

**SBIBa**

# [ ] USE COMMITTEE REPORT

(11)

Date Referred: May 14, 1991

FURTHER REFERRALS:

Date of Committee Action: 5-15-91

The FINANCE Committee considered:

SB 132

SENATE BILL NO. 132

LENGTH OF SCHOOL TERM

"An Act relating to the school term."

**RECOMMENDATIONS:**

be replaced with HCS-SD 132 (Fin)  the same title

a new title

have attached amendments(s)

do pass

do not pass

no recommendations

individual recommendations

additional referral to the \_\_\_\_\_ Committee

ADOPTS: \_\_\_\_\_ letter of Intent

ATTACHES NEW FISCAL NOTE(s): \_\_\_\_\_ (Dept)

APPROVES PREVIOUS: \_\_\_\_\_ (Dept/Date)

fiscal impact \_\_\_\_\_

fiscal note(s) \_\_\_\_\_

zero fiscal note \_\_\_\_\_

zero fiscal note(s) educ. 3/13/91

SIGNING <u>DO</u> PASS	DP	OTHER RECOMMENDATIONS	DNP	NR	AM
<i>Eileen P. Maloney</i>	✓	<i>[Signature]</i>		✓	
<i>Mike Havran</i>	✓	<i>[Signature]</i>		✓	
<i>Mark Boyer</i>	X	<i>[Signature]</i>		X	
<i>Jay Brown</i>	✓	<i>[Signature]</i>		X	
<i>[Signature]</i>	✓				
<i>[Signature]</i>	X				
<i>[Signature]</i>	✓				

*Mike Havran & E.P. Maloney*  
CHAIRMAN'S SIGNATURE

FISCAL NOTE

No. 1

II Version: SB 132

(S) Publish Date: 3/13/91

STATE OF ALASKA  
1991 LEGISLATIVE SESSION

Revision Date: \_\_\_\_\_ Department Affected: Education  
 Title: School Term BRU: K-12 Support  
 Component: Foundation  
 Sponsor: Fischer  
 Requestor: Fischer COMPONENT SERIAL NO. 

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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS. CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: \_\_\_\_\_

ANALYSIS: (Attach a separate page if necessary.)

Prepared By: Mary Hakala Phone: 465-2800  
 Division: Commissioner's Office Date: 2/21/91  
 Approved by Commissioner: Steve Hole, Acting Commissioner  
 Agency: Education Date: 2/21/91

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

HOUSE CS FOR SENATE BILL NO. 132 (FINANCE)  
IN THE LEGISLATURE OF THE STATE OF ALASKA  
SEVENTEENTH LEGISLATURE - FIRST SESSION

BY THE HOUSE FINANCE COMMITTEE

Offered:  
Referred:

Sponsor(s): SENATOR FISCHER

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the school term; and providing for an effective date."

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

3 \* Section 1. INTENT. It is the intent of the legislature that this Act

4 (1) provide flexibility to schools in pursuing educational excellence;

5 (2) allow alteration of the existing 180-day school term in situations where instructional  
6 time is increased or the quality of education is enhanced; and

7 (3) not be used as a justification for restructuring school district educational programs,  
8 assuming that lower costs result from implementing changes in the school term.

9 \* Sec. 2. AS 14.03.030 is amended to read:

10 Sec. 14.03.030. SCHOOL TERM. A school term begins and ends on the dates fixed by  
11 the governing body of a school district. A school term shall include not less than 180 days in  
12 session, unless [EXCEPT THAT], with the approval of the commissioner,

13 (1) a day used for in-service training of teachers is [MAY BE] substituted for a  
14 day in session, up to a maximum of 10 days;

1 (2) an "emergency closure day" is [MAY BE] substituted for a day in session  
2 because of conditions posing a threat to the health or safety of students; or [AND]

3 (3) a school board adopts [MAY ADOPT] a school term of not less than 150  
4 days for abating asbestos health hazards in the school, or not less than 160 days for other  
5 purposes, and [A SCHOOL IF] the commissioner finds that

6 (A) the shorter term is necessary; [FOR ABATING ASBESTOS HEALTH  
7 HAZARDS IN THE SCHOOL; AND]

8 (B) the school board has submitted an acceptable plan under which  
9 students will receive the [APPROXIMATE EDUCATIONAL] equivalent hours of  
10 instructional time contained in [OF] a 180-day term; and

11 (C) the school board has exhausted other remedies that would have  
12 allowed retention of a 180-day school term.

