

HOUSE BILL NO. 18
IN THE LEGISLATURE OF THE STATE OF ALASKA
EIGHTEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE BUNDE

Introduced: 1/11/93

Referred: Community & Regional Affairs, Judiciary, Finance

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

14 (b) Upon receipt of a petition that meets the requirements of (a) of this section,

1 the municipal clerk shall submit the petition to the commissioner of public safety.
2 Within 30 days after receipt of the petition the commissioner shall notify the clerk of
3 what the estimated actual cost of providing the services in the proposed service area
4 each month will be for a three-year period.

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

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

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

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