

Original sponsors: Ray and Ferguson

Offered: 4/14/81  
Referred: Rules

1 IN THE SENATE

BY THE TRANSPORTATION COMMITTEE

2

CS FOR SENATE BILL NO. 57 (Transportation)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to transportation safety; and providing for an effective date."

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

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\* Section 1. AS 09.65 is amended by adding a new section to read:

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Sec. 09.65.092. CIVIL LIABILITY FOR VOLUNTARY AIRCRAFT SAFETY

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INSPECTION. An aircraft or power plant technician or mechanic certified by the Federal Aviation Administration who participates without

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compensation in a voluntary aircraft safety inspection program is not

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liable for civil damage resulting from an act or omission arising out

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of an aircraft safety inspection in that program unless the act or

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omission constitutes gross negligence or reckless or intentional misconduct.

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\* Sec. 2. AS 44.99.001 is amended to read:

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Sec. 44.99.001. ADMINISTRATION OF HIGHWAY SAFETY PROGRAM. The

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governor may contract and do all other things necessary on behalf of

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this state under the Federal Highway Safety Act of 1966, and may cooperate with interested persons and agencies [FEDERAL AND STATE AGEN-

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CIES, PRIVATE AND CORPORATE AGENCIES, INTERESTED CORPORATIONS, AND

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INDIVIDUALS,] to effectuate the purposes of that Act. The governor

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may designate a person to serve as his highway safety representative;

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however, the governor is the official in this state having the ultimate

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responsibility for dealing with the federal government with respect to

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programs and activities under the Federal Highway Safety Act of 1966.

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He shall coordinate the activities relating to highway safety of state

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1 departments, agencies and subdivisions and of the Governor's Commission  
2 on Transportation Safety established in AS 44.19.190.

3 \* Sec. 3. AS 44.19 is amended by adding new sections to read:

4 ARTICLE 16. GOVERNOR'S COMMISSION ON TRANSPORTATION SAFETY.

5 Sec. 44.19.190. GOVERNOR'S COMMISSION ON TRANSPORTATION SAFETY.

6 (a) There is established in the Office of the Governor the Governor's  
7 Commission on Transportation Safety.

8 (b) The Governor's Commission on Transportation Safety consists  
9 of 15 members who serve ex officio or are appointed by the governor as  
10 follows:

11 (1) the attorney general and the commissioners of public  
12 safety, transportation and public facilities, and health and social  
13 services;

14 (2) one superior court or district court judge experienced  
15 in the adjudication of traffic cases;

16 (3) six members of the legislature, with at least one from  
17 each house;

18 (4) four residents of the state selected by the governor  
19 based on geographic representation and population distribution.

20 (c) A member of the Governor's Commission on Transportation  
21 Safety appointed under (b)(2) - (3) of this section serves at the  
22 pleasure of the governor and so long as he possesses the office des-  
23 cribed in (b)(2) - (3) of this section. A member of the commission  
24 appointed under (b)(4) of this section serves at the pleasure of the  
25 governor.

26 (d) A member of the Governor's Commission on Transportation  
27 Safety serves without compensation but is entitled to receive the per  
28 diem and travel expenses authorized by law for state boards and commis-  
29 sions under AS 39.20.180.

1           Sec. 44.19.191. POWERS AND DUTIES. (a) The Governor's Commission  
2 on Transportation Safety is the state planning agency and shall assist  
3 the governor in the exercise of his powers and duties relating to the  
4 Federal Highway Safety Act under AS 44.99.001. The commission may  
5 apply for, receive, and use grants, gifts and other assistance from the  
6 federal government and from other public and private sources for the  
7 execution of its programs.

8           (b) The Governor's Commission on Transportation Safety may assist  
9 a public or private agency to develop and implement a transportation  
10 safety project through the award of grants-in-aid.

11           (c) The Governor's Commission on Transportation Safety may inves-  
12 tigate state and local transportation safety needs and seek financing  
13 for the development of programs and techniques to

14                 (1) alleviate and prevent all types of transportation acci-  
15 dents;

16                 (2) aid the court system in the adjudication of highway,  
17 road and street traffic cases;

18                 (3) aid peace officers in the enforcement of all transporta-  
19 tion laws; and

20                 (4) rehabilitate traffic offenders and prevent recidivism of  
21 traffic offenders.

22           (d) The Governor's Commission on Transportation Safety shall  
23 provide assistance, planning, and coordination to state agencies with  
24 responsibilities related to transportation safety to encourage the  
25 efficient allocation, use, and coordination of transportation safety  
26 and related personnel at the state and local level and to determine  
27 reasonable qualifications for the employment of that personnel.

28           (e) The court system and the state departments and agencies with  
29 responsibilities related to transportation safety shall assist the

1 Governor's Commission on Transportation Safety in the performance of  
2 its duties.

3 (f) In order to facilitate communication and cooperation, the  
4 Governor's Commission on Transportation Safety shall conduct conferences  
5 to discuss and plan

6 (1) transportation safety;

7 (2) traffic enforcement and adjudication; and

8 (3) offender rehabilitation programs and personnel for the  
9 court system and the state departments and agencies.

10 Sec. 44.19.192. STAFF. (a) The governor or the person design-  
11 nated under AS 44.99.001, with the approval of the governor, may select  
12 a director to administer the governor's programs under AS 44.99.001 and  
13 the programs of the Governor's Commission on Transportation Safety  
14 under AS 44.19.190 - 44.19.192 and the Federal Highway Safety Act of  
15 1966 (P.L. 89-564, 80 Stat. 731).

16 (b) The director may employ personnel as necessary to carry out  
17 the functions assigned under AS 44.99.001 and 44.19.190 - 44.19.192.  
18 Personnel employed under this subsection are in the classified service  
19 under AS 39.25.100.

20 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-  
21 070(c).