

Introduced: 2/19/65  
Referred: Health, Welfare  
and Education and Finance

1 IN THE HOUSE

RULES COMMITTEE  
BY REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 151

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 FOURTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to education for excep-  
7 tional children; and providing for an  
8 effective date."

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

10 \* Section 1. AS 14.30 is amended by adding new sections to  
11 read:

12 Sec. 14.30.205. ELIGIBILITY. The school board of a  
13 school district or administrator of a state-operated school  
14 may establish special classes for five or more exceptional  
15 children who are residents of the district or school attend-  
16 ance area, if a state-operated school, or are residents of  
17 other districts or areas which have not established special  
18 classes. Special classes shall be operated pursuant to  
19 standards, rules and regulations established by the Depart-  
20 ment of Education and the Department of Health and Welfare.  
21 Two or more adjacent school districts or state-operated  
22 schools may cooperate in establishing special classes.  
23 Where there is no special class, exceptional children may  
24 attend special classes in another school district or state-  
25 operated school.

26 Sec. 14.30.285. EXCEPTIONAL PUPILS WITHIN THE STATE.  
27 If a child attends a class for exceptional pupils in another  
28 school district or state-operated school, the sending school  
29 district or the state shall pay the receiving district an

1 amount of money equal to the receiving district's local  
2 cost per pupil rate.

3 Sec. 14.30.295. SPECIAL EDUCATION OUTSIDE STATE. (a)

4 An exceptional child may be sent out of state for special  
5 education if

6 (1) the child resides in a district or school  
7 attendance area where there is no special class or the spec-  
8 ial class is not appropriate for the needs of the child; and

9 (2) the commissioner of education determines it  
10 is not feasible for the child to attend a special class  
11 elsewhere in the state.

12 (b) If a school district or the commissioner, if a  
13 state-operated school, approves the enrollment of an excep-  
14 tional child in an out of state institution approved by the  
15 commissioner, and the child is enrolled in the institution,  
16 the child's education expenses shall be paid as follows:

17 (1) the school district or the Department of  
18 Education, if a state-operated school, shall pay an amount  
19 equal to the local contribution toward the cost of educa-  
20 tion per pupil;

21 (2) the Department of Education shall pay which-  
22 ever of the following amounts is less, but not to exceed  
23 \$3,000.00:

24 (A) 75% of the annual cost of the child's  
25 education; or

26 (B) an amount which, when added to the con-  
27 tribution in (b)(1) of this section, equals the total  
28 cost of the child's education.

29 (3) the parent or guardian shall pay the remainder

1 of the cost unless the school board or the commissioner, if  
2 a state-operated school, determines upon the basis of  
3 standards set by the commissioner of education in coopera-  
4 tion with the Department of Health and Welfare, that the  
5 parent or guardian is unable to pay all or part of the  
6 remainder of the cost. The school district or the Depart-  
7 ment of Education, if a state-operated school, shall pay  
8 the remainder of the cost which the parent or guardian is  
9 unable to pay.

10 (c) For the purposes of this section child's education  
11 expenses are limited to one air transportation fare to and  
12 from the out of state institution annually, costs of in-  
13 struction and of necessary care while attending the out of  
14 state institution.

15 Sec. 14.30.305. CHILDREN HOSPITALIZED OR CONFINED TO  
16 THEIR HOMES. Special instructional services for exceptional  
17 children who are hospitalized or confined to their homes  
18 may be provided by a school district. A child who receives  
19 at least 10 hours of instruction per week may be counted as  
20 a pupil in average daily membership when computing state  
21 support under the public school foundation program.

22 \* Sec. 2. This Act takes effect on the day after its passage  
23 and approval or on the day it becomes law without such approval.  
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