

HOUSE JOINT RESOLUTION NO. 19
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE TRANSPORTATION COMMITTEE

Introduced: 2/5/91

Referred: Transportation, Judiciary, Finance

A RESOLUTION

1 **Proposing amendments to the Constitution of the State of Alaska creating a transportation**
2 **fund.**

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

4 * **Section 1.** Article IX, sec. 7, Constitution of the State of Alaska, is repealed and readopted to read:

5 **SECTION 7. DEDICATED FUNDS PROHIBITED.** The proceeds of any State tax or
6 license shall not be dedicated to any special purpose. This provision shall not prohibit the
7 continuance of any dedication for special purposes existing on April 24, 1956, and shall not
8 prohibit the dedication of revenue under Section 15 or Section 18 of this article or when required
9 by the federal government for State participation in federal programs.

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

11 **SECTION 18. TRANSPORTATION FUND.** The revenue received after June 30, 1993,
12 from State licenses and fees for the registration, operation, and use of motor vehicles, aircraft,
13 and watercraft, from the use of State transportation facilities, and from State taxes on fuel used
14 for the propulsion of motor vehicles, aircraft, and watercraft, less refunds and credits as provided
15 by law, shall be placed in a transportation fund. The legislature may appropriate from the fund
16 established by this section only for the maintenance and operation of facilities related to

1 transportation. This section does not apply to a tax, license, or fee levied and collected by the
2 State on behalf of a local government, to revenue received by a public corporation whose revenue
3 must by federal law be retained and managed by the corporation, or, to the extent necessary to
4 satisfy the debt obligation of the facility or to maintain the facility as a revenue producing
5 facility, to revenue received from the use or operation of a facility constructed with bond
6 proceeds. The legislature shall provide by law for the management and investment of the fund
7 balance. In this section, "maintenance and operation" means an activity directly associated with
8 the preservation or operation of a facility, but does not include administrative activities.

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