

BY REP. MILLER, Boyer, Koponen

1 IN THE HOUSE

2

HOUSE BILL NO. 548

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act relating to the reconstitution and adminis-  
7 tration of the mental health trust."

8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:

9 \* Section 1. AS 37.14.011(c) is repealed and reenacted to read:

10 (c) The fair market rental value of the land constituting the  
11 mental health trust corpus is equal to eight percent of the fair  
12 market value of the land. At least every five years, commencing with  
13 1992, the value of the land selected or patented to the state under  
14 sec. 202 of the Alaska Mental Health Enabling Act, shall be rede-  
15 termined as follows:

16 (1) the number of acres of land selected or patented to the  
17 state under sec. 202 of the Alaska Mental Health Enabling Act in each  
18 municipality that assesses land for property tax purposes shall be  
19 divided by the total number of acres of land selected or patented to  
20 the state under sec. 202 of the Alaska Mental Health Enabling Act; the  
21 result of this division is the "weighting factor";

22 (2) the weighting factor for each municipality that assess-  
23 es land is multiplied by the average percentage change in assessed  
24 values for that municipality, the result is the "weighted value  
25 change" for that municipality;

26 (3) all of the weighted value changes must be added togeth-  
27 er to arrive at the "revaluation factor," expressed as a decimal;

28 (4) one plus the revaluation factor must be multiplied by  
29 the previous total value of land selected or patented to the state

1 under sec. 202 of the Alaska Mental Health Enabling Act to arrive at  
2 the redetermined value of land selected or patented to the state under  
3 sec. 202 of the Alaska Mental Health Enabling Act.

4 \* Sec. 2. AS 37.14.011 is amended by adding a new subsection to read:

5 (d) The commissioner of natural resources shall calculate the  
6 redetermined value of the trust under (c) of this section and provide  
7 the redetermined value to the commissioner of revenue and the board  
8 established under AS 47.30.661.

9 \* Sec. 3. AS 38.05 is amended by adding a new section to read:

10 Sec. 38.05.801. RECONSTITUTION AND ADMINISTRATION OF MENTAL  
11 HEALTH LAND TRUST. (a) The value of all land selected by or patented  
12 to the state under the Alaska Mental Health Enabling Act, as of  
13 September 7, 1987, is \$2,243,000,000.

14 (b) All land within legislative designations on the effective  
15 date of this Act and all land made subject to legislative designations  
16 in the future constitute the corpus of the mental health land trust.

17 (c) On reconstitution of the trust under this section, land  
18 selected by or patented to the state under sec. 202 of the Alaska  
19 Mental Health Enabling Act that is not within legislative designations  
20 is removed from trust status.

21 (d) The land within legislative designations that constitutes  
22 the mental health land trust shall be administered for the legisla-  
23 tively designated purposes. The trust shall be compensated for the  
24 use of the mental health trust land for the legislatively designated  
25 purposes under AS 37.14.011.

26 (e) Before the state may remove land that is part of the mental  
27 health trust corpus from trust status, replacement land, equal in  
28 value at the time of replacement, shall be designated mental health  
29 land and added to the trust corpus. Before replacement, the

1        commissioner shall identify the land proposed as replacement land and  
2        recommend the proposed replacement to the board established under  
3        AS 47.30.661. If the board approves the replacement, the commissioner  
4        will transfer the land to the trust. If the board does not approve  
5        the transfer, the land proposed for removal remains in the trust.  
6        \* Sec. 4. AS 38.05.800 is repealed.