

**CS FOR SENATE BILL NO. 283(FIN) am H**  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-THIRD LEGISLATURE - SECOND SESSION

**BY THE SENATE FINANCE COMMITTEE**

**Amended: 3/8/04**

**Offered: 2/11/04**

**Sponsor(s): SENATORS HOFFMAN, Therriault, Green, Ben Stevens, Elton, Ellis**

**REPRESENTATIVES Morgan, Croft, Chenault, Seaton, Ogg**

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act making an appropriation to reverse the deposit of money available for**  
2 **appropriation in the general fund at the end of fiscal year 2003 into the constitutional**  
3 **budget reserve fund; making an appropriation for investment management fees for the**  
4 **constitutional budget reserve fund for fiscal year 2004; making an appropriation for**  
5 **investment management fees for the constitutional budget reserve fund for fiscal year**  
6 **2005; making appropriations to the Department of Education and Early Development**  
7 **for K-12 educational programs; making appropriations to the University of Alaska and**  
8 **the Alaska Court System; making an appropriation to reverse the deposit of money**  
9 **available for appropriation in the general fund at the end of fiscal year 2004 into the**  
10 **constitutional budget reserve fund; making an appropriation of the amount necessary to**  
11 **balance revenue and general fund appropriations for fiscal years 2004 and 2005; making**  
12 **appropriations for power cost equalization and for grants to municipalities,**

1 **unincorporated communities, and designated recipients; making appropriations under**  
 2 **art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional budget**  
 3 **reserve fund; and providing for an effective date."**

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

5 \* **Section 1.** DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT -- K-12  
 6 SUPPORT FOR FY 2005. The sum of \$754,613,200 is appropriated to the Department of  
 7 Education and Early Development for the purposes described and allocated in the amounts  
 8 listed from the general fund and from other sources in the amounts set out:

9	PURPOSE	ALLOCATION
10	Foundation Program	\$693,344,900
11	Boarding Home Grants	185,900
12	Youth in Detention	1,100,000
13	Special Schools	6,425,200
14	Pupil Transportation	53,557,200
15	FUND SOURCE	AMOUNT
16	General Fund Receipts	\$721,874,900
17	Federal Impact Aid for K-12 Schools	20,791,000
18	Public School Trust Fund	11,947,300

19 \* **Sec. 2.** UNIVERSITY OF ALASKA -- FY 2005. The sum of \$649,322,300 is  
 20 appropriated to the University of Alaska for the purposes described and allocated in the  
 21 amounts listed from the general fund and from other sources in the amounts set out:

22	PURPOSE	ALLOCATION
23	Budget Reductions/Additions	\$ 29,993,400
24	- Systemwide	
25	Statewide Services	37,403,900
26	Statewide Networks (ITS)	13,551,900
27	Anchorage Campus	169,926,000
28	Kenai Peninsula College	7,720,000
29	Kodiak College	3,351,800
30	Matanuska-Susitna College	7,481,900

1	Prince William Sound	5,312,900
2	Community College	
3	Cooperative Extension	6,661,200
4	Service	
5	Bristol Bay Campus	2,313,600
6	Chukchi Campus	1,562,600
7	Fairbanks Campus	177,707,500
8	Fairbanks Organized Research	121,775,600
9	Interior-Aleutians Campus	2,990,200
10	Kuskokwim Campus	4,442,700
11	Northwest Campus	2,493,100
12	Rural College	6,863,800
13	Tanana Valley Campus	7,266,600
14	Juneau Campus	29,428,900
15	Ketchikan Campus	4,466,400
16	Sitka Campus	6,608,300
17	FUND SOURCE	AMOUNT
18	Federal Receipts	\$124,362,000
19	General Fund Match	2,777,300
20	General Fund Receipts	209,737,900
21	Inter-Agency Receipts	18,800,000
22	University of Alaska Restricted Receipts	234,190,000
23	Capital Improvement Project Receipts	4,762,200
24	Technical Vocational Education Program Receipts	2,868,900
25	University of Alaska Intra-Agency Transfers	51,824,000

26 \* **Sec. 3.** CONSTITUTIONAL BUDGET RESERVE FUND APPROPRIATIONS. (a) The  
 27 appropriations made in (c) - (f) of this section are contingent upon (1) the passage by the  
 28 Twenty-Third Alaska State Legislature during the Second Regular Session and enactment into  
 29 law of a bill that increases the base student allocation under AS 14.17.470 to at least \$4,588,  
 30 and (2) the enactment of this bill into law in a form that is identical to the version of this bill  
 31 that passes both houses of the legislature. If this contingency is not satisfied, the

1 appropriations made in (c) - (f) of this section are void and of no effect.

