

SB

95

SFIN

FILE

SB 95

was referred to the
Senate Finance
Committee

Hearing(s) were held

The bill did not move
from Committee

CS FOR SENATE BILL NO. 95()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): SENATORS PHILLIPS, Halford, Donley

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to school construction grants and to municipal school
2 construction debt reimbursement."

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

4 * Section 1. AS 14.11.013(a) is amended to read:

5 (a) With regard to projects for which grants are requested under AS 14.11.011,
6 the department shall

7 (1) annually review the six-year plans submitted by each district under
8 AS 14.11.011(b) and recommend to the board a revised and updated six-year capital
9 improvement project grant schedule that serves the best interests of the state and each
10 district; in recommending projects for this schedule, the department shall verify that
11 each proposed project meets the criteria established under AS 14.11.014(b) and
12 qualifies as a project required to

13 (A) avert imminent danger or correct life-threatening situations;

14 (B) house students who would otherwise be unhoused; for

1 purposes of this subparagraph,

2 (i) students are considered unhoused if the students
3 attend school in temporary facilities; **and**

4 **(ii) sixth grade students shall receive the space**
5 **allocation given to secondary students when the sixth grade students**
6 **are housed in a middle school, junior high school, or high school**
7 **that includes the sixth grade;**

8 (C) protect the structure of existing school facilities;

9 (D) correct building code deficiencies that require major repair
10 or rehabilitation in order for the facility to continue to be used for the
11 educational program;

12 (E) achieve an operating cost savings;

13 (F) modify or rehabilitate facilities for the purpose of improving
14 the instructional program;

15 (G) meet an educational need not specified in (A) - (F) of this
16 paragraph, identified by the department;

17 (2) prepare an estimate of the amount of money needed to finance each
18 project;

19 (3) provide to the governor, by November 1, and to the legislature
20 within the first 10 days of each regular legislative session, a revised and updated six-
21 year capital improvement project grant schedule, together with a proposed schedule of
22 appropriations.

23 * Sec. 2. AS 14.11.100(j) is amended to read:

24 (j) Except as provided in (l) of this section, the state may not allocate money
25 to a municipality for a school construction project under (a)(5), (6), (7), or (9) of this
26 section unless the municipality complies with the requirements of (1) - (4) of this
27 subsection, the project is approved by the commissioner before the local vote on the
28 bond issue for the project or, for bonds authorized after March 31, 1990, but on or
29 before April 30, 1993, the bonds are approved by the commissioner before
30 reimbursement by the state, and the local vote occurs before July 1, 1987, or after
31 June 30, 1988. In approving a project under this subsection, and to the extent required

1 under (a)(8) of this section, the commissioner shall require

2 (1) the municipality to include on the ballot for the bond issue, for
3 bonds authorized on or before March 31, 1990, or after April 30, 1993, the estimated
4 total cost of each project including estimated total interest, estimated annual operation
5 and maintenance costs, the estimated amounts that will be paid by the state and by the
6 municipality, and the approximate amount that would be due in annual taxes on
7 \$100,000 in assessed value to retire the debt;

8 (2) that the bonds may not be refunded unless the annual debt service
9 on the refunding issue is not greater than the annual debt service on the original issue;

10 (3) that the bonds must be repaid in approximately equal annual
11 principal payments or approximately equal debt service payments over a period of at
12 least 10 years;

13 (4) the municipality to demonstrate need for the project by establishing
14 that the school district has

15 (A) projected long-term student enrollment that indicates the
16 district has inadequate facilities to meet present or projected enrollment or has
17 unhoused students: for purposes of this subparagraph,

18 (i) students are considered unhoused if the students
19 attend school in temporary facilities; and

20 (ii) sixth grade students shall receive the space
21 allocation given to secondary students when the sixth grade students
22 are housed in a middle school, junior high school, or high school
23 that includes the sixth grade;

24 (B) facilities that require repair or replacement in order to meet
25 health and safety laws or regulations or building codes;

26 (C) demonstrated that the project will result in a reduction in
27 annual operating costs that economically justifies the cost of the project; or

28 (D) facilities that require modification or rehabilitation for the
29 purpose of improving the instructional program.

