



# LAWS OF ALASKA

**2011**

**FIRST SPECIAL SESSION**

**Source**  
CCS HB 109

**Chapter No.**  
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## **AN ACT**

Making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1



**AN ACT**

1 Making appropriations for the operating and capital expenses of the state's integrated  
2 comprehensive mental health program; and providing for an effective date.

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(SECTION 1 OF THIS ACT BEGINS ON PAGE 2)

\* **Section 1.** The following appropriation items are for operating expenditures from the general fund or other funds as set out in section 2 of this Act to the agencies named for the purposes expressed for the fiscal year beginning July 1, 2011 and ending June 30, 2012, unless otherwise indicated. A department-wide, agency-wide, or branch-wide unallocated reduction set out in this section may be allocated among the appropriations made in this section to that department, agency, or branch.

	Appropriation	General	Other
	Allocations	Funds	Funds
	*****	*****	
***** <b>Department of Administration</b> *****			
*****	*****		
<b>Legal and Advocacy Services</b>	<b>2,143,500</b>	<b>1,989,700</b>	<b>153,800</b>
Office of Public Advocacy	1,833,300		
Public Defender Agency	310,200		
*****	*****		
***** <b>Department of Corrections</b> *****			
*****	*****		

**Inmate Health Care** **5,699,000** **5,269,000** **430,000**

It is the intent of the legislature that the Department of Corrections contract for in-house health care services rather than transporting prisoners to outside health care facilities, when cost effective.

Behavioral Health Care 5,699,000

**Offender Habilitation** **1,611,500** **1,611,500**

It is the intent of the legislature that the Department of Corrections increase the percentages of its budget towards Offender Habilitation, particularly towards the Substance Abuse Treatment and Sex Offender Management Programs.

It is the intent of the legislature that the Department of Corrections will work over the interim to devise a budget re-prioritization and re-investment strategy focused on research-based cost-effective offender habilitation and reentry measures, and that the Department will request funding in its FY 13 budget for expanding the Department's substance abuse treatment programs, behavioral and mental health programs, the Probationer Accountability with

		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
	<b>Allocations</b>	<b>Items</b>	<b>Funds</b>	<b>Funds</b>
1	Certain Enforcement, and the Electronic Monitoring Program.			
4	Substance Abuse Treatment	1,611,500		
5	Program			
6	*****		*****	
7	***** <b>Department of Education and Early Development</b> *****			
8	*****		*****	
9	<b>Teaching and Learning Support</b>	<b>589,800</b>	<b>377,800</b>	<b>212,000</b>
10	Student and School	589,800		
11	Achievement			
12	*****	*****		
13	***** <b>Office of the Governor</b> *****			
14	*****	*****		
15	<b>Executive Operations</b>	<b>100,000</b>		<b>100,000</b>
16	Domestic Violence and	100,000		
17	Sexual Assault			
18	*****		*****	
19	***** <b>Department of Health and Social Services</b> *****			
20	*****		*****	
21	It is the intent of the legislature that the Department of Health and Social Services limit			
22	expenditures for non-entitlement programs to the amounts appropriated in this bill and to the			
23	amount of federal funding that is projected to be collectible. Further, it is the intent of the			
24	legislature that the department not request general fund supplemental appropriations to back-			
25	fill uncollectible federal receipts.			
26	It is the intent of the legislature that the Department implement recommendations for cost			
27	savings made by the Medicaid Task Force.			
28	<b>Alaska Pioneer Homes</b>	<b>15,060,200</b>	<b>15,060,200</b>	
29	Alaska Pioneer Homes	64,200		
30	Management			
31	Pioneer Homes	14,996,000		
32	<b>Behavioral Health</b>	<b>81,915,900</b>	<b>78,404,300</b>	<b>3,511,600</b>
33	AK Fetal Alcohol Syndrome	359,500		

