CONFERENCE CS FOR HOUSE BILL NO. 412(brf fld H/S)(efd fld S)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE CONFERENCE COMMITTEE

Amended: 5/7/96
Offered: 5/6/96

Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 "An Act making appropriations for the operating and loan program expenses
2 of state government, for certain programs, and to capitalize funds."

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

4 * Section 1. ALASKA CLEAN AIR PROTECTION FUND. Upon the effective date of
5 the clean air protection fund established in AS 46.14.260, an amount equal to the fiscal year
6 1997 receipts from air permit fees collected under AS 46.14.240 - 46.14.250, less the amount
7 of those receipts that have been expended or obligated for expenditure, is appropriated to the
8 clean air protection fund.
9
10 * Sec. 2. ALASKA CLEAN WATER FUND. The sum of $8,815,400 is appropriated to
11 the Alaska clean water fund (AS 46.03.032) for the Alaska clean water loan program from the
12 following sources:
13 General fund $1,469,200
14 Federal receipts 7,346,200
15
16 * Sec. 3. ALASKA HOUSING FINANCE CORPORATION. (a) The sum of $50,000,000

HB0412h

New Text Underlined [DELETED TEXT BRACKETED]
from the available unrestricted cash in the general account of the Alaska housing finance revolving fund (AS 18.56.082) is anticipated to be transferred to the general fund during fiscal year 1997 by the direction of the Alaska Housing Finance Corporation board.

(b) All unrestricted mortgage loan interest payments, mortgage loan commitment fees, and all other unrestricted receipts, received by or accrued to the Alaska Housing Finance Corporation during fiscal year 1997, and all income earned on assets of the corporation during that period, are appropriated to the Alaska Housing Finance Corporation to hold as corporate receipts for the purposes described in AS 18.56. The corporation shall allocate its corporate receipts among the Alaska housing finance revolving fund (AS 18.56.082), housing assistance loan fund (AS 18.56.420), and senior housing revolving fund (AS 18.56.710) in accordance with procedures adopted by the board of directors.

(c) The following amounts are appropriated to the Alaska Housing Finance Corporation from the sources indicated and for the following purposes:

<table>
<thead>
<tr>
<th>PURPOSE</th>
<th>AMOUNT</th>
<th>SOURCE</th>
</tr>
</thead>
<tbody>
<tr>
<td>Housing loan programs</td>
<td>$350,000,000</td>
<td>Corporate receipts</td>
</tr>
<tr>
<td>that are not subsidized by Alaska Housing Finance Corporation</td>
<td></td>
<td></td>
</tr>
<tr>
<td>Housing loan programs</td>
<td>50,000,000</td>
<td>Corporate receipts derived from arbitrage earnings</td>
</tr>
<tr>
<td>and projects that are subsidized by Alaska Housing Finance Corporation</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

* Sec. 4. ALASKA INDUSTRIAL DEVELOPMENT AND EXPORT AUTHORITY. The sum of $16,700,000 from the available unrestricted cash in the Alaska Industrial Development and Export Authority revolving fund (AS 44.88.060) is anticipated to be transferred by the direction of the Alaska Industrial Development and Export Authority Board to the general fund. The funds shall be deposited to the general fund when received during fiscal year 1997.

* Sec. 5. ALASKA PERMANENT FUND CORPORATION. (a) The amount authorized for transfer by the Alaska Permanent Fund Corporation under AS 37.13.145(b) is appropriated from the earnings reserve account (AS 37.13.145) to the dividend fund (AS 43.23.045(a)) for
the payment of permanent fund dividends and administrative and associated costs.

(b) After money is transferred to the dividend fund under (a) of this section, the amount calculated under AS 37.13.145 to offset the effect of inflation on the principal of the Alaska permanent fund is appropriated from the earnings reserve account (AS 37.13.145) to the principal of the Alaska permanent fund.

(c) The amount required to be deposited under AS 37.13.010(a)(1) and (2) during fiscal year 1997 is appropriated to the principal of the Alaska permanent fund in satisfaction of that requirement.

(d) The interest earned during fiscal year 1997 on revenue from the sources set out in AS 37.13.010 while the revenue is held in trust, escrow, or otherwise before receipt by the state is appropriated to the principal of the Alaska permanent fund.

* Sec. 6. ALASKA PUBLIC UTILITIES COMMISSION. The balance on June 30, 1996, of the Alaska Public Utilities Commission program receipts account for regulatory cost charges under AS 42.05.254 and AS 42.06.286 for fiscal year 1996 is appropriated to the Alaska Public Utilities Commission for fiscal year 1997 expenditures.

