

Original sponsor: Osterback, H. Beirne,  
Buchholdt, et al

Offered: 4/15/75  
Referred: Judiciary

1 IN THE HOUSE

BY THE HEALTH, EDUCATION AND  
SOCIAL SERVICES COMMITTEE

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CS FOR HOUSE BILL NO. 194

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IN THE LEGISLATURE OF THE STATE OF ALASKA

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NINTH LEGISLATURE - FIRST SESSION

5

A BILL

6

For an Act entitled: "An Act providing for the election of the Board of  
7 Directors for State-Operated Schools; and providing  
8 for an effective date."

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

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\* Section 1. AS 14.08.030 is repealed and re-enacted to read:

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Sec. 14.08.030. ELECTION OF THE BOARD. (a) There is created the  
Board of Directors for State-Operated Schools consisting of nine members,  
one to be elected by each of nine regions encompassing the area served  
by the state-operated schools.

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\* Sec. 2. AS 14.08 is amended by adding new sections to read:

Sec. 14.08.032. QUALIFICATIONS. A resident of the state is  
eligible to be a member of the board of directors if he is a qualified

1 voter in the region in which he is seeking election. A member of the  
2 board who ceases to be a resident of the region he represents forfeits  
3 his office.

4 Sec. 14.08.034. ELECTION PROCEDURE; COSTS. (a) The date of  
5 election for the board of directors is the first Tuesday in October  
6 annually.

7 (b) Within 60 days of the effective date of this Act the lieuten-  
8 ant governor shall promulgate regulations for the conduct of the election  
9 of the board of directors comparable, insofar as practicable, to those  
10 prescribed for election of school board members under ch. 12 of this  
11 title and AS 29.28. Elections shall be supervised by the director of  
12 elections in the office of the lieutenant governor, but shall be adminis-  
13 tered within second class cities as part of the regular municipal  
14 election.

15 (c) If in an election for board of directors no candidate in a  
16 region receives in excess of 40 per cent of the votes cast for his  
17 respective office, the lieutenant governor shall hold a runoff election  
18 within two weeks from the date of certification of the election between  
19 the two candidates receiving the greatest number of votes for the office.  
20 Notice of a runoff election shall be published at least five days before  
21 the election. However, in any year in which there is a general election,  
22 a runoff that may be required by this subsection shall be held in con-  
23 junction with the general election.

24 (d) The cost of each board of directors election, or recall  
25 election under sec. 36 of this chapter, shall be borne by the state.

26 Sec. 14.08.036. RECALL. The members of the board of directors  
27 are subject to recall in accordance with AS 29.28.130 - 29.28.250,  
28 except that the chief school administrator for the state-operated schools  
29 shall perform the functions of a municipal clerk, and the Board of

1 Directors for State-Operated Schools shall perform the functions of the  
2 assembly or council under those sections.

3 \* Sec. 3. AS 14.08.040 is amended to read:

4 Sec. 14.08.040. TERM OF OFFICE; VACANCIES. (a) The term of  
5 office of a member of the board of directors [BOARD MEMBERS] is three  
6 years. However, for the first board elected, the term of office assigned  
7 to each member shall be determined by lot. The first elected board  
8 members shall hold office for terms as follows: three for a one-year  
9 term, three for a two-year term, and three for a three-year term.

10 (b) A vacancy on the board of directors shall be filled in accor-  
11 dance with AS 14.12.070.

12 \* Sec. 4. The commissioner of education shall make the initial deter-  
13 mination of the administrative region boundaries within 30 days from the  
14 effective date of this Act.

15 \* Sec. 5. The term of office of an appointed member of the Board of  
16 Directors for State-Operated Schools expires on the date the elected member  
17 of the board qualifies by subscribing to the oath of office and taking his  
18 seat. However, nothing in this Act prevents an incumbent, appointed member  
19 of the board from becoming a candidate for election to the board if he other-  
20 wise qualifies under AS 14.08.032.

21 \* Sec. 6. This Act takes effect July 1, 1975.  
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