

SJR

14

COMMITTEE REPORT
SENATE

(R)

1/31/79

FURTHER:

Date: 2-28-79

Mr. President:

The Committee on HEALTH, EDUCATION & SOCIAL SERVICES has had HJR 14

Protesting Internal Revenue Service regulations removing the tax-exempt status of certain private schools

under consideration and (a majority of the committee) (the committee) reports it back with the following recommendations:

- do pass do not pass
- do pass with attached amendments(s)
- replace with CS for _____ same title
 new title
- and recommends _____
- AND attaches a "Letter of Intent" New Fiscal Note
- reports it back without recommendation
- referred to the _____ Committee

MEMBERS SIGNING
DO PASS

MEMBERS HAVING
OTHER RECOMMENDATIONS:

CHAIRMAN

AMENDMENT

OFFERED IN THE SENATE:

BY: SENATE HESS

TO: SJR 14 SENATE BILL No. _____

HOUSE BILL No. _____

PAGE: 1

LINE: 19 and 20

line 19: after "schools" delete "which do not meet stringent and capricious affirmative action requirements and quotas"

SJR #14 "Protecting Internal Revenue Code 79-80
By Bradley ^{repealing} removing the tax-exempt
status of certain private schools!


Introduced 1-31-79

Logged 1-31-79

Referrals —

Comm. meeting 2-28-79 passed with amendment taken Senate at 7:00 Office 8:35 AM
3-1-79

" action passed with am.

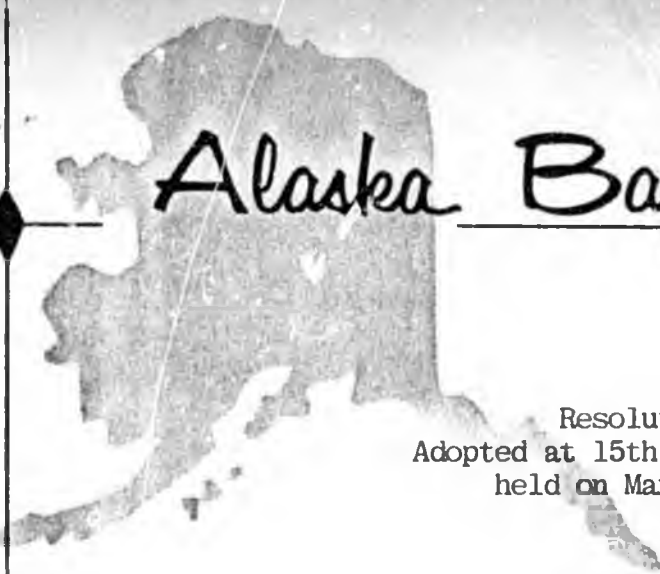


Alaska Baptist Association

Resolution # 15-6
Adopted at 15th Annual Conference
held on March 1 & 2, 1979

Whereas we see continuing attempts by the Internal Revenue Service to control our churches and Christian schools through regulations and procedures that would deprive us of our first Amendment rights, and whereas Senator Bradley has introduced Senate Joint Resolution # 14 which eloquently and forthrightly expresses our cause,

Be it resolved that we, the Alaska Baptist Association, convened in our Annual Conference in Sterling Alaska, March 1 & 2, 1979, do immediately inform our elected officials in Juneau that we desire them to pass this resolution without delay, and be it further resolved that copies of this resolution be sent to President Carter and other officials as are vitally involved in the investigation of this matter, and to National Association of Christian Schools, and the Alaska Association of Christian Schools.

A faint, light-colored map of the state of Alaska is positioned in the upper left quadrant of the page, partially overlapping the title.

Alaska Baptist Association

Resolution # 15-5
Adopted at 15th Annual Conference
held on March 1 & 2, 1979

Whereas, many of our members are bearing a double financial burden in the education of their children by supporting public education thru taxation while sending their children to Christian Schools, because it is their religious conviction that they should do so,

Be it resolved that we, the Alaska Association of Baptist Churches as convened for our annual meeting in Sterling on March 1 & 2, 1979, recommend the passage of SB-48 currently under consideration by our State Legislators, if underlines 23-36 of the bill be amended to include "or church denominational school".

