

# COMMITTEE REPORT

## SENATE

FURTHER:

2/24/86

Date \_\_\_\_\_

Mr. President

The Committee on FINANCE considered SB 338  
repealing appropriations and reappropriating money; efd.

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for \_\_\_\_\_  
 new title
- same title and recommends \_\_\_\_\_
- and attached a "LETTER OF INTENT"  NEW FISCAL NOTE
- reports it back without recommendation
- recommends referral to \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS

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Chairman

\_\_\_\_\_  
Chairman recommendation

COMMITTEE REPORT

SENATE

FURTHER:

FINANCE

1/13/86

Date

2/21/86

Mr. President

The Committee on RESOURCES considered SB 338

repealing appropriations and reappropriating money; efd.

and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass
- do pass with attached amendment(s)
- replace with/or adopt CS for SB 338 (Res) new title
- same title and recommends
- and attached a "LETTER OF INTENT" [ ] NEW FISCAL NOTE
- reports it back without recommendation
- recommend referral to \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS

MEMBERS HAVING OTHER RECOMMENDATIONS

*Rich Halford*  
*Beth Ann Johnson*  
*Tom F. Blount*  
*McCluskey*

*V. Fischer - with letter of intent protecting the capital of the Railbelt Fund.*

*Allen Stupulski*  
 Chairman  
 Do Pass  
 Chairman recommendation

Offered: 2/24/86  
Referred: Finance

Original sponsor: Sturgulewski

Funding Information

General Fund \$271,700,000  
Other Funds - 271,700,000  
- 0 -

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2 CS FOR SENATE BILL NO. 338 (Resources)  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making, amending, and repealing appropria-  
7 tions for the Alaska Power Authority for Railbelt  
8 energy development, Bradley Lake hydroelectric  
9 project, and the power cost equalization fund; and  
10 providing for an effective date."

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

12 \* Section 1. Section 3, ch. 96, SLA 1985, page 8, line 17 (Susitna  
13 Hydroelectric Project Financing - \$200,000,000) is repealed.

14 \* Sec. 2. Section 3, ch. 96, SLA 1985, page 9, line 5 (Bradley Lake  
15 Hydroelectric Financing - \$50,000,000) is repealed.

16 \* Sec. 3. Section 26, ch. 98, SLA 1985, page 59, line 18 (Power Cost  
17 Equalization - \$21,700,000) is repealed.

18 \* Sec. 4. The sum of \$200,000,000 is appropriated from the general fund  
19 to the power development fund (AS 44.83.382) for the purpose of Railbelt  
20 energy development.

21 \* Sec. 5. The sum of \$50,000,000 is appropriated from the general fund  
22 to the power development fund (AS 44.83.382) for the purpose of equity  
23 investment in, and rate stabilization for, the Bradley Lake hydroelectric  
24 project.

25 \* Sec. 6. The sum of \$21,700,000 is appropriated from the general fund  
26 to the power cost equalization fund (AS 44.83.162) for the purpose of  
27 providing power cost equalization assistance to utilities.

28 \* Sec. 7. AS 44.83.165 is amended to read:

29 S Sec. 44.83.165. [CONTINUING] APPROPRIATION FOR POWER COST

ORIGINAL

1 EQUALIZATION. The sum of \$16,300,000 is appropriated on July 1, 1984,  
2 [AND THE SUM OF \$21,700,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSE-  
3 QUENT FISCAL YEAR] from the general fund to the power cost equaliza-  
4 tion fund (AS 44.83.162).

5 \* Sec. 8. AS 44.83.410 is amended to read:

6 Sec. 44.83.410. [CONTINUING] APPROPRIATION FOR RAILBELT ENERGY  
7 DEVELOPMENT [SUSITNA RIVER HYDROELECTRIC PROJECT]. The sum of  
8 \$100,000,000 is appropriated on July 1, 1984, [AND THE SUM OF  
9 \$200,000,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSEQUENT FISCAL YEAR]  
10 from the general fund to the authority for deposit in the power  
11 development fund (AS 44.83.382) for the purpose of Railbelt energy  
12 development [EQUITY INVESTMENT IN, AND RATE STABILIZATION FOR, THE  
13 SUSITNA RIVER HYDROELECTRIC PROJECT].

14 \* Sec. 9. AS 44.83.420 is amended to read:

15 Sec. 44.83.420. [CONTINUING] APPROPRIATION FOR BRADLEY LAKE  
16 HYDROELECTRIC PROJECT. The sum of \$50,000,000 is appropriated on  
17 July 1, 1984, [OF EACH FISCAL YEAR] from the general fund to the  
18 authority for deposit in the power development fund (AS 44.83.382) for  
19 the purpose of equity investment in, and rate stabilization for, the  
20 Bradley Lake hydroelectric project.

21 \* Sec. 10. Obligations, encumbrances, and expenditures incurred against  
22 appropriations repealed or amended in this Act are considered obligations,  
23 encumbrances, and expenditures of the appropriations enacted in secs. 4 - 6  
24 of this Act. The appropriations enacted in secs. 4 - 6 of this Act do not  
25 appropriate any more money than was previously appropriated by the appro-  
26 priations amended or repealed in secs. 1 - 3 and 7 - 9 of this Act.

27 \* Sec. 11. The appropriations in secs. 4 and 5 of this Act are for  
28 capital projects, and lapse in accordance with AS 37.25.020.

29 \* Sec. 12. Sections 1 - 9 of this Act are retroactive to July 1, 1985.

1 \* Sec. 13. This Act takes effect immediately in accordance with AS 01.-  
2 10.070(c).  
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Introduced: 1/13/86  
Referred: Resources and Finance

Funding Information  
General Fund \$271,700,000  
Other Funds -0-  
\$271,700,000

1 IN THE SENATE

BY STURGULEWSKI

2 SENATE BILL NO. 338

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act repealing appropriations and reappropriating  
7 money; and providing for an effective date."

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22 project.

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24 to the power cost equalization fund (AS 44.83.162) for the purpose of  
25 providing power cost equalization assistance to utilities.

26 \* Sec. 7. This Act takes effect immediately in accordance with AS 01.-  
27 10.070(c).

ALASKA STATE LEGISLATURE

14th Legislature 2nd Session

SENATE BILL NO. 338

By STURGULEWSKI

"An Act repealing appropriations and reappropriating money; and providing for an effective date."

