

SB

274

SENATE COMMITTEE REPORT
First Committee of Referral

DATE: 2/9/96

FURTHER:

Date of 5-Day Notice: 2/22/96
 (in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 2/28/96

The Transportation Committee considered SB 274

Relating to the noise levels of airports and sport shooting facilities.

and recommends:

- be replaced with CS SB 274 (TRA)
- adopt previous CS _____ ()
- attached amendment(s)
- adopt Letter of Intent by _____ Committee
- further referral to the _____ Committee

- Senate Bill:**
 same title
 new title
- House Bill:**
 same title
 technical title
 new: SCR# _____

SIGNING DO PASS	DP	OTHER RECOMMENDATIONS	NR	DNP	AM
<i>Lyle Green</i>	<input checked="" type="checkbox"/>	<i>Deanna ...</i>			
CHAIR: <i>Steve ...</i>		CHAIR:	<input checked="" type="checkbox"/>		

NEW FISCAL NOTE(S):

Department	Date	Zero	Fiscal
Law	2/23/96	<input checked="" type="checkbox"/>	
DOT/PF	2/26/96	<input checked="" type="checkbox"/>	

PREVIOUS FISCAL NOTE(S):*

Department	Date	Zero	Fiscal

APPROPRIATION -- no fiscal note

*include fiscal notes accompanying Governor's bill

FISCAL NOTE

No. 2
 Bill Version: CS SB274 (TRA)
 (S) Publish Date: 2-28-96

STATE OF ALASKA
 1996 LEGISLATIVE SESSION

Revision Date: 2/26/96 Dept. Affected: DOT&PF
 Title: "An Act relating to the noise levels of airports and sport shooting facilities." BRU: Engineering and Operations
 Sponsor: Halford, Sharp, Green Component: Engineering and Operations
 Requester: Transportation COMPONENT SERIAL NO. #547

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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CHANGE IN REVENUES ()	0.0	0.0	0.0	0.0	0.0	0.0
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FUND SOURCE (Thousands of Dollars)

FUND SOURCE	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY96) cost: \$ 0.0

POSITIONS

POSITIONS	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

ANALYSIS: (Attach a separate page if necessary)

This proposed legislation does not affect the Department of Transportation and Public Facilities operations or budget. The Department does not operate any sport shooting ranges or private airports as defined in the proposed legislation. To my knowledge, all state airports are to some degree federally funded and thus subject to Federal Aviation Administration noise control regulations. To help clarify the intent of the legislation, "private" should be defined in the definition section.

Prepared by: Nate Johnson, Statewide Environmental Coordinator Phone: 465-6954
 Division: Engineering and Operations Date: 2/26/96
 Approved by: [Signature] Date: 2/26/96
 for Joseph L. Perkins, Commissioner
 Agency: Department of Transportation and Public Facilities

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FISCAL NOTE

No. 1

Bill Version: CS SB 274(TRA)

(S) Publish Date: 2-28-96

STATE OF ALASKA
1996 LEGISLATIVE SESSION

Revision Date: _____ Dept. Affected: Department of Law
 Title: "An Act relating to the noise levels of airports and sport shooting facilities." BRU: Civil Division
 Sponsor: Senator Halford Component: General Legal Services
 Requester: Senate Transportation Committee COMPONENT SERIAL NO. 2087

Expenditures/Revenues (Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Senate Bill 274 will have no fiscal impact on the Department of Law.

Prepared by: Richard E. Paques, Director
 Division: Administrative Services Division
 Approved by Commissioner: Bruce M. Swartz, Attorney General
 Agency: Department of Law

Phone: 465-3672
 Date: 2/23/96
 Date: 2/23/96

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FISCAL NOTE

STATE OF ALASKA
1996 LEGISLATIVE SESSION

BILL NO. SB 274 |

Revision Date: 2/28/96 Dept. Affected: DOT&PF
 Title: "An Act relating to the noise levels of airports and BRU: Engineering and Operations
sport shooting facilities." Component: Engineering and Operations
 Sponsor: Halford, Sharp, Green
 Requester: Transportation COMPONENT SERIAL NO. #547

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
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TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	0.0	0.0	0.0	0.0	0.0	0.0
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(Thousands of Dollars)

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Prepared by: Nate Johnson, Statewide Environmental Coordinator Phone: 465-6954
 Division: Engineering and Operations Date: 2/28/96
 Approved by: Joseph L. Perkins Date: 2/28/96
 Agency: Department of Transportation and Public Facilities

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FISCAL NOTE

STATE OF ALASKA
1996 LEGISLATIVE SESSION

BILL NO. SB 274

Revision Date: _____ Dept. Affected: Department of Law
 Title: "An Act relating to the noise levels of airports and sport shooting facilities." BRU: Civil Division
 Component: General Legal Services
 Sponsor: Senator Halford
 Requester: Senate Transportation Committee COMPONENT SERIAL NO. 2087

Expenditures/Revenues

(Thousands of Dollars)

OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
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CAPITAL EXPENDITURES						
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CHANGE IN REVENUES ()						
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(Thousands of Dollars)

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PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

Senate Bill 274 will have no fiscal impact on the Department of Law.

Prepared by: Richard P. Piquers, Director for
 Division: Administrative Services Division
 Approved by Commissioner: Bruce M. Boppre, Attorney General
 Agency: Department of Law

Phone: 465-3672
 Date: 2/23/96
 Date: 2/23/96

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Phone (907) 694-4958

Sponsor Statement

Noise at Airports and Sport Shooting Ranges

Airports and sport shooting ranges offer a public service and recreational opportunities. They are increasingly under attack in the lower forty-eight states. Since populations are tending to shift from urban to rural areas, new groups of citizens are moving into areas with existing airports and ranges. This encroachment has resulted in hundreds of lawsuits and complaints against airport and range owners and operators due to the noise level.

