

SENATE BILL NO. 97

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FOURTH LEGISLATURE - FIRST SESSION

BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 2/9/05
Referred: Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act making supplemental, capital, and other appropriations, and reappropriations;**
2 **amending appropriations; making appropriations to capitalize funds; making an**
3 **appropriation under art. IX, sec. 17(c), Constitution of the State of Alaska, from the**
4 **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.** DEPARTMENT OF ADMINISTRATION. (a) The sum of \$76,100 is
7 appropriated from statutory designated program receipts to the Department of Administration,
8 division of finance, for operating costs for the fiscal year ending June 30, 2005.

9 (b) The sum of \$125,000 is appropriated from receipt supported services to the
10 Department of Administration, division of motor vehicles, for increased operating costs for
11 the fiscal year ending June 30, 2005.

12 (c) The sum of \$600,000 is appropriated to the Department of Administration, office
13 of public advocacy, for the operating costs of the agency for the fiscal year ending June 30,
14 2005, from the following sources in the amounts stated:

1 Contract [3,305,100]

2 * **Sec. 3.** DEPARTMENT OF CORRECTIONS. (a) The sum of \$350,000 is appropriated
3 from the general fund to the Department of Corrections, institutional facilities, for increased
4 operating costs for the fiscal year ending June 30, 2005.

5 (b) The sum of \$75,000 is appropriated from the general fund to the Department of
6 Corrections, institutional facilities, for increased fuel costs for the fiscal year ending June 30,
7 2005.

8 * **Sec. 4.** DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT. (a) The
9 sum of \$265,000 is appropriated from Alaska Commission on Postsecondary Education
10 receipts to the Department of Education and Early Development, Alaska Commission on
11 Postsecondary Education, for increased operating costs for the fiscal year ending June 30,
12 2005.

13 (b) Section 58(a), ch. 159, SLA 2004, is amended to read:

14 (a) The sum of \$740,467,700 [\$754,613,200] is appropriated to the
15 Department of Education and Early Development for the fiscal year ending June 30,
16 2005, for the purposes described and allocated in the amounts listed from the general
17 fund and from other sources in the amounts set out:

PURPOSE	ALLOCATION
18 Foundation program	<u>\$679,199,400</u> [\$693,344,900]
19 Boarding home grants	185,900
20 Youth in Detention	1,100,000
21 Special schools	6,425,200
22 Pupil transportation	53,557,200
FUND SOURCE	AMOUNT
23 General fund receipts	<u>\$707,729,400</u> [\$721,874,900]
24 Federal impact aid for K-12 schools	20,791,000
25 Public school trust fund	11,947,300

26 (c) The sum of \$30,000 is appropriated from the general fund to the Department of
27 Education and Early Development, library operations, for increased operating costs for the
28 fiscal year ending June 30, 2005.

29 * **Sec. 5.** DEPARTMENT OF FISH AND GAME. Section 1, ch. 158, SLA 2004, page 14,
30

1 lines 18 - 23, is amended to read:

	APPROPRIATION	GENERAL	OTHER
	ALLOCATIONS	ITEMS	FUNDS
4 Commercial Fisheries	48,980,200	22,281,500	26,698,700

5 **The amount appropriated for Commercial Fisheries includes the unexpended and**
 6 **unobligated balance on June 30, 2004, of the Department of Fish and Game receipts**
 7 **from commercial fisheries test fishing operations receipts under AS 16.05.050(a)(15).**

8 Southeast Region Fisheries 5,504,600

9 Management

10 [THE AMOUNT ALLOCATED FOR SOUTHEAST REGION FISHERIES
 11 MANAGEMENT INCLUDES THE UNEXPENDED AND UNOBLIGATED BALANCE
 12 ON JUNE 30, 2004, OF THE DEPARTMENT OF FISH AND GAME RECEIPTS FROM
 13 COMMERCIAL FISHERIES TEST FISHING OPERATIONS RECEIPTS UNDER
 14 AS 16.05.050(a)(15).]

