

SB

103

File 4

COMMITTEE REPORT  
SENATE

FURTHER: FINANCE

3/26/85

Date APRIL 8, 1985

Mr. President

The Committee on TRANSPORTATION considered CSHB 133(Fin) am  
transportation safety and financial responsibility; efd.

and (a majority of the committee) (the committee) reports it back with  
the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for CSHB 133 (TRANS)
- new title
- same title and recommends \_\_\_\_\_
- and attached a "LETTER OF INTENT"  NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

Paul Givick  
Joe Josephson  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MEMBERS HAVING  
OTHER RECOMMENDATIONS

Walter Wood  
John ...  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Chairman  
Chairman recommendation

COMMITTEE REPORT  
SENATE

FURTHER: FINANCE

1/29/85

Date \_\_\_\_\_

Mr. President

The Committee on TRANSPORTATION considered SP 103

providing authority for the Department of Public Safety to regulate safety of motor carrier and air carrier operations; etc.

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for \_\_\_\_\_
- new title
- same title and recommends \_\_\_\_\_
- and attached a "LETTER OF INTENT"  NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS

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Chairman

\_\_\_\_\_

Chairman recommendation

# Alaska State Legislature

SENATOR  
JOHN B. "JACK" COGHILL  
Chairman

POUCH V  
JUNEAU, ALASKA 99811  
(907) 465-4921

Senator Jan Falks—Vice Chairman  
Senator Mitch Ahoon  
Senator Paul Fischer  
Senator Joe Josephson

## Senate Committee on MEMORANDUM      Transportation

To:            Committee members  
From:         Committee staff  
Date:         February 20, 1985  
Re:            Proposed amendments for CSSB 103

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Attached are a group of amendments which will be discussed at this afternoon's meeting on SB 103, along with pertinent background materials and statements. The chairman would like to move as expeditiously as possible on these proposed changes, many of which were discussed in concept at last week's meeting on SB 103. As you will recall, the committee adopted the draft cs last week as our working document, so these amendments are keyed to that draft (also attached).

There may be an additional amendment or two coming, specifically one which will define "for commercial purposes" as used in amendment number xx1.

Additionally, we have included a copy of the proposed letter of intent, which now also covers an inquiry into the Essential Air Service problem.

Finally, we have included a copy of the fiscal note for the cs as we received it yesterday from the department of commerce and economic development. It includes all of their back-up material.

PROPOSED

LETTER OF INTENT

To Accompany SB 103

It is the intent of the Legislature that a study be undertaken by legislative staff to determine 1.) the effects of deregulation on air transportation service to the bush, and what measures, if any, the Legislature ought to address to ensure a minimally acceptable level of service to those areas of the state; 2.) the effects of early phase-out of the 406 Essential Air Service subsidies by the federal government on air service to rural Alaska; 3.) what federal safety regulations are applicable to Alaska intrastate air commerce, and which, if any, ought to be incorporated into the State's certification of compliance program; and 4.) the efficiency and effectiveness with which the Department of Commerce and Economic Development has established a motor vehicle safety inspection program. The results of this study shall be reported to the Second Session of the Fourteenth Alaska Legislature not later than the tenth day after it convenes.

STATE OF ALASKA 1985 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: \_\_\_\_\_

REQUEST

Bill/Resolution No.: SB 103  
 Title: An Act . . . to regulate safety  
of motor carriers . . . .  
 Sponsor: Rules Committee  
 Requestor: Governor  
 Date of Request: \_\_\_\_\_

FISCAL DETAIL

Agency Affected: Commerce & Econ. Dev.  
 Program Category Affected: \_\_\_\_\_  
Public Safety  
 BRU, Program or Subprogram(s) Affected: \_\_\_\_\_  
 Division of Measurement Standards

EXPENDITURES/REVENUES: (Thousands of Dollars)

	FY 85	FY 86	FY 87	FY 88	FY 89	FY 90
<b>OPERATING</b>						
100 PERSONAL SERVICES	128.5	338.5				
200 TRAVEL	10.0	30.0				
300 CONTRACTUAL	55.0	40.8				
400 SUPPLIES	2.5	3.5				
500 EQUIPMENT	15.0	8.0				
500 LAND & STRUCTURES						
700 GRANTS, CLAIMS						
900 MISCELLANEOUS						
<b>TOTAL OPERATING</b>	<b>211.0</b>	<b>420.8</b>				
<b>CAPITAL</b>						
<b>REVENUE</b>						

FUNDING: (Thousands of Dollars)

GENERAL FUND	211.0	420.8				
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>	<b>211.0</b>	<b>420.8</b>				

POSITIONS:

FULL-TIME	7	7				
PART-TIME						
TEMPORARY						

ANALYSIS: Attach a separate page if necessary

See attached.

Prepared By: Joseph L. Swanson, Director  
 Division: Measurement Standards  
 Approved by Commissioner: Loren H. Lounsbury  
 Agency: Commerce and Economic Development

Phone: 345-7750  
 Date: 2/17/85  
 Date: 2/19/85

Distribution (by Agency preparing fiscal note):  
 Legislative Finance  
 Legislative Sponsor  
 Requestor  
 Office of Management and Budget  
 Impacted Agency(ies)

7/1/84

SB 103  
ANALYSIS

ASSUMPTIONS

This analysis was prepared with the understanding that the intent of the bill was to establish regulations and procedures to:

1. Administer the financial responsibility provisions of AS 42.30.200 - 42.30.225.
2. Administer the motor vehicle safety inspection program to be performed by private industry.

PROGRAM SUMMARY

1. Positions

New Positions:           1 Administrative Officer I  
                              2 Administrative Assistants I  
                              3 Clerk Typists III

Existing Positions:      Convert 5 existing seasonal weigh station operators to permanent full-time employees.

