

CS FOR HOUSE BILL NO. 106(STA)(title am)
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SIXTH LEGISLATURE - FIRST SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Amended: 4/14/09

Offered: 4/13/09

Sponsor(s): REPRESENTATIVE JOULE

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to grants to nonprofit regional corporations, and, in certain situations,**
2 **to municipalities with populations of less than 10,000, for village public safety officers in**
3 **rural areas; defining 'rural area' for the purpose of the village public safety officer**
4 **program; and authorizing municipalities to accept grants under, and contract with**
5 **respect to, the village public safety officer program."**

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

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

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

- 12 (1) the protection of life and property in rural areas of the state; and
13 (2) providing probation and parole supervision to persons under

1 supervision by communicating with and monitoring the activities and progress of these
2 persons at the direction of probation and parole officers.

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

4 (b) With funds appropriated for that purpose, the commissioner of public
5 safety shall provide grants to nonprofit regional corporations for village public safety
6 officers. **If a nonprofit regional corporation for a rural area declines a grant**
7 **under this subsection, the commissioner may provide the grant to a municipality**
8 **with a population of less than 10,000 willing to administer the grant for the rural**
9 **area. Before awarding a grant to a municipality, the commissioner shall consult**
10 **with the nonprofit regional corporation that declined the grant.** The commissioner
11 of public safety shall coordinate with the commissioner of corrections when providing
12 grants under this section, and the commissioners shall jointly execute an agreement
13 with the nonprofit regional corporations **or municipalities, as appropriate.**

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

15 (c) The commissioner of public safety may adopt regulations related to village
16 public safety officers, including minimum standards and training, criteria for
17 community, **municipality**, or corporation participation, and the interaction between
18 the Department of Public Safety and village public safety officers. The commissioner
19 of corrections may adopt regulations related to the functions of village public safety
20 officers providing probation and parole supervision.

21 * **Sec. 4.** AS 18.65.670 is amended by adding a new subsection to read:

22 (d) In this section, "rural area" means a community with a population of less
23 than 1,000 within

24 (1) the unorganized borough; or

25 (2) a borough, if the community is not connected by road to Anchorage
26 or Fairbanks.

27 * **Sec. 5.** AS 29.35.010 is amended to read:

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

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

- 1 (2) to combine two or more appointive or administrative offices;
- 2 (3) to establish and prescribe the functions of a municipal department,
3 office, or agency;
- 4 (4) to require periodic and special reports from a municipal department
5 to be submitted through the mayor;
- 6 (5) to investigate an affair of the municipality and make inquiries into
7 the conduct of a municipal department;
- 8 (6) to levy a tax or special assessment, and impose a lien for its
9 enforcement;
- 10 (7) to enforce an ordinance and to prescribe a penalty for violation of
11 an ordinance;
- 12 (8) to acquire, manage, control, use, and dispose of real and personal
13 property, whether the property is situated inside or outside the municipal boundaries;
14 this power includes the power of a borough to expend, for any purpose authorized by
15 law, money received from the disposal of land in a service area established under
16 AS 29.35.450;
- 17 (9) to expend money for a community purpose, facility, or service for
18 the good of the municipality to the extent the municipality is otherwise authorized by
19 law to exercise the power necessary to accomplish the purpose or provide the facility
20 or service;
- 21 (10) to regulate the operation and use of a municipal right-of-way,
22 facility, or service;
- 23 (11) to borrow money and issue evidences of indebtedness;
- 24 (12) to acquire membership in an organization that promotes
25 legislation for the good of the municipality;
- 26 (13) to enter into an agreement, including an agreement for
27 cooperative or joint administration of any function or power with a municipality, the
28 state, or the United States;
- 29 (14) to sue and be sued;
- 30 (15) to provide facilities or services for the confinement and care of
31 prisoners and enter into agreements with the state, another municipality, or any person

1 relating to the confinement and care of prisoners;

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