

**CS FOR HOUSE BILL NO. 135(CRA)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY THE HOUSE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Offered: 3/22/01

Referred: Judiciary

Sponsor(s): REPRESENTATIVES GUESS, Meyer

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to municipal fees for certain police protection services."**

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

3 \* **Section 1.** AS 29.10.200 is amended by adding a new paragraph to read:

4 (60) AS 29.35.125 (fees for police protection services).

5 \* **Sec. 2.** AS 29.35 is amended by adding a new section to read:

6 **Sec. 29.35.125. Fees for police protection services.** (a) A municipality may  
7 by ordinance impose a fee on the owner of residential real property if a member of the  
8 municipal police department goes to the property an excessive number of times during  
9 a calendar year in response to a call for assistance, a complaint, an emergency, or a  
10 potential emergency. The number of responses considered to be excessive and the  
11 amount of the fee shall be set out in the ordinance that establishes the fee. A fee may  
12 not be imposed under this subsection for responses to calls that involve potential  
13 domestic violence, as defined in AS 18.66.990. An ordinance enacted under this  
14 section shall require actual notice to the property owner of police contacts and a  
15 warning that failure to take appropriate corrective action may result in the imposition

1 of a fee. The ordinance shall also define "appropriate corrective action" and provide  
2 that the property owner is not liable for the fee if that action is promptly taken.

3 (b) A fee imposed under (a) of this section is a lien on the property to which  
4 the municipal police have been called an excessive number of times. The lien is prior  
5 and paramount to all liens except municipal tax liens and special assessment liens.  
6 They may be enforced as provided in AS 29.45.320 - 29.45.470 for enforcement of  
7 property tax liens.

8 (c) This section applies to home rule and general law municipalities.