

IN THE House BY Mr McNealy  
House BILL NO. 170 Request

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

TWENTY-SECOND SESSION

A BILL

For an Act entitled: "An Act providing for the enforcement of official ordinances of public utility districts; fixing a maximum penalty for their violation; fixing their effective date and requiring that they be made public."

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

Section 1. Any duly enacted official ordinance of any duly incorporated Public Utility District of the Territory of Alaska, which is now or shall hereafter be in effect is hereby declared to be, and to have the force and effect of Territorial law, provided it meets the requirements of this Act.

Section 2. Such ordinance shall have been adopted by the Board of Directors of such district at a regular, or duly called special public meeting thereof. Such ordinance shall become effective within 30 days from the date of its adoption, unless the board of directors finds and declares that an emergency exists, in which case such ordinance shall be and become effective immediately upon its adoption. A copy of any such ordinance shall be posted in a public place of the district for a period of 30 days following its adoption and three additional copies shall be kept in a permanent binder by the Secretary of the Board or any other competent person designated by the Board and shall be open to inspection by the public during reasonable office hours

1. Section 3. Any person, firm, or corporation, who being  
2 within the corporate limits of any duly incorporated Public  
3 Utility District, shall violate, or who shall wilfully refuse,  
4 fail, or neglect to comply with the requirements of any such  
5 ordinance, shall be guilty of a misdemeanor, and upon conviction  
6 thereof shall be punished by a fine of not more than three  
7 hundred dollars (\$300.00) or by imprisonment in jail for not  
8 more than Thirty (30) days, or both, unless a lesser penalty  
9 is provided in such ordinance. *Amend*

*Delet*

12 Section 4. Whenever the Board of Directors of any duly  
13 incorporated Public Utility District of the Territory of Alaska  
14 shall certify to any Justice of the Peace or any police officer  
15 of the Territory of Alaska, having jurisdiction over the area  
16 in which such district is located, that such district is unable  
17 to enforce its ordinances, such justice of the peace and police  
18 officer is hereby authorized and directed to take all necessary  
19 steps to enforce the same in the same manner as violations of  
20 Territorial law.  
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Section 3. Any person, firm or corporation, who shall  
within the corporate limits of any duly incorporated Public  
Utility District, shall violate, or who shall willfully violate,  
shall or neglect to comply with the requirements of any such  
ordinance, shall be guilty of a misdemeanor, and upon conviction  
thereof shall be punished by a fine of not more than three  
hundred dollars (\$300.00) or by imprisonment in jail for not  
more than thirty (30) days, or both, unless a lesser penalty  
is provided in such ordinance.

p. 3, line 9: add following sentences: after period in line 9 add:

Such ordinances shall be in conformity with the powers of Public  
Utility Districts by the law of the Territory of Alaska.

Violation of such valid ordinance so enacted shall be  
investigated by the U. S. Marshal or the Territorial Police and  
prosecution of any violation shall be by the U. S. Attorney  
within the Judicial Division in which the Public District is  
situated.

Strike all of Section 4

Whereas the act of Section 4 is hereby authorized and approved  
to enforce the same in the same manner as violations of  
territorial law.