

# LEGAL SERVICES

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## MEMORANDUM

March 17, 2022

**SUBJECT:** Role of the Department of Education and Early Development  
(CSHB 108(EDC); Work Order No. 32-LS0345\W)

**TO:** Representative Andi Story  
Attn: Ariel Svetlik

**FROM:** Noah Klein   
Legislative Counsel

The draft committee substitute you requested is attached. Please consider the following.

In proposed AS 14.13.105(d)(10) the draft provides for termination clauses allowing districts to terminate program contracts rather than both the Department of Education and Early Development (DEED) and districts. The draft does not include DEED in the paragraph because, as proposed in AS 14.13.105(a) in the draft, DEED is not a party to the program contract between a district and agency. Additionally, as you requested, proposed AS 14.13.105(b) still authorizes DEED to establish minimum eligibility standards even though DEED is not a party to the program contracts. Did you intend for DEED to continue to establish eligibility standards?

Please call with any questions or concerns.

NIK:mjt  
22-150.mjt

Attachment