

HB

147

FISCAL NOTE

STATE OF ALASKA

BILL NO. HB 147

1997 LEGISLATIVE SESSION

Revision Date: _____

Department Affected: Education

Title: An act relating to charter schools and the establishment of state boarding schools

BRU: K-12 Support

Sponsor: HESS

Component: Mt. Edgecumbe Boarding School

Requester: HESS

1060

COMPONENT SERIAL NO. _____

Expenditures/Revenues:

(Thousands of Dollars)

OPERATING	FY 98	FY 99	FY 00	FY 01	FY 02	FY 03
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS	0.0	0.0	0.0	0.0	0.0	0.0
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL EXPENDITURES						
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CHANGE IN REVENUES						
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FUND SOURCE

(Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1006 GF/MHTIA						
Other						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year (FY97) impact: -0-

ANALYSIS: (Attach a separate page if necessary.) Section 1 requires a local school board to provide funds to pay the expenses of housing nonresident students who attend a charter school, including room, board and other expenses. Section 1 does not create a financial burden on the State of Alaska, rather obligates the local school board to cover boarding home or residential cost. Section 2 allows a charter school to serve nonresident students including providing domiciliary services for those students. Sections 3 - 14 expand the current statutory authority so the department may establish and operate multiple state boarding schools. Sections 15 - 17 amend other statutory references from the state boarding school to a state boarding school.

Prepared by: Eddy Jeans, School Finance Manager

Phone: 465-8679

Division: Education Support Services

Date: 3-5-97

Approved by Commissioner: Shirley Holloway, Ph. D., Commissioner

[Signature]

Agency: Education

Date: 3-5-97

PREPARER TO PROVIDE ALL DISTRIBUTION COPIES TO GOVERNOR'S LEGISLATIVE OFFICE

The department does not anticipate establishing or operating new state boarding schools at this time. The cost of operating additional boarding schools would be based on site specific conditions including availability of facilities, number of students to be served and location.

(7)
Date Referred to Committee: February 18, 1997

FURTHER REFERRALS:

Date of Committee Action: 3/11/97

The HEALTH, EDUCATION AND SOCIAL SERVICES Committee considered:

HB 147

HOUSE BILL NO. 147

STATE BOARDING SCHOOLS/CHARTER SCHOOLS

"An Act relating to charter schools and to the establishment of state boarding schools."

recommends it be replaced with the following committee substitute CS HB 147 (HES) the same title a new title

additional referral to _____ Committee

attached amendment(s)

ADOPTS: _____ Letter of Intent

ATTACHES NEW FISCAL NOTE(S): (Dept) _____

APPROVES PREVIOUS: (Dept/Date) _____

fiscal note(s) _____

fiscal note(s) _____

zero fiscal note(s) DCE

zero fiscal note(s) _____

SIGNING WITH RECOMMENDATIONS	DP	DNP	NR	AM
<i>Paul Davis</i>	✓			
<i>[Signature]</i>	-			
<i>[Signature]</i>	✓			
<i>Brian Foster</i>	✓			
<i>[Signature]</i>			✓	

CHAIR'S SIGNATURE [Signature]

0-LS0469\B

Ford

3/7/97

CS FOR HOUSE BILL NO. 147(HES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered:

Referred:

Sponsor(s): HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the expenses of housing nonresident charter school students;
2 authorizing charter school programs to provide domiciliary and other services to
3 nonresident charter school students; relating to the establishment of state boarding
4 schools."

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

6 • Section 1. AS 14.03.260 is amended by adding a new subsection to read:

7 (d) In addition to the program budget calculated under (a) this section, the
8 local school board shall supply funds necessary to pay the expenses of housing
9 nonresident students who attend the charter school, including room, board, and other
10 reasonable housing expenses.

11 • Sec. 2. AS 14.03.265(a) is amended to read:

12 (a) The program of a charter school may be designed to serve

13 (1) students within an age group or grade level; [OR]

14 (2) students who will benefit from a particular teaching method or

1 curriculum; or

2 (3) nonresident students, including providing domiciliary services
3 for students who need those services.

