

Offered: 3/22/82
Referred: Finance

Original sponsor: Parr

1 IN THE SENATE

BY THE COMMUNITY AND REGIONAL
AFFAIRS COMMITTEE

2 CS FOR SENATE BILL NO. 627 (C&RA)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - SECOND SESSION

5 A BILL

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

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

9 * Section 1. Section 1, ch. 60, SLA 1981, is amended by adding a new
10 subsection to read:

11 (f) Municipalities that do not have the power under AS 29 to use
12 money received under this section in accordance with (c)(1) and (3) of
13 this section are granted that power.

14 * Sec. 2. Section 2(c), ch. 60, SLA 1981, is amended to read:

15 (c) By August 15, 1981, the Department of Community and Regional
16 Affairs shall notify each unincorporated community that its entitlement
17 is available. The Department of Community and Regional Affairs with
18 advice from the Department of Law shall determine whether there is [,]
19 in the unincorporated community [,] an incorporated entity or a Native
20 village council that [FEDERALLY CHARTERED ENTITY THAT DOES NOT POSSESS
21 SOVEREIGN IMMUNITY AND] will agree to receive and spend the entitlement
22 money [RECEIVED UNDER THE ENTITLEMENT]. If there is in the unincorpor-
23 rated community more than one qualified [INCORPORATED OR FEDERALLY
24 CHARTERED] entity, the Department of Community and Regional Affairs
25 shall pay the money under the entitlement to the entity that the depart-
26 ment finds most qualified to receive and spend the money consistent with
27 (d) and (e) of this section. The Department of Community and Regional
28 Affairs may require an otherwise qualified entity to have liability
29 insurance as a condition of receiving an entitlement. The Department

1 of Community and Regional Affairs may not pay entitlement money to a
2 Native village council unless the council waives immunity from suit
3 resulting from activities of the council related to the entitlement.
4 A waiver of immunity from suit must be on a form provided by the Depart-
5 ment of Law. Neither this subsection nor any action taken under it
6 enlarges or diminishes the governmental authority or jurisdiction of a
7 Native village council. [IN SELECTING THE RECIPIENT ENTITY, THE DEPART-
8 MENT OF COMMUNITY AND REGIONAL AFFAIRS SHALL GIVE PREFERENCE TO A NON-
9 PROFIT CORPORATION ORGANIZED BY AN UNINCORPORATED COMMUNITY FOR RECEIPT
10 OF THE ENTITLEMENT.]

11 * Sec. 3. Section 2(f), ch. 60, SLA 1981, is amended to read:

12 (f) If there is no qualified [INCORPORATED ENTITY OR FEDERALLY
13 CHARTERED] entity willing to receive the money in an unincorporated
14 community, the entitlement for that unincorporated community may not be
15 paid.

16 * Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-
17 070(c).