

SENATE BILL NO. 226

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

BY SENATORS DONLEY, Cowdery, Phillips

Introduced: 5/7/01

Referred: Transportation, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to the statewide transportation improvement program; and providing**
2 **for an effective date."**

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

4 * **Section 1.** AS 19.20 is amended by adding a new section to read:

5 **Sec. 19.20.100. Municipal participation in transportation projects.** The
6 department may enter into agreements with municipalities for joint funding of
7 transportation projects eligible for inclusion in the statewide transportation
8 improvement program under AS 44.42.090. A municipality must agree to fund at
9 least 50 percent of the eligible cost of a transportation project that is included in the
10 municipal participation projects subcategory of the community transportation program
11 category of the statewide transportation improvement program.

12 * **Sec. 2.** AS 44.42 is amended by adding a new section to read:

13 **Sec. 44.42.090. Statewide transportation improvement program.** (a) The
14 department shall prepare a statewide transportation improvement program that

1 includes the following transportation categories: national highway system, trails and
 2 recreational access to Alaska projects, and community transportation program. The
 3 program shall be prepared and revised as frequently as necessary for state participation
 4 in federal highway, transit, and transportation programs or, in the absence of a federal
 5 requirement, at least every five years. The program must include a priority list of
 6 transportation projects in each transportation category to be carried out in each year of
 7 the program. The department shall adopt by regulation criteria to evaluate and rank
 8 proposed transportation projects in each category in accordance with the process and
 9 standards established by this section.

10 (b) The community transportation program category consists of those projects
 11 within one of the following subcategories: rural and urban streets and roads, remote
 12 roads and trails, transit projects, Alaska marine highway system, substandard
 13 secondary roads, public health access roads, and municipal participation projects. The
 14 department may not include a project in the community transportation program
 15 category if the project may be included under the national highway system category or
 16 the trails and recreational access to Alaska projects category.

17 (c) For purposes of preparing the statewide transportation improvement
 18 program, the department shall allocate at least 60 percent of the funding anticipated to
 19 be received each year for the community transportation program category to eligible
 20 transportation projects in the rural and urban streets and roads subcategory. The rural
 21 and urban streets and roads subcategory includes projects on streets and roads on the
 22 contiguous road system in the state or connected to the Alaska marine highway system
 23 or on other streets and roads identified by the department. Of the funding that is
 24 allocated to projects in the rural and urban streets and roads subcategory, the
 25 department shall allocate at least the following proportion of the funding to projects
 26 within each borough or unified municipality with a population of 50,000 or more:

$$27 \quad P = (\text{POP}_m / \text{POP}_s) \times .75$$

28 Where

29 (1) P is the minimum proportion of funds allocated to transportation
 30 projects in the rural and urban streets and roads subcategory that shall be allocated to
 31 projects within the borough or unified municipality;

1 (2) POPm is the population of the borough or unified municipality;

2 (3) POPs is the population of the state.

3 (d) For purposes of preparing the statewide transportation improvement
4 program, the department shall allocate at least five percent of the funding anticipated
5 to be received each year for the community transportation program category to eligible
6 transportation projects in the substandard secondary roads subcategory. A substandard
7 secondary road is a dirt or gravel road or a road that has received a cold asphaltic
8 application and that

9 (1) is used by automotive equipment;

10 (2) is dedicated to public use;

11 (3) is under the control of the department;

12 (4) is not part of the national highway system or the trails and
13 recreational access to Alaska projects program; and

14 (5) does not meet standards established by the department for
15 secondary roads.

16 (e) For purposes of preparing the statewide transportation improvement
17 program, the department may allocate not more than five percent of the funding
18 anticipated to be received each year for the community transportation program
19 category to eligible transportation projects in the public health access roads
20 subcategory. Public health access roads are roads that provide access to a municipal
21 or public landfill, solid waste facility, sewage treatment plant, water source, water
22 treatment facility, or similar facility.

23 (f) For purposes of preparing the statewide transportation improvement
24 program, the department shall allocate at least 10 percent of the funding anticipated to
25 be received each year for the community transportation program category to eligible
26 transportation projects in the municipal participation projects subcategory. A
27 municipal participation project is a transportation project eligible for inclusion in the
28 community transportation program category for which a municipality has entered into
29 an agreement with the department under AS 19.20.100 to at least match the funding
30 that is provided for the project from federal and state sources.

31 (g) For purposes of preparing the statewide transportation improvement

1 program, the department shall allocate at least the following proportion of the funding
 2 anticipated to be received for the trails and recreational access to Alaska projects
 3 category to eligible transportation projects within each borough or unified
 4 municipality with a population of 50,000 or more:

$$5 \quad P = (\text{POPm} / \text{POPs}) \times .75$$

6 Where

7 (1) P is the minimum proportion of funds allocated to transportation
 8 projects in the trails and recreational access to Alaska projects category that shall be
 9 allocated to projects within the borough or unified municipality;

10 (2) POPm is the population of the borough or unified municipality;

11 (3) POPs is the population of the state.

12 (h) For purposes of (c) and (g) of this section, the population of a borough
 13 includes the population of cities within the borough, and transportation projects in a
 14 city within a borough are projects within the borough. The department shall determine
 15 the population of the state and of a borough or unified municipality in accordance with
 16 procedures established by the department.

17 (i) The expenditure of funds for a transportation project proposed by the
 18 department in the statewide transportation improvement program under this section is
 19 subject to the prior approval of the project by the legislature through the appropriation
 20 of the necessary funds. An appropriation for a transportation project proposed by the
 21 department in the statewide transportation improvement program lapses into the
 22 sources from which the appropriation is made on the fifth anniversary of the effective
 23 date of the appropriation unless extended by law.

24 * **Sec. 3.** This Act takes effect July 1, 2001.