

1 IN THE SENATE BY STURGULEWSKI AND PEARCE
2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 110
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - FIRST SESSION
5 A BILL

6 For an Act entitled: "An Act relating to certain officers and employees of
7 the Department of Transportation and Public Facili-
8 ties who are stationed at an international airport."

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

10 * Section 1. AS 18.65.290(5) is amended to read:

11 (5) "police officer" means

12 (A) a full-time employee of the state or a local
13 police department with the authority to arrest and issue cita-
14 tions; detain a person taken into custody until that person can
15 be arraigned before a judge or magistrate; conduct investigations
16 of violations of and enforce criminal laws, regulations and
17 traffic laws; search with or without a warrant persons, dwell-
18 ings, and other forms of property for evidence of a crime; carry
19 a concealed weapon; and take other action consistent with exer-
20 cise of these enumerated powers when necessary to maintain the
21 public peace;

22 (B) an officer or employee of the Department of Trans-
23 portation and Public Facilities who is stationed at an interna-
24 tional airport and has been designated to have the general police
25 powers authorized under AS 02.15.230(a);

26 * Sec. 2. AS 23.10.037(b) is amended to read:

27 (b) The provisions of (a) of this section do not apply to the
28 state or a political subdivision of the state when dealing with police
29 officers [POLICEMEN] in its employ or with persons applying to be

1 employed as police officers [POLICEMEN]. In this subsection, "police
2 officers" includes officers and employees of the Department of Trans-
3 portation and Public Facilities who are stationed at an international
4 airport and have been designated to have the general police powers
5 authorized under AS 02.15.230(a).

6 * Sec. 3. Notwithstanding AS 18.65.290(5), as amended by sec. 1 of this
7 Act, an employee of the Department of Transportation and Public Facilities
8 who holds a position on the effective date of this Act that would be cover-
9 ed by the amendment made to AS 18.65.290(5) by sec. 1 of this Act and who
10 does not hold a police officer certificate issued by the Alaska Police
11 Standards Council is not subject to AS 18.65.130 - 18.65.290 or the regu-
12 lations adopted under AS 18.65.130 - 18.65.290 while employed by the
13 Department of Transportation and Public Facilities until two years after
14 the effective date of this Act. During this two-year period, the Depart-
15 ment of Transportation and Public Facilities may not discriminate against a
16 person described by this section in an employment matter related to the
17 person's wages and benefits payable, promotion and reassignment opportuni-
18 ties, or training necessary to attain certification because the person does
19 not have a certificate issued by the Alaska Police Standards Council.