

ALASKA LEGISLATURE COMMITTEE FILES 1991-1992 8672

7434 SENATE HEALTH EDUCATION & SOCIAL SERVICES

Since both the mentally ill and substance abuse treatment structures have been moving away from clinic-based services and toward residential facilities and in-patients homes and workplaces, it is time for Alaska to adopt the rehabilitation option.

This is a critical funding issue for the Mental Health Clinics. It is important that legislation pass this year, because clinics fear that services could be reduced or eliminated.

Thanks for your consideration.

POSITION PAPER
SENATE BILL NO. 452

"An Act providing for Medicaid coverage for certain rehabilitation and case management services; reordering the priorities given to individual services under the Medicaid program; and providing for an effective date."

Analysis

Section 1 of SB No. 452 would amend AS 47.07.030(b) to add rehabilitative services to the list of optional services Alaska's Medicaid program offers to eligible low-income persons, but it would restrict this service to those who are substance abusers or emotionally disturbed or chronically mentally ill adults. (Under federal mandates, the Department is adding rehabilitative services for individuals under 21 who are substance abusers or are severely emotionally disturbed.)

Section 1 also adds case management Medicaid services for three targeted groups: substance abusers of any age, chronically mentally ill adults, and severely emotionally disturbed children under 21.

Section 2 would place these new services twelfth and thirteenth in the AS 47.07.035 list of optional services to be deleted in the event of a Medicaid funding shortfall.

Section 3 amends AS 47.07.900 to restrict these service additions to grantees of the Division of Mental Health and Developmental Disabilities, in the Community Mental Health Centers system, and to the grantees of the Division of Alcoholism and Drug Abuse, to allow them to claim Medicaid's 50% Federal matching funds for the services they provide to Medicaid eligibles.

Discussion

The Department totally supports limiting these services to grantees. If we are to protect these essential services as Alaska's needy population grows and State revenues shrink, it can only be by maximizing other revenue sources such as Medicaid's federal match.

The current "clinic option" was added to AS 47.07.030 to add federal Medicaid funds to community mental health centers. This option, as it is defined federally, requires Medicaid-coverable diagnostic and treatment therapy services to be performed on the premises of a clinic and be supervised directly by a physician. This option's restrictions fit some of the services provided by community mental health centers, though the physician-supervision requirement is expensive and difficult for rural clinics. However, the primary treatment approach that is used to treat alcoholism and drug abuse does not fit either of the clinic option's two primary requirements.

Increasingly, each of these service systems find treatment best succeeds if it is delivered outside of a clinic setting, where the patient and his or her family actually lives, be it in the

patient's residence or in a group home or other residential treatment facility.

The "rehabilitation services" Medicaid option allows for services to be delivered in any appropriate setting, without any direct physician supervision. Adopting this option would allow DMH-DD grantees to bill Medicaid for more services than they currently do. (It will not fund all the services they find necessary to provide, for some services Medicaid federal rules will simply not let us cover, no matter what option is chosen). The rehabilitation option will also allow DADA grantees to enroll and begin billing Medicaid for services for the first time. Additionally, this rehabilitation option does allow Medicaid reimbursement for some skills re-training, to replace skills the patient has lost as a result of his or her illness. The clinic option does not cover these kinds of services to the same degree.

Both these treatment systems use case management as an integral part of their services, promoting the patient's access to necessary services. Adopting the case management option will allow these services to draw federal matching funds for the first time. Good case management services have the potential to restrain cost (by assuring the patient gets only necessary services) and to maximize federal matching funds (by making sure patients pursue and keep Medicaid eligibility). However, case management is not generally necessary and efficient unless it is restricted to the seriously ill; SB 545 restricts this service to those for whom it is most likely to be effective.

The Department believes that SB No. 452, as a refinancing initiative, lays the groundwork for very substantial fiscal advantages to Alaska. Not all of those advantages are summarized in this discussion or shown in our related fiscal notes; we plan to develop other refinancing strategies based on the rehabilitation option offered by this bill, and we will bring these to your attention as they are developed. However, we believe that the Legislature needs to keep in mind three key caveats:

(1) Developing the maximum funding advantages provided by this bill cannot be accomplished instantly, but requires extensive work by our staff and our grantees over a period of up to two years.

(2) Medicaid federal match will generally not replace State grant funds dollar-for-dollar, either initially or over the longer range. From other states' experience with the rehabilitation option and with their Medicaid refinancing projects, we believe that the percentage of state funds Medicaid can replace will vary widely depending on an array of factors. For the kinds of refinancing SB No. 452 calls for, we believe is appropriate to propose an 80% reduction: \$200 of new Medicaid funding, including \$100 of new Federal matching funds, can produce a corresponding \$80 reduction in state grant funds. There are many unavoidable reasons for a 20%

retention: new staffing is needed by grantees to bill Medicaid, a number of clients often go into and out of Medicaid-eligible status, there is a need to adjust staff and programs to meet federal requirements, etc.

(3) The savings that would result from introducing or expanding Medicaid funding will vary widely from program to program, based on client characteristics and the types of services. For example, almost all chronically mentally ill persons are Medicaid-eligible, but very few substance abusers are. Thus Medicaid savings in DADA programs will be smaller than in DMH-DD programs. Also, Medicaid cannot pay for room and board costs in residential treatment facilities, which are more common in the DADA system.

Position

The Department believes SB No. 452 is an essential step toward refinancing programs supported by unmatched state general funds with 50% Federal Medicaid funds. We strongly support the passage of this bill.

Recommended by: Kimberly B. Busch Date: 3-23-92
Kimberly B. Busch
Director
Division of Medical Assistance

Approved by: Theodore A. Mala Date: 3/24/92
Theodore A. Mala, MD, MPH
Commissioner

POSITION PAPER
SPONSOR SUBSTITUTE FOR HOUSE BILL 545

PREPARED BY
COMMUNITY MENTAL HEALTH MEDICAID PROVIDERS

INTRODUCTION: This group consists of the community mental health center directors from Ketchikan, Juneau, Anchorage, Kenai, Fairbanks, and Matru. The group endorses House Bill 545, adopting: 1) "Targeted Case Management" for severely emotionally disturbed persons under the age of 18 and for chronically mentally ill adults, and 2) "Rehabilitation Services" for chronically mentally ill adults, as part of the Alaska Medicaid Plan.

Possibilities for implementation of this plan include: 1) replacement of the clinic option with the rehabilitation option, or 2) retention of the clinic option with the new additions. The position of this group is that people currently eligible for services should not lose access through these changes. The recommendation is for program eligibility to be defined consistent with AS47.30.545.

Within the next few years, the proposed changes could allow effective leveraging of state monies through the Medicaid program and also allow continued development of community based services. The proposed changes best meet the needs of consumers by allowing services to be delivered in their communities and in their homes, rather than in institutions and hospitals.

SERVICE SYSTEM: Targeted case management and rehabilitation services are central to effective community services. Case management is a system under which a designated person or organization is responsible for locating, coordinating, and monitoring a group of services. It is used to access and manage multiple resources for eligible people. Rehabilitation is a set of services which focus development of independent living skills and vocational skills, as well as provision of supportive social programs.

Over the past six years, community mental health programs in Alaska have effectively served chronically mentally ill people in their communities. The census of the Alaska Psychiatric Institute has been reduced from a range of 160-180 to a range of 80-100 through these efforts. Current service availability will be restricted by new regulations developed to address the only existing Medicaid mental health option. The proposed options will allow continuation and development of necessary community services.

FUNDING: This group endorses the concept of maximizing federal participation in the cost of providing mental health services. The growing population in our areas is increasing the need for mental health services. We believe that the best way to meet the needs without increasing state funding is by pursuing opportunities to match state dollars with federal dollars. In the absence of regulations defining reimbursable services and rates, it is not possible to calculate the impact of Medicaid refinancing on the community mental health center. Therefore, the plan should be advanced in a way which "holds harmless" the mentally ill people who presently receive services from community mental health centers in Alaska.

The bill should have minimal initial costs due to costs shifted from the clinic option now in place to the rehabilitation option. In subsequent years existing costs, as well as necessary service expansion costs, can be met with funds transferred from grant components and leveraged with federal matching funds.

PROVIDER SYSTEM: Providers should be limited to agencies able to deliver a full range of services and full continuity of care. The community mental health system prioritizes area wide, least intensive, community based services. This model emphasizes a total system of care which is coordinated to insure continuity and availability of services. The system is consistent with managed health care models which seek to limit costs and to maximize services with available monies. In addition, nonprofit organizations are a clear choice for use of public monies in that all proceeds are returned to the service system.

The position of this group is that provider eligibility should be limited to comprehensive services providers. These providers are defined as legal entities approved by the Division of Mental Health and Developmental Disabilities as meeting the requirements under AS47.30.540 - 47.30.620.



ALASKA CHAPTER
NATIONAL ASSOCIATION OF
SOCIAL WORKERS

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Juneau, Alaska 99801
(907) 789-7099
FAX (907) 790-2209

March 7, 1992

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William Diebels, LCSW

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Faith Taves
Fairbanks

The Honorable Bettye Davis
Alaska House of Representatives
P.O. Box V
Juneau, Alaska 99801

Regarding: SSHB 545

Dear Representative Davis,

The Alaska Chapter of the National Association of Social Workers (NASW) supports Medicaid coverage for rehabilitative services and targeted case management for substance abusers, chronically mentally ill adults and severely emotionally disturbed youth.

Medicaid's programs for mental health and chemical dependency care for low-income Alaskans could be significantly greater if Alaska expanded appropriate and effective community services. In adopting the rehabilitative and case management options, savings can be obtained from federal matching funds, and community outpatient care can be utilized in lieu of hospital care.

The Chapter does not support reordering the priorities given to optional services under the Medicaid program, unless all the services are going to be re-prioritized to reflect their importance to Medicaid recipients.

Any new service or provider should come in as priority 1 reflecting the most recent need for services. This is consistent with the Department of Health and Social Services' position relating to many Medicaid option bills. When acting upon 1990 CS HB 248, which added licensed psychologists and licensed clinical social workers as optional providers in the Medicaid program, both the Senate and House Finance Committees relied upon the Department's advice on this, and agreed that every new service ought to come in at the bottom of the list.

Thank you for your time.

Respectfully,

Theresa Tanoury, LCSW
Social Action Committee Chair

Anchorage Daily News

Gerald E. Grilly
Publisher



Howard Weaver
Editor

Michael Carey, Editorial Page Editor

Patrick Deugherty, Managing Editor

Katherine Fanning, Editor and Publisher 1971 to 1983

Lawrence Fanning, Editor and Publisher 1937 to 1971

Founded in 1948 by Norman C. Brown

Halfway houses

Don't close the one we've got

When it comes to helping the homeless, soup kitchens and shelters — as crucial as they are — are the quick fix. Halfway houses are the means to get people off the streets and keep them off. They provide not just shelter but structure and support. They help homeless people make the transition to an independent life.

Halfway houses are especially important for the 40 percent of homeless people who suffer from a chronic, disabling mental illness. The structured environment of a halfway house can keep them on their medication, help them learn to cope with their illness.

We know all this. So why are we going backwards?

The Transitional Care Center, a halfway house for up to 18 severely mentally ill people, will close at the end of the month after losing its federal funding.

The center has received Medicaid funding since it opened 10 years ago. But the state took a second look at the federal regulations and decided the halfway house doesn't qualify and probably never should have, at least under the Medicaid plan the legislature chose years ago.

The legislature could close this loophole in the safety net by approving a different Medicaid option, one that covers a residential program. There is no justification for not funding the only help anyone has to offer the homeless mentally ill.

Nearly 30 years ago, Congress decreed that the mentally ill would be better served in communities, not in state mental hospitals. Now hospitals have only a fraction of their former patients, but communities weren't given the resources to care for the rest. People with disabling mental illness, who need help but can't get it, end up on the streets.

The Transitional Care Center gave some of them a place to go. We should be opening more halfway houses for the mentally ill. It's unconscionable that, instead, we're closing the one we've got.

Anchorage Daily News Editorial

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**STATE OF ALASKA
1992 LEGISLATIVE SESSION**

NO. _____
Bill Version: CSHB 390(HES)
(H) Publish Date: 3-20-92

Revision Date: _____ Department Affected: Education
Title: An Act for the issuance of G.O. bonds of 759,333,000 for public schools. BRU: School Debt Reimbursement
Sponsor: Boyer, Moyer Component: School Debt Reimbursement
Requestor: House HESS COMPONENT SERIAL NO.