Introduced in the Senate ... 1/13, 19. 85

HISTORY IN THE SENATE

19	86	Read first time and referred to Committee on										
1	13	Resources and Finance										
2-24		Reported back with <i>Resumed</i> recommendation that <i>replace WFS new title, 5th phase, 1 rec to intent to finance.</i>										
		Read second time and										
		Read third time and										
		<table border="0"> <tr> <td>PASS</td> <td>Effective Date</td> </tr> <tr> <td>Yeas</td> <td>Yeas</td> </tr> <tr> <td>Nays</td> <td>Nays</td> </tr> <tr> <td>Absent</td> <td>Absent</td> </tr> <tr> <td>Excused</td> <td>Excused</td> </tr> </table>	PASS	Effective Date	Yeas	Yeas	Nays	Nays	Absent	Absent	Excused	Excused
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		Signed by President										
		Sent to House										
SECRETARY OF THE SENATE												

HISTORY IN THE HOUSE

19		Read first time and referred to Committee on										
		Read second time and										
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PASS	Effective Date											
Yeas	Yeas											
Nays	Nays											
Absent	Absent											
Excused	Excused											
		Reported correctly engrossed										
		Signed by Speaker										
		Returned to Senate										
CHIEF CLERK OF THE HOUSE												

HISTORY IN THE SENATE

19		Received from House
		To enrolling
		Reported correctly enrolled
		Sent to Governor
		..... by Governor
		Filed with Lt. Governor
		Chapter No. ....

# STATE OF ALASKA

## THE LEGISLATURE

BUDGET AND AUDIT COMMITTEE

FINANCE DIVISION  
POUCH WF-STATE CAPITOL  
JUNEAU, ALASKA 99811  
PHONE: (907) 465-3795

### MEMORANDUM

DATE: April 9, 1986

TO: Mike Greany, Director  
Legislative Finance Division

FROM: P.S. Dhillon, Fiscal Analyst  
Legislative Finance Division

SUBJ: Power Cost Equalization

According to Gene Dusek of the Alaska Power Authority, the estimated balances in the Power Cost Equalization/Assistance programs are as follows:

1. SLA 81, CH 90; Old Power Cost Assistance Program; \$2.2 million
2. SLA 84, Ch 171; FY85 Power Cost Equalization Program; \$4.7 million
3. SLA 85, CH 98; FY86 Power Cost Equalization Program; \$2.9 million at end of FY86

The above numbers are net of estimated liability for delinquent participants.

MUNICIPALITY OF ANCHORAGE

M E M O R A N D U M

DATE: April 9, 1986  
TO: Members of the Anchorage Caucus  
FROM: Mayor Tony Knowles  
SUBJECT: Railbelt Energy Conference

On April 3, 1986 a special one-day conference was held at the Mat-Su Lodge in Wasilla to address railbelt energy matters. Participants included Mayors and other local government representatives from communities throughout the railbelt. All of the utilities serving the railbelt were represented by managers and/or directors. A number of utility board members, advisory board members and members of the public also attended. The high degree of participation in the conference testifies to the critical importance of current energy issues to each of the railbelt communities.

In the beginning of the conference, local government officials and utility managers and directors met separately to discuss several major issues. The two groups later convened. The principal agenda items were protection of the existing power development <sup>Fund</sup> that had been designated ~~fund~~ for the Susitna Project, creation of a railbelt energy fund from these existing monies, and the potential for joint efforts among the utilities toward the creation of a new railbelt energy entity for future power planning and development in the railbelt. Attached are the resolutions which the Mayors and the utility managers and directors passed concerning these issues.

There was unanimous agreement among the conference participants that the existing Power Development Fund for the Susitna Project, plus interest, be transferred to a new and separate account for railbelt energy, and that these funds not be spent by the State until further recommendations are made. The conference endorsed strong participation and leadership by the railbelt communities and utilities in formulating any recommendations for future use of the fund, and spoke specifically to several efforts.

*Gordon Herbertz*  
4/9/86 jmm

First, the conference supported State action to establish an advisory group for the fund to include participation by the State administration, the legislature and all railbelt utilities.

Second, the conference endorsed a joint study by all railbelt utilities on the feasibility of forming a railbelt generation and transmission utility. Each of the utilities will now seek the appropriate authority and funding from their respective governing bodies so that the study can begin as soon as possible. The joint study on the feasibility of forming a railbelt generation and transmission utility should complement the efforts of any advisory group established pursuant to State legislation. These efforts should result in the formation of a locally directed energy entity for the railbelt. The conference resolved that the new railbelt energy fund should be conserved until such a new entity is organized.

During my recent visit to Juneau concerning railbelt energy matters, we had an opportunity to discuss briefly some of the important issues which were addressed at the Wasilla conference, including creation of a railbelt energy fund and the formulation of a railbelt generation and transmission utility. I was greatly encouraged by the high degree of conceptual agreement and the support for the leadership role of the railbelt which we advocated.

The Wasilla conference was an outstanding success. It demonstrates clearly that railbelt communities and utilities do have the ability to turn our common concerns into positive action. While the conference was only a first step, it was a significant one. People long associated with utility and energy issues in the railbelt cannot recall a similar gathering. Our job now is to move forward and to implement the resolutions we passed. I know you will do your part in this effort. I thank you on behalf of all the conference participants. I firmly believe we have set a course which will result in the best decisions for future power generation needs throughout the railbelt.



# ALASKA RURAL ELECTRIC COOPERATIVE ASSOCIATION, INC.

237 E. FIREWEED LANE • SUITE 301  
ANCHORAGE, ALASKA 99503 • (907) 276-3235

April 1, 1986

Senator Jan Faiks, Co-Chairman  
Senate Finance Committee  
Pouch V  
Juneau, AK 99811

Dear Senator Faiks:

At the March 27 hearing of the Senate Finance Committee on SB 338, ARECA staff was asked to present to the Committee the association's recommendations for a "working group" on Railbelt energy.

The electric cooperatives serving the Railbelt commend the legislature for its commitment to resolving the energy crisis our consumers will face in the not-too-distant future.

The establishment of a dedicated "working group," serving in an advisory capacity to both the legislature and the Alaska Power Authority, could help bring together the technical experts and policy makers responsible for changing the future course of Railbelt energy development.

