

31-GH2198\K
Bruce
3/10/20

SENATE CS FOR CS FOR HOUSE BILL NO. 206(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA
THIRTY-FIRST LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:

Referred:

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 capital expenses of the state's
2 integrated comprehensive mental health program; making supplemental
3 appropriations; and providing for an effective date."

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

5 (SECTION 1 OF THIS ACT BEGINS ON PAGE 2)

1 * **Section 1.** The following appropriation items are for operating expenditures from the
2 general fund or other funds as set out in section 2 of this Act to the agencies named for the
3 purposes expressed for the fiscal year beginning July 1, 2020 and ending June 30, 2021,
4 unless otherwise indicated. A department-wide, agency-wide, or branch-wide unallocated
5 reduction set out in this section may be allocated among the appropriations made in this
6 section to that department, agency, or branch.

	Appropriation	General	Other
	Allocations	Items	Funds
9	* * * * *	* * * * *	
10	* * * * * Department of Administration * * * * *		
11	* * * * *	* * * * *	
12	Legal and Advocacy Services	2,831,900	2,540,600
13	Office of Public Advocacy	2,078,100	
14	Public Defender Agency	753,800	
15	* * * * *	* * * * *	
16	* * * * * Department of Corrections * * * * *		
17	* * * * *	* * * * *	
18	Community Residential Centers	1,000,000	1,000,000
19	Community Residential	1,000,000	
20	Centers		
21	Health and Rehabilitation Services	12,763,500	12,444,500
22	Behavioral Health Care	6,856,800	
23	Substance Abuse Treatment	3,731,700	
24	Program		
25	Sex Offender Management	2,000,000	
26	Program		
27	Domestic Violence Program	175,000	
28	Offender Habilitation	1,418,200	1,418,200
29	Education Programs	812,200	
30	Vocational Education	606,000	
31	Programs		

		Appropriation	General	Other
	Allocations	Items	Funds	Funds
3	Recidivism Reduction Grants		501,300	501,300
4	Recidivism Reduction Grants	501,300		
5		*****	*****	
6		***** Department of Education and Early Development *****		
7		*****	*****	
8	Education Support and Administrative		427,800	377,800
9	Services			50,000
10	Student and School	427,800		
11	Achievement			
12		*****	*****	
13		***** Department of Health and Social Services *****		
14		*****	*****	
15	Alaska Psychiatric Institute		11,652,900	11,652,900
16	Alaska Psychiatric	11,652,900		
17	Institute			
18	Behavioral Health		61,762,000	60,080,400
19	Behavioral Health Treatment	38,681,000		1,681,600
20	and Recovery Grants			
21	Alcohol Safety Action	1,489,100		
22	Program (ASAP)			
23	Behavioral Health	9,799,100		
24	Administration			
25	Behavioral Health	5,290,300		
26	Prevention and Early			
27	Intervention Grants			
28	Designated Evaluation and	2,794,800		
29	Treatment			
30	Alaska Mental Health Board	1,026,700		
31	and Advisory Board on			
32	Alcohol and Drug Abuse			
33	Suicide Prevention Council	592,300		

		Appropriation	General	Other
		Allocations	Items	Funds
3	Residential Child Care	2,088,700		
4	Children's Services		2,226,900	2,226,900
5	Children's Services	69,500		
6	Management			
7	Front Line Social Workers	148,500		
8	Family Preservation	726,000		
9	Foster Care Augmented Rate	500,000		
10	Foster Care Special Need	782,900		
11	Health Care Services		137,200	137,200
12	Residential Licensing	137,200		
13	Juvenile Justice		1,398,400	1,316,800
14	McLaughlin Youth Center	775,600		
15	Fairbanks Youth Facility	122,300		
16	Bethel Youth Facility	67,300		
17	Probation Services	433,200		
18	Public Health		4,520,900	4,205,400
19	Nursing	98,200		
20	Women, Children and Family	808,600		
21	Health			
22	Public Health	2,638,000		
23	Administrative Services			
24	Emergency Programs	935,600		
25	Bureau of Vital Statistics	40,500		
26	Senior and Disabilities Services		12,069,500	11,127,000
27	Senior and Disabilities	1,180,600		
28	Community Based Grants			
29	Early Intervention/Infant	7,424,500		
30	Learning Programs			
31	Senior and Disabilities	2,331,200		
32	Services Administration			
33	It is the intent of the legislature that the Department of Health and Social Services produce a			

