

## **Agenda**

1. 8:30 a.m. Technology Committee Meeting  
**CONDUCTED VIA MICROSOFT TEAMS**  
**CALL-IN: 1-833-682-3239 CODE: 262439503#**
2. 10:00 a.m. Budget Committee Meeting  
**CONDUCTED VIA MICROSOFT TEAMS**  
**CALL-IN: 1-833-682-3239 CODE: 262439503#**
3. 1:00 p.m. Student Activities Committee Meeting  
**CONDUCTED VIA MICROSOFT TEAMS**  
**CALL-IN: 1-833-682-3239 CODE: 262439503#**
4. 2:00 p.m. Board Policy Committee Meeting  
**CONDUCTED VIA MICROSOFT TEAMS**  
**CALL-IN: 1-833-682-3239 CODE: 262439503#**
5. 3:00 p.m. Lobbying Committee  
**CONDUCTED VIA MICROSOFT TEAMS**  
**CALL-IN: 1-833-682-3239 CODE: 262439503#**



## **NWABSD BOARD OF EDUCATION**

### **TECHNOLOGY COMMITTEE MEETING**

**SEPTEMBER 27, 2021  
8:30 A.M.**

**CONDUCTED VIA MICROSOFT TEAMS  
CALL-IN: 1-833-682-3239 CODE: 262439503#**

### **AGENDA**

- I. Technology Refresh Schedule
- II. Server Upgrade Purchase - NWABSD Memo #22-024
- III. DocuSign 3-year Agreement Purchase – NWABSD Memo #22-025
- IV. Bid Award Emergency Connectivity Fund Bid - NWABSD Memo #22-026
- V. Questions

**Committee Members:** Margaret Hansen, Lawrence Jones, Sr., Brad Reich, Millie Hawley and Cindy Fields

**Technology Director:** Amy Eakin



# Technology Committee

September 2021



# Agenda

- Technology Refresh Schedule
- Server Upgrade Purchase
- DocuSign 3-Year Agreement Purchase
- Emergency Connectivity Fund Bid Award Recommendation
  - Award & Purchase
- Questions



# Goal 1: Student Learning

*Objective 2: NWABSD will build a responsive learning environment during both remote and in-person learning.*

## Technology Refresh:

	Aug–Dec 2020	Jan-Jul 2021	Aug–Dec 2021	Jan-Jul 2022	Aug–Dec 2022	Jan-Jul 2023
High School Laptops	Refresh 2020					Refresh Fleet 2025
5-8 School Laptops	Refresh Fleet S2018 Purchase Cases					Refresh Fleet 2023
SMARTBoards	Purchased 2014/2015; Warranty expired 6/30/20; 10 Annually		10 Annually		10 Annually	
Secretary, Principal, DO iMacs	Principals – purchased 8/2017		Secretary and DO iMac Refresh		Principal iMac Refresh	
K-4 iPads (PK-4)	Fleet Purchased 11/16 Prepare and Refresh Apps		Refresh Fleet 2021	Refresh Apps		
Staff iPads	Fleet Purchased 8/2020					Refresh Fleet 2025
Staff Laptops	WTK/Admin Staff Refresh		Refresh Fleet 2021			
Computer Labs		ATC – partial update (5yr.)		ATC – partial update (5yr.)		ATC – partial update (5yr.)
Network Infrastructure (Switches, Wireless)		APs – KVL, BKC, IAN, DRG, ABL, WLK, ORV (CAT 2)	Complete CAT 2 AP deployment	Split OTZ Circuits Switches;		
Mitel Phone System	Partial Phone Refresh		Replacing Windows DVSs with Linux		Partial Phone Refresh	
VTC	RUS Award	Install RUS awarded Infrastructure	Complete install of RUS awarded Infrastructure			RUS; Refresh Polycom 2023
Windows Infrastructure		Windows 2019 Server Upgrade	DO Server Refresh; Windows 2019 Server Upgrade	Windows 2019 Server Upgrade		

# Server Upgrade Overview



**The NWABSD last upgraded the main district office servers in 2011.**

This upgrade should occur every 5-7 years, however, has been maintained through consistent part replacement.

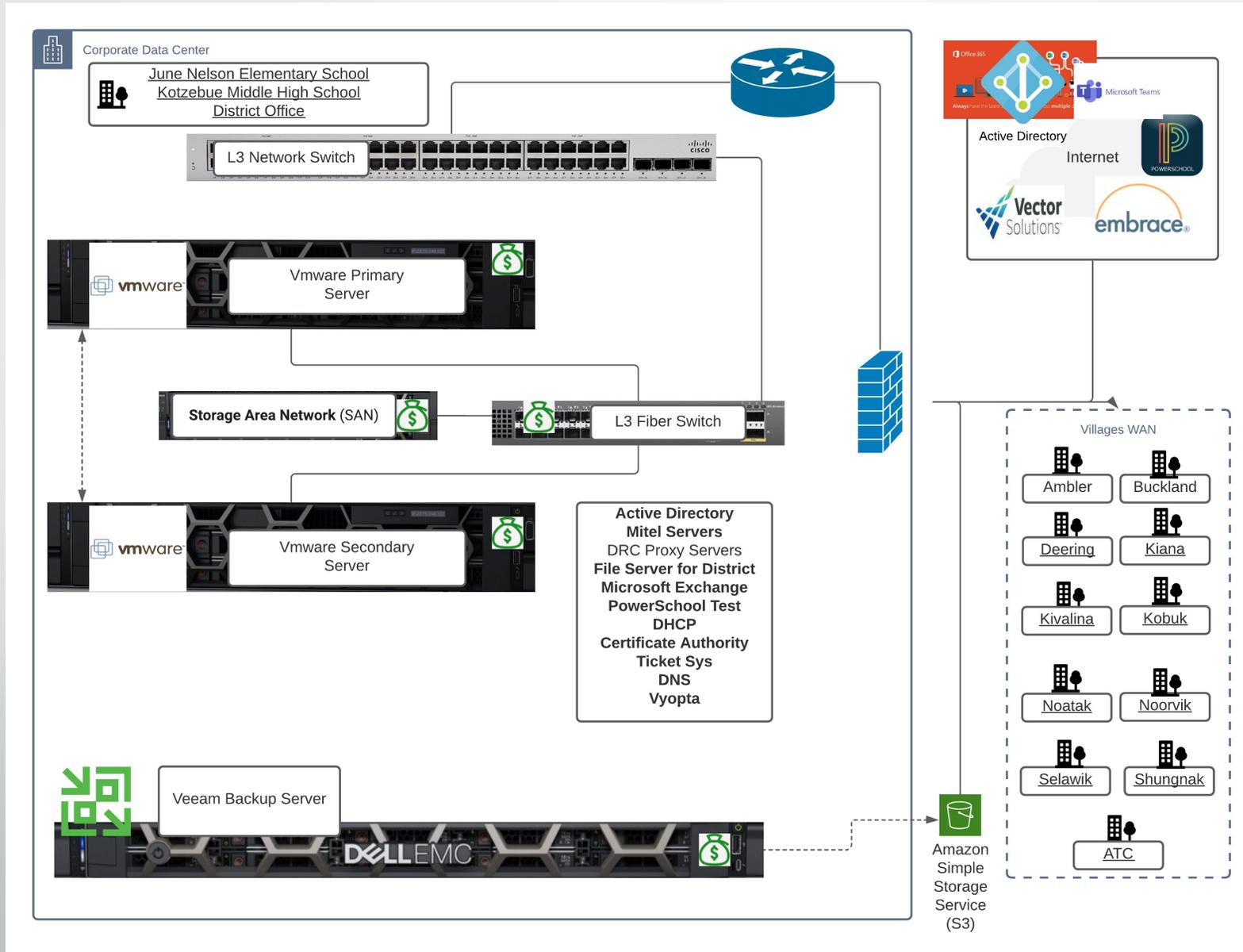
The following items have been purchased:

1. 2 servers – main and backup (\$12,730.00)
2. Chassis to mount the servers (\$9,945.00)
3. Server software and 5 years of licensing (\$2,562.00 + \$1,130.00)
4. Back-up software to back up the district office servers (\$4,374.00)

The following items are needed to complete the server upgrade:

1. Fiber switch – all district office servers plug into this (\$14,890.00)
2. SAN – storage area network (\$16,549.00)

# Server Upgrade Overview



# Server Upgrade Overview



The overall server refresh project cost is exceeding \$50,000 and requires Board approval to move forward to complete.

Total already spent on the server refresh to date: \$35,261.00

Total still needed to complete the server upgrade refresh:  
\$31,439.00

Total server upgrade refresh cost: \$66,700

Funding is available and budgeted in the Elementary and Secondary School Emergency Relief (ESSER) III funds.

The administration recommends the Board purchase the server upgrade in the amount of \$31,439.00 to complete the server upgrade refresh as presented.

# DocuSign 3-Year Purchase



The NWABSD sought out an electronic document signing program when the COVID-19 pandemic impacted in-person paper contract signing.

The onboarding of DocuSign has continued and is currently used by schools and the following departments:

1. Administrative Services,
2. Technology,
3. State & Federal Programs,
4. Human Resources,
5. Assistant Superintendent, and
6. Student Services.

The 3-year agreement will allow the District to continue the DocuSign program with cost locked in and funding secured for the next three years through August 31, 2024.

Funding for this \$144,997.00 purchase is available and budgeted in the Elementary and Secondary School Emergency Relief (ESSER) I and ESSER III funds.



# Emergency Connectivity Fund Bid Award & Purchase

## Villages from Sept. 1 to June 30, 2022

GCI did not submit a bid. OTZ Telephone is the only qualified bidder.		Vendor Scoring	
		OTZ	
		Price: \$	12,835,744.00
Selection Criteria:	Weight*	Raw Score	Weighted Score
Charge/Cost	25%	5.00	25.00%
Service Specification	10%	2.25	4.50%
Service & Support	25%	2.80	14.00%
Design & Technical Execution	10%	3.00	6.00%
Project Understanding	5%	3.50	3.50%
Experience & References	5%	1.75	1.75%
Methodology	5%	3.00	3.00%
Installation & Delivery Date	5%	2.50	2.50%
Extra Expenses	5%	5.00	5.00%
SPI discount	5%	5.00	5.00%
Overall Ranking	100%		54.75%



# Emergency Connectivity Fund Bid Award & Purchase

## Kotzebue from Sept. 1 to June 30, 2022

		Vendor Scoring			
		GCI		OTZ	
<p><b>OTZ is for an MRC (Monthly Recurring Charge) of \$168,000 and NRC (Non-recurring Charge) of \$96,250 for 385 households at 10Mbps x 10Mbps unlimited fiber and DSL service. GCI is \$299.99 per household for September on their 10Mbps x 4Mbps \$174.99 per household for the first month and 1Gbps x 50Mbps prices similarly starting October 2021.</b></p>		Price:	\$721,836.50	Price:	\$1,698,250.00
Charge/Cost	25%	5.00	25.00%	2.13	10.63%
Service Specification	10%	4.63	9.25%	2.25	4.50%
Service & Support	25%	3.9	19.5%	2.80	14.00%
Design & Technical Execution	10%	4.13	8.25%	3.00	6.00%
Project Understanding	5%	4.50	4.50%	3.50	3.50%
Experience & References	5%	4.75	4.75%	1.75	1.75%
Methodology	5%	4.50	4.50%	3.00	3.00%
Installation & Delivery Date	5%	4.50	4.50%	2.50	2.50%
Extra Expenses	5%	4.75	4.75%	5.00	5.00%
SPI discount	5%	5.00	5.00%	5.00	5.00%
Overall Ranking	100%		71.25%		40.38%



# Emergency Connectivity Fund Bid Award & Purchase

A committee of 4 (including a board member and district office staff that represent villages, parents, families, and staff) met and reviewed the bids.

It is the recommendation of that committee to award the contract to OTZ Telephone for an amount not to exceed \$12,835,744.00 to provide services to all remote villages and GCI for an amount not to exceed \$721,836.50 to provide internet services to Kotzebue.

The ECF covers 100% of the costs for the services and both GCI and OTZ Telephone agree to provide discounts which means that the internet service providers (OTZ Telephone and GCI) will seek reimbursements from the Federal Government and not charge the District.

This is to approve the bid award and purchase of internet to:

1. OTZ Telephone for the villages of Kobuk, Shungnak, Ambler, Kiana, Noorvik, Selawik, Noatak, Kivalina, Deering and Buckland and
2. GCI, Inc. for the village of Kotzebue to provide the NWABSD internet service for student & staff homes and teacher housing through the federal Emergency Connectivity Fund.

No actual purchase will be made until funding is secured by the District from FCC's Emergency Connectivity Fund.



# Questions





# NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT

Ambler · Buckland · Deering · Kiana · Kivalina · Kobuk · Kotzebue · Noatak · Noorvik · Selawik · Shungnak  
PO Box 51 · Kotzebue, Alaska 99752 · Phone (907) 442-1800

## NWABSD BOARD OF EDUCATION

### BUDGET COMMITTEE MEETING

SEPTEMBER 27, 2021  
10:00 A.M.

CONDUCTED VIA MICROSOFT TEAMS  
CALL-IN: 1-833-682-3239 CODE: 262439503#

### AGENDA

- I. FY22 Financial Narrative Report as of August 31, 2021
- II. Magnet School Security Services Contact with NMS
- III. FY22 Impact Aid – State determination
- IV. FY21 Audit Update
- V. FY21 Fund Balance Projection
- VI. Future Business;
  - Board Health Insurance Options
  - FY22 Budget Revision #1
  - FY21 NWABSD Final Financial Statement

**Committee Members:** Margaret Hansen, Cindy Fields, Alice Melton-Barr, Joanne Harris, Marie Greene (Chair)

**Director of Administrative Service:** Megan Williams

MISSION: To provide a learning environment that inspires and challenges students and employees to excel.  
VISION: To graduate all students with the knowledge, skills, and attitudes necessary for a successful future.

# Financial Narrative Report

## August 30, 2021

Administrative Services  
Presented by Megan Williams, Director



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  - School Operating by OBJ
    - Pie Chart
  - Expenditures for all Funds
    - Pie Charts
  - Expenditures by Object for All Funds
    - Pie Chart
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    - Pie Chart
  
- Pages 22-26  
    Financial Summary: Wells Fargo Investment Account Updates

# To Our Board Financial Summary

## Financial Narrative Notes:

Included in this packet are the Statement of Activities reports for FY22, which include reports for School Operating Only, School Operating by OBJ, All Funds, and All funds broken out by object code & Statement of activities for the Board.

We are just about 17% through the FY22 Fiscal year and have expended just over 9% of our general operating budget, and received just over 11% of our budgeted revenue of our general operating budget.

Budgets for grants, special revenue funds are being submitted after Department of Education review and approval, and capital improvement funds are being submitted as accounts are reconciled for the audit.

We have not received a large portion of our Impact Aid funding for FY22 due to the review that we went through in FY21. I re-submitted information on August 6<sup>th</sup>, 2021 and have responded to questions and other requests for information. I will give the Board an update on that funding as soon as I receive more information from The Office of Impact Aid.

Northwest Arctic Borough School District

Statement of Activities-School Operating Only For the Period 08/01/2021 through 08/31/2021

Fiscal Year: 2021-2022

	<u>08/01/2021 - 08/31/2021</u>	<u>Year To Date</u>	<u>Budget</u>	<u>Budget Balance</u>	
<b>INCOME</b>					
General Revenues					
State Grants & Entitlements (-)	\$3,291,175.00	\$6,413,084.00	\$41,848,608.80	\$35,435,524.80	15.3%
Federal Grants & Entitlements (-)	\$0.00	\$0.00	\$6,858,607.00	\$6,858,607.00	0.0%
Borough Appropriations (-)	\$0.00	\$0.00	\$4,151,951.00	\$4,151,951.00	0.0%
E-Rate (-)	\$607,820.40	\$607,820.40	\$6,860,873.00	\$6,253,052.60	8.9%
Other (-)	\$808.00	\$3,715.57	\$700,000.00	\$696,284.43	0.5%
Sub-total : General Revenues	(\$3,899,803.40)	(\$7,024,619.97)	(\$60,420,039.80)	(\$53,395,419.83)	11.6%
<b>Total : INCOME</b>	(\$3,899,803.40)	(\$7,024,619.97)	(\$60,420,039.80)	(\$53,395,419.83)	11.6%
<b>EXPENSES</b>					
Instruction					
Regular Instruction (+)	\$1,196,843.07	\$1,198,422.20	\$16,714,563.02	\$15,516,140.82	7.2%
Bilingual Instruction (+)	\$119,417.69	\$119,417.69	\$1,528,617.85	\$1,409,200.16	7.8%
Sub-total : Instruction	\$1,316,260.76	\$1,317,839.89	\$18,243,180.87	\$16,925,340.98	7.2%
SPED Instruction					
Special Education Instruction (+)	\$385,658.56	\$385,658.56	\$7,713,968.23	\$7,328,309.67	5.0%
Sub-total : SPED Instruction	\$385,658.56	\$385,658.56	\$7,713,968.23	\$7,328,309.67	5.0%
SPED Support Services-Students					
Special Education Support Service (+)	\$74,159.23	\$95,255.89	\$1,522,673.75	\$1,427,417.86	6.3%
Sub-total : SPED Support Services-Students	\$74,159.23	\$95,255.89	\$1,522,673.75	\$1,427,417.86	6.3%
Support Services-Instruction					
Support Services (+)	\$26,812.97	\$26,812.97	\$320,949.52	\$294,136.55	8.4%
Library Services (+)	\$0.00	\$0.00	\$1,000.00	\$1,000.00	0.0%
In-Service (+)	\$30,352.86	\$30,352.86	\$11,592.80	(\$18,760.06)	261.8%
Assessment/Test Support (+)	\$14,588.58	\$14,668.22	\$75,310.40	\$60,642.18	19.5%
Curriculum Support (+)	\$80,706.52	\$98,413.30	\$553,715.60	\$455,302.30	17.8%
Technology Support (+)	\$787,608.67	\$862,917.46	\$8,910,358.06	\$8,047,440.60	9.7%
Sub-total : Support Services-Instruction	\$940,069.60	\$1,033,164.81	\$9,872,926.38	\$8,839,761.57	10.5%
School Administration					
School Administration (+)	\$222,390.41	\$224,360.06	\$3,130,402.57	\$2,906,042.51	7.2%
Sub-total : School Administration	\$222,390.41	\$224,360.06	\$3,130,402.57	\$2,906,042.51	7.2%
School Administration Support Services					
School Admin Support (+)	\$94,295.31	\$94,295.31	\$1,363,214.42	\$1,268,919.11	6.9%
Sub-total : School Administration Support Services	\$94,295.31	\$94,295.31	\$1,363,214.42	\$1,268,919.11	6.9%
District Administration					
Superintendent's Office (+)	\$60,583.51	\$111,952.01	\$1,213,762.44	\$1,101,810.43	9.2%
Board of Education (+)	\$35,447.04	\$68,800.48	\$606,506.94	\$537,706.46	11.3%
Parent/Public Relation (+)	\$0.00	\$0.00	\$15,000.00	\$15,000.00	0.0%
Sub-total : District Administration	\$96,030.55	\$180,752.49	\$1,835,269.38	\$1,654,516.89	9.8%
District Administration Support Services					

Operating Statement with Budget

Northwest Arctic Borough School District

Statement of Activities-School Operating Only For the Period 08/01/2021 through 08/31/2021

Fiscal Year: 2021-2022

	<u>08/01/2021 - 08/31/2021</u>	<u>Year To Date</u>	<u>Budget</u>	<u>Budget Balance</u>	
District Administration (+)	\$109,123.02	\$602,548.78	\$1,686,619.44	\$1,084,070.66	35.7%
Human Resources (+)	\$46,599.59	\$78,627.24	\$825,344.57	\$746,717.33	9.5%
Sub-total : District Administration Support Services	<u>\$155,722.61</u>	<u>\$681,176.02</u>	<u>\$2,511,964.01</u>	<u>\$1,830,787.99</u>	27.1%
Operations & Maintenance of Plant					
Operations (+)	\$400,932.98	\$1,093,230.84	\$7,397,876.64	\$6,304,645.80	14.8%
Maintenance (+)	\$316,440.45	\$432,370.04	\$5,659,005.23	\$5,226,635.19	7.6%
Sub-total : Operations & Maintenance of Plant	<u>\$717,373.43</u>	<u>\$1,525,600.88</u>	<u>\$13,056,881.87</u>	<u>\$11,531,280.99</u>	11.7%
Student Activities					
Student Activity (+)	\$31,501.83	\$33,796.83	\$1,294,857.59	\$1,261,060.76	2.6%
Sub-total : Student Activities	<u>\$31,501.83</u>	<u>\$33,796.83</u>	<u>\$1,294,857.59</u>	<u>\$1,261,060.76</u>	2.6%
Total : EXPENSES	<u>\$4,033,462.29</u>	<u>\$5,571,900.74</u>	<u>\$60,545,339.07</u>	<u>\$54,973,438.33</u>	9.2%
OTHER					
Transfers Out					
Transfers between Funds-Out (+)	\$0.00	\$0.00	\$495,000.00	\$495,000.00	0.0%
Sub-total : Transfers Out	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$495,000.00</u>	<u>\$495,000.00</u>	0.0%
Earnings on Investments					
Earnings on Investments (-)	\$260.79	\$521.61	\$2,000.00	\$1,478.39	26.1%
Sub-total : Earnings on Investments	<u>(\$260.79)</u>	<u>(\$521.61)</u>	<u>(\$2,000.00)</u>	<u>(\$1,478.39)</u>	26.1%
Total : OTHER	<u>(\$260.79)</u>	<u>(\$521.61)</u>	<u>\$493,000.00</u>	<u>\$493,521.61</u>	0.1%
NET INCOME/LOSS	<u>\$133,398.10</u>	<u>(\$1,453,240.84)</u>	<u>\$618,299.27</u>	<u>\$2,071,540.11</u>	235.0%

