

1	By:	Andrew M. Gray
2		Matt Cooper
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4	Introduced:	05/23/2019
5	Advanced:	05/23/2019
6	Amended:	06/13/2019
7	Adopted:	06/13/2019
8	Immediate	
9	Reconsideration Failed:	06/13/2019
10	Adopted:	06/13/2019

11  
12 FAIRBANKS NORTH STAR BOROUGH

13  
14 ORDINANCE NO. 2019 - 26

15  
16 AN ORDINANCE AMENDING CHAPTER 1.16 FNSBC TO ALLOW CERTAIN OFFICIALS TO  
17 REQUEST REMOVAL OF IDENTIFYING INFORMATION FROM THE ONLINE PROPERTY  
18 DATABASE AND ONLINE MAP VIEWERS

19  
20 WHEREAS, The Fairbanks North Star Borough (Borough) is committed to  
21 preserving citizen’s access to public information and in making such information readily  
22 available to those requesting it; and

23  
24 WHEREAS, Judges, prosecutors, law enforcement officers, emergency  
25 medical and rescue personnel, and corrections, probation, and parole officers and their  
26 families often face very real threats of harm or death, both on and off-duty, in the  
27 routine order of maintaining safety of the community and upholding the laws of the  
28 State of Alaska. Maintaining open, public access of residential and home addresses  
29 through the Borough’s public-facing property database through the Internet for these  
30 public servants puts their personal safety, and that of their families, at risk; and

31  
32 WHEREAS, Providing public access to this information through a public  
33 records request preserves access to public information and meets the requirements of  
34 AS 29.45.103 by requiring an interested individual to request this information in-person  
35 at the Borough. This provides for a record of the request and may allow for a cool-  
36 down period for incidents that occur outside the operating hours of the Borough  
37 administrative offices, potentially saving the lives of these public servants and their  
38 families by reducing the opportunity for immediate reaction in response to events or  
39 actions taken by these officials.

40  
41 NOW, THEREFORE, BE IT ORDAINED by the Assembly of the Fairbanks  
42 North Star Borough:

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT

Text to be *added* is underlined

Text to be *deleted* is [BRACKETED, CAPITALIZED]

43 Section 1. This ordinance is of a general and permanent nature and  
44 shall be codified.

45  
46 Section 2. FNSBC 1.16.040, Redacting information in the online property  
47 database and map viewers, is hereby added as follows:

48 **1.16.040 Redacting information in the online property database and map**  
49 **viewers**

50 A. In this section the following definitions apply:

51 1. “Correctional officer” means a person employed in a correctional facility  
52 whose primary duty is to provide custody, care, security, control, and discipline of  
53 persons charged or convicted of offenses or held under authority of law.

54 2. “Eligible officials” means current or retired judges, prosecutors, law  
55 enforcement officers, emergency medical and rescue personnel, and corrections,  
56 probation, and parole officers.

57 3. “Emergency medical and rescue personnel” means a trauma technician,  
58 emergency medical technician, rescuer, or mobile intensive care paramedic employed  
59 by a first responder service, a rescue service, an ambulance service, or a fire  
60 department that provides emergency medical or rescue services as part of its duties.

61 4. “Immediate family” means spouse or a regular member of the eligible  
62 official’s household.

63 5. “Judge” means a justice of the supreme court, a judge of the court of  
64 appeals, a judge of the superior court, or a judge or magistrate of the district court,  
65 including a justice or judge who is serving in a full-time, part-time, permanent, or  
66 temporary position, for a state or federal court system.

67 6. “Law enforcement officer” means:

68 a. an employee of a federal, state or municipal police department with  
69 the authority to arrest and issue citations; detain a person taken into custody until that  
70 person can be arraigned before a judge or magistrate; conduct investigations of  
71 violations of and enforce criminal laws, regulations, and traffic laws; search with or  
72 without a warrant persons, dwellings, and other forms of property for evidence of a  
73 crime; and take other action consistent with exercise of these enumerated powers when  
74 necessary to maintain the public peace;

75 b. an officer or employee of the Department of Transportation and  
76 Public Facilities who is stationed at an international airport and has been designated to  
77 have the general police powers authorized under AS 02.15.230(a);

78 c. a University of Alaska public safety officer with general police  
79 powers authorized under AS 14.40.043.

80 7. “Parole officer” means a person employed by a correctional facility to  
81 perform the duties of supervising the parole of prisoners under AS 33.16.

82 8. “Probation officer” means a person employed by a correctional facility to  
83 perform the duties of a probation officer under AS 33.06.

84 9. “Prosecutor” means an attorney who prosecutes criminal matters on  
85 behalf of a municipality, the State of Alaska, or the federal government.

AMENDMENTS ARE SHOWN IN LEGISLATIVE FORMAT

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Text to be *deleted* is [BRACKETED, CAPITALIZED]

86 B. Eligible officials may request to have identifying information, including name and  
87 address, redacted in the Borough's online real property database and online map  
88 viewers for properties owned or titled in their name and/or properties owned or titled in  
89 the name of their immediate family members and upon which the eligible official  
90 resides. A request must be submitted on a form approved by the borough and  
91 submitted to the Assessor's Office with proof of employment or retirement status,  
92 property ownership, and family relationship, if applicable.

93  
94 Section 3. Effective Date. This ordinance is effective at 5:00 p.m. on  
95 August 15, 2019.

96  
97 PASSED AND APPROVED THIS 13<sup>TH</sup> DAY OF JUNE, 2019.  
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105   
106 Matt Cooper  
107 Presiding Officer

108 ATTEST:

109   
110 April Trickey, CMC  
111 Borough Clerk  
112

113  
114 Yeses: Gray, Tacke, Williams, Lyke, Major, Cooper, Quist  
115 Noes: Lojewski  
116 Other: Sanford (Excused)