13 \* Sec. 3. AS 14.03.030 is repealed and reenacted to read:

14 Sec. 14.03.030. SCHOOL TERM. A school term begins and ends on the dates fixed by  
15 the governing body of a school district. A school term shall include not less than 180 days in  
16 session, unless with the approval of the commissioner,

17 (1) a day used for in-service training of teachers is substituted for a day in  
18 session, up to a maximum of 10 days;

19 (2) an "emergency closure day" is substituted for a day in session because of  
20 conditions posing a threat to the health or safety of students; or

21 (3) a school board adopts a school term of not less than 150 days for a school if  
22 the commissioner finds that

23 (A) the shorter term is necessary for abating asbestos health hazards in the  
24 school; and

25 (B) the school board has submitted an acceptable plan under which  
26 students will receive the approximate educational equivalent of a 180-day term.

27 \* Sec. 4. Section 3 of this Act takes effect July 1, 1994.

# Alaska State Legislature

Senator Paul Fischer  
Senate District D  
Box 784  
Soldotna, Alaska 99669  
(907) 262-9420 W  
262-9269



## State Senate

While in Juneau  
P.O. Box V  
Juneau, Alaska 99811  
(907) 465-3791

### MEMORANDUM

TO: Representatives Pat Carney and Georgianna Lincoln,  
Co-Chairmen  
House Health, Education and Social Services  
Committee

FROM: Senator Paul Fischer *PF.*

SUBJECT: Senate Bill 132  
(length of the school term)

DATE: April 23, 1991

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I would appreciate your scheduling the above referenced bill for a hearing before the House Health, Education and Social Services Committee at your earliest possible convenience.

As a you are aware, last session this identical bill passed both bodies of the legislature; however, it was ultimately vetoed by the Governor Cowper. Senate Bill 132 is a companion to House Bill 133, which was passed out of your committee on April 8.

Certain children in the state presently receive less than the standard 180 days of instruction that is mandated by law. Some of these absences are attributed to subsistence lifestyles of parents during hunting and fishing periods, as well as commercial fishing openings. In turn, children lose valuable educational opportunities and schools just indicate the children as being absent. This legislation simply gives a local school board the discretion to adjust the school day to accomodate the different lifestyle needs as well as allow for other situations that might cause a closure of a school.

Current law presently allows for adjustments of the school term for correction of asbestos problems. Other conditions that may arise to force a closure would be frozen pipes, flooding, or volcanic eruptions as experienced on the Kenai peninsula just last year.

I have attached back up information for the committee files.

Your consideration would be greatly appreciated.

PAF/sgn  
Attachments

**HOUSE CONCURRENT RESOLUTION NO.**  
**IN THE LEGISLATURE OF THE STATE OF ALASKA**  
**SEVENTEENTH LEGISLATURE - FIRST SESSION**

**BY THE HOUSE FINANCE COMMITTEE**

Introduced:

Referred:

**A RESOLUTION**

- 1 **Suspending Uniform Rules 41(b), 24(c), and 35 of the Alaska State Legislature concerning**
- 2 **Senate Bill No. 132, relating to the school term.**

**3 BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF ALASKA:**

- 4       That under Rule 54 of the Uniform Rules of the Alaska State Legislature, the provisions of Rule
- 5 41(b), Rule 24(c), and Rule 35 of the Uniform Rules, regarding changes to the title of a bill, are
- 6 suspended in consideration of Senate Bill No. 132, relating to the school term.

FISCAL NOTE

STATE OF ALASKA  
1991 LEGISLATIVE SESSION

BILL NO. HCR

Revision Date: \_\_\_\_\_ Department Affected: NONE

Title: Suspending Uniform Rules 41(b) 24(c) and 35 . . . BRU: \_\_\_\_\_

Sponsor: HOUSE FINANCE COMMITTEE Component: \_\_\_\_\_

Requestor: HOUSE FINANCE COMMITTEE COMPONENT SERIAL NO. 

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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 92	FY 93	FY 94	FY 95	FY 96	FY 97
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS. CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-

CAPITAL	-0-	-0-	-0-	-0-	-0-	-0-
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REVENUE	-0-	-0-	-0-	-0-	-0-	-0-
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FUNDING: (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: \_\_\_\_\_

ANALYSIS: (Attach a separate page if necessary.)

Prepared By: Representative Mike Navarre, Co-Chair *[Signature]* Phone: 465-3706  
Representative Eileen MacLean, Co-Chair Phone: 465-3722  
 Division: HOUSE FINANCE COMMITTEE Date: 5/15/91

Approved by Commissioner: \_\_\_\_\_  
 Agency: \_\_\_\_\_ Date: \_\_\_\_\_

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).