SENATE FINANCE COMMITTEE
1999 COMMITTEE ACTION

Bill Number	SB 95
Amendment	"I" CS
Motion	adopt
<u>Motion by</u>	Phillips
<u>Objection</u>	
<u>Objection by</u>	Adopt
<u>Removed</u>	
<u>Second Objection by</u>	
<u>Committee Member</u>	<u>Vote</u>
Senator Gary Wilken	Y
Senator Pete Kelly	Y
Senator Lyda Green	Y
Senator Randy Phillips	Y
Senator Dave Donley	Y
Senator Loren Leman	N
Senator Al Adams	N
Co-Chair Sean Parnell	Y
Co-Chair John Torgerson	Y
<u>Tally</u>	
Yea	0 7
Nay	0 1
Absent	0 1
<u>MOTION</u>	Adopt

FISCAL NOTE

STATE OF ALASKA
2000 LEGISLATIVE SESSION

BILL NO. CS SB 95(FIN)

Revision Date/Time: <u>3/2/00</u>	Dept. Affected	<u>Education</u>
Title	BRU	<u>School Finance</u>
<u>grants and to municipal construction debt reim.</u>	Component	<u>Educational Facilities Support</u>
Sponsor		
<u>Phillips</u>		
Requester	Component Serial No.	<u>1957</u>
<u>Senate HESS</u>		

Expenditures/Revenues (Thousands of Dollars)

Note: Amounts do not include inflation unless otherwise noted below.

OPERATING EXPENDITURES	FY 2001	FY 2002	FY 2003	FY 2004	FY 2005	FY 2006
Personal Services						
Travel						
Contractual						
Supplies						
Equipment						
Land & Structures						
Grants & Claims						
Miscellaneous						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0
CAPITAL EXPENDITURES	0.0	4,599.9	18,491.3	**	**	**
CHANGE IN REVENUES ()						

FUND SOURCE (Thousands of Dollars)

1002 Federal Receipts						
1003 GF Match						
1004 GF						
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of an / current year (FY00) cost: 0.0

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This update to the fiscal note for CS SB 95 estimates the cost to the state and is based on additional space eligibility for schools that currently incorporate 6th graders in a secondary educational program. FY2002 lists the estimated cost of known projects and FY2003 shows costs for increased eligibility in current middle school programs. The analysis does not consider the potential increase in costs associated with implementation should all districts move to a middle-school model.

Prepared by Eddy Jeans, School Finance Manager
 Division Education Support Services
 Approved by Commissioner: Richard S. Cross, Commissioner
 Agency Department of Education & Early Development

Phone 465-8679
 Date/Time 3/2/00 4:10 PM
 Date 3/2/00

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CS SB 95 - School Grade Levels - Cost Impact Summary

Funding Areas	Projected 6th Grade Class	CS SB 95 Additional Net SF per 6th grader	CS SB 95 Net SF Increase	State Share/SF Project Cost	CS SB 95 Estimated Cost Increase
FY2002					
Total Eagle River Area	601	43.75 SF	26,285 SF	\$175	\$4,599,875
FY2003					
Total Mat-Su Area	886	43.75 SF	38,749 SF	\$175	\$6,781,153
Total Juneau Area	450	43.75 SF	19,705 SF	\$178	\$3,503,530
Total Kenai Area	162	43.75 SF	7,105 SF	\$173	\$1,225,894
Total Fairbanks Area	263	43.75 SF	11,502 SF	\$184	\$2,113,438
Remaining Municipalities/Cities/Boroughs	428	43.75 SF	18,746 SF	\$211	\$3,964,204
REAs	70	43.75 SF	3,074 SF	\$334	\$903,094
FY2002 Total	601				\$4,599,875
FY2003 Total	2260				\$18,491,312
Estimated Cost to the State of Alaska for Increased Space Eligibility per CS SB 95					\$23,091,187

The estimated cost to the state for CS SB 95 is based on additional space eligibility for schools that currently incorporate 6th graders in a secondary educational program.

