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Luckhaupt
4/9/09

CS FOR HOUSE BILL NO. 106(STA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - FIRST SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Offered:

Referred:

Sponsor(s): REPRESENTATIVE JOULE

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to village public safety officers."**

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

3 *** Section 1.** AS 18.65.670(a) is amended to read:

4 (a) There is created in the Department of Public Safety a village public safety
5 officer program to assist local governments and villages through nonprofit regional
6 corporations or municipalities to appoint, train, supervise, and retain persons to serve
7 as village public safety officers to administer functions relative to

8 (1) the protection of life and property in rural areas of the state; and

9 (2) providing probation and parole supervision to persons under
10 supervision by communicating with and monitoring the activities and progress of these
11 persons at the direction of probation and parole officers.

12 *** Sec. 2.** AS 18.65.670(b) is amended to read:

13 (b) With funds appropriated for that purpose, the commissioner of public
14 safety shall provide grants to nonprofit regional corporations or municipalities with
15 populations of less than 10,000 for village public safety officers in rural areas of

1 the state. The commissioner of public safety shall coordinate with the commissioner
2 of corrections when providing grants under this section, and the commissioners shall
3 jointly execute an agreement with the nonprofit regional corporations or
4 municipalities. Before providing a grant to a municipality under this section, the
5 commissioner of public safety shall obtain the concurrence of the nonprofit
6 regional corporation for the area.

7 * Sec. 3. AS 18.65.670(c) is amended to read:

8 (c) The commissioner of public safety may adopt regulations related to village
9 public safety officers, including minimum standards and training, criteria for
10 community, municipality, or corporation participation, and the interaction between
11 the Department of Public Safety and village public safety officers. The commissioner
12 of corrections may adopt regulations related to the functions of village public safety
13 officers providing probation and parole supervision.

14 * Sec. 4. AS 29.35.010 is amended to read:

15 **Sec. 29.35.010. General powers.** All municipalities have the following
16 general powers, subject to other provisions of law:

17 (1) to establish and prescribe a salary for an elected or appointed
18 municipal official or employee;

19 (2) to combine two or more appointive or administrative offices;

20 (3) to establish and prescribe the functions of a municipal department,
21 office, or agency;

22 (4) to require periodic and special reports from a municipal department
23 to be submitted through the mayor;

24 (5) to investigate an affair of the municipality and make inquiries into
25 the conduct of a municipal department;

26 (6) to levy a tax or special assessment, and impose a lien for its
27 enforcement;

28 (7) to enforce an ordinance and to prescribe a penalty for violation of
29 an ordinance;

30 (8) to acquire, manage, control, use, and dispose of real and personal
31 property, whether the property is situated inside or outside the municipal boundaries;

1 this power includes the power of a borough to expend, for any purpose authorized by
2 law, money received from the disposal of land in a service area established under
3 AS 29.35.450;

4 (9) to expend money for a community purpose, facility, or service for
5 the good of the municipality to the extent the municipality is otherwise authorized by
6 law to exercise the power necessary to accomplish the purpose or provide the facility
7 or service;

8 (10) to regulate the operation and use of a municipal right-of-way,
9 facility, or service;

10 (11) to borrow money and issue evidences of indebtedness;

11 (12) to acquire membership in an organization that promotes
12 legislation for the good of the municipality;

13 (13) to enter into an agreement, including an agreement for
14 cooperative or joint administration of any function or power with a municipality, the
15 state, or the United States;

16 (14) to sue and be sued;

17 (15) to provide facilities or services for the confinement and care of
18 prisoners and enter into agreements with the state, another municipality, or any person
19 relating to the confinement and care of prisoners;

20 (16) to receive grants from and contract with the Department of
21 Public Safety under AS 18.65.670.