

**HOUSE BILL NO. 801**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - FIRST SESSION

**BY THE HOUSE FINANCE COMMITTEE**

**Introduced: 10/12/00**

**Referred: Community and Regional Affairs, Health, Education and Social Services, Finance**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act An Act making and amending appropriations for the operating and loan**  
2 **program expenses of state government, for certain programs, and to capitalize funds;**  
3 **making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska,**  
4 **from the constitutional budget reserve fund; and providing for an effective date."**

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

6 (SECTION 1 OF THIS ACT BEGINS ON PAGE 2)

1     \* **Sec. 3.** ALASKA HOUSING FINANCE CORPORATION. (a) The unexpended and  
 2 unobligated amount of Alaska Housing Finance Corporation unrestricted revenue available  
 3 for appropriation, as determined by the board of directors of the Alaska Housing Finance  
 4 Corporation in accordance with sec. 2(c) and (d), ch. 129, SLA 1998, for the fiscal year  
 5 ending June 30, 2001, is appropriated to the Alaska debt retirement fund (AS 37.15.011).

6           (b) All unrestricted mortgage loan interest payments, mortgage loan commitment  
 7 fees, and all other unrestricted receipts received by or accrued to the Alaska Housing Finance  
 8 Corporation during fiscal year 2001 and all income earned on assets of the corporation during  
 9 that period are appropriated to the Alaska Housing Finance Corporation to hold as corporate  
 10 receipts for the purposes described in AS 18.56. The corporation shall allocate its corporate  
 11 receipts among the Alaska housing finance revolving fund (AS 18.56.082), housing assistance  
 12 loan fund (AS 18.56.420), and senior housing revolving fund (AS 18.56.710) in accordance  
 13 with procedures adopted by the board of directors.

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

PURPOSE	AMOUNT	SOURCE
Housing loan programs not subsidized by AHFC	\$798,000,000	AHFC corporate receipts
Housing loan programs and projects subsidized by AHFC	70,000,000	AHFC corporate receipts derived from arbitrage earnings
Housing assistance payments Section 8 program	16,000,000	Federal receipts

24           (d) The sum of \$17,444,000 from the available unrestricted cash in the general  
 25 account of the Alaska housing finance revolving fund (AS 18.56.082) is anticipated to be  
 26 transferred to the general fund during the fiscal year 2001 by the direction of the board of  
 27 directors of the Alaska Housing Finance Corporation.

28     \* **Sec. 4.** ALASKA PERMANENT FUND CORPORATION. (a) The amount authorized  
 29 for transfer by the Alaska Permanent Fund Corporation under AS 37.13.145(b) is  
 30 appropriated from the earnings reserve account (AS 37.13.145) to the dividend fund  
 31 (AS 43.23.045(a)) for the payment of permanent fund dividends and administrative and

1 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 2001 is appropriated to the principal of the Alaska permanent fund in satisfaction  
8 of that requirement.

9 (d) The interest earned during fiscal year 2001 on revenue from the sources set out in  
10 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. 5.** ALASKA SCIENCE AND TECHNOLOGY FOUNDATION. The unexpended  
13 and unobligated balance in the Alaska science and technology endowment earnings reserve on  
14 June 30, 2000, is appropriated to the Alaska Science and Technology Foundation to award as  
15 grants under AS 37.17.030(d) for the fiscal year ending June 30, 2001.

16 \* **Sec. 6.** ALASKA SEAFOOD MARKETING INSTITUTE. An amount equal to the  
17 unexpended and unobligated balance on June 30, 2000, of the fiscal year 2000 general fund  
18 receipts from the salmon marketing tax (AS 43.76.110) and from the seafood marketing  
19 assessment (AS 16.51.120) is appropriated to the Alaska Seafood Marketing Institute for  
20 marketing Alaska seafood products during fiscal year 2001.

