

Introduced: 1/24/79
Referred: Health, Education &
Social Services and Judiciary

1 IN THE HOUSE

BY THE RULES COMMITTEE BY
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 54

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 A BILL

6 For an Act entitled: "An Act relating to education in the unorganized
7 borough; and providing for an effective date."

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

9 * Section 1. AS 14.08.101(3) is amended to read:

10 (3) determine its own fiscal procedures including but not
11 limited to policies and procedures for the purchase of supplies and
12 equipment; the regional school boards are not state agencies as that
13 term is used in AS 37.05 and AS 37.07 [EXEMPT FROM THE FISCAL PROCE-
14 DURES ACT (AS 37.05)];

15 * Sec. 2. AS 14.08.101(4) is amended to read:

16 (4) appoint, compensate and otherwise control all school
17 employees in accordance with this title; these employees are not
18 within the state service as that term is used in [SUBJECT TO] the
19 State Personnel Act (AS 39.25), nor are they employees of the state
20 for purposes of the Public Employment Relations Act (AS 23.40.070 --
21 23.40.260);

22 * Sec. 3. AS 14.09.010(c) is amended to read:

23 (c) The school board of a district [, OR THE DEPARTMENT FOR
24 AREAS NOT WITHIN SCHOOL DISTRICTS,] shall designate as hazardous those
25 routes which cannot be safely traveled by children not served by
26 school bus. The designation may recognize hazards that exist only
27 part of the time and in these instances the designation shall be
28 applicable only during the time the hazards are found to exist. The
29 board [OR THE DEPARTMENT] shall provide for the transportation of

1 pupils on routes designated as hazardous. The additional cost of the
2 transportation in a district shall be shared equally by the district
3 and the department. Eligibility to receive school bus service on
4 routes designated as hazardous shall not be subject to restrictions
5 based on the minimum distance between established schools and the
6 residences of pupils.

7 * Sec. 4. AS 14.14.110(a) is amended to read:

8 (a) When necessary to provide more efficient or more economical
9 educational services, a district may cooperate or the department may
10 require a district to cooperate with other districts [, STATE-OPERATED
11 SCHOOLS,] or the Bureau of Indian Affairs in providing educational
12 services or in establishing boarding and tuition arrangements, arrange-
13 ments for the exchange of pupils or teachers, or other similar arrange-
14 ments. However, if a cooperative arrangement requires pupils to live
15 away from their usual homes, the school board shall provide classes
16 within the attendance area when there are at least eight children
17 eligible to attend elementary and secondary school in the attendance
18 area.

19 * Sec. 5. AS 14.30.030 is amended to read:

20 Sec. 14.30.030. REPORT OF VIOLATIONS AND PROCEDURES. The chief
21 administrative officer of a school district [OR STATE-OPERATED SCHOOL]
22 shall report all apparent violations of sec. 10 of this chapter to the
23 governing body of the district. The governing body shall, on receiving
24 the report or on the complaint of any person, provide for a full and
25 impartial investigation of all charges of violation. In private or
26 federal schools, the chief administrative officer shall make a full
27 and impartial investigation of all apparent violations. If it reason-
28 ably appears upon investigation that a person has violated sec. 10 of
29 this chapter, the governing body of a district [OR STATE-OPERATED

1 SCHOOL], or the chief administrative officer of a private or federal
2 school, shall make and file with the district court a complaint against
3 the person, charging the violation. The judge or magistrate may issue
4 a warrant for the arrest of the person and may act upon the complaint.

5 * Sec. 6. AS 14.36.070(5) is amended to read:

6 (5) "district" means a city or borough school district or a
7 regional educational attendance area [THE STATE-OPERATED SCHOOLS];

8 * Sec. 7. AS 14.52.020(b) is amended to read:

9 (b) It is the intent of the legislature that insofar as the food
10 service and nutrition education programs of [CITY OR BOROUGH] school
11 districts [, OR OF THE STATE-OPERATED SCHOOLS] are affected by this
12 chapter, the directives of this legislation are guidelines; the policies
13 of this chapter are permissive and not mandatory.

14 * Sec. 8. AS 14.07.030(12), 14.07.050, and 39.25.110(18) are repealed.

15 * Sec. 9. This Act takes effect immediately in accordance with AS
16 01.10.070(c).

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