

THE LEGISLATURE OF THE STATE OF ALASKA  
TWELFTH LEGISLATURE

FISCAL NOTE

I. REQUEST  
 Bill/Resolution No. HB 551  
 Title An Act relating to planning & improvement loans  
 Requested by House C&RA Date 5-14-81

II. FISCAL DETAIL  
 Agency Affected Natural Resources  
 Program Category Affected NRMEC  
 BRU, Program, or Subprogram(s) Affected Land Management  
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)  
EXPENDITURES (Thousands of Dollars)

	FY 81	FY 82	FY 83	FY 84	FY 85	FY 86
100 PERSONAL SERVICES		118.9	118.9			
200 TRAVEL		10.0	10.0			
300 CONTRACTUAL		5.0	5.0			
400 COMMODITIES		.6	.6			
500 EQUIPMENT		12.0				
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.		30,000.0	30,000.0			
<b>TOTAL</b>		<b>30,146.5</b>	<b>30,134.5</b>			

FUNDING (Thousands of Dollars)

GENERAL FUND		30,146.5	30,134.5			
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME						
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

- Demand assessment will be done as part of SB 531 or HB 31 requirement - no additional fiscal impact.
- One LMO III in each district is required to process loan applications and prepare background information for commissioner and/or legislative approval.
- One Acctg. Tech II will be required to maintain loan files, send bills, and transmit receipts.
- Loan requirements are estimated at \$60,000,000 for first two years. (Approximately 20,000 acres per year)

IV. DATE 5 June 81 PREPARED BY [Signature]  
 AGENCY \_\_\_\_\_  
 PHONE \_\_\_\_\_  
 Original: Legislative Finance  
 cc: Budget and Management  
 Prime Sponsor (First Legislator Named)

Original sponsors: Grussendorf, Duncan  
and Gardiner

Offered: 5/28/81  
Referred: Finance

1 IN THE HOUSE

BY THE COMMUNITY AND  
REGIONAL AFFAIRS COMMITTEE

2

CS FOR HOUSE BILL NO. 551 (C&RA)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TWELFTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act relating to planning and improvement loans for  
7 municipalities to implement land disposal programs;  
8 and providing for an effective date."

9

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

10

\* Section 1. AS 38.05 is amended by adding a new section to read:

11

Sec. 38.05.048. FINANCIAL ASSISTANCE FOR DISPOSAL OF MUNICIPAL

12

LAND. (a) A home rule, general law, or unified municipality may apply  
13 to the department for a loan to plan a program to dispose of municipal  
14 land to the public. The loan application may include amounts to finance  
15 the expenses of identifying and classifying land for disposal, survey-  
16 ing land for subdivisions, designing subdivision plats, planning  
17 improvements, and platting and recording a subdivision of land to be  
18 disposed of to the public. An application for a loan must be accom-  
19 panied by a plan for disposal of municipal land including

20

(1) an estimate of the amount of land to be disposed of;

21

(2) an estimate of the period of time during which the land  
22 will be disposed of;

23

(3) a general description of the land to be studied for  
24 possible subdivision and disposal or a copy of a proposed subdivision  
25 plat of land to be disposed of;

26

(4) a resolution by the governing body of the municipality  
27 that the purpose of the proposed subdivision is to make land available  
28 to the public and that the loan will be applied exclusively to the  
29 costs of subdividing land for disposal to the public.

1 (b) A home rule, general law, or unified municipality may apply  
2 to the department for a loan to install improvements on a subdivision  
3 of land to be disposed of to the public. The loan application may  
4 include amounts to finance the installation of access roads, subdivision  
5 roads, street paving, sewer and water, and other improvements that are  
6 required by subdivision ordinances of the municipality or by regulation  
7 of the municipal platting board adopted under AS 29.33.150. An applica-  
8 tion for a loan must include

9 (1) a copy of the preliminary subdivision plat of the land  
10 to be disposed of to the public which has been approved by the govern-  
11 ing body of the municipality;

12 (2) an estimate of the costs of improvements for the sub-  
13 division;

14 (3) a resolution by the governing body of the municipality  
15 that the loan will be used exclusively for installing improvements in  
16 accordance with this subsection and that the money which the munici-  
17 pality receives from the sale of lots in the subdivision will be used  
18 to repay the loan.

