

SENATE BILL NO. 166

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SIXTH LEGISLATURE - FIRST SESSION

BY SENATOR OLSON

Introduced: 3/25/09

Referred: Transportation, Labor and Commerce, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act providing that the Alaska Railroad Corporation is subject to the Executive
2 Budget Act and providing that expenditures of the Alaska Railroad Corporation are
3 subject to appropriation; and providing for an effective date."

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

5 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section
6 to read:

7 PURPOSE. The purpose of this Act is to direct the Alaska Railroad Corporation to be
8 responsible for the management of the financial and legal obligations of the Alaska Railroad,
9 subject to AS 37.07 (Executive Budget Act), and to be responsible for the operating, capital,
10 and debt service expenditures of the corporation in accordance with appropriations made by
11 the legislature.

12 * **Sec. 2.** AS 37.07.120(1) is amended to read:

13 (1) "agency" means a department, officer, institution, board,
14 commission, bureau, division, or other administrative unit forming the state

1 government and includes the Alaska Railroad Corporation, the Alaska Pioneers'
 2 Home, the Alaska Veterans' Home, and the University of Alaska, but does not include
 3 the legislature or the judiciary;

4 * **Sec. 3.** AS 40.25.115(i) is amended to read:

5 (i) A public agency other than a municipality [OR THE ALASKA
 6 RAILROAD CORPORATION] shall separately account for the fees received by the
 7 agency under this section and deposited in the general fund. The annual estimated
 8 balance in the account may be used by the legislature to make appropriations to the
 9 agency to carry out the activities of the agency.

10 * **Sec. 4.** AS 42.40.540 is amended to read:

11 **Sec. 42.40.540. Appropriations.** The corporation shall [MAY] request, in
 12 accordance with AS 37.07, appropriations [THE CONCURRENCE OF THE
 13 GOVERNOR, A DIRECT APPROPRIATION OR GRANT] from the legislature to
 14 carry [ASSIST IN CARRYING] out the provisions of this chapter.

15 * **Sec. 5.** AS 42.40.100(4) and 42.40.920(b)(6) are repealed.

16 * **Sec. 6.** The uncodified law of the State of Alaska is amended by adding a new section to
 17 read:

18 PREPARATION AND SUBMISSION OF FIRST ANNUAL BUDGET OF THE
 19 ALASKA RAILROAD CORPORATION UNDER AS 37.07. The Alaska Railroad
 20 Corporation shall prepare its first agency program and financial plan under AS 37.07 for
 21 consideration by the governor in the development of the governor's recommended operating
 22 and capital improvements programs and financial plans that are submitted to the legislature at
 23 the next regular session of the legislature that convenes following the effective date of this
 24 Act.

25 * **Sec. 7.** This Act takes effect immediately under AS 01.10.070(c).