

Leg. Finance-House & Senate Finance Comte Files (1991-1992) 829

1 tests, or counsels other persons in relation to human health or disease and uses the letters "M.D."
2 or the title "doctor" or "physician" or another title that tends to show that the person is willing
3 or qualified to diagnose, treat, test, or counsel another person, shall clarify the letters or title by
4 adding the appropriate specialist designation, if any, such as "dermatologist", "radiologist",
5 "audiologist", "naturopath", or the like.

6 * Sec. 4. AS 08.03.010(c) is amended by adding a new paragraph to read:

7 (25) Board of Marital and Family Therapy (AS 08.63.010) -- June 30, 1994.

8 * Sec. 5. AS 44.62.330(a) is amended by adding a new paragraph to read:

9 (57) Board of Marital and Family Therapy (AS 08.63.010).

10 * Sec. 6. AS 47.17.290(13) is amended to read:

11 (13) "practitioner of the healing arts" includes chiropractors, mental health
12 counselors, dental hygienists, dentists, health aides, nurses, nurse practitioners, occupational
13 therapists, occupational therapy assistants, optometrists, osteopaths, naturopaths, physical thera-
14 pists, physical therapy assistants, physicians, physician's assistants, psychiatrists, psychologists,
15 psychological associates, audiologists licensed under AS 08.11, hearing aid dealers licensed under
16 AS 08.55, marital and family therapists licensed under AS 08.63, religious healing
17 practitioners, acupuncturists, and surgeons;

18 * Sec. 7. AS 47.24.010(a) is amended to read:

19 (a) The following persons who, in the performance of their professional duties, have
20 reasonable cause to believe that an elderly person has suffered harm shall, not later than 24 hours
21 after first having cause for the belief, report the harm to the Department of Health and Social
22 Services:

23 (1) a physician or other licensed health care provider;

24 (2) a mental health professional as defined in AS 47.30.915(11) and including
25 a marital and family therapist licensed under AS 08.63;

26 (3) a pharmacist;

27 (4) an administrator of a nursing home, residential care or health care facility;

28 (5) a guardian or conservator;

29 (6) a police officer;

30 (7) a village public safety officer;

31 (8) a village health aide;

- 1 (9) a social worker;
 2 (10) a member of the clergy;
 3 (11) a staff employee of a project funded by the Older Alaskans Commission;
 4 (12) an employee of a homemaker program or home health aide program;
 5 (13) an emergency medical technician or a paramedic in the mobile intensive care
 6 program.

7 * Sec. 8. AS 47.24.110(a) is amended to read:

8 (a) The following persons who, in the performance of their professional duties, have
 9 reasonable cause to believe that a disabled adult is a victim of assault under AS 11.41.200 -
 10 11.41.230 or sexual assault under AS 11.41.410 - 11.41.420, and that the disabled adult is unable
 11 to report the crime, shall promptly report the crime to the nearest law enforcement agency:

- 12 (1) a physician or other licensed health care provider;
 13 (2) a mental health professional as defined in AS 47.30.915 and including a
 14 marital and family therapist licensed under AS 08.63;
 15 (3) a pharmacist;
 16 (4) an administrator or employee of a nursing home, residential care, or health
 17 care facility;
 18 (5) a caretaker of the disabled adult;
 19 (6) a guardian or conservator of the disabled adult;
 20 (7) a police officer as defined in AS 18.65.290;
 21 (8) a village public safety officer;
 22 (9) a village health aide;
 23 (10) a social worker;
 24 (11) a member o. the clergy;
 25 (12) a staff employee of a program or project serving disabled adults;
 26 (13) a licensed foster care provider;
 27 (14) a paid employee of a domestic violence and sexual assault program or a
 28 crisis intervention and prevention program as defined in AS 18.66.900;
 29 (15) an employee of a homemaker program or home health aide program;
 30 (16) an emergency medical technician or paramedic in the mobile intensive care
 31 program.

1 * Sec. 9. Alaska Rule of Evidence 504(a) is amended to read:

2 (a) DEFINITIONS. As used in this rule:

3 (1) A patient is a person who consults or is examined or interviewed by a
4 physician or psychotherapist.

5 (2) A physician is a person authorized to practice medicine in any state or nation,
6 or reasonably believed by the patient so to be.

7 (3) A psychotherapist is (A) a person authorized to practice medicine in any state
8 or nation, or reasonably believed by the patient so to be, while engaged in the diagnosis or
9 treatment of a mental or emotional condition, including alcohol or drug addiction, [OR] (B) a
10 person licensed or certified as a psychologist or psychological examiner under the laws of any
11 state or nation or reasonably believed by the patient to so be, while similarly engaged, or (C) a
12 person licensed as a marital or family therapist under the laws of a state or nation or
13 reasonably believed by the patient to so be, while similarly engaged.

14 (4) A communication is confidential if not intended to be disclosed to third
15 persons other than those present to further the interest of the patient in the consultation,
16 examination, or interview, or persons reasonably necessary for the transmission of the
17 communication, or persons who are participating in the diagnosis and treatment under the
18 direction of the physician or psychotherapist, including members of the patient's family.

19 * Sec. 10. INITIAL APPOINTMENTS. (a) In making the initial appointments of professional
20 members to the Board of Marital and Family Therapy, the governor shall consider a person licensed for
21 the purpose of AS 08.63.010, added by sec. 1 of this Act, if the person would be entitled to a license
22 under sec. 11 of this Act. The Board of Marital and Family Therapy shall issue a license to practice
23 marital and family therapy to the professional members appointed under this section.

24 (b) A license issued under this section is subject to the same renewal requirements as a license
25 issued under AS 08.63.100, added by sec. 1 of this Act.

26 (c) The initial appointments to the board shall be staggered as provided in AS 39.05.055.

27 * Sec. 11. TRANSITIONAL LICENSING. (a) Notwithstanding AS 08.63.100, added by sec. 1 of
28 this Act, the Board of Marital and Family Therapy shall issue a license to practice marital and family
29 therapy to a person who

30 (1) applies for a license before July 1, 1992;

31 (2) satisfies the requirements of AS 08.63.100(a)(1) - (3)(A), added by sec. 1 of this Act;

1 (3) holds a master's or doctorate degree from an accredited educational institution either
2 in

3 (A) marital and family therapy or another mental health field; or

4 (B) an appropriate course of study approved by the board; and

5 (4) has practiced marital and family therapy in the state for at least two years preceding
6 application.

7 (b) A license under this section is subject to the same renewal requirements as a license issued
8 under AS 08.63.100, added by sec. 1 of this Act.

9 (c) The Board of Marital and Family Therapy shall liberally construe the requirements of (a) of
10 this section for the purposes of licensing as a marital and family therapy professional every person who
11 merits licensing by virtue of the person's education, training, and experience in the field of marital and
12 family therapy.

Alaska State Legislature

3111 C Street, Suite 150
Anchorage, Alaska 99503
(907) 561-2038



During Session:
P.O. Box V
Juneau, Alaska 99811
(907) 465-4993

Senator Drue Pearce
District G

MEMORANDUM

TO: Senator Pat Pourchot, Co-Chair
Senate Finance Committee

FROM: Senator Drue Pearce *Drue Pearce*

DATE: April 11, 1991

RE: CSSB 40 (HESS), Practice of Marital and Family Therapy

CSSB 40 (HESS) would establish a five-member Board of Marital and Family Therapy to establish examination, training and education requirements for entry into the profession, and to issue licenses to qualified individuals. The Division of Occupational Licensing estimates that there are 40 practitioners who would qualify for licensure.

A family or couple who are referred for therapy are often in crisis and maybe extremely vulnerable to a therapist's guidance and influence. If not properly trained, a therapist could be a threat to at-risk individuals. Passage of this bill would be a step toward quality assurance for the public.

This bill will protect the public by providing standards and regulation for those who wish to become licensed marital and family therapy practitioners in the state.

If CSSB 40 (HESS) does not pass this session, the clients presently served by these practitioners will no longer qualify for public assistance reimbursement due to changes in the Medicaid regulations that require licensed providers.

It is important that CSSB 40 (HESS) be passed this session.

Thank you.

DP:tej

Amendments in your packet

From Senator Pearce
4/11/91
CSSB 40 (HESS)
Senate Finance

With Amendment #3 and #4 the paragraph, Page 2, line 28, will read:

(B) holds a master's degree or doctorate in marital and family therapy, or allied mental health field from a regionally accredited educational institution approved by the board for which the person completed a course of study that included instruction substantially equivalent to the following: . . .

With Amendment #3 and #4 the paragraph, Page 3, line 21, will read:

(b) Under regulations adopted by the board, a person who holds a master's or doctorate degree in marital and family therapy, or allied mental health field from a regionally accredited educational institution approved by the board, but whose course of study did not include all the courses . . .

A M E M D M E N T

#1

OFFERED IN THE SENATE FINANCE COMMITTEE

BY SENATOR PEARCE

4/11/91

TO: CSSB 40 (HESS)

Page 2, following line 11, Insert a new paragraph to read:

"(6) ensure that licensees are aware of the requirements of AS 47.17.020;"

Renumber accordingly.

A M E M D M E N T

#2

OFFERED IN THE SENATE FINANCE COMMITTEE

BY SENATOR PEARCE
4/11/91

TO: CSSB 40 (HESS)

Page 3, line 19, DELETE

"and"

Page 3, line 20, Insert a new subparagraph to read:

"(D) has received training related to domestic violence; and"

Reletter accordingly.

A M E M D M E N T

#3

OFFERED IN THE SENATE FINANCE COMMITTEE

BY SENATOR PEARCE

4/11/91

TO: CSSB 40 (HESS)

Page 2, line 29, DELETE the words

"another mental health field, or the equivalent,"

Page 2, line 29, Insert before the word "from"

"or allied mental health field"

Page 3, line 22, DELETE after the word "therapy,"

"another mental health field, or its equivalent,"

Page 3, line 22, Insert after the word "therapy,"

"or allied mental health field"

4/11/91

Alaska State Legislature

3111 C Street, Suite 150
Anchorage, Alaska 99503
(907) 561-2038



During Session:
P.O. Box V
Juneau, Alaska 99811
(907) 465-4993

Senator Drue Pearce
District G

MEMORANDUM

TO: Senator Pat Pourchot, Co-Chair
Senate Finance Committee

FROM: Senator Drue Pearce *Drue Pearce*

DATE: March 27, 1991

RE: Requesting hearing for SB 40, Marital and Family
Therapists Regulation

Please consider scheduling CSSB 40 (HESS), An Act regulating the practice of marital and family therapy; amending Alaska Rule of Evidence 504(a)(3), for a hearing as soon as possible.

CSSB 40 (HESS) establishes a five-member Board of Marital and Family Therapy to establish examination, training and education requirements for entry into the profession, and to issue licenses to qualified individuals. By providing these standards the public would be protected.

If CSSB 40 (HESS) does not become law this year, a disruption of services will occur for the clients of Alaskan marital and family therapists. These clients will no longer qualify for public assistance reimbursement due to changes in the Medicaid regulations that require licensed providers. It is important that CSSB 40 (HESS) be passed this session.

Please call me or Tally Johnson of my staff, if you have any questions.

DP:tej

Attachment

4/11/91

American Association for Marriage and Family Therapy

April 9, 1991

Senator Drue Pearce
Alaska State Legislature
State Capitol
Juneau, AK 99811

Dear Senator Pearce:

The American Association for Marriage and Family Therapy (AAMFT) is pleased to endorse S.B. 40, to provide for the regulation of marriage and family therapists in the state of Alaska. In enacting this legislation, Alaska will be consistent with the current trend across the United States to regulate this profession. In the last five years the number of states which enacted such regulation has doubled--going from 11 to 22. Further, it is anticipated that between 3 and 5 states may enact legislation similar to that in S.B. 40 in 1991. AAMFT appreciates and respects your leadership in this area.

As we discussed with one of your staff, Tally Johnson, we would recommend a slight wording change in Article 2, Section 08.63.100. Specifically, in Section (a), Subsection (3)(B), we would recommend that the language read, "holds a master's degree or doctorate in marital and family therapy from a regionally accredited educational institution approved by the board, or a master's or doctorate in a related field approved by the board for which the person completed a course of study that included instruction substantially equivalent to the following . . ." We believe that this language would be more consistent with language in statute in other states by requiring, minimally a master's degree, rather than "the equivalent" to a master's degree, which might be allowed by the current language.

Additionally, to be consistent in language throughout the bill, a change would also have to be made in Section (b). This language would then read, "Under regulations adopted by the board, a person who holds a master's or doctorate degree in marital and family therapy or a related field from a regionally accredited educational institution approved by the board, but whose course of study did not include all the courses or clinical practice requirements set out in (a)(3)(B) of this section may substitute post-degree courses or practice, as approved by the board, to satisfy the requirements of (a)(3)(B) of this section." This change would reflect the requirement of a minimum of a master's degree to qualify for regulation as a marriage and family

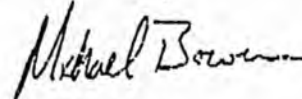
April 9, 1991
page 2

therapist, rather than "the equivalent of a master's degree," as might be construed from current language.

