



LAWS OF ALASKA

2008

Source

SCS CSHB 419(FIN)

Chapter No.

AN ACT

Relating to state lease-purchases of equipment and other personal property; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

AN ACT

1 Relating to state lease-purchases of equipment and other personal property; and providing for
2 an effective date.

3

4 * **Section 1.** AS 36.30.085(a) is amended to read:

5 (a) To perform its duties and statutory functions, the department, the Board of
6 Regents of the University of Alaska, the legislative council, or the supreme court may
7 enter into lease-purchase agreements **for real property**. The department, the Board of
8 Regents, the legislative council, or the supreme court may enter into a lease-purchase
9 agreement only if the department, the Board of Regents, the legislative council, or the
10 supreme court is the lessee under the agreement.

11 * **Sec. 2.** AS 36.30 is amended by adding a new section to article 1 to read:

12 **Sec. 36.30.086. Lease-purchase of personal property.** (a) To perform its
13 duties and statutory functions, an agency, the Board of Regents of the University of
14 Alaska, the legislative council, the Legislative Budget and Audit Committee, the

1 office of victims' rights, the office of the ombudsman, or the supreme court may enter
2 into lease-purchase agreements for the acquisition of equipment or other personal
3 property. The government entity is the lessee under the agreement.

4 (b) If a government entity enters into a lease-purchase agreement under (a) of
5 this section that exceeds \$100,000 in payments by the state, the government entity
6 shall provide notice to the presiding officers and finance committee chairs of the house
7 and senate. The notice must describe the property that is the subject of the agreement
8 and must set out the terms of the lease-purchase.

9 * **Sec. 3. AS 37.07.040** is amended to read:

10 **Sec. 37.07.040. Office of management and budget.** The Alaska office of
11 management and budget shall

12 (1) assist the governor in the preparation and explanation of the
13 proposed comprehensive program and financial plan, including the coordination and
14 analysis of state agency goals and objectives, plans, and budget requests;

15 (2) prepare for submission to the governor an annually updated six-
16 year capital improvements program and the proposed capital improvements budget for
17 the coming fiscal year, the latter to include individual project justification with
18 documentation of estimated project cost;

19 (3) develop procedures to produce the information needed for effective
20 policy decision making, including procedures to provide for the dissemination of
21 information about plans, programs, and budget requests to be included in the annual
22 budget and opportunity for public review and comment during the period of budget
23 preparation;

24 (4) assist state agencies in their statement of goals and objectives to
25 achieve, among other things, the legislature's mission and desired results, preparation
26 of plans, assessments of the extent to which missions and desired results have been
27 achieved, budget requests, and reporting of program performance; all documents
28 forwarded by the office to a state agency containing instructions for the preparation of
29 program plans and budget requests and the reporting of program performance are
30 public information after the date they are forwarded;

31 (5) administer its responsibilities under the program execution

provisions of this chapter so that the policy decisions and budget determinations of the governor and the legislature are implemented;

(6) provide the legislative finance division with the budget information it may request;

(7) provide the legislative finance division with an advance copy of the governor's budget workbooks at least seven days before the legislature convenes in a regular session;

(8) prepare the proposed capital improvements budget for the coming fiscal year evaluating both state and local requests from the standpoint of need, equity, and priorities of the jurisdiction; other factors such as project amounts, population, local financial match, federal funds being used for local match, municipality or unincorporated community acceptance of the facility, and all associated costs of the facility may be considered;

(9) for each department in the executive branch, report to the legislature by the 45th day of each regular session the amount of money appropriated to the department that is expected to lapse into the general fund at the end of the current fiscal year;

(10) establish and administer a state agency program performance management system involving planning, performance budgeting, performance measurement, and program evaluation; the office shall ensure that information generated under this system is useful for managing and improving the efficiency and effectiveness of agency operations;

(11) by January 15, list each lease-purchase agreement entered into by an agency during the immediately preceding fiscal year for the acquisition of equipment or other personal property, together with a description of the property acquired and financial details, including the purchase price, the term for payments, the amount of each payment, and the amount of interest or financing charges paid.

* **Sec. 4.** This Act takes effect July 1, 2008.