To best maximize existing resources, and to involve the various groups who must be part of the decision making process on Railbelt energy, ARECA believes the advisory group should be comprised of:

- one member from each of the seven Railbelt utilities;
- one member from both the House and Senate;
- one public member;
- the executive director of the APA;

We must all work in harmony to develop a long-term energy plan to meeting the needs of Railbelt consumers. The legislature's formal establishment of an advisory group would be the first step in the development of that plan.

Respectfully,

Kenneth S. Johnson  
Director of Information

cc Senate Finance Committee Members  
Senate Resource Committee Members

DEMOCRACY IN ACTION

STATE OF ALASKA  
THE LEGISLATURE

POUCH Y STATE CAPITOL  
JUNEAU, ALASKA 99811  
907-465 3800

LEGISLATIVE AFFAIRS AGENCY

MEMORANDUM

March 29, 1986

SUBJECT: CSSB 338 (Finance)  
(Appropriations for Energy Programs)

TO: Senator Jan Faiks  
Co-Chairman, Senate Finance

FROM: Teresa B. Cramer *TBC*  
Legislative Counsel

Enclosed is the draft CSSB 338 (Finance) you requested. Sections 4, 8, and 10 appropriate money to the Railbelt energy fund. That fund would be created under HB 699, which states that the legislature may appropriate money from the fund to assist in meeting Railbelt energy needs.

There is a question concerning how the constitutional prohibition against dedication of funds applies to the Railbelt energy fund. Article IX, Section 7 of the Alaska Constitution states

DEDICATED FUNDS. The proceeds of any state tax or license shall not be dedicated to any special purpose, except as provided in section 15 of this article or when required by the federal government for state participation in federal programs. This provision shall not prohibit the continuance of any dedication for special purposes existing upon the date of ratification of this section by the people of Alaska. (Section 15 establishes the permanent fund.)

If a strict interpretation of the prohibition in this section is taken, the legislature may not limit the future use of money by an appropriation to a special fund. A more relaxed reading of the section would find that the appropriation by the legislature serves to meet the constitutional objective and the amount appropriated loses its status as "proceeds of any state tax or license." It would retain any limit as to use imposed by the appropriation. Of course, a

future legislature could repeal the restrictive purpose and appropriate the money for any purpose it wished, since one legislature may not bind another.

In State v. Alex, 646 P.2d 203, at 210, (Alaska 1982), the Alaska Supreme Court discusses the purpose of the amendment that changed the wording of the constitutional section from prohibiting the dedication of "all revenues" to the present language prohibiting the dedication of "proceeds of any state tax or license." The court noted

The committee's spokesman stated that the purpose of the proposed amendment was to allow for the setting up of certain special funds, such as sinking funds for the repayment of bonds, but to prohibit the earmarking of any special tax to that sinking fund. Thus, the change did not seek to exempt some sources of revenue from the prohibition, but was intended instead to allow necessary dedication of funds once they were received and placed in the general fund. Review of the convention discussion shows that the amendment was not intended to limit the prohibition of earmarking. (Citations omitted)

The examples that support that dedication after receipt include retirement contributions and the proceeds of bond sales. It is not clear whether the appropriation for the Railbelt energy fund would receive similar treatment by the court.

In an opinion issued November 30, 1982, the attorney general discussed the constitutionality of "Dedication of Money to Specific Purposes on a Continuing Basis When Appropriated." The opinion states, at 12 -13,

A question of the proper application of the dedicated funds prohibition arises when money is appropriated to a revolving loan fund or other special reserve fund or account. . . . Special reserve funds involve essentially the setting aside of money for certain specified future needs or conditions which may or may not occur. When this is done, it might be argued that the legislature has made an impermissible dedication with respect to the future use of the money placed in those funds and accounts.

Senator Faiks  
Page 3  
March 29, 1986

We believe the better view is that the dedication prohibition does not apply to money once appropriated by the legislature, regardless of whether the appropriation contemplates that the money will be expended. Usually appropriations authorize money to be spent. In other cases, however, the legislature may prefer to establish by general law a continuing loan program and finance it through a one-time appropriation or to reserve money in a special fund or account for future use for limited purposes. A strong argument can be made that money once appropriated, regardless of the mechanism utilized, loses its character as revenue for the purpose of the dedicated funds prohibition because the purpose of the prohibition, i.e., that the legislature retain control over state revenues, has been satisfied. (Citations omitted, emphasis in original.)

If the present legislation is challenged in court, and the court holds that the Railbelt energy fund constitutes an improper dedication of funds, it is likely that the result will be that the Railbelt fund will be treated as an account in the general fund, for the legislature to appropriate from as it sees fit.

If I may be of further assistance, please advise.

TC:ml  
me1/048

MEMORANDUM

3/25/86

TO: Rep. John Sund

FROM: J. Hartle *JH* PA

*CS SB 338 (Fin)*

RE: Sectional analysis of CSHB 477 (Loans)

- Section 1. Repeals continuing appropriation for Susitna.
- Section 2. Repeals continuing appropriation for Bradley Lake.
- Section 3. Repeals continuing appropriation for PCE. (*Power Cost Equalization*)
- Section 4. Reappropriates \$200 million repealed in section 1, to the Railbelt Energy Fund (HB 699).
- Section 5. Reappropriates \$50 million repealed in section 2, to the Power Development Fund in the APA.
- Section 6. Reappropriates \$21.7 million repealed in section 3, to the PCE Fund.
- Section 7. Appropriates \$16.3 to PCE and repeals the continuing nature of the appropriation.
- Section 8. Appropriates \$100 million to the Power Development Fund for the purpose of Railbelt Energy Development, repeals the continuing nature of the appropriation.
- Section 9. Appropriates \$50 million to the Power Development Fund for Bradley Lake, repeals the continuing nature of this appropriation.
- Section 10. Repeals and reappropriates the unexpended and unobligated portion of the \$100 million appropriation amended in section 8 to the Railbelt Energy fund.
- Section 11. Makes clear that no new funds are appropriated in this Act, and that obligations, encumbrances and expenditures incurred against appropriations amended or repealed are legal.

Section 12. States that appropriations made here are capital and do not lapse at the end of the fiscal year.