Alaska Pacific University

Anchorage, Alaska 99504

907-275-8181

A STATEMENT TO THE SENATE HEALTH AND SOCIAL SERVICES COMMITTEE

As a representative of Alaska Pacific University, I would like to voice our support for Senate Bill 48 and Senate Joint Resolution 14, currently under consideration by the Senate Health and Social Services Committee.

The escalating costs of education, both public and private, have had a profound effect on the numbers of students in Alaska who are going on to a post-secondary education after graduation from high school. Although there is an apparent surplus of college-trained professionals in some areas, there continue to be serious shortages in others. Alaskan colleges and universities are faced with the responsibility of--in fact are charged by the public with--the development of accessible professional programs, the staffing and administration of those programs, and with informing the public of the availability of those programs in an efficient and economical manner. Increasing costs are adversely restricting these responsibilities. Ultimately the burden for maintaining well-educated leadership in Alaska rests with the taxpayer, with respect to public institutions, and the individual student or the parents of students enrolling in private institutions. Often that burden is too great. The alternative is increased reliance upon state or federal financial assistance programs. Invariably, these include educational loans, the availability of which is becoming more and more limited. Most of us are aware of the tremendous default rates for government loans; these defaulted loans not only escalate the costs of program administration, they also encumber the graduating student with considerable liabilities at the beginning of a career, liabilities in the form of debts that are more often than not uncollectable.

A reasonable tuition credit against taxes is an alternative that encourages participation in higher education and provides relief directly to those who need

it most--the career-bound students or students who seek a change in careers.

For these reasons, Alaska Pacific University supports Senate Bill 48 and Senate Joint Resolution 14, and we encourage their passage.

Thank you.

James E. Stevens
Assistant Dean



GRACE BAPTIST ACADEMY

(A Ministry of Grace Baptist Church)

1801 E. 68th Avenue

Anchorage, Alaska 99507

Alaska State Legislature
Teleconference Hearings
Legislative Information Office
1024 West Sixth Avenue
Anchorage, Alaska
February 28, 1979

With respect to SJR No. 14, I want to commend Senator Bradley for his keen understanding of the attempt of the IRS to force the closing of many of the Christian schools that have come into existence in the last two decades. His insight into the value of a "free marketplace of ideas" in order to keep our nation great clearly indicates that he is a man who has valuable ideas to promote in State and National governmental circles in behalf of the people he represents.

If the clear violation of the First Amendment as proposed by the IRS were to go unchallenged by our elected officials, we would lose hope of our survival as a church because both compliance or noncompliance with that proposal would dictate the demise of our Christian schools. We are praying for the passage of SJR14.

On the subject of Senate Bill No. 48 Senator Bradley's intent is welcomed with great enthusiasm by citizens who, whether by religious conviction or because they seek an educational and disciplinary philosophy differing from that offered by most public schools, have been paying double for the education of their children. Such discrimination against certain taxpayers is borne by them to demonstrate their sincere concern for the education and welfare of their children.

Relief from the double cost burden, or even a 50% credit as proposed strikes me as a right approach to the present inequity. But I see in SB48 that the "eligible educational institutions" are required to "meet accreditation or approval criteria established by the department by regulation."

Inasmuch as past attempts by the department to regulate private schools have included such regulations as would abridge our rights and could conceivably force us to compromise our religious convictions, I would respectfully ask that part (d) of SB48 and any reference to "eligible educational institutions" be excluded from the bill. This becomes a necessity to us because of the First Amendment Rights, and would be in accord with the thinking of Senator Bradley as expressed in SJR #14.

