

## CHAPTER 91

## AN ACT

[H. B. 106]

To amend subsection Sixteenth of Sec. 16-1-35 ACLA 1949 pertaining to the powers of city councils to grant franchises.

*Be it enacted by the Legislature of the Territory of Alaska:*

Section 1. Subsection Sixteenth of Sec. 16-1-35 ACLA 1949 is hereby amended to read as follows:

Sixteenth: FRANCHISES. To grant franchises, including exclusive franchise privileges, for the construction, operation and maintenance of electric light and power plants, water plants, bus transportation systems, telephone and other public service, and to permit the use of streets and other public places for a period of not to exceed twenty years, under such rules and regulations as may be prescribed by ordinance. Provided, however, no such franchise shall be valid until it has been submitted to the electors of the municipality and at least fifty-five per centum of the votes cast at any municipal election or any election held for such purpose shall be in favor of such franchise. Provided, further, that of such election at least thirty days' notice shall be given in the same manner as is provided for notice of annual municipal elections and which notice shall specify therein the purpose of calling said election. And every ordinance granting such franchise shall therein provide for the submitting of the ratification thereof to the qualified electors of the city at either such annual or special election, and the result

Type of franchises.

Voters must approve.

Notice of election.

of the election thereon shall be canvassed publicly by the council and spread upon the records of the minutes thereof and the result declared and certified in the same manner as a general election.

Section 2. Exclusive franchises heretofore approved by not less than fifty-five per centum of the votes cast at any municipal election wherein the people approved an exclusive franchise within said municipality are hereby ratified and given full force and effect under this Act provided the terms of said franchise intend that the same shall now be in force and effect. <sup>Approval by voters.</sup>

Approved March 23, 1949.

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## CHAPTER 92 .

### AN ACT

[H. B. 117]

Allowing municipalities to create public utility boards; providing passage of ordinance; election of board members; term of office of board members; limiting powers; defining duties; providing for ratification by voters; amending Section Fourth (Public Utilities) of Section 16-1-35 ACLA 1949; and declaring an emergency.

*Be it enacted by the Legislature of the Territory of Alaska:*

Section 1. Section 16-1-35 ACLA 1949 is hereby amended to read as follows:

Section 16-1-35; Sub-Section Fourth (Public Utilities) To purchase, construct, or otherwise acquire, establish and operate public wharves, public cold storage plants, telephone systems