

SENATE CS FOR CS FOR HOUSE BILL NO. 132(EDC)

IN THE LEGISLATURE OF THE STATE OF ALASKA

THIRTY-SECOND LEGISLATURE - SECOND SESSION

BY THE SENATE EDUCATION COMMITTEE

Offered: 4/22/22

Referred: Labor and Commerce, Finance

Sponsor(s): HOUSE LABOR AND COMMERCE COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to technical education and apprenticeships; relating to awarding**
2 **course credit for activities outside of school hours; relating to concurrent career and**
3 **technical education programs for students enrolled in public secondary schools; relating**
4 **to employment of children; and providing for an effective date."**

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

6 *** Section 1.** The uncoded law of the State of Alaska is amended by adding a new section
7 to read:

8 SHORT TITLE. This Act may be known as the Alaska Apprenticeship Expansion Act.

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

10 (a) The department shall

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

13 (2) study the conditions and needs of the public schools of the state,
14 adopt or recommend plans, administer and evaluate grants to improve school

1 performance awarded under AS 14.03.125, and adopt regulations for the improvement
2 of the public schools; the department may consult with the University of Alaska to
3 develop secondary education requirements to improve student achievement in college
4 preparatory courses;

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

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

10 (5) establish, in coordination with the Department of Health and Social
11 Services, a program for the continuing education of children who are held in juvenile
12 detention facilities or juvenile treatment facilities, as those terms are defined in
13 AS 47.12.990, in the state during the period of detention or treatment;

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

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

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

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

31 (10) accredit private schools that request accreditation and that meet

1 accreditation standards prescribed by regulation by the department; nothing in this
2 paragraph authorizes the department to require religious or other private schools to be
3 licensed;

4 (11) review plans for construction of new public elementary and
5 secondary schools and for additions to and major rehabilitation of existing public
6 elementary and secondary schools and, in accordance with regulations adopted by the
7 department, determine and approve the extent of eligibility for state aid of a school
8 construction or major maintenance project; for the purposes of this paragraph, "plans"
9 include educational specifications, schematic designs, projected energy consumption
10 and costs, and final contract documents;

11 (12) provide educational opportunities in the areas of vocational
12 education and training, and basic education to individuals over 16 years of age who
13 are no longer attending school; the department may consult with businesses and labor
14 unions to develop a program to prepare students for apprenticeships or internships that
15 will lead to employment opportunities;

16 (13) administer the grants awarded under AS 14.11;

17 (14) establish, in coordination with the Department of Public Safety, a
18 school bus driver training course;

19 (15) require the reporting of information relating to school disciplinary
20 and safety programs under AS 14.33.120 and of incidents of disruptive or violent
21 behavior;

22 (16) establish by regulation criteria, based on low student performance,
23 under which the department may intervene in a school district to improve instructional
24 practices, as described in AS 14.07.030(a)(14) or (15); the regulations must include

25 (A) a notice provision that alerts the district to the deficiencies
26 and the instructional practice changes proposed by the department;

27 (B) an end date for departmental intervention, as described in
28 AS 14.07.030(a)(14)(A) and (B) and (15), after the district demonstrates three
29 consecutive years of improvement consisting of not less than two percent
30 increases in student proficiency on standards-based assessments in language
31 arts and mathematics, as provided in AS 14.03.123(f)(1)(A); and

(C) a process for districts to petition the department for continuing or discontinuing the department's intervention;

(17) notify the legislative committees having jurisdiction over education before intervening in a school district under AS 14.07.030(a)(14) or redirecting public school funding under AS 14.07.030(a)(15);

(18) using funds available for that purpose, collaborate with the Department of Labor and Workforce Development to provide financial and technical support to school districts creating, expanding, or operating concurrent career and technical education programs under AS 14.35.100 - 14.35.130, including pre-apprenticeship and school-to-apprenticeship programs.

* Sec. 3. AS 14.07.168 is amended to read:

Sec. 14.07.168. Report to the legislature. Not later than the 30th legislative day of each regular session of the legislature, the board shall prepare and present in person to the legislative committees having jurisdiction over education an annual report that describes the efforts of the board to develop, maintain, and continuously improve a comprehensive quality public education system, as provided for under the bylaws of the board. The report must include

(1) a summary of the resolves and rationales provided in support of policy decisions made under AS 14.03.015;

(2) program and curriculum changes made, discussed, or recommended in meetings held under AS 14.07.125;

(3) additional information relevant to efforts made to improve and maintain the public education system;

(4) a summary of the concurrent career and technical education programs established under AS 14.35.100 - 14.35.130, including

(A) the number of students participating in the programs;

(B) the types of courses in which students have enrolled;

(C) the total number of credits that students have earned;

(D) the number of certificates earned by, and the extent of progress toward certification of, program participants while enrolled in a public secondary school; and

**(E) a comparison of program participant graduation rates
with the graduation rates of nonparticipants.**

* **Sec. 4.** AS 14.35 is amended by adding new sections to read:

Article 2. Concurrent Career and Technical Education Programs.

Sec. 14.35.100. State policy. It is the policy of this state to provide public secondary school students who are at least 14 years of age the opportunity to participate in concurrent career and technical education programs, including vocational education, pre-apprenticeship, apprenticeship, work-based learning, and on-the-job experience programs. A participating school district shall adopt a policy allowing a student to earn secondary school credit in science, math, engineering, or another applicable course for experience obtained through a contracted concurrent career and technical education program. A school district shall allow a public secondary school student who is at least 14 years of age to receive course credit in career and technical education, physical education, music, or art if the student participates in an activity, including a cultural activity, outside of school hours that the school district determines meets the educational or physical activity requirements of the course. A school district may adopt standards for awarding course credit for an activity under this section.

