

Introduced: 4/9/64
Referred: Rules

ALASKA
STATE
LEGISLATURE

BY THE LOCAL GOVERNMENT
COMMITTEE BY REQUEST

1 IN THE HOUSE

2

HOUSE BILL NO. 435

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

THIRD LEGISLATURE - SECOND SESSION

5

A BILL

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For an Act entitled: "An Act relating to the taxing powers of
7 boroughs; and providing for an effective
8 date."

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

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* Section 1. AS 07.15.010 is amended by adding a new subsec-
11 tion to read:

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(12) to provide by emergency ordinance, subject

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to secs. 07.30.080 and 07.20.110 of this title, for the levy
14 and collection of a consumer's sales tax not to exceed three
15 per cent of the selling price on all retail sales, rents,
16 and services made within the borough. The assembly may,
17 however, exempt any sales, rent, or services including new
18 construction.

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* Sec. 2. AS 07.20.110 is amended to read:

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Sec. 07.20.110. EMERGENCY ORDINANCES. (a) To meet a

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public emergency affecting life, health, welfare, or pro-
22 perty, the assembly may adopt emergency ordinances; but
23 emergency ordinances may not be used [TO LEVY TAXES,] to
24 grant, renew or extend a franchise, or to regulate the rate
25 charged by any public utility for its services.

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(b) Every emergency ordinance shall be plainly desig-

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nated as such and shall contain, after the enacting clause,

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a declaration stating that an emergency exists and describ-

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ing the claimed emergency in clear and specific terms. Except

1 as thus indicated, it shall be introduced in the form and
2 manner prescribed for ordinances generally. An emergency
3 ordinance may be considered and may be adopted with or with-
4 out amendment or rejected at the meeting at which it is
5 introduced. The affirmative vote of all assembly members
6 present, or the affirmative vote of two-thirds of the total
7 membership of the assembly [THREE-FOURTHS OF THOSE ELECTED],
8 is required for the adoption of an emergency [THE] ordinance.
9 After adoption of an emergency ordinance, the assembly shall
10 cause it to be printed and published as prescribed for other
11 adopted ordinances. An emergency ordinance is effective
12 upon adoption.

13 (c) Every emergency ordinance shall continue in full
14 force and effect until amended or repealed by the assembly
15 or is repealed by a referendum election as provided for in
16 AS 29.65.020 and 29.65.040 [, INCLUDING ANY AMENDMENT MADE
17 AFTER ITS ADOPTION, IS INVALID AFTER THE 61ST DAY FOLLOWING
18 THE DATE ON WHICH IT WAS ADOPTED].

19 * Sec. 3. This Act takes effect on the day after its passage
20 and approval or on the day it becomes law without such approval.
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