

Introduced: 2/20/74  
Referred: Community & Regional  
Affairs and Judiciary

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 668

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to incorporation elections."

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

8 \* Section 1. AS 29.18.110 is repealed and re-enacted to read:

9 Section 29.18.110. INCORPORATION ELECTIONS. (a) The Local  
10 Boundary Commission shall immediately notify the lieutenant governor  
11 of its acceptance of an incorporation petition. Within 30 days after  
12 notification, the lieutenant governor shall order an election in the  
13 proposed municipality to determine whether the voters desire incor-  
14 poration and to allow the voters to choose an initial slate of  
15 officers. The election is held not less than 30 nor more than 90  
16 days after the date of the election order. The election order must  
17 specify the dates during which nomination petitions for election of  
18 initial officers may be filed.

19 (b) Nominations for initial officers are made by petition filed  
20 with the lieutenant governor during the time specified in the  
21 election order. The petition is in the form prescribed by the  
22 lieutenant governor and includes the name and address of the nominee  
23 and a statement by the nominee that he is qualified under the  
24 provisions of this title for the office that he seeks. A person may  
25 file for and occupy more than one office, but he may not serve  
26 simultaneously as borough mayor and as a member of the borough  
27 assembly or as mayor and as a member of the council of a home rule  
28 or first class city. Petitions to nominate officers of a second  
29 class city must include the signature and resident address of 10

1 voters in the area of the proposed city. Petitions to nominate  
2 elected municipal officers must include the signature and resident  
3 address of 50 voters in the area of the proposed municipality, or  
4 that area of the proposed municipality from which the officers are  
5 to be elected under the composition and apportionment set out in the  
6 accepted incorporation petition.

7 (c) The initial elected municipal officers take office on the  
8 first Monday following certification of their election. Borough  
9 assembly members representing home rule or first class cities  
10 appointed by the city council serve until the next regular city  
11 election and until their successors are elected and have qualified.  
12 All other elected municipal officers serve until the first regular  
13 election occurring after they have served two years in office and  
14 until their successors are elected and have qualified.

15 (d) Areawide borough powers included in the incorporation  
16 petition shall be part of the incorporation question. In an election  
17 for the incorporation of a second class borough, each power to be  
18 exercised outside cities only is placed separately on the ballot.  
19 Adoption of a non-areawide power requires a majority of the votes  
20 cast on the question, and the vote is limited to the voters residing  
21 outside cities.

22 (e) An Alaska voter who has been a resident of the area  
23 within the proposed municipality for 30 days before the date of  
24 the election order may vote.

25 (f) The lieutenant governor shall supervise the election in  
26 the general manner prescribed by the Alaska Election Code (AS 15.05 -  
27 AS 15.60). The state shall pay all election costs under (a), (b),  
28 (c), (d) and (f) of this section.

29 \* Sec. 2. AS 29.18.120 is repealed.