* Sec. 7. ALASKA SEAFOOD MARKETING INSTITUTE. An amount equal to the fiscal year 1996 general fund receipts from the salmon marketing tax (AS 43.76.110), from the seafood marketing assessment (AS 16.51.120), and from the fisheries resource landing tax (AS 43.77.050), less the amount of those receipts expended or obligated during fiscal year 1996, is appropriated from the general fund to the Alaska Seafood Marketing Institute for marketing Alaska seafood products during fiscal year 1997.

* Sec. 8. STATUTORY BUDGET RESERVE FUND. If the unrestricted state revenue available for appropriation in fiscal year 1997 is insufficient to cover the general fund appropriations made for that fiscal year 1997, the amount necessary to balance revenue and general fund appropriations is appropriated to the general fund from the budget reserve fund (AS 37.05.540).

* Sec. 9. MONETARY TERMS OF COLLECTIVE BARGAINING AGREEMENTS. (a) The monetary terms of each of the collective bargaining agreements listed in (b) of this section are rejected under AS 23.40.215 unless separate legislation is enacted which contains explicit language approving the monetary terms of that agreement. Money appropriated in this Act may not be used to implement the monetary terms of any of the collective bargaining agreements.
agreements listed in (b) of this section unless separate legislation is enacted which contains
explicit language approving the monetary terms of the collective bargaining agreement.

(b) This section applies to the collective bargaining agreements negotiated between
the state and the following bargaining organizations:

1. Alaska State Employees Association, for the General Government Unit;
2. Alaska Public Employees Association, for the Supervisory Unit;
3. Public Employees Local 71, for the Labor, Trades and Crafts Unit;
4. Inland Boatmen’s Union of the Pacific, representing the unlicensed marine
unit for a contract for the period October 10, 1994, through May 31, 1996;
5. Inland Boatmen’s Union of the Pacific, representing the unlicensed marine
unit for a contract for the period June 1, 1996, through May 31, 1999;
6. International Organization of Masters, Mates, and Pilots, Pacific Maritime
Region, for the Masters, Mates, and Pilots Unit;
7. Public Safety Employees Association, representing state troopers and other
commissioned law enforcement personnel;
8. Alyeska Centralized School Employees Association, representing teachers
at the Alyeska Correspondence School;
9. International Brotherhood of Electrical Workers representing nonjudicial,
nonsupervisory, classified employees of the Alaska Court System;
10. the Classified Employees Association, representing University of Alaska
employees; and
11. the Alaska Community Colleges’ Federation of Teachers, representing
faculty members of the University of Alaska.

* Sec. 10. DISASTER RELIEF FUND. (a) The sum of $9,000,000 is appropriated from
federal receipts to the disaster relief fund (AS 26.23.300).

(b) It is the intent of the legislature that funding necessary to meet the disaster relief
responsibilities of the Department of Military and Veterans’ Affairs will continue to be made
available through the disaster declaration process. During the 1997 legislative session, the
department shall submit a supplemental appropriation request for fiscal year 1997 disaster
relief costs.

* Sec. 11. FEDERAL AND OTHER PROGRAM RECEIPTS. (a) Except for receipts of
the fish and game fund (AS 16.05.100), federal or other program receipts as defined in AS 37.05.146 that exceed the amounts appropriated by this Act are appropriated conditioned upon compliance with the program review provisions of AS 37.07.080(h). The amounts appropriated from the fish and game fund in this Act are limited to the amounts stated in this Act.

(b) If federal or other program receipts as defined in AS 37.05.146 exceed the estimates appropriated by this Act, the appropriations from state funds for the affected program may be reduced by the excess if the reductions are consistent with applicable federal statutes.

(c) Except as provided in (d) of this section, if federal or other program receipts as defined in AS 37.05.146 fall short of the estimates appropriated by this Act, the affected appropriation is reduced by the shortfall in receipts.

(d) If the federal receipts under 42 U.S.C. 1397 - 1397f (Title XX of the Social Security Act) fall short of the estimate, the amount of the shortfall, not to exceed $6,310,800, is appropriated from the general fund.

