

SB

117

AMENDMENT

BY _____

**TO: Work Draft 688AH
by Ford 5/4/99**

CS SB 117 ()

Page 1, line 13:

Delete: "an active seismic area"

Insert: "areas 2b, 3 and 4 as delineated on the most recent version of the Ground Motion Map for Alaska of 0.2 seconds, Spectral Acceleration, based on USGS Geologic Investigation Series Map 1-2679."

1-LS0688VH
Ford/
5/4/99

CS FOR SENATE BILL NO. 117()
IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-FIRST LEGISLATURE - FIRST SESSION

BY

Offered:
Referred:

Sponsor(s): SENATOR TAYLOR

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to property insurance required for regional educational
2 attendance areas."

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

4 * Section 1. AS 14.03.150(a) is amended to read:

5 (a) Each school district shall purchase and maintain or provide proof of
6 adequate property insurance for the replacement cost of all school facilities and
7 equipment. A school district that is a regional educational attendance area is not
8 required to purchase and maintain or provide proof of coverage for losses due to
9 (1) floods, except that the regional educational attendance area shall purchase and
10 maintain or provide coverage for the school facilities that are located on a flood
11 plain or flood prone area; or (2) earthquakes, except that the regional educational
12 attendance area shall purchase and maintain or provide coverage for school
13 facilities determined by the commissioner to be in an active seismic area.
14 Insurance purchased to comply with this section may contain a deductible amount, if

1 approved by the department. A school district may comply with this section by
2 initiating and maintaining a program of self-insurance, if the department annually
3 determines that the school district has submitted adequate evidence of the district's
4 ability to self-insure for the replacement cost of all school facilities and equipment.
5 A copy of the insurance policy or other information indicating compliance with this
6 section shall be provided to the department. In this subsection, "flood plain or flood
7 prone area" means a land area susceptible to being inundated by water from any
8 source.

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8 source.

1401 Kellum Street
Fairbanks, AK 99701

(907) 456-2866
(907) 451-8125 (fax)

MAY 17 REC'D



Fax

To: Sharon Clark **From:** David N. Leone

Fax: (907) 465-3883 **Pages:** 5 (including cover)

Phone: (907) 465-4976 **Date:** 05/17/99

Re: Arctic Alliance Member Agencies **CC:**

- Urgent For Review Please Comment Please Reply Please Recycle

• **Comments:**

Sharon, I'm sending the list of Arctic Alliance member agencies. Taber Rehbaum asked me to send you a list of agencies whose clients would be affected by HB161. Most of these agencies have clients that utilize some form of public assistance, child care assistance or other funding.

Please call me if you have questions. Thanks for your help!

Arctic Alliance for People

Mailing/Networking List

Revised 4/99

<u>Agency Name/Address</u>	<u>Contact</u>	<u>Phone</u>	<u>Fax</u>	<u>Email</u>
AARP Women's Issues P.O. Box 80588 Fairbanks, AK 99708	Irene Payton	479-2864	479-2864	peyton@polarnet.com
ACCA 1020 Barnette St. Fairbanks, AK 99701	Bob Blake	456-4003	456-6124	acca@mosquitonet.com
Access Alaska 3550 Airport Way, Ste. 3 Fairbanks, AK 99709	David Jacobsen	479-7940	474-4052	
ALPA 122 First Avenue Ste. 201 Fairbanks, AK 99701	Valerie Gifford	452-6434	451-6598	valgifford@yahoo.com alpa@polarnet.com
Alaska Legal Services 1648 S. Cushman, Ste. 300 Fairbanks, AK 99701	Andy Harrington	452-5181 w 479-3990 h	456-6359	
Alaska Work Program 675 7th Avenue, Ste. A Fairbanks, AK 99701	Suli Nee	451-2860	451-2808	
Alzheimer's Disease Association P.O. Box 72791 Fairbanks, AK 99707	John Hanchett	452-2277	457-3376	
American Cancer Society 4137 Rosebud Lane Fairbanks, AK 99709	Veva Becker	479-6968	N/A	
Big Brothers/Big Sisters P.O. Box 73924 Fairbanks, AK 99707	Tuber Rehbaum	452-8110	452-8112	bbbsgfa@mosquitonet.com
Boys & Girls Club P.O. Box 74143 Fairbanks, AK 99707	Jennifer Nehlsen	457-5223	457-5224	jnehlsen@yahoo.com
Breast Cancer Detection Center P.O. Box 61405 Fairbanks, AK 99706	Bob Coghill	479-3909	479-2215	bcdc@polarnet.com
Campfire Boys & Girls 600 3rd Street, Ste. 205 Fairbanks, AK 99701	Suellen Nelles	456-4334	456-5476	