2. Other expenditures

Travel:                   Funds were included to provide for travel for remote locations to verify adherence to the provisions of AS 42.30 and to participate in the annual Commercial Vehicle Safety Alliance (CVSA) conference.

Contractual Services:   The listed funds are required to cover the costs for communications, printing forms, certificates of compliance, certificates of inspection, permits to operate, inspection certifications, and regulations and procedures; maintenance of agency equipment, vehicle costs, and equipment rental.

Commodities:            Specified costs are for operating supplies.

Equipment:              Costs are for the acquisition of computer terminals and replacement of existing equipment.

3. The funding projections were based upon the assumption that the following equipment be transferred from the Alaska Transportation Commission:

- Wang word/data processing system with associated work stations and printer.
- telex/telecopier equipment
- typewriters
- file cabinets
- book cases
- vehicles
- desks and chairs
- copy machine

It is essential that this equipment be transferred in order for the program to function effectively for the above stated costs.

1.	POSITION TITLE <b>ADMINISTRATIVE OFFICER I</b>				RANGE/STEP 17A	DARG. UNIT S	PAGE/LINE	COY.	APPROV.	DISAP.	
2.	TYPE OF POSITION PFT	STAFF MONTHS 3	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION EBA	ELECTION DISTRICT	LEG.			
3.	CONTINUATION LEVEL				JUSTIFICATION						
4.	ADDITION <input checked="" type="checkbox"/>				<p>This position will be responsible for supervising the administrative center of the division which will include the new statewide financial responsibility and safety programs and incorporate the existing permit program for cross-utilization of personnel.</p> <p>The responsibilities will include drafting recommended procedures, monitoring program activities, analyzing results, developing corrective procedures, and reporting results to the agency head.</p> <p>The position will be required to assist in the development of the regulations drafted to administer the programs and will supervise their implementation. The implementation will entail establishing and maintaining cooperative working relationship with the regulated industries, other governmental agencies, and our department. The position will also be responsible for developing and maintaining the information necessary to evaluate the results of the programs.</p>						
5.	PERSONAL SERVICES		Allocation								
6.	Salary	/ 2		3							
7.	Benefits										
8.	Supplemental Benefits										
9.	Fixed Benefits										
10.	TOTAL PERSONAL SERVICES	01	11.0								
11.	Travel	02	10.0								
12.	Contractual	03	55.0								
13.	Commodities	04	2.5								
14.	Equipment	05	15.0								
15.	TOTAL COST										93.5
16.	RECEIPT CODE	FUNDING SOURCE									
17.		Federal Receipts 1002									
18.		G.F. Match 1003									
19.		General Funds 1004		93.5							
20.		I-A Receipts 1005									
21.		Program Receipts 1028									
		Other									
FOR BSM USE ONLY											
KEY NUMBER _____											

REQUEST FOR  
NEW POSITION

AGENCY Commerce & Economic Development

PROGRAM \_\_\_\_\_

BRU \_\_\_\_\_

COMPONENT \_\_\_\_\_

Page _____	of _____
Revised Date _____	

FY 86

1.	POSITION TITLE <b>ADMINISTRATIVE ASSISTANT I</b>				RANGE/STEP 12A	DARG. UNIT G	PAGE/LINE	COV.	APPROV.	DISAP.						
2.	TYPE OF POSITION PFT	STAFF MONTHS 6	RP NUMBER	PCH NUMBER	BRIJ PRIORITY	LOCATION EBA	ELECTION DISTRICT 7	LEG.								
3.	CONTINUATION LEVEL				JUSTIFICATION											
4.	ADDITION				These two positions will function as the working supervisors of the financial responsibility and motor vehicle safety programs. As such, they will ensure adherence to established procedures and will be responsible for monitoring the results produced and collect data and prepare reports for management's use. They will be required to be aware of industry needs and recommend improved procedures to achieve the stated goals and objectives in an efficient and cost effective manner. As the working supervisors, they will be the initial contact person for the regulated industries when problems arise. A great deal of judgment and tact will have to be exercised to achieve the desired results with minimum disruption of the effected agencies.											
5.	Type of Employment										1					
6.	PERSONAL SERVICES										/ 2					
7.	Salary										11,838					
8.	Benefits										1,740					
9.	Supplemental Benefits										726					
10.	Fixed Benefits										1,476					
11.	TOTAL PERSONAL SERVICES										01					
12.	Travel										02					
13.	Contractual										03					
14.	Commodities										04					
15.	Equipment										05					
16.	Other															
17.	TOTAL COST										15.8					
18.	RECEIPT CODE										FUNDING SOURCE					
19.					Federal Receipts 1002											
20.					C.F. Hatch 1003											
21.					General Funds 1004											
22.					I-A Receipts 1005											
23.					Program Receipts 1020											
24.					Other											
25.					15.8											
FOR USE ONLY																
KEY NUMBER																

