

Original sponsor: Rader

Offered: 2/23/73
Referred: Health, Education
and Social Services

1 IN THE SENATE

BY THE COMMUNITY AND
REGIONAL AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 150 *Am*

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the annexation of military reser-
7 vations to cities and boroughs; and providing for an
8 effective date."

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

10 * Section 1. AS 29.68 is amended by adding a new section to read:

11 Sec. 29.68.020. ANNEXATION OF MILITARY RESERVATIONS. Notwith-
12 standing the provisions of sec. 3(d), ch. 52, SLA 1963, a military
13 reservation may be annexed to a city or borough in the same manner as
14 prescribed for any other territory under sec. 10 of this chapter. If
15 a city within an organized borough annexes a military reservation under
16 this section, the territory encompassing the military reservation
17 automatically is annexed to the borough of which the city is a part.

18 * Sec. 2. AS 29.13.100 is amended by adding a new paragraph to read:

19 (34) AS 29.33.050, AS 29.41.010(a), AS 14.12.020(a) (responsi-
20 bility for education on military reservations)

21 * Sec. 3. AS 29.33.050 is amended to read:

22 Sec. 29.33.050. EDUCATION. Each borough constitutes a borough
23 school district and establishes, maintains, and operates a system of
24 public schools on an areawide basis as provided in AS 14.14.060.

25 Unless exercise of the areawide education power is approved by the
26 Department of Education, the power to operate a system of public
27 schools may not be exercised in an area constituting a military reser-
28 vation until the military reservation status is terminated.

29 * Sec. 4. AS 29.41.010(a) is amended to read:

1 (a) A third class borough shall exercise the areawide powers of
2 education and tax assessment and collection in the manner provided for
3 second class boroughs. Provisions of law relative to first and second
4 class organized boroughs apply with respect to third class boroughs
5 only to the extent they are consistent with this chapter. Unless exer-
6 cise of the areawide education power is approved by the Department of
7 Education, the power to operate a system of public schools may not be
8 exercised in an area constituting a military reservation until the
military reservation status is terminated.

10 * Sec. 5. AS 14.12.020(a) is amended to read:

11 (a) Operation of the state-operated school district is under the
12 management and control of the board of the state-operated schools.
13 Under this subsection, management and control by the board of the state-
14 operated schools extends to those schools located on military reserva-
15 tions within cities or organized boroughs only (1) until the military
16 reservation status terminates and (2) if the Department of Education
17 approves.

18 * Sec. 6. AS 43.18.010 is amended by adding a new subsection to read:

19 (k) A city or borough may not receive state shared revenue based
20 on the population residing on that portion of a military reservation
21 annexed to a city or borough after the effective date of this subsection,
22 except as provided in this subsection. If a military reservation is
23 located within a city or borough, the city or borough is limited in its
24 entitlement to state shared revenue, based on the population residing
25 on the reservation, as follows: 75 per cent of the amount paid per
26 capita for police protection under (a)(1) of this section; 25 per cent
27 of the amount paid per capita for parks and recreation under (a)(5) of
28 this section; and 100 per cent of the amount paid per capita for trans-
29 portation facilities or services under (a)(6) of this section.

1 * Sec. 7. This Act takes effect on the day after its passage and approval
2 or on the day it becomes law without approval.

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