*Rev. Ludwig Zerbe, Pastor
Grace Baptist Church*

PLEASE PRINT

(T)

Name William Hovey
Representing Anchor Christian School
Address 6401 Northern Lights
Phone _____

Here to TESTIFY
Here to OBSERVE _____

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

William Hovey
(signature)

Have you participated in other legislative teleconferences? no How many? _____ Would you have participated in this hearing if the network were not available? no

PLEASE PRINT

(T)

Name Jerry O'Brien
Representing Anchorage Christian School
Address 6501 Dibarr
Phone 338-4025

Here to TESTIFY
Here to OBSERVE _____

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Jerry O'Brien
(signature)

Have you participated in other legislative teleconferences? _____ How many? _____ Would you have participated in this hearing if the network were not available? _____

PLEASE PRINT

(T)

Name Burton Carney
Representing Harvester Christian Church
Address 9101 Brayton Drive, 99507
Phone 344-0528

Here to TESTIFY
Here to OBSERVE _____

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Burton Carney
(signature)

Have you participated in other legislative teleconferences? no How many? _____ Would you have participated in this hearing if the network were not available? no

PLEASE PRINT

(T)

Name Ray Frank Here to TESTIFY YES
 Representing The Citizens League (Illinois)
 Address SRB - 516 PALMERAK Here to OBSERVE _____
 Phone 745-4128

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Ray Frank
 (signature)

Have you participated in other legislative teleconferences? no How many? _____ Would you have participated in this hearing if the network were not available? no

PLEASE PRINT

Name GLENN W. CLARY Here to TESTIFY X
 Representing SELF
 Address 5700 College DR. Here to OBSERVE _____
 Phone 337 6908

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Glenn W. Clary
 (signature)

PLEASE PRINT

(T)

Name Bill Leight Here to TESTIFY ✓
 Representing SELF
 Address 3011 Kerry Cir Here to OBSERVE _____
 Phone 337 2495

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

William W. Leight
 (signature)

Have you participated in other legislative teleconferences? no How many? _____ Would you have participated in this hearing if the network were not available? yes

PLEASE PRINT

(T)

Name Betty Burrows
Representing missed - parent
Address 2801 Melvin
Phone 243-3539

Here to TESTIFY
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Betty Burrows
(signature)

PLEASE PRINT

(T)

Name Margaret Green
Representing Tom Thumb Moulson
Address 2605 7th St
Phone 272 5033

Here to TESTIFY
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Margaret Green
(signature)

Have you participated in other legislative teleconferences? No How many? 1 Would you have participated in this hearing if the network were not available? No

PLEASE PRINT

(T)

Name Albert R. Keyes
Representing Self
Address PO Box 10-1212
Phone 344-5397

Here to TESTIFY
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Albert R. Keyes
(signature)

Have you participated in other legislative teleconferences? No How many? _____ Would you have participated in this hearing if the network were not available? Yes
How did you learn about this hearing? _____

Name

Dorothy Payne Edwaine Payne

Here to TESTIFY (1)

Representing

S. B. Club of Alaska

Address

1211 S. Braganza

Here to OBSERVE _____

Phone

223-2822

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

(signature)

DATE: _____ Would you have participated in this hearing _____

PLEASE PRINT

Name

Jack Bacher

Here to TESTIFY (T)

Representing

Anchorage Christian Academy

Address

7145 Madeline Dr

Here to OBSERVE _____

Phone

333-1414

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Judith Bacher
(signature)

DATE: _____ Would you have participated in this hearing _____

PLEASE PRINT

Name

Fred B. Morgan

Here to TESTIFY (T) X

Representing

Self

Address

Box 2329; Anch, AK. -99510

Here to OBSERVE _____

Phone

277-8522

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Fred B. Morgan
(signature)

Have you participated in other legislative teleconferences? Yes How many? 2

Would you have participated in this hearing if the network were not available? No

Name PATRICIA A STEINMETZ
Representing MY SELF
Address 325-D GULKANA ST
Phone 862-5268

Here to TESTIFY (T) ✓

Here to OBSERVE _____

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Patricia A Steinmetz
(signature)

Have you participated in other legislative teleconferences? NO How many? _____ Would you have participated in this hearing if the network were not available? NO

PLEASE PRINT

Name Joseph O. Steinmetz
Representing MY SELF
Address 325 D GULKANA ST
Phone 862-5268

Here to TESTIFY (T) ✓

Here to OBSERVE _____

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Joseph O. Steinmetz
(signature)

Have you participated in other legislative teleconferences? NO How many? _____ Would you have participated in this hearing if the network were not available? NO

PLEASE PRINT

Name RICHARD C SOVERNS
Representing SELF
Address SRA Box 1507B Anch AK 99507
Phone 349-4165