4 * Sec. 3. AS 14.16.010 is amended to read:

5 Sec. 14.16.010. Establishment of state boarding schools [SCHOOL]. The
6 department may establish and operate [A] boarding schools [SCHOOL, TO BE
7 KNOWN AS THE MT. EDGE CUMBE HIGH SCHOOL], to be managed in
8 accordance with this chapter. Δ [THE] state boarding school must offer a secondary
9 education curriculum to students enrolled in it, and must provide domiciliary services
10 for students needing such services.

11 * Sec. 4. AS 14.16.020 is amended to read:

12 Sec. 14.16.020. Operation of state boarding schools [SCHOOL]. In the
13 management of [THE] state boarding schools [SCHOOL], the board shall

14 (1) adopt a philosophy of education for [THE] state boarding schools
15 [SCHOOL];

16 (2) employ [A] chief school administrators [ADMINISTRATOR] and
17 approve the employment of other personnel necessary to operate [THE] state boarding
18 schools [SCHOOL];

19 (3) establish the salaries and benefits to be paid teachers, excluding
20 administrators [, OF THE STATE BOARDING SCHOOL];

21 (4) designate the employees authorized to direct disbursements from the
22 money appropriated for the operation of [THE] state boarding schools [SCHOOL] and
23 for the construction of [ITS] facilities;

24 (5) provide custodial services and routine maintenance of [THE STATE
25 BOARDING SCHOOL'S] physical facilities;

26 (6) establish procedures for the development and implementation of
27 curriculum and the selection and use of textbooks and instructional materials [AT THE
28 STATE BOARDING SCHOOL];

29 (7) prescribe health evaluation and placement screening programs for
30 newly admitted students;

31 (8) establish procedures for staff evaluation; and

1 (9) provide staff training.

2 * Sec. 5. AS 14.16.030(a) is amended to read:

3 (a) ~~Δ~~ [THE] state boarding school may admit students who are qualified in
4 accordance with applicable admission standards. Preference for enrollment must be
5 given to students currently enrolled at ~~g~~ [THE] boarding school and to students whose
6 educational, emotional, or family requirements warrant attendance in a domiciliary
7 environment.

8 * Sec. 6. AS 14.16.040 is amended to read:

9 Sec. 14.16.040. Status of state boarding school. ~~Δ~~ [THE] state boarding
10 school is a public school of the state.

11 * Sec. 7. AS 14.16.050(a) is amended to read:

12 (a) The following provisions apply with respect to the operation and
13 management of ~~g~~ [THE] state boarding school as if it were a school district:

14 (1) requirements relating to school district operations:

15 (A) AS 14.03.030 - 14.03.050 (defining the school term, day in
16 session, and school holidays);

17 (B) AS 14.03.083 - 14.03.140 (miscellaneous provisions
18 applicable to school district operations);

19 (C) regulations adopted by the board under authority of
20 AS 14.07.020(a) that are applicable to school districts and their schools, unless
21 the board specifically exempts [THE] state boarding schools [SCHOOL] from
22 compliance with a regulation;

23 (D) AS 14.12.150 (authorizing school districts to establish and
24 participate in the services of a regional resource center);

25 (E) AS 14.14.050 (imposing the requirement of an annual
26 audit);

27 (F) AS 14.14.110 (authorizing cooperation with other school
28 districts);

29 (G) AS 14.14.130 (directing the employment of a chief school
30 administrator);

