

AMENDMENT #3

OFFERED IN THE HOUSE
TO: CSHB 57(EDC)

BY REPRESENTATIVE RUFFRIDGE

1 Page 1, line 1: (title amendment):

2 Delete "wireless telecommunications devices in public schools"

3 Insert "education; relating to open enrollment in public schools; relating to
4 education reports; relating to the collection of data on the progress of high school
5 graduating classes in the state; relating to a student academic performance
6 improvement recognition program; relating to charter schools; relating to the required
7 local contribution of a city or borough school district; relating to the base student
8 allocation; relating to the provision of special education and related services; relating to
9 reading proficiency incentive grants; relating to wireless telecommunications devices in
10 public schools; relating to the duties of the Alaska Workforce Investment Board;
11 establishing the Task Force on Education Funding"

12

13 Page 1, line 4, through page 2, line 14:

14 Delete all material and insert:

15 "* Section 1. AS 14.03.080(a) is amended to read:

16 (a) A child of school age is entitled to attend

17 (1) public school without payment of tuition during the school term in
18 the school district in which the child is a resident subject to the provisions of
19 AS 14.14.110 and 14.14.120; and

20 (2) upon application to the school, any other noncorrespondence
21 public school not located on a military installation that is selected by the child's
22 parent, subject to provisions established by the school district under an
23 enrollment policy; the policy must

1 (A) consider the military status of a parent or guardian of
 2 the child;

3 (B) address school capacity; the local school board of the
 4 district shall determine the capacity of schools in the district;

5 (C) prioritize the placement of siblings in the same school
 6 and the placement of a child in a school at which the child's parent or
 7 guardian is employed; and

8 (D) establish a procedure for appealing a denial of an
 9 enrollment application.

10 * **Sec. 2.** AS 14.03.080 is amended by adding new subsections to read:

11 (i) Each school district shall, for each school in the district, publish on the
 12 school district's Internet website or on the school's Internet webpage information about
 13 the school's capacity, enrollment, the number of applicants in the previous school year,
 14 the number of acceptances and denials in the previous school year, and the reasons for
 15 the denials.

16 (j) In this section, "military installation" means a base, camp, post, station,
 17 yard, center, homeport facility for a ship, armory, or other installation under the
 18 jurisdiction of the United States Department of Defense or the United States Coast
 19 Guard.

20 * **Sec. 3.** AS 14.03.120(d) is amended to read:

21 (d) Annually, before the date set by the district under (e) of this section, each
 22 public school shall deliver to the department for posting on the department's Internet
 23 website and provide, in a public meeting of parents, students, and community
 24 members, a report on the school's performance and the performance of the school's
 25 students. The report shall be prepared on a form prescribed by the department and
 26 must include

27 (1) information on accreditation;

28 (2) results of norm-referenced achievement tests that measure
 29 student academic performance over time;

30 (3) results of state standards-based assessments in language arts and
 31 mathematics;

1 (4) a description, including quantitative and qualitative measures, of
2 student, parent, community, and business involvement in student learning;

3 (5) a description of the school's attendance, retention, dropout, and
4 graduation rates as specified by the state board;

5 (6) the annual percent of enrollment change, regardless of reason, and
6 the annual percent of enrollment change due to student transfers into and out of the
7 school district;

8 (7) if Native language education is provided, a summary and
9 evaluation of the curriculum described in AS 14.30.420;

10 (8) the performance designation assigned the school under
11 AS 14.03.123 and the methodology used to assign the performance designation,
12 including the measures used and their relative weights;

13 (9) other information concerning school performance and the
14 performance of the school's students as required by the state board in regulation; and

15 (10) information on the number, attendance, and performance of
16 students enrolled in the school whose parents or guardians are on active duty in the
17 armed forces of the United States, the United States Coast Guard, the Alaska National
18 Guard, the Alaska Naval Militia, or the Alaska State Defense Force.

