Introduced: 3/27/84
Referred: Finance

1 IN THE SENATE BY THE FINANCE COMMITTEE

2 SENATE CONCURRENT RESOLUTION NO. 43

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 THIRTEENTH LEGISLATURE - SECOND SESSION

5 Relating to appropriations for program

6 receipts.

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

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

9 no money shall be withdrawn from the treasury except in accordance with

10 appropriations made by law; and

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

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

13 special purpose except as required by the constitution for the Alaska

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

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

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

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

18 funding source other than the general fund; and

19 WHEREAS there has been an extraordinary increase in the last several

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

21 from funding sources other than the general fund; and

22 WHEREAS the legislature finds no statutory basis for appropriating

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

24 fund;

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

26 respectfully requested to instruct the Office of Management and Budget,

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

28 and capital budgets to indicate as appropriations from the general fund

29 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."