21 \* **Sec. 7.** CHILD SUPPORT ENFORCEMENT. That portion of program receipts received  
22 during the fiscal year ending June 30, 2001, by the child support enforcement division that is  
23 necessary to provide the minimum amount of state funds, and no more, that is necessary to  
24 secure federal funding appropriated for the child support enforcement program in sec. 1 of  
25 this Act is appropriated to the Department of Revenue, child support enforcement division, for  
26 the fiscal year ending June 30, 2001.

27 \* **Sec. 8.** CONSTITUTIONAL BUDGET RESERVE FUND. (a) Amounts equal to the  
28 deposits in the budget reserve fund (art. IX, sec. 17, Constitution of the State of Alaska) for  
29 fiscal year 2000 that were made from subfunds and accounts other than the operating general  
30 fund (state accounting system fund number 11100) by operation of art. IX, sec. 17(d),  
31 Constitution of the State of Alaska, to repay appropriations from the budget reserve fund are

1 appropriated from the budget reserve fund to the subfunds and accounts from which they were  
2 transferred.

3 (b) The appropriation in (a) of this section is made under art. IX, sec. 17(c),  
4 Constitution of the State of Alaska.

5 \* **Sec. 9.** DISASTER RELIEF. Federal receipts received for disaster relief are appropriated  
6 to the disaster relief fund (AS 26.23.300).

7 \* **Sec. 10.** FEDERAL AND OTHER PROGRAM RECEIPTS. (a) Federal receipts,  
8 designated program receipts as defined under AS 37.05.146(b)(3), and receipts of commercial  
9 fisheries test fishing operations under AS 37.05.146(b)(4)(U) that exceed the amounts  
10 appropriated by this Act are appropriated conditioned on compliance with the program review  
11 provisions of AS 37.07.080(h).

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

16 (c) If federal or other program receipts as defined in AS 37.05.146 fall short of the  
17 estimates appropriated by this Act, the affected appropriation is reduced by the amount of the  
18 shortfall in receipts.

19 \* **Sec. 11.** FISH AND GAME ENFORCEMENT. (a) To increase enforcement of the fish  
20 and game laws of the state, the amount deposited in the general fund during the fiscal year  
21 ending June 30, 2000, from criminal fines, penalties, and forfeitures imposed for violation of  
22 AS 16 and its implementing regulations and from the sale of forfeited property or alternative  
23 damages collected under AS 16.05.195 is appropriated to the fish and game fund  
24 (AS 16.05.100).

25 (b) Appropriations totaling the estimated amount of the deposits described in (a) of  
26 this section are made in sec. 1 of this Act to the Department of Public Safety and the  
27 Department of Law for increased enforcement, investigation, and prosecution of state fish and  
28 game laws. If the receipts appropriated to the fish and game fund (AS 16.05.100) from the  
29 sources described in (a) of this section during fiscal year 2001 fall short of the estimates  
30 appropriated by this Act, each department's appropriation set out in sec. 1 of this Act is  
31 reduced proportionately.

1     \* **Sec. 12.** FOUR DAM POOL TRANSFER FUND. The amount available in the four dam  
2 pool transfer fund (AS 42.45.050) during fiscal year 2001 is appropriated to the following  
3 funds in the following percentages for the purposes set out in AS 42.45.050:

4           Power cost equalization and rural electric	60 percent
5           capitalization fund (AS 42.45.100)	
6           Southeast energy fund (AS 42.45.040)	40 percent

7     \* **Sec. 13.** INFORMATION SERVICES FUND. The sum of \$55,000 is appropriated to the  
8 information services fund (AS 44.21.045) for the Department of Administration, information  
9 technology group programs, from designated program receipts of the information technology  
10 group.

11    \* **Sec. 14.** INSURANCE AND BOND CLAIMS. (a) The amount necessary to fund the  
12 uses of the state insurance catastrophe reserve account described in AS 37.05.289(a) is  
13 appropriated from that account to the Department of Administration for those uses.

14           (b) Amounts equivalent to the amounts to be received in settlement of claims against  
15 bonds guaranteeing the reclamation of state land are appropriated from the general fund to the  
16 agency secured by the bond for the purpose of reclaiming state land affected by a use covered  
17 by the bond.

