

1 IN THE HOUSE

BY LOCAL GOVERNMENT COMMITTEE

2 CS FOR HOUSE BILL NO. 351

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIRST LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the duties and powers of
7 the Local Boundary Commission and procedures
8 for the exercise of those duties and powers;
9 repealing Ch. 185, SLA 1959."

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

11 Section 1. PURPOSE. The purpose of this Act is to establish
12 the duties and powers of the Local Boundary Commission, procedures
13 for the exercise of those duties and powers, and to direct a study
14 for the organization of boroughs and the integration of existing
15 special districts.

16 Sec. 2. DUTIES AND POWERS. The commission has the following
17 duties and powers:

18 (1) it may conduct meetings and hearings for the pur-
19 pose of considering local government boundary changes and other
20 matters related to local government boundary changes;

21 (2) it may present proposed local government boundary
22 changes to the legislature during the first 10 days of any regular
23 session. The change shall become effective 45 days after presen-
24 tation or at the end of the session, whichever is earlier, unless
25 disapproved by a resolution concurred in by a majority of the
26 members of each house;

27 (3) it shall consider any local government boundary
28 change requested of it by the legislature, the director of local
29 affairs, or a political subdivision of the state;

1 (4) it may establish procedures whereby boundaries of
2 political subdivisions may be changed by local action; provided
3 that the procedures shall include public hearings and that no
4 change may be affected unless a majority of the people who live in
5 the area to be included or excluded by a boundary change and who
6 vote on the change approve it;

7 (5) no local government boundary change may be proposed
8 to the legislature unless a hearing on the change has been held in
9 the area affected by the change.

10 Sec. 3. MEETINGS AND HEARINGS. a. Meetings and hearings
11 may be called by the chairman of the commission or by the director
12 of local affairs with the concurrence of the chairman.

13 (1) All meetings and hearings of the commission shall
14 be public.

15 (2) Minutes shall be kept for all meetings and hearings
16 unless the entire proceedings are transcribed, in which case
17 minutes shall be made from the transcription. All minutes are a
18 matter of public record.

19 (3) All votes taken by the commission shall be entered
20 in the minutes.

21 (4) Public notice of any hearing shall be made in the
22 area in which the hearing is to be held at least 15 days before
23 the date of the hearing and the notice shall include the time,
24 date, place, and subject of the hearing. The director of local
25 affairs shall give notice of the hearing at least three times in
26 the press or through other news media or by posting in a public
27 place, whichever is most feasible.

28 b. Three members of the commission constitute a quorum for
29 the conduct of business at a meeting and two members constitute

1 a quorum for the conduct of business at a hearing, provided that
2 a majority of the membership of the commission must vote in favor
3 of a proposed boundary change before it may be presented to the
4 legislature.

5 Sec. 4. PAY. Members of the commission receive no pay but
6 shall receive travel expenses and per diem as is authorized for
7 members of boards and commissions.

8 Sec. 5. STUDY AND PROPOSALS. The Local Boundary Commission
9 shall conduct a study on the establishment of organized boroughs
10 and the integration of existing special districts into service
11 areas in unorganized boroughs, and present the following to the
12 next legislature within 10 days after the start of its first
13 regular session:

14 (1) specific proposals for legislation to establish
15 boundaries of the first organized boroughs;

16 (2) specific proposals for legislation on organized
17 boroughs, including a draft of a general law on organized boroughs
18 which will provide for the organization and powers and duties of
19 organized boroughs, the integration of existing special districts
20 into their governments, and a system of assembly apportionment and
21 reapportionment for all organized boroughs;

22 (3) specific proposals for legislation to integrate
23 special districts into service areas in unorganized boroughs, the
24 number of service areas to be kept to a minimum.

25 Sec. 6. REPEAL. Ch. 185, SLA 1959 is repealed.

26 Sec. 7. EFFECTIVE DATE. This Act takes effect on the day
27 after its passage and approval or on the day it becomes law without
28 such approval.

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