



# LAWS OF ALASKA

2012

**Source**  
CCS HB 285

**Chapter No.**  
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## AN ACT

Making appropriations for the operating and capital expenses of the state's integrated comprehensive mental health program; and providing for an effective date.

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

THE ACT FOLLOWS ON PAGE 1



**AN ACT**

1 Making appropriations for the operating and capital expenses of the state's integrated  
2 comprehensive mental health program; and providing for an effective date.

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4

(SECTION 1 OF THIS ACT BEGINS ON PAGE 2)



	<b>Appropriation</b>	<b>General</b>	<b>Other</b>
	<b>Allocations</b>	<b>Funds</b>	<b>Funds</b>
	<b>Items</b>		
1			
2			
3	Student and School	577,800	
4	Achievement		
5	*****	*****	
6	***** <b>Department of Health and Social Services</b> *****		
7	*****	*****	
8	<b>Alaska Pioneer Homes</b>	<b>15,514,500</b>	<b>15,514,500</b>
9	Alaska Pioneer Homes	64,200	
10	Management		
11	Pioneer Homes	15,450,300	
12	The amount allocated for Pioneer Homes includes the unexpended and unobligated balance		
13	on June 30, 2012, of the Department of Health and Social Services, Pioneer Homes care and		
14	support receipts under AS 47.55.030.		
15	<b>Behavioral Health</b>	<b>85,079,200</b>	<b>81,399,600</b> <b>3,679,600</b>
16	AK Fetal Alcohol Syndrome	359,500	
17	Program		
18	Alcohol Safety Action	998,200	
19	Program (ASAP)		
20	Behavioral Health Grants	24,702,000	
21	Behavioral Health	5,781,900	
22	Administration		
23	Community Action	1,538,200	
24	Prevention & Intervention		
25	Grants		
26	Rural Services and Suicide	2,335,700	
27	Prevention		
28	Psychiatric Emergency	7,094,600	
29	Services		
30	Services to the Seriously	15,415,300	
31	Mentally Ill		
32	Designated Evaluation and	3,156,400	
33	Treatment		

	<b>Appropriation</b>	<b>General</b>	<b>Other</b>
	<b>Allocations</b>	<b>Funds</b>	<b>Funds</b>
	<b>Items</b>		
1			
2			
3	Services for Severely	15,557,600	
4	Emotionally Disturbed		
5	Youth		
6	Alaska Psychiatric	6,574,300	
7	Institute		
8	Alaska Mental Health Board	980,600	
9	and Advisory Board on		
10	Alcohol and Drug Abuse		
11	Suicide Prevention Council	584,900	
12	<b>Children's Services</b>	<b>11,436,500</b>	<b>11,043,500</b>
13	Children's Services	69,500	
14	Management		
15	It is the intent of the legislature that \$200,000 GF be used for the Education and Training		
16	Voucher program within the Independent Living Program.		
17	Front Line Social Workers	148,500	
18	Family Preservation	864,000	
19	Foster Care Augmented Rate	500,000	
20	Foster Care Special Need	747,900	
21	Residential Child Care	3,238,100	
22	Infant Learning Program	5,868,500	
23	Grants		
24	<b>Health Care Services</b>	<b>628,400</b>	<b>128,400</b>
25	Certification and Licensing	128,400	
26	Medical Assistance	500,000	
27	Administration		
28	<b>Juvenile Justice</b>	<b>1,406,000</b>	<b>1,139,700</b>
29	McLaughlin Youth Center	710,300	
30	Fairbanks Youth Facility	112,500	
31	Bethel Youth Facility	62,100	
32	Probation Services	521,100	
33	<b>Public Assistance</b>	<b>13,200</b>	<b>13,200</b>

	Appropriation		General	Other
	Allocations	Items	Funds	Funds
1				
2				
3	Public Assistance	13,200		
4	Administration			
5	<b>Public Health</b>		<b>1,445,600</b>	<b>400,900</b>
6	Health Planning and	885,100		
7	Systems Development			
8	Nursing	98,200		
9	Women, Children and Family	863,200		
10	Health			
11	No money appropriated for public health and allocated to women, children, and family health			
12	may be expended for an abortion that is not a mandatory service required under AS			
13	47.07.030(a). The money appropriated for Health and Social Services may be expended only			
14	for mandatory services required under Title XIX of the Social Security Act and for optional			
15	services offered by the state under the state plan for medical assistance that has been approved			
16	by the United States Department of Health and Human Services.			
17	It is the intent of the legislature that the Department of Health and Social Services' FY14			
18	budget submission limit expenditures from the Tobacco Use Education and Cessation Fund to			
19	current year anticipated revenue plus up to fifteen percent of the fund balance carried into			
20	FY14.			
21	<b>Senior and Disabilities</b>		<b>15,410,000</b>	<b>1,163,100</b>
22	<b>Services</b>			
23	Senior and Disabilities	3,177,900		
24	Services Administration			
25	General Relief/Temporary	740,300		
26	Assisted Living			
27	Senior Community Based	3,736,600		
28	Grants			
29	Community Developmental	8,084,800		
30	Disabilities Grants			
31	Commission on Aging	143,700		
32	Governor's Council on	689,800		
33	Disabilities and Special			