Further, we recommended one other change which might require comment. In the language above we added the word "regionally" to define what accredited educational institutions could issue degrees. This language is consistent with almost all state laws which regulate mental health professionals, and requires that the universities or colleges which grant the degrees to meet standards for educational processes, library holdings, etc. While this change would still allow for some "alternative" training, it would require the institutions which issue qualifying degrees to meet standards which have been deemed appropriate for graduate level training.

Again, AAMFT is pleased to endorse and support S.B. 40. We will be glad to provide further assistance as needed or appropriate. We appreciate the opportunity to provide these comments to you.

Sincerely,



Michael Bowers, M.A.
Associate Executive Director,
Professional Practice

ALASKA/TXTJMB

STATE OF ALASKA
1991 LEGISLATIVE SESSION

Version: SB 40
Publish Date: 2/27/91

Revision Date: _____ Department Affected: Commerce & Economic Dev.
Title: Regulating the practice of BRU: Occupational Licensing
marital and family therapy;... Component: Administration
Sponsor: Senator Pearce
Requestor: Senate HESS COMPONENT SERIAL NO.

0	3	5	6
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES	3.6	3.6	3.6	3.6	3.6	3.6
TRAVEL	19.7	16.5	11.6	11.6	11.6	11.6
CONTRACTUAL	10.7	10.7	10.7	10.7	10.7	10.7
SUPPLIES	1.0	1.0	1.0	1.0	1.0	1.0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	35.0	31.8	26.9	26.9	26.9	26.9

CAPITAL						
---------	--	--	--	--	--	--

REVENUE	24.0	0	24.0	0	24.0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	11.0	31.8	2.9	26.9	2.9	26.9
FEDERAL FUNDS						
OTHER GF/PR	24.0	0	24.0	0	24.0	0
TOTAL	35.0	31.8	26.9	26.9	26.9	26.9

POSITIONS:

FULL-TIME	0	0	0
PART-TIME	0	0	0
TEMPORARY	0	0	0

Changes in CS SB 40 (HESS) reflect NO FISCAL CHANGE from the original fiscal note. This fiscal note is appropriate.
21 MAR 91 MAE
date Comte Aide (initial)

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary.) SB 40 establishes a five-member Board of Marital and Family Therapy to establish examination, training and education requirements for entry into the profession, and to issue licenses to qualified individuals. Information on file indicates there are approximately 40 practitioners who would be affected by this legislation upon passage.

Prepared By: Jennifer Strickler, Admin. Officer Phone: 465-2144
Division: Occupational Licensing Date: March 4, 1991
Approved by Commissioner: Glenn A. Olds
Agency: Department of Commerce & Economic Development Date: 3-4-91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

CONTINUATION OF FISCAL NOTE ANALYSIS - SB 40

This fiscal note represents the cost of licensing marital and family therapists with a five-member board and an estimate of 40 practitioners who would seek and qualify for licensure. Costs of the program are projected based on the number of licensees and mandates in the bill. Therefore, costs associated with the marital and family therapy licensing program are projected as follows:

Personal Services: \$ 3.6

To provide administrative staff support.

Travel: \$ 19.7

In FY 92, this funding will provide for four face-to-face meetings, two in Anchorage and two in Juneau, assuming two members are from the Anchorage area, two from Juneau, one from Fairbanks; and three division staff (Director, Licensing Examiners, and Regulations Specialist) to attend each meeting.

In FY 93, funding provides for three board meetings and travel to administer the licensing examination in various locations throughout the State. (\$16.5)

In FY 94 forward, the licensing program will have been in operation for two years, and therefore, require fewer meetings to conduct its business. The number of board meetings is reduced to two meetings each year. This funding also provides for travel to administer the licensing examination in various locations. (\$11.6)

Constructual: \$ 10.7

This funding provides for printing, advertising, postage and communication costs.

Supplies: \$ 1.0

Funding will provide standard office supplies.

Grand Total: \$ 35.0

REVENUE:

The revenues are based on 40 practitioners paying a licensing fee of \$300 per year. Because licensing are issued on a biennial cycle, revenues are doubled every other year. As indicated, 40 practitioners will not support a licensing program with a five-member board unless licensees are willing to pay incredibly high annual licensing fees. As an alternative, the licensing program may have to be supplemented by general funds or fees from other licensing areas.

SB

447

HOUSE COMMITTEE REPORT

(11)

Date Referred: March 20, 1991

FURTHER REFERRALS:

Date of Committee Action: 3/20/91

The FINANCE Committee considered:

CS SSSB 41(FIN)

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41 (FINANCE)

APPROP: ROAD MAINTENANCE & OTHER PURPOSES

"An Act making supplemental appropriations to the Department of Transportation and Public Facilities for maintenance of class 3 roads and other purposes; amending certain appropriations; making appropriations; and providing for an effective date."

RECOMMENDATIONS:

be replaced with HCS SSSB 41 (FIN) the same title
 a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the _____ Committee

ADOPTS: _____ letter of Intent

ATTACHES NEW FISCAL NOTE(s): _____ (Dept)

APPROVES PREVIOUS: _____ (Dept/Date)

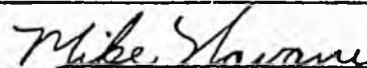
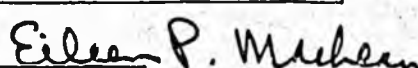
fiscal impact _____

fiscal note(s) _____

zero fiscal note _____

zero fiscal note(s) _____

	SIGNING <u>DO</u> PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
Maclean	Eileen P. Maclean					
Navarre	Mike Navarre					
Boyer	Mark Boyer	X				
Brown	Tony Brown	X				
Hippen	Robert Hippen	✓				
	Robert Hippen		Lorena Barnes		✓	
Sharp	Bob Sharp					
Larson	Ronald J. Larson	X	Rollie Phillips		✓	
Ulmer	G. Ulmer	✓				



 CHAIRMAN'S SIGNATURE
 NAVARRE Maclean

HOUSE CS FOR CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41 (FINANCE)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered:

Referred:

Funding Information:	General Fund	\$64,542,609
	Other Funds	<u>(3,699,200)</u>
		\$60,843,409

Sponsor(s): SENATORS KERTTULA, Sturgulewski, Menard

A BILL

FOR AN ACT ENTITLED

1 "An Act making supplemental appropriations to the Department of Transportation and
 2 Public Facilities for maintenance of class 3 roads and other purposes; amending certain
 3 appropriations; making appropriations; and providing for an effective date."

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

5 * Section 1. Section 35, ch. 209, SLA 1990, page 26, lines 10 - 15, is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
6				
7				
8	Assistance Payments	<u>108,427,700</u>	<u>64,888,200</u>	<u>43,539,500</u>
9		[100,280,800]	[59,345,600]	[40,935,800]
10	Aid to Families with	<u>78,570,700</u>		
11	Dependent Children	[72,208,700]		
12	General Relief	<u>1,350,400</u>		
13	Assistance	[800,400]		
14	Adult Public Assistance	<u>23,434,700</u>		

1 [22,486,400]
 2 Old Age Assistance-
 3 Alaska Longevity Bonus 4,321,900
 4 (ALB) - Hold Harmless
 5 Post Mortem 750,000
 6 Examinations [463,400]

7 * Sec. 2. (a) Section 35, ch. 209, SLA 1990, page 26, lines 18 - 19 is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
10 Medical Assistance		<u>196,243.100</u>	<u>93,475,500</u>	<u>102,767,600</u>
		[213,210,900]	[101,990,400]	[111,220,500]
12 Medicaid Non-Facility	<u>71,931,700</u>			
	[69,765,800]			

14 (b) Section 35, ch. 209, SLA 1990, page 26, line 23, to page 27, line 8, is amended to read:

	ALLOCATIONS
16 Medicaid-Facilities	<u>98,216,800</u>
	[115,212,000]
18 Indian Health Service	<u>11,066,900</u>
	[12,651,000]
20 Medicaid Permanent Fund	<u>1,800,000</u>
21 Dividend Hold Harmless	[1,007,800]
22 Alaska Longevity Bonus	<u>1,236,000</u>
23 Hold Harmless	[1,479,100]
24 General Relief Medical	<u>7,057,700</u>
	[7,672,300]
26 Medicaid State Programs	<u>4,934,000</u>
	[5,422,900]

28 * Sec. 3. (a) Section 35, ch. 209, SLA 1990, page 27, line 21, is amended to read:

	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
31 Purchased Services	<u>26,331.300</u>	<u>24,115,000</u>	<u>2,216.300</u>

1 [25,927,000] [23,860,700] [2,066,300]

2 (b) Section 35, ch. 209, SLA 1990, page 28, line 4, is amended to read:

3 ALLOCATIONS

4 Foster Care 11,610,400
5 [11,206,100]

6 * Sec. 4. Section 35, ch. 209, SLA 1990, page 28, lines 14 - 19, is amended to read:

7 APPROPRIATION GENERAL OTHER
8 ALLOCATIONS ITEMS FUND FUNDS

9 Youth Services 17,778,500 16,984,700
10 [17,393,300] [16,599,500] 793,800

11 McLaughlin Youth Center 7,151,900
12 (125 Positions) [6,997,700]

13 Fairbanks Youth Facility 2,571,000
14 (36 positions) [2,481,300]

15 Nome Youth Facility 981,500
16 (11 positions) [964,100]

17 Johnson Youth Center 919,500
18 (14 positions) [898,900]

19 Bethel Youth Facility 1,648,200
20 (22 positions) [1,544,900]

21 * Sec. 5. (a) Section 35, ch. 209, SLA 1990, page 28, line 21, is amended to read:

22 APPROPRIATION GENERAL OTHER
23 ITEMS FUND FUNDS

24 Maniilaq 3,910,800 3,825,200
25 [3,764,400] [3,678,800] 85,600

26 (b) Section 35, ch. 209, SLA 1990, page 29, line 7, is amended to read:

27 ALLOCATIONS

28 Maniilaq Senior Center 1,014,700
29 [868,300]

30 * Sec. 6. (a) Section 35, ch. 209, SLA 1990, page 33, line 22, is amended to read:

31 APPROPRIATION GENERAL OTHER

L

	ITEMS	FUND	FUNDS
1			
2	Institutions and	<u>27,792,400</u>	<u>23,347,300</u>
3	Administration	[27,232,400]	[22,787,300] 4,445,100

4 (b) Section 35, ch. 209, SLA 1990, page 34, line 17, is amended to read:

5 ALLOCATIONS

6	Alaska Psychiatric Institute	<u>15,262,100</u>
7	(304 positions)	[14,702,100]

8 * Sec. 7. Section 139, ch. 208, SLA 1990, page 52, line 6, is amended to read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
10		
11	Information Systems Expansion	<u>853,500</u>
12	and Upgrade (ED 19)	[353,500] <u>853,500</u>

13 * Sec. 8. (a) The sum of \$1,092,200 is appropriated from the general fund to the Department of
 14 Health and Social Services, permanent fund dividend hold harmless program, for increased program
 15 costs.

16 (b) The sum of \$1,092,200 is appropriated from the permanent fund dividend fund to the general
 17 fund to reimburse the general fund for the appropriation made in (a) of this section.

18 * Sec. 9. The sum of \$216,000 is appropriated from the general fund to the Department of Health
 19 and Social Services, Fairbanks social services block grant, for the Fairbanks block grant program.

20 * Sec. 10. The sum of \$984,000 is appropriated from the general fund to the Department of Health
 21 and Social Services, Anchorage social services block grant, for the Anchorage block grant program.

22 * Sec. 11. The sum of \$1,032,000 is appropriated from the general fund to the Department of
 23 Administration, pioneers' homes, for increased operating costs.

24 * Sec. 12. The sum of \$782,900 is appropriated from the general fund to the Department of
 25 Administration, office of public advocacy, for increased operating costs.

26 * Sec. 13. The sum of \$4,100,000 is appropriated from the oil and hazardous substance release
 27 response fund established in AS 46.08.010 to the Department of Law to pay continuing costs associated
 28 with litigation relating to the Exxon Valdez oil spill.

29 * Sec. 14. The sum of \$12,000,000 is appropriated to the Department of Law to pay continuing costs
 30 for legal proceedings involving oil and gas revenue due or paid to the state or state title to oil and gas
 31 land from the following sources:

1 City of False Pass as authorized by AS 29.05.180.

2 * Sec. 26. The unexpended and unobligated balance of the appropriation made in sec. 27, ch. 116,
3 SLA 1989, page 84, line 9 (child assistance) lapses into the funds from which appropriated June 30,
4 1992.

5 * Sec. 27. The sum of \$2,308,300 is appropriated from the general fund to the Department of
6 Community and Regional Affairs to maintain the day care assistance program at grant levels in effect
7 in February 1991, and to increase the participation of persons from the waiting list.

8 * Sec. 28. The sum of \$469,900 is appropriated from the general fund to the Department of
9 Corrections, major medical, for personal services costs.

10 * Sec. 29. The sum of \$1,870,400 is appropriated from the general fund to the Department of
11 Corrections, major medical, for operating costs.

