

SENATE JOINT RESOLUTION NO. 3

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-THIRD LEGISLATURE - FIRST SESSION

BY SENATOR MYERS

Introduced: 1/18/23

Referred: Judiciary, Finance

A RESOLUTION

1 **Proposing amendments to the Constitution of the State of Alaska relating to an**
2 **appropriation limit.**

3 **BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

4 * **Section 1.** Article IX, sec. 16, Constitution of the State of Alaska, is amended to read:

5 **Section 16. Appropriation Limit.** Except for appropriations for Alaska
6 permanent fund dividends, appropriations to the Alaska permanent fund,
7 appropriations of revenue bond and general obligation bond proceeds,
8 appropriations required to pay the principal and interest on revenue bonds and
9 general obligation bonds, appropriations to a State account or fund that requires a
10 subsequent appropriation from that account or fund as prescribed by law,
11 appropriations to meet a state of disaster declared by the governor as prescribed
12 by law, and appropriations of money received from a non-State source in trust for a
13 specific purpose, including corporate receipts [REVENUES] of a public enterprise or
14 public corporation of the state that issues revenue bonds, appropriations from the
15 treasury made for a fiscal year shall not exceed an amount equal to a percentage of
16 the average of the value of the personal income of the residents of the State as

1 estimated by the federal bureau responsible for economic analysis according to
 2 federal law for the five fiscal years immediately preceding the prior fiscal year.
 3 The percentage shall be established by law that is not a law enacted as an
 4 appropriation bill or fourteen and one-half percent, whichever is less. Upon an
 5 affirmative vote of two-thirds of the membership of each house, the legislature
 6 may appropriate an additional amount for capital improvements in excess of the
 7 limit under this section, except that the total amount appropriated shall not
 8 exceed an amount equal to fourteen and one-half percent of the average
 9 calculated under this section. The value of the personal income of the residents in
 10 this section shall not include compensation for state and local government
 11 employees and shall not include distributions of the permanent fund dividend
 12 [\$2,500,000,000 BY MORE THAN THE CUMULATIVE CHANGE, DERIVED
 13 FROM FEDERAL INDICES AS PRESCRIBED BY LAW, IN POPULATION AND
 14 INFLATION SINCE JULY 1, 1981. WITHIN THIS LIMIT, AT LEAST ONE-
 15 THIRD SHALL BE RESERVED FOR CAPITAL PROJECTS AND LOAN
 16 APPROPRIATIONS. THE LEGISLATURE MAY EXCEED THIS LIMIT IN BILLS
 17 FOR APPROPRIATIONS TO THE ALASKA PERMANENT FUND AND IN
 18 BILLS FOR APPROPRIATIONS FOR CAPITAL PROJECTS, WHETHER OF
 19 BOND PROCEEDS OR OTHERWISE, IF EACH BILL IS APPROVED BY THE
 20 GOVERNOR, OR PASSED BY AFFIRMATIVE VOTE OF THREE-FOURTHS OF
 21 THE MEMBERSHIP OF THE LEGISLATURE OVER A VETO OR ITEM VETO,
 22 OR BECOMES LAW WITHOUT SIGNATURE, AND IS ALSO APPROVED BY
 23 THE VOTERS AS PRESCRIBED BY LAW. EACH BILL FOR APPROPRIATIONS
 24 FOR CAPITAL PROJECTS IN EXCESS OF THE LIMIT SHALL BE CONFINED
 25 TO CAPITAL PROJECTS OF THE SAME TYPE, AND THE VOTERS SHALL, AS
 26 PROVIDED BY LAW, BE INFORMED OF THE COST OF OPERATIONS AND
 27 MAINTENANCE OF THE CAPITAL PROJECTS. NO OTHER APPROPRIATION
 28 IN EXCESS OF THIS LIMIT MAY BE MADE EXCEPT TO MEET A STATE OF
 29 DISASTER DECLARED BY THE GOVERNOR AS PRESCRIBED BY LAW. THE
 30 GOVERNOR SHALL CAUSE ANY UNEXPENDED AND UNAPPROPRIATED
 31 BALANCE TO BE INVESTED SO AS TO YIELD COMPETITIVE MARKET

1 RATES TO THE TREASURY].

2 * **Sec. 2.** Article XV, Constitution of the State of Alaska, is amended by adding a new
3 section to read:

4 **Section 30. Application of Appropriation Limit.** The 2024 amendment
5 limiting appropriation increases applies to appropriations made for the fiscal year
6 ending June 30, 2026, and thereafter.

7 * **Sec. 3.** The amendments proposed by this resolution shall be placed before the voters of
8 the state at the next general election in conformity with art. XIII, sec. 1, Constitution of the
9 State of Alaska, and the election laws of the state.