

Legal Notices

AMENDED OF PROPOSED CHANGES IN REGULATIONS AND OF A PUBLIC MEETING COMMERCIAL FISHERIES ENTRY COMMISSION

Notice is given that the Alaska Commercial Fisheries Entry Commission, under the authority of AS 16.43.100 and .110(a) proposed to adopt, amend, renumber or repeal regulations in Title 20, Chapter 05 of the Alaska Administrative Code to implement and interpret AS 16.43.100, .100, .150, .170, and .220 as follows:

1. 20 AAC 05.440 is repealed. This section allows fishers to continue using a permit card until January 31 of the next year if the permit is issued for a fishery that extends beyond December 31. The commission proposes that this provision is no longer necessary, because the licensing system is fully automated and permit cards for the next season are available by the previous fall;
2. 20 AAC 05.1718(a)(1) is amended to eliminate unnecessary wording and to conform the terms of the regulation to its authorizing statute, AS 16.43.170(g)(1);
3. 20 AAC 05.1845(d) is amended to correct the reference from 20 AAC 05.1830 to AAC 05.1840; and
4. 20 AAC 05.1910(g) is amended to change the fee required to receive a duplicate metal ADFG vessel number plate from \$10 to \$2 to comply with AS 16.05.520.

Interested persons may submit written comments to the Commission, for the attention of Susan Haymes, at the address indicated below. **To be considered, comments should be received no later than August 17, 1995.**

Interested persons may also present oral or written comments relating to the proposal at a public hearing to be held in Juneau, in the Commission's Conference Room (see address below), Tuesday, August 8, 1995 at 4:00 PM.

This action is not expected to require an increased appropriation.

Copies of the proposed regulations may be obtained by writing to or calling the Commission. Requests or inquiries should be communicated to:

Susan Haymes, Law Specialist
Commercial Fisheries
Entry Commission
8800 Glacier Highway, Suite 109
Juneau, AK 99801-8079
PH: (907) 789-6160
FAX: (907) 789-6170

After the close of the public comment period, the Commercial Fisheries Entry Commission will either adopt these or other proposals dealing with the same subject without further notice or may decide to take no action on them.

Under the Open Meetings Act (AS 44.62.310), the Commission will meet in a public meeting in the Commission's Conference Room in Juneau, Alaska, August 18, 1995 at 3:30 p.m., to consider action upon the proposed regulations. No public testimony will be accepted at this meeting.

If you are a person with a disability who may need a special modification in order to comment on the proposed regulations or to attend the public meeting, please contact Susan Haymes at the address or phone number indicated above for assistance in making the necessary arrangements. Requests for special arrangements should be made as soon as possible but at least 72 hours before they are needed.

By Direction of the
Commercial Fisheries Entry Commission

Bruce Twomley, Chairman
Frank M. Homan, Commissioner
Dale G. Anderson, Commissioner
By: s/Bruce Twomley
Date: 7/14/95

Publ: 7/19/95

INVITATION FOR BIDS

The Organized Village of Kake (herein called "the Owner") will receive bids for construction of a Lodge/Hotel until 4:30 p.m. on July 21, 1995 at Alaska Building Consultants office, 2314 Douglas Highway, Douglas, Alaska 99824.

Materials, labor or both for all or specific tasks detailed by owner, of construction of a 12-room, 2 story Lodge/Hotel per contract bid documents; includes office, kitchen and dining room.

Description of work:

Copies of proposed Contract documents, including plans and specifications from the Organized Village of Kake, P.O. Box 316, Kake, Alaska 99830 commencing at 8:30 a.m. on June 28, 1995 from the Organized Village of Kake office. Bidders are urged to inspect site, in no event will a failure to inspect the site constitute grounds for a claim after Contract award (s).

A bid guarantee or satisfactory bid bond executed by the bidder in an amount equal to five percent (5%) of the bid, is required to be submitted with each bid. Along with an itemized cost breakdown, separating materials and labor.

