

1 IN THE HOUSE

BY HUBER

2 HOUSE BILL NO. 639

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SEVENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act providing by general law for the establishment
7 and maintenance of a state financed system of public
8 schools."

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

10 * Section 1. AS 07.15.330(g) is amended to read:

11 (g) The borough school board shall provide custodial services
12 and routine maintenance for school buildings and shall appoint, compen-
13 sate, and otherwise control personnel for these purposes. [THE ASSEMBLY
14 SHALL PROVIDE FOR ALL MAJOR REHABILITATION, ALL CONSTRUCTION, AND
15 MAJOR REPAIR OF SCHOOL BUILDINGS. THE RECOMMENDATIONS OF THE SCHOOL
16 BOARD SHALL BE CONSIDERED IN CARRYING OUT THE PROVISIONS OF THIS
17 SUBSECTION.]

18 * Sec. 2. AS 14.12.020(c) is amended to read:

19 (c) The legislature shall provide the state money necessary to
20 maintain and operate the state public school system [STATE-OPERATED
21 SCHOOL DISTRICT. THE BOROUGH ASSEMBLY FOR A BOROUGH SCHOOL DISTRICT,
22 AND THE CITY COUNCIL FOR A CITY SCHOOL DISTRICT, SHALL PROVIDE THE
23 MONEY WHICH MUST BE RAISED FROM LOCAL SOURCES TO MAINTAIN AND OPERATE
24 THE DISTRICT].

25 * Sec. 3. AS 14.17.021(a) is amended to read:

26 (a) The amount of state aid for which each school district may
27 qualify shall be its [IS CALCULATED BY MULTIPLYING THE] basic need as
28 defined in (b) of this section [BY THE EQUALIZED PERCENTAGE AS DEFINED
29 IN (C) OF THIS SECTION].

1 * Sec. 4. AS 14.17.061(a) is amended to read:

2 (a) In addition to the amounts authorized to be paid to school
3 districts under this chapter, funding of supplemental programs [, ON
4 THE SAME BASIS AS DETERMINED IN THE COMPUTATION OF STATE AID FOR THE
5 APPLICABLE DISTRICT,] may be recommended by the commissioner.

6 * Sec. 5. AS 14.17.220 is amended by adding a new subsection to read:

7 (b) In providing educational services and facilities beyond those
8 paid for by the foundation program, the public school district may not
9 levy an ad valorem property tax on real or personal property for school
10 purposes, but may use funds from any other tax within the local govern-
11 ment's taxing authority.

12 * Sec. 6. AS 14.30.295(b) is repealed and re-enacted to read:

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

18 (1) the board of state-operated schools shall pay the
19 annual cost of the child's education, but not to exceed \$6,000;

20 (2) the parent or guardian shall pay the remainder of the
21 cost unless the school board or the state director, if a state-operated
22 school, determines upon the basis of standards set by the commissioner
23 of education in cooperation with the Department of Health and Social
24 Services, that the parent or guardian is unable to pay all or part of
25 the remainder of the cost; the board of the state-operated schools
26 shall pay the remainder of the cost which the parent or guardian is
27 unable to pay.

28 * Sec. 7. AS 29.10.336(a) is amended to read:

29 (a) The council may assess, levy, and collect a general tax for

1 [SCHOOL AND] city purposes not to exceed three per cent of the assessed
2 valuation upon all real and personal property, and enforce collection
3 by foreclosure, levy, distress and sale.

4 * Sec. 8. AS 29.15.220 is amended to read:

5 Sec. 29.15.220. GENERAL TAX FOR [EDUCATIONAL AND] MUNICIPAL
6 PURPOSES. The board of trustees may assess, levy, and collect a
7 general tax for [SCHOOL AND] municipal purposes under the same proce-
8 dure, and subject to the same limitations as the council of a first-
9 class city under AS 29.10.333 - 29.10.354.

10 * Sec. 9. AS 29.50.010 is amended to read:

11 Sec. 29.50.010. GENERAL OBLIGATION BONDS FOR PERMANENT IMPROVE-
12 MENTS. A municipal corporation may construct, improve, extend, better,
13 repair, reconstruct, or acquire public works or facilities of a per-
14 manent character and incur bonded indebtedness and issue negotiable
15 general obligation bonds for these purposes. The public works or
16 facilities authorized include but are not limited to streets, bridges,
17 wharves and harbor facilities, off-street parking facilities, sewers
18 and sewage-disposal plants, municipal buildings, [SCHOOLS,] libraries,
19 gymnasias and athletic fields, fire houses, public utilities and real
20 property and improvements and facilities on real property for uses or
21 purposes authorized by law.

22 * Sec. 10. AS 35.05.010 is amended by adding a new subsection to read:

23 (b) The department shall be responsible for the planning and
24 construction of schools in city, borough and state-operated school
25 districts. The department shall determine the location of school
26 buildings within a district with due consideration of the recommenda-
27 tions of the school district. The local school district, in cooperation
28 with the commissioner of education, is responsible for the design
29 criteria of school buildings, subject to the approval of the department.

1 * Sec. 13. AS 43.18.100(a) is amended to read:

2 (a) During each fiscal year the state shall allocate to an
3 organized borough or a city which is a school district [ONE-HALF OF]
4 the following sums, exclusive of any funds received from state or
5 federal sources for school construction costs:

6 (1) payments made by the borough or city during the fiscal
7 year two years prior for the retirement of principal and interest on
8 bonds, notes, or other indebtedness incurred to pay costs of school
9 construction;

10 (2) the amount of payments that would have been expended by
11 a borough or city two years prior for the retirement of principal
12 and interest on bonds, notes, or other indebtedness incurred to pay
13 costs of school construction had the borough or city issued bonds,
14 notes, or other indebtedness of 10 years duration bearing interest
15 at the rate of six per cent a year to finance the costs rather than
16 paying those costs through taxes or other local sources.

17 * Sec. 14. The following laws are repealed: AS 07.15.330(e) and (f);
18 AS 14.17.021(c), 14.17.071, 14.17.140, 14.17.210, 14.17.215, 14.17.230,
19 14.17.240, 14.17.250(11); and AS 29.20.070.
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