

Original sponsors: Guess, Banfield,
Barber, et al

Offered: 4/2/71
Referred: Finance

1 IN THE HOUSE BY THE STATE AFFAIRS COMMITTEE

2 CS FOR HOUSE BILL NO. 119

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act authorizing state aid for land acquisition,
7 planning, construction and modification of new or
8 existing civic, convention and community recreation
9 centers; and providing for an effective date."

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

11 * Section 1. AS 43.18 is amended by adding a new section to read:

12 ARTICLE 3. COMMUNITY FACILITIES GRANTS.

13 Sec. 43.18.300. CIVIC, CONVENTION AND COMMUNITY RECREATION
14 CENTERS. (a) Within the limits of legislative appropriations for
15 the purpose, the state shall make matching grants to local governments
16 or their nonprofit designee equal to 50 per cent of the estimated
17 reasonable costs of land acquisition, planning, and construction of
18 municipal civic, convention and community recreation centers and
19 50 per cent of the cost of feasibility studies relating to such
20 facilities, in accordance with the provisions of this section.

21 (b) Grants for only one study and one project may be awarded to
22 a local government under this section. Applications for grants shall
23 be made in a form prescribed by the commissioner. A grant shall be
24 allotted according to an agreement made between the commissioner on
25 behalf of the state and the local government receiving the grant. The
26 agreement may include any provision agreed upon by the parties and shall
27 include in substance the following provisions:

28 (1) estimates of reasonable costs of a study or project as
29 approved by the commissioner after consultation with the Department of

1 Public Works;

2 (2) a schedule of grant disbursements, if, as determined by
3 the commissioner, a grant is to be disbursed other than in one sum;

4 (3) agreement by the local government to

5 (A) proceed with and complete the proposed study or
6 project expeditiously;

7 (B) not discontinue operation or dispose of all or
8 part of a project for which it receives a grant without the
9 approval of the director;

10 (C) apply for, and make reasonable efforts to secure,
11 federal assistance which may be available for the study or project,
12 subject to any conditions the commissioner may require in order
13 to maximize the amounts of such assistance received or to be
14 received for all projects in the state;

15 (D) provide for payment of the local government's share
16 of the cost of the study or project;

17 (4) agreement by the local government that, if federal assis-
18 tance for a study or project becomes available to the local government
19 which was not included in the calculation of the amount of a grant
20 authorized and disbursed under this section, the value of the federal
21 assistance shall be ascertained and subtracted from the total value
22 of the project and the balance shall be equally divided between the
23 state and local government;

24 (5) provision for alteration or modification of an approved
25 study or project and for remedies in case of failure to perform the
26 agreement between the parties or noncompliance with regulations
27 promulgated by the commissioner under this section;

28 (6) provision for alteration or modification of an existing
29 facility which would have qualified under this section as a civic,

1 convention or community recreation center at the time of initial
2 construction if this section had been in effect and provision for
3 remedies in case of failure to perform the agreement between the
4 parties or noncompliance with regulations promulgated by the commis-
5 sioner under this section.

6 (c) If funds appropriated by the legislature to provide grants
7 under this section are not adequate to satisfy amounts required by
8 approved grant applications, funds shall be allocated on the basis of
9 priority established by the Department of Economic Development by regu-
10 lations promulgated to carry out the provisions of this section.

11 (d) This section does not require that a local government receiv-
12 ing a grant for a feasibility study under this section must proceed
13 with construction of a project, notwithstanding the project is deter-
14 mined to be feasible.

15 (e) The commissioner shall require in the negotiations and agree-
16 ments with the local government that continued maintenance of the
17 facility is the responsibility of the local government and the local
18 government must show the feasibility of this before authorization of
19 state funds.

20 (f) The commissioner shall provide an annual report to the legis-
21 lature with respect to grants made under this section.

22 (g) The commissioner may promulgate regulations to carry out the
23 purpose of this section.

24 (h) In this section

25 (1) "commissioner" means the commissioner of economic
26 development;

27 (2) "local government" means a city of any class or a
28 borough having power to implement the studies or projects for which
29 grants are authorized in this section.

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* Sec. 2. This Act takes effect July 1, 1971.