	<b>Appropriation</b>	<b>General</b>	<b>Other</b>
	<b>Allocations</b>	<b>Items</b>	<b>Funds</b>
			<b>Funds</b>
1			
2			
3	Education		
4	<b>Departmental Support</b>	<b>574,800</b>	<b>459,800</b>
5	<b>Services</b>		<b>115,000</b>
6	Commissioner's Office	224,800	
7	HSS State Facilities Rent	350,000	
8	<b>Medicaid Services</b>	<b>81,250,800</b>	<b>81,250,800</b>
9	Behavioral Health Medicaid	77,622,900	
10	Services		
11	Children's Medicaid	3,627,900	
12	Services		
13	*****		*****
14	***** <b>Department of Labor and Workforce Development</b> *****		
15	*****		*****
16	<b>Vocational Rehabilitation</b>	<b>100,000</b>	<b>100,000</b>
17	Special Projects	100,000	
18	*****	*****	
19	***** <b>Department of Law</b> *****		
20	*****	*****	
21	<b>Civil Division</b>	<b>92,000</b>	<b>92,000</b>
22	Human Services	92,000	
23	*****	*****	
24	***** <b>Department of Natural Resources</b> *****		
25	*****	*****	
26	<b>Administration &amp; Support</b>	<b>3,601,000</b>	<b>3,601,000</b>
27	<b>Services</b>		
28	Mental Health Trust Lands	3,601,000	
29	Administration		
30	*****	*****	
31	***** <b>Department of Revenue</b> *****		
32	*****	*****	
33	<b>Alaska Mental Health Trust</b>	<b>3,467,200</b>	<b>298,800</b>
			<b>3,168,400</b>



	<b>Appropriation</b>	<b>General</b>	<b>Other</b>
	<b>Allocations</b>	<b>Funds</b>	<b>Funds</b>
<b>Authority</b>			
Mental Health Trust	3,168,400		
Operations			
<p>It is the intent of the legislature that the Mental Health Trust Authority (the Trust) provide the legislature with specific information regarding the planned duration of any new program it proposes to create with Mental Health Trust Authority Authorized Receipts (MHTAAR), General Fund / Mental Health (GF/MH), or any mix of proposed funding. The Trust shall also inform the legislature of the projected outcomes of each newly created program as well as the measures that the Trust will use to evaluate those outcomes. Further, the Trust shall inform the legislature as to how long it plans to support newly created programs with MHTAAR and whether or not there may need to be ongoing or new GF/MH funding to sustain it.</p>			
Long Term Care Ombudsman	298,800		
Office			
	*****	*****	
	***** <b>University of Alaska</b> *****		
	*****	*****	
<p>It is the intent of the legislature that the University of Alaska submits a FY14 budget in which requests for unrestricted general fund increments do not exceed the amount of additional University Receipts requested for that year. It is the intent of the legislature that future budget requests of the University of Alaska for unrestricted general funds move toward a long-term goal of 125 percent of actual University Receipts for the most recently closed fiscal year.</p>			
<b>Statewide Programs and</b>	<b>405,000</b>	<b>405,000</b>	
<b>    Services</b>			
Statewide Services	405,000		
<b>University of Alaska</b>	<b>1,632,300</b>	<b>200,800</b>	<b>1,431,500</b>
<b>    Anchorage</b>			
Anchorage Campus	1,632,300		
<p>It is the intent of the legislature that \$250,000 of this appropriation be used to evaluate Alaska's education system and make recommendations aimed at increasing student achievement. The evaluation should not focus on funding, except that it may recommend redirection of how a district is investing existing funding. The evaluation parameters should</p>			

