

**CONFERENCE CS FOR HOUSE BILL NO. 412(brf fld H/S)(efd fld S)**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**NINETEENTH LEGISLATURE - SECOND SESSION**

**BY THE CONFERENCE COMMITTEE**

**Amended: 5/7/96**

**Offered: 5/6/96**

**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 loan program expenses**  
**2 of state government, for certain programs, and to capitalize funds."**

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

**4 \* Section 1. ALASKA CLEAN AIR PROTECTION FUND.** Upon the effective date of  
**5 the clean air protection fund established in AS 46.14.260, an amount equal to the fiscal year**  
**6 1997 receipts from air permit fees collected under AS 46.14.240 - 46.14.250, less the amount**  
**7 of those receipts that have been expended or obligated for expenditure, is appropriated to the**  
**8 clean air protection fund.**

**9 \* Sec. 2. ALASKA CLEAN WATER FUND.** The sum of \$8,815,400 is appropriated to  
**10 the Alaska clean water fund (AS 46.03.032) for the Alaska clean water loan program from the**  
**11 following sources:**

**12 General fund** **\$1,469,200**

**13 Federal receipts** **7,346,200**

**14 \* Sec. 3. ALASKA HOUSING FINANCE CORPORATION.** (a) The sum of \$50,000,000

1 from the available unrestricted cash in the general account of the Alaska housing finance  
2 revolving fund (AS 18.56.082) is anticipated to be transferred to the general fund during fiscal  
3 year 1997 by the direction of the Alaska Housing Finance Corporation board.

4 (b) All unrestricted mortgage loan interest payments, mortgage loan commitment fees,  
5 and all other unrestricted receipts, received by or accrued to the Alaska Housing Finance  
6 Corporation during fiscal year 1997, and all income earned on assets of the corporation during  
7 that period, are appropriated to the Alaska Housing Finance Corporation to hold as corporate  
8 receipts for the purposes described in AS 18.56. The corporation shall allocate its corporate  
9 receipts among the Alaska housing finance revolving fund (AS 18.56.082), housing assistance  
10 loan fund (AS 18.56.420), and senior housing revolving fund (AS 18.56.710) in accordance  
11 with procedures adopted by the board of directors.

12 (c) The following amounts are appropriated to the Alaska Housing Finance  
13 Corporation from the sources indicated and for the following purposes:

14	PURPOSE	AMOUNT	SOURCE
15	Housing loan programs	\$350,000,000	Corporate receipts
16	that are not subsidized		
17	by Alaska Housing		
18	Finance Corporation		
19	Housing loan programs	50,000,000	Corporate receipts derived
20	and projects that are		from arbitrage earnings
21	subsidized by Alaska		
22	Housing Finance		
23	Corporation		

24 \* **Sec. 4.** ALASKA INDUSTRIAL DEVELOPMENT AND EXPORT AUTHORITY. The  
25 sum of \$16,700,000 from the available unrestricted cash in the Alaska Industrial Development  
26 and Export Authority revolving fund (AS 44.88.060) is anticipated to be transferred by the  
27 direction of the Alaska Industrial Development and Export Authority Board to the general  
28 fund. The funds shall be deposited to the general fund when received during fiscal year 1997.

29 \* **Sec. 5.** ALASKA PERMANENT FUND CORPORATION. (a) The amount authorized  
30 for transfer by the Alaska Permanent Fund Corporation under AS 37.13.145(b) is appropriated  
31 from the earnings reserve account (AS 37.13.145) to the dividend fund (AS 43.23.045(a)) for

1 the payment of permanent fund dividends and administrative and associated costs.

2 (b) After money is transferred to the dividend fund under (a) of this section, the  
3 amount calculated under AS 37.13.145 to offset the effect of inflation on the principal of the  
4 Alaska permanent fund is appropriated from the earnings reserve account (AS 37.13.145) to  
5 the principal of the Alaska permanent fund.

6 (c) The amount required to be deposited under AS 37.13.010(a)(1) and (2) during  
7 fiscal year 1997 is appropriated to the principal of the Alaska permanent fund in satisfaction  
8 of that requirement.

9 (d) The interest earned during fiscal year 1997 on revenue from the sources set out  
10 in AS 37.13.010 while the revenue is held in trust, escrow, or otherwise before receipt by the  
11 state is appropriated to the principal of the Alaska permanent fund.

12 \* **Sec. 6.** ALASKA PUBLIC UTILITIES COMMISSION. The balance on June 30, 1996,  
13 of the Alaska Public Utilities Commission program receipts account for regulatory cost  
14 charges under AS 42.05.254 and AS 42.06.286 for fiscal year 1996 is appropriated to the  
15 Alaska Public Utilities Commission for fiscal year 1997 expenditures.

