

Offered: 4/18/89
Referred: Judiciary

6-0645M

Original sponsors: Gruenberg and
Hoffman

1 IN THE HOUSE

BY THE LABOR AND
COMMERCE COMMITTEE

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CS FOR HOUSE BILL NO. 235 (L&C)

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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SIXTEENTH LEGISLATURE - FIRST SESSION

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A BILL

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For an Act entitled: "An Act relating to safety involving certain kinds of
equipment and containers."

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

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* Section 1. AS 18.60.400 is repealed and reenacted to read:

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* Sec. 2. AS 18.60.410 is repealed and reenacted to read:

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* Sec. 3. AS 18.60.420 is amended to read:

1 Sec. 18.60.420. ADMINISTRATION OF AS 18.60.400 - 18.60.460. The
2 Department of Labor shall administer AS 18.60.400 - 18.60.460. It may
3 appoint inspectors and [SHALL] inspect all iceboxes, refrigerators,
4 freezers, and other equipment or containers of a kind and size suffi-
5 cient to permit the entrapment or suffocation of a person under the
6 age of 11 if the equipment or containers are [SIMILAR EQUIPMENT]
7 shipped into the state.

8 * Sec. 4. AS 18.60 is amended by adding a new section to read:

9 Sec. 18.60.435. EXEMPTION. Equipment or containers of less than
10 1.5 cubic feet in capacity are exempt from the provisions of AS 18.-
11 60.400 - 18.60.460.

12 * Sec. 5. AS 18.60.440 is amended to read:

13 Sec. 18.60.440. REVIEW [APPEALS]. A person aggrieved by an
14 order or act of the Department of Labor or of an inspector under
15 AS 18.60.400 - 18.60.460 may, within 15 days after notice of the order
16 or act, request a hearing under AS 44.62.330 - 44.62.640 [APPEAL IN
17 THE MANNER PRESCRIBED BY AS 18.60.370].

18 * Sec. 6. AS 18.60.450 is repealed and reenacted to read:

19 Sec. 18.60.450. VIOLATIONS AND PENALTIES. (a) Except as
20 provided in (b) of this section, a person who violates a provision of
21 AS 18.60.400 - 18.60.460 is guilty of a violation.

22 (b) A person who violates a provision of AS 18.60.400 - 18.60.460
23 who has previously been convicted of violating AS 18.60.400 - 18.60.-
24 460 is guilty of a misdemeanor for which the maximum term of imprison-
25 ment that may be imposed is 30 days and the maximum fine that may be
26 imposed is \$500.

27 (c) The mental states that must be proved for an offense under
28 (a) or (b) of this section are those described in AS 11.81.610(b).