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Referred: State Affairs and
Finance

BY THE RULES COMMITTEE BY
REQUEST OF THE LEGISLATIVE
COUNCIL BY REQUEST

1 IN THE SENATE

2 SENATE BILL NO. 435

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing advisory transportation councils."

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

8 * Section 1. AS 44.42 is amended by adding new sections to read:

9 ARTICLE 2. ADVISORY TRANSPORTATION COUNCILS.

10 Sec. 44.42.100. REGIONAL ADVISORY TRANSPORTATION COUNCILS. There
11 is established in the Department of Transportation and Public Facilities
12 a regional advisory transportation council for each of the regions
13 described in AS 44.42.105.

14 Sec. 44.42.105. REGIONS. The regions that have regional advisory
15 transportation councils are:

16 (1) Southeast Alaska: the Southeast Alaska mainland and
17 islands northward and westward from Dixon Entrance to Cape Suckling;

18 (2) Southcentral Alaska: the area drained by water flowing
19 into the Gulf of Alaska, Prince William Sound, Cook Inlet, and Shelikof
20 Strait from Cape Suckling westward to Portage Bay on the Alaska
21 Peninsula, including Trinity Islands and all coastal islands north of
22 Trinity Islands, and the area lying south of the rim of the Alaska Range
23 and Wrangell Mountains;

24 (3) Southwest Alaska: the Alaska Peninsula westward from
25 Portage Bay; Chirikof and Shumagin Islands, and all other adjacent
26 offshore islands; the Aleutian Islands and the Pribilof Islands; the
27 area northward and northwestward from the King Salmon River drainage,
28 including all land drained by water flowing into Bristol Bay and the
29 land within the boundaries of the Calista Regional Corporation; Nunivak

1 and St. Matthew Islands, and all other islands along the coast;

2 (4) Northwest Alaska: the area drained by all streams flow-
3 ing into the Arctic Ocean, Kotzebue Sound, Bering Strait, and Norton
4 Sound from Cape Lisburne to, but not including, the Pastolik River
5 drainage on the south; King, Little Diomedé, St. Lawrence, Sledge,
6 Stuart, and adjacent islands;

7 (5) Interior Alaska: the area drained by all streams and
8 rivers flowing into the Arctic Ocean between Cape Lisburne and the
9 Alaska-Canada boundary; the Firth River drainage lying within Alaska;
10 and the land encompassing the drainages of the Yukon and Kuskokwim
11 Rivers northward from the boundary of the Southcentral Alaska region,
12 eastward from the boundary of the Southwest Alaska region, eastward and
13 southward from the boundary of the Northwest Alaska region, and extend-
14 ing to the United States-Canada border.

15 Sec. 44.42.115. APPOINTMENT AND QUALIFICATIONS. Each regional
16 advisory transportation council consists of five members appointed by
17 the governor from among residents of the region. Each member must be a
18 resident and qualified voter of Alaska at the time of his appointment
19 and while serving on the council.

20 Sec. 44.42.120. TERMS OF OFFICE. (a) Members of a regional
21 advisory transportation council shall be appointed for five-year terms.
22 However, of the initial appointments, one member serves for one year,
23 one member serves for two years, one member serves for three years, one
24 member serves for four years, and one member serves for five years.

25 (b) The governor shall fill a vacancy on a regional advisory
26 transportation council for the balance of an unexpired term.

27 (c) Each regional advisory transportation council shall select a
28 chairman from among its members. The chairman of each regional advisory
29 transportation council serves a member of the State Advisory Trans-

1 portation Council established in AS 44.42.125.

2 Sec. 44.42.125. STATE ADVISORY TRANSPORTATION COUNCIL. There is
3 established in the Department of Transportation and Public Facilities
4 the State Advisory Transportation Council. The State Advisory Trans-
5 portation Council shall select a chairman from among its members.

6 Sec. 44.42.130. PER DIEM AND EXPENSES. Members of the regional
7 and state advisory transportation councils receive no salary, but are
8 entitled to per diem and travel expenses authorized by law for other
9 boards and commissions.

10 Sec. 44.42.135. MEETINGS. The chairman of a regional advisory
11 transportation council or of the State Advisory Transportation Council
12 may call meetings of the council upon at least seven days notice, and
13 must call meetings upon the request of two members.

14 Sec. 44.42.140. QUORUM AND MAJORITY. Three members of a regional
15 advisory transportation council or of the State Advisory Transportation
16 Council constitute a quorum for the conduct of business. A vote of the
17 majority of members present is required for action by a council.

18 Sec. 44.42.145. DUTIES OF REGIONAL ADVISORY TRANSPORTATION
19 COUNCILS. Each regional advisory transportation council shall assess
20 (1) the transportation needs of its region, particularly as those needs
21 relate to the development of renewable and nonrenewable resources in the
22 region; and (2) transportation modes which could reduce freight costs in
23 its region. Each regional advisory transportation council shall report
24 its findings at least annually to the State Advisory Transportation
25 Council.

26 Sec. 44.42.150. DUTIES OF STATE ADVISORY TRANSPORTATION COUNCIL.
27 The State Advisory Transportation Council shall
28 (1) review the reports of the regional advisory transportation
29 councils; and

1 (2) review and comment on each plan and program submitted to
2 it under AS 44.42.050 and AS 19.10.140 with regard to whether the plan
3 or program

4 (A) considers the needs set out in the reports of the
5 regional advisory transportation councils;

6 (B) should be amended to include the needs set out in
7 the reports of the regional advisory transportation councils.

8 Sec. 44.42.155. REPORT OF STATE ADVISORY TRANSPORTATION COUNCIL.

9 The state council shall annually prepare a report summarizing the review
10 required by AS 44.42.150. The report shall be submitted annually to the
11 governor, the commissioner of transportation and public facilities, and
12 the legislature.

13 * Sec. 2. AS 19.10.140 is amended to read:

14 Sec. 19.10.140. LONG-RANGE PROGRAM FOR HIGHWAY CONSTRUCTION AND
15 MAINTENANCE. The governor shall require the department to establish a
16 continuing, long-range program for highway construction and maintenance.
17 The program shall annually project proposed construction and maintenance
18 of highways for not less than the next succeeding five years. A state-
19 ment of the program shall be submitted by the governor to the legis-
20 lature annually, and the long-range program shall include in detail the
21 program prepared under AS 19.10.150. The department shall annually
22 submit a copy of the program to the State Advisory Transportation
23 Council (AS 44.42.125).

24 * Sec. 3. AS 44.42.050(a) is amended to read:

25 (a) The commissioner shall develop annually a comprehensive,
26 intermodal, long-range transportation plan for the state. In developing
27 and revising the state plan, the commissioner shall consider means and
28 costs of improving existing modes and facilities, state and federal
29 subsidies, and the costs and benefits of new transportation modes and

1 facilities. The commissioner shall also consider the recommendation of
2 the Alaska Transportation Planning Council. The plan shall be submitted
3 to the governor for his review and approval and submitted by the
4 governor to the legislature. A copy of the plan shall be submitted to
5 the State Advisory Transportation Council (AS 44.42.125).
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