

Original sponsors: Dankworth, Kerttula,  
Ferguson, et al

Introduced: 3/24/81  
Referred: Rules

1 IN THE SENATE

THE FINANCE COMMITTEE

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CS FOR SENATE BILL NO. 168 (Finance) am

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

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For an Act entitled: "An Act relating to state assistance for capital

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projects; and providing for an effective date."

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

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\* Section 1. MUNICIPAL AID PROGRAM. (a) During the fiscal year ending

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June 30, 1982, the Department of Administration shall compute and pay an

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entitlement to each qualified municipality. The entitlement shall be used

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for capital projects at the discretion of the municipality. The entitlement

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shall be computed in accordance with (b) of this section, and is payable by

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the Department of Administration in accordance with AS 37.05.315.

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(b) Within the limits of appropriations for the purpose, each munici-

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pality is entitled to receive \$1,000 per person residing within the bound-

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aries of the municipality.

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(c) Money received as an entitlement by a municipality under this

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section may be used only for capital projects. A municipality may provide a

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grant of money received under this section to a nonprofit corporation for

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any capital project of the nonprofit corporation which serves a public pur-

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pose.

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(d) A municipality may not receive money as an entitlement under this

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section until it provides to the Department of Administration a copy of the

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ordinance or resolution adopted by it which

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(1) authorizes the municipality to receive and spend the money to

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be provided by the entitlement;

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(2) identifies the capital projects for which the money will be

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spent; and

1 (3) indicates the total amount of money which the municipality  
2 may receive and the amount of money which will be used by the municipality  
3 or a nonprofit corporation for each capital project.

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

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

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

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

28 (e) An unincorporated community may not receive money as an entitle-  
29 ment under this section until the recipient selected by the Department of

1 Community and Regional Affairs under (c) of this section provides to the  
2 Department of Community and Regional Affairs a copy of a resolution adopted  
3 by it which

4 (1) authorizes the recipient to receive and spend the money  
5 provided by the entitlement;

6 (2) identifies the capital project for which the money will be  
7 spent;

8 (3) indicates the total amount of money which the recipient may  
9 receive and the amount of money which will be used for each capital project;  
10 and

11 (4) identifies the party

12 (A) that owns or will own a capital project for which money  
13 is spent under this section; or

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

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

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

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

26 \* Sec. 4. MUNICIPAL AID ACCOUNT. The municipal aid account is estab-  
27 lished in the Department of Administration. Money to carry out the provi-  
28 sions of sec. 1 of this Act shall be appropriated to the account and dis-  
29 tributed by the Department of Administration as authorized in sec. 1 of this

1 Act. If the amount appropriated to the account is not sufficient to finance  
2 all entitlements, the amount appropriated shall be distributed pro rata  
3 among eligible municipalities.

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

12 \* Sec. 6. DEFINITION. In this Act,

13 (1) capital project" means

14 (A) a public facility; or

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

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

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

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

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