

**SB**

**135**

**SFIN**

**FILE**

5/4/99

# SENATE FINANCE COMMITTEE REPORT

DATE: 4/21/99

FURTHER:

DATE TURNED IN TO OFFICE: 4 May 1999

Finance Committee considered

SENATE BILL NO. 135

"An Act relating to the membership of a metropolitan highway planning organization."

and recommends:

- be replaced with \_\_\_\_\_ CS SB 135 ( FIN )
- adopt previous \_\_\_\_\_ CS CS ( \_\_\_\_\_ )
- attached amendment(s) forth coming
- adopt Letter of Intent by \_\_\_\_\_
- refer referral to the \_\_\_\_\_ Committee

- Senate Bill:**
- same title
  - new title
- House Bill:**
- same title
  - technical title
  - new: SCR# \_\_\_\_\_

| SIGNING DO PASS              | DP | OTHER RECOMMENDATIONS | NR | DNP | AM |
|------------------------------|----|-----------------------|----|-----|----|
| <i>[Signature]</i>           | ✓  | <i>[Signature]</i>    | ✓  |     |    |
| <i>[Signature]</i>           | ✓  | <i>[Signature]</i>    | ✓  |     |    |
| <i>[Signature]</i>           | ✓  | <i>[Signature]</i>    | ✓  |     |    |
|                              |    | <i>[Signature]</i>    | ✓  |     |    |
|                              |    | <i>[Signature]</i>    | X  |     |    |
| Co-Chair: <i>[Signature]</i> | ✓  | Co-Chair:             |    |     |    |
| Co-Chair: <i>[Signature]</i> | ✓  | Co-Chair:             |    |     |    |

### NEW FISCAL NOTE(S):

| Department      | Date | Zero | Fiscal |
|-----------------|------|------|--------|
| forthcoming     |      |      |        |
| SFC FIN to      |      |      |        |
| replace DEC. "2 |      |      |        |

### PREVIOUS FISCAL NOTE(S):\*

| Department | Date   | Zero | Fiscal |
|------------|--------|------|--------|
| DOTPF      | 4/6/99 | ✓    |        |

APPROPRIATION -- no fiscal note

\*include fiscal notes accompanying Governor's bill

WORK DRAFT

WORK DRAFT

WORK DRAFT

1-LS0785H  
Utermohle  
5/4/99

5/04  
moved by Donkey  
object Adams - WIT  
w/o obj. ADOPTED as  
H DRAWN  
work draft

**CS FOR SENATE BILL NO. 135( )**

**IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-FIRST LEGISLATURE - FIRST SESSION**

**BY**

Offered:  
Referred:

Sponsor(s): **SENATE TRANSPORTATION COMMITTEE**

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act relating to the membership and duties of a metropolitan highway  
2 planning organization."

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

4 \* Section 1. AS 19.20 is amended by adding new sections to read:

5 **Article 2. Metropolitan Highway Planning Organizations.**

6 **Sec. 19.20.200. Metropolitan highway planning organizations. (a) A**

7 metropolitan highway planning organization designated, redesignated, or organized  
8 under 23 U.S.C. 134 for a metropolitan area with a population greater than 200,000  
9 persons shall consist of seven voting members. The commissioner of environmental  
10 conservation or the commissioner's designee shall be a nonvoting member of the  
11 organization. Four voting members of the organization shall be designated by the  
12 municipalities that are located partially or wholly within the metropolitan area and  
13 three voting members shall be designated as follows:

14 (1) one member of the senate whose district is located partially or

WORK DRAFT

WORK DRAFT

I-I.S0785UH

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wholly within the metropolitan area and who is selected by a majority of the members of the senate whose districts are located partially or wholly within the metropolitan area; a person who is selected to serve as a member of a metropolitan highway planning organization under this paragraph may not receive compensation for service on the metropolitan highway planning organization;

(2) one member of the house of representatives whose district is located partially or wholly within the metropolitan area and who is selected by a majority of the members of the house of representatives whose districts are located partially or wholly within the metropolitan area; a person who is selected to serve as a member of a metropolitan highway planning organization under this paragraph may not receive compensation for service on the metropolitan highway planning organization; and

(3) one member appointed by the governor.

(b) Each metropolitan highway planning organization shall submit its current transportation improvement plan prepared under 23 C.F.R. 450.324 or current update of the transportation improvement plan to the legislature by January 15 of each year.

SENATE FINANCE VOID same as  
COMMITTEE # 1-LS0785A.2 #2  
Amendment Number: #1 Utermohle  
Bill Number: SB 135 4/27/99  
Sponsor: Donley Date: 4/29/99  
Logged In By: J. Mindy

A M E N D M E N T

OFFERED IN THE SENATE  
TO: SB 135

BY SENATOR DONLEY

- 1 Page 1, line 9:
- 2 Delete "members. Four"
- 3 Insert "voting members. The commissioner of environmental conservation or the
- 4 commissioner's designee shall be a nonvoting member of the organization. Four voting"
  
- 5 Page 1, line 11, following "three":
- 6 Insert "voting"

SENATE FINANCE  
COMMITTEE

1-LS0785A.2

Amendment Number: 2

Utermohle

Bill Number: SB 135

4/27/99

Sponsor: Donley Date: 5/3/99

A M E N D M E N T Logged In By: J Mindy

OFFERED IN THE SENATE

BY SENATOR DONLEY

TO: SB 135

1 Page 1, line 9:

2 Delete "members. Four"

3 Insert "voting members. The commissioner of environmental conservation or the  
4 commissioner's designee shall be a nonvoting member of the organization. Four voting"

5 Page 1, line 11, following "three":

6 Insert "voting"

A M E N D M E N T

OFFERED IN THE SENATE  
TO: SB 135

SENATE FINANCE  
COMMITTEE  
Amendment Number: 3  
Bill Number: SB 135  
Sponsor: Donby Date: 5/3/99  
Logged In By: J. Mindy

- 1 Page 1, line 1, following "membership":  
2       Insert "and duties"
- 3 Page 1, line 6, following "organizations.":  
4       Insert "(a)"
- 5 Page 2, following line 10:  
6       Insert a new subsection to read:  
7               "(b) Each metropolitan highway planning organization shall submit its current  
8       transportation improvement plan prepared under 23 C.F.R. 450.324 or current update  
9       of the transportation improvement plan to the legislature by the 10th legislative day  
10      of each regular session."

