

CS FOR HOUSE JOINT RESOLUTION NO. 19 (FINANCE)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered: 5/7/92

Referred: Today's calendar

Sponsor(s): HOUSE TRANSPORTATION COMMITTEE

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 Article IX, sec. 7, Constitution of the State of Alaska, is repealed and readopted to read: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. (a) The revenue received after June 30,
12 1993, from State licenses and fees for the registration, operation, and use of motor vehicles,
13 aircraft, and watercraft, from the use of State transportation facilities, and from State taxes on
14 fuel used in and on watercraft and for the propulsion of motor vehicles and aircraft, less refunds,
15 credits, and fee collection costs as provided by law, shall be placed in a transportation fund.
16 Except as provided in (d) of this section, the legislature may make appropriations from the fund**

1 only for

2 (1) the maintenance and operation of a state or local government facility that
3 relates to the mode of transportation from which the revenue was collected, and, with regard to
4 revenue obtained from watercraft, also for the improvement and construction of harbor facilities;
5 or

6 (2) the administration and enforcement of motor vehicle laws.

7 (b) This section does not apply

8 (1) to a tax, license, or fee that the State collects on behalf of a local government;

9 (2) to revenue received by a public corporation whose revenue must by federal
10 law be retained and managed by the corporation;

11 (3) to the extent required by law or by the bond covenants, to revenue received
12 from the use or operation of a facility constructed with bond proceeds; and

13 (4) to revenue received from the motor fuel surcharge that is in effect on the
14 effective date of this section and whose purpose is specifically stated in law to be for remedying
15 environmental problems created by underground petroleum storage tanks or underground tank
16 systems.

17 (c) The legislature shall provide by law for the management and investment of the fund
18 balance. The income earned from the management and investment of the fund shall be deposited
19 into the fund.

20 (d) An appropriation from the fund for any public purpose may be made upon an
21 affirmative vote of two-thirds of the members of each house of the legislature.

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