

Calendar No. 590

104TH CONGRESS
2^D SESSION

S. 1010

To amend the “unit of general local government” definition for Federal payments in lieu of taxes to include unorganized boroughs in Alaska, and for other purposes.

IN THE SENATE OF THE UNITED STATES

JUNE 30 (legislative day, JUNE 19), 1995

Mr. STEVENS (for himself and Mr. MURKOWSKI) introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

SEPTEMBER 13, 1996

Reported by Mr. MURKOWSKI, with an amendment

[Strike out all after the enacting clause and insert the part printed in *italic*]

A BILL

To amend the “unit of general local government” definition for Federal payments in lieu of taxes to include unorganized boroughs in Alaska, and for other purposes.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. DEFINITION OF LOCAL GOVERNMENT.**

4 ~~Section 6901(2) of title 31, United States Code, is~~
5 ~~amended to read as follows:~~

1 “(2) ‘unit of general local government’ means—

2 “(A) a county (or parish), township, bor-
3 ough, or city (where the city is independent of
4 any other unit of general local government);
5 that—

6 “(i) is within the class or classes of
7 such political subdivisions in a State that
8 the Secretary of the Interior determines to
9 be the principal provide or providers of
10 governmental services within the State;
11 and

12 “(ii) is a unit of general government,
13 as determined by the Secretary of the Inte-
14 rior on the basis of the same principles as
15 were used by the Secretary of Commerce
16 on January 1, 1983, for general statistical
17 purposes.

18 The term ‘government services’ includes, but is
19 not limited to, those services that relate to pub-
20 lic safety, the environment, housing, social serv-
21 ices, transportation, and governmental adminis-
22 tration;

23 “(B) the State of Alaska, for any land
24 within that State which is not within the

1 boundaries of a governmental entity described
2 under subparagraph (A);

3 “(C) the District of Columbia;

4 “(D) the Commonwealth of Puerto Rico;

5 “(E) Guam; and

6 “(F) the Virgin Islands.”.

7 **SEC. 2. PAYMENT IN LIEU OF TAXES.**

8 Section 6902(a) of title 31, United States Code, is
9 amended to read as follows:

10 “(a) The Secretary of the Interior shall make a pay-
11 ment for each fiscal year to each unit of general local gov-
12 ernment in which entitlement land is located, as set forth
13 in this chapter. Except for the State of Alaska for entitle-
14 ment land described in section 6901(2)(B), a unit of gen-
15 eral local government may use the payment for any gov-
16 ernmental purpose. The State of Alaska shall distribute
17 any payment received for entitlement land described in
18 section 6901(2)(B) to home rule and general law cities
19 within Alaska (as such cities are defined by the State).”.

20 **SECTION 1. DEFINITION OF LOCAL GOVERNMENT.**

21 Section 6901(2) of title 31, United States Code, is
22 amended to read as follows:

23 “(2) ‘unit of general local government’ means:

24 “(A) a county (or parish), township, bor-
25 ough, or city where the city is independent of

1 *any other unit of general local government),*
2 *that—*

3 “(i) *is within the class or classes of*
4 *such political subdivisions in a State that*
5 *the Secretary of the Interior, in his discre-*
6 *tion, determines to be the principal provider*
7 *or providers of governmental services within*
8 *the State; and*

9 “(ii) *is a unit of general government,*
10 *as determined by the Secretary of the Inte-*
11 *rior on the basis of the same principles as*
12 *were used by the Secretary of Commerce on*
13 *January 1, 1983, for general statistical*
14 *purposes.*

15 *The term ‘governmental services’ includes, but is*
16 *not limited to, those services that relate to public*
17 *safety, the environment, housing, social services,*
18 *transportation, and governmental administra-*
19 *tion;*

20 “(B) *any area in Alaska that is within the*
21 *boundaries of a census area used by the Sec-*
22 *retary of Commerce in the decennial census, but*
23 *that is not included within the boundary of a*
24 *governmental entity described under subpara-*
25 *graph (A);*

- 1 “(C) the District of Columbia;
2 “(D) the Commonwealth of Puerto Rico;
3 “(E) Guam; and
4 “(F) the Virgin Islands.”.

5 **SEC. 2. PAYMENT IN LIEU OF TAXES.**

6 Section 6902(a) of title 31, United States Code, is
7 amended to read as follows:

8 “(a)(1) Except as provided in paragraph (2), the Sec-
9 retary of the Interior shall make a payment for each fiscal
10 year to each unit of general local government in which enti-
11 tlement land is located as set forth in this chapter. A unit
12 of general local government may use the payment for any
13 governmental purpose.

14 “(2) For each unit of general local government de-
15 scribed in section 6901(2)(B), the Secretary of the Interior
16 shall make a payment for each fiscal year to the State of
17 Alaska for entitlement land located within such unit as set
18 forth in this chapter. The State of Alaska shall distribute
19 such payment to home rule cities and general law cities
20 (as such cities are defined by the State) located within the
21 boundaries of the unit of general local government for which
22 the payment was received. Such cities may use monies re-
23 ceived under this paragraph for any governmental pur-
24 pose.”.

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