

Introduced: 3/10/67
Referred: Local Govern-
ment and Judiciary

1 IN THE SENATE

BY BEGICH

2 SENATE BILL NO. 177

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the rights of initiative, referen-
7 dum and recall reserved to the people of the organized
8 borough."

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

10 * Section 1. AS 29.65.020 is amended to read:

11 Sec. 29.65.020. PETITION. (a) Every petition for either the
12 initiative or referendum in the government of a political subdivision
13 shall be signed by a number of qualified voters residing within the
14 territorial limits of the political subdivision, or if the act sought
15 to be initiated or referred pertains exclusively to the area outside
16 cities or to a service area, by a number of qualified voters residing
17 within the area outside cities or within the service area, as the case
18 may be, equal to the following per cent of the total number of votes
19 cast at the next preceding general election in the city or borough or
20 borough area concerned, or special election called for the purpose of
21 electing city or borough officers:

22 (1) 25 per cent, when a city or borough has less than 7,500
23 persons; or

24 (2) 15 per cent, when a city or borough has 7,500 persons
25 or more.

26 * Sec. 2. AS 29.65.090 is amended to read:

27 Sec. 29.65.090. CONTENTS OF PETITION. (a) A petition demanding
28 the election of a successor to the person sought to be recalled shall
29 be filed with the municipal clerk. The petition shall be signed by

1 qualified voters equal in number to at least 25 per cent of the entire
2 vote cast in the municipality at the last gubernatorial election, ex-
3 cept that

4 (1) in the case of a borough chairman or other borough
5 official elected from the entire area of the borough, the petition
6 shall be signed by a number of qualified borough voters equal to at
7 least 25 per cent of the entire vote cast at the last regular borough
8 election;

9 (2) in the case of a borough assemblyman representing the
10 area outside first class cities, other than an assemblyman elected
11 from a borough election section by the qualified voters of that section
12 alone, the petition shall be signed by a number of qualified voters
13 residing in the area outside first class cities equal to at least 25
14 per cent of the entire vote cast in that area at the last regular
15 borough election;

16 (3) in the case of a borough assemblyman elected from a
17 borough election section by the qualified voters of that section
18 alone, the petition shall be signed by a number of qualified voters
19 residing in the section equal to at least 25 per cent of the entire
20 vote cast in the section at the last regular borough election.

21 (b) The petition shall contain a statement of the grounds on
22 which the recall is sought which is intended solely for the information
23 of the voters.

24 * Sec. 3. AS 07.30.080 is amended to read:

25 Sec. 07.30.080. INITIATIVE, REFERENDUM, AND RECALL. (a) The
26 powers of initiative and referendum reserved by the state constitution
27 to the people of the state are also reserved to the people of the
28 organized borough as provided by AS 29.65.010 - 29.65.060. The vote
29 in an initiative or referendum election shall be limited to qualified

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voters residing in the same area as that from which the petition for the initiative or referendum may bear signatures.

(b) Any elected public official of the organized borough may be recalled as provided by AS 29.65.070 - 29.65.340. The vote in a recall election shall be limited to qualified voters residing in the same area as that from which the recall petition may bear signatures.