15 * **Sec. 6.** FISH AND GAME ENFORCEMENT. Section 19, ch. 158, SLA 2004, is
 16 amended to read:

17 Sec. 19. FISH AND GAME ENFORCEMENT. (a) To increase enforcement of the
 18 fish and game laws of the state, the amount deposited in the general fund during the
 19 fiscal year ending June 30, 2004, from criminal fines, penalties, and forfeitures
 20 imposed for violation of AS 16 and its implementing regulations and from the sale of
 21 forfeited property or alternative damages collected under AS 16.05.195, **including**
 22 **interest earned**, is appropriated to the fish and game fund (AS 16.05.100).

23 (b) Appropriations totaling the estimated amount of the deposits described in
 24 (a) of this section and the remaining unexpended and unobligated balances from prior
 25 year transfers for these purposes, **including interest earned by those prior year**
 26 **transfers**, are made in sec. 1 of this Act to the Department of Public Safety and the
 27 Department of Law for increased enforcement, investigation, and prosecution of state
 28 fish and game laws. If the amounts of the deposits and unexpended and unobligated
 29 balances, **including interest**, fall short of the estimates appropriated in sec. 1 of this
 30 Act, the amounts appropriated to the Department of Public Safety and the Department
 31 of Law from the fish and game fund as set out in sec. 1 of this Act are reduced

1 proportionately.

2 * **Sec. 7.** FUND TRANSFERS. (a) The sum of \$800,000 is appropriated to the Alaska debt
3 retirement fund (AS 37.15.011(a)) from the following sources in the amounts stated:

4	Federal unrestricted receipts	\$ 3,500
5	General fund	551,100
6	DEED CIP Equity Account	245,400

7 (b) The unexpended and unobligated balance on June 30, 2005, of appropriations
8 made from federal unrestricted receipts is appropriated to the Alaska debt retirement fund
9 (AS 37.15.011(a)).

10 (c) The sum of \$6,243,400 is appropriated from the general fund to the information
11 services fund (AS 44.21.045(a)).

12 * **Sec. 8.** DEPARTMENT OF HEALTH AND SOCIAL SERVICES. (a) The sum of
13 \$4,000,000 is appropriated from the general fund to the Department of Health and Social
14 Services, behavioral health grants, for substance abuse prevention and intervention costs for
15 the fiscal years ending June 30, 2005, and June 30, 2006.

16 (b) The sum of \$75,000 is appropriated from the general fund to the Department of
17 Health and Social Services, behavioral health administration, for substance abuse prevention
18 and intervention costs for the fiscal years ending June 30, 2005, and June 30, 2006.

19 (c) The sum of \$425,000 is appropriated from the general fund to the Department of
20 Health and Social Services, community action prevention and intervention grants, for
21 substance abuse prevention and intervention costs for the fiscal years ending June 30, 2005,
22 and June 30, 2006.

23 (d) The sum of \$194,100 is appropriated from the general fund to the Department of
24 Health and Social Services, probation services, for court-ordered operating costs for the fiscal
25 year ending June 30, 2005.

26 (e) Section 1, ch. 158, SLA 2004, page 20, lines 5 - 10, is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
27				
28				
29	Public Assistance	<u>229,683,600</u>	<u>108,074,500</u>	121,609,100
30		[231,907,400]	[110,298,300]	
31	Alaska Temporary	44,796,900		

1	Assistance Program	
2	Adult Public Assistance	<u>55,122,600</u>
3		[57,161,400]
4	Child Care Benefits	46,015,100
5	General Relief Assistance	<u>1,314,000</u>
6		[1,499,000]

7 (f) The sum of \$1,000,000 is appropriated from the general fund to the Department of
8 Health and Social Services, departmental support services, BASIC grants, for program costs
9 for the fiscal years ending June 30, 2005, and June 30, 2006.

10 (g) The sum of \$122,100 is appropriated from the general fund to the Department of
11 Health and Social Services, boards and commissions, Governor's advisory council on faith-
12 based and community initiatives, for operating costs for the fiscal year ending June 30, 2005.