<u>Agency Name/Address</u>	<u>Contact</u>	<u>Phone</u>	<u>Fax</u>	<u>Email</u>
Deaf Community Services 475 Hall St. Fairbanks, AK 99701	Cecelia Davis Dan Labrosse	456-5913	456-2604	
Disability Law Center of AK 250 Cushman St., Ste. 3H Fairbanks, AK 99701	Jim Smith	456-1070	456-1080	
Division of Family & Youth Services 751 Old Richardson Hwy., Ste. 300 Fairbanks, AK 99701	Rayna Hamm	451-2650	451-2058	
Division of Public Assistance 675 7th Avenue, Station G Fairbanks, AK 99701	Ted Stonsel	451-2801	451-2923	ted-stonsel@labor.state.ak.us
Fairbanks Alliance for Mentally Ill 946 Cowles Street, Ste. 102 Fairbanks, AK 99701	Colleen Bchen	456-4704	456-3593	
Fairbanks Arts Association P.O. Box 72786 Fairbanks, AK 99707	June Rogers	456-6485	456-4112	
Fairbanks Community Food Bank 725 26th Ave. Fairbanks, AK 99701	Samantha Castle	452-7761	456-2377	foodbank@polarnet.fasb.ak.us
Fairbanks Community Mental Health Ctr. 122 1st Ave., Ste. 400 Fairbanks, AK 99701	Doug Pomeroy Ken Roberts	452-1575 452-1342	452-2173	
Fairbanks Counseling & Adoption 912 Barnette St. Fairbanks, AK 99701	Margaret Browne	456-4729	456-4623	fca@ptialaska.net
Fairbanks Crisis Line P.O. Box 70908 Fairbanks, AK 99707	Cindy Gillitzer	451-8600	451-7508	
Fairbanks Memorial Hospital/Denali Ctr. 1650 Cowles St. Fairbanks, AK 99701	Rick Solie	458-5300	458-5324	rsolie@lhsnet.com
Fairbanks Native Association 201 1st Ave. Fairbanks, AK 99701	Valerie Naquin Annemarie Ingalls Angela Larson	452-1648	456-4148	fnappd@alaska.net
Fairbanks Neighborhood Housing P.O. Box 71168 Fairbanks, AK 99707	Rose Cade	451-7230	451-7236	fnhs@polarnet.com
Fairbanks Pioneers Home 2221 Eagan Avenue Fairbanks, AK 99701	Ellen Montano	456-4372	452-1070	