12 * Sec. 30. The sum of \$442,100 is appropriated from the general fund to the University of Alaska
13 for increased fuel and utility costs and is allocated in the following amounts:

14	PURPOSE	ALLOCATION
15	Kodiak College	13,000
16	Prince William Sound Community College	16,300
17	University of Alaska Anchorage	76,000
18	Chukchi Campus	14,000
19	Kuskokwim Campus	3,500
20	Northwest Campus	5,400
21	Organized Research	17,200
22	Rural College	36,200
23	School of Fisheries and Ocean Sciences	10,300
24	University of Alaska Fairbanks	194,900
25	University of Alaska Southeast	34,000
26	Ketchikan Campus	5,200
27	Matanuska-Susitna College	13,500
28	Sitka Campus	2,600

29 * Sec. 31. The sum of \$222,100 is appropriated from the general fund to the University of Alaska
30 Fairbanks for increased costs associated with snow removal.

31 * Sec. 32. The sum of \$20,000 is appropriated from the general fund to the University of Alaska,

1 Anchorage, Institute of Circumpolar Health for expenses of the 1990-1991 medical expedition and
2 translation and publication of reports of the expedition.

3 * Sec. 33. The sum of \$179,900 is appropriated from the general fund to the Office of the Governor,
4 division of elections, for increased operating costs associated with elections in 1990.

5 * Sec. 34. The sum of \$42,600 is appropriated from the general fund to the Department of Commerce
6 and Economic Development, division of measurements and standards, to provide for weigh station
7 operations and the device inspection program.

8 * Sec. 35. The sum of \$1,979,600 is appropriated from the general fund to the Alaska Energy
9 Authority to pay the costs of the power cost equalization program (AS 44.83.162).

10 * Sec. 36. The sum of \$2,000,000 is appropriated from the general fund to the Department of
11 Commerce and Economic Development, division of tourism, for domestic tourism marketing.

12 * Sec. 37. The sum of \$21,042,000 is appropriated from the general fund to the Department of
13 Education for the public school foundation program (AS 14.17).

14 * Sec. 38. The appropriations made in sec. 8 of this Act do not lapse.

15 * Sec. 39. The appropriations made in secs. 9 - 26 and 28 - 37 of this Act lapse into the funds from
16 which they were appropriated June 30, 1991.

17 * Sec. 40. Section 8(b) of this Act takes effect July 1, 1991.

18 * Sec. 41. Except as provided in sec. 40 of this Act, this Act takes effect immediately under
19 AS 01.10.070(c).

adopted
Amendment #1

Proposed amendments to SB41:

By: Navarre

Page 4, lines 26 & 27:

Sec. 13. The sum of \$4,100,000 (\$7,612,200) is appropriated from the Oil and Hazardous Substance Release Response Fund (General Fund) to the Department of Law to pay continuing costs associated with litigation relating to the Exxon Valdez oil spill.

adopted
Amendment #2

Proposed amendments to SB41:

By: Navarre

Page 5, lines 2-4:

Delete Sec. 15. (Weiss v. State; \$500.0 mental health trust income account)

adopted
Amendment #3

Proposed amendments to SB41:

By: Navarre

Page 6, lines 4-6:

Sec. 27. The unexpended and unobligated balance of the appropriation made in sec. 27, Ch. 116, SLA 1989, page 84, line 9 (child assistance) lapses into the funds from which appropriated June 30, 1992.(1991.)

STATE OF ALASKA

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

SB41

WALTER J. HICKEL, GOVERNOR

P.O. BOX K—STATE CAPITOL
JUNEAU, ALASKA 99811-0300
PHONE: (907) 465-3600
FAX: (907) 463-5295

April 1, 1991

The Honorable Walter J. Hickel
Governor
State of Alaska
P. O. Box AA
Juneau, Alaska 99811

RE: HCS CSSSSB 41(FIN) am H
Our file: 883-91-0002

Dear Governor Hickel:

At the request of your legislative liaison, Bruce Kendall, we have reviewed HCS CSSSSB 41(FIN) am H, titled "An Act making appropriations to the Department of Transportation and Public Facilities for maintenance of class 3 roads and other purposes; amending certain appropriations; making appropriations; and providing for an effective date."

Contrary to the title of this bill, its main purpose is to supplement fiscal year 1991 appropriations for agency operations. See, Sec. 38 of the bill (appropriations lapse June 30, 1991). The title minimally satisfies the descriptive title rule of the Alaska Constitution, which provides: "[t]he subject of each bill shall be expressed in the title." Alaska Const. Art. II, Sec. 13. The general reference to the fact that the bill is "making appropriations" provides scant notice to legislators and the public as to the contents of the bill. However, appropriation bills are not limited by the single subject rule, which requires all non-appropriations bills to be confined to a single subject. Alaska Const. Art. II, Sec. 13. It is for this reason that we conclude that the title satisfies the descriptive title rule.

Section 8(b) of the bill makes an appropriation from the permanent fund dividend fund to reimburse the general fund for amounts expended to maintain public assistance benefits to permanent fund dividend recipients. The section refers to the "unlapsed" general fund appropriation initially made for this purpose. It would be more correct to have referred to the amount

expended or obligated from the general fund appropriation. It is doubtful that "unlapsed" is a word having an established legal meaning.

Sections 9 and 10 of the bill make appropriations for the "Fairbanks block grant program" and the "Anchorage block grant program." These "programs" are not established in permanent law. However, for a number of years amounts have been appropriated for these purposes to the same recipients. Former Governor Cowper vetoed the fiscal year 1991 appropriations and then allocated reduced amounts for these purposes from the general relief assistance budget request unit of the state operating budget. The legal problem with these grants is the lack of accountability to the executive branch of government. The legislature effectively removes executive branch agencies from grant administration. The necessary elements for a rational grant program -- eligibility criteria, accounting or other fiscal safeguards, and appeal procedures -- are not established in state law. Perhaps the municipalities of Anchorage and Fairbanks provide these basic safeguards by ordinance. However, in the absence of these safeguards on the state level, we must question whether the grants are made for a public purpose.

The Alaska Constitution requires that state money be expended only for public purposes. Alaska Const. Art. IX, Sec. 6. To satisfy the public purpose doctrine, the benefit to the public must be the direct and primary purpose of an expenditure. It is permissible if the expenditure also has an indirect private benefit. However, the reverse (direct private benefit with a secondary, indirect public benefit) constitutes a violation of the public purpose doctrine. If these appropriations are left intact, the grantees benefitting from these programs should be carefully reviewed to determine if the expenditures satisfy the public purpose doctrine.

Section 13 of the bill makes an appropriation to the Department of Law from the oil and hazardous substance release response fund (the so-called "470 Fund"), established in AS 46.08.010, for litigation expenses related to the Exxon Valdez oil spill. My office recently sent a letter to Representative Larson (copy attached) that sets out our opinion that 470 Fund money may be used to finance state litigation to recover past and future cleanup costs related to the Exxon Valdez spill. This fund may not be used, however, to finance litigation defending against suits filed against the state by third parties.

We note that sec. 40 of the bill (the effective date clause) contains what appears to be a manifest clerical error. The reference to "sec. 40" in that section should read "sec. 39." The

Hon. Walter L. Hickel, Governor
Cur file: 883-91-0002

April 1, 1991
Page 3

revisor of statutes has the power under AS 01.05.031(b)(7) to correct such an error prior to printing the Acts of the legislature in permanent form.

There are no other legal issues raised by this bill that warrant your consideration prior to taking action.

Sincerely yours,



Charles E. Cole
Attorney General

CEC:JLB:jr

CSSSSB 41(FIN) - Amending Appropriations/Supplemental Appropriation

SEC. #	AGENCY	PROGRAM/PURPOSE	GENERAL FUND	NET CHANGE	OTHER FUNDS	NET CHANGE
1	Health/Social Services	Assistance Payments	64,888.2		43,539.5	
1	Health/Social Services	Assistance Payments	-59,345.6	5,542.6	-40,935.8	2,603.7
2	Health/Social Services	Medical Assistance	93,475.5		102,767.6	
2	Health/Social Services	Medical Assistance	-101,990.4	-8,514.9	-111,220.5	-8,452.9
3	Health/Social Services	Purchased Services	24,115.0		2,216.3	
3	Health/Social Services	Purchased Services	-23,860.7	254.3	-2,056.3	150.0
4	Health/Social Services	Youth Services	16,984.7			
4	Health/Social Services	Youth Services	-16,599.5	385.2		
5	Health/Social Services	Manillaq	3,825.2			
5	Health/Social Services	Manillaq	-3,678.8	146.4		
6	Health/Social Services	Institutions and Administration	23,347.3			
6	Health/Social Services	Institutions and Administration	-22,787.3	560.0		
7	Health/Social Services	Information Systems Expansion/Upgrade	853.5			
7	Health/Social Services	Information Systems Expansion/Upgrade	-353.5	500.0		
SUBTOTAL: AMENDMENTS TO CH208, SLA1990			-1,126.4	-1,126.4	-5,699.2	-5,699.2

SEC. #	AGENCY	PROGRAM/PURPOSE	GENERAL FUND	OTHER FUNDS
8(a)	Health/Social Services	Permanent Fund Dividend Hold Harmless Program	1,092.2	
8(b)	Health/Social Services	Reimburse General Fund for Section (a)		1,092.2
9	Health/Social Services	Fairbanks Social Services Block Grant	216.0	
10	Health/Social Services	Anchorage Social Services Block Grant	984.0	
11	Administration	Pioneers' Homes	1,032.0	
12	Administration	Office of Public Advocacy	782.9	
13	Law	Exxon Valdez Oil Spill	7,612.2	
14	Law	Oil and Gas Litigation	10,000.0	2,000.0
15	Law	Weiss v. State	500.0	
16	Public Safety	Contract Jails	720.0	
17	Public Safety	Civil Air Patrol	46.0	

CSSSSB 41(FIN) - Amending Appropriations/Supplemental Appropriation

SEC. #	AGENCY	PROGRAM/PURPOSE	GENERAL FUND	OTHER FUNDS
18	Transportation/PF	Class III Road Maintenance	2,908.1	
19	Transportation/PF	Alaska Marine Highway System-Vessel Operations/Overhaul	2,800.0	
20	Transportation/PF	Rural Airport Maintenance	2,200.0	
21	Transportation/PF	AK Marine Highway-Fuel Costs/Per Diem/Benefits/Operations	4,160.1	
22	Transportation/PF	Fuel Costs	1,692.5	
23	Transportation/PF	Airport Security Cost Increases	530.6	
24	Transportation/PF	Snow & Ice Removal/Storm Damage Repair	2,131.9	
25	Community/Regional Aff	Organizational Grant-Denali Borough	300.0	
26	Community/Regional Aff	Organizational Grant-City of False Pass	50.0	
27	Community/Regional Aff	Extend Lapse Date Sec. 27, CH116 SLA89		
28	Community/Regional Aff	Day Care Assistance	2,308.3	
29	Corrections	Major Medical-Personal Services	469.9	
30	Corrections	Major Medical-Operating Costs	1,870.4	
31	University	Various-Fuel and Utility Costs	442.1	
32	University	Snow Removal	222.1	
33	University	Institute of Circumpolar Health Expedition/Publications	20.0	
34	Governor	Elections-1990	179.9	
35	Commerce/Econ Dev	Measurement/Standards-Operations & Inspections	42.6	
36	Commerce/Econ Dev	Power Cost Equalization	1,979.6	
37	Commerce/Econ Dev	Domestic Tourism Marketing	2,000.0	
38	Education	Public School Foundation Program	21,042.0	
SUBTOTAL: FY91 SUPPLEMENTAL APPROPRIATIONS			70,335.4	3,092.2
TOTAL NEW APPROPRIATIONS			69,209.0	-2,607.0

SB 441

SENATE FINANCE COMMITTEE REPORT

DATE: 2/8/91

FURTHER:

DATE TURNED INTO OFFICE: 3-12-91

The Finance Committee considered SSSB NO. 41

"An Act making supplemental appropriations to the Department of Transportation and Public Facilities for maintenance of class 3 roads, marine vessel operations and overhaul, and rural airport maintenance; and providing for an effective date."

and recommended:

replace with _____ CS SSSB 41 (fin)
 or adopt _____ CS _____
 attached amendment(s)
 _____ letter of intent adopted

same title
 new title
 technical title change (HB only)

do pass

do not pass

no recommendation

individual recommendations

further referral to _____

ATTACHES NEW FISCAL NOTE(S):

fiscal note(s) _____ Dept/Date: _____

zero fiscal note(s) _____

APPROVES PREVIOUS:

fiscal note(s) _____ Dept/Date: _____

zero fiscal note(s) _____

appropriation-no fiscal note

SIGNING DO PASS:

[Signature]
[Signature]
[Signature]
[Signature]

OTHER RECOMMENDATIONS:

[Signature] No Rec

1. [Signature]

2. [Signature] Do Pass

Co-Chairs: Signatures and Recommendations

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41 (FINANCE)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:

Referred:

Funding Information:	General Fund	\$66,384,906
	Other Funds	<u>(1,827,000)</u>
		\$64,557,906

Sponsor(s): SENATORS KERTTULA, Sturgulewski, Menard

A BILL

FOR AN ACT ENTITLED

1 "An Act making supplemental appropriations to the Department of Transportation and
 2 Public Facilities for maintenance of class 3 roads and other purposes; amending certain
 3 appropriations; making appropriations; and providing for an effective date."