End of Report

Northwest Arctic Borough School District

Statement of Activities-School Oper. by OBJ For the Period 08/01/2021 through 08/31/2021

Fiscal Year: 2021-2022

	08/01/2021 - 08/31/2021	Year To Date	Budget	Budget Balance	
<b>INCOME</b>					
General Revenues					
State Grants & Entitlements (-)	\$3,291,175.00	\$6,413,084.00	\$41,848,608.80	\$35,435,524.80	15.3%
Federal Grants & Entitlements (-)	\$0.00	\$0.00	\$6,858,607.00	\$6,858,607.00	0.0%
Borough Appropriations (-)	\$0.00	\$0.00	\$4,151,951.00	\$4,151,951.00	0.0%
E-Rate (-)	\$607,820.40	\$607,820.40	\$6,860,873.00	\$6,253,052.60	8.9%
Other (-)	\$1,068.79	\$4,237.18	\$702,000.00	\$697,762.82	0.6%
Sub-total : General Revenues	(\$3,900,064.19)	(\$7,025,141.58)	(\$60,422,039.80)	(\$53,396,898.22)	11.6%
<b>Total : INCOME</b>	(\$3,900,064.19)	(\$7,025,141.58)	(\$60,422,039.80)	(\$53,396,898.22)	11.6%
<b>EXPENSES</b>					
SALARIES					
Certificated Salaries (+)	\$1,169,194.49	\$1,253,678.57	\$15,134,964.54	\$13,881,285.97	8.3%
Classified Salaries (+)	\$636,463.77	\$831,110.67	\$8,514,944.39	\$7,683,833.72	9.8%
Leave Pay Off (+)	\$12,739.94	\$20,217.54	\$200,000.00	\$179,782.46	10.1%
GTL Payroll Sweep (+)	\$0.00	\$0.00	\$9,279.00	\$9,279.00	0.0%
Board Stipends (+)	\$2,750.00	\$11,750.00	\$80,000.00	\$68,250.00	14.7%
Non Cert-Extra Duty Contract (+)	\$350.00	\$350.00	\$69,840.00	\$69,490.00	0.5%
Sub-total : SALARIES	\$1,821,498.20	\$2,117,106.78	\$24,009,027.93	\$21,891,921.15	8.8%
BENEFITS					
Control Acct - Benefits (+)	\$0.00	\$0.00	\$9,898.75	\$9,898.75	0.0%
Insurance-Health & Life (+)	\$498,899.07	\$521,999.07	\$6,786,509.57	\$6,264,510.50	7.7%
Insurance-Unemployment (+)	\$4,530.69	\$5,210.67	\$59,967.40	\$54,756.73	8.7%
Insurance-Workers Comp (+)	\$12,806.55	\$15,604.45	\$159,025.00	\$143,420.55	9.8%
Retirement-Fica & Medicare (+)	\$31,287.68	\$36,983.13	\$383,603.57	\$346,620.44	9.6%
Retirement-TRS (+)	\$142,582.94	\$153,194.13	\$1,797,540.57	\$1,644,346.44	8.5%
Retirement-PERS (+)	\$127,402.10	\$167,220.88	\$1,684,303.91	\$1,517,083.03	9.9%
On Behalf Exp-PERS (+)	\$0.00	\$0.00	\$3,191,941.90	\$3,191,941.90	0.0%
On Behalf Exp-TRS (+)	\$0.00	\$0.00	\$611,444.14	\$611,444.14	0.0%
Other Employee Benefits (+)	\$12,635.42	\$13,563.42	\$55,000.00	\$41,436.58	24.7%
Sub-total : BENEFITS	\$830,144.45	\$913,775.75	\$14,739,234.81	\$13,825,459.06	6.2%
PROFESSIONAL & TECHNICAL SERVICES					
Prof & Technical Services (+)	\$49,864.29	\$50,549.29	\$3,068,280.24	\$3,017,730.95	1.6%
Auditing & Accounting Services (+)	\$0.00	\$13,782.50	\$76,000.00	\$62,217.50	18.1%
Legal Services (+)	\$0.00	\$0.00	\$130,000.00	\$130,000.00	0.0%
Sub-total : PROFESSIONAL & TECHNICAL SERVICES	\$49,864.29	\$64,331.79	\$3,274,280.24	\$3,209,948.45	2.0%
TRAVEL					
Staff Travel (+)	\$40,272.79	\$51,986.85	\$592,137.68	\$540,150.83	8.8%
Student Travel (+)	\$4,182.50	\$4,182.50	\$711,198.32	\$707,015.82	0.6%
Sub-total : TRAVEL	\$44,455.29	\$56,169.35	\$1,303,336.00	\$1,247,166.65	4.3%
UTILITIES					
Water & Sewer (+)	\$50,587.33	\$50,587.33	\$442,389.80	\$391,802.47	11.4%
Garbage (+)	\$2,209.50	\$2,209.50	\$98,900.00	\$96,690.50	2.2%

Operating Statement with Budget

Northwest Arctic Borough School District

Statement of Activities-School Oper. by OBJ For the Period 08/01/2021 through 08/31/2021

Fiscal Year: 2021-2022

	<u>08/01/2021 - 08/31/2021</u>	<u>Year To Date</u>	<u>Budget</u>	<u>Budget Balance</u>	
Communications (+)	\$8,153.69	\$8,153.69	\$130,500.00	\$122,346.31	6.2%
Other Utilities-Internet (+)	\$675,581.00	\$675,581.00	\$7,671,192.00	\$6,995,611.00	8.8%
Electricity (+)	\$97,043.31	\$97,043.31	\$2,030,195.00	\$1,933,151.69	4.8%
Heating Fuels (+)	\$241,834.26	\$371,723.92	\$1,990,000.00	\$1,618,276.08	18.7%
Sub-total : UTILITIES	<u>\$1,075,409.09</u>	<u>\$1,205,298.75</u>	<u>\$12,363,176.80</u>	<u>\$11,157,878.05</u>	9.7%
<b>OTHER PURCHASED SERVICES</b>					
Other Purchase Services (+)	\$1,900.00	\$28,716.23	\$2,408,430.00	\$2,379,713.77	1.2%
Sub-total : OTHER PURCHASED SERVICES	<u>\$1,900.00</u>	<u>\$28,716.23</u>	<u>\$2,408,430.00</u>	<u>\$2,379,713.77</u>	1.2%
<b>INSURANCE</b>					
Insurance & Bond Premiums (+)	\$0.00	\$580,876.70	\$583,875.84	\$2,999.14	99.5%
Liability Insurance (+)	\$0.00	\$370,648.50	\$369,799.45	(\$849.05)	100.2%
Sub-total : INSURANCE	<u>\$0.00</u>	<u>\$951,525.20</u>	<u>\$953,675.29</u>	<u>\$2,150.09</u>	99.8%
<b>SUPPLY</b>					
Supplies, Materials, Media (+)	\$137,778.56	\$151,743.84	\$1,175,979.00	\$1,024,235.16	12.9%
Gas/Oil-Vehicle & Equipment Supplies (+)	\$2,566.88	\$2,566.88	\$75,000.00	\$72,433.12	3.4%
Textbooks (+)	\$54,125.53	\$58,941.27	\$241,490.00	\$182,548.73	24.4%
Sub-total : SUPPLY	<u>\$194,470.97</u>	<u>\$213,251.99</u>	<u>\$1,492,469.00</u>	<u>\$1,279,217.01</u>	14.3%
<b>TUITION &amp; STIPENDS</b>					
Tuition & Stipends (+)	\$60.00	\$60.00	\$34,000.00	\$33,940.00	0.2%
Sub-total : TUITION & STIPENDS	<u>\$60.00</u>	<u>\$60.00</u>	<u>\$34,000.00</u>	<u>\$33,940.00</u>	0.2%
<b>OTHER</b>					
Other Expenses (+)	\$15,660.00	\$16,713.00	\$139,959.00	\$123,246.00	11.9%
Dues & Fees (+)	\$0.00	\$4,951.90	\$0.00	(\$4,951.90)	0.0%
Sub-total : OTHER	<u>\$15,660.00</u>	<u>\$21,664.90</u>	<u>\$139,959.00</u>	<u>\$118,294.10</u>	15.5%
<b>INDIRECT COSTS</b>					
Indirect Costs To/From (+)	\$0.00	\$0.00	(\$225,000.00)	(\$225,000.00)	0.0%
Sub-total : INDIRECT COSTS	<u>\$0.00</u>	<u>\$0.00</u>	<u>(\$225,000.00)</u>	<u>(\$225,000.00)</u>	0.0%
<b>CAPITAL EXPENDITURES</b>					
Equipment (+)	\$0.00	\$0.00	\$52,750.00	\$52,750.00	0.0%
Sub-total : CAPITAL EXPENDITURES	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$52,750.00</u>	<u>\$52,750.00</u>	0.0%
<b>Total : EXPENSES</b>	<u>\$4,033,462.29</u>	<u>\$5,571,900.74</u>	<u>\$60,545,339.07</u>	<u>\$54,973,438.33</u>	9.2%
<b>OTHER</b>					
Transfers Out					
Transfers between Funds-Out (+)	\$0.00	\$0.00	\$495,000.00	\$495,000.00	0.0%
Sub-total : Transfers Out	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$495,000.00</u>	<u>\$495,000.00</u>	0.0%
Earnings on Investments					
Earnings on Investments (-)	\$260.79	\$521.61	\$2,000.00	\$1,478.39	26.1%
Sub-total : Earnings on Investments	<u>(\$260.79)</u>	<u>(\$521.61)</u>	<u>(\$2,000.00)</u>	<u>(\$1,478.39)</u>	26.1%
<b>Total : OTHER</b>	<u>(\$260.79)</u>	<u>(\$521.61)</u>	<u>\$493,000.00</u>	<u>\$493,521.61</u>	0.1%

Operating Statement with Budget

Northwest Arctic Borough School District

Statement of Activities-School Oper. by OBJ For the Period 08/01/2021 through 08/31/2021

Fiscal Year: 2021-2022

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	<u>08/01/2021 - 08/31/2021</u>	<u>Year To Date</u>	<u>Budget</u>	<u>Budget Balance</u>	
NET INCOME/LOSS	\$133,137.31	(\$1,453,762.45)	\$616,299.27	\$2,070,061.72	235.9%

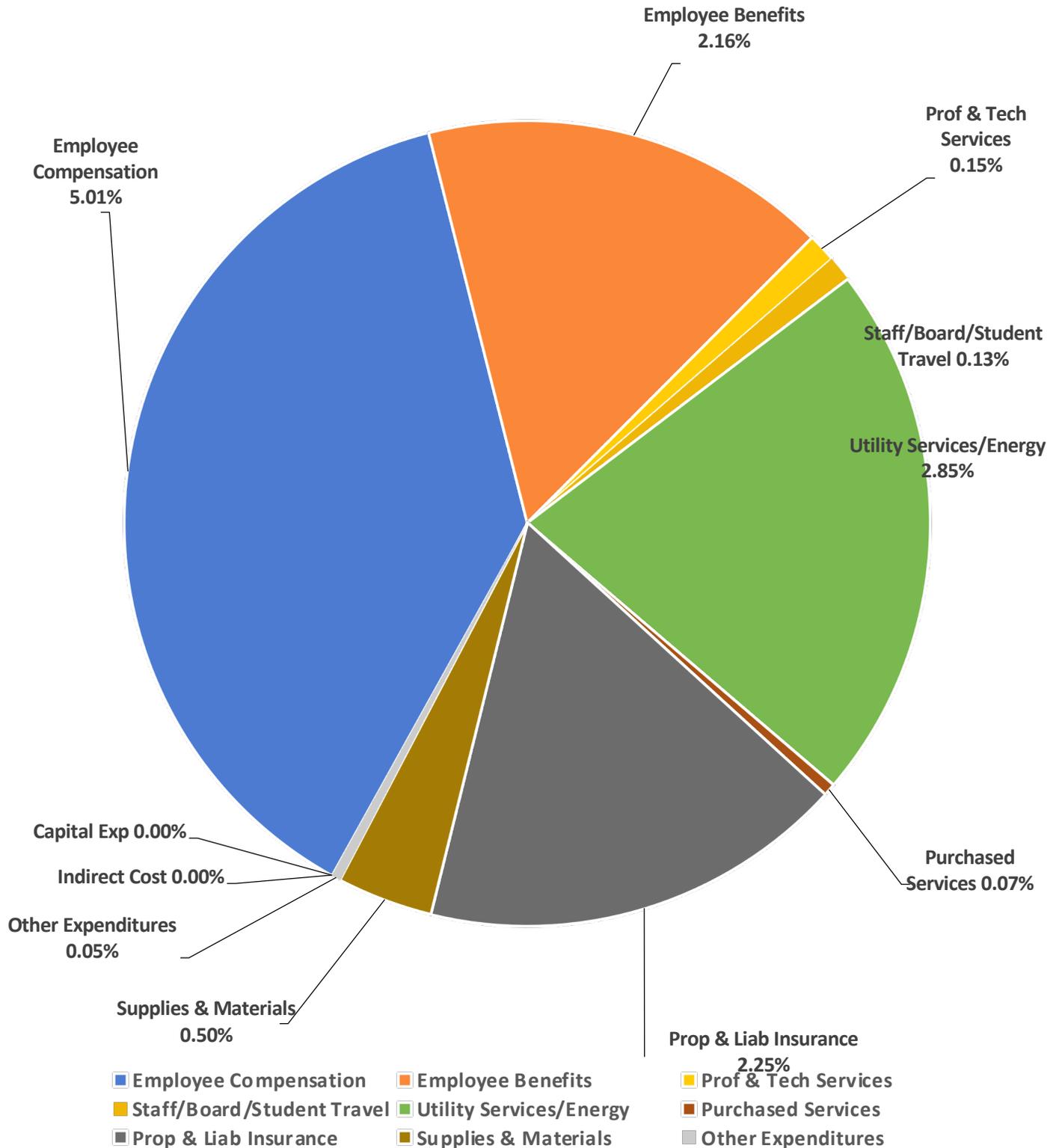
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End of Report

# Operating Fund Only

## Budget Expended by Object

(as of 8.31.2021) \$5,575,018.91



Northwest Arctic Borough School District

Statement of Activities-ALL FUNDS: For the Period 08/01/2021 through 08/31/2021

Fiscal Year: 2021-2022

	08/01/2021 - 08/31/2021	Year To Date	Budget	Budget Balance	
<b>INCOME</b>					
Program Revenues					
Operations & Maintenance of Plant (-)	\$72,549.93	\$72,549.93	\$750,000.00	\$677,450.07	9.7%
Food Services (-)	\$1,506.31	\$1,506.31	\$56,000.00	\$54,493.69	2.7%
Sub-total : Program Revenues	(\$74,056.24)	(\$74,056.24)	(\$806,000.00)	(\$731,943.76)	9.2%
General Revenues					
Borough Appropriations (-)	\$0.00	\$0.00	\$4,151,951.00	\$4,151,951.00	0.0%
Earnings on Investment (-)	\$701.56	\$1,420.49	\$2,000.00	\$579.51	71.0%
Other (-)	\$205,148.20	\$273,055.77	\$913,289.02	\$640,233.25	29.9%
E-Rate (-)	\$607,820.40	\$607,820.40	\$6,860,873.00	\$6,253,052.60	8.9%
State Grants & Entitlements (-)	\$3,344,049.69	\$6,465,958.69	\$41,942,273.41	\$35,476,314.72	15.4%
Federal Grants & Entitlements (-)	\$0.00	\$105,614.40	\$15,576,180.10	\$15,470,565.70	0.7%
Sub-total : General Revenues	(\$4,157,719.85)	(\$7,453,869.75)	(\$69,446,566.53)	(\$61,992,696.78)	10.7%
<b>Total : INCOME</b>	(\$4,231,776.09)	(\$7,527,925.99)	(\$70,252,566.53)	(\$62,724,640.54)	10.7%
<b>EXPENSES</b>					
Instruction					
Regular Instruction (+)	\$1,410,527.42	\$1,431,415.92	\$19,531,319.30	\$18,099,903.38	7.3%
Bilingual Instruction (+)	\$127,659.38	\$127,659.38	\$1,741,906.87	\$1,614,247.49	7.3%
Vocational Education (+)	\$10,580.00	\$10,580.00	\$79,858.10	\$69,278.10	13.2%
Sub-total : Instruction	\$1,548,766.80	\$1,569,655.30	\$21,353,084.27	\$19,783,428.97	7.4%
SPED Instruction					
Special Education Instruction (+)	\$385,658.56	\$385,658.56	\$7,713,968.23	\$7,328,309.67	5.0%
Sub-total : SPED Instruction	\$385,658.56	\$385,658.56	\$7,713,968.23	\$7,328,309.67	5.0%
SPED Support Services-Students					
Special Education Support Service (+)	\$102,579.37	\$130,018.10	\$2,250,788.91	\$2,120,770.81	5.8%
Sub-total : SPED Support Services-Students	\$102,579.37	\$130,018.10	\$2,250,788.91	\$2,120,770.81	5.8%
Support Services-Students					
Dormitory (+)	\$2,393.07	\$2,393.07	\$0.00	(\$2,393.07)	0.0%
Guidance/Career Services (+)	\$85,026.37	\$96,493.59	\$0.00	(\$96,493.59)	0.0%
Sub-total : Support Services-Students	\$87,419.44	\$98,886.66	\$0.00	(\$98,886.66)	0.0%
Support Services-Instruction					
Support Services (+)	\$394,774.01	\$407,400.14	\$1,557,291.27	\$1,149,891.13	26.2%
Library Services (+)	\$0.00	\$0.00	\$1,000.00	\$1,000.00	0.0%
In-Service (+)	\$30,352.86	\$30,352.86	\$11,592.80	(\$18,760.06)	261.8%
Assessment/Test Support (+)	\$14,588.58	\$14,668.22	\$75,310.40	\$60,642.18	19.5%
Curriculum Support (+)	\$80,706.52	\$98,413.30	\$553,715.60	\$455,302.30	17.8%
Technology Support (+)	\$826,706.67	\$902,015.46	\$8,910,358.06	\$8,008,342.60	10.1%
Sub-total : Support Services-Instruction	\$1,347,128.64	\$1,452,849.98	\$11,109,268.13	\$9,656,418.15	13.1%
School Administration					
School Administration (+)	\$223,528.42	\$238,826.16	\$3,130,402.57	\$2,891,576.41	7.6%

Operating Statement with Budget

Northwest Arctic Borough School District

Statement of Activities-ALL FUNDS: For the Period 08/01/2021 through 08/31/2021

Fiscal Year: 2021-2022

	<u>08/01/2021 - 08/31/2021</u>	<u>Year To Date</u>	<u>Budget</u>	<u>Budget Balance</u>	
Sub-total : School Administration	\$223,528.42	\$238,826.16	\$3,130,402.57	\$2,891,576.41	7.6%
School Administration Support Services					
School Admin Support (+)	\$113,307.28	\$118,706.75	\$1,363,214.42	\$1,244,507.67	8.7%
Sub-total : School Administration Support Services	\$113,307.28	\$118,706.75	\$1,363,214.42	\$1,244,507.67	8.7%
District Administration					
Superintendent's Office (+)	\$60,583.51	\$111,952.01	\$1,213,762.44	\$1,101,810.43	9.2%
Board of Education (+)	\$35,447.04	\$68,800.48	\$606,506.94	\$537,706.46	11.3%
Parent/Public Relation (+)	\$0.00	\$0.00	\$15,000.00	\$15,000.00	0.0%
Sub-total : District Administration	\$96,030.55	\$180,752.49	\$1,835,269.38	\$1,654,516.89	9.8%
District Administration Support Services					
District Administration (+)	\$125,959.94	\$624,033.82	\$1,940,040.38	\$1,316,006.56	32.2%
Human Resources (+)	\$46,599.59	\$78,627.24	\$825,344.57	\$746,717.33	9.5%
Administration Support-Other (+)	\$51,441.90	\$87,608.35	\$538,051.76	\$450,443.41	16.3%
Sub-total : District Administration Support Services	\$224,001.43	\$790,269.41	\$3,303,436.71	\$2,513,167.30	23.9%
Operations & Maintenance of Plant					
Operations (+)	\$441,873.84	\$1,142,075.70	\$7,831,846.46	\$6,689,770.76	14.6%
Maintenance (+)	\$385,960.97	\$522,923.86	\$6,087,548.68	\$5,564,624.82	8.6%
Sub-total : Operations & Maintenance of Plant	\$827,834.81	\$1,664,999.56	\$13,919,395.14	\$12,254,395.58	12.0%
Student Activities					
Student Activity (+)	\$31,701.83	\$33,996.83	\$1,294,857.59	\$1,260,860.76	2.6%
Sub-total : Student Activities	\$31,701.83	\$33,996.83	\$1,294,857.59	\$1,260,860.76	2.6%
Student Transportation					
Student Transportation (+)	\$2,992.57	\$2,992.57	\$97,407.00	\$94,414.43	3.1%
Sub-total : Student Transportation	\$2,992.57	\$2,992.57	\$97,407.00	\$94,414.43	3.1%
Adult & Continuing Education Instruction					
Adult & Continuing Education (+)	\$6,431.57	\$7,991.43	\$0.00	(\$7,991.43)	0.0%
Sub-total : Adult & Continuing Education Instruction	\$6,431.57	\$7,991.43	\$0.00	(\$7,991.43)	0.0%
Food Services					
Food Services (+)	\$19,418.09	\$22,605.88	\$3,772,153.54	\$3,749,547.66	0.6%
Sub-total : Food Services	\$19,418.09	\$22,605.88	\$3,772,153.54	\$3,749,547.66	0.6%
Construction in Progress					
Administration (+)	\$0.00	\$0.00	\$41,196.51	\$41,196.51	0.0%
Design (+)	\$13,208.00	\$30,626.00	\$0.00	(\$30,626.00)	0.0%
Construction (+)	\$28,850.36	\$39,092.73	\$1,615,193.22	\$1,576,100.49	2.4%
Percent for Art (+)	\$0.00	\$21,090.00	\$0.00	(\$21,090.00)	0.0%
CIP Construction Management-Consultant (+)	\$8,591.21	\$8,591.21	\$0.00	(\$8,591.21)	0.0%
Sub-total : Construction in Progress	\$50,649.57	\$99,399.94	\$1,656,389.73	\$1,556,989.79	6.0%
<b>Total : EXPENSES</b>	<b>\$5,067,448.93</b>	<b>\$6,797,609.62</b>	<b>\$72,799,635.62</b>	<b>\$66,002,026.00</b>	<b>9.3%</b>

