

**HOUSE**  
**COMMITTEE REPORT**

(11)

Date referred: 4/25/86

FURTHER REFERRALS:

DATE: 5-10-86

The FINANCE Committee has considered CSSCR 36 (HESS)  
Establishing a joint special committee on mental health trust land.

and recommends:

- do pass
- do not pass
- do pass with attached amendment(s)
- no recommendation

replace with HCS<sup>(S)</sup> SCR 36 (FIN)  same title  
 new title

and recommends do pass

further referral to the \_\_\_\_\_ Committee

- and attaches:
- letter of intent
  - first fiscal note
  - ~~new~~ fiscal note 30.6 4/21 same
  - zero fiscal note

SIGNING DO PASS:

SIGNING OTHER RECOMMENDATIONS:

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\_\_\_\_\_ Chairman

Original sponsors: Josephson, Sackett,  
Rodey, et al

IN THE SENATE

BY THE FINANCE COMMITTEE

HOUSE CS FOR CS FOP SENATE CONCURRENT RESOLUTION NO. 36 (Finance)

IN THE LEGISLATURE OF THE STATE OF ALASKA

FOURTEENTH LEGISLATURE - SECOND SESSION

Establishing a joint special committee  
on mental health trust land.

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

WHEREAS the United States Congress granted 1,000,000 acres of land to the Territory of Alaska to be administered as a public trust for the necessary expenses and support of mental health in the territory; and

WHEREAS in October 1985, the Alaska Supreme Court determined that the 1978 decision of the Alaska Legislature to redesignate mental health trust land as general grant land had breached the trust established by the Congress; and

WHEREAS the funding level for the mental health programs in the state is one of the lowest in the nation on a per capita basis; and

WHEREAS the legislature, the administration, and mental health advocates agree that the state must comply with the intent of the Congress that mental health programs in the state receive sufficient funding; and

WHEREAS it is not in the public interest that continued litigation over the mental health land trust divert attention from the underlying goal of increased funding for mental health programs and care in the state; and

WHEREAS present state statutes do not explicitly provide for the management of mental health trust land for maximum revenue production; and

WHEREAS the return of mental health trust land to trust status precludes management of mental health trust land for its highest and best use;

BE IT RESOLVED by the Alaska State Legislature that a Joint Special Committee on Mental Health Trust Land is established under Uniform Rule 21; and be it

FURTHER RESOLVED that the Joint Special Committee on Mental Health Trust Land is composed of three members of the Senate appointed by the president of the Senate, three members of the House of Representatives appointed by the speaker of the House of Representatives, and two public members interested in the mental health trust land issue; the public members shall be selected by the other members of the Joint Special Committee on Mental Health Trust Land; and be it

FURTHER RESOLVED that one member appointed from the House of Representatives be from the membership of the House Finance Committee and one member appointed from the Senate be from the membership of the Senate Finance Committee; and be it

FURTHER RESOLVED that the Joint Special Committee on Mental Health Trust Land develop, after public hearings, a proposal to resolve the mental health trust litigation and recommend a level of appropriations adequate to provide sufficient funding for mental health programs in the future; and be it

FURTHER RESOLVED that the committee is authorized to meet during and between sessions of the legislature and is to report its recommendations and findings on the first day of the First Session of the Fifteenth State Legislature; and be it

FURTHER RESOLVED that the committee terminates on the 10th day of the First Session of the Fifteenth State Legislature.

