

LEGISLATIVE COUNCIL

1 IN THE HOUSE

BY MESSRS. FAGERSTROM AND
GREUEL

2 HOUSE BILL NO. 17

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act to authorize incorporated cities
7 to adopt nationally-recognized codes by
8 reference."

9 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

10 Section 1. Definitions. As used in this Act, the follow-
11 ing terms shall have the meanings indicated, unless the context
12 otherwise requires: (a) "City" means any incorporated city of
13 the first or second class organized and operating under the gen-
14 eral laws of the Territory of Alaska; (b) "Code" means any pub-
15 lished compilation of rules and regulations which have been pre-
16 pared by various technical trade associations, and shall include,
17 but not by way of limitation, building codes; plumbing codes;
18 electrical wiring codes; health or sanitation codes; fire pre-
19 vention codes; inflammable liquids codes; codes for the slaughter-
20 ing, processing and selling of meats and meat products for human
21 consumption; codes for the production, pasteurizing and sale of
22 milk and milk products; together with any other code which em-
23 braces rules and regulations pertinent to a subject which is a
24 proper municipal legislative matter.

25 Sec. 2. Adoption of codes by reference. Any city is here-
26 by authorized to adopt by reference the provisions of any code
27 or portions of any code without setting forth the provisions of
28 such codes in full, provided that at least three (3) copies of
29 such code or codes are filed in the office of the clerk of the

Line 16 following word "Various" insert
"nationally recognized" and following the
word "Association" inset " or organization"

Page 1, Line 22, insert between the words "products;" and
"together" the words "compilations and revisions of
municipal ordinances and regulations;"

Line 28 Strike "Twenty (20) and insert "Ten, (10)"

Line 29 By inserting after the words "in the
office of the clerk of" the words all
cities of the first class and three (3) copies
of such code or codes in such office of every
other incorporated....

1 city and there kept available for public use, inspection and
2 examination for a period of 15 days prior to adoption of the
3 ordinance which incorporates such code by reference, and there-
4 after kept available for public use, inspection and examination
5 so long as the provisions thereof remain in force.

6 Sec. 3. Publication of Ordinance. Nothing contained in
7 this Act shall be deemed to relieve any municipality from the
8 requirement of publishing in full the ordinance which adopts
9 such code by reference, and all provisions applicable to such
10 publication shall be fully and completely carried out as if no
11 code were incorporated therein.

12 Sec. 4. Amendments to Codes. Any amendment which may be
13 made to any code adopted by reference may be likewise adopted by
14 reference provided that the required number of amended or cor-
15 rected copies are filed with the clerk of the city for inspection
16 use and examination by the public. Ordinances adopting amend-
17 ments by reference shall be required to be published as any other
18 ordinances of the city and the requirement as to prior filing
19 before passage shall apply likewise to amendments.

20 Sec. 5. Adoption of penalties prohibited. Nothing con-
21 tained in this Act shall be deemed to permit the adoption of the
22 penalty clauses of such code or codes by reference, and any
23 penalty clauses shall be set forth in full in the adopting or-
24 dinance and be published along with and as part of the adopting
25 ordinance.