Here to TESTIFY (T) ✓

Here to OBSERVE _____

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Richard C Soverns
(signature)

Have you participated in other legislative teleconferences? _____ Would you have participated in this hearing if the network were not available? _____

Name JAMES E. STEVENS
Representing ALASKA PACIFIC UNIVERSITY
Address ANCHORAGE, AK. 99504
Phone 276-8181

Here to TESTIFY
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

James Stevens
(signature)

Have you participated in other legislative teleconferences? No How many? Would you have participated in this hearing if the network were not available? Yes

PLEASE PRINT

Name Ed Reine
Representing My Self
Address 8310 Wellsey Ct
Phone 344-4131

Here to TESTIFY T
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Edwin V. Reine
(signature)

Have you participated in other legislative teleconferences? No How many? Would you have participated in this hearing if the network were not available? No

PLEASE PRINT

Name Rev. Ludwig Zerke
Representing Grace Baptist Church
Address 1801 E. 68th Ave.
Phone 349-5426

Here to TESTIFY T
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

(signature)

Have you participated in other legislative teleconferences? How many? Would you have participated in this hearing if the network were not available?

Name DENISE KNAPP
Representing DELTA DENTAL PLAN OF ALASKA
Address 1400 W. 31ST AVE.
Phone 278-3624

Here to TESTIFY
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

D. Knapp
(signature)

Have you participated in other legislative teleconferences? <u>NO</u> How many? _____	Would you have participated in this hearing if the network were not available? <u>Yes</u>
How did you learn about this hearing? <u>From notice mailed to Alaska</u>	If yes, did you use the network: _____ instead of travel _____ instead of phone conversations

PLEASE PRINT

Name ALLEN BRAUN
Representing PRIVATE SCUBA DIVER
Address P.O. BOX 10 - 785
Phone 344-7338

(T)
Here to TESTIFY
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Allen Braun
(signature)

PLEASE PRINT

Name MRS EVELYN M. HADFIELD
Representing _____
Address 8050 Lake Axis #2
Phone 276-3656

(T)
Here to TESTIFY
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Mrs. Evelyn M. Hadfield
(signature)

Have you participated in other legislative teleconferences?	Would you have participated in this hearing
---	---

Name DENN ZUCK
Representing MYSELF
Address 955 E 79
Phone 544-2013

Yes to testify
Here to TESTIFY

Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Denn Zuck
(signature)

Have you participated in other legislative teleconferences? How many? 1
Would you have participated in this hearing if the network were not available?
How did you learn about this hearing? bill
If yes, did you use the network instead of travel?

PLEASE PRINT

Yes

Name Denny BALASCIO
Representing _____
Address S.E.A Box 1631-C 99507
Phone 399-7487

Here to TESTIFY

Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

D.M. Balascio
(signature)

PLEASE PRINT

Yes

Name ROD THOMPSON
Representing self
Address P.O. Box 2333
Phone 344-1026

Here to TESTIFY

Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Rodney A. Thompson
(signature)

Have you participated in other legislative teleconferences? NO How many? 0
Would you have participated in this hearing if the network were not available? NO

PLEASE PRINT

Name Joan August Here to TESTIFY _____
 Representing Self (former) educator
 Address 2547 31st Ave Here to OBSERVE
 Phone 975-8179

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Joan August
 (signature)

PLEASE PRINT

Name NANCY N. MARKLEY Here to TESTIFY _____
 Representing SENATOR MIKE GRAVEL
 Address P.O. BOX 2283, ANCHORAGE 99510 Here to OBSERVE
 Phone 277-4591

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Nancy N. Markley
 (signature)

Have you participated in other legislative teleconferences? NO How many? — Would you have participated in this hearing if the network were not available? _____

PLEASE PRINT

Name Rob Maurant Here to TESTIFY
 Representing Alaska Student Lobby
 Address 631 E 22nd St B-11 99503 Here to OBSERVE _____
 Phone 276-7312

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Rob Maurant
 (signature)

Have you participated in other legislative teleconferences? 0 How many? _____ Would you have participated in this hearing if the network were not available? _____

PLEASE PRINT

Name Alan Daniels
Representing Anchorage Christian School
Address 6401 E. Northern Lights Blvd.
Phone _____

