

LEG. FINANCE - BILLS

1975 - 1976

751

HB 608 thru HB 609

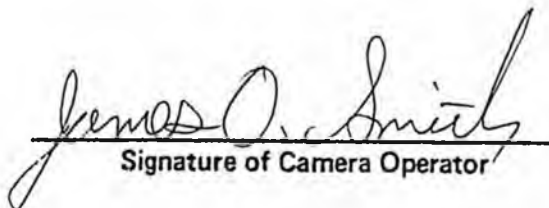
751

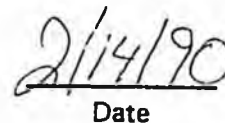


# RECORDS CERTIFICATION



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Signature of Camera Operator

  
Date

COMMITTEE REPORT  
SENATE

FURTHER: \_\_\_\_\_

4/27/78

Date: June 7, 1978

Mr. President:

The Committee on FINANCE has had HR 608  
supplemental appropriations to Dept. of Education, pupil transportation and  
student loan computer

under consideration and (a majority of the committee) (the committee reports it back as follows)

recommends it do pass  recommends it do not pass

recommends it do pass with attached amendment(s)

recommends it be replaced with CS for HR 608

and HR 608  new title  same title

AND attaches a Letter of Intent  New Fiscal Note

reports it back without recommendation

and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Mr. [Signature]  
Mr. [Signature]  
Mr. [Signature]  
Mr. [Signature]  
Mr. [Signature]  
Mr. [Signature]  
Mr. [Signature]  
Mr. [Signature]  
Mr. [Signature]  
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Mr. [Signature]  
Chairman

# STATE OF ALASKA

## DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

POUCH K - STATE CAPITOL  
JUNEAU 99811

JAY S. HAMMOND, GOVERNOR

June 12, 1978

The Honorable John C. Sackett  
State Senator  
Chairman, Senate Finance Committee  
Pouch V  
Juneau, Alaska 99801

Re: Bussing of Private School Children,  
A.G. File No. J-66-761-78

Dear Senator Sackett:

This will confirm the oral advice provided to you and the Senate Finance Committee on June 7, 1978 by this department in response to your question as to whether an Alaska court decision or Attorney General's opinion has ever been issued on the constitutionality of the State of Alaska providing public funds for the bussing of private school children. As we indicated on June 7, the answer to your question is "yes". The Alaska Supreme Court issued a decision in 1961, Matthews v. Quinton, 362 P.2d 932, which stated that the use of public funds to provide bussing for children attending private schools violated the provision of Art. VII, §1 of the Alaska Constitution which states:

No money shall be paid from public funds for the direct benefit of any religious or other private educational institution.

The Matthews decision involved a challenge to the validity of a territorial statute, ch. 39 SLA 1955, which required that transportation "be provided for children who, in compliance with the compulsory education laws of Alaska, attend non-public schools which are administered in conformity with [territorial law], where such children, in order to reach such non-public schools, must travel distances comparable with, and over routes the same as, the distances and routes over which the children attending public schools are transported." Despite the Alaska Supreme Court's 1961 decision in Matthews, in 1972 the Legislature adopted a new statute providing for bussing of private school children, AS 14.09.020, the language of which is nearly identical to that contained in the judicially invalidated 1955 territorial statute. We are unaware of the Legislature's reasons for essentially re-enacting the prior statute, however we surmise that it intended to precipitate a new confrontation on the bussing question in the courts, the apparent hope being that a judicial reconsideration of the matter might lead to the overruling of the 1961 decision. This confrontation has yet to materialize, however, and until our Supreme Court issues a decision overruling Matthews or

The Honorable John C. Sackett  
State Senator

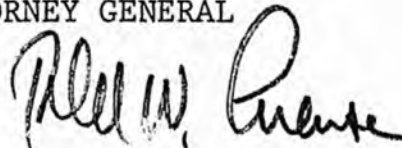
Page 3  
June 12, 1978

modifying it in a significant manner, the law in the state is that public funds may not be used to provide transportation to private school children.

Sincerely yours,

AVRUM M. GROSS  
ATTORNEY GENERAL

By:



Ronald W. Lorensen  
Assistant Attorney General

RWL:lw

\* As we indicated at the Finance Committee meeting, the Supreme Court will be reviewing Matthews shortly when it considers whether the state's tuition grant program under AS 14.40.751-14.40.806 is constitutional under Art. VII, §1.

2

Original sponsor: Rules Committee  
by request of the Governor

IN THE HOUSE

BY THE FINANCE COMMITTEE

SENATE CS FOR HOUSE BILL NO. 608

IN THE LEGISLATURE OF THE STATE OF ALASKA

TENTH LEGISLATURE - SECOND SESSION

A BILL

For an Act entitled: "An Act making supplemental appropriations to the  
Departments of Education and Commerce and Economic  
Development; and providing for an effective date."

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

\* Section 1. The sum of \$1,865,100 is appropriated from the general fund  
to the Department of Education for fiscal year 1978 public pupil transpor-  
ation reimbursement costs.

\* Sec. 2. The sum of \$16,000 is appropriated from the general fund to the  
Department of Education for the cost of developing a student loan computer  
system in fiscal year 1978.

\* Sec. 3. The sum of \$150,000 is appropriated from the general fund to  
the Department of Commerce and Economic Development for the Pilgrim Hot  
springs geothermal energy study.

\* Sec. 4. This Act takes effect immediately in accordance with AS 01.-  
0.070(c).

June 5, 1978

Avrum M. Gross  
Attorney General  
Department of Law  
Room 410, State Capitol  
Juneau, Alaska 99811

Dear Av:

In discussion of HB 608, Supplemental appropriation to the Department of Education, a question of constitutionality has arisen in regard to a component of the Department of Education Financial Support Programs, Pupil Transportation - Private. Several members of the Senate Finance Committee have serious reservations about the State providing this type of aid to private schools which are church sponsored. I would like to know if there has ever been any court test or Attorney General's opinion regarding this question. If not, please furnish one to the Senate Finance Committee at the earliest possible time.

Thank you very much.

Sincerely,

John C. Sackett  
Senate Finance Chairman

cc: Governor  
Marshall Lind, Commissioner, Department of Education

JCS/bvh

C  
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P  
Y

111-208  
January 11, 1978

The Honorable Hugh Malone  
Speaker of the House  
Alaska State Legislature  
Juneau, Alaska 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18 of the Alaska Constitution, and in accordance with AS 24.30.060(b) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill making supplemental appropriations to the Department of Education.

Section 1 appropriates \$1,865,100 for public pupil transportation reimbursement costs. There are three main reasons for these additional costs: (1) a 14 per cent increase in route miles in Fairbanks; (2) a 14 per cent increase in vehicles in the Mat-Su Borough School District due to increased enrollments; and (3) expansion of special education programs.

Section 2 appropriates \$234,440 for private pupil transportation reimbursement costs largely because of a change in reimbursement reporting by the Fairbanks North Star Borough School District, which separates the costs more clearly and reflects the actual need. In addition, there has been an increase in route miles.

Section 3 appropriates \$16,000 for the cost of developing a student loan computer system in FY 78. This system would greatly improve the efficiency of the program and also result in increased repayment.

Sincerely,

S/SSH

Jay S. Hammond  
Governor

STATE  
of ALASKA

# MEMORANDUM

TO:  Ronald B. Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: December 16, 1977

FILE NO:

TELEPHONE NO:

FROM: Barbara Englert Thomas *EST*  
Budget Analyst

SUBJECT: Department of Education Request  
for a Supplemental Appropriation  
for Pupil Transportation

The Department of Education has requested a supplemental appropriation of \$2,099,500 for the two Pupil Transportation appropriations - Public and Private. These requests are necessitated by an underestimation by the Department of the true costs of providing pupil transportation. The law provides for the school districts' and private schools' being reimbursed for their costs. This year a series of events occurred which caused the Department to increase the reimbursement estimate.

## Pupil Transportation - Public

The Department estimates that it will cost an additional \$1,865,100 over the FY 78 appropriation of \$14,317,300 to reimburse the school districts fully for the costs they are incurring for pupil transportation this year. Twenty-three contracts expired at the end of FY 77 and the new contracts have been substantially higher than was estimated.