	<b>Appropriation</b>	<b>General</b>	<b>Other</b>
	<b>Allocations</b>	<b>Items</b>	<b>Funds</b>
	<b>Funds</b>	<b>Funds</b>	<b>Funds</b>
1			
2			
3	include instructional programs, including comprehensive curriculum, instructional materials,		
4	and effectiveness of professional development and instructional practices; evaluation of		
5	vocational and college preparedness tracks for education; district efficiency, including		
6	efficiency of district administration; instructional leadership, including instructional		
7	accountability; teacher retention and tenure; effectiveness and efficiency of remote-delivery		
8	of education; efficiency and effectiveness of state professional development; barriers to		
9	success that are within school district control, in particular with regard to fourth- and eighth-		
10	grade reading and mathematics scores on national examinations. It should also examine the		
11	length of the school year, length of school day, and instructional time per day. The evaluation		
12	will also provide a comparison of Alaska's districts' practices to national practices on each of		
13	these parameters, including a comparison of Alaskan standards and expectations to those of		
14	other states.		
15	<b>University of Alaska</b>	<b>50,000</b>	<b>50,000</b>
16	<b>Fairbanks</b>		
17	Fairbanks Campus	50,000	
18	*****	*****	
19	***** <b>Alaska Court System</b> *****		
20	*****	*****	
21	<b>Alaska Court System</b>	<b>227,000</b>	<b>227,000</b>
22	Trial Courts	227,000	
23	<b>Therapeutic Courts</b>	<b>2,984,100</b>	<b>2,266,300</b>
24	Therapeutic Courts	2,984,100	<b>717,800</b>
25	(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 2013 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, 2012 and ending June 30, 2013, unless otherwise specified. The  
5 appropriations in this section fund legislation assumed to have passed during the second  
6 session of the twenty-seventh 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 21 SUICIDE PREVENTION**  
11 **COUNCIL MEMBERS**

12 Department of Health and Social Services

13 Behavioral Health

14 Suicide Prevention Council

15 1037 GF/MH 4,000

16 \*\*\* Total New Legislation Funding \*\*\* 4,000

17 (SECTION 3 OF THIS ACT BEGINS ON THE NEXT PAGE)

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

Funding Source	Operating	New Legislation	Total
<b>Department of Administration</b>			
1037 General Fund / Mental Health	2,037,100	0	2,037,100
1092 Mental Health Trust	153,800	0	153,800
Authority Authorized Receipts			
*** Total Agency Funding ***	\$2,190,900	\$0	\$2,190,900
<b>Department of Corrections</b>			
1037 General Fund / Mental Health	7,390,200	0	7,390,200
1092 Mental Health Trust	511,500	0	511,500
Authority Authorized Receipts			
*** Total Agency Funding ***	\$7,901,700	\$0	\$7,901,700
<b>Department of Education and Early Development</b>			
1037 General Fund / Mental Health	477,800	0	477,800
1092 Mental Health Trust	100,000	0	100,000
Authority Authorized Receipts			
*** Total Agency Funding ***	\$577,800	\$0	\$577,800
<b>Department of Health and Social Services</b>			
1037 General Fund / Mental Health	188,182,900	4,000	188,186,900
1092 Mental Health Trust	6,517,900	0	6,517,900
Authority Authorized Receipts			
1180 Alcohol and Other Drug Abuse Treatment & Prevention Fund	19,622,200	0	19,622,200
*** Total Agency Funding ***	\$214,323,000	\$4,000	\$214,327,000
<b>Department of Labor and Workforce Development</b>			
1037 General Fund / Mental Health	100,000	0	100,000
*** Total Agency Funding ***	\$100,000	\$0	\$100,000
<b>Department of Law</b>			
1037 General Fund / Mental Health	92,000	0	92,000

			New	
	Funding Source	Operating	Legislation	Total
3	*** Total Agency Funding ***	\$92,000	\$0	\$92,000
4	<b>Department of Natural Resources</b>			
5	1092 Mental Health Trust	3,601,000	0	3,601,000
6	Authority Authorized Receipts			
7	*** Total Agency Funding ***	\$3,601,000	\$0	\$3,601,000
8	<b>Department of Revenue</b>			
9	1037 General Fund / Mental Health	298,800	0	298,800
10	1094 Mental Health Trust	3,168,400	0	3,168,400
11	Administration			
12	*** Total Agency Funding ***	\$3,467,200	\$0	\$3,467,200
13	<b>University of Alaska</b>			
14	1037 General Fund / Mental Health	605,800	0	605,800
15	1092 Mental Health Trust	1,481,500	0	1,481,500
16	Authority Authorized Receipts			
17	*** Total Agency Funding ***	\$2,087,300	\$0	\$2,087,300
18	<b>Alaska Court System</b>			
19	1037 General Fund / Mental Health	1,975,300	0	1,975,300
20	1092 Mental Health Trust	717,800	0	717,800
21	Authority Authorized Receipts			
22	1180 Alcohol and Other Drug Abuse	518,000	0	518,000
23	Treatment & Prevention Fund			
24	*** Total Agency Funding ***	\$3,211,100	\$0	\$3,211,100
25	* * * * * Total Budget * * * * *	\$237,552,000	\$4,000	\$237,556,000

(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.

