

HOUSE BILL NO. 329

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - SECOND SESSION

BY THE HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 1/16/98

Referred: State Affairs, Judiciary, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act amending the definition of correctional facility to include a therapeutic
2 treatment center; providing for the conveyance of the Harborview Developmental
3 Center and appurtenant land to the City of Valdez for the purpose of conversion
4 and lease of a part of the center for a therapeutic treatment center for the
5 Department of Corrections; providing that such a land conveyance counts toward
6 the general grant land entitlement of the City of Valdez; and providing for an
7 effective date."

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

9 * **Section 1.** AS 33.30.901(4) is amended to read:

10 (4) "correctional facility" or "facility" means a prison, jail, camp, farm,
11 half-way house, group home, **therapeutic treatment center**, or other placement
12 designated by the commissioner for the custody, care, and discipline of prisoners; a
13 "state correctional facility" means a correctional facility owned or run by the state;

1 * **Sec. 2.** CONVEYANCE OF STATE FACILITY. (a) The Harborview Developmental
2 Center is declared to be surplus to the needs of the state. The commissioner of the
3 Department of Natural Resources shall convey title to the Harborview Developmental Center
4 to the City of Valdez in the form of a quitclaim deed. The conveyance includes
5 approximately 13 acres of land appurtenant to the facility, fixtures, and any personal property
6 contained in the facility.

7 (b) The conveyance required in (a) of this section is subject to the following
8 conditions:

9 (1) the City of Valdez agrees to improve the Harborview Developmental
10 Center, using money derived from the following sources, so that part of the center may be
11 used for a therapeutic treatment center by the Department of Corrections:

12 (A) appropriations available for this purpose;

13 (B) municipal sources;

14 (C) rent;

15 (2) the City of Valdez agrees to lease the therapeutic treatment center to the
16 state for a term of years and at a rate determined by negotiation with the commissioner of the
17 Department of Corrections;

18 (3) the City of Valdez agrees to survey the land described in an interim facility
19 use agreement between the Department of Natural Resources and the city;

20 (4) any title conveyed to the City of Valdez under this Act is subject to
21 mineral reservation under AS 38.05.125 and any valid existing rights; and

22 (5) the land conveyed under this Act counts toward satisfying any outstanding
23 entitlement of the City of Valdez for conveyance of general grant land under AS 29.65.

24 * **Sec. 3.** This Act takes effect immediately under AS 01.10.070(c).