18    \* **Sec. 15.** INSURANCE FEES. The unexpended and unobligated balances on June 30,  
19 2000, of the Department of Community and Economic Development, division of insurance,  
20 general fund program receipts from insurance fees under AS 21.06.250 and general fund  
21 program receipts from insurance fees under AS 21.06.250 received during the fiscal year  
22 ending June 30, 2001, and other program receipts received by the division during the fiscal  
23 year ending June 30, 2001, not to exceed a total appropriation of \$32,100, are appropriated to  
24 the Department of Community and Economic Development, division of insurance, for  
25 operating costs for the fiscal year ending June 30, 2001.

26    \* **Sec. 16.** MARINE HIGHWAY SYSTEM FUND. The sum of \$27,129,500 is  
27 appropriated from the general fund to the Alaska marine highway system fund  
28 (AS 19.65.060).

29    \* **Sec. 17.** MEDICAID SCHOOL BASED CLAIM. If the federal receipts for the School  
30 Based Services Administrative Claim under 42 U.S.C. 1396a (Sec. 1902(a)(4), Title XIX of  
31 the Social Security Act) for the fiscal year ending June 30, 2001, fall short of the estimate, the

1 amount of the shortfall is appropriated from the general fund.

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

5 Special highway fuel tax account (AS 43.40.010(g)) \$23,924,500

6 Special aviation fuel tax account (AS 43.40.010(e)) 5,400,000

7 \* **Sec. 19.** OCCUPATIONAL LICENSING. The unexpended and unobligated balances on  
8 June 30, 2000, of the Department of Community and Economic Development, division of  
9 occupational licensing, general fund program receipts from occupational licensing fees under  
10 AS 08.01.065, general fund program receipts received from occupational licensing fees under  
11 AS 08.01.065 during the fiscal year ending June 30, 2001, and other program receipts  
12 received by the division during the fiscal year ending June 30, 2001, not to exceed a total  
13 appropriation of \$300, are appropriated to the Department of Community and Economic  
14 Development, division of occupational licensing, for operating costs for the fiscal year ending  
15 June 30, 2001.

16 \* **Sec. 20.** OIL AND HAZARDOUS SUBSTANCE RELEASE PREVENTION  
17 ACCOUNT. The following amounts are appropriated to the oil and hazardous substance  
18 release prevention account (AS 46.08.010(a)(1)) in the oil and hazardous substance release  
19 prevention and response fund (AS 46.08.010) from the sources indicated:

20 (1) the balance of the oil and hazardous substance release prevention  
21 mitigation account (AS 46.08.020(b)) in the general fund on July 1, 2000, not otherwise  
22 appropriated by this Act;

23 (2) the amount collected for the fiscal year ending June 30, 2000, estimated to  
24 be \$10,900,000, from the surcharge levied under AS 43.55.300.

25 \* **Sec. 21.** OIL AND HAZARDOUS SUBSTANCE RELEASE RESPONSE ACCOUNT.  
26 The following amounts are appropriated to the oil and hazardous substance release response  
27 account (AS 46.08.010(a)(2)) in the oil and hazardous substance release prevention and  
28 response fund (AS 46.08.010) from the following sources:

29 (1) the balance of the oil and hazardous substance release response mitigation  
30 account (AS 46.08.025(b)) in the general fund on July 1, 2000, not otherwise appropriated by  
31 this Act;

1 (2) the amount collected for the fiscal year ending June 30, 2000, from the  
2 surcharge levied under AS 43.55.201.

3 \* **Sec. 22.** REGULATORY COMMISSION OF ALASKA. The unexpended and  
4 unobligated balance on June 30, 2000, of the Regulatory Commission of Alaska receipts  
5 account for regulatory cost charges under AS 42.05.254 and AS 42.06.286 for fiscal year  
6 2000 is appropriated to the Regulatory Commission of Alaska for fiscal year 2001  
7 expenditures.

