

AMENDMENT #12

OFFERED IN THE SENATE

BY SENATOR MYERS

TO: CSSB 52(FIN)

1 Page 1, line 4, following "**students**";:

2 Insert "**relating to school funding**";

3

4 Page 10, following line 4:

5 Insert a new bill section to read:

6 **"* Sec. 5.** AS 14.11.121(d) is amended to read:

7 (d) A school district or regional educational attendance area that submits an
8 application for a proposed project under AS 14.11.011 for funding under this section
9 that is approved for funding by the department shall provide a participating share that
10 is equal to the difference between the allowable costs of a project and the combined
11 available federal funding and the state aid provided under AS 14.11.126. Allowable
12 costs for a project approved under this section shall be based on the [ADJUSTED]
13 student count for a charter school [CALCULATED UNDER AS 14.17.450(a) AND
14 (c)], as determined by the commissioner."

15

16 Renumber the following bill sections accordingly.

17

18 Page 10, following line 19:

19 Insert new bill sections to read:

20 **"* Sec. 7.** AS 14.17.410(b) is amended to read:

21 (b) Public school funding consists of state aid, a required local contribution,
22 and eligible federal impact aid determined as follows:

23 (1) state aid equals basic need minus a required local contribution and

1 90 percent of eligible federal impact aid for that fiscal year; basic need equals the sum
2 obtained under (D) of this paragraph, multiplied by the base student allocation set out
3 in AS 14.17.470; district adjusted ADM is calculated as follows:

4 (A) the ADM of each school in the district is calculated by
5 **determining the student count under AS 14.17.600** [APPLYING THE
6 SCHOOL SIZE FACTOR TO THE STUDENT COUNT AS SET OUT IN
7 AS 14.17.450];

8 (B) the number obtained under (A) of this paragraph is
9 multiplied by the district cost factor described in AS 14.17.460;

10 (C) the ADMs of each school in a district, as adjusted
11 according to [(A) AND] (B) of this paragraph, are added; the sum is then
12 multiplied by the special needs factor set out in AS 14.17.420(a)(1) and the
13 secondary school vocational and technical instruction funding factor set out in
14 AS 14.17.420(a)(3);

15 (D) the number obtained for intensive services under
16 AS 14.17.420(a)(2) and the number obtained for correspondence study under
17 AS 14.17.430 are added to the number obtained under (C) of this paragraph or
18 under (H) and (I) of this paragraph;

19 (E) notwithstanding (A) - (C) of this paragraph, if a school
20 district's ADM [ADJUSTED FOR SCHOOL SIZE UNDER (A) OF THIS
21 PARAGRAPH] decreases by five percent or more from one fiscal year to the
22 next fiscal year, the school district may use the last fiscal year before the
23 decrease as a base fiscal year to offset the decrease, according to the following
24 method:

25 (i) for the first fiscal year after the base fiscal year
26 determined under this subparagraph, the school district's ADM
27 [ADJUSTED FOR SCHOOL SIZE DETERMINED UNDER (A) OF
28 THIS PARAGRAPH] is calculated as the district's ADM [ADJUSTED
29 FOR SCHOOL SIZE], plus 75 percent of the difference in the district's
30 ADM [ADJUSTED FOR SCHOOL SIZE] between the base fiscal year
31 and the first fiscal year after the base fiscal year;

1 (ii) for the second fiscal year after the base fiscal year
2 determined under this subparagraph, the school district's ADM
3 [ADJUSTED FOR SCHOOL SIZE DETERMINED UNDER (A) OF
4 THIS PARAGRAPH] is calculated as the district's ADM [ADJUSTED
5 FOR SCHOOL SIZE], plus 50 percent of the difference in the district's
6 ADM [ADJUSTED FOR SCHOOL SIZE] between the base fiscal year
7 and the second fiscal year after the base fiscal year;