31 (H) AS 14.14.140(b) (establishing a prohibition on employment

- 1 of a relative of the chief school administrator);
- 2 (I) AS 14.18 (prohibiting discrimination based on sex in public
- 3 education);
- 4 (2) requirements relating to state financial assistance for education and
- 5 the receipt and expenditure of that assistance:
- 6 (A) AS 14.17.080 (relating to student count estimates);
- 7 (B) AS 14.17.082 (relating to school operating fund balances);
- 8 (C) AS 14.17.160 - 14.17.220 (setting out the procedure for
- 9 payment of financial assistance, and imposing general requirements and limits
- 10 on money paid);
- 11 (3) requirements relating to teacher employment and retirement:
- 12 (A) AS 14.14.105 and 14.14.107 (relating to sick leave);
- 13 (B) AS 14.20.095 - 14.20.215 (relating to the employment and
- 14 tenure of teachers);
- 15 (C) AS 14.20.220 (relating to the salaries of teachers
- 16 employed);
- 17 (D) AS 14.20.280 - 14.20.350 (relating to sabbatical leave
- 18 provisions for teachers);
- 19 (E) AS 23.40.070 - 23.40.260 (authorizing collective bargaining
- 20 by certificated employees), except with regard to teachers who are
- 21 administrators and except that the board may delegate some or all of its
- 22 responsibilities under those statutes;
- 23 (F) AS 14.25 (provisions regarding the teachers' retirement
- 24 system);
- 25 (4) requirements relating to students and educational programs:
- 26 (A) AS 14.30.180 - 14.30.350 (relating to educational services
- 27 for exceptional children);
- 28 (B) AS 14.30.360 - 14.30.370 (establishing health education
- 29 program standards);
- 30 (C) AS 14.30.400 - 14.30.410 (relating to bilingual and
- 31 bicultural education).

1 * Sec. 8. AS 14.16.060 is amended to read:

2 Sec. 14.16.060. Status of employees. Th. employees of a [THE] state
3 boarding school are state employees.

4 * Sec. 9. AS 14.16.070 is amended to read:

5 Sec. 14.16.070. Applicability of other law. AS 23.40.070 - 23.40.260 (Public
6 Employment Relations Act) apply to the employees of a [THE] state boarding school.

7 * Sec. 10. AS 14.16.080(a) is amended to read:

8 (a) AS 14.17.024 applies to the calculation of state aid payable for operation
9 of a [THE] state boarding school.

10 * Sec. 11. AS 14.16.080(b) is amended to read:

11 (b) In the transmittals required by AS 37.07.060 - 37.07.062, the governor
12 shall request amounts for the expenses of construction, rehabilitation, and improvement
13 of the facilities of a [THE] state boarding school.

14 * Sec. 12. AS 14.16.080(c) is amended to read:

15 (c) For purposes of application for and receipt of federal aid to education, a
16 [THE] state boarding school constitutes a local educational agency.

17 * Sec. 13. AS 14.17.010(a) is amended to read:

18 (a) The public school foundation account is established. The account consists
19 of appropriations for distribution to school districts, [THE] state boarding schools
20 [SCHOOL], and for centralized correspondence study programs under this chapter.

21 * Sec. 14. AS 14.17.024 is amended to read:

22 Sec. 14.17.024. Money for state boarding schools [SCHOOL]. (a) Money
23 for the instructional services provided in a fiscal year by [THE] state boarding schools
24 [SCHOOL] established under AS 14.16.010 includes an allocation from the public
25 school foundation account in an amount calculated by

26 (1) multiplying the instructional unit value in AS 14.17.056 by the total
27 number of instructional units under AS 14.17.031 for that fiscal year, as determined
28 by treating each [THE] school as if it were a school district consisting of a single
29 funding community;

30 (2) multiplying the product determined under (1) of this subsection by
31 the area cost differential that is applicable to calculation of the entitlement for the

1 adjacent school district under AS 14.17.051; and

2 (3) adding 10 percent of the eligible federal impact aid received for that
3 fiscal year on behalf of each [THE] school plus any federal impact aid received on
4 behalf of each [THE] school which the state, under P.L. 81-874 (20 U.S.C. 236 - 244),
5 as amended, and regulations adopted under it, could not consider as local resources if
6 the school were considered a school district.

7 (b) In addition to the amount calculated and payable under (a) of this section,
8 the governor shall request from the legislature appropriation of any program receipts
9 or federal food service reimbursements or other federal aid, other than aid under P.L.
10 81-874 (20 U.S.C. 236 - 244), as amended, received on behalf of each [THE] school,
11 and other amounts necessary for the expenses of operating each [THE] state boarding
12 school, including

13 (1) domiciliary services, including room, board, custodial services, and
14 other reasonable expenses related to the operation and maintenance of dormitory and
15 other residential facilities for students;

16 (2) student transportation services, to include one round trip for each
17 student between the student's place of residence and the site of each [THE] state
18 boarding school during each school year; and

19 (3) maintenance and operation of the school's physical plant.