# Alaska State Legislature



Session:  
State Capitol, Room 423  
Juneau, AK 99801-1182  
(907) 465-4921

Interim:  
716 W. 4th Avenue, Ste. 450  
Anchorage, AK 99501-2133  
(907) 258-8183

## SENATE TRANSPORTATION COMMITTEE

### SPONSOR STATEMENT for SB 135 METROPOLITAN PLANNING AUTHORITY

RECEIVED

MAY 03 1999

Senate Finance  
Committee

SB 135 amends the Anchorage Metropolitan Area Transportation Study (AMATS) operating agreement and increases the policy committee membership to seven by:

- adding two Anchorage legislators; one member each from the senate and house;
- increasing the local representation from three members to four; two members chosen by the Mayor and two members chosen by the Assembly;
- decreasing the state administration representation from two members to one.

AMATS was created in 1976 by an agreement between the Governor and the Mayor of Anchorage to comply with federal law requiring communities over 50,000 in population to have a Metropolitan Planning Organization (MPO) in order to qualify for federal highway funding.

Pursuant to that agreement the AMATS Policy Committee is presently composed of two Anchorage Assembly members, one representative from the State Department of Transportation and Public Facilities, one representative from the State Department of Environmental Conservation and the Mayor of Anchorage. **The AMATS Policy Committee has representation from all relevant branches of local and state government except the State Legislature.**

While AMATS policy requires legislative authorization before any federal funds can be expended on AMATS priority projects, no member of the Alaska State Legislature sits on the committee.

**The current AMATS format has failed to provide adequate planning for Anchorage road projects and has not provided needed leadership for advocating Anchorage's needs in the state budget process.**

During the last 10 years, AMATS, to avoid controversy, ignored and failed to deal with major long term traffic problems, Anchorage witnessed a dramatic increase in both its traffic volume and congestion. Unfortunately, despite the desperate need for traffic solutions, the AMATS committee, until very recently, had not adequately planned for

Senate Bill 135  
Sponsor Statement  
Page 2

sorely needed major new surface transportation corridors such as; improvements to the intersection at Lake Otis Parkway and Tudor Road, major improvements to the Glenn and New Seward Highways and the connection of Abbott Loop north to Bragaw.

Last year AMATS even increased the ratio of funding allocated to non-road projects to about 15% which is more than 50% above the federal standard despite opposition from the Anchorage Legislative Caucus.

The Federal Highway Administration (FHWA) has stated no objection to changing the composition of the AMATS Policy Committee to include members of the State Legislature. Further, the FHWA has stated that there is no reason the AMATS program would not remain in compliance with federal regulations once the change in membership has been instituted.

An example of a successful Metropolitan Planning Organization with state legislative participation is the Oahu Metropolitan Planning Organization (OMPO) in Honolulu, Hawaii. Under the auspices of the federal government, **created by the State Legislature** in 1975 and reorganized in 1986, the OMPO consists of **six state legislators**, five Honolulu City Council members, an appointee of the Governor and an appointee of the Mayor of Honolulu.

Last year Senate Bill 259, a version similar to Senate Bill 135, passed the State Senate but died in the House Rules committee on the last day of session.

During consideration of last year's Senate Bill 259, the Municipality of Anchorage and the Anchorage Assembly expressed concerns that their ability to prioritize Anchorage transportation projects would have been reduced had SB 259 become law. To accommodate those concerns, SB 135 increases the number of local representation from three members to four. This change preserves the current local government majority on the AMATS committee while still including reasonable legislative representation in Anchorage's transportation project prioritization process.

DD/jja

SENATE FINANCE COMMITTEE

SIGN-IN

SB 135 Metropolitan Planning Authority

NAME: Dennis Poshard Subject/Bill No: SB 135  
Co./Dept./Title: DOT & PF Phone: 465-3904  
Address: 3132 Channel Dr. - Juneau Zip: \_\_\_\_\_

Do you wish to testify?  Yes  No  Respond To Questions

NAME: Bill Cummings Subject/Bill No: SB 135  
Co./Dept./Title: Dept. of Law Phone: 465-4164  
Address: \_\_\_\_\_ Zip: \_\_\_\_\_

Do you wish to testify?  Yes  No  Respond To Questions

NAME: \_\_\_\_\_ Subject/Bill No: \_\_\_\_\_  
Co./Dept./Title: \_\_\_\_\_ Phone: \_\_\_\_\_  
Address: \_\_\_\_\_ Zip: \_\_\_\_\_

Do you wish to testify?  Yes  No  Respond To Questions

NAME: \_\_\_\_\_ Subject/Bill No: \_\_\_\_\_  
Co./Dept./Title: \_\_\_\_\_ Phone: \_\_\_\_\_  
Address: \_\_\_\_\_ Zip: \_\_\_\_\_

Do you wish to testify?  Yes  No  Respond To Questions