1	5	3
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EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	35.0	85.0	85.0	40.0	0	0
TRAVEL	50.0	40.0	25.0	15.0	10.0	0
CONTRACTUAL	75.0	50.0	20.0	10.0	10.0	0
SUPPLIES	15.0	5.0	2.0	1.0	1.0	0
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	225.0	180.0	132.0	66.0	22.0	0
CAPITAL						

REVENUE FUND SOURCE:						
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER Public School Construction Fund	225.0	180.0	132.0	66.0	22.0	0
TOTAL						

POSITIONS:

FULL-TIME	2	2	2	1	0	0
PART-TIME						
TEMPORARY						

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary.)

See attached.

Prepared By: Mike Maher Phone: 465-2800
Division: Commissioner's Office Date: 1/24/92
Approved by Commissioner: *M. Maher* JC Jerry Covey
Agency: Education Date: 1/24/92

FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

BILL NO. SB 456

Revision Date: March 25, 1992
Title: An Act providing for the issuance of general obligation bonds
Sponsor: SEN FINANCE
Requestor: HES, Finance

Department Affected: Revenue (State Bond Committee)
BRU: Treasury
Component: _____

Component Serial No.

0

1	2	1
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	392.6	0	0	0	0	0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	392.6	0	0	0	0	0

CAPITAL						
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REVENUE FUND SOURCE Bond proceeds	392.6					
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER FUND SOURCE	392.6	0	0	0	0	0
TOTAL	392.6	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: No current year impact.

ANALYSIS: Financial advisor \$35,000; official statement \$15,000; paying agent/registrar \$15,000; (3) credit ratings \$250,000; bond counsel \$77,600. Issuance cost in Sec. 4 of bill is \$146,654 less than amount required.

Prepared by: Tomas H. Boutin Phone: 465-2350
Division: Treasury Date: March 25, 1992
Approved by Commissioner: Darrel J. Rexwinkel
Agency: Revenue

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

CORRECTION

**THIS DOCUMENT
HAS BEEN REPHOTOGRAPHED
TO ASSURE LEGIBILITY**

**STATE OF ALASKA
1992 LEGISLATIVE SESSION**

NO.
Bill Version: CSHB 390(HES)
(H) Publish Date: 3-20-92

Revision Date: _____ Department Affected: Education
Title: An Act for the issuance of G.O. BRU: School Debt Reimbursement
bonds of 759,333,000 for public schools. Component: School Debt Reimbursement
Sponsor: Boyer, Moyer
Requestor: House HESS COMPONENT SERIAL NO.

	1	5	3
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EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 93
PERSONAL SERVICES	35.0	85.0	85.0	40.0	0	0
TRAVEL	50.0	40.0	25.0	15.0	10.0	0
CONTRACTUAL	75.0	50.0	20.0	10.0	10.0	0
SUPPLIES	15.0	5.0	2.0	1.0	1.0	0
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	225.0	180.0	132.0	66.0	22.0	0
CAPITAL						

REVENUE FUND SOURCE:						
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FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER Public School Construction Fund FUND SOURCE:	225.0	180.0	132.0	66.0	22.0	0
TOTAL						

POSITIONS:

FULL-TIME	2	2	2	1	0	0
PART-TIME						
TEMPORARY						

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary.)

See attached.

Prepared By: Mike Maher Phone: 465-2800
Division: Commissioner's Office Date: 1/24/92
Approved by Commissioner: *M. Maher* JC Jerry Covey
Agency: Education Date: 1/24/92

This bill would fully fund the Department's current CIP priority list. The Department questions whether or not priority 5, 6, and 7 truly reflect the needs of districts. In some cases projects may be simply a "wish list".

The cost of school construction could increase sharply due to the impact of this amount of money becoming available at this time. Affected school districts would have to change their staffing pattern very rapidly.

These two additional positions would be necessary to handle the additional work load produced by this amount of money being made available all at once. These positions would be phased out over a four to five year period.

These positions would consist of a project assistant, range 16 and a clerk typist III, range 8. The project assistant would perform the same duties as the existing project assistant. Mainly setting up the individual grants, collecting all regional information, setting up the files and overseeing the payment schedules. The clerk typist would maintain all files, records and handle all correspondence for the entire program.

Funds for these positions would come from CIP receipts generated from the bond funds.

FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

BILL NO. SB 456

Revision Date: March 25, 1992
Title: An Act providing for the issuance of general obligation bonds
Sponsor: SEN FINANCE
Requestor: HES, Finance

Department Affected: Revenue (State Bond Committee)
BRU: Treasury
Component: _____

Component Serial No.

0	1	2	1
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL	392.6	0	0	0	0	0
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	392.6	0	0	0	0	0

CAPITAL						
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REVENUE FUND SOURCE Bond proceeds	392.6					
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FUNDING: (Thousands of Dollars)

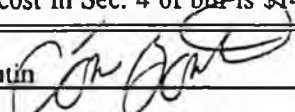
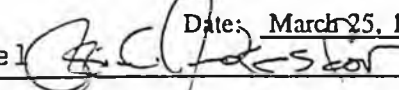
GENERAL FUND						
FEDERAL FUNDS						
OTHER FUND SOURCE	392.6	0	0	0	0	0
TOTAL	392.6	0	0	0	0	0

POSITIONS:

FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: No current year impact.

ANALYSIS: Financial advisor \$35,000; official statement \$15,000; paying agent/registrar \$15,000; (3) credit ratings \$250,000; bond counsel \$77,600. Issuance cost in Sec. 4 of bill is \$146,654 less than amount required.

Prepared by: Tomas H. Boutin  Phone: 465-2350
Division: Treasury
Approved by Commissioner: Darrel J. Rexwinkel  Date: March 25, 1992
Agency: Revenue

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

FISCAL NOTE

STATE OF ALASKA
1992 LEGISLATIVE SESSION

BILL NO. SB 456

Revision Date: _____ Department Affected: University of Alaska
 Title: "An Act providing for the issuance of general obligation
 bonds in the amount \$70,556,000 for the purposes of paying the
 cost of constructing facilities for the University of Alaska ..."
 Sponsor: House C & RA Committee by Request BRU: New
 Requestor: _____ Component: New
 Component Serial No. New

Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY93	FY94	FY95	FY96	FY97	FY98
PERSONAL SERVICES	0.0	0.0	0.0	0.0	0.0	0.0
TRAVEL	0.0	0.0	0.0	0.0	0.0	0.0
CONTRACTUAL	0.0	0.0	0.0	0.0	0.0	0.0
SUPPLIES	0.0	0.0	0.0	0.0	0.0	0.0
EQUIPMENT	0.0	0.0	0.0	0.0	0.0	0.0
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	0.0	0.0	0.0	0.0	0.0	0.0

CAPITAL						
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REVENUE						
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FUNDING: (Thousands of Dollars)	FY93	FY94	FY95	FY96	FY97	FY98
GENERAL FUND	0.0	0.0	0.0	0.0	0.0	0.0
FEDERAL FUNDS						
OTHER						
TOTAL	0.0	0.0	0.0	0.0	0.0	0.0

POSITIONS:						
FULL-TIME						
PART-TIME						
TEMPORARY						

Estimate of current year impact: None

ANALYSIS: (Attach a separate page if necessary.)

Prepared by: Marsha Hubbard, Director Phone: 474-7593
 Division: Statewide Budget Office Date: 3/30/92
 Approved by: Wendy Redman, Vice President for University Relations
 Agency: University of Alaska Date: 3/30/92

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies).

Senate Bill No. 456

Priority Number	Project	City	Total
8	Butrovich Bidg Completion	Fairbanks	\$7,100.0
11	Design/Build Egan Library/Classroom Add	Juneau	\$6,046.0
14	Large Animal Research Station	Fairbanks	\$616.0
19	Phase I Seward Marine Center Dock (44.5% Matching)	Seward	\$4,000.0
A	Remodel UAF Fine Arts/Theatre Complex	Fairbanks	\$3,733.0
22	Design/Build UAA/APU Consortium Library	Anchorage	\$31,000.0
27	Taku Parking Pedestrian Access	Fairbanks	\$550.0
B	Remodel Ziegler Classroom Building	Ketchikan	\$790.0
59	Design/Build KPC Liberal Arts Classroom	Kenai	\$3,500.0
C	Design/Build KOC Library/Classroom Add	Kodiak	\$696.0
60	Design/Build MATSU Classroom Addition	Palmer	\$5,400.0
26	Remodel PWSCC Classroom	Valdez	\$575.0
61	Design/Build KUC Food Storage Facility	Bethel	\$200.0
64	Design/Build BB Classroom Addition	Dillingham	\$950.0
74	Design/Build Geophysical Addition (12.5% Matching)	Fairbanks	\$5,000.0
D	Design/Build SC Classroom Addition	Sitka	\$400.0
	TOTAL		\$70,556.0

PROJECT TITLE: CLASSROOM WING ADDITION TO EGAN LIBRARY			
LOCATION: JUNEAU	COMPLETION DATE: SEPTEMBER 1993	ELECTION DISTRICT: 4	
PROGRAM: EDUCATION	TYPE: COMPLETION		

FUNDING		CAPITAL REQUEST	OPERATING COSTS	NEW POSITIONS (PFT)
1002	FEDERAL RECEIPTS			
1003	GENERAL FUND MATCH			1
1004	GENERAL FUND	\$6,046,000	\$158,000	
1007	INTER-AGENCY RECEIPTS			
TOTALS:		\$6,046,000	\$158,000	

PROJECT DESCRIPTION AND JUSTIFICATION:

The design of the William Egan Library included an adjacent classroom/laboratory wing which was not bid because of budget reductions. The proposed addition will provide 8 general assignment classrooms, 7 faculty offices, and a seminar room in a 26,000 GSF two-story building. The project is ready to bid and can start construction immediately upon funding in July 1991 with occupancy scheduled for September 1993. The facility is needed to respond to a shortage of general assignment classrooms at the Auke Lake Campus.

To initiate project programming and pre-planning, interim funding is being provided which will be reimbursed upon appropriation of capital funds.

FY 93

CP1 CAPITAL PROJECTS DESCRIPTION
Priority 11 of 73

AGENCY: UNIVERSITY OF ALASKA

Page 1 of 1
Revised Date: NOVEMBER 15, 1991

PROJECT TITLE: REPAIR LARS FENCE PER CODE COMPLIANCE ORDER			
LOCATION: FAIRBANKS		COMPLETION DATE: JUNE 30, 1993	ELECTION DISTRICT: 20
PROGRAM: EDUCATION		TYPE: HEALTH & SAFETY	
	FUNDING	CAPITAL REQUEST	OPERATING COSTS
	1002 FEDERAL RECEIPTS		
	1003 GENERAL FUND MATCH		
	1004 GENERAL FUND	\$616,700	\$0
	1007 INTER-AGENCY RECEIPTS		
	TOTALS:	\$616,700	\$0
			NEW POSITIONS (PFT) 0

PROJECT DESCRIPTION AND JUSTIFICATION:

The Large Animal Research Station (LARS) research complex was inspected by an United States Department of Agriculture veterinarian on June 19, 1991 subsequent to which the University was issued a list of non-compliance items. (Ref: Case No. 06191991) Primarily, the fencing is deficient in structural strength and in layout. The funds requested will provide for the installation of a code complying enclosure as well for other corrective measures identified by the USDA.

To initiate project programming and pre-planning, interim funding is being provided which will be reimbursed upon appropriation of capital funds.

FY 93

CP1	CAPITAL
	PROJECTS
	DESCRIPTION
Priority 14 of 73	

AGENCY: UNIVERSITY OF ALASKA

Page 1 of 1
Revised Date: NOVEMBER 15, 1991

PROJECT TITLE: CONSTRUCT NEW SEWARD MARINE CENTER DOCK (MATCHING)			
LOCATION: SEWARD		COMPLETION DATE: JUNE 30, 1995	ELECTION DISTRICT: 6
PROGRAM: EDUCATION		TYPE: NEW CONSTRUCTION	

	FUNDING	CAPITAL REQUEST	OPERATING COSTS	NEW POSITIONS (PFT)
1002	FEDERAL RECEIPTS			
1003	GENERAL FUND MATCH	\$4,000,000	\$0	0
1004	GENERAL FUND			
1007	INTER-AGENCY RECEIPTS			
	TOTALS:	\$4,000,000	\$0	

PROJECT DESCRIPTION AND JUSTIFICATION:

The City of Seward and the State of Alaska are jointly funding an extension to the existing Seward dock. Because the Seward Marine Center will be soon securing a new, larger research vessel to replace the R/V Alpha Helix, increased dock berthing space will be required. This request will fund UAF's matching share.

