

## CHAPTER 67

## AN ACT

**Relating to second class cities; amending Sec. 16-2-2, ACLA 1949, and Sec. 1, Ch. 42, SLA 1951.**

(H.B. 157)

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

Section 1. Sec. 16-2-2, ACLA 1949 is amended to read:

**Sec. 16-2-2. Proceedings to Incorporate: Petition and Hearing Thereon: Order and Posting of Same.** A petition praying for such municipal incorporation of the second class shall be presented to the Superior Court of the District in which such community is situated, which petition shall be signed by at least fifteen adults, bona fide residents of such community, who shall be the owners of substantial property interests therein. Such petition shall describe the boundaries and state the number of inhabitants of the proposed corporation, and shall also specify the name by which it is to be known, and shall give such other facts as may tend to show good grounds for such incorporation. The Judge of the Superior Court shall thereupon fix the time and place for considering said petition, which time shall not be less than fifteen nor more than sixty days after the date of such order. As soon as such order is signed copies thereof shall be posted in three public places within the limits of the territory proposed to be incorporated. At the time and place fixed for considering the petition the Superior Judge shall hear those who are in favor of as well as

those who are opposed to incorporation, and if he be satisfied that it is for the best interest and welfare of the community to be incorporated as a city of the second class, he shall, by order, so adjudge; and he may, by the order, change or modify the proposed boundaries. He shall also, by said order designate the name and the boundaries of the corporation, and the time and place when and where an election shall be held to determine whether the people of the community desire to be incorporated as a city of the second class; and he shall also, by said order, appoint three qualified voters to act as judges of such election. Copies of such order shall be posted at three public places within the limits of the proposed corporation, at least fifteen days prior to the day of election, and such posting shall be deemed sufficient notice of such election.

Sec. 2. Sec. 1, Ch. 42, SLA 1951 is amended to read:

Sec. 1. All laws and parts of laws of the State of Alaska empowering and regulating first class cities on special assessments, public utilities, airports, public service rates, franchises, acquisition and disposition of property, motor vehicles, and schools, are hereby extended and made applicable to second class cities or towns.

Approved April 12, 1961

## CHAPTER 68

## AN ACT

**Authorizing the Department of Law to represent all state departments, agencies, boards, commissions and public officers of the State of Alaska in court actions in the name of the State of Alaska; and providing for an effective date.**

(H.B. 218)

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

Section 1. Whenever any statute or regulation designates any state depart-

ment, agency, board, commission or public officers as a necessary or proper party to prosecute or defend any action in any court of the state, such statute or regu-