STATE OF ALASKA

Department of Education & Early Development

Education Support Services

TONY KNOWLES, GOVERNOR

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Eddy_Jeans@eed.state.ak.us

March 15, 2000

The Honorable Sean Parnell, Co-Chair
The Honorable John Torgerson, Co-Chair
Senate Finance Committee
State Capitol, Room 518 and 516
Juneau, AK 99801-1182

ideas
SB 95

Dear Senators Parnell and Torgerson:

The following information is in response to questions asked during the Senate Finance Committee hearing on March 3 relating to SB95.

Senator Wilken asked if the new language in AS 14.11.100(j) on page 3, lines 16 and 17 regarding unhoused students would change the Department of Education & Early Development's procedure for evaluating and prioritizing school construction projects. The short answer is "no." The new language is consistent with the department's current practice for evaluating school construction projects and mirrors the language under AS 14.11.013(a) for the grant program.

Please do not hesitate to contact me if you have further questions or concerns.

Sincerely,



Eddy Jeans
School Finance Manager

Cc: Members of the Senate Finance Committee

Richard S. Cross, Commissioner,
Education & Early Development

Annalee McConnell, Director
Office of Management & Budget



ASD Memorandum

To: Senator Rick Halford
Senator Randy Phillips.

Cc: Anchorage Caucus Co-Chairs:
Senator Dave Donley
Representative Andrew Halcro

From: *Larry Wiget*, Executive Director, Public Affairs

Subject: Proposed Changes/Additions to State Statute

Date: March 2, 1999

Attached please find per your request suggested changes to state statute to accommodate the following ASD Legislative priorities:

- (1) Definition of a Secondary Student
- (2) Flexibility in State Capital Improvement Grants and School Debt Reimbursement
- (3) Charter School Space Allocation

Please do not hesitate to contact me if you need further information.

Lawrence A. Wiget, Ed.D., Executive Director, Public Affairs
Anchorage School District
4600 Debarr Rd.
Anchorage, Alaska 99519
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Anchorage School District Legislative Priority

Definition of a Secondary Student

The Anchorage School Board supports changing education regulations or state statute to expand the definition of junior high to include the words "middle school" and include the option of sixth grade in the configuration of the junior high/middle school. It is also requested that the square footage allowable for 6th graders housed in a middle school be calculated at the secondary allowance of 150 square feet per student, rather than the elementary calculation of 106 square feet per student.

ASD Intent/Suggested Language

The following suggested revisions to statute are provided to assist in the development of a bill to meet the intent of the ASD legislative priority regarding the definition of a secondary student.

"An Act relating to the combination of grades that constitute junior high, middle, or high school."

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

* Section 1. AS 14.03.060(b) is amended to read:

(b) A secondary school consists of grades six [SEVEN] through 12 or any appropriate combination of grades within this range. The establishment of one or two grades beyond the 12th grade is optional with the governing body of the school district.

* Sec. 2. AS 14.03.060(c) is amended to read:

(c) Grades six [SEVEN] through 9 [EIGHT AND NINE] or any appropriate combination of grades within this range may be organized as a junior high school, a middle school. Middle schools are a

separate funding component from elementary and secondary schools for purposes of calculating square footage.

Add a new (d) to read:

(d) Grades 9 through 12, or any appropriate combination of grades within this range may be organized as a high school.

Currently, under 4 AAC 31.020, School Construction Guidelines, no mention is made of "Allowable Square Feet Per Elementary Student."

Rationale: Many junior high schools statewide have been converted to middle schools for instructional purposes. All Anchorage junior highs have been converted to middle schools.

The way that the law and current regulations are written, however, the middle school model is not addressed. Many sixth grade students across the state are in middle school programs. Sixth grade is not given approval to be included in the junior high/middle school mix. The grade configuration of middle schools varies but may include 6, 7, 8 or 9th grades in various combinations. Several districts, including Anchorage, already have configurations ranging from 6th grade to ninth grade and are therefore out of compliance with Department of Education regulations.

