

SENATE BILL NO. 9

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY SENATOR MACKIE

Introduced: 1/13/97

Referred: CRA, State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to municipal capital project matching grants for a municipality**
2 **organized under federal law as an Indian reserve; and providing for an effective**
3 **date."**

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

5 *** Section 1.** AS 37.06 is amended by adding a new section to read:

6 **Sec. 37.06.040. Municipalities organized under federal law.** An entity
7 organized under federal law as an Indian reserve that existed before enactment of
8 43 U.S.C. 1618(a) and is continued in existence under that subsection is a municipality
9 for purposes of AS 37.06.010 - 37.06.090 and may not receive a grant under
10 AS 37.06.020. In addition to other eligibility requirements applicable to municipalities,
11 to qualify to receive a grant under AS 37.06.010, a municipality organized under
12 federal law as an Indian reserve shall form a community development corporation with
13 authority to determine how the grant money will be used. The corporation's charter
14 must require that the governing board of the corporation shall be elected at an annual

1 election open to all residents of the municipality who are registered and qualified to
2 vote in state elections. The Department of Administration may distribute money for
3 the municipality only to a corporation organized in accordance with this section and
4 only after the corporation has delivered a written waiver of sovereign immunity from
5 legal action by the state to recover all or a portion of the money distributed under
6 AS 37.06.010.

7 * **Sec. 2.** TRANSITION. Money in an individual grant account established under
8 AS 37.06.020 before the effective date of this Act for a municipality organized under federal
9 law as an Indian reserve that existed before enactment of 43 U.S.C. 1618(a) and is continued
10 in existence under that subsection shall be transferred by the Department of Community and
11 Regional Affairs to the Department of Administration and allocated to the individual grant
12 account established for that municipality under AS 37.06.010.

13 * **Sec. 3.** This Act takes effect July 1, 1997.