

BY MESSRS. V. FISCHER, GREUEL
AND RILEY

1 IN THE HOUSE

2 HOUSE BILL NO. 147

3 IN THE LEGISLATURE OF THE TERRITORY OF ALASKA .

4 TWENTY-THIRD SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the issuance of bonds,
7 and creating the Finance Committee of Alaska,
8 designating its members, and fixing its
9 duties and powers."

10 BE IT ENACTED BY THE LEGISLATURE OF THE TERRITORY OF ALASKA:

11 Section 1. As used in this Act the term "Alaska" means the
12 Territory of Alaska or in the event of statehood the State of Alaska.

13 Sec. 2. There is hereby created a committee to be known as
14 the "Finance Committee," the members of which shall be the
15 Governor of Alaska, the Attorney General of Alaska, and the
16 Treasurer of Alaska.

17 The Finance Committee may adopt appropriate rules and regu-
18 lations for the performance of its duties, and a majority of its
19 members shall constitute a quorum.

20 The Governor shall be chairman thereof, and the Treasurer
21 shall be secretary thereof. The Committee shall keep a full,
22 complete and permanent record of its proceedings. All such
23 records and correspondence of and relating to the committee shall
24 be kept in the office of the Treasurer.

25 Sec. 3. Whenever the Legislature of Alaska shall authorize
26 Alaska to borrow money on its credit and to issue bonds of
27 Alaska as evidence thereof, or shall authorize Alaska to issue
28 refunding bonds to redeem such bonds at or prior to their
29 maturity as authorized by Public Law numbered 516, 84th Congress,

1 2nd Session, approved May 10, 1956 (U. S. C. Title 48, Secs. 488
2 to 488f, incl.), the Finance Committee shall provide for the
3 issuance and sale of such bonds or such refunding bonds by
4 resolution duly and regularly adopted.

5 Such resolution shall:

6 (1) Create such funds or accounts of Alaska as is
7 deemed necessary for the purpose of:

8 (a) Paying or securing the payment of the princi-
9 pal of and interest on such bonds, and

10 (b) Securing the proceeds of the sale thereof for
11 the uses and purposes for which said bonds are to be issued.

12 (2) Provide the date, denomination or denominations,
13 form, maturities, maximum interest rate, place or places and
14 manner or method of payment, terms of such bonds and the coupons
15 to be attached thereto.

16 (3) Provide that such bonds and coupons shall be
17 negotiable instruments for all purposes, whether or not Alaska
18 shall reserve the right to redeem any or all of such bonds prior
19 to their maturity date or dates, with or without any premium,
20 whether such bonds may be registerable as to principal and/or
21 principal and interest.

22 (4) Identify the Alaska officer who shall sign such
23 bonds and interest coupons and the facsimile signature of the
24 Governor whose signature shall also be placed on such bonds and
25 interest coupons.

26 (5) Set forth the time and manner of the offer of
27 their sale or sales, which must be on an advertised competitive
28 basis.

29 (6) Provide covenants securing and safeguarding the

1 payment of the principal of and interest on such bonds, including
2 a pledge of the solemn faith of Alaska to such payment.

3 (7) Provide any and all other covenants deemed
4 necessary and advisable to obtain the most advantageous sale
5 possible of such bonds, including the creation of reserve funds
6 or accounts and the authorization for the payment or deposit of
7 certain monies therein for the purpose of guaranteeing the payment
8 of such principal and interest.

9 Provided, however, that the terms and provisions of such resolu-
10 tion must always be within the limitations of and as authorized
11 and directed by such Act or Acts of the Congress of the United
12 States and the Legislature of Alaska.

13 If such Act or Acts of the Alaska Legislature shall
14 authorize the selection of a trustee for the owners and holders
15 of such bonds and/or for the safeguarding and disbursement of
16 the proceeds of their sale for the uses and purposes for which
17 they were issued, the Finance Committee shall select such trustee
18 or trustees and fix its or their rights, duties, powers and
19 obligations in the performance of such trust in such resolution;
20 and if such Act or Acts or any other laws of the United States
21 or the Territory shall so permit, provision may be made in a
22 resolution for the Finance Committee to invest according to law
23 any monies deposited in any reserve fund or account, and any part
24 or all of the proceeds of the sale of such bonds until the expen-
25 diture thereof is required.

26 Upon the sale of any of such bonds the Finance Committee
27 shall adopt such resolution or take such actions as may be
28 necessary to consummate such sale and the delivery of such bonds.

29 Sec. 4. Whenever the Legislature of Alaska shall authorize

1 Alaska to borrow on its credit such sums as may be necessary to
2 meet emergencies for which funds are not made available by
3 appropriation or otherwise and to issue certificates of indebted-
4 ness of Alaska for such borrowings, as authorized by Sec. 4 of
5 the Act of Congress cited in Section 2 of this Act, and if the
6 Alaska Legislature designates the Finance Committee as the officer
7 of Alaska to fix the interest to be borne by such certificates,
8 the place and time or times of their payment, the rights of
9 Alaska to redeem the same prior to their maturity, to provide
10 for and consummate their sale, and to fix any other terms, condi-
11 tions, covenants and details of such certificates, the Finance
12 Committee shall so do by resolution duly and regularly adopted.

13 Sec. 5. Whenever Alaska by Act of the Legislature of
14 Alaska guarantees payment of the principal of and interest on
15 any bonds issued by municipalities, school districts and public
16 utility districts in Alaska for constructing, altering, equipping
17 or acquiring public improvements of the nature for which Alaska
18 may issue bonds, as authorized by Sec. 7 of the Act of Congress
19 cited in Section 2 of this Act, and it is found necessary or
20 desirable that additional action be taken to administer, perform
21 and fulfill such guarantee act, the Finance Committee is hereby
22 authorized and empowered to adopt such resolutions or take such
23 other actions as may be necessary to administer, perform and ful-
24 fill the provisions of such guarantee as authorized in such
25 guarantee act.

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