

**SENATE CS FOR CS FOR HOUSE BILL NO. 104(FIN)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SEVENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

**Offered:****Referred:****Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR****A BILL****FOR AN ACT ENTITLED**

1 "An Act renaming the Alaska performance scholarship and relating to the scholarship  
2 and tax credits applicable to contributions to the scholarship; relating to  
3 AlaskAdvantage education grant funding and to Alaska performance scholarship  
4 funding; relating to AlaskAdvantage education grant eligibility; establishing accounts  
5 and a fund for those purposes; making conforming amendments; and providing for an  
6 effective date."

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

8 \* **Section 1.** AS 14.03.113 is amended to read:

9 **Sec. 14.03.113. District determination of scholarship eligibility.** A school  
10 district shall determine whether a student who graduates from a high school in the  
11 district is eligible for an award of an Alaska performance [MERIT SCHOLARSHIP  
12 PROGRAM] scholarship under AS 14.43.810 - 14.43.849. If a student is eligible, the  
13 district shall state in the student's permanent record the highest level of funding for

which the student is eligible. A district shall provide a student with an opportunity to request that the district correct an error in the eligibility determination.

\* **Sec. 2.** AS 14.43.415(a) is amended to read:

(a) For an applicant to be eligible for a grant under AS 14.43.400 - 14.43.420, the applicant must be

(1) a resident of this state;

(2) enrolled or about to be enrolled

(A) at an institution **located in the state that is**

(i) accredited by the United States Secretary of Education; or

(ii) approved to participate in the Alaska performance scholarship program as a qualified postsecondary institution under AS 14.43.830 [APPROVED TO PARTICIPATE IN FEDERAL FINANCIAL AID PROGRAMS UNDER 20 U.S.C. 1070 - 1099c-2, AS AMENDED, LOCATED IN THIS STATE]; and

(B) on at least a half-time basis; and

(3) able to demonstrate financial need in accordance with standards for determining financial need established by the commission [UNDER 20 U.S.C. 1070c-2, AS AMENDED].

\* **Sec. 3.** AS 14.43.810 is amended to read:

**Sec. 14.43.810. Alaska performance [MERIT] scholarship program established; regulations.** (a) The Alaska performance [MERIT] scholarship program is established to provide scholarships for high school graduates who are Alaska residents to attend a qualified postsecondary institution in the state.

(b) The department shall, in consultation with the commission, adopt regulations necessary to implement the **Alaska performance scholarship** program. The commission shall administer the daily operations of the **Alaska performance scholarship** program and financing of the **Alaska performance scholarship** program, including the procedures for applying for the scholarships, establishing standards for and ensuring continuing compliance with programmatic standards, and requiring students to apply for other nonloan financial aid, consistent with federal law.

1       \* **Sec. 4.** AS 14.43.820(a) is amended to read:

2               (a) Subject to appropriation, the commission shall award an Alaska  
3               **performance** [MERIT SCHOLARSHIP PROGRAM] scholarship to an applicant who

4               (1) is a resident of the state as defined in AS 01.10.055;

5               (2) graduated or will graduate within six months from a high school in  
6               the state;

7               (3) **except as provided in (c) of this section**, has completed a core  
8               academic curriculum **of** [IN] high school **level coursework** that includes

9                       (A) four years of mathematics, four years of language arts, four  
10                  years of science, and four years of social studies, one year of which may  
11                  include a foreign language, an Alaska Native language, fine arts, or cultural  
12                  heritage; or

13                       (B) three years of mathematics, four years of language arts,  
14                  three years of science, four years of social studies, and two years of a foreign  
15                  language or an Alaska Native language;

16                       (4) has a minimum grade-point average in high school of 2.5 or higher;  
17                  the department shall set by regulation minimum requirements based on a substantially  
18                  similar standard for districts that do not assign grades;

19                       (5) has achieved a minimum score on a

20                               (A) college entrance examination; or

21                               (B) standardized examination designed to measure a student's  
22                  level of preparedness to make the transition to work, as selected by the  
23                  department; and

24                       (6) is enrolled in good standing in a course of study at a qualified  
25                  postsecondary institution in this state that is intended to result in the award of a  
26                  certificate or degree.