Operating Statement with Budget

Northwest Arctic Borough School District

Statement of Activities-ALL FUNDS: For the Period 08/01/2021 through 08/31/2021

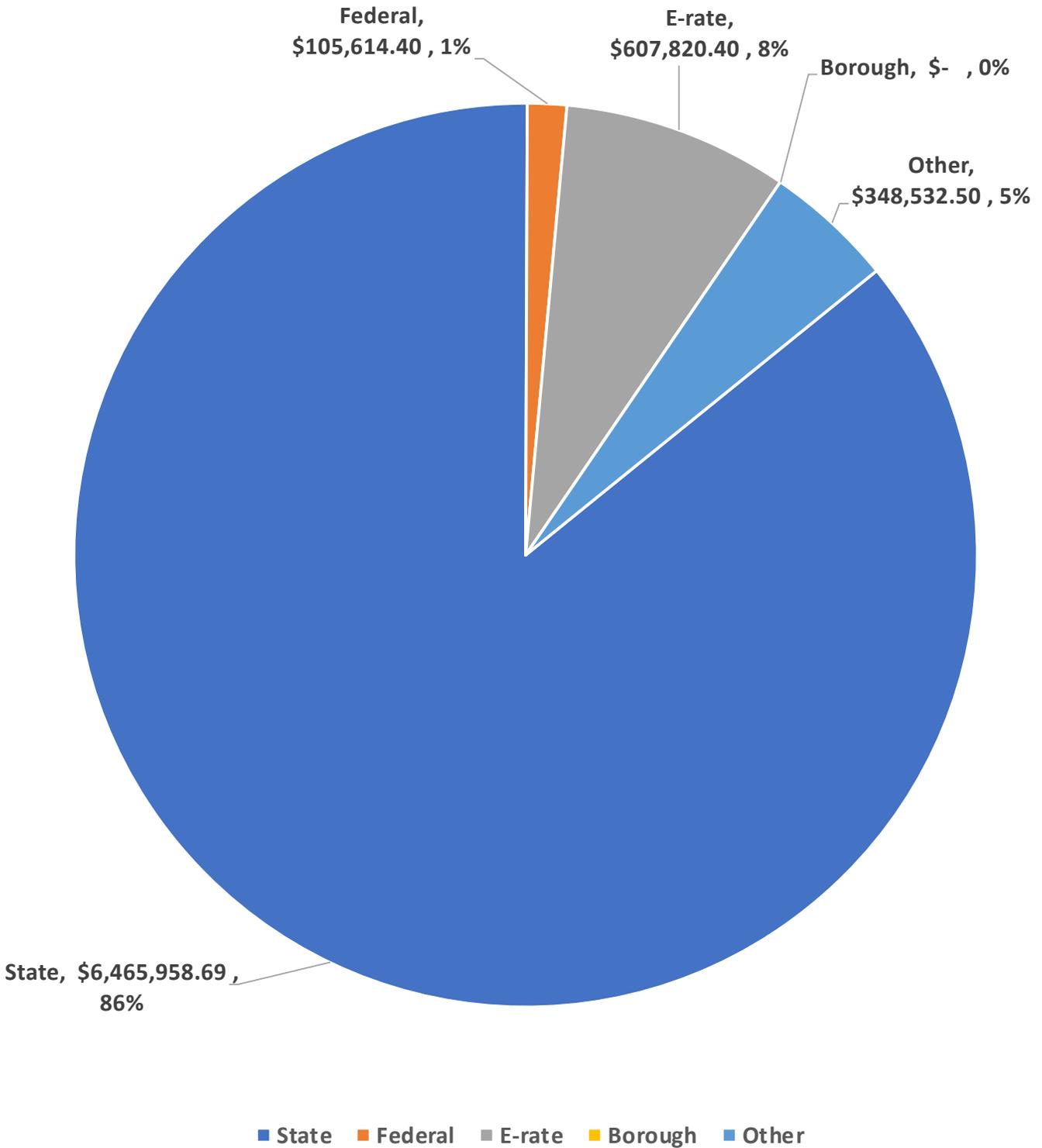
Fiscal Year: 2021-2022

	<u>08/01/2021 - 08/31/2021</u>	<u>Year To Date</u>	<u>Budget</u>	<u>Budget Balance</u>	
OTHER					
Transfers In					
Transfers Between Funds -In (-)	\$0.00	\$0.00	\$2,423,769.82	\$2,423,769.82	0.0%
Sub-total : Transfers In	\$0.00	\$0.00	(\$2,423,769.82)	(\$2,423,769.82)	0.0%
Transfers Out					
Transfers between Funds-Out (+)	\$0.00	\$0.00	\$495,000.00	\$495,000.00	0.0%
Sub-total : Transfers Out	\$0.00	\$0.00	\$495,000.00	\$495,000.00	0.0%
Earnings on Investments					
Earnings on Investments (-)	\$260.79	\$521.61	\$2,000.00	\$1,478.39	26.1%
Sub-total : Earnings on Investments	(\$260.79)	(\$521.61)	(\$2,000.00)	(\$1,478.39)	26.1%
Total : OTHER	(\$260.79)	(\$521.61)	(\$1,930,769.82)	(\$1,930,248.21)	0.0%
NET INCOME/LOSS	\$835,412.05	(\$730,837.98)	\$616,299.27	\$1,347,137.25	118.6%

End of Report

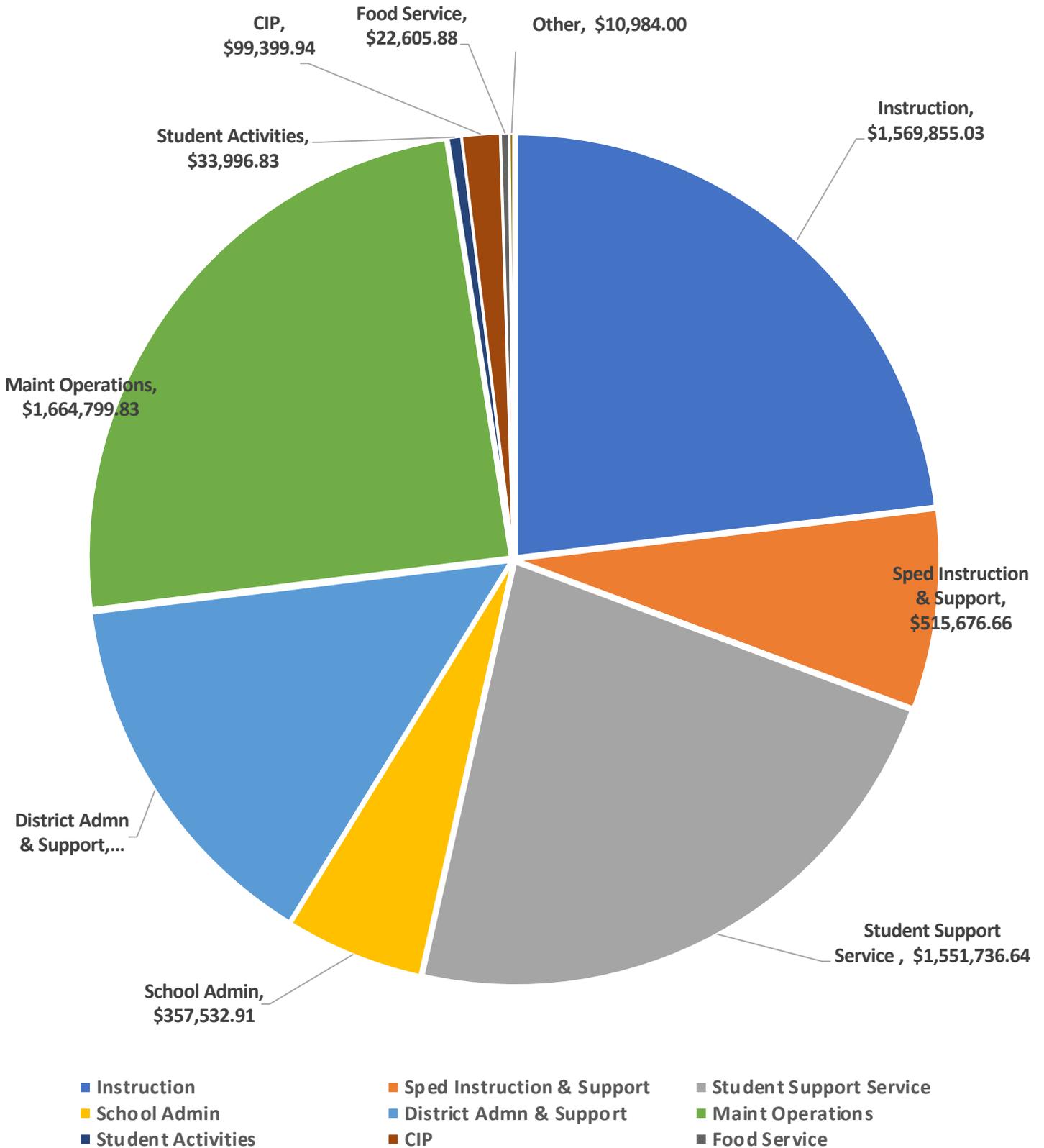
# Revenues – All Funds

(as of 8.31.2021) \$7,527,925.99



# Expenditures – All Funds

(as of 8.31.2021) \$6,797,609.62



Northwest Arctic Borough School District

Statement of Activities-ALL FUNDS by OBJ: For the Period 08/01/2021 through 08/31/2021

Fiscal Year: 2021-2022

	08/01/2021 - 08/31/2021	Year To Date	Budget	Budget Balance	
<b>INCOME</b>					
Program Revenues					
Operations & Maintenance of Plant (-)	\$72,549.93	\$72,549.93	\$750,000.00	\$677,450.07	9.7%
Food Services (-)	\$1,506.31	\$1,506.31	\$56,000.00	\$54,493.69	2.7%
Sub-total : Program Revenues	(\$74,056.24)	(\$74,056.24)	(\$806,000.00)	(\$731,943.76)	9.2%
General Revenues					
State Grants & Entitlements (-)	\$3,344,049.69	\$6,465,958.69	\$41,942,273.41	\$35,476,314.72	15.4%
Federal Grants & Entitlements (-)	\$0.00	\$105,614.40	\$15,576,180.10	\$15,470,565.70	0.7%
Borough Appropriations (-)	\$0.00	\$0.00	\$4,151,951.00	\$4,151,951.00	0.0%
E-Rate (-)	\$607,820.40	\$607,820.40	\$6,860,873.00	\$6,253,052.60	8.9%
Other (-)	\$205,849.76	\$274,476.26	\$915,289.02	\$640,812.76	30.0%
Sub-total : General Revenues	(\$4,157,719.85)	(\$7,453,869.75)	(\$69,446,566.53)	(\$61,992,696.78)	10.7%
<b>Total : INCOME</b>	(\$4,231,776.09)	(\$7,527,925.99)	(\$70,252,566.53)	(\$62,724,640.54)	10.7%
<b>EXPENSES</b>					
SALARIES					
Certificated Salaries (+)	\$1,358,297.29	\$1,507,471.25	\$16,752,421.63	\$15,244,950.38	9.0%
Classified Salaries (+)	\$746,851.67	\$974,114.99	\$9,701,816.66	\$8,727,701.67	10.0%
Leave Pay Off (+)	\$16,471.86	\$25,573.05	\$200,000.00	\$174,426.95	12.8%
GTL Payroll Sweep (+)	\$0.00	\$0.00	\$9,279.00	\$9,279.00	0.0%
Board Stipends (+)	\$211,000.00	\$220,000.00	\$80,000.00	(\$140,000.00)	275.0%
Non Cert-Extra Duty Contract (+)	\$3,657.85	\$3,657.85	\$108,840.00	\$105,182.15	3.4%
Sub-total : SALARIES	\$2,336,278.67	\$2,730,817.14	\$26,852,357.29	\$24,121,540.15	10.2%
BENEFITS					
Control Acct - Benefits (+)	\$0.00	\$0.00	\$1,401,649.55	\$1,401,649.55	0.0%
Insurance-Health & Life (+)	\$586,822.35	\$609,922.35	\$6,811,709.57	\$6,201,787.22	9.0%
Insurance-Unemployment (+)	\$5,913.45	\$6,840.40	\$60,223.02	\$53,382.62	11.4%
Insurance-Workers Comp (+)	\$16,971.15	\$20,578.85	\$162,088.24	\$141,509.39	12.7%
Retirement-Fica & Medicare (+)	\$39,059.02	\$46,128.82	\$383,794.57	\$337,665.75	12.0%
Retirement-TRS (+)	\$166,334.23	\$185,070.46	\$1,797,540.57	\$1,612,470.11	10.3%
Retirement-PERS (+)	\$151,687.47	\$198,895.28	\$1,698,095.36	\$1,499,200.08	11.7%
On Behalf Exp-PERS (+)	\$0.00	\$0.00	\$3,191,941.90	\$3,191,941.90	0.0%
On Behalf Exp-TRS (+)	\$0.00	\$0.00	\$611,444.14	\$611,444.14	0.0%
Housing Allowance/Subsidy (+)	\$32,500.00	\$32,500.00	\$330,000.00	\$297,500.00	9.8%
Other Employee Benefits (+)	\$12,635.42	\$13,563.42	\$55,000.00	\$41,436.58	24.7%
Sub-total : BENEFITS	\$1,011,923.09	\$1,113,499.58	\$16,503,486.92	\$15,389,987.34	6.7%
PROFESSIONAL & TECHNICAL SERVICES					
Prof & Technical Services (+)	\$158,365.59	\$197,558.59	\$7,131,699.31	\$6,934,140.72	2.8%
Auditing & Accounting Services (+)	\$0.00	\$13,782.50	\$76,000.00	\$62,217.50	18.1%
Legal Services (+)	\$0.00	\$0.00	\$130,000.00	\$130,000.00	0.0%
Sub-total : PROFESSIONAL & TECHNICAL SERVICES	\$158,365.59	\$211,341.09	\$7,337,699.31	\$7,126,358.22	2.9%
TRAVEL					

Operating Statement with Budget

Northwest Arctic Borough School District

Statement of Activities-ALL FUNDS by OBJ: For the Period 08/01/2021 through 08/31/2021

Fiscal Year: 2021-2022

	<u>08/01/2021 - 08/31/2021</u>	<u>Year To Date</u>	<u>Budget</u>	<u>Budget Balance</u>	
Staff Travel (+)	\$51,561.96	\$69,470.58	\$916,022.68	\$846,552.10	7.6%
Student Travel (+)	\$17,490.73	\$17,490.73	\$812,423.32	\$794,932.59	2.2%
Sub-total : TRAVEL	<u>\$69,052.69</u>	<u>\$86,961.31</u>	<u>\$1,728,446.00</u>	<u>\$1,641,484.69</u>	5.0%
<b>UTILITIES</b>					
Water & Sewer (+)	\$59,535.77	\$59,535.77	\$523,612.60	\$464,076.83	11.4%
Garbage (+)	\$2,596.44	\$2,596.44	\$99,286.94	\$96,690.50	2.6%
Communications (+)	\$8,544.96	\$8,544.96	\$130,500.00	\$121,955.04	6.5%
Other Utilities-Internet (+)	\$675,581.00	\$675,581.00	\$7,671,192.00	\$6,995,611.00	8.8%
Electricity (+)	\$108,331.82	\$108,331.82	\$2,277,375.00	\$2,169,043.18	4.8%
Heating Fuels (+)	\$243,826.63	\$373,716.29	\$1,991,992.37	\$1,618,276.08	18.8%
Sub-total : UTILITIES	<u>\$1,098,416.62</u>	<u>\$1,228,306.28</u>	<u>\$12,693,958.91</u>	<u>\$11,465,652.63</u>	9.7%
<b>OTHER PURCHASED SERVICES</b>					
Other Purchase Services (+)	\$19,915.71	\$54,635.94	\$2,513,617.71	\$2,458,981.77	2.2%
Sub-total : OTHER PURCHASED SERVICES	<u>\$19,915.71</u>	<u>\$54,635.94</u>	<u>\$2,513,617.71</u>	<u>\$2,458,981.77</u>	2.2%
<b>INSURANCE</b>					
Insurance & Bond Premiums (+)	\$0.00	\$580,876.70	\$583,875.84	\$2,999.14	99.5%
Liability Insurance (+)	\$0.00	\$370,648.50	\$369,799.45	(\$849.05)	100.2%
Sub-total : INSURANCE	<u>\$0.00</u>	<u>\$951,525.20</u>	<u>\$953,675.29</u>	<u>\$2,150.09</u>	99.8%
<b>SUPPLY</b>					
Supplies, Materials, Media (+)	\$263,052.60	\$288,925.14	\$1,890,423.18	\$1,601,498.04	15.3%
Gas/Oil-Vehicle & Equipment Supplies (+)	\$2,566.88	\$2,566.88	\$75,000.00	\$72,433.12	3.4%
Food Supplies (+)	\$2,664.88	\$2,664.88	\$35,814.88	\$33,150.00	7.4%
Textbooks (+)	\$54,125.53	\$58,941.27	\$241,490.00	\$182,548.73	24.4%
Sub-total : SUPPLY	<u>\$322,409.89</u>	<u>\$353,098.17</u>	<u>\$2,242,728.06</u>	<u>\$1,889,629.89</u>	15.7%
<b>TUITION &amp; STIPENDS</b>					
Tuition & Stipends (+)	\$60.00	\$60.00	\$82,650.00	\$82,590.00	0.1%
Scholarship Stipends (+)	\$1,000.00	\$1,000.00	\$0.00	(\$1,000.00)	0.0%
Sub-total : TUITION & STIPENDS	<u>\$1,060.00</u>	<u>\$1,060.00</u>	<u>\$82,650.00</u>	<u>\$81,590.00</u>	1.3%
<b>OTHER</b>					
Other Expenses (+)	\$21,076.31	\$22,129.31	\$154,029.00	\$131,899.69	14.4%
Dues & Fees (+)	\$100.00	\$5,142.87	\$190.97	(\$4,951.90)	2693.0%
Sub-total : OTHER	<u>\$21,176.31</u>	<u>\$27,272.18</u>	<u>\$154,219.97</u>	<u>\$126,947.79</u>	17.7%
<b>INDIRECT COSTS</b>					
Indirect Costs To/From (+)	\$0.00	\$0.00	\$28,420.94	\$28,420.94	0.0%
Sub-total : INDIRECT COSTS	<u>\$0.00</u>	<u>\$0.00</u>	<u>\$28,420.94</u>	<u>\$28,420.94</u>	0.0%
<b>CAPITAL EXPENDITURES</b>					
Equipment (+)	\$0.00	\$0.00	\$52,750.00	\$52,750.00	0.0%
New Building/Purchases (+)	\$28,242.64	\$37,942.64	\$918,388.00	\$880,445.36	4.1%
Contingency (+)	\$0.00	\$0.00	\$26,000.00	\$26,000.00	0.0%
New Construction/ Rehab (+)	\$607.72	\$1,150.09	\$670,805.22	\$669,655.13	0.2%
Related Soft Costs (+)	\$0.00	\$0.00	\$40,432.00	\$40,432.00	0.0%

Operating Statement with Budget

Northwest Arctic Borough School District

Statement of Activities-ALL FUNDS by OBJ: For the Period 08/01/2021 through 08/31/2021

