

**HOUSE JOINT RESOLUTION NO. 42**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE HOUSE TRANSPORTATION COMMITTEE

Introduced: 5/11/97

Referred: Transportation, Judiciary, Finance

**A RESOLUTION**

1 **Proposing amendments to the Constitution of the State of Alaska creating a**  
2 **highway fund from state taxes on fuel used for the propulsion of highway or**  
3 **road use motor vehicles.**

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

5 \* **Section 1.** Article IX, sec. 7, Constitution of the State of Alaska, is amended to read:

6 **Section 7. Dedicated Funds.** The proceeds of any State [STATE] tax or  
7 license shall not be dedicated to any special purpose, except as provided in Section  
8 [SECTION] 15 **and Section 18** of this article or when required by the federal  
9 government for State [STATE] participation in federal programs. This provision shall  
10 not prohibit the continuance of any dedication for special purposes existing **on**  
11 **April 24, 1956** [UPON THE DATE OF RATIFICATION OF THIS SECTION BY  
12 THE PEOPLE OF ALASKA].

13 \* **Sec. 2.** Article IX, Constitution of the State of Alaska, is amended by adding a new  
14 section to read:

15 **Section 18. Highway Fund.** (a) The revenue received after June 30, 1999,  
16 from State taxes on fuel used for the propulsion of motor vehicles designed for and

1 ordinarily used on highways or roads, less refunds, credits, and the costs of collection  
2 of that tax as provided by law, shall be placed in a highway fund. Except as provided  
3 in (d) of this section, the legislature may appropriate money from the fund only for the  
4 maintenance of roads and highways by the State or a local government.

5 (b) This section does not apply to revenue received from taxes that the State  
6 collects on behalf of a local government.

7 (c) The legislature shall provide by law for the management and investment  
8 of the fund balance. The income earned from the management and investment of the  
9 fund shall be deposited into the fund.

10 (d) An appropriation from the fund for a public purpose other than one  
11 described in (a) of this section may be made upon an affirmative vote of three-fifths  
12 of the members of each house of the legislature.

13 \* **Sec. 3.** The amendments proposed by this resolution shall be placed before the voters of  
14 the state at the next general election in conformity with art. XIII, sec. 1, Constitution of the  
15 State of Alaska, and the election laws of the state.