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

5 * Section 1. Section 35, ch. 209, SLA 1990, page 26, lines 10 - 15, is amended to read:

6		APPROPRIATION	GENERAL	OTHER
7	ALLOCATIONS	ITEMS	FUND	FUNDS
8	Assistance Payments	<u>108,427,700</u>	<u>64,888,200</u>	<u>43,539,500</u>
9		[100,280,800]	[59,345,600]	[40,935,800]
10	Aid to Families with	<u>78,570,700</u>		
11	Dependent Children	[72,208,700]		
12	General Relief	<u>1,350,400</u>		
13	Assistance	[800,400]		
14	Adult Public Assistance	<u>23,434,700</u>		

1 [22,486,400]
 2 Old Age Assistance-
 3 Alaska Longevity Bonus 4,321,900
 4 (ALB) - Hold Harmless
 5 Post Mortem 750,000
 6 Examinations [463,400]

7 * Sec. 2. (a) Section 35, ch. 209, SLA 1990, page 26, lines 18 - 19 is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
10 Medical Assistance		<u>196,243,100</u>	<u>93,475,500</u>	<u>102,767,600</u>
		[213,210,900]	[101,990,400]	[111,220,500]
12 Medicaid Non-Facility	<u>71,931,700</u>			
	[69,765,800]			

14 (b) Section 35, ch. 209, SLA 1990, page 26, line 23, to page 27, line 8, is amended to read:

	ALLOCATIONS
16 Medicaid-Facilities	<u>98,216,800</u>
	[115,212,000]
18 Indian Health Service	<u>11,066,900</u>
	[12,651,000]
20 Medicaid Permanent Fund	<u>1,800,000</u>
21 Dividend Hold Harmless	[1,007,800]
22 Alaska Longevity Bonus	<u>1,236,000</u>
23 Hold Harmless	[1,479,100]
24 General Relief Medical	<u>7,057,700</u>
	[7,672,300]
26 Medicaid State Programs	<u>4,934,000</u>
	[5,422,900]

28 * Sec. 3. (a) Section 35, ch. 209, SLA 1990, page 27, line 21, is amended to read:

	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
31 Purchased Services	<u>26,331,300</u>	<u>24,115,000</u>	<u>2,216,300</u>

1 [25,927,000] [23,860,700] [2,066,300]

2 (b) Section 35, ch. 209, SLA 1990, page 28, line 4, is amended to read:

3 ALLOCATIONS

4 Foster Care 11,610,400
5 [11,206,100]

6 * Sec. 4. Section 35, ch. 209, SLA 1990, page 28, lines 14 - 19, is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
9 Youth Services		<u>17,778,500</u>	<u>16,984,700</u>	
10		[17,393,300]	[16,599,500]	793,800

11 McLaughlin Youth Center 7,151,900

12 (125 Positions) [6,997,700]

13 Fairbanks Youth Facility 2,571,000

14 (36 positions) [2,481,300]

15 Nome Youth Facility 981,500

16 (11 positions) [964,100]

17 Johnson Youth Center 919,500

18 (14 positions) [898,900]

19 Bethel Youth Facility 1,648,200

20 (22 positions) [1,544,900]

21 * Sec. 5. (a) Section 35, ch. 209, SLA 1990, page 28, line 21, is amended to read:

	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
24 Maniilaq	<u>3,910,800</u>	<u>3,825,200</u>	
25	[3,764,400]	[3,678,800]	85,600

26 (b) Section 35, ch. 209, SLA 1990, page 29, line 7, is amended to read:

27 ALLOCATIONS

28 Maniilaq Senior Center 1,014,700

29 [868,300]

30 * Sec. 6. (a) Section 35, ch. 209, SLA 1990, page 33, line 22, is amended to read:

31 APPROPRIATION GENERAL OTHER

	ITEMS	FUND	FUNDS
1			
2	Institutions and	<u>27,792,400</u>	<u>23,347,300</u>
3	Administration	[27,232,400]	[22,787,300] 4,445,100

4 (b) Section 35, ch. 209, SLA 1990, page 34, line 17, is amended to read:

5 ALLOCATIONS

6	Alaska Psychiatric Institute	<u>15,262,100</u>
7	(304 positions)	[14,702,100]

8 * Sec. 7. Section 139, ch. 208, SLA 1990, page 52, line 6, is amended to read:

	APPROPRIATION	GENERAL
	ITEMS	FUND
10		
11	Information Systems Expansion	<u>853,500</u>
12	and Upgrade (ED 19)	[353,500] <u>853,500</u>

13 * Sec. 8. (a) The sum of \$1,092,200 is appropriated from the general fund to the Department of
 14 Health and Social Services, permanent fund dividend hold harmless program, for increased program
 15 costs.

16 (b) The sum of \$1,092,200 is appropriated from the permanent fund dividend fund to the general
 17 fund to reimburse the general fund for the appropriation made in (a) of this section.

18 * Sec. 9. The sum of \$216,000 is appropriated from the general fund to the Department of Health
 19 and Social Services, Fairbanks social services block grant, for the Fairbanks block grant program.

20 * Sec. 10. The sum of \$984,000 is appropriated from the general fund to the Department of Health
 21 and Social Services, Anchorage social services block grant, for the Anchorage block grant program.

22 * Sec. 11. The sum of \$1,032,000 is appropriated from the general fund to the Department of
 23 Administration, pioneers' homes, for increased operating costs.

24 * Sec. 12. The sum of \$782,900 is appropriated from the general fund to the Department of
 25 Administration, office of public advocacy, for increased operating costs.

26 * Sec. 13. The sum of \$7,612,200 is appropriated from the general fund to the Department of Law
 27 to pay continuing costs associated with litigation relating to the Exxon Valdez oil spill.

28 * Sec. 14. The sum of \$12,000,000 is appropriated to the Department of Law to pay continuing costs
 29 for legal proceedings involving oil and gas revenue due or paid to the state or state title to oil and gas
 30 land from the following sources:

31	General Fund	\$10,000,000
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1 Permanent Fund Earnings Reserve Account 2,000,000

2 * Sec. 15. The sum of \$500,000 is appropriated from the mental health trust income account
3 (AS 37.14.011) in the general fund to the Department of Law for increased costs associated with Weiss
4 v. State.

5 * Sec. 16. The sum of \$720,000 is appropriated from the general fund to the Department of Public
6 Safety for increased contract jail costs.

7 * Sec. 17. The sum of \$46,000 is appropriated from the general fund to the Department of Public
8 Safety, Civil Air Patrol, for increased program costs.

9 * Sec. 18. The sum of \$2,908,100 is appropriated from the general fund to the Department of
10 Transportation and Public Facilities for maintenance of class 3 roads.

11 * Sec. 19. The sum of \$2,800,000 is appropriated from the general fund to the Department of
12 Transportation and Public Facilities for marine vessel operations and overhaul.

13 * Sec. 20. The sum of \$2,200,000 is appropriated from the general fund to the Department of
14 Transportation and Public Facilities for maintenance of rural airports.

15 * Sec. 21. The sum of \$4,160,139 is appropriated from the general fund to the Department of
16 Transportation and Public Facilities, Alaska marine highway system, for the following purposes:

17	PURPOSE	ALLOCATION
18	Fuel price increases	\$1,918,275
19	Per diem increases	303,000
20	Increase to employee benefits and retirement contributions	921,007
21	Tustumena service operation	342,857
22	Malaspina service operation	675,000

23 * Sec. 22. The sum of \$1,692,500 is appropriated from the general fund to the Department of
24 Transportation and Public Facilities for fuel price increases.

25 * Sec. 23. The sum of \$530,570 is appropriated from the general fund to the Department of
26 Transportation and Public Facilities for airport security cost increases.

27 * Sec. 24. The sum of \$2,131,900 is appropriated from the general fund to the Department of
28 Transportation and Public Facilities for removal of snow and ice and repair of storm damage.

29 * Sec. 25. The sum of \$300,000 is appropriated from the general fund to the Department of
30 Community and Regional Affairs, organizational grants, for the first-year organizational grant for the
31 Denali Borough as authorized by AS 29.05.190.

1 * Sec. 26. The sum of \$50,000 is appropriated from the general fund to the Department of
2 Community and Regional Affairs, organizational grants, for the first-year organizational grant for the
3 City of False Pass as authorized by AS 29.05.180.

4 * Sec. 27. The unexpended and unobligated balance of the appropriation made in sec. 27, ch. 116,
5 SLA 1989, page 84, line 9 (child assistance) lapses into the funds from which appropriated June 30,
6 1991.

7 * Sec. 28. The sum of \$2,308,300 is appropriated from the general fund to the Department of
8 Community and Regional Affairs to maintain the day care assistance program at grant levels in effect
9 in February 1991, and to increase the participation of persons from the waiting list.

10 * Sec. 29. The sum of \$469,900 is appropriated from the general fund to the Department of
11 Corrections, major medical, for personal services costs.

12 * Sec. 30. The sum of \$1,870,400 is appropriated from the general fund to the Department of
13 Corrections, major medical, for operating costs.

14 * Sec. 31. The sum of \$442,100 is appropriated from the general fund to the University of Alaska
15 for increased fuel and utility costs and is allocated in the following amounts:

16	PURPOSE	ALLOCATION
17	Kodiak College	13,000
18	Prince William Sound Community College	16,300
19	University of Alaska Anchorage	76,000
20	Chukchi Campus	14,000
21	Kuskokwim Campus	3,500
22	Northwest Campus	5,400
23	Organized Research	17,200
24	Rural College	36,200
25	School of Fisheries and Ocean Sciences	10,300
26	University of Alaska Fairbanks	194,900
27	University of Alaska Southeast	34,000
28	Ketchikan Campus	5,200
29	Matanuska-Susitna College	13,500
30	Sitka Campus	2,600

31 * Sec. 32. The sum of \$222,100 is appropriated from the general fund to the University of Alaska

- 1 Fairbanks for increased costs associated with snow removal.
- 2 * Sec. 33. The sum of \$20,000 is appropriated from the general fund to the University of Alaska,
3 Anchorage, Institute of Circumpolar Health for expenses of the 1990-1991 medical expedition and
4 translation and publication of reports of the expedition.
- 5 * Sec. 34. The sum of \$179,900 is appropriated from the general fund to the Office of the Governor,
6 division of elections, for increased operating costs associated with elections in 1990.
- 7 * Sec. 35. The sum of \$42,600 is appropriated from the general fund to the Department of Commerce
8 and Economic Development, division of measurements and standards, to provide for weigh station
9 operations and the device inspection program.
- 10 * Sec. 36. The sum of \$1,979,600 is appropriated from the general fund to the Alaska Energy
11 Authority to pay the costs of the power cost equalization program (AS 44.83.162).
- 12 * Sec. 37. The sum of \$2,000,000 is appropriated from the general fund to the Department of
13 Commerce and Economic Development, division of tourism, for domestic tourism marketing.
- 14 * Sec. 38. The sum of \$21,042,000 is appropriated from the general fund to the Department of
15 Education for the public school foundation program (AS 14.17).
- 16 * Sec. 39. The appropriations made in sec. 8 of this Act do not lapse.
- 17 * Sec. 40. The appropriations made in secs. 9 - 26 and 28 - 38 of this Act lapse into the funds from
18 which they were appropriated June 30, 1991.
- 19 * Sec. 41. Section 8(b) of this Act takes effect July 1, 1991.
- 20 * Sec. 42. Except as provided in sec. 41 of this Act, this Act takes effect immediately under
21 AS 01.10.070(c).

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41 (FINANCE)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:

Referred:

Funding Information: General Fund \$66,384,906
 Other Funds (1,827,000)
 \$64,557,906

Sponsor(s): **SENATORS KERTTULA, Sturgulewski, Menard**

A BILL

FOR AN ACT ENTITLED

**1 "An Act making supplemental appropriations to the Department of Transportation and
2 Public Facilities for maintenance of class 3 roads and other purposes; amending certain
3 appropriations; making appropriations; and providing for an effective date."**

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

5 * Section 1. Section 35, ch. 209, SLA 1990, page 26, lines 10 - 15, is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
8 Assistance Payments		<u>108,427,700</u>	<u>64,888,200</u>	<u>43,539,500</u>
9		[100,280,800]	[59,345,600]	[40,935,800]
10 Aid to Families with	<u>78,570,700</u>			
11 Dependent Children	[72,208,700]			
12 General Relief	<u>1,350,400</u>			
13 Assistance	[800,400]			
14 Adult Public Assistance	<u>23,434,700</u>			

1		[22,486,400]
2	Old Age Assistance-	
3	Alaska Longevity Bonus	4,321,900
4	(ALB) - Hold Harmless	
5	Post Mortem	<u>750,000</u>
6	Examinations	[463,400]

7 * Sec. 2. (a) Section 35, ch. 209, SLA 1990, page 26, lines 18 - 19 is amended to read:

8		APPROPRIATION	GENERAL	OTHER
9	ALLOCATIONS	ITEMS	FUND	FUNDS
10	Medical Assistance	<u>196,243,100</u>	<u>93,475,500</u>	<u>102,767,600</u>
11		[213,210,900]	[101,990,400]	[111,220,500]
12	Medicaid Non-Facility	<u>71,931,700</u>		
13		[69,765,800]		

14 (b) Section 35, ch. 209, SLA 1990, page 26, line 23, to page 27, line 8, is amended to read:

15	ALLOCATIONS
16	Medicaid-Facilities <u>98,216,800</u>
17	[115,212,000]
18	Indian Health Service <u>11,066,900</u>
19	[12,651,000]
20	Medicaid Permanent Fund <u>1,800,000</u>
21	Dividend Hold Harmless [1,007,800]
22	Alaska Longevity Bonus <u>1,236,000</u>
23	Hold Harmless [1,479,100]
24	General Relief Medical <u>7,057,700</u>
25	[7,672,300]
26	Medicaid State Programs <u>4,934,000</u>
27	[5,422,900]

28 * Sec. 3. (a) Section 35, ch. 209, SLA 1990, page 27, line 21, is amended to read:

29	APPROPRIATION	GENERAL	OTHER	
30	ITEMS	FUND	FUNDS	
31	Purchased Services	<u>26,331,300</u>	<u>24,115,000</u>	<u>2,216,300</u>

WORK DRAFT

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1 [25,927,000] [23,860,700] [2,066,300]

2 (b) Section 35, ch. 209, SLA 1990, page 28, line 4, is amended to read:

3 ALLOCATIONS

4 Foster Care 11,610,400

5 [11,206,100]

6 * Sec. 4. Section 35, ch. 209, SLA 1990, page 28, lines 14 - 19, is amended to read:

7 APPROPRIATION GENERAL OTHER

8 ALLOCATIONS ITEMS FUND FUNDS

9 Youth Services 17,778,500 16,984,700
10 [17,393,300] [16,599,500] 793,800

11 McLaughlin Youth Center 7,151,900

12 (125 Positions) [6,997,700]

13 Fairbanks Youth Facility 2,571,000

14 (36 positions) [2,481,300]

15 Nome Youth Facility 981,500

16 (11 positions) [964,100]

17 Johnson Youth Center 919,500

18 (14 positions) [898,900]

19 Bethel Youth Facility 1,648,200

20 (22 positions) [1,544,900]

21 * Sec. 5. (a) Section 35, ch. 209, SLA 1990, page 28, line 21, is amended to read:

22 APPROPRIATION GENERAL OTHER

23 ITEMS FUND FUNDS

24 Maniilaq 3,910,800 3,825,200
25 [3,764,400] [3,678,800] 85,600

26 (b) Section 35, ch. 209, SLA 1990, page 29, line 7, is amended to read:

27 ALLOCATIONS

28 Maniilaq Senior Center 1,014,700

29 [868,300]

30 * Sec. 6. (a) Section 35, ch. 209, SLA 1990, page 33, line 22, is amended to read:

31 APPROPRIATION GENERAL OTHER

WORK DRAFT

WORK DRAFT

WORK DRAFT

1		ITEMS	FUND	FUNDS
2	Institutions and	<u>27,792,400</u>	<u>23,347,300</u>	
3	Administration	[27,232,400]	[22,787,300]	4,445,100

(b) Section 35, ch. 209, SLA 1990, page 34, line 17, is amended to read:

ALLOCATIONS

6	Alaska Psychiatric Institute	<u>15,262,100</u>
7	(304 positions)	[14,702,100]

* Sec. 7. Section 139, ch. 208, SLA 1990, page 52, line 6, is amended to read:

9		APPROPRIATION	GENERAL
10		ITEMS	FUND
11	Information Systems Expansion	<u>853,500</u>	<u>853,500</u>
12	and Upgrade (ED 19)	[353,500]	[353,500]

* Sec. 8. (a) The sum of \$1,092,200 is appropriated from the general fund to the Department of Health and Social Services, permanent fund dividend hold harmless program, for increased program costs.

(b) The sum of \$1,092,200 is appropriated from the permanent fund dividend fund to the general fund to reimburse the general fund for the appropriation made in (a) of this section.

* Sec. 9. The sum of \$216,000 is appropriated from the general fund to the Department of Health and Social Services, Fairbanks social services block grant, for the Fairbanks block grant program.

* Sec. 10. The sum of \$984,000 is appropriated from the general fund to the Department of Health and Social Services, Anchorage social services block grant, for the Anchorage block grant program.

* Sec. 11. The sum of \$1,032,000 is appropriated from the general fund to the Department of Administration, pioneers' homes, for increased operating costs.

* Sec. 12. The sum of \$782,900 is appropriated from the general fund to the Department of Administration, office of public advocacy, for increased operating costs.

* Sec. 13. The sum of \$7,612,200 is appropriated from the general fund to the Department of Law to pay continuing costs associated with litigation relating to the Exxon Valdez oil spill.

* Sec. 14. The sum of \$12,000,000 is appropriated to the Department of Law to pay continuing costs for legal proceedings involving oil and gas revenue due or paid to the state or state title to oil and gas land from the following sources:

31	General Fund	\$10,000,000
----	--------------	--------------

1 Permanent Fund Earnings Reserve Account 2,000,000

2 * Sec. 15. The sum of \$500,000 is appropriated from the mental health trust income account
3 (AS 37.14.011) in the general fund to the Department of Law for increased costs associated with Weiss
4 v. State.

5 * Sec. 16. The sum of \$720,000 is appropriated from the general fund to the Department of Public
6 Safety for increased contract jail costs.

7 * Sec. 17. The sum of \$46,000 is appropriated from the general fund to the Department of Public
8 Safety, Civil Air Patrol, for increased program costs.

9 * Sec. 18. The sum of \$2,908,100 is appropriated from the general fund to the Department of
10 Transportation and Public Facilities for maintenance of class 3 roads.

11 * Sec. 19. The sum of \$2,800,000 is appropriated from the general fund to the Department of
12 Transportation and Public Facilities for marine vessel operations and overhaul.

13 * Sec. 20. The sum of \$2,200,000 is appropriated from the general fund to the Department of
14 Transportation and Public Facilities for maintenance of rural airports.

15 * Sec. 21. The sum of \$4,160,139 is appropriated from the general fund to the Department of
16 Transportation and Public Facilities, Alaska marine highway system, for the following purposes:

17	PURPOSE	ALLOCATION
18	Fuel price increases	\$1,918,275
19	Per diem increases	303,000
20	Increase to employee benefits and retirement contributions	921,007
21	Tustumena service operation	342,857
22	Malaspina service operation	675,000

23 * Sec. 22. The sum of \$1,692,500 is appropriated from the general fund to the Department of
24 Transportation and Public Facilities for fuel price increases.

25 * Sec. 23. The sum of \$530,570 is appropriated from the general fund to the Department of
26 Transportation and Public Facilities for airport security cost increases.

27 * Sec. 24. The sum of \$2,131,900 is appropriated from the general fund to the Department of
28 Transportation and Public Facilities for removal of snow and ice and repair of storm damage.

29 * Sec. 25. The sum of \$300,000 is appropriated from the general fund to the Department of
30 Community and Regional Affairs, organizational grants, for the first-year organizational grant for the
31 Denali Borough as authorized by AS 29.05.190.

1 * Sec. 26. The sum of \$50,000 is appropriated from the general fund to the Department of
2 Community and Regional Affairs, organizational grants, for the first-year organizational grant for the
3 City of False Pass as authorized by AS 29.05.180.

4 * Sec. 27. The unexpended and unobligated balance of the appropriation made in sec. 27, ch. 116,
5 SLA 1989, page 84, line 9 (child assistance) lapses into the funds from which appropriated June 30,
6 1991.

7 * Sec. 28. The sum of \$2,308,300 is appropriated from the general fund to the Department of
8 Community and Regional Affairs to maintain the day care assistance program at grant levels in effect
9 in February 1991, and to increase the participation of persons from the waiting list.

10 * Sec. 29. The sum of \$469,900 is appropriated from the general fund to the Department of
11 Corrections, major medical, for personal services costs.

12 * Sec. 30. The sum of \$1,870,400 is appropriated from the general fund to the Department of
13 Corrections, major medical, for operating costs.

14 * Sec. 31. The sum of \$442,100 is appropriated from the general fund to the University of Alaska
15 for increased fuel and utility costs and is allocated in the following amounts:

16	PURPOSE	ALLOCATION
17	Kodiak College	13,000
18	Prince William Sound Community College	16,300
19	University of Alaska Anchorage	76,000
20	Chukchi Campus	14,000
21	Kuskokwim Campus	3,500
22	Northwest Campus	5,400
23	Organized Research	17,200
24	Rural College	36,200
25	School of Fisheries and Ocean Sciences	10,300
26	University of Alaska Fairbanks	194,900
27	University of Alaska Southeast	34,000
28	Ketchikan Campus	5,200
29	Matanuska-Susitna College	13,500
30	Sitka Campus	2,600

31 * Sec. 32. The sum of \$222,100 is appropriated from the general fund to the University of Alaska

1 Fairbanks for increased costs associated with snow removal.

2 * Sec. 33. The sum of \$20,000 is appropriated from the general fund to the University of Alaska,
3 Anchorage, Institute of Circumpolar Health for expenses of the 1990-1991 medical expedition and
4 translation and publication of reports of the expedition.

5 * Sec. 34. The sum of \$179,900 is appropriated from the general fund to the Office of the Governor,
6 division of elections, for increased operating costs associated with elections in 1990.

7 * Sec. 35. The sum of \$42,600 is appropriated from the general fund to the Department of Commerce
8 and Economic Development, division of measurements and standards, to provide for weigh station
9 operations and the device inspection program.

10 * Sec. 36. The sum of \$1,979,600 is appropriated from the general fund to the Alaska Energy
11 Authority to pay the costs of the power cost equalization program (AS 44.83.162).

12 * Sec. 37. The sum of \$2,000,000 is appropriated from the general fund to the Department of
13 Commerce and Economic Development, division of tourism, for domestic tourism marketing.

14 * Sec. 38. The sum of \$21,042,000 is appropriated from the general fund to the Department of
15 Education for the public school foundation program (AS 14.17).

16 * Sec. 39. The appropriations made in sec. 8 of this Act do not lapse.

17 * Sec. 40. The appropriations made in secs. 9 - 26 and 28 - 38 of this Act lapse into the funds from
18 which they were appropriated June 30, 1991.

19 * Sec. 41. Section 8(b) of this Act takes effect July 1, 1991.

20 * Sec. 42. Except as provided in sec. 41 of this Act, this Act takes effect immediately under
21 AS 01.10.070(c).

7-LS0306M
Cramer
3/6/91

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41 (FINANCE)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:

Referred:

Funding Information: General Fund \$66,384,906
Other Funds (1,827,000)
\$64,557,906

Sponsor(s): SENATORS KERTTULA, Sturgulewski, Menard

A BILL

FOR AN ACT ENTITLED

1 "An Act making supplemental appropriations to the Department of Transportation and
2 Public Facilities for maintenance of class 3 roads and other purposes; amending certain
3 appropriations; making appropriations; and providing for an effective date."

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

5 * Section 1. Section 35, ch. 209, SLA 1990, page 26, lines 10 - 15, is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
6				
7				
8	Assistance Payments	<u>108,427,700</u>	<u>64,888,200</u>	<u>43,539,500</u>
9		[100,280,800]	[59,345,600]	[40,935,800]
10	Aid to Families with	<u>78,570,700</u>		
11	Dependent Children	[72,208,700]		
12	General Relief	<u>1,350,400</u>		
13	Assistance	[800,400]		
14	Adult Public Assistance	<u>23,434,700</u>		

WORK DRAFT

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1 [22,486,400]

2 Old Age Assistance-

3 Alaska Longevity Bonus 4,321,900

4 (ALB) - Hold Harmless

5 Post Mortem 750,000

6 Examinations [463,400]

7 * Sec. 2. (a) Section 35, ch. 209, SLA 1990, page 26, lines 18 - 19 is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
10 Medical Assistance		<u>196,243,100</u>	<u>93,475,500</u>	<u>102,767,600</u>
		[213,210,900]	[101,990,400]	[111,220,500]

12 Medicaid Non-Facility 71,931,700

13 [69,765,800]

14 (b) Section 35, ch. 209, SLA 1990, page 26, line 23, to page 27, line 8, is amended to read:

15 ALLOCATIONS

16 Medicaid-Facilities 98,216,800

17 [115,212,000]

18 Indian Health Service 11,066,900

19 [12,651,000]

20 Medicaid Permanent Fund 1,800,000

21 Dividend Hold Harmless [1,007,800]

22 Alaska Longevity Bonus 1,236,000

23 Hold Harmless [1,479,100]

24 General Relief Medical 7,057,700

25 [7,672,300]

26 Medicaid State Programs 4,934,000

27 [5,422,900]

28 * Sec. 3. (a) Section 35, ch. 209, SLA 1990, page 27, line 21, is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
31 Purchased Services		<u>26,331,300</u>	<u>24,115,000</u>	<u>2,216,300</u>

WORK DRAFT

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WORK DRAFT

1		[25,927,000]	[23,860,700]	[2,066,300]
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2 (b) Section 35, ch. 209, SLA 1990, page 28, line 4, is amended to read:

3 ALLOCATIONS

4 Foster Care 11,610,400

5 [11,206,100]

6 * Sec. 4. Section 35, ch. 209, SLA 1990, page 28, lines 14 - 19, is amended to read:

7		APPROPRIATION	GENERAL	OTHER
8	ALLOCATIONS	ITEMS	FUND	FUNDS

9	Youth Services	<u>17,778.500</u>	<u>16,984.700</u>	
10		[17,393,300]	[16,599,500]	793,800

11 McLaughlin Youth Center 7,151,900

12 (125 Positions) [6,997,700]