Additionally, three significant factors have also contributed to the need for this supplemental request:

1. Fairbanks has had an unanticipated 14% increase in per day route miles. While there is no increase in students served, this represents the increasing "suburbanization" of the Fairbanks community.
2. The Mat-Su Borough has undergone substantial growth recently, particularly in the Palmer and Wasilla areas. This has caused an increase in pupils served and necessitated a 14% increase in the number of vehicles used for pupil transportation.
3. Because of P.L. 94-182 and AS 14.30.347, special education programs are being developed and expanded in many school districts. The special needs of these students requires unusually expensive pupil transportation services. Federal law now requires that "transportation and such developmental, corrective, or other supportive services as are required" be provided in accordance with each student's individual education program. In many instances students now receiving special education transportation were not transported in the past due to the severity of their mental and/or physical handicaps.

Pupil Transportation - Private

The Department estimates that it will require an additional appropriation of \$234,400 over the FY 78 appropriation of \$127,200 to fund this program fully. The major factor causing this increase has been a change in reimbursement reporting by the Fairbanks North Star Borough School District. Beginning in FY 77 the district separated the non-public reimbursement request from the public pupil transportation request, resulting in more accurate accounting of the actual costs. However, the department underestimated what those costs would be and additional funds were needed at the end of FY 77 as well. The FY 79 Budget reflects the historical reimbursements. Additionally, this request also is caused by the increasing trend of Fairbanks families to move away from the downtown area, where most of the private schools served are located. In Fairbanks there has been a 23% increase in per day route miles (from 700.0 to 862.3).

Denial of these requests for supplemental appropriation will make the 51 school districts in Alaska liable for an additional \$2,099,500, for which they had not budgeted. Although the State cannot be obligated to pay a debt beyond Legislative authorization, the districts have been reimbursed fully and expect it for this year as well. In keeping with the Governor's philosophy of informing school districts a year in advance of changes in funding for education, your approval is recommended.

STATE  
of ALASKA

## MEMORANDUM

TO:  Ronald B. Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: December 16, 1977

FILE NO:

TELEPHONE NO:

FROM: Barbara Englert Thomas *BT*  
Budget AnalystSUBJECT: Commission on Postsecondary  
Education Request for a  
Supplemental Appropriation  
for Student Financial Aids

The Commission on Postsecondary Education requests a supplemental appropriation of \$16,000 for the Student Financial Aids Administration appropriation. The cost estimate from the Division of Data Processing for system development was increased. Denial of this request would mean the system would not be completed until sometime in FY 79. Given the supplemental appropriation, Data Processing feels they can have the system operating by the beginning of FY 79. This should result in fewer manual tasks having to be performed and more efficient handling of the increasing volume of accounts and repayments.

Your approval is recommended.

## STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

## ALASKA COMMISSION ON POSTSECONDARY EDUCATION

MEMORANDUM*B&M  
for review*

907-465-2855

Pouch F — State Office Building  
Juneau 99811

TO: Mike Harper, Chairman  
Governor's Budget Review Committee

FROM: Kerry D. Romesburg, Executive Director *[Signature]*  
Alaska Commission on Postsecondary Education

DATE: August 29, 1977

Subsequent to our FY 78 budgetary cycle and our initial FY 79 budget preparation, we have received information which necessitates a request for revision. We have just received the results of an intensive needs analysis and management systems review conducted by the State Division of Data Processing Services. This study, which was initiated in February of 1977, was conducted under a contractual agreement between the Postsecondary Commission and the Division and was directed at improving the administrative workload structure of the Commission's Division of Student Financial Aids.

On July 1, 1974 the Student Financial Aids division, which administers the State student loan program, was transferred from the Department of Education to the newly-established Commission on Postsecondary Education. The program was suffering from a number of administrative difficulties at the time of transfer, including understaffing and manual data management. An audit conducted during the Spring of 1974 by Legislative Budget and Audit heavily criticized the loan administration, and, citing a delinquency rate of nearly 80 percent, recommended that a number of changes be made immediately.

Some management procedures were changed by the Commission. The Governor's Office and the Legislature provided additional staff (3.0 persons in FY 73 increased to 5.0 in FY 74), but conditions did not improve greatly. For FY 75 the staffing remained at 5.0; however, funds were provided for the development of a data processing system for the loan program. This service was contracted for with the State Division of Data Processing.

In the Winter of 1975, when I was appointed Commission director, the loan program was still suffering badly. The program was still being completely run manually and the account controls were minimal. Nothing had been done to address the growing default problem. The loan program had grown to over \$13 million and had over 8,000 loans outstanding. We had virtually lost control. Despite the fact that our staff had increased to 7.0 persons, we were still 3.0 to 7.0 persons below banking and credit union standards and we still had no data processing support. The data processing system simply did not develop as was hoped. After nearly eighteen months of development and partial conversion of our files, we found ourselves with a "system" which was unmanageable and did not meet our needs.

Mr. Mike Harper  
August 29, 1977  
Page Two

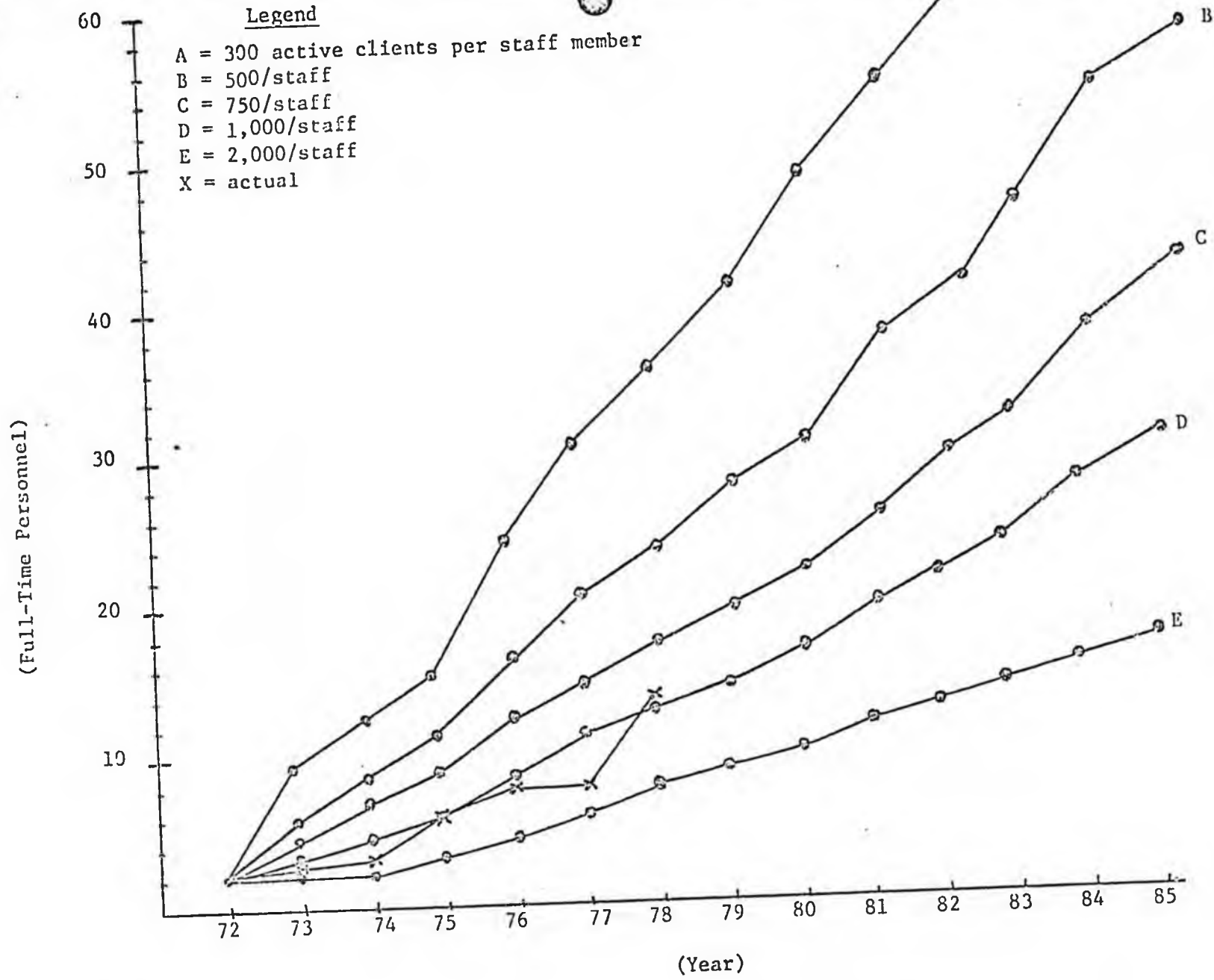
In FY 76 our staff remained at 7.0; however, we were once again given funds to secure data processing support. It was determined by both our loan advisory council and members of the state data processing division that we needed to start completely anew--throw out the previous "system" and begin over. Since our experience with the state division had not been entirely productive, I proposed in a memorandum to the Commissioner of Administration that we be permitted to contract for services outside the state system. This was turned down, so once again we contracted with the state division to develop a system for us.

