

SENATE BILL NO. 237

IN THE LEGISLATURE OF THE STATE OF ALASKA
TWENTY-SIXTH LEGISLATURE - SECOND SESSION

BY THE SENATE EDUCATION COMMITTEE

Introduced: 1/22/10

Referred: Education, Finance

A BILL

FOR AN ACT ENTITLED

1 **"An Act extending the deadline for authorizing school construction debt reimbursed by**
2 **the state."**

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

4 *** Section 1.** AS 14.11.100(a) is amended to read:

5 (a) During each fiscal year, the state shall allocate to a municipality that is a
6 school district the following sums:

7 (1) payments made by the municipality during the fiscal year two years
8 earlier for the retirement of principal and interest on outstanding bonds, notes, or other
9 indebtedness incurred before July 1, 1977, to pay costs of school construction;

10 (2) 90 percent of

11 (A) payments made by the municipality during the fiscal year
12 two years earlier for the retirement of principal and interest on outstanding
13 bonds, notes, or other indebtedness incurred after June 30, 1977, and before
14 July 1, 1978, to pay costs of school construction;

1 (B) cash payments made after June 30, 1976, and before July 1,
2 1978, by the municipality during the fiscal year two years earlier to pay costs
3 of school construction;

4 (3) 90 percent of

5 (A) payments made by the municipality during the fiscal year
6 two years earlier for the retirement of principal and interest on outstanding
7 bonds, notes, or other indebtedness incurred after June 30, 1978, and before
8 January 1, 1982, to pay costs of school construction projects approved under
9 AS 14.07.020(a)(11);

10 (B) cash payments made after June 30, 1978, and before July 1,
11 1982, by the municipality during the fiscal year two years earlier to pay costs
12 of school construction projects approved under AS 14.07.020(a)(11);

13 (4) subject to (h) and (i) of this section, up to 90 percent of

14 (A) payments made by the municipality during the current
15 fiscal year for the retirement of principal and interest on outstanding bonds,
16 notes, or other indebtedness incurred after December 31, 1981, and authorized
17 by the qualified voters of the municipality before July 1, 1983, to pay costs of
18 school construction, additions to schools, and major rehabilitation projects that
19 exceed \$25,000 and are approved under AS 14.07.020(a)(11);

20 (B) cash payments made after June 30, 1982, and before July 1,
21 1983, by the municipality during the fiscal year two years earlier to pay costs
22 of school construction, additions to schools, and major rehabilitation projects
23 that exceed \$25,000 and are approved under AS 14.07.020(a)(11); and

24 (C) payments made by the municipality during the current
25 fiscal year for the retirement of principal and interest on outstanding bonds,
26 notes, or other indebtedness to pay costs of school construction, additions to
27 schools, and major rehabilitation projects that exceed \$25,000 and are
28 submitted to the department for approval under AS 14.07.020(a)(11) before
29 July 1, 1983, and approved by the qualified voters of the municipality before
30 October 15, 1983, not to exceed a total project cost of (i) \$6,600,000 if the
31 annual growth rate of average daily membership of the municipality is more

1 than seven percent but less than 12 percent, or (ii) \$20,000,000 if the annual
2 growth rate of average daily membership of the municipality is 12 percent or
3 more; payments made by a municipality under this subparagraph on total
4 project costs that exceed the amounts set out in (i) and (ii) of this subparagraph
5 are subject to (5)(A) of this subsection;

6 (5) subject to (h) - (j) of this section, 80 percent of

7 (A) payments made by the municipality during the fiscal year
8 for the retirement of principal and interest on outstanding bonds, notes, or
9 other indebtedness authorized by the qualified voters of the municipality

10 (i) after June 30, 1983, but before March 31, 1990, to
11 pay costs of school construction, additions to schools, and major
12 rehabilitation projects that exceed \$25,000 and are approved under
13 AS 14.07.020(a)(11); or

14 (ii) before July 1, 1989, and reauthorized before
15 November 1, 1989, to pay costs of school construction, additions to
16 schools, and major rehabilitation projects that exceed \$25,000 and are
17 approved under AS 14.07.020(a)(11); and

18 (B) cash payments made after June 30, 1983, by the
19 municipality during the fiscal year two years earlier to pay costs of school
20 construction, additions to schools, and major rehabilitation projects that exceed
21 \$25,000 and are approved by the department before July 1, 1990, under
22 AS 14.07.020(a)(11);

23 (6) subject to (h) - (j) and (m) of this section, 70 percent of payments
24 made by the municipality during the fiscal year for the retirement of principal and
25 interest on outstanding bonds, notes, or other indebtedness authorized by the qualified
26 voters of the municipality on or after April 30, 1993, but before July 1, 1996, to pay
27 costs of school construction, additions to schools, and major rehabilitation projects
28 that exceed \$200,000 and are approved under AS 14.07.020(a)(11);

29 (7) subject to (h) - (j) and (m) of this section, 70 percent of payments
30 made by the municipality during the fiscal year for the retirement of principal and
31 interest on outstanding bonds, notes, or other indebtedness authorized by the qualified

1 voters of the municipality after March 31, 1990, but before April 30, 1993, to pay
2 costs of school construction, additions to schools, and major rehabilitation projects;

3 (8) subject to (h), (i), (j)(2) - (5), and (n) of this section and after
4 projects funded by the bonds, notes, or other indebtedness have been approved by the
5 commissioner, 70 percent of payments made by the municipality during the fiscal year
6 for the retirement of principal and interest on outstanding bonds, notes, or other
7 indebtedness authorized by the qualified voters of the municipality on or after July 1,
8 1995, but before July 1, 1998, to pay costs of school construction, additions to
9 schools, and major rehabilitation projects that exceed \$200,000 and are approved
10 under AS 14.07.020(a)(11);