13 (h) The sum of \$150,000 is appropriated from receipt supported services to the
14 Department of Health and Social Services, bureau of vital statistics, for increased operating
15 costs for the fiscal year ending June 30, 2005.

16 * **Sec. 9.** JUDGMENTS AND CLAIMS. The sum of \$1,108,900 is appropriated from the
17 general fund to the Department of Law, civil division, deputy attorney general, to pay
18 judgments and claims against the state for the fiscal year ending June 30, 2005.

19 * **Sec. 10.** DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT. (a) The
20 amount allocated to the Department of Labor and Workforce Development, management
21 services, in sec. 1, ch. 158, SLA 2004, page 23, line 23, for the fiscal year ending June 30,
22 2005, includes the unexpended and unobligated balance on June 30, 2004 of receipts for all
23 prior fiscal years collected under the Department of Labor and Workforce Development's
24 federal indirect cost plan for expenditures incurred by the Department of Labor and
25 Workforce Development.

26 (b) The amount allocated to the Department of Labor and Workforce Development,
27 vocational rehabilitation administration, in sec. 1, ch. 158, SLA 2004, page 24, line 23, for the
28 fiscal year ending June 30, 2005, includes the unexpended and unobligated balance on
29 June 30, 2004 of receipts for all prior fiscal years collected under the Department of Labor
30 and Workforce Development's federal indirect cost plan for expenditures incurred by the
31 Department of Labor and Workforce Development.

1 * **Sec. 11.** DEPARTMENT OF LAW. (a) The sum of \$19,100 is appropriated from the
2 general fund to the Department of Law, opinions, appeals and ethics, for outside counsel costs
3 for the fiscal years ending June 30, 2005, and June 30, 2006.

4 (b) Section 62(b), ch. 82, SLA 2003, is amended to read:

5 (b) The unexpended and unobligated balance, remaining after the
6 appropriation made by (a) of this section, of the appropriation made in sec. 131, ch.
7 139, SLA 1998, page 88, lines 26 - 27 (Legislature, Year 2000 compliance and
8 ALECSYS conversion - \$1,493,800) is reappropriated to the Department of Law for
9 the fiscal years ending June 30, 2004, [AND] June 30, 2005, **and June 30, 2006**, for
10 work on statehood defense issues.

11 (c) Section 16(b), ch. 159, SLA 2004, is amended to read:

12 (b) The sum of \$100,000 of the unappropriated and unobligated balance of
13 income accrued on or before June 30, 2004, in the fund described in (a)(2) of this
14 section is appropriated to the Department of Law for the fiscal years ending June 30,
15 2004, [AND] June 30, 2005, **and June 30, 2006**, for the purposes of restoring,
16 replacing, or enhancing resources or services injured or lost as a result of the Exxon
17 Valdez oil spill through analysis of continuing injury from the oil spill and
18 development of restoration options.

19 (d) Section 22(c), ch. 159, SLA 2004, is amended to read:

20 (c) The sum of \$1,500,000 is appropriated from receipts from the Exxon
21 Valdez Oil Spill Trustee Council to the Department of Law, environmental law, for
22 studies and analyses related to oil remaining in the environment from the Exxon
23 Valdez oil spill and to injury resulting from that spill for the fiscal years ending June
24 30, 2004, [AND] June 30, 2005, **and June 30, 2006**.

25 * **Sec. 12.** DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS. (a) The
26 federal receipts authorized by RPL 09-5-0001 are appropriated to the Department of Military
27 and Veterans' Affairs for the Alaska aviation safety project.

28 (b) The unexpended and unobligated balance on June 30, 2005, estimated to be
29 \$48,500, of the appropriation made in sec. 1, ch. 135, SLA 2000, page 15, lines 29 - 31
30 (Tudor road combined support maintenance site clean-up - \$200,000), is reappropriated to the
31 Department of Military and Veterans' Affairs for statewide emergency communications.

