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IN THE House BY Request  
House BILL 118

IN THE LEGISLATIVE COUNCIL OF THE TERRITORY OF ALASKA  
PUBLIC-UTILITY DISTRICTS  
A BILL

Now enacted entitled: "An Act providing for a district attorney and a district magistrate for public utility districts, fixing the manner of their selection, their terms of office and their powers and duties."

BE IT ENACTED BY THE LEGISLATIVE COUNCIL OF THE PEOPLE OF ALASKA:

Section 1. The Board of Directors of each Public Utility District in the Territory of Alaska, having a population of at least 2000 persons, according to the next preceding official census, may appoint a district attorney who shall be the legal advisor of such board and of the other officers of such district in reference to their official duties and who shall represent such district in all civil and criminal proceedings in which the district is interested. Such district attorney shall be a member in good standing of the bar of Alaska and may be appointed on a full or part time basis and shall receive such compensation as the board of directors may fix, from time to time.

Section 2.

(a) Whenever the population of any Public Utility District in the Territory of Alaska shall be 2000 or more persons, according to the next preceding official census, the Board of Directors of such district may, at the next succeeding annual election thereof, make provision for the election of a district

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Magistrate.

(b) Such District Magistrate shall be a member in good standing of the Bar of Alaska and shall be elected biennially by direct vote of the qualified electors of such district for a term of office of two years or until his successor is elected or qualified.

(c) Nomination and election shall be in the same manner as provided for other elected officers of the district and the remuneration of the office shall be declared by the Board of Directors of the district by ordinance before the election.

(d) If the office of District Magistrate shall become vacant by death or otherwise prior to the expiration of the term, such vacancy shall be filled by appointment by the Board of Directors of the district; provided, if no qualified member of the Bar of Alaska is available to fill the office by election or appointment, or the case may be, the Board of Directors shall make public such vacancy in a suitable manner, and if within a reasonable time thereafter no qualified candidate is found, any qualified elector of the district may serve as acting magistrate until the next annual election or until his successor is elected or qualified.

(e) The District Magistrate shall have jurisdiction of all actions for violation of public utility district ordinances and appeals shall lie from his judgments to the District Court in the same manner as appeals from judgments of a Justice of the Peace. The provisions of Section 16-1-70, ASLA 19-9, shall be applicable in all respects to the district magistrate, except that where a public utility district does not have a chief law enforcement officer, executions shall be addressed to the head of the

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Territorial Police having jurisdiction over such district, who  
is hereby authorized and directed to execute the same.

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