FY 93

CP1 CAPITAL PROJECTS DESCRIPTION
 Priority 19 of 73

AGENCY: UNIVERSITY OF ALASKA

Page 1 of 1

 Revised Date:
NOVEMBER 15, 1991

PROJECT TITLE: REMODEL UAF FINE ARTS / THEATER / LIBRARY COMPLEX			
LOCATION: FAIRBANKS		COMPLETION DATE: JUNE 30, 1995	ELECTION DISTRICT: 94
PROGRAM: EDUCATION		TYPE: DEFERRED MAINTENANCE	
FUNDING	CAPITAL REQUEST	OPERATING COSTS	NEW POSITIONS (PFT)
1002 FEDERAL RECEIPTS			
1003 GENERAL FUND MATCH			0
1004 GENERAL FUND	\$3,733,000	\$0	
1007 INTER-AGENCY RECEIPTS			
TOTALS:	\$3,733,000	\$0	

PROJECT DESCRIPTION AND JUSTIFICATION:

Funds will be used to design and construct the following projects:

1. Upgrade Rasmuson Library Elevator	\$150.0
2. Repair and Replace HVAC Components in Drama Wing	950.0
3. Replace Roof System in Drama Wing	925.0
4. Replace Roof System in Theater Wing	728.0
5. Replace Roof System in Art Wing	350.0
6. Replace Wood Floor In Drama Stage	55.0
7. Replace Roof System in Music Wing	575.0
	<u>\$3,733.0</u>

FY 93

CAPITAL
CP1 PROJECTS
 DESCRIPTION
 Priority **A** 20 of 74

AGENCY: UNIVERSITY OF ALASKA

Page 1 of 1
 Revised Date:
 MARCH 30, 1992

03-30/92 18:18 FAX 907 474 7554 EP&C 4.002 004

PROJECT TITLE: CONSTRUCT NEW APU/UAA CONSORTIUM LIBRARY

LOCATION: ANCHORAGE COMPLETION DATE: SEPTEMBER 30, 1996 ELECTION DISTRICT: 7

PROGRAM: EDUCATION TYPE: NEW CONSTRUCTION

FUNDING		CAPITAL REQUEST	OPERATING COSTS	NEW POSITIONS (PFT)
1002	FEDERAL RECEIPTS			
1003	GENERAL FUND MATCH			13.0
1004	GENERAL FUND			
1007	INTER-AGENCY RECEIPTS			
	G O BONDS	\$31,000,000	\$920,000	
TOTALS:		\$31,000,000	\$920,000	

PROJECT DESCRIPTION AND JUSTIFICATION:

The existing APU/UAA Consortium Library is inadequate for current enrollment, and academic, institutional and accreditation requirements. This funding will provide a library facility meeting the long-term needs of APU and UAA.

CAPITAL
CP1 PROJECTS
 DESCRIPTION
 Priority 22 of 73

AGENCY: UNIVERSITY OF ALASKA

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 Revised Date:
 MARCH 30, 1992

FY 93

SEN. BILL. G. C. K. SCHNEIDER : 3-30-92 : 4:03PM : 9071694527- 21 / 4/4 1992

PROJECT TITLE: DESIGN AND CONSTRUCT IMPROVEMENTS TO ZIEGLER BUILDING
LOCATION: KETCHIKAN **COMPLETION DATE:** MARCH 30, 1992 **ELECTION DISTRICT:**
PROGRAM: EDUCATION **TYPE:** NEW CONSTRUCTION

FUNDING		CAPITAL REQUEST	OPERATING COSTS	NEW POSITIONS (FTE)
1002	FEDERAL RECEIPTS			
1003	GENERAL FUND MATCH			0
1004	GENERAL FUND	\$790,000	80	
1007	INTER-AGENCY RECEIPTS			
TOTALS:		\$790,000	80	

PROJECT DESCRIPTION AND JUSTIFICATION:

The Ziegler Building is one of two academic buildings at the UAS Ketchikan campus at Madison and 7th streets. It was constructed in 1969, and provides 12,950 GSF of space on two levels. The first level houses office occupations, computing, and science laboratories, and the second level is devoted primarily to library uses.

The long range plan anticipates doubling the size of the building by means of a two level addition. This project will provide funds for schematic design and cost estimating for the addition. In the short term, however, certain improvements are needed including: an elevator for internal handicapped access between both levels; a new oil-fired heating system to replace the existing electric heating system; minor remodeling and deferred maintenance work. This project will also fund design and construction of those improvements.

FY 93

CAPITAL PROJECTS DESCRIPTION
 CP1
 Priority *B* of

AGENCY: UNIVERSITY OF ALASKA

Page 1 of 1
 Revised Date:

03-30-92 15:18 FAX 907 474 7554 FRC 21003 004

PROJECT TITLE: DESIGN/BUILD KPC LIBERAL ARTS/CLASSROOM			
LOCATION: SOLDOTNA		COMPLETION DATE: SEPTEMBER 1994	
PROGRAM: EDUCATION		ELECTION DISTRICT: 5	
		TYPE: DESIGN AND CONSTRUCTION	
FUNDING	CAPITAL REQUEST	OPERATING COSTS	NEW POSITIONS (PFI)
1002 FEDERAL RECEIPTS			
1003 GENERAL FUND MATCH			
1004 GENERAL FUND			
1007 INTER-AGENCY RECEIPTS			
G.O. BONDS	\$3,500,000	\$120,000	1
TOTALS:	\$3,500,000	\$120,000	

PROJECT DESCRIPTION AND JUSTIFICATION:

These funds will be used to design and construct both renovation of existing space for increased space utilization as well as additional new space to meet the increasing academic demands being placed upon the Kenai Peninsula College. Kenai Peninsula College has received no additional classroom space since FY80 even though it is located in one of Alaska's fastest growing regions.

CAPITAL
CP1 PROJECTS
DESCRIPTION
 Priority 59 of 73

AGENCY: UNIVERSITY OF ALASKA

Page 1 of 1
 Revised Date:
 MARCH 30, 1992

FY 93

PROJECT TITLE: DESIGN/BUILD KOC LIBRARY/CLASSROOM			
LOCATION: KODIAK		COMPLETION DATE: SEPTEMBER 1994	ELECTION DISTRICT: 27
PROGRAM: EDUCATION		TYPE: PLANNING	
FUNDING	CAPITAL REQUEST	OPERATING COSTS	NEW POSITIONS (PFT)
1002 FEDERAL RECEIPTS			
1003 GENERAL FUND MATCH			0
1004 GENERAL FUND			
1007 INTER-AGENCY RECEIPTS			
G.O. BONDS	\$696,000	\$10,000	
TOTALS:	\$696,000	\$10,000	

PROJECT DESCRIPTION AND JUSTIFICATION:

These funds will be used to design and construct both library expansion area and provide additional general use classroom space to meet classroom space since FY80.

FY 93

CP1 CAPITAL PROJECTS DESCRIPTION
 Priority **C**

AGENCY: UNIVERSITY OF ALASKA

Page 1 of 1
 Revised Date:
 MARCH 30, 1992

\$346,400 - UAA Restroom Repair/Replacement

Primarily in those buildings acquired from the Anchorage Community College, both the male and female restrooms were inadequately ventilated in their original design. As a consequence, excess moisture buildup has accelerated the decay of the walls, floors, and ceilings as well as the exhaust systems servicing these rooms. Funds will be used to redo interior finishes, fixture replacement and repair of ventilation systems for sixteen restrooms.

\$133,600 - Kodiak Campus - Repair/Replace Heating/Ventilating Control Systems

\$195,000 - Kenai Campus - Repair/Replace Heating/Ventilating Control Systems

\$175,000 - Mat-Su Campus - Repair/Replace Heating/Ventilating Control Systems

✓-\$75,000 - PWSCC Campus - Repair/Replace Heating/Ventilating Control Systems

\$225,000 - UAA Campus - Repair/Replace Heating/Ventilating Control Systems

The above campuses all have deteriorated and obsolete pneumatic HVAC control systems which are becoming increasingly more difficult to maintain due to their age and out-of-date manufacture. Funds will be used to fund the installation of energy conserving solid state control systems which will result in not only in operational costs savings but, as well, increased reliability of the systems themselves.

\$150,000 - UAA (MAU-Wide) - Clean & Repair Air Handling Ducts

The existing air handling systems, due to inadequate original design, lacked the capability of being easily cleaned and monitored for defective duct components. As a consequence, particulate buildup has taken place for over twenty years and has now accumulated to the point where it materially impacts the life of new air filters and the mechanical operation of the duct components. Funds will be used to totally clean all ducts; repair/replace defective duct components and provide for clean-outs to facilitate future cleaning.

FY 93

CP1

**ADDITIONAL
EXPLANATION
FORM**

AGENCY: UNIVERSITY OF ALASKA

Page 3 of 5

26

PROJECT TITLE: CONSTRUCT BRISTOL BAY CAMPUS ADDITION			
LOCATION: DILLINGHAM		COMPLETION DATE: JUNE 30, 1994	ELECTION DISTRICT: 26
PROGRAM: EDUCATION		TYPE: NEW CONSTRUCTION	

FUNDING		CAPITAL REQUEST	OPERATING COSTS	NEW POSITIONS (PFT)
1002	FEDERAL RECEIPTS			
1003	GENERAL FUND MATCH			0
1004	GENERAL FUND	\$950,000	\$0	
1007	INTER-AGENCY RECEIPTS			
TOTALS:		\$950,000	\$0	

PROJECT DESCRIPTION AND JUSTIFICATION:

The educational programs at Bristol Bay have outgrown the approximately 5,000 square foot existing facility. Significant student demand exists in the Dillingham region for expanding the current programs available. To meet this demand would be impossible without additional classrooms and support space. This project would provide approximately 3,000 square feet of additional space in Dillingham expanding the Bristol Bay campus.

To initiate project programming and pre-planning, interim funding is being provided which will be reimbursed upon appropriation of capital funds.

FY 93

CAPITAL PROJECTS DESCRIPTION
CP1
 Priority 64 of 73

AGENCY: UNIVERSITY OF ALASKA

Page 1 of 1
 Revised Date:
 NOVEMBER 15, 1991

PROJECT TITLE:		DESIGN ADDITION TO UAS SITKA CAMPUS/CONSTRUCT IMPROVEMENTS	
LOCATION:	SITKA	COMPLETION DATE:	MARCH 30, 1992
		ELECTION DISTRICT:	
PROGRAM:	EDUCATION	TYPE:	NEW CONSTRUCTION

FUNDING		CAPITAL REQUEST	OPERATING COSTS	NEW POSITIONS (FTE)
1002	FEDERAL RECEIPTS			
1003	GENERAL FUND MATCH			0
1004	GENERAL FUND	\$400,000	\$0	
1007	INTER-AGENCY RECEIPTS			
TOTALS:		\$400,000	\$0	

PROJECT DESCRIPTION AND JUSTIFICATION:

The existing UAS Sitka campus is housed in a WWII aircraft hangar. The shell of the original building was rehabilitated. A two story portion of the space inside was completely remodeled and converted into modern classroom and office facilities. That space, totaling approximately 24,000 CSF, comprises the entire UAS Sitka campus facility.

Approximately 32,000 CSF of hangar bay space remains undeveloped and is now used for large votech projects such as boat building. The long range plan for the facility envisions incremental expansion into the hangar to provide additional classroom, laboratory, and office space. All of this work would occur within the shell of the original structure.

This project would provide design funds for the next increment of expansion, and would also fund the design and construction of certain immediate improvements to the facility including: minor classroom and laboratory expansion and improvements; improvements within the hangar bay to facilitate it's continued use for votech projects.

FY 93

CAPITAL
CP1 PROJECTS
 DESCRIPTION
 Priority **D** of

AGENCY: UNIVERSITY OF ALASKA

Page 1 of 1
 Revised Date:

SENT BY: J. OF AK. SOUTHWEST : 3-30-92 : 4:04PM : 9077694021 : 201 4/2 15:30:12

Alaska State Legislature



Sen. Jay Kerttula, Co-Chairman
Sen. Pat Pourchot, Co-Chairman

Sen. Al Adams
Sen. Jim Duncan
Sen. Lyman E. Hoffman
Sen. Dick Shultz
Sen. Rick Uehling

Senate Finance Committee

State Capitol
Juneau, AK 99801-1182
(907) 465-1200
(937) 463-3066 Fax

Box 1009
Palmer, AK 99645
(907) 376-2675
(907) 376-0315 Fax

MEMORANDUM

TO: Senator Arliss Sturgulewski
Chair, Senate HESS Committee

FROM: Senator Jay Kerttula *JK*

SUBJECT: Senate Bill 456, relating to the issuance of general obligation bonds for the University of Alaska

DATE: March 24, 1992

I would appreciate it if you would schedule Senate Bill 456 for a hearing in the Senate HESS Committee.