Inclusion of sixth grade in the middle school configuration also has an impact on facilities planning. All students in the middle school program require the same programs and space allocation. The current elementary square foot allowance for sixth graders hinders a district's ability to properly plan and design a middle school facility to meet the educational needs of the students it serves.



ALASKA STATE LEGISLATURE

SENATOR RANDY PHILLIPS
SENATE DISTRICT L

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Sponsor Statement

SB 95

Senate Bill 95 amends the current definition of secondary school student to include the grade 6 to 8 middle school concept. Currently only junior high school students in grades 7 to 9 are considered secondary students.

Many junior high schools statewide have been converted to middle schools for instructional purposes. All Anchorage junior high schools have been converted to middle schools. This change seeks to expand Department of Education regulations in a manner that conforms with the middle school concept chosen by many local school boards.

Inclusion of sixth grade in the middle school configuration also has an impact on facilities planning. All students in the middle school program require the same facilities and space allocation. Changing this definition allows 6th grade students enrolled in a middle school program to be counted at the secondary school allowance of 150 square feet per student rather than the 106 square feet per student allowance.

The current elementary square foot allowance for sixth grade students hinders a local school board's ability to properly plan and design a middle school facility to meet the educational needs of the students it serves.

March 29, 1999

MEMO TO FILE

TO: Finance Committee

BILL/RES. NO.: **SENATE BILL NO. 95**

ATTENTION: Nancy, Heidi, Vicki
Senate Secretary's Office

This bill/resolution has not yet received a **do pass** recommendation.

Please leave this note in the file.

Thank you.



Teleconference Participants

TCN: 10472

Participant Lists

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Participants

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1 Name: Ms. Nancy Davis Phone: 694 3556
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 City /St /Zip: Eagle River AK 99577 Type: Testifier
 Bill: SB 95: SCHOOL GRADE LEVELS

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1 Name: Mr. Dan Beck Phone:
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 Bill: SB 105: PUBLIC SCHOOL FUNDING

2 Name: Mr. Art Griswold Phone:
 Address: Affiliation:
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 Bill: SB 105: PUBLIC SCHOOL FUNDING

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6 Name: Ms. Debbie Cook Phone: 457-1725
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 Bill: SB 105: PUBLIC SCHOOL FUNDING

7 Name: Ms. Mika Mach Phone: 479-0239
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 Bill: SB 105: PUBLIC SCHOOL FUNDING

GLENNALLEN (GLN)

HOMER (HOM)

Homer
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 Bill: SB 105: PUBLIC SCHOOL FUNDING

2 Name: Mr. Rick Hamess Phone: 235-0603
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2 Name: Ms. Catherine DeLacee Phone: 262-1538
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 Bill: ~~SB 198~~ INCREASE BASE ALLOCATION FOR EDUCATION

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 Bill: SB 105: PUBLIC SCHOOL FUNDING

Debbie Ossiander (OF1) SB 95 Eagle River
PETERSBURG (PSG)

1 Name: Mrs. Elizabeth Bacom Phone: 772-3090
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 Bill: SB 105: PUBLIC SCHOOL FUNDING

2 Name: Mrs. Elizabeth Bacom Phone: 772-3090
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 Bill: SB 198: INCREASE BASE ALLOCATION FOR EDUCATION

SEWARD (SEW)

1 Name: Mr. Malcolm Fleming Phone:
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 Bill: ~~SB 105~~ INCREASE BASE ALLOCATION FOR EDUCATION

SENATE FINANCE COMMITTEE

SIGN-IN

SB 95-SCHOOL GRANT/DEBT REIMBURSEMENT

NAME: Richard Morrison Subject/Bill No: _____
Co./Dept./Title: Dept of Education
Facilities Manager Phone: 465-1858
Address: _____ Zip: _____

Do you wish to testify? Yes No Respond To Questions

NAME: _____ Subject/Bill No: _____
Co./Dept./Title: _____ Phone: _____
Address: _____ Zip: _____

Do you wish to testify? Yes No Respond To Questions

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Co./Dept./Title: _____ Phone: _____
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Do you wish to testify? Yes No Respond To Questions

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SB 95
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