Now, in 1977-78, we have undergone one year of systems development (which really turned out to be six months, due to recruitment problems in Data Processing), we have 9.0 staff members, and we have made little progress. We have received excellent "management" services from Data Processing, but we still have no system and are still operating on a part manual - part computer "system." Through a Revised Program, we have combined the fiscal support staff with the other loan personnel, bringing our staff size to 13.0: We cannot manage the loan program with this number of people and the type of system (or lack thereof) which we have.

Banking standards require approximately one staff person per three hundred accounts, and credit unions utilize a one per five hundred ratio. We are currently operating at about one per one thousand (see following graph). Projections provided us by the data processing division clearly demonstrate that this program is going to increase greatly over the next few years. We are getting further and further behind. We need two things badly and immediately. First, we need more people to handle our accounts, and, second, we desperately need data processing support.

Student complaints come in at a nearly constant rate, and most are justified. Our turn-around on correspondence is currently operating with as much as a two-month delay. We cannot sufficiently follow-up the default cases for the Attorney General's Office, and therefore are falling behind again. Our fiscal personnel cannot process the payments fast enough to keep the student records current. We have taken steps to try to alleviate this situation as much as possible. I have eliminated the position of Director of Financial Aids and have used the funds for an Administrative Assistant and an additional clerk position (thus giving us 14.0, if the RP goes through). The Director's duties are being shared by the Administrative Assistant and myself. This surely is not desirable, but it is the best we can do for now. We have requested Internal Audit to study our paper flow and accounting methods to try to streamline as much as possible. This is underway. And, we have cooperated fully with data processing personnel in their management study. The problem is, we are simply understaffed. We need two more people immediately, one in the fiscal accounting section (Accounting Clerk) and one in the repayment section (Repayment Clerk). With these persons we could at least keep current with the program; however, we will still need three additional persons for 1978-79. Hence, we need a supplemental appropriation for 1977-78 and we need to revise our 1978-79 budget request upward.

The data processing system is still of the highest priority; however, this too is going to cost more than planned. We have just received estimates from the data processing division. After thoroughly studying our needs,



Student Loan Manpower Projections

Prepared by Dave Riccio  
 Systems Analyst, Division of  
 Data Processing Services

Mr. Mike Harper  
August 29, 1977  
Page Three

the division has developed a proposed machine-based system. This system will greatly improve our capability to handle the ever-increasing volume of loan accounts, and will produce personnel savings in the loan administration. The table comparing these costs is attached.

The result is a requirement for the following:

A. Supplemental Request for Current Year, 1977-78

<u>1. Object Code</u>	<u>Salaries</u>	<u>Benefits</u>	<u>Total</u>
100	\$19,242	\$4,906	\$24,148

This represents two employees at range 9-A for 8 months, the remainder of the year. The annual salary cost would be \$25,656 plus \$6,542 in benefits, for a total of \$32,198. This should be the base included in FY 79 projections.

2. Object Code

300	\$16,000
-----	----------

This is for additional costs of data processing services.

3. The total supplemental request for 1977-78 is, therefore, \$40,148.

B. Revisions in FY 79 budget request

1. Student Financial Aid Administration Changes

<u>Object Code</u>	<u>Original Request</u>	<u>Revised Request</u>
100	\$323.7	\$355.9
200	7.4	7.4
300	48.9	118.9
400	4.1	4.1
500	3.5	3.5
TOTAL	\$387.6	\$489.8

2. This represents a total increased request of \$102.2. Hence, the limitation placed on our portion of the Adult and Postsecondary Education Cover Program needs to be increased from \$5,028.2 to \$5,130.4.

If additional information is desired, please let me know. Also, I would appreciate being advised of what additional action, beyond this memorandum, is needed for this process.

Enclosures

cc: Barbara Thomas  
Bill Gillespie

ALASKA STATE STUDENT LOAN ADMINISTRATION

COMPARATIVE COST PROJECTIONS<sup>1</sup>

<u>YEAR</u>	<u>PRESENT SYSTEM*</u>	<u>D.P. BASED SYSTEM*</u>	<u>DIFFERENCE*</u>	<u>ADDITIONAL D.P. COSTS*</u>	<u>NET DIFFERENCE*</u>
78	\$385.0	\$385.0	-0-	\$ 16.0	\$(16.0)
79	427.0	353.0	74.0	99.0	(25.0)
80	512.0	364.0	148.0	105.0	43.0
81	606.0	423.0	183.0	111.0	72.0
82	709.0	480.0	229.0	118.0	111.0
83	821.0	550.0	271.0	125.0	146.0
84	945.0	626.0	319.0	132.0	187.0
85	1,080.0	704.0	376.0	140.0	236.0

\*All figures in thousands

<sup>1</sup>It should be noted that all cost savings are projected to result from decreased manpower needs, i.e., personal services, budgetary object code 100 funds

Based on data prepared by  
Dave Riccio, Systems  
Analyst, Division of Data  
Processing Services

RECEIVED

DEC - 5 1977

BUDGET & MANAGEMENT

JAY S. HAMMOND, GOVERNOR

05 EBLM

# STATE OF ALASKA

## ALASKA COMMISSION ON POSTSECONDARY EDUCATION

907-465-2355

Pouch F - State Office Building

Juneau 99811

### M E M O R A N D U M

TO: Barbara Thomas, Budget Analyst  
Division of Budget and Management

FROM: Paul Gulyas, Assistant Director *PG*  
Alaska Commission on Postsecondary Education

SUBJECT: FY 78 Supplemental Request Analysis

DATE: December 2, 1977

As you discussed with Kerry earlier this week you will find attached FY 78 Supplemental Request Analysis.

Attachment

FY 78 SUPPLEMENTAL REQUEST ANALYSIS

	FY 76 ACTUAL	FY 77 FINAL AUTH.	FY 77 ACTUAL	FY 78 GOV. BUDGET	FY 78 INITIAL AUTH.	FY 78 CURRENT AUTH.	EXPENDITURES + ENCUMBRANCES 7/1 - 10/31	OTHER OBLIGATIONS 7/1 - 10/31	PROJECTED EXPENDITURES + ENCUMBRANCES 11/1 - 6/30	FY 78 (DEFICIT) OR EXCESS	FY 79 MAINTENANCE REQUEST
PERSONAL SERVICES	128.8	168.2	165.9	183.1	183.1	272.6	70.9	201.7			386.7
TRAVEL	4.6	6.7	6.7	7.0	7.0	7.0	6.5	6.5			7.4
CONTRACTUAL SERVICES	41.1	71.6	71.6	135.3	135.3	64.4	17.7	62.7	(16.0)		129.9
COMMODITIES	1.9	4.7	4.4	3.9	3.9	3.9	2.8	1.1			5.4
EQUIPMENT	2.5	1.0	1.0	5.9	5.9	5.9	5.0	0.1			8.8
LANDS, BLDGS. ...											
GRANTS, CLAIMS, ...											
MISCELLANEOUS											
TOTAL	178.9	252.2	249.9	335.2	335.2	353.8	96.9	272.9	(16.0)		536.2
FEDERAL RECEIPTS											
REQUIRED GF MATCHING											
OTHER GENERAL FUND	178.9	252.2	249.9	335.2	335.2	353.8	96.9	272.9	(16.0)		536.2
INTER-AGENCY RECEIPTS											

COMMISSIONER OF  
 REVENUE AND FINANCE      DRU      STURGEON FINANCIAL AID      COMPONENT      ADMINISTRATION      REVISED

05-12-2-012

FY 78 SUPPLEMENTAL REQUEST ANALYSIS

*1/78 supplemental request for...  
 initial projections for...  
 funding levels.*

