

Introduced: 1/14/85  
Referred: Finance

1 IN THE HOUSE

BY LARSON AND GRUSSENDORF

2

HOUSE BILL NO. 41

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - FIRST SESSION

5

A BILL

6 For an Act entitled: "An Act relating to state grants for capital proj-  
7 ects."

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

9 \* Section 1. AS 37.05.315(c) is amended to read:

10 (c) In accepting a grant of money for construction of a public  
11 facility, a municipality covenants with the state that it will pay at  
12 least 10 percent of the total cost of the project, operate and main-  
13 tain the facility for the practical life of the facility and that the  
14 municipality will not look to the state to operate or maintain the  
15 facility or pay for its operation or maintenance. This requirement  
16 does not apply to a grant of money for repair or improvement of an  
17 existing facility operated or maintained by the state at the time the  
18 grant is accepted if the repair or improvement for which the grant is  
19 made will not substantially increase the operating or maintenance  
20 costs to the state.

21 \* Sec. 2. AS 37.05.316 is amended to read:

22 Sec. 37.05.316. GRANTS TO NAMED RECIPIENTS. When an amount is  
23 appropriated or allocated to a department as a grant for a named  
24 recipient which is not a municipality, the department to which the  
25 appropriation or allocation is made shall promptly notify the named  
26 recipient of the availability of the grant and request the named  
27 recipient to submit a proposal to provide the goods or services spec-  
28 ified in the appropriation act, or both, for which the appropriation  
29 or allocation is made. At the same time, the department may issue a

1 request for proposals from other qualified persons to provide the same  
2 goods or services, or both, in the same area. The department shall  
3 contract with the named recipient unless the Office of the Governor,  
4 with due regard for any local expertise or experience among those  
5 making proposals, determines that an award of the contract to a dif-  
6 ferent party would better serve the public interest. If the contract  
7 is awarded to another party than that named by the legislature, the  
8 basis of that action shall be stated in writing at the time the grant  
9 is issued and a copy of the written statement shall be sent to the  
10 Legislative Budget and Audit Committee. A contract shall be executed  
11 within 60 days after the effective date of the appropriation or allo-  
12 cation. The purchase of the goods or services, or both, shall be in  
13 accordance with AS 37.05.230(1)(B). A contract for construction of a  
14 public facility shall provide that the named recipient shall pay at  
15 least 10 percent of the total cost of the project.

16 \* Sec. 3. AS 37.05.317 is amended to read:

17 Sec. 37.05.317. GRANTS TO UNINCORPORATED COMMUNITIES. When an  
18 amount is appropriated or allocated as a grant under this section to  
19 an unincorporated community, it shall be disbursed as follows:

20 (1) Within 45 days after the effective date of the appro-  
21 priation or allocation, the Department of Community and Regional  
22 Affairs shall notify the governing body of the unincorporated communi-  
23 ty, if any, that a grant is available.

24 (2) The Department of Community and Regional Affairs shall  
25 determine if there is a qualified incorporated entity in the community  
26 area that will agree to receive the grant and administer it, subject  
27 to terms generally applicable to private grantees. If there is more  
28 than one such entity, the Department of Community and Regional Affairs  
29 shall select the most qualified and the grant shall be awarded to that

1 incorporated entity for the purposes specified in the appropriation  
2 act. However, the Department of Community and Regional Affairs shall  
3 give preference to a nonprofit corporation organized by a community  
4 for receipt of the grant.

5 (3) If there is no incorporated entity qualified to receive  
6 the grant, the Department of Community and Regional Affairs shall  
7 administer the program as specified in the appropriation act directly  
8 or through agents or contractors with whom it may contract in the  
9 community area.

10 (4) If the grant is for construction of a public facility,  
11 the recipient of the grant shall agree to pay at least 10 percent of  
12 the total cost of the project unless the project is administered by  
13 the Department of Community and Regional Affairs under (3) of this  
14 section.