19 * **Sec. 4.** AS 14.03.120(g) is amended to read:

20 (g) To the extent allowable under state and federal privacy laws, each district
21 shall annually report to the department information from the previous school year
22 regarding

23 (1) the number of students and teaching staff assigned to each
24 classroom in grades kindergarten through 12 [THREE];

25 (2) the number and percentage of students

26 (A) in grades kindergarten through three who demonstrated
27 improvement on expected grade-level skills on the statewide screening tool;

28 (B) in grades kindergarten through three who performed below
29 expected grade-level skills on the statewide screening tool, by grade;

30 (C) in grades kindergarten through three who did not progress
31 to the next grade and the reasons the students did not progress;

1 (D) in grade three who demonstrated sufficient reading skills to
2 progress to grade four based on the statewide screening tool;

3 (E) in grade three who progressed to grade four based on a
4 waiver under AS 14.30.765(f);

5 (F) in grade three who demonstrated sufficient reading skills to
6 progress to grade four based on an alternative standardized reading screening;

7 (G) in grade three who demonstrated sufficient reading skills to
8 progress to grade four based on a student reading portfolio;

9 (3) the performance on the statewide screening tool of students in a
10 grade above grade three who did not progress to grade four or who progressed to grade
11 four based on a waiver under AS 14.30.765(f).

12 * **Sec. 5.** AS 14.03.120 is amended by adding a new subsection to read:

13 (k) The department shall collaborate with the Department of Labor and
14 Workforce Development under AS 44.31.020 to gather data on the progress of each
15 high school graduating class in a district by collecting career, postsecondary
16 education, and residency data on each student in the graduating class. The departments
17 shall gather the data every five years for 20 years after the high school graduation date
18 of the class.

19 * **Sec. 6.** AS 14.03 is amended by adding a new section to read:

20 **Sec. 14.03.122. Student academic performance improvement recognition**
21 **program.** The department shall develop a program to provide recognition to school
22 districts, schools, school staff, and students in a school whose efforts lead to
23 improvement of student academic performance over time for students in the school, as
24 measured by norm-referenced achievement tests that measure student academic
25 performance over time. As part of the program, the department shall provide special
26 recognition to a school at which 75 percent or more of the school's students show
27 improvement in academic performance, as measured by norm-referenced achievement
28 tests that measure student academic performance over time. The department may,
29 subject to appropriation, provide financial incentive payments to the school as part of
30 the special recognition.

31 * **Sec. 7.** AS 14.03.250(a) is amended to read:

1 (a) A local school board shall prescribe an application procedure for the
 2 establishment of a charter school in that school district. The application procedure
 3 must allow an application for the following school year to be filed at any time
 4 during the school year, and must include provisions for an academic policy
 5 committee consisting of parents of students attending the school, teachers, and school
 6 employees and a proposed form for a contract between a charter school and the local
 7 school board, setting out the contract elements required under AS 14.03.255(c).

8 * **Sec. 8.** AS 14.03.253(b) is amended to read:

9 (b) In an appeal to the state Board of Education and Early Development of a
 10 denial of a charter school application under (a)(3) of this section, the state board shall
 11 determine, based on the record, whether the commissioner's findings are supported by
 12 substantial evidence and whether the decision is contrary to law. The state board shall
 13 issue a written decision within 45 [90] days after the state board receives an appeal.

14 * **Sec. 9.** AS 14.03.255(c) is amended to read:

15 (c) A charter school shall operate under a contract between the charter school
 16 and the local school board. A contract must contain the following provisions:

- 17 (1) a description of the educational program;
- 18 (2) specific levels of achievement for the education program;
- 19 (3) admission policies and procedures;
- 20 (4) administrative policies;
- 21 (5) a statement of the charter school's funding allocation from the local
 22 school board and costs assignable to the charter school program budget;
- 23 (6) the method by which the charter school will account for receipts
 24 and expenditures;
- 25 (7) the location and description of the facility;
- 26 (8) the name of the teacher, or teachers, who, by agreement between
 27 the charter school and the teacher, will teach in the charter school;
- 28 (9) the teacher-to-student ratio;
- 29 (10) the number of students served;
- 30 (11) the term of the contract, not to exceed a term of 10 years;
- 31 (12) a termination clause providing that the contract may be terminated

1 by the local school board for the failure of the charter school to meet educational
2 achievement goals or fiscal management standards, or for other good cause;

3 (13) a clause providing that the local school board may only
4 terminate a contract under the standards and procedures established in
5 AS 14.03.256;

6 (14) a statement that the charter school will comply with all state and
7 federal requirements for receipt and use of public money;

8 (15) [(14)] other requirements or exemptions agreed on [UPON] by the
9 charter school and the local school board.

10 * **Sec. 10.** AS 14.03.255 is amended by adding a new subsection to read:

11 (e) A local school board may establish simplified procedures and standards for
12 a renewal of a contract in good standing, as defined by the local school board, between
13 the local school board and a charter school.