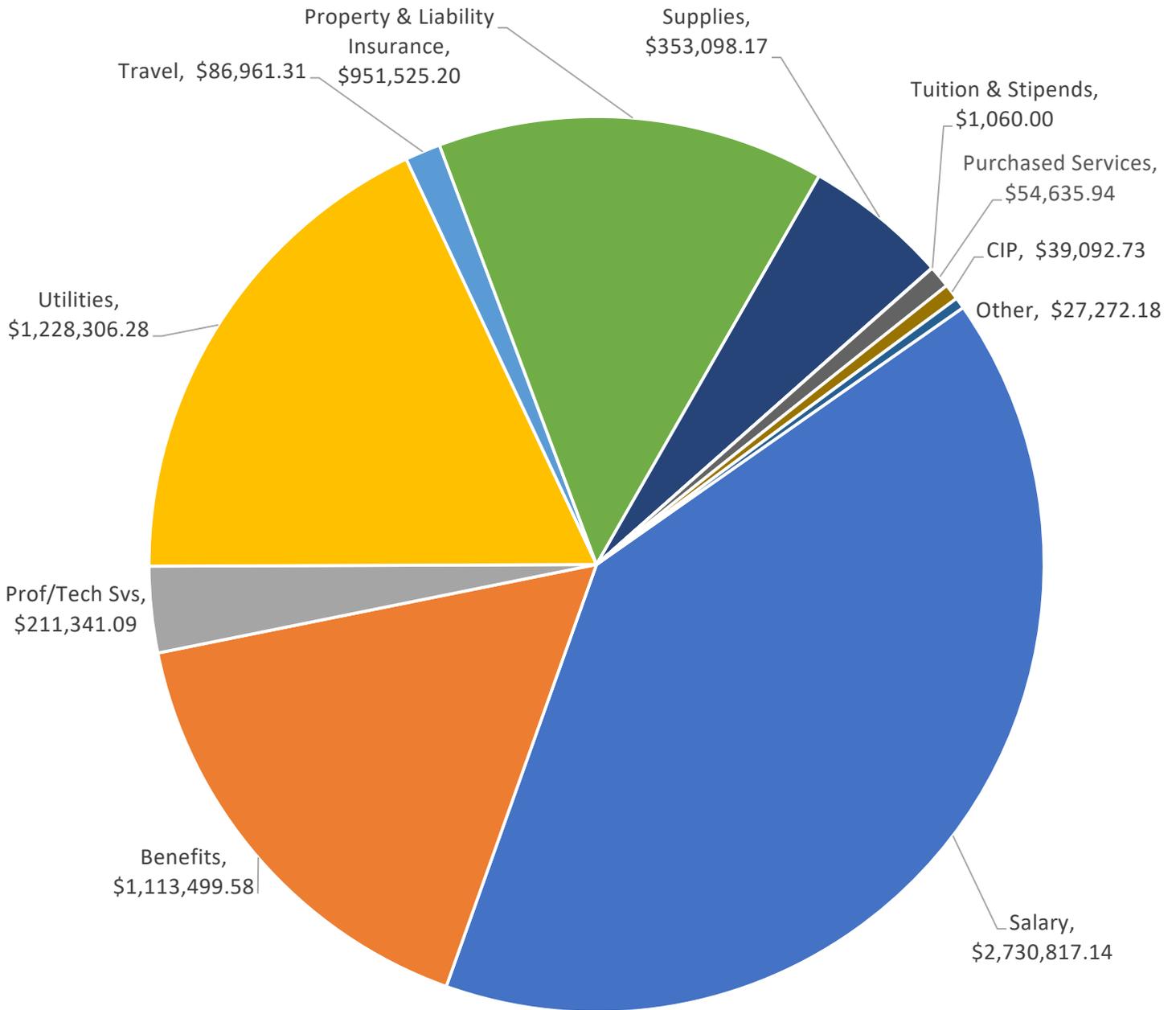
Fiscal Year: 2021-2022

	<u>08/01/2021 - 08/31/2021</u>	<u>Year To Date</u>	<u>Budget</u>	<u>Budget Balance</u>	
Sub-total : CAPITAL EXPENDITURES	\$28,850.36	\$39,092.73	\$1,708,375.22	\$1,669,282.49	2.3%
Total : EXPENSES	\$5,067,448.93	\$6,797,609.62	\$72,799,635.62	\$66,002,026.00	9.3%
OTHER					
Transfers In					
Transfers Between Funds -In (-)	\$0.00	\$0.00	\$2,423,769.82	\$2,423,769.82	0.0%
Sub-total : Transfers In	\$0.00	\$0.00	(\$2,423,769.82)	(\$2,423,769.82)	0.0%
Transfers Out					
Transfers between Funds-Out (+)	\$0.00	\$0.00	\$495,000.00	\$495,000.00	0.0%
Sub-total : Transfers Out	\$0.00	\$0.00	\$495,000.00	\$495,000.00	0.0%
Earnings on Investments					
Earnings on Investments (-)	\$260.79	\$521.61	\$2,000.00	\$1,478.39	26.1%
Sub-total : Earnings on Investments	(\$260.79)	(\$521.61)	(\$2,000.00)	(\$1,478.39)	26.1%
Total : OTHER	(\$260.79)	(\$521.61)	(\$1,930,769.82)	(\$1,930,248.21)	0.0%
NET INCOME/LOSS	\$835,412.05	(\$730,837.98)	\$616,299.27	\$1,347,137.25	118.6%

End of Report

# Expenditures by Object – All Funds

(In Millions as of 8.31.2021) \$6,797,609.62



- Salary
- Benefits
- Prof/Tech Svcs
- Utilities
- Travel
- Insurance
- Supplies
- Tuition & Stipends
- Purchased Services
- CIP
- Other
-

Northwest Arctic Borough School District

Statement of Activities-Board by OBJ For the Period 08/01/2021 through 08/31/2021

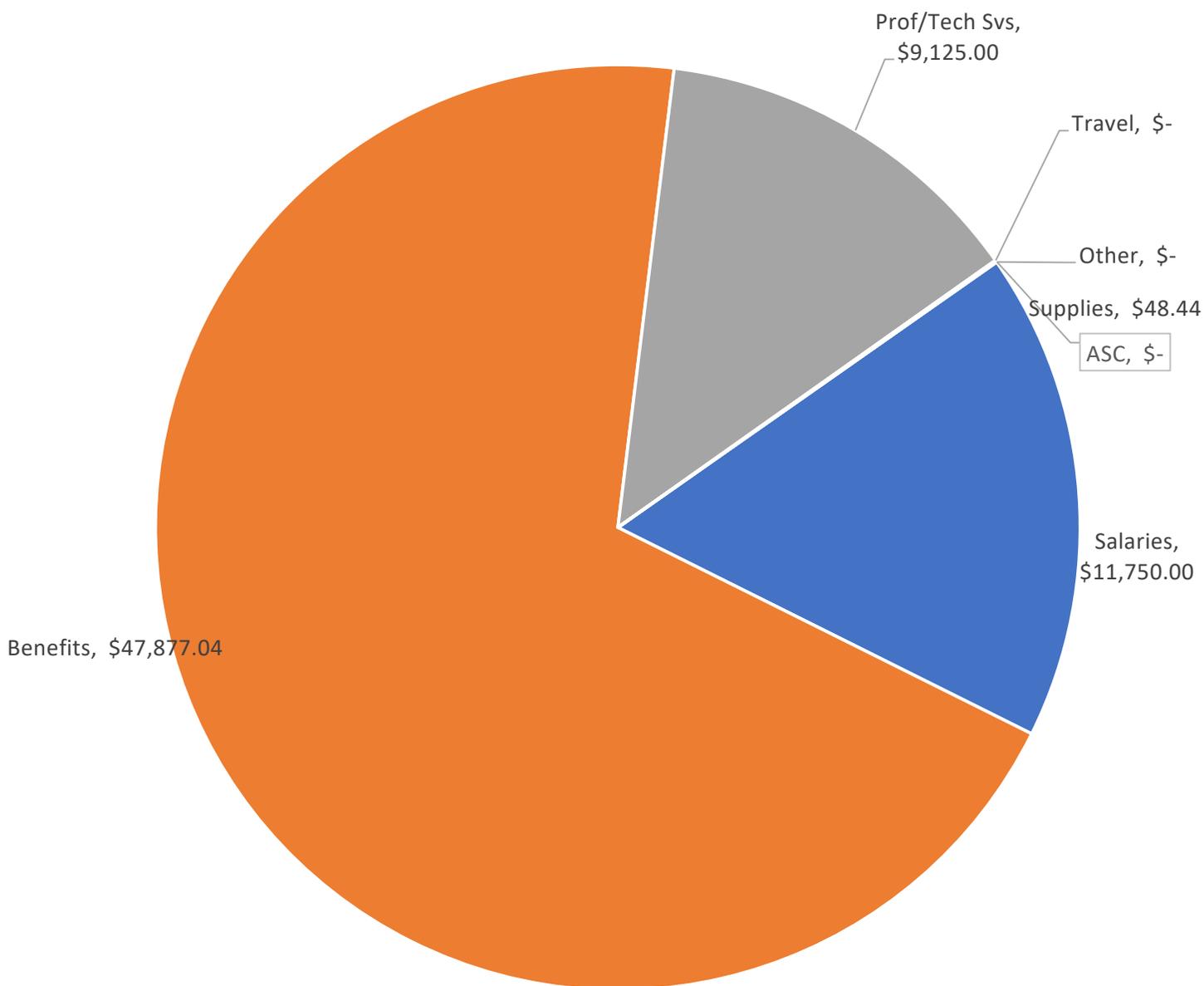
Fiscal Year: 2021-2022

	08/01/2021 - 08/31/2021	Year To Date	Budget	Budget Balance	
<b>EXPENSES</b>					
<b>SALARIES</b>					
Board Stipends (+)	\$2,750.00	\$11,750.00	\$80,000.00	\$68,250.00	14.7%
Sub-total : SALARIES	\$2,750.00	\$11,750.00	\$80,000.00	\$68,250.00	14.7%
<b>BENEFITS</b>					
Insurance-Health & Life (+)	\$23,100.00	\$46,200.00	\$277,200.00	\$231,000.00	16.7%
Insurance-Unemployment (+)	\$0.00	\$0.00	\$1,066.41	\$1,066.41	0.0%
Insurance-Workers Comp (+)	\$15.74	\$67.19	\$2,026.19	\$1,959.00	3.3%
Retirement-Fica & Medicare (+)	\$132.86	\$619.85	\$5,154.34	\$4,534.49	12.0%
Retirement-PERS (+)	\$275.00	\$990.00	\$18,260.00	\$17,270.00	5.4%
Sub-total : BENEFITS	\$23,523.60	\$47,877.04	\$303,706.94	\$255,829.90	15.8%
<b>PROFESSIONAL &amp; TECHNICAL SERVICES</b>					
Prof & Technical Services (+)	\$9,125.00	\$9,125.00	\$125,500.00	\$116,375.00	7.3%
Sub-total : PROFESSIONAL & TECHNICAL SERVICES	\$9,125.00	\$9,125.00	\$125,500.00	\$116,375.00	7.3%
<b>TRAVEL</b>					
Staff Travel (+)	\$0.00	\$0.00	\$43,800.00	\$43,800.00	0.0%
Sub-total : TRAVEL	\$0.00	\$0.00	\$43,800.00	\$43,800.00	0.0%
<b>SUPPLY</b>					
Supplies, Materials, Media (+)	\$48.44	\$48.44	\$15,000.00	\$14,951.56	0.3%
Sub-total : SUPPLY	\$48.44	\$48.44	\$15,000.00	\$14,951.56	0.3%
<b>OTHER</b>					
Other Expenses (+)	\$0.00	\$0.00	\$38,500.00	\$38,500.00	0.0%
Sub-total : OTHER	\$0.00	\$0.00	\$38,500.00	\$38,500.00	0.0%
Total : EXPENSES	\$35,447.04	\$68,800.48	\$606,506.94	\$537,706.46	11.3%
NET INCOME/LOSS	\$35,447.04	\$68,800.48	\$606,506.94	\$537,706.46	11.3%

End of Report

# Board Expenditures

(as of 8.31.2021) \$68,800.48



■ Salaries ■ Benefits ■ Prof/Tech Svs ■ Travel ■ Supplies ■ Other ■ ASC

# Board Budget Summary

<b>100.099.511.000.333</b>	<b>Board Stipends</b>	<b>\$80,000</b>
	6 Regular Meetings	
	Board Retreat combined with Oct Meeting	
	Annual AASB Conference – November 4-7, 2021	
<b>100.099.511.000.36X</b>	<b>Payroll Benefits</b>	<b>\$303,706.94</b>
100.099.511.000.361	Insurance-Health & life - \$25,200 per member	\$277,200.00
100.099.511.000.362	Insurance-Unemployment .3%	\$1,066.41
100.099.511.000.363	Insurance-Workers Comp .57%	\$2,026.19
100.099.511.000.364	Retirement-FICA SS & Medicare-1.45% & 6.20%	\$5,154.34
100.099.511.000.366	Retirement-PERS-22%	\$18,260.00
<b>100.099.511.0XX.410</b>	<b>Professional &amp; Technical Services</b>	<b>\$125,500</b>
100.099.511.000.410	Miscellaneous Services and Training, AASB In-service Training	\$25,000
100.099.511.012.410	Lobbyists - J&H, JM Walsh Co.	\$89,500
100.099.511.013.410	Strategic Planning – Consulting - Evaluations	\$11,000
<b>100.099.511.000.42X</b>	<b>Travel &amp; Per Diem</b>	<b>\$43,800</b>
	6 Regular Meetings, half virtual	
	Board Retreat combined with October Board Meeting	
	Annual AASB Conference	

# Board Budget Summary, Continued

100.099.511.000.4XX	Miscellaneous Expenses	\$53,500
100.099.511.000.450	Supplies, Materials, Media-Supplies & Freight for Meetings	\$10,000
100.099.511.000.490	Other Expenses	\$38,500
	CEAAC Membership - \$18,000	
	AASB Fees - \$20,500	
100.099.511.015.XXX	Board Budget for joint Advisory School Council Retreat	\$5,000
100.099.511.000.XXX	TOTAL	\$606,506.94

## Dues & Membership Fees:

CEAAC- Represent Alaska school districts, organizations, and individuals through courts and legislative activity - concerned about the quality and breadth of educational opportunities available to Alaska's children.

AASB- Alaska School District advocacy at state and federal level. See attached Benefits.

# To Our Board Financial Summary

## Wellsfargo Investment Account Update:

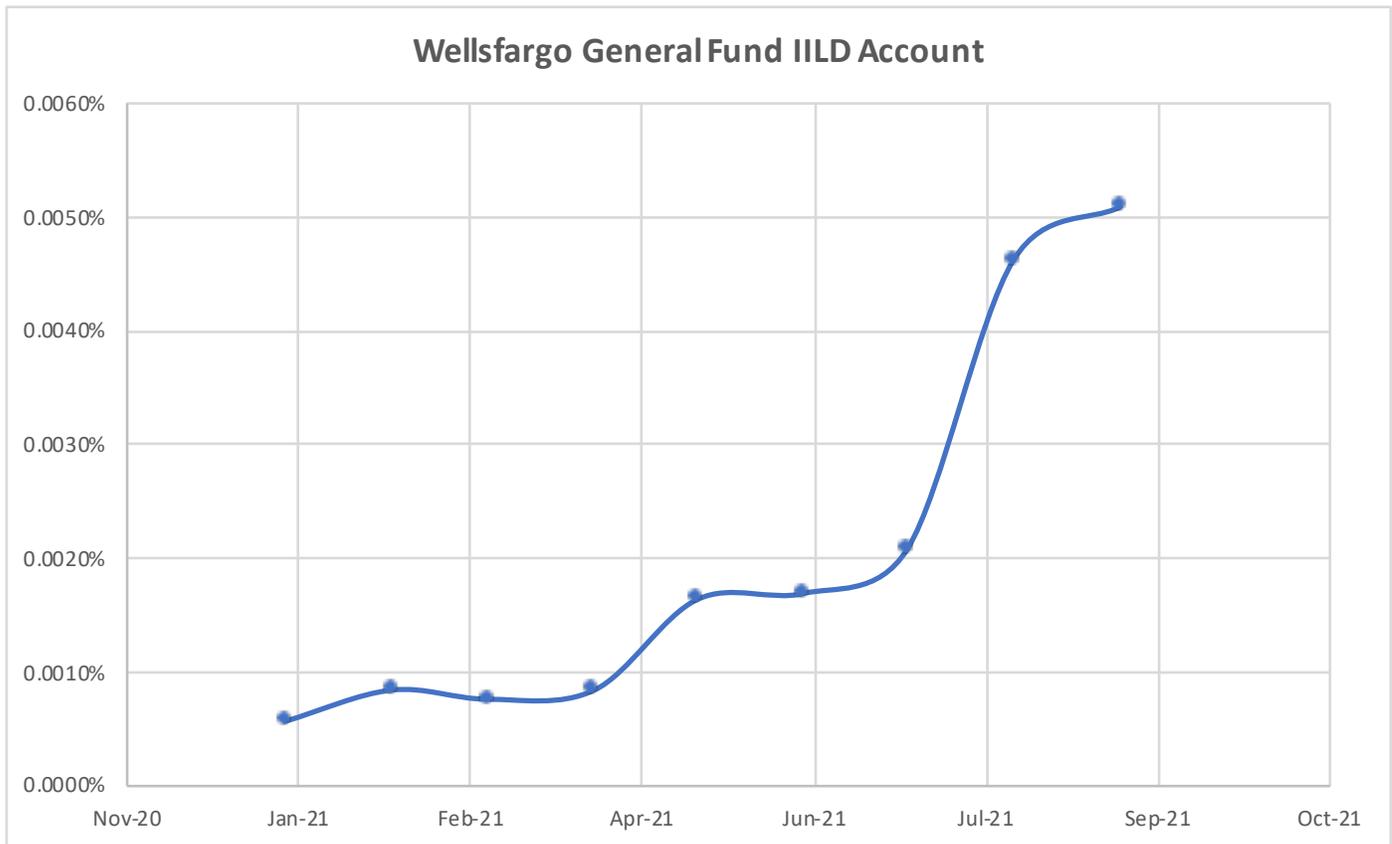
The accrued income on the principal holdings of the General Fund \$10,248,179.57 investment was \$10,249,566.78 as of August 31, 2021; an increase of \$521.61 from the July 31, 2021 report with a total of \$995.77 earned in FY22. \$2 Million has been transferred out of this investment account in September to cover expenses over revenue in the general fund.

The accrued income on the principal holdings of the Capital Improvement Fund \$20M investment was \$15,003,462.99 as of August 31, 2021; an increase of \$440.77 from the July 31, 2021 report with a total of \$1,282.25 earned in FY22. Another \$3 Million has been transferred out of this investment account to date to cover expenses over revenue on the Kivalina Project.

Our investment accounts are slowly starting to see a higher yield, we will keep the funds in the accounts as long as possible but will need to transfer money out of the accounts as expenditures exceed revenue.

