

SENATE CS FOR CS FOR SS FOR HOUSE BILL NO. 40(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-FIRST LEGISLATURE - FIRST SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 4/29/19

Referred: Rules

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; and providing for an effective date."**

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

4 **(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, 2019 and ending June 30, 2020, 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	Funds
	* * * * *	* * * * *		
	* * * * * Department of Administration * * * * *			
	* * * * *	* * * * *		
Legal and Advocacy Services		2,446,900	2,159,300	287,600
Office of Public Advocacy	2,067,300			
Public Defender Agency	379,600			
	* * * * *	* * * * *		
	* * * * * Department of Corrections * * * * *			
	* * * * *	* * * * *		
Population Management		1,000,000	1,000,000	
The amount appropriated by this appropriation may not be used to send inmates to out-of-state facilities unless medically necessary.				
Community Residential Centers	1,000,000			
Health and Rehabilitation Services		9,489,500	9,091,000	398,500
Behavioral Health Care	6,863,600			
Substance Abuse Treatment Program	2,625,900			
	* * * * *	* * * * *		
	* * * * * Department of Education and Early Development * * * * *			
	* * * * *	* * * * *		
Education Support and Administrative Services		427,800	377,800	50,000

		Appropriation	General	Other
		Allocations	Funds	Funds
1				
2				
3	Student and School	427,800		
4	Achievement			
5		* * * * *	* * * * *	
6		* * * * * Department of Health and Social Services * * * * *		
7		* * * * *	* * * * *	
8	Alaska Psychiatric Institute		11,595,800	11,595,800
9	Alaska Psychiatric	11,595,800		
10	Institute			
11	Behavioral Health		65,488,600	64,091,100
12	Behavioral Health Treatment	42,649,900		
13	and Recovery Grants			
14	Alcohol Safety Action	1,486,500		
15	Program (ASAP)			
16	Behavioral Health	9,300,400		
17	Administration			
18	Behavioral Health	5,440,300		
19	Prevention and Early			
20	Intervention Grants			
21	Designated Evaluation and	2,794,800		
22	Treatment			
23	Alaska Mental Health Board	902,900		
24	and Advisory Board on			
25	Alcohol and Drug Abuse			
26	Suicide Prevention Council	652,500		
27	Residential Child Care	2,261,300		
28	Children's Services		2,191,900	2,191,900
29	Children's Services	69,500		
30	Management			
31	Front Line Social Workers	148,500		
32	Family Preservation	726,000		
33	Foster Care Augmented Rate	500,000		

		Appropriation	General	Other
		Allocations	Funds	Funds
1				
2				
3	Foster Care Special Need	747,900		
4	Health Care Services		135,800	7,900
5	Residential Licensing	135,800		
6	Medical Assistance	7,900		
7	Administration			
8	Juvenile Justice		1,304,600	163,300
9	McLaughlin Youth Center	767,900		
10	Fairbanks Youth Facility	120,900		
11	Bethel Youth Facility	66,500		
12	Probation Services	512,600		
13	Public Assistance		13,200	
14	Public Assistance	13,200		
15	Administration			
16	Public Health		4,118,300	240,000
17	Nursing	98,200		
18	Women, Children and Family	805,800		
19	Health			
20	Public Health	2,634,700		
21	Administrative Services			
22	Emergency Programs	779,600		
23	Bureau of Vital Statistics	40,000		
24	Senior and Disabilities Services		12,057,200	898,000
25	Senior and Disabilities	1,180,600		
26	Community Based Grants			
27	Early Intervention/Infant	7,424,500		
28	Learning Programs			
29	Senior and Disabilities	3,115,000		
30	Services Administration			
31	General Relief/Temporary	740,300		
32	Assisted Living			
33	Commission on Aging	130,400		