14 * **Sec. 11.** AS 14.03 is amended by adding a new section to read:

15 **Sec. 14.03.256. Charter school termination.** (a) A local school board may
16 terminate a contract between the local school board and a charter school only if the
17 charter school has

18 (1) failed to comply with a condition or material term of the contract or
19 AS 14.03.250 - 14.03.290; or

20 (2) intentionally or fraudulently misrepresented, in whole or in part,
21 material facts or circumstances upon which the contract was made.

22 (b) Before termination of a contract under this section, the local school board
23 shall give the charter school written notice of the local school board's intent to
24 terminate the contract. The local school board shall also provide the charter school
25 with a reasonable opportunity, as determined by the local school board, to cure any
26 deficiency that is the basis for the termination if the local school board determines that
27 curing the deficiency is appropriate under the circumstances.

28 (c) A local school board shall provide in writing the reasons for terminating or
29 denying renewal of a charter school contract.

30 (d) A charter school whose contract is terminated under this section may file
31 an appeal with the superior court under the Alaska Rules of Appellate Procedure.

1 (e) If a charter school whose contract is terminated under this section files an
 2 appeal with the superior court, the board may independently audit the finances of the
 3 charter school.

4 * **Sec. 12.** AS 14.17.410(c) is amended to read:

5 (c) In addition to the local contribution required under (b)(2) of this section,
 6 **and except as provided in (g) of this section,** a city or borough school district in a
 7 fiscal year may make a local contribution of not more than the greater of

8 (1) the equivalent of a two mill tax levy on the full and true value of
 9 the taxable real and personal property in the district as of January 1 of the second
 10 preceding fiscal year, as determined by the Department of Commerce, Community,
 11 and Economic Development under AS 14.17.510 and AS 29.45.110; or

12 (2) 23 percent of the total of the district's basic need for the fiscal year
 13 under (b)(1) of this section and any additional funding distributed to the district in a
 14 fiscal year according to (b) of this section.

15 * **Sec. 13.** AS 14.17.410 is amended by adding a new subsection to read:

16 (g) A city or borough school district may exceed the voluntary local
 17 contribution limit established in (c) of this section only if the contribution made in
 18 excess of the limit is not for current expenditures as defined in 20 U.S.C. 7713(4) or
 19 34 C.F.R. 222.161(c).

20 * **Sec. 14.** AS 14.17.470 is amended to read:

21 **Sec. 14.17.470. Base student allocation.** The base student allocation is **\$6,657**
 22 **[\$5,960].**

23 * **Sec. 15.** AS 14.30.010(b) is amended to read:

24 (b) This section does not apply if a child

25 (1) is provided an academic education comparable to that offered by
 26 the public schools in the area [, EITHER] by

27 (A) attendance at a private school in which the teachers are
 28 certificated according to AS 14.20.020;

29 (B) tutoring by personnel certificated according to
 30 AS 14.20.020; or

31 (C) attendance at an educational program operated in

1 compliance with AS 14.45.100 - 14.45.200 by a religious or other private
2 school;

3 (2) attends a school operated by the federal government;

4 (3) has a physical or mental condition that a competent medical
5 authority determines will make attendance impractical;

6 (4) is in the custody of a court or law enforcement authorities;

7 (5) is temporarily ill or injured;

8 (6) has been suspended or expelled under AS 14.03.160 or suspended
9 or denied admittance under AS 14.30.045;

10 (7) resides more than two miles from either a public school or a route
11 on which transportation is provided by the school authorities, except that this
12 paragraph does not apply if the child resides within two miles of a federal or private
13 school that the child is eligible and able to attend;

14 (8) is excused by action of the school board of the district at a regular
15 meeting or by the district superintendent subject to approval by the school board of the
16 district at the next regular meeting;

17 (9) has completed the 12th grade;

18 (10) is enrolled in

19 (A) a state boarding school established under AS 14.16; or

20 (B) a full-time program of correspondence study approved by
21 the department; in those school districts providing an approved correspondence
22 study program, a student may be enrolled either in the district correspondence
23 program or in the centralized correspondence study program;

24 (11) is equally well-served by an educational experience approved by
25 the school board as serving the child's educational interests despite an absence from
26 school, and the request for excuse is made in writing by the child's parents or guardian
27 and approved by the principal or administrator of the school that the child attends;

28 (12) is being educated in the child's home by a parent or legal
29 guardian;

30 **(13) is enrolled in a public school in a district in which the child**
31 **does not reside as permitted under AS 14.03.080(a)(2).**