Here to TESTIFY _____
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Alan R. Daniels
(signature)

Have you participated in other legislative teleconferences? no How many? _____ Would you have participated in this hearing if the network were not available? _____

PLEASE PRINT

Name Rene Hunter
Representing Anchorage Christian Schools
Address 6401 E. Northern Lights
Phone _____

Here to TESTIFY _____
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Rene S. Hunter
(signature)

Have you participated in other legislative teleconferences? _____ Would you have participated in this hearing if the network were not available? _____

PLEASE PRINT

Name Jim Julien
Representing Anchorage Christian Schools
Address 6401 E. Northern Lights
Phone _____

Here to TESTIFY _____
Here to OBSERVE

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Jim Julien
(signature)

Have you participated in other legislative teleconferences? _____ Would you have participated in this hearing if the network were not available? _____

PLEASE PRINT

Name Doni Hall Here to TESTIFY _____
 Representing Anchorage Christian Schools
 Address 5811 Bayliff A Anch. AK 99502 Here to OBSERVE
 Phone 242-0477

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Doni Hall
 (signature)

PLEASE PRINT

Name Albia Christa Here to TESTIFY _____
 Representing Anchorage Christian Schools
 Address 6401 Northern Lts. Here to OBSERVE
 Phone 337-9575

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

 (signature)

Have you participated in other legislative teleconferences? _____ How many? _____ Would you have participated in this hearing if the network were not available? _____
 How did you learn about this hearing? _____ If yes, did you use the network: _____

PLEASE PRINT

Name KEVIN MAGUIRE Here to TESTIFY _____
 Representing ANCHORAGE CHRISTIAN SCHOOLS (A.C.S.)
 Address 6401 E NORTHERN LIGHTS Here to OBSERVE
 Phone _____

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Kevin Maguire
 (signature)

Have you participated in other legislative _____ Would you have participated in this hearing _____

PLEASE PRINT

Name DOROTHY LEE

Here to TESTIFY _____

Representing THE SALVATION ARMY

Address 135 E. 9TH

Here to OBSERVE X

Phone 277-2591

~~TO WRITE~~

BROADCAST CONSENT: This proceeding may be broadcast live or recorded for later broadcast by radio or television stations. Please indicate your consent by signing below:

Dorothy Lee
(signature)

Have you participated in other legislative teleconferences? no How many? _____

Would you have participated in this hearing if the network were not available? ?

How did you learn about this hearing?

If yes, did you use the network:

Mailed notice

- ___ instead of travel
- ___ instead of phone conversations
- ___ instead of mailed testimony

Date: 2/28/79

Subject: SB 48, SB 214, SJR 14

Location: Anchorage

The following teachers and students from the Anchorage Christian School were prepared to testify on SB 48 and SJR 14 during the teleconference 2/28/79, but because of the large number of witnesses scheduled agreed to have four spokesmen express their views. (The spokesmen were Mr. O'Brien, Mr. Hovey, Mr. Moreland and Miss Hanson).

Ronald Kine
Terry Roache
Harold Lewis
Tim Bishop
Alecia Chriscie
Kelly Mason
Theresa Pierce
Steven van Dusen
Ellis Blacksheer
Rogert Bogner
Jimmy Julien
Delores March
Debbie Summers
Linell Wood
Lori Gam
Lori Schultz
Allen Daniels
Vicky Bailey
Paul Green
Nanette Hunt
Katie Julien
Monte Moreau
Shawn Brownell
Randy Lewis
Theresa Cordesi
Kevin McGuire
Nancy Carter
Jimmy Carter
Tony Orr
Melanie Smith
Beth Vickrey
Pam Bond
Donna Charles
Terry Tickerson
Lori Hall
Renee Heyter
Danhy Church
Jeanie Day
Scott Willis
Philip Ullrich
Taylor Pinkney
Tammy McIntyre
 McCollough
David Hovey

ALASKA'S LARGEST SUNDAY SCHOOL



Anchorage Baptist Temple

6401 East Northern Lights
Anchorage, Alaska 99504
907.333-6535

JERRY PREVO
PASTOR

ASSISTANT PASTORS

BILL LEIGHT
W. CARLIN DEMPSEY
DEL BROCK
JOHN EMERY
MARK MULLINS

SECRETARY

GRACE MITCHELL

March 1, 1979

The Honorable Glenn Hackney
Senator from Alaska
Pouch V
Juneau, Alaska 99811

Dear Sir:

I am very much interested in SB 48 regarding educational tuition credit. I believe it is a fair bill, and one that is overdue. Some fear that it will hurt the public school system, but I believe to the contrary, that it will strengthen the public schools. It will finally convince the public school administrators and people that they must do something to improve the educational programs for our children today.