Sec. 14.35.105. Program contracts. (a) A school district may elect to develop concurrent career and technical education programs within the school district and negotiate contracts with agencies providing vocational education, pre-apprenticeship, apprenticeship, work-based learning, or on-the-job experience programs for students enrolled in a public secondary school.

(b) A contract entered into under this section must include

- (1) a description of the program, including the program curriculum;
- (2) the number of eligible students who may participate in the program each year;
- (3) the tuition paid by the school district for each student for program participation, including whether the agency will provide scholarships and fee waivers to reduce the cost for a participating school district;
- (4) a requirement that agency instructors comply with AS 14.35.125;

(5) a statement from the school district that it will request issuance of a certificate for eligible agency instructors;

(6) if applicable, a statement that all instruction provided in the program meets industry standards for credit toward certification based on agency accredited national, regional, or programmatic instruction standards, or toward a requirement for a professional license issued by the Department of Commerce, Community, and Economic Development;

(7) the method by which the program will credit a student for coursework in the program and how that credit will satisfy the credit requirements for students concurrently in a public secondary school;

(8) program policies and procedures;

(9) the location and description of the agency;

(10) a statement that the agency will comply with all state and federal requirements for receipt and use of public money;

(11) a termination clause providing that the school district may terminate the contract for an agency's failure to meet the program's educational goals or for other good cause; and

(12) other requirements agreed on by the agency and the department.

(c) A contract under this section must provide for participation by a student who is eligible under AS 14.35.115.

(d) A school district shall promptly pay an agency providing a program according to the terms of the contract entered into under this section.

Sec. 14.35.110. Program list. A school district shall annually compile and publish on the school district's Internet website a list of concurrent vocational education, pre-apprenticeship, apprenticeship, work-based learning, and on-the-job experience programs that the school district contracts with to provide concurrent career and technical education.

Sec. 14.35.115. Student enrollment. (a) A student is eligible to participate in a concurrent career and technical education program if the student

(1) is enrolled in a public school in the state;

(2) is at least 14 years of age;

(3) has not received a high school diploma; and

(4) complies with the program requirements.

(b) If the number of applications for a program exceeds the capacity of the program or age group, the school district shall select students by random drawing.

Sec. 14.35.120. Program information. A school district that elects to participate in a concurrent career and technical education program shall provide students and parents of students in grades eight through 12 with information to ensure that the students and parents are aware of program opportunities. The information must describe the

(1) process used by the school district to award secondary school credit for completing vocational education, pre-apprenticeship, apprenticeship, work-based learning, and on-the-job experience programs;

(2) availability of program course offerings;

(3) benefits of participating in career and technical education while in secondary school;

(4) availability of support services; and

(5) academic and social responsibilities associated with participating in the program.

Sec. 14.35.125. Instructor certification. A person may not instruct students in a concurrent vocational education, pre-apprenticeship, apprenticeship, work-based learning, or on-the-job experience program unless the person possesses a valid teaching certificate issued under AS 14.20.010 - 14.20.040 and, if providing vocational education, holds industry standard master skill certification or the equivalent in the area of instruction.

Sec. 14.35.130. Definition. In AS 14.35.100 - 14.35.130, "school district" means a borough school district, a city school district, or a regional educational attendance area.

* **Sec. 5.** AS 14.40.190 is amended by adding a new subsection to read:

(c) In addition to the reports required under (a) and (b) of this section, during the first regular session of each legislature, the Board of Regents or its designee shall provide to the legislative committees having jurisdiction over education a biennial

1 presentation describing the efforts made by the University of Alaska to collaborate
 2 with the Department of Labor and Workforce Development to provide credit for
 3 concurrent career and technical education programs.

4 * **Sec. 6.** AS 23.05.060 is amended by adding a new subsection to read:

5 (b) The department shall collaborate with the Department of Education and
 6 Early Development to support school districts creating, expanding, or operating
 7 concurrent career and technical education programs under AS 14.35.100 - 14.35.130,
 8 including pre-apprenticeship and school-to-apprenticeship programs.

9 * **Sec. 7.** AS 23.10.330(a) is amended to read:

10 (a) AS 23.10.325 - 23.10.370 do not prohibit employment of a child under the
 11 direct supervision of an adult relative [A PARENT] in a business owned and
 12 operated by the adult relative [A PARENT] or the work of a child on a boat owned
 13 and operated by the adult relative [A PARENT] of the child. In this subsection,
 14 "relative" means a child's mother, mother-in-law, father, father-in-law, sister,
 15 sister-in-law, brother, brother-in-law, grandparent, aunt, or uncle.

16 * **Sec. 8.** AS 23.10.332(a) is amended to read:

17 (a) Except for employment exempted under AS 23.10.330 and other
 18 employment specifically exempted by regulations adopted by the department, a minor
 19 under 16 [17] years of age may not be employed or allowed to work without the
 20 written authorization of the commissioner unless authorized under AS 23.10.360 or
 21 under (c) of this section.

22 * **Sec. 9.** AS 23.10.340(a) is amended to read:

23 (a) A minor under 16 years of age may not be employed for more than a
 24 combined total of nine hours school attendance and employment in one day. If
 25 employed, the minor's work may be performed only between 5 a.m. and 10 p.m. [9
 26 P.M.] Employment outside school hours may not exceed 23 hours in one week,
 27 domestic work and baby-sitting excepted.

28 * **Sec. 10.** This Act takes effect July 1, 2022.