Contract(s) will be awarded to the lowest responsible bidder(s) whose bid does not exceed the amount of funds estimated by the Owner to be available for Construction of the project, subject to any applicable Indian Preference requirements. Only bids meeting all of the bid requirements included herein shall be considered for award. Owner reserves the right to reject any and all bids for cause and right to seek additional bids in Owner's interest or under Owner's procurement guidelines. In the event that the lowest bidder is not awarded a Contract, a dissenting Contractor has 48 hours in which to file a written complaint.

Indian Preference.
Competition in this bid solicitation will be open to all qualified bidders. However, if a bid is received from at least one qualified Indian organization or Indian-owned economic enterprise and this bid is within 5% percent of the bid of the lowest responsible bidder, the Contract will be awarded to the Indian organization or Indian-owned economic enterprise. This contract is on a project subject to section 7 (b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450e(b) and 24 CFR 953.503. Bidders claiming Indian preference will be required to submit a completed questionnaire/statement to the Owner in accordance with Section 5 of the attached instruction of Bidders.

Indian Preference.

Bids will be opened on Thursday, July 24, 1995 at 12:00 noon at the office of Alaska Building Consultants. Bids may not be withdrawn for a period of 30 days following the opening of bids without the consent of the Owner. Award of Contract(s) is subject to a determination by the U.S. Department of Housing and Urban Development (HUD) that the Contractor is eligible to Contract for federally funded activities.

Organized Village of Kake
Casimero A. Aceveda Jr.
OVK-IRA President
June 26, 1995

Publ: 7/5/95

NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE DEPARTMENT OF COMMUNITY AND REGIONAL AFFAIRS

Notice is given that the Department of Community and Regional Affairs, under the authority of AS 44.47.980 and AS 44.47.150 proposes to adopt regulations in Title 19 of the Alaska Administrative Code, dealing with real property from dissolved municipalities, to implement AS 44.47.150. Under the Authority of AS 44.47.150(a)(2), the Commissioner of the Department of Community and Regional Affairs may accept, administer and dispose of real property obtained from a dissolved municipality. The proposed regulations establish procedures and standards for the acceptance and subsequent disposal of such real property to appropriate local entities.

Notice is also given that any person interested may present written statements of arguments relevant to the proposed action by writing to the Department of Community and Regional Affairs, Municipal and Regional Assistance Division, 333 West 4th Avenue, Suite 220, Anchorage, AK 99501-2341 (facsimile: (907) 269-4539), so that they are received no later than August 25, 1995. Additionally, any interested person may present oral or written statements or arguments relevant to the proposed action at a hearing to be held at 333 West 4th Avenue, Suite 214, Anchorage, Alaska on August 22, 1995. The hearing will be held from 10:00 a.m. to noon and may be extended

for up to 2 hours to accommodate those present before noon who have not had an opportunity to testify.

If you are person with a disability who may need a special modification in order to comment on the proposed regulations, please contact MLT staff at (907) 269-4500 no later than August 22, 1995 to make any necessary arrangements.

This action is not expected to require an increased appropriation.

Copies of the proposed regulations may be obtained by writing to the Department of Community and Regional Affairs, Municipal Assistance Division, at the address or facsimile number listed above, or by calling (907) 269-4500.

The Department of Community and Regional Affairs, after the hearing and comment period, will either adopt these or other proposals dealing with the same subject, without further notice of decide to take no action on them.

Date: 7-13-95
s/Michael Irwin
Michael Irwin
Commissioner

Publ: 7/19/95

THIRD NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE ALASKA DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES

Notice is given that the Alaska Department of Transportation and Public Facilities, under the authority of AS 02.10.010, 02.15.020, 02.15.080, proposes to adopt, amend and repeal regulations in Title 17 of the Alaska Administrative Code, dealing with state airports. This regulatory action is proposed to implement AS 02.10.010, 02.15.010, 02.15.020, 02.15.070, 02.15.080, 02.15.090, 02.15.170, 02.15.205, 02.15.210, 02.15.220, 02.15.230, 02.15.240, as follows:

- (1) 17 AAC 45. is proposed to be adopted as a new chapter to the administrative code regarding operation and management of rural airports by the department, including the following:

17 AAC 45.005 - 080 regarding aircraft and vehicle rules; fuel handling; rules of conduct; accidents; environmental assessments; storm water pollution plans; aircraft parking; enforcement; procedure for establishing rents and fees; new fees for commercial passenger vehicles, assigned aircraft parking, and transient aircraft parking; and administrative appeal.

