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Referred: Community & Regional  
Affairs and Finance

BY THE RULES COMMITTEE BY REQUEST  
OF THE LEGISLATIVE COUNCIL (for  
the Community and Regional Affairs  
Committee Interim Joint Local  
Government Study)

1 IN THE HOUSE

2 HOUSE BILL NO. 582

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act establishing a program of planning assistance  
7 for unorganized boroughs; and providing for an effec-  
8 tive date."

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

10 \* Section 1. AS 44.47 is amended by adding a new section to read:

11 Sec. 44.47.085. ASSISTANCE FOR DEVELOPMENT OF REGIONAL MANAGEMENT  
12 PROGRAMS IN THE UNORGANIZED BOROUGH. (a) For the purpose of preparing  
13 a management program for an unorganized borough, the commissioner may  
14 contract as provided by this section with

15 (1) a municipality or group of municipalities; or

16 (2) a nonprofit corporation organized under the laws of the  
17 state.

18 (b) The commissioner may contract for the preparation of only one  
19 management program for each unorganized borough. The commissioner may  
20 contract only if he is satisfied that the municipality, group of muni-  
21 cipalities, or corporation with which he contracts is capable of pre-  
22 paring a management program that considers the entire population of the  
23 unorganized borough.

24 (c) A municipality, group of municipalities, or corporation in-  
25 terested in preparing a management program for an unorganized borough  
26 may ask the commissioner to request a proposal or the commissioner may  
27 request a proposal on his own initiative. A request for proposal shall  
28 be advertised. The advertisement of a request for a proposal for the  
29 preparation of a management program for the unorganized borough shall

1 outline the work to be completed, and contain other information which  
2 the commissioner believes necessary and which he requires to advise the  
3 public of the work to be completed under the contract, and which will  
4 assist him in evaluating proposals received. The commissioner shall  
5 advertise for a period of not less than 45 days by any means which he  
6 believes will provide adequate notice to interested parties and resi-  
7 dents of the unorganized borough.

8 (d) After receiving the proposals the commissioner shall evaluate  
9 them. The commissioner may refuse all proposals and readvertise, or may  
10 accept a proposal and contract in accordance with (e) of this section.

11 (e) A contract entered into under this section shall

12 (1) require that the report to be completed under the con-  
13 tract include an analysis and recommendations concerning incorporation  
14 of a borough government for all or a portion of the unorganized borough;  
15 and

16 (2) provide that

17 (A) the work to be performed shall be completed not  
18 later than the June 30 following the third anniversary of the date  
19 of the contract;

20 (B) payment for work performed under the contract is  
21 subject to legislative appropriation to the account established in  
22 (g) of this section; and

23 (C) payment for work performed under the contract during  
24 each fiscal year in which the contract is in effect may not exceed  
25 the limit established in (h) of this section.

26 (f) A contract entered into under this section may require the  
27 contractor to consider additional topics, including but not limited to,

28 (1) evaluation of the economic development potential of the  
29 unorganized borough;

- 1 (2) determination of housing and capital facility needs;  
2 (3) examination of demographic, social and environmental  
3 factors; and  
4 (4) presentation of a process for developing the report and  
5 implementing its recommendations.

6 (g) There is established in the Department of Community and Re-  
7 gional Affairs the unorganized borough planning account. The account  
8 shall be administered by the commissioner and shall be used to pay for  
9 contracts entered into under this section.

10 (h) During each fiscal year, the commissioner may not pay to a  
11 contractor under a contract authorized by this section more than \$25,000  
12 plus \$25 per capita for each person residing within the unorganized  
13 borough, as determined by the commissioner.

14 (i) In this section, "unorganized borough" means a subdivision  
15 established under AS 29.03.011 - 29.03.021.

16 \* Sec. 2. This Act takes effect on the effective date of a version of an  
17 Act entitled, "An Act establishing unorganized boroughs, amending the respon-  
18 sibilities of state agencies for state programs and services that benefit  
19 residents of organized and unorganized boroughs, and authorizing adoption of  
20 home rule charters by unorganized boroughs; and providing for an effective  
21 date."