2 (b) Deposits in the budget reserve fund (art. IX, sec. 17, Constitution of the State of  
3 Alaska) for fiscal year 2003 that were made from subfunds and accounts other than the  
4 operating general fund (state accounting system fund number 11100) by operation of art. IX,  
5 sec. 17(d), Constitution of the State of Alaska, to repay appropriations from the budget  
6 reserve fund are appropriated from the budget reserve fund to the subfunds and accounts from  
7 which they were transferred.

8 (c) Subject to (a) of this section, the sum of \$125,000 is appropriated from the budget  
9 reserve fund (art. IX, sec. 17, Constitution of the State of Alaska) to the Department of  
10 Revenue, treasury division, for the fiscal year ending June 30, 2004, for investment  
11 management fees for the budget reserve fund (art. IX, sec. 17, Constitution of the State of  
12 Alaska).

13 (d) Subject to (a) of this section, if the unrestricted state revenue available for  
14 appropriation in fiscal years 2004 and 2005 is insufficient to cover the general fund  
15 appropriations that take effect in fiscal years 2004 and 2005, the amount necessary to balance  
16 revenue and general fund appropriations for those fiscal years is appropriated to the general  
17 fund from the budget reserve fund (art. IX, sec. 17, Constitution of the State of Alaska).

18 (e) Subject to (a) of this section, deposits in the budget reserve fund (art. IX, sec. 17,  
19 Constitution of the State of Alaska) for fiscal year 2004 that are made from subfunds and  
20 accounts other than the operating general fund (state accounting system fund number 11100)  
21 by operation of art. IX, sec. 17(d), Constitution of the State of Alaska, to repay appropriations  
22 from the budget reserve fund are appropriated from the budget reserve fund to the subfunds  
23 and accounts from which they were transferred.

24 (f) Subject to (a) of this section, the sum of \$125,000 is appropriated from the budget  
25 reserve fund (art. IX, sec. 17, Constitution of the State of Alaska) to the Department of  
26 Revenue, treasury division, for the fiscal year ending June 30, 2005, for investment  
27 management fees for the budget reserve fund (art. IX, sec. 17, Constitution of the State of  
28 Alaska).

29 (g) The amount equal to the difference between \$15,700,000 and the amount  
30 appropriated to the power cost equalization and rural electric capitalization fund  
31 (AS 42.45.100) under sec. 4(ff) of this Act, estimated to be \$4,400,000, is appropriated from

1 the budget reserve fund (art. IX, sec. 17, Constitution of the State of Alaska) to the power cost  
2 equalization and rural electric capitalization fund (AS 42.45.100).

3 \* **Sec. 4. MISCELLANEOUS APPROPRIATIONS.** (a) The appropriations made in (b) -  
4 (ff) of this section are contingent upon each of the appropriations made in sec. 3(b), (c), (d),  
5 (e), (f), and (g) of this Act passing upon an affirmative vote of at least three-fourths of the  
6 members of each house of the legislature. If this contingency is not satisfied, the  
7 appropriations made in this section are void and of no effect.

8 (b) Subject to (a) of this section, the sum of \$84,500,000 is appropriated from the  
9 general fund to the Department of Education and Early Development for the foundation  
10 program for the fiscal year ending June 30, 2005.

11 (c) Subject to (a) of this section, the sum of \$15,800,000 is appropriated from the  
12 general fund to the University of Alaska to pay for university operations and for the additional  
13 costs of participation in employee retirement systems for the fiscal year ending June 30, 2005.

14 (d) Subject to (a) of this section, the sum of \$1,821,100 is appropriated from the  
15 general fund to the Alaska Court System to pay the additional costs of participation in  
16 employee retirement systems for the fiscal year ending June 30, 2005.

