

STATE OF ALASKA

THE LEGISLATURE

1984

Source

Legislative
Resolve No.

HCR 56

66



Relating to appropriations for program receipts.

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

WHEREAS Article IX, sec. 13, of the state constitution provides that no money shall be withdrawn from the treasury except in accordance with appropriations made by law; and

WHEREAS Article IX, sec. 7, of the state constitution provides that the proceeds of any state tax or license shall not be dedicated to any special purpose except as required by the constitution for the Alaska permanent fund or when required to participate in federal programs; and

WHEREAS an opinion of the Alaska Attorney General of January 12, 1984, questions the practice of labeling certain funds in the state budget "program receipts" to indicate that the funds are being appropriated from a funding source other than the general fund; and

WHEREAS there has been an extraordinary increase in the last several years in funds in the state budget that are shown as being appropriated from funding sources other than the general fund; and

WHEREAS the legislature finds no statutory basis for appropriating many of these funds as anything other than appropriations from the general fund;

BE IT RESOLVED by the Alaska State Legislature that the Governor is respectfully requested to instruct the Office of Management and Budget, division of budget review, to prepare the fiscal year 1986 state operating and capital budgets to indicate as appropriations from the general fund those funds which, in the opinion of the Attorney General, have no legal basis under the

state constitution or statutes to be called "program receipts."