

1 IN THE HOUSE

BY HANLEY AND ZAWACKI

2

HOUSE BILL NO. 525

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to unfair trade practices of air
7 carriers and ticket agents."

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

9 * Section 1. AS 02 is amended by adding a new chapter to read:

10 CHAPTER 07. AIR COMMERCE TRADE PRACTICES.

11 Sec. 02.07.010. UNFAIR TRADE PRACTICES. (a) The department,
12 upon its own initiative or upon complaint by an air carrier, ticket
13 agent, or a member of the public, shall investigate and determine
14 whether an air carrier or ticket agent has been or is engaged in
15 unfair or deceptive practices or unfair methods of competition in air
16 commerce or the sale of air commerce.

17 (b) If the department finds, after notice and opportunity for
18 hearing, that the air carrier or ticket agent is engaged in unfair or
19 deceptive practices or unfair methods of competition, it shall order
20 the air carrier or ticket agent to cease and desist from those prac-
21 tices or methods of competition.

22 (c) The department may enforce this section and adopt procedural
23 regulations necessary to implement this section.

24 (d) In addition to other penalties and remedies provided by law,
25 a person who violates a provision of this section is subject to a
26 civil penalty not to exceed \$100,000 for each violation.

27 (e) In this section

28 (1) "air carrier" means a person engaged in air commerce,
29 directly or indirectly, by lease, contract, or other arrangement, and

1 whether over regular or irregular routes;

2 (2) "air commerce" means carriage by aircraft of persons or
3 freight for commercial purposes or hire in intrastate commerce;

4 (3) "commercial purposes" means activities for which the
5 person receives direct monetary compensation; and

6 (4) "department" means the Department of Transportation and
7 Public Facilities.

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