1 * **Sec. 16.** AS 14.30.186(a) is amended to read:

2 (a) Special education and related services shall be provided by

3 (1) a borough or city school district for a child with a disability
4 residing within the district or attending a school in the district under
5 AS 14.03.080(a)(2);

6 (2) the board of a regional educational attendance area operating a
7 school in the area for a child with a disability residing in the area served by the school
8 or attending a school in the area under AS 14.03.080(a)(2);

9 (3) the borough, city school district, or regional educational attendance
10 area in which a treatment institution, as that term is defined in AS 47.14.990, juvenile
11 detention facility or juvenile treatment facility, as those terms are defined in
12 AS 47.12.990, or a correctional facility is located for a child with a disability placed at
13 the facility;

14 (4) a state boarding school established under AS 14.16 for a child with
15 a disability enrolled at a state boarding school; or

16 (5) a school district that provides a statewide correspondence study
17 program for a child with a disability who is enrolled in the program.

18 * **Sec. 17.** AS 14.30.186(e) is amended to read:

19 (e) If the parent of a child with a disability elects to educate the child as
20 allowed under AS 14.30.010(b)(1) - (12) [AS 14.30.010(b)], the child may not be
21 compelled to receive the special education and related services provided under
22 AS 14.30.180 - 14.30.350.

23 * **Sec. 18.** AS 14.30 is amended by adding a new section to read:

24 **Sec. 14.30.773. Reading proficiency incentive grants.** (a) Subject to
25 appropriation, a school district is eligible to receive a reading proficiency incentive
26 grant of not less than \$450 for each student in

27 (1) kindergarten through grade three who performs at grade level or
28 demonstrates improvement on expected grade-level skills on the statewide screening
29 tool adopted by the department under AS 14.30.760; and

30 (2) grades four through six who performs at grade level or
31 demonstrates a measure of increased proficiency on a standards-based assessment in

1 language arts.

2 (b) The department shall adopt regulations to implement this section.

3 * **Sec. 19.** AS 14.33 is amended by adding a new section to read:

4 **Article 5. Wireless Telecommunications Devices.**

5 **Sec. 14.33.300. Wireless telecommunications device policy.** (a) Each school
6 district shall adopt a policy that regulates the possession and use of nonschool-issued
7 wireless telecommunications devices during regular school hours, including lunch and
8 passing periods. Each school district shall share this policy with parents or guardians,
9 students, volunteers, and school employees. If a school district's policy prohibits the
10 use of nonschool-issued wireless telecommunications devices, the policy must allow
11 exceptions for students to use a wireless telecommunications device for medical or
12 translation purposes, in the event of an emergency, or when a teacher or administrator
13 of the school grants permission to a student to use a wireless telecommunications
14 device for educational purposes.

15 (b) This section does not authorize a person to monitor, collect, or access
16 information related to a student's use of a wireless telecommunications device.

17 (c) In this section, "wireless telecommunications device" means any portable
18 wireless device that has the capability to provide voice, messaging, or other data
19 communication between two or more parties.

20 * **Sec. 20.** AS 23.15.820(a) is amended to read:

21 (a) The Alaska Workforce Investment Board shall

22 (1) administer the Alaska technical and vocational education program
23 established in AS 23.15.820 - 23.15.850;

24 (2) facilitate the development of a statewide policy for a coordinated
25 and effective technical and vocational education training system in this state and, to
26 the extent authorized by federal and state law, plan and coordinate federal, state, and
27 local efforts in technical and vocational education programs;

28 (3) adopt regulations under AS 44.62 (Administrative Procedure Act)
29 to carry out the purposes of AS 23.15.820 - 23.15.850;

30 (4) facilitate the development and implementation of a statewide
31 policy and procedure that provides for the acceptance of credit or hours toward a

1 degree or technical program offered by a vocational or technical training center in the
 2 state for an applicant who provides satisfactory evidence of successful completion of
 3 relevant military education, training, or service as a member of the armed forces of the
 4 United States, the United States Reserves, the National Guard of any state, the
 5 Military Reserves of any state, or the Naval Militia of any state;

6 (5) partner with the Alaska Commission on Postsecondary
 7 Education, the Department of Education and Early Development, and school
 8 districts in the state to

9 (A) provide to each high school student an opportunity to
 10 take a career or college entrance examination or assessment; and

11 (B) establish a recognition program for high schools at
 12 which 90 percent or more of the school's students take at least one career
 13 or college entrance examination or assessment.

