

# LEGAL SERVICES

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## MEMORANDUM

April 11, 2007

**SUBJECT:** Sectional summary of CSHB 45(MLV)  
(Work Order No. 25-LS0230(C))

**TO:** Representative David Guttenberg  
Attn: Dana Krawchuk

**FROM:**   
Donald M. Bullock Jr.  
Legislative Counsel

You have requested a sectional summary of the above-described bill.

As a preliminary matter, note that a sectional summary of a bill should not be considered an authoritative interpretation of the bill and the bill itself is the best statement of its contents. If you would like an interpretation of the bill as it may apply to a particular set of circumstances, please advise.

**Section 1.** Allows the legislature to appropriate a portion of the money received for special request plates commemorating Alaska veterans to the Alaska veterans' cemetery fund created in sec. 3 of the bill.

**Section 2.** Adds gifts, donations, and grants received by the Department of Military and Veteran's Affairs for veterans' cemeteries to the list of program receipts in AS 37.05.146(c) that are accounted for separately; appropriations from these program receipts are not made from the unrestricted general fund.

**Section 3.** Creates the Alaska veterans' cemetery fund in the general fund; the fund is not exempt from the requirements of AS 37.07 (Executive Budget Act) and money in the fund is not dedicated for a specific purpose. Provides that the legislature may appropriate amounts from the fund to the Department of Military and Veterans' Affairs for the construction, operation, and maintenance of veterans' cemeteries established under sec. 4 of the bill. Appropriations to the veterans' cemetery fund do not lapse under AS 37.25.010, and the unexpended and unobligated balance of an appropriation from the fund lapses back into the fund.

**Section 4.** Authorizes the Department of Military and Veterans' Affairs to establish and maintain Alaska veterans' cemeteries in the state. Allows the department to accept gifts, donations, and grants for the purpose of establishing and maintaining the cemeteries; land received by the department is owned by the state. Requires the department to consult

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with the Alaska Veterans' Advisory Council when adopting regulations for determining eligibility for burial in a state veterans' cemetery, receive the plot or interment allowance on behalf of the state, comply with all requirements for a state veterans' cemetery grant established by the United States Department of Veterans' Affairs, and apply for state veterans' cemetery grants from the United States Department of Veterans' Affairs. Authorizes the Department of Military and Veterans' Affairs to adopt regulations, enter into agreements for the operation of veterans' cemeteries, and solicit gifts, donations, and grants in addition to grants from the United States Department of Veterans' Affairs.

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