

Original sponsor(s): SEN. HALFORD, Eliason, Coghill, Jones, Zharoff,
Rodey, Kerttula, Fischer, Duncan, Kelly, Pearce, Frank, Sturgulewski

1 IN THE SENATE BY THE JUDICIARY COMMITTEE
2 CS FOR SENATE JOINT RESOLUTION NO. 70 (Judiciary)
3 IN THE LEGISLATURE OF THE STATE OF ALASKA
4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 Proposing amendments to the Constitution
6 of the State of Alaska to establish an
7 Alaska environmental trust fund.

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

9 * Section 1. Article II, sec. 14, Constitution of the State of Alaska,
10 is amended to read:

11 SECTION 14. PASSAGE OF BILLS. The legislature shall establish
12 the procedure for enactment of bills into law. No bill may become law
13 unless it has passed three readings in each house on three separate
14 days, except that any bill may be advanced from second to third read-
15 ing on the same day by concurrence of three-fourths of the house
16 considering it. Except for appropriations of the principal and real
17 income of the Alaska environmental trust fund under Article IX,
18 Section 17, no [NO] bill may become law without an affirmative vote of
19 a majority of the membership of each house. The yeas and nays on
20 final passage shall be entered in the journal.

21 * Sec. 2. Article IX, sec. 7, Constitution of the State of Alaska, is
22 repealed and readopted to read:

23 SECTION 7. DEDICATED FUNDS PROHIBITED. The proceeds of any
24 State tax or license shall not be dedicated to any special purpose.
25 This provision shall not prohibit the continuance of any dedication
26 for special purposes existing on April 24, 1956, and shall not pro-
27 hibit the dedication of revenue under Sections 15 and 17 of this
28 article or when required by the federal government for State par-
29 ticipation in federal programs.

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

3 SECTION 17. ALASKA ENVIRONMENTAL TRUST FUND. Amounts recovered
4 by the State from claims relating to the discharge of crude oil or a
5 hazardous substance that exceed by at least \$25,000,000 the amounts
6 appropriated by the legislature for expenses of containment and clean-
7 up of the discharge on which the claims were made shall be placed in
8 an Alaska environmental trust fund. The principal of the trust fund
9 shall be managed in the manner authorized for management of the Alaska
10 permanent fund by Section 15 of this article, and may be appropriated
11 by the legislature only to meet the cleanup and restoration costs of a
12 declared environmental disaster. The real income of the trust fund
13 may be appropriated by the legislature for environmental protection or
14 enhancement, as defined by law, but the real income that is not so
15 appropriated shall be deposited annually into the trust fund. An
16 appropriation may be made under this section only if the appropriation
17 is approved by three-fourths of the membership of each house of the
18 legislature. The legislature shall implement this section.

19 * Sec. 4. The amendments proposed by this resolution shall be placed
20 before the voters of the state at the next general election in conformity
21 with art. XIII, sec. 1, Constitution of the State of Alaska, and the elec-
22 tion laws of the state.