		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
		<b>Allocations</b>	<b>Funds</b>	<b>Funds</b>
1				
2				
3	Program			
4	Alcohol Safety Action	994,400		
5	Program (ASAP)			
6	Behavioral Health Grants	24,497,500		
7	Behavioral Health	5,916,400		
8	Administration			
9	Community Action	1,547,200		
10	Prevention & Intervention			
11	Grants			
12	Rural Services and Suicide	2,335,700		
13	Prevention			
14	Psychiatric Emergency	6,444,100		
15	Services			
16	Services to the Seriously	14,975,300		
17	Mentally Ill			
18	Designated Evaluation and	3,156,400		
19	Treatment			
20	Services for Severely	14,212,600		
21	Emotionally Disturbed			
22	Youth			
23	Alaska Psychiatric	6,406,200		
24	Institute			
25	Alaska Mental Health Board	939,700		
26	and Advisory Board on			
27	Alcohol and Drug Abuse			
28	Suicide Prevention Council	130,900		
29	<b>Children's Services</b>		<b>10,908,500</b>	<b>10,590,500</b>
30	Children's Services	69,500		<b>318,000</b>
31	Management			
32	Front Line Social Workers	148,500		
33	Family Preservation	726,000		

		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
		<b>Allocations</b>	<b>Funds</b>	<b>Funds</b>
1				
2				
3	Foster Care Augmented Rate	500,000		
4	Foster Care Special Need	747,900		
5	Residential Child Care	3,238,100		
6	Infant Learning Program	5,478,500		
7	Grants			
8	<b>Health Care Services</b>	<b>126,200</b>	<b>126,200</b>	
9	Certification and Licensing	126,200		
10	<b>Juvenile Justice</b>	<b>1,228,900</b>	<b>1,110,800</b>	<b>118,100</b>
11	McLaughlin Youth Center	700,500		
12	Fairbanks Youth Facility	109,700		
13	Bethel Youth Facility	58,700		
14	Probation Services	360,000		
15	<b>Public Assistance</b>	<b>13,200</b>	<b>13,200</b>	
16	Public Assistance	13,200		
17	Administration			
18	<b>Public Health</b>	<b>1,641,600</b>	<b>1,240,800</b>	<b>400,800</b>
19	Health Planning and	697,200		
20	Systems Development			
21	Nursing	98,200		
22	Women, Children and Family	846,200		
23	Health			
24	<b>Senior and Disabilities</b>	<b>15,537,400</b>	<b>14,567,600</b>	<b>969,800</b>
25	<b>Services</b>			
26	General Relief/Temporary	740,300		
27	Assisted Living			
28	Senior and Disabilities	3,401,700		
29	Services Administration			
30	Senior Community Based	2,809,100		
31	Grants			
32	Community Developmental	7,924,800		
33	Disabilities Grants			

		Appropriation	General	Other
		Allocations	Funds	Funds
1				
2				
3	Commission on Aging	125,800		
4	Governor's Council on	535,700		
5	Disabilities and Special			
6	Education			
7	<b>Departmental Support</b>	<b>574,800</b>	<b>459,800</b>	<b>115,000</b>
8	<b>Services</b>			
9	Commissioner's Office	224,800		
10	HSS State Facilities Rent	350,000		
11	<b>Medicaid Services</b>	<b>60,322,700</b>	<b>60,322,700</b>	
12	Behavioral Health Medicaid	57,418,900		
13	Services			
14	Children's Medicaid	2,903,800		
15	Services			
16		*****	*****	
17		***** <b>Department of Law</b> *****		
18		*****	*****	
19	<b>Criminal Division</b>	<b>15,000</b>		<b>15,000</b>
20	Third Judicial District:	15,000		
21	Anchorage			
22	<b>Civil Division</b>	<b>89,700</b>	<b>89,700</b>	
23	Human Services	89,700		
24		*****	*****	
25		***** <b>Department of Natural Resources</b> *****		
26		*****	*****	
27	<b>Administration &amp; Support</b>	<b>3,279,400</b>		<b>3,279,400</b>
28	<b>Services</b>			
29	Mental Health Trust Land	3,279,400		
30	Office			
31		*****	*****	
32		***** <b>Department of Revenue</b> *****		
33		*****	*****	

