

Original sponsor: Thomas

Introduced: 4/3/72
Referred: Rules

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 281

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing for the establishment of public
7 ways for trails and footpaths; and providing for
8 an effective date."

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

10 * Section 1. AS 41.20 is amended by adding new sections to read:

11 ARTICLE 10. TRAILS AND FOOTPATHS.

12 Sec. 41.20.375. GRANTS FOR THE ESTABLISHMENT OF TRAILS AND FOOT-
13 PATHS. (a) Within the limits of available appropriations, a city
14 or borough of any class is entitled to state grants for the purpose
15 of acquiring lands or rights-of-way over land and establishing
16 and maintaining trails and footpaths on those lands or rights-of-
17 way.

18 (b) Within the limits of available appropriations, the Department
19 of Highways is entitled to state grants for the establishment and
20 maintenance of footpaths and trails along certain designated existing
21 highways or when a highway, road or street is being constructed, recon-
22 structed or relocated after the effective date of this Act.

23 (c) Before a grant is awarded under this section, application
24 shall be submitted to the commissioner of natural resources, accompanied
25 by a comprehensive plan for the establishment of trails and footpaths.

26 (d) Upon approval of the plan, funds shall be utilized and
27 disbursed to cities and boroughs and to the Department of Highways
28 according to regulations established by the commissioner of natural
29 resources.

1 (e) Before the distribution of funds by the commissioner, con-
2 sideration shall be given to the extent of funding available under other
3 federal, local and state aid programs.

4 (f) Nothing in secs. 375 - 415 of this chapter prohibits a city
5 or borough for which a grant is authorized from entering into an agree-
6 ment with the Department of Natural Resources for the establishment and
7 maintenance of trails and footpaths outside cities and boroughs.

8 Sec. 41.20.380. FOOTPATHS AND TRAILS ALONG HIGHWAYS. The
9 commissioner of highways shall administer the plan and program
10 providing for the establishment and maintenance of footpaths and
11 trails along certain designated existing highways, or when a
12 highway, road or street is being constructed, reconstructed or re-
13 located after the effective date of this Act. Trails established
14 under an approved plan submitted by the Department of Highways
15 may be used for more than one type of transportation, motorized or
16 nonmotorized, as determined by the commissioner of highways. A
17 uniform system of marking of footpaths and trails established under
18 this section shall be established by the commissioner of high-
19 ways.

20 Sec. 41.20.385. AUTHORIZATION OF FUNDS. (a) An amount
21 up to one per cent of the total yearly state and federal matching
22 sum combined, under the federal-aid highways program (23 U.S.C.,
23 secs. 101-511), may be appropriated annually from the general fund
24 to the Department of Natural Resources for the purposes of provid-
25 ing grants to eligible cities and boroughs for trails and footpaths
26 in appropriate areas, including but not limited to existing park
27 and recreation areas and for the purpose of providing grants to the
28 Department of Highways for developing the program specified in
29 sec. 375(b) and sec. 380 of this chapter.

1 (b) Except as provided in (c) of this section, the sums appropri-
2 ated under this section shall continue to be available for expenditure
3 by the departments or by eligible cities and boroughs for a period of
4 three years after the close of the fiscal year for which the sums are
5 authorized, unless they are obligated for expenditure, in which case
6 they shall remain available until spent. Any amounts not obligated
7 remaining unexpended at the end of the three-year period shall lapse.

8 (c) The amount expended by a city or borough under sec. 375(a)
9 of this chapter or by the Department of Highways under sec. 375(b)
10 and sec. 380 of this chapter, shall never in any one fiscal year be
11 less than 10 per cent of the total amount of the funds it receives in
12 that year for the purposes authorized in secs. 375 - 380 of this
13 chapter.

14 Sec. 41.20.405. USE AND MARKING OF TRAILS AND FOOTPATHS. Trails
15 established under sec. 375(a) of this chapter may be used for more
16 than one type of transportation, motorized or nonmotorized, as con-
17 sidered appropriate by the commissioner of natural resources. Except
18 along highways within the jurisdiction of the Department of Highways,
19 the Department of Natural Resources shall provide a uniform system of
20 marking trails and footpaths.

21 Sec. 41.20.415. REPORTS. Cities and boroughs receiving grants
22 under secs. 375 - 415 of this chapter shall submit to the commissioner
23 of natural resources complete reports covering its expenditures relat-
24 ing to the establishment of trails and footpaths. Reports shall be
25 submitted annually, on projects extending over 12 months. Reports on
26 shorter projects shall be submitted at the completion of the project.

27 * Sec. 2. This Act takes effect on the day after its passage and approv-
28 al or on the day it becomes law without approval.
29