1 (c) The sum of \$57,200 is appropriated from the general fund to the Department of
 2 Military and Veterans' Affairs, national guard military headquarters, for increased operating
 3 costs for the fiscal year ending June 30, 2005.

4 (d) The sum of \$30,900 is appropriated from the general fund to the Department of
 5 Military and Veterans' Affairs, air guard facilities maintenance, for increased operating costs
 6 for the fiscal year ending June 30, 2005.

7 (e) The sum of \$52,600 is appropriated from the general fund to the Department of
 8 Military and Veterans' Affairs, Alaska military youth academy, for increased operating costs
 9 for the fiscal year ending June 30, 2005.

10 * **Sec. 13.** DEPARTMENT OF NATURAL RESOURCES. (a) The sum of \$36,902,700 is
 11 appropriated from the general fund to the Department of Natural Resources, fire suppression
 12 activity, for operating costs for the fiscal year ending June 30, 2005.

13 (b) Section 1, ch. 159, SLA 2004, page 31, lines 24 - 29, is amended to read:

	APPROPRIATION	GENERAL	OTHER
	ITEMS	FUND	FUNDS
16 [GRANTS TO NAMED RECIPIENTS			
17 (AS 37.05.316)]			
18 Ketchikan Area State Parks	25,000		25,000
19 [ADVISORY BOARD - AREAWIDE]			
20 Health, Safety and Maintenance			
21 Upgrades (ED 1)			

22 (c) Section 1, ch. 158, SLA 2004, page 27, line 14, is amended to read:

	APPROPRIATION	GENERAL	OTHER
	ITEMS	FUND	FUNDS
25 Resource Development	68,229,200	<u>26,798,800</u>	<u>41,430,400</u>
26		[26,698,800]	[41,530,400]

27 * **Sec. 14.** DEPARTMENT OF PUBLIC SAFETY. (a) Section 1, ch. 159, SLA 2004,
 28 page 32, lines 17 - 18, is amended to read:

	APPROPRIATION	GENERAL	OTHER
	ITEMS	FUND	FUNDS
31 Marine Fisheries Patrol	<u>1,250,000</u>		<u>1,250,000</u>

1 Improvements (ED 99) [1,080,300] [1,080,300]

2 (b) The sum of \$225,000 is appropriated from federal receipts to the Department of
3 Public Safety for a crime scene examination enhancement project.

4 * **Sec. 15.** DEPARTMENT OF REVENUE. (a) The sum of \$1,100,000 is appropriated to
5 the Department of Revenue, Alaska State Pension Investment Board, for increased operating
6 costs for the fiscal year ending June 30, 2005, from the following sources:

7 Public employees retirement trust fund \$704,000

8 Teachers retirement system fund 374,000

9 Judicial retirement system 15,000

10 National Guard retirement system 7,000

11 (b) The sum of \$500,000 is appropriated from federal receipts to the Department of
12 Revenue, Alaska Mental Health Trust Authority, for mobility coalition grants.

13 (c) The sum of \$1,500,000 is appropriated from Permanent Fund Corporation receipts
14 to the Department of Revenue, APFC custody and management fees, for increased operating
15 costs for the fiscal year ending June 30, 2005.

16 * **Sec. 16.** STATE DEBT AND OTHER OBLIGATIONS. (a) Section 33(b), ch. 158, SLA
17 2004, is amended to read:

18 (b) The sum of \$81,870,084 is appropriated to the Department of Education
19 and Early Development for state aid for costs of school construction under
20 AS 14.11.100 from the following sources:

21 Alaska debt retirement fund (AS 37.15.011) \$52,470,084

22 [\$51,670,084]

23 School fund (AS 43.50.140) 29,400,000

24 [30,200,000]

25 (b) Notwithstanding sec. 33(f), ch. 158, SLA 2004, the appropriation made in sec.
26 33(f)(3), ch. 158, SLA 2004 (Department of Community and Economic Development,
27 Metlakatla Power and Light (utility plant and capital additions) - \$1,191,964), lapses June 30,
28 2006.

