

SENATE BILL NO. 128

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - FIRST SESSION

BY THE SENATE RULES COMMITTEE BY REQUEST OF THE GOVERNOR

Introduced: 4/19/21

Referred: Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act making special appropriations relating to the American Rescue Plan Act; and**
2 **providing for an effective date."**

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

4 * **Section 1.** AMERICAN RESCUE PLAN ACT: CORONAVIRUS STATE AND LOCAL
5 FISCAL RECOVERY FUND. (a) The sum of \$74,000,000 in federal receipts received from
6 the American Rescue Plan Act: Title IX, Committee on Finance, Subtitle M, Coronavirus
7 State and Local Fiscal Recovery Funds, Section 9901, is appropriated to the Department of
8 Health and Social Services, public health, emergency programs for the purpose of health and
9 individual security needs for the fiscal years ending June 30, 2021, June 30, 2022, June 30,
10 2023, and June 30, 2024.

11 (b) The sum of \$6,000,000 in federal receipts received from the American Rescue
12 Plan Act: Title IX, Committee on Finance, Subtitle M, Coronavirus State and Local Fiscal
13 Recovery Funds, Section 9901, is appropriated to the Department of Public Safety, domestic
14 violence and sexual assault, for the purpose of sexual assault and domestic violence grants for

1 the fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

2 (c) The sum of \$150,000,000 in federal receipts received from the American Rescue
3 Plan Act: Title IX, Committee on Finance, Subtitle M, Coronavirus State and Local Fiscal
4 Recovery Funds, Section 9901, is appropriated to the Department of Commerce, Community,
5 and Economic Development for the purpose of tourism industry revitalization.

6 (d) The sum of \$325,000,000 in federal receipts received from the American Rescue
7 Plan Act: Title IX, Committee on Finance, Subtitle M, Coronavirus State and Local Fiscal
8 Recovery Funds, Section 9901, is appropriated to the Department of Commerce, Community,
9 and Economic Development for the purpose of economic recovery and investment.

10 (e) The sum of \$325,000,000 in federal receipts received from the American Rescue
11 Plan Act: Title IX, Committee on Finance, Subtitle M, Coronavirus State and Local Fiscal
12 Recovery Funds, Section 9901, is appropriated for the purpose of infrastructure investment.

13 (f) The sum of \$120,000,000 in federal receipts received from the American Rescue
14 Plan Act: Title IX, Committee on Finance, Subtitle M, Coronavirus State and Local Fiscal
15 Recovery Funds, Section 9901, is appropriated to executive branch-wide appropriations for
16 the purpose of replacing unrestricted general fund appropriations for the provision of
17 government services under the guidance included in the American Rescue Plan Act for the
18 fiscal year ending June 30, 2021.

19 (g) The sum of \$19,259,405 in federal receipts received from the American Rescue
20 Plan Act: Title IX, Committee on Finance, Subtitle M, Coronavirus State and Local Fiscal
21 Recovery Funds, Section 9901, is appropriated to executive branch-wide appropriations for
22 the provision of government services to the extent of the reduction in state restricted revenue
23 related to the COVID-19 pandemic for the fiscal years ending June 30, 2021, June 30, 2022,
24 June 30, 2023, and June 30, 2024.

25 (h) The sum of \$112,259,292 in federal receipts received for capital projects directly
26 enabling work, education, and health monitoring from the American Rescue Plan Act: Title
27 IX, Committee on Finance, Subtitle M, Coronavirus State and Local Fiscal Recovery Funds,
28 Section 9901, is appropriated for capital projects under the application guidelines to be
29 established by the United States Department of Treasury.

30 (i) Unrestricted general fund appropriations made in ch. 8, SLA 2020, are reduced by
31 the amount listed in (f) of this section.

1 * **Sec. 2.** DEPARTMENT OF COMMERCE, COMMUNITY, AND ECONOMIC
2 DEVELOPMENT. The amount of federal receipts received for nonentitlement units of local
3 government and counties from the American Rescue Plan Act: Title IX, Committee on
4 Finance, Subtitle M, Coronavirus State and Local Fiscal Recovery Funds, Section 9901,
5 estimated to be \$185,395,702, is appropriated to the Department of Commerce, Community,
6 and Economic Development, community and regional affairs, for grants to communities as
7 required by the American Rescue Plan Act for the fiscal years ending June 30, 2021, June 30,
8 2022, June 30, 2023, and June 30, 2024.

