

BY MESSRS. ERWIN
AND JARVELA

1 IN THE HOUSE

2 HOUSE BILL NO. 321

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SECOND LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to the organization of the
7 Department of Education; and providing for
8 an effective date."

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

10 Section 1. The fifth paragraph of Sec. 11, Ch. 64, SLA 1959,
11 is amended to read:

12 The Board of Education shall appoint the Commissioner
13 of Education. The Commissioner shall serve at the pleasure
14 of the Board. [THE GOVERNOR SHALL APPOINT THE COMMISSIONER
15 OF EDUCATION FROM A LIST OF QUALIFIED PERSONS NOMINATED BY
16 THE BOARD OF EDUCATION, SUBJECT TO THE RIGHT OF THE GOVERNOR
17 TO REQUEST ADDITIONAL NOMINATIONS.] The appointment shall
18 be subject to the approval of the Governor and confirmation
19 by a majority of the members of the Legislature in joint
20 session. The Commissioner of Education shall serve for a
21 term of 5 years. In the event of a vacancy in the office
22 of Commissioner of Education a successor shall be appointed,
23 in the manner provided for the regular appointment, to fill
24 the unexpired term.

25 Sec. 2. The sixth paragraph of Ch. 64, SLA 1959, is repeal-
26 ed.

27 Sec. 3. The seventh paragraph of Sec. 11, Ch. 64, SLA 1959,
28 is amended to read:

29 The Board of Education must confirm programming actions

HB #321

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of the Commissioner of Education [, EXCEPT AS HEREINAFTER
PROVIDED, BUT SHALL NOT] and shall have administrative,
budgeting, and [OR] fiscal powers [;] and these powers [SUCH
ADMINISTRATIVE, BUDGETING, AND FISCAL POWER SHALL RESIDE IN]
may be delegated to the Commissioner of Education. The Com-
missioner shall prepare the initial departmental budget and
submit it to the Board for its review and approval before
the Board transmits it to the Governor for review and in-
clusion in the executive budget.

Sec. 4. This Act takes effect on the day after its passage
and approval or on the day it becomes law without such approval.