I believe part D under section 1 should be amended to read that an "eligible educational institution is one which meets accreditation or approval by criteria established by the Alaska State Legislature." This could be done by adding the words at the end "or Section 4 of AS 14.40.10 (b)1." This is the Alaska Compulsory Education Statute that states that a child must attend a public school or one of the three other kinds of schools. Since those schools have been approved by the Legislature, they should automatically be approved as eligible educational institutions. We believe this needs to be spelled out clearly by the Legislature in order to prevent the Department of Education from coming up with regulations beyond those which the Legislature has already prescribed.

Of course, this will not give any relief to parents who send their children to a church-sponsored school unless House Joint Resolution 11 is passed, which will allow indirect aide to religious sponsored schools.

ALASKA'S LARGEST SUNDAY SCHOOL



Anchorage Baptist Temple

6401 East Northern Lights
Anchorage, Alaska 99504
907.333-6535

JERRY PREVO
PASTOR

ASSISTANT PASTORS

BILL LEIGHT
W. CARLIN DEMPSEY
DEL BROCK
JOHN EMERY
MARK MULLINS

SECRETARY

GRACE MITCHELL

Senator Glenn Hackney

Page 2

Also, we are very much interested in SJR 14, protesting Internal Revenue Service regulations removing tax exempt status of certain private schools. Your support of this resolution will be very much appreciated. Action on this bill is very important, since IRS is steadily moving forward to invoke these unconstitutional regulations.

Thanks in advance for your help.

Sincerely,

Jerry Prevo
Dr. Jerry Prevo

HARVESTER CHRISTIAN ACADEMY

DIVISION OF SOUL HARVEST, INC.

9101 BRAYTON DRIVE
ANCHORAGE, ALASKA 99507
907-344-0528

February 28, 1979

Testimony before the House H.E.S.S. Committee
Legislative Information Office, Anchorage

SJR14

Good afternoon Senator Hackney and Committee members.

I am Burton Carney, Principal of Harvester Christian Academy in Anchorage which is the teaching ministry of Harvester Christian Church, Paul Glover, Pastor. Harvester Christian Academy is an active member of the Alaska Association of Christian Schools and affiliated with the American Association of Christian Schools.

I am strongly in favor of SJR14 and seek to enlist your support for its passage. The bill is well written and directly addresses the problem that church schools face in this state.

The U.S. government, acting through the IRS, presently requires each private religious school to register with the IRS, using their standard form 5578, which provides the IRS with certain information regarding the control of the school, and what exemption covers the school, and requires a statement of non discrimination. The schools are also presently required to include a policy statement of racial nondiscrimination in all of its brochures and catalogues dealing with student admissions, programs and scholarships. It must also presently make known its racially non-discriminatory policy through publication in a newspaper, or communication through use of the broadcast media, of such non-discriminatory policy.

The newly proposed guidelines go even further in extending the control of the IRS over private Christian schools. This includes a determination by the government as to the number of minority students actually enrolled, as well as an inquiry into the various activities of the school, covering such things as student admissions, the hiring of teachers and other staff personnel, the use of the building, which, in many cases is a church facility, and an examination of the curriculum to determine whether there is any special minority oriented curriculum or orientation programs.

With the new guidelines, the government proposes to control the school's ability to admit or deny admittance to any student applying to the school, as well as the school's ability to hire or fire the teachers. As many Christian schools only hire teachers who have the same religious belief, and admit only those students who either belong to the church or are willing to subscribe to the same religious beliefs, this decision to include private schools under the

Prepare and Prevent or Repair and Repent!

proposed guidelines infringes upon the right of our churches and parents to have their children taught by someone who holds the same values as they do, and to have the necessary religious atmosphere, generated by a unanimity of faith among the students. This not only infringes upon the religious liberties of the parents, the students, and the teachers, it does so in a way that is completely contrary to the reasons why exemptions were originally given to churches and church schools.

