

Introduced: 2/9/84  
Referred: Health, Education &  
Social Services and State Affairs

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

1 IN THE HOUSE

2 HOUSE BILL NO. 596

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to public construction; and provid-  
7 ing for an effective date."

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

9 \* Section 1. AS 35.15.080(d) is amended to read:

10 (d) Provisions of this title governing planning, design, and  
11 construction of public works by the department, and regulations adopt-  
12 ed under those [THE] provisions, govern the administration of projects  
13 assumed by a municipality or regional educational attendance area  
14 under this section or under AS 14.11.020. For that purpose those  
15 [THE] provisions supersede any conflicting provisions of ordinance or  
16 charter of a municipality.

17 \* Sec. 2. AS 35.15.080(f) is amended to read:

18 (f) To carry out the purpose of this section, the commissioner  
19 of transportation and public facilities shall adopt regulations relat-  
20 ing to the application for and the making and the conditions of agree-  
21 ments and the local assumption of responsibilities for the planning,  
22 design and construction of public works under this section. [HE SHALL  
23 INCLUDE IN GRANT CONTRACTS TERMS AND CONDITIONS REQUIRING A REGIONAL  
24 SCHOOL BOARD AND ITS CONTRACTORS TO ADHERE TO THE PROVISIONS OF  
25 AS 36.05.010 WITH RESPECT TO THE PAYMENT OF WAGE RATES ON CONSTRUCTION  
26 PROJECTS, AND AS 36.10.010 WITH RESPECT TO EMPLOYMENT PREFERENCE, AND  
27 MAY REQUIRE DIFFERENT TERMS IN AGREEMENTS FOR DIFFERENT PROJECTS TO  
28 MEET LOCAL CONDITIONS AND UNIQUE REQUIREMENTS AND TO ASSURE COMPLIANCE  
29 WITH THE PUBLIC FACILITIES PROCUREMENT POLICIES DEVELOPED BY THE

1 DEPARTMENT UNDER AS 35.10.160 -- 35.10.200.] If necessary, the com-  
2 missioner may require as a condition of an agreement approval of the  
3 agreement by the federal government. [REGULATIONS ADOPTED, AMENDED OR  
4 REPEALED BY THE DEPARTMENT UNDER THIS SECTION WHICH RELATE TO EDUCA-  
5 TION FACILITIES SHALL BE DEVELOPED IN CONJUNCTION WITH THE ALASKA  
6 ASSOCIATION OF SCHOOL BOARDS AND THE ALASKA ASSOCIATION OF SCHOOL  
7 ADMINISTRATORS AND REVIEWED BY THOSE ASSOCIATIONS BEFORE FINAL ACTION  
8 ON THE REGULATIONS IS TAKEN BY THE DEPARTMENT.]

9 \* Sec. 3. AS 35.25.020(2) is amended to read:

10 (2) "department" means the Department of Transportation and  
11 Public Facilities, except that, in connection with schools, it means  
12 the assembly, council, or school board that has assumed responsibil-  
13 ities under AS 14.11.020;

14 \* Sec. 4. AS 35.27.030(1) is amended to read:

15 (1) "department" means the Department of Transportation and  
16 Public Facilities, except that, in connection with schools, it means  
17 the assembly, council, or school board that has assumed responsibil-  
18 ities under AS 14.11.020;

19 \* Sec. 5. AS 35.30.040(1) is amended to read:

20 (1) "department" means the Department of Transportation and  
21 Public Facilities, [AND] the University of Alaska, and, in connection  
22 with schools, the assembly, council, or school board that has assumed  
23 responsibilities under AS 14.11.020;

24 \* Sec. 6. This Act takes effect immediately in accordance with AS 01.-  
25 10.070(c).