17 (e) Subject to (a) of this section, the sum of \$3,400,000 is appropriated from the  
18 general fund to the Department of Community and Economic Development for payment as a  
19 grant under AS 37.05.315 to the City of Shishmaref for erosion control.

20 (f) Subject to (a) of this section, the sum of \$1,000,000 is appropriated from the  
21 general fund to the Department of Community and Economic Development for payment as a  
22 grant under AS 37.05.316 to Yuut Elitnauriviat, Inc., for design and construction of People's  
23 Learning Center, phase I.

24 (g) Subject to (a) of this section, the sum of \$779,600 is appropriated from the general  
25 fund to the Department of Community and Economic Development for payment as a grant  
26 under AS 37.05.315 to the City of Dillingham for middle school roof repair and high school  
27 gym roof repair.

28 (h) Subject to (a) of this section, the sum of \$250,000 is appropriated from the general  
29 fund to the Department of Community and Economic Development for payment as a grant  
30 under AS 37.05.315 to the City of Craig for boat haul out construction.

31 (i) Subject to (a) of this section, the sum of \$165,000 is appropriated from the general

1 fund to the Department of Administration for payment as a grant under AS 37.05.316 to  
2 Capital Community Broadcasting, Inc. (KTOO) for capitol broadband link and digital video  
3 server.

4 (j) Subject to (a) of this section, the sum of \$314,000 is appropriated from the general  
5 fund to the Department of Community and Economic Development for payment as a grant  
6 under AS 37.05.315 to the City of Angoon for city dock and boat harbor repair and expansion.

7 (k) Subject to (a) of this section, the sum of \$200,000 is appropriated from the general  
8 fund to the Department of Community and Economic Development for payment as a grant  
9 under AS 37.05.315 to the City of Allakaket for purchase of heavy equipment.

10 (l) Subject to (a) of this section, the sum of \$150,000 is appropriated from the general  
11 fund to the Department of Community and Economic Development for payment as a grant  
12 under AS 37.05.317 to the Metlakatla Indian Community for a feasibility study of a barge  
13 haul out.

14 (m) Subject to (a) of this section, the sum of \$125,000 is appropriated from the  
15 general fund to the Department of Community and Economic Development for payment as a  
16 grant under AS 37.05.315 to the City of Haines for Port Chilkoot dock infrastructure  
17 construction.

18 (n) Subject to (a) of this section, the sum of \$120,000 is appropriated from the general  
19 fund to the Department of Community and Economic Development for payment as a grant  
20 under AS 37.05.317 to the unincorporated community of Klukwan for cultural center  
21 planning, engineering, and construction.

22 (o) Subject to (a) of this section, the sum of \$100,000 is appropriated from the general  
23 fund to the Department of Community and Economic Development for payment as a grant  
24 under AS 37.05.317 to the unincorporated community of Rampart for purchase of a bulldozer.

25 (p) Subject to (a) of this section, the sum of \$95,000 is appropriated from the general  
26 fund to the Department of Community and Economic Development for payment as a grant  
27 under AS 37.05.315 to the City and Borough of Yakutat for boat harbor facility upgrades.

28 (q) Subject to (a) of this section, the sum of \$65,000 is appropriated from the general  
29 fund to the Department of Community and Economic Development for payment as a grant  
30 under AS 37.05.315 to the City of Kake for community hall/building renovation.

31 (r) Subject to (a) of this section, the sum of \$50,000 is appropriated from the general

1 fund to the Department of Community and Economic Development for payment as a grant  
2 under AS 37.05.315 to the City of Hoonah for purchase of fire equipment.

3 (s) Subject to (a) of this section, the sum of \$50,000 is appropriated from the general  
4 fund to the Department of Community and Economic Development for payment as a grant  
5 under AS 37.05.315 to the City of Skagway for construction of seawall and sea walk.

6 (t) Subject to (a) of this section, the sum of \$50,000 is appropriated from the general  
7 fund to the Department of Community and Economic Development for payment as a grant  
8 under AS 37.05.315 to the City of Craig for fish enhancement hatchery and rearing facility  
9 construction.

10 (u) Subject to (a) of this section, the sum of \$25,000 is appropriated from the general  
11 fund to the Department of Community and Economic Development for payment as a grant  
12 under AS 37.05.315 to the City of Cordova for community center construction.