We object to the new IRS proposal because it puts the financially expensive burden of proof as to whether churches are operated in a nondiscriminatory manner on the churches themselves. It really uses the GUILTY UNTIL PROVEN INNOCENT APPROACH which is contrary to the basic American way for doing things.

For these reasons I ask that you please support SJR14 and pass it quickly so that it may be sent on to Washington.

SB48

I also wish to speak today concerning SB48 Tuition Credits.

I appreciate the fact that SB48 recognizes the fact that parents exercising their freedom of choice by sending their children to private schools bear an undue financial burden. They must not only pay taxes for public education, but also tuition that averages \$1,000 per child in this state. Tax relief is needed.

However, our church, its staff, and the church families are OPPOSED to the passage of SB48 unless an additional phrase is added to line 26 that includes the words, "OR school operated as a ministry of a church."

Without the additional wording being added, the State of Alaska would have to approve my church's educational ministry before our parents could receive the tax benefit. Not only does this violate the Constitutional separation of church and state, but sets a dangerous precedent for state intervention into church programs.

To be state approved implies that our school would have to conform to the same regulations as the public schools in this state. Our church schools purposefully operate in a manner different than the public schools. There is always the chance that an over-zealous official will attempt to interfere with our church school program, as has occurred in some other states, if we were to be state accredited or state approved.

Page 3

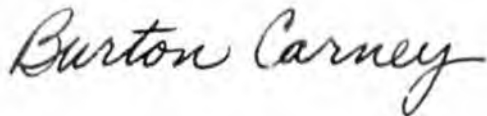
I would seek to remind members of the Committee that SB323 was passed into law last year. Alaskan statutes NOW recognize as private schools not only those that are state accredited or state approved, but ALSO those private schools which have their own teacher training and academic programs as long as they can demonstrate that the children are learning equally well as their public school counterpart.

Since an Alaskan statute NOW recognizes as a school one that is NOT state approved or state accredited, please add wording to SB48 that would likewise recognize this change in our laws.

I do want to say that if this Committee does not add this wording to protect the integrity of our church, we will find it necessary to do everything in our means to oppose its final passage into Alaskan law.

In summary, SB48 attempts to alleviate a definite problem that our parents face, but needs additional wording to PROTECT our church according to the principle of separation of church and state.

Thank you.

A handwritten signature in cursive script that reads "Burton Carney". The signature is written in dark ink and is positioned above the typed name.

Burton Carney

SJR 14

Sen. Bradley. Mr. Chairman, I introduced both of these bills, SJR 14 and SB 48 by request of a lot of private schools in the Anchorage area. In regards to SJR 14, this resolution simply supplements hundreds of thousands of letters that have been sent to the President of the United States, U. S. Senators and Representatives, and the Internal Revenue Service, not to mention those sent to state legislators such as ourselves.

If we do not take action now, of which the resolution is a part, to inform the powers in Washington, D. C. of our intention to resist and hopefully prevent proposed IRS regulations which threaten our private schools at the loss of their tax-exempt status. Our contributions to these schools will eventually be considered a government subsidy if you claimed them as a tax exemption even though your contribution may be to a church or some other private and nonprofit school. If it is a church school this could even include your offerings. A government subsidy means only one thing: government control. If we permit, government will either eliminate or take over control of our private schools which are, for the most part, much superior to most of our public schools. Achievement tests have proven this. Many of the private high schools are graduating our youth from school as competent graduates at the age of 15 and 16 and are even teaching additional courses such as the principals of free enterprise, economic development and business, which made our nation the greatest on earth.

