

**CS FOR SENATE BILL NO. 139(CRA)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE SENATE COMMUNITY AND REGIONAL AFFAIRS COMMITTEE

Offered: 4/9/97  
Referred: Finance

Sponsor(s): SENATOR TORGERSON

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to state aid for volunteer services; and providing for an  
2 effective date."

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

4 \* **Section 1.** AS 29.20.640(b) is amended to read:

5 (b) Compliance with the provisions of this section is a prerequisite to receipt  
6 of municipal tax resource equalization assistance under AS 29.60.010 - 29.60.080 and  
7 state aid for miscellaneous municipal services under AS 29.60.100 - 29.60.120 and  
8 29.60.140 - 29.60.180 [AS 29.60.100 - 29.60.180]. If a municipality does not comply  
9 with this section, the department shall withhold the allocations until the required  
10 reports are filed.

11 \* **Sec. 2.** AS 29.45.020 is amended to read:

12 **Sec. 29.45.020. Taxpayer notice.** (a) If a municipality levies and collects  
13 property taxes, the governing body shall provide the following notice:

14 "NOTICE TO TAXPAYER

1 For the current fiscal year the (city)(borough) has been allocated the following amount  
 2 of state aid for school and municipal purposes under the applicable financial assistance  
 3 Acts:

4	PUBLIC SCHOOL FOUNDATION PROGRAM	
5	ASSISTANCE (AS 14.17)	\$
6	STATE AID FOR RETIREMENT OF SCHOOL	
7	CONSTRUCTION DEBT (AS 14.11.100)	\$
8	MUNICIPAL TAX RESOURCE EQUALIZATION	
9	ASSISTANCE (AS 29.60.010 - 29.60.080)	\$
10	STATE AID FOR MISCELLANEOUS MUNICIPAL	
11	SERVICES ( <u>AS 29.60.100 - 29.60.120 and AS 29.60.140 -</u>	
12	<u>29.60.180</u> [AS 29.60.100 - 29.60.180])	\$
13	TOTAL AID	\$

14 The millage equivalent of this state aid, based on the dollar value of a mill in the  
 15 municipality during the current assessment year and for the preceding assessment year,  
 16 is:

		MILLAGE EQUIVALENT	
		PREVIOUS YEAR	THIS YEAR
17			
18			
19	PUBLIC SCHOOL FOUNDATION		
20	PROGRAM ASSISTANCE	....MILLS	....MILLS
21	STATE AID FOR RETIREMENT OF		
22	SCHOOL CONSTRUCTION DEBT	....MILLS	....MILLS
23	MUNICIPAL TAX RESOURCE		
24	EQUALIZATION ASSISTANCE	....MILLS	....MILLS
25	STATE AID FOR MISCELLANEOUS		
26	MUNICIPAL SERVICES	....MILLS	....MILLS
27	TOTAL MILLAGE EQUIVALENT	....MILLS	....MILLS"

- 28 Notice shall be provided
- 29 (1) by furnishing a copy of the notice with tax statements mailed for  
 30 the fiscal year for which aid is received; or
- 31 (2) by publishing in a newspaper of general circulation in the

1 municipality a copy of the notice once each week for a period of three successive  
 2 weeks, with publication to occur not later than 45 days after the final adoption of the  
 3 municipality's budget.

4 (b) Compliance with the provisions of this section is a prerequisite to receipt  
 5 of municipal tax resource equalization assistance under AS 29.60.010 - 29.60.080 and  
 6 state aid for miscellaneous municipal services under AS 29.60.100 - 29.60.120 and  
 7 29.60.140 - 29.60.180 [AS 29.60.100 - 29.60.180]. The department shall withhold  
 8 annual allocations under those sections until municipal officials demonstrate that the  
 9 requirements of this section have been met.

10 \* **Sec. 3.** AS 29.45.660(b) is amended to read:

11 (b) Compliance with the provisions of this section is a prerequisite to receipt  
 12 of municipal tax resource equalization assistance under AS 29.60.010 - 29.60.080 and  
 13 state aid for miscellaneous municipal services under AS 29.60.100 - 29.60.120 and  
 14 29.60.140 - 29.60.180 [AS 29.60.100 - 29.60.180]. The department shall withhold  
 15 annual allocations under those sections until municipal officials demonstrate that the  
 16 requirements of this section have been met.

17 \* **Sec. 4.** AS 29.60.130 is amended to read:

18 **Sec. 29.60.130. State aid for [TO] volunteer services [FIRE**  
 19 **DEPARTMENTS NOT IN ORGANIZED MUNICIPALITY].** (a) The department  
 20 shall pay to a volunteer fire department registered with the state fire marshal and  
 21 serving an area with a population of less than 2,500 [NOT IN AN ORGANIZED  
 22 MUNICIPALITY] a sum for protection purposes equal to \$10 per capita for the  
 23 population served by the fire department, as determined by the state fire marshal.