Senate Bill 456 would authorize a ballot initiative for \$70,556,000 of general obligation bonds of the state to fund facility construction for the University of Alaska.

Given the state's current revenue projections, I believe that it will not be possible to address the needs of the state's higher education institutions. We have spent many years and many dollars to provide quality education at the university level and it is essential that the state continues to meet its commitment if we wish to attract students from outside Alaska and to encourage Alaskans to attend our instate schools.

I believe that this bonding initiative is timely. The state is in a good position to take advantage of the current low interest rates. We have bonded in the past when we did not have the revenues to pay cash.

Thank you for your consideration of this request.

JK:pt

SENATE BILL NO. 456

IN THE LEGISLATURE OF THE STATE OF ALASKA

SEVENTEENTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Introduced: 3/23/92
Referred: HES, Finance

A BILL

FOR AN ACT ENTITLED

1 "An Act providing for the issuance of general obligation bonds in the amount of
2 \$70,556,000 for the purpose of paying the cost of constructing facilities for the University
3 of Alaska; and providing for an effective date."

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

5 * Section 1. For the purpose of paying the cost of constructing facilities for the University of Alaska,
6 general obligation bonds of the state in the principal amount of not more than \$70,556,000 may be
7 issued and sold. The full faith, credit, and resources of the state are pledged to the payment of the
8 principal of and interest and redemption premium, if any, on these bonds. These bonds shall be issued
9 under the provisions of AS 37.15 as those provisions read at the time of issuance.

10 * Sec. 2. If the issuance of these bonds is authorized by the qualified voters of the state, a special
11 fund of the state to be known as the "1992 University of Alaska construction fund" shall be established
12 to which shall be credited the proceeds of the sale of the bonds described in sec. 1 of this Act except
13 for the accrued interest and premiums.

14 * Sec. 3. (a) The amount of \$70,556,000 is appropriated from the "1992 University of Alaska

1 construction fund" to the University of Alaska to be allocated in accordance with the following projects
2 and estimates:

3	PROJECT	LOCATION	AMOUNT
4	Butrovich Bldg. completion	Fairbanks	\$ 7,100,000
5	Design/build Egan Lib./classroom add.	Juneau	6,046,000
6	Large animal research station	Fairbanks	616,000
7	Seward marine center dock	Seward	4,000,000
8	Remodel UAF Fine Arts/Theater	Fairbanks	3,733,000
9	Design/build UAA/APU library	Anchorage	31,000,000
10	Taku parking pedestrian access	Fairbanks	550,000
11	Remodel Ziegler classroom bldg.	Ketchikan	790,000
12	Design/build KPC liberal arts classroom	Kenai	3,500,000
13	Design/build KOC library/classroom	Kodiak	696,000
14	Design/build MATSU classroom add.	Palmer	5,400,000
15	Remodel PWSCC classroom	Valdez	575,000
16	Design/build KUC food storage facility	Bethel	200,000
17	Design/build BB classroom add.	Dillingham	950,000
18	Design/build geophysical add.	Fairbanks	5,000,000
19	Design/build SC classroom add.	Sitka	400,000

20 (b) The legislature may by law add additional facility projects or reallocate funds between
21 projects described in (a) of this section.

22 * Sec. 4. If the issuance of these bonds is authorized by the qualified voters of the state, the amount
23 of \$246,946 or as much of that amount as is found necessary is appropriated from the general fund of
24 the state to the state bond committee to carry out the provisions of this Act and to pay expenses incident
25 to the sale and issuance of the bonds authorized in this Act. The amounts expended from the
26 appropriation authorized by this section shall be reimbursed to the general fund from the proceeds of the
27 sale of the bonds authorized by this Act.

28 * Sec. 5. The amount withdrawn from the public facility planning fund for the purpose of advance
29 planning for the improvements financed under this Act shall be reimbursed to the fund from the proceeds
30 of the sale of bonds authorized by this Act.

31 * Sec. 6. The question whether the bonds authorized in this Act are to be issued shall be submitted

1 to the qualified voters of the state at the next general election and shall read substantially as follows:

2

Proposition

3

State General Obligation University Construction

4

Bonds \$70,556,000

5

Shall the State of Alaska issue its general obligation bonds in the principal amount of not more than \$70,556,000 for the purpose of paying the cost of constructing facilities for the University of Alaska?

6

7

8

Bonds Yes []

9

Bonds No []

10 * Sec. 7. This Act takes effect immediately under AS 01.10.070(c).

*01.10.070(c) 11/25
C- 11/27
11/23
deleted*

PROPOSED COMMITTEE SUBSTITUTE

FOR

IN THE LEGISLATURE OF THE STATE OF ALASKA
SEVENTEENTH LEGISLATURE - SECOND SESSION

Introduced:
Referred:

A BILL

FOR AN ACT ENTITLED

"An Act providing for the issuance of general obligation bonds in the amount of \$494,200,000 for the purpose of supplementing municipal funds to pay the costs of acquiring, constructing, reconstructing, and equipping public schools; and providing for an effective date."

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

* Section 1. For the purpose of supplementing municipal funds to pay the costs of acquiring, constructing, reconstructing and equipping public schools, general obligation bonds of the state in the principal amount of not more than \$494,200,000 shall be issued and sold. The full faith, credit, and resources of the state are pledged to the payment of the principal of and interest and redemption premium, if any, on the bonds. The bonds shall be issued under the provisions of AS 37.15 as those provisions read at the time of issuance.

* Sec. 2. If the issuance of the bonds is authorized by the qualified voters of the state, a special fund of the state to be known as the "1992 public school construction fund" shall be established, to which shall be credited the proceeds of the sale of the bonds described in sec. 1 of this Act except for the accrued interest and premiums on the bonds at the time of issuance.

* Sec. 3. (a) The amount of \$494,200,000 is appropriated from the "1992 public school construction fund" to the Department of Education to pay seventy percent of the cost of public school improvements, with the appropriated amount allocated among municipalities as follows:

	<u>State Bonds</u>	<u>Local Share</u>	<u>Total</u>
(1) Municipality of Anchorage	\$290,500,000	\$124,500,000	\$415,000,000
(2) Fairbanks North Star Borough	\$ 70,000,000	\$ 30,000,000	\$100,000,000
(3) Kenai Peninsula Borough	\$ 65,800,000	\$ 28,200,000	\$ 94,000,000
(4) Matanuska-Susitna Borough	\$ 67,900,000	\$ 29,100,000	\$ 97,000,000

The bonds authorized herein shall be sold and issued by the State Bond Committee (i) upon approval by the Department of Education of a public school project in a municipality for which there is sufficient unused allocation under (a) of this section; and (ii) upon determination by the State Bond Committee that the municipality requesting the sale and issuance of bonds has available to pay the cost of a public school project an amount not less than thirty percent of the cost of the public school project. Upon the issuance by the state of bonds for a municipality the proceeds of the bonds

shall be paid by the Department of Education from the "1992 public school construction fund" to the municipality.

(b) The legislature may by law reallocate an unused bond allocation from a municipality to another municipality described in (a) of this section.

* Sec. 4. If the issuance of the bonds is authorized by the qualified voters of the state, the amount of \$ _____ or as much of that amount as is found necessary is appropriated from the general fund of the state to the State Bond Committee to carry out the provisions of this Act and to pay expenses incident to the sale and issuance of the bonds authorized in this Act. The amounts expended from the appropriation authorized by this section shall be reimbursed to the general fund from the proceeds of the sale of the bonds authorized by this Act.

* Sec. 5. The unexpended and unobligated balance of the appropriation made in sec. 3 of this Act lapses under AS 37.25.020 and is appropriated to the State Bond Committee to redeem bonds sold under this Act. The amounts expended from the general fund to pay the principal, interest, and redemption premium on bonds issued under this Act shall be reimbursed to the general fund from the appropriation made under this section to the extent that the money is not needed to redeem the bonds.

* Sec. 6. The question whether the bonds authorized in this Act are to be issued shall be submitted to the qualified voters of the state at the next general election and shall read substantially as follows:

PROPOSITION

State General Obligation Public School Construction

Bonds \$494,200,000

Shall the State of Alaska issued its general obligation bonds in the principal amount of not more than \$494,200,000 for the purpose supplementing municipal funds to pay the costs of acquiring, constructing, reconstructing, and equipping public schools?

Yes []

No []

* Sec. 7. Section 6 of this Act takes effect immediately under AS 01.10.070(c). Sections 1 through 5 of this Act take effect upon approval by the qualified voters of the state of the proposition set forth in Section 6.

ANCHORAGE SCHOOL DISTRICT
PRIORITY SCHOOL BOND PROJECTS
MARCH, 1992

The Anchorage School District has identified the need for school bond funds totaling \$415,512,000. The breakdown of these projects and requirements by priority category is as follows:

Priority 1: Health/Life Safety

Driveway Safety Upgrades at Seven Elementary Schools	\$1,220,000
Chuglak Elementary Connection to Eklutna Water Line	\$1,600,000
Heating Renovations at Two Secondary Schools	\$4,050,000
Districtwide Fire Code Violation Projects	\$2,000,000
Public Address and Clock System at Dimond High School	\$225,000
Replace Electrical System at West High School	<u>\$1,400,000</u>
• Priority 1 Total	\$10,495,000

Priority 2: Unhoused Students

Five New Elementary Schools	\$61,900,000
Two New Junior High/Middle Schools	\$69,000,000
Planning and Design for New Senior High School	\$3,000,000
Seven Additions to Elementary Schools	<u>\$25,560,000</u>
Priority 2 Total	\$159,460,000

Priority 3: Protection of Structure

Districtwide Priority Capital Renovations	<u>\$13,524,000</u>
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Priority 3 Total	\$13,524,000
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Priority 4: Code Upgrade

Districtwide Handicapped Access	\$1,000,000
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Districtwide Safety Renovations and Asbestos Abatement	\$13,400,000
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Districtwide Inspection and Replacement of Underground Storage Tanks	\$1,320,000
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Districtwide Kitchen Upgrades - Phase 1	<u>\$2,000,000</u>
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Priority 4 Total	\$17,720,000
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Priority 5: Operating Cost Savings - No Projects**Priority 6: Functional Upgrade**

Program upgrades and renovations for 17 elementary schools, three junior high schools, and three senior high schools. The schools were selected according to the decision matrix produced by the recently completed retrofit study. The schools selected were those with the highest scores in the matrix for each school category (elementary, junior high, senior high). The costs for each facility were identified in the retrofit study. The total cost has been adjusted for projects listed elsewhere in this document.

Elementary schools selected from retrofit study decision matrix:

Willow Crest, College Gate, Susitna, Ocean View, North Star, Wonder Park, Mt. Spurr, Northern Lights, Williwaw, Chinook, Chester Valley, Chugach, Ursa Minor, Scenic Park, Ptarmigan, Nunaka Valley, Baxter, Creekside Park, Campbell, Muldoon, Taku

Junior high schools selected from retrofit study decision matrix:

Romig, Central, Wendler

Senior high schools selected from retrofit study decision matrix:

West, Dimond, Service

Priority 5 Total \$202,000,000

Priority 7: Other

Districtwide Elementary and Secondary
Instructional Computer Technology \$11,413,000

King Career Center Graphic Arts Shop Addition \$900,000

Priority 6 Total \$12,313,000

TOTAL \$415,512,000

Additional Project Information:

Additional information for specific projects is included in the following documents:

Anchorage School District Capital Improvement Program/
1991-92 Legislative Requests, Dated December 9, 1991

Retrofit Study Report and Implementation Plan, Dated January 27, 1992

**CRITERIA USED IN SETTING PRIORITIES
ON CAPITAL IMPROVEMENT PROJECTS FOR
LEGISLATIVE REQUESTS**

The following criteria was used in setting priorities for capital improvement projects in the legislative request package.

Category 1

Health/Life Safety - Very serious problems documented by authorities or professionals wherein failure to correct may result in loss of use of the facility. The health or safety of the occupants is threatened. Documented code violations are not sufficient to justify this priority.

Category 2

Unhoused Students - Addition of classroom or instruction space in areas that are overcrowded. Boundary changes will not relieve the situation.

Category 3

Protection of Structure - Improvements required to continue the use of a facility. Examples include roof replacement, heat system renovation and major maintenance work required for operation.

