

AMENDMENT # 20

OFFERED IN THE SENATE

BY SENATOR MYERS

TO: SCS CSHB 57(FIN)

1 Page 1, line 2, following "**funding**";:

2 Insert "**relating to funding for school construction and major maintenance;**
3 **relating to school bond debt reimbursement;**"

4

5 Page 4, following line 11:

6 Insert new bill sections to read:

7 **** Sec. 5.** AS 14.11.011(b) is amended to read:

8 (b) For a municipality that is a school district or a regional educational
9 attendance area to be eligible for a grant under this chapter, the district shall submit

10 (1) a six-year capital improvement plan that includes a description of
11 the district's fixed asset inventory system and preventive maintenance program **not**
12 [NO] later than **July** [SEPTEMBER] 1 of the fiscal year before the fiscal year for
13 which the request is made; the six-year plan must contain for each proposed project a
14 detailed scope of work, a project budget, and documentation of conditions justifying
15 the project;

16 (2) evidence that the district has secured and will maintain adequate
17 property loss insurance for the replacement cost of all facilities for which state funds
18 are available under AS 14.11.005 or 14.11.007 or has a program of insurance
19 acceptable to the department;

20 (3) evidence acceptable to the department that the proposed project
21 should be a capital improvement project and not part of a preventive maintenance
22 program or regular custodial care program; and

23 (4) evidence acceptable to the department that the district

1 (A) has a preventive maintenance plan that

2 (i) includes a computerized maintenance management
3 program, cardex system, or other formal systematic means of tracking
4 the timing and costs associated with planned and completed
5 maintenance activities, including scheduled preventive maintenance;

6 (ii) addresses energy management for buildings owned
7 or operated by the district;

8 (iii) includes a regular custodial care program for
9 buildings owned or operated by the district;

10 (iv) includes preventive maintenance training for
11 facility managers and maintenance employees;

12 (v) includes renewal and replacement schedules for
13 electrical, mechanical, structural, and other components of facilities
14 owned or operated by the district; and

15 (B) is adequately adhering to the preventive maintenance plan.

16 * **Sec. 6.** AS 14.11.014(d) is amended to read:

17 (d) Notwithstanding any other provision of law, the committee may not
18 recommend for approval an application for bond debt reimbursement made by a
19 municipality

20 **(1) for more than one school construction project listed on the**
21 **department's ranking of school construction project priorities under**
22 **AS 14.11.013(b); and**

23 **(2) for more than the top two major maintenance projects for each**
24 **district listed on the department's ranking of major maintenance project**
25 **priorities under AS 14.11.013(b), except that the committee may recommend for**
26 **approval an application for bond debt reimbursement made by a municipality**
27 **for all the major maintenance projects of the municipality that are ranked within**
28 **the top 20 projects, exclusive of projects funded by grants, on the department's**
29 **list of major maintenance project priorities** [OR MAJOR MAINTENANCE FOR
30 INDEBTEDNESS AUTHORIZED BY THE QUALIFIED VOTERS OF THE
31 MUNICIPALITY ON OR AFTER JANUARY 1, 2015, BUT BEFORE JULY 1,

1 2025].

2 * **Sec. 7.** AS 14.11.100(h) is amended to read:

3 (h) An allocation under (a)(4), (5), (6), (7), (8), (9), [OR] (10), (11), (12), (13),
 4 (14), (15), (16), (17), or (18) of this section for school construction begun after July 1,
 5 1982, shall be reduced by the amount of money used for the construction of residential
 6 space, hockey rinks, planetariums, saunas, and other facilities for single purpose
 7 sporting or recreational uses that are not suitable for other activities and by the money
 8 used for construction that exceeds the amount needed for construction of a facility of
 9 efficient design as determined by the department. An allocation under (a)(4), (5), (6),
 10 (7), (8), (9), [OR] (10), (11), (12), (13), (14), (15), (16), (17), or (18) of this section
 11 may not be reduced by the amount of money used for construction of a small
 12 swimming pool, tank, or water storage facility used for water sports. However, an
 13 allocation shall be reduced by the difference between the amount of money used to
 14 construct a swimming pool that exceeds the standards adopted by the department and
 15 the amount of money that would have been used to construct a small swimming pool,
 16 tank, or water storage facility, as determined by the commissioner.

