

SB

724

"An Act making corrective amendments in the Alaska Statutes as recommended by the revisor of statutes."

# COMMITTEE REPORT

4/12/76

HOUSE

Mr. Speaker:

Date May 20, 1976

The Committee on JUDICIARY has had SB 724

under consideration. A Majority of the members of the Committee

( ) recommends it DO PASS

( ) recommends it DO NOT PASS

( ) recommends it DO PASS WITH ATTACHED AMENDMENT(S)

( ) recommends it BE REPLACED WITH CS FOR \_\_\_\_\_ AND THAT

CS FOR \_\_\_\_\_ DO PASS

( ) "and" recommends it BE REFERRED TO THE \_\_\_\_\_

COMMITTEE

( ) reports it back WITHOUT RECOMMENDATION

( ) "other"

Members signing the Majority report:

<u>Terry Lindholm</u>	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____

Members NOT concurring in the Majority report:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

\_\_\_\_\_ recommends:

Terry Lindholm Chairman

Terry: we have a problem -  
I won't ask you to solve it  
but I want you to agree (I won't  
ask because I know you are irritated with  
me).

Keith will offer an amendment  
to SB724 Levison's Bill to  
add an immediate effective date  
to SCS HB 863 Forest Protection.

Randy Berry & Art Peterson  
agree with the amendment and  
with putting it on this bill.

The reason we need the immediate effective

STATE OF ALASKA  
THE LEGISLATURE

POUCH Y - STATE CAPITOL  
JUNEAU, ALASKA 99801

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

March 30, 1976

SUBJECT: "An Act making corrective amendments in the Alaska Statutes as recommended by the revisor of statutes."  
(W.O. #2446)

TO: Legislative Council

FROM: Randolph Berry, Revisor of Statutes

This bill was prepared by the Revisor of Statutes under AS 01.05.-036. The proposed amendments are designed to accomplish the following purposes: (1) correction of citations; (2) cleanup to make provisions consistent with other law or to recognize more recently enacted law; and (3) miscellaneous clarification and correction.

It is suggested that this explanatory memorandum accompany the bill through its legislative course.

SECTIONAL ANALYSIS

Section 1 updates a citation to the current statutory section in the municipal code (AS 29) which was based on and replaced AS 29.10.396.

Section 2 makes a correction in the language of the section for internal consistency.

Sections 3 and 4 correct citations to AS 29.58.345, enacted by ch. 137, SLA 1975, made necessary by the change in the AS number of that section to avoid duplication.

Section 5 adds the name of the Alaska Royalty Oil and Gas Development Advisory Board to the section, as "board" is not defined in AS 38.05.

Section 6 repeals AS 38.05.347, since that section expired by its own terms in 1967.

Section 7 substitutes the word "or" for "and" in the section, since biologist and technician are two separate positions.

Section 8 is included to clarify the correction of an error of a typographical nature in the citation to AS 39.37.030 occurring in FCCS HCSSB 404 and sec. 8, ch. 205, SLA 1975, as that Act was initially enrolled.

Section 9 repeals 43.05.150(e) which is duplicated by AS 37.10.-075(d).

Sections 10 and 11 update the language of AS 43.75.130 and 43.75.-135 to correspond to the current classification of cities in the municipal code (AS 29).

Section 12 corrects a citation to AS 43.33.150.

Section 13 repeals a reference to the Board of Examiners of Basic Sciences which was repealed by sec. 1, ch. 87, SLA 1970.

Section 14 updates the language of AS 45.55.130(12), since the Commodity Futures Trading Commission (7 USCA sec. 4a) has replaced the Commodity Exchange Authority of the United States Department of Agriculture.

Section 15 reinserts the word "not" which was omitted in AS 45.-55.140(b)(7)(B) when AS 45.55.140(b) was amended in other respects by sec. 12, ch. 86, SLA 1972.

Section 16 deletes a reference to the Alaska Mineral Lease Bonus Permanent Fund, since HB 324 (1975) which would have established that fund was vetoed by the governor and the veto was sustained.

Sections 17 to 117 update references to the Department of Commerce, the commissioner of commerce, the Department of Economic Development and the commissioner of economic development to conform to sec. 9, ch. 207, SLA 1975.

