

Original sponsor: Malone

Offered: 4/8/80
Referred: Judiciary

1 IN THE HOUSE

BY THE COMMUNITY AND
REGIONAL AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 146

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act amending boundary change procedures of the
7 Local Boundary Commission."

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

9 * Section 1. AS 29.68.010 is amended by adding new subsections to read:

10 (d) If 10 percent of the qualified voters of an area proposed to
11 the Local Boundary Commission to be annexed or excluded under (a) of
12 this section or 10 percent of the qualified voters of the city or borough
13 to which an annexation is proposed or from which an exclusion is proposed
14 under (a) of this section submit to the Local Boundary Commission a
15 petition requesting an advisory vote on the proposed boundary change,
16 the commission, after public hearing conducted in the area, shall require
17 the city or borough to conduct an advisory vote on the proposed boundary
18 change before rendering its decision on the proposed boundary change.
19 When a petition requesting an advisory vote is submitted under this
20 subsection, the Local Boundary Commission shall advise the mayor of the
21 city or borough to which annexation is proposed or from which an exclu-
22 sion is proposed that the commission has received a petition asking that
23 an advisory vote on the proposed boundary change be conducted, and
24 request the city council or borough assembly to conduct an advisory vote
25 on the proposed boundary change.

26 (e) When the Local Boundary Commission requests a city or borough
27 to conduct an advisory vote under (d) of this section, the city or
28 borough shall present to the voters within the city or borough and,
29 separately, to the voters in the area proposed for annexation or

1 exclusion, a ballot setting out a proposition phrased so that a voter
2 may indicate whether he favors or opposes the proposed boundary change.
3 The ballots shall be canvassed by the city council or borough assembly
4 and the results certified to the Local Boundary Commission in separate
5 classifications indicating the vote by residents of the city or borough
6 and the vote by residents of the area which is the subject of the bound-
7 ary change petition.

8 (f) An advisory vote may be submitted to the voters by the borough
9 assembly or city council only

10 (1) at a regular election; or

11 (2) at a special election if that election has been called by
12 the borough assembly or city council for the purpose of placing before
13 the voters a question other than the proposition to be submitted under
14 this section.

15 (g) When presenting a proposed boundary change to the legislature
16 as provided under (a) of this section, the Local Boundary Commission
17 shall also present the result of an advisory vote related to that bound-
18 ary change held under this section.

19 (h) Subject to appropriations for the purpose, the state shall
20 reimburse a city or borough for its costs of conducting an election held
21 under this section in areas located outside a city or borough.

22 (i) The Local Boundary Commission shall adopt by regulation proce-
23 dures for submitting a petition and for conducting an election under
24 this section.