

Introduced: 3/18/83
Referred: Community and Regional
Affairs and Finance

1 IN THE SENATE BY SACKETT AND FERGUSON

2 SENATE BILL NO. 186

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to named recipient grants; and pro-
7 viding for an effective date."

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

9 * Section 1. AS 37.05.316 is amended by adding new subsections to read:

10 Sec. 37.05.316. GRANTS TO NAMED RECIPIENTS. (a) When an amount
11 is appropriated or allocated to a department as a grant for a named
12 recipient which is not a municipality, the department to which the
13 appropriation or allocation is made shall promptly notify the named
14 recipient of the availability of the grant and request the named
15 recipient to submit a proposal to provide the goods or services speci-
16 fied in the appropriation act, or both, for which the appropriation or
17 allocation is made. [AT THE SAME TIME, THE DEPARTMENT MAY ISSUE A
18 REQUEST FOR PROPOSALS FROM OTHER QUALIFIED PERSONS TO PROVIDE THE SAME
19 GOODS OR SERVICES, OR BOTH, IN THE SAME AREA. THE DEPARTMENT SHALL
20 CONTRACT WITH THE NAMED RECIPIENT UNLESS THE OFFICE OF THE GOVERNOR,
21 WITH DUE REGARD FOR ANY LOCAL EXPERTISE OR EXPERIENCE AMONG THOSE
22 MAKING PROPOSALS, DETERMINES THAT AN AWARD OF THE CONTRACT TO A DIF-
23 FERENT PARTY WOULD BETTER SERVE THE PUBLIC INTEREST. IF THE CONTRACT
24 IS AWARDED TO ANOTHER PARTY THAN THAT NAMED BY THE LEGISLATURE, THE
25 BASIS OF THAT ACTION SHALL BE STATED IN WRITING AT THE TIME THE GRANT
26 IS ISSUED AND A COPY OF THE WRITTEN STATEMENT SHALL BE SENT TO THE
27 LEGISLATIVE BUDGET AND AUDIT COMMITTEE. A CONTRACT SHALL BE EXECUTED
28 WITHIN 60 DAYS AFTER THE EFFECTIVE DATE OF THE APPROPRIATION OR ALLO-
29 CATION. THE PURCHASE OF THE GOODS OR SERVICES, OR BOTH, SHALL BE IN

1 ACCORDANCE WITH AS 37.05.230(1)(c).]

2 (b) The department to which the appropriation or allocation is
3 made shall have the right to audit records of the named recipient for
4 a grant made under this section.

5 (c) The named recipient shall be required to post a bond in the
6 percentage of the amount of the grant which is received from the
7 department.

8 (d) The named recipient shall waive the right of immunity from
9 legal action by the department for purposes of the grant made under
10 this section.

11 (e) The named recipient shall qualify to receive state grants if
12 they are certified under 26 U.S.C. 501(3)(4).

13 * Sec. 2. This Act takes effect immediately in accordance with AS 01.-
14 10.070(c).