

Original sponsor: Community and Regional
Affairs Committee

Offered: 4/11/77
Referred: Rules

1 IN THE SENATE

BY THE COMMUNITY AND REGIONAL
AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 259

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to municipal utilities."

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

8 * Section 1. AS 42.05.711(b) is repealed and re-enacted to read:

9 (b) A public utility owned and operated by a municipality and
10 which is not in actual competition with a utility of a similar kind is
11 exempt from the provisions of this chapter, except secs. 221 - 281 of
12 this chapter, unless the city council or borough assembly elects, by
13 ordinance, to be subject to specific provisions of this chapter.

14 * Sec. 2. AS 42.05.711 is amended by adding new subsections to read:

15 (f) Notwithstanding any other provision of this chapter, collec-
16 tion and disposal services of garbage, refuse, trash or other waste
17 material provided by a municipality within its corporate boundaries are
18 not subject to regulation by the Alaska Public Utilities Commission
19 unless the governing body of the municipality elects, by ordinance, to
20 be subject to the provisions of this chapter.

21 (g) A public utility owned and operated by a municipality and sub-
22 ject to the provisions of this chapter by adoption of an ordinance by
23 the city council or borough assembly in the manner authorized in (b) or
24 (f) of this section may withdraw from regulation by adoption of an
25 ordinance terminating the commission's authority to regulate the util-
26 ity.

27 * Sec. 3. A public utility owned and operated by a municipality and
28 regulated by the Alaska Public Utilities Commission under AS 42.05.711(b)
29 before the effective date of this Act, which is not in actual competition

1 with a utility of a similar kind, may be exempted from the provisions of
2 AS 42.05, except AS 42.05.221 - 42.05.281, by ordinance adopted by the city
3 council or borough assembly.
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