

CHAPTER 123

AN ACT

Relating to the power of public utility districts, to dispose of real and personal property; amending Sec. 49-2-21, ACLA 1949, as amended by Ch. 75, SLA 1949, Ch. 21, SLA 1951, and Ch. 105, SLA 1953.

(C. S. for S. B. 64)

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

Section 1. Sec. 49-2-21, ACLA 1949, as amended by Ch. 75, SLA 1949, Ch. 21, SLA 1951, and Ch. 105, SLA 1953 is hereby amended to read as follows:

Sec. 49-2-21. Enumeration of Public Utility District Powers.

Each Public Utility District shall have succession in its corporate name, may sue and be sued, including the bringing of injunction proceedings, in its corporate name, may adopt and use a corporate seal, which shall be judicially noticed; make contracts to enforce or carry into effect any authority herein granted; may purchase, lease or otherwise acquire such real and personal property as it deems necessary or convenient in the transaction of its business, and may dispose of any property held by it, provided that real property shall be disposed of in the manner prescribed for disposal of real property by municipalities in Sec. 16-1-35 Twentieth, ACLA 1949, as amended; may exercise the right of eminent domain; shall have the power to construct, maintain and operate, alter and improve and to contract for the construction, maintenance and operation, alteration and improvement of dams, reservoirs, power houses, power structures, trans-

mission lines, water works, sewer systems, telephone systems, light plants, hospitals, wharves, docks, warehouses, garbage disposal facilities, park and recreation facilities, traffic and warning signals, street lights, facilities for controlling and preventing fires, cold storage plants and canneries for the processing and canning of fish and fish products; and to produce, distribute and sell such services and products or otherwise convey rights to use services and products derived from any of the facilities hereinabove enumerated to create, maintain, operate, alter and improve roads, trails, walks, bridges, and drainage ditches, or contract therefor, and shall have the right to own and operate public utilities or to grant franchises for a period not to exceed twenty years with reference to all such utilities within its district, provided, that when a franchise is given 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 of the governing body of the district, no such franchise shall be valid until it has been submitted to the electors of the district at an election and at least a majority of the votes cast are in favor of such franchise. It is further provided that with respect to such election,

at least thirty days notice shall be given in the same manner as is provided for notice of an annual municipal election in Alaska, and which notice shall specify the purpose for which such election is called. Every ordinance granting such franchise shall include appropriate provisions for submitting same to the qualified electors of the district as above required, and the result of such election shall be canvassed publicly by the Board of Directors of the district and the result thereof publicly declared and certified. The Board of Directors

of the District shall also have power to appoint such officers, employees, attorneys and agents as may be necessary for the transaction of its business, fix their compensation, define their duties, require them to furnish bonds, if deemed necessary, and to remove them at the pleasure of the Board of Directors.

In addition to other powers heretofore granted, the Board of Directors of the District, by resolution or ordinance, shall have the power and authority to provide for public health.

Approved March 27, 1957

CHAPTER 124

AN ACT

To require all persons, business associations, and legal entities furnishing or bidding to furnish contractual services, materials or supplies to the Territorial Government or any agency thereof, or to any public utility district, school district, or municipality of the first, second, or third class, to be licensed under the Alaska Business License Act; amending Sec. 3 of Art. IV, Ch. 82, SLA 1955 amending Sec. 49-2-21, ACLA 1949 as amended by Ch. 75, SLA 1949 and Ch. 21, SLA 1951 and Ch. 105, SLA 1953 as hereafter amended, by adding a new paragraph thereto; amending Sec. 16-1-35, ACLA 1949 by adding a new subsection Twenty-ninth thereto; amending Sec. 16-2-5, ACLA 1949 by adding a new subsection Twelfth thereto; amending Sec. 5 of Ch. 46, SLA 1951; and amending Ch. 3 of Title 37, ACLA 1949 as amended by Chs. 52 and 61, SLA 1949, Chs. 23, 24, 51, 77 and 96, SLA 1951, Chs. 68 and 124, SLA 1953, and Chs. 49 and 63, SLA 1955.

(S. B. 103)

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

Section 1. Sec. 3 of Art. IV, Ch. 82, SLA 1955, is hereby amended by adding the following subsection (5) thereto:

(5) Every person, business association or legal entity, except an agency of the federal, territorial, or local government, furnishing, or bidding to furnish, contractual services, materials or sup-