



# LAWS OF ALASKA

1998

**Source**  
CSSB 192(FIN)

**Chapter No.**  
58

## AN ACT

Relating to maintenance of state marine vessels; 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

**Approved by the Governor:** June 1, 1998  
**Actual Effective Date:** June 2, 1998

AN ACT

1 Relating to maintenance of state marine vessels; and providing for an effective date.

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3 \* **Section 1.** AS 36.90 is amended by adding a new section to read:

4           **Sec. 36.90.049. Maintenance of state marine vessels.** (a) A marine vessel  
5 owned by the state shall be maintained and repaired at a shipyard facility located in  
6 the state unless the commissioner of the department that operates the marine vessel  
7 determines in writing that there is no shipyard facility located in the state that is  
8 equipped or qualified to perform the particular maintenance or repair required, or, after  
9 taking into consideration the Alaska bidder preference set out in AS 36.30.170 and the  
10 interport differential, that the proposed cost of the maintenance or repair work is  
11 unreasonable. A detailed list of the costs and factors considered in calculating the  
12 interport differential must be provided to each person who expresses an interest in  
13 submitting a bid to perform maintenance or repair work on a marine vessel owned by

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1 the state.

2 (b) The competitive bid provisions of AS 36.30 do not apply to a contract for  
3 the maintenance or repair of a marine vessel owned by the state if the contract is  
4 awarded to a shipyard facility in the state.

5 (c) The commissioner of the department that operates a marine vessel shall  
6 adopt regulations establishing the criteria that the department shall use to determine  
7 whether the cost of maintenance or repair work at a shipyard facility located in the  
8 state is reasonable under (a) of this section. The commissioner of the department that  
9 operates a marine vessel shall designate by regulation the designated base port for each  
10 vessel operated by the department; however, the designated base port for marine  
11 vessels of the Alaska marine highway system is Ketchikan for those vessels primarily  
12 serving that portion of the state east of the longitude of Icy Cape and is Seward for  
13 those vessels primarily serving the remainder of the state. A vessel's designated base  
14 port is the vessel's delivery and redelivery port.

15 (d) The commissioner of the department that operates a marine vessel shall  
16 adopt regulations establishing the criteria that the commissioner shall use in calculating  
17 the interport differential under this section. The criteria for calculating the interport  
18 differential must include costs incurred from the time that the vessel leaves the vessel's  
19 designated base port to enter the shipyard facility until the time that the vessel returns  
20 to the designated base port from the shipyard facility.

21 (e) In this section,

22 (1) "commissioner of the department that operates the marine vessel"  
23 includes the president of the University of Alaska with regard to a vessel operated by  
24 the university;

25 (2) "interport differential" includes all costs related to the performance  
26 of the maintenance or repair work of a marine vessel at a shipyard, including travel  
27 costs incurred moving the vessel from its designated base port to the shipyard,  
28 additional fuel consumption, cost of consumables including lubricants and other engine  
29 and deck stores, maintenance costs incurred during running time, cost of crew transfers  
30 including airfare between the designated base port and the shipyard, wages in travel  
31 status, crew room and board, and other interport costs identified by the commissioner

1 of the department that operates the marine vessel.

2 \* Sec. 2. This Act takes effect immediately under AS 01.10.070(c).