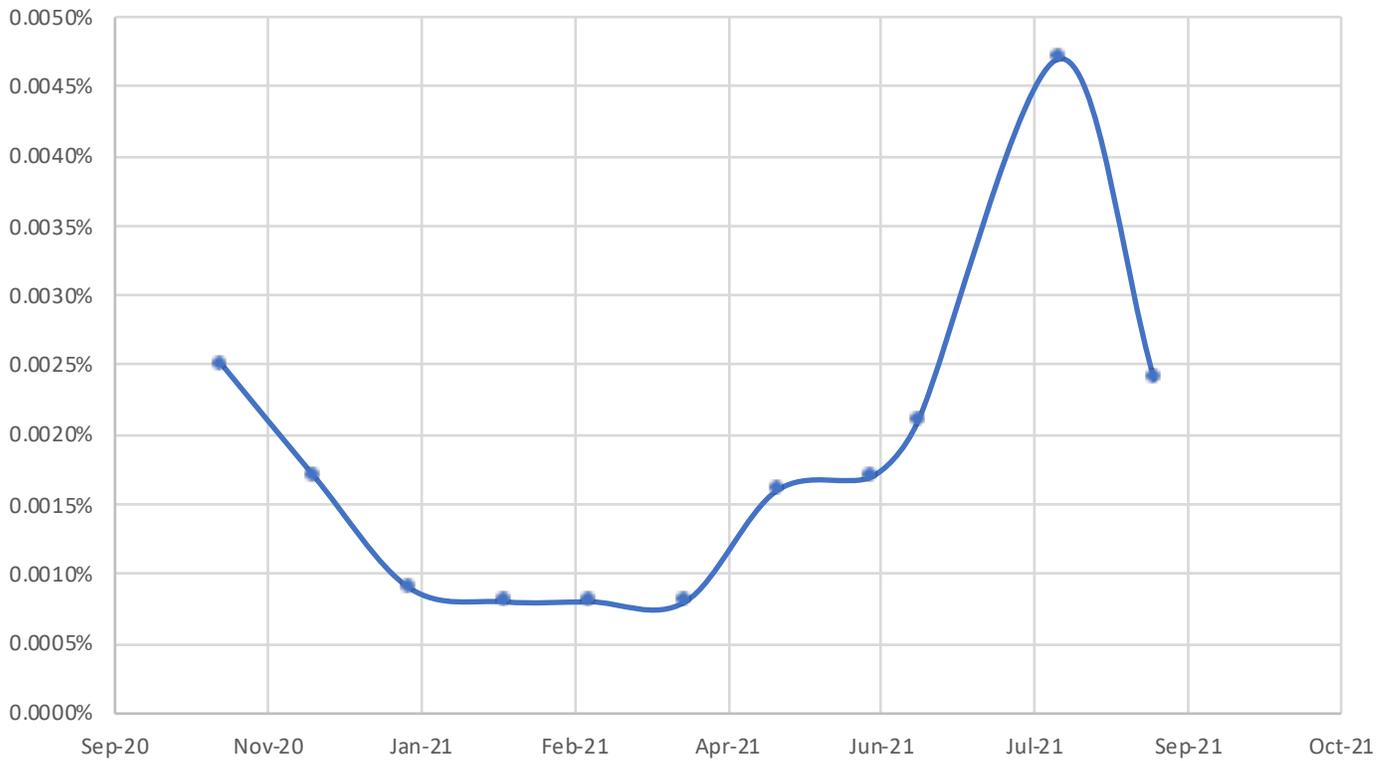
*In March of 2019 we received the highest earnings on investment since deciding to invest funds, 2.0001% which totaled \$20,001.06 for that one month.*

NWABSD IILD GF			Rate of
Statement	Account Balance	Monthly Increase	return
Dec-20	\$ 10,248,179.57	\$ -	0.0000%
Dec-20	\$ 10,248,238.09	\$ 58.52	0.0006%
Jan-21	\$ 10,248,324.74	\$ 86.65	0.0008%
Feb-21	\$ 10,248,403.12	\$ 78.38	0.0008%
Mar-21	\$ 10,248,489.77	\$ 86.65	0.0008%
Apr-21	\$ 10,248,658.11	\$ 168.34	0.0016%
May-21	\$ 10,248,831.83	\$ 173.72	0.0017%
Jun-21	\$ 10,249,045.17	\$ 213.34	0.0021%
Jul-21	\$ 10,249,305.99	\$ 474.16	0.0046%
Aug-21	\$ 10,249,566.78	\$ 521.61	0.0051%



Statement	NWABSD IILD CIP Account Balance	Monthly Increase	Rate of return
Oct-20	\$ 20,000,000.00	\$ -	0.0000%
Oct-20	\$ 20,000,503.18	\$ 503.18	0.0025%
Nov-20	\$ 20,000,841.98	\$ 338.80	0.0017%
Dec-20	\$ 20,001,022.09	\$ 180.11	0.0009%
Jan-21	\$ 20,001,191.19	\$ 169.10	0.0008%
Feb-21	\$ 20,001,344.12	\$ 152.93	0.0008%
Mar-21	\$ 20,001,513.21	\$ 169.09	0.0008%
Apr-21	\$ 20,001,841.70	\$ 328.49	0.0016%
May-21	\$ 20,002,180.74	\$ 339.04	0.0017%
Jun-21	\$ 18,002,180.74	\$ (2,000,000.00)	
Jun-21	\$ 18,002,564.11	\$ 383.37	0.0021%
Jul-21	\$ 18,003,022.22	\$ 841.48	0.0047%
Aug-21	\$ 15,003,022.22	\$ (3,000,000.00)	
Aug-21	\$ 15,003,462.99	\$ 440.77	0.0029%

**Wellsfargo CIP IILD Account**



**Deposit Activities**

**INST INSURED LIQ DEPOSIT DEMAND A000MK3**  
 \*As of July 31, 2021

Transaction Date	Activity	Principal	Market Value (\$)	Interest Amount	Principal Balance
				Interest earned this period	
				458.11	
	<b>Beginning Balance</b>				<b>18,002,564.11</b>
07/30/21	Interest Rate 0.0328500%			458.11	18,003,022.22
	<b>Ending Balance</b>				<b>18,003,022.22</b>
				Interest earned this period	
				260.82	
	<b>Beginning Balance</b>				<b>10,249,045.17</b>
07/30/21	Interest Rate 0.0328500%			260.82	10,249,305.99
	<b>Ending Balance</b>				<b>10,249,305.99</b>

**NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT**  
Account Number: 1BC42815  
**Daily Account Activity**

Your investment transactions during this statement period:

Cash Activity		USD			
Transaction / Trade Date	Settlement / Eff. Date	Activity	Description	Debit Amount / Disbursements	Credit Amount / Receipts
08/25/21	08/25/21	ACH/DDA Transaction	DESIGNATED DDA	3,000,000.00	

**Deposit Activities**

**INST INSURED LIQ DEPOSIT DEMAND A000MK3**  
\*As of August 31, 2021

Transaction Date	Activity	Principal	Market Value (\$)	Interest Amount	Principal Balance
	<b>Beginning Balance</b>				<b>18,003,022.22</b>
08/25/21	Redemption	(3,000,000.00)	(3,000,000.00)		15,003,022.22
08/31/21	Interest Rate 0.03285 %			440.77	15,003,462.99
	<b>Ending Balance</b>				<b>15,003,462.99</b>

**INST INSURED LIQ DEPOSIT SAVINGS A000MK6**  
\*As of August 31, 2021

Transaction Date	Activity	Principal	Market Value (\$)	Interest Amount	Principal Balance
	<b>Beginning Balance</b>				<b>10,249,305.99</b>
08/31/21	Interest Rate 0.03285 %			260.79	10,249,566.78
	<b>Ending Balance</b>				<b>10,249,566.78</b>

## MEMORANDUM

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**TO:** NWABSD Board of Education  
Members

**DATE:** September 28, 2021

**NUMBER:** 22-028

**FR:** Office of the Superintendent

**SUBJECT:** Approval of Contract:  
NANA Management  
Service LLC

### **ABSTRACT:**

Board approval is required for contracts over \$50,000.

### **ISSUE:**

At issue is the approval of the contract with NANA Management Services LLC for FY21-22, to provide Magnet School Dormitory Security Services, for total amount not to exceed \$270,000 as presented.

### **BACKGROUND AND/OR PERTINENT INFORMATION:**

NANA Management Services will provide night security for the STAR of the Northwest Magnet School Dormitory facilities and support for students and staff. Security will be provided twelve (12) hours per night, seven (7) days per week.

Security staff will be comprised of one male security officer and one female security officer on each shift. Each team will work a two-week on/two week off schedule that will rotate.

This contract will be funded out of the remaining Our Youth Our Future Grant funds.

### **ALTERNATIVES:**

1. Approve the contract with NANA Management Services LLC for FY21-22, to provide Magnet School Dormitory Security Services, for total amount not to exceed \$270,000 as presented;
2. Disapprove the contract with NANA Management Services LLC as presented;
3. Take no final action.

### **ADMINISTRATION'S RECOMMENDATION:**

The administration recommends the Board approve the contract with NANA Management Services LLC for FY21-22, to provide Magnet School Dormitory Security Services, for total amount not to exceed \$270,000 as presented.

## **Alaska Department of Education & Impact Aid**

Alaska is an equalized funding State and has been since the 70's. Funding is equalized through the State Foundation Formula. The formula alleviates some of the education funding burden from the State and allows the Federal Government to fund part of it through Impact Aid.

Included in the State Foundation Formula is an Eligible Impact Aid deduction. The eligible impact aid deduction is a portion of funding that is generated by our Impact Aid Application. I.E., students residing on Federally Impacted lands.

In June of 2021 the District received a notice (attached) from Commissioner Johnson reporting that the State did not meet the requirements of section 7009(b) of the Elementary and Secondary Education Act of 1965. This determination resulted in the State not being able to consider the portion of Impact Aid (that the District receives) as local resources in determining State education funding for FY22.

In August of 2021 the State requested a hearing to appeal the determination from June of 2021 (7009(b)).



UNITED STATES DEPARTMENT OF EDUCATION  
OFFICE OF ELEMENTARY AND SECONDARY EDUCATION

June 30, 2021

Dr. Michael Johnson  
Commissioner  
Alaska Department of Education and Early Development  
801 West 10th Street, Suite 200  
Juneau, Alaska 99801-1894

Dear Dr. Johnson:

Enclosed are a certification and related report concluding that Alaska does not meet the requirements of section 7009(b) of the Elementary and Secondary Education Act of 1965, as amended (ESEA). As a result, the State is not eligible to consider a portion of Impact Aid payments as local resources in determining State aid entitlements for the period July 1, 2021, through June 30, 2022 (State fiscal year 2022). This determination is made pursuant to the authority delegated to me by the Assistant Secretary for Elementary and Secondary Education.

A copy of the certification and report is being sent to all school districts in Alaska to inform them of their right to a hearing. The State or any local educational agency adversely affected by this action may request, in writing and within 60 days of the receipt of this notice, a hearing under ESEA section 7009(c)(3)(B) and 34 C.F.R. § 222.165, by sending a hearing request that specifies the issues of fact and law to: Faatimah Muhammad, Director, Impact Aid Program, U.S. Department of Education, 400 Maryland Avenue, S.W., Washington, D.C. 20202-6244, with a copy emailed to [Impact.Aid@ed.gov](mailto:Impact.Aid@ed.gov).

Sincerely,

Faatimah Muhammad, Director  
Impact Aid Program

Enclosure  
cc: Alaska Superintendents

[www.ed.gov](http://www.ed.gov)

400 MARYLAND AVE., SW, WASHINGTON, DC 20212

*The Department of Education's mission is to promote student achievement and preparation for global competitiveness by fostering educational excellence and ensuring equal access.*

REPORT FOR THE YEAR JULY 1, 2021 - JUNE 30, 2022 (STATE FISCAL YEAR 2022)  
UNDER SECTION 7009(b) OF THE ELEMENTARY AND SECONDARY EDUCATION  
ACT OF 1965 (20 U.S.C. § 7709(b))

State - Alaska

Section I. Background

A. Procedural History

The Commissioner of the Alaska Department of Education and Early Development (Alaska, or State) timely notified the U.S. Department of Education (Department) and all Alaska school districts of the State's intention, under Section 7009(b) of the Elementary and Secondary Education Act of 1965, as amended (ESEA), to take Impact Aid payments into consideration in the calculation of school aid for the period of July 1, 2021 to June 30, 2022 (State fiscal year (FY) 2022). The notice was by letter to this office dated March 3, 2021. The State sent a notice by memorandum to all school districts in the State dated February 22, 2021. On February 24, 2021, the State expressed concerns about the inclusion of pupil transportation funds in disparity data in a phone call to the Impact Aid Program (IAP), and in an email the next day, February 25. IAP responded to these concerns by email on February 26, 2021, stating that “[t]here has been no change to the information we provided in June 2019 regarding the inclusion of these funds in the State’s disparity test data.” IAP explained that if the State continued to submit disparity data using the “inclusion method on a revenue basis” described in 34 CFR 222.162(d)(1), that all revenues for current expenditures must be included in the disparity data, and that pupil transportation revenues met the regulatory definitions of “revenue” and “current expenditures” in 34 CFR 222.161(c). IAP’s email also stated, “You may submit disparity data using any of the four methodologies in the regulations at 34 CFR 222.162(d).” IAP received final State FY 2020 data in support of the request for certification under section 7009(b) on March 3, 2021. This submission contained two sets of data, one that included pupil transportation funds as a revenue for a current expenditure, and one that did not. In its cover letter, the State argued that IAP should use the data set that does not include the transportation funds.

By memorandum dated March 17, 2021, IAP notified all local educational agencies (LEAs, or school districts) in the State of their opportunity to request a predetermination hearing concerning the State's notice, as provided in ESEA section 7009(c)(2) and 34 C.F.R. § 222.164(b)(5). The State’s notice linked to the disparity data posted on the State’s website. However, the State’s website published only the version that did not include pupil transportation funds; under that version, the State would pass the disparity test. The IAP planned to use, as the basis of its FY 2022 determination, the version that did include pupil transportation revenues, pursuant to the definition of “current expenditures” in ESEA section 7013, and consistent with the State’s submissions for FYs 2020 and 2021. This version showed that the State would fail the disparity test for FY 2022. No LEA requested a predetermination hearing in response to our March 17 memorandum. However, because IAP wanted to solicit the views of LEAs on the disparity data that did include pupil transportation revenues and had not been published by the

State, IAP held a predetermination hearing on June 8, 2021, via teleconference. The State participated, as well as representatives from Anchorage School District and Galena School District.

A transcript of the hearing was subsequently provided to all parties.<sup>1</sup> During the hearing, all parties were given 15 days to submit post-hearing comments. The State requested an extension to this deadline and IAP provided a one-day extension because of the need to issue a determination before the start of the State fiscal year on July 1, 2021. IAP received written comments from the State and from the Alaska Superintendents Association (ASA).

## B. The Disparity Test Analysis

When determining State aid entitlements to school districts, States are generally prohibited from taking into consideration Impact Aid payments. Under a narrow exception to this general rule, the statute provides that a State may take Impact Aid payments into consideration if IAP “determines, and certifies . . . that the State has in effect a program of State aid that equalizes expenditures for free public education among [school districts] in the State.” (ESEA 7009(b)(1)). The disparity test is the method by which IAP determines whether a State’s program of State aid equalizes expenditures among school districts. *See* 34 CFR 222.162.

A State aid program is determined to equalize expenditures amongst LEAs “if the disparity in the amount of current expenditures or revenues per pupil for free public education among LEAs is no more than 25 percent.” (ESEA § 7009(b)(2) and 34 C.F.R. § 222.162(a)). In making this determination, we disregard LEAs with expenditures or revenues above the ninety-fifth percentile or below the fifth percentile of such revenues or expenditures in the State as required under ESEA section 7009(b)(2)(B)(i) and 34 C.F.R. § 222.162(a). The regulations define “revenue” as including “only revenue for current expenditures.” (34 C.F.R. § 222.161(c)). The disparity test includes all revenues for current expenditures received by districts, regardless of whether they are provided by the State through a State-designated equalization program or under another State funding mechanism. (*See* April 15, 2020, IAP Determination for the State of New Mexico for FY 2020<sup>2</sup>).

In performing this disparity test, a State must choose to compare current expenditures or revenues and must choose how to account for allowable special cost differentials (funds designated to a district because of specific characteristics of that district or specific characteristics of students in that district). (34 C.F.R. § 222.162(d)). Alaska has chosen the “revenue per Adjusted Average Daily Membership” basis, i.e., the inclusion method on a revenue basis. (34 C.F.R. § 222.162(d)(1)). Under this test, the State first considers each LEA’s revenue for current expenditures in the given fiscal year. Revenues for special cost differentials are included; these are funds associated with “pupils having special educational needs” or “particular types of LEAs.” (34 C.F.R. § 222.162(c)(2)). The State divides this amount by an adjusted pupil count that includes only the membership adjustments for “pupils having special

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<sup>1</sup> Available at: <https://impactaid.ed.gov/wp-content/uploads/2021/06/AK-FY-2022-Predetermination-Hearing-Transcript.pdf>.

<sup>2</sup> Available at: <https://impactaid.ed.gov/wp-content/uploads/2020/04/NM-FY-2020-7009-Determination.pdf>.

educational needs” or “particular types of LEAs.” (34 C.F.R. § 222.162(d)(1)). This is the amount of revenue per pupil that is then compared to that of the other LEAs to determine if the State has equalized revenues.

### C. Funding of School Districts in Alaska

As we understand the Alaska public school funding that was in effect for FY 2020, the relevant data year for this determination, funding for public schools consisted of State aid, a required local contribution, and eligible Federal Impact Aid, which we authorized the State to include for FY 2020. Under State law (Alaska Stat. § 14.17.410) each district’s “basic need” is calculated by multiplying the adjusted average daily membership (AADM) by the base student allocation (BSA), which is set by statute (State Comments at 2; *see* Alaska Stat. § 14.17.470). The AADM is the average daily membership adjusted to reflect a district’s size, geographic cost differentials, special needs funding, vocational and technical funds, intensive student funding, and correspondence school funding. (State Comments at 2). The Basic Need is met through a combination of State Aid, local contributions, and eligible Impact Aid. City and borough school districts must contribute a required local amount. The State aid portion of Basic Need equals Basic Need minus a required local contribution and 90 percent of eligible Impact Aid for that fiscal year; the reduction for Impact Aid is based on past certification of the State under section 7009 by IAP.

A district’s eligible Impact Aid is calculated by taking the district’s total Impact Aid, subtracting basic support payments received under ESEA section 7003(a)(2)(B) weighted in excess of 1.0 (children residing on Indian lands), supplemental payments under ESEA section 7003(d) (children with disabilities), and funds received under ESEA section 7003(b)(2) (heavily impacted LEAs) that are in excess of amounts calculated under ESEA section 7003(b)(1) (Basic Support payments). The State multiplies the result by the ratio of the district’s required local contribution to its actual local contribution, as required under ESEA section 7009(d)(1)(B) and 34 CFR 222.161(a)(ii).

After a district’s Basic Need is met, city and borough districts may raise additional funding, up to a cap. (State Comments at 3; *see* Alaska Stat. § 14.17.410). The State legislature may appropriate additional funds in any given year that are outside of the funding formula. These one-time grant funds are distributed in the same manner, based on a district’s AADM, and are included in the disparity test data (State Comments at 3). These revenues meet the Impact Aid definition of revenues for current expenditure. In addition to the Basic Need, the State provides for Quality School Funding on an AADM basis.

School districts that operate a transportation system to convey students to and from school and that are covered by the relevant State law are eligible for transportation funding under AS 14.09.010. The funding amount is determined by multiplying the district’s average daily membership (excluding correspondence students) by an established transportation cost per child. The established cost is based on actual expenditures for transportation from FY 2013, adjusted for inflation in FY 2014 and 2015. School districts report pupil transportation revenues in a special, dedicated revenue fund (State Comments at 9).

## Section II. Alaska’s FY 2022 Disparity Calculation

The only changes to the State’s FY 2022 disparity data submission from the one submitted for FY 2021 are: 1) the inclusion of transportation funds; and 2) and exclusion of e-rate revenues, which IAP requested be excluded.<sup>3</sup>

As required by ESEA section 7009(b)(2)(B)(ii), we take into account the extent to which the State’s program reflects the additional cost of providing free public education in particular types of LEAs or to particular types of students. The data provided to IAP calculated revenues per student on an adjusted average daily membership (AADM) basis. The State adjusted ADM for school size (as defined in Alaska Stat. § 14.17.990), district cost factor (as defined in Alaska Stat. § 14.17.460), special needs and intensive services (as defined in Alaska Stat. § 14.17.420(1)), vocational and technical students (as defined in Alaska Stat. § 14.14.420(3)), and correspondence students (as defined in Alaska Stat. § 14.17.420(2) and Alaska Stat. § 14.17.430). These adjustments meet the qualifications for adjustments as defined in 34 C.F.R. § 222.162(c)(2).

Using Alaska’s submission that includes all revenues for current expenditures, including transportation funding, the revenue per AADM at the ninety-fifth percentile is \$8,029 (Kenai Peninsula Borough School District), and the revenue per AADM at the fifth percentile is \$6,240 (Yupit School District). The resulting disparity is 28.67 percent. Because the disparity is more than 25 percent, the State does not pass the disparity test and is not certified under section 7009 to consider Impact Aid in making State aid payments.

## Section III. Arguments Regarding Transportation Funding

### A. Pupil transportation funds are separate from an LEA’s general operating fund

#### 1. Arguments from Commenters

Both sets of written comments argue that, because the transportation funding is separate from the general State aid for education and must be accounted for separately by LEAs, it should not be included in the disparity test. ASA states that: “As this funding is separated from overall school funding determined by the foundation formula, we believe it should not be included in the calculation of the Impact Aid disparity test.” (ASA Comments at 1). The State also argues that any “dedicated/special revenues” that are “restricted for a specific use” should not be included in the disparity test. (State Comments at 12.)

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<sup>3</sup> The e-rate program provides funding for telecommunications services and internet access. (See E-Rate: Universal Service Program for Schools and Libraries, Federal Communications Commission, available at: <https://www.fcc.gov/consumers/guides/universal-service-program-schools-and-libraries-e-rate>.) For our FY 2021 determination, a district argued that e-rate funds should be included; we concluded that it was proper to exclude the funds. (November 19, 2020, IAP Determination for the State of Alaska for FY 2021, available at: <https://impactaid.ed.gov/wp-content/uploads/2021/06/AK-FY-2021-Sec-7009-Determination.pdf>). No commenter addressed e-rate for this fiscal year. Should the State wish to raise the issue of the exclusion of the e-rate funds, it may do so if it applies for certification in a future year.

The State argues that, even though the statute defines “current expenditures” as including pupil transportation, because the term “means expenditures for free public education,” and because the statutory definition of “free public education” does not explicitly include transportation, the definition of “current expenditures” does not necessarily need to include transportation funds. (State Comments at 5-6). The State argues that “dedicated/special revenue funds” like transportation funding are not part of “free public education” and that IAP must look to the “overall statutory scheme” to interpret the term “current expenditures” for purposes of the disparity test. (State Comments at 6.)