REQUEST FOR  
NEW POSITION

AGENCY Commerce & Economic Development

PROGRAM \_\_\_\_\_

BRIJ \_\_\_\_\_

COMPONENT \_\_\_\_\_

Page \_\_\_\_\_ of \_\_\_\_\_

Revised Date \_\_\_\_\_

FY 86

FY '85

1.	POSITION TITLE CLERK TYPIST III				RANGE/STEP	UARG UNIT 8A	G PAGE/LINE	COY.	APPROV.	DISAP.		
2.	TYPE OF POSITION PFT	STAFF MONTHS 12	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION EBA	ELECTION DISTRICT	LEG.				
3.	CONTINUATION LEVEL				JUSTIFICATION							
4.	ADDITION XX				<p>These four positions will be responsible for reviewing and processing the various documents required to administer the financial responsibility and motor vehicle safety programs. The duties will include responding to requests for program requirements information, applications, updating agency records to reflect current status of regulated agencies, and processing program information reports. These personnel will be assisting industry, wherever necessary in complying with the provisions of appropriate statutes and regulations.</p>							
Type of Expenditure				Amount								
1				2								
PERSONAL SERVICES												
5.	Salary		18,636									
6.	Benefits		3,321									
7.	Supplemental Benefits		1,142									
8.	Fixed Benefits		2,324									
9.	TOTAL PERSONAL SERVICES		01								25.4	
10.	Travel		02								-0-	
11.	Contractual		03								-0-	
12.	Commodities		04								-0-	
13.	Equipment		05								-0-	
14.	Other										1	
15.	TOTAL COST										25.4	
RECEIPT CODE				FUNDING SOURCE								
16.			Federal Receipts 1002									
17.			G.F. Hatch 1003									
18.			General Funds 1004		25.4							
19.			I-A Receipts 1005									
20.			Program Receipts 1028									
21.			Other									
FOR BSM USE ONLY												
KEY NUMBER _____												

REQUEST FOR  
NEW POSITION

AGENCY Commerce & Economic Development

PROGRAM \_\_\_\_\_

BRU \_\_\_\_\_

COMPONENT \_\_\_\_\_

Page \_\_\_\_\_ of \_\_\_\_\_  
Revised Date \_\_\_\_\_

FY 86

1.	POSITION TITLE <b>WEIGH STATION OPERATOR I</b>	RANGE/STEP <b>12</b>	DARG. UNIT <b>G</b>	PAGE/LINE	COY.	APPROV.	DISAPY.												
2.	TYPE OF POSITION <b>PFT</b>	STAFF MONTHS	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION	ELECTION DISTRICT												
3.	CONTINUATION LEVEL				JUSTIFICATION														
4.	ADDITION			<p>This proposal entails changing the status of five existing positions from permanent part-time (seasonal) to permanent full-time.</p> <p>These seasonal positions are presently authorized for an average of four months each to operate the fixed weigh stations during the spring and summer peak truck traffic periods.</p> <p>We recommend changing the status of the positions to PFT in FY '85, but not funding the positions until FY '86. This will allow an appropriate amount of time to establish the safety program and initiate the procedures that will generate the workload for these positions.</p> <p>The inspectors will be located as follows:</p> <table style="margin-left: 20px;"> <tr> <th>PCN</th> <th>LOCATION</th> </tr> <tr> <td>085074</td> <td>Fairbanks</td> </tr> <tr> <td>085078</td> <td>Fairbanks</td> </tr> <tr> <td>085079</td> <td>Sterling</td> </tr> <tr> <td>085080</td> <td>Anchorage</td> </tr> <tr> <td>08-5088</td> <td>Anchorage</td> </tr> </table> <p>The inspectors will continue to operate the fixed weigh stations during peak traffic periods and will be used to monitor the motor vehicle safety program through field verification of inspection stations and inspection personnel.</p>				PCN	LOCATION	085074	Fairbanks	085078	Fairbanks	085079	Sterling	085080	Anchorage	08-5088	Anchorage
PCN	LOCATION																		
085074	Fairbanks																		
085078	Fairbanks																		
085079	Sterling																		
085080	Anchorage																		
08-5088	Anchorage																		
5.	Type of Expenditure							Amount											
6.	PERSONAL SERVICES							1 / 2 3											
7.	Salary																		
8.	Benefits																		
9.	Supplemental Benefits																		
10.	Fixed Benefits																		
11.	TOTAL PERSONAL SERVICES	01						-0-											
12.	Travel	02						-0-											
13.	Contractual	03		-0-															
14.	Commodities	04		-0-															
15.	Equipment	05		-0-															
16.	Other			-0-															
17.	TOTAL COST			-0-															
18.	RECEIPT CODE	FUNDING SOURCE																	
19.		Federal Receipts 1002																	
20.		G.F. Hatch 1003																	
21.		General Funds 1004		-0-															
22.		I-A Receipts 1005																	
23.		Program Receipts 1028																	
24.		Other																	

FOR BSM USE ONLY  
KEY NUMBER \_\_\_\_\_

REQUEST FOR  
NEW POSITION

AGENCY Commerce & Economic Development

PROGRAM \_\_\_\_\_

BRU \_\_\_\_\_

COMPONENT \_\_\_\_\_

Page \_\_\_\_\_ of \_\_\_\_\_

Revised Date \_\_\_\_\_

FY 86

1.	POSITION TITLE <b>ADMINISTRATIVE OFFICER I</b>				RANGE/STEP <b>17A</b>	ORG. UNIT <b>S</b>	PAGE/LINE	CON.	APPROV.	DISAPPR.				
2.	TYPE OF POSITION <b>PFT</b>	STAFF MONTHS <b>12</b>	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION <b>EBA</b>	ELECTION DISTRICT <b>7</b>	LEG.						
3.	CONTINUATION LEVEL <b>XX</b> ADDITION				JUSTIFICATION									
4.	Type of EXPENDITURE				<p>This position will be responsible for supervising the administrative center of the division which will include the new statewide financial responsibility and safety programs and incorporate the existing permit program for cross-utilization of personnel.</p> <p>The responsibilities will include drafting recommended procedures, monitories program activities, analyzing results, developing corrective procedures, and reporting results to the agency head.</p> <p>The position will be required to assist in the development of the regulations drafted to administer the programs and will supervise their implementation. The implementation will entail establishing and maintaining cooperative working relationship with the regulated industries, other governmental agencies, and our department. The position will also be responsible for developing and maintaining the information necessary to evaluate the results of the programs.</p>									
		1		2							3			
PERSONAL SERVICES														
5.	Salary		<b>35,076</b>											
6.	Benefits		<b>4,374</b>											
7.	Supplemental Benefits		<b>2,150</b>											
8.	Fixed Benefits		<b>3,980</b>											
9.	TOTAL PERSONAL SERVICES		<b>01</b>								<b>45.6</b>			
10.	Travel		<b>02</b>								<b>30.0</b>			
11.	Contractual		<b>03</b>								<b>40.8</b>			
12.	Commodities		<b>04</b>								<b>3.5</b>			
13.	Equipment		<b>05</b>								<b>8.0</b>			
14.	Other													
15.	TOTAL COST										<b>127.8</b>			
				RECEIPT CODE							FUNDING SOURCE			
16.			Federal Receipts		1002									
17.			C.F. Hatch		1003									
18.			General Funds		1004		<b>127.8</b>							
19.			I-A Receipts		1005									
20.			Program Receipts		1028									
21.			Other											
FOR BSM USE ONLY														
KEY NUMBER _____														

