

HB

87

<TARGET><BILL>HB 87</BILL><SUBJECT>HB
87</SUBJECT><COMM>SEDC28</COMM></TARGET>

Received in the House: _____
(Date/Time)

Received in the Senate: _____
(Date/Time)

CONFERENCE COMMITTEE REPORT

Date: 4/12/13
(Reported from Committee)

MR. SPEAKER: MR. PRESIDENT:

THE CONFERENCE COMMITTEE [] *without limited powers* OR [] *with limited powers* of free conference
CONSIDERING:

•House Version

CS FOR HOUSE BILL NO. 87(FIN)

"An Act relating to the governing board and duties of the special education service agency; relating to allocations to the special education service agency; extending the special education service agency; and providing for an effective date."

HB 87 SPECIAL EDUCATION SERVICE AGENCY

and

•Senate Version

SENATE CS FOR CS FOR HOUSE BILL NO. 87(EDC)

"An Act relating to allocations to the special education service agency and extending the special education service agency; and providing for an effective date."

HB 87 SPECIAL EDUCATION SERVICE AGENCY

Recommends (*one of the following*):

[CCS House Bill 87 be adopted. Same Title as: [] House Version [] Senate Version *or*
[] New Title (tech) *or* [] New Title/HCR No. _____

[] House Version *or* [] Senate Version be adopted.

Attaches: [] _____ Letter of Intent [] Other _____

FN #	List by Dept(s)	New Fiscal Note	Previous Fiscal Note	Fiscal Impact	Indet.	Zero
3	EEO	✓		✓		

House Conferees



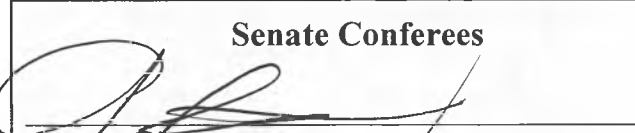
Representative Higgins, Chair

Representative Gattis

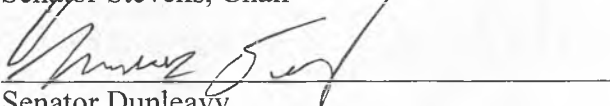


Representative Drummond

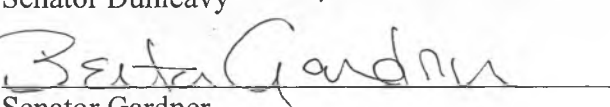
Senate Conferees



Senator Stevens, Chair



Senator Dunleavy



Senator Gardner

Return Conference Bill and Attachments to the Chief Clerk's Office.

28-LS0392\R
Mischel
4/11/13

CONFERENCE CS FOR HOUSE BILL NO. 87

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-EIGHTH LEGISLATURE - FIRST SESSION

BY THE CONFERENCE COMMITTEE

Offered:

Sponsor(s): REPRESENTATIVES HIGGINS, Peggy Wilson, Nageak, Kawasaki, Feige, Tarr, Johnson, Herron, Drummond, Tuck

GOVERNANCE
MAINTAINED

A BILL

FOR AN ACT ENTITLED

1 "An Act relating to allocations to the special education service agency and extending the
2 special education service agency; and providing for an effective date."

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

4 * Section 1. AS 14.30.650 is amended to read:

5 **Sec. 14.30.650. Funding.** Each fiscal year the department shall allocate to the
6 agency not less than \$18.65 [\$15.75] times the number of students in the state in
7 average daily membership in the preceding fiscal year as determined under
8 AS 14.17.600. Money to carry out the provisions of this section may be appropriated
9 annually by the legislature. If amounts are insufficient to meet the allocation
10 authorized under this section for a fiscal year, the allocation shall be reduced pro rata.
11 [THE AMOUNT ALLOCATED TO THE AGENCY SHALL BE REDUCED EACH
12 FISCAL YEAR BY THE AMOUNT CONTRIBUTED BY THE DEPARTMENT TO
13 THE TEACHERS' RETIREMENT SYSTEM (AS 14.25) OR THE PUBLIC
14 EMPLOYEES' RETIREMENT SYSTEM (AS 39.35) ON BEHALF OF

1 EMPLOYEES OF THE AGENCY.]

2 * **Sec. 2.** AS 44.66.010(6) is amended to read:

3 (6) special education service agency (AS 14.30.600) - June 30, 2021

4 [JUNE 30, 2013];

5 * **Sec. 3.** The uncodified law of the State of Alaska is amended by adding a new section to
6 read:

7 RETROACTIVITY. Section 2 of this Act is retroactive to June 30, 2013.

8 * **Sec. 4.** This Act takes effect immediately under AS 01.10.070(c).

