



# LAWS OF ALASKA

1976

Source

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Chapter No.

75

## AN ACT

Relating to the operation of vending facilities by blind and handicapped persons; and providing for an effective date.

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

\* Sec. 1. AS 23.15.100(b) is amended by adding new paragraphs to read:

(5) license blind and severely handicapped persons for the operation of vending facilities on federal property and in public buildings, with blind persons having first priority for operation of the vending facilities;

(6) promulgate regulations necessary for carrying out the provisions of secs. 10 - 210 of this chapter.

\* Sec. 2. AS 23.15.210 is amended by adding new paragraphs to read:

(8) "blind person" means a person whose central visual acuity does not exceed 20/200 in the better eye with correcting lenses, or whose visual acuity, if better than 20/200, is accompanied by a limit to the field of vision in the better eye to such a degree that its widest diameter subtends an angle of no greater than 20 degrees; an examination by an ophthalmologist or by an optometrist is necessary before a person is found to be blind;

(9) "severely handicapped person" means a person who has one or more physical or mental disabilities which seriously limit the person's functional capacities in terms of regular employment, and whose vocational rehabilitation requires multiple vocational rehabilitation services over an extended period of time;

(10) "licensee" means a blind or severely handicapped person licensed by the division of vocational rehabilitation under the Randolph-Sheppard Act (20 U.S.C. secs. 107 - 107b, 107d - 107e, 107f), sec. 100(b)(5) of this chapter, and any regulations issued under federal law or sec. 100(b)(5) of this chapter;

(11) "public building" means any building owned by the state or an agency of the state, or any space leased by the state or any agency of the state, and designated by the division as being appropriate for participation in the business enterprise program;

(12) "vending facility" means an automatic vending machine, cafeteria, snack bar, shelter, or counter where food, tobacco, or sundries are offered for sale.

\* Sec. 3. AS 23.15.130 is repealed and re-enacted to read:

Sec. 23.15.130. VOCATIONAL REHABILITATION SMALL BUSINESS ENTERPRISE REVOLVING FUND. (a) There is created in the state treasury a revolving fund designated as the vocational rehabilitation small business enterprise revolving fund. The fund shall be administered by the director.

(b) Receipts from the net proceeds of vending facilities in public buildings, other than vending facilities operated by a licensee, shall be paid to the fund.

(c) The fund shall be used to aid licensees in operating vending machine facilities.

(d) In this section "net proceeds" means the gross receipts from operating a vending facility less the costs of operation and a fair return to the operator, to be determined by the division.

\* Sec. 4. AS 44.21 is amended by adding a new section to read:

Sec. 44.21.025. CONTRACTS TO OPERATE VENDING FACILITIES IN STATE BUILDINGS. In contracting after the effective date of this Act for the operation of vending facilities in buildings owned or leased by the state or an agency of the state, the Department of Administration shall give preference to contract requests submitted by persons licensed by the division of vocational rehabilitation under AS 23.15.100(b)(5).

\* Sec. 5. This Act takes effect July 1, 1976.