

HOUSE CONCURRENT RESOLUTION NO. 28

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

BY REPRESENTATIVE SEATON

Introduced: 1/27/06

Referred: Community and Regional Affairs, Resources

A RESOLUTION

1 **Expressing the intent of the legislature that rules in place at the time a project is funded**
2 **under the Village Safe Water Act not be changed unless the change is approved by the**
3 **beneficiary of the funded project.**

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

5 **WHEREAS** the Village Safe Water Act is administered by the Department of
6 Environmental Conservation under AS 46.07; and

7 **WHEREAS** the commissioner of environmental conservation is authorized to provide
8 for the construction of facilities through grants to public agencies, private nonprofit
9 organizations, and other applicants, and the governor submits grants approved by the
10 Department of Environmental Conservation to the legislature for appropriations to fund the
11 grants; and

12 **WHEREAS** the Department of Environmental Conservation has undergone an
13 internal restructuring and has revised the requirements for grant eligibility, the management of
14 grant funds, and accounting procedures; and

15 **WHEREAS** the approval of a grant by the governor and the appropriation of funds for

1 a grant by the legislature represent the approval of the project by the state; and

2 **WHEREAS** several communities, including the village of Lowell Point, have
3 experienced significant delays because of a change in procedures relating to the release of
4 grant funds; and

5 **WHEREAS** funding delays result in missed construction seasons, increased costs
6 because of inflation, and the inadequacy of the approved amount of the grant to complete a
7 project; and

8 **WHEREAS** stability in project eligibility requirements, planning, construction,
9 funding expectation, and accounting is beneficial to an applicant and in the best interests of
10 the state;

11 **BE IT RESOLVED** that it is the intent of the Alaska State Legislature that the
12 Department of Environmental Conservation not change the administrative rules after a project
13 is funded unless the beneficiary of the grant agrees to the administrative change.