13 Fairbanks Youth Facility 2,571,000

14 (36 positions) [2,481,300]

15 Nome Youth Facility 981,500

16 (11 positions) [964,100]

17 Johnson Youth Center 919,500

18 (14 positions) [898,900]

19 Bethel Youth Facility 1,648,200

20 (22 positions) [1,544,900]

21 * Sec. 5. (a) Section 35, ch. 209, SLA 1990, page 28, line 21, is amended to read:

22		APPROPRIATION	GENERAL	OTHER
23		ITEMS	FUND	FUNDS

24	Maniilaq	<u>3,910,800</u>	<u>3,825,200</u>	
25		[3,764,400]	[3,678,800]	85,600

26 (b) Section 35, ch. 209, SLA 1990, page 29, line 7, is amended to read:

27 ALLOCATIONS

28 Maniilaq Senior Center 1,014,700

29 [868,300]

30 * Sec. 6. (a) Section 35, ch. 209, SLA 1990, page 33, line 22, is amended to read:

31		APPROPRIATION	GENERAL	OTHER
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WORK DRAFT

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1		ITEMS	FUND	FUNDS
2	Institutions and	<u>27,792,400</u>	<u>23,347,300</u>	
3	Administration	[27,232,400]	[22,787,300]	4,445,100

4 (b) Section 35, ch. 209, SLA 1990, page 34, line 17, is amended to read:

5 ALLOCATIONS

6	Alaska Psychiatric Institute	<u>15,262,100</u>
7	(304 positions)	[14,702,100]

8 * Sec. 7. Section 139, ch. 208, SLA 1990, page 52, line 6, is amended to read:

9		APPROPRIATION	GENERAL
10		ITEMS	FUND
11	Information Systems Expansion	<u>853,500</u>	<u>853,500</u>
12	and Upgrade (ED 19)	[353,500]	[353,500]

13 * Sec. 8. (a) The sum of \$1,092,200 is appropriated from the general fund to the Department of
14 Health and Social Services, permanent fund dividend hold harmless program, for increased program
15 costs.

16 (b) The sum of \$1,092,200 is appropriated from the permanent fund dividend fund to the general
17 fund to reimburse the general fund for the appropriation made in (a) of this section.

18 * Sec. 9. The sum of \$216,000 is appropriated from the general fund to the Department of Health
19 and Social Services, Fairbanks social services block grant, for the Fairbanks block grant program.

20 * Sec. 10. The sum of \$984,000 is appropriated from the general fund to the Department of Health
21 and Social Services, Anchorage social services block grant, for the Anchorage block grant program.

22 * Sec. 11. The sum of \$1,032,000 is appropriated from the general fund to the Department of
23 Administration, pioneers' homes, for increased operating costs.

24 * Sec. 12. The sum of \$782,900 is appropriated from the general fund to the Department of
25 Administration, office of public advocacy, for increased operating costs.

26 * Sec. 13. The sum of \$7,612,200 is appropriated from the general fund to the Department of Law
27 to pay continuing costs associated with litigation relating to the Exxon Valdez oil spill.

28 * Sec. 14. The sum of \$12,000,000 is appropriated to the Department of Law to pay continuing costs
29 for legal proceedings involving oil and gas revenue due or paid to the state or state title to oil and gas
30 land from the following sources:

31	General Fund	\$10,000,000
----	--------------	--------------

1 Permanent Fund Earnings Reserve Account 2,000,000

2 * Sec. 15. The sum of \$500,000 is appropriated from the mental health trust income account
3 (AS 37.14.011) in the general fund to the Department of Law for increased costs associated with Weiss
4 v. State.

5 * Sec. 16. The sum of \$720,000 is appropriated from the general fund to the Department of Public
6 Safety for increased contract jail costs.

7 * Sec. 17. The sum of \$46,000 is appropriated from the general fund to the Department of Public
8 Safety, Civil Air Patrol, for increased program costs.

9 * Sec. 18. The sum of \$2,908,100 is appropriated from the general fund to the Department of
10 Transportation and Public Facilities for maintenance of class 3 roads.

11 * Sec. 19. The sum of \$2,800,000 is appropriated from the general fund to the Department of
12 Transportation and Public Facilities for marine vessel operations and overhaul.

13 * Sec. 20. The sum of \$2,200,000 is appropriated from the general fund to the Department of
14 Transportation and Public Facilities for maintenance of rural airports.

15 * Sec. 21. The sum of \$4,160,139 is appropriated from the general fund to the Department of
16 Transportation and Public Facilities, Alaska marine highway system, for the following purposes:

17	PURPOSE	ALLOCATION
18	Fuel price increases	\$1,918,275
19	Per diem increases	303,000
20	Increase to employee benefits and retirement contributions	921,007
21	Tustumena service operation	342,857
22	Malaspina service operation	675,000

23 * Sec. 22. The sum of \$1,692,500 is appropriated from the general fund to the Department of
24 Transportation and Public Facilities for fuel price increases.

25 * Sec. 23. The sum of \$530,570 is appropriated from the general fund to the Department of
26 Transportation and Public Facilities for airport security cost increases.

27 * Sec. 24. The sum of \$2,131,900 is appropriated from the general fund to the Department of
28 Transportation and Public Facilities for removal of snow and ice and repair of storm damage.

29 * Sec. 25. The sum of \$300,000 is appropriated from the general fund to the Department of
30 Community and Regional Affairs, organizational grants, for the first-year organizational grant for the
31 Denali Borough as authorized by AS 29.05.190.

1 * Sec. 26. The sum of \$50,000 is appropriated from the general fund to the Department of
2 Community and Regional Affairs, organizational grants, for the first-year organizational grant for the
3 City of False Pass as authorized by AS 29.05.180.

4 * Sec. 27. The unexpended and unobligated balance of the appropriation made in sec. 27, ch. 116,
5 SLA 1989, page 84, line 9 (child assistance) lapses into the funds from which appropriated June 30,
6 1991.

7 * Sec. 28. The sum of \$2,308,300 is appropriated from the general fund to the Department of
8 Community and Regional Affairs to maintain the day care assistance program at grant levels in effect
9 in February 1991, and to increase the participation of persons from the waiting list.

10 * Sec. 29. The sum of \$469,900 is appropriated from the general fund to the Department of
11 Corrections, major medical, for personal services costs.

12 * Sec. 30. The sum of \$1,870,400 is appropriated from the general fund to the Department of
13 Corrections, major medical, for operating costs.

14 * Sec. 31. The sum of \$442,100 is appropriated from the general fund to the University of Alaska
15 for increased fuel and utility costs and is allocated in the following amounts:

16	PURPOSE	ALLOCATION
17	Kodiak College	13,000
18	Prince William Sound Community College	16,300
19	University of Alaska Anchorage	76,000
20	Chukchi Campus	14,000
21	Kuskokwim Campus	3,500
22	Northwest Campus	5,400
23	Organized Research	17,200
24	Rural College	36,200
25	School of Fisheries and Ocean Sciences	10,300
26	University of Alaska Fairbanks	194,900
27	University of Alaska Southeast	34,000
28	Ketchikan Campus	5,200
29	Matanuska-Susitna Community College	13,500
30	Sitka Campus	2,600

31 * Sec. 32. The sum of \$222,100 is appropriated from the general fund to the University of Alaska

1 Fairbanks for increased costs associated with snow removal.

2 * Sec. 33. The sum of \$20,000 is appropriated from the general fund to the University of Alaska,
3 Anchorage, Institute of Circumpolar Health for expenses of the 1990-1991 medical expedition and
4 translation and publication of reports of the expedition.

5 * Sec. 34. The sum of \$179,900 is appropriated from the general fund to the Office of the Governor,
6 division of elections, for increased operating costs associated with election; in 1990.

7 * Sec. 35. The sum of \$42,600 is appropriated from the general fund to the Department of Commerce
8 and Economic Development, division of measurements and standards, to provide for weigh station
9 operations and the device inspection program.

10 * Sec. 36. The sum of \$1,979,600 is appropriated from the general fund to the Alaska Energy
11 Authority to pay the costs of the power cost equalization program (AS 44.83.162).

12 * Sec. 37. The sum of \$2,000,000 is appropriated from the general fund to the Department of
13 Commerce and Economic Development, division of tourism, for domestic tourism marketing.

14 * Sec. 38. The sum of \$21,042,000 is appropriated from the general fund to the Department of
15 Education for the public school foundation program (AS 14.17).

16 * Sec. 39. The appropriations made in sec. 8 of this Act do not lapse.

17 * Sec. 40. The appropriations made in secs. 9 - 26 and 28 - 38 of this Act lapse into the funds from
18 which they were appropriated June 30, 1991.

19 * Sec. 41. Section 8(b) of this Act takes effect July 1, 1991.

20 * Sec. 42. Except as provided in sec. 41 of this Act, this Act takes effect immediately under
21 AS 01.10.070(c).

3/5/91 em

WORK DRAFT

WORK DRAFT

WORK DRAFT

7-LS0306M
Cramer
3/4/91

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41 (FINANCE)
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:

Referred:

Funding Information: General Fund \$66,661,536
 Other Funds (1,967,000)
 \$64,694,536

Sponsor(s): **SENATORS KERTTULA, Sturgulewski, Menard**

A BILL

FOR AN ACT ENTITLED

1 "An Act making supplemental appropriations to the Department of Transportation and
2 Public Facilities for maintenance of class 3 roads and other purposes; amending certain
3 appropriations; making appropriations; and providing for an effective date."

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

5 * Section 1. Section 35, ch. 209, SLA 1990, page 26, lines 10 - 15, is amended to read:

	ALLOCATIONS	APPROPRIATION ITEMS	GENERAL FUND	OTHER FUNDS
8 Assistance Payments		<u>108,427,700</u>	<u>64,888,200</u>	<u>43,539,500</u>
9		[100,280,800]	[59,345,600]	[40,935,800]
10 Aid to Families with	<u>78,570,700</u>			
11 Dependent Children	[72,208,700]			
12 General Relief	<u>1,350,400</u>			
13 Assistance	[800,400]			
14 Adult Public Assistance	<u>23,434,700</u>			

WORK DRAFT

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WORK DRAFT

1 [22,486,400]

2 Old Age Assistance-

3 Alaska Longevity Bonus 4,321,900

4 (ALB) - Hold Harmless

5 Post Mortem 750,000

6 Examinations [463,400]

7 * Sec. 2. (a) Section 35, ch. 209, SLA 1990, page 26, lines 18 - 19 is amended to read:

8 APPROPRIATION GENERAL OTHER

9 ALLOCATIONS ITEMS FUND FUNDS

10 Medical Assistance 196,243,100 93,475,500 102,767,600

11 [213,210,900] [101,990,400] [111,220,500]

12 Medicaid Non-Facility 71,931,700

13 [69,765,800]

14 (b) Section 35, ch. 209, SLA 1990, page 26, line 23, to page 27, line 8, is amended to read:

15 ALLOCATIONS

16 Medicaid-Facilities 98,216,800

17 [115,212,000]

18 Indian Health Service 11,066,900

19 [12,651,000]

20 Medicaid Permanent Fund 1,800,000

21 Dividend Hold Harmless [1,007,800]

22 Alaska Longevity Bonus 1,236,000

23 Hold Harmless [1,479,100]

24 General Relief Medical 7,057,700

25 [7,672,300]

26 Medicaid State Programs 4,934,000

27 [5,422,900]

28 * Sec. 3. (a) Section 35, ch. 209, SLA 1990, page 27, line 21, is amended to read:

29 APPROPRIATION GENERAL OTHER

30 ITEMS FUND FUNDS

31 Purchased Services 26,331,300 24,115,000 2,216,300

WORK DRAFT

WORK DRAFT

WORK DRAFT

1 [25,927,000] [23,860,700] [2,066,300]

2 (b) Section 35, ch. 209, SLA 1990, page 28, line 4, is amended to read:

3 ALLOCATIONS

4 Foster Care 11,610,400

5 [11,206,100]

6 * Sec. 4. Section 35, ch. 209, SLA 1990, page 28, lines 14 - 19, is amended to read:

7 APPROPRIATION GENERAL OTHER

8 ALLOCATIONS ITEMS FUND FUNDS

9 Youth Services 17,778,500 16,984,700

10 [17,393,300] [16,599,500] 793,800

11 McLaughlin Youth Center 7,151,900

12 (125 Positions) [6,997,700]

13 Fairbanks Youth Facility 2,571,000

14 (36 positions) [2,481,300]

15 Nome Youth Facility 981,500

16 (11 positions) [964,100]

17 Johnson Youth Center 919,500

18 (14 positions) [898,900]

19 Bethel Youth Facility 1,648,200

20 (22 positions) [1,544,900]

21 * Sec. 5. (a) Section 35, ch. 209, SLA 1990, page 28, line 21, is amended to read:

22 APPROPRIATION GENERAL OTHER

23 ITEMS FUND FUNDS

24 Maniilaq 3,910,800 3,825,200

25 [3,764,400] [3,678,800] 85,600

26 (b) Section 35, ch. 209, SLA 1990, page 29, line 7, is amended to read:

27 ALLOCATIONS

28 Maniilaq Senior Center 1,014,700

29 [868,300]

30 * Sec. 6. (a) Section 35, ch. 209, SLA 1990, page 33, line 22, is amended to read:

31 APPROPRIATION GENERAL OTHER

1		ITEMS	FUND	FUNDS
2	Institutions and	<u>27,792,400</u>	<u>23,347,300</u>	
3	Administration	[27,232,400]	[22,787,300]	4,445,100

4 (b) Section 35, ch. 209, SLA 1990, page 34, line 17, is amended to read:

5 ALLOCATIONS

6	Alaska Psychiatric Institute	<u>15,262,100</u>
7	(304 positions)	[14,702,100]

8 * Sec. 7. Section 139, ch. 208, SLA 1990, page 52, line 6, is amended to read:

9		APPROPRIATION	GENERAL
10		ITEMS	FUND
11	Information Systems Expansion	<u>853,500</u>	<u>853,500</u>
12	and Upgrade (ED 19)	[353,500]	[353,500]

13 * Sec. 8. The sum of \$30,000 is appropriated from the mental health trust fund to the Department
14 of Health and Social Services for purchase of the Matanuska-Susitna Counseling Center quarters.