27       \* **Sec. 5.** AS 14.43.820 is amended by adding new subsections to read:

28               (c) The department shall waive a portion of the core academic requirements  
29                  provided under (a)(3) of this section if that portion of the curriculum is not available to  
30                  a student who attended a public school in the state in a district in which the student  
31                  resides.

(d) Notwithstanding the eligibility requirements in (a)(2) - (4) of this section, the department shall adopt regulations to provide for the eligibility of a student who has attained a general education development diploma in the state.

\* **Sec. 6.** AS 14.43.825(a) is amended to read:

(a) The maximum annual awards for the Alaska performance [MERIT SCHOLARSHIP PROGRAM] scholarships are as follows:

(1) the first award level is \$4,755 and requires a

(A) 3.5 grade-point average or above or a total score in the 90th percentile or above on the general education development diploma examination; and

**(B)** [A] very high minimum score on a college entrance examination;

(2) the second award level is \$3,566 and requires a

(A) 3.0 grade-point average or above or a total score in the 80th percentile or above on the general education development diploma examination; and

**(B)** [A] high minimum score on a college entrance examination;

(3) the third award level is \$2,378 and requires a

(A) 2.5 grade-point average or above or a total score in the 70th percentile or above on the general education development diploma examination; and

**(B)** [A] moderately high minimum score on a college entrance examination.

\* **Sec. 7.** AS 14.43.825(f) is repealed and reenacted to read:

(f) Payment of a scholarship is subject to appropriation and the availability of funds for expenditure under AS 37.14.750. If insufficient funds are appropriated or available in a fiscal year to pay all eligible scholarships, the commission may not award a scholarship to a new applicant, and the commission shall pay existing awards on a pro rata basis for that fiscal year.

\* **Sec. 8.** AS 14.43.830 is amended to read:

**Sec. 14.43.830. Qualified postsecondary institutions.** (a) The following institutions are qualified postsecondary institutions for purposes of awarding an Alaska performance [MERIT SCHOLARSHIP PROGRAM] scholarship:

(1) a university or college physically located in the state that [IS]

(A) is authorized to operate in the state under AS 14.48.020 or is exempt from authorization under AS 14.48.030(b)(1); [AND]

(B) is accredited by a regional or national accreditation association;

(C) has an advisory program established for incoming students that provides counseling related to course selection, career choice, and personal challenges; and

(D) provides courses and credits that can result in the issuance of a degree or certificate available at the institution within a time frame expected for that degree or certificate;

(2) a career and technical school program physically located in the state that meets the standards established in (a)(1)(C) and (D) of this section and that has been included on a list of certified career and technical school programs received from the Department of Labor and Workforce Development; the commission shall publish the list on or before June 30 of the year preceding enrollment.

(b) The Department of Labor and Workforce Development shall, in consultation with the Department of Education and Early Development, adopt regulations under AS 44.62 (Administrative Procedure Act) establishing criteria under which the Department of Labor and Workforce Development shall certify career and technical school programs in the state as eligible to participate in the Alaska **performance** [MERIT] scholarship program.

\* **Sec. 9.** AS 14.43.849(4) is amended to read:

(4) "program" means the Alaska **performance** [MERIT] scholarship program established under AS 14.43.810 - 14.43.849;

\* **Sec. 10.** AS 14.43 is amended by adding a new section to read:

**Sec. 14.43.915. AlaskAdvantage education grant account and Alaska performance scholarship award account.** (a) The AlaskAdvantage education grant

1 account is created as an account in the general fund. Money may be appropriated to  
2 the account from the Alaska higher education investment fund under AS 37.14.750  
3 and from other sources, as provided under (c) of this section. The commission may use  
4 the money in the account to pay grants awarded under AS 14.43.400 - 14.43.420.

5 (b) The Alaska performance scholarship award account is created as an  
6 account in the general fund. Money may be appropriated to the account from the  
7 Alaska higher education investment fund under AS 37.14.750 and from other sources,  
8 as provided under (c) of this section. The commission may use the money in the  
9 account to pay scholarships awarded to students under AS 14.43.810 - 14.43.849.

