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1 IN THE SENATE

BY KERTTULA

2

SENATE BILL NO. 41

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act dividing the Department of Transportation and
7 Public Facilities into two principal departments; and
8 providing for an effective date."

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

10 * Section 1. LEGISLATIVE FINDINGS AND PURPOSE. The legislature finds
11 that the diverse needs of the state with respect to public facilities and
12 land, air, and marine transportation would be best served by the creation
13 of two distinct departments. One department should plan, construct,
14 manage, operate, and maintain the air and land transportation systems of
15 the state. Another department should perform those functions with respect
16 to marine transportation, state ferries, harbors, docks, floats, break-
17 waters, buildings, and similar public works.

18 * Sec. 2. AS 44.17.005 is amended to read:

19 Sec. 44.17.005. OFFICES AND DEPARTMENTS. There are in the state
20 government the following principal offices and departments:

- 21 (1) Office of the Governor;
22 (2) Department of Administration;
23 (3) Department of Law;
24 (4) Department of Revenue;
25 (5) Department of Education;
26 (6) Department of Health and Social Services;
27 (7) Department of Labor;
28 (8) Department of Commerce and Economic Development;
29 (9) Department of Military and Veterans' Affairs;

- 1 (10) Department of Natural Resources;
2 (11) Department of Fish and Game;
3 (12) Department of Public Safety;
4 (13) [REPEALED
5 (14) REPEALED
6 (15) DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES
7 (16)] Department of Environmental Conservation;
8 (14) [(17)] Department of Community and Regional Affairs;
9 (15) [(18)] Department of Corrections;
10 (16) Department of Air and Land Transportation;
11 (17) Department of Marine Transportation and Public Works.

12 * Sec. 3. DEPARTMENT OF AIR AND LAND TRANSPORTATION. (a) There is
13 created as a principal department of state government the Department of Air
14 and Land Transportation. The principal executive officer of the department
15 is the commissioner of air and land transportation.

16 (b) The Department of Air and Land Transportation shall plan, con-
17 struct, manage, operate, and maintain all state highways, roads, bridges,
18 traffic signs and signals, airports, landing strips, and other highway and
19 aviation facilities, specifically including the duties formerly held by the
20 Department of Transportation and Public Facilities under

- 21 (1) AS 02;
22 (2) AS 19.10 - AS 19.45; and
23 (3) AS 35, except with respect to marine facilities and public
24 buildings.

25 (c) The Department of Air and Land Transportation shall procure and
26 maintain state equipment used in the performance of its duties under this
27 section.

28 (d) In performing the duties assigned to the department under this
29 section, the Department of Air and Land Transportation

1 (1) is subject to the restrictions placed on the former Depart-
2 ment of Transportation and Public Facilities with respect to those duties;
3 and

4 (2) has the powers bestowed on the former Department of Trans-
5 portation and Public Facilities with respect to those duties.

6 * Sec. 4. DEPARTMENT OF MARINE TRANSPORTATION AND PUBLIC WORKS. (a)
7 There is created as a principal department of state government the Depart-
8 ment of Marine Transportation and Public Works. The principal executive
9 officer of the department is the commissioner of marine transportation and
10 public works.

11 (b) The Department of Marine Transportation and Public Works shall
12 plan, construct, manage, operate, and maintain marine transportation facil-
13 ities, state ferries, water and harbor facilities, park and recreation
14 facilities, and public buildings, specifically including the duties for-
15 merly held by the Department of Transportation and Public Facilities under

16 (1) AS 19.60 - AS 19.65;

17 (2) AS 30;

18 (3) AS 35, except with respect to highways and aviation facili-
19 ties; and

20 (4) AS 41.21.

21 (c) The Department of Marine Transportation and Public Works shall
22 procure and maintain state equipment used in the performance of its duties
23 under this section.

24 (d) In performing the duties assigned to the department under this
25 section, the Department of Marine Transportation and Public Works

26 (1) is subject to the restrictions placed on the former Depart-
27 ment of Transportation and Public Facilities with respect to those duties;

28 (2) has the powers bestowed on the former Department of Trans-
29 portation and Public Facilities with respect to those duties.

1 * Sec. 5. The division of legal services of the Legislative Affairs
2 Agency shall prepare a bill conforming the Alaska Statutes to the changes
3 made by this Act. The bill shall be presented to the House and Senate
4 Rules Committees for introduction on the first day of the Second Session of
5 the Sixteenth Alaska State Legislature.

6 * Sec. 6. Sections 1 - 4 of this Act take effect July 1, 1990.

7 * Sec. 7. Section 5 of this Act takes effect immediately under AS 01.-
8 10.070(c).