9 * **Sec. 3.** DEPARTMENT OF EDUCATION AND EARLY DEVELOPMENT. (a) The
10 amount of federal receipts received from the National Endowment for the Arts from the
11 American Rescue Plan Act: Title II, Committee on Health, Education, Labor, and Pensions,
12 Subtitle A, Education Matters, Section 2021, estimated to be \$758,700, is appropriated to the
13 Department of Education and Early Development, Alaska State Council on the Arts for the
14 fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

15 (b) The amount of federal receipts received from the Institute of Museum and Library
16 Services from the American Rescue Plan Act: Title II, Committee on Health, Education,
17 Labor, and Pensions, Subtitle A, Education Matters, Section 2023, estimated to be
18 \$2,159,300, is appropriated to the Department of Education and Early Development, Alaska
19 state libraries, archives, and museums, library operations for the fiscal years ending June 30,
20 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

21 * **Sec. 4.** DEPARTMENT OF HEALTH AND SOCIAL SERVICES. (a) The amount of
22 federal receipts received in Mental Health Block Grants from the American Rescue Plan Act:
23 Title II, Committee on Health, Education, Labor, and Pensions, Subtitle H, Mental Health and
24 Substance Use Disorder, Section 2701, estimated to be \$3,038,000, is appropriated to the
25 Department of Health and Social Services, behavioral health, behavioral health prevention
26 and early intervention grants for the fiscal years ending June 30, 2021, June 30, 2022,
27 June 30, 2023, and June 30, 2024.

28 (b) The amount of federal receipts received for the purpose of substance abuse block
29 grants from the American Rescue Plan Act: Title II, Committee on Health, Education, Labor,
30 and Pensions, Subtitle H, Mental Health and Substance Use Disorder, Section 2702, estimated
31 to be \$4,706,000, is appropriated to the Department of Health and Social Services, behavioral

1 health, behavioral health prevention and early intervention grants for the fiscal years ending
2 June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

3 (c) The amount of federal receipts received for the purpose of the Child Nutrition
4 Pandemic EBT Program from the American Rescue Plan Act: Title I, Committee on
5 Agriculture, Nutrition, and Forestry, Subtitle B, Nutrition, Section 1108, estimated to be
6 \$768,400, is appropriated to the Department of Health and Social Services, public assistance,
7 public assistance administration for the fiscal years ending June 30, 2021, and June 30, 2022.

8 (d) The amount of federal receipts received for the purpose of pandemic emergency
9 assistance from the American Rescue Plan Act: Title IX, Committee on Finance, Subtitle C,
10 Emergency Assistance to Children and Families, Section 9201, estimated to be \$3,363,500, is
11 appropriated to the Department of Health and Social Services, public assistance, Alaska
12 temporary assistance program for the fiscal years ending June 30, 2021, and June 30, 2022.

13 (e) The amount of federal receipts received for the purpose of child care stabilization
14 grants from the American Rescue Plan Act: Title I, Committee on Health, Education, Labor,
15 and Pensions, Subtitle C, Human Services and Community Supports, Section 2202, estimated
16 to be \$45,453,000, is appropriated to the Department of Health and Social Services, public
17 assistance, child care benefits for the fiscal years ending June 30, 2021, and June 30, 2022.

18 (f) The amount of federal receipts received for the purpose of child care development
19 fund grants from the American Rescue Plan Act: Title I, Committee on Health, Education,
20 Labor, and Pensions, Subtitle C, Human Services and Community Supports, Section 2201,
21 estimated to be \$28,410,000, is appropriated to the Department of Health and Social Services,
22 public assistance, child care benefits for the fiscal years ending June 30, 2021, and June 30,
23 2022.

24 (g) The amount of federal receipts received for the Low Income Home Energy
25 Assistance Program from the American Rescue Plan Act: Title I, Committee on Health,
26 Education, Labor, and Pensions, Subtitle K, Ratepayer Protection, Section 2911, estimated to
27 be \$23,701,000, is appropriated to the Department of Health and Social Services, public
28 assistance, energy assistance program for the fiscal years ending June 30, 2021, June 30,
29 2022, June 30, 2023, and June 30, 2024.

30 (h) The amount of federal receipts received for the purpose of WIC benefit
31 improvements from the American Rescue Plan: Title I, Agriculture, Nutrition, and Forestry,

1 Subtitle B, Nutrition, Section 1105, estimated to be \$1,160,000, is appropriated to the
2 Department of Health and Social Services, public assistance, public assistance administration
3 for the fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

4 (i) The amount of federal receipts received for the purpose of CDC funding for
5 COVID-19 testing from the American Rescue Plan Act: Title I, Committee on Health,
6 Education, Labor, and Pensions, Subtitle E, Testing, Section 2401, estimated to be
7 \$22,033,800, is appropriated to the Department of Health and Social Services, public health,
8 emergency programs for the fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023,
9 and June 30, 2024.

