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COMMITTEE REPORT
SENATE

FURTHER: Finance

1/12/82

Date: 1-17-82

Mr. President:

The Committee on HEALTH, EDUCATION AND SOCIAL SERVICES has had CB 649

education

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



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

January 11, 1982

The Honorable Jalmar Kerttula
President of the Senate
Alaska State Legislature
Pouch V
Juneau, Alaska 99811

Dear Mr. President:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to payment for public education in the state.

Section 1 of this bill bases the calculation of supplemental equalization aid upon certain tax contributions made in the fiscal year immediately preceding the prior fiscal year. This would allow the Department of Education to base payments on audited figures, rather than mere estimates.

Sections 2 - 4 of this bill correct drafting errors that were contained in FCCS SB 23, which I allowed to become law without my signature last session. See, ch. 119, SLA 1981.

The problems in the law as enacted last year were addressed in my August 7, 1981, letter to the President of the Senate on the handling of FCCS SB 23. 1981 C.J., p. 1827. I indicated in that letter that I would offer corrective legislation at this time. In the statute amended in sec. 2 of the attached bill, it is evident that both numbers have to be the same - either both "11" or both "14." The tape of the free conference committee meeting on SB 23 indicates that the intent was to make it "11." Section 3 of this bill deletes the Copper River School District from the statute providing for 115 percent of the base instructional unit allotment because sec. 6 of FCCS SB 23 added that district to the statute providing 120 percent. Section 4 of this bill covers FY 82 and makes clear that there was no intent to eliminate the base instructional unit value for this fiscal year.

The attached bill, which is consistent with both the clear intention of the legislature and the actions of the Department of Education, provides needed clarification of agency obligations in the area of special education.

Sincerely,

A large, stylized handwritten signature in black ink, appearing to read "Jay S. Hammond".

Jay S. Hammond
Governor

SB 23

FREE CONFERENCE CS FOR SENATE BILL NO. 23
(relating to education; eff date)

Chap. 119, SLA 1981

August 7, 1981

The Honorable Jalmar Kerttula
President of the Senate
Alaska State Legislature
Pouch V
Juneau, AK 99811

Re: FCCS SB 23
Chapter 119, SLA 1981

Dear Mr. President:

Under Article II, Section 17, of the Alaska Constitution, I am allowing FCCSSB 23, relating to special education and the Public School Foundation Program, to become law without my signature.

While I support the underlying goals of this bill, I do have serious concerns, both technical and substantive, with the legislation as written.

1. Section 1 provides that districts with ADM of 1,000 or more are entitled to one instructional unit for each "11 special education pupils or fraction of 14 pupils" (emphasis added). Sections 5 and 7 repeal the base instructional unit value previously established for FY 82, leaving nothing on which to base the entire Public School Foundation Program for that year. Section 6 adds Copper River School District to districts receiving 120 percent of the base instructional unit allotment but does not delete it from those statutorily entitled to 115 percent.

These problems are so serious that several members of the Legislature questioned the bill's viability. To correct the bill's deficiencies, I will propose several amendments next session. I have been advised by the Department of Law that, in the meantime, I may administer this legislation in accordance with the apparent intent of the Alaska Legislature--not its overights.

THE LEGISLATURE OF THE STATE OF ALASKA

TWELFTH LEGISLATURE

FISCAL NO. _____

I. REQUEST

Bill/Resolution No. J-77-032-82

Title An Act Relating to Education

Requested by Governor

Date 12-9-81

II. FISCAL DETAIL

Agency Affected Department of Education

Program Category Affected Elementary and Secondary Education

BRU, Program, or Subprogram(s) Affected Foundation Support, Financial Support Districts

(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 82	FY 83	FY 84	FY 85	FY 86	FY 87
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL						
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

FUNDING (Thousands of Dollars)

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER (Specify Fund Source)						

POSITIONS

	FY 82	FY 83	FY 84	FY 85	FY 86	FY 87
FULL TIME	N/A					
PART TIME						
TEMPORARY						

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

This bill has no fiscal impact.

IV. DATE 12-9-81

PREPARED BY

Steve Hole

AGENCY

Department of Education

PHONE

465-2890

Original: Legislative Finance

cc: Budget and Management

Prime Sponsor (First Legislator Named)