



LAWS OF ALASKA

1973

Source

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Chapter No.

32

AN ACT

Relating to the annexation of military reservations to cities and boroughs; and providing for an effective date.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

* Section 1. AS 29.68 is amended by adding a new section to read:

Sec. 29.68.020. ANNEXATION OF MILITARY RESERVATIONS. Notwithstanding the provisions of sec. 3(d), ch. 52, SLA 1963, a military reservation may be annexed to a city or borough in the same manner as prescribed for any other territory under sec. 10 of this chapter. If a city within an organized borough annexes a military reservation under this section, the territory encompassing the military reservation automatically is annexed to the borough of which the city is a part.

* Sec. 2. AS 29.13.100 is amended by adding a new paragraph to read:

(34) AS 29.33.050, AS 29.41.010(a), AS 14.12.-020(a) (responsibility for education on military reservations)

* Sec. 3. AS 29.33.050 is amended to read:

Sec. 29.33.050. EDUCATION. Each borough constitutes a borough school district and establishes, maintains, and operates a system of public schools on an areawide basis as provided in AS 14.14.060. A military reservation within an organized borough is not part of the borough school district until the military reservation status is terminated and, thereafter, until inclusion in the borough school district is approved by the Department of Education.

* Sec. 4. AS 29.41.010(a) is amended to read:

(a) A third class borough shall exercise the areawide powers of education and tax assessment and collection in the manner provided for second class boroughs. Provisions of law relative to first and second class organized boroughs apply with respect to third class boroughs only to the extent they are consistent with this chapter. A military reservation within an organized borough is not part of the borough school district until the military reservation status is terminated and, thereafter, until inclusion in the borough school district is approved by the Department of Education.

* Sec. 5. AS 14.12.020(a) is amended to read:

(a) Operation of the state-operated school district is under the management and control of the board of the state-operated schools. The board of the state-operated schools manages and controls schools on military reservations located within an organized borough until the military reservation status is terminated and, thereafter, so long as management and control by the state-operated schools is approved by the Department of Education.

* Sec. 6. AS 43.18.010 is amended by adding a new subsection to read:

(k) A city or borough may not receive state shared revenue based on the population residing on that portion of a military reservation annexed to a city or borough after January 1, 1973, except as provided in this subsection. If a military reservation is located within a city or borough, the city or borough is limited in its entitlement to state shared revenue, based on the population residing on the reservation, as follows: 50 per cent of the amount paid per capita for police protection under (a)(1) of this section; 25 per cent of the amount paid per capita for parks and recreation under (a)(5) of this section; and 50 per cent of the amount paid per capita for transportation facilities or services under (a)(6) of this section.

* Sec. 7. Notwithstanding provisions of this Act, all agreements between organized boroughs and the Department of Education for the operation of schools on military reservations that were made before the effective date of this Act remain in force.

* Sec. 8. This Act takes effect on the day after its passage and approval or on the day it becomes law without approval.