3		Operating	New Legislation	Total
4	Funding Source			
5	<b>Unrestricted General Funds</b>			
6	1037 General Fund / Mental Health	201,159,900	4,000	201,163,900
7	***Total Unrestricted General Funds***	\$201,159,900	\$4,000	\$201,163,900
8	<b>Designated General Funds</b>			
9	1180 Alcohol and Other Drug Abuse	20,140,200		20,140,200
10	Treatment & Prevention Fund			
11	***Total Designated General Funds***	\$20,140,200	\$0	\$20,140,200
12	<b>Other Non-Duplicated Funds</b>			
13	1092 Mental Health Trust	13,083,500		13,083,500
14	Authority Authorized Receipts			
15	1094 Mental Health Trust	3,168,400		3,168,400
16	Administration			
17	***Total Other Non-Duplicated Funds***	\$16,251,900	\$0	\$16,251,900
18	<b>Federal Funds</b>			
19	***Total Federal Funds***	\$0	\$0	\$0
20	<b>Other Duplicated Funds</b>			
21	***Total Other Duplicated Funds***	\$0	\$0	\$0

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



1		<b>Appropriation</b>	<b>General</b>	<b>Other</b>
2		<b>Allocations</b>	<b>Items</b>	<b>Funds</b>
3			<b>Funds</b>	<b>Funds</b>
3		*****	*****	
4		***** <b>Department of Transportation and Public Facilities</b> *****		
5		*****	*****	
6	MH Coordinated		1,050,000	800,000
7	Transportation and Vehicles			250,000
8	(HD 1-40)			
9		(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	<b>Department of Health and Social Services</b>	
5	1004 Unrestricted General Fund Receipts	250,000
6	1037 General Fund / Mental Health	1,525,000
7	1092 Mental Health Trust Authority Authorized Receipts	300,000
8	*** Total Agency Funding ***	\$2,075,000
9	<b>Department of Revenue</b>	
10	1004 Unrestricted General Fund Receipts	7,373,500
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	676,500
14	*** Total Agency Funding ***	\$9,750,000
15	<b>Department of Transportation and Public Facilities</b>	
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 * * * * *	\$12,875,000

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	<b>Unrestricted General Funds</b>	
5	1004 Unrestricted General Fund Receipts	7,623,500
6	1037 General Fund / Mental Health	3,175,000
7	1139 Alaska Housing Finance Corporation Dividend	676,500
8	***Total Unrestricted General Funds***	\$11,475,000
9	<b>Designated General Funds</b>	
10	***Total Designated General Funds***	\$0
11	<b>Other Non-Duplicated Funds</b>	
12	1092 Mental Health Trust Authority Authorized	1,400,000
13	Receipts	
14	***Total Other Non-Duplicated Funds***	\$1,400,000
15	<b>Federal Funds</b>	
16	***Total Federal Funds***	\$0
17	<b>Other Duplicated Funds</b>	
18	***Total Other Duplicated Funds***	\$0
19	(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 by this Act are for the state's integrated comprehensive mental health program.

3 \* **Sec. 9. 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 by 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. 10. 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 2013, of the following collective bargaining agreements:

15 (1) Alaska Public Employees Association, for the confidential unit;

16 (2) Alaska Public Employees Association, for the supervisory unit;

17 (3) Alaska State Employees Association, for the general government unit;

18 (4) Alaska Vocational Technical Center Teachers' Association, National  
19 Education Association, representing employees of the Alaska Vocational Technical Center;

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

22 (6) Inlandboatmen's Union of the Pacific, Alaska Region, representing the  
23 unlicensed marine unit;

24 (7) Marine Engineers' Beneficial Association, representing licensed engineers  
25 employed by the Alaska marine highway system;

26 (8) Public Safety Employees Association, representing regularly  
27 commissioned public safety officers;

28 (9) Public Employees Local 71, for the labor, trades, and crafts unit;

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

30 (b) The operating budget appropriations made to the University of Alaska in sec. 1 of  
31 this Act include amounts for salary and benefit adjustments for the fiscal year ending June 30,

1 2013, for university employees who are not members of a collective bargaining unit and for  
2 implementing the monetary terms of the collective bargaining agreements for the fiscal year  
3 ending June 30, 2013, including the terms of the agreements providing for the health benefit  
4 plan for university employees represented by the following entities:

5 (1) Alaska Higher Education Crafts and Trades Employees, Local 6070,  
6 Alaska Public Employees Association, American Federation of Teachers (AFL-CIO);

7 (2) University of Alaska Federation of Teachers;

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

10 (4) United Academics-Adjuncts;

11 (5) Fairbanks Firefighters Association, IAFF Local 1324.

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

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

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

27 \* **Sec. 11.** This Act takes effect July 1, 2012.