		Appropriation	General	Other
		Allocations	Items	Funds
3	report on how to move individuals on the 1915 (c) Intellectual and Developmental Disabilities waiver waitlist into the program during FY2021. The report shall analyze how many individuals on the waitlist may be eligible to receive 100% of their services funded by the federal government, the prioritization of low income Alaskans, the impact of changes to service hours and other benefits to recipients, and to the Department of Health and Social Services' budget. The report shall be submitted to the Legislative Finance Division by September 30, 2020.			
10	General Relief/Temporary	740,300		
11	Assisted Living			
12	Commission on Aging	131,000		
13	Governor's Council on	261,900		
14	Disabilities and Special			
15	Education			
16	Departmental Support Services		929,000	554,000
17	Commissioner's Office	579,000		
18	HSS State Facilities Rent	350,000		
19	Medicaid Services		82,155,800	82,155,800
20	Medicaid Services	82,155,800		
21	*****			
22	* * * * * Department of Labor and Workforce Development * * * * *			
23	*****			
24	Commissioner and Administrative		25,000	25,000
25	Services			
26	Labor Market Information	25,000		
27	*****			
28	* * * * * Department of Law * * * * *			
29	*****			
30	It is the intent of the legislature that the amount appropriated in the Personal Services line should be used exclusively for Personal Services and that appropriated funds lapse if the actual vacancy rate exceeds budgeted vacancy rate.			
33	Civil Division Except Contracts		100,100	100,100

		Appropriation	General	Other
	Allocations	Items	Funds	Funds
3	Relating to Interpretation of Janus v AFSCME			
4				
5	It is the intent of the legislature that this appropriation not be used to fund contracts related to			
6	interpretation of the Janus v AFSCME decision.			
7	Human Services	100,100		
8	*****			
9	***** Department of Natural Resources *****			
10	*****			
11	Administration & Support Services	4,425,600		4,425,600
12	Mental Health Trust Lands	4,425,600		
13	Administration			
14	*****			
15	***** Department of Public Safety *****			
16	*****			
17	Alaska Police Standards Council	80,000		80,000
18	The amount appropriated by this appropriation includes the unexpended and unobligated			
19	balance on June 30, 2020, of the receipts collected under AS 12.25.195(c), AS 12.55.039, AS			
20	28.05.151, and AS 29.25.074 and receipts collected under AS 18.65.220(7).			
21	Alaska Police Standards	80,000		
22	Council			
23	Council on Domestic Violence and	2,000,000	2,000,000	
24	Sexual Assault			
25	Council on Domestic	2,000,000		
26	Violence and Sexual Assault			
27	Statewide Support	80,000		80,000
28	Training Academy	80,000		
29	The amount allocated for the Training Academy includes the unexpended and unobligated			
30	balance on June 30, 2020, of the receipts collected under AS 44.41.020(a).			
31	*****			
32	***** Department of Revenue *****			
33	*****			

		Appropriation	General	Other
		Allocations	Items	Funds
3	Alaska Mental Health Trust Authority	5,202,300	987,200	4,215,100
4	Mental Health Trust	4,715,100		
5	Operations			
6	Long Term Care Ombudsman	487,200		
7	Office			
8		* * * * *	* * * * *	
9		* * * * * University of Alaska * * * * *		
10		* * * * *	* * * * *	
11	University of Alaska	2,472,300	805,800	1,666,500
12	Anchorage Campus	2,422,300		
13	Fairbanks Campus	50,000		
14		* * * * * * * * * *		
15		* * * * * Judiciary * * * * *		
16		* * * * * * * * * *		
17	Alaska Court System	227,000	227,000	
18	Trial Courts	227,000		
19	Therapeutic Courts	3,510,600	3,291,200	219,400
20	Therapeutic Courts	3,510,600		
21	(SECTION 2 OF THIS ACT BEGINS ON THE NEXT PAGE)			

1 * **Sec. 2.** The following sets out the funding by agency for the appropriations made in sec. 1 of
2 this Act.