Section 13. Effective date for the sections appropriating money that has had encumbrances made against them.

Section 14. Makes the Act effective on the creation of the Railbelt Energy Fund (HB 699)

R E S O L U T I O N

WHEREAS, the mayors of the Railbelt communities have convened a special conference at Wasilla to address Railbelt energy matters, and

WHEREAS, the Alaska State Legislature is currently addressing the subject in proposed legislation creating and appropriating for a Railbelt energy fund, and

WHEREAS, a Railbelt energy fund would benefit the consumers and communities in the Railbelt area for many years into the future, then

THEREFORE, be it resolved that:

The Railbelt mayors convened at Wasilla do endorse the concept of a Railbelt energy fund within the general fund and consisting of all of the funds appropriated to the Power Development Fund for the Susitna Project, and

BE IT FURTHER RESOLVED THAT:

The Railbelt mayors advocate conservation of the fund and interest by the State of Alaska for the Railbelt communities until such time that a Railbelt energy entity is organized and makes further recommendations to the legislature for future power generation needs.

BE IT FURTHER RESOLVED THAT:

The Railbelt mayors support the resolutions of the utility managers.

Resolution passed by Railbelt mayors and mayors' representatives this 3rd day of April, 1986 at Wasilla, Alaska.

*Gordon Herbert*  
4/9/86

## R E S O L U T I O N

WHEREAS, utility managers and directors of the Railbelt communities have convened a special conference at Wasilla to address Railbelt energy matters, and

WHEREAS, the Alaska State Legislature is currently considering proposed legislation creating and appropriating a Railbelt energy fund, and

WHEREAS, a Railbelt energy fund would benefit utility consumers in the Railbelt area for many years into the future, then

THEREFORE, be it resolved that:

The Railbelt mayors, utility managers and directors, convened at Wasilla to endorse the concept of a Railbelt energy fund within the general fund and consisting of all of the funds appropriated to the Power Development Fund for the Susitna Project.

BE IT FURTHER RESOLVED THAT:

The Railbelt mayors, utility managers and directors advocate management of the fund by the State of Alaska until such time that a Railbelt energy council is convened and makes further recommendations to the next session of the legislature.

Resolution passed by Railbelt utility managers and directors this 3rd day of April, 1986 at Wasilla, Alaska.

R E S O L U T I O N

WHEREAS, the mayors, and the utility managers and directors of the Railbelt communities convened at a special conference at Wasilla to address Railbelt energy matters, hereby

RESOLVE that the mayors, and utility managers and directors support the establishment of an advisory group consisting of; one member from each of the railbelt utilities, one member from both the House and Senate of the Alaska Legislature, one public member, and the Executive Director of the Alaska Power Authority, and further

RESOLVE that this advisory group advise the legislature on the development of a long term energy plan to meet the needs of Railbelt consumers.

Resolution passed by Railbelt utility managers and directors this 3rd day of April, 1986 at Wasilla, Alaska.

R E S O L U T I O N

WHEREAS, the utility managers and directors of the Railbelt communities have convened at a special conference at Wasilla to address Railbelt energy matters, be it

RESOLVED that this group recommend to their respective governing bodies to participate in a joint study on the feasibility of forming a Railbelt generation and transmission utility.

Resolution passed by Railbelt utility managers and directors this 3rd day of April, 1986 at Wasilla, Alaska.

BILL SHEFFIELD  
GOVERNOR



STATE OF ALASKA  
OFFICE OF THE GOVERNOR  
JUNEAU

RECEIVED  
APR 2 1986  
MAYORS OFFICE

M E M O R A N D U M

TO: The Honorable Tony Knowles  
Mayor  
Municipality of Anchorage

FROM: Bill Sheffield  
Governor

SUBJECT: Railbelt Energy Planning Proposal

DATE: April 2, 1986

Thank you for briefing me yesterday on your proposal that Railbelt utilities get together and form a generation and transmission entity that would leave power distribution to local entities. I encourage you to pursue the possibility of such an organization for the purpose of doing power planning for the Railbelt region. As I indicated during our meeting, I believe there needs to be a formal organization of some kind bringing the utilities together if they ever hope to finance any major projects.

As you pursue the formation of such an organization, APA will be proceeding to undertake a complete review and examination of all potential alternative sources of electrical energy for meeting Railbelt requirements; this review shall include coal, Cook Inlet natural gas, North Slope natural gas, hydroelectric (including projects in the Susitna Basin such as Devil Canyon), alternative sources of renewable and nonrenewable energy, and energy conservation.

All this data could be made available by the state to a generation and transmission utility comprised of Railbelt user groups if such an organization were formed. Financing and construction of any subsequent power-producing project might then become the responsibility of the G & T entity, as I understand your proposal.

As I told you, I remain very supportive of the \$200 million in the old Susitna power development fund being used for future Railbelt energy needs.

Please keep me informed as to developments as you proceed. Thanks again.