16 \* **Sec. 7.** ALASKA SEAFOOD MARKETING INSTITUTE. An amount equal to the fiscal  
17 year 1996 general fund receipts from the salmon marketing tax (AS 43.76.110), from the  
18 seafood marketing assessment (AS 16.51.120), and from the fisheries resource landing tax  
19 (AS 43.77.050), less the amount of those receipts expended or obligated during fiscal year  
20 1996, is appropriated from the general fund to the Alaska Seafood Marketing Institute for  
21 marketing Alaska seafood products during fiscal year 1997.

22 \* **Sec. 8.** STATUTORY BUDGET RESERVE FUND. If the unrestricted state revenue  
23 available for appropriation in fiscal year 1997 is insufficient to cover the general fund  
24 appropriations made for that fiscal year 1997, the amount necessary to balance revenue and  
25 general fund appropriations is appropriated to the general fund from the budget reserve fund  
26 (AS 37.05.540).

27 \* **Sec. 9.** MONETARY TERMS OF COLLECTIVE BARGAINING AGREEMENTS. (a)  
28 The monetary terms of each of the collective bargaining agreements listed in (b) of this  
29 section are rejected under AS 23.40.215 unless separate legislation is enacted which contains  
30 explicit language approving the monetary terms of that agreement. Money appropriated in this  
31 Act may not be used to implement the monetary terms of any of the collective bargaining

1 agreements listed in (b) of this section unless separate legislation is enacted which contains  
2 explicit language approving the monetary terms of the collective bargaining agreement.

3 (b) This section applies to the collective bargaining agreements negotiated between  
4 the state and the following bargaining organizations:

5 (1) Alaska State Employees Association, for the General Government Unit;

6 (2) Alaska Public Employees Association, for the Supervisory Unit;

7 (3) Public Employees Local 71, for the Labor, Trades and Crafts Unit;

8 (4) Inland Boatmen's Union of the Pacific, representing the unlicensed marine  
9 unit for a contract for the period October 10, 1994, through May 31, 1996;

10 (5) Inland Boatmen's Union of the Pacific, representing the unlicensed marine  
11 unit for a contract for the period June 1, 1996, through May 31, 1999;

12 (6) International Organization of Masters, Mates, and Pilots, Pacific Maritime  
13 Region, for the Masters, Mates, and Pilots Unit;

14 (7) Public Safety Employees Association, representing state troopers and other  
15 commissioned law enforcement personnel;

16 (8) Alyeska Centralized School Employees Association, representing teachers  
17 at the Alyeska Correspondence School;

18 (9) International Brotherhood of Electrical Workers representing nonjudicial,  
19 nonsupervisory, classified employees of the Alaska Court System;

20 (10) the Classified Employees Association, representing University of Alaska  
21 employees; and

22 (11) the Alaska Community Colleges' Federation of Teachers, representing  
23 faculty members of the University of Alaska.

24 \* **Sec. 10. DISASTER RELIEF FUND.** (a) The sum of \$9,000,000 is appropriated from  
25 federal receipts to the disaster relief fund (AS 26.23.300).

26 (b) It is the intent of the legislature that funding necessary to meet the disaster relief  
27 responsibilities of the Department of Military and Veterans' Affairs will continue to be made  
28 available through the disaster declaration process. During the 1997 legislative session, the  
29 department shall submit a supplemental appropriation request for fiscal year 1997 disaster  
30 relief costs.

31 \* **Sec. 11. FEDERAL AND OTHER PROGRAM RECEIPTS.** (a) Except for receipts of

1 the fish and game fund (AS 16.05.100), federal or other program receipts as defined in  
2 AS 37.05.146 that exceed the amounts appropriated by this Act are appropriated conditioned  
3 upon compliance with the program review provisions of AS 37.07.080(h). The amounts  
4 appropriated from the fish and game fund in this Act are limited to the amounts stated in this  
5 Act.

6 (b) If federal or other program receipts as defined in AS 37.05.146 exceed the  
7 estimates appropriated by this Act, the appropriations from state funds for the affected  
8 program may be reduced by the excess if the reductions are consistent with applicable federal  
9 statutes.

10 (c) Except as provided in (d) of this section, if federal or other program receipts as  
11 defined in AS 37.05.146 fall short of the estimates appropriated by this Act, the affected  
12 appropriation is reduced by the shortfall in receipts.

13 (d) If the federal receipts under 42 U.S.C. 1397 - 1397f (Title XX of the Social  
14 Security Act) fall short of the estimate, the amount of the shortfall, not to exceed \$6,310,800,  
15 is appropriated from the general fund.