10 (c) Of the total amount available annually to the commission for payment of  
11 grants under AS 14.43.400 - 14.43.420 and for payment of scholarships under  
12 AS 14.43.810 - 14.43.849, one-third of the combined amount in the accounts  
13 established under (a) and (b) of this section shall be available solely for payment of  
14 grants awarded under AS 14.43.400 - 14.43.420. The commission shall annually  
15 allocate to all qualified applicants for scholarships awarded under AS 14.43.810 -  
16 14.43.849 two-thirds of the combined amount in the accounts. If an insufficient  
17 number of qualified applicants are awarded scholarships under AS 14.43.810 -  
18 14.43.849 before October 1 of each fiscal year, the balance of the account established  
19 in (b) of this section shall be transferred to the account established in (a) of this section  
20 for the payment of grants under AS 14.43.400 - 14.43.420 for that year.

21 (d) The commission shall reserve a percentage calculated under this  
22 subsection of the total amount available for awards in the accounts established under  
23 (a) and (b) of this section each year for award to students who graduate from a school  
24 district with an ADM of less than 800 or from a school that was operated by the  
25 Alaska State-Operated School System established under former AS 14.08.020. The  
26 percentage reserved under this subsection shall be calculated by adding the ADMs of  
27 districts with an ADM of less than 800 and the number of students enrolled in a school  
28 that was operated by the Alaska State-Operated School System established under  
29 former AS 14.08.020 that is located in a district with an ADM of 800 or more and then  
30 dividing that number by the sum of the ADMs of all districts in the state.

31 (e) If an insufficient number of applicants apply for the available amount

1 reserved under (d) of this section, the commission shall redeposit the remaining  
2 amount in the Alaska higher education investment fund established under  
3 AS 37.14.750.

4 (f) In this section,

5 (1) "ADM" has the meaning given in AS 14.17.990;

6 (2) "district" has the meaning given in AS 14.17.990, but also includes  
7 a state boarding school under AS 14.16.

8 \* **Sec. 11.** AS 14.45.130(a) is amended to read:

9 (a) A religious or other private school that elects to comply with AS 14.45.100  
10 - 14.45.130 shall maintain permanent student records reflecting immunizations,  
11 physical examinations, standardized testing, academic achievement, courses taken at  
12 the school, and level of eligibility for an Alaska **performance** [MERIT  
13 SCHOLARSHIP PROGRAM] scholarship under AS 14.43.810 - 14.43.849.

14 \* **Sec. 12.** AS 37.14 is amended by adding a new section to read:

15 **Article 8A. Alaska Higher Education Investment Fund.**

16 **Sec. 37.14.750. Alaska higher education investment fund established.** (a)

17 The Alaska higher education investment fund is established in the general fund for the  
18 purpose of making grants awarded under AS 14.43.400 - 14.43.420 by appropriation  
19 to the account established under AS 14.43.915(a) and of making scholarship payments  
20 to qualified postsecondary institutions for students under AS 14.43.810 - 14.43.849 by  
21 appropriation to the account established under AS 14.43.915(b). Money in the fund  
22 does not lapse. The fund consists of

23 (1) money appropriated to the fund;

24 (2) income earned on investment of fund assets; and

25 (3) donations to the fund.

26 (b) The legislature may appropriate any amount to the fund established in (a)  
27 of this section. Nothing in this section creates a dedicated fund.

28 (c) As soon as is practicable after July 1 of each year, the commissioner of  
29 revenue shall determine the market value of the fund established in this section on  
30 June 30 for the immediately preceding fiscal year. The commissioner shall identify 10  
31 percent of that amount as available for appropriation as follows:

(1) one-third for the grant account established under AS 14.43.915(a), from which the Alaska Commission on Postsecondary Education may award grants; and

(2) two-thirds for the scholarship account established under AS 14.43.915(b), from which the Alaska Commission on Postsecondary Education may award scholarships.

(d) In this section, unless the context requires otherwise, "fund" means the Alaska higher education investment fund established in (a) of this section.