8 \* **Sec. 23.** RETAINED FEES. The amount retained to compensate the collector or trustee  
9 of fees, licenses, taxes, or other money belonging to the state during the fiscal year ending  
10 June 30, 2001, is appropriated for that purpose to the agency authorized by law to generate the  
11 revenue.

12 \* **Sec. 24.** SAFETY ADVISORY COUNCIL. The amount appropriated for the 2000  
13 annual governor's safety conference (sec. 20, ch. 137, SLA 1998), plus the fiscal year 2000  
14 program receipts of the Alaska Safety Advisory Council (AS 18.60.830), less the amount  
15 expended or obligated for the 2000 annual governor's safety conference, is appropriated from  
16 general fund program receipts to the Alaska Safety Advisory Council for costs of the 2001  
17 annual governor's safety conference.

18 \* **Sec. 25.** SALARY AND BENEFIT ADJUSTMENTS. (a) The operating budget  
19 appropriations made to the University of Alaska in sec. 1 of this Act include amounts to  
20 implement the monetary terms of the collective bargaining agreements listed in (b) of this  
21 section and for salary and benefit adjustments for university employees who are not members  
22 of a collective bargaining unit.

23 (b) Funding for the following collective bargaining agreements is included in the  
24 appropriations made to the University of Alaska in sec. 1 of this Act:

25 Alaska Classified Employees Association, representing certain employees of  
26 the University of Alaska;

27 Alaska Community College Federation of Teachers, representing certain  
28 employees of the University of Alaska;

29 United Academics, representing certain employees of the University of Alaska;

30 United Academics-Adjuncts, representing certain employees of the University  
31 of Alaska.

1 (c) The operating budget appropriations made in sec. 1 of this Act to the University of  
2 Alaska include any increase or decrease caused by changes to the public employees'  
3 retirement system or teachers' retirement system contribution rates.

4 \* **Sec. 26.** SALMON ENHANCEMENT TAX. The salmon enhancement tax collected  
5 under AS 43.76.010 - 43.76.028 in calendar year 1999 and deposited in the general fund  
6 under AS 43.76.025(c) is appropriated from the general fund to the Department of  
7 Community and Economic Development for payment in fiscal year 2001 to qualified regional  
8 associations operating within a region designated under AS 16.10.375.

9 \* **Sec. 27.** SHARED TAXES AND FEES. The amount necessary to refund to local  
10 governments their share of taxes and fees collected in the listed fiscal years under the  
11 following programs is appropriated to the Department of Revenue from the general fund for  
12 payment in fiscal year 2001:

13 REVENUE SOURCE	FISCAL YEAR COLLECTED
14 fisheries taxes (AS 43.75)	2000
15 fishery resource landing tax (AS 43.77)	2000
16 aviation fuel tax (AS 43.40.010)	2001
17 electric and telephone cooperative tax (AS 10.25.570)	2001
18 liquor license fee (AS 04.11)	2001

19 \* **Sec. 28.** STATE DEBT AND OTHER OBLIGATIONS. (a) The amount required to pay  
20 interest on any revenue anticipation notes issued by the commissioner of revenue under  
21 AS 43.08 is appropriated from the general fund to the Department of Revenue for payment of  
22 the interest on those notes.

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

26 (c) The sum of \$15,793,430 is appropriated from the general fund to the Alaska debt  
27 retirement fund (AS 37.15.011).

28 (d) The sum of \$12,857,805 is appropriated from the Alaska debt retirement fund  
29 (AS 37.15.011) to the state bond committee for trustee fees and lease payments relating to  
30 certificates of participation issued for real property.

31 (e) The sum of \$7,906,977 is appropriated from the International Airports Revenue

1 Fund (AS 37.15.430) to the state bond committee for payment of debt service and trustee fees  
2 on outstanding international airports revenue bonds.

3 (f) The sum of \$52,818,852 is appropriated to the Department of Education and Early  
4 Development for state aid for costs of school construction under AS 14.11.100 from the  
5 following sources:

6	Alaska debt retirement fund (AS 37.15.011)	\$23,481,517
7	School fund (AS 43.50.140)	29,337,335

8 (g) The sum of \$3,541,385 is appropriated from the general fund to the Department of  
9 Administration for payment of obligations to the Alaska Housing Finance Corporation for the  
10 Robert B. Atwood Building in Anchorage.