<u>Agency Name/Address</u>	<u>Contact</u>	<u>Phone</u>	<u>Fax</u>	<u>Email</u>
Fairbanks Regional Public Health Ctr. 1025 W. Barnette St. Fairbanks, AK 99701	Jean Becker	452-1776	451-1666	Jean_Becker@health.state.ak.us
Fairbanks Resource Agency 805 Airport Way Fairbanks, AK 99701	Emily Ennis	456-8901	452-5171	
Family Centered Services of AK 620 5th Ave., 2nd Fl. Fairbanks, AK 99701	Pete Braveman Jennifer Cardin	474-0890	451-8945	
Family Training Associates P.O. Box 81016 Fairbanks, AK 99708	Carol Brice	479-7461	479-8574	
FNSB Health & Social Services P.O. Box 71267 Fairbanks, AK 99707	Cheryl Keepers	459-1474	459-1280	ckeepers@co.fairbanks.ak.us
FNSB Health & Social Services 107 Bentley Dr. Fairbanks, AK 99701	Gene Redden	455-4007	455-4381	
Foundation for Parents & Children 1949 Gillam Way, Ste. C Fairbanks, AK 99701	Bob Ingalls	451-6993	451-6540	fpc@polaruct.com
FNA Community Service 330 Wendall St., Ste. 1 Fairbanks, AK 99701	Neal Charlie	452-5225	452-6355	
Hospice of the Tanana Valley P.O. Box 82770 Fairbanks, AK 99708	Tina Koscis	474-0311	452-7643	
ICAPPP Interior Coalition on Adolescent Pregnancy, Parenting & Prevention 912 Barnette St. Fairbanks, AK 99701	Ginny Fuerst-Kinnebrew	456-4729	456-4623	fca@ptialaska.net
Interior AIDS Association P.O. Box 71248 Fairbanks, AK 99707	Bonnie McCorquodale	452-4222	452-8176	
Interior Neighborhood Health Corp. 1949 Gillam Way, Ste. D Fairbanks, AK 99701	Cheryl Kilgore	455-4567	455-7675	
Literacy Council 823 Third Ave. Fairbanks, AK 99701	Mike Donaldson	456-6212	456-4302	
Love, Inc. 546 8th Ave. Fairbanks, AK 99701		452-3876	452-3876	

<u>Agency Name/Address</u>	<u>Contact</u>	<u>Phone</u>	<u>Fax</u>	<u>Email</u>
National Senior Service Corps. 1424 Moore St. Fairbanks, AK 99701	Jeanne Thomas	452-6417	452-6243	
North Star Council on Aging 1424 Moore St. Fairbanks, AK 99701	George Roderick	452-1735	451-9974	georod@mosquitonet.com
North Star Counseling Center 1650 Bragaw Anchorage, AK 99508	Barbara Kootuk	451-4351	277-3031	
PFlag-Fairbanks P.O. Box 72376 Fairbanks, AK 99701	Mary Bishop Nancy Kailing	457-3524		
Presbyterian Hospitality House 626 2nd St, Graehl #204 Fairbanks, AK 99701	Mike Daku	456-6445	456-6402	phh@polarnet.com
Resource Center for Parents & Children 1401 Kellum St. Fairbanks, AK 99701	David Leone Pam Karalunas	456-2866	451-8125	rcpc@ptialaska.net
Specialized Children's Services Farenkamp Center 1423 Peger Rd. Fairbanks, AK 99709	Ken Roberts	452-1342	456-2521	
Tanana Chiefs Council 122 First Ave. Fairbanks, AK 99701	Margaret Wilson	452-8251 ext.3157	459-3835	mwilson@tananachiefs.org
The Breadline Inc. P.O. Box 73715 Fairbanks, AK 99707	Anne Wenrick	452-5681	452-5680	
The Salvation Army P.O. Box 70405 Fairbanks, AK 99707	Maj. Richard Greene	452-3103	452-2397	
United Way of the Tanana Valley P.O. Box 74396 Fairbanks, AK 99707	Theresa Strle	452-7211	452-7270	
Women & Children's Residential P.O. Box 82872 Fairbanks, AK 99708	Victoria Foote	451-8164	451-0273	vfoote@ptialaska.net
University of Alaska Fairbanks Social Work Department Fairbanks, AK 99775	Sara McConnell	474-6513	474-6085	fssm@uaf.edu
Women in Crisis (WIC-CA) 717 9th Ave. Fairbanks, AK 99701	Sandy Samaniego Joan Adams	452-2293	452-2613	women@polarnet.com



OLDER PERSONS ACTION GROUP, Inc.

