

HOUSE BILL NO. 195

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY REPRESENTATIVE DYSON

Introduced: 4/13/99

Referred: Health, Education and Social Services, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to school construction grants and to municipal school
2 construction debt reimbursement."

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

4 * **Section 1.** AS 14.11.013(a) is amended to read:

5 (a) With regard to projects for which grants are requested under AS 14.11.011,
6 the department shall

7 (1) annually review the six-year plans submitted by each district under
8 AS 14.11.011(b) and recommend to the board a revised and updated six-year capital
9 improvement project grant schedule that serves the best interests of the state and each
10 district; in recommending projects for this schedule, the department shall verify that
11 each proposed project meets the criteria established under AS 14.11.014(b) and
12 qualifies as a project required to

13 (A) avert imminent danger or correct life-threatening situations;

14 (B) house students who would otherwise be unhoused; for

1 purposes of this subparagraph,

2 (i) students are considered unhoused if the students
3 attend school in temporary facilities; **and**

4 **(ii) sixth grade students shall receive the space**
5 **allocation given to secondary students when the sixth grade students**
6 **are housed in a middle school, junior high school, or high school**
7 **that includes the sixth grade;**

8 (C) protect the structure of existing school facilities;

9 (D) correct building code deficiencies that require major repair
10 or rehabilitation in order for the facility to continue to be used for the
11 educational program;

12 (E) achieve an operating cost savings;

13 (F) modify or rehabilitate facilities for the purpose of improving
14 the instructional program;

15 (G) meet an educational need not specified in (A) - (F) of this
16 paragraph, identified by the department;

17 (2) prepare an estimate of the amount of money needed to finance each
18 project;

19 (3) provide to the governor, by November 1, and to the legislature
20 within the first 10 days of each regular legislative session, a revised and updated six-
21 year capital improvement project grant schedule, together with a proposed schedule of
22 appropriations.

23 * **Sec. 2.** AS 14.11.100(j) is amended to read:

24 (j) Except as provided in (l) of this section, the state may not allocate money
25 to a municipality for a school construction project under (a)(5), (6), (7), or (9) of this
26 section unless the municipality complies with the requirements of (1) - (4) of this
27 subsection, the project is approved by the commissioner before the local vote on the
28 bond issue for the project or, for bonds authorized after March 31, 1990, but on or
29 before April 30, 1993, the bonds are approved by the commissioner before
30 reimbursement by the state, and the local vote occurs before July 1, 1987, or after
31 June 30, 1988. In approving a project under this subsection, and to the extent required

1 under (a)(8) of this section, the commissioner shall require

2 (1) the municipality to include on the ballot for the bond issue, for
3 bonds authorized on or before March 31, 1990, or after April 30, 1993, the estimated
4 total cost of each project including estimated total interest, estimated annual operation
5 and maintenance costs, the estimated amounts that will be paid by the state and by the
6 municipality, and the approximate amount that would be due in annual taxes on
7 \$100,000 in assessed value to retire the debt;

8 (2) that the bonds may not be refunded unless the annual debt service
9 on the refunding issue is not greater than the annual debt service on the original issue;

10 (3) that the bonds must be repaid in approximately equal annual
11 principal payments or approximately equal debt service payments over a period of at
12 least 10 years;

13 (4) the municipality to demonstrate need for the project by establishing
14 that the school district has

15 (A) projected long-term student enrollment that indicates the
16 district has inadequate facilities to meet present or projected enrollment **or has**
17 **unhoused students; for purposes of this subparagraph,**

18 **(i) students are considered unhoused if the students**
19 **attend school in temporary facilities; and**

20 **(ii) sixth grade students shall receive the space**
21 **allocation given to secondary students when the sixth grade students**
22 **are housed in a middle school, junior high school, or high school**
23 **that includes the sixth grade;**

24 (B) facilities that require repair or replacement in order to meet
25 health and safety laws or regulations or building codes;

26 (C) demonstrated that the project will result in a reduction in
27 annual operating costs that economically justifies the cost of the project; or

28 (D) facilities that require modification or rehabilitation for the
29 purpose of improving the instructional program.