	FY 76 ACTUAL	FY 77 FINAL AUTH.	FY 77 ACTUAL	FY 78 GOV. BUDGET	FY 78 INITIAL AUTH.	FY 78 CURRENT AUTH.	EXPENDITURES + ENCUMBRANCES 7/1 - 10/31	OTHER OBLIGATIONS 7/1 - 10/31	PROJECTED EXPENDITURES + ENCUMBRANCES 11/1 - 6/31	FY 78 (DEFICIT) OR EXCESS	FY WASTE REQ.
PERSONAL SERVICES											
TRAVEL											
PERSONAL SERVICES											
COMMODITIES											
EQUIPMENT											
LANDS, BLDGS. ...											
GRANTS, CLAIMS, ...		13,368.7	13,368.7	13,858.6	14,371.3	14,371.3	5,839.6	-0-	10,396.8	(1,865.1)	19,575.
MISCELLANEOUS											
TOTAL											
FEDERAL RECEIPTS											
REVENUES OF MATCHING											
OTHER GENERAL FUND		13,368.7	13,368.7	13,858.6	14,371.3	14,371.3	5,839.6	-0-	10,396.8	(1,865.1)	19,575.
INTER-AGENCY RECEIPTS											

AGENCY EDUCATION

DRU FINANCIAL SUPPORT PROGRAMS

COMPONENT 02- PUPIL TRANS. - PUBLIC

REVISED 11-18-77



STATE OF ALASKA

# MEMORANDUM

TO: Mike Harper, Chairman  
 Budget Review Committee  
 Office of the Governor

THRU: Nathaniel Cole  
 Deputy Commissioner  
 Department of Education

FROM: Greg Thies  
 Management, Law & Finance  
 Department of Education

DATE: November 21, 1977

FILE NO.

TELEPHONE NO.

SUBJECT: FY 78 Supplemental Requests, Pupil Transportation-Public/Private

This is in answer to your memo of November 1, requesting a full explanation of supplemental requests for the Pupil Transportation/Public and Private components of DOE's FY 78 Financial Support Program BRU. These supplemental requests represent an overall net increase in component GF funding in excess of FY 78 appropriations. No deletion or reduction of funds in another appropriation sufficient to cover these supplemental requests is contemplated at this time due to the grant formula requirements of this BRU.

### PUPIL TRANSPORTATION - PUBLIC

The FY 78 appropriation for this component is \$14,371.3. Based on an interim sample of daily rates for new contracts which replaced 23 contracts that expired at the end of the 1976-77 school year, the department initially calculated a FY 78 shortfall of \$967.8. Using this projection, the department revised its FY 78 estimate to \$15,399.1, reflecting the new contract rates.

This revised projection now appears also to be understated due to (1) an unanticipated increase of 1453.4 route miles per day (14% over 1976-77 school year) in Fairbanks. (2) A 14% vehicle increase (from 50 for last year, to 57 in the 1977-78 school year) for regular pupil transportation routes in the Palmer and Wasilla areas, and (3) development of aggressive special education programs in many school districts under P1 94-142 and AS 14.30.347, requiring unusually expensive pupil transportation services (see attached).

Based on these changes in the proportion and scope of district pupil transportation programs statewide, the department now estimates a total FY 78 shortfall over the original FY 78 appropriation of \$14,371.3, to be \$1,865.1 or \$897.3 over our previous FY 78 shortfall projection.

Of particular significance in the overall shortfall of \$1,865.1, is Public Law 94-142, Education for All Handicapped Act of 1975 (see attached memo). A change in federal handicapped education laws now requires "transportation and such developmental, corrective, or other supportive services as are required ... (in) a written statement for a handicapped child". (Federal Register of August 23, 1977) In Alaska, this "written statement" is called an Individual Educational Program, and is required to contain specific recommendations that a special education student receive Special Education Pupil Transportation Services. In many instances, students now receiving special education transportation were not transported in the past due to the severity of their mental and/or physical handicaps.

November 21, 1977

Special Education Pupil Transportation is a fully cost-reimbursable portion of the Pupil Transportation - Public component, and has experienced substantial growth during the first 60 days of the 1977-78 school year, far exceeding our previous estimates for FY 78, particularly in the larger urban school districts.

#### PUPIL TRANSPORTATION - PRIVATE

The FY 78 appropriation for this component is \$127.2, the majority required for Fairbanks. The Fairbanks North Star Borough School District has begun reporting non-public pupil transportation as a separate reimbursement request from regular public pupil transportation, resulting in a more accurate accounting of actual expenditures and reimbursement for pupil transportation services to private schools in that district. However, the department underestimated the actual cost of private pupil transportation in Fairbanks, causing a shortfall of \$130.113 over FY 77 estimates (total non-public pupil transportation reimbursement for the 1976-77 school year by the department was \$250.1).

The department requests a supplemental of \$234.4 to cover the estimated shortfall over the appropriation of \$127.2 for FY 78. This shortfall reflects a 23% increase in route mileage (from 700 to 862.3 miles per day in Fairbanks). The district explains this increase as a trend for families to move from the downtown area into the suburbs. The private schools served are predominantly in the downtown area.

#### SUMMARY OF SUPPLEMENTAL REQUEST INCREASE

The dynamic nature of pupil transportation in Alaska is the result of, (1) "suburbanization" in Fairbanks; (2) a significant population growth in the Palmer and Wasilla areas; (3) increased special education pupil transportation efforts throughout the state to meet the requirements of PL 94-142 and AS 4.30.347.

The department's initial supplemental request estimate for FY 78 has proved to be understated compared to actual operating data on file for the first 60 days of the 1977-78 school year. We feel confident that a \$1,865.1 supplemental to the FY 78 public pupil transportation appropriation, and a \$234.4 supplemental to the private pupil transportation appropriation will meet the minimum essential funding requirements for reimbursement payments to the districts in FY 78.

cc: Marshall Lind  
Ken Grieser  
Barbara Thomas

GT:jh

Greg Theis  
Coordinator of Transportation

(2)

November 17, 1977

Greg, in addition the above references to the Federal Register of August 23, 1977 and Section 502 of P.L. 94-142, Section 504 of the Vocational Rehabilitation Act of 1974 prohibits discrimination on the basis of handicap. No individual shall be excluded from participation in activities which receive federal financial assistance. Section 501 further states recipients may not deny the handicapped equality of opportunity, or provide services or benefits which are not as effective as that provided to non-handicapped. The act supports Section 602 of P.L. 94-142 which states the Individualized Education Program must document the extent to which a child will be able to participate in the regular classroom.

E. O.

## MEMORANDUM

10

Greg Theis  
Coordinator of Transportation

DATE

November 17, 1977

FILE NO

TELEPHONE NO

FROM

Ed Obie  
Program Manager  
Office for Exceptional Children

SUBJECT

P.L. 94-142  
Education for All Handicapped  
Act of 1975 (Nov. 23, 1975)

Purpose: To assure that all handicapped children have available to them a free appropriate public education which emphasizes special education and related services designed to meet their unique needs, to assure that children and parents' rights are protected, to assist states and localities and to assure effectiveness of efforts.

"Free appropriate public education" as defined in 121a.4 of Subpart A (Federal Regulations, P.L. 94-142, Federal Register August 23, 1977), means "special education and related services which ... are provided in conformity with an individualized education program."

"Related services" as defined 121a.13 (Federal Regulations, August 23, 1977) means "transportation and such developmental, corrective, or other supportive services as are required to assist a handicapped child benefit from special education..."

"Individual Educational Program" means "a written statement for a handicapped child that includes present level of educational performance, annual goals, statement of specific special education and related services to be provided to the child..." (121a341 Federal Regulations, August 23, 1977.)

In essence, Greg, special education and related services (including transportation requirements) are largely defined by the special needs of respective handicapped individuals as documented in the handicapped persons individualized educational programs. The IEP's are designed by a minimum of three persons; LEA administrator, teacher, parent, and at least one professional specialist qualified to provide, or supervise the procession of, specially designed instruction to meet the unique needs of the exceptional child.