* Sec. 12. FOUR DAM POOL TRANSFER FUND. The amount available in the four dam pool transfer fund (AS 42.45.050) during fiscal year 1997 is appropriated to the following funds in the following percentages for the purposes set out in AS 42.45.050:

1. Power cost equalization and rural electric capitalization fund (AS 42.45.100) 40 percent
2. Southeast energy fund (AS 42.45.040) 40 percent
3. Power project fund (AS 42.45.010) 20 percent

* Sec. 13. INFORMATION SERVICES FUND. The sum of $21,661,500 is appropriated to the information services fund (AS 44.21.045) for the Department of Administration, division of information services programs, from the following sources:

1. General fund program receipts $ 55,000
2. Inter-agency receipts 21,456,000
3. Inter-agency receipts/oil and hazardous substance release prevention and response fund 150,500

* Sec. 14. INSURANCE AND BOND CLAIMS. (a) Amounts necessary to fund the uses of the state insurance catastrophe reserve account described in AS 37.05.289(a) are
appropriated from that account to the Department of Administration.

(b) Amounts equivalent to the amounts to be received in settlement of insurance claims for losses and the amounts to be received as recovery for losses are appropriated from the general fund to the state insurance catastrophe reserve account established by AS 37.05.289.

(c) Amounts equivalent to the amounts to be received in settlement of claims against bonds guaranteeing the reclamation of state land are appropriated from the general fund to the agency secured by the bond. This appropriation is made for the purpose of reclaiming state land affected by a use covered by the bond.

(d) The appropriations made by (b) and (c) of this section are contingent upon compliance with the program review provisions of AS 37.07.080(h).

* Sec. 15. MARINE HIGHWAY SYSTEM FUND. The sum of $28,284,000 is appropriated from the general fund to the Alaska marine highway system fund (AS 19.65.060).

* Sec. 16. MOTOR FUEL TAX. The following amounts from the unreserved special accounts in the general fund are included within the general fund amounts appropriated by this Act:

   Highway fuel tax account (AS 43.40.010(g)) $22,500,000
   Aviation fuel tax account (AS 43.40.010(e))  7,500,000

* Sec. 17. OCCUPATIONAL LICENSING. The unexpended and unobligated balance on June 30, 1996, of the Department of Commerce and Economic Development, division of occupational licensing, general fund program receipts from occupational licensing fees under AS 08.01.065 is appropriated to the division of occupational licensing for operating costs for the fiscal year ending June 30, 1997.

* Sec. 18. OIL AND HAZARDOUS SUBSTANCE RELEASE PREVENTION ACCOUNT. (a) The following amounts are appropriated to the oil and hazardous substance release prevention account (AS 46.08.010(a)(1)) in the oil and hazardous substance release prevention and response fund (AS 46.08.010) from the sources indicated:

   (1) the balance of the oil and hazardous substance release prevention mitigation account (AS 46.08.020(b)) in the general fund on July 1, 1996, not otherwise appropriated by this Act;

   (2) the amount of $13,600,000, derived from the surcharge collected under
AS 43.55.300 during fiscal year 1996.

(b) The appropriation made by (a)(2) of this section is based on revenue estimates. If the amount in the general fund that is derived from the surcharge collected under AS 43.55.300 during fiscal year 1996 is greater than the appropriation made by (a)(2) of this section, that appropriation is increased to that greater amount.

*Sec. 19.* OIL AND HAZARDOUS SUBSTANCE RELEASE RESPONSE ACCOUNT.

The following amounts are appropriated to the oil and hazardous substance release response account (AS 46.08.010(a)(2)) in the oil and hazardous substance release prevention and response fund (AS 46.08.010) from the following sources:

(1) the balance of the oil and hazardous substance release response mitigation account (AS 46.08.025(b)) in the general fund on July 1, 1996, not otherwise appropriated by this Act;

(2) the amount derived from the surcharge collected under AS 43.55.201 during fiscal year 1996.

*Sec. 20.* RETAINED FEES. An amount not to exceed the amount retained as fees by a collector of fees, licenses, taxes, or other money belonging to the state is appropriated from the fees, licenses, taxes, or other money belonging to the state that are collected during fiscal year 1997 to the agency authorized by law to generate the revenue for the purpose of compensating the collector for services rendered for the fiscal year ending June 30, 1997.

*Sec. 21.* SAFETY ADVISORY COUNCIL. The amount appropriated for the 1996 annual governor's safety conference (sec. 28, ch. 94, SLA 1995), plus the fiscal year 1996 program receipts of the Safety Advisory Council (AS 18.60.830), less the amount expended or obligated for the 1996 annual governor's safety conference, is appropriated from the general fund to the Safety Advisory Council for costs of the 1997 annual governor's safety conference.

*Sec. 22.* SALMON ENHANCEMENT TAX. The salmon enhancement tax collected under AS 43.76.010 - 43.76.030 in calendar year 1995 and deposited in the general fund under AS 43.76.025(c) is appropriated from the general fund to the Department of Commerce and Economic Development for payment in fiscal year 1997 to qualified regional associations operating within a region designated under AS 16.10.375.

