

Introduced: 3/6/72
Referred: Local Government,
State Affairs

1 IN THE SENATE BY THE JUDICIARY COMMITTEE

2 SENATE BILL NO. 371

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the incorporation of boroughs;
7 and providing for an effective date."

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

9 * Section 1. AS 07.10 is amended by adding a new section to read:

10 Sec. 07.10.115. APPROVAL BY LEGISLATURE. If the Local Boundary
11 Commission accepts the petition, and before an election under sec. 120
12 of this chapter, the commission shall present the proposed borough
13 incorporation to the legislature during the first 10 days of a regular
14 session. The incorporation shall be approved by the legislature 45
15 days after presentation or at the end of the session, whichever is
16 earlier, unless disapproved by a resolution concurred in by a majority
17 of the members of each house.

18 * Sec. 2. AS 07.10.120(a) is amended to read:

19 (a) Date of election. Upon the approval of the proposed incor-
20 poration by the legislature, the Local Boundary Commission [IF THE
21 LOCAL BOUNDARY COMMISSION ACCEPTS THE PETITION, IT] shall immediately
22 notify the lieutenant governor of its action and shall furnish him
23 with such information on the proposed incorporation as he requires.
24 Within 30 days after the receipt of his notification, the lieutenant
25 governor shall issue an order that an election be held within the
26 proposed organized borough to determine the question of whether the
27 qualified voters of the proposed organized borough desire to be
28 incorporated; and if so, to elect members of the first assembly of the
29 borough, the borough chairman, and the members of the first school

1 board, and to determine whether the borough shall have an appointed
2 borough manager or an elected borough chairman. The date of the
3 election specified by the lieutenant governor in the order shall be
4 not less than 30 nor more than 90 days after the date of the order of
5 election. The lieutenant governor shall also specify in the election
6 order the dates during which petitions for nominations may be filed
7 with him.

8 * Sec. 3. AS 44.19.260(a) is amended by adding a new paragraph to read:

9 (5) present to the legislature during the first 10 days of
10 a regular session proposed borough incorporations.

11 * Sec. 4. Notwithstanding the provisions of AS 07.10.115, with respect
12 to any borough proposed for incorporation after February 15, 1972, and
13 before an election under AS 07.10.020, the Local Boundary Commission shall
14 submit the proposed borough incorporation to the legislature.

15 * Sec. 5. This Act takes effect February 15, 1972.
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