

Introduced: 2/14/79
Referred: State Affairs

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 213

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the Alaska Police Standards
7 Council; and providing for an effective date."

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

9 * Section 1. AS 18.65.150 is amended by adding new paragraphs to read:

10 (4) the special agent in charge of the Federal Bureau of
11 Investigation in Alaska or his designee, if approved by the appropriate
12 official of the bureau;

13 (5) the director of the Criminal Justice Center, University
14 of Alaska, or his designee.

15 * Sec. 2. AS 18.65.220 is amended by adding a new paragraph to read:

16 (5) employ an administrator and other employees necessary
17 to implement the provisions of AS 18.65.130 - 18.65.290.

18 * Sec. 3. AS 18.65.240 is amended by adding a new subsection to read:

19 (c) The council may revoke the certificate of a police officer
20 who does not meet the standards adopted under (a)(2) of this section.

21 * Sec. 4. AS 18.65.280 is amended to read:

22 Sec. 18.65.280. EXEMPTIONS. (a) The commissioner and deputy
23 commissioner of public safety and the chief administrative officer of
24 participating local police agencies are exempt from the requirements
25 of AS 18.65.240 [SEC. 240 OF THIS CHAPTER]. However, a chief of police
26 of a participating local police agency, except a person serving as
27 chief of police on the effective date of this chapter, who performs
28 operational duties in addition to administrative duties, must meet the
29 requirements of AS 18.65.240(a)(1).

1 (b) Any municipality with an established police training program
2 which meets the requirements of AS 18.65.220(2) and (3) may exclude
3 itself from the provisions of this Act by ordinance. The exclusion
4 has [SHALL HAVE] no effect on eligibility to receive or expend federal
5 or state grants.

6 * Sec. 5. AS 18.65.290(2) is amended to read:

7 (2) "police officer" means a full-time employee of the
8 state or a municipal [A] police department with authority to arrest
9 and issue citations; detain a person taken into custody until that
10 person can be arraigned before a judge or magistrate; conduct investi-
11 gations of violations of and enforce criminal laws, regulations, and
12 traffic laws; search with or without a warrant persons, dwellings, and
13 other forms of property for evidence of a crime; carry a concealed
14 weapon; and take other action which is consistent with and necessary
15 for the exercise of these enumerated powers when necessary to maintain
16 the public peace; [WHICH IS A PART OF OR ADMINISTERED BY THE STATE OR
17 A POLITICAL SUBDIVISION OF THE STATE PARTICIPATING IN A PROGRAM ESTAB-
18 LISHED UNDER SECS. 130-290 OF THIS CHAPTER, WHO IS RESPONSIBLE FOR THE
19 PREVENTION AND DETECTION OF CRIME AND THE ENFORCEMENT OF THE PENAL,
20 TRAFFIC OR HIGHWAY LAWS OF THIS STATE.]

21 * Sec. 6. AS 18.65.290 is amended by adding a new paragraph to read:

22 (3) "chief administrative officer" means the chief of
23 police or other official who is head of a police department in a
24 participating political subdivision.

25 * Sec. 7. This Act takes effect July 1, 1979.
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