17 AAC 45.210 - 200 regarding airport closure and construction.

17 AAC 45.300 - 385 regarding leases permits and concessions; more specifically: applications, term, improvements, rents, fees, fee adjustments, fee waivers, competitive award, termination, increased land rental rates, disposition of improvements, and administrative appeal.

17 AAC 40.400 - 440 regarding expressive activities on rural airports.

17 AAC 45.500 - definitions.

- (2) 17 AAC 40.005 is proposed to be adopted as follows: to limit the application of 17 AAC 40 to the Anchorage and Fairbanks International Airports.

- (3) 17 AAC 40 is proposed to be amended as follows: amend 17 AAC 40.390(1) to define "airport" as including only the Anchorage and Fairbanks International Airports.

- (4) 17 AAC 40.700-795, providing for rates and fees at rural airports, is proposed to be repealed.

- (5) The intended effect of actions (1) - (4) is to limit regulations regarding rural airports to those set forth in 17 AAC 45 and to limit 17 AAC 40 to Anchorage and Fairbanks International Airports. The reason these regulatory changes are being made is that the International and Rural State Airports are operationally and financially different systems, and

separate regulations will enable the department to manage its airports more effectively and the public to more easily understand the rules applicable to each airport system.

Notice is also given that any person interested may present written statements in response to the proposed action by writing Stephen L. Pavish, Statewide Leasing Coordinator, Department of Transportation and Public Facilities, Statewide Aviation, P.O. Box 196900, Anchorage, Alaska 99519-6900, so that they are received no later than 4:30 p.m., August 25, 1995.

The implementation of the proposed regulations is expected to require an increased appropriation authorizing expenditure of program receipts in the amount of \$300,000 in FY 1997 and a continuing appropriation authorizing expenditure of program receipts in the amount of \$300,000 for FY 1998 and FY 1999. No increased appropriation is expected to be required for FY 1996.

Copies of the proposed regulations may be obtained by contacting Stephen L. Pavish at the Department of Transportation and Public Facilities, P.O. Box 196900, Anchorage, Alaska 99519-6900; telephone (907) 266-1666.

If you are a person with a disability who may need special accommodation in order to comment on the proposed regulation, please contact Robert Mellin at (907) 266-1687 no later than August 1, 1995 to make any necessary arrangements.

The department of Transportation and Public Facilities, after August 25, 1995, will either adopt these or other proposals dealing with the same subject, without further notice, or decide to take no action on them. The department previously gave notice of this regulatory action on June 30, 1994 and amended notice of fiscal impact on November 4, 1994. The proposed regulations include changes made by the department after considering hearing testimony and written comments received from the public in response to the prior notices.

Date: 7/7/95
s/ Stephen L. Pavish
Statewide Leasing Coordinator
DOT&PF Central Region

Publ: 7/19/95

NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE STATE BOARD OF EDUCATION

Notice is given that the State Board of Education, under the authority of AS 14.07.020 and AS 14.07.060, proposes to adopt regulations in Title 4 of the Alaska Administrative Code, dealing with student performance standards.

4 AAC 04.100, .120 and .130 are proposed to be adopted to establish student performance standards for fine arts, world languages, and technology.

Notice is also given that persons interested may present written statements or arguments relevant to the proposed action by writing to Commissioner's Office, Attn:

Regulations Review, 801 West 10th Street, Suite 200, Juneau, Alaska, 99801-1894, so that they are received no later than 4:30 p.m. on October 2, 1995.

