

Introduced: 5/2/75
Referred: Commerce

1 IN THE SENATE

BY THE COMMERCE COMMITTEE
BY REQUEST

2 SENATE BILL NO. 413

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 NINTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to location of sanitary land fills."

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

8 * Section 1. AS 42.05.221(f) is amended to read:

9 (f) A certificate shall be issued by the Public Utilities Commis-
10 sion to a public utility engaged in garbage, refuse, trash or other waste
11 material collection and disposal which was not required to have one
12 before January 1, 1973, and which is required to have one after that
13 date, if the public utility was previously operating under the authority
14 of a permanent permit granted by the Alaska Transportation Commission.
15 The certificate, however, shall exclude all areas within the limits of an
16 incorporated city except a unified city/borough municipality as they
17 existed on January 1, 1973 even though the area was included in the
18 permit issued by the Alaska Transportation Commission. In unified city/
19 borough municipalities, the certificate shall exclude only such areas
20 as were actually served by the municipalities on January 1, 1973. Any
21 area annexed after January 1, 1973, shall not be excluded from a
22 carrier's certificate effective at the time of annexation, and shall be
23 governed by the general provisions of this section. A political sub-
24 division of the state may not provide for a garbage, refuse, trash or
25 other waste material collection and disposal service except furnishing
26 location of sanitary land fill in any area to the extent it lies within
27 an area granted to a garbage or refuse carrier by a certificate issued
28 by the commission to the carrier until it has purchased the certificate,
29 equipment and facilities of the carrier or that portion of the certifi-

1 cate, facilities and equipment which would be affected, at fair market
2 value. Section 711(b) of this chapter notwithstanding, this subsection
3 shall not be construed to have the effect of bringing public utilities
4 owned and operated by a political subdivision of the state within the
5 jurisdiction of the Alaska Public Utilities Commission.

6 * Sec. 2. AS 42.05.701(2)(F) is amended to read:

7 (F) furnishing collection and disposal service, except
8 furnishing (F) furnishing tary land fill, of garbage, refuse,
9 trash or other waste material.
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