16 \* **Sec. 12.** FOUR DAM POOL TRANSFER FUND. The amount available in the four dam  
17 pool transfer fund (AS 42.45.050) during fiscal year 1997 is appropriated to the following  
18 funds in the following percentages for the purposes set out in AS 42.45.050:

19 Power cost equalization and rural electric 40 percent

20 capitalization fund (AS 42.45.100)

21 Southeast energy fund (AS 42.45.040) 40 percent

22 Power project fund (AS 42.45.010) 20 percent

23 \* **Sec. 13.** INFORMATION SERVICES FUND. The sum of \$21,661,500 is appropriated  
24 to the information services fund (AS 44.21.045) for the Department of Administration,  
25 division of information services programs, from the following sources:

26 General fund program receipts \$ 55,000

27 Inter-agency receipts 21,456,000

28 Inter-agency receipts/oil and hazardous 150,500

29 substance release prevention and response fund

30 \* **Sec. 14.** INSURANCE AND BOND CLAIMS. (a) Amounts necessary to fund the uses  
31 of the state insurance catastrophe reserve account described in AS 37.05.289(a) are

1 appropriated from that account to the Department of Administration.

2 (b) Amounts equivalent to the amounts to be received in settlement of insurance  
3 claims for losses and the amounts to be received as recovery for losses are appropriated from  
4 the general fund to the state insurance catastrophe reserve account established by  
5 AS 37.05.289.

6 (c) Amounts equivalent to the amounts to be received in settlement of claims against  
7 bonds guaranteeing the reclamation of state land are appropriated from the general fund to the  
8 agency secured by the bond. This appropriation is made for the purpose of reclaiming state  
9 land affected by a use covered by the bond.

10 (d) The appropriations made by (b) and (c) of this section are contingent upon  
11 compliance with the program review provisions of AS 37.07.080(h).

12 \* **Sec. 15.** MARINE HIGHWAY SYSTEM FUND. The sum of \$28,284,000 is  
13 appropriated from the general fund to the Alaska marine highway system fund (AS 19.65.060).

14 \* **Sec. 16.** MOTOR FUEL TAX. The following amounts from the unreserved special  
15 accounts in the general fund are included within the general fund amounts appropriated by this  
16 Act:

17 Highway fuel tax account (AS 43.40.010(g)) \$22,500,000

18 Aviation fuel tax account (AS 43.40.010(e)) 7,500,000

19 \* **Sec. 17.** OCCUPATIONAL LICENSING. The unexpended and unobligated balance on  
20 June 30, 1996, of the Department of Commerce and Economic Development, division of  
21 occupational licensing, general fund program receipts from occupational licensing fees under  
22 AS 08.01.065 is appropriated to the division of occupational licensing for operating costs for  
23 the fiscal year ending June 30, 1997.

24 \* **Sec. 18.** OIL AND HAZARDOUS SUBSTANCE RELEASE PREVENTION  
25 ACCOUNT. (a) The following amounts are appropriated to the oil and hazardous substance  
26 release prevention account (AS 46.08.010(a)(1)) in the oil and hazardous substance release  
27 prevention and response fund (AS 46.08.010) from the sources indicated:

28 (1) the balance of the oil and hazardous substance release prevention mitigation  
29 account (AS 46.08.020(b)) in the general fund on July 1, 1996, not otherwise appropriated by  
30 this Act;

31 (2) the amount of \$13,600,000, derived from the surcharge collected under

1 AS 43.55.300 during fiscal year 1996.

2 (b) The appropriation made by (a)(2) of this section is based on revenue estimates.  
3 If the amount in the general fund that is derived from the surcharge collected under  
4 AS 43.55.300 during fiscal year 1996 is greater than the appropriation made by (a)(2) of this  
5 section, that appropriation is increased to that greater amount.

6 \* **Sec. 19. OIL AND HAZARDOUS SUBSTANCE RELEASE RESPONSE ACCOUNT.**

7 The following amounts are appropriated to the oil and hazardous substance release response  
8 account (AS 46.08.010(a)(2)) in the oil and hazardous substance release prevention and  
9 response fund (AS 46.08.010) from the following sources:

10 (1) the balance of the oil and hazardous substance release response mitigation  
11 account (AS 46.08.025(b)) in the general fund on July 1, 1996, not otherwise appropriated by  
12 this Act;

13 (2) the amount derived from the surcharge collected under AS 43.55.201  
14 during fiscal year 1996.

15 \* **Sec. 20. RETAINED FEES.** An amount not to exceed the amount retained as fees by  
16 a collector of fees, licenses, taxes, or other money belonging to the state is appropriated from  
17 the fees, licenses, taxes, or other money belonging to the state that are collected during fiscal  
18 year 1997 to the agency authorized by law to generate the revenue for the purpose of  
19 compensating the collector for services rendered for the fiscal year ending June 30, 1997.