19 (c) The department may approve an application filed by a munici-  
20 pality in accordance with (a) or (b) of this section upon determining  
21 that the money from the sale of lots in the subdivision of land will be  
22 sufficient to repay the loan. The department may not demand security  
23 for a loan under this section. The department shall establish terms  
24 and conditions for a loan, including at least the following:

25 (1) the rate of interest on the loan; the rate may not  
26 exceed six percent;

27 (2) each lot in the subdivision shall be made available by  
28 the municipality for purchase by the public as soon as possible;

29 (3) repayment of a loan shall begin within three months

1 after the municipality receives the first payment or partial payment  
2 for a lot in the subdivision which has been purchased;

3 (4) all money which the municipality receives from the sale  
4 of lots in the subdivision shall be used to repay the loan until the  
5 loan is fully repaid; and

6 (5) the loan shall be repaid within 20 years of the date the  
7 municipality is required to make its first payment.

8 (d) Notwithstanding (c) of this section, a municipality may allow  
9 a discount in accordance with AS 38.05.058 on the purchase price of a  
10 lot in a subdivision developed with money from a loan made under this  
11 section. If a municipality allows a discount under this subsection,  
12 the department shall forgive repayment of an amount of the loan equal  
13 to the amount by which the purchase price was discounted.

14 (e) An amendment to the plat of a subdivision which has been  
15 developed with money from a loan made under this section shall be  
16 subject to approval by the department until the loan is entirely repaid.

17 (f) The department may adopt regulations under the Administrative  
18 Procedure Act (AS 44.62) necessary to administer the loan programs  
19 established by (a) and (b) of this section.

20 \* Sec. 2. This Act takes effect July 1, 1981.  
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Introduced: 5/4/81  
Referred: Community & Regional  
Affairs and Finance

1 IN THE HOUSE

BY GRUSSENDORF, DUNCAN AND  
GARDINER

2 HOUSE BILL NO. 551

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TWELFTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to planning and improvement loans for  
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19 panied by a plan for disposal of municipal land including

20 (1) an estimate of the amount of land to be disposed of;

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24 possible subdivision and disposal or a copy of a proposed subdivision  
25 plat of land to be disposed of;

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27 that the purpose of the proposed subdivision is to make land available  
28 to the public and that the loan will be applied exclusively to the  
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1 (b) A home rule, general law, or unified municipality may apply  
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6 division ordinances of the municipality or by regulation of the  
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9 (1) a copy of the recorded subdivision plat of land to be  
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11 (2) an estimate of the costs of improvements for the sub-  
12 division;

13 (3) a resolution by the governing body of the municipality  
14 that the loan will be used exclusively for installing improvements on a  
15 subdivision of land to be disposed of to the public and that the  
16 proceeds of the sale of lots in the subdivision will be used to repay  
17 the loan.

18 (c) Repayment of a loan made under (a) or (b) of this section  
19 must begin after disposal of the land or three years after receipt of  
20 the loan, whichever is earlier. A loan must be repaid over a period of  
21 not more than 20 years with interest not to exceed six percent.

22 (d) A loan made under (a) or (b) of this section becomes an  
23 encumbrance on all lots in a subdivision developed with money from the  
24 loan which has priority over all other encumbrances. The total sales  
25 price of all lots in the subdivision may not be less than 105 percent  
26 of the balance of the loan unpaid at the time the first lot is sold,  
27 and proceeds of sale of each lot shall be used to repay the loan until  
28 the entire balance including interest is repaid. The encumbrance on an  
29 individual lot in the subdivision shall be released when payment for

1 the lot is received by the department.

