



LAWS OF ALASKA

2000

Source
CSHB 447(FIN) am

Chapter No.

75

AN ACT

Making appropriations relating to power cost equalization and the sale of the four dam pool hydroelectric project and to capitalize funds; making appropriations under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: May 23, 2000
Actual Effective Date: May 24, 2000

AN ACT

1 Making appropriations relating to power cost equalization and the sale of the four dam pool
2 hydroelectric project and to capitalize funds; making appropriations under art. IX, sec. 17(c),
3 Constitution of the State of Alaska, from the constitutional budget reserve fund; and providing
4 for an effective date.

5

6 * **Section 1.** (a) The appropriations made in secs. 4 and 5, ch. 19, SLA 1993, lapse into
7 the Railbelt energy fund (AS 37.05.520).

8 (b) The sum of \$100,000,000 is appropriated from the constitutional budget reserve
9 fund to the power cost equalization endowment fund (AS 42.45.070).

10 (c) The sum of \$500,000 is appropriated from the constitutional budget reserve fund
11 to the Alaska Energy Authority to cover the costs of

12 (1) completing the sale of the four dam pool hydroelectric project under the
13 memorandum of understanding dated April 11, 2000; and

14 (2) the Department of Revenue in establishing and managing the power cost

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1 equalization endowment fund (AS 42.45.070) for the fiscal year ending June 30, 2001.

2 (d) The unexpended and unobligated balance of the appropriation made by (c) of this
3 section on the 180th day after the earlier of the closing date of the sale of the four dam pool
4 hydroelectric project under the memorandum of understanding dated April 11, 2000, or the
5 termination of the memorandum of understanding dated April 11, 2000, is reappropriated to
6 the power cost equalization endowment fund (AS 42.45.070).

7 * Sec. 2. An amount equal to the proceeds from the sale of the four dam pool hydroelectric
8 project and from the repayment of the Southeast intertie credit under the memorandum of
9 understanding dated April 11, 2000, to be paid to the state by the joint action agency to be
10 formed by the purchasing utilities, is appropriated from corporate receipts of the Alaska
11 Energy Authority to the power cost equalization endowment fund (AS 42.45.070).

12 * Sec. 3. The unexpended and unobligated balance of the four dam pool state insurance
13 fund held by the Alaska Energy Authority and to be released under the memorandum of
14 understanding dated April 11, 2000, is appropriated upon its release to the power cost
15 equalization endowment fund (AS 42.45.070).

16 * Sec. 4. (a) An amount equal to the payments for the sale of power, to be made to the
17 state by the purchasing utilities under the memorandum of understanding dated April 11, 2000,
18 received by June 30, 2001, is appropriated from corporate receipts of the Alaska Energy
19 Authority to the power cost equalization and rural electric capitalization fund (AS 42.45.100).

20 (b) An amount equal to the payments for the sale of power, to be made to the state
21 by the purchasing utilities under the memorandum of understanding dated April 11, 2000,
22 received after June 30, 2001, is appropriated from corporate receipts of the Alaska Energy
23 Authority to the power cost equalization endowment fund (AS 42.45.070).

24 * Sec. 5. DEFINITION FOR THE APPROPRIATIONS MADE BY THIS ACT. In this
25 Act, "memorandum of understanding dated April 11, 2000" means the memorandum of
26 understanding dated April 11, 2000, between the Alaska Energy Authority and Copper Valley
27 Electric Association, Inc., City of Ketchikan, Kodiak Electric Association, Inc., City of
28 Petersburg, and City of Wrangell, the purchasing utilities, for the purchase and sale of the four
29 dam pool hydroelectric project and any amendment to that agreement that substitutes
30 appropriations of \$20,000,000 from the state constitutional budget reserve fund established
31 under art. IX, sec. 17, Constitution of the State of Alaska for appropriations from the power

1 project fund (AS 42.45.010).

2 * Sec. 6. CONSTITUTIONAL BUDGET RESERVE FUND. The appropriations made in
3 sec. 1(b) and 1(c) of this Act are made under art. IX, sec. 17(c), Constitution of the State of
4 Alaska.

5 * Sec. 7. LAPSE PROVISION. The appropriations made by secs. 1(b), 1(d), and 2 - 4 of
6 this Act are for the capitalization of funds and do not lapse.

7 * Sec. 8. CONDITIONAL EFFECTIVE DATE. This Act takes effect only if the Twenty-
8 First Alaska State Legislature passes legislation that is enacted into law establishing and
9 relating to the power cost equalization endowment fund, relating to the power cost
10 equalization and rural electric capitalization fund, authorizing and relating to the sale of the
11 four dam pool hydroelectric project, and establishing and relating to joint action agencies
12 created to purchase power projects.

13 * Sec. 9. If this Act takes effect, it takes effect on the earliest effective date of any section
14 of the Act described in sec. 8 of this Act.