

**SENATE BILL NO. 182**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Introduced: 4/10/03

Referred: Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to a dividend payment to the state made by the Alaska Housing**  
2 **Finance Corporation each fiscal year; and providing for an effective date."**

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

4 **\* Section 1.** AS 18.56.089 is amended by adding new subsections to read:

5 (c) The corporation shall make a dividend available to the state each fiscal  
6 year. The corporation shall pay the dividend for a current fiscal year to the state  
7 before the end of that fiscal year. The corporation shall notify the commissioner of  
8 revenue of the amount of each dividend under this subsection for inclusion in the state  
9 operating budget and shall also notify the commissioner when each dividend is  
10 available for payment to the state. The amount of the dividend for a current fiscal year  
11 is calculated as follows:

12 (1) the lesser of \$103,000,000 or 75 percent of the net income of the  
13 corporation for the base fiscal year;

14 (2) minus the amount of money from the corporation used during that

1 current fiscal year for bond repayment and other costs related to the bonds issued  
2 under

3 (A) ch. 26, SLA 1996, up to a maximum of \$1,000,000;

4 (B) sec. 10(b), ch. 130, SLA 2000;

5 (C) sec. 1, ch. 1, SSSLA 2002; and

6 (3) minus any appropriation of unrestricted, unencumbered money of  
7 the corporation during the current fiscal year, other than an appropriation for the  
8 corporation's operating budget.

9 (d) In (c) of this section,

10 (1) "base fiscal year" means the fiscal year ending two years before the  
11 end of the current fiscal year in which the dividend is made available to the state;

12 (2) "dividend" means a payment made to the state under (c) of this  
13 section;

14 (3) "net income" means the corporation's operating income before  
15 deducting nonoperating expenses, special items, and transfers as set out in the audited  
16 financial statements of the corporation for the base fiscal year.

17 \* **Sec. 2.** The uncodified law of the State of Alaska is amended by adding a new section to  
18 read:

19 TRANSITION: PHASE-IN OF AMOUNT OF DIVIDEND. (a) Notwithstanding the  
20 amount of the annual dividend under AS 18.56.089(c), added by sec. 1 of this Act, the  
21 dividend is calculated as follows for the following years:

22 (1) fiscal year 2004:

23 (A) \$103,000,000;

24 (B) minus the amount of money from the Alaska Housing Finance  
25 Corporation used during fiscal year 2004 for bond repayments and other costs related  
26 to the bonds issued under

27 (i) ch. 26, SLA 1996, up to a maximum of \$1,000,000;

28 (ii) sec. 2, ch. 129, SLA 1998;

29 (iii) sec. 10(b), ch. 130, SLA 2000;

30 (iv) sec. 1, ch. 1, SSSLA 2002; and

31 (C) minus any appropriation of unrestricted, unencumbered money of

1 the corporation during fiscal year 2004, other than an appropriation for the  
2 corporation's operating budget;

3 (2) fiscal year 2005:

4 (A) \$103,000,000;

5 (B) minus the amount of money from the Alaska Housing Finance  
6 Corporation used during fiscal year 2005 for bond repayments and other costs related  
7 to the bonds issued under

8 (i) ch. 26, SLA 1996, up to a maximum of \$1,000,000;

9 (ii) sec. 2, ch. 129, SLA 1998;

10 (iii) sec. 10(b), ch. 130, SLA 2000;

11 (iv) sec. 1, ch. 1, SSSLA 2002; and

12 (C) minus any appropriation of unrestricted, unencumbered money of  
13 the corporation during fiscal year 2005, other than an appropriation for the  
14 corporation's operating budget;

15 (3) fiscal year 2006:

16 (A) \$103,000,000;

17 (B) minus the amount of money from the Alaska Housing Finance  
18 Corporation used during fiscal year 2006 for bond repayments and other costs related  
19 to the bonds issued under

20 (i) ch. 26, SLA 1996, up to a maximum of \$1,000,000;

21 (ii) sec. 2, ch. 129, SLA 1998;

22 (iii) sec. 10(b), ch. 130, SLA 2000;

23 (iv) sec. 1, ch. 1, SSSLA 2002; and

24 (C) minus any appropriation of unrestricted, unencumbered money of  
25 the corporation during fiscal year 2006, other than an appropriation for the  
26 corporation's operating budget;

27 (4) fiscal year 2007:

28 (A) the lesser of \$103,000,000 or 95 percent of the net income of the  
29 Alaska Housing Finance Corporation for fiscal year 2005;

30 (B) minus the amount of money from the Alaska Housing Finance  
31 Corporation used during fiscal year 2007 for bond repayments and other costs related

1 to the bonds issued under

2 (i) ch. 26, SLA 1996, up to a maximum of \$1,000,000;

3 (ii) sec. 10(b), ch. 130, SLA 2000;

4 (iii) sec. 1, ch. 1, SSSLA 2002; and

5 (C) minus any appropriation of unrestricted, unencumbered money of  
6 the corporation during fiscal year 2007, other than an appropriation for the  
7 corporation's operating budget;

8 (5) fiscal year 2008:

9 (A) the lesser of \$103,000,000 or 85 percent of the net income of the  
10 Alaska Housing Finance Corporation for fiscal year 2006;

11 (B) minus the amount of money from the Alaska Housing Finance  
12 Corporation used during fiscal year 2007 for bond repayments and other costs related  
13 to the bonds issued under

14 (i) ch. 26, SLA 1996, up to a maximum of \$1,000,000;

15 (ii) sec. 10(b), ch. 130, SLA 2000;

16 (iii) sec. 1, ch. 1, SSSLA 2002; and

17 (C) minus any appropriation of unrestricted, unencumbered money of  
18 the corporation during fiscal year 2008, other than an appropriation for the  
19 corporation's operating budget.

20 (b) For purposes of this section, "net income" has the meaning set out in  
21 AS 18.56.089(d).

22 \* **Sec. 3.** This Act takes effect July 1, 2003.