

Introduced: 3/5/71
Referred: Local Govern-
ment and Judiciary

1 IN THE HOUSE

BY HOLM

2 HOUSE BILL NO. 278

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the disposal of junked vehicles."

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

8 * Section 1. AS 07.15.722 is amended to read:

9 Sec. 07.15.722. MOTOR VEHICLES. The assembly of a second class
10 borough may govern the use and operation of motor vehicles in the area
11 outside cities and may do so in the manner provided for the council of
12 a first class city under AS 29.10.171(a) and AS 29.10.216(b). The
13 exercise of the power granted by this section is at the option of the
14 assembly and is not subject to the restrictions on acquiring additional
15 powers in the area outside cities specified in secs. 720 and 730 - 800
16 of this chapter.

17 * Sec. 2. AS 28.30.030 is amended to read:

18 Sec. 28.30.030. SALE OF ABANDONED VEHICLE. If the vehicle is not
19 claimed within 45 days of mailing the notice and is not reported as
20 a stolen vehicle, the officer having custody of the vehicle may sell
21 it at public auction upon notice published in a newspaper of general
22 circulation in the judicial district in which the vehicle was found
23 abandoned. The publication shall describe the vehicle and set forth
24 the place, date, and time at which it will be sold. The date of the
25 sale shall not be later than one week following the date of publication.
26 This section does not prohibit disposal of a junked vehicle as provided
27 in AS 29.10.216.

28 * Sec. 3. AS 29.10.171(c) is amended to read:

29 (c) The council may provide for the impounding of vehicles parked

1 in violation of traffic regulations and abandoned vehicles and for the
2 sale of these vehicles if not claimed within 30 days, if actual notice
3 is first given to the owners and lienholders of the vehicles or notice
4 is given by posting a written or printed notice of the time and place
5 of sale in three public places within five miles of the place where
6 the sale is to be held, and one of the notices shall be posted at the
7 post office nearest to the place where the sale is to take place.

8 This subsection does not apply to a junked vehicle as provided for in
9 sec. 216 of this chapter.

10 * Sec. 4. AS 29.10.189 is amended to read:

11 Sec. 29.10.189. ABANDONED PROPERTY. The council may provide by
12 ordinance for the impounding, recovery, sale or other disposition of
13 abandoned personal property. The ordinance shall provide that articles,
14 except for junked vehicles provided for in sec. 216 of this chapter,
15 be held for at least six months for recovery by the owner, and for
16 publication of notice at least once of any sale of the property.

17 * Sec. 5. AS 29.10.216 is amended by adding a new subsection to read:

18 (b) The council may provide by ordinance for the immediate
19 condemnation of junked vehicles found in a city. If the owner of the
20 junked vehicle is known, he shall be given actual notice of the inten-
21 tion to remove the vehicle and, if the vehicle is not removed within
22 10 days from the date of the giving of the notice, the junked vehicle
23 may be condemned at any time by the city. If the owner of a junked
24 vehicle is not known, notice of the intended removal shall be published
25 at least once in a newspaper of general circulation in the city. If no
26 newspaper is published in the city, notice shall be posted in three
27 public places for ten days in lieu of newspaper publication. The junked
28 vehicle may be removed by the city at any time 10 days after the date of
29 publication. For purposes of this section "junked vehicle" means a

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

wrecked or dismantled vehicle, whether ownership is ascertained or not,
found on public or private land within a city. "Vehicle" means vehicle
as defined in AS 28.10.650.

©L

©L