Category 4

Code Upgrade - Correction of code deficiencies which are not threatening health and safety.

Category 5

Operating Cost Savings - Improvements resulting in savings of utility, maintenance, contract or other operating expenses. Examples include energy management/control systems, improved insulation, or replacement of inefficient equipment.

Category 6

Functional Upgrade - Replacements, additions or remodeling to enhance the educational program.

Category 7

Other - Projects that do not fit one of the above categories.

Board of Regents'
FY93 Capital Budget Request
Project Index and Funding Priorities

Funding Priority	MAU	Project Index No	Location	Election District	Project Description	Project Type	FY93 Amount
1	UAF	1	Fairbanks	20	Repair Duckering Building Per Code Compliance Order	Health & Safety	\$1,500.0
2	UAF	2	Fairbanks	20	Repair Gruening Building Per Code Compliance Order	Health & Safety	1,500.0
3	UAF	3	Fairbanks	20	Repair Irving Building Per Code Compliance Order	Health & Safety	2,000.0
4	UAF	4	Fairbanks	20	Repair Geist Museum Per Code Compliance Order	Health & Safety	200.0
5	UAF	5	Fairbanks	20	Repair Patty Center Per Code Compliance Order	Health & Safety	2,500.0
6	UAF	6	Fairbanks	20	Repair Atkinson Building Per Code Compliance Order	Health & Safety	1,300.0
7	UAA	7	Anchorage	7	Tudor Land Acquisition at UAA	New Construction	1,622.0
8	SPS	8a	Statewide	20	Construct Completion of Butrovich Bldg	Completion	6,000.0
9	UAA	9	Anchorage	7	Construct Completion of UAA Class/Lab Bldg	Completion	3,500.0
10	UAF	10	Fairbanks	20	Construct Natural Sciences Bldg Completion at UAF	Completion	4,530.0
11	UAS	11	Juneau	4	Construct Completion of UAS Classroom Wing Addition	Completion	6,046.0
12	UAA	12	Anchorage	7	Alter UAA Vacated Space (Linked w/Class Lab Completion)	Renovation	2,000.0
13	UAF	13	Fairbanks	20	Construct Laboratory Greenhouse Completion at UAF	Completion	950.0
14	UAF	14	Fairbanks	20	Replace LARS Fence Per Code Compliance Order	Health & Safety	616.0
15	SPS	15	Statewide	20	Library System & Memory Upgrade-FY93 Installment	Information Systems	285.0
16	SPS	16a	Statewide	20	Install CPU Capacity Upgrade at Statewide	Information Systems	950.0
17	UAS	17	Juneau*	4	Reduce UAS FY93 Deferred Maintenance Backlog	Deferred Maintenance	787.0
18	UAA	18a	Anchorage	7	Construct UAA Student Residential Units	New Construction	2,000.0
19	UAF	19a	Fairbanks	20	Construct New Seward Marine Ctr Dock (Matching)	New Construction	1,000.0
20	UAF	20a	Fairbanks*	20	Reduce UAF FY93 Deferred Maintenance Backlog	Deferred Maintenance	8,000.0
21	UAF	21	Fairbanks	20	Construct Electrical Feeder (Linked w/Butrovich)	Completion	900.0
22	UAA	22	Anchorage	7	Design Addition or New UAA Consortium Library	Planning	3,000.0
23	UAS	23a	Juneau	4	Design UAS Campus Entrance/Bridge	New Construction	150.0
24	UAA	24a	Anchorage*	7	Purchase Educational and Institutional Equipment (UAA)	Equipment	1,631.0
25	SPS	25	Statewide	20	Implement Statewide Financial Accounting System	Information Systems	300.0
26	UAA	26a	Anchorage*	7	Reduce UAA FY93 Deferred Maintenance Backlog	Deferred Maintenance	1,450.0

Projects with "a" indicate those with sequenced funding. The balance of funding will be found lower in the priority list with a "b" and in some cases "c" beside the project index number.

11A

Board of Regents'
FY93 Capital Budget Request
Project Index and Funding Priorities

Funding Priority	MAU	Project Index No	Location	Election District	Project Description	Project Type	FY93 Amount
27	UAF	27	Fairbanks	20	Reconstruct UAF Taku Lot/Stairs/Pedestrian Tunnel	Renovation	\$550.
28	UAA	28a	Anchorage	7	UAA Campus Land Acquisitions	New Construction	500.
29	UAA	29a	Anchorage	7	Reconstruct UAA Campus Swimming Pool	Renovation	200.
30	UAS	30	Juneau	4	Design UAS Natural Resources Lab/Facilities Planning	Planning	406.
31	UAA	31	Anchorage	7	Design Aviation Tech Building (Matching)	Planning	400.
32	SPS	32a	Statewide	20	Statewide General and Advance Planning	Planning	100.
33	UAA	33a	Anchorage	7	Construct UAA Campus Fiber Optics Network	Information Systems	220.
34	UAF	34	Fairbanks	20	Develop UAF Utilities Usage Master Plan	Planning	350
35	UAF	35	Fairbanks*	20	UAF General and Advance Planning (MAU-Wide)	Planning	30
36	UAS	36a	Juneau	4	Design UAS Access Road & Design PE Facility	New Construction	707
37	UAF	37a	Fairbanks	20	Construct UAF Campus Fiber Optics Network	Information Systems	150
38	SPS	38a	Statewide	20	Purchase Statewide Computer Hardware and Software	Information Systems	475
39	UAA	39	Anchorage	7	Renovate UAA'S Lucy Cuddy Center (Matching Funds)	Renovation	200
40	UAF	40a	Fairbanks*	20	Purchase Educational and Institutional Equipment (UAF)	Equipment	1,000
41	UAF	41a	Fairbanks*	20	Renovate/Remodel UAF Facilities (MAU-Wide)	Renovation	33
42	UAF	42	Fairbanks	20	Construct Utilities to New UAF Fire Station (Matching)	New Construction	1,500
43	UAA	43	Anchorage*	7	UAA General and Advance Planning (MAU-Wide)	Planning	30
44	SPS	44a	Statewide	20	Install Statewide Alaska Telegraphics Project	Information Systems	200
45	SPS	8b	Statewide	20	Construct Completion of Butrovich Bldg	Completion	4,300
46	UAA	45	Anchorage	7	Upgrade UAA Science Building Spaces	Renovation	5,000
47	UAS	46a	Juneau*	4	Renovate/Romodel UAS Facilities (MAU-Wide)	Renovation	13.
48	UAF	47	Fairbanks	20	Repair/Replace UAF Fire Alarm System Components	Health & Safety	950
49	UAA	24b	Anchorage*	7	Purchase Educational and Institutional Equipment (UAA)	Equipment	1,63
50	SPS	16b	Statewide	20	Install CPU Capacity Upgrade at Statewide	Information Systems	95.
51	UAS	48a	Juneau*	4	Purchase Educational and Institutional Equipment (UAS)	Equipment	20
52	UAF	49	Fairbanks	20	Design New UAF Fisheries & Ocean Sciences Bldg	Planning	2,00

115

Projects with "a" indicate those with sequenced funding. The balance of funding will be found lower in the priority list with a "b" and in some cases "c" beside the project index number.

* MAU-Wide - More than one location and more than one elect

Board of Regents'
FY93 Capital Budget Request
Project Index and Funding Priorities

Funding Priority	MAU	Project Index No	Location	Election District	Project Description	Project Type	FY93 Amount
53	UAF	20b	Fairbanks*	20	Reduce UAF FY93 Deferred Maintenance Backlog	Deferred Maintenance	\$5,370
54	UAA	26b	Anchorage*	7	Reduce UAA FY93 Deferred Maintenance Backlog	Deferred Maintenance	1,908
55	UAS	50	Juneau	4	Replace/Upgrade UAS Telephone System	Equipment	330
56	UAA	51	Anchorage	7	Renovate UAA Space for Academic Program Changes	Renovation	1,200
57	UAF	52	Fairbanks*	20	Construct UAF Bldg Systems Renewal & Replacement	Renewal & Replacement	5,861
58	UAA	53	Anchorage*	7	Construct UAA Bldg Systems Renewal & Replacement	Renewal & Replacement	306
59	UAS	54	Juneau*	4	Construct UAS Bldg Systems Renewal & Replacement	Renewal & Replacement	172
60	SPS	55	Statewide*	20	Construct SPS Bldg Systems Renewal & Replacement	Renewal & Replacement	37
61	UAS	48b	Juneau*	4	Purchase Educational and Institutional Equipment (UAS)	Equipment	329
62	UAF	37b	Fairbanks	20	Construct UAF Campus Fiber Optics Network	Information Systems	675
63	UAA	56	Anchorage	7	Construct Adult Basic Education Facility at UAA	New Construction	3,710
64	UAA	57	Anchorage*	7	Renovate/Remodel UAA Facilities (MAU Wide)	Renovation	360
65	UAA	58	Homer	5	Acquire Land for Homer Campus Expansion	New Construction	500
66	UAF	40b	Fairbanks*	20	Purchase Educational and Institutional Equipment (UAF)	Equipment	1,376
67	UAA	29b	Anchorage	7	Reconstruct UAA Campus Swimming Pool	Renovation	1,800
68	UAS	46b	Juneau*	4	Renovate/Remodel UAS Facilities (MAU-Wide)	Renovation	942
69	UAF	41b	Fairbanks*	20	Renovate/Remodel UAF Facilities (MAU-Wide)	Renovation	250
70	UAA	59	Kenai	5	Design Kenai Campus Liberal Arts/Classrm Bldg Sp	Planning	350
71	UAA	60	Mat-Su	16	Construct Mat-Su Classroom Addn/Renovation	New Construction	5,400
72	UAF	61	Fairbanks	20	Construct Kuskokwim Food Storage Facility	New Construction	200
73	UAS	23b	Juneau	4	Construct UAS Campus Entrance/Bridge	New Construction	1,707
74	UAA	33b	Anchorage	7	Construct UAA Campus Fiber Optics Network	Information Systems	990
75	SPS	32b	Statewide	20	Statewide General and Advance Planning	Planning	100
76	UAA	62	Anchorage	7	Upgrade UAA Fire Detection/Suppression/Egress Sys	Health & Safety	1,000
77	SPS	44b	Statewide	20	Install Statewide Alaska Telegraphics Project	Information Systems	300
78	UAA	63	Anchorage	7	Design UAA Campus Loop Road	Planning	150

Projects with "a" indicate those with sequenced funding. The balance of funding will be found lower in the priority list with a "b" and in some cases "c" beside the project index number.

December 16, 1991

* MAU-Wide - More than one location and more than one election

Board of Regents'
FY93 Capital Budget Request
Project Index and Funding Priorities

Funding Priority	MAU	Project Index No	Location	Election District	Project Description	Project Type	FY93 Amount
79	SPS	38b	Statewide	20	Purchase Statewide Computer Hardware and Software	Information Systems	\$940.0
80	UAA	18b	Anchorage	7	Construct UAA Student Residential Units	New Construction	17,970.0
81	UAF	64	Dillingham	26	Construct Bristol Bay Campus Extension	New Construction	950.0
82	UAA	24c	Anchorage*	7	Purchase Educational and Institutional Equipment (UAA)	Equipment	1,000.0
83	UAF	19b	Fairbanks	20	Construct New Seward Marine Ctr Dock (Matching)	New Construction	3,000.0
84	UAF	20c	Fairbanks*	20	Reduce UAF FY93 Deferred Maintenance Backlog	Deferred Maintenance	7,370.0
85	UAA	26c	Anchorage*	7	Reduce UAA FY93 Deferred Maintenance Backlog	Deferred Maintenance	991.5
86	UAA	28b	Anchorage	7	UAA Campus Land Acquisitions	New Construction	500.0
87	UAF	37c	Fairbanks	20	Construct UAF Campus Fiber Optics Network	Information Systems	675.0
88	UAS	36b	Juneau	4	Construct UAS Access Road & Design PE Facility	New Construction	1,373.0
89	UAF	40c	Fairbanks*	20	Purchase Educational and Institutional Equipment (UAF)	Equipment	1,376.0
90	UAS	48c	Juneau*	4	Purchase Educational and Institutional Equipment (UAS)	Equipment	329.0
91	UAA	65	Anchorage	7	Design UAA Health Science Facility	Planning	3,000.0
92	UAA	33c	Anchorage	7	Construct UAA Campus Fiber Optics Network	Information Systems	990.0
93	UAF	66	Fairbanks	20	Repair/Upgrade Arctic Hlth Research Cntr Labs at UAF	Renovation	600.0
94	UAF	41c	Fairbanks*	20	Renovate/Remodel UAF Facilities (MAU-Wide)	Renovation	1,315.0
95	UAF	67	Fairbanks	20	Repair/Upgrade UAF Campus Roads and Streets	Renovation	950.0
96	UAA	68	Anchorage	7	Design UAA Physical Plant Bldg	Planning	800.0
97	UAF	69	Fairbanks	20	Design New UAF Geophysical Institute Bldg (Matching)	Planning	500.0
98	UAA	70	Mat-Su	16	Construct New Mat-Su Storage/Shop Bldg	New Construction	530.0
99	UAS	71	Juneau*	4	UAS General and Advance Planning (MAU-Wide)	Planning	25.0
100	SPS	32c	Statewide	20	Statewide General and Advance Planning	Planning	100.0
101	UAS	72	Juneau	4	Land Acquisition at UAS Campus	New Construction	200.0
102	UAF	73	Fairbanks	20	Construct UAF Pedestrian Access Paths	New Construction	300.0
103	SPS	44c	Statewide	20	Install Statewide Alaska Telegraphics Project	Information Systems	500.0
TOTAL							\$158,548

Projects with "a" indicate those with sequenced funding. The balance of funding will be found lower in the priority list with a "b" and in some cases "c" beside the project index number.