\* **Sec. 13.** AS 43.20.014(a) is amended to read:

(a) A taxpayer is allowed a credit against the tax due under this chapter for cash contributions accepted for

(1) [FOR] direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an Alaska university foundation or by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(2) [FOR] secondary school level vocational education courses, programs, and facilities by a school district in the state;

(3) [FOR] vocational education courses, programs, and facilities by a state-operated vocational technical education and training school;

(4) [FOR] a facility or an annual intercollegiate sports tournament by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(5) [FOR] Alaska Native cultural or heritage programs and educational support, including mentoring and tutoring, provided by a nonprofit agency for public school staff and for students who are in grades kindergarten through 12 in the state; [AND]

(6) [FOR] education, research, rehabilitation, and facilities by an institution that is located in the state and that qualifies as a coastal ecosystem learning center under the Coastal America Partnership established by the federal government; **and**

(7) the Alaska higher education investment fund under

**AS 37.14.750.**

\* **Sec. 14.** AS 43.20.014(a), as amended by sec. 14, ch. 92, SLA 2010, is amended to read:

(a) A taxpayer is allowed a credit against the tax due under this chapter for cash contributions accepted

(1) for direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an Alaska university foundation or by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(2) for secondary school level vocational education courses and programs by a school district in the state; [AND]

(3) by a state-operated vocational technical education and training school; and

(4) **for the Alaska higher education investment fund under AS 37.14.750.**

\* **Sec. 15.** AS 43.55.019(a) is amended to read:

(a) A producer of oil or gas is allowed a credit against the tax due under this chapter for cash contributions accepted for

(1) [FOR] direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an Alaska university foundation or by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(2) [FOR] secondary school level vocational education courses, programs, and facilities by a school district in the state;

(3) [FOR] vocational education courses, programs, and facilities by a state-operated vocational technical education and training school;

(4) [FOR] a facility or an annual intercollegiate sports tournament by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(5) [FOR] Alaska Native cultural or heritage programs and educational support, including mentoring and tutoring, provided by a nonprofit agency for public school staff and for students who are in grades kindergarten through 12 in the state;

1 [AND]

2 (6) [FOR] education, research, rehabilitation, and facilities by an  
3 institution that is located in the state and that qualifies as a coastal ecosystem learning  
4 center under the Coastal America Partnership established by the federal government;  
5 and

6 (7) the Alaska higher education investment fund under  
7 AS 37.14.750.

8 \* **Sec. 16.** AS 43.55.019(a), as amended by sec. 21, ch. 92, SLA 2010, is amended to read:

9 (a) A producer of oil or gas is allowed a credit against the tax due under this  
10 chapter for cash contributions accepted

11 (1) for direct instruction, research, and educational support purposes,  
12 including library and museum acquisitions, and contributions to endowment, by an  
13 Alaska university foundation or by a nonprofit, public or private, Alaska two-year or  
14 four-year college accredited by a regional accreditation association;

15 (2) for secondary school level vocational education courses and  
16 programs by a school district in the state; [AND]

17 (3) by a state-operated vocational technical education and training  
18 school; and

19 (4) for the Alaska higher education investment fund under  
20 AS 37.14.750.

21 \* **Sec. 17.** AS 43.56.018(a) is amended to read:

22 (a) The owner of property taxable under this chapter is allowed a credit  
23 against the tax due under this chapter for cash contributions accepted for

24 (1) [FOR] direct instruction, research, and educational support  
25 purposes, including library and museum acquisitions, and contributions to endowment,  
26 by an Alaska university foundation or by a nonprofit, public or private, Alaska two-  
27 year or four-year college accredited by a regional accreditation association;

28 (2) [FOR] secondary school level vocational education courses,  
29 programs, and facilities by a school district in the state;

30 (3) [FOR] vocational education courses, programs, and facilities by a  
31 state-operated vocational technical education and training school;

(4) [FOR] a facility or an annual intercollegiate sports tournament by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(5) [FOR] Alaska Native cultural or heritage programs and educational support, including mentoring and tutoring, provided by a nonprofit agency for public school staff and for students who are in grades kindergarten through 12 in the state; [AND]

(6) [FOR] education, research, rehabilitation, and facilities by an institution that is located in the state and that qualifies as a coastal ecosystem learning center under the Coastal America Partnership established by the federal government; **and**

(7) the Alaska higher education investment fund under AS 37.14.750.

\* **Sec. 18.** AS 43.56.018(a), as amended by sec. 28, ch. 92, SLA 2010, is amended to read:

(a) The owner of property taxable under this chapter is allowed a credit against the tax due under this chapter for cash contributions accepted

(1) for direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an Alaska university foundation or by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(2) for secondary school level vocational education courses and programs by a school district in the state; [AND]

(3) by a state-operated vocational technical education and training school; and

(4) for the Alaska higher education investment fund under AS 37.14.750.