## 2. IAP Analysis

We addressed the issue of State funds that are separate from a State’s general system of State aid to education in our determination regarding the State of New Mexico for FY 2020, in which we stated:

Under the IAP statute and regulations, the disparity test is intended to capture all revenues for current expenditures; there is no narrow focus on only the revenues that the State decides to consider when it equalizes revenues among LEAs. If we were to adopt the State’s argument, any State could pass the disparity test by choosing only a narrow range of revenues or expenditures to equalize, leaving a vast amount of other revenues “outside” of that program which in fact are disequalizing.

(April 15, 2020, IAP Determination for the State of New Mexico for FY 2020). New Mexico had not included transportation in previous years, but in IAP’s recent decision that New Mexico must include all revenues for current expenditures, including revenues that fell outside of New Mexico’s equalization program, transportation revenues were one such external source. *Id.*

Thus, in determining whether the State’s transportation funds are “revenue for current expenditures,” we look not to what the State considers to be its equalization program, but rather to the definition of “current expenditures” in the Impact Aid statute: “current expenditures” means expenditures for free public education, including expenditures for administration, instruction, attendance and health services, *pupil transportation services, . . .*” (ESEA § 7713(4) (emphasis added)). Under this definition, there is no question whether pupil transportation revenue is for a current expenditure. Moreover, the inclusion of pupil transportation revenues is not unique to the Impact Aid statute; the definition of “current expenditures” in section 8101 of the ESEA also includes pupil transportation services. (ESEA section 8101(12)).

The State argues that because the definition of “free public education” does not explicitly include transportation, “current expenditures” does not necessarily include transportation. This is not a method of statutory interpretation that is recognized by courts. Where a statute is clear on its face, further interpretation is not needed. *Pereira v. Sessions*, 138 S.Ct. 2105, 2113 (2018) (citing *Chevron v. Natural Resources Defense Council, Inc.*, 467 U.S. 837, 842-43 (1984)). That principle applies to this statutory definition. Because pupil transportation is clearly included in “current expenditures,” the State must include the transportation funds.

## B. Geographic differences cause pupil transportation revenues to vary widely

### 1. Arguments from Commenters

The ASA, the State, and the Anchorage School District in its oral comments during the hearing (Trans. at 13-14) all argued that Alaska is different from other states in its pupil transportation needs, due to the State's size and unique geographic features. ASA states that: "[a]s a result of the wide range of costs of transportation across the state, Alaska uses a separate system for funding pupil transportation, ensuring all districts with a transportation program receive funding for the unique transportation needs of their schools." (ASA Comments at 1). The State argues that to include transportation funding would be "unjust" due to its unique demographic features, and that the State "should not be penalized based on factors over which it has no control." (State Comments at 11-12.)

### 2. IAP Analysis

We agree with the assertions that Alaska's geographic factors mean that student transportation costs will vary significantly across school districts. The Impact Aid regulations accommodate States that need to provide varied levels of funding to achieve similar services across school districts, for example, by providing States the option of excluding special cost differentials such as those relating to "geographical isolation" and "sparsity or density of population" (34 CFR 222.162(c)(2)(ii)) under the "exclusion method" (34 CFR 222.162(d)). Under this method, a State would subtract out all revenues or expenditures associated with "special cost differentials" and then divide by the unweighted pupil count. (34 CFR 222.162.(d)(3)-(4)).<sup>4</sup> The State did not use the exclusion method for its disparity test submission. Instead, it used the "inclusion method on a revenue basis" (34 CFR 222.162(d)(1)), which requires the State to include funds associated with special cost differentials and then divide by a weighted pupil count.<sup>5</sup>

In its discussion of the numerous methods of student transportation in Alaska, including the use of airplanes and other nontraditional vehicles, the State argued that "[t]hese examples represent the very large disparity among districts within the state in regard to their transportation needs," and that "the varying transportation needs in the state result in inevitable disparity." (State Comments at 12). It is that very disparity that the disparity test is designed to capture. To the extent that some districts in Alaska receive very large sums from the State for transportation, to ignore those funds is to ignore the disparity that exists between those districts and districts with little or no transportation funding. We understand that Alaska's unique size and geographic factors mean that student transportation costs will differ substantially across school districts and will necessitate substantially different levels of funding per district from the State. However, these disparate amounts must be included in the State's disparity test.

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<sup>4</sup> See, e.g., IAP's analysis of transportation funds in the April 15, 2020, IAP Determination for the State of New Mexico for FY 2020, pp.5-6, available at <https://impactaid.ed.gov/wp-content/uploads/2020/04/NM-FY-2020-7009-Determination.pdf>.

<sup>5</sup> It is our understanding that the way that Alaska transportation funds are allocated to districts does not involve any student weights; rather the funds are paid on a per-pupil basis, using a dollar amount per district that is based on past data from expenditures per district (State comments at 9; Trans. at 23, 25).

Contrary to the State’s claim that disparate transportation funding is an issue over which it has no control (State Comments at 12), the State legislature does have control over how it provides funds to districts for transportation and other current expenditures. The scheme that the State has established for transportation may not be equalizing (see Trans. at 17, 21; State Comments at 12), but those funding decisions are within the State’s control. None of the commenters claim that the amount of transportation funding provided by the State matches a district’s current need; it is notable that the statutory per-pupil amounts are based on data that has not been adjusted for inflation since FY 2015 (State Comments at 9). One district at the hearing explained that it had a shortfall of transportation funds during the current school year and used general funds for that purpose as well (Trans. at 34).

### C. Disparity data for prior fiscal years did not include pupil transportation revenues

#### 1. Argument from the State

The State argues that the Impact Aid program approved the State’s past practice under which for many years the State did not include the transportation revenues in its disparity test data, yet IAP approved the data. (State Comments at 6, 12). The State claims that for IAP to now insist on including transportation revenues would conflict with IAP’s past interpretation of the disparity test requirements. (State Comments at 6).

#### 2. IAP Analysis

First, the State did include transportation funds in its submissions for both of the last two fiscal years (FYs 2020 and 2021), upon IAP’s request to do so.<sup>6</sup> Second, the fact that the Impact Aid Program approved submissions prior to FY 2020 that did not include transportation funds is not a reason for IAP to ignore the law once it learned that Alaska had a special revenue fund for pupil transportation.<sup>7</sup> There is no estoppel against the federal government except in very limited situations that do not apply in this case. *See, e.g., Heckler v. Cmty. Health Servs. of Crawford Cty., Inc.*, 467 U.S. 51 (1984); *Watkins v. United States Army*, 875 F.2d 699, 707 (9th Cir. 1989) (finding estoppel applicable only where a Federal agency engages in ongoing active misrepresentations or a “pervasive pattern of false promises”); *Arizona Dep’t of Educ.*, Dkt. No. 91-45-I, U.S. Dep’t of Educ. (Second Order) (Nov. 8, 1991) (Holding that estoppel did not apply in a case under ESEA section 7009).

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<sup>6</sup> In its FY 2020 submission, the State included transportation funding in its disparity test but noted that its transportation funds are not associated with student weights and are reported in a separate special revenue fund. Additionally, the State claimed that its disparity test methodology was approved by IAP in 1989 and by an administrative law judge in a 2013 decision. (We note that the issue of transportation funds was not raised or addressed in that case). Additionally, the State argued that IAP’s continued certifications under section 7009 should be taken as evidence that the State’s disparity test methodology is acceptable.

<sup>7</sup> As noted earlier, New Mexico had not included transportation in previous years, but in IAP’s FY 2020 decision explaining that New Mexico must include all revenues for current expenditures, including revenues that fell outside of New Mexico’s equalization program, transportation revenues were one such external source.

To the best of our knowledge, IAP was not aware of the separate fund for transportation prior to State’s disparity test submission for FY 2020. IAP never made a statement in any year’s determination that it was proper for the State to exclude these funds. Nor to our knowledge is there any discussion of the separate transportation funds by an administrative law judge in any of the cases involving Alaska. There is thus no “interpretation” of the statute with regard to Alaska transportation funds.

IAP became aware of the pupil transportation fund’s existence in April 2019, during a phone call with the State about its disparity data and a change it was planning to its chart of accounts for FY 2020, which would account for e-rate subsidies in a similar special revenue fund. As this phone call occurred during the analysis of the FY 2020 submission, IAP requested that the State submit revised data for FY 2020 that included the transportation revenues. The State included transportation revenues in its data submissions for both FYs 2020 and 2021 and passed the disparity test in both of those years, with a disparity of 22.05 percent for FY 2020 and 24.37 percent for FY 2021. In the FY 2022 submission that includes the transportation revenues, however, the State does not pass the disparity test.

Section IV. Findings

Pursuant to delegation from the Assistant Secretary for Elementary and Secondary Education to the Impact Aid Program Director, the Alaska State aid formula is not certified under section 7009 for FY 2022, because the revenue disparity percentage is not within the 25 percent disparity allowed under ESEA section 7009(b)(2). Therefore, the State may not take into consideration Impact Aid payments when calculating State aid to districts for FY 2022.

The State or any local educational agency adversely affected by this action may request, in writing and within 60 days of the receipt of this notice, a hearing under ESEA sections 7009 and 7011(a) and 34 C.F.R. § 222.165. A request for a hearing must specify the issues of fact and law to be considered, and should be sent to: Faatimah Muhammad, Director, Impact Aid Program, U.S. Department of Education, 400 Maryland Avenue, S.W., Washington, D.C. 20202-6244, and with a copy emailed to [Impact.Aid@ed.gov](mailto:Impact.Aid@ed.gov).

Approved and Issued By:

_____	_____
Faatimah Muhammad, Director Impact Aid Program	Date

August 27, 2021

**U.S. POSTAL SERVICE**

Faatimah Muhammad, Director  
Impact Aid Program  
U.S. Department of Education  
400 Maryland Ave., SW  
Washington, DC 20202-6244

**ELECTRONIC MAIL DELIVERY**

Impact.Aid@ed.gov

**RE: Equalization Determination Request for a Hearing  
FY2022 Determination Under Section 7009(b) of the Elementary and Secondary  
Education Act of 1965 (20 U.S.C. § 7709(b))**

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Dear Director Muhammad:

The U.S. Department of Education (“Department”) issued its Report for the Fiscal Year July 1, 2021 – June 30, 2022 (State Fiscal Year 2022) Under Section 7009(b) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. § 7709(b)) (“Determination”) dated June 30, 2021 to the Alaska Department of Education and Early Development (“Alaska”).

Alaska hereby appeals the Determination of the Department pursuant to 20 U.S.C. §§ 7009 and 7011(a) and 34 C.F.R. § 222.165(a). Specifically, Alaska disputes the Department’s finding that the Alaska state aid formula is not certified under section 7009 for FY2022 and, therefore, cannot take into consideration Impact Aid payments when calculating state aid to districts for FY2022. A copy of the Determination letter is attached.

**I. DATE OF RECEIPT OF THE DETERMINATION LETTER  
34 C.F.R. § 222.165(a)(1)**

Alaska certifies that it received the Department’s Determination on June 30, 2021. Therefore, Alaska submits this Equalization Determination Request for a Hearing within 60 (sixty) days of this receipt date. The State is furnishing a copy of this request to all LEAs in the State in accordance with 34 C.F.R. § 222.165(a)(3).

## II. BACKGROUND

On March 3, 2021, Alaska submitted to the Department's Impact Aid Program its disparity submission of state fiscal year 2020 data used for fiscal year 2022 certification of its state aid program as equalizing expenditures in order to allow the State to consider payments under Sections 7002 and 7003(b) of the Elementary and Secondary Education Act of 1965 ("ESEA") ("Impact Aid payments"). With that submission, Alaska provided formal notice of its intent to consider Impact Aid payments when allocating state aid to schools for the period of July 1, 2021 to June 30, 2022, in accordance with ESEA § 7009(c)(1).

On March 17, 2021, the Department notified all local educational agencies (LEAs) in Alaska of their opportunity to request a predetermination hearing concerning the State's notice of intent to consider Impact Aid payments. Although no LEA requested a hearing, the Department elected to conduct a predetermination hearing. The hearing was held on June 8, 2021. Two LEAs, Anchorage School District and Galena City School District, participated in addition to the State. Both LEAs testified in favor of Alaska being certified as equalizing expenditures and thus being permitted to consider Impact Aid payments when allocating state aid to schools. Thereafter, the State as well as the Alaska Superintendent's Association submitted post-hearing comments in support of Alaska being certified as equalizing expenditures. On June 30, 2021, the Department issued its Determination.

In its Determination, the Department found that Alaska should include funding from its transportation system in the disparity test. The Department ultimately denied Alaska certification for FY2022, finding that the revenue disparity percentage was not within the 25 percent allowed under Section 7009(b)(2) of the Elementary and Secondary Education Act of 1965 ("ESEA"). Alaska disputes this finding.

## III. STATEMENT OF DISPUTED ISSUES OF LAW AND FACT 34 C.F.R. § 222.165(a)(2)

### A. The Department Made Mistakes in Both Fact and Law in Finding That the State Did Not Meet the Disparity Test as Presented for Certification.

Alaska challenges the Department's finding that the State must include revenues from its transportation system funding in the disparity test under 34 C.F.R. § 222.162. The transportation system funding is not a part of Alaska's program of state aid for free public education, and as such, transportation system revenues or expenditures covered by the transportation system funding do not qualify as revenue for current expenditures.

By considering a transportation fund beyond Alaska's program of state aid for free public education, the Department expands the scope of the disparity test beyond equalizing local tax

revenues and prevents the State from appropriately incorporating equity concerns into its equalization formula. The Department's interpretation is inconsistent with the law and intent of the disparity test.

The Determination erred by (1) including pupil transportation as a component in applying the disparity test, (2) misapplying the applicable statutes by including pupil transportation as a component in applying the disparity test, (3) changing the long established past practice regarding the disparity test by including pupil transportation as a component in applying the disparity test, and (4) failing to take into consideration the unique nature and approach to the transportation system funding in Alaska. The transportation fund is not a part of Alaska's free public education and, as such, must be excluded from the disparity test.

Accordingly, the transportation system revenues should not be included in the disparity test and the Determination erred in failing to conclude that Alaska met the requirements of the ESEA section 7009(b).

B. Even if the Department's Underlying Findings Are Upheld, Alaska Must be Certified if Deemed to Meet the Disparity Test under an Alternate Method

Alaska met the disparity test and should be certified for FY2022. As detailed above, the Department erred in its determination. Even if the tribunal upholds the Department's application of the test at issue in the underlying hearing, the Impact Aid regulations at 34 C.F.R. § 222.162(d) provide four ways the State may account for special cost differentials when determining the disparity percentage. Accounting for special cost differentials under alternate methods permitted under the regulations, the State may meet the disparity standard. Failure to certify the State as equalized when it meets the disparity standard would be contrary to program purpose and harm the federal interest.

C. Estoppel

The United States Department of Education is estopped.

D. Failure to Recognize Alaska as Equalized for FY2022 Would Harm the Federal Interest

Alaska need meet only one calculation to be certified. To the extent Alaska can demonstrate it met the standard for equalization under multiple, allowable calculations, regardless of whether this tribunal upholds the Assistant Secretary's specific findings at issue in the underlying hearing, there is no actual harm to the federal interest in Alaska's consideration of Impact Aid payments to be received by school districts in FY2022, consistent with Section 7009(b). Rather, if Alaska can pass the disparity test under other calculation options to be certified, then Alaska should be certified to appropriately consider Impact Aid payments in disbursing its state aid to districts for FY2022.

Moreover, the Department's current position would require Alaska to upend its state aid program for public education and have the unintended result of forcing the State to issue state aid for free public education in a manner that significantly dis-equalizes education funding. Consequently, maintaining the Department's determination would create an identifiable harm, rather than resolve one. Given Alaska's equalized state aid system, an adjustment to some LEA allocations can affect the state aid available to other LEAs, ultimately requiring downward adjustments to the remaining LEAs across the state in excess of \$80 million dollars. Such a result is inconsistent with the legislative intent and federal purpose to provide a statutory exception to states that equalize their school finance formula across all school districts in the state and permit such states to account for Impact Aid within that formula. *See generally*, *Tangipahoa Par. Sch. Bd. v. U.S. Dep't of Educ.*, 821 F.2d 1022 (5<sup>th</sup> Cir. 1987) (applying equitable factors to the U.S. Department of Education enforcement actions and questioning the appropriateness of enforcement when legislative intent was met). The Determination is contrary to the purpose of the ESEA and thus in error.

IV. CONCLUSION

Based on these arguments, Alaska respectfully requests a hearing, pursuant to Section 7009 and 7011(a) of the ESEA and 34 C.F.R. § 222.165. By the submission of this request for a hearing, Alaska does not waive its right to seek other resolution of the matter. Additionally, Alaska requests that the Department allow the parties to present oral testimony at a hearing pursuant to 34 C.F.R. § 222.165(g)(2) to resolve all issues of fact detailed above.

Respectfully submitted,



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Aaron Kramer Brosnan, Esq.  
Jennifer S. Mauskapf, Esq.  
BRUSTEIN & MANASEVIT, PLLC  
Counsel for the Alaska Department of  
Education and Early Development

# NWABSD FY21 FOUNDATION FORMULA

School Size (number of students)	Formula
10-19.99	39.6
20-29.99	39.60+1.62*(ADM-2.0)
30-74.99	55.80+(1.49*(ADM-3.0))
75-149.99	122.85+(1.27*(ADM-5))
150-249.99	218.10+(1.08*(ADM-150))
250-399.99	326.10+(.97*(ADM-250))
400-749.99	471.60+(.92*(ADM-400))
Over 750	793.60+(.84*(ADM-750))

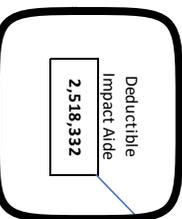
ADM = Average Daily Membership (from Oct count)

School Name	Elementary PK-6		Secondary 7-12		ADM		Elem. Adj.		Sec. Adj.		One Site Adj.		Total Adj. ADM	Cost Factor (1.823)	Special Needs			Intensive	Correspondence
	ADM	ADM	ADM	ADM	ADM	ADM	ADM	ADM	ADM	ADM	Funding 20%	1.5%			1.5%				
Ambler	42.00	25.00	67.00	0.00	0.00	110.93	110.93	202.23	242.67	246.31	1	0	0	1,537,711.41					
Buckland	102.35	70.00	172.35	157.58	115.40	0.00	83.74	152.65	183.18	606.14	4	0	0	3,902,761.93					
Deering	28.00	20.75	48.75	0.00	0.00	83.74	152.65	183.18	426.67	433.07	3	0	0	1,333,846.27					
Kiana	73.00	43.00	116.00	119.87	75.17	0.00	195.04	355.56	426.67	564.34	0	0	0	2,568,102.41					
Kvellinga	92.35	65.89	158.24	144.88	109.28	0.00	254.16	463.33	556.00	564.34	1	0	0	3,423,636.60					
Kobuk	31.00	17.00	48.00	0.00	0.00	82.62	150.62	180.74	183.45	183.45	1	0	0	1,164,952.09					
Nordak	77.00	67.70	144.70	125.39	111.97	0.00	237.36	432.71	519.26	527.04	3	0	0	3,356,641.68					
Noorvik	125.40	72.59	197.99	186.86	119.79	0.00	306.65	559.02	670.82	680.88	3	0	0	4,268,911.87					
INES	305.05	0.00	305.05	0.00	0.00	379.50	379.50	691.83	830.19	842.64	13	0	0	5,999,047.63					
KMHS	43.30	294.55	337.85	0.00	0.00	411.31	411.31	749.83	899.79	913.29	12	22.96	0	6,463,418.17					
Selawik	156.15	108.11	264.26	224.74	164.90	0.00	389.64	710.32	852.38	865.17	11	0	0	5,978,423.70					
Shungrak	40.40	30.00	70.40	0.00	0.00	116.00	116.00	211.46	253.75	257.56	4	0	0	1,835,685.71					
	<b>1116.00</b>	<b>814.59</b>	<b>1930.59</b>			<b>2839.9336</b>	<b>5177.20</b>	<b>6212.64</b>	<b>6305.83</b>	<b>6304.65</b>	<b>728</b>	<b>56</b>	<b>0</b>	<b>22.96</b>	<b>\$ 41,833,139.48</b>				
						<b>2,839.40</b>	<b>5,176.23</b>	<b>6,211.46</b>	<b>6,304.65</b>	<b>7033.83</b>	<b>20.66</b>	<b>728</b>	<b>56</b>	<b>0</b>	<b>\$ 41,833,139.48</b>				

Number of Intensive Students multiplied by 13  
 Correspondence Students multiplied by .90  
 School size of 10-100 adjusted elem + secondary.

