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Referred: Health, Welfare &
Education and Finance

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1 IN THE HOUSE

2 HOUSE BILL NO. 127

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 EIGHTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to comprehensive community services
7 programs."

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

9 * Section 1. AS 47 is amended by adding a new chapter to read:

10 CHAPTER 41. COMPREHENSIVE COMMUNITY

11 SERVICES PROGRAM.

12 ARTICLE 1. PLAN AND ADMINISTRATION.

13 Sec. 47.41.010. COMMUNITY SERVICE PROGRAM AND PLAN. (a) Within
14 the limits of funds appropriated, grants approved by a local council
15 on community services may be awarded to eligible publicly supported,
16 local nonprofit public or private corporations that qualify under this
17 chapter, for the following purposes:

18 (1) construction, purchase, lease, or capital improvement
19 of facilities to house community services; grants for any single desig-
20 nated project shall be for one time only;

21 (2) the cost of first year group home operation, homemaker
22 services, health services and family life education;

23 (3) meeting the continuing costs of providing day care,
24 family day care, early childhood services, and social services to
25 children, families and individuals under stress, including 24-hour
26 emergency and outreach services;

27 (4) meeting the local share of the continuing costs of
28 federally approved and funded comprehensive community mental health
29 centers, alcoholism programs, and drug abuse programs;

1 (5) assisting local councils on community services in
2 developing a comprehensive plan for community services; grants for
3 this purpose shall be for one year and one time only.

4 (b) A state agency may contract with a publicly supported,
5 local nonprofit public or private corporation to provide any services
6 for which it is responsible, including, but not limited to,

- 7 (1) income assistance programs;
- 8 (2) food stamps;
- 9 (3) public health services;
- 10 (4) protective services for children;
- 11 (5) placement of children in foster care;
- 12 (6) employment, manpower, and career development.

13 Sec. 47.41.020. LOCAL ADMINISTRATION. (a) No association other
14 than a publicly supported, local nonprofit public or private corpora-
15 tion, or a local council on community services is eligible for a grant
16 under this chapter.

17 (b) To qualify under this chapter, a local corporation or a local
18 council on community services shall have a board of directors of at
19 least nine persons, one-third of whom are representatives of local
20 governments or their designees, with the local governments being from
21 within the area to be served. A majority of the board of directors
22 shall be persons who are not engaged in providing services for which
23 grants are authorized under this chapter; however, no quorum is con-
24 sidered present at a meeting unless those persons not engaged in
25 providing services for which grants are authorized under this chapter
26 are in the majority.

27 (c) The geographic area administered by a local corporation shall
28 include all or part of the area covered by the local council on com-
29 munity services designated by the statewide Comprehensive Health

1 Advisory Council and the department.

2 Sec. 47.41.030. LICENSING. No local corporation may receive
3 financial assistance under this chapter unless it is licensed, if
4 required, by the appropriate governmental agency to provide the
5 services for which financial assistance is received under sec. 10(a)
6 of this chapter.

7 ARTICLE 2. FINANCIAL ASSISTANCE.

8 Sec. 47.41.040. GRANT RATIOS. (a) A grant awarded under this
9 chapter shall be made in a ratio of 75 per cent state money to 25 per
10 cent local money; however, if the average family income in the area
11 served falls below the federal poverty level, as established by the
12 Office of Economic Opportunity in January 1970, the grant awarded
13 under this chapter shall be made in a ratio of 90 per cent state money
14 to 10 per cent local money. The department may allow as a part of
15 the local percentage of the costs the reasonable value of in-kind
16 contributions pledged and directly related to the payment of costs for
17 which grants are available under this chapter. Funds from federal or
18 other state sources may not be used in calculating either the state or
19 the local share of grants under this chapter.

20 (b) A contract between a state agency and a local corporation
21 to provide any of the services under sec. 10(b) of this chapter, shall
22 be entered into according to the provisions of AS 47.40, except that
23 full cost of services determined under 47.40.040 shall be reduced by an
24 amount equal to the total amount of grants awarded under 47.41.010(2)
25 and (3) for the year or years that the grant is effective.

