

SENATE BILL NO. 221

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - SECOND SESSION

BY SENATOR WIELECHOWSKI

Introduced: 2/22/22

Referred: State Affairs, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to appropriations of federal receipts; and relating to an increase of an
2 appropriation based on additional federal receipts."

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

4 * Section 1. AS 37.07.080(h) is amended to read:

5 (h) The legislature may provide for a specific maximum percentage
6 increase of an appropriation item in an appropriation bill based on potential
7 additional federal receipts. If the legislature provides for a specific maximum
8 percentage increase of an appropriation item in an appropriation bill based on
9 potential additional federal receipts, the [THE] increase of the [AN] appropriation
10 item [BASED ON ADDITIONAL FEDERAL OR OTHER PROGRAM RECEIPTS
11 NOT SPECIFICALLY APPROPRIATED BY THE FULL LEGISLATURE] may be
12 expended only in accordance with the following procedures:

13 (1) the governor shall submit a revised program to the Legislative
14 Budget and Audit Committee for review; the revised program must contain a

declaration by the governor that states the revised program does not exceed the specific maximum percentage increase of the appropriation item in the applicable appropriation bill;

(2) the Legislative Budget and Audit Committee shall review the revised program to ensure the program does not exceed the specific maximum percentage increase of the appropriation item in the applicable appropriation bill;

(3) the Legislative Budget and Audit Committee may recommend to the governor an alternative allocation for expenditures under the revised program;

(4) if the Legislative Budget and Audit Committee makes a recommendation to correct or otherwise change a revised program, the governor may submit a corrected or otherwise updated revised program to the Legislative Budget and Audit Committee for review; the corrected or otherwise updated revised program must contain a declaration by the governor that states the corrected or otherwise updated revised program does not exceed the specific maximum percentage increase of the appropriation item in the applicable appropriation bill;

(5) 45 days shall elapse before commencement of expenditures under the revised program unless the Legislative Budget and Audit Committee earlier recommends that the state take part in the federally [OR OTHERWISE] funded activity [;

(3) SHOULD THE LEGISLATIVE BUDGET AND AUDIT COMMITTEE RECOMMEND WITHIN THE 45-DAY PERIOD THAT THE STATE NOT INITIATE THE ADDITIONAL ACTIVITY, THE GOVERNOR SHALL AGAIN REVIEW THE REVISED PROGRAM AND IF THE GOVERNOR DETERMINES TO AUTHORIZE THE EXPENDITURE, THE GOVERNOR SHALL PROVIDE THE LEGISLATIVE BUDGET AND AUDIT COMMITTEE WITH A STATEMENT OF THE GOVERNOR'S REASONS BEFORE COMMENCEMENT OF EXPENDITURES UNDER THE REVISED PROGRAM].

* **Sec. 2.** AS 37.07.080 is amended by adding a new subsection to read:

1 (i) When the legislature is not in session, the governor or legislature may call a
2 special session under AS 24.05.100 to appropriate additional federal receipts that
3 exceed the specific maximum percentage increase the legislature has provided for
4 under (h) of this section, or other federal receipts for an item, program, or project not
5 specifically appropriated by the legislature.

6 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
7 read:

8 APPLICABILITY. This Act does not apply to appropriations that were increased
9 before the effective date of this Act based on compliance with AS 37.07.080(h), as that
10 section read before the effective date of this Act.