\* **Sec. 19.** AS 43.65.018(a) is amended to read:

(a) A person engaged in the business of mining in the state is allowed a credit against the tax due under this chapter for cash contributions accepted **for**

(1) [FOR] direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment,

1 by an Alaska university foundation or by a nonprofit, public or private, Alaska two-  
2 year or four-year college accredited by a regional accreditation association;

3 (2) [FOR] secondary school level vocational education courses,  
4 programs, and facilities by a school district in the state;

5 (3) [FOR] vocational education courses, programs, and facilities by a  
6 state-operated vocational technical education and training school;

7 (4) [FOR] a facility or an annual intercollegiate sports tournament by a  
8 nonprofit, public or private, Alaska two-year or four-year college accredited by a  
9 regional accreditation association;

10 (5) [FOR] Alaska Native cultural or heritage programs and educational  
11 support, including mentoring and tutoring, provided by a nonprofit agency for public  
12 school staff and for students who are in grades kindergarten through 12 in the state;  
13 [AND]

14 (6) [FOR] education, research, rehabilitation, and facilities by an  
15 institution that is located in the state and that qualifies as a coastal ecosystem learning  
16 center under the Coastal America Partnership established by the federal government;  
17 and

18 (7) the Alaska higher education investment fund under  
19 AS 37.14.750.

20 \* **Sec. 20.** AS 43.65.018(a), as amended by sec. 35, ch. 92, SLA 2010, is amended to read:

21 (a) A person engaged in the business of mining in the state is allowed a credit  
22 against the tax due under this chapter for cash contributions accepted

23 (1) for direct instruction, research, and educational support purposes,  
24 including library and museum acquisitions, and contributions to endowment, by an  
25 Alaska university foundation or by a nonprofit, public or private, Alaska two-year or  
26 four-year college accredited by a regional accreditation association;

27 (2) for secondary school level vocational education courses and  
28 programs by a school district in the state; [AND]

29 (3) by a state-operated vocational technical education and training  
30 school; and

31 (4) for the Alaska higher education investment fund under

**AS 37.14.750.**

\* **Sec. 21.** AS 43.75.018(a) is amended to read:

(a) A person engaged in a fisheries business is allowed a credit against the tax due under this chapter for cash contributions accepted **for**

(1) [FOR] direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an Alaska university foundation or by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(2) [FOR] secondary school level vocational education courses, programs, and facilities by a school district in the state;

(3) [FOR] vocational education courses, programs, and facilities by a state-operated vocational technical education and training school;

(4) [FOR] a facility or an annual intercollegiate sports tournament by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(5) [FOR] Alaska Native cultural or heritage programs and educational support, including mentoring and tutoring, provided by a nonprofit agency for public school staff and for students who are in grades kindergarten through 12 in the state; [AND]

(6) [FOR] education, research, rehabilitation, and facilities by an institution that is located in the state and that qualifies as a coastal ecosystem learning center under the Coastal America Partnership established by the federal government;

**and**

**(7) the Alaska higher education investment fund under AS 37.14.750.**

\* **Sec. 22.** AS 43.75.018(a), as amended by sec. 42, ch. 92, SLA 2010, is amended to read:

(a) A person engaged in a fisheries business is allowed a credit against the tax due under this chapter for cash contributions accepted

(1) for direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an Alaska university foundation or by a nonprofit, public or private, Alaska two-year or

1 four-year college accredited by a regional accreditation association;

2 (2) for secondary school level vocational education courses and  
3 programs by a school district in the state; [AND]

4 (3) by a state-operated vocational technical education and training  
5 school; **and**

6 **(4) for the Alaska higher education investment fund under**  
7 **AS 37.14.750.**

8 \* **Sec. 23.** AS 43.77.045(a) is amended to read:

9 (a) In addition to the credit allowed under AS 43.77.040, a person engaged in  
10 a floating fisheries business is allowed a credit against the tax due under this chapter  
11 for cash contributions accepted **for**

12 (1) [FOR] direct instruction, research, and educational support  
13 purposes, including library and museum acquisitions, and contributions to endowment,  
14 by an Alaska university foundation or by a nonprofit, public or private, Alaska two-  
15 year or four-year college accredited by a regional accreditation association;