Fiscal Note

VERSION R

State of Alaska
2013 Legislative Session

Bill Version: HB 87
Fiscal Note Number: _____
() Publish Date: _____

Identifier: CASHB087-EED-K12-4-11-13
Title: SPECIAL EDUCATION SERVICE AGENCY
Sponsor: HIGGINS
Requester: Conference Committee for HB087

Department: Department of Education and Early Development
Appropriation: K-12 Support
Allocation: Special Schools
OMB Component Number: 2735

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2014	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2014 Request	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
OPERATING EXPENDITURES	FY 2014	FY 2014					
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits	374.8	2,035.5	2,410.3	2,410.3	2,410.3	2,410.3	2,410.3
Miscellaneous							
Total Operating	374.8	2,035.5	2,410.3	2,410.3	2,410.3	2,410.3	2,410.3

Fund Source (Operating Only)

1004 Gen Fund	374.8	2,035.5	2,410.3	2,410.3	2,410.3	2,410.3	2,410.3
Total	374.8	2,035.5	2,410.3	2,410.3	2,410.3	2,410.3	2,410.3

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2013) cost: 373.8

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

The SESA sunset is extended to June 30, 2021.

Prepared By: Elizabeth Nudelman, Director
Division: School Finance and Facilities
Approved By: Mike Hanley
Commissioner

Phone: (907)465-8679
Date: 04/11/2013 03:33 PM
Date: 04/12/13

Analysis

This legislation amends AS 14.30.650, the funding for the Special Education Service Agency (SESA), by increasing the funding from \$15.75 times the average daily membership (ADM) to \$18.65 times the ADM.

In addition, this legislation is removing language in AS 14.30.650 which addresses the department to reduce payments to SESA by the amount the department contributes to the Alaska public employee and teacher retirement (PERS/TRS) system on-behalf of SESA.

This legislation extends the sunset date for SESA from June 30, 2013 to June 30, 2021. Additionally, the uncodified law is amended stating this Act is retroactive to June 30, 2013.

Since the legislation would take effect immediately under AS 01.10.070(c), the formula for SESA would increase for FY2013 and a supplemental would be required. The current FY2013 SESA Entitlement is \$2,029,952 (FY2012 actual ADM of 128,885.84 x \$15.75). Under the CSHB87, the total entitlement would be \$2,403,721 (FY2012 actual ADM of 128,885.84 x \$18.65); an increase of \$373,769.

SESA is governed by the Governor’s Council on Disabilities and Special Education. it provides outreach services to school districts that serve low incidence severely disabled students. [AS 14.30.600 - 660]

FY2014 Calculation:

FY2013 Preliminary ADM	129,240.60
FY2014 Projected SESA Entitlement (appropriation in budget at \$15.75)	\$2,035,539
FY2014 Projected SESA Entitlement (CSSB17 at \$18.65)	<u>\$2,410,337</u>
Additional funding necessary for FY2014 based on CSHB87	\$ 374,798

Received in the House: 4/12/13 12:33pm
(Date/Time)

Received in the Senate: 4/12/13 12:35pm
(Date/Time)

CONFERENCE COMMITTEE REPORT

Date: 4/12/13
(Reported from Committee)

MR. SPEAKER: MR. PRESIDENT:

THE CONFERENCE COMMITTEE [] *without limited powers* OR [] *with limited powers* of free conference
CONSIDERING:

•House Version

CS FOR HOUSE BILL NO. 87(FIN)

"An Act relating to the governing board and duties of the special education service agency; relating to allocations to the special education service agency; extending the special education service agency; and providing for an effective date."

HB 87 SPECIAL EDUCATION SERVICE AGENCY

and

•Senate Version

SENATE CS FOR CS FOR HOUSE BILL NO. 87(EDC)

"An Act relating to allocations to the special education service agency and extending the special education service agency; and providing for an effective date."

HB 87 SPECIAL EDUCATION SERVICE AGENCY

Recommends (*one of the following*):

[] CCS House Bill 87 be adopted. Same Title as: [] House Version [] Senate Version *or*
[] New Title (tech) *or* [] New Title/HCR No. _____

[] House Version *or* [] Senate Version be adopted.

