

HOUSE BILL NO. 2002

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SPECIAL SESSION

BY THE HOUSE FINANCE COMMITTEE

Introduced: 5/26/15

Referred: Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act making appropriations for the operating and loan program expenses of state**
2 **government and for certain programs and capitalizing funds; making appropriations**
3 **under art. IX, sec. 17(c), Constitution of the State of Alaska, from the constitutional**
4 **budget reserve fund; and providing for an effective date."**

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

6 * **Section 1.** CONSTITUTIONAL BUDGET RESERVE FUND. (a) If the unrestricted state
7 revenue available for appropriation in fiscal year 2015 is insufficient to cover the general fund
8 appropriations that take effect in fiscal year 2015, the amount necessary to balance revenue
9 and general fund appropriations is appropriated to the general fund from the budget reserve
10 fund (art. IX, sec. 17, Constitution of the State of Alaska).

11 (b) If the unrestricted state revenue available for appropriation in fiscal year 2016 is
12 insufficient to cover the general fund appropriations that take effect in fiscal year 2016, the
13 amount necessary to balance revenue and general fund appropriations is appropriated to the
14 general fund from the budget reserve fund (art. IX, sec. 17, Constitution of the State of

1 Alaska).

2 (c) The appropriations made in (a) and (b) of this section are made under art. IX, sec.
3 17(c), Constitution of the State of Alaska.

4 * **Sec. 2. HIGHER EDUCATION INVESTMENT FUND.** If, and only if, the appropriation
5 made in sec. 1(b) of this Act fails to pass upon an affirmative vote of three-fourths of the
6 members of each house of the Twenty-Ninth Alaska State Legislature in the Second Special
7 Session, the balance of the Alaska higher education investment fund (AS 37.14.750), after the
8 appropriation made in sec. 33, ch. 23, SLA 2015, less the amount of appropriations from the
9 Alaska higher education investment fund (AS 37.14.750) made in sec. 1, ch. 23, SLA 2015, is
10 appropriated to the Alaska Housing Capital Corporation account.

11 * **Sec. 3. ALASKA PERMANENT FUND AND CONSTITUTIONAL BUDGET**
12 **RESERVE FUND.** If, and only if, the appropriation made in sec. 1(b) of this Act fails to pass
13 upon an affirmative vote of three-fourths of the members of each house of the Twenty-Ninth
14 Alaska State Legislature in the Second Special Session,

15 (1) on June 30, 2015, the sum of \$4,900,000,000 is appropriated from the
16 earnings reserve account (AS 37.13.145) to the principal of the Alaska permanent fund (art.
17 IX, sec. 15, Constitution of the State of Alaska) as prepayment to offset the effect of inflation
18 on the principal of the Alaska permanent fund as calculated under AS 37.13.145(c) for the
19 fiscal year ending June 30, 2017, and future fiscal years;

20 (2) on June 30, 2016, the sum of \$1,500,000,000 is appropriated from the
21 earnings reserve account (AS 37.13.145) to the principal of the Alaska permanent fund (art.
22 IX, sec. 15, Constitution of the State of Alaska) as prepayment to offset the effect of inflation
23 on the principal of the Alaska permanent fund as calculated under AS 37.13.145(c) for the
24 fiscal year ending June 30, 2017, and future fiscal years;

25 (3) if the unrestricted state revenue available for appropriation in fiscal year
26 2016 is insufficient to cover the general fund appropriations that take effect in fiscal year
27 2016, the amount necessary to balance revenue and general fund appropriations, to the extent
28 authorized under art. IX, sec. 17(b), Constitution of the State of Alaska, is appropriated to the
29 general fund from the budget reserve fund (art. IX, sec. 17, Constitution of the State of
30 Alaska) under art. IX, sec. 17(b), Constitution of the State of Alaska.

31 * **Sec. 4. LAPSE OF APPROPRIATIONS.** The appropriations made in secs. 2, 3(1), and

1 3(2) of this Act are for the capitalization of funds and do not lapse.

2 * **Sec. 5. RETROACTIVITY.** (a) If the appropriations made in secs. 1(a) and (b) of this Act
3 fail to pass upon an affirmative vote of three-fourths of the members of each house of the
4 Twenty-Ninth Alaska State Legislature in the Second Special Session and if secs. 2 and 3 of
5 this Act take effect after June 30, 2015, secs. 2 and 3 of this Act are retroactive to June 30,
6 2015.

7 (b) If secs. 1(a), 2, 3, and 6 of this Act take effect after June 30, 2015, secs. 1(a), 2, 3,
8 and 6 of this Act are retroactive to June 30, 2015.

9 * **Sec. 6. CONTINGENCY.** (a) The appropriation from the Alaska higher education
10 investment fund (AS 37.14.750) made in sec. 2 of this Act is contingent on the failure of the
11 appropriation made in sec. 1(a) of this Act to pass upon an affirmative vote of three-fourths of
12 the members of each house of the Twenty-Ninth Alaska State Legislature in the Second
13 Special Session.

14 (b) The appropriations made in secs. 2 and 3 of this Act are contingent on the failure
15 of the appropriation made in sec. 1(b) of this Act to pass upon an affirmative vote of three-
16 fourths of the members of each house of the Twenty-Ninth Alaska State Legislature in the
17 Second Special Session.

18 * **Sec. 7.** Sections 1(a), 2, 3, 5, and 6 of this Act take effect June 30, 2015.

19 * **Sec. 8.** Except as provided in sec. 7 of this Act, this Act takes effect July 1, 2015.