REQUEST FOR  
NEW POSITION

AGENCY Commerce & Economic Development

PROGRAM \_\_\_\_\_

BRU \_\_\_\_\_

COMPONENT \_\_\_\_\_

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Revised Date \_\_\_\_\_

FY 86

1.	POSITION TITLE ADMINISTRATIVE ASSISTANT I				RANGE/STEP 12A	DEPT. UNIT G	PAGE/LINE	COY.	APPROV.	DISAPP.
2.	TYPE OF POSITION PFT	STAFF MONTHS 24	RP NUMBER	PCN NUMBER	DRU PRIORITY	LOCATION EBA	ELECTION DISTRICT 7	LEG.		
3.	CONTINUATION LEVEL XX ADDITION				JUSTIFICATION					
4.	Type of Employment				These two positions will function as the working supervisors of the financial responsibility and motor vehicle safety programs. As such, they will ensure adherence to established procedures and will be responsible for monitoring the results produced and collect data and prepare reports for management's use. They will be required to be aware of industry needs and recommend improved procedures to achieve the stated goals and objectives in an efficient and cost effective manner. As the working supervisors, they will be the initial contact person for the regulated industries when problems arise. A great deal of judgment and tact will have to be exercised to achieve the desired results with minimum disruption of the effected agencies.					
	PERSONAL SERVICES			AMOUNT						
	1			2	3					
5.	Salary	49,728								
6.	Benefits	7,035								
7.	Supplemental Benefits	3,048								
8.	Fixed Benefits	6,201								
9.	TOTAL PERSONAL SERVICES	01	66.0							
10.	Travel	02	-0-							
11.	Contractual	03	-0-							
12.	Commodities	04	-0-							
13.	Equipment	05	-0-							
14.	Other									
15.	TOTAL COST	66.0								
	RECEIPT CODE	FUNDING SOURCE								
16.		Federal Receipts 1002								
17.		C.F. Hatch 1003								
18.		General Funds 1004		66.0						
19.		I-A Receipts 1005								
20.		Program Receipts 1028								
21.		Other								
FOR BEM USE ONLY KEY NUMBER _____										

REQUEST FOR  
NEW POSITION

AGENCY Commerce & Economic Development  
 PROGRAM \_\_\_\_\_  
 DRU \_\_\_\_\_  
 COMPONENT \_\_\_\_\_

Page \_\_\_\_\_ of \_\_\_\_\_  
 Revised Date \_\_\_\_\_

FY 86

FY '86

1.	POSITION TITLE CLERK TYPIST III				RANGE/STEP	BARC UNIT 8A	PAGE/LINE G	COV.	APPROV.	DISJ.	
2.	TYPE OF POSITION PFT	STAFF MONTHS 48	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION EBA	ELECTION DISTRICT 7	LEG.			
3.	CONTINUATION LEVEL KX				ADDITION						
4.	TYPE OF EXPENDITURE				ALLOTTED						
	PERSONAL SERVICES		1	2	3						
5.	Salary	78,288									
6.	Benefits	13,402									
7.	Supplemental Benefits	4,799									
8.	Fixed Benefits	9,763									
9.	TOTAL PERSONAL SERVICES	01	106.34								
10.	Travel	02	-0-								
11.	Contractual	03	-0-								
12.	Commodities	04	-0-								
13.	Equipment	05	-0-								
14.	Other										
15.	TOTAL COST		106.3								
16.	RECEIPT CODE	FUNDING SOURCE									
17.		Federal Receipts 1002									
18.		G.F. Hatch 1003									
19.		General Funds 1004		106.3							
20.		I-A Receipts 1005									
21.		Program Receipts 1028									
21.		Other									

FOR BSM USE ONLY  
KEY NUMBER \_\_\_\_\_

JUSTIFICATION  
 These four positions will be responsible for reviewing and processing the various documents required to administer the financial responsibility and motor vehicle safety programs. The duties will include responding to requests for program requirements information, applications, updating agency records to reflect current status of regulated agencies, and processing program information reports. These personnel will be assisting industry, wherever necessary in complying with the provisions of appropriate statutes and regulations.