Attaches: [] _____ Letter of Intent [] Other _____

FN #	List by Dept(s)	New Fiscal Note	Previous Fiscal Note	Fiscal Impact	Indet.	Zero
3	EEO	<input checked="" type="checkbox"/>		<input checked="" type="checkbox"/>		

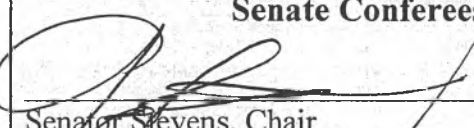
House Conferees

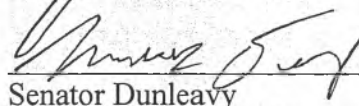

Representative Higgins, Chair

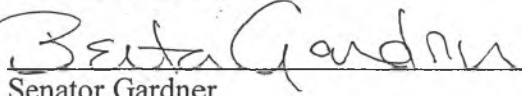
Representative Gattis


Representative Drummond

Senate Conferees


Senator Stevens, Chair


Senator Dunleavy


Senator Gardner

Return Conference Bill and Attachments to the Chief Clerk's Office.

Fiscal Note

#3
CCS

State of Alaska
2013 Legislative Session

Bill Version: HB 87
Fiscal Note Number: _____
() Publish Date: _____

Identifier: CASHB087-EED-K12-4-11-13
Title: SPECIAL EDUCATION SERVICE AGENCY
Sponsor: HIGGINS
Requester: Conference Committee for HB087

Department: Department of Education and Early Development
Appropriation: K-12 Support
Allocation: Special Schools
OMB Component Number: 2735

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2014	Included in	Out-Year Cost Estimates				
	Appropriation Requested	Governor's FY2014 Request	FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
OPERATING EXPENDITURES	FY 2014	FY 2014					
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits	374.8	2,035.5	2,410.3	2,410.3	2,410.3	2,410.3	2,410.3
Miscellaneous							
Total Operating	374.8	2,035.5	2,410.3	2,410.3	2,410.3	2,410.3	2,410.3

Fund Source (Operating Only)

1004 Gen Fund	374.8	2,035.5	2,410.3	2,410.3	2,410.3	2,410.3	2,410.3
Total	374.8	2,035.5	2,410.3	2,410.3	2,410.3	2,410.3	2,410.3

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues							
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Estimated SUPPLEMENTAL (FY2013) cost: 373.8

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

The SESA sunset is extended to June 30, 2021.

Prepared By:	Elizabeth Nudelman, Director	Phone:	(907)465-8679
Division	School Finance and Facilities	Date:	04/11/2013 03:33 PM
Approved By:	Mike Hanley	Date:	04/12/13
	Commissioner		

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2013 LEGISLATIVE SESSION

BILL NO. CCSHB87

Analysis

This legislation amends AS 14.30.650, the funding for the Special Education Service Agency (SESA), by increasing the funding from \$15.75 times the average daily membership (ADM) to \$18.65 times the ADM.

In addition, this legislation is removing language in AS 14.30.650 which addresses the department to reduce payments to SESA by the amount the department contributes to the Alaska public employee and teacher retirement (PERS/TRS) system on-behalf of SESA.

This legislation extends the sunset date for SESA from June 30, 2013 to June 30, 2021. Additionally, the uncodified law is amended stating this Act is retroactive to June 30, 2013.

Since the legislation would take effect immediately under AS 01.10.070(c), the formula for SESA would increase for FY2013 and a supplemental would be required. The current FY2013 SESA Entitlement is \$2,029,952 (FY2012 actual ADM of 128,885.84 x \$15.75). Under the CSHB87, the total entitlement would be \$2,403,721 (FY2012 actual ADM of 128,885.84 x \$18.65); an increase of \$373,769.

SESA is governed by the Governor's Council on Disabilities and Special Education. It provides outreach services to school districts that serve low incidence severely disabled students. [AS 14.30.600 - 660]

FY2014 Calculation:

FY2013 Preliminary ADM	129,240.60
FY2014 Projected SESA Entitlement (appropriation in budget at \$15.75)	\$2,035,539
FY2014 Projected SESA Entitlement (CSSB17 at \$18.65)	<u>\$2,410,337</u>
Additional funding necessary for FY2014 based on CSHB87	\$ 374,798

ALASKA STATE LEGISLATURE

Session:
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Fairbanks, Alaska 99701
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Fax: (907) 452-6096

REPRESENTATIVE PETE HIGGINS

SPONSOR STATEMENT

“An Act extending the special education service agency; and providing for an effective date”

HB 87 extends the sunset requirement to the Special Education Service Agency (SESA), a not-for-profit organization established in statute in 1986. SESA is governed by the Governor’s Council on Disabilities and Special Education and its own dependent board of directors.

SESA assists school districts in fulfilling requirements for the “Individuals with American Disabilities Education Act”. Districts are not always able to fully serve students with significant low incidence disabilities. SESA has specialty educators that are trained to teach and support teachers and administrators who work with students that are deaf, deaf-blind, mentally retarded, hearing impaired, blind and visually impaired, orthopedically disabled, health-impaired in other ways and severely emotionally disturbed.

