

# Fiscal Note

#1

State of Alaska  
2020 Legislative Session

Bill Version: SB 136  
Fiscal Note Number: \_\_\_\_\_  
( ) Publish Date: \_\_\_\_\_

Identifier: SB136-EED-FP-1-24-20  
Title: STATE-TRIBAL EDUCATION COMPACT  
SCHOOLS  
Sponsor: STEVENS  
Requester: Senate Education

Department: Department of Education and Early Development  
Appropriation: K-12 Aid to School Districts  
Allocation: Foundation Program  
OMB Component Number: 141

## Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

|                        | FY2021<br>Appropriation<br>Requested | Included in<br>Governor's<br>FY2021<br>Request | Out-Year Cost Estimates |         |         |         |         |
|------------------------|--------------------------------------|--|-------------------------|---------|---------|---------|---------|
| OPERATING EXPENDITURES | FY 2021                              | FY 2021  | FY 2022                 | FY 2023 | FY 2024 | FY 2025 | FY 2026 |
| Personal Services      | ***                                  |  | ***                     | ***     | ***     | ***     | ***     |
| Travel                 |                                      |  |                         |         |         |         |         |
| Services               |                                      |  |                         |         |         |         |         |
| Commodities            |                                      |  |                         |         |         |         |         |
| Capital Outlay         |                                      |  |                         |         |         |         |         |
| Grants & Benefits      |                                      |  |                         |         |         |         |         |
| Miscellaneous          |                                      |  |                         |         |         |         |         |
| <b>Total Operating</b> | ***                                  | <b>0.0</b>                                     | ***                     | ***     | ***     | ***     | ***     |

## Fund Source (Operating Only)

|              |     |            |     |     |     |     |     |
|--------------|-----|------------|-----|-----|-----|-----|-----|
| None         |     |            |     |     |     |     |     |
| <b>Total</b> | *** | <b>0.0</b> | *** | *** | *** | *** | *** |

## Positions

|           |  |  |  |  |  |  |  |
|-----------|--|--|--|--|--|--|--|
| Full-time |  |  |  |  |  |  |  |
| Part-time |  |  |  |  |  |  |  |
| Temporary |  |  |  |  |  |  |  |

## Change in Revenues

|              |            |            |            |            |            |            |            |
|--------------|------------|------------|------------|------------|------------|------------|------------|
| None         |            |            |            |            |            |            |            |
| <b>Total</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> | <b>0.0</b> |

**Estimated SUPPLEMENTAL (FY2020) cost:** 0.0 (separate supplemental appropriation required)

**Estimated CAPITAL (FY2021) cost:** 0.0 (separate capital appropriation required)

**Does the bill create or modify a new fund or account?** No  
(Supplemental/Capital/New Fund - discuss reasons and fund source(s) in analysis section)

## ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No  
If yes, by what date are the regulations to be adopted, amended or repealed?

## Why this fiscal note differs from previous version/comments:

Not applicable, initial version.

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Agency: Department of Education and Early Development

Phone: (907)465-2875  
Date: 01/24/2020  
Date: 01/24/20

## FISCAL NOTE ANALYSIS

STATE OF ALASKA  
2020 LEGISLATIVE SESSION

BILL NO. SB 136

### Analysis

This bill establishes language for the creation of state-tribal education compact schools and how funding will be determined. The commissioner will prescribe an application process for the approval of the state-tribal education compact. The tribal resolution and application that is submitted to the commissioner will be reviewed within 90 days for purposes of meeting with the tribal governing body for consideration of the compact being entered into.

This bill defines a state-tribal education compact school is a public school of the state, and that requirements relating to school district operations under AS 14.16.310 are applicable to the school. This bill provides language that does constitute state-tribal education compact schools as a local education agency (LEA) for purposes of applying for federal funds. Additionally, as a public school of the state, the school will run through the equalized public school funding formula under AS 14.17.410.

Admissions to the state-tribal education compact school are not tuition based, with the exception of over or under age kids, and is open to all students unless there is insufficient space. If that is the case, then priority may be given to those students of the tribal party or siblings of students already enrolled.

The fiscal impact of this legislation cannot be determined without knowing how many tribal organizations would apply, where the school will be located geographically, and an estimate of student enrollment.

*The funding mechanism is a general fund transfer to the Public Education Fund (PEF). The fiscal note effect for FY2021 through FY2026 is reported in the fiscal note for the PEF, as the funding is deposited to the PEF, not into the Foundation Program funding component. The above analysis is presented here for explanation purposes only.*