S B

4 5 8

FISCAL NOTE

No. 1

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Bill Version: SB 458

(S) Publish Date: 3-23-92

Revision Date: _____ Department Affected: Education
 Title: An Act providing advisory arbitration BRU: K-12 Support
or school employees prior to striking and teacher
ayoff procedures Component: Foundation
 Sponsor: Rules Committee
 Requestor: Governor COMPONENT SERIAL NO.

1	4	1
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EXPENDITURES/REVENUES: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
TOTAL OPERATING	-0-	-0-	-0-	-0-	-0-	-0-
CAPITAL						
REVENUE						
FUND SOURCE:						

FUNDING: (Thousands of Dollars)

GENERAL FUND						
FEDERAL FUNDS						
OTHER FUND SOURCE:						
TOTAL	-0-	-0-	-0-	-0-	-0-	-0-

POSITIONS:

FULL-TIME	-0-	-0-	-0-	-0-	-0-	-0-
PART-TIME						
TEMPORARY						

Estimate of current year impact: None to the Department of Education

ANALYSIS: (Attach a separate page if necessary.)
 PLEASE SEE ATTACHED.
 Changes in SSB 458 (L+C) have no fiscal impact. This fiscal note is appropriate.
4/7/92 Blue
 date Comte Aide (initial)

Prepared By: Mike Maher Phone: 465-2800
 Division: Commissioner's Office Date: March 20, 1992
 Approved by Commissioner: Mike Maher for Jerry Covey
 Agency: Education Date: March 20, 1992

Fiscal Note
Page 2 of 2
March 20, 1992

An Act providing advisory arbitration for school employees prior to striking and teacher layoff procedures.

Analysis:

The Department will provide technical assistance for the striking districts, contingent upon district reimbursement of travel and per diem. There will no impact to the foundation program because funding is based on average daily membership (ADM) not the number of days in session. The impact on districts could be considerable, but undetermined, based on the length and nature of the strike.

This bill provides for the release of tenured teachers if the employer determines that a reduction in staff is necessary due to a decrease in enrollment or due to budgetary or fiscal circumstances of the school district. In addition, it allows school districts more options when dealing with budgetary shortfalls, and provides for a greater degree of local control at critical economic times.

FISCAL NOTE

No. 2

Bill Version: SB 458

(S) Publish Date: 4-8-92

STATE OF ALASKA
1992 LEGISLATIVE SESSION

Revision Date: _____

Title: Act providing advisory arbitration for school employees
prior to striking.

Sponsor: Rules

Requestor: Governor

Department Affected: Administration

BRU: Personnel/OEEO

Component: Labor Relations

COMPONENT SERIAL NO.

0	0	5	8
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)

The advisory arbitration provisions of this bill will affect only one State teacher bargaining unit (Mt. Edgecumbe). This fiscal note assumes that no advisory arbitrations will be required for this unit and that any additional negotiation workload will be absorbed by current staff.

Prepared by: R. H. King *Richard P. The Miller*
Division: Personnel/OEEO

Phone: 465-4430
Date: March 23, 1992

Approved by Commissioner: Nancy Bear Usery
Agency: Administration

Date: 3/23/92

Distribution (by prepare): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agency(ies)

Changes in CSB 458 (LC)
have no fiscal impact. This
fiscal note is appropriate.

4/7/92 Bule
date Comte Aide (initial)

STATE OF ALASKA

DEPARTMENT OF EDUCATION

WALTER J. HICKEL, GOVERNOR

GOLDBELT PLACE
801 WEST 10TH STREET, SUITE 200
JUNEAU, ALASKA 99801-1894

OFFICE OF THE COMMISSIONER

April 13, 1992

The Honorable Arliss Sturgulewski, Chairman
Senate HESS Committee
P.O. Box V
Juneau, AK 99811


Dear Senator Sturgulewski:

The purpose of this letter is to formally request your assistance in scheduling SB 458, "An Act relating to teacher tenure; providing for teacher layoff procedures; and providing for an effective date."

This bill gives local school boards the authority and flexibility they need to adjust programs in a responsible manner when necessitated due to declining budgets.

If you have any questions or require additional information please contact me.

Sincerely,


Jerry Covey
Commissioner

cc: Lori Nottingham, Office of the Governor

WALTER J. HICKEL
GOVERNOR



STATE OF ALASKA
OFFICE OF THE GOVERNOR
JUNEAU

150

March 23, 1992

The Honorable Richard I. Eliason
President of the Senate
Alaska State Legislature
State Capitol
Juneau, AK 99801-1182

Dear President Eliason:

Under the authority of art. III, sec. 18, of the Alaska Constitution, I am transmitting a bill relating to certain rights of public school employees. The bill does two things:

First, it has the effect of reintroducing SB 16, which deals with the rights of school district employees to strike, and which I vetoed on March 20, 1992.

Secondly, it gives local school boards the authority and flexibility they need to adjust programs in a responsible manner when necessitated due to declining budgets.

This bill, in my view, strikes a necessary balance between the rights of employees and those of employers as our public schools deal with the harsh realities of declining state revenue. I urge your prompt and favorable consideration of this legislation.

Sincerely,

A handwritten signature in cursive script that reads "Walter J. Hickel".

Walter J. Hickel
Governor

A BILL

FOR AN ACT ENTITLED

"An Act relating to teacher tenure; providing for teacher layoff procedures; and providing for an effective date."

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

*Section 1. AS 14.20.175(b) is amended to read:

(b) A teacher who has acquired tenure rights is subject to nonretention for the following school year only for the following causes:

(1) incompetency, which is defined as the inability or the unintentional or intentional failure to perform the teacher's customary teaching duties in a satisfactory manner;

(2) immorality, which is defined as the commission of an act which, under the laws of the state, constitutes a crime involving moral turpitude;

(3) substantial noncompliance with the school laws of the state, the regulations or bylaws of the department, the bylaws of the district, or the written rules of the superintendent [; OR].

[(4) A NECESSARY REDUCTION OF STAFF OCCASIONED BY A DECREASE IN SCHOOL ATTENDANCE.]

*Section 2. AS 14.20 is amended by adding a new section to read:

Sec. 14.20.176. LAYOFF AND REHIRE. (a) A teacher is subject to layoff for the following school year by reason of a necessary reduction of staff, as determined by the employer, occasioned by a decrease in school attendance.

(b) A teacher is subject to layoff at any time, in a manner determined by the employer, because of budgetary or fiscal circumstances of the municipal school district or regional educational attendance area. Before placing a teacher on layoff status under this subsection, a municipal school district or regional educational attendance area shall demonstrate, to the commissioner's satisfaction, that a budgetary or fiscal circumstance necessitates the layoff.

(c) For a period of three years after layoff, a teacher who has been laid off under this section is entitled to hiring preference, in the district or regional educational attendance area where the teacher had been employed, to fill a vacant teaching position for which the teacher is qualified, as necessitated by program need. If a teacher is offered a teaching position under this subsection and the teacher declines the offer, the teacher is no longer entitled to the hiring preference.

(d) Notwithstanding any provision of AS 23.40, the terms of a collective bargaining agreement entered into between a teacher and a school district or regional educational attendance area on or after the effective date of this section may not be inconsistent with the provisions of this section.

(e) This section applies to a teacher regardless of whether the teacher has acquired tenure rights.

(f) The commissioner shall adopt regulations under the Administrative Procedure Act (AS 44.62) necessary to carry out the satisfaction requirement set forth in AS 14.20.176(b).

*Section 3. AS 14.20 is amended by adding a new section to read:

Sec. 14.20.177. JUDICIAL REVIEW OF LAYOFFS. Judicial review of determinations by the employer and/or the Commissioner regarding the layoff of teachers pursuant to AS 14.20.176(a) and (b) shall be pursuant to the Administrative Procedure Act (AS 44.62).

*Section 4. Nothing in this Act terminates or modifies a collective bargaining agreement if the agreement is in effect on the effective date of this Act.

*Section 5. This Act takes effect immediately under AS 01.10.070(c).

P.O. Box 84
Dillingham, Ak 99576
April 8, 1992

Senator Arliss Sturgulewski,
Senate
Juneau, Alaska

Dear Senator Sturgulewski,

I am writing this to urge you to vote against SB 458. This bill would be devastating to education in the bush. Stability of a teaching staff directly relates to the health of a school district. The high teacher turn-over in many villages and the subsequent problem of low achievement scores is testimony to not having experienced, well-established teachers in the classroom.

Dillingham has had an experienced and stable staff and the results show it. In 1985 we had the highest SAT scores in the state of Alaska.

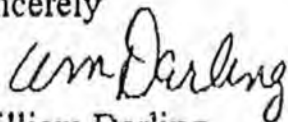
If teachers can be fired due to economic restrictions in the district, you will never have teachers becoming part of the community, buying houses, and making an area their home. Teachers will not have the freedom to teach the curriculum for fear that a special interest group will try to oust them under the guise of an *economic hardship*.

Tenure is there to protect the teacher from arbitrary and capricious judgements by an administrator or school board.

We must demand that teachers be constantly and fairly evaluated and action taken if there are deficiencies.

Again, please vote against a bill that will literally destabilize our school system and that will allow top teachers to lose the security of being able to teach effectively. I also ask you to urge your colleagues to vote against SB 458. Thank-you.

Sincerely



William Darling

math/science/computer teacher, 20 years experience

Testimony presented on April 24, 1992 to Senate HESS Committee
Regarding SB 458, relating to teacher tenure.

I am Janie Hill, a tenured bush Alaska teacher from Dillingham. I am very concerned about the future of the teaching profession in Alaska if the current tenure law is modified to provide for "layoff" of tenured teachers due to "fiscal circumstances." I am also concerned about the impact such a bill would have on me personally. Even though I was selected Alaska Teacher of the Year in 1991, if a "financial circumstance" such as a decrease in the number of special education students causes the administration to decrease staff, I could, as one of the most experienced and highly paid teachers be laid off with no provision in the bill for my seniority, expertise, or education to be used in the event the position would once again be filled.

I am very concerned about the motivation behind the administrative support for modification of the tenure law. If there is such a concern in rural district that have on staff tenured teachers not qualified to teach in areas where the administration would like to place non-tenured teachers, then why do rural districts continue to hire teachers with certification in one area and then place them in another area? I believe that practice is routinely followed in bush Alaska. Here is an example from my district. This year a new teacher was hired to teach English, however he is a science teacher. When he was hired our district already had 4 teachers on staff qualified to teach high school science. Two years ago the same teacher was hired to teach math in another bush Alaska district. In both instances the superintendents knew he was a science teacher, so why did they hire him? I believe they hired him because he seemed to be a good teacher, with the flexibility to teach multiple preparations in a wide range of fields as is so often expected of bush Alaska teachers. I also suspect he was hired because he was certified secondary and his wife was being offered an elementary position. The important point is that his area of training and certification were not the primary considerations when he was hired.

