

SENATE CS FOR HOUSE BILL NO. 490(STA)

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE STATE AFFAIRS COMMITTEE

Offered: 5/2/96

Referred: Rules

Sponsor(s): REPRESENTATIVES B.DAVIS, Robinson, Willis, Brown, Elton

SENATOR Ellis

A BILL**FOR AN ACT ENTITLED**

1 "An Act relating to grants and other financial assistance authorized or made
2 by the Alaska Science and Technology Foundation for the BIDCO assistance
3 program."

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

5 * **Section 1.** AS 37.17.020(b) is amended to read:

6 (b) The endowment shall be held and invested by the Alaska Permanent Fund
7 Corporation subject to AS 37.13.120; however, net income from the endowment shall
8 be distributed under AS 37.17.010 - 37.17.110 and 37.17.225. Net income from the
9 endowment may not be included in the computation of net income available for
10 distribution under AS 37.13.140.

11 * **Sec. 2.** AS 37.17.030(d) is amended to read:

12 (d) Except for payments under (c) of this section, the board of directors shall
13 distribute the income of the endowment through competitive grants under
14 AS 37.17.010 - 37.17.110 and 37.17.225. The board may disburse money that is

1 received by the foundation for special or general purposes.

2 * **Sec. 3.** AS 37.17.090(a) is amended to read:

3 (a) The board of directors shall provide adequate and appropriate notice of all
4 solicitations for grant proposals at least once a year. Except for projects listed in (k)
5 of this section **and grants under AS 37.17.225**, the board shall give preference,
6 consistent with the purposes of AS 37.17.010 - 37.17.110, to soliciting proposals for
7 research projects that are reasonably expected to use or enhance research capabilities
8 for basic and applied research in the state. The board may actively solicit persons,
9 organizations, or institutions to apply for general or specific grants.

10 * **Sec. 4.** AS 37.17.090(b) is amended to read:

11 (b) **Except for grants under AS 37.17.225, grant** [GRANT] proposals must
12 be submitted for impartial and competitive peer review for scientific and technical
13 validity by a panel of recognized experts appointed by the board of directors.
14 Members of a peer review panel are entitled to per diem and travel expenses
15 authorized under AS 39.20.180. The identity of members of a peer review panel is
16 confidential until final action is taken by the board on the grant proposal. The board
17 shall consider the recommendations of the panel in deciding whether to award a grant.
18 The board may exempt grants of \$5,000 or less from peer review.

19 * **Sec. 5.** AS 37.17.090(c) is amended to read:

20 (c) **Except for grants under AS 37.17.225, grant** [GRANT] awards by the
21 board must be consistent with the policy and research priorities identified by the
22 foundation under AS 37.17.420.

23 * **Sec. 6.** AS 37.17.090(d) is amended to read:

24 (d) Except for grants awarded under (k) of this section **and under**
25 **AS 37.17.225**, not less than 50 percent of the endowment income that is distributed
26 to grantees by the foundation in a fiscal year must be for grant payments in that fiscal
27 year of \$100,000 or less, exclusive of other funding.

28 * **Sec. 7.** AS 37.17.090(g) is amended to read:

29 (g) As a condition of all grants awarded under AS 37.17.010 - 37.17.110 **or**
30 **37.17.225**, the board of directors shall require that a fair and reasonable return to the
31 foundation, as determined by the board, from the revenue, economic value, or profits

1 derived by the grantee from the grant project be paid into the principal of the
2 endowment, subject to AS 37.07. To secure payment of sums owed to the foundation
3 under a grant agreement, the foundation may take a security interest in and own
4 patents, copyrights, and other intellectual property.

5 * **Sec. 8.** AS 37.17.220(b) is amended to read:

6 (b) The foundation may not authorize new financial assistance under
7 AS 37.17.200 - 37.17.390 after June 30, **2000** [1996], without the approval of the
8 legislature.

9 * **Sec. 9.** AS 37.17 is amended by adding a new section to read:

10 Sec. 37.17.225. ENDOWMENT GRANTS. From the income of the
11 endowment established under AS 37.17.020, the foundation may make grants under
12 AS 37.17.010 - 37.17.110 to accomplish the purposes of AS 37.17.200. However, to
13 make the grants under this section the foundation may not use more than \$2,000,000
14 of the income of the endowment, in addition to the endowment income appropriated
15 to the foundation for the BIDCO fund under ch. 79, SLA 1993, other money
16 appropriated to the foundation for the grants, and private contributions made to the
17 foundation for the grants.