325 E. 3rd. Ave., #300
Anchorage, AK 99501-2606
(907) 276-1059 (Toll free 800-478-1059)
FAX (907) 278-8724

MAY 17 REC'D

May 17, 1999

State Capitol
Juneau, AK

Attention Senators:

Subject: HB 161-Benefit Reduction Bill

Please vote "NO" on this bill.

Under-funding, eliminating funding, or whatever the maneuver is taken to eliminate in total or in part any of the programs that care for the most vulnerable in our society, is irresponsible and detrimental to the total fabric of our society.

Every member of this organization will be glad to do our share to support programs that assist people less fortunate than we are. We will expect no less from those who represent the people of Alaska.

Why do you, as legislators, find it necessary to attack benefits from those who are not a formidable foe?

ASSIST US, DO NOT BURY US...YET!

Yours truly,
Older Persons Action Group, Inc.

William R. Lester
William R. Lester, President

Post-it® Fax Note		7671	Date	# of pages
To	<i>Senator Miller</i>		From	
Co./Dept.			Co.	
Phone #			Phone #	
Fax #	<i>465-3883</i>		Fax #	

Alaska State Legislature

Chairman,
Judiciary Committee
Administrative Regulations
Revenue Committee

Vice Chairman,
Resources Committee



State Capitol
Juneau, Alaska 99801-1182
(907) 465-3875
Fax: (907) 465-3922

50 Front Street
Suite 205
Ketchikan, Alaska 99901
(907) 225-8088
Fax: (907) 225-0713

Senator Robin L. Taylor

SPONSOR STATEMENT

SB 117

“An Act relating to property insurance required for school districts.”

I have introduced SB 117 as a result of discovering an inefficiency in administrative regulations by the Department of Education. The legislature authorized the Department of Education to adopt regulations regarding property insurance for school facilities and equipment that were built or purchased with state funds. When the Department adopted the regulations which now require all REAA schools to carry flood insurance regardless of where they are located, they used a misguided approach.

During the Regulatory Review process, it was discovered that the Yakutat school was paying as much as \$47,000 a year for flood and earthquake insurance, when in fact, this very school is the location where the town is to be evacuated to in the event of an emergency. The ironic part about this situation is that when the emergency alarm sounds indicating a tsunami warning, the towns people are to go directly to the Yakutat school because it sits at the highest point in the community.

In times of budget shortfall and reductions, we need to reduce the burden of unnecessary regulatory restraints and help schools operate more efficiently. The legislature has directed school districts to be more efficient; it is important to assist them with the tools for such a common sense approach.

District A:

Hyder • Ketchikan • Kupreanof • Meyers Chuck • Petersburg • Saxman • Sitka • Wrangell

4 AAC 31.200. LOSS PROTECTION REQUIRED. (a) By July 1, 1997, a district shall comply with AS 14.03.150 by maintaining all risk property insurance coverage for the replacement cost of all school facilities and equipment. A district shall carry flood coverage for school facilities and equipment in a flood plain or flood-prone area. The coverage shall include necessary code upgrade costs and additional extra expenses incurred by a district carrying on routine operations during a period of repair or replacement of the school facility and equipment.

(b) A district shall carry insurance that provides for the full replacement cost of all school facilities damaged or destroyed, and may be written on a loss limit basis, limited to the maximum probable loss per occurrence of any school facility clusters. Equipment shall be insured for its full replacement cost, but a school district may insure equipment for its depreciated value or actual cash value if the equipment is more than 10 years old. Any loss not within the mandatory insurance requirements of this section shall be borne by the district.

(c) In addition to the requirements of (a) and (b) of this section, an insurance policy purchased by a regional educational attendance area for any school facility or equipment owned by the state shall include

- (1) the state as an additional insured;
- (2) earthquake coverage; and
- (3) flood coverage, regardless of whether the school facilities or equipment are in a flood plain or flood-prone area.

