

Offered: 1/11/88

IN THE HOUSE -- Labor & Commerce and
State Affairs

IN THE SENATE -- Labor & Commerce

EXECUTIVE ORDER NO. 68

Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance with AS 24.08.210, I order the following:

* Section 1. FINDINGS. As governor, I find that it would be in the best interest of efficient administration to transfer the Alaska business license program (AS 43.70) from the Department of Revenue to the Department of Commerce and Economic Development. This transfer will promote the efficient operation of government by consolidating this program with the occupational and contractor licensing functions of the Department of Commerce and Economic Development, and will benefit the public by reducing the number of departments from which a business must obtain a license to operate in the state.

* Sec. 2. AS 16.10.265(d) is amended to read:

(d) The commissioner of commerce and economic development [REVENUE] may suspend or revoke a business license issued under AS 43.70.020 and the commissioner of revenue may suspend or revoke [OR] a license to engage in the business of processing or buying raw fish if the licensee or an officer, director, or employee in a policy-making position of the licensee has been convicted of three offenses under this section. Proceedings to suspend or revoke a license are governed by the Administrative Procedure Act (AS 44.62).

* Sec. 3. AS 43.05.230(g) is amended to read:

(g) The information contained in a license issued by the commissioner of revenue or the commissioner of commerce and economic development under AS 43.50, AS 43.60, AS 43.65, AS 43.70, and AS 43.75 is public information.

* Sec. 4. AS 43.15.010(c) is amended to read:

(c) If the department [DEPARTMENT OF REVENUE] and the attorney general determine that a licensee has paid a license tax and is

1 prevented from using the license by court order, administrative deci-
2 sion, or other cause beyond the control of the taxpayer, the Depart-
3 ment of Administration shall refund the amount of the license tax to
4 the licensee.

5 * Sec. 5. AS 43.70.110 is amended by adding new paragraphs to read:

6 (5) "Commissioner" means the commissioner of commerce and
7 economic development.

8 (6) "Department" means the Department of Commerce and
9 Economic Development.

10 * Sec. 6. AS 43.99.950 is amended to read:

11 Sec. 43.99.950. DEFINITIONS [DEFINITION]. In this title,

12 (1) "commissioner" means the commissioner of revenue,
13 except that in relation to business licenses "commissioner" means the
14 commissioner of commerce and economic development; and

15 (2) "department" means the Department of Revenue, except
16 that in relation to business licenses "department" means the Depart-
17 ment of Commerce and Economic Development.

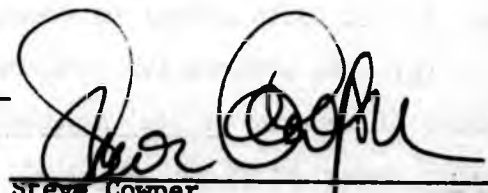
18 * Sec. 7. AS 44.33.020 is amended by adding a new paragraph to read:

19 (30) administer state laws relating to the issuance of
20 business licenses.

21 * Sec. 8. AS 43.05.255 is repealed.

22 * Sec. 9. This Order takes effect July 1, 1988.

23
24 DATED: 8 Jan 1988

25 
26 Steve Cowper
27 Governor

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29 EO 68