Sec. 14.30.30. Transportation of exceptional children. When transportation is required to be provided as part of special services, exceptional children, whenever practicable, shall be carried separately from the children attending regular classes. State reimbursement for transportation of exceptional children shall be as provided for transportation of pupils attending regular classes except that eligibility for reimbursement shall not be subject to restriction based on the minimum distance between the school and the residence of the exceptional child. (Sec. 1 ch 105 S.A. 1966)

Sec. 14.30.30. Definitions.

(1) "exceptional children" means children who differ markedly from their peers to the degree that they are better served by placement in a special learning program designed to serve their particular exceptionality; these children may be identified in the following categories:

(A) "mentally retarded" includes those children of educable and trainable mind who consistently demonstrate evidence of reduced academic achievement or social behavior and whose intellectual potential indicates restriction significantly below that of their peers;

(B) "physically handicapped" includes children whose known or diagnosed physical impairments are so severe or involved that special facilities, equipment or methods are needed to make their educational program effective;

(C) "emotionally handicapped" includes children whose known or diagnosed emotional impairment is so severe or involved that special facilities, equipment or methods are needed to make their educational program effective;

(D) "children with learning disabilities" includes those who exhibit disorders in one or more of the basic learning processes involved in comprehending or using expressive or receptive language and who may require special facilities, equipment or methods to make their educational program effective;

(E) "gifted" includes children having outstanding intellect, ability or creative talent; programs or services beyond the level of those ordinarily provided as regular school programs shall be admitted to the department for supplemental funding on an approved program basis;

(F) "multiple - handicapped" includes children whose known or diagnosed handicaps are determined to be any combination of (A) - (E) of this paragraph whose needs demand the provision of special facilities, equipment or methods to make their educational program effective;

(2) "special services" means but is not limited to transportation, special teaching, corrective teaching, corrective learning habits, and the provision of special seats, books, teaching supplies, facilities, and equipment required for the instruction of exceptional children, and includes education and training for children who cannot utilize regular classroom instruction. (Sec. 14 ch 144 S.A. 1970)

Thurs

~~SB 378~~

20,200 - Public Defender

HB 608

AMENDMENT

Friday

OFFERED IN THE SENATE:

BY: Ferguson - Kertulla

To: \_\_\_\_\_ SENATE BILL No. \_\_\_\_\_

HOUSE BILL No. \_\_\_\_\_

PAGE: 1

LINE: 22

insert \$150,000 to the Dept.  
of Commerce & Econ. Dev for  
the Polquin Hot Springs  
Geo thermal energy study.

July - Put on the next  
supplemental.

Introduced: 1/11/78  
Referred: Health, Education &  
Social Services and Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 608

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making supplemental appropriations to the  
7 Department of Education, pupil transportation and  
8 student loan computer; and providing for an effective  
9 date."

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

11 \* Section 1. The sum of \$1,865,100 is appropriated from the general  
12 fund to the Department of Education for FY 78 public pupil transportation  
13 reimbursement costs.

14 \* Sec. 2. The sum of \$234,440 is appropriated from the general fund to  
15 the Department of Education for FY 78 private pupil transportation reim-  
16 bursement costs.

17 \* Sec. 3. The sum of \$16,000 is appropriated from the general fund to  
18 the Department of Education for the cost of developing a student loan com-  
19 puter system in FY 78.

20 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.-  
21 10.070(c).

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I. REQUEST  
Bill/Resolution No. HB 608  
Title Supplemental appropriation to the Department of Education, pupil transportation  
REQUIREMENTS and student loan computer. Date January 11, 1978  
Requested by: Rules Committee at the request of the Governor

II. FISCAL DETAIL

Agency Affected Education  
Program Category Affected Elementary & Secondary - Adult & Postsecondary Education  
Budget Request Unit(s) Affected Financial Support Programs - Student Financial Aid

EXPENDITURES (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
100 PERSONAL SERVICES						
200 TRAVEL						
300 CONTRACTUAL	16.0					
400 COMMODITIES						
500 EQUIPMENT						
600 LAND & STRUCTURES						
700 GRANTS, CLAIMS, ETC.	2,099.5					
<b>TOTAL</b>	<b>2,115.5</b>					

FUNDING (Thousands of Dollars)

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
GENERAL FUND	2,115.5					
FEDERAL FUNDS						
OTHER (Specify)						

POSITIONS

	FY 78	FY 79	FY 80	FY 81	FY 82	FY 83
FULL TIME	-0-					
PART TIME	-0-					
TEMPORARY	-0-					

III. ANALYSIS (See Fiscal Note Preparation Instructions, Section III)

300 Expenditures The Postsecondary Commission, student financial aid program, had a total need of \$67,074 to contract for implementation of a computerized student financial aid system. A supplemental appropriation of \$16.0 will be required to cover contract costs of this system for FY-78. The remaining contract amount of \$1,074 will be covered by the Department of Administration, Division of Data Processing, as part of their program.

700 Expenditures Pupil transportation projected costs had a FY-78 shortfall of \$2,099.5. Primarily, this was due to suburbanization in Fairbanks; and significant population growth in the Palmer and Wasilla areas; and increased special education pupil transportation efforts throughout the State to meet the requirements of PL-94-142 and AS 14.30.347. A supplemental appropriation of \$2,099.5 will meet the minimum essential funding requirement to the school districts for the remainder of FY-78.

IV. DATE January 25, 1978 PREPARED BY Nathaniel Cole, Deputy Commissioner  
AGENCY Department of Education  
PHONE 485-2800  
Original: Legislative Finance  
cc: Budget and Management  
Prime Sponsor (First Legislator Named)

# COMMITTEE REPORT

## HOUSE

FURTHER: \_\_\_\_\_

1/11/78

Date: 1/11/78

Mr. Speaker:

The Committee on FINANCE has had HB 609  
"An Act making a supplemental appropriation to the Alaska Court System,  
Barrow; eff. date."

under consideration and (a majority of the committee) (the committee reports it back as follows)

- recommends it do pass                       recommends it do not pass  
 recommends it do pass with attached amendment(s)  
 recommends it be replaced with CS for \_\_\_\_\_

and \_\_\_\_\_  new title                       same title

- AND attaches a Letter of Intent                       New Fiscal Note  
 reports it back without recommendation  
 and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

Freeman  
Reed  
Hansen  
Buchheit  
Wright

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
Chairman

Introduced: 1/11/78  
Referred: Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO. 609

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation to the  
7 Alaska Court System, Barrow; and providing for an  
8 effective date."

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

10 \* Section 1. The sum of \$31,600 is appropriated from the general fund  
11 to the Alaska Court System for increased rentals and certain maintenance  
12 costs for the Barrow court.

13 \* Sec. 2. This Act takes effect immediately in accordance with AS 01.-  
14 10.070(c).

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14B 609

January 11, 1978

The Honorable Hugh Malone  
Speaker of the House  
Alaska State Legislature  
Juneau, Alaska 99811

Dear Mr. Speaker:

Under the authority of art. III, sec. 18 of the Alaska Constitution, and in accordance with AS 24.30.060(b) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill making a supplemental appropriation, in the amount of \$31,600, to the Alaska Court System for the purpose of payment of increased rentals, janitorial services and snow removal for the Barrow Court.

Sincerely,

S/ JSH

Jay S. Hammond  
Governor

STATE  
of ALASKA

## MEMORANDUM

AB 609

TO:  Ronald B. Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: December 21, 1977

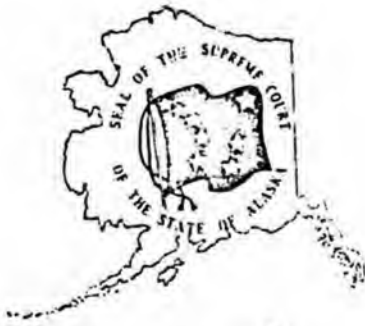
FILE NO:

TELEPHONE NO:

FROM: Dan Dawsor, Budget Analyst

SUBJECT: Alaska Court System, Barrow  
Rents Supplemental Request  
dated 12/5/77 for \$68,560

The amount approved for this supplemental is \$31,600. Last July, Michael Harper had indicated to the Court System that the Governor would probably be supportive of a supplemental to fund rental of more adequate space for the Barrow court. However, Mr. Harper's support was not taken to include \$20,000 for planning and design of remodeled space and \$17,000 for courtroom furniture.



