

Introduced: 3/19/84
Referred: Finance

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

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HOUSE CONCURRENT RESOLUTION NO. 56

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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THIRTEENTH LEGISLATURE - SECOND SESSION

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Relating to appropriations for program

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receipts.

7 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:

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WHEREAS Article IX, sec. 13, of the state constitution provides that

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no money shall be withdrawn from the treasury except in accordance with

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appropriations made by law; and

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WHEREAS Article IX, sec. 7, of the state constitution provides that

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the proceeds of any state tax or license shall not be dedicated to any

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special purpose except as required by the constitution for the Alaska

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permanent fund or when required to participate in federal programs; and

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WHEREAS an opinion of the Alaska Attorney General of January 12, 1984,

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questions the practice of labeling certain funds in the state budget "pro-

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gram receipts" to indicate that the funds are being appropriated from a

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funding source other than the general fund; and

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WHEREAS there has been an extraordinary increase in the last several

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years in funds in the state budget that are shown as being appropriated

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from funding sources other than the general fund; and

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WHEREAS the legislature finds no statutory basis for appropriating

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many of these funds as anything other than appropriations from the general

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fund;

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BE IT RESOLVED by the Alaska State Legislature that the Governor is

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respectfully requested to instruct the Office of Management and Budget,

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division of budget review, to prepare the fiscal year 1986 state operating

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and capital budgets to indicate as appropriations from the general fund

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those funds which, in the opinion of the Attorney General, have no legal

1 basis under the state constitution or statutes to be called "program re-
2 ceipts."