

SB

413

S.B. 419 S. HESS 79 - ~~Bill~~ ^{Bill} empowering the Dept.
of Education to operate a
student exchange program
By Gene H. Hensley & providing for an effective date.

Introduced 2-8-80
Logged 2-8-80
Referred Finance
Comm. hearing 3-19-80 - held
o action

Notify Dept of Educ - notified.
Regulated FIN

Student Ex-
change Pro-
gram
(operation)

*Bill added
new paragraphs
only*

SENATE BILL NO. 413, by the Rules Committee by Request of the Legislative Council by Request. Empowers the Department of Education to establish and operate, in cooperation with school districts and regional educational attendance areas, an exchange program by which students of rural school districts and regional educational attendance areas may attend public schools in urban school districts for a part or all of a school year. Provides Act takes effect July 1, 1980.

Introduced February 8, 1980 and referred to HESS, then to Finance.

Chapter 05. Public Schools Generally.

Section
10-160. [Repealed]

Secs. 14.05.010—14.05.160.
Repealed by § 59 ch 98 SLA 1966, effective July 1, 1966.

Editor's note. — The repealed chapter derived from § 37-1-1 et seq., ACLA 1949; §§ 1, 2, ch. 13, SLA 1955; § 1, ch. 54, SLA 1955; § 1, ch. 108, SLA 1955.

Chapter 07. Administration of Public Schools.

Article
1. Department of Education (§§ 14.07.010—14.07.070)
2. State Board of Education (§§ 14.07.075—14.07.170)

Article 1. Department of Education.

Section
10. Department of Education
20. Duties of the department
30. Powers of the department
40. [Repealed]
50. Selection of textbooks

Section
52. [Repealed]
55. [Repealed]
57. Transmittal selections
60. Promulgation of regulations
70. Withholding state funds

Sec. 14.07.010. Department of Education. The Department of Education includes the commissioner of education, the state Board of Education, and the staff necessary to carry out the functions of the department. (§ 1 ch 98 SLA 1966)

Quoted in *Begich v. Jefferson*, Sup. Ct. Op. No. 481 (File No. 894), 441 P.2d 27 (1968).

Sec. 14.07.020. Duties of the department. The department shall
(1) exercise general supervision over the public schools of the state except the University of Alaska;

(2) study the conditions and needs of the public schools of the state and adopt or recommend plans for the improvement of the public schools;

(3) provide advisory and consultative services to all public school governing bodies and personnel;

(4) prescribe by regulation a minimum course of study for the public schools;

(5) establish, in coordination with the Department of Health and Social Services, a program for the continuing education of children who are held in detention facilities in the state during the period of detention;

(6) accredit those public, private, and denominational schools which meet accreditation standards prescribed by regulation by the department; *See additional to #6 in Supplement*

(7) prescribe by regulation, after consultation with the Department of Health and Social Services, standards that will assure healthful and safe conditions in the public schools of the state;

(8) in cooperation with the Department of Health and Social Services, exercise general supervision over public and private pre-elementary schools and over the educational component of nurseries as defined in AS 47.35.080(4); pre-elementary schools in this paragraph means schools for children ages three through five years when the schools' primary function is educational;

(9) provide accredited elementary and secondary correspondence study programs available to any Alaskan through a centralized office of correspondence study. (§ 1 ch 98 SLA 1966; am § 2 ch 69 SLA 1971; am § 6 ch 104 SLA 1971; am § 1 ch 190 SLA 1975)

Effect of amendments. — The first 1971 amendment added paragraph (8).

The second 1971 amendment substituted "Department of Health and Social Services" for "Department of Health and Welfare" in paragraphs (5) and (7).

The 1975 amendment, effective July 1, 1975, added paragraph (9).

Legislative committee report. — For

report on ch. 190, SLA 1975 (HCS CSSB 367), see 1975 House Journal, p. 1277.

Stated in *Hootch v. Alaska State-Operated School Sys.*, Sup. Ct. Op. No. 1154 (File No. 2157), 536 P.2d 793 (1975).