I believe the real reason for superintendent and school board support of these bills is to weaken tenure as the Dillingham City School Superintendent stated in a letter to Representative Lincoln in support of HB 516, "If we could get rid of the teachers we do not want, I wouldn't care if they never raised the foundation unit." Should teacher tenure be lost or weakened so administrators can get rid of teachers they don't like? Statute

already provides administrators with an avenue for dismissing the tenured teacher for incompetence, immorality, substantial insubordination and reduced enrollment. During the 20 years I have been a teacher, I have never seen the adopted evaluation process whole-heartedly followed. The evaluation procedure in my district is a lengthy document with multiple steps, which if followed would allow the administration to dismiss the tenured or the non-tenured teacher who has demonstrated substandard performance. An example of not following procedure for evaluating tenured teachers occurred in our district in a recent year. A tenured teacher in my district was given a very poor preliminary evaluation, as a teacher representative, I worked with that teacher and the administration to isolate the areas of concern and to establish a plan for improvement. The teacher did implement the plan and there was definite improvement. However, at year's end, no final evaluation was completed by the administrator, thus there is no formal evaluation on that teacher by that administrator in the teacher's personnel file. There is no documentation of the concerns nor that improvement had occurred. The blame for continued employment of poor quality tenured teachers should not be placed on the teachers' right to tenure but on the lack of administrative implementation of adopted evaluation procedures.

I believe that the weakening of the tenure law is one of the most damaging blows that the legislative body could give to education, especially in rural Alaska.

I have taught in Dillingham for the last twelve years. During that time our district, which is generally described as "very stable" has had four superintendents, four elementary principals, seven high school principals, and when the last School Board election occurred, all five school board seats were vacant. We tenured teachers keep on teaching, and are ready for school each fall no matter who the new leaders may be.

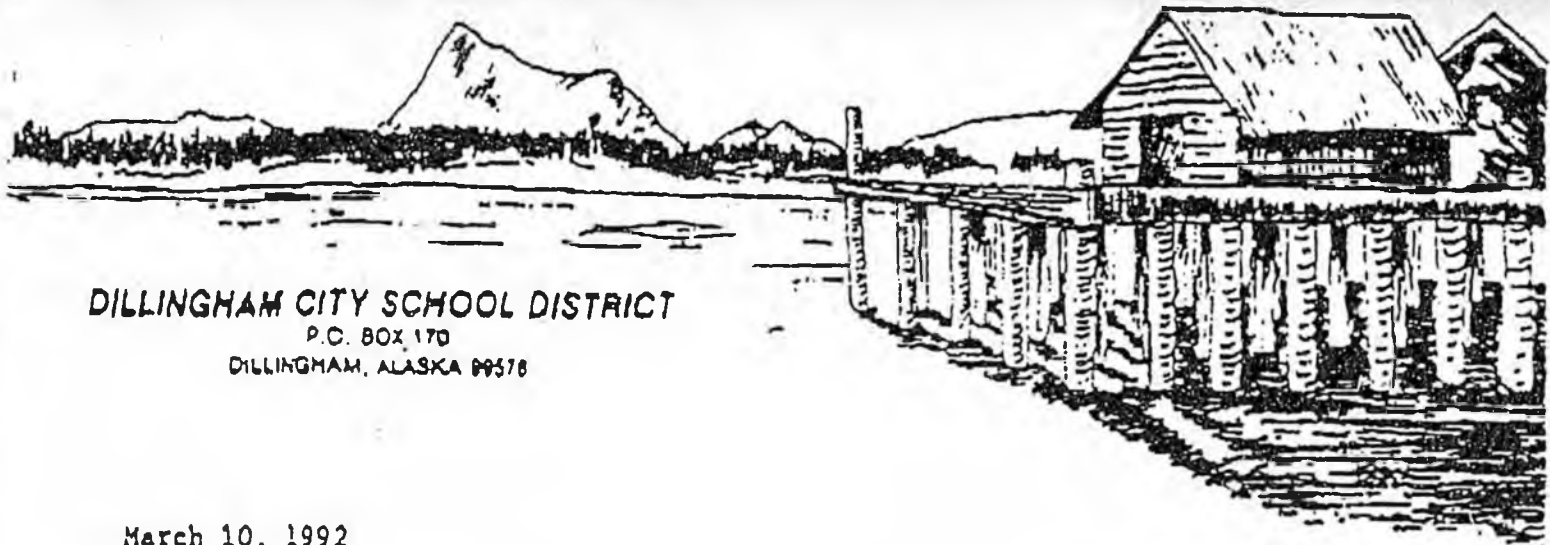
I believe the life-blood of the schools in rural Alaska towns like Dillingham is the tenured teacher. We tenured teachers not only provide stability and continuity to the school system, we are also the volunteers who are depended upon by the many community organizations. During my 12 years in Dillingham, I have been among the teachers who have served not only as classroom teachers but also as Boy and Girl Scout leaders, officers in the Arts Council, supporters and workers for the Friends of the Library and the Friends of the Museum, crisis line volunteers for SAFE, volunteer EMTs, Special Olympic coaches, PTA activists, church leaders, etc. Tenured teachers are typically key community activists. It is very rare to see a superintendent or a principal become so involved in community affairs. Their years in the districts are fewer and often their community commitments seem less. Tenured teachers make contributions to their communities and to their schools that, in my opinion, can never be made by first and second year teachers and are rarely made by the administrators.

I fear that the threat of losing a job at anytime during the school due to "financial circumstances" will cause the good teachers, teachers with families, teachers who have more extensive educational backgrounds to not choose to pursue careers in Alaska, especially in bush Alaska. Through the years Dillingham has had a good reputation for providing a quality education and supporting the students in such activities as ASAAG, Problem Solving, the Science Fair, Academic Decathlon, sports, etc. Most of the teachers who have kept students involved in those activities have been tenured teachers who have somehow kept up the hectic pace even though they had to take on increased fund raising responsibilities. As some of those teachers have retired early, many of the programs were dropped until they again were picked up by tenured teachers who were settled in their jobs and in the community.

There are several Dillingham teachers with Masters degrees. Most of them are tenured, experienced and more expensive. In the past years Dillingham has hired experienced, well educated teachers and it has paid off in quality programs and high achieving students.

I cannot help but fear that we Master level teachers with long term experience will be the targets of the budget cuts if tenured teachers can be dismissed for budgetary reasons. If long term job security depends on maintaining oneself as a "cheap" teacher, as I have heard one of our first year teachers describe herself, then you will have legislated a system of encouraging teachers to get little training and experience. You will have legislated a disincentive for becoming a more trained and skilled teacher. I must, ask, if you need the services of a doctor for your sick child, would you seek out the least experienced and least trained doctor or would you seek out the most trained and experienced doctor to care for your child? I believe that education is the key to every child's future. All children, but most especially the many living in crisis in rural Alaska, need the best trained and experienced teachers, not the "cheapest."

As a professional educator who has devoted the last 12 years to the education of students in rural Alaska, I am saddened to see such bills even being considered. I view it as a "slap in the face" of all teaching professionals who have chosen to live in Alaska, to build and buy homes, to become key community leaders and volunteers, who have chosen to have their own children go to school in Alaska. I believe all schools, including Alaska schools need the professionalism, the experience, the drive, the tenacity, the ethical voices of the tenured teachers. You may indeed save money by dismissing tenured teachers, but you will also greatly reduce the quality of education and you will lose a very vital form of internal oversight of misdeeds and misappropriations.



DILLINGHAM CITY SCHOOL DISTRICT
 P.O. BOX 170
 DILLINGHAM, ALASKA 99576

March 10, 1992

Post-It™ brand fax transmittal memo 7571 # of pages •

To	From
Co.	Co.
Dept.	Phone #
Fax #	Fax #

Georgianna "Georg" Lincoln
 Alaska State Legislature
 P.O. Box V (MS 3100)
 Juneau, Alaska 99811

Dear Representative Lincoln

I am following your bill pertaining to non retention of teachers for budgeting reasons with great interest.

I have attended countless meetings with school board members from all around our state who have made the following remark in one way or another, "if we could get rid of the teachers we do not want, I wouldn't care if they never raised the foundation unit."

Perhaps that is a little strong, but the message is clear. We can employ excellent teachers at half the cost of some of our veterans who are burned out and coasting to retirement.

I understand you are holding a hearing on HB 516. I hope your testimonies run heavy for changing the present tenure laws. I hope we can get back to letting the educational program drive our employment practices. I hope we can do what is best for kids.

If I can lend support to your effort, please don't hesitate to call on me.

Sincerely

Don Renfro
 Don Renfro
 Superintendent

mrk

Fiscal Note
Page 2 of 2
March 20, 1992

An Act providing advisory arbitration for school employees prior to striking and teacher layoff procedures.

Analysis:

The Department will provide technical assistance for the striking districts, contingent upon district reimbursement of travel and per diem. There will no impact to the foundation program because funding is based on average daily membership (ADM) not the number of days in session. The impact on districts could be considerable, but undetermined, based on the length and nature of the strike.

This bill provides for the release of tenured teachers if the employer determines that a reduction in staff is necessary due to a decrease in enrollment or due to budgetary or fiscal circumstances of the school district. In addition, it allows school districts more options when dealing with budgetary shortfalls, and provides for a greater degree of local control at critical economic times.

STATE OF ALASKA
1992 LEGISLATIVE SESSION

FISCAL NOTE

No. 2

Bill Version: SB 458

(S) Publish Date: 4-8-92

Revision Date: _____

Title: Act providing advisory arbitration for school employees prior to striking.

Sponsor: Rules

Requestor: Governor

Department Affected: Administration

BRU: Personnel/OEEO

Component: Labor Relations

COMPONENT SERIAL NO.

0	0	5	8
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Expenditures/Revenues: (Thousands of Dollars)

OPERATING	FY 93	FY 94	FY 95	FY 96	FY 97	FY 98
PERSONAL SERVICES	0	0	0	0	0	0
TRAVEL	0	0	0	0	0	0
CONTRACTUAL	0	0	0	0	0	0
SUPPLIES	0	0	0	0	0	0
EQUIPMENT	0	0	0	0	0	0
LAND & STRUCTURES	0	0	0	0	0	0
GRANTS, CLAIMS	0	0	0	0	0	0
MISCELLANEOUS	0	0	0	0	0	0
TOTAL OPERATING	0	0	0	0	0	0

CAPITAL	0	0	0	0	0	0
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REVENUE	0	0	0	0	0	0
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FUNDING: (Thousands of Dollars)

GENERAL FUND	0	0	0	0	0	0
FEDERAL FUNDS	0	0	0	0	0	0
OTHER	0	0	0	0	0	0
TOTAL	0	0	0	0	0	0

POSITIONS:

FULL-TIME	0	0	0	0	0	0
PART-TIME	0	0	0	0	0	0
TEMPORARY	0	0	0	0	0	0

Estimate of current year impact: _____

ANALYSIS: (Attach a separate page if necessary.)

The advisory arbitration provisions of this bill will affect only one State teacher bargaining unit (Mt. Edgecumbe). This fiscal note assumes that no advisory arbitrations will be required for this unit and that any additional negotiation workload will be absorbed by current staff.

Prepared by: R. H. King *Richard P. The Miller*
Division: Personnel/OEEO

Phone: 465-4430
Date: March 23, 1992

Approved by Commissioner: Nancy Bear Usery
Agency: Administration

Date: 3/23/92

Distribution (by preparer): Legislative Finance, Legislative Sponsor, Requestor, OMB, & Impacted Agencies

Changes in SSB 458 (LTC) have no fiscal impact. This fiscal note is appropriate.

4/7/92 Bude
date Comte Aide (initial)

S B

4 6 1

University of Alaska

Statewide System

SB 461 Establishment of UA Office of Public Safety

The University, with the support of the Commissioner of Public Safety, is seeking the authority to commission persons employed to maintain public safety on the property of the University. For many years the University has been dependent upon the issuance of special commissions by the Commissioner of Public Safety pursuant to AS 18.65.010. While such commissions have met the need of the University and the interests of the state in having readily available law enforcement personnel, the special commission as authorized in AS 18.65.010 is intended primarily to serve the function of providing direct assistance to the state troopers. Since the University public safety officers serve only in a capacity related to their employment at the University, it is both unnecessary and inappropriate that the Commissioner continue to be responsible for granting such commissions. Because the University public safety officers do not serve to assist the state troopers, the Commissioner of Public Safety, Richard Burton, has informed the University that it is his intention to cease granting commissions, and has encouraged the University to seek this authority.

In view of the significant concentration of people and property on the campuses of the University and the increasing obligations imposed by case law to protect persons on the property of colleges and universities, it is essential that a professional public safety office be established at the urban campuses of the University of Alaska. The University's desire to effectively protect its students, faculty and staff; and the national attention focused on campus safety which resulted in the passage of the Student Right to Know, and Campus Security Act, have led to the conclusion that full-time commissioned officers are essential to provide a secure environment for the

contact: Wendy Redman
UA Statewide System
463-3086/474/7582

Position Paper

University communities. The officers as employed and commissioned by the University would, at a minimum, meet all standards governing police officers as adopted by the Alaska Police Standard Council pursuant to its authority under AS 18.65.130 et seq. It is further the intent of the University of Alaska that campus public safety officers receive training specific to their work in a university environment.