(d) In this section,

- (1) "code upgrade" means upgrades required by applicable building and fire codes or other law for the occupancy of the school facility;
- (2) "flood plain" or "flood-prone area" has the meaning given in 44 C.F.R. 59.1 (Oct. 1, 1996). (Eff. 8/31/90, Register 115; am 6/11/97, Register 142)

Authority: AS 14.03.150

AS 14.07.060

4 AAC 31.205. SELF-INSURANCE PROGRAMS. An authorized self-insurance program is one that the department annually determines adequately protects the public's investment in a school district's facilities. In rendering its determination, the department will consider annually at least the following factors for each school district applying for approval of a self-insurance program:

- (1) cash reserves and dedicated funding;
 - (2) loss history;
 - (3) individual loss retention;
 - (4) excess property coverage;
 - (5) age and condition of facilities;
 - (6) the current undepreciated replacement cost of the facilities;
- and

appropriated by the legislature. The commissioner shall annually determine the amount requested for grants under this section and shall include the amount in the department's budget request.

(b) A governing body, district advisory board, or nonprofit organization located in the state, or a teacher or principal employed by a public school in the state, may apply for a grant of up to \$50,000 to improve school performance by submitting an application to the commissioner.

(c) A grant may be awarded to the same grantee in consecutive fiscal years, but may not be awarded to the same grantee for more than two fiscal years within a five-year period.

(d) Grant funds awarded under this section may only be expended to improve the performance of a public school.

(e) In this section, "district" has the meaning given in AS 14.17.990. (§ 2 ch 173 SLA 1990; am § 8 ch 83 SLA 1998)

Effect of amendments. — The 1998 amendment, effective July 1, 1998, made a section reference substitution in subsection (e).

Sec. 14.03.130. Display of flag. United States and Alaska flags shall be displayed upon or near each principal school building during school hours and at other times the governing body considers proper. (§ 1 ch 98 SLA 1966)

Sec. 14.03.140. Emergency drills. The principal or other persons in charge of each public or private school or educational institution shall instruct and train pupils by means of drills so that in an emergency they may be able to leave the school building in the shortest possible time without confusion or panic. Drills shall be held at least once each month during the school term, weather permitting. (§ 1 ch 98 SLA 1966)

Sec. 14.03.150. Property insurance required. (a) Each school district shall purchase and maintain or provide proof of adequate property insurance for the replacement cost of all school facilities and equipment. Insurance purchased to comply with this section may contain a deductible amount, if approved by the department. A school district may comply with this section by initiating and maintaining a program of self-insurance, if the department annually determines that the school district has submitted adequate evidence of the district's ability to self-insure for the replacement cost of all school facilities and equipment. A copy of the insurance policy or other information indicating compliance with this section shall be provided to the department.

(b) If the department determines that a school district is not insured as required under (a) of this section, the department shall notify the school district of the determination. Unless the school district obtains adequate insurance within 30 days after the school district receives notice under this subsection, the department shall purchase the insurance required by (a) of this section for that school district.

(c) The department may not award a school construction or major maintenance grant under AS 14.11 to a municipality that is a school district or a regional educational attendance area that is not in compliance with (a) of this section. The department shall reduce the amount of state aid under AS 14.17.400 for which a school district may qualify by the amount, if any, paid by the department under (b) of this section. (§ 1 ch 5 SLA 1990; am § 1 ch 78 SLA 1993; am § 9 ch 83 SLA 1998)

Effect of amendments. — The 1993 amendment, effective June 26, 1993, inserted "or major maintenance" in the first sentence in subsection (c).

The 1998 amendment, effective July 1, 1998, in

subsection (c) deleted "foundation" preceding "aid" and made a section reference substitution in the second sentence.

Editor's notes. — Section 23(a), ch. 78, SLA 1993