NORTH SLOPE BOROUGH
ORDINANCE SERIAL NO. 72-4-14

AN ORDINANCE AMENDING NORTH SLOPE BOROUGH CODE SECTION 1.28.050, CANDIDATE NOMINATION WITHDRAWAL, SECTION 1.28.060, TIME OF GENERAL ELECTIONS, SECTION 1.28.100, NOTICE OF ELECTION; CONTENTS, AND SECTION 1.28.570, SUBMISSION TO VOTERS

WHEREAS, North Slope Borough Municipal Code Section 1.28 sets forth specific procedures for conducting elections in the North Slope Borough (Borough); and

WHEREAS, the current provisions of NSBMC § 1.28.050 requires any candidate nominated may withdraw his nomination not later than 25 calendar days before the election; and

WHEREAS, it is appropriate to amend NSBMC § 1.28.050 to provide for gender neutrality; and

WHEREAS, in order to ensure ballots are prepared by the required deadlines, it is appropriate to require candidates to withdraw their nomination twenty-five (25) business days prior to election; and

WHEREAS, under NSB Charter 6.010 and Alaska Statute 29.26.040, the Borough election held annually on the first Tuesday in October is referred to as a regular election; and

WHEREAS, under the current provisions of NSBMC §§ 1.28.060, 1.28.100, and 1.28.570, the Borough's regular election is referred to as a general election; and

WHEREAS, it is appropriate to amend NSBMC §§ 1.28.060, 1.28.100, and 1.28.570 to refer to the Borough election as a regular election to provide consistency with the Borough charter and Alaska Statutes; and

WHEREAS, neither Title 15 of the Alaska Statutes (Elections) nor Title 29 of the Alaska Statutes (Municipal Government) prohibit such changes being made by the Assembly.

NOW, THEREFORE, BE IT ENACTED:

Section 1. Classification. This ordinance is of a general and permanent nature and shall become part of the Borough Code.

Section 2. Severability. If any provision of this ordinance or any application thereof to any person or circumstances is held invalid, the remainder of this ordinance and the application to other persons or circumstances shall not be affected thereby.

Section 3. Effective Date. This ordinance shall become effective upon adoption.

Section 4. Amendment of Sections. Code Sections 1.28.050, 1.28.060, 1.28.100, and 1.28.570 are amended to read as set forth below with new language indicated by underlining and **bolding**, and deleted language by brackets and strike through [~~brackets~~] and is hereby adopted as part of Title 1 of the Code of Ordinances of the North Slope Borough.

INTRODUCED: August 5, 2014
ADOPTED: September 2, 2014

Michael Aamodt, President
Date: _____

ATTEST:

Jeannie Brower, Borough Clerk
Date: 9-2-14

Charlotte E. Brower, Mayor

§ 1.28.050 CANDIDATE NOMINATION WITHDRAWAL.

Any candidate nominated may withdraw his/**her** nomination not later than 25 [~~calendar~~] **business** days before the election.

§ 1.28.060 TIME OF [~~GENERAL~~] REGULAR ELECTIONS.

Annually, on the first Tuesday of October each year, a [~~general~~] **regular** election shall be held in the Borough for the election of vacant Borough offices, and for the determination of other matters as may regularly be placed on the ballot.

§ 1.28.100 NOTICE OF ELECTION; CONTENTS.

Notices of election prescribed by the provisions of this chapter shall state:

(A) The date of the election;
(B) The time of opening and closing the polling places;
(C) The location of precinct polling places;
(D) The qualifications of voters;
(E) The type of election, [~~general~~] **regular** or special;
(F) The offices to be filled or propositions submitted to the electors.

§ 1.28.570 SUBMISSION TO VOTERS.

The subject of the petition shall be submitted to the voters at an election no later than ninety (90) calendar days after submission of the petition to the Borough Clerk. If a [~~general~~] **regular** election falls within this window it will be held at a [~~general~~] **regular** election. If no election is scheduled within this window, a special election must be held. However, the assembly may submit a referendum to the voters at a later regular or special election if the assembly suspends the ordinance until the election.