17 * **Sec. 8.** AS 14.11.100(i) is amended to read:

18 (i) For the purposes of (a)(4) - (18) [(a)(4) - (10)] of this section,
 19 (1) an indebtedness for bonds is incurred after the bonds are sold;
 20 (2) reimbursement for a cash payment may only be made after the
 21 payment is made to a vendor; and
 22 (3) payments may not be made for costs that are incurred under a
 23 contract after the contract has been released.

24 * **Sec. 9.** AS 14.11.100(s) is amended to read:

25 (s) Notwithstanding any other provision of law, the commissioner may not
 26 approve an application for bond debt reimbursement made by a municipality

27 (1) for more than one school construction project listed on the
 28 department's ranking of school construction project priorities under
 29 AS 14.11.013(b); and

30 (2) for more than the top two major maintenance projects for each
 31 district listed on the department's ranking of major maintenance project

1 priorities under AS 14.11.013(b), except that the commissioner may approve an
 2 application for bond debt reimbursement made by a municipality for all the
 3 major maintenance projects of the municipality that are ranked within the top 20
 4 projects, exclusive of projects funded by grants, on the department's list of major
 5 maintenance project priorities [OR MAJOR MAINTENANCE FOR
 6 INDEBTEDNESS AUTHORIZED BY THE QUALIFIED VOTERS OF THE
 7 MUNICIPALITY ON OR AFTER JANUARY 1, 2015, BUT BEFORE JULY 1,
 8 2025].

9 * **Sec. 10.** AS 14.11.102(c) is amended to read:

10 (c) The commissioner may not allocate funds to a municipality under
 11 AS 14.11.100 for the retirement of the principal of and interest on outstanding tax-
 12 exempt bonds, notes, or other indebtedness

13 (1) for more than one school construction project listed on the
 14 department's ranking of school construction project priorities under
 15 AS 14.11.013(b); and

16 (2) for more than the top two major maintenance projects for each
 17 district listed on the department's ranking of major maintenance project
 18 priorities under AS 14.11.013(b), except that the commissioner may allocate
 19 funds to a municipality for the retirement of the principal of and interest on
 20 outstanding tax-exempt bonds, notes, or other indebtedness for all the major
 21 maintenance projects of the municipality that are ranked within the top 20
 22 projects, exclusive of projects funded by grants, on the department's list of major
 23 maintenance project priorities [AUTHORIZED BY THE QUALIFIED VOTERS
 24 OF THE MUNICIPALITY ON OR AFTER JANUARY 1, 2015, BUT BEFORE
 25 JULY 1, 2025]."

26
 27 Renumber the following bill sections accordingly.

28
 29 Page 5, following line 26:

30 Insert new bill sections to read:

31 **** Sec. 14.** AS 14.11.100(a)(19) is repealed.

1 * **Sec. 15.** Section 6, ch. 3, SLA 2015, as amended by sec. 5, ch. 6, SLA 2020, is repealed."

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3 Renumber the following bill sections accordingly.

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5 Page 7, line 8, following "APPLICABILITY.":

6 Insert "(a)"

7

8 Page 7, following line 9:

9 Insert a new subsection to read:

10 "(b) AS 14.11.011(b), as amended by sec. 5 of this Act, AS 14.11.014(d), as amended
11 by sec. 6 of this Act, AS 14.11.100(h), as amended by sec. 7 of this Act, AS 14.11.100(i), as
12 amended by sec. 8 of this Act, AS 14.11.100(s), as amended by sec. 9 of this Act,
13 AS 14.11.102(c), as amended by sec. 10 of this Act, and the repeal of AS 14.11.100(a)(19) by
14 sec. 14 of this Act, apply to an application for bond debt reimbursement made by a
15 municipality for school construction or major maintenance for indebtedness authorized by the
16 qualified voters of the municipality on or after July 1, 2025."