*Sec. 23.* SHARED TAXES AND FEES. The amounts necessary to refund to local governments their share of taxes and fees collected in the listed fiscal years under the...
following programs are appropriated to the Department of Revenue from the general fund for payment in fiscal year 1997:

<table>
<thead>
<tr>
<th>REVENUE SOURCE</th>
<th>FISCAL YEAR COLLECTED</th>
</tr>
</thead>
<tbody>
<tr>
<td>fisheries tax (AS 43.75)</td>
<td>1996</td>
</tr>
<tr>
<td>fishery resource landing tax (AS 43.77)</td>
<td>1996</td>
</tr>
<tr>
<td>amusement and gaming tax (AS 43.35)</td>
<td>1997</td>
</tr>
<tr>
<td>aviation fuel tax (AS 43.40.010)</td>
<td>1997</td>
</tr>
<tr>
<td>electric and telephone cooperative tax (AS 10.25.570)</td>
<td>1997</td>
</tr>
<tr>
<td>liquor license fee (AS 04.11)</td>
<td>1997</td>
</tr>
</tbody>
</table>

* Sec. 24. STATE OBLIGATIONS. (a) The amount required to pay interest on revenue anticipation notes issued by the commissioner of revenue under AS 43.08 is appropriated from the general fund to the Department of Revenue for payment of the interest on those notes.

(b) The amount required to be paid by the state for principal and interest on all issued and outstanding state-guaranteed bonds is appropriated from the general fund to the state bond committee for payment of principal and interest on those bonds.

(c) The sum of $94,741,184 is appropriated from the general fund to the Alaska debt retirement fund (AS 37.15.011).

(d) The sum of $9,595,925 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the state bond committee for lease payments to the City of Seward, City of Kenai, Department of Natural Resources, and the Alaska Court System.

(e) The sum of $16,528,682 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the state bond committee for payment of debt service and trustee fees on state general obligation bonds.

(f) The sum of $5,805,963 is appropriated from the international airports revenue fund (AS 37.15.430) to the state bond committee for payment of debt service and trustee fees on outstanding international airports revenue bonds.

(g) The sum of $68,616,577 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the Department of Education for state aid for costs of school construction under AS 14.11.100.

* Sec. 25. STATE TRAINING AND EMPLOYMENT PROGRAM. The lapsing balance
of the employment assistance and training program fund (sec. 3, ch. 95, SLA 1989, as amended by sec. 33, ch. 2, FSSL A 1992) on June 30, 1996, is appropriated to the unemployment compensation fund (AS 23.20.130).

* Sec. 26. STORAGE TANK REGISTRATION FEES. (a) The fiscal year 1997 general fund receipts of the tank registration fee program under AS 46.03.385 are appropriated to the storage tank assistance fund (AS 46.03.410).

(b) The sum of $2,853,800 is appropriated from the oil and hazardous substance release prevention account (AS 46.08.010(a)(1)) to the storage tank assistance fund (AS 46.03.410) for the fiscal year ending June 30, 1997.

* Sec. 27. STUDENT LOAN PROGRAM. The amount assessed for loan guarantee fees during prior fiscal years and the amount assessed for loan origination fees from student loan borrowers of the Alaska Commission on Postsecondary Education is appropriated to the origination fee account (AS 14.43.120(u)) within the student loan fund of the Alaska Student Loan Corporation for the purposes specified in AS 14.43.120(u).

* Sec. 28. UNIVERSITY OF ALASKA. The proceeds from the sale of special request university plates under AS 28.10.421 are appropriated from the general fund to the University of Alaska for the fiscal year ending June 30, 1997, for support of the alumni associations at the campuses listed and in the amounts set out:

<table>
<thead>
<tr>
<th>CAMPUS</th>
<th>APPROPRIATION AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>University of Alaska, Fairbanks</td>
<td>$18,109.09</td>
</tr>
<tr>
<td>University of Alaska, Anchorage</td>
<td>2,359.09</td>
</tr>
<tr>
<td>Prince William Sound Community College</td>
<td>245.46</td>
</tr>
</tbody>
</table>

* Sec. 29. NONLAPSE OF APPROPRIATIONS. The appropriations made by secs. 1, 2, 3, 10, 12, 13, 14(b), 15, 18, 19, 25, 26(a), and 27 of this Act are for the capitalization of funds and do not lapse under AS 37.25.010.

(SECTION 30 OF THIS ACT BEGINS ON PAGE 12)