REQUEST FOR  
NEW POSITION

AGENCY Commerce & Economic Development

PROGRAM \_\_\_\_\_

BRU \_\_\_\_\_

COMPONENT \_\_\_\_\_

Page \_\_\_\_\_ of \_\_\_\_\_  
 Revised Date \_\_\_\_\_

FY 86

1.	POSITION TITLE WEIGH STATION OPERATOR I				RANGE/STEP 12	BARG. UNIT G	PAGE/LINE	GOV.	APPROV.	DISAP.												
2.	TYPE OF POSITION PFT	STAFF MONTHS 40	RP NUMBER	PCN NUMBER	BRU PRIORITY	LOCATION	ELECTION DISTRICT	LEG.														
3.	CONTINUATION LEVEL <input checked="" type="checkbox"/> ADDITION				JUSTIFICATION																	
4.	TYPE OF EXPENDITURE				<p>This proposal entails changing the status of five existing positions from permanent part-time (seasonal) to permanent full-time.</p> <p>These seasonal positions are presently authorized for an average of four months each to operate the fixed weigh stations during the spring and summer peak truck traffic periods.</p> <p>We recommend changing the status of the positions to PFT in FY '85, but not funding the positions until FY '86. This will allow an appropriate amount of time to establish the safety program and initiate the procedures that will generate the workload for these positions.</p> <p>The inspectors will be located as follows:</p> <table border="1"> <thead> <tr> <th>PCN</th> <th>LOCATION</th> </tr> </thead> <tbody> <tr> <td>085074</td> <td>Fairbanks</td> </tr> <tr> <td>085078</td> <td>Fairbanks</td> </tr> <tr> <td>085079</td> <td>Sterling</td> </tr> <tr> <td>085080</td> <td>Anchorage</td> </tr> <tr> <td>08-5088</td> <td>Anchorage</td> </tr> </tbody> </table> <p>The inspectors will continue to operate the fixed weigh stations during peak traffic periods and will be used to monitor the motor vehicle safety program through field verification of inspection stations and inspection personnel.</p>						PCN	LOCATION	085074	Fairbanks	085078	Fairbanks	085079	Sterling	085080	Anchorage	08-5088	Anchorage
PCN	LOCATION																					
085074	Fairbanks																					
085078	Fairbanks																					
085079	Sterling																					
085080	Anchorage																					
08-5088	Anchorage																					
5.	PERSONAL SERVICES		AMOUNT																			
5.	Salary	90,699																				
6.	Benefits	11,547																				
7.	Supplemental Benefits	5,560																				
8.	Fixed Benefits	11,722																				
9.	TOTAL PERSONAL SERVICES	01	119.5																			
10.	Travel	02	-0-																			
11.	Contractual	03	-0-																			
12.	Commodities	04	-0-																			
13.	Equipment	05	-0-																			
14.	Other																					
15.	TOTAL COST		119.5																			
16.	RECEIPT CODE	FUNDING SOURCE																				
17.		Federal Receipts 1002																				
18.		C.F. Hatch 1003																				
19.		General Funds 1004	119.5																			
20.		I-A Receipts 1005																				
21.		Program Receipts 1028																				
21.		Other																				

FOR BSM USE ONLY  
KEY NUMBER \_\_\_\_\_

REQUEST FOR  
NEW POSITION

AGENCY Commerce & Economic Development  
PROGRAM \_\_\_\_\_  
BRU \_\_\_\_\_  
COMPONENT \_\_\_\_\_

Page \_\_\_\_\_ of \_\_\_\_\_  
Revised Date \_\_\_\_\_

FY 86

amend sb 103 xx0

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 1, line 13, between the words "following" and "amounts",  
Insert the word "minimum"

This amendment was suggested by legal services, and should have been included in the draft in the first place. It would have the effect of allowing a person to have more insurance than is required by the section.

amend sb 103 xx1

PROPOSED AMENDMENT

TO CSSB 103 (Draft)

On page 1, line 12, following the word "intrastate",

Insert the following language:

"or a person who carries freight in a motor vehicle for commercial purposes"

This amendment was suggested by the representative of the trucking association, and would have the effect of requiring the higher insurance or financial responsibility requirements for all trucks engaged in commerce, not just those for hire. Currently "private carriers" are not effected by ATC insurance requirements, and without this amendment trucking activities outside the "for hire" realm would continue to not be required to carry as high a level of insurance as this bill sets. They would, in fact, have only an insurance requirement at the same minimum as automobiles under the recently passed mandatory liability insurance law.

amend sb 103 xx2

PROPOSED AMENDMENT

TO CSSB 103 (Draft)

On page 2, line 8, delete the word "This",

and insert in its place:

"For insurance policies submitted as proof of responsibility  
required under AS 42.30.225(a)(1) this"

This amendment was suggested by the air carriers' representative, and would have the effect of allowing current insurance policies, which do not have the 30-day notice language stated in them, to remain in effect until their renewal date. Without this change, a policy-holder would be in violation unless he renewed all policies on the effective date of the Act.

amend sb 103 xx3

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On Page 2, line 11, and

On Page 7, line 1, delete both occurrences of the word "kncwingly".

This amendment has been suggested in conversations with the administration, and would have the effect of making it possible to prosecute the violations to which the two sections refer. Without the change, the commissioner of public safety says, it would be nearly impossible to prove the violation was knowingly done.

amend sb 103 xx4

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 2, line 19, delete the word "engage"  
and insert in its place: "use an aircraft"

This amendment has been suggested by staff, and would have the effect of focussing the requirement for a certificate of compliance on the aircraft, rather than on the air service operation. This would help to clear up any further confusion as to whether the certificates are for individual aircraft or for an entire business.

amend sb 103 xx5

PROPOSED AMENDMENT

TO CSSB 103 (Draft)

On page 2, line 28, following the period (.), insert:

"The annual fee for a certificate of compliance shall be \$50."

This amendment was suggested by the A.G.'s staff, and would have the effect of recapturing some of the revenue which would be lost to the State with the repeal of AS 02.05.090(f). These fees currently range from \$25 to \$600, depending on the size of the aircraft.

amend sb 103 xx6

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 3, line 24, delete the word "in", and insert in its place:

"on the public highways of"

This amendment has been suggested by staff, and would have the effect of clarifying that the vehicle inspection program is intended to cover only vehicles operating on the state's roads.

amend sb 103 xx7

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 3, line 25, following the period (.), insert a new sentence:

"A certificate of vehicle registration may not be issued to a motor vehicle under AS 28.10.041(a)(4) without a current certificate of inspection if the motor vehicle is required to obtain a certificate of inspection under this section."

This amendment has been suggested by staff, and would have the effect of requiring the truck to pass an inspection before the State would either issue or renew the vehicle registration. AS 28.10.041 (a)(4), a copy of which is attached, allows DMV to deny the issuance of a vehicle registration for vehicles it determines to be unsafe. This would provide one more check to ensure the inspections were being done.

