

## SENATE BILL NO. 144

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY SENATOR KERTTULA

Introduced: 3/3/93  
Referred: STA, TRA, FIN

## A BILL

## FOR AN ACT ENTITLED

1 "An Act dividing the Department of Transportation and Public Facilities into two  
2 principal departments; and providing for an effective date."

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

4 \* Section 1. LEGISLATIVE FINDINGS AND PURPOSE. The legislature finds that the  
5 diverse needs of the state with respect to public facilities and land, air, and marine  
6 transportation would be best served by the creation of two distinct departments. One  
7 department should plan, construct, manage, operate, and maintain the air and land  
8 transportation systems of the state. Another department should perform those functions with  
9 respect to marine transportation, state ferries, harbors, docks, floats, breakwaters, buildings,  
10 and similar public works.

11 \* Sec. 2. AS 44.17.005 is amended to read:

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

14 (1) Office of the Governor;

- 1 (2) Department of Administration;
- 2 (3) Department of Law;
- 3 (4) Department of Revenue;
- 4 (5) Department of Education;
- 5 (6) Department of Health and Social Services;
- 6 (7) Department of Labor;
- 7 (8) Department of Commerce and Economic Development;
- 8 (9) Department of Military and Veterans' Affairs;
- 9 (10) Department of Natural Resources;
- 10 (11) Department of Fish and Game;
- 11 (12) Department of Public Safety;
- 12 (13) [REPEALED
- 13 (14) REPEALED
- 14 (15) DEPARTMENT OF TRANSPORTATION AND PUBLIC
- 15 FACILITIES
- 16 (16)] Department of Environmental Conservation;
- 17 (14) [(17)] Department of Community and Regional Affairs;
- 18 (15) [(18)] Department of Corrections;
- 19 (16) Department of Air and Land Transportation;
- 20 (17) Department of Marine Transportation and Public Works.

21 \* Sec. 3. DEPARTMENT OF AIR AND LAND TRANSPORTATION. (a) There is  
 22 created as a principal department of state government the Department of Air and Land  
 23 Transportation. The principal executive officer of the department is the commissioner of air  
 24 and land transportation.

25 (b) The Department of Air and Land Transportation shall plan, construct, manage,  
 26 operate, and maintain all state highways, roads, bridges, traffic signs and signals, airports,  
 27 landing strips, and other highway and aviation facilities, specifically including the duties  
 28 formerly held by the Department of Transportation and Public Facilities under

- 29 (1) AS 02;
- 30 (2) AS 18.40;
- 31 (3) AS 19.10 - AS 19.45;

1 (4) AS 35, except with respect to marine facilities and public buildings; and

2 (5) AS 37.15.

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

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

7 (1) is subject to the restrictions placed on the former Department of  
8 Transportation and Public Facilities with respect to those duties; and

9 (2) has the powers bestowed on the former Department of Transportation and  
10 Public Facilities with respect to those duties.

11 \* Sec. 4. DEPARTMENT OF MARINE TRANSPORTATION AND PUBLIC WORKS.

12 (a) There is created as a principal department of state government the Department of Marine  
13 Transportation and Public Works. The principal executive officer of the department is the  
14 commissioner of marine transportation and public works.

15 (b) The Department of Marine Transportation and Public Works shall plan, construct,  
16 manage, operate, and maintain marine transportation facilities, state ferries, water and harbor  
17 facilities, park and recreation facilities, and public buildings, specifically including the duties  
18 formerly held by the Department of Transportation and Public Facilities under

19 (1) AS 19.60 - AS 19.65;

20 (2) AS 30;

21 (3) AS 35, except with respect to highways and aviation facilities; and

22 (4) AS 41.21.

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

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

27 (1) is subject to the restrictions placed on the former Department of  
28 Transportation and Public Facilities with respect to those duties;

29 (2) has the powers bestowed on the former Department of Transportation and  
30 Public Facilities with respect to those duties.

31 \* Sec. 5. The division of legal services of the Legislative Affairs Agency shall prepare a

1 bill conforming the Alaska Statutes to the changes made by this Act. The bill shall be  
2 presented to the House and Senate Rules Committees for introduction on the first day of the  
3 Second Session of the Eighteenth Alaska State Legislature.

4 \* Sec. 6. Sections 1 - 4 of this Act take effect July 1, 1994.

5 \* Sec. 7. Section 5 of this Act takes effect immediately under AS 01.10.070(c).