

CONFERENCE CS FOR HOUSE BILL NO. 257

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - FOURTH SPECIAL SESSION

BY THE CONFERENCE COMMITTEE

Offered: 5/31/16

Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

A BILL

FOR AN ACT ENTITLED

1 **"An Act making appropriations for the operating and capital expenses of the state's**
2 **integrated comprehensive mental health program; making supplemental**
3 **appropriations; and providing for an effective date."**

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

5 (SECTION 1 OF THIS ACT BEGINS ON PAGE 2)

* **Section 1.** The following appropriation items are for operating expenditures from the general fund or other funds as set out in section 2 of this Act to the agencies named for the purposes expressed for the fiscal year beginning July 1, 2016 and ending June 30, 2017, unless otherwise indicated. A department-wide, agency-wide, or branch-wide unallocated reduction set out in this section may be allocated among the appropriations made in this section to that department, agency, or branch.

	Appropriation	General	Other
	Allocations	Items	Funds
	*****	*****	*****
***** Department of Administration *****			
	*****	*****	
Legal and Advocacy Services	2,310,500	2,101,700	208,800
Office of Public Advocacy	1,936,800		
Public Defender Agency	373,700		
	*****	*****	
***** Department of Corrections *****			
	*****	*****	
Health and Rehabilitation Services	8,221,300	7,716,000	505,300
Behavioral Health Care	6,609,800		
Substance Abuse Treatment Program	1,611,500		
	*****	*****	
***** Department of Education and Early Development *****			
	*****	*****	

A school district may not receive state education aid for K-12 support appropriated under Section 1 of the Act and distributed by the Department of Education and Early Development under AS 14.17 if the school district

(1) Has a policy refusing to allow recruiters for any branch of the United States Military, Reserve Officers' Training Corps, Central Intelligence Agency, or Federal Bureau of Investigation to contact students on a school campus if the school district allows college, vocational school, or other job recruiters on campus to contact students;

	Appropriation	General	Other
	Allocations	Items	Funds
			Funds
1			
2			
3	(2) Refuses to allow the Boy Scouts of America to use school facilities for meetings or		
4	contact with students if the school makes the facility available to other non-school groups in		
5	the community; or		
6	(3) Has a policy of refusing to have an in-school Reserve Officers' Training program or a		
7	Junior Reserve Officers' Training Corps program.		
8	Teaching and Learning Support	452,800	377,800
9	Student and School	452,800	75,000
10	Achievement		
11	The amount allocated for program administration and operations shall not include federal		
12	receipts for the ANSWERS program.		
13	*****	*****	
14	***** Department of Health and Social Services *****		
15	*****	*****	
16	At the discretion of the Commissioner of the Department of Health and Social Services, up to		
17	\$25,000,000 of unrestricted general funds may be transferred between all appropriations in		
18	the Department of Health and Social Services, except Medicaid Services.		
19	Alaska Pioneer Homes	15,950,900	15,950,900
20	It is the intent of the legislature that the Division of Pioneer Homes work to achieve savings		
21	through the privatization of food and janitorial services in all the Pioneer Homes as has been		
22	accomplished in the Juneau Pioneer Home.		
23	Alaska Pioneer Homes	64,200	
24	Management		
25	Pioneer Homes	15,886,700	
26	The amount allocated for Pioneer Homes includes the unexpended and unobligated balance		
27	on June 30, 2016, of the Department of Health and Social Services, Pioneer Homes care and		
28	support receipts under AS 47.55.030.		
29	Behavioral Health	84,492,600	82,742,800
30	Behavioral Health Treatment	55,920,200	1,749,800
31	and Recovery Grants		
32	Alcohol Safety Action	1,362,000	
33	Program (ASAP)		