11 (h) The sum of \$1,680,000 is appropriated from interest earnings of the Alaska clean  
12 water fund (AS 46.03.032) to the Alaska clean water fund revenue bond redemption fund  
13 (AS 37.15.560) for payment of principal of and interest, redemption premium, and trustee  
14 fees, if any, on bonds issued by the Alaska clean water fund under AS 37.15.560.

15 (i) Section 69, ch. 2, FSSLA 1999, is amended to read:

16 Sec. 69. **The** [IN ADDITION TO THE AMOUNT REQUIRED TO BE PAID  
17 BY THE STATE FOR PRINCIPAL AND INTEREST ON ALL ISSUED AND  
18 OUTSTANDING STATE-GUARANTEED BONDS, THE] sum of \$2,450,000 is  
19 appropriated from the general fund to the **Alaska debt retirement fund**  
20 **(AS 37.15.011)** [STATE BOND COMMITTEE FOR PAYMENT OF ADDITIONAL  
21 PRINCIPAL AND INTEREST ON THOSE BONDS].

22 \* **Sec. 29.** STATE TRAINING AND EMPLOYMENT PROGRAM. The lapsing balance  
23 of the employment assistance and training program account (AS 23.15.625) on June 30, 2000,  
24 is appropriated to the employment assistance and training program account for the fiscal year  
25 ending June 30, 2001.

26 \* **Sec. 30.** STATUTORY BUDGET RESERVE FUND. If the unrestricted state revenue  
27 available for appropriation in fiscal year 2001 is insufficient to cover the general fund  
28 appropriations made for fiscal year 2001, the amount necessary to balance revenue and  
29 general fund appropriations is appropriated to the general fund from the budget reserve fund  
30 (AS 37.05.540).

31 \* **Sec. 31.** STORAGE TANK ASSISTANCE FUND. The sum of \$5,239,700 is

1 appropriated from the oil and hazardous substance release prevention account  
2 (AS 46.08.010(a)(1)) to the storage tank assistance fund (AS 46.03.410) for the fiscal year  
3 ending June 30, 2001.

4 \* **Sec. 32.** STUDENT LOAN PROGRAM. The amount from student loan borrowers of the  
5 Alaska Commission on Postsecondary Education that is assessed for loan origination fees for  
6 the fiscal year ending June 30, 2001, is appropriated to the origination fee account  
7 (AS 14.43.120(u)) within the student loan fund of the Alaska Student Loan Corporation for  
8 the purposes specified in AS 14.43.120(u).

9 \* **Sec. 33.** TEACHER CERTIFICATION. The unexpended and unobligated balance on  
10 June 30, 2000, of the Department of Education and Early Development, teacher certification  
11 general fund program receipts from certification fees under AS 14.20.020(c) is included in the  
12 amount appropriated in sec. 1 of this Act to the Department of Education and Early  
13 Development, teacher certification, for operating costs for the fiscal year ending June 30,  
14 2001.

15 \* **Sec. 34.** TEST FISHERY RECEIPTS. The unexpended and unobligated amount of  
16 commercial fisheries test fishing operations receipts (AS 37.05.146(b)(4)(U)) from the harvest  
17 and sale of crab for the fiscal year ending June 30, 2000, is appropriated to the Department of  
18 Fish and Game for operations of the shellfish onboard observer program in the division of  
19 commercial fisheries management and development for the fiscal year ending June 30, 2001.

20 \* **Sec. 35.** NONLAPSE OF APPROPRIATIONS. The appropriations made by secs. 3, 9,  
21 11(a), 12, 13, 16, 20, 21, 28(c), (h), and (i), and 32 of this Act are for the capitalization of  
22 funds and do not lapse.

23 \* **Sec. 36.** Except as otherwise provided in this Act, this Act takes effect July 1, 2000.