

**SENATE CS FOR CS FOR HOUSE BILL NO. 412(FIN) am S(brf fld S)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

NINETEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Amended: 4/16/96

Offered: 4/16/96

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; and  
3 providing for an effective date."

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

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

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

13	General fund	\$1,469,200
14	Federal receipts	7,346,200



1 from the earnings reserve account (AS 37.13.145) to the dividend fund (AS 43.23.045(a)) for  
2 the payment of permanent fund dividends and administrative and associated costs.

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

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

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

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

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

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

28 \* **Sec. 9.** DISAPPROVAL OF MONETARY TERMS OF COLLECTIVE BARGAINING  
29 AGREEMENTS. (a) The monetary terms of each of the collective bargaining agreements  
30 listed in (b) of this section are rejected under AS 23.40.215 unless the legislature adopts a  
31 separate appropriation item whose purpose is stated to be to fund the monetary terms of that

1 agreement. Money appropriated in this Act may not be used to implement the monetary terms  
2 of any of the collective bargaining agreements listed in (b) of this section unless the  
3 appropriation item states specifically that its purpose is to fund the monetary terms of the  
4 collective bargaining agreement.

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

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

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

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

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

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

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

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

18 (8) Alyeska Centralized School Employees Association, representing teachers  
19 at the Alyeska Correspondence School;

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

22 (10) the Classified Employees Association, representing University of Alaska  
23 employees; and

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

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

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

1 relief costs.

2 \* **Sec. 11. FEDERAL AND OTHER PROGRAM RECEIPTS.** (a) Except for receipts of  
3 the fish and game fund (AS 16.05.100), federal or other program receipts as defined in  
4 AS 37.05.146 that exceed the amounts appropriated by this Act are appropriated conditioned  
5 upon compliance with the program review provisions of AS 37.07.080(h). The amounts  
6 appropriated from the fish and game fund in this Act are limited to the amounts stated in this  
7 Act.

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

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

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

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

21 Power cost equalization and rural electric	40 percent
22 capitalization fund (AS 42.45.100)	
23 Southeast energy fund (AS 42.45.040)	40 percent
24 Power project fund (AS 42.45.010)	20 percent

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

28 General fund program receipts	\$ 55,000
29 Inter-agency receipts	21,456,000
30 Inter-agency receipts/oil and hazardous	150,500
31 substance release prevention and response fund	

1     \* **Sec. 14.** INSURANCE AND BOND CLAIMS. (a) Amounts necessary to fund the uses  
2 of the state insurance catastrophe reserve account described in AS 37.05.289(a) are  
3 appropriated from that account to the Department of Administration.

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

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

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

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

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

19           Highway fuel tax account (AS 43.40.010(g))	\$22,500,000
20           Aviation fuel tax account (AS 43.40.010(e))	7,500,000

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

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

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

1 this Act;

2 (2) the amount of \$13,600,000, derived from the surcharge collected under  
3 AS 43.55.300 during fiscal year 1996.

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

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

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

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

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

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

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

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



1 under AS 14.11.100.

2 \* **Sec. 25.** STATE TRAINING AND EMPLOYMENT PROGRAM. The lapsing balance  
3 of the employment assistance and training program fund (sec. 3, ch. 95, SLA 1989, as  
4 amended by sec. 33, ch. 2, FSSLA 1992) on June 30, 1996, is appropriated to the  
5 unemployment compensation fund (AS 23.20.130).

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

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

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

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

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

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

28 \* **Sec. 30.** LIMITATIONS ON APPROPRIATIONS. No money appropriated by sections  
29 1 through 29 and 31 may be dispensed to any entity claiming sovereign immunity, except  
30 Metlakatla, unless the entity is incorporated under and subject to all laws of the State of  
31 Alaska.

