

HOUSE BILL NO. 234

IN THE LEGISLATURE OF THE STATE OF ALASKA

EIGHTEENTH LEGISLATURE - FIRST SESSION

BY REPRESENTATIVES DAVIES, Martin, Phillips, Bunde, Ulmer

Introduced: 3/17/93

Referred: Health, Education & Social Services, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to endowments and donations of the University of Alaska and
2 the University of Alaska endowment trust fund; and providing for an effective
3 date."

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

5 * Section 1. FINDINGS. The legislature finds that it is in the best interest of efficient
6 administration to move the administration of the University of Alaska endowment trust fund
7 from the Department of Revenue to the University of Alaska, resulting in an integrated
8 management of the resources of the University of Alaska.

9 * Sec. 2. AS 14.40.280 is amended to read:

10 Sec. 14.40.280. ENDOWMENTS AND DONATIONS. All monetary gifts,
11 bequests, or endowments that are made to the University of Alaska for the purpose of
12 the separate trust fund created under AS 14.40.400 shall be held by the university.
13 The university [TRANSFERRED TO THE DEPARTMENT OF REVENUE. THE
14 DEPARTMENT OF REVENUE] shall manage that money in accordance with

1 AS 14.40.400. Title to and control or possession of land, personal property, and all
2 money [OTHER THAN] that [TRANSFERRED TO THE DEPARTMENT OF
3 REVENUE, WHICH] is devised, bequeathed, or given to the university shall be taken
4 by the university in its corporate capacity acting by and through the regents or an
5 authorized agent, and shall be entered in the perpetual inventory of the university.

6 * Sec. 3. AS 14.40.400(a) is amended to read:

7 (a) The University of Alaska [DEPARTMENT OF REVENUE] shall establish
8 a separate endowment trust fund in which all net income derived from the sale or lease
9 of the land granted under the Act of Congress approved January 21, 1929, and in
10 which all monetary gifts, bequests, or endowments made to the University of Alaska
11 for the purpose of the fund, shall be held in trust.

12 * Sec. 4. AS 14.40.400(b) is amended to read:

13 (b) The president of the University of Alaska [COMMISSIONER OF
14 REVENUE] is the fiduciary of the trust fund and shall account for and invest the fund
15 as set out for the commissioner of revenue in AS 37.14.110(c), 37.14.160, and
16 37.14.170, except that the president of the university [COMMISSIONER] shall report
17 the condition and investment performance of the fund to the Board of Regents and to
18 the legislature.

19 * Sec. 5. AS 14.40.400(e) is repealed.

20 * Sec. 6. TRANSITION. A contract, right, liability or obligation in effect on the effective
21 date of this Act, remains in effect notwithstanding the amendments to AS 14.40.280 or
22 14.40.400 made in secs. 2 - 5 of this Act. Assets and liabilities of the University of Alaska
23 endowment trust fund held by the Department of Revenue on the effective date of this Act
24 shall be transferred by the Department of Revenue to the University of Alaska to implement
25 this Act.

26 * Sec. 7. This Act takes effect immediately under AS 01.10.070(c).