The situation has become particularly urgent in the Anchorage area following significant reductions in the Anchorage State Trooper post that have resulted in a loss of State Trooper coverage for the University area. At the same time, local police in Anchorage and Fairbanks are unable to extend regular service to the campus facilities. Therefore, in order to provide adequate public safety protection to the University communities, it is essential that the authority for commissioning public safety officers be extended to the University.

The students and staff of the University community will continue to be involved in the design and development of campus public safety programs. The commissioning of public safety officers does not mean that all officers will carry weapons, nor does it mean that all campus security personnel will be commissioned public safety officers. The campus programs will be designed to meet the specific needs of each campus, and will include a mix of professional and student employees to assure a sensitive and appropriate approach to campus security needs.



UNIVERSITY OF ALASKA FAIRBANKS

Associated Students University of Alaska Fairbanks

Fairbanks, Alaska 99775-0220 • (907) 474-7355

April 27, 1992

Senator Arliss Sturgulewski
Alaska State Legislature
State Capitol Room 427
Juneau, AK 99801-1182

Dear Senator Sturgulewski,

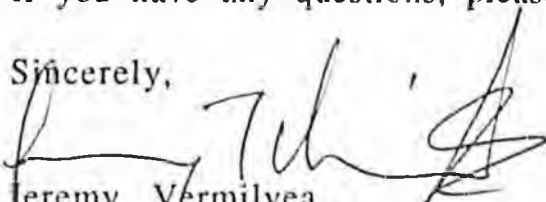
I am writing this letter in regards to a conversation I had with Melissa Fouse on April 7 about SB 461, "An act relating to the establishment of a University of Alaska Office of Public Safety." We discussed some concerns the students of UAF had with the bill in its present form, mainly the fact that the bill does not provide for input from the University community as to the implementation and operation of a new department of Public Safety.

Since that discussion I have spoken with Jean Sagan, Associate General Counsel for the university. Ms. Sagan has assured me that there will be student, faculty and staff input on the statewide and campus levels when implementing the new department. A copy of a letter written from Ms. Sagan to myself is attached.

It is because of this assurance that the students of UAF will support SB 461, and any similar legislation that may come from the House of Representatives. The establishment of a University of Alaska Office of Public Safety will remove much of the red tape that exists within the system currently, and will provide for improved safety for all patrons of the campuses.

If you have any questions, please feel free to contact me.

Sincerely,


Jeremy Vermilyea
ASUAF Legislative Coordinator

Josh Applebee
Jeremy Vermilyea
Legislative Coordinators



UNIVERSITY OF ALASKA FAIRBANKS

Associated Students University of Alaska Fairbanks
Wood Center
Fairbanks, Alaska 99775 • (907) 474-5895
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UNIVERSITY OF ALASKA

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Fairbanks
William R. Kauffman
Vice President and General Counsel
J. Mark Neumayr
Associate General Counsel
Anchorage
Jean S. Sagan
Associate General Counsel

April 17, 1992

Mr. Jeremy Vermilyea
Legislative Coordinator, AS UAF
Wood Center
Fairbanks, Alaska 99775

Dear Mr. Vermilyea:

This shall confirm our phone conversation of Tuesday, April 14, 1992, regarding Senate Bill 461. As I advised you when we spoke, I am currently in the process of drafting proposed policies to facilitate the University's implementation of the authority contained in the legislation, should it pass this session.

The policies will address the reporting lines and oversight authority for the Department of Public Safety within the University of Alaska, the establishment or identification of appropriate advisory bodies, the adoption and maintenance of official operating procedures manuals, and any other relevant considerations that come to my attention. As you already know, last semester both UAA's and UAF's Departments of Public Safety adopted comprehensive operating procedures manuals which are patterned on and consistent with that of the Alaska State Troopers.

I anticipate that the draft proposals will be considered by the Board at its June 11-12, 1992 meeting in Valdez, and that they will be circulated to the respective constituent bodies sufficiently in advance to allow meaningful review and input to the Board at that time.

I hope that this addresses the concerns you have expressed. Please feel free to contact me if I can provide further assistance on this topic.

Very truly yours,

A handwritten signature in cursive script, appearing to read "Jean S. Sagan".

Jean S. Sagan
Associate General Counsel

STATE OF ALASKA

DEPARTMENT OF PUBLIC SAFETY

OFFICE OF THE COMMISSIONER

WALTER J. HICKEL, GOVERNOR

P.O. BOX 111200
JUNEAU, ALASKA 99811-1200
PHONE: (907) 465-4322

April 17, 1992

GENERAL COUNSEL'S

APR 21 1992

UAA OFFICE

Mr. Robert Bachand, Director
University of Alaska Anchorage
3211 Providence Drive
Anchorage, AK 99508

Dear Mr. Bachand:

Re: Special Police Commissions

Thank you for meeting with Colonel John R. Murphy, Director of the Division of Alaska State Troopers, to discuss the Special Police Commissions which are issued to employees of the University's Department of Public Safety under the authority vested in me under AS 18.65.010.

The standard under AS 18.65.010 for reviewing applications for a Special Police Commission is whether or not the special officer is "necessary to aid or assist the division of state troopers." At the time that commissions were first issued to security officers of the University of Alaska Anchorage, the Alaska State Troopers assumed the responsibility of providing law enforcement on the Anchorage campus.

Today, the Anchorage Police Department is the law enforcement agency responsible for providing primary law enforcement on the Anchorage Campus of the University of Alaska. As such, enforcement action taken by Officers of the University's Department of Public Safety primarily assists the Anchorage Police Department as opposed to the Division of Alaska State Troopers.

Therefore, as the Anchorage Police Department is the law enforcement agency primarily responsible for responding to requests for assistance at the Anchorage Campus because the campus is within their jurisdiction, it is my view that the Special Officer Commissions that have been issued to your employees under AS 18.65.010 should be revoked, as they no longer meet the primary purpose of the statute.

It is not my intent to question or diminish the amount of assistance that has been provided over the years to the Division of Alaska State Troopers by University security officers.

Mr. Robert Bachand
April 17, 1992
Page 2

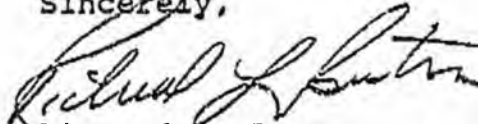
My purpose in initiating this review is to ensure that any Special Officer Commissions that are issued are done so properly and in accordance with the statute.

I recognize that the revocation of these commissions may be disruptive to your agency. Additionally, given the fact that a bill has been introduced by the Legislature relating to the establishment of a University of Alaska Office of Public Safety, and further delineating that the officers have general police powers to enforce state and local laws, I will delay the cancellation of these commissions until after the Legislature has had an opportunity to review this legislation, thereby reducing the impact on the University.

There is currently one application for a commission pending in my office (Thomas H. Chivers). I am delaying any action on this application--I believe it would be best to see if the Legislature passes the above-referenced legislation.

Thank you for support of the Department of Public Safety, Division of Alaska State Troopers, and for your understanding as we review these special police commissions.

Sincerely,


Richard L. Burton
Commissioner

cc: Colonel John R. Murphy, Director
Division of Alaska State Troopers

SB461

UNIVERSITY OF ALASKA

March 27, 1992

Representative Dave Donley, Chairman
Representative Max Gruenberg, Jr., Vice Chairman
House Judiciary Committee
P. O. Box V
Juneau, Alaska 99811

RE: Legislation granting authority for University of Alaska
 to commission public safety officers

Dear Representatives Donley and Gruenberg:

Attached is draft legislation that the University is requesting be submitted by the House Judiciary Committee.

The University is not in the habit of asking that legislation be introduced in this fashion, but events have transpired that make it a priority issue that legislation be secured this session to allow the University the authority to commission public safety officers. This authority is being sought with the concurrence and support of the Department of Public Safety.

For many years, the University has been dependent upon the issuance of special commissions by the Commissioner of Public Safety pursuant to AS 18.65.010. While such commissions have met the need of the University and the interests of the state in having readily available law enforcement personnel, the special commission as authorized in AS 18.65.010 is intended primarily to serve the function of providing direct assistance to the state troopers. Since the University public safety officers serve only in a capacity related to their employment at the University, it is both unnecessary and inappropriate that the Commissioner continue to be responsible for granting such commissions. At the same time, it is essential to the University that the public safety officers be fully qualified professionals, and that they be properly commissioned in accordance with accepted standards.

In view of the significant concentration of people and property on the campuses of the University; the increasing obligations imposed by case law to protect persons on the property of colleges and universities; the University's desire to effectively protect its students, faculty and staff; and the national attention focused on campus safety which resulted in the passage of the Student Right to Know and Campus Security Act, it is the judgement of the University that full-time commissioned officers are essential to provide a secure environment for the University community. The officers as employed and commissioned by the University would, at a minimum, meet all standards governing police officers as adopted by the Alaska Police Standard Council pursuant to its authority under AS 18.65.130 et seq. It is further our intent that campus public safety officers receive training specific to their work in a university environment.

The situation has become particularly urgent in the Anchorage area following significant reductions in the Anchorage state trooper post. The reduction in Anchorage services means that the troopers are no longer able to provide coverage for the UAA campus. Similarly, local police in Anchorage and Fairbanks are unable to extend regular service to the campus facilities. The University is committed to maintaining a professional campus security staff, and is seeking the authority to commission these officers according to the standards adopted by the Alaska Police Standard Council.

The attached proposed legislation was drafted by Dean Guaneli at the request of Commissioner Burton and the University. We are very eager to get this legislation introduced, and I ask that you bring it to the Judiciary Committee for consideration at the earliest possible time. Thank you for your consideration, if you have any questions, I can be reached at 463-3086 or 474-7582.

Sincerely,

Wendy Redman, Vice President
University Relations
University of Alaska Statewide System

cc: Richard Burton, Commissioner
Department of Public Safety

Jerome Komisar, President
University of Alaska Statewide System

Robert Williams, President
University of Alaska Board of Regents

William Kauffman, General Counsel
University of Alaska Statewide System

SSCR

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DIVISION OF LEGAL SERVICES

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Juneau, Alaska 99801-2101

MEMORANDUM

January 14, 1992

SUBJECT: Procedure for Disapproving an Executive Order

TO: Senator Arliss Sturgulewski

FROM: Tamara Brandt Cook
Director *TBC*

You have asked what the procedure is for the disapproval of an executive order. The state constitution contains the requirement that disapproval of an executive order is accomplished ". . . by resolution concurred in by a majority of the members in joint session . . ." (Article III, Section 23) This must be complied with or any attempt by the legislature to disapprove an executive order with probably be held invalid by the court.

In addition to the procedure set out in the constitution, Uniform Rule 49(a)(4) provides

A special concurrent resolution is employed to consider disapproval of an executive order of the governor laid before the legislature under provisions of Sec. 23, Art. III, of the State Constitution. This resolution must be considered by a joint committee and may be adopted by a majority vote of the full membership of the legislature in joint session without recourse to three readings.

Prior to 1981 that same rule in identical language was contained in Uniform Rule 48(d). So, the uniform rule adds the requirement that a joint committee consider each special concurrent resolution before it is adopted in joint session.

Clearly, a joint committee could be established under Uniform Rule 21 for the purpose of considering a resolution disapproving an executive order. However, it has been the position of this office since at least 1981 that, because Uniform Rule 49(a)(4) does not specifically require the establishment of a joint committee under Rule 21, two standing committees meeting jointly would fulfill the requirement of consideration by a joint committee.

Senator Arliss Stulgulewski

January 14, 1992

Page 2

The legislature has not considered a special concurrent resolution very often, and I cannot find a recent example of the legislature appointing a joint committee to do so. In the Twelfth Legislature SSCR1 was only referred to standing committees and never adopted. (Senate Journal, 1/26/81, page 120) In the Thirteenth Legislature HSCR1, HSCR2, and SSCR1 were referred to standing committees. Ultimately, the Rules Committees met jointly on SSCR1 (disapproving Executive Order No. 53, establishing an office of management and budget) and on HSCR1 (disapproving Executive Order 54, establishing the Department of Corrections). That same day both these resolutions were adopted in joint session. (Senate Journal, 3/16/83, pages 407-410) In the Sixteenth Legislature HSCR1 was referred to standing committees and never adopted.

TBC:gc

92-015.glc