

Introduced: 1/13/77
Referred: State Affairs and
Judiciary

1 IN THE HOUSE

BY GARDINER AND BRADLEY

2 HOUSE BILL NO. 50

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the termination, continuation and
7 reestablishment of regulatory boards and commissions."

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

9 * Section 1. AS 08 is amended by adding a new chapter to read:

10 CHAPTER 03. TERMINATION, CONTINUATION

11 AND REESTABLISHMENT OF REGULATORY BOARDS.

12 Sec. 08.03.010. TERMINATION, CONTINUATION AND REESTABLISHMENT OF
13 REGULATORY BOARDS. (a) Boards listed in this subsection have a termi-
14 nation date of June 30, 1978:

15 (1) Board of Chiropractic Examiners (AS 08.20.010);

16 (2) Board of Dental Examiners (AS 08.36.010);

17 (3) State Medical Board (AS 08.64.010);

18 (4) Board of Nursing (AS 08.68.010);

19 (5) Board of Dispensing Opticians (AS 08.71.010);

20 (6) Board of Examiners in Optometry (AS 08.72.010);

21 (7) Board of Pharmacy (AS 08.80.010);

22 (8) Board of Veterinary Examiners (AS 08.98.010);

23 (9) Board of Psychologist and Psychological Associate
24 Examiners (AS 08.86.010);

25 (10) Board of Nursing Home Administrators (AS 08.70.010);

26 (11) Physical Therapy Board (AS 08.84.010).

27 (b) Boards listed in this subsection have a termination date of
28 June 30, 1980:

29 (1) Board of Public Accountancy (AS 08.04.010);

- 1 (2) Board of Barber Examiners (AS 08.12.010);
- 2 (3) Collection Agency Board (AS 08.24.011);
- 3 (4) Board of Hairdressing and Beauty Culture Examiners
- 4 (AS 08.28.010);
- 5 (5) Board of Electrical Examiners (AS 08.40.010);
- 6 (6) State Board of Registration for Architects, Engineers and
- 7 Land Surveyors (AS 08.48.011);
- 8 (7) Guide Licensing and Control Board (AS 08.54.010);
- 9 (8) Board of Marine Pilots (AS 08.62.010);
- 10 (9) Real Estate Commission (AS 08.88.011);
- 11 (10) Board of Welding Examiners (AS 08.99.010);
- 12 (11) Board of Governors of the Alaska Bar Association (AS 08.-
- 13 08.040).

14 (c) Upon termination, each board listed in (a) and (b) of this
15 section shall continue in existence until June 30 of the next succeeding
16 year for the purpose of concluding its affairs. During this period,
17 termination does not reduce or otherwise limit the powers or authority
18 of each board. One year after the date of termination, a board not
19 continued shall cease all activities.

20 (d) A board scheduled for termination under this chapter may be
21 continued or reestablished by the legislature for a period not to exceed
22 four years.

23 (e) Before the termination, continuation or reestablishment of a
24 board, a committee of reference in each house of the legislature shall
25 hold a public hearing, receiving testimony from the public and from the
26 members of the board. At the public hearing a board subject to termina-
27 tion has the burden of demonstrating a public need for its continued
28 existence.

29 (f) No more than one board may be continued or reestablished in

1 any legislative bill, and the name of the board to be continued or
2 reestablished shall be mentioned in the title of the bill.

3 * Sec. 2. AS 42 is amended by adding a new chapter to read:

4 CHAPTER 08. TERMINATION, CONTINUATION AND
5 REESTABLISHMENT OF REGULATORY COMMISSIONS.

6 Sec. 42.08.010. TERMINATION, CONTINUATION AND REESTABLISHMENT OF
7 REGULATORY COMMISSIONS. (a) The regulatory commissions listed in this
8 subsection have the termination date set out after each:

9 (1) Alaska Pipeline Commission (AS 42.06.020) -- June 30,
10 1979;

11 (2) Alaska Transportation Commission (AS 42.07.011) --
12 June 30, 1979;

13 (3) Alaska Public Utilities Commission (AS 42.05.010) --
14 June 30, 1981.

15 (b) Upon termination, a commission listed in (a) of this section
16 shall continue in existence until June 30 of the next succeeding year
17 for the purpose of concluding its affairs. During this period, termi-
18 nation does not reduce or otherwise limit the powers or authority of
19 each commission. One year after the date of termination, a commission
20 not continued shall cease all activities.

21 (c) A commission scheduled for termination under this chapter may
22 be continued or reestablished by the legislature for a period not to
23 exceed four years.

24 (d) Before the termination, continuation or reestablishment of
25 a commission, a committee of reference in each house of the legislature
26 shall hold a public hearing, receiving testimony from the public and
27 from the members of the commission. At the public hearing a commission
28 subject to termination has the burden of demonstrating a public need for
29 its continued existence.

1 (e) No more than one commission may be continued or reestablished
2 in any legislative bill, and the name of the commission to be continued
3 or reestablished shall be mentioned in the title of the bill.

4 * Sec. 3. This Act does not cause the termination or dismissal of a claim
5 or right of a citizen against an agency, board or commission or a claim or
6 right of a board or commission terminated in accordance with the provisions
7 of this Act which is subject to litigation. The claims and rights shall be
8 assumed by the Department of Commerce and Economic Development.
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