

**HJR**

**20**

**HFIN**

**FILE**



# FISCAL NOTE

STATE OF ALASKA  
2004 LEGISLATIVE SESSION

Fiscal Note Number: \_\_\_\_\_  
Bill Version: CS HJR20(JUD)  
( ) Publish Date: \_\_\_\_\_

Revision Date/Time (Note if correction): \_\_\_\_\_ Dept. Affected: OOG  
Title Constitutional amendment relating to repealing RDU Elections  
the prohibition on dedicated funds. Component Elections  
Sponsor Representatives Masek, Wilson  
Requestor House Finance Component No. 21

**Expenditures/Revenues (Thousands of Dollars)**

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Personal Services						
Travel						
Contractual	1.5					
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
<b>TOTAL OPERATING</b>	<b>1.5</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

<b>CAPITAL EXPENDITURES</b>						
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<b>CHANGE IN REVENUES ( )</b>						
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**FUND SOURCE (Thousands of Dollars)**

FUND SOURCE	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
1002 Federal Receipts						
1003 GF Match						
1004 GF	1.5					
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
<b>TOTAL</b>	<b>1.5</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>	<b>0.0</b>

Estimate of any current year (FY2004) cost: 0.0  
Mark this box (X) if funding for this bill is included in the Governor's FY 2005 budget proposal:

**POSITIONS**

POSITIONS	FY 2005	FY 2006	FY 2007	FY 2008	FY 2009	FY 2010
Full-time						
Part-time						
Temporary						

**ANALYSIS:** *(Attach a separate page if necessary)*  
This figure includes the cost of providing information about this issue in the Official Election Pamphlet, as required by AS 15.58. If this measure requires the printing of an 8-1/2 by 18 inch ballot, the cost will increase by \$22.0.

Prepared by: Leonard G. Jones Phone 465-3051  
Division: Division of Elections Date/Time 2/12/04 3:23 PM  
Approved by: Laura A. Glaiser, Director Date 2/12/2004  
Agency: Office of the Lt. Governor, Division of Elections

R/O

2.25.03

23-LS0889\1

CS FOR HOUSE JOINT RESOLUTION NO. 20(JUD)  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
TWENTY-THIRD LEGISLATURE - FIRST SESSION

BY THE HOUSE JUDICIARY COMMITTEE

Offered: 5/9/03  
Referred: Finance

Sponsor(s): REPRESENTATIVES MASEK, Wilson

A RESOLUTION

1 Proposing amendme... o the Constitution of the State of Alaska creating a highway  
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  
5 readopted to read:

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

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

13 Section 18. Highway Fund. (a) The revenue received after December 1, 2004,  
14 from State taxes on fuel used for the propulsion of motor vehicles designed for and  
15 ordinarily used on highways or roads, less refunds, credits, and the costs of collection of  
16 those taxes ns provided by law, shall be placed in a highway fund. The legislature shall

1           appropriate money from the highway fund only for maintenance of roads and highways.

2                   (b) The legislature shall provide by law for the management and investment of the  
3           highway fund balance. The income earned from the management and investment of the  
4           highway fund shall be deposited into the fund.

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

# Alaska State Legislature

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Resources  
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During Interim: (June-Dec)  
Mat-Su LIO  
600 E. Railroad Ave.  
Wasilla, AK 99654  
(907) 376-2679  
Fax: 373-4745

During Session: (Jan-May)  
State Capitol, Room 403  
Juneau, AK 99801-1182  
(907) 465-2679  
Fax: 465-4822  
1-800-505-2678

## Representative Beverly Masek

### SPONSOR STATEMENT

HJR-20 (JUD)

### DEDICATED FUEL TAX

HJR 20 (JUD) would add a new section 18 to Article IX of the Constitution.

Specifically, if passed by the legislature and adopted at the November 2004 general election, a dedicated fund would be established requiring all taxes generated through the sale of motor fuels to be placed in it for the express purpose of maintaining Alaska's roads and highways.

Alaska's constitution prohibits dedicated funds except for the Permanent Fund, Constitutional Budget Reserve, and for dedicated funds in existence prior to statehood.

Amending Alaska's constitution should not be taken lightly. However, as our state revenues continue their decline, I believe Alaskans would be more amenable to contributing to the effort to maintain our road and highway infrastructure if they had assurances the motor fuel taxes levied were utilized for that express purpose.

Motor fuels taxes in all states are dedicated in some fashion for road and highway maintenance. Currently, in Alaska, motor fuels taxes are deposited in a special highway fuel tax account within the general fund allowing them to be appropriated for any budget expense.