		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
	<b>Allocations</b>	<b>Items</b>	<b>Funds</b>	<b>Funds</b>
1				
2				
3	<b>Alaska Mental Health Trust</b>	<b>3,317,100</b>	<b>252,100</b>	<b>3,065,000</b>
4	<b>Authority</b>			
5	Mental Health Trust	3,065,000		
6	Operations			
7	Long Term Care Ombudsman	252,100		
8	Office			
9	*****	*****		
10	***** <b>University of Alaska</b> *****			
11	*****	*****		
12	It is the intent of the legislature that the University of Alaska submit an FY13 budget in which			
13	requests for unrestricted general fund increments do not exceed the amount of additional			
14	University Receipts requested for that year. It is the intent of the legislature that future budget			
15	requests of the University of Alaska for unrestricted general funds move toward a long-term			
16	goal of 125 percent of actual University Receipts for the most recently closed fiscal year.			
17	<b>Statewide Programs and</b>	<b>405,000</b>	<b>405,000</b>	
18	<b>Services</b>			
19	Statewide Services	405,000		
20	<b>University of Alaska</b>	<b>1,459,800</b>	<b>200,800</b>	<b>1,259,000</b>
21	<b>Anchorage</b>			
22	Anchorage Campus	1,459,800		
23	<b>University of Alaska</b>	<b>222,500</b>		<b>222,500</b>
24	<b>Fairbanks</b>			
25	Fairbanks Campus	222,500		
26	*****	*****		
27	***** <b>Alaska Court System</b> *****			
28	*****	*****		
29	<b>Alaska Court System</b>	<b>266,100</b>	<b>227,000</b>	<b>39,100</b>
30	Trial Courts	266,100		
31	<b>Therapeutic Courts</b>	<b>2,882,900</b>	<b>2,012,700</b>	<b>870,200</b>
32	Therapeutic Courts	2,882,900		
33	(SECTION 2 OF THIS ACT BEGINS ON THE NEXT PAGE)			

\* **Sec. 2.** The following sets out the funding by agency for the appropriations made in sec. 1 of this Act.

Funding Source	Amount
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**Department of Administration**

1037 General Fund / Mental Health	1,989,700
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1092 Mental Health Trust Authority Authorized	153,800
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Receipts

*** Total Agency Funding ***	\$2,143,500
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**Department of Corrections**

1037 General Fund / Mental Health	6,880,500
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1092 Mental Health Trust Authority Authorized	430,000
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Receipts

*** Total Agency Funding ***	\$7,310,500
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**Department of Education and Early Development**

1037 General Fund / Mental Health	377,800
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1092 Mental Health Trust Authority Authorized	212,000
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Receipts

*** Total Agency Funding ***	\$589,800
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**Office of the Governor**

1092 Mental Health Trust Authority Authorized	100,000
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Receipts

*** Total Agency Funding ***	\$100,000
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**Department of Health and Social Services**

1037 General Fund / Mental Health	162,277,700
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1092 Mental Health Trust Authority Authorized	5,433,300
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Receipts

1180 Alcohol and Other Drug Abuse Treatment &	19,618,400
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Prevention Fund

*** Total Agency Funding ***	\$187,329,400
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**Department of Law**

1037 General Fund / Mental Health	89,700
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1	1092 Mental Health Trust Authority Authorized	15,000
2	Receipts	
3	*** Total Agency Funding ***	\$104,700
4	<b>Department of Natural Resources</b>	
5	1092 Mental Health Trust Authority Authorized	3,279,400
6	Receipts	
7	*** Total Agency Funding ***	\$3,279,400
8	<b>Department of Revenue</b>	
9	1037 General Fund / Mental Health	252,100
10	1094 Mental Health Trust Administration	3,065,000
11	*** Total Agency Funding ***	\$3,317,100
12	<b>University of Alaska</b>	
13	1037 General Fund / Mental Health	605,800
14	1092 Mental Health Trust Authority Authorized	1,481,500
15	Receipts	
16	*** Total Agency Funding ***	\$2,087,300
17	<b>Alaska Court System</b>	
18	1037 General Fund / Mental Health	1,721,700
19	1092 Mental Health Trust Authority Authorized	909,300
20	Receipts	
21	1180 Alcohol and Other Drug Abuse Treatment &	518,000
22	Prevention Fund	
23	*** Total Agency Funding ***	\$3,149,000
24	* * * * * Total Budget * * * * *	\$209,410,700

25 (SECTION 3 OF THIS ACT BEGINS ON THE NEXT PAGE)

\* **Sec. 3.** The following sets out the statewide funding for the appropriations made in sec. 1 of this Act.