	Appropriation	General	Other
	Allocations	Funds	Funds
	Items		
1			
2			
3	Behavioral Health	5,833,200	
4	Administration		
5	Behavioral Health	6,221,400	
6	Prevention and Early		
7	Intervention Grants		
8	Designated Evaluation and	3,957,700	
9	Treatment		
10	Alaska Psychiatric	6,358,700	
11	Institute		
12	Alaska Mental Health Board	951,300	
13	and Advisory Board on		
14	Alcohol and Drug Abuse		
15	Suicide Prevention Council	650,600	
16	Residential Child Care	3,237,500	
17	Children's Services	2,191,900	2,191,900
18	Children's Services	69,500	
19	Management		
20	Front Line Social Workers	148,500	
21	Family Preservation	726,000	
22	Foster Care Augmented Rate	500,000	
23	Foster Care Special Need	747,900	
24	Health Care Services	128,400	128,400
25	Residential Licensing	128,400	
26	Juvenile Justice	1,523,400	1,249,900
27	McLaughlin Youth Center	732,200	
28	Fairbanks Youth Facility	116,300	
29	Bethel Youth Facility	63,900	
30	Probation Services	611,000	
31	Public Assistance	13,200	13,200
32	Public Assistance	13,200	
33	Administration		

		Appropriation	General	Other
	Allocations	Items	Funds	Funds
3	Public Health	1,704,800	1,454,400	250,400
4	Health Planning and Systems	802,000		
5	Development			
6	Nursing	98,200		
7	It is the intent of the legislature that, where possible, Public Health Nursing charge for			
8	services provided.			
9	Women, Children and Family	794,600		
10	Health			
11	Chronic Disease Prevention	10,000		
12	and Health Promotion			
13	Senior and Disabilities Services	25,000,500	23,672,900	1,327,600
14	Early Intervention/Infant	7,424,500		
15	Learning Programs			
16	Senior and Disabilities	3,073,800		
17	Services Administration			
18	General Relief/Temporary	740,300		
19	Assisted Living			
20	Senior Community Based	300,000		
21	Grants			
22	Community Developmental	12,516,400		
23	Disabilities Grants			
24	Commission on Aging	147,900		
25	Governor's Council on	797,600		
26	Disabilities and Special			
27	Education			
28	Departmental Support Services	459,800	459,800	
29	Commissioner's Office	109,800		
30	HSS State Facilities Rent	350,000		
31	Medicaid Services	62,907,700	62,907,700	

32 No money appropriated in this appropriation may be expended for an abortion that is not a
33 mandatory service required under AS 47.07.030(a). The money appropriated for Health and

	Appropriation	General	Other
	Allocations	Items	Funds

3 Social Services may be expended only for mandatory services required under Title XIX of the
4 Social Security Act and for optional services offered by the state under the state plan for
5 medical assistance that has been approved by the United States Department of Health and
6 Human Services.

7 No money appropriated in this appropriation may be expended to pay for provider rate
8 increases that are the result of an annual inflation adjustment. For purposes of this section,
9 "annual inflation adjustment" means a revision required by regulation to an existing Medicaid
10 payment rate that results in a new Medicaid payment rate that differs from the existing
11 Medicaid payment rate by a percentage value or overall average net change value that is either
12 listed in regulation or listed in the Consumer Price Index for all Urban Consumers, Global
13 Insight's Healthcare Cost Review, or the Medicare Economic Index. Annual inflation
14 adjustment does not include a revision required by regulation to a Medicaid payment rate that
15 is the result of the rebasing of the Medicaid payment rate.

16	Behavioral Health Medicaid	62,524,600	
17	Services		

18	Children's Medicaid	383,100	
19	Services		

20	*****		*****
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21 ***** **Department of Labor and Workforce Development** *****

22	*****		*****
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23	Vocational Rehabilitation	124,500	124,500
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24	Client Services	124,500	
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25	*****		*****
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26 ***** **Department of Law** *****

27	*****		*****
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28	Criminal Division	15,000	15,000
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29	Third Judicial District:	15,000	
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30	Anchorage		
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31	Civil Division	98,800	98,800
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32	Human Services	98,800	
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33	*****		*****
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	Appropriation	General	Other
	Allocations	Items	Funds
	***** Department of Natural Resources *****		

	*****	*****	
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5 It is the intent of the legislature that the Department of Natural Resources not purchase
6 vehicles unless they are essential to work safety.