13 (v) Subject to (a) of this section, the sum of \$25,000 is appropriated from the general  
14 fund to the Department of Community and Economic Development for payment as a grant  
15 under AS 37.05.315 to the City and Borough of Yakutat for teen center construction.

16 (w) Subject to (a) of this section, the sum of \$25,000 is appropriated from the general  
17 fund to the Department of Community and Economic Development for payment as a grant  
18 under AS 37.05.315 to the City of Fort Yukon for community center construction.

19 (x) Subject to (a) of this section, the sum of \$25,000 is appropriated from the general  
20 fund to the Department of Community and Economic Development for payment as a grant  
21 under AS 37.05.315 to the City of Hydaburg for engineering and design of a heritage center.

22 (y) Subject to (a) of this section, the sum of \$20,000 is appropriated from the general  
23 fund to the Department of Community and Economic Development for payment as a grant  
24 under AS 37.05.317 to the unincorporated community of Naukati West for construction of a  
25 fire hall/public safety building.

26 (z) Subject to (a) of this section, the sum of \$3,500 is appropriated from the general  
27 fund to the Department of Community and Economic Development for payment as a grant  
28 under AS 37.05.315 to the City of Tenakee Springs for search and rescue equipment.

29 (aa) Subject to (a) of this section, the sum of \$750,000 is appropriated from the  
30 general fund to the Department of Community and Economic Development for payment as a  
31 grant under AS 37.05.315 to the Municipality of Anchorage for critical transportation and

1 other capital projects.

2 (bb) Subject to (a) of this section, the sum of \$500,000 is appropriated from the  
3 general fund to the Department of Community and Economic Development for payment as a  
4 grant under AS 37.05.315 to the Bristol Bay Borough for community cargo dock upgrades.

5 (cc) Subject to (a) of this section, the sum of \$150,000 is appropriated from the  
6 general fund to the Department of Community and Economic Development for payment as a  
7 grant under AS 37.05.315 to the City of Togiak for purchase of search and rescue equipment.

8 (dd) Subject to (a) of this section, the sum of \$200,000 is appropriated from the  
9 general fund to the Department of Community and Economic Development for payment as a  
10 grant under AS 37.05.315 to the City of King Cove for power house rehabilitation.

11 (ee) Subject to (a) of this section, the sum of \$1,350,000 is appropriated from the  
12 general fund to the University of Alaska, Tanana Valley Community College, for renovation  
13 of the old Fairbanks Courthouse.

14 (ff) Subject to (a) of this section, in accordance with AS 42.45.085(a), the amount not  
15 to exceed seven percent of the market value of the power cost equalization endowment fund  
16 (AS 42.45.070), determined by the commissioner of revenue to be \$11,369,441.16, minus  
17 amounts appropriated during the fiscal year ending June 30, 2005, for reimbursement of the  
18 costs set out in AS 42.45.085(a)(2) and (3) is appropriated from the power cost equalization  
19 endowment fund (AS 42.45.070) to the power cost equalization and rural electric  
20 capitalization fund (AS 42.45.100).

21 \* **Sec. 5.** BUDGET RESERVE FUND. The appropriations of funds from the budget  
22 reserve fund (art. IX, sec. 17, Constitution of the State of Alaska) made in sec. 3 of this Act  
23 are made under art. IX, sec. 17(c), Constitution of the State of Alaska.

24 \* **Sec. 6.** LAPSE. (a) The appropriations made by secs. 3(g) and 4(ff) of this Act are for  
25 the capitalization of funds and do not lapse.

26 (b) The appropriations made by secs. 4(f), 4(i), 4(l), 4(n), 4(o), 4(y), and 4(ee) of this  
27 Act are for capital projects and lapse under AS 37.25.020.

28 \* **Sec. 7.** RETROACTIVITY. Sections 3(b), 3(c), and 3(d) of this Act are retroactive to  
29 July 1, 2003.

30 \* **Sec. 8.** Sections 3(b), 3(c), 3(d), 3(g), 4(e), and 7 of this Act take effect immediately  
31 under AS 01.10.070(c).

1     \* **Sec. 9.** Except as provided in sec. 8 of this Act, this Act takes effect July 1, 2004.