cc: Joyce Murphy, Chair  
Chugach Electric Association

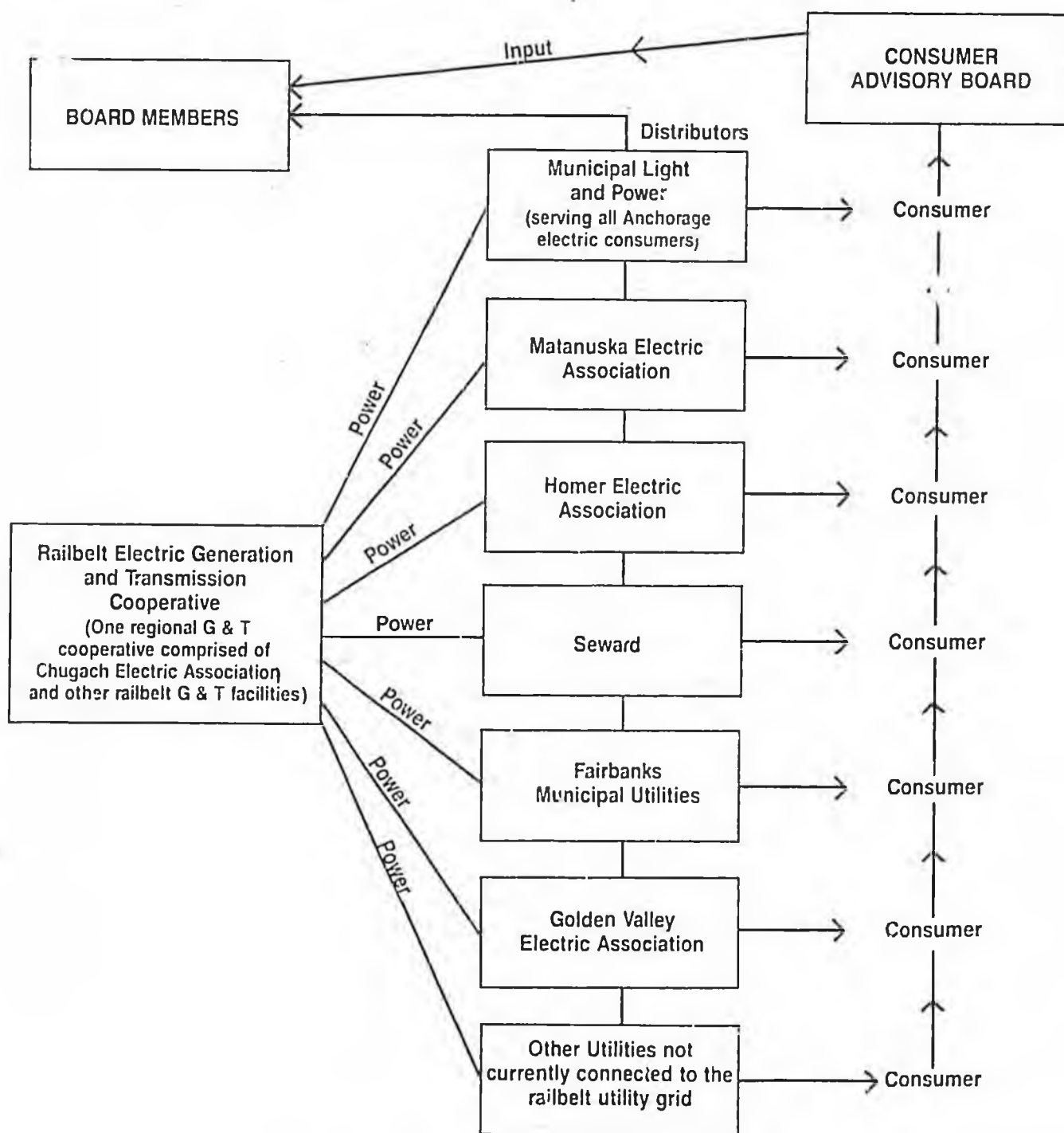
bcc: Bob Miller

# PROPOSED RAILBELT ELECTRIC GENERATION AND TRANSMISSION COOPERATIVE

- Regional Control of Electric Generation and Transmission
- Local Control of Electric Distribution

Utilities working together to:

- Plan and build regional power projects which benefit all electric utilities and consumers.
- Plan and build reliable electric transmission facilities throughout the region.
- Offer reliable electric power to all railbelt communities at the lowest possible rate, now and in the future.
- Improve emergency planning.



Cramer/Dierdorf  
4/9/86

Original sponsor: Sturgulewski

Funding Information

General Fund	\$271,700,000
Other Funds	- 271,700,000
	- 0 -

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 338 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making, amending, and repealing appropria-  
7 tions for energy programs; and providing for an  
8 effective date."

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

10 \* Section 1. Section 3, ch. 96, SLA 1985, page 8, line 17 (Susitna  
11 Hydroelectric Project Financing - \$200,000,000) is repealed.

12 \* Sec. 2. Section 3, ch. 96, SLA 1985, page 9, line 5 (Bradley Lake  
13 Hydroelectric Financing - \$50,000,000) is repealed.

14 \* Sec. 3. Section 26, ch. 98, SLA 1985, page 59, line 18 (Power Cost  
15 Equalization - \$21,700,000) is repealed.

16 \* Sec. 4. The sum of \$200,000,000 is appropriated from the general fund  
17 to the Railbelt energy fund (AS 44.25.050) for the purpose of Railbelt  
18 energy development.

19 \* Sec. 5. The sum of \$50,000,000 is appropriated from the general fund  
20 to the power development fund (AS 44.83.382) for the purpose of financing  
21 the Bradley Lake hydroelectric project.

22 \* Sec. 6. The sum of \$21,700,000 is appropriated from the general fund  
23 to the power cost equalization fund (AS 44.83.162) for the purpose of  
24 providing power cost equalization assistance to utilities.

25 \* Sec. 7. AS 44.83.165 is amended to read:

26 Sec. 44.83.165. [CONTINUING] APPROPRIATION FOR POWER COST EQUAL-  
27 IZATION. The sum of \$16,300,000 is appropriated on July 1, 1984, [AND  
28 THE SUM OF \$21,700,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSEQUENT  
29 FISCAL YEAR] from the general fund to the power cost equalization fund

1 (AS 44.83.162).

2 \* Sec. 8. AS 44.83.410 is amended to read:

3 Sec. 44.83.410. [CONTINUING] APPROPRIATION FOR RAILBELT ENERGY  
4 DEVELOPMENT [SUSITNA RIVER HYDROELECTRIC PROJECT]. The sum of  
5 \$100,000,000 is appropriated on July 1, 1984, [AND THE SUM OF  
6 \$200,000,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSEQUENT FISCAL YEAR]  
7 from the general fund to the authority for deposit in the power devel-  
8 opment fund (AS 44.83.382) for the purpose of Railbelt energy develop-  
9 ment [EQUITY INVESTMENT IN, AND RATE STABILIZATION FOR, THE SUSITNA  
10 RIVER HYDROELECTRIC PROJECT].

11 \* Sec. 9. AS 44.83.420 is amended to read:

12 Sec. 44.83.420. [CONTINUING] APPROPRIATION FOR BRADLEY LAKE  
13 HYDROELECTRIC PROJECT. The sum of \$50,000,000 is appropriated on  
14 July 1, 1984, [OF EACH FISCAL YEAR] from the general fund to the  
15 authority for deposit in the power development fund (AS 44.83.382) for  
16 the purpose of financing [EQUITY INVESTMENT IN, AND RATE STABILIZA-  
17 TION FOR,] the Bradley Lake hydroelectric project.

