio pro-
gramming, slow-scan television programming, teletype or facsimile
transmission, and distribution methods, when such transmission,
programming and distribution is intended to serve a noncommercial
public or educational purpose.

* Sec. 2. This Act takes effect on the day after its passage and
approval or on the day it becomes law without approval.