(b) At the time of application for registration or renewal of registration, the department shall provide the applicant written information explaining the state's financial responsibility law, the mandatory automobile insurance requirement, and potential penalties for failure to comply with the law. (§ 7 ch 178 SLA 1978; am §§ 4, 17 ch 70 SLA 1984)

**Effect of amendments.** — The 1984 amendment, effective January 1, 1985, added subsection (b).

**Postponed amendments.** — Section 17, ch. 70, SLA 1984, effective January 1,

1989, repeals subsection (b).

**Collateral references.** — 7A Am. Jur. 2d, Automobiles and Highway Traffic, §§ 51 to 54.

60 C.J.S., Motor Vehicles, § 101.

*Sec. 28.10.030. Unregistered vehicles. [Repealed, § 7 ch 178 SLA 1978.]*

**Sec. 28.10.031. Temporary permits.** (a) When application, accompanied by the proper fee and tax, has been made for the registration of a vehicle, the vehicle may be driven pending the issuance of a certificate of registration by displaying a temporary permit issued by the department.

(b) A licensed vehicle dealer may issue to the purchaser of a vehicle sold by the dealer a temporary permit to drive the vehicle. A permit is effective for a period not to exceed 30 days. The commissioner shall adopt regulations governing the issuance of permits under this section.

(c) A person may not operate a vehicle under an expired permit issued under this section. (§ 7 ch 178 SLA 1978)

*Sec. 28.10.040. Registration. [Repealed, § 7 ch 178 SLA 1978.]*

**Sec. 28.10.041. Grounds for refusing registration.** (a) The department may refuse to register a vehicle if

- (1) the application contains a false or fraudulent statement;
- (2) the applicant fails to furnish information required by the department;
- (3) the applicant is not entitled to the issuance of a certificate of title or registration under this chapter;
- (4) the vehicle is determined to be mechanically unsafe to be driven or moved on a highway, vehicular way or area, or other public property in this state;
- (5) the department has reasonable grounds to believe that the vehicle was stolen or fraudulently acquired or that the granting of registration would be a fraud against the rightful owner or other person having a valid lien upon the vehicle;
- (6) the registration of the vehicle has been suspended or revoked for any reason under the laws of this state;
- (7) the required fees, taxes, motor freight carrier fees or bus transportation fees have not been paid;

amend sb 103 xx8

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 3, line 26, delete the word "once" and insert in its place:

"twice"

This amendment has been suggested by the administration and by the trucking association and would have the effect of requiring every truck to be inspected at least twice each year. These groups feel that the safety inspection program would be more effective with this change.

amend sb 103 xx9

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 3, line 27, delete the sentence which reads:

"A certificate of inspection must be carried in the vehicle  
for which the certificate of inspection is issued."

This amendment has been suggested by staff and was adopted by the House Transportation Committee and would have the effect of removing an apparent redundancy. The division of measurement standards has indicated that they can get all the information needed on a sticker, and there is no need for a paper certificate to be carried in the cab of the truck.

amend sb 103 xx10

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 5, line 26, through page 6, line 9, delete:

Section 42.30.340 in its entirety.

This amendment was adopted by the House Transportation Committee in its cs, and would have the effect of eliminating the hearing board for appeals to administrative revocations or denials of permits for inspectors and inspection stations. There are less cumbersome ways of dealing with appeals, and the administration has indicated they would prefer to simply appoint a hearing officer - their commissioners are too busy hustling from one board or commission meeting as it is.

amend sb 103 xx11

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 7, line 25, add a new section 4 to read:

"\* Sec. 4. Notwithstanding AS 42.30.200(a)(3) enacted by sec. 1 of this Act, until July 1, 1985, a person to whom AS 42.30.200 applies may maintain a minimum security in the amount of \$100,000 per seat for bodily injury or death in a single occurrence if a person operates an aircraft."

And renumber remaining sections accordingly.

This amendment was suggested at the last committee meeting to cover those ATC-authorized air carriers now operating and who are required to have only the \$100,000 per seat minimum. Without a change such as this, on the effective date of the Act, all those air taxi operators would be required to upgrade to \$300,000. An additional concern is that if current charter operators are allowed to continue at the \$100,000 level until their insurance policy must be renewed, new entrants into the market would be at a disadvantage by having to maintain the new, higher level of protection.

amend sb 103 xx13

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 4, line 23, between the words "may" and "enter",  
Insert "inspect a motor vehicle or"

This amendment has been suggested by the administration and would have the effect of allowing the department to inspect the work of a State-certified vehicle inspector to determine if the vehicle was indeed safe.

amend sb 103 xx14

PROPOSED AMENDMENT  
TO CSSB 103 (Draft)

On page 4, line 3, between the words "regulations" and "necessary",

Insert: "appropriate to achieve reciprocity with other  
western states and"

The concept of this amendment has been suggested by the administration, and would have the effect of giving the department some guideline as to inspection standards to adopt. They have suggested that the bill direct the department to adopt current ATC regulations, but it may be a better idea to tie the standards to the Commercial Vehicle Safety Alliance, which many of the western states are adopting, without actually naming the CVSA in the statute.

amend sb 103 xx15

PROPOSED AMENDMENT

TO CSSB 103 (Draft)

On page 7, line 17, add a new subsection (5) to read:

"(5) "for commercial purposes" means for which the person receives direct monetary compensation, ~~or for which the person receives no direct monetary compensation but are incidental to~~ and done in the furtherance of the person's primary business activity;"

*Amend Suggested  
by Fairbairn  
moved by Flood*

And renumber remaining subsections accordingly.

This amendment is a definition made necessary by amendment number 1 which creates the phrase "for commercial purposes" to include in the financial responsibility section those persons who are now considered "private carriers" by the ATC.

