

Offered: 3/16/84  
Referred: Rules

Original sponsor: Faiks

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 315 (Finance) am  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 THIRTEENTH LEGISLATURE - SECOND SESSION  
5 A BILL

6 For an Act entitled: "An Act relating to road maintenance service areas;  
7 and providing for an effective date."

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

9 \* Section 1. AS 19.30 is amended by adding new sections to read:

10 ARTICLE 4. ROAD MAINTENANCE SERVICE AREAS.

11 Sec. 19.30.260. PURPOSE. The purpose of AS 19.30.260 - 19.30.-  
12 320 is to facilitate funding for the upgrading, reconstruction, reha-  
13 bilitation, or paving of existing subdivision roads within a road  
14 maintenance service area established under AS 29.63 or under a home  
15 rule charter.

16 Sec. 19.30.270. ALLOCATION OF MONEY. (a) During each fiscal  
17 year each municipality shall receive money from the department that  
18 has been appropriated or otherwise designated for expenditure for road  
19 improvements within the municipality, based on the total road mileage  
20 in each road maintenance service area in the municipality. The  
21 amounts that are available shall be distributed pro rata among eligi-  
22 ble municipalities.

23 (b) Money allocated to a municipality under this section shall  
24 be disbursed by the municipality for road maintenance service areas  
25 based on a first come, first served priority of road maintenance  
26 service area applications, subject to a 50 percent match by each road  
27 maintenance service area.

28 (c) Money allocated under this section shall be available for  
29 expenditure in the road maintenance service area for which the funds

1 are authorized for a period of five years after the end of the fiscal  
2 year for which the funds are authorized. Money allocated for a road  
3 maintenance service area that is unexpended and unobligated at the end  
4 of the five-year period shall be used for other road maintenance  
5 service areas in the same municipality in accordance with AS 19.30.-  
6 260 - 19.30.320. If there are no other road maintenance service areas  
7 in the municipality for which the money can be used, the municipality  
8 shall remit the unexpended and unobligated money to the department and  
9 it shall lapse into the general fund.

10 (d) Fifty percent of the cost of construction in a road mainte-  
11 nance service area may be paid by road improvement district assess-  
12 ments.

13 Sec. 19.30.280. ELIGIBILITY. (a) After establishing a road  
14 maintenance service area under AS 29.63, or under a home rule charter,  
15 a municipality may apply to the department for a grant as money is  
16 available for road improvements, subject to regulations adopted by the  
17 department to carry out the provisions of AS 19.30.260 - 19.30.320.  
18 The department shall require a municipality to submit a five-year plan  
19 for the upgrading, reconstructing, rehabilitating, or paving of main-  
20 tenance service area roads for approval before October 1 of each  
21 fiscal year.

22 (b) A municipality shall establish design standards for con-  
23 struction in a road maintenance service area. An application for a  
24 grant for improving an existing road under this section which is  
25 constructed after the effective date of this bill may not be granted  
26 by the department until the existing road meets the minimum design  
27 standards of the municipality.

28 Sec. 19.30.290. ADMINISTRATION. (a) A contract entered into by  
29 a municipality for road construction within a road maintenance service

1 area for which funds allocated to the municipality under AS 19.30.-  
2 260 - 19.30.320 are used shall be awarded only on the basis of the  
3 lowest responsible bid by a bidder meeting established criteria of  
4 responsibility.

5 (b) Construction under AS 19.30.260 - 19.30.320 shall be admin-  
6 istered by the municipality in which the road maintenance service area  
7 is located.

8 Sec. 19.30.300. MAINTENANCE. The road maintenance service area  
9 shall be responsible for maintaining roads constructed under AS 19.-  
10 30.260 - 19.30.320. The road maintenance service area may contract  
11 with a municipality for maintenance of the roads.

12 Sec. 19.30.310. REPORT. No later than October 1 of each year, a  
13 municipality that has received money under AS 19.30.270 shall submit a  
14 report to the department showing the use of the money by the munici-  
15 pality during the preceding 12 months. No later than December 1 of  
16 each year, the department shall prepare and submit to the governor a  
17 report showing the use of the money allocated under AS 19.30.270  
18 during the preceding 12 months.

19 Sec. 19.30.320. DEFINITIONS. In AS 19.30.260 - 19.30.320

20 (1) "construction" or "road improvement" has the meaning  
21 given in AS 19.45.001 and includes utility and drainage costs but  
22 excludes financial costs, right-of-way costs, and new road construc-  
23 tion;

24 (2) "department" means the Department of Transportation and  
25 Public Facilities;

26 (3) "municipality" means a municipality that has road  
27 construction or maintenance powers;

28 (4) "subdivision" has the meaning given in AS 40.15.190(2).

29 \* Sec. 2. This Act takes effect July 1, 1984.