



# LAWS OF ALASKA

1972

Source

Chapter No.

HCS CSSB 298 (Finance) am H

155

## AN ACT

Providing state matching funds for the construction of sports facilities; and providing for an effective date.

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

\* Section 1. PURPOSE. The purpose of this Act is to enable municipalities to provide facilities for professional, semi-professional, amateur, collegiate and scholastic sports. Spectator interest has demonstrated the need for these facilities, and experience indicates that state assistance is required to provide them.

\* Sec. 2. AS 43.18 is amended by adding new sections to read:

#### ARTICLE 4. SPORTS FACILITIES GRANTS.

Sec. 43.18.400. GRANT OF FUNDS FOR SPORTS FACILITIES. Subject to direct appropriation or through the proceeds of a bonding issue, the state shall make matching grants to municipalities of an amount equal to \$50 per capita, based on the population of the municipality, to pay not more than one-half of the cost of construction of a facility to be used principally for sports.

Sec. 43.18.410. APPLICATION AND DISBURSEMENT. Application for a grant under secs. 400 - 460 of this chapter shall be made before June 30, 1974. Funds shall be disbursed upon demonstration that a proposed facility is of the type contemplated by secs. 400 - 460 of this chapter and that the applicant will pay its share of the cost of construction.

Sec. 43.18.420. MAINTENANCE AND EMPLOYMENT OF FACILITY. A municipality shall maintain a facility and employ it, or cause it to be employed, for the uses intended by secs. 400 - 460 of this chapter by direct

operation, by operation through a contract manager, or by lease.

Sec. 43.18.430. POWER OF MUNICIPALITY. A municipality may own, maintain and employ a facility constructed under secs. 400 - 460 of this chapter. The exercise of this power on an areawide basis is at the option of the borough and is not subject to the restrictions on acquiring additional areawide powers in AS 07.15.350.

Sec. 43.18.440. LIMITATION. No more than one grant under secs. 400 - 460 of this chapter may be made within an organized borough. If an organized borough refuses or fails to undertake a project within one year of the effective date of secs. 400 - 460 of this chapter, a first class city within that organized borough may undertake a sports facility project.

Sec. 43.18.450. ADMINISTRATION. The commissioner shall administer the grant program and in so doing liberally interpret secs. 400 - 460 of this chapter.

Sec. 43.18.460. DEFINITIONS. In secs. 400 - 460 of this chapter

(1) "commissioner" means the commissioner of commerce;

(2) "cost of construction" means the cost of borrowing, site acquisition, design, site preparation, construction, equipment acquisition and equipment installation, but does not include the cost of promotion, travel, or feasibility studies;

(3) "facility" means a covered stadium or arena or any combination of them, or any other similar structure or structures, including related improvements such as parking areas, locker rooms, concession stands, restaurants, offices, press boxes, rest rooms, and storage areas, and including fixed or portable equipment, used in the operation of the facility;

(4) "municipality" means an organized borough of any class or a first class city outside an organized borough;

(5) "population" means the population of a municipality established by the final official 1970 U.S. Census or other reliable population data;

(6) "used principally for sports" means that the major use of a facility shall be for sporting events such as baseball games, rodeos, football games, soccer games, track and field meets, ice hockey matches, basketball games, and boxing and wrestling matches, viewed by spectators in substantial numbers, and that the use of a facility may be for organized participant sports and nonsports activities for which similar facilities are commonly used.

\* Sec. 3. This Act takes effect July 1, 1972.