24 (b) A grant shall be made [UNDER (a) OF THIS SECTION] to facilitate the  
 25 organization of a volunteer fire department in an area with a population of less than  
 26 2,500 [NOT IN AN ORGANIZED MUNICIPALITY,] upon application of the  
 27 proposed fire protection group to the state fire marshal and upon approval of  
 28 applications according to standards of organization and service prescribed by  
 29 regulations adopted by the state fire marshal.

30 \* **Sec. 5.** AS 29.60.130 is amended by adding new subsections to read:

31 (c) The department shall pay to an organization that provides volunteer

1 emergency medical services a sum equal to \$10 per capita for the population served  
2 by the organization to be used for the services if the organization

3 (1) is certified by the state to provide emergency medical services;

4 (2) provides ambulance services; and

5 (3) serves an area with a population of less than 2,500.

6 (d) Payments to a recipient under this section shall reflect area cost-of-living  
7 differentials calculated in accordance with AS 29.60.160.

8 (e) The volunteer services account is established. Money to carry out the  
9 provisions of this section shall be allocated by the department to the account in  
10 accordance with AS 29.60.280. If amounts in the account are insufficient to pay each  
11 recipient's share authorized under this section, the amounts that are available shall be  
12 distributed pro rata among recipients.

13 \* **Sec. 6.** AS 29.60.170 is amended to read:

14 **Sec. 29.60.170. Miscellaneous services account.** The miscellaneous services  
15 account is established. Money to carry out the provisions of **AS 29.60.100 - 29.60.120**  
16 **and 29.60.140 - 29.60.180** [AS 29.60.100 - 29.60.180] shall be allocated by the  
17 department to the account in accordance with AS 29.60.280. If amounts in the account  
18 are insufficient to pay each municipality's or other recipient's share authorized under  
19 **AS 29.60.100 - 29.60.120 and 29.60.140 - 29.60.180** [AS 29.60.100 - 29.60.180], the  
20 amounts that are available shall be distributed pro rata among eligible municipalities  
21 and other recipients.

22 \* **Sec. 7.** AS 29.60.280(a) is amended to read:

23 (a) Each year, the department shall allocate money appropriated to the  
24 accounts established in AS 29.60.060, **29.60.130(e)**, 29.60.170, and former  
25 AS 29.90.020 in the amounts determined by the legislature.

26 \* **Sec. 8.** AS 29.60.280(b) is amended to read:

27 (b) Money in the miscellaneous services account established in AS 29.60.170  
28 that exceeds the amount required to fully fund distributions authorized by  
29 **AS 29.60.100 - 29.60.120 and 29.60.140 - 29.60.180** [AS 29.60.100 - 29.60.180] shall  
30 be reallocated to the tax equalization account established in AS 29.60.060 and  
31 distributed according to the provisions of AS 29.60.010 - 29.60.080. **Money in the**

1 volunteer services account established in AS 29.60.130(e) that exceeds the amount  
 2 required to fully fund distributions authorized by AS 29.60.130 shall be  
 3 reallocated to the tax equalization account established in AS 29.60.060 and  
 4 distributed according to the provisions of AS 29.60.010 - 29.60.080.

5 \* **Sec. 9.** AS 29.60.290(a) is amended to read:

6 (a) A municipality qualifying for an entitlement under AS 29.60.010 -  
 7 29.60.080, 29.60.100 - 29.60.120, or 29.60.140 - 29.60.180 [29.60.100 - 29.60.180]  
 8 shall receive a minimum payment plus an area cost-of-living differential for each fiscal  
 9 year if

10 (1) the municipality has conducted a regular election during the state  
 11 fiscal year preceding the year in which the department's determination of the  
 12 municipality's millage rate equivalent is made under AS 29.60.030 and has reported  
 13 the results of the election to the commissioner;

14 (2) regular meetings of the governing body are held in the municipality  
 15 during the state fiscal year preceding the year in which the department's determination  
 16 of the municipality's millage rate equivalent is made under AS 29.60.030 and a record  
 17 of the proceedings is maintained;

18 (3) a municipal budget has been adopted for the fiscal year during  
 19 which payment of an entitlement is authorized by AS 29.60.010 - 29.60.080,  
 20 29.60.100 - 29.60.120, or 29.60.140 - 29.60.180, [29.60.100 - 29.60.180] and an audit  
 21 or financial statement for the fiscal year preceding the year in which the department's  
 22 determination of the municipality's millage rate equivalent is made under  
 23 AS 29.60.030 has been prepared and furnished to the department in accordance with  
 24 AS 29.20.640(a); and

25 (4) local ordinances adopted by the municipality have been codified in  
 26 accordance with AS 29.25.050.

27 \* **Sec. 10.** AS 29.60.290(c) is amended to read:

28 (c) The department shall pay to each municipality eligible to receive a  
 29 minimum payment under this section an amount equal to the difference between the  
 30 minimum payment determined under (a) and (b) of this section and the sum of the  
 31 amounts payable for the same fiscal year under AS 29.60.010 - 29.60.080, 29.60.100 -

1            29.60.120, and 29.60.140 - 29.60.180 [29.60.100 - 29.60.180].

2            \* **Sec. 11.** This Act takes effect July 1, 1997.