Original sponsor: Rules/Governor

1 IN THE SENATE

BY THE TRANSPORTATION COMMITTEE

2 CS FOR SENATE BILL NO. 103 (Transportation)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to transportation safety and finan-  
7 cial responsibility; and providing for an effective  
8 date."

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

10 \* Section 1. AS 42.30.200 is amended to read:

11 Sec. 42.30.200. FINANCIAL RESPONSIBILITY. (a) A person who  
12 carries passengers or freight for hire intrastate<sup>XX)</sup> shall procure and  
13 maintain security in the following amounts:  
14

15 (1) \$200,000 for property damage in a single occurrence;

16 (2) \$500,000 for bodily injury or death in a single occur-  
rence if a person operates a motor vehicle; and

17 (3) \$300,000 per seat for bodily injury or death in a  
18 single occurrence if a person operates an aircraft [AN AMOUNT DE-  
19 TERMINED BY THE DEPARTMENT OF PUBLIC SAFETY AS NECESSARY FOR THE  
20 REASONABLE PROTECTION OF THE PUBLIC AGAINST DAMAGES OR INJURY CAUSED  
21 BY THE PERSON].

22 (b) Evidence of security required under (a) of this section  
23 shall be filed with the department and must be

24 (1) a policy or certificate of insurance issued by an  
25 insurer acceptable to the department; or

26 (2) a bond of a surety company licensed to write surety  
27 bonds in the state; or

28 (3) evidence accepted by the department, showing ability to  
29 self-insure; or

1 (4) other security approved by the department.

2 (c) The department may authorize department personnel [ENFORCE-  
3 MENT OFFICERS] to enforce this section and may adopt procedural regu-  
4 lations necessary to implement this section.

5 \* Sec. 2. AS 42.30.200 is amended by adding new subsections to read:

6 (d) A policy of insurance, surety bond, or other form of secur-  
7 ity may not be cancelled on less than 30 days' written notice to the  
8 department. <sup>XX2</sup> This requirement must be clearly stated in the policy or  
9 endorsement. The 30-day notice period is measured from the date on  
10 which the department receives notice.

11 (e) A person who <sup>XX3</sup> [knowingly] violates (a) of this section is  
12 guilty of a class B misdemeanor and is punishable by a fine of not  
13 less than \$500 or more than \$1,000.

14 (f) This section applies only to a person who carries passengers  
15 or freight for hire in a motor vehicle weighing 10,000 pounds or more,  
16 or a propeller or jet-powered aircraft.

17 \* Sec. 3. AS 42.30 is amended by adding new sections to read:

18 Sec. 42.30.225. CERTIFICATION OF COMPLIANCE OF AIR CARRIERS.

19 (a) A person may not <sup>XX4</sup> [engage] in air commerce without obtaining a  
20 certificate of compliance from the department. The department shall  
21 issue a certificate of compliance upon application and presentation of

22 (1) proof of financial responsibility required under  
23 AS 42.30.200;

24 (2) proof of compliance with Federal Aviation Administra-  
25 tion requirements, and, where applicable, federal certification for  
26 scheduled airline service.

27 (b) A person who receives a certificate of compliance under (a)  
28 of this section shall renew the certificate annually. <sup>XX5</sup>

29 (c) Each aircraft owned or leased by a person subject to the

1 provisions of this section must have a certificate of compliance  
2 issued by the department before the aircraft is used in air commerce.  
3 The certificate is valid for a period of 12 months following the date  
4 of certification. The certificate must be displayed on the aircraft  
5 so that it is visible to boarding passengers.

6 (d) A federally-certificated interstate air carrier that pro-  
7 vides intrastate service between points in the state on an interstate  
8 or foreign route, and who uses, for that intrastate service, aircraft  
9 based primarily outside the state, must also obtain a certificate of  
10 compliance for each aircraft used in intrastate service.

11 (e) Use of an aircraft in air commerce before obtaining a cer-  
12 tificate of compliance required under (a) of this section may be cause  
13 for suspension or revocation of the certificate.

14 (f) An air carrier, who before the effective date of this Act,  
15 obtained a certificate to operate from the Alaska Transportation  
16 Commission, is not required to obtain a certificate of compliance  
17 under (a) of this section until the date on which the insurance policy  
18 on each aircraft must be renewed.

19 (g) The department may authorize department personnel to enforce  
20 this section and may adopt procedural regulations necessary to imple-  
21 ment this section.

22 ARTICLE 6. MOTOR VEHICLE SAFETY INSPECTIONS.

23 Sec. 42.30.300. MOTOR VEHICLE SAFETY INSPECTIONS. (a) A motor  
24 vehicle may not be operated <sup>XX6</sup> [in] this state without a certificate of  
25 inspection. <sup>XX7</sup> An owner of a motor vehicle shall renew a certificate of  
26 inspection at least <sup>XX8</sup> [once] a year at an official inspection station  
27 under AS 42.30.320. <sup>XX9</sup> A certificate of inspection must be carried in  
28 the vehicle for which the certificate of inspection is issued. An  
29 owner of a motor vehicle shall display a sticker of inspection visible

1 from outside the vehicle in a location determined by the department.

2 (b) The commissioner of commerce and economic development may  
3 adopt procedural regulations <sup>14</sup> necessary to implement this section.

4 Sec. 42.30.310. EXEMPTIONS. A motor vehicle is exempt from the  
5 requirements of AS 42.30.300 if it is owned by the government of the  
6 United States of America.

7 Sec. 42.30.320. OFFICIAL INSPECTION STATIONS. (a) A person may  
8 not operate an inspection station without a permit from the depart-  
9 ment. The department shall approve an application for permit to  
10 operate an inspection station if

11 (1) the department determines the inspection station has  
12 proper equipment and competent personnel; and .

