

1 IN THE SENATE

BY KERTTULA BY REQUEST

2 SENATE BILL NO. 349

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 public utilities furnishing elec-  
7 trical service; and providing for an effective date."

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

9 \* Section 1. AS 42.05 is amended by adding a new section to read:

10 Sec. 42.05.356. ELECTRIC GENERATION PLANTS. (a) After January 1,  
11 1978 a public utility furnishing electrical service may not construct an  
12 electric generation plant generating more than 5,000 kilowatts unless  
13 the generation equipment is powered by coal, geothermal energy, wind  
14 or hydrodynamically.

15 (b) The requirements in (a) of this section apply to those elec-  
16 tric generation plants located in the following areas or political  
17 subdivisions of the state:

18 (1) Fairbanks-North Star Borough;

19 (2) Matanuska-Susitna Borough;

20 (3) Municipality of Anchorage;

21 (4) election district 9 as designated by the Proclamation of  
22 Reapportionment and Redistricting of December 7, 1961, and retained for  
23 the house of representatives by proclamation of the governor, September  
24 3, 1965;

25 (5) Upper Railbelt Regional Educational Attendance Area  
26 established under AS 14.08.031; and

27 (6) City of Whittier.

28 (c) An electric generation plant powered by coal and subject to  
29 (a) of this section shall install air quality control devices that

1 utilize the best available technology for the control and elimination  
2 of air pollutants.

3 \* Sec. 2. AS 42.05.711(b) is amended to read:

4 (b) Public utilities owned and operated by a political subdivision  
5 of the state and none of whose utilities, excepting the furnishing of  
6 collection and disposal service of garbage, refuse, trash or other  
7 waste material, is in competition with any other utility, are exempt  
8 from the provisions of this chapter, other than the provisions of secs.  
9 221 - 281 and sec. 356 of this chapter, unless the owner and operator  
10 elects to be subject to all provisions of this chapter. Notwithstanding  
11 any other provisions of this chapter, municipalities providing collec-  
12 tion and disposal service of garbage, refuse, trash or other waste  
13 material within their corporate boundaries are not subject to regula-  
14 tion by the Alaska Public Utilities Commission unless the municipality  
15 elects to be subject to the provisions of this chapter.

16 \* Sec. 3. This Act takes effect January 1, 1978.  
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