

Original sponsor: Rules Committee by  
request of the Governor

Offered: 3/29/77  
Referred: Rules

1 IN THE HOUSE

BY THE COMMERCE COMMITTEE

2 CS FOR 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 plants  
20 in Alaska, including facilities for air and water transportation, pollu-  
21 tion control and waste disposal, and for the local furnishing of electric  
22 energy or gas, is essential to the development of the natural resources  
23 and the long term economic growth of the state, and will directly and  
24 indirectly alleviate unemployment in the state;

25 (5) the achievement of the goal of full employment, and of  
26 establishment and continuing operation and development of industrial and  
27 manufacturing plants in the state, including facilities for air and  
28 water transportation, pollution control and waste disposal, and for the  
29 local furnishing of electric energy or gas, will be accelerated and

1 facilitated by the creation of an instrumentality of the state with  
2 powers to incur debt for acquiring or constructing industrial and manu-  
3 facturing plants, including facilities for air and water transportation,  
4 pollution control and waste disposal, and for the local furnishing of  
5 electric energy or gas, for private operation and thus provide financial  
6 assistance for the establishment, operation and development of these  
7 plants on a basis offsetting in whole or in part the construction,  
8 marketing or other cost involved in the projects.

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

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

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

29 (a) The real and personal property of the authority and its

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

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

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

1 producing in any manner, minerals, raw materials, chemicals, compounds,  
2 alloys, fibers, commodities and materials, products or substances of any  
3 kind or nature, any plant or facility used or intended for use in connec-  
4 tion with air and water transportation, or any plant or facility for the  
5 prevention, limitation or control of air or water pollution, for the  
6 disposal of sewage or solid waste, or for the local furnishing of elec-  
7 tric energy or gas;

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

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

14 \* Sec. 6. This Act takes effect immediately in accordance with AS 01.-  
15 10.070(c).