NWAB Minimum Required Local Contribution: \$2,014,033.00  
 Maximum Allowed Local Contribution: \$11,560,507.00

Impact Aid:		
Total Voucher/Impact aid \$\$	\$ 6,974,480	\$ 6,974,480
25% Indian Land deduction	-	-
SPED Deduction	-	-
3 & 4 Year old exemption	-	-
Construction/Other deduction	-	-
Amount eligible to State	\$ 6,974,480	
Calculating Impact Aid %:		
Required Local Amount	\$ 2,014,033	40.12%
Total of Budgeted Local Sources	\$ 5,020,049	X 90.00%



NSBSD State Aid			
Basic Need	\$ 41,749,038.00		
Required Local Contribution (from NWAB)	\$ (2,014,033.00)		
Eligible Impact Aid	\$ (2,518,331.91)		
State Aid	\$ 37,216,673.09		
Quality Schools Grant		7,040.31	
District adjusted ADM x \$16		\$16	
		112,645	
Components of State Aid			
State Aid	\$ 37,216,673		
Quality Schools Grant	\$ 112,645		
<b>TOTAL STATE AID ENTITLEMENT</b>	<b>\$ 37,329,318</b>		
STATE REPORTED ENTITLEMENT	\$ 37,829,962		
DIFFERENCE (**Due to State's projected numbers)	\$ 500,644		

With no deduction  
 \$41,749,038  
 \$(2,014,033)  
 \$39,735,006  
 REQUIRED STATE PAYMENT

Deductible Impact Aid is the amount of Impact Aid funds that the District receives from the Federal Government that the State deducts from our State Foundation Payments. If the State does not meet the federal requirements, they will have to remove that deduction from our State foundation payments.

Borough Appropriation	\$ 4,140,049
Borough In-Kind	-
Earnings on Investments	180,000
Other Local	700,000
<b>Total Budget Local Sources</b>	<b>\$ 5,020,049</b>

## FY21 Audit Update

At this time, the auditors have found no material deficiencies or findings. If all goes as planned, the auditors are projecting that the audit will be finalized and the Financial Statement be ready to print by October 29<sup>th</sup>. The deadline for submission of the Financial Statement (Audit) is **November 15<sup>th</sup>, 2021**.

The FY21 Audit dates were set in February of 2021 for Preliminary audit work June 7-11, 2021, and Final audit work September 13-17, 2021. Our FY20 audit was set for May & July the previous year, however I had determined that those dates were cutting it close this year with the extension of the student activities season and large expenditures for grants and capital projects occurring at year end.

We will be setting FY22 audit dates in February of 2022 and I'm planning on May/June for Preliminary and August for Final.

## PROJECTED FY21 Fund Balance

Supporting documentation attached.

I'm projecting that our FY21 General Fund year-end balance has decrease from FY20 to FY21 by \$4,059,698.

Our Reserved Fund Balance has decreased by over \$7 million due to not receiving the FY21 Impact Aid payment as well as insurance renewals coming in later in the year and not being able to pre-pay for them.

We transferred \$6,239,566 from CIP funds in to the General Fund in **FY19** to cover expenditures over revenue. We have not transferred CIP fund in to the general fund in the past two years.

I am projecting an unreserved fund balance of \$8.6 Million. This unreserved balance use will need to be planned for carefully as we did not yet receive our Impact Aid for FY22 which was budgeted at \$6.8 million.

## PROJECTED FY21 General Fund Year End

Last Updated: 9/19/2021

	<u>Budget</u>	<u>Revenue</u>	<u>Remaining</u>
<b>Total Revenue</b>	<b>59,414,157</b>	<b>53,506,153</b>	<b>5,908,004</b>
Other Local Revenue & Interest	401,500	404,030	
Borough Contribution	4,140,049	4,140,049	
E-rate Program	6,731,273	6,808,765	
State Foundation	37,350,320	37,189,092	
TRS and PERS Onbehalf	3,637,501	3,551,712	
Impact Program	6,858,607	1,117,598	
Other Revenues - State Sources	294,908	294,908	

	<u>Budget</u>	<u>Transfer In</u>	<u>Remaining</u>
<b>Total Transfers In</b>	<b>2,261,023</b>	-	<b>2,261,023</b>
Transfer In from CIP	2,261,023	-	

	<u>Budget</u>	<u>Expenditures</u>	<u>Remaining</u>
<b>Total Expenditures</b>	<b>59,722,848</b>	<b>54,965,154</b>	<b>4,757,694</b>
Expenditures	59,722,848	54,965,154	

	<u>Budget</u>	<u>Transfers Out</u>	<u>Remaining</u>
<b>Total Transfers Out</b>	<b>1,952,332</b>	<b>2,600,698</b>	<b>(648,366)</b>

Transfers from General Fund to:

Food Service	1,000,000	1,489,265	(489,265)
Fresh Fruits & Vegetables Program	-	480	(480)
Alaska Technical Center	460,000	298,108	161,892
STAR	-	158,902	(158,902)
Student Transportation	42,332	36,781	5,551
COVID Fund	-	191,192	(191,192)
Teacher Housing	450,000	425,969	24,031
	-	-	-

---

### SUMMARY OF FUND BALANCE ON 6.30.2021

**FY20 Year End Fund Balance** **13,899,827**

**FY21 Total Revenue** **53,506,153**

**FY21 Total Transfers In** -

**FY21 Total Expenditures** **54,965,154**

**FY21 Total Transfers Out** **2,600,698**

Reserved:

Inventory	765,422	Fuel Inventory
Prepaid	18,878	Insurance & Misc
Impact Aid	452,580	FY21 Receipts

**Total Reserved Fund Balance** **1,236,880**

**Total Unreserved Fund Balance** **8,603,249** **15.65%**

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## FY20 General Fund Year End

Last Updated: 10.1.2020

	Budget	Revenue	Remaining
<b>Total Revenue</b>	<b>62,480,210</b>	<b>58,757,044</b>	<b>3,723,166</b>
Other Local Revenue & Interest	500,000	546,118	
Borough Contribution	4,160,289	4,160,289	
E-rate Program	5,337,529	5,337,479	
State Foundation	37,017,750	37,017,750	
TRS and PERS Onbehalf	3,958,651	3,776,459	
Impact Program	10,445,660	6,858,617	
Other Revenues - State Sources	1,060,331	1,060,331	
	<b>Budget</b>	<b>Transfer In</b>	<b>Remaining</b>
<b>Total Transfers In</b>	<b>2,808,206</b>	-	<b>2,808,206</b>
Transfer from	2,808,206	-	
	<b>Budget</b>	<b>Expenditures</b>	<b>Remaining</b>
<b>Total Expenditures</b>	<b>63,348,416</b>	<b>58,522,666</b>	<b>4,825,750</b>
Expenditures (& Encumbrances)	63,348,416	58,522,666	
	<b>Budget</b>	<b>Transfers Out</b>	<b>Remaining</b>
<b>Total Transfers Out</b>	<b>1,940,000</b>	<b>1,314,308</b>	<b>625,692</b>
Transfers from General Fund to:			
Food Service	1,350,000	752,637	597,363
Student Transportation	-	23,971	(23,971)
Alaska Technical Center	315,000	261,448	53,552
STAR	-	15,264	(15,264)
Teacher Housing	275,000	260,988	14,012
	-	-	-
	-	-	-

### SUMMARY OF FUND BALANCE ON 6.30.2020

<b>FY19 Year End Fund Balance</b>		<b>14,979,795</b>	
<b>FY20 Total Revenue</b>			<b>58,757,044</b>
<b>FY20 Total Transfers In</b>			-
<b>FY20 Total Expenditures</b>			<b>58,522,666</b>
<b>FY20 Total Transfers Out</b>			<b>1,314,308</b>
Reserved:			
Inventory		861,383	Fuel Inventory
Prepaid		1,177,235	Insurance & Misc
Impact Aid		6,858,607	FY20 Receipts
<b>Total Reserved Fund Balance</b>			<b>8,897,225</b>
<b>Total Unreserved Fund Balance</b>			<b>5,002,639</b>
			<b>8.55%</b>

Ties to FY20 Audit



**NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT**  
Ambler · Buckland · Deering · Kiana · Kivalina · Kobuk · Kotzebue · Noatak · Noorvik · Selawik · Shungnak  
PO Box 51 · Kotzebue, Alaska 99752 · Phone (907) 442-1800

**NWABSD BOARD OF EDUCATION**

**STUDENT ACTIVITIES COMMITTEE MEETING**

**SEPTEMBER 27, 2021  
1:00 P.M.**

**CONDUCTED VIA MICROSOFT TEAMS  
CALL-IN: 1-833-682-3239 CODE: 262439503#**

**AGENDA**

- I. Alaska Schools Activities Association Update – Craig McConnell
- II. NWABSD Activities Travel & Event Mitigation Plan (pg. 2-4)
- III. NWABSD K-8 Intramural Activities Guidelines (pg. 5)
- IV. Sport Schedules (pg. 6-8)
- V. 1A NWA XC Conference Meet Results (at meeting)
  - a. Saturday, September 25<sup>th</sup> @ Buckland
  - b. Top 3 boys & Top 3 girls qualify for state
- VI. Other

**Committee Members:** Lawrence Jones, Sr., Brad Reich, Tillie Ticket, Paula Mills and Joanne Harris

**Student Activities Coordinator:** Brett Slaathaug

**Region 1 NWABSD Member:** Craig McConnell

**MISSION:** To provide a learning environment that inspires and challenges students and employees to excel.

**VISION:** To graduate all students with the knowledge, skills, and attitudes necessary for a successful future.

## MEMORANDUM

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**TO:** Student Activities Committee  
Members

**DATE:** September 27, 2021

**FR:** Brett Slaathaug, Coordinator

**SUBJECT:** Report

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### NWABSD Activities Mitigation Plan

NWABSD District Mitigation Plan pdf, as of September 1, 2021. *(Listed below are the ones that are directly associated with student activities with clarification on specific situations.)*

**Quarantine Situations: All NWAB, City of Kotzebue, and local site mandates & requirements are to be followed at all times.**

#### **Red School Status:**

**Practices:** If a school is in the Red status, they are NOT allowed to conduct any type of practices whether indoor or outdoor.

**Travel/Events:** If a school is in the Red status, they are NOT host or travel to any type of events whether indoor or outdoor.

#### 1. Masks

- Indoors: masks must be worn by everyone at all times.
- Outdoors:
  - Masks are mandated for all event support staff.
  - Masks are optional for spectators, but if not wearing a mask please maintain 6ft separation from others.

#### 2. Physical distancing

- Indoors: minimum of 3ft separation for players on the bench & coaches.
- XC Races:
  - Spectators are NOT permitted to be around the chute, finish line, and recording tables.
  - Spectators should NOT congregate in large groups.

4. Cleaning and Maintaining Healthy Facilities: Indoors: high-touch surfaces will be cleaned routinely (*e.g balls, benches, score table, water fountains*).

#### 6. Diagnostics and Screening Testing

- Host Site: Student-athletes and chaperones will be required to present a negative molecular COVID test or negative antigen scan prior to travel and competitions. Molecular COVID testing is the preferred method, but antigen screening is sufficient when molecular testing is not available. School principals or designee will work with local clinics to arrange times for testing of athletes within 24 hours of travel or competition.
- In-district Travel: Student-athletes and chaperones will be required to present a negative molecular COVID test or negative antigen scan prior to travel and competitions. Molecular COVID testing is the preferred method, but antigen screening is sufficient when molecular testing is not available. School principals or designee will work with local clinics to arrange times for testing of athletes within 24 hours of travel or competition.

- Out-of-district Travel: Student-athletes and chaperones will be required to present a negative molecular COVID test or negative antigen scan prior to travel and competitions. Molecular COVID testing is the preferred method, but antigen screening is sufficient when molecular testing is not available. School principals or designee will work with local clinics to arrange times for testing of athletes within 24 hours of travel or competition. If travel involves traveling through Anchorage, then the whole team will be required to do a molecular COVID test upon arrival in the MSA.

**All Group Members** (coaches/chaperones/players) traveling outside of the Northwest Arctic Borough region must complete the District Travel Form and follow all Federal, State, and Local mandates. In addition, all travelers must test immediately upon return to the region and again on day 3 after returning to the region. All travelers may return to work and school after showing the day 1 negative COVID-19 test results to their supervisor. All travelers must remain fully masked until day 3 negative test results are received and shown to their supervisor. All travelers may return to normal site mitigation after day 3 negative results. All travelers must show proof of negative COVID-19 diagnostic tests to the site administrator upon receiving the results and attempting to return to work and school. Any traveler, regardless of vaccination status, returning to the region from travel and refusing to take a diagnostic COVID-19 test may return to work after 14 days.

- Out-of-District Teams: to present a negative molecular COVID test or negative antigen scan prior to travel and competitions. Molecular COVID testing is the preferred method, but antigen screening is sufficient when molecular testing is not available. If travel involves traveling through Anchorage, then the whole team will be required to do a molecular COVID test upon arrival in the MSA.

7. Vaccinations: The District will work with Maniilaq Health Services to support vaccination efforts for staff and students when eligible. The District will use its communication tools and facilities, when appropriate, to help support and accommodate vaccination efforts.

Practice Miscellaneous:

**Adult Scrimmage:**

- Volleyball/Basketball: Up to 10 vaccinated community members are permitted to scrimmage vs the HS team.
  - Proof of vaccination will be required at the entrance.
  - No spectators are allowed into the gym to watch.

Event Miscellaneous:

**Spectators:**

- Indoors: 2 vaccinated spectators/team member are permitted.
  - Proof of vaccination will be required at the entrance.
  - Visiting team are permitted 2 vaccinated spectators into the gym to watch as long as they have followed all travel & testing requirements as well.
- Outdoors: Normal attendance is permitted.

**Concessions:**

- Both Indoors & Outdoors: Only sealed foods are permitted to be sold, e.g. candy bars, small bag of chips, and drinks.
  - Open foods are not permitted to be sold, e.g. hot dogs, nachos, ice cream, etc.

**Gate:**

- Both Indoors & Outdoors: Permitted

**Score-table:** 1 Clock Operator & 1 Scorebook Keeper are permitted at the table.

- Vaccinated workers will be given preference over non-vaccinated workers for game slots.
- They are not slotted 2 fans to attend with them.

**Volleyball Officials:** 2 officials and 2 line judges are permitted.

- Vaccinated workers will be given preference over non-vaccinated workers for game slots.
- They are not slotted 2 fans to attend with them.

## NWABSD K-8 Intramural Activities Guidelines

Here are the following guidelines when trying to organize an intramural program:

- Coach/Supervisor: Must have a hired or volunteer coach/supervisor of the program who has taken a First Aid & CPR course.
- Covid-19 Mitigation Plan: clubs need to follow the same plans for the regular school day and HS activities do.
- Groupings: Athletic clubs should be divided into K-3, 4/5, and 6-8 groupings.
  - Groups can practice at the same time, but coaches should not have them paired together in drills and situations to prevent injuries from occurring.
- Practices: clubs must have separate practices away from the HS team. They are not permitted to practice with the HS team(s).
  - *Rationale:* To best ensure that our gyms and outdoor practices don't become too large that we cannot follow the mitigation protocols is that K-8 should not practice with the HS.
  - *Rationale:* Also, we want our HS coaches concentrating on developing the HS athletes so they can compete their very best at events.
- Events: club events must be scheduled on different days from a HS event.
  - You are not permitted to run pre-races or do any type of games/matches prior to the start of the HS event.
  - e.g If your site is hosting a cross country meet on a given Saturday, then your local club race must be scheduled on a different day.
  - *Rationale:* To best ensure that our indoor and outdoor events don't become too large that we cannot follow the mitigation protocols is that K-8 events should not happen on the same day or in conjunction with the HS events.
  - *Rationale:* We also know that not every site gets to host a particular sport like cross country or wrestling; so in order to be fair to all of our K-8 students is that pre-races and pre-games are not allowed prior to the HS events.
- 4<sup>th</sup>-8<sup>th</sup> Travel: if 2 or more schools would like to organize a joint event, then all costs for that given event will be paid for by the schools involved.
  - All costs include: airfare, food, custodial, officiating, awards, etc.

These events must still be vetted through the District Office for final approval in the same manner that Senior Trips are for example.

## Sport Schedule

### 1A Cross Country Schedule

Sep 11 Kiana Invitational  
Sep 18 Kotzebue Invitational  
Sep 25 NWA Conference Meet @ Buckland  
Oct 2 N/A  
Oct 9 DIII State Meet @ Bartlett Trails

### 3A Cross Country Schedule

Sep 11 Nome Invitational  
Sep 18 Kotzebue Invitational  
Sep 25 Chugiak Invitational  
Oct 2 Big West Meet @ Kotzebue  
Oct 9 DII State Meet @ Bartlett Trails

### 1A M6 Volleyball Schedule

Sep 8 1<sup>st</sup> Practice  
Oct 22/23 League Week #1  
Nov 5/6 League Week #2  
Nov 19/20 NWA Conference  
Dec 1-3 1A State Tournament @ ANC: Dimond HS

### 3A Volleyball Schedule

Aug 20-21 \*\*Bethel @ Home  
Aug 27-28 @ Nikiski Tourney  
Sep 10/11 \*\*Nome @ Home  
Oct 15/16 Redington @ Home  
Oct 21-23 @ \*\*Sitka  
Oct 29/30 \*\*Dillingham@ Home  
Nov 5/6 Western Conference Tourney @ Barrow  
Nov 11-13 3A State Tournament @ ANC: Ak Airlines Center  
*\*\*travel sponsored by other district*

### 1A Wrestling Schedule

Oct 22/23 Nome Tournament  
Oct 29/30 OPEN  
Nov 5/6 OPEN  
Nov 12/13 Bush Brawl @ Kotzebue  
Nov 19/20 OPEN  
Nov 26/27 OFF  
Dec 2/3 OPEN  
Dec 9/10 Northern Conference Tournament @ Nome  
Dec 17/18 ASAA DII State Tournament @ ANC: Alaska Airlines

### 3A Wrestling Schedule

Oct 22/23 Nome Tournament  
Oct 29/30 OPEN  
Nov 5/6 ACS Tournament  
Nov 12/13 Bush Brawl @ Kotzebue  
Nov 19/20 Lancer Smith  
Nov 26/27 OFF  
Dec 2/3 OPEN  
Dec 9/10 Northern Conference Tournament @ Nome  
Dec 17/18 ASAA DII State Tournament @ ANC: Alaska Airlines

### 1A Basketball Schedule

Dec 1	1st Available Practice
Dec 16	First Contest Available
Dec 17/18	OPEN
<b>Dec 24/25</b>	<b>OFF: Christmas</b>
Dec 31/1	OPEN (Christmas Break)
Jan 7/8	OPEN
Jan 14/15	League Week #1
Jan 21/22	OPEN
Jan 28/29	League Week #2
Feb 4/5	League Week #3
Feb 11/12	League Week #4
Feb 18/19	League Week #5
Feb 25/26	OPEN
Mar 2-5	1A NWA Conference Tournament @ Kotzebue
<b>Mar 11/12</b>	<b>N/A</b>
Mar 16-19	ASAA 1A State Tournament

### 3A Basketball Schedule

Dec 1	1st Available Practice
Dec 16	First Contest Available
Dec 17/18	OPEN (Christmas Break Starts)
<b>Dec 24/25</b>	<b>OFF</b>
Dec 31/1	Open (Christmas Break)
Jan 6-8	Nome Tournament
Jan 14/15	OPEN
Jan 21/22	Unalakleet Swap (Boys @ UNK; Girls @ OTZ)
Jan 27-29	Husky Shootout (Nome, Redington, Delta)
Feb 4/5	OPEN
Feb 11/12	OPEN
Feb 18/19	Bethel Swap (Boys @ OTZ; Girls @ BET)
Feb 25/26	Barrow Swap (Boys @ BRW; Girls @ OTZ)
Mar 4/5	OPEN
Mar 10-12	3A Western Conference Tournament @ ANC or OTZ
<b>Mar 18/19</b>	<b>N/A</b>
Mar 23-26	ASAA 3A State Tournament

### Sr. NYO Schedule

Mar 21	1st Available Practice
Apr 8/9	District NYO Meet @ Kotzebue
Apr 21-23	State NYO Meet @ Anchorage



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**NWABSD BOARD OF EDUCATION**

**BOARD POLICY COMMITTEE MEETING**

**SEPTEMBER 27, 2021  
2:00 P.M.**

**CONDUCTED VIA MICROSOFT TEAMS  
CALL-IN: 1-833-682-3239 CODE: 262439503#**

**AGENDA**

- I. BP for 2<sup>nd</sup> reading/adoption:
  - BP 1340, Community Relations, Access to District Records
  - BP 6146.3, Instruction, College and Career Readiness Assessments
- II. NEW AR that does not require Board adoption:
  - AR 0410, Vision, Philosophy, Goals, Objectives and Comprehensive Plans; Nondiscrimination in District Programs and Activities
- III. BP for revision that does not require Board adoption:
  - BP 0520, Vision, Philosophy, Goals, Objectives and Comprehensive Plans; School Accountability/School Improvement
  - AR 1312.1, Community Relations, Public Complaints Concerning School Personnel
- IV. Comments

**Committee Members:** Cindy Fields, Marie Greene, Paula Mills, Carol Schaeffer and Tillie Ticket

**Assistant Superintendent:** Scott Lefebvre

**MISSION:** To provide a learning environment that inspires and challenges students and employees to excel.  
**VISION:** To graduate all students with the knowledge, skills, and attitudes necessary for a successful future.

**ACCESS TO DISTRICT RECORDS**

Note: AS 09.25.120 sets forth the right of the public to access public records. There is strong public policy favoring inspection of public records and any exceptions to disclosure based on need should be construed narrowly.

The School Board recognizes that state policy provides broad public access to district records. Public access shall not be given to records exempt from public disclosure by state or federal law or by the Board based on the need of the district to maintain confidential information.