RB/sm

A M E N D M E N T

IN THE HOUSE

BY THE JUDICIARY COMMITTEE

TO: SENATE BILL NO. 724

Page 37, line 24: add a new section to read:

\* Sec. 118. AS 16.05.221 is amended to read:

Sec. 16.05.221. BOARDS OF FISHERIES AND GAME. (a) For purposes of the conservation and development of the fishery resources of the state, there is created the Board of Fisheries composed of seven members appointed by the governor, subject to confirmation by a majority of the members of the legislature in joint session. The appointed members shall be residents of the state and shall be appointed without regard to political affiliation or geographical location of residence. The commissioner is not a member of the Board of Fisheries, but shall be ex officio secretary.

(b) For purposes of the conservation and development of the game resources of the state, there is created a Board of Game composed of seven members appointed by the governor, subject to confirmation by a majority of the members of the legislature in joint session. The appointed members shall be residents of the state, and shall be appointed without regard to political affiliation or geographical location of residence. The commissioner is not a member of the Board of Game, but shall be ex officio secretary.

A M E N D M E N T

*Adopted*

IN THE HOUSE

BY THE JUDICIARY COMMITTEE

TO: SENATE BILL NO. 724

Page 37, line 24: add a new section to read:

\* Sec. 118. AS 16.05.221 is amended to read:

Sec. 16.05.221. BOARDS OF FISHERIES AND GAME. (a) For purposes of the conservation and development of the fishery resources of the state, there is created the Board of Fisheries composed of seven members appointed by the governor, subject to confirmation by a majority of the members of the legislature in joint session. The appointed members shall be residents of the state and shall be appointed without regard to political affiliation or geographical location of residence. The commissioner is not a member of the Board of Fisheries, but shall be ex officio secretary.

(b) For purposes of the conservation and development of the game resources of the state, there is created a Board of Game composed of seven members appointed by the governor, subject to confirmation by a majority of the members of the legislature in joint session. The appointed members shall be residents of the state, and shall be appointed without regard to political affiliation or geographical location of residence. The commissioner is not a member of the Board of Game, but shall be ex officio secretary.

STATE OF ALASKA  
THE LEGISLATURE

POUCH Y - STATE CAPITOL  
JUNEAU, ALASKA 99801

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

March 30, 1976

SUBJECT: "An Act making corrective amendments in the Alaska Statutes as recommended by the revisor of statutes."  
(W.O. #2446)

TO: Legislative Council

FROM: Randolph Berry, Revisor of Statutes

This bill was prepared by the Revisor of Statutes under AS 01.05.-036. The proposed amendments are designed to accomplish the following purposes: (1) correction of citations; (2) cleanup to make provisions consistent with other law or to recognize more recently enacted law; and (3) miscellaneous clarification and correction.

It is suggested that this explanatory memorandum accompany the bill through its legislative course.

SECTIONAL ANALYSIS

Section 1 updates a citation to the current statutory section in the municipal code (AS 29) which was based on and replaced AS 29.10.396.

Section 2 makes a correction in the language of the section for internal consistency.

Sections 3 and 4 correct citations to AS 29.58.345, enacted by ch. 137, SLA 1975, made necessary by the change in the AS number of that section to avoid duplication.

Section 5 adds the name of the Alaska Royalty Oil and Gas Development Advisory Board to the section, as "board" is not defined in AS 38.05.

Section 6 repeals AS 38.05.347, since that section expired by its own terms in 1967.

Section 7 substitutes the word "or" for "and" in the section, since biologist and technician are two separate positions.

Section 8 is included to clarify the correction of an error of a typographical nature in the citation to AS 39.37.030 occurring in FCCS HCSSB 404 and sec. 8, ch. 205, SLA 1975, as that Act was initially enrolled.

Section 9 repeals 43.05.150(e) which is duplicated by AS 37.10.-075(d).

Sections 10 and 11 update the language of AS 43.75.130 and 43.75.-135 to correspond to the current classification of cities in the municipal code (AS 29).

Section 12 corrects a citation to AS 43.33.150.

Section 13 repeals a reference to the Board of Examiners of Basic Sciences which was repealed by sec. 1, ch. 87, SLA 1970.

Section 14 updates the language of AS 45.55.130(12), since the Commodity Futures Trading Commission (7 USCA sec. 4a) has replaced the Commodity Exchange Authority of the United States Department of Agriculture.

Section 15 reinserts the word "not" which was omitted in AS 45.-55.140(b)(7)(B) when AS 45.55.140(b) was amended in other respects by sec. 12, ch. 86, SLA 1972.

