

1 IN THE SENATE BY THE TRANSPORTATION COMMITTEE

2 SENATE BILL NO. 268

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 enforcement of compliance with
7 financial responsibility and certificate of compli-
8 ance requirements for air carriers, penalties, issu-
9 ance and display of certificates of compliance, and
10 the definition of aircraft; and providing for an
11 effective date."

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

13 * Section 1. AS 42.30.200(c) is amended to read:

14 (c) The department may authorize department personnel to enforce
15 this section and may adopt procedural regulations necessary to imple-
16 ment this section. Upon finding a violation the department may issue
17 a stop use order.

18 * Sec. 2. AS 42.30.200(e) is amended to read:

19 (e) A person who violates [(a) OF] this section is guilty of a
20 class A [B] misdemeanor and is punishable by a fine of not less than
21 \$1,000 [\$500] or more than \$5,000 for each day of violation but not to
22 exceed \$10,000 for each violation [\$1,000].

23 * Sec. 3. AS 42.30.225(a) is amended to read:

24 (a) A person may not use an aircraft in air commerce before
25 obtaining an annual certificate of compliance for that aircraft from
26 the department. The department may issue a certificate of compliance
27 for one aircraft or a fleet of two or more aircraft. The department
28 shall issue or renew a certificate of compliance upon application and
29 presentation of

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

3 (2) proof of compliance with Federal Aviation Adminis-
4 tration requirements, and, where applicable, federal certification for
5 scheduled airline services.

6 * Sec. 4. AS 42.30.225(b) is amended to read:

7 (b) The annual fee for a certificate of compliance is \$50 per
8 calendar year for one aircraft and \$100 per calendar year for a fleet
9 of two or more aircraft. [THE CERTIFICATE IS VALID FOR A PERIOD OF 12
10 MONTHS FOLLOWING THE DATE OF CERTIFICATION.] The certificate shall be
11 [DISPLAYED ON THE AIRCRAFT SO THAT IT IS] visible to boarding passen-
12 gers.

13 * Sec. 5. AS 42.30.225(b) is repealed and reenacted to read:

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

18 * Sec. 6. AS 42.30.225(a) is amended to read:

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

23 * Sec. 7. AS 42.30.225 is amended by adding a new subsection to read:

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

27 * Sec. 8. AS 42.30.380(3) is amended to read:

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

1 * Sec. 9. Notwithstanding AS 42.30.225(b), as amended by sec. 4 of this
2 Act, a certificate of compliance issued by the Department of Commerce and
3 Economic Development end in effect on the day before the effective date of
4 sec. 4 of this Act is valid for the period issued.

5 * Sec. 10. AS 42.30.225(c) end 42.30.225(d) are repealed.

6 * Sec. 11. Section 5 of this Act takes effect January 1, 1989.