

SENATE BILL NO. 60

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY SENATOR FAHRENKAMP

Introduced: 1/21/91

Referred: C&RA, Judiciary and Finance

A BILL**FOR AN ACT ENTITLED**

1 "An Act directing the commissioner of community and regional affairs to establish and
 2 operate a security deposit payment guarantee program as part of a housing assistance
 3 effort to assist the homeless."

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

5 * Section 1. AS 44.47 is amended by adding a new section to read:

6 ARTICLE 11A. ASSISTANCE TO HOMELESS PERSONS.

7 Sec. 44.47.775. SECURITY DEPOSIT ASSISTANCE. (a) In cooperation with state
 8 agencies providing housing assistance to low-income persons, the commissioner shall develop and
 9 implement a program under which the commissioner guarantees the payment of security deposits
 10 that may be required for assisted housing for homeless individuals. Subject to legislative
 11 appropriation for the purpose, the commissioner may enter into security deposit payment
 12 guarantee agreements with persons who, as landlords, provide assisted housing for homeless
 13 individuals as tenants for whom a security deposit payment is required by the landlord under
 14 AS 34.03.070. The agreements may provide for the commissioner's payment to a landlord for

1 damages that the landlord suffers by reason of the tenant's noncompliance with AS 34.03.120.
2 A participant for whom the department has paid a security deposit is indebted to the department
3 in the amount paid.

4 (b) The department may contract with municipalities, nonprofit organizations, or other
5 organizations to provide services under this program. Contracts entered into under this subsection
6 are not subject to AS 36.30 (State Procurement Code).

7 (c) In operating this program, the department shall consult with homeless individuals and
8 with individuals, groups, and organizations representing or assisting homeless individuals.

9 (d) The Administrative Procedure Act (AS 44.62) applies to actions of the department
10 under this section.

11 (e) The commissioner may adopt regulations establishing terms and conditions under
12 which the department may guarantee the payment of security deposits under this section.

13 (f) In this section,

14 (1) "assisted housing" means rental housing assistance for low-income persons
15 under a program of the department, the Department of Health and Social Services, the Alaska
16 State Housing Authority, a regional housing authority, or a federal housing agency; and

17 (2) "homeless individuals" has the meaning given by program regulations adopted
18 by the Secretary of Housing and Urban Development to implement the Stewart B. McKinney
19 Homeless Assistance Act, P.L. 100-77, as amended.

20 * Sec. 2. AS 36.30.850(b) is amended by adding a new paragraph to read:

21 (23) contracts entered into under AS 44.47.775(b).