

**ANCHORAGE, ALASKA
AO No. 2022-17**

1 **AN ORDINANCE SUBMITTING TO THE QUALIFIED VOTERS OF THE**
2 **MUNICIPALITY OF ANCHORAGE A BALLOT PROPOSITION AMENDING THE**
3 **ANCHORAGE MUNICIPAL CHARTER TO SUPPORT AND ADVANCE EARLY**
4 **CHILDHOOD EDUCATION, DEDICATE THE NET PROCEEDS OF THE**
5 **CURRENT RETAIL MARIJUANA SALES TAX TO THIS PURPOSE, AND**
6 **EXCEPTING THE MARIJUANA TAX FROM THE TAX INCREASE LIMITATION**
7 **(“TAX CAP”).**
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9
10 **THE ANCHORAGE ASSEMBLY ORDAINS:**

11
12 **Section 1.** Pursuant to state law and the Anchorage Municipal Charter, a ballot
13 proposition in substantially the form and substance as set forth in Section 2 below
14 with proposed amendments to the Charter shall be submitted to the qualified voters
15 of the Municipality at the next regular election to be held April 5, 2022.

16
17 **Section 2.** The following proposition shall be presented to the voters:
18

19 **PROPOSITION NO. ___**

20
21 This proposition would establish a board of early childhood education,
22 dedicate the net retail marijuana sales tax revenues to this board, and except
23 the marijuana taxes from the tax increase limitation (“tax cap”). The
24 proposition would amend the Anchorage Municipal Charter by adding the
25 following new section to Article VI:
26

27 **Section 6.06. Anchorage Board of Early Childhood Education**

28
29 (a) **Board Composition and Purpose**

30 There is established a board of early childhood education composed
31 of five (5) members appointed by the mayor and confirmed by the
32 assembly. The board shall receive and manage the disbursement of
33 all net receipts collected from the marijuana tax pursuant to § 14.06(d)
34 for the purpose of supporting and advancing early childhood education
35 in Anchorage. No board member may serve in any other elected
36 office, except on a service area board established pursuant to section
37 9.01 of this Charter.
38

39 (b) **Budget and Funding**

40 The board shall prepare a budget and a proposed rate of marijuana
41 tax under Charter § 14.06 sufficient to fund the budget and submit the
42 budget to the assembly at least 90 days before the end of the
43 municipal fiscal year. The budget may provide for investment of funds

1 for use on capital projects or capital programs in future years. The
 2 assembly may increase or decrease the budget only as to total
 3 amount. The assembly shall approve the budget as amended and
 4 appropriate the necessary funds at least 21 days prior to the end of
 5 the municipal fiscal year. If the assembly fails to approve the budget
 6 and make the necessary appropriation within the time stated, either
 7 before or by veto override after a veto of all or a portion of a budget,
 8 the board's proposal shall become the approved budget and
 9 appropriation for the fiscal year without further assembly action. The
 10 assembly shall establish a tax rate at a level sufficient for the approved
 11 budget and in accordance with Charter §14.06.

12
 13 (c) **Expenditures and Administrative Limit**

14 The board may support and advance early childhood education in
 15 Anchorage in any manner not prohibited by law, including issuing
 16 grants, conducting studies or other research, and funding training or
 17 professional development. The board may spend no more than 10%
 18 of the funds received each year on its own administrative costs as
 19 defined by ordinance. The board shall each year publish a report
 20 describing the amounts spent and the results achieved, and other
 21 information as the assembly by ordinance may prescribe.

22
 23 (d) The assembly shall implement this section by ordinance.

24
 25 And by amending portions of Anchorage Municipal Charter § 14.03 and §
 26 14.06 as follows (additions shown in underline and bold, deletions indicated
 27 by [~~brackets, strikethrough, and bold~~]; current text of the Charter omitted
 28 indicated by ***):

29
 30 **Section 14.03. Tax increase limitation.**

31 ***

32 (b) The limitations set forth in subsection (a) do not apply to the
 33 following:

34 ***

35 (6) Taxes imposed pursuant to Charter § 14.06 prior to 2019 and
 36 subsequent to 2022.

37
 38 (c) Any tax increases which result from the exceptions set forth in
 39 subsection (b)(1)—(3) shall be added to the base amount which is
 40 used in subsection (a) for the calculations of the subsequent year tax
 41 increase limit. Taxes imposed [~~collected~~] pursuant to Charter §
 42 14.06 in 2022 [~~2018~~] shall be added to the base amount which is used
 43 in subsection (a) for calculations of the 2023 [~~2019~~] tax increase limit
 44 but taxes imposed in subsequent years are excepted from the
 45 limitation pursuant to subsection (b)(6).

46
 47 **Section 14.06. - Retail marijuana sales tax.**

48
 49 ***

50 (d) Beginning in 2023, the net receipts from the tax levied
 51 under this section, after payment of the costs of tax

administration, collection and audit to the municipality, are dedicated and shall be available to use only for the purposes of Charter § 6.06.

Shall the Anchorage Municipal Charter be amended as set forth above, and the Anchorage Board of Early Childhood Education be established with the retail marijuana sales tax dedicated to its use and outside the tax cap?

Yes [] No []

Section 3. The amendments to the Charter shall be effective 30 days after certification of the election, subject to approval of the proposition contained in Section 2 of this ordinance. The remainder of this ordinance shall be effective immediately upon passage and approval of the Assembly.

PASSED AND APPROVED by the Anchorage Assembly this _____ day of _____, 2022.

Chair _____

ATTEST:

Municipal Clerk

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