

EO

93

SFIN

FILE



OFFICIAL BUSINESS

Alaska State Legislature Senate

Office of the Secretary

January 8, 1996

STATE CAPITOL
JUNEAU, ALASKA 99801-1182
(907) 465-3701
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MEMORANDUM

TO: Senator Torgerson, Chair
Community and Regional Affairs Committee

Senator Kelly, Chair
Labor and Commerce Committee

Senator Frank, Cochair
Senator Halford, Cochair
~~Senate Finance Committee~~

FROM: Nancy Quinto
Secretary of the Senate

RE: Executive Order No. 93

The President has referred Executive Order No. 93 (transferring the responsibility for the Alaska regional economic assistance program from the Department of Commerce and Economic Development to the Department of Community and Regional Affairs) to your committees.

Section 23, Article III of the Constitution states:

The governor may make changes in the organization of the executive branch or in the assignment of functions among its units which he considers necessary for efficient administration. Where these changes require the force of law, they shall be set forth in executive orders. The legislature shall have sixty days of a regular session, or a full session if of shorter duration, to disapprove these executive orders. Unless disapproved by resolution concurred in by a majority of the members in joint session, these orders become effective at a date thereafter to be designated by the governor.

If you wish to report any recommendations to the body, please do so within the sixty day limit.

Attachment

Introduced in the House: 1/8/96

Referred: Community and Regional Affairs, Labor and Commerce, State Affairs, Finance

Introduced in the Senate: 1/8/96

Referred: Community and Regional Affairs, Labor and Commerce, Finance

EXECUTIVE ORDER NO. 93

1 Under the authority of art. III, sec. 23, of the Alaska Constitution, and in accordance
2 with AS 24.08.210, I order the following:

3 * **Section 1. FINDINGS.** As governor, I find that it would be in the best interests of
4 efficient administration to transfer the responsibility for the Alaska regional economic
5 assistance program from the Department of Commerce and Economic Development to the
6 Department of Community and Regional Affairs.

7 * **Sec. 2.** AS 09.65.170(c)(2) is amended to read:

8 (2) "regional development organization" has the meaning given in
9 AS 44.47.900 [AS 44.33.026].

10 * **Sec. 3.** AS 36.30.850(b)(30) is amended to read:

11 (30) contracts entered into with a regional development organization;
12 in this paragraph, "regional development organization" has the meaning given in
13 AS 44.47.900 [AS 44.33.026];

14 * **Sec. 4.** AS 44.47 is amended by adding a new section to read:

15 **ARTICLE 9A. REGIONAL ECONOMIC ASSISTANCE PROGRAM.**

16 **Sec. 44.47.900. ALASKA REGIONAL ECONOMIC ASSISTANCE**
17 **PROGRAM.** (a) The department shall

18 (1) encourage the formation of regional development organizations by
19 providing assistance in forming organizations to interested individuals, including
20 information on how to qualify and apply for regional development grants and federal
21 funding under 42 U.S.C. 3121 - 3246 (Public Works and Economic Development Act
22 of 1965), as amended;

23 (2) assist an interested individual in establishing boundaries for a
24 proposed organization to ensure that the region

1 (A) is of sufficient geographic size and contains a large enough
2 population to form an economically viable unit with shared interests,
3 resources, traditions, and goals;
4 (B) contains at least one municipality that serves as a regional
5 center; and
6 (C) contains the entire area of each municipality included in
7 the region;
8 (3) gather information about regional economic issues, international
9 trade, and tourism from organizations;
10 (4) serve as liaison between organizations and other state agencies and
11 encourage other agencies to make resources available to help accomplish goals of the
12 organizations;
13 (5) assist each organization to
14 (A) provide services designed to encourage economic
15 development to local communities and businesses;
16 (B) collect and distribute economic information relevant to the
17 region;
18 (C) participate in state marketing campaigns and join state
19 trade missions that are relevant to the region; and
20 (D) develop and implement strategies to attract new industry,
21 expand international trade opportunities, and encourage tourism within the
22 region.
23 (b) Subject to (c) of this section, the department may make regional
24 development grants to organizations for projects the department determines will be of
25 value in encouraging economic development. During a fiscal year the department
26 may make no more than 15 grants and may only make grants to one organization
27 from a particular region. An organization that is designated an economic development
28 district under 42 U.S.C. 3171 qualifies for grants under this subsection. The
29 department shall by regulation adopt procedures for applying for regional development
30 grants, including application deadlines. The department may by regulation establish
31 additional grant eligibility requirements.

1 (c) To qualify for a grant, a regional development organization must match
2 the grant by providing an amount of money from nonstate sources. The department
3 shall establish by regulation a formula that determines the amount of the match
4 required under this subsection based upon the capability of each organization to
5 generate money from nonstate sources. The amount of match required may not exceed
6 the amount of grant money and may not be less than 20 percent of the grant. The total
7 amount of grant money provided to an organization during a fiscal year may not
8 exceed \$100,000.

9 (d) There is established in the department the regional development fund
10 consisting of appropriations to the fund. Money from the fund may be used only for
11 regional development grants.