16 (2) [FOR] secondary school level vocational education courses,  
17 programs, and facilities by a school district in the state;

18 (3) [FOR] vocational education courses, programs, and facilities by a  
19 state-operated vocational technical education and training school;

20 (4) [FOR] a facility or an annual intercollegiate sports tournament by a  
21 nonprofit, public or private, Alaska two-year or four-year college accredited by a  
22 regional accreditation association;

23 (5) [FOR] Alaska Native cultural or heritage programs and educational  
24 support, including mentoring and tutoring, provided by a nonprofit agency for public  
25 school staff and for students who are in grades kindergarten through 12 in the state;  
26 [AND]

27 (6) [FOR] education, research, rehabilitation, and facilities by an  
28 institution that is located in the state and that qualifies as a coastal ecosystem learning  
29 center under the Coastal America Partnership established by the federal government;  
30 **and**

31 **(7) the Alaska higher education investment fund under**

**AS 37.14.750.**

\* **Sec. 24.** AS 43.77.045(a), as amended by sec. 49, ch. 92, SLA 2010, is amended to read:

(a) In addition to the credit allowed under AS 43.77.040, a person engaged in a floating fisheries business is allowed a credit against the tax due under this chapter for cash contributions accepted

(1) for direct instruction, research, and educational support purposes, including library and museum acquisitions, and contributions to endowment, by an Alaska university foundation or by a nonprofit, public or private, Alaska two-year or four-year college accredited by a regional accreditation association;

(2) for secondary school level vocational education courses and programs by a school district in the state; [AND]

(3) by a state-operated vocational technical education and training school; and

(4) for the Alaska higher education investment fund under AS 37.14.750.

\* **Sec. 25.** Section 8, ch. 14, SLA 2010, is amended to read:

TRANSITION: **PERFORMANCE SCHOLARSHIP PROGRAM** STANDARDS AND IMPLEMENTATION FOR INITIAL SCHOOL YEARS. Notwithstanding any contrary provision of this Act, the Department of Education and Early Development and the Department of Labor and Workforce Development, after consultation with the Alaska Commission on Postsecondary Education, may adopt regulations under AS 44.62 (Administrative Procedure Act) to implement their respective duties under the Alaska **performance** [MERIT] scholarship program established in AS 14.43.810, enacted by sec. 5, **ch. 14, SLA 2010** [OF THIS ACT], so that a student

(1) may be eligible for **an Alaska performance scholarship** [THE PROGRAM] even though the student did not fully meet the required core academic curriculum for the school years beginning July 1, 2010, through June 30, 2014; and

(2) who graduated from high school in this state after January 1, 2011, and before July 1, 2011, and meets eligibility requirements for the **Alaska performance scholarship** program may apply for a scholarship on or after January 1,

2011, for enrollment in a program of study beginning on or after July 1, 2011.

\* **Sec. 26.** The uncodified law of the State of Alaska is amended by adding a new section to read:

**TRANSITION: REGULATIONS.** The Department of Education and Early Development, the Department of Labor and Workforce Development, the Department of Revenue, and the Alaska Commission on Postsecondary Education may adopt regulations necessary to implement changes made to their respective authorities by this Act. The regulations take effect under AS 44.62 (Administrative Procedure Act), but not before July 1, 2012.

\* **Sec. 27.** The uncodified law of the State of Alaska is amended by adding a new section to read:

REVISOR'S INSTRUCTION. The revisor of statutes is instructed to change the

(1) heading of art. 12 of AS 14.43 from "Alaska Merit Scholarship Program" to "Alaska Performance Scholarship Program";

(2) catch line for AS 14.43.820 from "Alaska merit scholarship program; eligibility" to "Alaska performance scholarship program; eligibility."

\* **Sec. 28.** Section 26 of this Act takes effect immediately under AS 01.10.070(c).

\* **Sec. 29.** AS 14.43.830(a)(1)(C) and (D), added by sec. 8 of this Act, and the amendment to AS 14.43.830(a)(2) made by sec. 8 of this Act take effect July 1, 2013.

\* **Sec. 30.** Sections 14, 16, 18, 20, 22, and 24 of this Act take effect January 1, 2021.

\* **Sec. 31.** Except as provided in secs. 28 - 30 of this Act, this Act takes effect July 1, 2012.