Funding Source	Amount
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**Unrestricted General Funds**

1037 General Fund / Mental Health	174,195,000
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***Total Unrestricted General Funds***	\$174,195,000
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**Designated General Funds**

1180 Alcohol and Other Drug Abuse Treatment &	20,136,400
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Prevention Fund

***Total Designated General Funds***	\$20,136,400
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**Other Non-Duplicated Funds**

1092 Mental Health Trust Authority Authorized	12,014,300
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Receipts

1094 Mental Health Trust Administration	3,065,000
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***Total Other Non-Duplicated Funds***	\$15,079,300
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**Federal Funds**

***Total Federal Funds***	\$0
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**Duplicated Funds**

***Total Duplicated Funds***	\$0
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(SECTION 4 OF THIS ACT BEGINS ON THE NEXT PAGE)

\* **Sec. 4.** The following appropriation items are for capital projects and grants from the general fund or other funds as set out in section 5 of this Act by funding source to the agencies named for the purposes expressed and lapse under AS 37.25.020, unless otherwise noted.

	Appropriation	General	Other
	Allocations	Funds	Funds
	*****	*****	
	***** <b>Department of Health and Social Services</b> *****		
	*****	*****	
MH Behavioral Health Data	245,000	245,000	
Sharing Partnership (HD			
1-40)			
MH Deferred Maintenance	500,000	500,000	
and Accessibility			
Improvements (HD 1-40)			
MH Home Modification and	1,050,000	750,000	300,000
Upgrades to Retain Housing			
(HD 1-40)			
	*****	*****	
	***** <b>Department of Natural Resources</b> *****		
	*****	*****	
Mental Health Trust Land	350,000		350,000
Facilities Maintenance (HD			
1-40)			
	*****	*****	
	***** <b>Department of Revenue</b> *****		
	*****	*****	
<b>Alaska Housing Finance</b>			
<b>Corporation</b>			
MH - AHFC Beneficiary and	1,750,000	1,750,000	
Special Needs Housing (HD			

1		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
2		<b>Allocations</b>	<b>Funds</b>	<b>Funds</b>
3	1-40)			
4	MH - AHFC Homeless	10,000,000	7,150,000	2,850,000
5	Assistance Program (HD			
6	1-40)			
7	*****		*****	
8	***** <b>Department of Transportation and Public Facilities</b> *****			
9	*****		*****	
10	MH - Coordinated	1,050,000	800,000	250,000
11	Transportation and Vehicles			
12	(HD 1-40)			
13	(SECTION 5 OF THIS ACT BEGINS ON THE NEXT PAGE)			

\* **Sec. 5.** The following sets out the funding by agency for the appropriations made in sec. 4 of this Act.

Funding Source	Amount
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**Department of Health and Social Services**

1037 General Fund / Mental Health	1,495,000
1092 Mental Health Trust Authority Authorized Receipts	300,000
*** Total Agency Funding ***	\$1,795,000

**Department of Natural Resources**

1092 Mental Health Trust Authority Authorized Receipts	350,000
*** Total Agency Funding ***	\$350,000

**Department of Revenue**

1002 Federal Receipts	2,000,000
1004 Unrestricted General Fund Receipts	7,373,500
1037 General Fund / Mental Health	850,000
1092 Mental Health Trust Authority Authorized Receipts	850,000
1139 Alaska Housing Finance Corporation Dividend	676,500
*** Total Agency Funding ***	\$11,750,000

**Department of Transportation and Public Facilities**

1037 General Fund / Mental Health	800,000
1092 Mental Health Trust Authority Authorized Receipts	250,000
*** Total Agency Funding ***	\$1,050,000
* * * * * Total Budget * * * * *	\$14,945,000

(SECTION 6 OF THIS ACT BEGINS ON THE NEXT PAGE)

\* **Sec. 6.** The following sets out the statewide funding for the appropriations made in sec. 4 of this Act.

Funding Source	Amount
<b>Unrestricted General Funds</b>	
1004 Unrestricted General Fund Receipts	7,373,500
1037 General Fund / Mental Health	3,145,000
1139 Alaska Housing Finance Corporation Dividend	676,500
***Total Unrestricted General Funds***	\$11,195,000
<b>Designated General Funds</b>	
***Total Designated General Funds***	\$0
<b>Other Non-Duplicated Funds</b>	
1092 Mental Health Trust Authority Authorized Receipts	1,750,000
***Total Other Non-Duplicated Funds***	\$1,750,000
<b>Federal Funds</b>	
1002 Federal Receipts	2,000,000
***Total Federal Funds***	\$2,000,000
<b>Duplicated Funds</b>	
***Total Duplicated Funds***	\$0

(SECTION 7 OF THIS ACT BEGINS ON THE NEXT PAGE)

1     \* **Sec. 7. PURPOSE.** In accordance with AS 37.14.003 and 37.14.005, the appropriations  
2 made by this Act are for the state's integrated comprehensive mental health program.

