

Introduced: 1/15/70
Referred: Local Government
and Finance

1 IN THE SENATE

BY THE RULES COMMITTEE BY REQUEST
OF THE LEGISLATIVE COUNCIL

2 SENATE BILL NO. 370

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act authorizing state grants to organized boroughs
7 and cities for acquisition and development of land to
8 provide parks and outdoor recreation areas; and pro-
9 viding for an effective date."

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

11 * Section 1. AS 43.18.1s amended by adding a new section to read:

12 Sec. 43.18.200. STATE AID FOR LOCAL PARKS AND OUTDOOR RECREATION
13 AREAS. (a) An organized borough or a city is entitled to state grants
14 to supplement local funds which are expended after July 1, 1970 for
15 costs of acquiring and developing land for parks and outdoor recreation
16 areas, as provided in this section and in accordance with provisions of
17 law governing powers of organized boroughs. The amount of a grant made
18 under this section shall not exceed in any fiscal year \$5 per capita for
19 the population of the borough or city receiving the grant but otherwise
20 shall be equal to the local funds provided for costs of land acquisition
21 and development. For purposes of this subsection, population shall be
22 determined by the latest figures of the United States Bureau of the
23 Census or other reliable population data.

24 (b) To qualify for a parks and recreation grant, the governing
25 body shall furnish to the commissioner proof in the form required by him
26 that it has deposited in a local municipal capital project fund separate
27 from other municipal funds and accounts an amount to be utilized solely
28 for costs of acquiring and developing land for parks and outdoor recre-
29 ation areas. The amount deposited as a local share may be derived from

1 any source other than the state. In accepting proof of deposit of the
2 local share, the commissioner shall allow as part of the share the
3 reasonable value of in kind contributions pledged and directly related
4 to payment of the costs of land acquisition and development. Determin-
5 ation of value by the commissioner shall be final. Upon receipt of
6 satisfactory proof of deposit of the local share in the municipal
7 capital project fund, the commissioner shall provide for allocation
8 from state appropriations available for the purpose the payment
9 authorized in (a) of this section.

10 (c) State money and equal amounts of local money deposited in a
11 municipal capital project fund under this section shall be utilized
12 solely to pay costs of land acquisition and development in conformity
13 with the municipal comprehensive plan and capital improvement programs
14 implementing the plan. Land for which the money is expended shall not
15 be subsequently converted to another purpose unless the conversion is
16 in accordance with the comprehensive plan in effect at the time of
17 conversion, and other land of at least equal fair market value and
18 as nearly as feasible equivalent location and usefulness for the pur-
19 pose of the land converted is substituted within one year for the land
20 converted.

21 (d) The commissioner shall require accounting of money in the
22 municipal capital project fund in the uniform manner set out in the
23 Manual of Governmental Accounting, Auditing and Financial Reporting,
24 1968, as supplemented, issued by the National Committee on Governmental
25 Accounting.

26 (e) The parks and recreation grant account is established. Funds
27 to carry out the provisions of this section may be appropriated annually
28 by the legislature to the account. If amounts in the account are in-
29 sufficient for the purpose of each local government's share authorized

1 in this section, such funds as are available shall be distributed pro
2 rata among eligible local governments.

3 (f) Money in the parks and recreation grant account which, at the
4 end of the fiscal year for which the money is appropriated, exceeds the
5 amount required for the allocations authorized in this section reverts
6 to the general fund.

7 (g) The department shall provide an annual report to the legis-
8 lature respecting grants made under this section.

9 (h) The department may promulgate regulations to implement this
10 section.

11 (i) In this section

12 (1) "commissioner" means the commissioner of natural re-
13 sources;

14 (2) "costs of acquiring and developing land for parks and
15 outdoor recreation areas" or "costs of land acquisition and development
16 means the costs of acquiring title, interest, or rights in land by
17 purchase, gift, grant or otherwise and of providing access roads,
18 sanitary, camping, picnic, sports or other park and **outdoor** recreational
19 facilities on the land acquired or preserving the land for historic or
20 scenic purposes;

21 (3) "department" means the Department of Natural Resources;

22 (4) "governing body" means the governing body of an
23 organized borough or a city.

24 * Sec. 2. This Act takes effect July 1, 1970.
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