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IN THE HOUSE

RULES COMMITTEE  
BY REQUEST OF THE GOVERNOR

HOUSE BILL NO. 62

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRD LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to the incorporation of second class organized boroughs for school purposes; and providing for an effective date."

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

\* Section 1. AS 14.10 is amended by adding new sections to read:

Sec. 14.10.203. STATE AND LOCAL OPTION. In addition to establishing school organizations by local option through the incorporation of a city or organized borough, school organizations may be incorporated as provided by sec. 206 of this chapter.

Sec. 14.10.206. BOROUGH SCHOOLS. (a) In each area meeting the standards for the incorporation of an organized borough, not incorporated as an organized borough by local option, the Board of Education may provide for the incorporation for school purposes of a second class organized borough.

(b) In providing for the incorporation of a second class organized borough, the Board of Education shall call upon the assistance of the Local Affairs Agency and such other agencies as it requires to conduct a study of the area to determine whether or not the area meets the standards for borough incorporation prescribed by AS 07, and to receive recommendations on borough boundaries, the name of the

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borough, and the borough seat, and to determine the assembly apportionment.

(c) If the Board of Education determines that a second class organized borough should be incorporated in an area it shall declare its intention and notify the Local Boundary Commission of its intention.

\* Sec. 2. AS 07.05.030 is amended to read:

Sec. 07.05.030. TRANSITION OF SPECIAL SERVICE DISTRICTS.

Special service districts existing on October 1, 1961, may continue to exercise their powers and functions under existing law until [JULY 1, 1963, OR UNTIL] such time as [WITHIN THIS PERIOD THAT] they are integrated into city or organized borough government, annexed to or incorporated as cities, or established as service areas in the unorganized borough.

\* Sec. 3. AS 07.10.010 is amended to read:

Sec. 07.10.010. INCORPORATION PROPOSED BY PETITION.

The incorporation of a first or second class organized borough by local option is proposed by filing a petition with the Local Affairs Agency.

\* Sec. 4. AS 07.10 is amended by adding a new section to read:

Sec. 07.10.150. LOCAL SCHOOL INCORPORATIONS. (a)

Within 60 days after receiving from the Board of Education a notice of its intention to incorporate a second class organized borough the Local Boundary Commission shall hold hearings in the area proposed for incorporation. Within 120 days after receiving the notice the Local Boundary Commission shall prepare a proposal for the incorporation of a second class organized borough. This proposal shall contain the boundaries for the borough, the name of the

1 borough, the borough seat and the apportionment of the  
2 borough assembly.

3 (b) The Local Boundary Commission shall present its  
4 proposal for the incorporation of a second class organized  
5 borough to the legislature during the first 10 days of any  
6 regular session. The proposal shall be considered to be  
7 approved 45 days after its presentation or at the end of the  
8 session, whichever is earlier, unless disapproved by a  
9 resolution concurred in by a majority of the members of each  
10 house. If the proposal is not disapproved, the Local  
11 Boundary Commission shall immediately furnish copies of its  
12 proposal to each city, special district, and service area  
13 in the proposed organized borough, the secretary of state,  
14 and the superior court for the judicial district in which  
15 the borough is located.

16 (c) Upon receipt of the proposal, the secretary of  
17 state shall conduct an election for all borough officers  
18 as prescribed by this chapter.

19 (d) The secretary of state shall certify the election  
20 of officers and declare that the area is an organized borough  
21 and municipal corporation as provided by this chapter, and  
22 the organized borough shall proceed to operate as prescribed  
23 by this title.

24 \* Sec. 5. This Act takes effect July 1, 1963.  
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