

**CS FOR HOUSE BILL NO. 447(FIN)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered: 4/14/00

Referred: Today's Calendar

Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act making appropriations relating to power cost equalization and the sale  
2 of the four dam pool hydroelectric project and to capitalize funds; making  
3 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.** (a) The appropriation made in sec. 5, ch. 19, SLA 1993, lapses into the  
7 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

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.