18 \* Sec. 10. The unexpended, unobligated, and unencumbered balance of the  
19 appropriation in sec. 8 of this Act is repealed and reappropriated to the  
20 Railbelt energy fund (AS 44.25.050).

21 \* Sec. 11. Obligations, encumbrances, and expenditures incurred against  
22 appropriations repealed or amended in secs. 1 - 3 and 7 - 9 of this Act are  
23 considered obligations, encumbrances, and expenditures of the appropria-  
24 tions enacted in secs. 4 - 6 of this Act. The appropriations enacted in  
25 secs. 4 - 6 and 10 of this Act do not appropriate any more money than was  
26 previously appropriated by the appropriations amended or repealed in secs.  
27 1 - 3 and 7 - 9 of this Act.

28 \* Sec. 12. The unexpended, unobligated and unencumbered balance of the  
29 appropriation made by sec. 1, ch. 76, SLA 1979 (Office of the Governor for  
CSSB 338(Fin)

1 Susitna studies - \$8,178,000) is repealed and reappropriated to the  
2 Railbelt energy fund (AS 44.25.050).

3 \* Sec. 13. The unexpended, unobligated and unencumbered balance of the  
4 appropriation made by sec. 286, ch. 50, SLA 1980, page 67, line 6 (Power  
5 project fund, feasibility analysis, Upper Susitna - \$7,000,000) is repealed  
6 and reappropriated to the Railbelt energy fund (AS 44.25.050).

7 \* Sec. 14. Section 6, ch. 90, SLA 1981, as amended by sec. 83, ch. 141,  
8 SLA 1982, sec. 94, ch. 106, SLA 1983, and sec. 193, ch. 105, SLA 1985 is  
9 amended to read:

10 Sec. 6. The sum of \$12,713,200 [\$30,813,200] is appropriated  
11 from the general fund to the Alaska Power Authority for feasibility  
12 studies, preconstruction design, and engineering, to be allocated to  
13 the following proposed projects:

Project	Amount
(1) Black Bear Lake	\$ 1,400,000
(2) Chester Lake	1,000,000
(3) Chakachamna Lake	997,600
(4) Grant Lake	1,000,000
(5) Bethel regional study/Kisaralik	1,000,000
(6) Power Creek	392,200
(7) Susitna	[18,100,000]
(8) Tazimina Lake	2,000,000
(9) West Creek	1,000,000
(10) Rural community feasibility studies: Akhiok, Akutan, Ambler, Angcon, Atka, Chignik, Chignik Lagoon, Chignik Lake, Chuathbaluk, Cold Bay, Elim, False Pass, Goodnews Bay, Grayling, Gustavus, Ivanoff Bay, Kaltag, Karluk, Kiana, King Cove, Larsen Bay,	



Cramer ✓  
3/28/86

Original sponsor: Sturgulewski

Funding Information

General Fund	\$271,700,000
Other Funds	- 271,700,000
	<u>          - 0 -</u>

1 IN THE SENATE

BY THE FINANCE COMMITTEE

2 CS FOR SENATE BILL NO. 338 (Finance)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making, amending, and repealing appropri-  
7 ations for energy programs; and providing for an  
8 effective date."

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

10 \* Section 1. Section 3, ch. 96, SLA 1985, page 8, line 17 (Susitna  
11 Hydroelectric Project Financing - \$200,000,000) is repealed.

12 \* Sec. 2. Section 3, ch. 96, SLA 1985, page 9, line 5 (Bradley Lake  
13 Hydroelectric Financing - \$50,000,000) is repealed.

14 \* Sec. 3. Section 26, ch. 98, SLA 1985, page 59, line 18 (Power Cost  
15 Equalization - \$21,700,000) is repealed.

16 \* Sec. 4. The sum of \$200,000,000 is appropriated from the general fund  
17 to the Railbelt energy fund (AS 44.25.050) for the purpose of Railbelt  
18 energy development.

19 \* Sec. 5. The sum of \$50,000,000 is appropriated from the general fund  
20 to the power development fund (AS 44.83.382) for the purpose of financing  
21 the Bradley Lake hydroelectric project.

22 \* Sec. 6. The sum of \$21,700,000 is appropriated from the general fund  
23 to the power cost equalization fund (AS 44.83.162) for the purpose of  
24 providing power cost equalization assistance to utilities.

25 \* Sec. 7. AS 44.83.165 is amended to read:

26 Sec. 44.83.165. [CONTINUING] APPROPRIATION FOR POWER COST EQUAL-  
27 IZATION. The sum of \$16,300,000 is appropriated on July 1, 1984, [AND  
28 THE SUM OF \$21,700,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSEQUENT  
29 FISCAL YEAR] from the general fund to the power cost equalization fund

1 (AS 44.83.162).

2 \* Sec. 8. AS 44.83.410 is amended to read:

3 Sec. 44.83.410. [CONTINUING] APPROPRIATION FOR RAILBELT ENERGY  
4 DEVELOPMENT [SUSITNA RIVER HYDROELECTRIC PROJECT]. The sum of  
5 \$100,000,000 is appropriated on July 1, 1984, [AND THE SUM OF  
6 \$200,000,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSEQUENT FISCAL YEAR]  
7 from the general fund to the authority for deposit in the power devel-  
8 opment fund (AS 44.83.382) for the purpose of Railbelt energy develop-  
9 ment [EQUITY INVESTMENT IN, AND RATE STABILIZATION FOR, THE SUSITNA  
10 RIVER HYDROELECTRIC PROJECT].

11 \* Sec. 9. AS 44.83.420 is amended to read:

12 Sec. 44.83.420. [CONTINUING] APPROPRIATION FOR BRADLEY LAKE  
13 HYDROELECTRIC PROJECT. The sum of \$50,000,000 is appropriated on  
14 July 1, 1984, [OF EACH FISCAL YEAR] from the general fund to the  
15 authority for deposit in the power development fund (AS 44.83.382) for  
16 the purpose of financing [EQUITY INVESTMENT IN, AND RATE STABILIZA-  
17 TION FOR,] the Bradley Lake hydroelectric project.

18 \* Sec. 10. The unexpended, unobligated, and unencumbered balance of the  
19 appropriation in sec. 8 of this Act is repealed and reappropriated to the  
20 Railbelt energy fund (AS 44.25.050).

