

Introduced: 1/27/65
Referred: Commerce and
Local Government

1 IN THE SENATE BY SENATOR POLLOCK

2 SENATE BILL NO. 43

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to utilities owned and
7 operated by home rule and general law
8 boroughs and cities."

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

10 * Section 1. AS 42.05 is amended by adding a new section to
11 read:

12 Sec. 42.05.625. CONTROL OF MUNICIPAL UTILITIES. (a)
13 This chapter applies to a utility owned and operated by a
14 home rule or general law borough or city.

15 (b) This chapter is exclusive of and supersedes all
16 home rule charter provisions which conflict or are inconsis-
17 tent with this chapter. No home rule charter provision may be
18 adopted on the same subject after the effective date of this
19 chapter.

20 * Sec. 2. AS 42.05.640(2) is amended to read:

21 (2) "public utility" or "utility" includes every
22 corporation, whether municipal, public, cooperative, or
23 otherwise, company, individual, or association of individuals
24 their lessees, trustees, or receivers appointed by a court,
25 that owns, operates, manages, or controls any plant or system
26 for the generation, transmission, or distribution of electric
27 energy and power, for the furnishing of telephone or tele-
28 graph communications, for the transmission or distribution of
29 heat, natural or manufactured gas, oil or other petroleum

1 products, or water, or for the furnishing of community sewer
2 services, and the plant and facilities used for any of the
3 foregoing purposes; this chapter does not apply to a person
4 who furnishes water or oil or other petroleum products by
5 tank, wagon, or similar conveyance [, NOR TO A MUNICIPALLY
6 OWNED AND OPERATED UTILITY]; this chapter does not apply to
7 a pipeline, plant, system, or equipment used primarily for
8 gathering, collecting, transporting, or shipping crude oil,
9 natural gas, condensate or other petroleum substance or
10 product produced by or belonging to the owner, operator, or
11 manager of the pipeline, plant, system, or equipment;

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