

value of the stock held by it, with the Alaska Banking Board under such condition as may be prescribed by the Alaska Banking Board to assure full protection to the public.

Sec. 2. This Act shall take effect immediately upon its passage and approval, or upon its becoming law without such approval.

Approved May 7, 1959

CHAPTER 195

AN ACT

Pertaining to the classification of municipal corporation incorporated as cities.

(C.S.H.B. 98)

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

Section 1. Municipal corporations now or hereafter incorporated as cities of the first class which shall adopt a home rule charter pursuant to the Constitution, shall be known as "Home Rule Cities".

Sec. 2. All other municipal corpora-

tions incorporated as cities shall be known as "General Law Cities".

Sec. 3. "Home Rule Cities" shall possess all legislative powers not prohibited by law or charter.

Sec. 4. "General Law Cities" shall have such legislative powers as are now or may hereafter be authorized by law.

Approved May 8, 1959

CHAPTER 196

AN ACT

Establishing the procedure for the adoption of charters by cities of the first class; providing procedure for amending such charters; and providing for an effective date.

(H.B. 194)

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

Section 1. **City Charters.** Any city of the first class may adopt a charter for its own government, subject to the Constitution and not in conflict with the laws of the State; and any such city having adopted a charter may amend the same or adopt a new one. The charter shall be framed by a charter commission of 9 members chosen by the qualified voters of such city, at any general or special election, but no person shall be eligible as a candidate for such commission unless he shall have been, for the three years' next preceding, a qualified voter of said city. An election for the selection of a charter commission will be called by filing a petition with the city council requesting such an election, which petition shall contain

not less than ten per cent of the qualified voters of the city. Before the election may be called, the city council must approve the petition by a majority vote of its membership.

Sec. 2. **Nomination to Charter Commission.** Candidates for the members of the charter commission shall be nominated by the city council or may be nominated by petition signed by 25 qualified voters of the city. The city council or its designated officer shall prepare the ballot.

Sec. 3. **Election to Charter Commission.** At the election for the selection of members of the commission, the qualified voters shall vote first on the question "Shall a charter commission be elected to frame a proposed new charter?" and secondly to select the mem-

bers of the charter commission. If the first question receives a majority of the votes of the qualified voters voting thereon at such election, the 9 candidates for the charter commission receiving the highest number of votes shall forthwith organize as a charter commission, but if the first question receives less than a majority of the votes of the qualified voters voting thereon at such election no charter commission shall be deemed to have been elected.

Sec. 4. Preparation of Charter. The charter commission shall within one year after the result of the election is declared, prepare and propose a charter for the government of such city. The charter so prepared shall be signed by a majority of the charter commissioners and filed in the office of the clerk of the city council of said city. The city council of said city shall, within 15 days after such filing, cause such charter to be published once in a newspaper of general circulation within such city and all the editions thereof issued during the day of publication. In the event there is no newspaper published in the city, the city council shall post copies of the proposed charter in at least 3 conspicuous places and shall otherwise have copies available for the electors at the office of the city clerk.

Sec. 5. Charter Election. Such charter shall be submitted to the qualified voters of the city at either a special or general election according to a date to be fixed by the charter commission, not less than 30 days nor more than 90 days from the completion of the publication of such charter as above provided.

Section 6. Charter Adoption. If a majority of the qualified voters voting thereon at such general or special elec-

tion shall vote in favor of such proposed charter, it shall be deemed to be ratified, and it shall become the organic law of such city. Two copies of the charter so ratified and approved shall be filed with the Secretary of State, one copy filed with the recorder in the district in which such city is located, and one copy filed in the archives of the city. Thereafter the courts shall take judicial notice of the provisions of such charter.

Sec. 7. Amendment to Charter. The charter of any city shall be amended in the manner provided in the charter. If a majority of the qualified voters voting on any such amendment vote in favor thereof, it shall be deemed ratified.

Sec. 8. Calculation of Percentage of Voters Required. The percentages of the qualified voters herein required for the petition to form a charter commission shall be calculated upon the total vote cast in the city at the last preceding general state election. The election laws of such city shall, so far as applicable, govern all elections held under the authority of this Act.

Sec. 9. Existing Charter Commissions: Valid. Any city of the first class which shall have by ordinance established a charter commission, appointed its members, and the members of the charter commission shall have met and organized, all prior to the effective date on this Act, shall be deemed to have created a charter commission in conformity with this Act, and any charter prepared by said charter commission and adopted by the qualified voters of the city as in this Act prescribed, shall be a valid charter.

Sec. 10. Effective Date. This Act shall take effect immediately upon its passage and approval or upon its becoming law without such approval.

Approved May 8, 1959

CHAPTER 197

AN ACT

Amending and re-enacting existing laws relating to intoxicating liquors, and providing an effective date.

(S.B. 129)

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

Section 1. Sections 35-4-1 through 35-4-6 inclusive, ACLA 1949, as repealed by