Section 16 deletes a reference to the Alaska Mineral Lease Bonus Permanent Fund, since HB 324 (1975) which would have established that fund was vetoed by the governor and the veto was sustained.

Sections 17 to 117 update references to the Department of Commerce, the commissioner of commerce, the Department of Economic Development and the commissioner of economic development to conform to sec. 9, ch. 207, SLA 1975.

RB/sm

A M E N D M E N T

IN THE HOUSE

BY THE JUDICIARY COMMITTEE

TO: SENATE BILL NO. 724

Page 37, line 24: add a new section to read:

\* Sec. 118. AS 16.05.221 is amended to read:

Sec. 16.05.221. BOARDS OF FISHERIES AND GAME. (a) For purposes of the conservation and development of the fishery resources of the state, there is created the Board of Fisheries composed of seven members appointed by the governor, subject to confirmation by a majority of the members of the legislature in joint session. The appointed members shall be residents of the state and shall be appointed without regard to political affiliation or geographical location of residence. The commissioner is not a member of the Board of Fisheries, but shall be ex officio secretary.

(b) For purposes of the conservation and development of the game resources of the state, there is created a Board of Game composed of seven members appointed by the governor, subject to confirmation by a majority of the members of the legislature in joint session. The appointed members shall be residents of the state, and shall be appointed without regard to political affiliation or geographical location of residence. The commissioner is not a member of the Board of Game, but shall be ex officio secretary.

STATE OF ALASKA  
THE LEGISLATURE

POUCH Y - STATE CAPITOL  
JUNEAU, ALASKA 99801

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

March 30, 1976

SUBJECT: "An Act making corrective amendments in the Alaska Statutes as recommended by the revisor of statutes."  
(W.O. #2446)

TO: Legislative Council

FROM: Randolph Berry, Revisor of Statutes

This bill was prepared by the Revisor of Statutes under AS 01.05.-036. The proposed amendments are designed to accomplish the following purposes: (1) correction of citations; (2) cleanup to make provisions consistent with other law or to recognize more recently enacted law; and (3) miscellaneous clarification and correction.

It is suggested that this explanatory memorandum accompany the bill through its legislative course.

SECTIONAL ANALYSIS

Section 1 updates a citation to the current statutory section in the municipal code (AS 29) which was based on and replaced AS 29.10.396.

Section 2 makes a correction in the language of the section for internal consistency.

Sections 3 and 4 correct citations to AS 29.58.345, enacted by ch. 137, SLA 1975, made necessary by the change in the AS number of that section to avoid duplication.

Section 5 adds the name of the Alaska Royalty Oil and Gas Development Advisory Board to the section, as "board" is not defined in AS 38.05.

Section 6 repeals AS 38.05.347, since that section expired by its own terms in 1967.

Section 7 substitutes the word "or" for "and" in the section, since biologist and technician are two separate positions.

Section 8 is included to clarify the correction of an error of a typographical nature in the citation to AS 39.37.030 occurring in FCCS HCSSB 404 and sec. 8, ch. 205, SLA 1975, as that Act was initially enrolled.

Section 9 repeals 43.05.150(e) which is duplicated by AS 37.10.-075(d).

Sections 10 and 11 update the language of AS 43.75.130 and 43.75.-135 to correspond to the current classification of cities in the municipal code (AS 29).

Section 12 corrects a citation to AS 43.33.150.

Section 13 repeals a reference to the Board of Examiners of Basic Sciences which was repealed by sec. 1, ch. 87, SLA 1970.

Section 14 updates the language of AS 45.55.130(12), since the Commodity Futures Trading Commission (7 USCA sec. 4a) has replaced the Commodity Exchange Authority of the United States Department of Agriculture.

Section 15 reinserts the word "not" which was omitted in AS 45.-55.140(b)(7)(B) when AS 45.55.140(b) was amended in other respects by sec. 12, ch. 86, SLA 1972.

Section 16 deletes a reference to the Alaska Mineral Lease Bonus Permanent Fund, since HB 324 (1975) which would have established that fund was vetoed by the governor and the veto was sustained.

Sections 17 to 117 update references to the Department of Commerce, the commissioner of commerce, the Department of Economic Development and the commissioner of economic development to conform to sec. 9, ch. 207, SLA 1975.

RB/sm