20 \* **Sec. 21. SAFETY ADVISORY COUNCIL.** The amount appropriated for the 1996  
21 annual governor's safety conference (sec. 28, ch. 94, SLA 1995), plus the fiscal year 1996  
22 program receipts of the Safety Advisory Council (AS 18.60.830), less the amount expended  
23 or obligated for the 1996 annual governor's safety conference, is appropriated from the general  
24 fund to the Safety Advisory Council for costs of the 1997 annual governor's safety conference.

25 \* **Sec. 22. SALMON ENHANCEMENT TAX.** The salmon enhancement tax collected  
26 under AS 43.76.010 - 43.76.030 in calendar year 1995 and deposited in the general fund under  
27 AS 43.76.025(c) is appropriated from the general fund to the Department of Commerce and  
28 Economic Development for payment in fiscal year 1997 to qualified regional associations  
29 operating within a region designated under AS 16.10.375.

30 \* **Sec. 23. SHARED TAXES AND FEES.** The amounts necessary to refund to local  
31 governments their share of taxes and fees collected in the listed fiscal years under the

following programs are appropriated to the Department of Revenue from the general fund for payment in fiscal year 1997:

REVENUE SOURCE	FISCAL YEAR COLLECTED
fisheries tax (AS 43.75)	1996
fishery resource landing tax (AS 43.77)	1996
amusement and gaming tax (AS 43.35)	1997
aviation fuel tax (AS 43.40.010)	1997
electric and telephone	
cooperative tax (AS 10.25.570)	1997
liquor license fee (AS 04.11)	1997

**\* Sec. 24. STATE OBLIGATIONS.** (a) The amount required to pay interest on revenue anticipation notes issued by the commissioner of revenue under AS 43.08 is appropriated from the general fund to the Department of Revenue for payment of the interest on those notes.

(b) The amount required to be paid by the state for principal and interest on all issued and outstanding state-guaranteed bonds is appropriated from the general fund to the state bond committee for payment of principal and interest on those bonds.

(c) The sum of \$94,741,184 is appropriated from the general fund to the Alaska debt retirement fund (AS 37.15.011).

(d) The sum of \$9,595,925 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the state bond committee for lease payments to the City of Seward, City of Kenai, Department of Natural Resources, and the Alaska Court System.

(e) The sum of \$16,528,682 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the state bond committee for payment of debt service and trustee fees on state general obligation bonds.

(f) The sum of \$5,805,963 is appropriated from the international airports revenue fund (AS 37.15.430) to the state bond committee for payment of debt service and trustee fees on outstanding international airports revenue bonds.

(g) The sum of \$68,616,577 is appropriated from the Alaska debt retirement fund (AS 37.15.011) to the Department of Education for state aid for costs of school construction under AS 14.11.100.

**\* Sec. 25. STATE TRAINING AND EMPLOYMENT PROGRAM.** The lapsing balance



1 of the employment assistance and training program fund (sec. 3, ch. 95, SLA 1989, as  
2 amended by sec. 33, ch. 2, FSSLA 1992) on June 30, 1996, is appropriated to the  
3 unemployment compensation fund (AS 23.20.130).

4 \* **Sec. 26.** STORAGE TANK REGISTRATION FEES. (a) The fiscal year 1997 general  
5 fund receipts of the tank registration fee program under AS 46.03.385 are appropriated to the  
6 storage tank assistance fund (AS 46.03.410).

7 (b) The sum of \$2,853,800 is appropriated from the oil and hazardous substance  
8 release prevention account (AS 46.08.010(a)(1)) to the storage tank assistance fund  
9 (AS 46.03.410) for the fiscal year ending June 30, 1997.

10 \* **Sec. 27.** STUDENT LOAN PROGRAM. The amount assessed for loan guarantee fees  
11 during prior fiscal years and the amount assessed for loan origination fees from student loan  
12 borrowers of the Alaska Commission on Postsecondary Education is appropriated to the  
13 origination fee account (AS 14.43.120(u)) within the student loan fund of the Alaska Student  
14 Loan Corporation for the purposes specified in AS 14.43.120(u).

15 \* **Sec. 28.** UNIVERSITY OF ALASKA. The proceeds from the sale of special request  
16 university plates under AS 28.10.421 are appropriated from the general fund to the University  
17 of Alaska for the fiscal year ending June 30, 1997, for support of the alumni associations at  
18 the campuses listed and in the amounts set out:

19	CAMPUS	APPROPRIATION AMOUNT
20	University of Alaska, Fairbanks	\$ 18,109.09
21	University of Alaska, Anchorage	2,359.09
22	Prince William Sound Community College	245.46

23 \* **Sec. 29.** NONLAPSE OF APPROPRIATIONS. The appropriations made by secs. 1, 2,  
24 3, 10, 12, 13, 14(b), 15, 18, 19, 25, 26(a), and 27 of this Act are for the capitalization of funds  
25 and do not lapse under AS 37.25.010.

26 (SECTION 30 OF THIS ACT BEGINS ON PAGE 12)