

AMENDMENT # /

OFFERED IN THE HOUSE
TO: HB 139

BY REPRESENTATIVE MCKAY

1 Page 1, line 1:

2 Delete "funding for"

3

4 Page 1, following line 2:

5 Insert a new bill section to read:

6 **** Section 1.** AS 14.03.310(a) is amended to read:

7 (a) Except as provided in (e) of this section, the department or a district that
8 provides a correspondence study program shall [MAY] provide an annual student
9 allotment to a parent or guardian of a student enrolled in the correspondence study
10 program for the purpose of meeting instructional expenses for the student enrolled in
11 the program as provided in this section."

12

13 Page 1, line 3:

14 Delete "Section 1"

15 Insert "Sec. 2"

16

17 Page 1, following line 9:

18 Insert a new bill section to read:

19 **** Sec. 3.** AS 14.17 is amended by adding a new section to article 2 to read:

20 **Sec. 14.17.530. Minimum expenditure for instruction.** (a) A district that
21 provides a district correspondence program, including a district that offers a statewide
22 correspondence study program, shall budget for and spend on the correspondence
23 program component of the district budget in each fiscal year an amount equal to at

1 least 95 percent of the funding allocated to the district for the correspondence program
2 under AS 14.17.430. The district shall spend at least 70 percent of the amount
3 calculated under this subsection on annual student allotments required under
4 AS 14.03.310(a).

5 (b) The commissioner shall reject a district budget that does not comply with
6 (a) of this section and, unless a waiver has been granted by the board under (d) of this
7 section, shall withhold payments of state aid from that district, beginning with the
8 payment for the second full month after rejection and continuing until the school board
9 of the district revises the district budget to comply with (a) of this section.

10 (c) The commissioner shall review the annual audit of each district for
11 compliance with the expenditure requirements of (a) of this section, and calculate the
12 amount of the deficiency, if any. If the commissioner determines that a district does
13 not meet those requirements, the commissioner shall advise the district of the
14 determination and deduct that amount from state aid paid to the district for the current
15 fiscal year. A deduction in state aid required under this subsection begins with the
16 payment for the second full month after the determination, unless a waiver has been
17 granted by the board under (d) of this section.

18 (d) A district that the commissioner determines to be out of compliance with
19 the requirements of this section may, within 20 days after the commissioner's
20 determination, request from the board a waiver from the imposition by the
21 commissioner of a deduction in state aid payments under (b) or (c) of this section. The
22 request must be in writing and must provide an explanation of the reasons for which
23 the district is unable to comply with the requirements of this section. The district shall
24 also submit the request to the Legislative Budget and Audit Committee. The
25 Legislative Budget and Audit Committee shall review the district's request and
26 forward its recommendations on the request to the board. The board may grant the
27 waiver if the board determines that the district's failure to meet the expenditure
28 requirements of this section is caused by circumstances beyond the control of the
29 district.

30 (e) The commissioner shall submit an annual report on actions taken by the
31 commissioner or the board under this section to the Legislative Budget and Audit

1 Committee by April 15 of each year.

2 (f) In this section, "correspondence program component" means expenditures
3 for a district correspondence program."

AMENDMENT

2

OFFERED IN THE HOUSE

TO: HB 139

1 Page 1, lines 8 - 9:

2 Delete "multiplying the ADM of the correspondence program by the special needs
3 factor in AS 14.17.420(a)(1) [90 PERCENT]"

4 Insert "(1) multiplying the ADM of the correspondence program by 90 percent; and
5 (2) except as provided in (b) of this section, multiplying the
6 number obtained under (1) of this subsection by the special needs factor in
7 AS 14.17.420(a)(1)"

8

9 Page 1, following line 9:

10 Insert a new bill section to read:

11 "* Sec. 2. AS 14.17.430 is amended by adding new subsections to read:

12 (b) A correspondence program described in (a) of this section must maintain a
13 correspondence program student assessment participation rate of at least 96 percent or
14 the average participation rate of all district student assessment participation rates in the
15 state, whichever is less. If the correspondence program fails to meet the student
16 assessment participation requirement for more than two consecutive fiscal years,
17 funding for the correspondence program in a subsequent fiscal year may not include
18 the special needs factor adjustment described in (a)(2) of this section. A
19 correspondence program that meets the student assessment participation requirement
20 after losing funding under this subsection is eligible to receive the special needs factor
21 adjustment described in (a)(2) of this section in the following fiscal year.

