

1 IN THE SENATE

BY SENATOR PERATROVICH

2 SENATE BILL NO. 151

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 exclusion of certain  
7 Indian reservations and withdrawals for  
8 Indian purposes from organized boroughs; and  
9 providing for an effective date."

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

11 \* Section 1. The purpose of this Act is to exclude from  
12 organized boroughs in the state the area lying within the bounda-  
13 ries of Indian reservations or withdrawals if the Indians who  
14 reside on the reservation or withdrawal are organized into a  
15 federal corporation, unless the Indians consent to the inclusion.

16 \* Sec. 2. AS 07.10 is amended by adding a new section to  
17 read:

18 Sec. 07.10.135. EXCLUSION OF INDIAN RESERVATIONS OR  
19 WITHDRAWALS FOR INDIAN PURPOSES. (a) There shall not be  
20 included within an organized borough the area encompassed  
21 within the limits of an Indian reservation or withdrawal  
22 created by Act of Congress of the United States or by the  
23 order of the President of the United States for the use,  
24 occupancy or benefit of any tribe, village or group of  
25 Indians if the Indians residing on the reservation or with-  
26 drawal are organized under the Act of June 18, 1934, as  
27 amended by the Acts of June 15, 1935, and May 1, 1936,  
28 United States Congress, or if any such tribe, village or  
29 group of Indians resides on a reservation or withdrawal

1 created prior to June 18, 1934, by either an Act of Congress  
2 of the United States or Presidential Proclamation. However,  
3 the reservation or withdrawal may be included in an organized  
4 borough if at an election conducted by the Indian officials  
5 in accordance with the constitution of the tribe, village or  
6 group, the inclusion is approved by a majority of the Indians.

7 (b) An area described in (a) of this section which is  
8 presently within an organized borough shall cease to be so  
9 on the effective date of this section.

10 (c) The said Indian officials shall cause an election  
11 to be held for the purpose of determining inclusion within an  
12 organized borough within 90 days after requested to do so by  
13 the local boundary commission, and the results of the election  
14 shall be certified to the local boundary commission within  
15 30 days after the election is held.

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

18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28  
29