		Appropriation	General	Other
		Allocations	Funds	Funds
1				
2				
3	Governor's Council on	364,400		
4	Disabilities and Special			
5	Education			
6	Departmental Support Services	553,100	553,100	
7	Commissioner's Office	203,100		
8	HSS State Facilities Rent	350,000		
9	Medicaid Services	85,280,800	82,155,800	3,125,000
10	It is the intent of the legislature that long-term care facilities be exempt from Medicaid			
11	provider rate reductions.			
12	It is the intent of the legislature that Critical Access Hospitals and hospitals with the dual			
13	federal designation of Sole Community Hospital and Rural Referral Center be exempt from			
14	the the five percent Medicaid rate reduction proposed by the Department of Health and Social			
15	Services.			
16	It is the intent of the legislature that skilled nursing facilities and senior and disabilities			
17	services providers (nursing homes, section 1915 (c) of the Social Security Act and other			
18	waiver service providers, and personal care attendant services) that serve vulnerable Alaskans			
19	be exempt from the five percent Medicaid rate reduction proposed by the Department of			
20	Health and Social Services.			
21	Medicaid Services	85,280,800		
22	*****	*****		
23	***** Department of Labor and Workforce Development *****			
24	*****	*****		
25	Commissioner and Administrative	75,000		75,000
26	Services			
27	Labor Market Information	75,000		
28	*****	*****		
29	***** Department of Law *****			
30	*****	*****		
31	It is the intent of the legislature that the Department of Law minimize the use of outside			
32	counsel.			
33	Civil Division	100,100	100,100	

		Appropriation	General	Other
		Allocations	Funds	Funds
1				
2				
3	Human Services	100,100		
4		* * * * *	* * * * *	
5		* * * * * Department of Natural Resources * * * * *		
6		* * * * *	* * * * *	
7	Administration & Support Services	4,504,500		4,504,500
8	Mental Health Trust Lands	4,504,500		
9	Administration			
10		* * * * *	* * * * *	
11		* * * * * Department of Public Safety * * * * *		
12		* * * * *	* * * * *	
13	It is the intent of the legislature that the Department of Public Safety increase its efforts to			
14	combat internet child pornography in the state. Emphasis should be made to fill any vacant			
15	positions which will enhance the detection and arrest of those trafficking in child			
16	pornography. A report should be sent to the legislature by January 15, 2021 detailing the			
17	progress made in protecting Alaska from purveyors of child pornography.			
18	Council on Domestic Violence and	2,000,000	2,000,000	
19	Sexual Assault			
20	Council on Domestic	2,000,000		
21	Violence and Sexual Assault			
22		* * * * *	* * * * *	
23		* * * * * Department of Revenue * * * * *		
24		* * * * *	* * * * *	
25	Alaska Mental Health Trust Authority	5,060,800	965,500	4,095,300
26	Mental Health Trust	4,595,300		
27	Operations			
28	Long Term Care Ombudsman	465,500		
29	Office			
30		* * * * *	* * * * *	
31		* * * * * University of Alaska * * * * *		
32		* * * * *	* * * * *	
33	University of Alaska	2,487,300	805,800	1,681,500

1		Appropriation	General	Other
2		Allocations	Funds	Funds
3	Anchorage Campus	2,437,300		
4	Fairbanks Campus	50,000		
5		* * * * *		
6		* * * * * Judiciary * * * * *		
7		* * * * *		
8	Alaska Court System	227,000	227,000	
9	Trial Courts	227,000		
10	Therapeutic Courts	3,156,200	2,936,800	219,400
11	Therapeutic Courts	3,156,200		
12	(SECTION 2 OF THIS ACT BEGINS ON THE NEXT PAGE)			

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

Funding Source	Amount
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Department of Administration

1037 General Fund / Mental Health	2,159,300
1092 Mental Health Trust Authority Authorized Receipts	287,600
*** Total Agency Funding ***	2,446,900

Department of Corrections

1037 General Fund / Mental Health	8,091,000
1092 Mental Health Trust Authority Authorized Receipts	398,500
1246 Recidivism Reduction Fund	2,000,000
*** Total Agency Funding ***	10,489,500

