

**HOUSE BILL NO. 422**

IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-FIFTH LEGISLATURE - SECOND SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Introduced: 3/28/08

Referred: Health, Education and Social Services, Finance

**A BILL**

**FOR AN ACT ENTITLED**

1 "An Act repealing the Alaska children's trust; establishing conditions for a grant to a  
2 named recipient of the balance of the Alaska children's trust; designating certain  
3 receipts as available for a grant to a named recipient for child abuse and neglect  
4 prevention; and providing for an effective date."

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

6 \* **Section 1.** AS 18.50.225(d) is amended to read:

7 (d) The legislature may use the annual estimated balance of the account  
8 maintained by the commissioner of administration under AS 37.05.142 to make an  
9 appropriation **for a grant to a named recipient under AS 37.05.316 to hold in trust**  
10 **for child abuse and neglect prevention activities and programs** [TO THE  
11 ALASKA CHILDREN'S TRUST ESTABLISHED UNDER AS 37.14.200].

12 \* **Sec. 2.** AS 18.50.272(e) is amended to read:

13 (e) The legislature may use the annual estimated balance of the account  
14 maintained by the commissioner of administration under AS 37.05.142 for the fees

1 paid for heirloom certificates of marriage under (b) of this section to make an  
 2 appropriation **for a grant to a named recipient under AS 37.05.316 to hold in trust**  
 3 **for child abuse and neglect prevention activities and programs** [TO THE  
 4 ALASKA CHILDREN'S TRUST ESTABLISHED UNDER AS 37.14.200].

5 \* **Sec. 3.** AS 28.10.181(t) is amended to read:

6 (t) Special request [ALASKA] children's trust plates. Upon application by the  
 7 owner of a motor vehicle, the department may design and issue registration plates  
 8 representing the [ALASKA] children's trust **grant** [UNDER AS 37.14.200]. The  
 9 department may disapprove the issuance of registration plates under this subsection  
 10 when the requested plates are a duplication of an existing registration.

11 \* **Sec. 4.** AS 28.10.421(d)(14) is amended to read:

12 (14) special request [ALASKA] children's trust plates ..... \$100  
 13 plus the fee required for that vehicle under (b), (c), (h), or (i) of this section; the fee  
 14 required by this paragraph shall be collected only on the first issuance and the  
 15 replacement of special request plates; the commissioner of administration shall  
 16 separately account for the fees received under this paragraph that the department  
 17 deposits in the general fund; notwithstanding (g) of this section, the annual estimated  
 18 balance in the account that is in excess of the cost of issuing special request plates may  
 19 be appropriated by the legislature **as a grant to a named recipient under**  
 20 **AS 37.05.316 to hold in trust for child abuse and neglect prevention activities and**  
 21 **programs** [INTO THE PRINCIPAL OF THE ALASKA CHILDREN'S TRUST  
 22 UNDER AS 37.14.200];

23 \* **Sec. 5.** AS 37.05.146(c)(20) is repealed and reenacted to read:

24 (20) receipts for birth certificates suitable for display (AS 18.50.225),  
 25 heirloom certificates of marriage (AS 18.50.272), and special request [ALASKA]  
 26 children's trust plates (AS 28.10.421(d)(14));

27 \* **Sec. 6.** AS 37.14.200, 37.14.210, 37.14.220, 37.14.225, 37.14.230, 37.14.240, 37.14.250,  
 28 37.14.260, and 37.14.270 are repealed.

29 \* **Sec. 7.** The uncodified law of the State of Alaska is amended by adding a new section to  
 30 read:

31 GRANT OF ALASKA CHILDREN'S TRUST. (a) The balance of former Alaska

1 children's trust maintained under former AS 37.14.200 on the effective date of this Act shall  
2 be transferred to a named recipient organized for charitable purposes to hold in trust for child  
3 abuse and neglect prevention activities and programs. The transfer shall be made according to  
4 the terms of a grant agreement under (b) of this section.

5 (b) Before a grant to a named recipient is awarded that transfers the balance of the  
6 Alaska children's trust, the Department of Commerce, Community, and Economic  
7 Development shall prepare and execute an agreement with the named recipient that describes  
8 grant conditions that, in addition to usual and customary provisions, include the following:

9 (1) the grantee shall execute a trust agreement to act as the custodian and  
10 trustee of the grant funds under the terms of this subsection;

11 (2) the grant funds shall be managed as an endowment fund;

12 (3) the endowment trust shall be administered for the benefit of community-  
13 based programs and projects in the state that aid in the prevention of child abuse and neglect;

14 (4) the grantee shall consult with an advisory group established in the Office  
15 of the Governor consisting of the commissioner of health and social services, the  
16 commissioner of education and early development, and seven public representatives, at least  
17 three of which are appointed by the governor;

18 (5) the grantee shall annually report the conditions and investment  
19 performance of the grant funds to the commissioner of revenue and the board; and

20 (6) if the grantee materially breaches a condition of the grant agreement set  
21 out in this section, the balance of the grant reverts to the state.

22 \* **Sec. 8.** The uncodified law of the State of Alaska is amended by adding a new section to  
23 read:

24 **CONTINGENT EFFECT.** This Act is contingent on passage by the Second Regular  
25 Session of the Twenty-Fifth Alaska State Legislature and enactment into law of a bill  
26 appropriating an amount equal to the unencumbered balance of the Alaska children's trust,  
27 established under AS 37.14.200, as a grant to a named recipient for community-based  
28 programs and projects in the state that aid in the prevention of child abuse and neglect.

29 \* **Sec. 9.** If, under sec. 8 of this Act, this Act takes effect, it takes effect on the effective date  
30 of the appropriation described in sec. 8 of this Act.