7	Administration & Support Services	4,418,900	4,418,900
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8	Mental Health Trust Lands	4,418,900	
9	Administration		

10	*****	*****	
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	***** Department of Revenue *****		
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	*****	*****	
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13	Alaska Mental Health Trust Authority	4,736,400	954,200
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14	Mental Health Trust	4,282,200	
15	Operations		

16	Long Term Care Ombudsman	454,200	
17	Office		

18	*****	*****	
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	***** University of Alaska *****		
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20	*****	*****	
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21 It is the intent of the legislature that the Board of Regents of the University of Alaska return to
22 the legislature with a specific plan for consolidation that includes specified timelines for
23 anticipated results by the end of the 2016 calendar year; the plan would include, but would not
24 be limited to, the university restructuring to one administrative unit with one accreditation.

25 It is the intent of the legislature that the University of Alaska prioritize and streamline its
26 Personal Services within the Statewide Services Allocation.

27 It is the intent of the legislature that the University of Alaska conduct a comprehensive and
28 transparent cost-to-revenue analysis, which does not include student fees or appropriations
29 from the State of Alaska's General Funds as revenue, for all of its intercollegiate athletics
30 programs; furthermore, the university is to report back to the legislature with its findings by
31 the fifteenth day of the 2017 Legislative Session.

32 It is the intent of the legislature that the University of Alaska better utilize community
33 buildings, school district buildings, and other facilities in close proximity to its existing "brick

	Appropriation	General	Other
	Allocations	Items	Funds
			Funds

and mortar" campuses and satellite facilities that have low utilization rates of face-to-face classes only if the restructuring results in a decreased total cost; furthermore, the university is to report back to the legislature with its general plan to increase its use of "co-location" by the fifteenth day of the 2017 Legislative Session.

It is the intent of the legislature that the President of the University of Alaska make it one of his very highest priorities to improve student retention and graduation rates.

It is the intent of the legislature that the University of Alaska increase contributions from alumni and private industry by a combined twenty percent, as well as seek out productive public-private partnerships in an effort to increase self-supporting revenue and achieve a balanced, sustainable budget.

It is the intent of the legislature that the University of Alaska increase its incoming enrollment for the Alaska Performance Scholarship and UA Scholars Program recipients by five percent.

It is the intent of the legislature that the University of Alaska further develop and improve upon its utilization of its land grants in order to generate additional revenue; furthermore, the university will create a comprehensive plan to expand its land grants as they relate to generating revenue and present it to the legislature no later than the fifteenth day of the 2017 Legislative Session.

It is the intent of the legislature that the University of Alaska focus FY17 UGF budget reductions on (1) non-core mission programs and services; and (2) reduced personal services for all employees across the board or through furloughs.

University of Alaska		2,678,400	655,800	2,022,600
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Anchorage Campus		2,628,400		
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Fairbanks Campus		50,000		
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***** **Judiciary** *****

Alaska Court System		227,000	227,000	
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Trial Courts		227,000		
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Therapeutic Courts		3,465,800	2,990,500	475,300
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Therapeutic Courts		3,465,800		
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(SECTION 2 OF THIS ACT BEGINS ON THE NEXT PAGE)

1 * **Sec. 2.** The following appropriation items are for operating expenditures from the general
2 fund or other funds as set out in the fiscal year 2017 budget summary by funding source to the
3 state agencies named and for the purposes set out in the new legislation for the fiscal year
4 beginning July 1, 2016 and ending June 30, 2017, unless otherwise indicated. The
5 appropriations in this section fund legislation assumed to have passed during the second
6 session of the twenty-ninth legislature. If a measure listed in this section fails to pass and its
7 substance is not incorporated in some other measure, or is vetoed by the governor, the
8 appropriation for that measure shall be reduced accordingly.

9 Appropriation

10 **HB 188 PERSON W/DISABILITY SAVINGS ACCOUNTS**

11 Department of Revenue

12 Taxation and Treasury

13 Treasury Division

14 1092 MHTAAR

60,000

15 **SB 74 MEDICAID REFORM;TELEMEDICINE;DRUG DATAS**

16 Department of Health and Social Services

17 Health Care Services

18 Medical Assistance Administration

19 1092 MHTAAR

291,000

20 Senior and Disabilities Services

21 Senior and Disabilities Services Administration

22 1092 MHTAAR

1,434,300

23 Medicaid Services

24 Behavioral Health Medicaid Services

25 1092 MHTAAR

425,000

26 Health Care Medicaid Services

27 1092 MHTAAR

7,500

28 **SB 91 OMNIBUS CRIM LAW & PROCEDURE; CORRECTIONS**

29 Department of Corrections

30 Population Management

31 Community Residential Centers

1 * **Sec. 3.** The following sets out the funding by agency for the appropriations made in sec. 1
 2 and sec. 2 of this Act.