Cited in *Alaska State-Operated School Sys. v. Mueller*, Sup. Ct. Op. No. 1157 (File No. 2138), 536 P.2d 99 (1975).

Sec. 14.07.030. Powers of the department. The department may

(1) establish, maintain, govern, operate, discontinue, and combine area, regional, and special schools;

(2) Repealed by § 34 ch 46 SLA 1970.

(3) Repealed by § 34 ch 46 SLA 1970.

(4) Repealed by § 34 ch 46 SLA 1970.

(5) enter into contractual agreements with the Bureau of Indian Affairs or with a school district to share boarding costs of secondary school students;

(6) provide for citizenship night schools when and where expedient;

(7) provide for the sale or other disposition of abandoned or obsolete buildings and other state-owned school property;

(8) prescribe a classification for items of expense of school districts;

(9) acquire and transfer personal property, acquire real property, and transfer real property to federal agencies, state agencies, or to political subdivisions;

(10) enter into contractual agreements with school districts to provide more efficient or economical education services;

(11) provide for the issuance of elementary and secondary diplomas to persons not in school who have completed the equivalent of an eighth or twelfth grade education, respectively, in accordance with standards established by the department;

(12) exercise disapproval power under AS 14.08.100. (§ 1 ch 98 SLA

Effect of amendment. — The 1976 amendment added the present second sentence.

Sec. 14.03.110. Questionnaires and surveys administered in public schools. A school district, principal or other person in charge of a public school, or teacher in a public school may not administer or permit to be administered in a school any questionnaire or survey, whether anonymous or not, which inquires into private family affairs of the student not a matter of public record or subject to public observation unless written permission is obtained from the student's parent or guardian. (§ 1 ch 23 SLA 1979)

Effective date. — Section 2, ch. 23, SLA 1979, makes this section effective April 25, 1979, in accordance with AS 01.10.070(c).

Chapter 07. Administration of Public Schools.

Article 1. Department of Education.

Section

- 20. Duties of the department
- 53. Alaska School Activities Association
- 54. Alaska school activities fund

Sec. 14.07.020. Duties of the department. The department shall

(6) accredit those public schools which meet accreditation standards prescribed by regulation by the department; these regulations shall be adopted by the department and presented to the legislature during the first 10 days of any regular session, and become effective 45 days after presentation or at the end of the session, whichever is earlier, unless disapproved by a resolution concurred in by a majority of the members of each house;

(7) prescribe by regulation, after consultation with the Department of Health and Social Services, standards that will assure healthful and safe conditions in the public and private schools of the state; the standards for private schools may not be more stringent than those for public schools;

(10) accredit private elementary and secondary schools which request accreditation and which meet accreditation standards prescribed by regulation by the department;

(11) review plans for construction and new public elementary and secondary schools and for additions to and major rehabilitation of existing public elementary and secondary schools and, in accordance with regulations adopted by the department, determine the extent of eligibility for state aid of a school construction project begun after July 1, 1978; for purposes of this paragraph, a "plan" includes educational specifications, schematic designs, and final contract documents.

Supplement

Title 19
Highways and Ferries

Title 17
Food and Drugs

Government

Title 15
Fish and Game

Title 18
Health and Safety

§ 14.07.053
(2) provide education individuals under § 6 ch SLA 1978;

Effect of a The 1977 an beginning " adopted" to t The first "private, and "schools" near inserted "schools" in language be

Sec. 14.1 created with Association (b) The governing activities a association interests a

(c) A public member Department or private

(d) The with at least control. A activities a for each r elected to under regu

(e) The appoint all compensat

(f) The Association control for

(g) The constitutio on an equ SLA 1976

(12) provide educational opportunities in the areas of vocational education and training, basic education, and fire service training to individuals over 16 years of age who are no longer attending school. (am § 6 ch 50 SLA 1977; am §§ 1-3 ch 126 SLA 1978; am § 10 ch 147 SLA 1978; am § 1 ch 86 SLA 1979)

adding paragraph #13

Effect of amendments.

