

Introduced by: Legislative Committee
Date: February 18, 1992
Action: Adopted
Vote: Unanimous

KENAI PENINSULA BOROUGH

RESOLUTION 92-24

**IN SUPPORT OF HOUSE BILLS 155 AND 157 (STATE AFFAIRS)
ESTABLISHING AND APPROPRIATING FUNDS FOR A BARRIER FREE
REMODELING FUND**

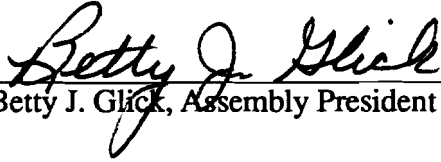
- WHEREAS,** the Americans With Disabilities Act (ADA) was signed into law by President George Bush on July 26, 1990, making most public and private facilities throughout the State legally liable to provide barrier free access by January 26, 1992; and
- WHEREAS,** a requirement of the ADA is a survey and self-evaluation of public facilities for accessibility by the disabled, and preparation of a transition plan to be completed by January 26, 1993; and
- WHEREAS,** enforcement of the ADA requirements involve use of the federal court system to compel accessibility, which potentially would divert limited financial resources that could be better utilized for barrier free projects; and
- WHEREAS,** the Kenai Peninsula Borough has approximately 51 facilities which will need to be included in the self-evaluation and transition plan at an estimated cost of \$113,500; and
- WHEREAS,** HB 155 (State Affairs) would establish a Barrier Free Remodeling Fund within the Department of Transportation and Public Facilities to provide funding assistance in the form of grants to local governments and other public and private entities for barrier free remodeling projects to make public accommodations accessible and avoid unnecessary litigation; and
- WHEREAS,** HB 157 (State Affairs) would appropriate \$20 million to capitalize the Barrier Free Remodeling Fund;

**NOW, THEREFORE, BE IT RESOLVED BY THE ASSEMBLY OF THE KENAI
PENINSULA BOROUGH:**

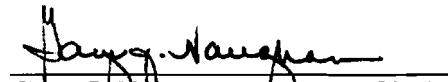
- Section 1:** That the assembly supports and urges passage of House Bill 155 (State Affairs) and House Bill 157 (State Affairs) establishing and appropriating funds for a Barrier Free Remodeling Fund to assist local governments and other public and private entities in complying with the Americans With Disabilities Act of 1990.
- Section 2:** That the Clerk shall send copies of this resolution to Senators Paul A. Fischer, Lyman F. Hoffman, Jalmar M. Kerttula, and Curt Menard; to House Representatives Kay Brown, Gene Kubina, Georgianna Lincoln, Mike Navarre, Gail Phillips, and James E. Zawacki; and to the House State Affairs Committee.

Section 3: That this resolution takes effect immediately upon its adoption.

**ADOPTED BY THE ASSEMBLY OF THE KENAI PENINSULA BOROUGH ON
THIS 18th DAY OF February 1992.**


Betty J. Glick, Assembly President

ATTEST:


Gaye J. Vaughan, Borough Clerk