20 (c) Money received by a [THE] state boarding school for purposes described
21 in (a) of this section may be used for the purposes described in (b) of this section, and
22 money received for the purposes described in (b) may be used for the purposes
23 described in (a).

24 * Sec. 15. AS 14.30.010(b)(10) is amended to read:

25 (10) is enrolled in

26 (A) a [THE] state boarding school established under AS 14.16;

27 or

28 (B) a full-time program of correspondence study approved by
29 the department; in those school districts providing an approved correspondence
30 study program, a student may be enrolled either in the district correspondence
31 program or in the centralized correspondence study program;

1 * Sec. 16. AS 23.40.200(c) is amended to read:

2 (c) The class in (a)(2) of this section is composed of public utility, snow
3 removal, sanitation, and educational institution employees other than employees of a
4 school district, a regional educational attendance area, or a [THE] state boarding
5 school. Employees in this class may engage in a strike after mediation, subject to the
6 voting requirement of (d) of this section, for a limited time. The limit is determined
7 by the interests of the health, safety, or welfare of the public. The public employer
8 or the labor relations agency may apply to the superior court in the judicial district in
9 which the strike is occurring for an order enjoining the strike. A strike may not be
10 enjoined unless it can be shown that it has begun to threaten the health, safety, or
11 welfare of the public. A court, in deciding whether or not to enjoin the strike, shall
12 consider the total equities in the particular class. "Total equities" includes not only the
13 impact of a strike on the public but also the extent to which employee organizations
14 and public employers have met their statutory obligations. If an impasse or deadlock
15 still exists after the issuance of an injunction, the parties shall submit to arbitration to
16 be carried out under AS 09.43.030.

17 * Sec. 17. AS 23.40.200(d) is amended to read:

18 (d) The class in (a)(3) of this section includes all other public employees who
19 are not included in the classes in (a)(1) or (2) [(a)(2)] of this section. Employees in
20 this class may engage in a strike if a majority of the employees in a collective
21 bargaining unit vote by secret ballot to do so. However, if an impasse or deadlock is
22 reached in collective bargaining negotiations between a municipal school district, a
23 regional educational attendance area, or a [THE] state boarding school and its
24 employees, the parties shall submit to advisory arbitration before the employees may
25 engage in a strike. The arbitrator selected to conduct the advisory arbitration must be
26 a member of the American Arbitration Association Panel of Labor Arbitrators or the
27 Federal Mediation and Conciliation Service. In selecting the arbitrator, the parties
28 shall request a list of arbitrators who have knowledge of and recent experience in the
29 local conditions in the school district, regional educational attendance area, or state
30 boarding school. A list containing at least five nominees who meet the qualifications
31 of this subsection is a complete list for the purpose of striking names and selecting the

1

arbitrator.

HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

ALASKA STATE LEGISLATURE
HOUSE OF REPRESENTATIVES



STATE CAPITOL, JUNEAU 99801
(907) 465-3759

SPONSOR STATEMENT

HB 147 "An Act relating to charter schools and to the establishment of state boarding schools."

Mt. Edgecumbe, the state's only authorized boarding school, has earned a reputation for academic excellence. Many of our Alaskan leaders have graduated from there.

An increase in the state's boarding school program has been discussed as one way to improve the quality of education in Alaska's rural high schools. HB 147 would enable the state to open additional boarding schools.

HB 147 would also allow a charter school to be designed to serve nonresident students. The local school board would supply the funds necessary to pay the expenses of housing nonresident students who attend the charter school, including room, board, and other reasonable housing expenses.

Let us build upon the success of Mt. Edgecumbe and provide this opportunity for more students.



NEA-ALASKA

Affiliated with the National Education Association

NEA-ALASKA POSITION PAPER

HB 147 - Relating to charter schools and to the establishment of state boarding schools

House Bill 147 allows for the creation of charter school boarding schools by local school districts. While this bill recognizes the excellence of Mount Edgecumbe it does not have a provision that would allow for the funding of any charter boarding schools that would be created. It also removes the state's authority to oversee statewide programs.

