

Introduced: 1/15/70
Referred: Health, Welfare
and Education and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 440

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act creating the Alaska Educational Broadcasting
7 Commission; and providing for an effective date."

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

9 * Section 1. AS 44.27 is amended by adding new sections to read:

10 ARTICLE 2. ALASKA EDUCATIONAL BROADCASTING COMMISSION.

11 Sec. 44.27.030. CREATION. There is created in the Office of the
12 Governor the Alaska Educational Broadcasting Commission.

13 Sec. 44.27.040. COMPOSITION. The Alaska Educational Broadcasting
14 Commission consists of seven members appointed by the governor and
15 confirmed by a majority of the members of the legislature in joint
16 session.

17 Sec. 44.27.050. APPOINTMENT. In making the appointments, due
18 consideration shall be given to persons with experience in higher
19 education, secondary and elementary education, commercial broadcasting,
20 public health, and public works, but no more than two board members
21 may be appointed from any one of the above mentioned areas. Members
22 serve at the pleasure of the governor.

23 Sec. 44.27.060. TERMS OF OFFICE. The term of office for each
24 member of the commission is five years provided that of the members
25 first appointed, one shall serve one year, one shall serve two years,
26 and three shall serve five years, the initial terms to be decided by
27 lot. All vacancies shall be filled for the balance of the unexpired
28 term in the same manner as original appointments.

29 Sec. 44.27.070. COMPENSATION. The members of the commission

1 shall not receive compensation for their services, but shall receive
2 the travel pay and per diem provided in sec. 39.20.180.

3 Sec. 44.27.080. POWERS AND DUTIES. (a) The commission shall

4 (1) control and supervise the use of broadcasting channels
5 reserved by the Federal Communications Commission for non-commercial
6 and educational purposes;

7 (2) initiate or receive for review and approval all
8 applications for educational and public broadcasting licenses
9 submitted to the Federal Communications Commission for or on behalf of
10 an elementary or secondary public school system, community college,
11 institution of higher learning, private educational institution, non-
12 profit community or municipal organization in the state;

13 (3) initiate or receive for review and approval applications
14 for federal, state, or private funds if the applications involve any
15 form of educational broadcasting;

16 (4) receive all federal, state, or private funds, property,
17 or assistance that may be appropriated, granted, or otherwise made
18 available to the commission for educational and public broadcasting
19 purposes at all levels of education after dispersal by the legislature
20 and shall use and disburse funds and property for purposes consistent
21 with the terms of this chapter, subject to reasonable limitations
22 imposed by the grantor;

23 (5) provide consultative services in all aspects of
24 educational and public broadcasting to all public or private agencies
25 in the state who request them;

26 (6) serve as a collecting library and clearinghouse for
27 information on broadcasting for educational and public purposes;

28 (7) design and implement a coordinated plan for educational
29 broadcasting in Alaska;

1 (8) perform all other functions necessary to insure the
2 orderly and coordinated development of educational and public broad-
3 casting in the state.

4 (b) The commission may

5 (1) employ all consultative, technical and clerical
6 personnel necessary for the implementation of this chapter within the
7 limits of available funds;

8 (2) employ an executive director, who shall be directly
9 responsible to the commission in financial and administrative matters;

10 (3) Lease, purchase, construct, own, operate, manage, and be
11 the licensee of educational broadcasting stations, production centers,
12 and all other related equipment and facilities for the production and
13 transmission of open circuit, closed circuit, 2,500 Megahertz, and
14 other transmission means necessary to provide fully effective
15 educational broadcasting in the state or the commission may contract
16 with other agencies to provide these services;

17 (4) appoint unpaid advisory committees to assist in
18 development of programs for instructional and public television
19 broadcasts.

20 Sec. 44.27.090. COMMERCIAL BROADCASTING. Nothing in secs. .030
21 to .110 of this chapter may be construed so as to restrict or control
22 commercial broadcast stations or companies operating or licensed in
23 the state.

24 Sec. 44.27.100. DEFINITIONS. As used in this chapter

25 (1) "educational broadcasting" means both public and
26 instructional broadcasting and includes, but is not limited to,
27 television and radio transmission by 2,500 Megahertz, closed circuit
28 or microwave video and audio programming, slow-scan television
29 programming, programming via satellite, teletype or facsimile

1 transmission, and distribution methods, when such transmission,
2 programming and distribution is intended to serve a non-commercial
3 public or instructional purpose;

4 (2) "commission" means Alaska Educational Broadcasting
5 Commission.

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