13 (2) a certified vehicle inspector under AS 42.30.330 is  
14 employed at the inspection station.

15 (b) After the department approves an application for permit to  
16 operate an official inspection station under (a) of this section, it  
17 shall provide the applicant with a permit, certificates of inspection,  
18 and inspection stickers.

19 (c) Upon receipt of a permit from the department under (c) of  
20 this section, the operator of an official inspection station shall  
21 post the permit in a conspicuous place at the location designated by  
22 the department.

23 (d) The department may <sup>(13)</sup> enter the premises of the operator of an  
24 official inspection station at any time to inspect the work of the  
25 certified vehicle inspectors under AS 42.30.330 or to determine if the  
26 operator continues to meet the requirements of this section.

27 (e) The department shall suspend or revoke a permit of an opera-  
28 tor of an official inspection station if the operator fails to meet  
29 the requirements of this section.

1 (f) Upon notice of suspension or revocation of a permit under:  
2 (e) of this section, the operator of an official inspection station  
3 shall immediately terminate all inspection activities, and on demand  
4 by the department, return the permit and all certificates of inspection.  
5 The department shall issue a receipt for all unused certificates  
6 of inspection.

7 (g) If a permit is suspended or revoked under (e) of this section,  
8 the department shall give an operator of an official inspection  
9 station a hearing, upon written request filed with the department  
10 within 10 days after suspension or revocation.

11 (h) A permit to operate an official inspection station may not  
12 be assigned, transferred, or used at a location other than the location  
13 designated by the department.

14 Sec. 42.30.330. CERTIFICATION OF VEHICLE INSPECTORS. (a) A  
15 person may not conduct a motor vehicle inspection at an official  
16 inspection station under AS 42.30.320 unless certified as a vehicle  
17 inspector by the department.

18 (b) The department may suspend the certification issued to a  
19 vehicle inspector under (a) of this section if the vehicle inspector  
20 improperly conducted inspections or failed to comply with a provision  
21 of this section or regulations adopted under it.

22 (c) If a certificate is denied or suspended under (b) of this  
23 section the department shall give a vehicle inspector a hearing upon  
24 written request filed with the commissioner within 10 days after  
25 denial or suspension.

26 ~~XX10~~ Sec. 42.30.340. HEARING BOARD. (a) There is created in the  
27 department the Vehicle Safety Hearing Board. The members of the  
28 hearing board are the commissioner of commerce and economic development,  
29 the commissioner of transportation and public facilities, and

1 the attorney general, or their designees.

2 (b) At the request of the commissioner of the department the  
3 hearing board shall convene and hear the evidence and information  
4 relevant to the suspension and revocation of an official inspection  
5 station permit. The hearing board shall make written findings and  
6 conclusions to support its order affirming, denying or modifying the  
7 action taken by the department.

8 (c) The order of the hearing board is subject to judicial review  
9 in the manner provided by law.

10 ~~Sec. 42.30.350. ISSUANCE OF CERTIFICATE OF INSPECTION.~~ (a) A  
11 person operating an official inspection station shall issue a certifi-  
12 cate of inspection to the owner of a motor vehicle after determining  
13 the motor vehicle is in a safe and mechanically sound condition.

14 (b) A person operating an official inspection station shall keep  
15 a record of each inspection performed at the station and the depart-  
16 ment may audit the records of an official inspection station at any  
17 time.

18 Sec. 42.30.360. FALSELY REPRESENTING TO BE AN OFFICIAL STATION.  
19 (a) A person may not represent a place as an official inspection  
20 station unless the station is operating under a valid permit issued by  
21 the department under AS 42.30.320.

22 (b) A person may not issue a certificate of inspection unless  
23 holding a valid permit under AS 42.30.320.

24 Sec. 42.30.370. COUNTERFEIT CERTIFICATES OF INSPECTION. (a) A  
25 person may not make, issue, or knowingly use an imitation or counter-  
26 feit of an official certificate of inspection.

27 (b) A person may not knowingly display or issue a certificate  
28 of inspection on a motor vehicle unless the motor vehicle has met the  
29 requirements of AS 42.30.350.

1                    Sec. 42.30.380. VIOLATION A MISDEMEANOR. A person who <sup>x\*3</sup> [knowingly]  
2 violates a provision of AS 42.30.300 - 42.30.370 is guilty of a class  
3 B misdemeanor.

4                    Sec. 42.30.390. DEFINITIONS. In AS 42.30.200 - 42.30.390,

5                    (1) "air carrier" means a person undertaking to engage in  
6 air commerce, whether directly or indirectly, or by lease, contract,  
7 or any other arrangement, and whether over regular or irregular  
8 routes;

9                    (2) "air commerce" means carriage by aircraft of persons or  
10 freight, for compensation or hire, in intrastate commerce, including  
11 the carriage by aircraft of persons or freight that move partly by  
12 aircraft and partly by other forms of transportation;

13                    (3) "aircraft" means a device used or designed for flight  
14 in the air;

15                    (4) "department" means the Department of Commerce and  
16 Economic Development;

17 <sup>#15</sup> → (5) "freight" means all commodities, articles, and cargo,  
18 of whatever nature or value, excluding garbage and trash;

19                    (6) "motor vehicle" means

20                    (A) a truck of more than 10,000 pounds unladen gross  
21 vehicle weight used upon a public highway of this state; and

22                    (B) a trailer registered in this state of more than  
23 5,000 pounds unladen gross vehicle weight and used upon a public  
24 highway of this state.

25 <sup>sect 4</sup> → <sup>XX(1)</sup> \* Sec. 5. AS 44.33.020 is amended by adding a new paragraph to read:

26                    ↓ (27) implement the financial responsibility requirements for  
27 motor vehicles and air carriers under AS 42.30.200 - 43.30.270.

28 \* Sec. 5. This Act takes effect immediately in accordance with AS 01.-  
29 10.070(c).