12 (e) In this section, "regional development organization" or "organization"
13 means a nonprofit organization or nonprofit corporation formed to encourage
14 economic development within a particular region of the state that includes the entire
15 area of each municipality within that region and that has a board of directors that
16 represents the region's economic, political, and social interests.

17 * Sec. 5. AS 44.33.026 is repealed.

18 * Sec. 6. Section 3, ch. 94, SLA 1988, as amended by sec. 1, ch. 35, SLA 1992, is further
19 amended to read:

20 Sec. 3. AS 44.47.900 [AS 44.33.026] is repealed July 1, 1997.

21 * Sec. 7. TRANSITION. (a) Litigation, hearings, investigations, and other proceedings
22 pending under a law amended or repealed by this Order, or in connection with functions
23 transferred by this Order, continue in effect and may be continued and completed
24 notwithstanding a transfer or amendment or repeal provided for in this Order.

25 (b) Contracts, rights, liabilities, and obligations created by or under a law amended
26 or repealed by this Executive order, and in effect on June 30, 1996, remain in effect
27 notwithstanding this Order's taking effect. Records, equipment, appropriations, and other
28 property of agencies of the state whose functions are transferred under this Order shall be
29 transferred to implement the provisions of this Order.

30 (c) Regulations adopted by the Department of Commerce and Economic Development
31 before July 1, 1996 concerning the Alaska regional economic assistance program remain in

- 1 effect and may be implemented and enforced by the Department of Community and Regional
- 2 Affairs until its own regulations take effect.
- 3 * **Sec. 8.** This Order takes effect July 1, 1996.

DATED: _____

Tony Knowles
Governor

FISCAL NOTE

Revision Date: _____ Dept. Affected: Community & Regional Affairs
 Title: EO - ARDOR BRU: Employment/Training/Rural Dev.
 Component: Rural Development Grants
 Sponsor: Rules Committee
 Requestor: Governor COMPONENT SERIAL NO. 667

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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REVENUE FUND SOURCE:						
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FUNDING: (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other 1007 I/A						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of current year (FY96)

costs: _____

POSITIONS:

FULL-TIME	0.0	0.0	0.0	0.0	0.0	0.0
PART-TIME						
TEMPORARY						

ANALYSIS: (Attach a separate page if necessary)

The ARDORS program is being transferred by Executive Order from the Department of Commerce and Economic Development to the Department of Community and Regional Affairs. Fiscal impacts will be addressed by budget amendment at a later date.

Prepared by: Remond Henderson, Director *Remond Henderson* Phone: 465-4708
 Division: Division of Administrative Services Date: 01/04/96
 Approved by Commissioner: Mike Irwin *Mike Irwin* Date: 01/04/96
 Agency: Community & Regional Affairs

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FISCAL NOTE

No. 2

Bill Version: EO 93

(S) Publish Date: 1/8/96

STATE OF ALASKA
1996 LEGISLATIVE SESSION

Revision Date: _____
 Title: Executive Order transferring the ARDOR Program
 to the Department of Community and Regional Affairs
 Sponsor: Rules
 Requestor: Governor

Department: Commerce and Economic Development
 BRU: Trade and Development
 Component: Trade and Development
 COMPONENT SERIAL NO. 2056

Expenditures/Revenues	(Thousands of Dollars)					
OPERATING EXPENDITURES	FY 97	FY 98	FY 99	FY 00	FY 01	FY 02
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES	
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CHANGE IN REVENUES	
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FUND SOURCE	(Thousands of Dollars)					
1002 Federal Receipts						
1003 GF Match						
1004 General Fund						
1005 GF Program Receipts						
1006 GF MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY 96) cost: \$ _____

POSITIONS	
FULL-TIME	
PART-TIME	
TEMPORARY	

ANALYSIS: (Attach a separate page if necessary)
 This Executive Order will have no fiscal impact. The financial transfer will be accomplished with an amendment to the FY 97 budget transferring the \$650.0 grant program and \$15.0 for administrative costs from the Department of Commerce and Economic Development, Division of Trade and Development, to the Department of Community and Regional Affairs.

Prepared by: Guy Bell, Director Phone: 465-2505
 Division: Administrative Services Date: January 5, 1996
 Approved by Commissioner: William L. Hensley Date: 1-5-96
 Agency: Commerce and Economic Development

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TONY KNOWLES
GOVERNOR



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OFFICE OF THE GOVERNOR
JUNEAU

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2093

January 8, 1996

The Honorable Druæ Pearce
President of the Senate
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182

Dear President Pearce:

Under the authority of art. III, sec. 23, of the Alaska Constitution, I am transmitting an Executive Order to transfer the Alaska regional economic assistance program (AS 44.33.026) from the Department of Commerce and Economic Development (DCED) to the Department of Community and Regional Affairs (DCRA).

The transfer of this program to DCRA is in the interest of more efficient functioning of state government. There are already several loan programs administered by DCRA to encourage rural economic development. Because the Alaska regional economic assistance program has essentially the same goals, placing this program in DCRA should result in more efficient operation.

I urge your support of this Executive Order.

Sincerely,

A handwritten signature in cursive script that reads "Tony Knowles".

Tony Knowles
Governor