15 * Sec. 9. The sum of \$110,000 is appropriated from the mental health trust fund to the Department
16 of Health and Social Services to purchase community housing for the Anchorage Association of Retarded
17 Citizens.

18 * Sec. 10. (a) The sum of \$1,092,200 is appropriated from the general fund to the Department of
19 Health and Social Services, permanent fund dividend hold harmless program, for increased program
20 costs.

21 (b) The sum of \$1,092,200 is appropriated from the permanent fund dividend fund to the general
22 fund to reimburse the general fund for the appropriation made in (a) of this section.

23 * Sec. 11. The sum of \$216,000 is appropriated from the general fund to the Department of Health
24 and Social Services, Fairbanks social services block grant, for the Fairbanks block grant program.

25 * Sec. 12. The sum of \$984,000 is appropriated from the general fund to the Department of Health
26 and Social Services, Anchorage social services block grant, for the Anchorage block grant program.

27 * Sec. 13. The sum of \$1,032,000 is appropriated from the general fund to the Department of
28 Administration, pioneers' homes, for increased operating costs.

29 * Sec. 14. The sum of \$782,900 is appropriated from the general fund to the Department of
30 Administration, office of public advocacy, for increased operating costs.

31 * Sec. 15. The sum of \$7,612,200 is appropriated from the general fund to the Department of Law

- 1 * Sec. 26. The sum of \$2,131,900 is appropriated from the general fund to the Department of
2 Transportation and Public Facilities for removal of snow and ice and repair of storm damage.
- 3 * Sec. 27. The sum of \$300,000 is appropriated from the general fund to the Department of
4 Community and Regional Affairs, organizational grants, for the first-year organizational grant for the
5 Denali Borough as authorized by AS 29.05.190.
- 6 * Sec. 28. The sum of \$50,000 is appropriated from the general fund to the Department of
7 Community and Regional Affairs, organizational grants, for the first-year organizational grant for the
8 City of False Pass as authorized by AS 29.05.18C.
- 9 * Sec. 29. The unexpended and unobligated balance of the appropriation made in sec. 27, ch. 116,
10 SLA 1989, page 84, line 9 (child assistance) lapses into the funds from which appropriated June 30,
11 1991.
- 12 * Sec. 30. The sum of \$2,234,600 is appropriated from the general fund to the Department of
13 Community and Regional Affairs to maintain the day care assistance program at grant levels in effect
14 in February 1991, and to increase the participation of persons from the waiting list.
- 15 * Sec. 31. The sum of \$469,900 is appropriated from the general fund to the Department of
16 Corrections, major medical, for personal services costs.
- 17 * Sec. 32. The sum of \$1,870,400 is appropriated from the general fund to the Department of
18 Corrections, major medical, for operating costs.
- 19 * Sec. 33. The sum of \$442,100 is appropriated from the general fund to the University of Alaska
20 for increased fuel and utility costs and is allocated in the following amounts:

21	PURPOSE	ALLOCATION
22	Kodiak College	13,000
23	Prince William Sound Community College	16,300
24	University of Alaska Anchorage	76,000
25	Chukchi Campus	14,000
26	Kuskokwim Campus	3,500
27	Northwest Campus	5,400
28	Organized Research	17,200
29	Rural College	36,200
30	School of Fisheries and Ocean Sciences	10,300
31	University of Alaska Fairbanks	194,900

- | | | |
|---|-------------------------------------|--------|
| 1 | University of Alaska Southeast | 34,000 |
| 2 | Ketchikan Campus | 5,200 |
| 3 | Matanuska-Susitna Community College | 13,500 |
| 4 | Sitka Campus | 2,600 |
- 5 * Sec. 34. The sum of \$222,100 is appropriated from the general fund to the University of Alaska
6 Fairbanks for increased costs associated with snow removal.
- 7 * Sec. 35. The sum of \$20,000 is appropriated from the general fund to the University of Alaska,
8 Anchorage, Institute of Circumpolar Health for expenses of the 1990-1991 medical expedition and
9 translation and publication of reports of the expedition.
- 10 * Sec. 36. The sum of \$179,900 is appropriated from the general fund to the Office of the Governor,
11 division of elections, for increased operating costs associated with elections in 1990.
- 12 * Sec. 37. The sum of \$42,600 is appropriated from the general fund to the Department of Commerce
13 and Economic Development, division of measurements and standards, to provide for weigh station
14 operations and the device inspection program.
- 15 * Sec. 38. The sum of \$1,979,600 is appropriated from the general fund to the Alaska Energy
16 Authority to pay the costs of the power cost equalization program (AS 44.83.162).
- 17 * Sec. 39. The sum of \$2,000,000 is appropriated from the general fund to the Department of
18 Commerce and Economic Development, division of tourism, for domestic tourism marketing.
- 19 * Sec. 40. The sum of \$21,042,000 is appropriated from the general fund to the Department of
20 Education for the public school foundation program (AS 14.17).
- 21 * Sec. 41. The appropriations made in secs. 8 and 9 of this Act are for capital projects and lapse
22 under AS 37.25.020.
- 23 * Sec. 42. The appropriations made in sec. 10 of this Act do not lapse.
- 24 * Sec. 43. The appropriations made in secs. 11 - 28 and 30 - 40 of this Act lapse into the funds from
25 which they were appropriated June 30, 1991.
- 26 * Sec. 44. Section 10(b) of this Act takes effect July 1, 1991.
- 27 * Sec. 45. Except as provided in sec. 44 of this Act, this Act takes effect immediately under
28 AS 01.10.070(c).

CS FOR SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41 (FINANCE)

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered:

Referred:

Funding Information:	General Fund	\$17,975,639
	Other Funds	<u>347,500</u>
		\$18,323,139

Sponsor(s): SENATORS KERTTULA, Sturgulewski, Menard

A BILL

FOR AN ACT ENTITLED

1 "An Act making supplemental appropriations to the Department of Transportation and
 2 Public Facilities for maintenance of class III roads, marine vessel operations and overhaul,
 3 rural airport maintenance, fuel price increases, and storm damage repair and other
 4 purposes; and providing for an effective date."

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

6 * Section 1. The sum of \$2,908,100 is appropriated from the general fund to the Department of
 *7 Transportation and Public Facilities for maintenance of class III roads.

8 * Sec. 2. The sum of \$2,800,000 is appropriated from the general fund to the Department of
 9 Transportation and Public Facilities for marine vessel operations and overhaul.

10 * Sec. 3. The sum of \$2,200,000 is appropriated from the general fund to the Department of
 11 Transportation and Public Facilities for maintenance of rural airports.

12 * Sec. 4. The sum of \$4,160,139 is appropriated from the general fund to the Department of
 13 Transportation and Public Facilities, Alaska marine highway system, for the following purposes:

14 PURPOSE

ALLOCATION

1	Fuel price increases	\$1,918,275
2	Per diem increases	303,000
3	Increase to employee benefits & retirement contributions	921,007
4	Tustumena service operation	342,857
5	Malaspina service operation	675,000

6 * Sec. 5. The sum of \$1,914,600 is appropriated to the Department of Transportation and Public
7 Facilities for fuel price increases from the following funds:

8	General Fund	\$1,849,400
9	International Airport Revenue Fund	65,200

10 * Sec. 6. The sum of \$658,800 is appropriated from the general fund to the Department of
11 Transportation and Public Facilities for airport security cost increases.

12 * Sec. 7. The sum of \$2,131,900 is appropriated from the general fund to the Department of
13 Transportation and Public Facilities for repair of winter snow and ice storm damage.

14 * Sec. 8. (a) The sum of \$282,300 is appropriated from the highway working capital fund to the
15 Department of Transportation and Public Facilities, Central region, for state equipment fleet preventive
16 maintenance.

17 (b) The sum of \$114,000 is appropriated from the general fund to the Department of
18 Transportation and Public Facilities, Central region, for Bethel District airport lighting.

19 * Sec. 9. The sum of \$878,300 is appropriated from the general fund to the Department of
20 Transportation and Public Facilities, Interior region, for the following purposes:

21	PURPOSE	APPROPRIATION
22	Healy Canyon rock slide	\$658,000
23	Deadhorse Airport repairs	200,000
24	Janitorial contract increases	20,300

25 * Sec. 10. The sum of \$275,000 is appropriated from the general fund to the Department of
26 Transportation and Public Facilities, Southeast region, for payment of costs associated with the final
27 judgment in a condemnation matter.

28 * Sec. 11. The appropriations made by this Act lapse into the general fund June 30, 1991.

29 * Sec. 12. This Act takes effect immediately under AS 01.10.070(c).

2/25/91 jam
ADOPTED by SFC
as "immediate"
7-LS0306ND
Supplemental
vehicle

SPONSOR SUBSTITUTE FOR SENATE BILL NO. 41
IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY SENATOR KERTTULA

Introduced: 1/23/91
Referred: Transportation and Finance
Funding Information: General Fund \$7,608,100
Other Funds -0-
\$7,608,100

A BILL

FOR AN ACT ENTITLED

1 "An Act making supplemental appropriations to the Department of Transportation and
2 Public Facilities for maintenance of class 3 roads, marine vessel operations and overhaul,
3 and rural airport maintenance; and providing for an effective date."

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

5 * Section 1. The sum of \$2,908,100 is appropriated from the general fund to the Department of
6 Transportation and Public Facilities for maintenance of class 3 roads.

7 * Sec. 2. The sum of ^{2,800,000}~~\$2,500,000~~ is appropriated from the general fund to the Department of
8 Transportation and Public Facilities for marine vessel operations and overhaul.

9 * Sec. 3. The sum of \$2,200,000 is appropriated from the general fund to the Department of
10 Transportation and Public Facilities for maintenance of rural airports.

11 * Sec. 4. The appropriations made by this Act lapse into the general fund June 30, 1991.

12 * Sec. 5. This Act takes effect immediately under AS 01.10.070(c).

Amendment

3/6/91 am
SFC
ADOPTED

AMENDMENTS CSSB NO 41
WORK DRAFT 3/4/91

Amendment No. 1:
Section 8, DELETE.

Amendment No. 2:
Section 9, DELETE.

Renumber proceeding sections accordingly.

Amendment 3:
Section 24, "The sum of [\$1,914,600] \$1,692,500 is appropriated from the general fund to the Department of Transportation and Public Facilities for fuel price increases.

Amendment 4:
Section 25, "The sum of [\$658,800] \$530,570 is appropriated from the general fund to the Department of Transportation and Public Facilities for airport security cost increases.

Amendment 5:
Section 30, "the sum of [\$2,234,600] \$2308,300 is appropriated from the general fund to the Department of Community and Regional Affairs to maintain the day care assistance program at grant levels in effect in February 1991, and to increase the participation of persons from the waiting list.

SENATE AMENDMENT

BY: KERTTULA

TO: * SPONSOR SUBSTITUTE SENATE BILL NO. 41
TO: _____ HOUSE BILL NO. _____

Page 1, line 7: Delete "\$2,500,000" and insert "\$2,800,000".

(TURN IN ORIGINAL AMENDMENT TO SENATE SECRETARY'S OFFICE.
THE AMENDMENT WILL BE NUMBERED, COPIED AND DISTRIBUTED.)



Alaska State Legislature

SENATOR DICK SHULTZ

P.O. Box V
Juneau, Alaska 99811
(907) 465-4940
Home: P.O. Box 487
Tok, Alaska 99780

Member
Finance Committee
Transportation Committee
Special Committee on Oil & Gas

Senate
District J

MEMORANDUM

TO : Senate Finance Committee
FROM : Senator Dick Shultz
RE : Amendments to SB 41
DATE : February 28, 1991

District 17

ALCAN BORDER
ANDERSON
BIG DELTA
BOUNDARY
CANTWELL
CHICKEN
CHISTOCHINA
CLEAR
COPPER CENTER
DELTA JUNCTION
DENALI PARK
DOT LAKE
DRY CREEK
EAGLE
EAGLE VILLAGE
GAKONA
GLENNALLEN
GULKANA
HEALY
HEALY LAKE
KENNY LAKE
MENDELTA
MENTASTA LAKE
NABESNA
NELCHINA
NENANA
NORTHWAY
PAXSON
SLANA
TANACROSS
TAZLINA
TETLIN
TOK
TOLSONA
TONSINA

Please consider the following amendment to SB 41
CSSSSB 41(FIN)

Section 9, insert new line 25, or as appropriate.

