

LEGISLATIVE COUNCIL

1 IN THE HOUSE

BY MESSRS. FAGERSTROM AND GREUEL

2 HOUSE BILL NO. 20

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act to permit the dissolution of cities  
7 not functioning as city governments; re-  
8 pealing Sections 16-1-5 through 16-1-8,  
9 ACIA, 1949."

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

11 Section 1. Dissolution. Whenever any city incorporated  
12 under the general laws of the Territory of Alaska shall have  
13 ceased to function as a city government it may be dissolved as  
14 in this Act provided.

15 Sec. 2. When dissolution permitted. A city shall be deemed  
16 to have ceased to function as a city government when: (a) no  
17 election for officers of the governing body has been held for  
18 three or more successive years; (b) no municipal taxes have been  
19 levied therein for at least the last two of said successive  
20 years; and (c) the municipal corporation has no outstanding in-  
21 debtedness, either general or special.

22 Sec. 3. Petition for dissolution, District Court. Any  
23 qualified elector in any city which has ceased to function as a  
24 city government or the Territorial Tax Commissioner may file  
25 with the District Court in the division wherein said city is  
26 located a petition requesting an order to dissolve, vacate, and  
27 annul the incorporation of the city. Upon filing of such peti-  
28 tion the court shall fix a time and place for a hearing on the  
29 petition and shall prescribe that notice be given by posting in

Page 1, Lines 6 to 9, inclusive, delete words " An Act to permit the dissolution of cities not functioning as city governments; repealing Sections 16-1-5 through 16-1-8, ACLA, 1949." and insert in lieu thereof the words " An Act to provide an additional method for dissolution of cities not functioning as city governments."

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Line 11 Strike underlined material( Which is the word Dissolution)

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Line 15, Strike underlined material  
the words When dissolution permitted

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Line 22, Strike underlined material (the words Petition for dissolution, District Court)

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1 three public places in the city at least three weeks prior to  
2 said hearing. After the hearing upon the petition, and if it  
3 shall be determined by the court that the city has ceased to  
4 function as a city government as defined in Section 2 of this  
5 Act, the court shall enter an order dissolving and vacating the  
6 incorporation of such city.

7       Sec. 4. Assets of dissolved corporation; disposal. Any  
8 money belonging or owing to an incorporated city and any and all  
9 property owned by such corporation dissolved as provided in this  
10 Act shall become the property of the Territory of Alaska, but the  
11 court may satisfy any costs of proceedings from such money or  
12 authorize the sale of any property in satisfaction thereof, and  
13 remit the balance to the Territorial Treasurer. The Treasurer  
14 shall have authority to dispose of all such property, except  
15 money, in any manner that he finds proper, and deposit any  
16 monies received therefor in the General Fund of the Territorial  
17 Treasury.

18       Sec. 5. Repealer. Sections 16-1-5 through 16-1-8, Alaska  
19 Compiled Laws Annotated, 1949, are hereby repealed.

Page 2 Line 7 Strike underlined words Assets of dissolved corporation;  
disposal

Page 2, Lines 18 and 19, delete words " Repealer. Sections 16-1-5 through 16-1-8, Alaska Compiled Laws Annotated, 1949, are hereby repealed." and insert in lieu thereof the words " The procedure for dissolution provided in this act shall be construed as an affective method to the method provided for in Sections 16-1-5 through 16-1-8, Alaska compiled Laws Annotated, 1949.

Replace additional with " An affective method"