

1 IN THE SENATE

BY THE RULES COMMITTEE BY REQUEST

2 SENATE BILL NO. 403

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the modification, suspension or
7 revocation of certificates to engage in air commerce."

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

9 * Section 1. AS 02.05.100(a) is amended to read:

10 (a) Except as provided in (c) of this section, upon [UPON] a
11 petition or accusation filed by any person or the commission, and after
12 notice and opportunity for hearing, the commission by order may alter,
13 amend, or modify a certificate, in whole or in part, if the public
14 convenience and necessity require it and may suspend or revoke a
15 certificate, in whole or in part, for any of the following reasons:

16 (1) intentional misrepresentation of a material fact in
17 obtaining the certificate;

18 (2) voluntary discontinuance of operations for 180 continu-
19 ous days or more;

20 (3) intentional failure to comply with a provision of this
21 chapter or an order, rule, or regulation issued under this chapter;

22 (4) intentional failure to comply with a term, condition or
23 limitation of the certificate.

24 * Sec. 2. AS 02.05.100 is amended by adding a new subsection to read:

25 (c) The commission may not alter, amend, modify, suspend or
26 revoke a certificate, in whole or in part, if the certificate was
27 issued before March 2, 1960 under federal statutory authority except for
28 one of the following reasons:

29 (1) intentional failure to comply with a term, condition or

1 limitation of the original federal certificate; or

2 (2) intentional failure to comply with a provision of this
3 chapter or an order, rule or regulation issued under this chapter and
4 not in conflict with the original authorization.
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