

Adopted 4-17-10
NEW CONCEPTUAL AMENDMENT

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OFFERED IN THE HOUSE

BY REPRESENTATIVE HAWKER

TO: HCS CSSB 237 (FIN) [26-LS1342.Q]

Purpose: to clarify that "annual debt service" on page 2, line 30 means the annual debt service of the school construction debt reimbursement program.

- 1 Page 2, line 30, following "be the"
- 2 Delete "annual debt service amount"
- 3 Insert "annual debt service on debt incurred under AS 14.11.100(a)"

~~AMENDMENT~~ #2

*Thomas
Gare*

OFFERED IN THE HOUSE
TO: CSSB 237(FIN)

1 Page 1, line 1, following "Act":

2 Insert "**relating to energy consumption and costs, operating costs, and energy**
3 **efficiency standards for school construction and major maintenance by the Department**
4 **of Education and Early Development;**"

5

6 Page 2, following line 5:

7 Insert new bill sections to read:

8 **** Sec. 2.** AS 14.07.020(a) is amended to read:

9 (a) The department shall

10 (1) exercise general supervision over the public schools of the state
11 except the University of Alaska;

12 (2) study the conditions and needs of the public schools of the state,
13 adopt or recommend plans, administer and evaluate grants to improve school
14 performance awarded under AS 14.03.125, and adopt regulations for the improvement
15 of the public schools;

16 (3) provide advisory and consultative services to all public school
17 governing bodies and personnel;

18 (4) prescribe by regulation a minimum course of study for the public
19 schools; the regulations must provide that, if a course in American Sign Language is
20 given, the course shall be given credit as a course in a foreign language;

21 (5) establish, in coordination with the Department of Health and Social
22 Services, a program for the continuing education of children who are held in detention
23 facilities in the state during the period of detention;

1 (6) accredit those public schools that meet accreditation standards
2 prescribed by regulation by the department; these regulations shall be adopted by the
3 department and presented to the legislature during the first 10 days of any regular
4 session, and become effective 45 days after presentation or at the end of the session,
5 whichever is earlier, unless disapproved by a resolution concurred in by a majority of
6 the members of each house;

7 (7) prescribe by regulation, after consultation with the state fire
8 marshal and the state sanitarian, standards that will assure healthful and safe
9 conditions in the public and private schools of the state, including a requirement of
10 physical examinations and immunizations in pre-elementary schools; the standards for
11 private schools may not be more stringent than those for public schools;

12 (8) exercise general supervision over pre-elementary schools that
13 receive direct state or federal funding;

14 (9) exercise general supervision over elementary and secondary
15 correspondence study programs offered by municipal school districts or regional
16 educational attendance areas; the department may also offer and make available to any
17 Alaskan through a centralized office a correspondence study program;

18 (10) accredit private schools that request accreditation and that meet
19 accreditation standards prescribed by regulation by the department; nothing in this
20 paragraph authorizes the department to require religious or other private schools to be
21 licensed;

22 (11) review plans for construction of new public elementary and
23 secondary schools and for additions to and major rehabilitation of existing public
24 elementary and secondary schools and, in accordance with regulations adopted by the
25 department, determine and approve the extent of eligibility for state aid of a school
26 construction or major maintenance project; for the purposes of this paragraph, "plans"
27 include educational specifications, schematic designs, **projected energy consumption**
28 **and costs**, and final contract documents;

29 (12) provide educational opportunities in the areas of vocational
30 education and training, and basic education to individuals over 16 years of age who
31 are no longer attending school;

- 1 (13) administer the grants awarded under AS 14.11;
- 2 (14) establish, in coordination with the Department of Public Safety, a
3 school bus driver training course;
- 4 (15) require the reporting of information relating to school disciplinary
5 and safety programs under AS 14.33.120 and of incidents of disruptive or violent
6 behavior;
- 7 (16) establish by regulation criteria, based on low student performance,
8 under which the department may intervene in a school district to improve instructional
9 practices, as described in AS 14.07.030(14) or (15); the regulations must include
- 10 (A) a notice provision that alerts the district to the deficiencies
11 and the instructional practice changes proposed by the department;
- 12 (B) an end date for departmental intervention, as described in
13 AS 14.07.030(14)(A) and (B) and (15), after the district demonstrates three
14 consecutive years of improvement consisting of not less than two percent
15 increases in student proficiency on standards-based assessments in math,
16 reading, and writing as provided in AS 14.03.123(f)(2)(A); and
- 17 (C) a process for districts to petition the department for
18 continuing or discontinuing the department's intervention;
- 19 (17) notify the legislative committees having jurisdiction over
20 education before intervening in a school district under AS 14.07.030(14) or redirecting
21 public school funding under AS 14.07.030(15).

22 * **Sec. 3.** AS 14.11.014(b) is amended to read:

23 (b) The committee shall

- 24 (1) review the department's priorities among projects for which school
25 construction grants are requested;
- 26 (2) make recommendations to the board concerning school
27 construction grants and make recommendations to the commissioner concerning
28 projects for which bond reimbursement is requested;
- 29 (3) develop criteria for construction of schools in the state; criteria
30 developed under this paragraph must include requirements intended to achieve cost
31 effective school construction;

1 (4) analyze existing prototypical designs for school construction
2 projects;

3 (5) establish a form for grant applications;

4 (6) establish a method of ranking grant projects;

5 (7) recommend to the board necessary changes to the approval process
6 for school construction grants and for projects for which bond reimbursement is
7 requested;

8 **(8) set standards for energy efficiency for school construction and**
9 **major maintenance to provide energy efficiency benefits for all school locations in**
10 **the state and that address energy efficiency in design and energy systems that**
11 **minimize long-term energy and operating costs.**

12 * **Sec. 4.** AS 14.11.135(6) is amended to read:

13 (6) "major maintenance" means a project described in
14 AS 14.11.013(a)(1)(C), [OR] (D), **or (E)**;

15 * **Sec. 5.** AS 14.11.135(7) is amended to read:

16 (7) "school construction" means a project described in
17 AS 14.11.013(a)(1)(A), (B), [(E),] (F), or (G)."

18

19 Renumber the following bill sections accordingly.

20

21 Page 8, line 5:

22 Delete "sec. 3"

23 Insert "sec. 7"