

HOUSE BILL NO. 591

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE STATE AFFAIRS COMMITTEE

Introduced: 5/5/92

Referred: Community & Regional Affairs, State Affairs

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to police protection service areas in municipalities."

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

3 \* Section 1. AS 29.10.200 is amended by adding a new paragraph to read:

4 (51) AS 29.35.495 (police protection service areas)

5 \* Sec. 2. AS 29.35 is amended by adding a new section to article 7 to read:

6 Sec. 29.35.495. POLICE PROTECTION SERVICE AREAS. (a) The residents of an  
7 area in a municipality may file a petition with the municipal clerk for formation of a police  
8 protection service area. The petition form shall be supplied by the clerk at the request of a voter.  
9 The petition must describe the boundaries of the proposed service area and the additional police  
10 protection services to be provided by the Department of Public Safety in the proposed service  
11 area and shall be signed by a number of voters residing in the area equal to at least 10 percent  
12 of the number of residents in the area who voted in the last regular election.

13 (b) Upon receipt of a petition that meets the requirements of (a) of this section,  
14 the municipal clerk shall submit the petition to the commissioner of public safety. Within 30

1 days after receipt of the petition the commissioner shall notify the clerk of what the estimated  
2 actual cost of providing the services in the proposed service area each month will be for a three-  
3 year period.

4 (c) Upon receipt by the clerk of notification of the estimated actual cost of providing the  
5 additional services in the proposed police protection service area, the question of forming the  
6 proposed service area and of levying assessments to cover that estimated cost shall be placed  
7 before the voters residing in that area during the next regular or special election held in the  
8 municipality. If the question is approved by a majority of those voting on the question, the  
9 service area is formed and the commissioner of public safety shall provide the additional services  
10 in that area.

11 (d) The governing body shall levy assessments in the service area to finance the  
12 additional police protection services in an amount equal to the estimated actual cost provided by  
13 the commissioner of public safety. Payments shall be made to the commissioner by the  
14 municipality on a yearly or monthly basis, as determined by the commissioner. The municipality  
15 may not deduct money collected from assessments for administrative or other costs incurred by  
16 the municipality.

17 (e) At least once every three years an election shall be held by the municipality in a  
18 police protection service area formed under this section on the question of continuation of the  
19 service area. The commissioner of public safety shall submit a revised notice of the estimated  
20 actual cost of providing the services during the next three years for inclusion with the question.  
21 If the question is not approved by a majority of the residents voting on the question, the service  
22 area is dissolved 120 days after certification of the election. If the question is approved, the rate  
23 of assessments shall be adjusted by the municipality based upon the commissioner's notice.

24 (f) This section applies to home rule and general law municipalities.