NEA-Alaska agrees that Mount Edgecumbe provides an exemplary program that is needed by a larger number of students than can be provided for currently. We agree that more options for rural students is a good idea. But as written this bill does not address the needs of those students who are not now being served, and it will weaken already existing programs. In fact it may seriously weaken Mount Edgecumbe by pulling students and funding from their program.

NEA-Alaska believes that HB 147 must include a funding provision for any new boarding schools that are developed. To do otherwise would mean that any district that would contemplate starting a charter boarding school would have to take dollars from existing programs to fund the costs of housing students. These costs are not addressed in the current foundation formula.

Currently Mount Edgecumbe is administered by the Department of Education, the State School Board is the local school board for Mount Edgecumbe. This is how it should be. Mount Edgecumbe is a state-wide program. What HB 147 attempts to do is have individual districts become the administrators of what would be a statewide program. NEA-Alaska believes that programs which have the potential to impact the students of the entire state should be governed by the state.

**THE FOLLOWING PAGES MAY
NOT FILM LEGIBLY BECAUSE OF
THE POOR QUALITY OF THE ORIGINAL**

CS FOR HOUSE BILL NO. 147(HES)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTIETH LEGISLATURE - FIRST SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered:
Referred:

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A BILL

FOR AN ACT ENTITLED

1 "An Act relating to the expenses of housing nonresident charter school students;
 2 authorizing charter school programs to provide domiciliary and other services to
 3 nonresident charter school students; relating to the establishment of state boarding
 4 schools."

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

6 * Section 1. AS 14.03.260 is amended by adding a new subsection to read:

7 (d) The expenses of housing nonresident students who attend the charter
 8 school, including room, board, and other reasonable housing expenses, may not be paid
 9 for with state money but may be paid for with funds contributed by sources other than
 10 the state.

11 * Sec. 2. AS 14.03.265(a) is amended to read

12 (a) The program of a charter school may be designed to serve

13 (1) students within an age group or grade level; [OR]

14 (2) students who will benefit from a particular teaching method or

1 curriculum; or

2 (3) nonresident students, including providing domiciliary services
3 for students who need those services.

4 * Sec. 3. AS 14.16.010 is amended to read:

5 Sec. 14.16.010. Establishment of state boarding schools [SCHOOL]. The
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7 KNOWN AS THE MT. EDGECUMBE HIGH SCHOOL], to be managed in
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9 education curriculum to students enrolled in it, and must provide domiciliary services
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14 (1) adopt a philosophy of education for [THE] state boarding schools
15 [SCHOOL];

16 (2) employ [A] chief school administrators [ADMINISTRATOR] and
17 approve the employment of other personnel necessary to operate [THE] state boarding
18 schools [SCHOOL];

19 (3) establish the salaries and benefits to be paid teachers, excluding
20 administrators [, OF THE STATE BOARDING SCHOOL];

21 (4) designate the employees authorized to direct disbursements from the
22 money appropriated for the operation of [THE] state boarding schools [SCHOOL] and
23 for the construction of [ITS] facilities;

24 (5) provide custodial services and routine maintenance of [THE STATE
25 BOARDING SCHOOL'S] physical facilities;

26 (6) establish procedures for the development and implementation of
27 curriculum and the selection and use of textbooks and instructional materials [AT THE
28 STATE BOARDING SCHOOL];

29 (7) prescribe health evaluation and placement screening programs for
30 newly admitted students;

31 (8) establish procedures for staff evaluation; and

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(a) A [THE] state boarding school may admit students who are qualified in accordance with applicable admission standards. Preference for enrollment must be given to students currently enrolled at a [THE] boarding school and to students whose educational, emotional, or family requirements warrant attendance in a domiciliary environment.

* Sec. 6. AS 14.16.040 is amended to read:

Sec. 14.16.040. Status of state boarding school. A [THE] state boarding school is a public school of the state.

