

Introduced: 3/8/77  
Referred: Commerce

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2  HOUSE BILL NO. 315

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act amending the Alaska Industrial Development  
7 Authority Act; and providing for an effective date."

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

9 \* Section 1. AS 44.61.010(a) is amended to read:

10 (a) The legislature finds, determines and declares that

11 (1) there exist areas of the state in which seasonal and  
12 nonseasonal unemployment exist;

13 (2) this unemployment is a serious menace to the health,  
14 safety and general welfare, not only to the people in those areas, but  
15 also to the people of the entire state;

16 (3) the state lacks the basic manufacturing and industrial  
17 enterprises necessary to permit adequate development of its natural  
18 resources and the balanced growth of its economy;

19 (4) the establishment of industrial and manufacturing  
20 plants in Alaska, including facilities for air and water transporta-  
21 tion, and pollution control and waste disposal, is essential to the  
22 development of the natural resources and the long term economic growth  
23 of the state, and will directly and indirectly alleviate unemployment  
24 in the state;

25 (5) the achievement of the goal of full employment, and of  
26 establishment and continuing operation and development of industrial  
27 and manufacturing plants in the state, including facilities for air  
28 and water transportation, and pollution control and waste disposal,  
29 will be accelerated and facilitated by the creation of an instrumentality

1 of the state with powers to incur debt for acquiring or constructing  
2 industrial and manufacturing plants, including facilities for air and  
3 water transportation, and pollution control and waste disposal, for  
4 private operation and thus provide financial assistance for the estab-  
5 lishment, operation, and development of these plants on a basis off-  
6 setting in whole or in part of the construction, marketing or other  
7 cost involved in the projects.

8 \* Sec. 2. AS 44.61.030(b) is amended to read:

9 (b) After each time a certified copy of the resolution of the  
10 governing body of the political subdivision of the state, if any, in  
11 which a project is to be located consenting to a location as provided  
12 in sec. 160 of this chapter is filed with the authority, and the  
13 authority has made the findings regarding the project set out in the  
14 section, the governing body may by resolution appoint three persons  
15 who shall in connection only with subsequent action by the authority  
16 found by the chairman to concern the project, constitute membership of  
17 the authority. Persons so appointed shall be residents of the political  
18 subdivision and may be members of its governing body, and are considered  
19 members of the authority for purposes of sec. 50 of this chapter only  
20 in connection with action by the authority concerning the project.  
21 The right of a governing body to appoint members to the authority does  
22 not apply in the case of a project consisting of facilities, services  
23 or apparatus for the prevention, limitation or control of air or water  
24 pollution and for the disposal of sewage or solid waste or any facility  
25 used or intended for use in connection with air or water transportation.

26 \* Sec. 3. AS 44.61.140(a) is amended to read:

27 (a) The real and personal property of the authority and its  
28 assets, income and receipts are declared to be the property of a  
29 political subdivision of the state and, together with any project

1 financed under this chapter and a leasehold interest created in a  
2 project occupant or other person under this chapter, devoted to an  
3 essential public and governmental function and purpose, and the property,  
4 assets, income, receipts, project and leasehold interests shall be  
5 exempt from all taxes and special assessments of the state or a politi-  
6 cal subdivision of the state, including, without limitation, all  
7 boroughs, cities, municipalities, school districts, public utility  
8 districts and other taxing units. All bonds of the authority are  
9 declared to be issued by a political subdivision of the state and for  
10 an essential public and governmental purpose and to be a public instru-  
11 mentality and the bonds, and the interest on them, the income from  
12 them and the transfer of the bonds, and all assets, income and receipts  
13 pledged to pay or secure the payment of the bonds, or interest on  
14 them, shall at all times be exempt from taxation by or under the  
15 authority of the state, except for inheritance and estate taxes and  
16 taxes on transfers by or in contemplation of death. Nothing in this  
17 section affects [SHALL AFFECT] or limits [LIMIT] an exemption from  
18 license fees, property taxes, or excise, income or any other taxes,  
19 provided under any other law, nor does it create any tax exemption  
20 with respect to the interest of any business enterprise or other  
21 person, other than the authority, in any property, assets, income,  
22 receipts, project or lease whether or not financed under this chapter.

23 \* Sec. 4. AS 44.61.220(5) is amended to read:

24 (5) "industrial plant" or "manufacturing plant" means a  
25 plant used or intended for use in connection with making, processing,  
26 preparing, or producing in any manner, goods, products or substances  
27 of any kind or nature or in connection with developing or utilizing a  
28 natural resource, or extracting, smelting, transporting, converting,  
29 assembling or producing in any manner, minerals, raw materials, chemicals,

1 compounds, alloys, fibers, commodities and materials, products or  
2 substances of any kind or nature, any plant or facility used or intended  
3 for use in connection with air and water transportation, or any plant  
4 or facility for the prevention, limitation or control of air or water  
5 pollution and for the disposal of sewage or solid waste;

6 \* Sec. 5. AS 44.61.220(7) is amended to read:

7 (7) "project" means a manufacturing or industrial plant or  
8 plants, the construction or acquisition of which is to be financed in  
9 whole or in part by the authority under this chapter [AND THE REASON-  
10 ABLE AGGREGATE PROJECT COST OF WHICH TO BE FINANCED BY THE AUTHORITY  
11 UNDER THIS CHAPTER WILL EXCEED, IN THE OPINION OF THE AUTHORITY,  
12 \$500,000];

13 \* Sec. 6. This Act takes effect immediately in accordance with AS 01.-  
14 10.070(c).