

Offered: 3/13/74  
Referred: Community and  
Regional Affairs

1 IN THE SENATE

BY PALMER

2 SPONSOR SUBSTITUTE FOR SENATE BILL NO. 345

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 borough service areas; and  
7 providing for an effective date."

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

9 \* Section 1. AS 29.63.090(a) is amended to read:

10 (a) Service areas to provide special services within a borough  
11 may be [ESTABLISHED,] operated, altered or abolished by the assembly  
12 by ordinance. Special services include services not provided on an  
13 areawide basis within the borough or the borough area outside cities  
14 or a higher or different level of service than that provided on an  
15 areawide basis or in the borough area outside cities. In a first  
16 class borough the assembly may establish a service area in the borough  
17 area outside cities by ordinance; the establishment of a service area  
18 including an incorporated city must be approved by the voters at a  
19 regular or special election as provided in (f) of this section. The  
20 [IN A FIRST CLASS BOROUGH THE] assembly may exercise within a service  
21 area any power granted a first class city by general law. In [; IN] a  
22 second class borough the establishment of a service area and an  
23 exercise of the powers must be approved by a majority of the qualified  
24 voters residing within the service area and voting on the question at  
25 a regular or special election. Before establishing and exercising a  
26 power in a service area including an incorporated city, the borough  
27 shall seek to have the identical power transferred from the city with-  
28 in the service area or propose joint borough-city exercise of the  
29 power.

1 \* Sec. 2. AS 29.63.090. is amended by adding a new subsection to read:

2 (f) In an election to approve the establishment by a first or  
3 second class borough of a service area including one or more incorpor-  
4 ated cities, or the exercise of additional powers by a service area in  
5 a second class borough, the votes shall be tabulated in two separate  
6 classifications. One classification shall consist of all votes cast in  
7 incorporated cities. The other classification shall consist of all  
8 votes cast in the remaining areas of the borough. In order for the  
9 establishment of the service area to be approved, it is necessary that  
10 a majority of the votes in each classification favor establishment of  
11 the service area.

12 \* Sec. 3. This Act takes effect on the day after its passage and approval  
13 or on the day it becomes law without approval.