Alaska Court System

State of Alaska

RICHARD P. BARRIER  
DEPUTY ADMINISTRATIVE DIRECTOR

OFFICE OF ADMINISTRATIVE DIRECTOR

303 K STREET  
ANCHORAGE, ALASKA 99501

(907) 274-8611

RECEIVED  
DEC 7 1977  
BUDGET & MANAGEMENT

December 5, 1977

Ron Lind, Director  
Division of Budget & Management  
Pouch C  
Juneau, AK 99811

Dear Ron:

The Alaska Court System requests that the Governor introduce a supplemental request for the funding of leased court space in Barrow. Following the Governor's veto of the capital appropriation for a new Barrow court facility, this office worked with the Governor's Office and the Department of Transportation and Public Facilities in analyzing the feasibility of utilizing past appropriated construction funds for rental of an adequate court facility. However, the Department of Law and the Division of Budget and Management confirmed that the use of capital funds for such a purpose would be illegal. This office was then informed by Mike Harper that the Governor would be supportive of a supplemental budget request if the Court System could locate adequate space in Barrow to lease.

During the latter part of the summer, the Court System began negotiations with the Ukpeagivik Inupiat Corporation in Barrow for the lease of space owned by the Corporation and to be remodeled to court specifications. The terms of an agreement were reached in October, and the Corporation is currently remodeling approximately 2,800 square feet of space for court use. While this remodeled facility is a vast improvement over the current deplorable conditions, it is still inadequate to meet the long term space needs for the court in Barrow. Therefore, the Court System is again requesting funds to construct a new court facility in Barrow.

Page 2  
Ron Lind, Director  
Division of Budget & Management

The estimated amount of additional funding required as a result of this new lease is computed below.

Building Rental:

2800 sq. ft. at \$1.95/ft./mo. = \$ 5,460/month

Jan. 1, 1978 to June 30, 1978  
6 months x \$5,460/mo. = 32,760

Less Currently Budgeted Rent:  
6 months x \$1200/mo. = 7,200

→ Increase in Rent Cost 25,560  
Planning and Court Design 20,000  
Janitorial & Snow Removal 6,000  
Courtroom Furniture 17,000  
\$68,560

We have been unable to prepare this supplemental request prior to this time, due to the uncertainty of the completion date of remodeling and occupancy by the court. However, it now appears 95 percent certain that the Court System will occupy the remodeled facility on or about January 1, 1978. This is the date used in computing the supplemental funds required.

If you need any additional information in support of this supplemental budget request, please let me know as soon as possible. The Court System appreciates your assistance in presenting this supplemental request to the Legislature.

Sincerely,



Richard P. Barrier  
Deputy Administrative Director

cc: Mike Harper  
Arthur H. Snowden, II

July 25, 1977

*Blue*

Mr. Clarence Erickson  
Court Judicial System  
303 K Street  
Anchorage, Alaska 99501

Dear Mr. Erickson:

Pursuant to our conversation of about July 20, the Department of Law and Division of Budget and Management advised that it is not legal to utilize the past appropriated funds for the North Slope area for any other purpose but construction. I am very sorry, but this will mean that our previous discussions and planning for a possible construction project in the North Slope area to adequately house expanded needs of the Court System are no longer operative.

Earlier this week, contact was made with Mr. Dan Leavitt, landlord for the building that you leased and verbally he committed to extending the lease at least one more year, and I believe at virtually the same rates that previously were charged. While I certainly understand that this is quite inadequate to satisfy the needs of the Court system in this modern era, I believe we frankly have no other options in light of the above statement, and, of course, the veto the Governor made of the \$2.0 million capital project in Barrow.

It is my understanding that the 1,200 square feet that your operations utilized in the past are, as I have said, not sufficient to totally and adequately house your operations and, as I indicated on the telephone, it seems to me that the Governor would be supportive of a possible supplemental request for additional operational funds for more space in the Northern area.

I am sorry that I did not get a report from the Department of Law previous to our other discussions, but I am happy that your landlord at least will extend the lease arrangement for an additional year.

*Law*

Mr. Clarence Erickson

-2-

July 25, 1977

I'll be waiting for additional contact from you and Mr. Snowden to see what other avenues you are going to pursue in trying to get additional office space for the Court System.

Sincerely,

Michael C. Harper  
Administrative Assistant  
to the Governor

cc: Ron Lind  
Deputy Commissioner Holden

MCH:vh

HB 609

January 11, 1978

The Honorable Hugh Malone  
Speaker of the House  
Alaska State Legislature  
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S/ JSH

Jay S. Hammond  
Governor

STATE  
of ALASKA

## MEMORANDUM

116609

TO:  Ronald B. Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE: December 21, 1977

FILE NO:

TELEPHONE NO:

FROM: Dan Dawson, Budget Analyst

SUBJECT: Alaska Court System, Barrow  
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Alaska Court System

State of Alaska

OFFICE OF ADMINISTRATIVE DIRECTOR

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DEPUTY ADMINISTRATIVE DIRECTOR

303 K STREET  
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(907) 274-8611

RECEIVED  
DEC 7 1977  
BUDGET & MANAGEMENT

December 5, 1977

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Pouch C  
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Sincerely,



Richard P. Barrier  
Deputy Administrative Director

cc: Mike Harper  
Arthur H. Snowden, II

July 25, 1977

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Court Judicial System  
303 K Street  
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*Blue*

*Law*

Mr. Clarence Erickson

-2-

July 25, 1977

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Sincerely,

Michael C. Harper  
Administrative Assistant  
to the Governor

cc: Ron Lind  
Deputy Commissioner Holden

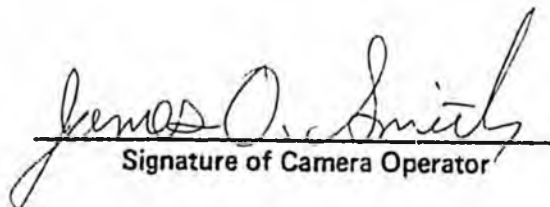
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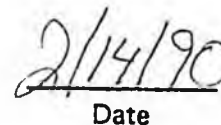


# RECORDS CERTIFICATION



I, the undersigned, an employee of the State of Alaska, do hereby certify that the microfilm images on this microform are accurate reproductions of the original records of the State of Alaska as accumulated during the regular course of business, and that it is the established policy and practice of this State to microfilm its records and to dispose of the original records after microfilm reproductions have been made.

  
Signature of Camera Operator

  
Date

Work Draft

Original sponsor: Rules Committee by  
request of the Governor

1 IN THE HOUSE

BY THE FINANCE COMMITTEE

2

SENATE CS FOR HOUSE BILL NO. 609

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TENTH LEGISLATURE - SECOND SESSION

5

A BILL

6 For an Act entitled: "An Act making supplemental appropriations to the  
7 Alaska Court System, Barrow, and the Department of  
8 Health and Social Services; and providing for an  
9 effective date."

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

11 \* Section 1. The sum of \$31,600 is appropriated from the general fund to  
12 the Alaska Court System for increased rentals and certain maintenance costs  
13 for the Barrow court.

14 \* Sec. 2. The sum of \$20,000 is appropriated from the general fund to the  
15 Alaska Court System for planning and design costs for the Barrow court.

16 \* Sec. 3. The sum of \$22,500 is appropriated from the general fund to the  
17 Department of Health and Social Services, program services, for a direct  
18 grant to the Studio Club of Anchorage.

19 \* Sec. 4. This Act takes effect immediately in accordance with AS 01.10.-  
20 070(c).

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**COMMITTEE REPORT**  
**SENATE**

4/12/78

FURTHER: \_\_\_\_\_

Date: May 9, 1978

Mr. President:

The Committee on FINANCE has had HB 609  
supplemental appropriation to the Alaska Court System, Barrow

under consideration and (a majority of the committee) (the committee reports it back as follows)

- recommends it do pass                       recommends it do not pass
- recommends it do pass with attached amendment(s)
- recommends it be replaced with CS for \_\_\_\_\_
- and \_\_\_\_\_  new title               same title
- AND attaches a Letter of Intent               New Fiscal Note
- reports it back without recommendation
- and recommends it be referred to the \_\_\_\_\_ Committee

MEMBERS SIGNING DO PASS:

OTHER RECOMMENDATIONS:

\_\_\_\_\_  
\_\_\_\_\_  
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Chairman  
Chairman

X

Supplemental

The sum of \$22,500 is appropriated from the general fund to the Department of Health and Social Services, Program Services, for a direct grant to the Studio Club of Anchorage.