* Sec. 7. AS 14.16.050(a) is amended to read:

(a) The following provisions apply with respect to the operation and management of a [THE] state boarding school as if it were a school district:

(1) requirements relating to school district operations:

(A) AS 14.03.030 - 14.03.050 (defining the school term, day in session, and school holidays);

(B) AS 14.03.083 - 14.03.140 (miscellaneous provisions applicable to school district operations);

(C) regulations adopted by the board under authority of AS 14.07.020(a) that are applicable to school districts and their schools, unless the board specifically exempts [THE] state boarding schools [SCHOOL] from compliance with a regulation;

(D) AS 14.12.150 (authorizing school districts to establish and participate in the services of a regional resource center);

(E) AS 14.14.050 (imposing the requirement of an annual audit);

(F) AS 14.14.110 (authorizing cooperation with other school districts);

(G) AS 14.14.130 (directing the employment of a chief school administrator);

(H) AS 14.14.140(b) (establishing a prohibition on employment

1 of a relative of the chief school administrator);

2 (D) AS 14.18 (prohibiting discrimination based on sex in public
3 education).

4 (2) requirements relating to state financial assistance for education and
5 the receipt and expenditure of that assistance:

6 (A) AS 14.17.080 (relating to student count estimates);

7 (B) AS 14.17.082 (relating to school operating fund balances);

8 (C) AS 14.17.160 - 14.17.220 (setting out the procedure for
9 payment of financial assistance, and imposing general requirements and limits
10 on money paid);

11 (3) requirements relating to teacher employment and retirement:

12 (A) AS 14.14.105 and 14.14.107 (relating to sick leave);

13 (B) AS 14.20.095 - 14.20.215 (relating to the employment and
14 tenure of teachers);

15 (C) AS 14.20.220 (relating to the salaries of teachers
16 employed);

17 (D) AS 14.20.280 - 14.20.350 (relating to sabbatical leave
18 provisions for teachers);

19 (E) AS 23.40.070 - 23.40.260 (authorizing collective bargaining
20 by certificated employees), except with regard to teachers who are
21 administrators and except that the board may delegate some or all of its
22 responsibilities under those statutes;

23 (F) AS 14.25 (provisions regarding the teachers' retirement
24 system);

25 (4) requirements relating to students and educational programs:

26 (A) AS 14.30.180 - 14.30.350 (relating to educational services
27 for exceptional children);

28 (B) AS 14.30.360 - 14.30.370 (establishing health education
29 program standards);

30 (C) AS 14.30.400 - 14.30.410 (relating to bilingual and
31 bicultural education).

1 * Sec. 8. AS 14.16.060 is amended to read:

2 Sec. 14.16.060. Status of employees. The employees of a [THE] state
3 boarding school are state employees.

4 * Sec. 9. AS 14.16.070 is amended to read:

5 Sec. 14.16.070. Applicability of other law. AS 23.40.070 - 23.40.260 (Public
6 Employment Relations Act) apply to the employees of a [THE] state boarding school.

7 * Sec. 10. AS 14.16.080(a) is amended to read:

8 (a) AS 14.17.024 applies to the calculation of state aid payable for operation
9 of a [THE] state boarding school.

10 * Sec. 11. AS 14.16.080(b) is amended to read:

11 (b) In the transmittals required by AS 37.07.060 - 37.07.062, the governor
12 shall request amounts for the expenses of construction, rehabilitation, and improvement
13 of the facilities of a [THE] state boarding school.

14 * Sec. 12. AS 14.16.080(e) is amended to read:

15 (e) For purposes of application for and receipt of federal aid to education, a
16 [THE] state boarding school constitutes a local educational agency.

17 * Sec. 13. AS 14.17.010(a) is amended to read:

18 (a) The public school foundation account is established. The account consists
19 of appropriations for distribution to school districts, [THE] state boarding schools
20 [SCHOOL], and for centralized correspondence study programs under this chapter.

