

missioner of education shall promulgate regulations to carry out the purposes of this chapter.

Sec. 5. AS 14.30.350(2) is amended to read:

(2) "mentally retarded children" includes a child of educable or trainable mind whose mental or emotional condition is such that he cannot be adequately educated or trained in the regular classes of the public schools without the provision of special services;

Sec. 6. AS 14.30.350(3) is amended to read:

(3) "physically handicapped children" includes a child of educable or trainable mind whose body functions or members are so impaired that he cannot be safely or adequately educated or trained in the regular classes of the public schools, without the provision of special services;

Sec. 7. This Act takes effect July 1, 1965.

Approved April 22, 1965

CHAPTER 82

AN ACT

Relating to the powers and duties of boroughs and borough school districts; and providing for an effective date.

(H.C.S.C.S.S.B. 146)

Be It Enacted by the Legislature of the State of Alaska:

Section 1. AS 07.15.330 is repealed and re-enacted to read:

Sec. 07.15.330. **Education.** (a) Each organized borough constitutes a borough school district and the first and second class borough shall establish, maintain, and operate a system of public schools on an areawide basis, and shall do so in the manner provided by law for city school districts, except as otherwise provided in this title.

(b) The borough assembly may by ordinance require that all school money be deposited in a centralized treasury with all other borough money. The borough chairman shall have the custody of, invest, and manage all money in the centralized treasury. However, the borough assembly, with the consent of the borough school board, may by ordinance delegate to the borough school board the responsibilities of a centralized treasury.

(c) When the borough school board by resolution consents, the borough assembly may by ordinance provide a centralized accounting system for school and all other borough operations. The system shall be operated in accordance with accepted principles of governmental ac-

counting. However, the borough assembly, with the consent of the borough school board, may by ordinance delegate to the borough school board the responsibilities of the accounting system.

(d) The borough school board shall submit the school budget to the borough assembly for approval of the total amount. The assembly shall then determine the total amount of money to be made available for school purposes, shall furnish the borough school board with a statement of the sum to be made available, and shall appropriate the amount from any borough money available for the purpose.

(e) The borough shall determine the location of school buildings with due consideration of the recommendations of the borough school board.

(f) The borough school board has the responsibility for design of school buildings subject to the approval of the borough assembly.

(g) The borough school board shall provide custodial services and routine maintenance for school buildings and shall appoint, compensate, and otherwise control personnel for these purposes. The school board shall appoint, compensate, and otherwise control all school employ-

ees and administrative officers. The borough chairman shall provide for all major rehabilitation, all construction, and major repair of school buildings.

(h) State law relating to teacher salaries and tenure, to financial support, to supervision by the Department of Education and other general laws relating to schools, governs the exercise of the functions by the borough.

(i) The terms of office and membership of the borough school board shall be as provided by law for an independent

school district. All borough school board members shall be elected at large, but school board zones for the representation of separate and distinct areas may be established, altered or abolished as provided by AS 07.30.110.

Sec. 2. AS 07.25.040(2) is amended to read:

(2) the care and custody of all borough buildings and of all real and personal property of the borough except as provided otherwise by AS 07.15.330(g);

Sec. 3. This Act takes effect July 1, 1965.

Approved April 22, 1965

CHAPTER 83

AN ACT

Authorizing the refunding of outstanding general obligation and revenue bonds issued by municipal corporations, and political subdivisions by the issuance and sale of general obligation or revenue refunding bonds; and providing for an effective date.

(H.B. 47)

Be It Enacted by the Legislature of the State of Alaska:

Section 1. AS 29.50 is amended by adding new sections to read:

Sec. 29.50.081. **General Obligation and Revenue Refunding Bonds.** When a municipal corporation or political subdivision has outstanding any general obligation or revenue bonds and the governing body thereof determines that it would be financially sound and advantageous to refund the outstanding bonds, the governing body may provide by resolution for the issuance of general obligation or revenue refunding bonds with which to take up and refund the outstanding general obligation or revenue bonds, or any part thereof, at or before the maturity or redemption date thereof, with the right in the governing body to include various series and issues of the outstanding general obligation or revenue refunding bonds in a single issue of general obligation or revenue refunding bonds, and to issue general obligation or revenue refunding bonds to pay any redemption premium and interest to accrue and become payable on the outstanding general obligation or revenue bonds being refunded, and to establish

reserves for the general obligation or revenue refunding bonds.

Sec. 29.50.082. **Election.** An election shall not be required to authorize the issuance and sale of refunding bonds, and the issuance and sale of the bonds may be authorized, and all proceedings with reference to them prescribed by resolution of the governing body. However, if it is considered desirable to issue general obligation bonds to refund revenue bonds, or to issue revenue bonds to refund general obligation bonds, the governing body shall call an election upon the question of issuing bonds to refund the outstanding bonds. The governing body may also include in the election in a separate proposition, a proposal to include in the issue of general obligation refunding bonds additional bonds for the construction or acquisition of improvements and additions to and extensions of public works of a permanent character, as set out in secs. 10-70 of this chapter and, with respect to refunding revenue bonds, additional bonds for the construction or acquisition of additions, extensions and betterments to the revenue producing enterprise for which the outstanding revenue bonds to be refunded were issued.