3     \* **Sec. 8. NONGENERAL FUND RECEIPTS.** (a) Alaska Mental Health Trust Authority  
4 authorized receipts (AS 37.14.036) or administration receipts (AS 37.14.036) that exceed the  
5 amounts appropriated by this Act are appropriated conditioned upon compliance with the  
6 program review provisions of AS 37.07.080(h).

7             (b) If Alaska Mental Health Trust Authority authorized receipts (AS 37.14.036) or  
8 administration receipts (AS 37.14.036) fall short of the estimates used as the basis of the  
9 appropriation, the affected appropriation is reduced by the amount of the shortfall in receipts.

10    \* **Sec. 9. SALARY AND BENEFIT ADJUSTMENTS.** (a) The appropriations made in sec.  
11 1 of this Act include amounts for salary and benefit adjustments for public officials, officers,  
12 and employees of the executive branch, Alaska Court System employees, employees of the  
13 legislature, and legislators and to implement the terms for the fiscal year ending June 30,  
14 2012, of the following collective bargaining agreements:

- 15                     (1) Alaska Public Employees Association, for the confidential unit;
- 16                     (2) Alaska Public Employees Association, for the supervisory unit;
- 17                     (3) Alaska State Employees Association, for the general government unit;
- 18                     (4) Alaska Vocational Technical Center Teacher's Association, National  
19 Education Association, representing the employees of the Alaska Vocational Technical  
20 Center;
- 21                     (5) Public Employees Local 71, for the labor, trades, and crafts unit;
- 22                     (6) Alaska Correctional Officers Association, representing correctional  
23 officers;
- 24                     (7) Teachers' Education Association of Mt. Edgecumbe;
- 25                     (8) International Organization of Masters, Mates, and Pilots, for the masters,  
26 mates, and pilots unit;
- 27                     (9) Inlandboatmen's Union of the Pacific, Alaska Region, for the unlicensed  
28 marine unit;
- 29                     (10) Marine Engineers' Beneficial Association;
- 30                     (11) Public Safety Employees Association, representing the regularly  
31 commissioned public safety officers unit.

1 (b) The operating budget appropriations made to the University of Alaska in sec. 1 of  
2 this Act include amounts for salary and benefit adjustments for the fiscal year ending June 30,  
3 2012, for university employees who are not members of a collective bargaining unit and for  
4 the terms of the current agreements for the fiscal year ending June 30, 2012, providing for the  
5 staff benefits for university employees represented by the following entities:

6 (1) Alaska Higher Education Crafts and Trades Employees;

7 (2) University of Alaska Federation of Teachers;

8 (3) United Academics;

9 (4) United Academics-Adjuncts;

10 (5) Fairbanks Firefighters Association, IAFF Local 1324.

11 (c) If a collective bargaining agreement listed in (a) of this section is not ratified by  
12 the membership of the respective collective bargaining unit, the appropriations made by this  
13 Act applicable to the collective bargaining unit's agreement are reduced proportionately by the  
14 amount for the collective bargaining agreement, and the corresponding funding source  
15 amounts are reduced accordingly.

16 (d) If a collective bargaining agreement listed in (b) of this section is not ratified by  
17 the membership of the respective collective bargaining unit and approved by the Board of  
18 Regents of the University of Alaska, the appropriations made by this Act applicable to the  
19 collective bargaining unit's agreement are reduced proportionately by the amount for the  
20 collective bargaining agreement, and the corresponding funding source amounts are reduced  
21 accordingly.

22 (e) Appropriations made in sec. 1 of this Act for salary and benefit adjustments as  
23 described in (a) and (b) of this section are for the benefit of the state's integrated  
24 comprehensive mental health program only and do not necessarily affect every group of  
25 noncovered employees or every collective bargaining unit listed in (a) and (b) of this section.

26 \* **Sec. 10.** This Act takes effect July 1, 2011.