

HOUSE JOINT RESOLUTION NO. 16

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FIRST LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE TUCK

Introduced: 4/16/19

Referred:

A RESOLUTION

1 **Proposing amendments to the Constitution of the State of Alaska relating to a biennial**
 2 **state budget and to appropriations from the budget reserve fund.**

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

4 * **Section 1.** Article IX, sec. 12, Constitution of the State of Alaska, is **amended** to read:

5 **Section 12. Budget. (a) During each odd-numbered fiscal year, the** [THE]
 6 governor shall submit to the legislature, at a time fixed by law, a budget for the next
 7 **two** fiscal **years** [YEAR] setting forth all proposed expenditures and anticipated
 8 income of all departments, offices, and agencies of the State. The governor, at the
 9 same time, shall submit a general appropriation bill to authorize the proposed
 10 expenditures **in the biennial State budget,** and a bill or bills covering
 11 recommendations in the budget for new or additional revenues.

12 * **Sec. 2.** Article IX, sec. 12, Constitution of the State of Alaska, is amended by adding new
 13 subsections to read:

14 (b) The legislature shall pass a general appropriation bill to implement the
 15 State budget for a two-year period that begins with each even-numbered fiscal year.
 16 The legislature may pass an appropriation bill that amends or supplements the biennial

1 State budget at any time.

2 (c) The legislature may limit the scope of each first regular session to
3 consideration of the biennial State budget by law.

4 * **Sec. 3.** Article IX, sec. 17(a), Constitution of the State of Alaska, is amended to read:

5 (a) There is established as a separate fund in the State treasury the budget
6 reserve fund. Except for money deposited into the permanent fund under Section 15 of
7 this article, all money received by the State after July 1, 1990, as a result of the
8 termination, through settlement or otherwise, of an administrative proceeding or of
9 litigation in a State or federal court involving mineral lease bonuses, rentals, royalties,
10 royalty sale proceeds, federal mineral revenue sharing payments or bonuses, or
11 involving taxes imposed on mineral income, production, or property, shall be
12 deposited in the budget reserve fund. Money in the budget reserve fund shall be
13 invested so as to yield competitive market rates to the fund. Income of the fund shall
14 be retained in the fund. Section 7 of this article does not apply to deposits made to the
15 fund under this subsection. Money may be appropriated from the fund only as
16 authorized under [(b) OR] (c) of this section.

17 * **Sec. 4.** Article XV, Constitution of the State of Alaska, is amended by adding a new
18 section to read:

19 **Section 30. Application of Biennial State Budget Amendments.** The 2020
20 amendments relating to a biennial State budget (art. IX, sec. 12) apply to the State
21 budget for fiscal years 2022 and 2023 and thereafter. Section 12 of Article IX, as it
22 read before the 2020 amendments, applies to the State budget for fiscal years up to and
23 including fiscal year 2021. Section 17 of Article IX, as it read before the 2020
24 amendments, applies to appropriations for fiscal years up to and including fiscal year
25 2021.

26 * **Sec. 5.** Article IX, sec. 17(b), Constitution of the State of Alaska, is repealed.

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