Passage of this resolution may subsequently assist in passage of U. S. Senate Bill 103 which has been introduced in the 94th Congress. This bill would delay implementation of the proposed IRS regulations and permit time for hearing in federal legislation if necessary. Our Congressman Don Young has joined numerous other congressmen in requesting Congressman Ulman, who is Chairman of the House Ways and Means Committee, to hold public hearings on the IRS regulations. The Internal Revenue Code now gives a tax exemption to charitable, religious and educational institutions. Tax exempt status is valuable to private schools for two reasons: it means that the government itself, they and their employees are not required to participate in the social security program; more important it means that the contributions to these schools are tax deductible by the donor. The effective government subsidy inherent in this tax deduction amounts to billions of dollars a year for all private schools and their benefactors. One of the purposes of the exemption is to encourage educational diversity.

To save time I shall provide a hand out which is a synopsis of the IRS regulation demands and the members of the committee can read it for themselves.

26 people from Anchorage proceeded to testify on both SJR 14 and SB 48. No one was opposed to SJR 14.

Sen. Sturgulewski. Line 19, I wonder if you would have a major

Overall I think there has been a very excellent idea expressed in your whereas's and conclusions, I think it is important that Congress does in fact allow for full public debate on an issue like this. I do, however, have a concern on line 19 when it begins "which do not meet stringent and capricious affirmative action requirements and quotas." I wonder if you might consider a deletion of that portion. I do not know all of the things that may be good, bad and indifferent about the particular regulations that are being proposed and I think that your statement is very strong without singling out a part of it and its really my personal feeling that weakens the ability of this particular resolution to go forward. I think it is an important resolution. I wonder if you would consider dropping that wording or having the bill amended to delete it?

Sen. Bradley. yes, I think it suggests something we don't need to suggest.

Sen. Sturgulewski. With that I see no reason I could not support with a do pass.

Sen. Fahrenkamp. Since this same type of bill is being heard at the present time in Congress in the House and Means committee, I think it would be appropriate if we planned on having this bill be effective in influencing those hearings. It would be good for us to address this just as quickly as we can and get it out.

Motion to make amendment. No objection to amendment. So ordered. Out with individual recommendations as amended.

Office copy

Introduced: 1/31/79
Referred: Health, Education
& Social Services

1 IN THE SENATE

BY BRADLEY

2 SENATE JOINT RESOLUTION NO. 14

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 ELEVENTH LEGISLATURE - FIRST SESSION

5 Protesting Internal Revenue Service
6 regulations removing the tax-exempt
7 status of certain private schools.

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

9 WHEREAS a free marketplace of ideas is the cornerstone of a democratic
10 society, and a flourishing of private schools offering a choice of religious
11 and educational philosophies is essential to the greatness of our nation; and

12 WHEREAS Congress has recognized the important educational role of pri-
13 vate schools and implemented the constitutional requirement of separation of
14 church and state by granting tax-exempt status to private schools; and

15 WHEREAS most private schools cannot cover their operating costs with
16 tuition but depend heavily on tax-exempt donations; and

17 WHEREAS the Internal Revenue Service has threatened the very existence
18 of private schools by writing regulations which would remove the tax-exempt
19 status of private schools which do not meet stringent and capricious affir-
20 mative action requirements and quotas; and

21 WHEREAS this precedent-setting decision by the Internal Revenue Service,
22 which would have a major impact on the future course of American education,
23 is a profound change in the policies established by Congress, and is in
24 effect usurping the policy-making responsibilities of Congress;

25 BE IT RESOLVED that the Alaska State Legislature protests the regula-
26 tions proposed by the Internal Revenue Service which threaten private schools
27 with the loss of their tax-exempt status; and be it

28 FURTHER RESOLVED that the Alaska State Legislature urges Congress to
29 enact legislation similar to S. 103, now introduced in the 94th Congress,

1 which would delay the promulgation and effective date of the Internal Revenue
2 Service regulations and would give Congress a chance to weigh the effects of
3 such regulations and take appropriate action.

4 COPIES of this resolution shall be sent to the Honorable Jimmy Carter,
5 President of the United States; Mr. Jerome Kuntz, Commissioner, Internal
6 Revenue Service; the Honorable Orrin G. Hatch, U. S. Senator from Utah and
7 prime sponsor of the Save Our Schools Act; and to the Honorable Ted Stevens
8 and the Honorable Mike Gravel, U S. Senators, and the Honorable Don Young,
9 U. S. Representative, members of the Alaska delegation in Congress.

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