

SENATE BILL NO. 128 am

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY SENATORS THERRIAULT, Olson, Kookesh

Amended: 5/4/05

Introduced: 3/3/05

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to consideration by the Local Boundary Commission of a requested**
2 **borough incorporation."**

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

4 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section
5 to read:

6 LEGISLATIVE INTENT. It is the intent of the legislature that nothing in this Act is
7 intended to conflict with the constitutional authority of the Local Boundary Commission to
8 consider any proposed local government boundary change, including borough incorporation.

9 * **Sec. 2.** AS 44.33.812(a) is amended to read:

- 10 (a) The Local Boundary Commission shall
- 11 (1) make studies of local government boundary problems;
 - 12 (2) adopt regulations providing standards and procedures for municipal
 - 13 incorporation, annexation, detachment, merger, consolidation, reclassification, and
 - 14 dissolution;

1 (3) consider a local government boundary change requested of it by the
2 legislature, the commissioner of commerce, community, and economic development,
3 or a political subdivision of the state; **"boundary change" may not be construed to**
4 **include a borough incorporation;** and

5 (4) develop standards and procedures for the extension of services and
6 ordinances of incorporated cities into contiguous areas for limited purposes upon
7 majority approval of the voters of the contiguous area to be annexed and prepare
8 transition schedules and prorated tax mill levies as well as standards for participation
9 by voters of these contiguous areas in the affairs of the incorporated cities furnishing
10 services.