26 (c) The department may withhold the payment of funds under this
27 section if any service for which funds are granted is substantially
28 altered or discontinued or if a local corporation fails to comply with
29 the regulations adopted under secs. 10 - 100 of this chapter. If,

1 at any time after the awarding of a grant under this section which is
2 used in part or in whole for construction or purchase of facilities,
3 a local corporation ceases operation of services in that facility,
4 the title to the facilities constructed or purchased under this section
5 vests in the state. If title to a facility vests in the state under
6 this subsection, the department may transfer the title, subject to
7 those conditions the department determines to be necessary, to a local
8 corporation for the purpose of providing services for which the grants
9 were originally intended or other services subsequently approved by
10 the local council on community services.

11 (d) Nothing in this section prevents a local corporation from
12 establishing and operating more than one service or facility or from
13 receiving more than one grant under sec. 10 for that purpose.

14 Sec. 47.41.050. COMMUNITY SERVICE FUND. There is created in the
15 department a community service fund. Funds appropriated by the legis-
16 lature to the fund for the purpose of secs. 10 - 100 of this chapter
17 shall be deposited in the fund.

18 ARTICLE 3. DEPARTMENT RESPONSIBILITIES AND REQUIREMENTS.

19 Sec. 47.41.060. REGULATIONS. Within 90 days after the effective
20 date of this Act, the department shall promulgate regulations necessary
21 for the implementation of this chapter, including but not limited to

22 (1) application requirements for grants under this chapter;
23 (2) time limits for consideration of applications;
24 (3) the processing of applications;
25 (4) the requirements for reporting the progress and
26 statistics of the program;

27 (5) provisions for equitable distribution of grants under
28 this chapter.

29 Sec. 47.41.070. STAFF. The department may provide consultative

1 staff to local councils on community services to aid in planning for
2 the provision of community services and in reviewing applications for
3 grants under this chapter.

4 Sec. 47.41.080. ANNUAL REVIEW AND REPORT. The department shall
5 annually review and evaluate the community service programs for which
6 grants are made under this chapter and submit an annual report of its
7 evaluation to the legislature.

8 Sec. 47.41.090. REQUIRED ACCOUNTING PROCEDURES. (a) A local
9 corporation which receives a grant from the department under sec. 10
10 of this chapter shall meet acceptable standards of fiscal accountability
11 for public funds and shall submit a complete financial report by an
12 independent, licensed auditor to the department each year as the
13 department requires.

14 (b) A local corporation shall demonstrate to the department the
15 actual cost of day care and child development services or group foster
16 home services provided using cost accounting procedures compatible
17 with, the standards in "Standards of Accounting and Financial Reporting
18 for Voluntary Health and Welfare Organizations", published in 1964 by
19 the National Health Council and the National Social Welfare Assembly.

20 Sec. 47.41.100. DEFINITIONS. In secs. 10 - 100 of this chapter

21 (1) "comprehensive community mental health centers" means
22 those centers defined in sec. 401(c) of the Mental Retardation Facili-
23 ties and Community Mental Health Centers Construction Act of 1963
24 (PL 88 - 164);

25 (2) "department" means the Department of Health and Social Services;

26 (3) "family life education", "day care and family day care",
27 "social services to families, children and individuals under stress",
28 "homemaker services" and "group home services" are as defined in the
29 Catalog of Functional or Program Service Categories of the United Com-

1 munity Funds and Councils of America published in September 1968;

2 (4) "local" refers to the geographic area covered by the
3 local council on community services; however, services by the local
4 council on community services or a local corporation are not required
5 to be provided by the local council on community services of a local
6 corporation for the whole area;

7 (5) "local corporation" means a publicly supported, local,
8 nonprofit, public or private corporation;

9 (6) "local council on community services" means the body
10 designated by the statewide Comprehensive Health Advisory Council and
11 the department to plan, approve, and coordinate community services;

12 (7) "publicly supported, local nonprofit public or private
13 corporation" means a public or private organization incorporated under
14 state law and designated as tax exempt under sec. 501(c)(3) of the
15 Internal Revenue Code of 1954.
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