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IN THE SENATE BY SENATE FINANCE COMMITTEE  
SENATE BILL NO. 47  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
FIRST LEGISLATURE - FIRST SESSION

A BILL

For an Act entitled: "An Act relating to school maintenance and the submission and approval of school budgets."

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

Section 1. Section 37-3-62, ACLA 1949, as amended by Ch. 77, SLA 1951 and Ch. 49, SLA 1955, is hereby amended to read as follows:

Sec. 37-3-62. AMOUNT OF PAYMENT. Where the resident average daily membership for the last complete school year at the time the budget is approved is less than 200 pupils, ninety per centum; and where it is 200 pupils or over and less than 500, eighty per centum; and where it is 500 pupils or over, seventy-five per centum of the total amount approved in the annual budget for maintenance of public elementary schools and high schools within the limits of incorporated cities or incorporated school districts or independent school districts shall be paid to such city or school district from and limited to the moneys of the State ~~TERRITORY~~ appropriated for such purposes. Provided, however, that in addition to the foregoing amount of refund, those cities or districts who have within the said limits low-rent housing projects owned, operated and constructed by the Alaska Housing Authority or other Federal or State ~~TERRITORIAL~~ agency claiming an exemption from taxation, without the

1 petition from or consent by the said city or district for  
2 the construction of said project, shall be entitled to the  
3 equivalent of such sums otherwise lost or exempted in  
4 property taxes, but from such sums shall first be deducted  
5 any amounts received during the year as contributions in lieu  
6 of taxes made by the exempted agency to the said city or  
7 district.

8 Section 2. SECTION 37-3-63, ACLA 1949, as amended by Ch.  
9 77, SLA 1951, and Ch. 49, SLA 1955 is hereby amended to read as  
10 follows:

11 Sec. 37-3-63. ANNUAL BUDGET OR STATEMENT OF PROPOSED  
12 EXPENDITURES. The school board of each incorporated city,  
13 incorporated school district, or independent school district  
14 shall annually before the first day of July submit to the  
15 Commissioner of Education a budget or detailed statement of  
16 proposed expenditures for the maintenance of the schools of  
17 such incorporated city or incorporated school district or  
18 independent school district during the following school year.  
19 Said detailed statement shall be submitted in the manner and  
20 form prescribed by the Commissioner of Education. The Com-  
21 missioner of Education shall designate, in accordance with  
22 applicable rules and regulations of the State ~~TERRITORIAL~~  
23 Board of Education, those expenditures for which State  
24 ~~TERRITORIAL~~ payment may ~~WILL~~ be allowed in whole or in  
25 part. All budgets will show the total enrollment by grades  
26 and the average daily membership for the elementary and the  
27 high school levels separately for the preceding year and the  
28 estimated total enrollment by grades and the estimated  
29 average daily membership for the elementary and high school

1 levels separately for the year that the budget covers,  
2 and such other information as may be requested. The  
3 Commissioner of Education may disapprove or reduce any  
4 items in the budget and shall approve for State ~~TERRITORIAL~~  
5 payment only such parts of the proposed expenditures as  
6 come within the purview of this article, and are reasonable  
7 and necessary. Should the proposed budgets exceed the moneys  
8 appropriated for such purposes, the Commissioner shall  
9 disapprove, on a pro rata basis among all schools, so much  
10 of said budgets as is necessary to keep payments under this  
11 Act within the moneys appropriated therefor and the State  
12 shall in no way, any statute to the contrary notwithstanding,  
13 be obligated to any payment or school support exceeding such  
14 appropriation. The decision of the Commissioner with respect  
15 to the budget shall be final, provided, however, that any  
16 school board may appeal from the decision of the Commissioner  
17 of Education to the State ~~TERRITORIAL~~ Board of Education.  
18 Said appeal shall be in writing and shall be signed by a  
19 majority of the members of the school board. It shall be  
20 filed with the President of the State ~~TERRITORIAL~~ Board of  
21 Education who shall either call a special meeting of the  
22 State ~~TERRITORIAL~~ Board or shall have the matter presented  
23 in writing to each member for consideration and written or  
24 telegraphic decision. No payment of State ~~TERRITORIAL~~  
25 moneys shall be made to any school board in excess of the  
26 budget approved by the Commissioner of Education; provided,  
27 that items may be added, deleted, or changed and the total  
28 amount of the annual budget may be revised upward or down-  
29 ward by the Commissioner of Education at a later date, should

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change in enrollment or other emergency factors make such a revision necessary.