Department of Education and Early Development

1037 General Fund / Mental Health	377,800
1092 Mental Health Trust Authority Authorized Receipts	50,000
*** Total Agency Funding ***	427,800

Department of Health and Social Services

1037 General Fund / Mental Health	146,088,700
1092 Mental Health Trust Authority Authorized Receipts	5,831,700
1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	20,624,500
1246 Recidivism Reduction Fund	5,000,000
1254 Marijuana Education and Treatment Fund	6,503,600
*** Total Agency Funding ***	184,048,500

Department of Labor and Workforce Development

1092 Mental Health Trust Authority Authorized Receipts	75,000
*** Total Agency Funding ***	75,000

Department of Law

1037 General Fund / Mental Health	100,100
*** Total Agency Funding ***	100,100

Department of Natural Resources

1092 Mental Health Trust Authority Authorized Receipts	4,504,500
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1	*** Total Agency Funding ***	4,504,500
2	Department of Public Safety	
3	1246 Recidivism Reduction Fund	2,000,000
4	*** Total Agency Funding ***	2,000,000
5	Department of Revenue	
6	1037 General Fund / Mental Health	465,500
7	1094 Mental Health Trust Administration	4,095,300
8	1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	500,000
9	*** Total Agency Funding ***	5,060,800
10	University of Alaska	
11	1037 General Fund / Mental Health	805,800
12	1092 Mental Health Trust Authority Authorized Receipts	1,681,500
13	*** Total Agency Funding ***	2,487,300
14	Judiciary	
15	1037 General Fund / Mental Health	2,645,800
16	1092 Mental Health Trust Authority Authorized Receipts	219,400
17	1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	518,000
18	*** Total Agency Funding ***	3,383,200
19	* * * * * Total Budget * * * * *	215,023,600
20	(SECTION 3 OF THIS ACT BEGINS ON THE NEXT PAGE)	

* **Sec. 3.** The following sets out the statewide funding for the appropriations made in sec. 1 of this Act.

Funding Source	Amount
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Unrestricted General

1037 General Fund / Mental Health	160,734,000
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*** Total Unrestricted General ***	160,734,000
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Designated General

1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	21,642,500
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1246 Recidivism Reduction Fund	9,000,000
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1254 Marijuana Education and Treatment Fund	6,503,600
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*** Total Designated General ***	37,146,100
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Other Non-Duplicated

1092 Mental Health Trust Authority Authorized Receipts	13,048,200
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1094 Mental Health Trust Administration	4,095,300
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*** Total Other Non-Duplicated ***	17,143,500
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(SECTION 4 OF THIS ACT BEGINS ON THE NEXT PAGE)

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

	Appropriation	General	Other
Allocations	Items	Funds	Funds
* * * * *	* * * * *		
* * * * * Department of Health and Social Services * * * * *			
* * * * *	* * * * *		
MH: Assistive Technology (HD 1-40)	500,000	500,000	
MH: Deferred Maintenance and Accessibility Improvements (HD 1-40)	500,000	250,000	250,000
MH: Home Modification and Upgrades to Retain Housing (HD 1-40)	1,050,000	750,000	300,000
* * * * *	* * * * *		
* * * * * Department of Revenue * * * * *			
* * * * *	* * * * *		
Alaska Housing Finance Corporation			
MH: AHFC Beneficiary and Special Needs Housing (HD 1-40)	3,700,000	3,500,000	200,000
MH: AHFC Homeless Assistance Program (HD 1-40)	8,150,000	7,200,000	950,000
MH: Housing - Grant 604 Department of Corrections Discharge Incentive Grants (HD 1-40)	100,000		100,000
* * * * *	* * * * *		
* * * * * Department of Transportation and Public Facilities * * * * *			
* * * * *	* * * * *		
MH: Coordinated Transportation and Vehicles (HD 1-40)	1,300,000	1,000,000	300,000

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

* **Sec. 5.** The following sets out the funding by agency for the appropriations made in sec. 4 of this Act.