29 * **Sec. 17.** DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES. (a)
30 The sum of \$930,000 is appropriated from the general fund to the Department of
31 Transportation and Public Facilities for construction of the Chandalar maintenance station.

1 (b) The sum of \$3,400,000 is appropriated from Adak airport operations, federal
2 receipts, to the Department of Transportation and Public Facilities to repair and replace
3 buildings, air field lighting, and dewatering systems at the Adak airport.

4 (c) The sum of \$573,400 is appropriated from the general fund to the Department of
5 Transportation and Public Facilities for emergency and non-routine maintenance.

6 (d) The sum of \$1,001,400 is appropriated from the International Airports Revenue
7 Fund (AS 37.15.430(a)) to the Department of Transportation and Public Facilities, Anchorage
8 airport facilities, for increased utilities costs for the fiscal year ending June 30, 2005.

9 (e) The sum of \$274,800 is appropriated from the International Airports Revenue
10 Fund (AS 37.15.430(a)) to the Department of Transportation and Public Facilities, Anchorage
11 airport field and equipment maintenance, for increased utilities costs for the fiscal year ending
12 June 30, 2005.

13 (f) The unexpended and unobligated balance on June 30, 2005, estimated to be
14 \$9,000,000, of the appropriation made in sec. 29(c), ch. 159, SLA 2004 (Department of
15 Transportation and Public Facilities for Adak air field - \$10,000,000) is reappropriated to the
16 Department of Transportation and Public Facilities for a multi-year contract for building,
17 runway, and system improvements and to provide immediate and long-term operation and
18 maintenance of the Adak air field.

19 (g) The sum of \$249,900 is appropriated from the general fund to the Department of
20 Transportation and Public Facilities, central region facilities, for increased fuel and other
21 operating costs for the fiscal year ending June 30, 2005.

22 (h) The sum of \$465,500 is appropriated from the general fund to the Department of
23 Transportation and Public Facilities, northern region facilities, for increased fuel and utilities
24 costs for the fiscal year ending June 30, 2005.

25 (i) The sum of \$1,374,400 is appropriated from the general fund to the Department of
26 Transportation and Public Facilities, central region highways and aviation, for increased fuel,
27 utilities, commodities, and other operating costs for the fiscal year ending June 30, 2005.

28 (j) The sum of \$1,399,500 is appropriated from the general fund to the Department of
29 Transportation and Public Facilities, northern region highways and aviation, for increased
30 fuel, utilities, commodities, and other operating costs for the fiscal year ending June 30, 2005.

31 (k) The sum of \$263,400 is appropriated from the general fund to the Department of

1 Transportation and Public Facilities, southeast region highways and aviation, for increased
2 fuel, commodities, and other operating costs for the fiscal year ending June 30, 2005.

3 (l) The sum of \$1,100,000 is appropriated from the highways equipment working
4 capital fund to the Department of Transportation and Public Facilities, state equipment fleet
5 administration, for increased fuel costs for the fiscal year ending June 30, 2005.

6 (m) The sum of \$659,600 is appropriated from the general fund to the Department of
7 Transportation and Public Facilities, statewide information systems, for increased operating
8 costs for the fiscal year ending June 30, 2005.

9 (n) The sum of \$68,000 is appropriated from the general fund to the Department of
10 Transportation and Public Facilities, central region highways and aviation, for increased
11 operating costs at the King Salmon airport for the fiscal year ending June 30, 2005.

12 (o) The sum of \$140,000 is appropriated to the Department of Transportation and
13 Public Facilities, human resources, for increased operating costs for the fiscal year ending
14 June 30, 2005, from the following sources in the amounts stated:

15	Highways equipment working capital fund	\$20,000
16	International Airports Revenue Fund	35,000
17	Capital improvement project receipts	55,000
18	Alaska marine highway system fund	30,000

19 * **Sec. 18.** DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES
20 FEDERAL PROJECTS. (a) The appropriation to the Department of Transportation and
21 Public Facilities for the Airport Improvement Program made by sec. 1, ch. 159, SLA 2004,
22 page 35, line 22, is increased by appropriating from federal receipts an additional
23 \$18,000,000, to be allocated as follows:

24	(1) Bethel: Airport Parallel Runway and Other	
25	Improvements (HD 38)	\$16,000,000
26	(2) Hooper Bay: Airport and Access	
27	Road Repairs (HD 39)	2,000,000

28 (b) The appropriation to the Department of Transportation and Public Facilities for
29 the Surface Transportation Program made by sec. 1, ch. 159, SLA 2004, page 40, line 12, is
30 increased by appropriating from federal receipts an additional \$8,725,000, to be allocated as
31 follows:

1	(1) Southeast: Mid Region Access EIS (HD 91)	\$2,000,000
2	(2) Statewide: Comprehensive Highway Safety Plan (HD 99)	500,000
3	(3) Statewide: Electronic Crash Web Enablement	
4	Form 12-200 and Data Transfer (HD 99)	400,000
5	(4) Statewide: Emergency Bridge Replacement (HD 99)	800,000
6	(5) Statewide: Intelligent Transportation Systems	
7	Implementation Plan (IWAYS) (HD 99)	1,350,000
8	(6) Statewide: Road/Highway Functional Classification	
9	Review (HD 99)	400,000
10	(7) Statewide: Material Site Investigation (HD 99)	500,000
11	(8) Statewide: Milepost and Destination Signs (HD 99)	1,300,000
12	(9) Statewide: National Highway System and Non-National	
13	Highway System Anti-icing Program (HD 99)	400,000
14	(10) Statewide: Traveler Information Signs (HD 99)	325,000
15	(11) Glenn Highway: Milepost 58, Milepost 60, and	
16	Milepost 97 Slides Repair (HD 70)	750,000

17 * **Sec. 19.** RATIFICATIONS. (a) The following departmental expenditures made in fiscal
18 year 2003 are ratified to reverse the negative account balances in the Alaska state accounting
19 system in the amounts listed for the AR number. The appropriations from which these
20 expenditures were actually paid are amended by increasing those appropriations by the
21 amount listed as follows:

22	Department of Health and Social Services	
23	AR22520-03 Medical Assistance	\$13,390,029.73

24 (b) The expenditures by the Department of Natural Resources for fire suppression for
25 the fiscal year ending June 30, 2004 (AR37313-04 Fire General Fund), are ratified in the
26 amount of \$2,010,200.

27 (c) The expenditures by the Department of Corrections cited in Recommendation No.
28 44 of the State of Alaska Single Audit for the fiscal year ending June 30, 2002 (AR50566-02
29 Parole Board) are ratified in the amount of \$62,129.

30 * **Sec. 20.** CONSTITUTIONAL BUDGET RESERVE FUND. (a) The sum of \$25,000 is
31 appropriated from the budget reserve fund (art. IX, sec. 17, Constitution of the State of

1 Alaska) to the Department of Revenue, treasury division, for increased operating costs related
2 to management of the budget reserve fund for the fiscal year ending June 30, 2005.

3 (b) The appropriation made in (a) of this section is made under art. IX, sec. 17(c),
4 Constitution of the State of Alaska.

5 * **Sec. 21. RETROACTIVITY.** (a) The appropriation made by sec. 6 of this Act is
6 retroactive to July 1, 2004.

7 (b) The appropriation made by sec. 12(a) of this Act is retroactive to July 8, 2004.

8 * **Sec. 22. LAPSE OF APPROPRIATIONS.** (a) The appropriations made by secs. 6 and 7
9 of this Act are to capitalize funds and do not lapse.

10 (b) The appropriations made by secs. 12(a), 12(b), 14(b), 15(b), 17(a), 17(b), 17(c),
11 17(f), and 18 of this Act are for capital projects and lapse under AS 37.25.020.

12 * **Sec. 23.** The appropriation made by sec. 17(f) of this Act takes effect June 30, 2005.

13 * **Sec. 24.** Except as provided by sec. 23 of this Act, this Act takes effect May 10, 2005.