"Tetlin Airport Runway Repairs \$280,000."
"Northway Road Repairs \$700,000."

and adjust the total funding required for the bill
accordingly.

Additional information and backup materials will be
forthcoming.

Thank you for your consideration.

District 18

BADGER ROAD
EIELSON/MOOSE CREEK
NEWBY
NORTH POLE
PLACK
RICHARDSON
SALCHA

AMENDMENT

TO: CS SS SB 41 (FIN)

BY: ADAMS

AMEND EXISTING SECTION 9 TO READ AS FOLLOWS:

*Sec. 9. The sum of \$954,700 is appropriated from the general fund to the Department of Transportation and Public Facilities, Northern Region, to be allocated for the following purposes:

	ALLOCATION
Healy Canyon Rock Slide	\$658,000
Deadhorse Airport repairs	200,000
Interior District janitorial contract increases	20,300
Western District non-routine maintenance	76,400

MEMORANDUM

State of Alaska
Department of Transportation & Public Facilities

TO: Frank G. Turpin
Commissioner
Headquarters

DATE: February 5, 1991

FILE NO: B-CS

TELEPHONE NO: 451-2210

THRU: Keith W. Gerkin
Deputy Commissioner
Headquarters

SUBJECT: FY91 Supplemental

FROM: John D. Horn, P.E.
Regional Director
Northern Region

Northern Region is requesting \$5,513,200 for FY91 Supplementals, all for Maintenance and Operations (M&O) units. A summary of these requests follows and a summary detail is attached. Also attached are memos from the M&O units providing additional detail and justification.

Increased airport security	\$ 268,200
Fuel cost increases(including utility costs)	1,073,500
Reinstatement of items vetoed	1,807,200
Above average snow & ice	1,409,600
Healy Canyon rock slide	658,000
Deadhorse runway repairs	200,000
Interior District janitorial increase	20,300
Western District non-routine maintenance	76,400

Northern Region Total: \$5,513,200

Northern Region also supports the extended lapse for operating funds in Maintenance and Operations, Highways and Aviation, and Facilities components.

Thank you for you consideration of these requests.

DM/tls

Attachments

cc: Chuck Coyle, District Manager, Western District
Mike Gavin, Acting Director, Maintenance & Operations, Northern Region
George Levasseur, District Manager, Southcentral District
Ron Lind, Director-Plans, Programs & Budgets, Headquarters
Donna L. Morrow, Budget Analyst, Budget & Programs, Northern Region

RECEIVE

FEB 10 1991

D.C.T. & P.F.
Plans, Programs and Budget

SB 41

WALTER J. HICKEL
GOVERNOR

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

11/3
4-3

April 3, 1991

The Honorable Richard I. Eliason
President of the Senate
P.O. Box V
Juneau, AK 99811

Dear President Eliason:

On this date I have signed the following bill and am transmitting the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE COMMITTEE SUBSTITUTE FOR
COMMITTEE SUBSTITUTE FOR SPONSOR SUBSTITUTE
FOR SENATE BILL NO. 41 (FIN) AM H

(Relating to an Act making supplemental appropriations to the Department of Transportation and Public Facilities for maintenance of class 3 roads and other purposes; amending certain appropriations; making appropriations; and providing for an effective date.)

Chapter No. 1, SLA 1991

Under the authority of art. II, sec. 15 of the Alaska Constitution, I have vetoed the appropriations contained in the following sections:

Section 8 (b). Permanent Fund Hold Harmless Program.

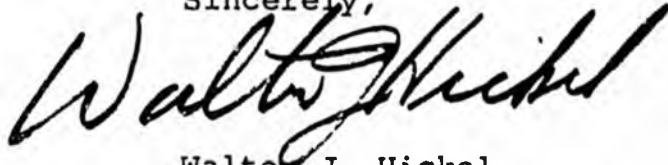
I have vetoed the requirement that the general fund be reimbursed from the permanent fund dividend fund for the increased costs of the permanent fund dividend hold harmless program. In this manner, each Alaskan's 1991 dividend check will not be reduced as a result of this program's unanticipated additional costs. This action is consistent with my FY 92 budget amendment to stop spending part of each Alaskan's dividend to pay the cost of this and other state programs;

The Honorable Richard Eliason -3-

This is exactly what happened this fiscal year. Contrary to many accounts, I did not cut funding for child care assistance. Instead, the program ran out of money because a true continuation level of funding had not been provided. Prior year funding has consistently been used each year to prop up spending and a continuation level of funding was not reflected in the FY 91 authorized budget. As a result, I have vetoed this section, which would have allowed funding from last fiscal year to be spent in both this and next fiscal year. I continue to support a budget which reflects a true level of funding so future funding decisions can be based on factual information. As to meeting the needs of those families on the wait list, I have included in my amended FY 92 budget \$1,600,000 in new federal funding which will be of great assistance in achieving this goal.

Also attached is a copy of the Department of Law review letter for this bill discussing several points.

Sincerely,

A handwritten signature in cursive script, reading "Walter J. Hickel". The signature is written in dark ink and is positioned above the printed name and title.

Walter J. Hickel
Governor

CORRECTION

**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

WALTER J. HICKEL
GOVERNOR

STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

12/1/91
11/1/91
10/1/91

April 3, 1991

The Honorable Richard I. Eliason
President of the Senate
P.O. Box V
Juneau, AK 99811

Dear President Eliason:

On this date I have signed the following bill and am transmitting the engrossed and enrolled copies to the Lieutenant Governor's Office for permanent filing:

HOUSE COMMITTEE SUBSTITUTE FOR
COMMITTEE SUBSTITUTE FOR SPONSOR SUBSTITUTE
FOR SENATE BILL NO. 41 (FIN) AM H

(Relating to an Act making supplemental appropriations to the Department of Transportation and Public Facilities for maintenance of class 3 roads and other purposes; amending certain appropriations; making appropriations; and providing for an effective date.)

Chapter No. 1, SLA 1991

Under the authority of art. II, sec. 15 of the Alaska Constitution, I have vetoed the appropriations contained in the following sections:

Section 8 (b). Permanent Fund Hold Harmless Program.

I have vetoed the requirement that the general fund be reimbursed from the permanent fund dividend fund for the increased costs of the permanent fund dividend hold harmless program. In this manner, each Alaskan's 1991 dividend check will not be reduced as a result of this program's unanticipated additional costs. This action is consistent with my FY 92 budget amendment to stop spending part of each Alaskan's dividend to pay the cost of this and other state programs;

Section 11. Pioneers' Homes Operating Costs.

The Department of Administration revised downward its estimated shortfall as a result of higher fuel costs. Accordingly, I have reduced the appropriation from \$1,032,000 to \$965,300;

Section 12. Office of Public Advocacy.

Based on a recommendation by the Department of Administration, I have reduced funding from \$782,900 to \$706,700 to the level I originally requested;

Sections 17, 19, 21. Department of Transportation and Public Facilities Supplementals.

As I indicated when I introduced the Administration's supplemental funding requests, in most instances I did not fully fund the requests as submitted by each agency. I firmly believe agencies must -- and can -- continue providing services to Alaskans more efficiently and there is no better incentive than tightening the purse strings. To this end, I have reduced the amounts in the following sections to reflect the level contained in my original request to the Legislature:

Section 17. Class 3 Roads Maintenance: reduced from \$2,908,100 to \$2,617,300;

Section 19. Rural Airport Maintenance: reduced from \$2,200,000 to \$1,980,000;

Section 21. Department Fuel Price Increases: reduced from \$1,692,500 to \$1,534,600;

Section 22. Airport Security Costs.

Recent information from the Federal Aviation Administration indicates the increased security at some of Alaska's airports can be relaxed. As a result, the department revised its estimate and accordingly, I have reduced this section from \$530,570 to \$310,600;

Section 26. FY 90 Child Care Assistance Lapse Date Extension.

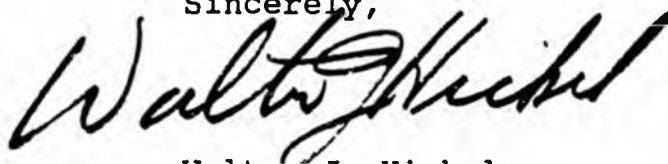
It is imperative that Alaska continue providing child care assistance to Alaska's families. This assistance must also be on a dependable and consistent basis so we can avoid the anguish and frustration many families incurred when we learned in February the program had insufficient funding to continue serving families. The biggest disservice is for us to knowingly underfund a program and not be able to continue the same level of assistance.

The Honorable Richard Eliason -3-

This is exactly what happened this fiscal year. Contrary to many accounts, I did not cut funding for child care assistance. Instead, the program ran out of money because a true continuation level of funding had not been provided. Prior year funding has consistently been used each year to prop up spending and a continuation level of funding was not reflected in the FY 91 authorized budget. As a result, I have vetoed this section, which would have allowed funding from last fiscal year to be spent in both this and next fiscal year. I continue to support a budget which reflects a true level of funding so future funding decisions can be based on factual information. As to meeting the needs of those families on the wait list, I have included in my amended FY 92 budget \$1,600,000 in new federal funding which will be of great assistance in achieving this goal.

Also attached is a copy of the Department of Law review letter for this bill discussing several points.

Sincerely,

A handwritten signature in black ink, appearing to read "Walter J. Hickel". The signature is written in a cursive, flowing style.

Walter J. Hickel
Governor

STATE OF ALASKA

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

WALTER J. HICKEL, GOVERNOR

P.O. BOX K—STATE CAPITOL
JUNEAU, ALASKA 99811-0300
PHONE: (907) 465-3600
FAX: (907) 463-5295

April 1, 1991

The Honorable Walter J. Hickel
Governor
State of Alaska
P. O. Box AA
Juneau, Alaska 99811

RE: HCS CSSSSB 41(FIN) am H
Our file: 883-91-0002

Dear Governor Hickel:

At the request of your legislative liaison, Bruce Kendall, we have reviewed HCS CSSSSB 41(FIN) am H, titled "An Act making appropriations to the Department of Transportation and Public Facilities for maintenance of class 3 roads and other purposes; amending certain appropriations; making appropriations; and providing for an effective date."

Contrary to the title of this bill, its main purpose is to supplement fiscal year 1991 appropriations for agency operations. See, Sec. 38 of the bill (appropriations lapse June 30, 1991). The title minimally satisfies the descriptive title rule of the Alaska Constitution, which provides: "[t]he subject of each bill shall be expressed in the title." Alaska Const. Art. II, Sec. 13. The general reference to the fact that the bill is "making appropriations" provides scant notice to legislators and the public as to the contents of the bill. However, appropriation bills are not limited by the single subject rule, which requires all non-appropriations bills to be confined to a single subject. Alaska Const. Art. II, Sec. 13. It is for this reason that we conclude that the title satisfies the descriptive title rule.

Section 8(b) of the bill makes an appropriation from the permanent fund dividend fund to reimburse the general fund for amounts expended to maintain public assistance benefits to permanent fund dividend recipients. The section refers to the "unlapsed" general fund appropriation initially made for this purpose. It would be more correct to have referred to the amount

Hon. Walter L. Hickel, Governor
Our file: 883-91-0002

April 1, 1991
Page 2

expended or obligated from the general fund appropriation. It is doubtful that "unlapsed" is a word having an established legal meaning.

Sections 9 and 10 of the bill make appropriations for the "Fairbanks block grant program" and the "Anchorage block grant program." These "programs" are not established in permanent law. However, for a number of years amounts have been appropriated for these purposes to the same recipients. Former Governor Cowper vetoed the fiscal year 1991 appropriations and then allocated reduced amounts for these purposes from the general relief assistance budget request unit of the state operating budget. The legal problem with these grants is the lack of accountability to the executive branch of government. The legislature effectively removes executive branch agencies from grant administration. The necessary elements for a rational grant program -- eligibility criteria, accounting or other fiscal safeguards, and appeal procedures -- are not established in state law. Perhaps the municipalities of Anchorage and Fairbanks provide these basic safeguards by ordinance. However, in the absence of these safeguards on the state level, we must question whether the grants are made for a public purpose.

The Alaska Constitution requires that state money be expended only for public purposes. Alaska Const. Art. IX, Sec. 6. To satisfy the public purpose doctrine, the benefit to the public must be the direct and primary purpose of an expenditure. It is permissible if the expenditure also has an indirect private benefit. However, the reverse (direct private benefit with a secondary, indirect public benefit) constitutes a violation of the public purpose doctrine. If these appropriations are left intact, the grantees benefitting from these programs should be carefully reviewed to determine if the expenditures satisfy the public purpose doctrine.

Section 13 of the bill makes an appropriation to the Department of Law from the oil and hazardous substance release response fund (the so-called "470 Fund"), established in AS 46.08.010, for litigation expenses related to the Exxon Valdez oil spill. My office recently sent a letter to Representative Larson (copy attached) that sets out our opinion that 470 Fund money may be used to finance state litigation to recover past and future cleanup costs related to the Exxon Valdez spill. This fund may not be used, however, to finance litigation defending against suits filed against the state by third parties.

We note that sec. 40 of the bill (the effective date clause) contains what appears to be a manifest clerical error. The reference to "sec. 40" in that section should read "sec. 39." The