

1 IN THE HOUSE

BY MR. RILEY

2 HOUSE BILL NO. *41*

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA

4 TWENTY-SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act to provide for the construction  
7 of boat harbors, jetties, dikes and break-  
8 waters; ~~making an appropriation~~<sup>Continued</sup>; and  
9 declaring an emergency."

10 PREAMBLE

11 WHEREAS, the economy of many Alaskan communities is dependent  
12 upon the sea, water transportation, and the fisheries; and  
13 WHEREAS, small boat harbors, dikes, jetties, or breakwaters are  
14 essential to full realization of such communities' economic  
15 potential; and  
16 WHEREAS, the construction of such facilities has heretofore been  
17 a Federally recognized responsibility; and  
18 WHEREAS, emphasis on military construction has in recent years  
19 largely removed the Federal government from such field in  
20 Alaska; and  
21 WHEREAS, there exists in the Territorial treasury a surplus of  
22 several millions of dollars; and  
23 WHEREAS, a program of public works will have immediate and  
24 lasting public benefits; now therefore  
25 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:  
26 Section 1. Declaration of Intent. It is the intent and  
27 purpose of the Alaska Legislature, in the passage of this Act,  
28 to enter such field of construction until its resumption by the  
29 Federal government in order to aid <sup>one of</sup> our historically basic

p. 1, line 8: strike word "making" and insert in lieu thereof "authorizing"

p. 1, line 29: after "aid" insert "one or"

1 <sup>industry</sup> industry, foster economic development and the retention of popu-  
2 lation which otherwise tends to go elsewhere between summer  
3 seasons.

4       Sec. 2. There is hereby vested in the Superintendent of  
5 Public Works for the Territory of Alaska authority to apply in  
6 the name of the Territory of Alaska, as applicant, to the Alaska  
7 Public Works agency of the Department of the Interior of the  
8 United States pursuant to 48 USCA 486-486j (63 Stat. 627), as  
9 amended, for the construction of boat harbor, dike, jetty and  
10 breakwater harbor facilities where such facilities are necessary,  
11 feasible and appropriate to the local economy.

12       Sec. 3. Preliminary determination of need for any such  
13 project, its feasibility and appropriateness, shall be made by  
14 the Superintendent of Public Works through representations and  
15 data submitted to him by the residents of communities desirous  
16 of such projects, and from other information available to him.  
17 Determinations so made by the Superintendent of Public Works  
18 shall be reviewed by the Director of the Territorial Department  
19 of Fisheries and the Territorial Treasurer who shall meet with  
20 the Superintendent of Public Works and with him, by majority  
21 vote of said three officials, make final determination of those  
22 projects, and their order of priority, for which application as  
23 aforesaid is made.

24       Sec. 4. Once such final determination is made in any  
25 given case, the Superintendent of Public Works shall forthwith  
26 apply to the Alaska Public Works agency aforesaid, in the name  
27 of the Territory of Alaska, for construction of the project.

28       Sec. 5. There is hereby <sup>appropriated for appropriation</sup> appropriated, out of any monies  
29 in the Territorial Treasury not otherwise appropriated, the

p. 2, line 1: change "industry" to industries"

p. 2, line 28: strike "appropriated" and insert in lieu "authorized for appropriation"

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1 sum of <sup>One</sup> ~~Three~~ Million Dollars to meet the Territorial share of  
2 the cost of projects undertaken pursuant hereto by the Territory  
3 of Alaska in cooperation with the United States pursuant to the  
4 Alaska Public Works Act.

5 Sec. 6. The appropriation <sup>authorized</sup> made in Section 5 <sup>shall</sup> be aug-  
6 mented for purposes hereof from monies available to the areas  
7 concerned by allotment from motor fuel tax receipts or other  
8 monies available to the Highway Engineer for allotment or ex-  
9 penditure for harbor facilities, and the Highway Engineer is  
10 hereby authorized <sup>and directed</sup> so to do.

11 Sec. 7. There shall be expended from Territorial funds for  
12 the purposes hereof not to exceed \$100,000 for the construction  
13 of any one project.

14 Sec. 8. The Superintendent of Public Works, toward achiev-  
15 ing maximum results from the appropriations herein <sup>authorized</sup> made, is  
16 authorized to contract with any community for the participation  
17 of said community either in <sup>the</sup> financing of projects sought here-  
18 under, or in lieu of local financial participation, to contract  
19 with said community for its installing necessary piling, floats,  
20 and related equipment <sup>and facilities</sup> whether at said community's direct expense  
21 or through local volunteer labor, after completion of the basic  
22 boat harbor, dike, jetty, or breakwater.

23  
24 Sec. 9. An emergency is hereby declared, and this Act shall  
25 take effect and be in force from and after its passage and appro-  
26 val, or upon its becoming law without such approval, and it is  
27 so enacted.

p. 3, line 5: strike "made" and insert "authorized"  
strike "may" and insert "shall"

p. 3, line 10: after "authorized" insert "and directed"

p. 3, line 15: substitute "authorized" for "made"

p. 3, line 17: insert "the" before "financing"

p. 3, line 20: insert "and facilities" following "equipment"