~~The sum of \$15,000 is appropriated from the general fund to the Department of Health and Social Services, Office of Alcoholism and Drug Abuse for a direct grant to the City of Petersburg, Council on Alcoholism~~

~~The sum of 25,000 is appropriated from the general fund to ~~the Alaska Legal Services~~ the Office of the Governor for Alaska Legal Services.~~

B

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*Why - Are these in?*

*Waiting for next  
Supplemental to  
be taken up in  
Committee*

POUCH V  
JUNEAU, ALASKA 99811  
(907) 465-3771

# Alaska State Senate

BILL SUMNER

OUT OF SESSION:  
5301 LAKESHORE DRIVE  
ANCHORAGE, ALASKA 99503  
(907) 276-5202

*JS*

TO: Senator John Sackett  
FROM: Senator Bill Sumner  
DATE: March 8, 1978

I am requesting supplemental appropriations for the following:

-- \$22,500 to the Program Services BRU for the Adult Protective Services component of the Department of Health and Social Services. For FY 78, \$125,000 was appropriated to Studio Club, an Anchorage alcohol rehabilitation program. During the interim, I was contacted by Dr. Helen Beirne on behalf of the Municipality of Anchorage, to secure funds for a public inebriate study. Upon Studio Club's agreement, \$22,500 was "borrowed" from their appropriation to fund the study. This supplemental would reinstate the program's funds to the full level.

-- \$5,000 for the Petersburg Council on Alcoholism, Inc. appropriated to the City of Petersburg, to the attention of Mayor Theodore M. Smith.

Thank you for your consideration.

# Alaska State Senate

POUCH V  
JUNEAU, ALASKA 99811  
(907) 465-3771

BILL SUMNER

OUT OF SESSION  
5301 LAKESHORE DRIVE  
ANCHORAGE, ALASKA 99503  
(907) 276-5202

Sue:

I need your help! I sent the attached memo twice and have been unable to locate who in Finance was to follow up on it....the Studio Club supplemental is needed to replace the money used to fund the Public Inebriate Study Helen Beirne and Dennis Kelso discussed at the meeting last Thursday.

As for the Petersburg appropriation, Bill thinks it has already been taken care of. If so, please disregard.

Could you let me know about Studio Club? Thanks. Hope your trip to Tok went well....

*Cheryl.*

Cheryl Frasca  
Bill Sumner's Office  
4-10-78



# Alaska State Senate

BILL SUMNER

POUCH V  
JUNEAU, ALASKA 99811  
(907) 465-3771

OUT OF SESSION:  
5301 LAKESHORE DRIVE  
ANCHORAGE, ALASKA 99503  
(907) 276-5202

TO: Senator John Sackett  
FROM: Senator Bill Sumner  
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Thank you for your consideration.

*Judy -  
John says will  
put in Free Conf.  
when comes up.*

AK. H. Civ. Corp

HB 642

Croft

LAW OFFICES OF  
ALASKA LEGAL SERVICES CORPORATION  
524 WEST SIXTH AVENUE, SUITE 204  
ANCHORAGE, ALASKA 99501  
TELEPHONE 272-8421

April 11, 1978

Honorable Jay S. Hammond  
Governor of Alaska  
Pouch A  
Juneau, Alaska 99811

Dear Governor Hammond:

Alaska Legal Services Corporation is seeking a \$25,000 Special Appropriation from the Legislature to cover CETA funding it has lost for nine employees. ~~The \$25,000 would~~ replace lost CETA money for the months of April, May, and June 1978.

As you know, massive CETA cutbacks were recently instituted by the Department of Community and Regional Affairs. On March 31, 1978, Alaska Legal Services Corporation lost eighteen of its twenty-three CETA positions administered by the Department. Luckily, five of those CETA employees were subsequently funded by other CETA sources, and unluckily, four CETA employees terminated their employment because, in large part, of the uncertainty and instability of the CETA funds.

The net result of the CETA cutbacks for Alaska Legal Services Corporation is that the program lost CETA funds for eight attorneys and one legal secretary trainee. Alaska Legal Services now seeks \$25,000 to cover the lost CETA funds for those employees for the months of April, May, and June 1978. During this period the program will hopefully know the outcome of an application that has been submitted for additional funds from Federal sources. I am personally very optimistic about this application, and hope to have money in hand by June to at least partially solve the dilemma occasioned by the CETA cutbacks.

The \$25,000 will enable the program to retain for at least three months those nine employees whose CETA funding was terminated. Eight of those employees are attorneys

AK. II. Civ. Corp

HB 642

Croft

LAW OFFICES OF  
ALASKA LEGAL SERVICES CORPORATION  
524 WEST SIXTH AVENUE, SUITE 204  
ANCHORAGE, ALASKA 99501  
TELEPHONE 272-9421

April 11, 1978

Honorable Jay S. Hammond  
Governor of Alaska  
Pouch A  
Juneau, Alaska 99811

Dear Governor Hammond:

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Honorable Jay S. Hammond  
April 11, 1978  
Page 2

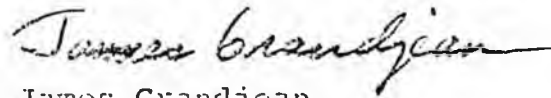
with far-reaching responsibilities for serving indigent clients in the Bush and rural Alaska. Three of them are stationed in our Fairbanks office and cover Bush villages on a regular circuit-riding basis. Two of them staff our Bethel office, one is in Dillingham, one in Ketchikan, and one in Kodiak. The legal secretary trainee works in our Ketchikan office. All these people are valued employees, dedicated to providing legal assistance of the highest quality to the poor people of Alaska.

Please help us retain these valued employees and continue to provide legal assistance to Alaska's poor. I am acutely aware of past requests by the program for State funds in which it was envisioned that that particular request was hopefully to be the last one. But, because of the CETA cutbacks, I now find myself asking for your help on behalf of Alaska Legal Services and the poor people of Alaska whom the program represents.

Whatever assistance you can render will be greatly appreciated.

Best wishes,

ALASKA LEGAL SERVICES CORPORATION



James Grandjean  
Executive Director

JG/km

HB 609



Alaska Court System

State of Alaska

303 "K" STREET  
ANCHORAGE, ALASKA  
99501

ARTHUR H. SNOWDEN II  
ADMINISTRATIVE DIRECTOR

(907) 274-8611

April 18, 1978

The Honorable John C. Sackett  
Chairman, Senate Finance Committee  
Pouch V  
Juneau, Alaska 99811

Dear Senator Sackett:

Following the Governor's veto last session of capital funding for a new Barrow court facility, the Court System succeeded in negotiating for an adequate leased facility in Barrow. The Governor's office supported the Court's relocation to a new facility and agreed to introduce a supplemental appropriation to cover the cost of the new space.

When the supplemental bill was prepared, the Governor's office omitted the cost incurred by the Court for the planning and design of the new space and courtroom equipment. While the equipment cost can be absorbed within the existing equipment budget for the trial courts, the planning and design costs in the amount of \$20,000 are beyond the level of funding in the Court System. The cost incurred in the planning and design of the space was justified in that the Court System now has a properly designed, functional court facility in Barrow. As a result of the proper planning and furnishing of the Barrow facility, the Court System was able to eliminate from its FY 1979 capital budget request funding for a new Barrow court facility.

The supplemental appropriation bill for the court space in Barrow, HB 609, is presently in the Senate Finance Committee. The Court System requests that the bill be amended to include \$20,000 for planning and design, as discussed above. I am attaching correspondence and other information explaining this supplemental request. If you have any questions concerning this bill, please let us know as soon as possible.

Sincerely,

Richard P. Barrier

cc: Sen. Ferguson

STATE OF ALASKA

JAY S. HAMMOND, GOVERNOR

DEPARTMENT OF LAW

OFFICE OF THE ATTORNEY GENERAL

FOUCH K - STATE CAPITOL  
JUNEAU 99511

January 6, 1978

M E M O R A N D U M

RECEIVED

TO: The Honorable Jay S. Hammond  
Governor

JAN 6 1978

FROM: Avrum M. Gross  
Attorney General

BUDGET & MANAGEMENT

RE: Attached revised bill making a supplemental appropriation to the Alaska Court System  
Our File: J-77-072-78

Attached is a revised version of a bill, requested by Ron Lind, making a supplemental appropriation to the Alaska Court System in the amount of \$31,600. Fiscal information furnished by Ron's office is also attached. The change was made in the bill on line 11, deleting "remodeling of and" and adding "and certain maintenance costs." We offer the following revised draft for your transmittal to the legislature:

D R A F T

Under the authority of art. III, sec. 18 of the Alaska Constitution, and in accordance with AS 24.30.060(b) and the Uniform Rules of the Alaska State Legislature, I am transmitting a bill making a supplemental appropriation, in the amount of \$31,600, to the Alaska Court System for the purpose of payment of increased rentals, janitorial services and snow removal for the Barrow Court.