	Funding Source	Amount
Department of Administration		
5	1037 General Fund / Mental Health	2,540,600
6	1092 Mental Health Trust Authority Authorized Receipts	291,300
7	*** Total Agency Funding ***	2,831,900
Department of Corrections		
9	1037 General Fund / Mental Health	8,165,900
10	1092 Mental Health Trust Authority Authorized Receipts	319,000
11	1246 Recidivism Reduction Fund	7,198,100
12	*** Total Agency Funding ***	15,683,000
Department of Education and Early Development		
14	1037 General Fund / Mental Health	377,800
15	1092 Mental Health Trust Authority Authorized Receipts	50,000
16	*** Total Agency Funding ***	427,800
Department of Health and Social Services		
18	1037 General Fund / Mental Health	138,602,300
19	1092 Mental Health Trust Authority Authorized Receipts	3,396,200
20	1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	20,624,500
21	1246 Recidivism Reduction Fund	7,425,900
22	1254 Marijuana Education and Treatment Fund	6,803,700
23	*** Total Agency Funding ***	176,852,600
Department of Labor and Workforce Development		
25	1092 Mental Health Trust Authority Authorized Receipts	25,000
26	*** Total Agency Funding ***	25,000
Department of Law		
28	1037 General Fund / Mental Health	100,100
29	*** Total Agency Funding ***	100,100
Department of Natural Resources		
31	1092 Mental Health Trust Authority Authorized Receipts	4,425,600

1	*** Total Agency Funding ***	4,425,600
2	Department of Public Safety	
3	1092 Mental Health Trust Authority Authorized Receipts	160,000
4	1246 Recidivism Reduction Fund	2,000,000
5	*** Total Agency Funding ***	2,160,000
6	Department of Revenue	
7	1037 General Fund / Mental Health	487,200
8	1094 Mental Health Trust Administration	4,215,100
9	1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	500,000
10	*** Total Agency Funding ***	5,202,300
11	University of Alaska	
12	1037 General Fund / Mental Health	805,800
13	1092 Mental Health Trust Authority Authorized Receipts	1,666,500
14	*** Total Agency Funding ***	2,472,300
15	Judiciary	
16	1037 General Fund / Mental Health	3,000,200
17	1092 Mental Health Trust Authority Authorized Receipts	219,400
18	1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	518,000
19	*** Total Agency Funding ***	3,737,600
20	* * * * * Total Budget * * * * *	213,918,200

21 (SECTION 3 OF THIS ACT BEGINS ON THE NEXT PAGE)

1 * **Sec. 3.** The following sets out the statewide funding for the appropriations made in sec. 1 of
2 this Act.

4 Unrestricted General

5 1037 General Fund / Mental Health 154,079,900
6 *** Total Unrestricted General *** 154,079,900

7 Designated General

8	1180	Alcohol and Other Drug Abuse Treatment & Prevention Fund	21,642,500
9	1246	Recidivism Reduction Fund	16,624,000
10	1254	Marijuana Education and Treatment Fund	6,803,700
11	*** Total Designated General ***		45,070,200

12 Other Non-Duplicated

13	1092	Mental Health Trust Authority Authorized Receipts	10,553,000
14	1094	Mental Health Trust Administration	4,215,100
15		*** Total Other Non-Duplicated ***	14,768,100

16 (SECTION 4 OF THIS ACT BEGINS ON THE NEXT PAGE)

1 * **Sec. 4.** The following appropriation items are for capital projects and grants from the
2 general fund or other funds as set out in section 5 of this Act by funding source to the
3 agencies named for the purposes expressed and lapse under AS 37.25.020, unless otherwise
4 noted.

