



LAWS OF ALASKA

1994

FIRST SPECIAL SESSION

Source

SCS CSHB 371(FIN)

Chapter No.

6

AN ACT

Making appropriations to capitalize the mental health trust fund from the balance of the mental health trust income account on June 30, 1995, mental health trust income of the Department of Natural Resources in the general fund, proceeds from sale of Department of Natural Resources land sale contract portfolio, and constitutional budget reserve fund; making an appropriation from the constitutional budget reserve fund under art. IX, sec. 17(c), Constitution of the State of Alaska; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1

Approved by the Governor: June 23, 1994

Actual Effective Date: June 24, 1994

AN ACT

1 Making appropriations to capitalize the mental health trust fund from the balance of the mental
 2 health trust income account on June 30, 1995, mental health trust income of the Department
 3 of Natural Resources in the general fund, proceeds from sale of Department of Natural
 4 Resources land sale contract portfolio, and constitutional budget reserve fund; making an
 5 appropriation from the constitutional budget reserve fund under art. IX, sec. 17(c), Constitution
 6 of the State of Alaska; and providing for an effective date.

7

8 * Section 1. (a) The sum of \$200,000,000 is appropriated to the mental health trust fund
 9 (AS 37.14.031), added by sec. 11, ch. 66, SLA 1991, from the following sources, in the
 10 amounts listed, to capitalize the mental health trust fund:

11	SOURCE	APPROPRIATION
12	Mental health trust income account	\$ 33,000,000

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1	(AS 37.14.011) balance on June 30, 1995	
2	Department of Natural Resources - mental health	11,700,000
3	trust income in the general fund	
4	Proceeds from sale of Department of	25,000,000
5	Natural Resources land sale contract	
6	portfolio	
7	Budget reserve fund (art. IX,	130,300,000
8	sec. 17(c), Constitution of the State	
9	of Alaska)	

10 (b) The appropriations made by (a) of this section are contingent upon

11 (1) the enactment into law of a bill passed by the Eighteenth Alaska State
12 Legislature that amends ch. 66, SLA 1991, and contains other provisions relating to the mental
13 health land trust and mental health land trust litigation (Weiss v. State, 4FA-82-2208 Civil);
14 and

15 (2) not later than December 15, 1994,

16 (A) the superior court of the State of Alaska having made a final
17 determination that the state has satisfied its obligation to reconstitute the mental health
18 trust under State v. Weiss, 706 P.2d 681 (Alaska 1985);

19 (B) the superior court having entered a final order dismissing Weiss v.
20 State, 4FA-82-2208 Civil; and

21 (C) the time for appeals of that determination and that order having
22 expired with no appeals having been taken as of that date or any appeals taken having
23 been finally resolved and the order dismissing Weiss v. State, 4FA-82-2208 Civil,
24 having been affirmed on appeal.

25 (c) If, on or before November 30, 1994, the governor determines that it is in the best
26 interest of the beneficiaries of the mental health trust and the state that the December 15,
27 1994, deadline in (b)(2) of this section be extended, the governor at that time may extend the
28 December 15, 1994, deadline for not more than 45 days.

29 (d) The appropriation made by (a) of this section from the constitutional budget
30 reserve fund (art. IX, sec. 17, Constitution of the State of Alaska) is made under art. IX,
31 sec. 17(c), Constitution of the State of Alaska.

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- 1 (e) The appropriations made by (a) of this section are for the capitalization of funds
- 2 and do not lapse.
- 3 * **Sec. 2.** This Act takes effect immediately under AS 01.10.070(c).