

SENATE BILL NO. 236

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FOURTH LEGISLATURE - SECOND SESSION

BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 1/13/06

Referred: Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the dividend paid to the state by the Alaska Housing Finance
2 Corporation; 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(c) is amended 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 before
7 the end of that fiscal year. The legislature may appropriate the dividend for capital
8 projects. The corporation shall notify the commissioner of revenue of the amount of
9 each dividend under this subsection for inclusion in the state operating budget and
10 shall also notify the commissioner when each dividend is available for payment to the
11 state. The amount of the dividend for a current fiscal year is calculated as follows:

12 (1) the lesser of \$103,000,000 or 75 percent of the **adjusted change in**
13 **net assets** [NET INCOME] of the 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;

6 (D) sec. 4, ch. 120, SLA 2004; and

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

10 * **Sec. 2.** AS 18.56.089(d) is amended by adding a new paragraph to read:

11 (4) "adjusted change in net assets" means the change in net assets from
12 the base fiscal year adjusted for capital expenditures incurred during the base fiscal
13 year.

14 * **Sec. 3.** AS 18.56.089(d)(3) is repealed.

15 * **Sec. 4.** The uncodified law of the State of Alaska enacted in sec. 2, ch. 76, SLA 2003, as
16 amended by sec. 3, ch. 120, SLA 2004, is amended to read:

17 Sec. 2. TRANSITION: PHASE-IN OF AMOUNT OF DIVIDEND. (a)
18 Notwithstanding the amount of the annual dividend under AS 18.56.089(c), the
19 dividend is calculated as follows for the following years:

20 (1) fiscal year 2004:

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

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

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

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

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

28 (iv) sec. 1, ch. 1, SSSLA 2002;

29 (v) sec. 4, ch. 120, SLA 2004; and

30 (C) minus any appropriation of unrestricted, unencumbered
31 money of the corporation during fiscal year 2004, other than an appropriation

1 for the corporation's operating budget;

2 (2) fiscal year 2005:

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

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

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

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

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

10 (iv) sec. 1, ch. 1, SSSLA 2002;

11 (v) sec. 4, ch. 120, SLA 2004; and

12 (C) minus any appropriation of unrestricted, unencumbered
13 money of the corporation during fiscal year 2005, other than an appropriation
14 for the 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
18 Finance Corporation used during fiscal year 2006 for bond repayments and
19 other costs related 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;

24 (v) sec 4, ch. 120, SLA 2004; and

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

28 (4) fiscal year 2007:

29 (A) the lesser of \$103,000,000 or 95 percent of the **adjusted**
30 **change in net assets** [NET INCOME] of the Alaska Housing Finance
31 Corporation for fiscal year 2005;

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

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

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

6 (iii) sec. 1, ch. 1, SSSLA 2002;

7 (iv) sec. 4, ch. 120, SLA 2004; and

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

11 (5) fiscal year 2008:

12 (A) the lesser of \$103,000,000 or 85 percent of the **adjusted**
13 **change in net assets** [NET INCOME] of the Alaska Housing Finance
14 Corporation for fiscal year 2006;

15 (B) minus the amount of money from the Alaska Housing
16 Finance Corporation used during fiscal year 2008 for bond repayments and
17 other costs related to the bonds issued under

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

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

20 (iii) sec. 1, ch. 1, SSSLA 2002;

21 (iv) sec. 4, ch. 120, SLA 2004; and

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

25 (b) For purposes of this section, **"adjusted change in net assets"** ["NET
26 INCOME"] has the meaning set out in AS 18.56.089(d).

27 * **Sec. 5.** This Act takes effect July 1, 2006.