

Introduced: 1/23/87  
 Referred: State Affairs and  
 Community & Regional Affairs

BY MILLER, CATO, FRANK  
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1 IN THE HOUSE

2 HOUSE BILL NO. 68

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FIFTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the authority of fire department  
 7 officers."

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

9 \* Section 1. AS 18.70.075(a) is amended to read:

10 (a) An officer of a municipal fire department or a fire depart-  
 11 ment registered under AS 29.60.130 [AN AUTHORIZED REPRESENTATIVE],  
 12 while providing fire protection or other emergency services, has the  
 13 authority to

14 (1) control and direct activities at a [THE] fire;

15 (2) order a person to leave a building or place in the  
 16 vicinity of a [THE] fire, for the purpose of protecting the person  
 17 from injury;

18 (3) blockade a public highway, street, or private right-of-  
 19 way temporarily while at a fire;

20 (4) trespass upon property at or near the scene of a fire  
 21 at any time of the day or night;

22 (5) enter a building, including a private dwelling, or  
 23 [UPON] premises where a fire is in progress, or where there is reason-  
 24 able cause to believe a fire is in progress, to extinguish [FOR THE  
 25 PURPOSE OF EXTINGUISHING] the fire;

26 (6) enter a building, including a private dwelling, or  
 27 premises near the scene of a [THE] fire for the purpose of protecting  
 28 the building or premises or for the purpose of extinguishing the fire  
 29 that is in progress in another building or premises;

1           (7) upon 24-hour notice to the owner or occupant, inspect  
2           for preplanning all buildings, structures, or other places within the  
3           municipality or the registered fire department's district, except the  
4           interior of a private dwelling, where combustible material is or may  
5           become dangerous as a fire menace to the building;

6           (8) direct the removal or destruction of a fence, house,  
7           motor vehicle, or other thing judged [THAT THE OFFICER OR AUTHORIZED  
8           REPRESENTATIVE MAY JUDGE] necessary [TO REMOVE OR DESTROY] to prevent  
9           the further spread of a [THE] fire.

10       \* Sec. 2. AS 18.70.075(b) is amended to read:

11           (b) An owner or occupant of a building or place specified in  
12           this section or any other person on the site of a fire or other fire  
13           department emergency who refuses to obey the order of an officer of a  
14           municipal or registered fire department [OR AN AUTHORIZED REPRESENTA-  
15           TIVE] in the exercise of official duties is guilty of a misdemeanor,  
16           and upon conviction, is punishable by imprisonment for one year, or by  
17           a fine of not more than \$1,000, or by both.