22 (c) In this section,

23 (1) "correspondence program student assessment participation rate"

1 means the percentage obtained by dividing the number of students enrolled in a
2 correspondence program who took a statewide student assessment administered by the
3 correspondence program by the number of students enrolled in a grade in which the
4 correspondence program administers the assessment on the first day that the
5 correspondence program begins administering the assessment;

6 (2) "district student assessment participation rate" means the
7 percentage obtained by dividing the number of students enrolled in a district who took
8 a statewide student assessment administered by the district by the number of students
9 enrolled in a grade in which the district administers the assessment on the first day that
10 the district begins administering the assessment;

11 (3) "statewide student assessment" means a standards-based test or
12 assessment required by the department under AS 14.03.123(f)."

AMENDMENT # 3

OFFERED IN THE HOUSE

TO: HB 139

1 Page 1, line 8, following "multiplying":

2 Insert "(1)"

3

4 Page 1, line 9:

5 Delete "the special needs factor in AS 14.17.420(a)(1) [90 PERCENT]"

6 Insert "90 percent; and

7 (2) the number obtained under (1) of this subsection by the special

8 needs factor in AS 14.17.420(a)(1)"

AMENDMENT #4

OFFERED IN THE HOUSE
TO: HB 139

BY REPRESENTATIVE ALLARD

1 Page 1, line 8, following "multiplying":

2 Insert "(1)"

3

4 Page 1, line 9:

5 Delete "the special needs factor in AS 14.17.420(a)(1) [90 PERCENT]"

6 Insert "150 [90] percent; and

7 (2) the number obtained under (1) of this section by the special

8 needs factor in AS 14.17.420(a)(1)"

AMENDMENT # 5

OFFERED IN THE HOUSE
TO: HB 139

BY REPRESENTATIVE ALLARD

Page 1, line 8, following the first occurrence of "by":

Insert "(1)"

Page 1, line 9:

Delete "the special needs factor in AS 14.17.420(a)(1) [90 PERCENT]."

Insert "150 [90] percent;

(2) multiplying the number obtained under (1) of this subsection
by the special needs factor in AS 14.17.420(a)(1);

(3) multiplying the correspondence intensive student count by 11;
and

(4) adding the number obtained under (2) of this subsection to the
number obtained under (3) of this subsection.

* Sec. 2. AS 14.17.430 is amended by adding a new subsection to read:

(b) In this section,

(1) "correspondence intensive student" means a special education
student who

(A) needs and receives intensive services; and

(B) is enrolled in the state centralized correspondence study
program or a district correspondence program, including a district that offers a
statewide correspondence study program, on the last day of the student count
period as described in AS 14.17.600;

(2) "intensive services" has the meaning given in AS 14.17.420(c)."

AMENDMENT *16*

OFFERED IN THE HOUSE
TO: HB 139

BY REPRESENTATIVE ALLARD

1 Page 1, line 8, following the first occurrence of "by":

2 Insert "(1)"

3

4 Page 1, line 9, following "AS 14.17.420(a)(1)":

5 Insert ";

6 (2) multiplying the correspondence intensive student count by 11;

7 and

8 (3) adding the number obtained under (1) of this subsection to the
9 number obtained under (2) of this subsection"

10

11 Page 1, following line 9:

12 Insert a new bill section to read:

13 "** Sec. 2. AS 14.17.430 is amended by adding a new subsection to read:

14 (b) In this section,

15 (1) "correspondence intensive student" means a special education
16 student who

17 (A) needs and receives intensive services; and

18 (B) is enrolled in the state centralized correspondence study
19 program or a district correspondence program, including a district that offers a
20 statewide correspondence study program, on the last day of the student count
21 period as described in AS 14.17.600;

22 (2) "intensive services" has the meaning given in AS 14.17.420(c)."