Sincerely,

Jay S. Hammond  
Governor

AMG:md:AHP

cc w/enc.: Ronald B. Lind, Director  
Division of Budget & Management

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2 HOUSE BILL NO.

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 TENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act making a supplemental appropriation to the  
7 Alaska Court System, Barrow; and providing for an  
8 effective date."

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

10 \* Section 1. The sum of \$31,600 is appropriated from the general fund  
11 to the Alaska Court System for increased rentals and certain maintenance  
12 costs for the Barrow court.

13 \* Sec. 2. This Act takes effect immediately in accordance with AS 01.-  
14 10.070(c).

STATE  
of ALASKA

MEMORANDUM

U  
TO:  Ronald B. Lind, Director  
Division of Budget & Management  
Office of the Governor

DATE December 21, 1977

FILE NO.

TELEPHONE NO.

FROM: Dan Dawson, Budget Analyst

SUBJECT Alaska Court System, Barrow  
Rents Supplemental Request  
dated 12/5/77 for \$68,560

The amount approved for this supplemental is \$31,600. Last July, Michael Harper had indicated to the Court System that the Governor would probably be supportive of a supplemental to fund rental of more adequate space for the Barrow court. However, Mr. Harper's support was not taken to include \$20,000 for planning and design of remodeled space and \$17,000 for courtroom furniture.

Avrum M. Gross  
Attorney General  
Department of Law

December 21, 1977

Ronald B. Lind, Director  
Division of Budget & Management  
Office of the Governor

Supplemental Appropriation  
Legislation for the Alaska  
Court System

Please prepare supplemental appropriation legislation that the Governor may introduce to the second session of the tenth legislature for the following request by the Alaska Court System:

Administration of Justice Category

Appropriation: "District and Superior Courts", SLA 1977, Chapter 153, page 33, line 7

Increase the total appropriation by \$31,600 to fund increased rental and other costs which will result from the courts' move to remodeled space in Barrow beginning January 1, 1978. The Alaska Court System had requested that the Governor introduce a supplemental request for this purpose in the amount of \$68,560.

Refer to the attached intra-office memo for an explanation of the change from \$68,560 to \$31,600.

Attachment

RBL:DD:gh



Alaska Court System  
State of Alaska

RICHARD P. BARRIER  
DEPUTY ADMINISTRATIVE DIRECTOR

OFFICE OF ADMINISTRATIVE DIRECTOR

RECEIVED  
DEC 7 1977  
BUDGET & MANAGEMENT

303 K STREET  
ANCHORAGE, ALASKA 99501

(907) 274-8611

December 5, 1977

Ron Lind, Director  
Division of Budget & Management  
Pouch C  
Juneau, AK 99811

Dear Ron:

The Alaska Court System requests that the Governor introduce a supplemental request for the funding of leased court space in Barrow. Following the Governor's veto of the capital appropriation for a new Barrow court facility, this office worked with the Governor's Office and the Department of Transportation and Public Facilities in analyzing the feasibility of utilizing past appropriated construction funds for rental of an adequate court facility. However, the Department of Law and the Division of Budget and Management confirmed that the use of capital funds for such a purpose would be illegal. This office was then informed by Mike Harper that the Governor would be supportive of a supplemental budget request if the Court System could locate adequate space in Barrow to lease.

During the latter part of the summer, the Court System began negotiations with the Ukpeagivik Inupiat Corporation in Barrow for the lease of space owned by the Corporation and to be remodeled to court specifications. The terms of an agreement were reached in October, and the Corporation is currently remodeling approximately 2,800 square feet of space for court use. While this remodeled facility is a vast improvement over the current deplorable conditions, it is still inadequate to meet the long term space needs for the court in Barrow. Therefore, the Court System is again requesting funds to construct a new court facility in Barrow.

Page 2  
Ron Lind, Director  
Division of Budget & Management

The estimated amount of additional funding required as a result of this new lease is computed below.

Building Rental:

2800 sq. ft. at \$1.95/ft./mo. =	\$ 5,460/month
Jan. 1, 1978 to June 30, 1978 6 months x \$5,460/mo. =	32,760
Less Currently Budgeted Rent: 6 months x \$1200/mo. =	7,200
Increase in Rent Cost	25,560
Planning and Court Design	20,000
Janitorial & Snow Removal	6,000
Courtroom Furniture	17,000
	<u>\$68,560</u>

E.L.G. Approved

We have been unable to prepare this supplemental request prior to this time, due to the uncertainty of the completion date of remodeling and occupancy by the court. However, it now appears 95 percent certain that the Court System will occupy the remodeled facility on or about January 1, 1978. This is the date used in computing the supplemental funds required.

If you need any additional information in support of this supplemental budget request, please let me know as soon as possible. The Court System appreciates your assistance in presenting this supplemental request to the Legislature.

Sincerely,

Richard P. Barrier  
Deputy Administrative Director

cc: Mike Harper  
Arthur H. Snowden, II

July 25, 1977

*Blue*

Mr. Clarence Erickson  
Court Judicial System  
303 K Street  
Anchorage, Alaska 99501

Dear Mr. Erickson:

Pursuant to our conversation of about July 20, the Department of Law and Division of Budget and Management advised that it is not legal to utilize the past appropriated funds for the North Slope area for any other purpose but construction. I am very sorry, but this will mean that our previous discussions and planning for a possible construction project in the North Slope area to adequately house expanded needs of the Court System are no longer operative.

Earlier this week, contact was made with Mr. Dan Leavitt, landlord for the building that you leased and verbally he committed to extending the lease at least one more year, and I believe at virtually the same rates that previously were charged. While I certainly understand that this is quite inadequate to satisfy the needs of the Court system in this modern era, I believe we frankly have no other options in light of the above statement, and, of course, the veto the Governor made of the \$2.0 million capital project in Barrow.

It is my understanding that the 1,200 square feet that your operations utilized in the past are, as I have said, not sufficient to totally and adequately house your operations and, as I indicated on the telephone, it seems to me that the Governor would be supportive of a possible supplemental request for additional operational funds for more space in the Northern area.

I am sorry that I did not get a report from the Department of Law previous to our other discussions, but I am happy that your landlord at least will extend the lease arrangement for an additional year.

Mr. Clarence Erickson

-2-

July 25, 1977

I'll be waiting for additional contact from you and Mr. Snowden to see what other avenues you are going to pursue in trying to get additional office space for the Court System.

Sincerely,

Michael C. Harper  
Administrative Assistant  
to the Governor

cc: Ron Lind  
Deputy Commissioner Holden

MCH:vh

Introduced: 1/11/78  
Referred: Finance

1 IN THE HOUSE

BY THE RULES COMMITTEE BY  
REQUEST OF THE GOVERNOR

2

HOUSE BILL NO. 609

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

TENTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act making a supplemental appropriation to the  
7 Alaska Court System, Barrow; and providing for an  
8 effective date."

9

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

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January 11, 1978

The Honorable Hugh Malone  
Speaker of the House  
Alaska State Legislature  
Juneau, Alaska 99811

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*S/SSH*

Jay S. Hammond  
Governor

STATE  
of ALASKA

## MEMORANDUM

12/21/77

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Office of the Governor

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FILE NO:

TELEPHONE NO:

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Alaska Court System  
State of Alaska

OFFICE OF ADMINISTRATIVE DIRECTOR

RECEIVED  
DEC 7 1977  
BUDGET & MANAGEMENT

303 K STREET  
ANCHORAGE, ALASKA 99501

(907) 274-8611

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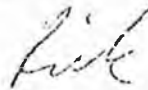
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Arthur H. Snowden, II

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*Law*

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Deputy Commissioner Holden

MCH:vh