Persons with special disabilities who need a special modification in order to comment on the proposed regulations should contact Mark Kissel at 465-2821 no later than 10 days before the close of the public comment period.

This action is not expected to require an increased appropriation.

Copies of the proposed regulations may be obtained by writing to the Commissioner of Education at the above address.

The State Board of Education, after the deadline stated above, will either adopt these or other proposals dealing with the same subject without further notice or decide to take no action on them.

Date: 7/5/95
s/Harry Gamble
Harry Gamble
Education Administrator

Publ: 7/19/95

NOTICE OF PROPOSED CHANGES IN THE REGULATIONS OF THE STATE BOARD OF EDUCATION

Notice is given that the State Board of Education, under the authority of AS 14.07.020 and AS 14.07.060, proposes to amend regulations in Title 4 of the Alaska Administrative Code, dealing with applications for grants for capital improvement projects.

- (1) 4 AAC 31.021(b) is proposed to be repealed as follows:
To remove the restriction that limits grant applications to discrete improvement categories.

Notice is also given that persons interested may present written statements or arguments relevant to the proposed action by writing to Commissioner's Office, Department of Education, Attn: Regulations Review, 801 West 10th Street, Suite 200, Juneau, Alaska, 99801-1894, so that they are received no later than 4:30 p.m. on October 6, 1995.

Persons with disabilities who need a special modification in order to comment on the proposed regulations should contact Mark Kissel at 465-2821 no later than 10 days before the close of the public comment period.

Copies of the proposed regulations may be obtained by writing to the Commissioner's Office at the above address.

The State Board of Education, after the deadline stated above, will either adopt these or other proposals dealing with the same subject without further notice or decide to take no action on them.

Date: 7-5-95
s/Harry Gamble
Harry Gamble
Education Administrator

Publ: 7/19/95

-NOTICE- OF INTENT TO ISSUE A FINAL FINDING AND DECISION UNDER AS 38.05.035(e) REGARDING PROPOSED OIL AND GAS LEASE SALE 80 (SHAVIOVIK)

The Department of Natural Resources, Division of Oil and Gas (DO&G), gives formal notice under AS 38.05.945(a)(3)(b) of its intention to issue a final finding and decision under AS 38.05.35(e) concerning the proposal to lease state land for oil and gas exploration and development in the North Slope area. This acreage is currently proposed to be offered in Competitive Oil and Gas Lease Sale 80, Shaviovik. Under AS 38.05.035(e), the director of DO&G must make a written finding that leasing this acreage will or will not best serve the interests of the state. This finding will consider and discuss facts and issues as required by AS 38.05.035(g) and set out the facts, law and applicable policies upon which the director bases his determination. This finding and the final consistency determination required under AS 46.40 are scheduled to be issued on August 8, 1995. Copies of these documents and the final legal descriptions of the tracts to be offered will be made available to the public through DNA's Public Information Office, 3601 'C' Street, Suite 200, in Anchorage. These documents will also be available for public view at the following locations: Tuzzy Consortium Library in Barrow; the public library in Nuiqsut; the City Clerk's Office in Kaktovik, the Loussac public library in Anchorage, and the central public libraries in Juneau and Fairbanks.

Proposed Sale 80 includes 202 tracts with an area of approximately 951,302 acres, and is located entirely within the North Slope Borough. The proposed sale area is generally located between the Canning and Ugnuravik Rivers, consisting of state owned uplands and tide and submerged lands located on the north slope and in the Beaufort Sea. The communities of Kaktovik and Nuiqsut may be affected by activities resulting from this sale. Proposed Sale 80 has been included in the oil and gas leasing program since 1990.

If a decision is made that the proposed-sale best serves the interests of the state, an instructions to Bidders packet will be made available on August 8, 1995. If a decision is made to hold the sale, it is tentatively scheduled to occur in the Wilda Marston Theater, in the Loussac public library, 3600 Denali Street, in Anchorage, on November 21, 1995, in accordance with AS 38.05.180.

Kenneth A. Boyd,
Director

Publ: 7/19/95