

HOUSE BILL NO. 121

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY THE HOUSE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Introduced: 2/2/05

Referred: Community and Regional Affairs, State Affairs

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to consolidating or abolishing certain service areas in second class**
2 **boroughs."**

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

4 *** Section 1.** AS 29.35.450(c) is amended to read:

5 (c) If voters reside within a service area that provides road, fire protection, or
6 parks and recreation services, abolishment of the service area is subject to approval by
7 the majority of the voters residing in the service area who vote on the question. A
8 service area that provides road, fire protection, or parks and recreation services in
9 which voters reside may not be abolished and replaced by a larger service area unless
10 that proposal is approved, separately, by a majority of the voters who vote on the
11 question residing in the existing service area and by a majority of the voters who vote
12 on the question residing in the area proposed to be included within the new service
13 area but outside of the existing service area. A service area that provides road, fire
14 protection, or parks and recreation services in which voters reside may not be altered

1 or combined with another service area unless that proposal is approved, separately, by
2 a majority of the voters who vote on the question and who reside in each of the service
3 areas or in the area outside of service areas that is affected by the proposal. This
4 subsection does not apply to a proposed change to a service area that provides fire
5 protection services that would result in increasing the number of parcels of land in the
6 service area or successor service area if the increase is **not** [NO] more than six percent
7 and would add **not** [NO] more than 1,000 residents. **This subsection does not apply**
8 **in a second class borough to abolishment of a service area or consolidation of two**
9 **or more service areas if the assembly first determines that the abolishment or**
10 **consolidation is necessary to protect the finances of the borough, to resolve**
11 **financial or legal problems of a service area that is the subject of the abolishment**
12 **or consolidation proposal, or to ensure that adequate service is provided to the**
13 **residents of a service area that is the subject of the abolishment or consolidation**
14 **proposal.**