Senate Bill 274 was introduced to provide private airports and sport shooting ranges protection from lawsuits if the action arises out of the noise level from normal operation or its uses; provided the facility was established before the person acquired the property or prior to any noise control ordinance or law.

Without the passage of SB 274 private airports and sport shooting ranges within Alaska will remain vulnerable to legal sanctions jeopardizing the opportunities they provide through their ongoing and traditional uses.

This piece of legislation is endorsed by the National Rifle Association, Alaska Air Carriers Association, the Alaska Outdoor Council and the Alaska Airmen's Association.

Thank you for your consideration.



ALASKA OUTDOOR COUNCIL

4506 Robble Rd.
JUNEAU, AK. 99801
(907) 463-3830

Feb. 26. 1996

The Honorable Rick Halford
Alaska State Senate
Alaska State Capitol
Juneau, Ak. 99801

Dear Senator Halford:

The Alaska Outdoor Council and its member organizations support SB 274, and appreciate your efforts on the behalf of the citizens of Alaska to protect traditional activities important to them.

SB 274, "An Act relating to the noise levels of airports and sport shooting facilities" is an important step toward maintaining the opportunity to pursue traditional activities that are inherently important to many Alaskans. As more and more people move to our state, they bring with them preconceived notions about the scope of government and the services it should provide. Most long time Alaskans have found themselves constantly battling the encroachment of government into their daily lives at the bequest of those less informed on traditional Alaskan customs. The importance of air travel and use of firearms are very good examples of traditional Alaskan activities that SB 274 will help to protect.

Once again, the AOC would like to thank you Senator for your efforts supporting the traditions our members value. If there is something further we can do to assist you in this effort, please feel free to contact us.

Sincerely,

Eddie Grasser
Governmental Affairs

cc: Senator Green
Senator Sharp



U of A Aviation Complex
1515 East 13th Avenue Anchorage, Alaska 99501
(907) 272-1251

2.26.96

by facsimile

Senator Rick Halford
State Capitol Building, Room 508
Juneau, AK 99801-1182

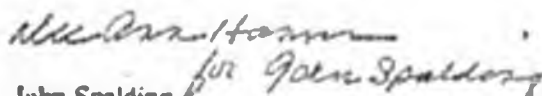
RE: SB274

Dear Senator Halford:

It is the position of the Alaska Airmen's Association to strongly support SB274 which is an act relating to the noise levels of airports and sport shooting facilities. In the definition of "airport facility" which currently reads "private area of land or water that is used or intended for use for the landing and take-off of aircraft" we would like to see you include heliports.

The Alaska Airmen's Association would like to thank you for the opportunity to review and submit our position on this bill.

Sincerely,


John Spalding
President



NATIONAL RIFLE ASSOCIATION OF AMERICA
INSTITUTE FOR LEGISLATIVE ACTION
655 CAPITOL MALL, SUITE 455
SACRAMENTO, CA 95814
(916) 446-2455

February 26, 1996

Senator Rick Halford
Alaska State Legislature
State Capitol (MS 3100)
Juneau, AK 99801-1182

Dear Senator Halford,

On behalf of the over 25,000 Alaska members of the National Rifle Association, let me take this opportunity to thank you for introducing Senate Bill 274 and to indicate strong support for the bill. Firearms shooting ranges are under attack across the United States and it is important to head this off, particularly in a state like Alaska which has such a strong firearms and shooting heritage.

Firearms shooting ranges have established a long tradition of service to a wide variety of citizen groups in local communities. However, population shifts from urban to suburban or rural areas have moved new groups of citizens in closer proximity to existing ranges. In recent years, this encroachment on previously existing ranges has resulted in hundreds of lawsuits and complaints filed by newcomers against range owners and operators or the passage of local ordinances aimed at closing ranges because of noise.

It is critical that the state of Alaska adopt SB 274 to ensure that ranges remain open for operation so as to provide safe places for the use of firearms. Range owners and operators must be protected from civil court action, criminal prosecution, or other local restrictions. SB 274 would only protect existing ranges and existing activity levels. This legislation would not tie the hands of local government to regulate the location of future ranges nor limit local government from regulating unsafe ranges.

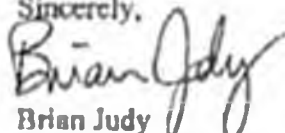
Firearm shooting ranges have longstanding records of safely providing important public services and recreational or training opportunities and often serve as training facilities for local law enforcement officials and military personnel. In addition to serving as locations to hold both informal practice sessions and organized competitions for those engages in recreational shooting, firearm ranges offer firearm and hunter education and safety courses, providing invaluable

hands-on instruction in the safe and proper handling and use of firearms.

Without the protection afforded by Senate Bill 274, shooting ranges which currently offer valuable public services and recreational opportunities while posing no hazard to nearby residents will continue to remain vulnerable to arbitrary legal or legislative sanctions. To date, eleven other states have passed range protection legislation similar to SB 274, including Maine, Oregon, Tennessee and Wyoming which passed their laws just last session.

Senate Bill 274 is an important piece of legislation which will provide real benefits to Alaska's law-abiding firearm users and to the public at large.

Sincerely,



Brian Judy
Alaska State Liaison