			New	
	Funding Source	Operating	Legislation	Total
3				
4				
5	Department of Administration			
6	1037 General Fund / Mental Health	2,101,700	0	2,101,700
7	1092 Mental Health Trust Authority	208,800	0	208,800
8	Authorized Receipts			
9	*** Total Agency Funding ***	2,310,500	0	2,310,500
10	Department of Corrections			
11	1037 General Fund / Mental Health	7,716,000	0	7,716,000
12	1092 Mental Health Trust Authority	505,300	0	505,300
13	Authorized Receipts			
14	1246 Recidivism Reduction Fund	0	1,000,000	1,000,000
15	*** Total Agency Funding ***	8,221,300	1,000,000	9,221,300
16	Department of Education and Early Development			
17	1037 General Fund / Mental Health	377,800	0	377,800
18	1092 Mental Health Trust Authority	75,000	0	75,000
19	Authorized Receipts			
20	*** Total Agency Funding ***	452,800	0	452,800
21	Department of Health and Social Services			
22	1037 General Fund / Mental Health	167,147,400	0	167,147,400
23	1092 Mental Health Trust Authority	3,601,300	2,157,800	5,759,100
24	Authorized Receipts			
25	1180 Alcohol and Other Drug Abuse	23,624,500	0	23,624,500
26	Treatment & Prevention Fund			
27	1246 Recidivism Reduction Fund	0	1,000,000	1,000,000
28	*** Total Agency Funding ***	194,373,200	3,157,800	197,531,000
29	Department of Labor and Workforce Development			
30	1092 Mental Health Trust Authority	124,500	0	124,500
31	Authorized Receipts			

			New	
		Operating	Legislation	Total
1				
2				
3	*** Total Agency Funding ***	124,500	0	124,500
4	Department of Law			
5	1037 General Fund / Mental Health	98,800	0	98,800
6	1092 Mental Health Trust Authority	15,000	0	15,000
7	Authorized Receipts			
8	*** Total Agency Funding ***	113,800	0	113,800
9	Department of Natural Resources			
10	1092 Mental Health Trust Authority	4,418,900	0	4,418,900
11	Authorized Receipts			
12	*** Total Agency Funding ***	4,418,900	0	4,418,900
13	Department of Public Safety			
14	1246 Recidivism Reduction Fund	0	1,000,000	1,000,000
15	*** Total Agency Funding ***	0	1,000,000	1,000,000
16	Department of Revenue			
17	1037 General Fund / Mental Health	454,200	0	454,200
18	1092 Mental Health Trust Authority	0	60,000	60,000
19	Authorized Receipts			
20	1094 Mental Health Trust	3,782,200	0	3,782,200
21	Administration			
22	1180 Alcohol and Other Drug Abuse	500,000	0	500,000
23	Treatment & Prevention Fund			
24	*** Total Agency Funding ***	4,736,400	60,000	4,796,400
25	University of Alaska			
26	1037 General Fund / Mental Health	655,800	0	655,800
27	1092 Mental Health Trust Authority	2,022,600	0	2,022,600
28	Authorized Receipts			
29	*** Total Agency Funding ***	2,678,400	0	2,678,400
30	Judiciary			
31	1037 General Fund / Mental Health	2,699,500	0	2,699,500
32	1092 Mental Health Trust Authority	475,300	0	475,300
33	Authorized Receipts			

1			New	
2		Operating	Legislation	Total
3	1180 Alcohol and Other Drug Abuse	518,000	0	518,000
4	Treatment & Prevention Fund			
5	*** Total Agency Funding ***	3,692,800	0	3,692,800
6	***** Total Budget *****	221,122,600	5,217,800	226,340,400
7	(SECTION 4 OF THIS ACT BEGINS ON THE NEXT PAGE)			

1 * **Sec. 4.** The following sets out the statewide funding for the appropriations made in sec. 1
 2 and sec. 2 of this Act.