10 (j) The amount of federal receipts received for the purpose of CDC funding for
11 COVID-19 vaccinations from the American Rescue Plan Act: Title I, Committee on Health,
12 Education, Labor, and Pensions, Subtitle D, Public Health, Section 2301, estimated to be
13 \$32,376,600, is appropriated to the Department of Health and Social Services, public health,
14 emergency programs for the fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023,
15 and June 30, 2024.

16 (k) The amount of federal receipts received for the purpose of the Child Abuse
17 Prevention Act from the American Rescue Plan Act: Title I, Committee on Health, Education,
18 Labor, and Pensions, Subtitle C, Human Services and Community Supports, Section 2205,
19 estimated to be \$291,000, is appropriated to the Department of Health and Social Services,
20 public health, emergency programs for the fiscal years ending June 30, 2021, June 30, 2022,
21 June 30, 2023, and June 30, 2024.

22 (l) The amount of federal receipts received for the purpose of supporting older
23 Americans and their families from the American Rescue Plan Act: Title I, Committee on
24 Health, Education, Labor, and Pensions, Subtitle L, Assistance for Older Americans,
25 Grandfamilies, and Kinship Families, Section 2921, estimated to be \$7,045,000, is
26 appropriated to the Department of Health and Social Services, senior and disabilities services,
27 senior and disabilities services community-based grants for the fiscal years ending June 30,
28 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

29 * **Sec. 5.** DEPARTMENT OF LABOR AND WORKFORCE DEVELOPMENT. (a) The
30 amount of federal receipts received for the purpose of higher education emergency relief
31 funds to the Alaska Vocational Technical Center from the American Rescue Plan Act: Title II,

Committee on Health, Education, Labor, and Pensions, Subtitle A, Education Matters, Section 2003, estimated to be \$441,000, is appropriated to the Department of Labor and Workforce Development, Alaska Vocational Technical Center for the fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

(b) The amount of federal receipts received for the purpose of unemployment insurance mainframe system support from the American Rescue Plan Act: Title IX, Committee on Finance, Subtitle A, Crisis Support for Unemployed Workers, Section 9032, estimated to be \$6,000,000, is appropriated to the Department of Labor and Workforce Development.

*** Sec. 6.** DEPARTMENT OF MILITARY AND VETERANS' AFFAIRS. The amount of federal receipts received for the purpose of emergency management grants from the American Rescue Plan Act: Title IV, Committee on Homeland Security and Governmental Affairs, Section 4014, estimated to be \$882,300, is appropriated to the Department of Military and Veterans' Affairs, homeland security and emergency management for the fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

*** Sec. 7.** DEPARTMENT OF TRANSPORTATION AND PUBLIC FACILITIES. The amount of federal receipts received for the purpose of federal transit administration grants from the American Rescue Plan Act: Title III, Committee on Banking, Housing, and Urban Affairs, Subtitle D, Public Transportation, Section 3401, estimated to be \$6,625,503, is appropriated to the Department of Transportation and Public Facilities, administration and support, commissioner's office for the fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

*** Sec. 8.** UNIVERSITY OF ALASKA. The amount of federal receipts received for the purpose of the Higher Education Emergency Relief Fund from the American Rescue Plan Act: Title II, Committee on Health, Education, Labor, and Pensions, Subtitle A, Education Matters, Section 2003, estimated to be \$30,800,000, is appropriated to University of Alaska, statewide services for the fiscal years ending June 30, 2021, June 30, 2022, June 30, 2023, and June 30, 2024.

*** Sec. 9.** COMPLIANCE; CONTINGENCIES. (a) All appropriations of federal receipts from the American Rescue Plan Act are subject to current and future American Rescue Plan Act guidelines issued by the United States Department of Treasury.

1 (b) If any appropriation or allocation specifically made in sec. 1 of this Act is
2 determined by the office of management and budget to be noncompliant with federal guidance

3 (1) the federal appropriation for the noncompliant purpose is reduced by the
4 amount determined to be noncompliant;

5 (2) the amount necessary for the noncompliant purpose is appropriated from
6 the general fund; and

7 (3) the appropriations made in sec. 1(f) and (i) of this Act are increased by an
8 amount equal to the amount determined to be noncompliant under (1) of this subsection.

9 (c) The office of management and budget will submit notification to the presiding
10 officers of each house of the legislature before implementing (b) of this section.

11 * **Sec. 10.** LAPSE. The appropriations made in secs. 1(c), 1(d), 1(e), 1(h), and 5(b) of this
12 Act are for capital projects and lapse under AS 37.25.020.

13 * **Sec. 11.** RETROACTIVITY. If this Act takes effect after June 30, 2021, this Act is
14 retroactive to June 30, 2021.

15 * **Sec. 12.** This Act takes effect immediately under AS 01.10.070(c).