

**CS FOR HOUSE JOINT RESOLUTION NO. 9(JUD)**  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-THIRD LEGISLATURE - SECOND SESSION

**BY THE HOUSE JUDICIARY COMMITTEE**

**Offered: 2/4/04**  
**Referred: Finance**

**Sponsor(s): REPRESENTATIVES STOLTZE, Kohring, Rokeberg, Meyer**

**A RESOLUTION**

1 **Proposing amendments to the Constitution of the State of Alaska relating to an**  
2 **appropriation limit.**

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

4 \* **Section 1.** Article IX, sec. 16, Constitution of the State of Alaska, is repealed and  
5 readopted to read:

6 **Section 16. Appropriation Limit.** (a) Appropriations made for a current  
7 fiscal year shall not exceed the amount appropriated for the fiscal year two years  
8 immediately preceding that current fiscal year by more than fifty percent of the sum of  
9 the following:

10 (1) the average annual percentage rate of change in the personal  
11 incomes of State residents for the three calendar years preceding the calendar year  
12 during which the immediately preceding fiscal year began; plus

13 (2) the percentage equal to the annual percentage rate of change in the  
14 State population for the three calendar years preceding the calendar year during which  
15 the immediately preceding fiscal year began.

16 (b) An appropriation that exceeds the limit under (a) of this section may be

1 made for any public purpose upon affirmative vote of at least three-fourths of the  
 2 members of each house of the legislature. The total amount of appropriations under  
 3 this subsection made for a fiscal year may not exceed two percent of the amount  
 4 appropriated for the fiscal year two years preceding the fiscal year for which the  
 5 appropriations are made.

6 (c) Calculations made under (a) or (b) of this section shall not include

7 (1) an appropriation to the Alaska permanent fund established in  
 8 Section 15 of this article;

9 (2) an appropriation of Alaska permanent fund income for payments of  
 10 permanent fund dividends to State residents;

11 (3) an appropriation to meet a state of natural disaster declared by the  
 12 governor as prescribed by law;

13 (4) an appropriation to the budget reserve fund established in Section  
 14 17 of this article;

15 (5) an appropriation of State general obligation and revenue bond  
 16 proceeds;

17 (6) an appropriation required to pay obligations under revenue bonds  
 18 issued by the State;

19 (7) an appropriation of money received from the federal government;

20 (8) a reappropriation of money already appropriated under an  
 21 unobligated appropriation that is not void under Section 13 of this article;

22 (9) an appropriation of money for expenditure by a State agency to  
 23 provide services to another State agency that has also received an appropriation of the  
 24 same money;

25 (10) an appropriation of money held in trust by the State for a  
 26 particular purpose;

27 (11) an appropriation of money from tuition of the University of  
 28 Alaska; and

29 (12) an appropriation made under (b) of this section.

30 \* **Sec. 2.** Article XV, Constitution of the State of Alaska, is amended by adding a new  
 31 section to read:

1           **Section 30. Application; Reconsideration of Appropriation Limit.** (a) The  
2 2004 amendment relating to an appropriation limit (art. IX, sec. 16) first applies to  
3 appropriations made for fiscal year 2006 and applies thereafter.

4           (b) The lieutenant governor shall place the ballot title and proposition for the  
5 2004 amendment relating to an appropriation limit (art. IX, sec. 16) on the ballot again  
6 at the general election in 2010 and every six years thereafter unless it is rejected. If  
7 the majority of those voting on the proposition rejects the amendment, Section 16 of  
8 Article IX is repealed on the date the election is certified.

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