

Introduced: 2/19/68
Referred: Local Govern-
ment

BY BUTROVICH, HAGGLAND, WAUGAMAN AND
SMITH

1 IN THE SENATE

2 SENATE BILL NO. 328

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 establishment of third class
7 boroughs; and providing for an effective date."

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

9 * Section 1. AS 07 is amended by adding a new chapter to read:

10 CHAPTER 17. THIRD CLASS BOROUGHS

11 Sec. 07.17.010. EFFECT OF CHAPTER. Third class organized
12 boroughs may be incorporated as provided in this chapter. Provisions
13 of law relating to first and second class organized boroughs apply
14 with respect to third class boroughs only if and to the extent they
15 are consistent with this chapter.

16 Sec. 07.17.020. POWERS OF THIRD CLASS BOROUGH. (a) The third
17 class borough shall exercise the areawide powers of education and
18 tax assessment and collection as provided for second class boroughs
19 in this title.

20 (b) The third class borough may establish, operate, alter or
21 abolish service areas as provided for second class boroughs in this
22 title.

23 Sec. 07.17.030. SCHOOL BOARD TO SERVE AS ASSEMBLY. (a) The
24 borough school board, elected as provided in this title for borough
25 assemblies, shall be the assembly of the third class borough.

26 (b) The school board shall function as provided for school
27 boards generally under AS 14.14 and as provided for borough assemblies
28 under this title. Where applicable, weighted voting shall apply to
29 board decisions.

1 (c) The president of the school board shall serve as chairman
2 of the third class borough and shall be chosen and serve in the
3 manner of other school board presidents. The president shall
4 exercise as well the powers conferred under this title upon the
5 borough chairman, except that he shall not have the veto power.

6 * Sec. 2. AS 07.35.010 is amended to read:

7 Sec. 07.35.010. CLASSIFICATION. Organized boroughs incorporated
8 under this title are either first class, [OR] second class, or third
9 class boroughs. The first class borough is a general law borough. The
10 [AND THE] second class and third class boroughs are [BOROUGH IS AN]
11 optional law boroughs [BOROUGH]. Original classification is deter-
12 mined by the petition for incorporation approved by the voters for
13 incorporation. The unorganized borough established by this title is
14 unclassified. Unless clearly not applicable, the terms "borough"
15 and "organized borough," as used in this title mean [BOTH] a first
16 class, [OR] second class, or third class organized borough.

17 * Sec. 3. AS 07.35.020 is amended by adding new subsections to read:

18 (c) A first or second class borough may reclassify as a third
19 class borough in the same manner provided by this title for the
20 addition of powers by a second class borough or in the manner provided
21 for original incorporation.

22 (d) If a borough is reclassified under this section, all assets
23 and liabilities of the reclassified borough become the assets and
24 liabilities of the new borough.

25 * Sec. 4. This Act takes effect on the day after its passage and
26 approval or on the day it becomes law without approval.

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