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Offered: 3/24/81
Referred: Rules

1 IN THE SENATE

THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 168 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to state assistance for capital
7 projects; and providing for an effective date."

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

9 * Section 1. MUNICIPAL AID PROGRAM. (a) During the fiscal year ending
10 June 30, 1982, the Department of Administration shall compute and pay an
11 entitlement to each qualified municipality. The entitlement shall be used
12 for capital projects at the discretion of the municipality. The entitlement
13 shall be computed in accordance with (b) of this section, and is payable by
14 the Department of Administration in accordance with AS 37.05.315.

15 (b) Within the limits of appropriations for the purpose, each munici-
16 pality is entitled to receive \$1,000 per person residing within the bound-
17 aries of the municipality.

18 (c) Money received as an entitlement by a municipality under this
19 section may be used only for capital projects.

20 (d) A municipality may not receive money as an entitlement under this
21 section until it provides to the Department of Administration a copy of the
22 ordinance or resolution adopted by it which

23 (1) authorizes the municipality to receive and spend the money to
24 be provided by the entitlement;

25 (2) identifies the capital projects for which the money will be
26 spent; and

27 (3) indicates the total amount of money which the municipality
28 may receive and the amount of money which will be used by the municipality
29 for each capital project.

1 * Sec. 2. AID TO UNINCORPORATED COMMUNITIES. (a) During the fiscal
2 year ending June 30, 1982, the Department of Community and Regional Affairs
3 shall compute and pay an entitlement to each unincorporated community in the
4 unorganized borough. An entitlement payable under this section shall be
5 computed in accordance with (b) of this section, and is payable by the
6 Department of Community and Regional Affairs in accordance with (c) of this
7 section.

8 (b) Within the limits of appropriations for the purpose, each unincor-
9 porated community which qualifies under (a) of this section is entitled to
10 receive \$1,000 per person residing within that unincorporated community.

11 (c) By August 15, 1981, the Department of Community and Regional
12 Affairs shall notify each unincorporated community that an entitlement is
13 available. The Department of Community and Regional Affairs shall determine
14 whether there is, in the unincorporated community, an incorporated entity or
15 a federally chartered entity which will agree to receive and spend the money
16 under the entitlement. If there is, in the unincorporated community, more
17 than one qualified incorporated or federally chartered entity, the Depart-
18 ment of Community and Regional Affairs shall pay the money under the entitle-
19 ment to the entity which the department finds most qualified to spend the
20 money consistent with (d) and (e) of this section. The Department of Com-
21 munity and Regional Affairs shall give preference to a nonprofit corporation
22 organized by an unincorporated community for receipt of the entitlement.

23 (d) Money received as an entitlement under this section may be used
24 only for capital projects in the unincorporated community.

25 (e) An unincorporated community may not receive money as an entitle-
26 ment under this section until the recipient selected by the Department of
27 Community and Regional Affairs under (c) of this section provides to the
28 Department of Community and Regional Affairs a copy of a resolution adopted
29 by it which

1 (1) authorizes the recipient to receive and spend the money
2 provided by the entitlement;
3 (2) identifies the capital project for which the money will be
4 spent;
5 (3) indicates the total amount of money which the recipient may
6 receive and the amount of money which will be used for each capital project;
7 and

8 (4) identifies the party
9 (A) that owns or will own a capital project for which money
10 is spent under this section; or

11 (B) that will be responsible for the maintenance and opera-
12 tion of a capital project for which money is spent under this section.

13 (f) If there is no incorporated entity or federally chartered entity
14 willing to receive the money, the entitlement determined by the Department
15 of Community and Regional Affairs for that unincorporated community may not
16 be paid.

17 * Sec. 3. DETERMINATION OF POPULATION. (a) For purposes of this Act,
18 the population of a municipality and of an unincorporated community shall be
19 determined from the latest figures of the United States Bureau of the Census.

20 (b) For purposes of determining the population of a home rule or
21 general law borough, the population of each city located within the boundar-
22 ies of the borough shall be subtracted from the population of the borough.

23 * Sec. 4. MUNICIPAL AID ACCOUNT. The municipal aid account is estab-
24 lished in the Department of Administration. Money to carry out the provi-
25 sions of sec. 1 of this Act shall be appropriated to the account and dis-
26 tributed by the Department of Administration as authorized in sec. 1 of this
27 Act. If the amount appropriated to the account is not sufficient to finance
28 all entitlements, the amount appropriated shall be distributed pro rata
29 among eligible municipalities.

1 * Sec. 5. UNINCORPORATED COMMUNITY AID ACCOUNT. The unincorporated
2 community aid account is established in the Department of Community and
3 Regional Affairs. Money to carry out the provisions of sec. 2 of this Act
4 shall be appropriated to the account and distributed by the Department of
5 Community and Regional Affairs as authorized in sec. 2 of this Act. If the
6 amount appropriated to the account is not sufficient to finance all entitle-
7 ments, the amount appropriated shall be distributed pro rata among eligible
8 recipients.

9 * Sec. 6. DEFINITION. In this Act,

10 (1) "capital project" means

11 (A) a public facility; or

12 (B) equipment which may be necessary to construct, operate
13 or maintain a public facility or service;

14 (2) "municipality" means a city, borough, or unified municipality
15 incorporated under state law and includes home rule and general law munic-
16 palities.

17 (3) "unincorporated community" means a village in the unorganized
18 borough in which 25 or more persons reside.

19 * Sec. 7. This Act takes effect July 1, 1981.
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