	Appropriation Allocations	General Items	Other Funds	Other Funds
7	* * * * *	* * * * *		
8	* * * * * Department of Health and Social Services * * * * *			
9	* * * * *	* * * * *		
10	MH: Assistive Technology (HD 1-40)	500,000	500,000	
11	MH Deferred Maintenance and	500,000	250,000	250,000
12	Accessibility Improvements (HD 1-40)			
13	MH Essential Program Equipment (HD 1-	600,000	300,000	300,000
14	40)			
15	MH Home Modification and Upgrades to	1,050,000	750,000	300,000
16	Retain Housing (HD 1-40)			
17	* * * * *	* * * * *		
18	* * * * * Department of Revenue * * * * *			
19	* * * * *	* * * * *		
20	Alaska Housing Finance Corporation			
21	MH: AHFC Beneficiary and Special Needs	3,700,000	3,500,000	200,000
22	Housing (HD 1-40)			
23	MH: AHFC Homeless Assistance Project	8,150,000	7,200,000	950,000
24	(HD 1-40)			
25	MH: Housing - Grant 604 Department of	100,000		100,000
26	Corrections Discharge Incentive Grants			
27	(HD 1-40)			
28	* * * * *	* * * * *		
29	* * * * * Department of Transportation and Public Facilities * * * * *			
30	* * * * *	* * * * *		
31	MH Coordinated Transportation and	1,300,000	1,000,000	300,000

1	Appropriation	General	Other
2	Allocations	Items	Funds
3	Vehicles (HD 1-40)		
4	(SECTION 5 OF THIS ACT BEGINS ON THE NEXT PAGE)		

1 * **Sec. 5.** The following sets out the funding by agency for the appropriations made in sec. 4 of
2 this Act.

	Funding Source	Amount
4	Department of Health and Social Services	
5	1037 General Fund / Mental Health	1,800,000
6	1092 Mental Health Trust Authority Authorized Receipts	850,000
7	*** Total Agency Funding ***	2,650,000
8	Department of Revenue	
9	1037 General Fund / Mental Health	2,600,000
10	1092 Mental Health Trust Authority Authorized Receipts	1,250,000
11	1139 Alaska Housing Finance Corporation Dividend	8,100,000
12	*** Total Agency Funding ***	11,950,000
13	Department of Transportation and Public Facilities	
14	1037 General Fund / Mental Health	1,000,000
15	1092 Mental Health Trust Authority Authorized Receipts	300,000
16	*** Total Agency Funding ***	1,300,000
17	* * * * * Total Budget * * * * *	15,900,000
18	(SECTION 6 OF THIS ACT BEGINS ON THE NEXT PAGE)	

1 * **Sec. 6.** The following sets out the statewide funding for the appropriations made in sec. 4 of
2 this Act.

4 Unrestricted General

5 1037 General Fund / Mental Health 5,400,000

6 1139 Alaska Housing Finance Corporation Dividend 8,100,000

8 Other Non-Duplicated

9 1092 Mental Health Trust Authority Authorized Receipts 2,400,000

(SECTION 7 OF THIS ACT BEGINS ON THE NEXT PAGE)

1 * **Sec. 7. PURPOSE.** In accordance with AS 37.14.003 and 37.14.005, the appropriations
2 made in secs. 1 - 6, 9, and 10 of this Act are for the state's integrated comprehensive mental
3 health program.

4 * **Sec. 8. DEPARTMENT OF HEALTH AND SOCIAL SERVICES.** (a) The amount of
5 federal receipts received during the fiscal year ending June 30, 2020, for response and
6 mitigation of COVID-19, estimated to be \$9,000,000, is appropriated to the Department of
7 Health and Social Services, division of public health, emergency programs, for responding to
8 and mitigating the risk of a COVID-19 outbreak in the state for the fiscal years ending
9 June 30, 2020, and June 30, 2021.

