

1 IN THE SENATE

BY KERTTULA

2

SENATE BILL NO. 386

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIFTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to mergers between municipal public
7 utilities and telephone or electric cooperatives."

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

9 * Section 1. AS 10.25 is amended by adding a new section to read:

10 Sec. 10.25.247. MERGER OF COOPERATIVE AND MUNICIPAL PUBLIC
11 UTILITY. (a) A municipal public utility that is certificated and
12 operating as an electric or telephone utility may merge into a cooper-
13 ative.

14 (b) A cooperative that is the subject of a merger under (a) of
15 this section shall comply with the merger procedures set out in
16 AS 10.25.240 - 10.25.280. The municipal public utility's rights,
17 privileges, immunities, franchises, real and personal property, and
18 obligations shall be transferred to and vested in the surviving co-
19 operative under AS 10.25.280.

20 (c) In this section, "municipal public utility" means an elec-
21 tric or telephone utility, including all or an extension of a divi-
22 sion, system, or plant, that is owned in whole or in part by a municipi-
23 pality.