



# LAWS OF ALASKA

1987

**Source**

**Chapter No.**

CSHB 196 (Fin) am S

59

## AN ACT

Relating to enplanements, enforcement of compliance with financial responsibility and certificate of compliance requirements for air carriers, penalties, issuance and display of certificates of compliance, and the definition of aircraft; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 13

UNDERLINED MATERIAL INDICATES TEXT THAT IS BEING ADDED TO THE LAW AND BRACKETED MATERIAL IN CAPITAL LETTERS INDICATES DELETIONS FROM THE LAW; COMPLETELY NEW TEXT OR MATERIAL REPEALED AND RE-ENACTED IS IDENTIFIED IN THE INTRODUCTORY LINE OF EACH BILL SECTION.

Approved by the Governor: June 12, 1987

Actual Effective Date: Section 6 takes effect January 1, 1989;  
remainder of Act takes effect September 10, 1987

AN ACT

Relating to enplanements, enforcement of compliance with financial responsibility and certificate of compliance requirements for air carriers, penalties, issuance and display of certificates of compliance, and the definition of aircraft; and providing for an effective date.

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\* Section 1. AS 02.15.050 is amended by adding a new subsection to read:

(g) The department may acquire data on passenger enplanements from air carriers; however, the department may not obtain passenger manifests from air carriers except for matters concerning public safety.

\* Sec. 2. AS 42.30.200(c) is amended to read:

(c) The department may authorize department personnel to enforce this section and may adopt procedural regulations necessary to implement this section. Upon finding a violation the department may issue a stop use order.

\* Sec. 3. AS 42.30.200(e) is amended to read:

(e) A person who violates [(a) OF] this section is guilty of a class A [B] misdemeanor and is punishable by a fine of not less than \$1,000 [\$500] or more than \$5,000 for each day of violation but not to exceed \$10,000 for each violation [\$1,000].

\* Sec. 4. AS 42.30.225(a) is amended to read:

Chapter 59

1 (a) A person may not use an aircraft in air commerce before  
2 obtaining an annual certificate of compliance for that aircraft from  
3 the department. The department may issue a certificate of compliance  
4 for one aircraft or a fleet of two or more aircraft. The department  
5 shall issue or renew a certificate of compliance upon application and  
6 presentation of

7 (1) proof of financial responsibility required under  
8 AS 42.30.200;

9 (2) proof of compliance with Federal Aviation Adminis-  
10 tration requirements, and, where applicable, federal certification for  
11 scheduled airline service.

12 \* Sec. 5. AS 42.30.225(b) is amended to read:

13 (b) The annual fee for a certificate of compliance is \$50 per  
14 calendar year for one aircraft and \$100 per calendar year for a fleet  
15 of two or more aircraft [. THE CERTIFICATE IS VALID FOR A PERIOD OF  
16 12 MONTHS FOLLOWING THE DATE OF CERTIFICATION]. The certificate shall  
17 be [DISPLAYED ON THE AIRCRAFT SO THAT IT IS] visible to boarding  
18 passengers.

19 \* Sec. 6. AS 42.30.225(b) is repealed and reenacted to read:

20 (b) The annual fee for a certificate of compliance for one  
21 aircraft and for a fleet of two or more aircraft shall be set by the  
22 department by regulation. The certificate is valid for a calendar  
23 year. The certificate shall be visible to boarding passengers.

24 \* Sec. 7. AS 42.30.225(e) is amended to read:

25 (e) The department may authorize department personnel to enforce  
26 this section and may adopt procedural regulations necessary to imple-  
27 ment this section. Upon finding a violation the department may issue  
28 a stop use order.

29 \* Sec. 8. AS 42.30.225 is amended by adding a new subsection to read:  
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(g) A person who violates this section is guilty of a class B misdemeanor and is punishable by a fine of not less than \$500 or more than \$1,000.

\* Sec. 9. AS 42.30.380(3) is amended to read:

(3) "aircraft" means a propeller, rotor, or jet-powered device used or designed for flight in the air;

\* Sec. 10. Notwithstanding AS 42.30.225(b), as amended by sec. 5 of this Act, a certificate of compliance issued by the Department of Commerce and Economic Development and in effect on the day before the effective date of sec. 5 of this Act is valid for the period issued.

\* Sec. 11. AS 42.30.225(c) and 42.30.225(d) are repealed.

\* Sec. 12. Section 6 of this Act takes effect January 1, 1989.