11 (9) subject to (h), (i), (j)(2) - (5), and (n) of this section and after
12 projects funded by the bonds, notes, or other indebtedness have been approved by the
13 commissioner, 70 percent of payments made by the municipality during the fiscal year
14 for the retirement of principal and interest on outstanding bonds, notes, or other
15 indebtedness authorized by the qualified voters of the municipality on or after July 1,
16 1998, but before July 1, 2006, to pay costs of school construction, additions to
17 schools, and major rehabilitation projects that exceed \$200,000 and are approved
18 under AS 14.07.020(a)(11);

19 (10) subject to (h), (i), (j)(2) - (5), and (o) of this section, and after
20 projects funded by the bonds, notes, or other indebtedness have been approved by the
21 commissioner, 70 percent of payments made by the municipality during the fiscal year
22 for the retirement of principal and interest on outstanding bonds, notes, or other
23 indebtedness authorized by the qualified voters of the municipality on or after June 30,
24 1998, to pay costs of school construction, additions to schools, and major
25 rehabilitation projects that exceed \$200,000, are approved under AS 14.07.020(a)(11),
26 and are not reimbursed under (n) of this section;

27 (11) subject to (h), (i), and (j)(2) - (5) of this section, and after projects
28 funded by the bonds, notes, or other indebtedness have been approved by the
29 commissioner, 70 percent of payments made by a municipality during the fiscal year
30 for the retirement of principal and interest on outstanding bonds, notes, or other
31 indebtedness authorized by the qualified voters of the municipality on or after June 30,

1 1999, but before January 1, 2005, to pay costs of school construction, additions to
2 schools, and major rehabilitation projects and education-related facilities that exceed
3 \$200,000, are approved under AS 14.07.020(a)(11), and are not reimbursed under (n)
4 or (o) of this section;

5 (12) subject to (h), (i), and (j)(2), (3), and (5) of this section, 60 percent
6 of payments made by a municipality during the fiscal year for the retirement of
7 principal and interest on outstanding bonds, notes, or other indebtedness authorized by
8 the qualified voters of the municipality on or after June 30, 1999, but before January 1,
9 2005, to pay costs of school construction, additions to schools, and major
10 rehabilitation projects and education-related facilities that exceed \$200,000, are
11 reviewed under AS 14.07.020(a)(11), and are not reimbursed under (n) or (o) of this
12 section;

13 (13) subject to (h), (i), (j)(2) - (5), and (p) of this section, and after
14 projects funded by the tax exempt bonds, notes, or other indebtedness have been
15 approved by the commissioner, 70 percent of payments made by a municipality during
16 the fiscal year for the retirement of principal and interest on outstanding tax exempt
17 bonds, notes, or other indebtedness authorized by the qualified voters of the
18 municipality on or after June 30, 1999, but before October 31, 2006, to pay costs of
19 school construction, additions to schools, and major rehabilitation projects and
20 education-related facilities that exceed \$200,000, are approved under
21 AS 14.07.020(a)(11), and are not reimbursed under (n) or (o) of this section;

22 (14) subject to (h), (i), (j)(2), (3), and (5), and (p) of this section, 60
23 percent of payments made by a municipality during the fiscal year for the retirement
24 of principal and interest on outstanding tax exempt bonds, notes, or other indebtedness
25 authorized by the qualified voters of the municipality on or after June 30, 1999, but
26 before October 31, 2006, to pay costs of school construction, additions to schools, and
27 major rehabilitation projects and education-related facilities that exceed \$200,000, are
28 reviewed under AS 14.07.020(a)(11), and are not reimbursed under (n) or (o) of this
29 section;

30 (15) subject to (h), (i), (j)(2) - (5), and (q) of this section, and after
31 projects funded by the bonds, notes, or other indebtedness have been approved by the

1 commissioner, 90 percent of payments made by a municipality during the fiscal year
2 for the retirement of principal and interest on outstanding bonds, notes, or other
3 indebtedness authorized by the qualified voters of the municipality on or after June 30,
4 1999, but before October 31, 2006, to pay costs of school construction, additions to
5 schools, and major rehabilitation projects and education-related facilities that exceed
6 \$200,000, are approved under AS 14.07.020(a)(11), meet the 10 percent participating
7 share requirement for a municipal school district under AS 14.11.008(b), and are not
8 reimbursed under (n) or (o) of this section;

9 (16) subject to (h), (i), and (j)(2) - (5) of this section, and after projects
10 funded by the tax exempt bonds, notes, or other indebtedness have been approved by
11 the commissioner, 70 percent of payments made by a municipality during the fiscal
12 year for the retirement of principal and interest on outstanding tax exempt bonds,
13 notes, or other indebtedness authorized by the qualified voters of the municipality on
14 or after October 1, 2006, but before November 30, 2013 [2010], to pay costs of school
15 construction, additions to schools, and major rehabilitation projects and education-
16 related facilities that exceed \$200,000, are approved under AS 14.07.020(a)(11), and
17 are not reimbursed under (o) of this section;

18 (17) subject to (h), (i), and (j)(2), (3), and (5) of this section, 60 percent
19 of payments made by a municipality during the fiscal year for the retirement of
20 principal and interest on outstanding tax exempt bonds, notes, or other indebtedness
21 authorized by the qualified voters of the municipality on or after October 1, 2006, but
22 before November 30, 2013 [2010], to pay costs of school construction, additions to
23 schools, and major rehabilitation projects and education-related facilities that exceed
24 \$200,000, are reviewed under AS 14.07.020(a)(11), and are not reimbursed under (o)
25 of this section.