

1 IN THE HOUSE

BY MR. HILLSTRAND.

2

HOUSE BILL NO. 195

3

IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4

TWENTY-THIRD SESSION

5

A BILL

6

For an Act entitled: "An Act to amend subsection Fourth of

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Section 16-1-35 ACLA 1949, as amended,

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by Chapter 92, Session Laws of Alaska,

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1949, pertaining to municipal utility

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services; prohibiting duplication of

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existing services; and declaring an

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emergency."

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

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Section 1. Subsection Fourth of Section 16-1-35 ACLA 1949,

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as amended by Chapter 92, Session Laws of Alaska, 1949, is

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hereby further amended to read as follows:

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Fourth: (PUBLIC UTILITIES.) To purchase, construct,

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or otherwise acquire, establish and operate public wharves,

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public cold storage plants, telephone systems and plants

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for the use, sale and distribution of light, water,

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power, heat and telephone service to the residents of

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the city and the public. Provided, that any municipality

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which owns and/or operates plants for the use, sale or

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distribution of light, power, heat, water or telephone

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service to the residents of the city may also sell and

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distribute such light, power, heat, water or telephone

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service to the residents of contiguous and adjacent

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districts outside the limits of the city at rates and

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charges and under condition which shall be fair and just

HB # 195

1 to such non-residents and compensatory to the municipality,  
2 and for that purpose may construct, purchase or otherwise  
3 acquire, own, maintain and operate extensions, pole  
4 lines, mains, pipe lines and other necessary apparatus  
5 and equipment therefor, together with the real property  
6 necessary for the same, outside the limits of the city.  
7 And provided, further, that no municipality shall offer  
8 or furnish any such service to any premises wheresoever  
9 located which are already receiving such service from  
10 another supplier without the consent in writing of such  
11 supplier; nor shall the municipality impose as a condi-  
12 tion of service a requirement that any other service  
13 offered by the municipality be taken and used. Provided,  
14 however, such public utilities as are provided for in  
15 this subsection shall not be operated or maintained by  
16 funds raised by taxation but from the revenue collected  
17 for service rendered by such plants or utilities from  
18 the customers or users thereof.

19 Section 2. An emergency is hereby declared to exist and  
20 this Act shall take effect immediately upon its passage and  
21 approval.

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