The 1977 amendment added the language beginning "these regulations shall be adopted" to the end of paragraph (6).

The first 1978 amendment deleted "private, and denominational" preceding "schools" near the beginning of paragraph 6, inserted "and private" preceding "schools" in paragraph (7), added the language beginning "the standards for

private schools" to the end of paragraph (7), and added paragraph (11).

The second 1978 amendment, effective July 1, 1978, added paragraph (11).

The 1979 amendment added paragraph (12).

As the rest of the section was not affected by the amendments, it is not set out.

Sec. 14.07.053. Alaska School Activities Association. (a) There is created within the Department of Education the Alaska School Activities Association.

(b) The purposes of the association are to provide for the efficient governing of interscholastic activities through the promotion of those activities and other interschool contests or programs sanctioned by the association and to assist in the promotion of those other activities and interests as it may from time to time elect.

(c) A public or private school or school district in the state may become a member of the association if it applies for membership. The Department of Education shall make applications available to all public or private schools or school districts in the state.

(d) The governing body of the association shall be the board of control with at least one member from each judicial district on the board of control. A member of the board shall be elected from each regional activities association by the members of that region. The term of office for each member is two years, except that one-half of the members elected to the first elected board shall be elected for one-year terms under regulations prescribed by the commissioner of education.

(e) The board in consultation with the Department of Education shall appoint an executive secretary, prescribe his duties and fix his compensation. He shall serve at the pleasure of the board.

(f) The board of control of the existing Alaska High School Activities Association in office on July 1, 1976 shall serve as the initial board of control for no longer than six months.

(g) The Department of Education shall approve the association's constitution and bylaws to ensure that all regions of the state are treated on an equitable basis and in the best interests of the state. (§ 1 ch 128 SLA 1976)

(7) prescribe by regulation, after consultation with the Department of Health and Social Services, standards that will assure healthful and safe conditions in the public schools of the state;

(8) in cooperation with the Department of Health and Social Services, exercise general supervision over public and private pre-elementary schools and over the educational component of nurseries as defined in AS 47.35.080(4); pre-elementary schools in this paragraph means schools for children ages three through five years when the schools' primary function is educational;

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ALASKA DEPARTMENT OF EDUCATION
POSITION STATEMENT

SB-413

The State Board of Education is in support of SB-413 with two recommendations:

1. The exchange program should extend to urban students as well as rural students; and,
2. The department be given one fiscal year to plan and develop in cooperation with school districts the activities and resource demands of the program.

Approved by:



William D. Thomson

Deputy Commissioner

March 19, 1980

THE LEGISLATURE OF THE STATE OF ALASKA
ELEVENTH LEGISLATURE

FISCAL NOTE

I. REQUEST

Bill/Resolution No. SB-413
 Title An Act empowering the Department of Education to operate a student exchange program
 Requested by Senate HESS Date 3/19/80

II. FISCAL DETAIL

Agency Affected Department of Education
 Program Category Affected Elementary and Secondary Education
 BRU, Program, or Subprogram(s) Affected K-12
 (Note: If more than one budget component is affected, separate line-item amounts and funding for each component in the analysis section.)
EXPENDITURES (Thousands of Dollars)

	FY 80	FY 81	FY 82	FY 83	FY 84	FY 85
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL		48.7				
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL		48.7				

FUNDING (Thousands of Dollars)

GENERAL FUND		48.7				
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

FULL TIME		-0-				
PART TIME						
TEMPORARY						

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

This analysis includes only sufficient funds to plan and prepare for implementation of the program. FY-82 impact would include, additionally, substantial travel and probably boarding home costs. The planning and student identification will be done in conjunction with the RSVP program. Contractual costs include personal services and travel for one professional level person.

IV. DATE 3/19/80 PREPARED BY _____
 AGENCY Department of Education
 Original: Legislative Finance PHONE 465-2800
 cc: Budget and Management
 Prime Sponsor (First Legislator Named)