

Offered: 4/18/83
Referred: Rules

Original sponsors: Davis, Hurlbert,
McBride and Abood

1 IN THE HOUSE BY THE JUDICIARY COMMITTEE
2 CS FOR HOUSE BILL NO. 195 (Judiciary)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act permitting transfer of forfeited aircraft to
7 the Alaska Wing, Civil Air Patrol."

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

9 * Section 1. AS 16.05.195(f) is amended to read:

10 (f) An item forfeited under this section shall be disposed of at
11 the discretion of the department. Before the department disposes of
12 an aircraft it shall consider transfer of ownership of the aircraft to
13 the Alaska Wing, Civil Air Patrol.

14 * Sec. 2. AS 17.30.110(m) is amended by adding a new paragraph to read:
15 (6) transfer ownership of an aircraft to the Alaska Wing,
16 Civil Air Patrol.

17 * Sec. 3. AS 26.05 is amended by adding a new section to read:

18 Sec. 26.05.347. TRANSFER OF FORFEITED AIRCRAFT TO CIVIL AIR
19 PATROL. (a) A transfer to the Alaska Wing, Civil Air Patrol, of a
20 forfeited aircraft under AS 16.05.195(f), AS 17.30.110(m) or another
21 state law or regulation is subject to the following conditions:

22 (1) the transfer shall be made without cost to the Civil
23 Air Patrol;

24 (2) the aircraft becomes a corporate Civil Air Patrol
25 aircraft;

26 (3) the aircraft may only be used for Civil Air Patrol
27 search and rescue, civil defense, and training purposes;

28 (4) the aircraft may not be transferred to another wing of
29 the Civil Air Patrol unless

1 (A) the aircraft has been corporate aircraft of the
2 Alaska Wing, Civil Air Patrol for at least 36 months from the
3 date of transfer to the Alaska Wing; or

4 (B) the aircraft is being exchanged for another Civil
5 Air Patrol corporate aircraft of equivalent or greater value;

6 (5) if the Civil Air Patrol determines that the aircraft
7 should be disposed of as surplus property, the disposition shall first
8 be approved by the Department of Administration.

9 (b) A transfer of a forfeited aircraft under this section shall
10 be consummated by a contract between the State of Alaska and the
11 Alaska Wing, Civil Air Patrol that includes the conditions set out in
12 (a) of this section. The contract shall also provide that the Civil
13 Air Patrol indemnifies the state for any amount for which the state
14 may be liable for an act or omission relating to the aircraft.