21 * Sec. 14. AS 14.17.024 is amended to read:

22 Sec. 14.17.024. Money for state boarding schools [SCHOOL]. (a) Money
23 for the instructional services provided in a fiscal year by [THE] state boarding schools
24 [SCHOOL] established under AS 14.16.010 includes an allocation from the public
25 school foundation account in an amount calculated by

26 (1) multiplying the instructional unit value in AS 14.17.030 by the total
27 number of instructional units under AS 14.17.031 for that fiscal year, as determined
28 by treating each [THE] school as if it were a school district consisting of a single
29 learning community;

30 (2) multiplying the product determined under (1) of this subsection by
31 the area cost differential that is applicable to calculation of the entitlement for the

1 adjacent school district under AS 14.17.051; and

2 (3) adding 10 percent of the eligible federal impact aid received for that
3 fiscal year on behalf of each [THE] school plus any federal impact aid received on
4 behalf of each [THE] school which the state, under P.L. 81-874 (20 U.S.C. 236 - 244),
5 as amended, and regulations adopted under it, could not consider as local resources if
6 the school were considered a school district.

7 (b) In addition to the amount calculated and payable under (a) of this section,
8 the governor shall request from the legislature appropriation of any program receipts
9 or federal food service reimbursements or other federal aid, other than aid under P.L.
10 81-874 (20 U.S.C. 236 - 244), as amended, received on behalf of each [THE] school,
11 and other amounts necessary for the expenses of operating each [THE] state boarding
12 school, including

13 (1) domiciliary services, including room, board, custodial services, and
14 other reasonable expenses related to the operation and maintenance of dormitory and
15 other residential facilities for students;

16 (2) student transportation services, to include one round trip for each
17 student between the student's place of residence and the site of each [THE] state
18 boarding school during each school year, and

19 (3) maintenance and operation of the school's physical plant.

20 (c) Money received by a [THE] state boarding school for purposes described
21 in (a) of this section may be used for the purposes described in (b) of this section, and
22 money received for the purposes described in (b) may be used for the purposes
23 described in (a).

24 * Sec. 15. AS 14.30.010(b)(10) is amended to read:

25 (10) is enrolled in

26 (A) a [THE] state boarding school established under AS 14.16;

27 or

28 (B) a full-time program of correspondence study approved by
29 the department, in those school districts providing an approved correspondence
30 study program, a student may be enrolled either in the district correspondence
31 program or in the centralized correspondence study program.

1 • Sec. 16. AS 23.40.200(c) is amended to read:

2 (c) The class in (a)(2) of this section is composed of public utility, snow
3 removal, sanitation, and educational institution employees other than employees of a
4 school district, a regional educational attendance area, or a [THE] state boarding
5 school. Employees in this class may engage in a strike after mediation, subject to the
6 voting requirement of (d) of this section, for a limited time. The limit is determined
7 by the interests of the health, safety, or welfare of the public. The public employer
8 or the labor relations agency may apply to the superior court in the judicial district in
9 which the strike is occurring for an order enjoining the strike. A strike may not be
10 enjoined unless it can be shown that it has begun to threaten the health, safety, or
11 welfare of the public. A court, in deciding whether or not to enjoin the strike, shall
12 consider the total equities in the particular class. "Total equities" includes not only the
13 impact of a strike on the public but also the extent to which employee organizations
14 and public employers have met their statutory obligations. If an impasse or deadlock
15 still exists after the issuance of an injunction, the parties shall submit to arbitration to
16 be carried out under AS 09.43.030.

17 • Sec. 17. AS 23.40.200(d) is amended to read:

18 (d) The class in (a)(3) of this section includes all other public employees who
19 are not included in the classes in (a)(1) or (2) [a)(2)] of this section. Employees in
20 this class may engage in a strike if a majority of the employees in a collective
21 bargaining unit vote by secret ballot to do so. However, if an impasse or deadlock is
22 reached in collective bargaining negotiations between a municipal school district, a
23 regional educational attendance area, or a [THE] state boarding school and its
24 employees, the parties shall submit to advisory arbitration before the employees may
25 engage in a strike. The arbitrator selected to conduct the advisory arbitration must be
26 a member of the American Arbitration Association Panel of Labor Arbitrators or the
27 Federal Mediation and Conciliation Service. In selecting the arbitrator, the parties
28 shall request a list of arbitrators who have knowledge of and recent experience in the
29 local conditions in the school district, regional educational attendance area, or state
30 boarding school. A list containing at least five nominees who meet the qualifications
31 of this subsection is a complete list for the purpose of striking names and selecting the

1 arbitrator.