

1 IN THE SENATE

BY SENATE FINANCE COMMITTEE

2

SENATE BILL NO. 47

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

FIRST LEGISLATURE - FIRST SESSION

5

A BILL

6

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

8

9

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

10

Section 1. Section 37-3-62, ACLA 1949, as amended by Ch. 77,

11

SLA 1951 and Ch. 49, SLA 1955, is hereby amended to read as follows:

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

29

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 ~~EIGHTY-FIVE~~ 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 in-
corporated 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

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29

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