

Original sponsor: Transportation Committee

1 IN THE HOUSE BY THE FINANCE COMMITTEE

2 CS FOR HOUSE BILL NO. 196 (Finance) am S

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to enplanements, enforcement of
7 compliance with financial responsibility and certi-
8 ficate of compliance requirements for air carriers,
9 penalties, issuance and display of certificates of
10 compliance, and the definition of aircraft; and
11 providing for an effective date."

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

13 * Section 1. AS 02.15.050 is amended by adding a new subsection to
14 read:

15 (g) The department may acquire data on passenger enplanements
16 from air carriers; however, the department may not obtain passenger
17 manifests from air carriers except for matters concerning public
18 safety.

19 * Sec. 2. AS 42.30.200(c) is amended to read:

20 (c) The department may authorize department personnel to enforce
21 this section and may adopt procedural regulations necessary to imple-
22 ment this section. Upon finding a violation the department may issue
23 a stop use order.

24 * Sec. 3. AS 42.30.200(e) is amended to read:

25 (e) A person who violates [(a) OF] this section is guilty of a
26 class A [B] misdemeanor and is punishable by a fine of not less than
27 \$1,000 [\$500] or more than \$5,000 for each day of violation but not to
28 exceed \$10,000 for each violation [\$1,000].

29 * Sec. 4. AS 42.30.225(a) is amended to read:

1 (a) A person may not use an aircraft in air commerce before
2 obtaining an annual certificate of compliance for that aircraft from
3 the department. The department may issue a certificate of compliance
4 for one aircraft or a fleet of two or more aircraft. The department
5 shall issue or renew a certificate of compliance upon application and
6 presentation of

7 (1) proof of financial responsibility required under
8 AS 42.30.200;

9 (2) proof of compliance with Federal Aviation Adminis-
10 tration requirements, and, where applicable, federal certification for
11 scheduled airline service.

12 * Sec. 5. AS 42.30.225(b) is amended to read:

13 (b) The annual fee for a certificate of compliance is \$50 per
14 calendar year for one aircraft and \$100 per calendar year for a fleet
15 of two or more aircraft [. THE CERTIFICATE IS VALID FOR A PERIOD OF
16 12 MONTHS FOLLOWING THE DATE OF CERTIFICATION]. The certificate shall
17 be [DISPLAYED ON THE AIRCRAFT SO THAT IT IS] visible to boarding
18 passengers.

19 * Sec. 6. AS 42.30.225(b) is repealed and reenacted to read:

20 (b) The annual fee for a certificate of compliance for one
21 aircraft and for a fleet of two or more aircraft shall be set by the
22 department by regulation. The certificate is valid for a calendar
23 year. The certificate shall be visible to boarding passengers.

24 * Sec. 7. AS 42.30.225(e) is amended to read:

25 (e) The department may authorize department personnel to enforce
26 this section and may adopt procedural regulations necessary to imple-
27 ment this section. Upon finding a violation the department may issue
28 a stop use order.

29 * Sec. 8. AS 42.30.225 is amended by adding a new subsection to read:

1 (g) A person who violates this section is guilty of a class B
2 misdemeanor and is punishable by a fine of not less than \$500 or more
3 than \$1,000.

4 * Sec. 9. AS 42.30.380(3) is amended to read:

5 (3) "aircraft" means a propeller, rotor, or jet-powered
6 device used or designed for flight in the air;

7 * Sec. 10. Notwithstanding AS 42.30.225(b), as amended by sec. 5 of
8 this Act, a certificate of compliance issued by the Department of Commerce
9 and Economic Development and in effect on the day before the effective date
10 of sec. 5 of this Act is valid for the period issued.

11 * Sec. 11. AS 42.30.225(c) and 42.30.225(d) are repealed.

12 * Sec. 12. Section 6 of this Act takes effect January 1, 1989.