8 (iii) for the third fiscal year after the base fiscal year
9 determined under this subparagraph, the school district's ADM
10 [ADJUSTED FOR SCHOOL SIZE DETERMINED UNDER (A) OF
11 THIS PARAGRAPH] is calculated as the district's ADM [ADJUSTED
12 FOR SCHOOL SIZE], plus 25 percent of the difference in the district's
13 ADM [ADJUSTED FOR SCHOOL SIZE] between the base fiscal year
14 and the third fiscal year after the base fiscal year;

15 (F) the method established in (E) of this paragraph is available
16 to a school district for the three fiscal years following the base fiscal year
17 determined under (E) of this paragraph only if the district's ADM [ADJUSTED
18 FOR SCHOOL SIZE DETERMINED UNDER (A) OF THIS PARAGRAPH]
19 for each fiscal year is less than the district's ADM [ADJUSTED FOR
20 SCHOOL SIZE] in the base fiscal year;

21 (G) the method established in (E) of this paragraph does not
22 apply to a decrease in the district's ADM [ADJUSTED FOR SCHOOL SIZE]
23 resulting from a loss of enrollment that occurs as a result of a boundary change
24 under AS 29;

25 (H) notwithstanding (A) - (C) of this paragraph, if one or more
26 schools close and consolidate with one or more other schools in the same
27 community and district and, as a result of the consolidation, basic need
28 generated by the district's ADM of the consolidated schools as adjusted under
29 (A) - (C) of this paragraph decreases, the district may use the last fiscal year
30 before the consolidation as the base fiscal year to offset that decrease for the
31 first four fiscal years following consolidation according to the following

1 method:

2 (i) for the first two fiscal years after the base fiscal year,
3 the district's ADM of the consolidated schools as adjusted under (A) -
4 (C) of this paragraph is calculated by dividing the sum of the district's
5 ADM of the consolidated schools as adjusted under (A) - (C) of this
6 paragraph for the base fiscal year by the sum of the district's ADM of
7 the consolidated schools for the base fiscal year without adjustment,
8 and subtracting the quotient obtained by dividing the district's ADM of
9 the consolidated schools for the current fiscal year as adjusted under
10 (A) - (C) of this paragraph by the sum of the district's ADM of the
11 consolidated schools for the current fiscal year without adjustment,
12 multiplying that number by the sum of the district's ADM of the
13 consolidated schools for the current fiscal year without adjustment, and
14 adding that number to the sum of the district's ADM of the consolidated
15 schools for the current fiscal year as adjusted under (A) - (C) of this
16 paragraph;

17 (ii) for the third fiscal year after the base fiscal year, the
18 district's ADM of the consolidated schools as adjusted under (A) - (C)
19 of this paragraph is calculated by dividing the sum of the district's
20 ADM of the consolidated schools as adjusted under (A) - (C) of this
21 paragraph for the base fiscal year by the sum of the district's ADM of
22 the consolidated schools for the base fiscal year without adjustment,
23 and subtracting the quotient obtained by dividing the sum of the
24 district's ADM of the consolidated schools for the current fiscal year as
25 adjusted under (A) - (C) of this paragraph by the sum of the district's
26 ADM of the consolidated schools for the current fiscal year,
27 multiplying that number by the sum of the district's ADM of the
28 consolidated schools for the current fiscal year without adjustment,
29 multiplying that number by 66 percent, and adding that number to the
30 sum of the district's ADM of the consolidated schools for the current
31 fiscal year as adjusted under (A) - (C) of this paragraph;

1 (iii) for the fourth fiscal year after the base fiscal year,
2 the district's ADM of the consolidated schools as adjusted under (A) -
3 (C) of this paragraph is calculated by dividing the sum of the district's
4 ADM of the consolidated schools as adjusted under (A) - (C) of this
5 paragraph for the base fiscal year by the sum of the district's ADM of
6 the consolidated schools for the base fiscal year without adjustment,
7 and subtracting the quotient obtained by dividing the sum of the
8 district's ADM of the consolidated schools for the current fiscal year as
9 adjusted under (A) - (C) of this paragraph by the sum of the district's
10 ADM of the consolidated schools for the current fiscal year,
11 multiplying that number by the sum of the district's ADM of the
12 consolidated schools for the current fiscal year without adjustment,
13 multiplying that number by 33 percent, and adding that number to the
14 sum of the district's ADM of the consolidated schools for the current
15 fiscal year as adjusted under (A) - (C) of this paragraph;