Funding Source	Amount
Department of Health and Social Services	
1037 General Fund / Mental Health	1,500,000
1092 Mental Health Trust Authority Authorized Receipts	550,000
*** Total Agency Funding ***	2,050,000
Department of Revenue	
1037 General Fund / Mental Health	305,000
1092 Mental Health Trust Authority Authorized Receipts	1,250,000
1139 Alaska Housing Finance Corporation Dividend	10,395,000
*** Total Agency Funding ***	11,950,000
Department of Transportation and Public Facilities	
1037 General Fund / Mental Health	1,000,000
1092 Mental Health Trust Authority Authorized Receipts	300,000
*** Total Agency Funding ***	1,300,000
* * * * * Total Budget * * * * *	15,300,000

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

* **Sec. 6.** The following sets out the statewide funding for the appropriations made in sec. 4 of this Act.

Funding Source	Amount
Unrestricted General	
1037 General Fund / Mental Health	2,805,000
1139 Alaska Housing Finance Corporation Dividend	10,395,000
*** Total Unrestricted General ***	13,200,000
Other Non-Duplicated	
1092 Mental Health Trust Authority Authorized Receipts	2,100,000
*** Total Other Non-Duplicated ***	2,100,000

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

1 * **Sec. 7. 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. 8. NONGENERAL FUND RECEIPTS.** (a) Alaska Mental Health Trust Authority
4 authorized receipts (AS 37.14.036) or administration receipts (AS 37.14.036) that exceed the
5 amounts appropriated in this Act are appropriated conditioned upon compliance with the
6 program review provisions of AS 37.07.080(h).

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

10 * **Sec. 9. SALARY AND BENEFIT ADJUSTMENTS.** (a) The appropriations made in sec.
11 1 of this Act include amounts for salary and benefit adjustments for public officials, officers,
12 and employees of the executive branch, Alaska Court System employees, employees of the
13 legislature, and legislators and to implement the terms for the fiscal year ending June 30,
14 2020, of the following collective bargaining agreements:

- 15 (1) Alaska State Employees Association, for the general government unit;
- 16 (2) Teachers' Education Association of Mt. Edgecumbe, representing the
17 teachers of Mt. Edgecumbe High School;
- 18 (3) Confidential Employees Association, representing the confidential unit;
- 19 (4) Public Safety Employees Association, representing the regularly
20 commissioned public safety officers unit;
- 21 (5) Public Employees Local 71, for the labor, trades, and crafts unit;
- 22 (6) Alaska Public Employees Association, for the supervisory unit;
- 23 (7) Alaska Correctional Officers Association, representing the correctional
24 officers unit.

25 (b) The appropriations made to the University of Alaska in sec. 1 of this Act include
26 amounts for salary and benefit adjustments for the fiscal year ending June 30, 2020, for
27 university employees who are not members of a collective bargaining unit and to implement
28 the terms for the fiscal year ending June 30, 2020, of the following collective bargaining
29 agreements:

- 30 (1) Fairbanks Firefighters Union, IAFF Local 1324;
- 31 (2) United Academic - Adjuncts - American Association of University

1 Professors, American Federation of Teachers;

2 (3) United Academics - American Association of University Professors,
3 American Federation of Teachers.

4 (c) If a collective bargaining agreement listed in (a) of this section is not ratified by
5 the membership of the respective collective bargaining unit, the appropriations made in this
6 Act applicable to the collective bargaining unit's agreement are adjusted proportionately by
7 the amount for that collective bargaining agreement, and the corresponding funding source
8 amounts are adjusted accordingly.

9 (d) If a collective bargaining agreement listed in (b) of this section is not ratified by
10 the membership of the respective collective bargaining unit and approved by the Board of
11 Regents of the University of Alaska, the appropriations made in this Act applicable to the
12 collective bargaining unit's agreement are adjusted proportionately by the amount for that
13 collective bargaining agreement, and the corresponding funding source amounts are adjusted
14 accordingly.

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

19 * **Sec. 10.** This Act takes effect July 1, 2019.