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**COMMITTEE REPORT**

**HOUSE**

5/28/81

FURTHER:

(11)

Date: \_\_\_\_\_

Mr. Speaker:

The Committee on FINANCE has had HB 551

"An Act relating to planning and improvement loans for municipalities to implement land disposal programs; and providing for an effective date."

under consideration and reports it back as follows:

- [ ] do pass [ ] do not pass
- [ ] do pass with attached amendments(s)
- [ ] replace with CS for \_\_\_\_\_ [ ] same title [ ] new title
- and recommends \_\_\_\_\_
- [ ] AND attaches a "Letter of Intent" [ ] New Fiscal Note
- [ ] reports it back without recommendation
- [ ] referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS:

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CHAIRMAN

COMMITTEE REPORT

HOUSE

5/28

5/4/81

FURTHER: FINANCE

(7)

Date: 5-27-81

Mr. Speaker:

The Committee on COMMUNITY & REGIONAL AFFAIRS has had HB 551

"An Act relating to planning and improvement loans for municipalities to implement land disposal programs; and providing for an effective date."

under consideration and reports it back as follows:

- do pass  do not pass
- do pass with attached amendments(s)
- replace with CS for HB 551 (C+RA)  same title  
 new title
- and recommends if do Pass
- AND attaches a "Letter of Intent"  New Fiscal Note
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MEMBERS SIGNING  
DO PASS

[Signature]  
[Signature]  
[Signature]  
[Signature]  
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MEMBERS HAVING  
OTHER RECOMMENDATIONS:

[Signature] (No Rec)  
[Signature] - Do Not Pass  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

[Signature]  
 CHAIRMAN

Cook  
12-1590

Original sponsors: Grussendorf, Duncan  
and Gardiner

Offered: 5/28/81  
Referred: Finance

BY THE COMMUNITY AND  
REGIONAL AFFAIRS COMMITTEE

1 IN THE HOUSE

2 CS FOR HOUSE BILL NO. 551 (C&RA)

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4 TWELFTH LEGISLATURE - FIRST SESSION

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COMMITTEE COPY

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Cook  
12-1590

Introduced: 5/4/81  
Referred: Community & Regional  
Affairs and Finance

BY GRUSSENDORF, DUNCAN AND  
GARDINER

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HB 551

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ALASKA STATE LEGISLATURE

TWELFTH Legislature FIRST Session

HOUSE BILL NO. 551.  
By GRUSSENDORF, DUNCAN AND GARDINER

"An Act relating to planning and improvement loans for municipalities to implement land disposal programs; and providing for an effective date."

Planning & improvement loans for municipalities to implement land disposal prgrms.

Introduced in the House 5/4, 1981

HISTORY IN THE HOUSE

19 81	Read first time and referred to Committee on C&RA and Finance												
May 4	Reported back with recommendation that												
	Read second time and												
	Read third time and												
	<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused		
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Excused	Excused												
	Reported correctly engrossed Signed by Speaker Sent to Senate												
CHIEF CLERK OF THE HOUSE													

HISTORY IN THE SENATE

19	Read first time and referred to Committee on												
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Absent	Absent												
Excused	Excused												
	Reported correctly engrossed Signed by President Returned to House												
SECRETARY OF THE SENATE													

HISTORY IN THE HOUSE

19	Received from Senate
	Concurred in Senate amendment thus adopting: VOTE
	Failed to concur in Senate amendment; asked Senate to recede VOTE
	Senate receded from amendment VOTE
	Senate failed to recede from amendment VOTE
	CC appointed by House
	CC appointed by Senate
	CC adopted by House VOTE
	CC adopted by Senate VOTE
	To enrolling Reported correctly enrolled Sent to Governor  ..... by Governor
	Filed with Lt. Governor
	Chapter No. ....