16 (iv) to calculate the district's basic need for each fiscal
17 year, the number obtained through the calculation in (i), (ii), or (iii) of
18 this subparagraph is added to the number obtained under (C) of this
19 paragraph for the remainder of the district;

20 (I) if the basic need calculated under (H)(i) - (iii) of this
21 paragraph for one of the first four fiscal years after consolidation is less than
22 the basic need calculated under (A) - (C) of this paragraph for that fiscal year,
23 the basic need may not be adjusted under (H) of this paragraph for that fiscal
24 year;

25 (J) a district may not offset a decrease under (H) of this
26 paragraph if

27 (i) a new facility is constructed in the district for the
28 consolidation; or

29 (ii) the district offset a decrease under (E) of this
30 paragraph in the same fiscal year;

31 (K) a district that offsets a decrease under (H) of this paragraph

1 may not reopen a school that was closed for consolidation in the district until

2 (i) seven or more years have passed since the school
3 closure; and

4 (ii) the district provides evidence satisfactory to the
5 department that the schools affected by the consolidation are over
6 capacity;

7 (L) a district may not reopen and reconsolidate a school that
8 was consolidated in the district more than once every seven years for purposes
9 of the calculations made under (H) of this paragraph;

10 (M) a district offsetting a decrease under (H) of this paragraph
11 shall provide the department with the list of schools participating in the
12 consolidation and the corresponding ADM;

13 (2) the required local contribution of a city or borough school district is
14 the equivalent of a 2.65 mill tax levy on the full and true value of the taxable real and
15 personal property in the district as of January 1 of the second preceding fiscal year, as
16 determined by the Department of Commerce, Community, and Economic
17 Development under AS 14.17.510 and AS 29.45.110, not to exceed 45 percent of a
18 district's basic need for the preceding fiscal year as determined under (1) of this
19 subsection.

20 * **Sec. 8.** AS 14.17.440(a) is amended to read:

21 (a) Except as provided in AS 14.17.400(b), funding for state boarding schools
22 established under AS 14.16.010 includes an allocation from the public education fund
23 in an amount calculated by

24 (1) determining the **student count under AS 14.17.600** [ADM OF
25 STATE BOARDING SCHOOLS BY APPLYING THE SCHOOL SIZE FACTOR
26 TO THE STUDENT COUNT AS DESCRIBED IN AS 14.17.450];

27 (2) multiplying the number obtained under (1) of this subsection by the
28 special needs factor in AS 14.17.420(a)(1) and the secondary school vocational and
29 technical instruction funding factor set out in AS 14.17.420(a)(3) and multiplying that
30 product by the base student allocation; and

31 (3) multiplying the product determined under (2) of this subsection by

1 the district cost factor that is applicable to calculation of the state aid for the adjacent
2 school district under AS 14.17.460."

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4 Renumber the following bill sections accordingly.

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6 Page 10, following line 22:

7 Insert a new bill section to read:

8 **** Sec. 10.** AS 14.17.905(b) is amended to read:

9 (b) Notwithstanding (a)(3) of this section [AND FOR PURPOSES OTHER
10 THAN CALCULATIONS UNDER AS 14.17.450], a charter school shall be counted
11 as a separate school if the charter school has an ADM of at least 150 students."

12

13 Renumber the following bill sections accordingly.

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15 Page 11, following line 17:

16 Insert a new bill section to read:

17 **** Sec. 12.** AS 14.17.450 is repealed."

18

19 Renumber the following bill sections accordingly.

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21 Page 11, line 23:

22 Delete "Sections 4 - 6 and 8"

23 Insert "Sections 4 - 10, 12, and 13"

24

25 Page 11, line 26:

26 Delete "7"

27 Insert "11"