10 (b) If the amount necessary to cover the cost of responding to and mitigating the risk
11 of a COVID-19 outbreak in the state exceeds the amount appropriated in (a) of this section for
12 that purpose, the additional amount necessary for responding to and mitigating the risk of a
13 COVID-19 outbreak in the state, not to exceed \$4,091,100, is appropriated from the general
14 fund to the Department of Health and Social Services, division of public health, emergency
15 programs, for the fiscal years ending June 30, 2020, and June 30, 2021.

16 * **Sec. 9. NONGENERAL FUND RECEIPTS.** (a) Alaska Mental Health Trust Authority
17 authorized receipts (AS 37.14.036) or administration receipts (AS 37.14.036) that exceed the
18 amounts appropriated in this Act are appropriated conditioned upon compliance with the
19 program review provisions of AS 37.07.080(h).

20 (b) If Alaska Mental Health Trust Authority authorized receipts (AS 37.14.036) or
21 administration receipts (AS 37.14.036) fall short of the estimates used as the basis of the
22 appropriation, the affected appropriation is reduced by the amount of the shortfall in receipts.

23 * **Sec. 10. SALARY AND BENEFIT ADJUSTMENTS.** (a) The appropriations made in sec.
24 1 of this Act include amounts for salary and benefit adjustments for public officials, officers,
25 and employees of the executive branch, Alaska Court System employees, employees of the
26 legislature, and legislators and to implement the terms for the fiscal year ending June 30,
27 2021, of the following collective bargaining agreements:

- 28 (1) Alaska State Employees Association, for the general government unit;
- 29 (2) Teachers' Education Association of Mt. Edgecumbe, representing the
30 teachers of Mt. Edgecumbe High School;
- 31 (3) Confidential Employees Association, representing the confidential unit;

(4) Public Safety Employees Association, representing the regularly commissioned public safety officers unit;

(5) Public Employees Local 71, for the labor, trades, and crafts unit;

(6) Alaska Public Employees Association, for the supervisory unit;

(7) Alaska Correctional Officers Association, representing the correctional officers unit;

(8) Alaska Vocational Technical Center Teachers' Association, National Education Association, representing the employees of the Alaska Vocational Technical Center.

(b) The appropriations made to the University of Alaska in sec. 1 of this Act include amounts for salary and benefit adjustments for the fiscal year ending June 30, 2021, for university employees who are not members of a collective bargaining unit and to implement the terms for the fiscal year ending June 30, 2021, of the following collective bargaining agreements:

(1) United Academic - Adjuncts - American Association of University Professors, American Federation of Teachers;

(2) United Academics - American Association of University Professors, American Federation of Teachers;

(3) Alaska Higher Education Crafts and Trades Employees, Local 6070;

(4) Fairbanks Firefighters Union, IAFF Local 1324.

(c) If a collective bargaining agreement listed in (a) of this section is not ratified by the membership of the respective collective bargaining unit, the appropriations made in this Act applicable to the collective bargaining unit's agreement are adjusted proportionately by the amount for that collective bargaining agreement, and the corresponding funding source amounts are adjusted accordingly.

(d) If a collective bargaining agreement listed in (b) of this section is not ratified by the membership of the respective collective bargaining unit and approved by the Board of Regents of the University of Alaska, the appropriations made in this Act applicable to the collective bargaining unit's agreement are adjusted proportionately by the amount for that collective bargaining agreement, and the corresponding funding source amounts are adjusted accordingly.

(e) Appropriations made in sec. 1 of this Act for salary and benefit adjustments as described in (a) and (b) of this section are for the benefit of the state's integrated comprehensive mental health program only and do not necessarily affect every group of noncovered employees or every collective bargaining unit listed in (a) and (b) of this section.

* Sec. 11. Section 8 of this Act takes effect immediately under AS 01.10.070(c).

* **Sec. 12.** Except as provided in sec. 11 of this Act, this Act takes effect July 1, 2020.