The 2012 Legislative Audit found that SESA performs a valuable and unduplicated effective and efficient service to school districts and therefore recommends renewal of the program. SESA services (delivered via videoconference and in person) mean that students are able to be educated in their own community and not forced to move due to a lack of available expertise.

HB 87 recommends we extend the program to June 30, 2021.

28-LS0392\A

Fiscal Note

State of Alaska
2013 Legislative Session

Bill Version: CSHB 87(EDC)
 Fiscal Note Number: 1
 (H) Publish Date: 2/22/13

Identifier: HB087-EED-K12-2-7-13
 Title: EXTEND SPECIAL EDUCATION SERVICE
 AGENCY
 Sponsor: HIGGINS
 Requester: House Education Committee

Department: Department of Education and Early Development
 Appropriation: K-12 Support
 Allocation: Special Schools
 OMB Component Number: 2735

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

	FY2014 Appropriation Requested	Included in Governor's FY2014 Request	Out-Year Cost Estimates				
			FY 2015	FY 2016	FY 2017	FY 2018	FY 2019
OPERATING EXPENDITURES	FY 2014	FY 2014					
Personal Services							
Travel							
Services							
Commodities							
Capital Outlay							
Grants & Benefits		2,035.5	2,035.5	2,035.5	2,035.5	2,035.5	2,035.5
Miscellaneous							
Total Operating	0.0	2,035.5	2,035.5	2,035.5	2,035.5	2,035.5	2,035.5

Fund Source (Operating Only)

1004 Gen Fund		2,035.5	2,035.5	2,035.5	2,035.5	2,035.5	2,035.5
Total	0.0	2,035.5	2,035.5	2,035.5	2,035.5	2,035.5	2,035.5

Positions

Full-time							
Part-time							
Temporary							

Change in Revenues

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Estimated SUPPLEMENTAL (FY2013) cost: 0.0

Estimated CAPITAL (FY2014) cost: 0.0

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? No
 If yes, by what date are the regulations to be adopted, amended or repealed?

Why this fiscal note differs from previous version:

Initial version.

Prepared By:	Elizabeth Nudelman, Director	Phone: (907)465-8679
Division	School Finance and Facilities	Date: 02/07/2013 04:00 PM
Approved By:	Mike Hanley	Date: 02/07/13
	Commissioner	

FISCAL NOTE ANALYSIS #1

STATE OF ALASKA
2013 LEGISLATIVE SESSION

BILL NO. CSHB 87(EDC)

Analysis

This legislation extends the sunset date for the Special Education Service Agency (SESA) from June 30, 2013 to June 30, 2021. Additionally, the uncodified law is amended stating this Act is retroactive to June 30, 2013.

SESA is governed by the Governor's Council on Disabilities and Special Education. It provides outreach services to school districts that serve low incidence severely disabled students. [AS 14.30.600 - 660]

SENATE COMMITTEE REPORT

DATE: 4/2/13

FURTHER: Finance

DATE TURNED IN TO OFFICE: 4/5/13

Education Committee considered CS FOR HOUSE BILL NO. 87(FIN)

HB 87-EXTEND SPECIAL EDUCATION SERVICE AGENCY

"An Act relating to the governing board and duties of the special education service agency; relating to allocations to the special education service agency; extending the special education service agency; and providing for an effective date."

and recommends:

- be replaced with SCS CSHB 87 (EDC) [] Same Title [] Technical Title Change
 New Title/SCR No. Pending
- [] adopt previous SCS SCS/CS- Forthcoming [] Same Title [] Technical Title Change
 New Title/SCR No. _____
- [] attached amendment(s)
- [] adopt _____ Letter of Intent
- [] further referral to _____ Committee

Dept Abbr.	
ADM	LWF
CED	LAW
COR	LEG
CRT	MVA
EED	DNR
DEC	DPS
DFG	REV
GOV	DOT
DHS	UA

NEW FISCAL NOTE(S)				
Dept.	Fiscal	Indet.	Zero	FN #
<u>Fiscal Info Forthcoming</u>				

PREVIOUS FISCAL NOTE(S)				
Dept.	Fiscal	Indet.	Zero	FN #

[] APPROPRIATION - no fiscal note

SIGNATURES AND RECOMMENDATIONS:	PRINTED LAST NAME	DO PASS	DO NOT PASS	NO REC	AMEND
	Dooly				<input checked="" type="checkbox"/>
	Huggins				<input checked="" type="checkbox"/>
Beta Gardner	Gardner	<input checked="" type="checkbox"/>			
CHAIR:		<input checked="" type="checkbox"/>			