21 \* Sec. 11. Obligations, encumbrances, and expenditures incurred against  
22 appropriations repealed or amended in secs. 1 - 3 and 7 - 9 of this Act are  
23 considered obligations, encumbrances, and expenditures of the appropria-  
24 tions enacted in secs. 4 - 6 of this Act. The appropriations enacted in  
25 secs. 4 - 6 and 10 of this Act do not appropriate any more money than was  
26 previously appropriated by the appropriations amended or repealed in secs.-  
27 1 - 3 and 7 - 9 of this Act.

28 \* Sec. 12. The appropriations in secs. 4, 5, and 10 of this Act are for  
29 capital projects, and lapse in accordance with AS 37.25.020.

1 \* Sec. 13. Sections 1 - 3 and 5 - 9 of this Act are retroactive to  
2 July 1, 1985.

3 \* Sec. 14. This Act takes effect on the effective date of an Act creat-  
4 ing the Railbelt energy fund.  
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Original sponsor: Rules/governor

Funding Information

General Fund	\$271,700,000
Other Funds	<u>(271,700,000)</u>
	-0-

1 IN THE HOUSE

BY THE HOUSE SPECIAL  
COMMITTEE ON STATE LOANS

2 CS FOR HOUSE BILL NO. 477 (Loans)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making, amending, and repealing appropria-  
7 tions for energy programs; and providing for an  
8 effective date."

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

10 \* Section 1. Section 3, ch. 96, SLA 1985, page 8, line 17 (Susitna  
11 Hydroelectric Project Financing - \$200,000,000) is repealed.

12 \* Sec. 2. Section 3, ch. 96, SLA 1985, page 9, line 5 (Bradley Lake  
13 Hydroelectric Financing - \$50,000,000) is repealed.

14 \* Sec. 3. Section 26, ch. 98, SLA 1985, page 59, line 18 (Power Cost  
15 Equalization - \$21,700,000) is repealed.

16 \* Sec. 4. The sum of \$200,000,000 is appropriated from the general fund  
17 to the Railbelt energy fund (AS 44.25.050) for the purpose of Railbelt  
18 energy development.

19 \* Sec. 5. The sum of \$50,000,000 is appropriated from the general fund  
20 to the power development fund (AS 44.83.382) for the purpose of financing  
21 the Bradley Lake hydroelectric project.

22 \* Sec. 6. The sum of \$21,700,000 is appropriated from the general fund  
23 to the power cost equalization fund (AS 44.83.162) for the purpose of  
24 providing power cost equalization assistance to utilities.

25 \* Sec. 7. AS 44.83.165 is amended to read:

26 Sec. 44.83.165. [CONTINUING] APPROPRIATION FOR POWER COST EQUAL-  
27 IZATION. The sum of \$16,300,000 is appropriated on July 1, 1984, [AND  
28 THE SUM OF \$21,700,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSEQUENT  
29 FISCAL YEAR] from the general fund to the power cost equalization fund

1 (AS 44.83.162).

2 \* Sec. 8. AS 44.83.410 is amended to read:

3 Sec. 44.83.410. [CONTINUING] APPROPRIATION FOR RAILBELT ENERGY  
4 DEVELOPMENT [SUSITNA RIVER HYDROELECTRIC PROJECT]. The sum of  
5 \$100,000,000 is appropriated on July 1, 1984, [AND THE SUM OF  
6 \$200,000,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSEQUENT FISCAL YEAR]  
7 from the general fund to the authority for deposit in the power devel-  
8 opment fund (AS 44.83.382) for the purpose of Railbelt energy develop-  
9 ment [EQUITY INVESTMENT IN, AND RATE STABILIZATION FOR, THE SUSITNA  
10 RIVER HYDROELECTRIC PROJECT].

11 \* Sec. 9. AS 44.83.420 is amended to read:

12 Sec. 44.83.420. [CONTINUING] APPROPRIATION FOR BRADLEY LAKE  
13 HYDROELECTRIC PROJECT. The sum of \$50,000,000 is appropriated on  
14 July 1, 1984, [OF EACH FISCAL YEAR] from the general fund to the  
15 authority for deposit in the power development fund (AS 44.83.382) for  
16 the purpose of financing [EQUITY INVESTMENT IN, AND RATE STABILIZA-  
17 TION FOR,] the Bradley Lake hydroelectric project.

18 X  
19 \* Sec. 10. The unexpended, unobligated, and unencumbered balance of the  
20 appropriation in sec. 8 of this Act is repealed and reappropriated to the  
21 Railbelt energy fund (AS 44.25.050).

22 \* Sec. 11. Obligations, encumbrances, and expenditures incurred against  
23 appropriations repealed or amended in secs. 1 - 3 and 7 - 9 of this Act are  
24 considered obligations, encumbrances, and expenditures of the appropria-  
25 tions enacted in secs. 4 - 6 of this Act. The appropriations enacted in  
26 secs. 4 - 6 and 10 of this Act do not appropriate any more money than was  
27 previously appropriated by the appropriations amended or repealed in secs.-  
28 1 - 3 and 7 - 9 of this Act.

29 \* Sec. 12. The appropriations in secs. 4, 5, and 10 of this Act are for  
capital projects, and lapse in accordance with AS 37.25.020.

1       \* Sec. 13. Sections 1 - 3 and 5 - 9 of this Act are retroactive to  
2 July 1, 1985.