14 * Sec. 21. AS 44.31.020 is amended to read:

15 **Sec. 44.31.020. Duties of department.** The Department of Labor and
 16 Workforce Development shall

17 (1) enforce the laws and adopt regulations under them concerning
 18 employer-employee relationships, including the safety, hours of work, wages, and
 19 conditions of workers, including children;

20 (2) accumulate, analyze, and report labor statistics;

21 (3) operate systems of workers' compensation and unemployment
 22 insurance;

23 (4) gather data reflecting the cost of living in various locations of the
 24 state upon request of the director of personnel under AS 39.27.030;

25 (5) operate the federally funded employment and training programs
 26 under 29 U.S.C. 2801 - 2945 (Workforce Investment Act of 1998);

27 (6) administer the state's program of adult basic education and adopt
 28 regulations to administer the program; and

29 (7) administer the programs of the Alaska Vocational Technical Center
 30 and adopt regulations to administer the programs, including regulations that set rates
 31 for student tuition and room and board and fees for the programs and services

1 provided by the department regarding the Alaska Vocational Technical Center;

2 (8) gather data on the progress of each high school graduating
3 class in a district by collecting career, postsecondary education, and residency
4 data on each student in the graduating class; the department shall gather the
5 data required under this paragraph every five years for 20 years after the high
6 school graduation date of each high school graduating class; the department shall
7 publish a biennial report on the data gathered under this paragraph; in this
8 paragraph, "district" has the meaning given in AS 14.17.990.

9 * Sec. 22. AS 14.03.080(g)(2) and 14.03.300(b) are repealed.

10 * Sec. 23. The uncodified law of the State of Alaska is amended by adding a new section to
11 read:

12 TASK FORCE ON EDUCATION FUNDING. (a) The Task Force on Education
13 Funding is established as a joint task force of the Alaska State Legislature.

14 (b) The task force shall

15 (1) analyze the state of public education funding and the current accountability
16 provisions for schools and districts in the state;

17 (2) evaluate internal and external factors leading to school absenteeism and
18 identify district and state level intervention and incentive tools relating to school absenteeism;

19 (3) analyze and make recommendations on effective policies relating to school
20 major maintenance and school construction;

21 (4) evaluate and recommend health insurance, group insurance, and ways to
22 reduce property and building insurance for public school facilities;

23 (5) make recommendations relating to public education funding and
24 accountability provisions for schools and districts in the state; and

25 (6) submit a report of findings and recommendations of the task force to the
26 senate secretary and the chief clerk of the house of representatives not later than the first day
27 of the First Regular Session of the Thirty-Fifth Alaska State Legislature and notify the
28 members of the legislature that the report is available.

29 (c) The task force consists of six members as follows:

30 (1) three members of the senate, at least one of whom is a member of the
31 minority, appointed by the president of the senate; the president of the senate shall select one

1 of the members to serve as co-chair of the task force;

2 (2) three members of the house of representatives, at least one of whom is a
3 member of the minority, appointed by the speaker of the house of representatives; the speaker
4 of the house of representatives shall select one of the members to serve as co-chair of the task
5 force.

6 (d) A vacancy on the task force shall be filled in the same manner as the original
7 selection or appointment.

8 (e) The task force shall meet at the call of the co-chairs. The task force may meet
9 between and during legislative sessions. A majority of the members of the task force
10 constitute a quorum. The task force may conduct meetings in person, telephonically, or by
11 electronic means, as directed by the co-chairs.

12 (f) The task force may request data and other information from the Department of
13 Education and Early Development.

14 (g) The legislative staff of the members of the task force shall serve as staff for the
15 task force. The task force may hire staff and contract for services necessary to carry out the
16 duties of the task force under the procedures adopted by the legislative council governing
17 procurement of services, subject to the approval of the legislative council and the legislative
18 council making funds available for that purpose.

19 (h) The task force expires on January 31, 2027."
20

21 Renumber the following bill sections accordingly.
22

23 Page 2, line 29:

24 Delete all material and insert:

25 "* **Sec. 25.** The uncodified law of the State of Alaska is amended by adding a new section to
26 read:

27 **APPLICABILITY.** Sections 8 - 11 of this Act apply to a contract that becomes legally
28 binding on or after the effective date of secs. 8 - 11 of this Act.

29 * **Sec. 26.** This Act takes effect July 1, 2025."