STATE OF ALASKA 1986 LEGISLATIVE SESSION  
FISCAL NOTE

Revision Date: 4-21-86

REQUEST

HCS55SCR 36(FIN)

FISCAL DETAIL

Bill/Resolution No.: ~~CS200~~  
 Title: Joint Special Committee  
Mental Health Trust Lands  
 Sponsor: Josephson, Sackett, Rodey  
 Requestor: Senate Finance  
 Date of Request: 4-21-86

Agency Affected: Legislature  
 BRU: Legislative Affairs  
 Components: \_\_\_\_\_

EXPENDITURES/REVENUES : (Thousands of Dollars)

OPERATING	FY 86	FY 87	FY 88	FY 89	FY 90	FY 91
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS		30.6				
TOTAL OPERATING						

CAPITAL						
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REVENUE						
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FUNDING : (Thousands of Dollars)

GENERAL FUND		30.6				
FEDERAL FUNDS						
OTHER						
TOTAL						

POSITIONS :

FULL-TIME						
PART-TIME						
TEMPORARY						

ANALYSIS : Attach a separate page if necessary

Prepared by: Senate Finance Committee  
 Division: \_\_\_\_\_

Phone: 465-3753  
 Date: 4-21-86

Approved by Commissioner: Sen. Sackett  
 Agency: Senate Finance Committee

Date: 4-21-86

Distribution (by Agency preparing fiscal note):

- Legislative Finance
- Legislative Sponsor
- Requestor
- Office of Management and Budget
- Impacted Agency(ies)

Offered: 4/1/86  
Referred: Finance

Original sponsors: Josephson, Sacke't,  
Rodey, et al

1 IN THE SENATE  
2 CS FOR SENATE CONCURRENT RESOLUTION NO. 36 (HESS)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FOURTEENTH LEGISLATURE - SECOND SESSION  
5 Establishing a joint special committee  
6 on mental health trust land.  
7 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:  
8 WHEREAS the United States Congress granted 1,000,000 acres of land to  
9 the Territory of Alaska to be administered as a public trust for the neces-  
10 sary expenses and support of mental health in the territory; and  
11 WHEREAS in October 1985, the Alaska Supreme Court determined that the  
12 1978 decision of the Alaska Legislature to redesignate mental health trust  
13 land as general grant land had breached the trust established by the Con-  
14 gress; and  
15 WHEREAS the funding level for the mental health programs in the state  
16 is one of the lowest in the nation on a per capita basis; and  
17 WHEREAS the legislature, the administration, and mental health advo-  
18 cates agree that the state must comply with the intent of the Congress that  
19 mental health programs in the state receive sufficient funding; and  
20 WHEREAS it is not in the public interest that continued litigation  
21 over the mental health land trust divert attention from the underlying goal  
22 of increased funding for mental health programs and care in the state; and  
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24 management of mental health trust land for maximum revenue production; and  
25 WHEREAS the return of mental health trust land to trust status pre-  
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BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

1           FURTHER RESOLVED that the Joint Special Committee on Mental Health  
2 Trust Land is composed of three members of the Senate appointed by the  
3 president of the Senate, three members of the House of Representatives  
4 appointed by the speaker of the House of Representatives, and two public  
5 members interested in the mental health trust land issue; the public mem-  
6 bers shall be selected by the other members of the Joint Special Committee  
7 on Mental Health Trust Land; and be it

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11 provide sufficient funding for mental health programs in the future; and be  
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13           FURTHER RESOLVED that the committee is authorized to meet during and  
14 between sessions of the legislature and is to report its recommendations  
15 and findings on the first day of the First Session of the Fifteenth State  
16 Legislature; and be it

17           FURTHER RESOLVED that the committee terminates on the 10th day of the  
18 First Session of the Fifteenth State Legislature.

Introduced: 2/18/86  
Referred: Health, Education and  
Social Services and  
Finance

BY JOSEPHSON, SACKETT, RODEY,  
V. FISCHER, FAIKS, FAHRENKAMP  
AND KERTTULA

1 IN THE SENATE

2

SENATE CONCURRENT RESOLUTION NO. 36

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

Establishing a joint special committee

6

on mental health trust land.

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3 dent of the Senate, two members of the House of Representatives appointed  
4 by the speaker of the House of Representatives, the commissioner of natural  
5 resources and the commissioner of health and social services, or the desig-  
6 nees of the commissioners, and two public members interested in the mental  
7 health trust land issue; the public members shall be selected by the other  
8 members of the Joint Special Committee on Mental Health Trust Land; and be  
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