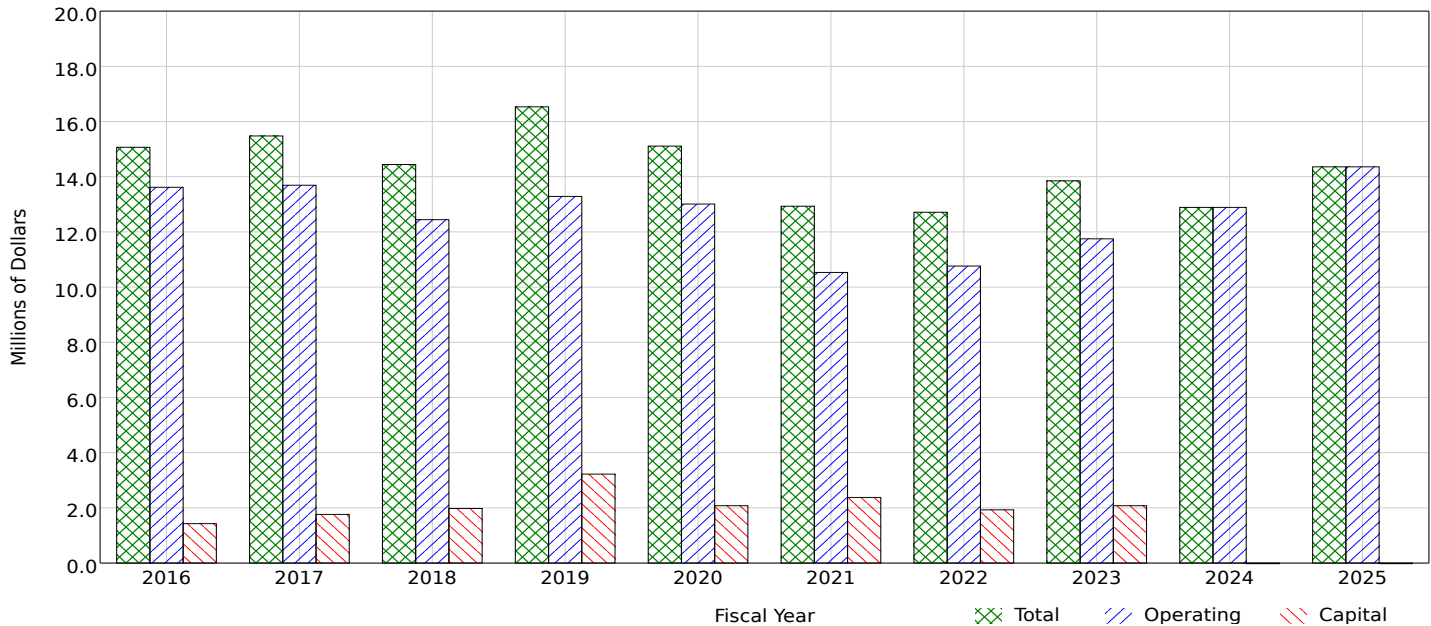


## Fund Source Report

### 1092     MHTAAR     Mental Health Trust Authority Authorized Receipts

Year Authorized 1995	Year Repealed	Active? Yes	Mental Health? Yes	Duplicated? No	Fund Group Trust / Fiduciary
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#### Operating and Capital Appropriations



#### Legal Authority

Court decree Weiss v.State (Case No. 4FA-82-2208 Civil)

#### Source of Revenue

This fund receives collections made by the Department of Natural Resources on Mental Health Lands. Collections are transferred to the Alaska Permanent Fund Corporation for investment. Funds appropriated are the earnings from the principal of the Trust.

#### Restrictions on Use

Use of the fund is defined in the settlement. In essence, income from the trust must be spent to benefit the class (those in need of mental health services) that was party to the settlement. Beneficiaries include people with 1) mental illness 2) developmental disabilities 3) chronic alcoholism or 4) Alzheimer's disease and related disorders.

#### Description and History

The Mental Health Trust Authority was formed in 1994 to assist trust beneficiaries with the terms of the mental health lands settlement. This fund code was established in FY95 after the mental health lands dispute was settled.

Mental Health Trust Authority income is used by the Mental Health Trust Authority for mental health beneficiary projects/programs as part of the state's comprehensive integrated mental health plan. This fund receives collections made by the Department of Natural Resources on Mental Health Lands. Collections are transferred to the Alaska Permanent Fund Corporation for investment. The Authority may spend earnings on the principal of the Trust.

The Mental Health Trust Authority Authorized Receipts fund code is an identifier of those mental health earnings that are recommended by the Mental Health Trust Authority for appropriation to state agencies for services provided to mental health beneficiaries.

As part of the settlement, the Authority may spend trust income without appropriation by the legislature. However, state agencies require an appropriation to spend money given to them by the Authority. Further, the presiding judge in the settlement wrote that spending income without appropriation "may not withstand a constitutional challenge should one be raised."

See

1094 Mental Health Trust Administration