			New	
	Funding Source	Operating	Legislation	Total
5	Unrestricted General			
6	1037 General Fund / Mental Health	181,251,200	0	181,251,200
7	*** Total Unrestricted General ***	181,251,200	0	181,251,200
8	Designated General			
9	1180 Alcohol and Other Drug Abuse	24,642,500	0	24,642,500
10	Treatment & Prevention Fund			
11	1246 Recidivism Reduction Fund	0	3,000,000	3,000,000
12	*** Total Designated General ***	24,642,500	3,000,000	27,642,500
13	Other Non-Duplicated			
14	1092 Mental Health Trust Authority	11,446,700	2,217,800	13,664,500
15	Authorized Receipts			
16	1094 Mental Health Trust	3,782,200	0	3,782,200
17	Administration			
18	*** Total Other Non-Duplicated ***	15,228,900	2,217,800	17,446,700

19 (SECTION 5 OF THIS ACT BEGINS ON THE NEXT PAGE)

1 * **Sec. 5.** The following appropriation items are for capital projects and grants from the
 2 general fund or other funds as set out in section 6 of this Act by funding source to the
 3 agencies named for the purposes expressed and lapse under AS 37.25.020, unless otherwise
 4 noted.

	Appropriation	General	Other
	Allocations	Items	Funds
	*****	*****	
	***** Department of Health and Social Services *****		
	*****	*****	
10	MH Essential Program Equipment (HD 1-	500,000	250,000
11	40)		250,000
12	MH Home Modification and Upgrades to	1,050,000	750,000
13	Retain Housing (HD 1-40)		300,000
14	*****	*****	
15	***** Department of Revenue *****		
16	*****	*****	
17	Alaska Housing Finance Corporation		
18	MH: AHFC Beneficiary and Special Needs	1,500,000	1,500,000
19	Housing (HD 1-40)		
20	MH: AHFC Homeless Assistance Program	7,700,000	6,850,000
21	(HD 1-40)		850,000
22	*****	*****	
23	***** Department of Transportation and Public Facilities *****		
24	*****	*****	
25	MH Coordinated Transportation and	1,050,000	800,000
26	Vehicles (HD 1-40)		250,000

27 (SECTION 6 OF THIS ACT BEGINS ON THE NEXT PAGE)

1 * **Sec. 6.** The following sets out the funding by agency for the appropriations made in sec. 5 of
2 this Act.

3	Funding Source	Amount
4	Department of Health and Social Services	
5	1004 Unrestricted General Fund Receipts	250,000
6	1037 General Fund / Mental Health	750,000
7	1092 Mental Health Trust Authority Authorized Receipts	550,000
8	*** Total Agency Funding ***	1,550,000
9	Department of Revenue	
10	1004 Unrestricted General Fund Receipts	1,603,371
11	1037 General Fund / Mental Health	850,000
12	1092 Mental Health Trust Authority Authorized Receipts	850,000
13	1139 Alaska Housing Finance Corporation Dividend	5,896,629
14	*** Total Agency Funding ***	9,200,000
15	Department of Transportation and Public Facilities	
16	1037 General Fund / Mental Health	800,000
17	1092 Mental Health Trust Authority Authorized Receipts	250,000
18	*** Total Agency Funding ***	1,050,000
19	* * * * * Total Budget * * * * *	11,800,000

20 (SECTION 7 OF THIS ACT BEGINS ON THE NEXT PAGE)

1 * **Sec. 7.** The following sets out the statewide funding for the appropriations made in sec. 5 of
2 this Act.

3	Funding Source	Amount
4	Unrestricted General	
5	1004 Unrestricted General Fund Receipts	1,853,371
6	1037 General Fund / Mental Health	2,400,000
7	1139 Alaska Housing Finance Corporation Dividend	5,896,629
8	*** Total Unrestricted General ***	10,150,000
9	Other Non-Duplicated	
10	1092 Mental Health Trust Authority Authorized Receipts	1,650,000
11	*** Total Other Non-Duplicated ***	1,650,000

12 (SECTION 8 OF THIS ACT BEGINS ON THE NEXT PAGE)

1 * **Sec. 8.** PURPOSE. In accordance with AS 37.14.003 and 37.14.005, the appropriations
2 made in this Act are for the state's integrated comprehensive mental health program.