3       \* Sec. 14. This Act takes effect on the effective date of an Act creat-  
4 ing the Railbelt energy fund.  
5

Introduced: 1/13/86  
Referred: Resources and Finance

Funding Information  
General Fund \$271,700,000  
Other Funds -0-  
\$271,700,000

1 IN THE SENATE BY STURGULEWSKI  
2 SENATE BILL NO. 338  
3 IN THE LEGISLATURE OF THE STATE OF ALASKA  
4 FOURTEENTH LEGISLATURE - SECOND SESSION  
5 A BILL  
6 For an Act entitled: "An Act repealing appropriations and reappropriating  
7 money; and providing for an effective date."  
8 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF ALASKA:  
9 \* Section 1. Section 3, ch. 96, SLA 1985, page 8, line 17 (Susitna  
10 Hydroelectric Project Financing - \$200,000,000) is repealed.  
11 \* Sec. 2. Section 3, ch. 96, SLA 1985, page 9, line 5 (Bradley Lake  
12 Hydroelectric Financing - \$50,000,000) is repealed.  
13 \* Sec. 3. Section 26, ch. 98, SLA 1985, page 59, line 18 (Power Cost  
14 Equalization - \$21,700,000) is repealed.  
15 \* Sec. 4. The sum of \$200,000,000 is appropriated from the general fund  
16 to the power development fund (AS 44.83.382) for the purpose of equity  
17 investment in, and rate stabilization for, the Susitna River hydroelectric  
18 project.  
19 \* Sec. 5. The sum of \$50,000,000 is appropriated from the general fund  
20 to the power development fund (AS 44.83.382) for the purpose of equity  
21 investment in, and rate stabilization for, the Bradley Lake hydroelectric  
22 project.  
23 \* Sec. 6. The sum of \$21,700,000 is appropriated from the general fund  
24 to the power cost equalization fund (AS 44.83.162) for the purpose of  
25 providing power cost equalization assistance to utilities.  
26 \* Sec. 7. This Act takes effect immediately in accordance with AS 01.-  
27 10.070(c).

Offered: 2/24/86  
Referred: Finance

Original sponsor: Sturgulewski

Funding Information

General Fund \$271,700,000  
Other Funds - 271,700,000  
- 0 -

1 IN THE SENATE

BY THE RESOURCES COMMITTEE

2

CS FOR SENATE BILL NO. 338 (Resources)

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FOURTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act making, amending, and repealing appropriations for the Alaska Power Authority for Railbelt energy development, Bradley Lake hydroelectric project, and the power cost equalization fund; and providing for an effective date."

7

8

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

9

\* Section 1. Section 3, ch. 96, SLA 1985, page 8, line 17 (Susitna Hydroelectric Project Financing - \$200,000,000) is repealed.

10

\* Sec. 2. Section 3, ch. 96, SLA 1985, page 9, line 5 (Bradley Lake Hydroelectric Financing - \$50,000,000) is repealed.

11

\* Sec. 3. Section 26, ch. 98, SLA 1985, page 59, line 18 (Power Cost Equalization - \$21,700,000) is repealed.

12

\* Sec. 4. The sum of \$200,000,000 is appropriated from the general fund to the power development fund (AS 44.83.382) for the purpose of Railbelt energy development.

13

\* Sec. 5. The sum of \$50,000,000 is appropriated from the general fund to the power development fund (AS 44.83.382) for the purpose of equity investment in, and rate stabilization for, the Bradley Lake hydroelectric project.

14

\* Sec. 6. The sum of \$21,700,000 is appropriated from the general fund to the power cost equalization fund (AS 44.83.162) for the purpose of providing power cost equalization assistance to utilities.

15

\* Sec. 7. AS 44.83.165 is amended to read:

16

Sec. 44.83.165. [CONTINUING] APPROPRIATION FOR POWER COST

1       EQUALIZATION. The sum of \$16,300,000 is appropriated on July 1, 1984,  
2       [AND THE SUM OF \$21,700,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSE-  
3       QUENT FISCAL YEAR] from the general fund to the power cost equaliza-  
4       tion fund (AS 44.83.162).

5       \* Sec. 8. AS 44.83.410 is amended to read:

6           Sec. 44.83.410. [CONTINUING] APPROPRIATION FOR RAILBELT ENERGY  
7       DEVELOPMENT [SUSITNA RIVER HYDROELECTRIC PROJECT]. The s.m of  
8       \$100,000,000 is appropriated on July 1, 1984, [AND THE SUM OF  
9       \$200,000,000 IS APPROPRIATED ON JULY 1 OF EACH SUBSEQUENT FISCAL YEAR]  
10       from the general fund to the authority for deposit in the power  
11       development fund (AS 44.83.382) for the purpose of Railbelt energy  
12       development [EQUITY INVESTMENT IN, AND RATE STABILIZATION FOR, THE  
13       SUSITNA RIVER HYDROELECTRIC PROJECT].

14       \* Sec. 9. AS 44.83.420 is amended to read:

15           Sec. 44.83.420. [CONTINUING] APPROPRIATION FOR BRADLEY LAKE  
16       HYDROELECTRIC PROJECT. The sum of \$50,000,000 is appropriated on  
17       July 1, 1984, [OF EACH FISCAL YEAR] from the general fund to the  
18       authority for deposit in the power development fund (AS 44.83.382) for  
19       the purpose of equity investment in, and rate stabilization for, the  
20       Bradley Lake hydroelectric project.

21       \* Sec. 10. Obligations, encumbrances, and expenditures incurred against  
22       appropriations repealed or amended in this Act are considered obligations,  
23       encumbrances, and expenditures of the appropriations enacted in secs. 4 - 6  
24       of this Act. The appropriations enacted in secs. 4 - 6 of this Act do not  
25       appropriate any more money than was previously appropriated by the appro-  
26       priations amended or repealed in secs. 1 - 3 and 7 - 9 of this Act.

27       \* Sec. 11. The appropriations in secs. 4 and 5 of this Act are for  
28       capital projects, and lapse in accordance with AS 37.25.020.

29       \* Sec. 12. Sections 1 - 9 of this Act are retroactive to July 1, 1985.

1 \* Sec. 13. This Act takes effect immediately in accordance with AS 01.-  
2 10.070(c).

# COMMITTEE REPORT

## SENATE

FURTHER:

FINANCE

1/13/86

Date

2/21/86

Mr. President

The Committee on RESOURCES considered SB 300  
repealing appropriations and reappropriating money; efd.

and (a majority of the committee) (~~the committee~~) reports it back with the following recommendations:

do pass

do pass with attached amendment(s)

replace with/or adopt CS for SB 338 (Res)  
 new title

~~same title and recommends~~

and attached a "LETTER OF INTENT"

NEW FISCAL NOTE

reports it back without recommendation

recommends referral to \_\_\_\_\_ Committee

MEMBERS SIGNING  
DO PASS

MEMBERS HAVING  
OTHER RECOMMENDATIONS

Rich Halford  
William P. ...  
...  
...

V. Fischer - with  
letter of intent  
protecting the  
capital of the  
Railbelt Fund.

Allen Stupulski  
Chairman

Do Pass  
Chairman recommendation