

Original sponsor: Orsini

Offered: 3/25/74
Referred: Judiciary and Health,
Education and Social Services

1 IN THE HOUSE

BY THE RESOURCES COMMITTEE

2 CS FOR HOUSE BILL NO. 39

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to noise nuisances; and providing
7 for an effective date."

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

9 * Section 1. AS 46.03.810(a) is amended by adding a new paragraph to
10 read:

11 (3) operates an internal combustion engine, exclusive of
12 aircraft and military equipment, on state-owned land or a state right-
13 of-way which emits noise in excess of 90 decibels at a distance of
14 50 feet, tested in normal operating condition while the vehicle or
15 machinery in which the engine is found is immobile; however,

16 (A) if the engine is operated on land other than state-
17 owned land or a state right-of-way and power emits a noise level
18 in excess of the maximum allowable under this paragraph at the
19 boundary of state-owned land or a state right-of-way, the
20 operator is guilty of creating and maintaining a nuisance under
21 this section;

22 (B) the commissioner may issue a permit exempting a
23 person operating the engine from the restrictions imposed by this
24 paragraph for a specific and limited purpose which does not
25 threaten the public welfare;

26 (C) sound pressure levels in decibels shall be
27 measured on the "A" scale of a sound level meter having character-
28 istics defined by American Standards Association S1, 4-1966
29 "General Purpose Sound Meter."

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