



LAWS OF ALASKA

1984

Source

HCS CSSB 315 (Fin)

Chapter No.

56

AN ACT

Relating to road maintenance service areas; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1, LINE 9

Approved by the Governor: May 18, 1984
Actual Effective Date: July 1, 1984

AN ACT

Relating to road maintenance service areas; and providing
for an effective date.

* Section 1. AS 19.30 is amended by adding new sections to read:

ARTICLE 4. ROAD MAINTENANCE SERVICE AREAS.

Sec. 19.30.260. PURPOSE. The purpose of AS 19.30.260 - 19.30.-
320 is to facilitate funding for the upgrading, reconstruction, reha-
bilitation, or paving of existing subdivision roads within a road
maintenance service area established under AS 29.63 or under a home
rule charter.

Sec. 19.30.270. ALLOCATION OF MONEY. (a) During each fiscal
year each municipality shall receive money from the department that
has been appropriated or otherwise designated for expenditure for road
improvements within the municipality, based on the total road mileage
in each road maintenance service area in the municipality. The
amounts that are available shall be distributed pro rata among eligi-
ble municipalities.

(b) Money allocated to a municipality under this section shall
be disbursed by the municipality for road maintenance service areas
based on a first come, first served priority of road maintenance
service area applications, subject to a 50 percent match by each road
maintenance service area.

(c) Money allocated under this section shall be available for
expenditure in the road maintenance service area for which the funds

Chapter 56

1 are authorized for a period of five years after the end of the fiscal
2 year for which the funds are authorized. Money allocated for a road
3 maintenance service area that is unexpended and unobligated at the end
4 of the five-year period shall be used for other road maintenance
5 service areas in the same municipality in accordance with AS 19.30.-
6 260 - 19.30.320. If there are no other road maintenance service areas
7 in the municipality for which the money can be used, the municipality
8 shall remit the unexpended and unobligated money to the department and
9 it shall lapse into the general fund.

10 (d) Fifty percent of the cost of construction in a road mainte-
11 nance service area shall be paid by the road maintenance service area
12 through road improvement district assessments, grants, or other
13 appropriate financing means.

14 Sec. 19.30.280. ELIGIBILITY. (a) After establishing a road
15 maintenance service area under AS 29.63, or under a home rule charter,
16 a municipality may apply to the department for a grant as money is
17 available for road improvements, subject to regulations adopted by the
18 department to carry out the provisions of AS 19.30.260 - 19.30.320.
19 The department shall require a municipality to submit a five-year plan
20 for the upgrading, reconstructing, rehabilitating, or paving of main-
21 tenance service area roads for approval before October 1 of each
22 fiscal year.

23 (b) A municipality shall establish design standards for con-
24 struction in a road maintenance service area. An application for a
25 grant for improving an existing road under this section which is
26 constructed after the effective date of this Act may not be granted
27 by the department until the existing road meets the minimum design
28 standards of the municipality.

29 Sec. 19.30.290. ADMINISTRATION. (a) A contract entered into by

1 a municipality for road construction within a road maintenance service
2 area for which funds allocated to the municipality under AS 19.30.-
3 260 - 19.30.320 are used shall be awarded only on the basis of the
4 lowest responsible bid by a bidder meeting established criteria of
5 responsibility.

6 (b) Construction under AS 19.30.260 - 19.30.320 shall be admin-
7 istered by the municipality in which the road maintenance service area
8 is located.

9 Sec. 19.30.300. MAINTENANCE. The road maintenance service area
10 shall be responsible for maintaining roads constructed under AS 19.-
11 30.260 - 19.30.320. The road maintenance service area may contract
12 with a municipality for maintenance of the roads.

13 Sec. 19.30.310. REPORT. No later than August 1 of each year, a
14 municipality that has received money under AS 19.30.270 shall submit a
15 report to the department showing the use of the money by the munici-
16 pality during the preceding fiscal year. No later than December 1 of
17 each year, the department shall prepare and submit to the governor a
18 report showing the use of the money allocated under AS 19.30.270
19 during the preceding fiscal year.

20 Sec. 19.30.320. DEFINITIONS. In AS 19.30.260 - 19.30.320

21 (1) "construction" or "road improvement" has the meaning
22 given in AS 19.45.001 and includes utility and drainage costs but
23 excludes financial costs, right-of-way costs, and new road construc-
24 tion;

25 (2) "department" means the Department of Transportation and
26 Public Facilities;

27 (3) "municipality" means a municipality that has road
28 construction or maintenance powers;

29 (4) "subdivision" has the meaning given in AS 40.15.190(2).

Chapter 56

* Sec. 2. This Act takes effect July 1, 1984.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29