3 * **Sec. 9.** DEPARTMENT OF HEALTH AND SOCIAL SERVICES. The sum of
4 \$11,000,000 is appropriated from the general fund to the Department of Health and Social
5 Services, behavioral health, behavioral health treatment and recovery grants, for a pilot
6 program to develop additional substance use disorder services for the fiscal years ending
7 June 30, 2016, June 30, 2017, June 30, 2018, and June 30, 2019.

8 * **Sec. 10.** NONGENERAL FUND RECEIPTS. (a) Alaska Mental Health Trust Authority
9 authorized receipts (AS 37.14.036) or administration receipts (AS 37.14.036) that exceed the
10 amounts appropriated in this Act are appropriated conditioned upon compliance with the
11 program review provisions of AS 37.07.080(h).

12 (b) If Alaska Mental Health Trust Authority authorized receipts (AS 37.14.036) or
13 administration receipts (AS 37.14.036) fall short of the estimates used as the basis of the
14 appropriation, the affected appropriation is reduced by the amount of the shortfall in receipts.

15 * **Sec. 11.** SALARY AND BENEFIT ADJUSTMENTS. (a) The appropriations made in sec.
16 1 of this Act include amounts for salary and benefit adjustments for public officials, officers,
17 and employees of the executive branch, Alaska Court System employees, employees of the
18 legislature, and legislators and to implement the terms for the fiscal year ending June 30,
19 2017, of the following ongoing collective bargaining agreements:

20 (1) Alaska Correctional Officers Association, representing the correctional
21 officers unit;

22 (2) Public Safety Employees Association;

23 (3) Alaska Vocational Technical Center Teachers' Association;

24 (4) Inlandboatmen's Union of the Pacific, Alaska Region, for the unlicensed
25 marine unit;

26 (5) International Organization of Masters, Mates, and Pilots, for the masters,
27 mates, and pilots unit;

28 (6) Alaska State Employees Association, for the general government unit;

29 (7) Confidential Employees Association, for the confidential unit;

30 (8) Marine Engineers' Beneficial Association, for licensed engineers employed
31 by the Alaska marine highway system;

1 (9) Public Employees Local 71, for the labor, trades, and craft unit;

2 (10) Teachers' Education Association of Mt. Edgecumbe.

3 (b) The appropriations made to the University of Alaska in sec. 1 of this Act include
4 amounts for salary and benefit adjustments for the fiscal year ending June 30, 2017, for
5 university employees who are not members of a collective bargaining unit and to implement
6 the terms for the fiscal year ending June 30, 2017, of the following collective bargaining
7 agreements:

8 (1) United Academics - American Association of University Professors,
9 American Federation of Teachers;

10 (2) University of Alaska Federation of Teachers (UAFT);

11 (3) United Academic - Adjuncts - American Association of University
12 Professors, American Federation of Teachers;

13 (4) Alaska Higher Education Crafts and Trades Employees, Local 6070.

14 (c) If a collective bargaining agreement listed in (a) of this section is not ratified by
15 the membership of the respective collective bargaining unit, the appropriations made in this
16 Act applicable to the collective bargaining unit's agreement are reduced proportionately by the
17 amount for that collective bargaining agreement, and the corresponding funding source
18 amounts are reduced accordingly.

19 (d) If a collective bargaining agreement listed in (b) of this section is not ratified by
20 the membership of the respective collective bargaining unit and approved by the Board of
21 Regents of the University of Alaska, the appropriations made in this Act applicable to the
22 collective bargaining unit's agreement are reduced proportionately by the amount for that
23 collective bargaining agreement, and the corresponding funding source amounts are reduced
24 accordingly.

25 (e) Appropriations made in sec. 1 of this Act for salary and benefit adjustments as
26 described in (a) and (b) of this section are for the benefit of the state's integrated
27 comprehensive mental health program only and do not necessarily affect every group of
28 noncovered employees or every collective bargaining unit listed in (a) and (b) of this section.

29 * **Sec. 12. RETROACTIVITY.** If the appropriation made in sec. 9 of this Act takes effect
30 after April 17, 2016, sec. 9 of this Act is retroactive to April 17, 2016.

31 * **Sec. 13.** Sections 9 and 12 of this Act take effect immediately under AS 01.10.070(c).

1 * **Sec. 14.** Except as provided in sec. 13 of this Act, this Act takes effect July 1, 2016.