

HB

192

HFIN

FILE

FISCAL NOTE

STATE OF ALASKA
2007 LEGISLATIVE SESSION

Fiscal Note Number: 1
Bill Version: CSHB 192(HES)
(H) Publish Date: 4/25/07

Revision Date/Time (Note if correction): _____ Dept. Affected: Education & Early Development
Title: An act relating to notification to teachers of RDU: Education Support Services
layoff or nonretention. Component: Executive Administration
Sponsor: Representative Doogan, Crawford
Requester: Health, Education and Social Services, Finance Component No.: 2736

Expenditures/Revenues (Thousands of Dollars)

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

OPERATING EXPENDITURES	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
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)

FUND SOURCE	FY 2008	FY 2009	FY 2010	FY 2011	FY 2012	FY 2013
1002 Federal Receipts						
1003 GF Match						
1004 GF	0.0	0.0	0.0	0.0	0.0	0.0
1005 GF/Program Receipts						
1037 GF/Mental Health						
Other (Specify Type--Do not abbreviate)						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

Estimate of any current year (FY2007) cost: 0.0

Mark this box (X) if funding for this bill is included in the Governor's FY 2007 budget proposal:

POSITIONS

Full-time						
Part-time						
Temporary						

ANALYSIS: (Attach a separate page if necessary)

This legislation requires school districts to give all teachers that are tenured or non-tenured notification of non-retention by the last day of the school term by registered mail.

AS 14.20.140(a) Which states a teacher who is to be laid off, will be notified via regular mail by March 16th, is repealed.

Prepared by: Eddy Jeans, Director
Division: School Finance
Approved by: Barbara Thompson, Deputy Commissioner
Agency: Education & Early Development

Phone: 465-8679
Date/Time: 4/20/07 1:30 PM
Date: 4/20/2007



Alaska State Legislature

Mike Doogan
Representative
District 25, Anchorage

SPONSOR STATEMENT

HB 192

An Act relating to notification to teachers of layoff or nonretention.

Alaska Statute currently requires school districts to inform tenured teachers they will be laid off or not retained for the following school year by March 16, while teachers who have not acquired tenure must be notified by the final day of the school term.

HB 192 changes the notification date for lay off or nonretention of tenured teachers from March 16 to the final day of the school term, the same notification deadline mandated for non-tenured teachers. The reason for this change is school districts do not know what their budget for the following school year will be by the middle of March.

While school districts can project or make reasonable guesses, they do not know with certainty what the state's contribution to education is going to be until the end of the legislative session. In the face of inadequate information, it is unreasonable to require school districts to send pink slips to tenured teachers in the middle of March simply because they are uncertain if they will have adequate funds to retain the teachers by the time the legislature has passed an education funding budget.

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Alaska State Legislature

Mike Doogan
Representative
District 25, Anchorage

SECTIONAL ANALYSIS

CS for HB 192(HES)

An Act relating to notification to teachers of layoff or nonretention.

- Section 1:** Amends AS 14.20.140(a) to stipulate if no bill containing public school funding passes the legislature by March 1, all teachers (non-tenured and tenured) are to be notified by an employer of layoff or nonretention on or before the last day of the school term or by registered mail postmarked on or before the last day of the school term.
- Section 2:** Amends AS 14.20.140(b) to stipulate if a bill containing public school funding passes the legislature by March 1, then
- (1) tenured teachers must be notified by an employer of layoff or nonretention on or before March 16, or by registered mail postmarked before March 16, and
 - (2) non-tenured teachers must be notified by an employer of layoff or nonretention on or before the last day of the school term or by registered mail postmarked on or before the last day of the school term.
- Section 3:** Amends AS 14.20.180(b), to conform with the provisions of AS 14.20.140 (a) and (b), whichever is applicable.



Alaska State Legislature

Mike Doogan

Representative
District 25, Anchorage

MEMORANDUM

To: Representative Kevin Meyer, Co-Chairman
House Finance Committee

From: Representative Mike Doogan

Date: April 30, 2007

Re: Changes between HB 192 and CS for HB 192(HES)

The following changes have occurred between the original version of HB 192 and HB 192(HES).

- HB 192 originally set the notification date for nonretention or layoff of tenured and non-tenured teachers as the last day of the school term. CS for HB 192(HES) would make an early (March 16) notification date for tenured teachers contingent on passage of a public education funding bill by March 1. If no public education funding bill passes the legislature by March 1, then tenured teachers are notified of nonretention or layoff by the final day of the school term.
- The notification date for non-tenured teachers (the final day of the school term) remains unchanged.

Sec. ~~14.20.140~~ Notification of lay off or nonretention.

(a) If a teacher who has acquired tenure rights is to be laid off under AS 14.20.177 or is not to be retained for the following school year, the employer shall notify the teacher of the layoff or nonretention by writing, delivered before March 16, or by registered mail postmarked before March 16.

(b) If a teacher who has not acquired tenure rights is to be laid off under AS 14.20.177 or is not to be retained for the following school year the employer shall notify the teacher of the layoff or nonretention by writing delivered on or before the last day of the school term or by registered mail postmarked on or before the last day of the school term.

(c) Notwithstanding a teacher's right to continued employment under AS 39.20.500 - 39.20.550, a school district may notify a teacher of layoff or nonretention under this section for the following school year for a permissible reason.