*(cf. 3580 – District Records)*

*(cf. 4112.6/4212.6/4312.6 – Personnel Records)*

*(cf. 4119.23/4219.23/4319.23 – Unauthorized Release of Confidential Information)*

*(cf. 5125 – Student Records; Confidentiality)*

*(cf. 9011 – Disclosure of Confidential Information)*

*(cf. 9321 – Closed Sessions)*

**Note: AS 14.14.090 in addition to other duties, provides that the Board shall keep records and files open to public inspection at the district office during reasonable business hours.**

Any person shall have reasonable access, during regular business hours, to the public records of the schools and district. The Superintendent or designee shall establish regulations to authorize and facilitate public access to district records in accordance with law, to protect the security of district records, and to prevent interference with regular district operations. **Records shall be maintained in accordance with the State of Alaska Model Records Retention Schedule for Alaska School Districts.**

The district may charge for copies of public records or other materials requested by individuals or groups. The charge, based on actual costs of duplication, shall be determined by the Superintendent or designee.

*Legal Reference:*

ALASKA STATUTES

**40.25.120-.220** ~~09.25.120—09.25.220~~ *Public Records Act*

14.03.115 *Access to school records by parent, foster parent, or guardian*

14.14.090 *Additional duties*

14.20.149 *Employee evaluation*

14.43.930 *Scholarship program information*

23.40.235 *Public involvement in school district negotiations*

*City of Kenai v. Kenai Peninsula Newspapers, 642 P2d 1316 (Alaska 1982)*

*Anchorage School District v. Anchorage Daily News, 779 P2d 1191 (Alaska 1989)*

UNITED STATES CODE, TITLE 20

1232g *Family Educational Rights and Privacy Act of 1974*

**COLLEGE AND CAREER READINESS ASSESSMENTS**

Note: Effective June 30, 2016, the requirement that no secondary student be issued a diploma unless he or she has taken a college and career readiness assessment is repealed. ~~However, school districts still shall require all students in grade 11 and all students in grade 12 who have not previously done so, to take one of the assessments described in 4 AAC 06.717. Students may seek waivers of the requirement under 4 AAC 06.721 .724.~~

The School Board shall provide for students to take college and career readiness assessments, **as required by law and regulations**. The exams shall be administered in accordance with state law and regulations. The taking of an assessment is not a requirement for a diploma.

*(cf. 5127 - Graduation Ceremonies and Activities)*  
*(cf. 6146.1 - High School Graduation Requirements)*  
*(cf. 6146.4 - Reciprocity on Graduation Requirements)*  
*(cf. 6146.5 - Differential Requirements for Individuals with Exceptional Needs)*  
*(cf. 6162.5 - Standardized Testing)*

The IEP team for a student with a significant cognitive disability may determine whether the student will take the assessment. The IEP team's determination shall consider whether the assessment supports the transition plan set forth in the student's IEP.

*Legal Reference*ALASKA STATUTES

*14.03.075 College and Career Readiness Assessment*

ALASKA ADMINISTRATIVE CODE

*4 AAC 06.710 Statewide Student Assessment System*

~~*4 AAC 06.717 College and Career Readiness Assessment*~~

*4 AAC 06.718 College and career readiness assessment after student receives a certificate of achievement*

*4 AAC 06.765 Test Security; Consequences of Breach*

~~*4 AAC 06.721 College and Career Readiness Assessment Waivers*~~

~~*4 AAC 06.775 Statewide Assessment Program for Students with Disabilities*~~

*4 AAC 06.790 Definitions*

*Revised: January 31, 2017*  
*May 01, 2018*

**TITLE XL POLICY**

**1. Introduction**

The District encourages members of the District community to report sexual harassment. This procedure only applies to conduct defined sexual harassment under Title IX and applicable federal regulations and that meet Title IX jurisdictional requirements. The District will respond to sexual harassment and sexual misconduct that falls outside that definition and outside the jurisdiction of the Title IX federal regulations using Alaska law and applicable District policies and procedures. In implementing these procedures discussed below, the District will also provide supportive measures, training, and resources in compliance with federal and State law, unless they preempted by the Title IX regulations.

**2. Title IX Coordinator**

Questions concerning Title IX may be referred to as the District's Title IX Coordinator.

The Title IX Coordinator is required to respond to reports of sexual harassment or misconduct. The Title IX Coordinator will handle information received with the utmost discretion and will share information with others on a need-to-know basis. For example, the Title IX Coordinator may need to address public safety concerns on District property, comply with state and federal legal requirements, or share information to implement supportive measures.

A report of sexual harassment to the Title IX Coordinator does not necessarily lead to a full investigation, as discussed more fully below. The Title IX Coordinator will make an assessment to determine if there is a safety risk to the District. If the Title IX coordinator finds there is a continued risk, the Title IX Coordinator will file the formal complaint without the Complainant's consent or cooperation.

**3. Title IX Harassment Complaints and Investigations**

These Title IX sexual harassment procedures protect students, employees, applicants for employment, and applicants for admission.

**Jurisdictional Requirements – Application of Procedures**

These procedures apply if the conduct meets the following three jurisdictional requirements:

## **TITLE XL POLICY**

- The conduct took place in the United States;
- The conduct took place in a District “education program or activity.” This includes locations, events, or circumstances over which the District exercised substantial control over both the Respondent and the context in which the harassment occurred, including on-campus and off-campus property and buildings the District owns or controls or student organizations officially recognized by the District own or control; and
- The conduct meets the definition of Title IX “sexual harassment”

### **4. Definitions**

**Complainant:** A Complainant is an individual who alleges he/she/they is the victim of conduct that could constitute sexual harassment.

**Consent:** Consent means affirmative, conscious, and voluntary agreement to engage in sexual activity. Both Parties must give affirmative consent to sexual activity. It is the responsibility of each person involved in the sexual activity to ensure that he/she/they has the affirmative consent of the other or others to engage in the sexual activity. Lack of protest, lack of resistance, or silence do not indicate consent. Affirmative consent must be ongoing throughout a sexual activity and one can revoke his/her/their consent at any time. The existence of a dating relationship between the persons involved, or the fact of past sexual relations between them, is not an indicator of consent.

The Respondent’s belief that the Complainant consented will not provide a valid defense unless the belief was actual and reasonable, based on the facts and circumstances the Respondent knew, or reasonably should have known, at the time of the incident. A Respondent’s belief is not a valid defense where:

- The Respondent’s belief arose from the Respondent’s own intoxication or recklessness;
- The Respondent did not take reasonable steps to ascertain whether the Complainant affirmatively consented; or
- The Respondent knew or a reasonable person should have known that the Complainant was unable to consent because the Complainant was incapacitated, in that the Complainant was:
  - Asleep or unconscious;
  - Unable to understand the fact, nature, or extent of the sexual activity due to the influence of drugs, alcohol, or medication; or
  - Unable to communicate due to a mental or physical condition.

**Decision-maker:** The person who will make a determination of responsibility. The Decision-maker cannot be the Title IX Coordinator or the investigator.

**TITLE XL POLICY**

**Formal Complaint:** A written complaint signed by the Complainant or Title IX Coordinator, alleging sexual harassment and requesting an investigation. If the Title IX Coordinator signs the formal complaint, he/she/they will not become a Party to the complaint.

**Parties:** As used in this procedure, this means the Complainant and Respondent.

**Respondent:** A Respondent is an individual reported to be the perpetrator of conduct that could constitute sexual harassment.

**Sexual Harassment under Title IX:** Conduct that satisfies one or more of the following:

- A District employee conditions the provision of an aid, benefit, or service of the District on an individual's participation in unwelcome sexual conduct (quid pro quo harassment);
- Unwelcome conduct determined by a reasonable person to be so severe, pervasive, and objectively offensive that it effectively denies a person equal access to the District's education program or activity;
- Sexual assault, as defined in 20 U.S.C. 1092(f)(6)(A)(v);
- Dating violence, as defined in 34 U.S.C. 12291(a)(10);
- Domestic violence as defined in 34 U.S.C. 12291(a)(8); or
- Stalking as defined in 34 U.S.C. 12291(a) (30).

**5. Reporting Options**

Any individual may report sexual harassment to the District's Title IX Coordinator. All District employees with knowledge of allegations of sexual harassment must report the allegations, including the name of the Complainant, the Respondent, and any other witnesses, and the date, time, and location of the alleged incident to the Title IX Coordinator promptly.

The District strongly encourages prompt reporting of sexual harassment. Prompt reporting allows for the collection and preservation of evidence, including physical evidence, digital media, or witness statements. A delay may limit the District's ability to effectively investigate and respond.

Individuals have the opportunity to decide whether they want to pursue a formal Title IX complaint. Reporting sexual harassment to the Title IX Coordinator does not automatically initiate an investigation under these procedures. A report allows the District to provide a wide variety of support and resources to impacted individuals and to prevent the reoccurrence of the conduct. A Complainant or the Title IX Coordinator filing a formal complaint will initiate an investigation.

**TITLE XL POLICY**

If there are parallel criminal and Title IX investigations, the District will cooperate with the external law enforcement agency and will coordinate to ensure that the Title IX process does not hinder the legal process or proceedings.

**Mandatory Reporting by District Employees to the Title IX Coordinator**

All District employees must report allegations of sexual harassment to the Title IX Coordinator promptly.

**6. Intake and Processing of Report****Receipt of Report**

After receiving a report of sexual harassment, the Title IX Coordinator will contact the Complainant and reporting party to explain rights under this policy and procedure and invite the Complainant to an in-person meeting. The Title IX Coordinator will discuss supportive measures with the Parties.

**Timeframe for Reporting**

The District does not limit the timeframe for reporting sexual harassment. However, to promote timely and effective review, the District strongly encourages individuals to report sexual harassment as soon as possible, because a delay in reporting may affect the District's ability to collect relevant evidence.

**Supportive Measures**

Supportive measures are non-disciplinary, non-punitive individualized services offered free of charge to the Complainant or the Respondent regardless of whether a formal complaint has been filed. The District will provide the Complainant and Respondent with supportive measures as appropriate and as reasonably available to restore or preserve equal access to the District's education program or activity. These measures are designed to protect the safety of all Parties, protect the District's educational environment, or deter sexual harassment. The District will provide supportive measures on a confidential basis and will only make disclosures to those with a need to know to enable the District to provide the service. Supportive measures may include counseling, extensions of deadlines, other class-related adjustments, modifications of work or class schedules, campus escort services, mutual restrictions on contact between the Parties, leaves of absence, increased security, and monitoring of certain areas of the campus, and other similar measures.

**TITLE XL POLICY****7. Removal of Respondent Pending Final Determination**

Upon receiving a report regarding sexual harassment, the Title IX Coordinator will make an immediate assessment concerning the health and safety of the Complainant and campus community as a whole. The District has the right to order emergency removal of a Respondent, or if the Respondent is an employee, place the employee on administrative leave.

**Emergency Removal**

The District may remove a non-employee Respondent from the District's education program or activity on an emergency basis after it conducts an individualized safety and risk analysis and determines that an immediate threat to the physical health or safety of any student or other individual arising from the allegations of sexual harassment justifies removal.

Emergency removal is not appropriate to address a Respondent's threat of obstructing the sexual harassment investigation or destroying relevant evidence. Emergency removal is only available to address health or safety risks against individuals arising out of sexual harassment allegations, not to address other forms of misconduct that a Respondent might commit pending the processing of a complaint.

The District's Superintendent or designee will conduct the individualized safety and risk analysis.

If the Superintendent or designee determines emergency removal is appropriate, they or a designee will provide the person the District is removing from campus on an emergency basis with notice and an opportunity to attend a meeting and challenge the basis of their removal. The Superintendent or designee will determine whether the emergency removal from campus order is warranted after considering information provided by the Respondent challenging the emergency removal.

**Administrative Leave**

The District may place an employee Respondent on administrative leave during the pendency of a grievance process described in the formal complaint process below. The District will follow any relevant policies, procedures, collective bargaining agreements, or state law in placing an employee on administrative leave.

**TITLE XL POLICY****8. Formal Complaint Grievance Procedures****Notice to Parties**

Upon receipt of a formal complaint, the Title IX Coordinator will provide the following notice in writing to the known Parties:

- Notice of the District's Title IX grievance process;
- Notice of the sexual harassment allegations with sufficient detail to prepare a response before any initial interview;
- Statement that the Respondent is presumed not responsible for the alleged conduct;
- Statement that the determination of responsibility will not be made until the conclusion of the grievance process;
- Notice that the Parties have a right to an advisor of their choice, who may be, but is not required to be, an attorney;
- Notice that the Parties may inspect and review evidence obtained as part of the investigation that is directly related to the allegations raised in the formal complaint, including the evidence upon which the District does not intend to rely in reaching a determination regarding responsibility and inculpatory or exculpatory evidence, whether obtained from a Party or other source; and
- Notice of any provision in the District's code of conduct or discipline rules that prohibits knowingly making false statements or knowingly submitting false information during the grievance process.
- If in the course of an investigation, the District decides to investigate allegations about the Complainant or Respondent that are not included in the notice provided above, the Title IX Coordinator will provide written notice of the additional allegations to the Parties whose identities are known.

**Dismissal of Formal Complaint**

The District must investigate the allegations in a formal complaint. However, the District must dismiss the formal complaint and will not process the complaint under these procedures if any of the following three circumstances exist:

- If the conduct alleged in the formal complaint would not constitute Title IX sexual harassment as defined in this procedure;
- If the conduct alleged did not occur in the District's education program or activity; or
- If the conduct alleged did not occur against a person in the United States.

**TITLE XL POLICY**

The District has the discretion to dismiss a formal complaint or any allegation under the following circumstances:

- If at any time during the grievance process the Complainant notifies the Title IX Coordinator in writing that he/she/they would like to withdraw the formal complaint or any allegations;
- If the Respondent is no longer enrolled or employed by the District; or
- If there are specific circumstances that prevent the District from gathering evidence sufficient to reach a determination regarding responsibility as to the formal complaint or allegations.

If the District dismissed the formal complaint or any allegations, the Title IX Coordinator will simultaneously provide the Parties with written notice of the dismissal and reason(s). The District will also provide the Parties with their right to appeal.

The District may commence proceedings under other policies and procedures after dismissing a formal complaint.

**Consolidation of Formal Complaints**

The District may, but is not required to, consolidate formal complaints as to allegations of sexual harassment against more than one Respondent, or by more than one Complainant, against one or more Respondents, or by one Party against the other Party where the allegations of sexual harassment arise out of the same facts or circumstances.

**Equitable Treatment of the Parties**

The District's determination of responsibility is a neutral, fact-finding process. The District will treat Complainants and Respondents equitably such that the procedures will apply equally to both Parties. The District will not discipline a Respondent until it reaches a determination of responsibility for sexual harassment against the Respondent at the conclusion of the grievance process.

**Statement of Non-Responsibility**

The investigation is a neutral, fact-finding process. The District presumes all reports are in good faith. Further, the District presumes the Respondent is not responsible for the alleged conduct. The District makes its determination regarding responsibility at the conclusion of the grievance process.

## **TITLE XL POLICY**

### **Bias or Conflict of Interest**

The District's Title IX Coordinator, Investigator(s), Decision-maker(s), or any person designated by the District to facilitate an informal resolution process, will not have potential actual bias or conflict of interest in the investigatory, sanctioning, or appeal process or bias for or against Complainants or Respondents generally. Actual bias is an articulated prejudice in favor of or against one Party or position; it is not generalized concern about the personal or professional backgrounds, positions, beliefs, or interests of the Decision-makers in the process. The District will provide training on bias, conflict of interest, and impartial service to the Title IX Coordinator, investigator, Decision-maker, and facilitator.

### **Timeline for Completion**

The District will undertake its grievance process promptly and as swiftly as possible. The District will complete the investigation and its determination regarding responsibility within 180 calendar days.

When appropriate, the Title IX Coordinator may determine that good cause exists to extend the 180 calendar day period to conduct a fair and complete investigation, to accommodate an investigation by law enforcement, to accommodate the unavailability of witnesses or delays by the Parties, to account for District breaks or vacations, or due to the complexity of the investigation.

The District will provide notice of this extension to the Complainant and Respondent in writing and include the reason for the delay and anticipated timing of completion.

A Party may request an extension from the Title IX Coordinator in writing by explaining the reason for the delay and the length of the continuance requested. The Title IX Coordinator will notify the Parties and document the grant or denial of a request for extension or delay as part of the case record keeping.

### **Role of Advisor**

Throughout the grievance process, both the Complainant and Respondent have a right to an advisor of their choice. An advisor may not be a witness or have a conflicting role in the process, or with a Party. The role of the advisor is to provide support and assistance in understanding and navigating the investigation process. The advisor may not participate in the process as a witness or obstruct an interview or disrupt the process. The Title IX Coordinator has the right to determine what constitutes appropriate behavior of an advisor and take reasonable steps to ensure compliance with this procedure.

## **TITLE XL POLICY**

### **Confidentiality Agreements**

To protect the privacy of those involved, the Parties and advisors are required to sign a confidentiality agreement prior to attending an interview or otherwise participating in the District's grievance process. The confidentiality agreement restricts the dissemination of any of the evidence subject to inspection and review or use of such evidence for any purpose unrelated to the Title IX grievance process. The confidentiality agreement will not restrict the ability of either Party to discuss the allegations under investigation.

### **Use of Privileged Information**

The District's grievance procedure does not require, allow, rely upon, or otherwise use questions or evidence that constitute, or seek, disclosure of information protected under a legally recognized privilege (e.g., attorney-client privilege, doctor-patient privilege, spousal privilege, etc.), unless the person holding the privilege provides voluntary, written consent to waive the privilege.

### **Investigations**

The Title IX Coordinator is responsible for overseeing investigations to ensure timely resolution and compliance with Title IX and these procedures. The Title IX Coordinator can also conduct investigations.

### **Trained Investigators**

The District will investigate Title IX formal complaints fairly and objectively. Individuals serving as investigators under this procedure will have adequate training on what constitutes sexual harassment, Title IX, and how the District's grievance procedures operate. The District will also provide investigators training on issues of relevance to create an investigative report that fairly summarizes relevant evidence and complies with this procedure.

### **Gathering Evidence and Burden of Proof**

The District, and not the Parties, has the responsibility to gather information and interview witnesses. When the investigator evaluates the evidence, they will do so using the preponderance of the evidence standard. After considering all the evidence gathered, the investigator will decide whether it is more likely than not that the reported conduct occurred.

### **Notice of Investigative Interview**

The District will provide written notice of the date, time, location, participants, and purpose of all investigative interviews to an individual whose participation is invited or expected, with sufficient time for the individual to prepare to participate.

## **TITLE XL POLICY**

### **Evidence Review**

Both Parties have an equal opportunity to inspect and review any evidence obtained as part of the investigation that is directly related to the allegations raised in the formal complaint, including the evidence upon which the District does not intend to rely in reaching a determination regarding responsibility and inculpatory or exculpatory evidence whether obtained from a Party or other source.

Prior to the investigator preparing an investigative report, the District will send to each Party and the Party's advisor, if any, the evidence subject to inspection and review in an electronic format or a hard copy. The Parties will have at least 10 days to submit a written response. The investigator must consider this written response prior to completing the investigative report.

### **Investigative Report**

The results of the investigation of a formal complaint will be set forth in a written report that will include at least all of the following information:

- An executive summary of the allegations and findings as to each allegation;
- A summary of the procedural steps taken during the investigation, including the individuals contacted;
- An analysis of relevant evidence, including witness statements, gathered during the course of the investigation;
- A discussion of the investigator's conclusions about whether the allegations occurred using a preponderance of the evidence standard;
- A list of the relevant documents; and
- A table of contents for any report that exceeds 10 pages.

The investigator may redact information that is not directly related to the allegations or that is privileged. However, the investigator will keep a log of information that is not produced to the Parties. The log will be provided only to the Title IX Coordinator and will not be disclosed to the Parties.

The District will send to the Parties and their advisors, if any, the investigative report in an electronic format or a hard copy, for their review. The Parties will have at least 10 days to submit written, relevant questions that a Party wants to be asked of any Party or witness. The District will provide relevant questions to the Party or witness and set a deadline of no less than 10 calendar days to submit a response. The District will provide each Party with the submitted responses and allow the Parties to submit additional, limited follow-up questions within 10 calendar days. The District will provide each Party with the submitted responses. The Decision-maker must explain to the Party proposing the questions any decision to exclude a question as not relevant.

## **TITLE XL POLICY**

### **Decision-maker**

The Decision-maker will be free from conflict of interest or bias, including bias for or against Complainants or Respondents. In cases where the Complainant or Respondent objects to the Decision-maker on the basis of a conflict of interest, the Complainant or Respondent may request that the Title IX Coordinator select a different Decision-maker. The Complainant or Respondent must make this request to the Title IX Coordinator in writing no later than five (5) business days after the District identifies the Decision-maker to the Parties.

The Decision-maker must objectively evaluate all relevant evidence both inculpatory and exculpatory and must independently reach a determination regarding responsibility. The Decision-maker must receive training on issues of relevance.

### **Determinations of Responsibility**

When the Decision-maker makes a determination of responsibility or non-responsibility, the Decision-maker will issue a written determination regarding responsibility, no later than 4 weeks after the deadline for the Parties to submit a written response to the investigative report.

When making a determination regarding responsibility, a Decision-maker will objectively evaluate all relevant evidence, including both inculpatory and exculpatory evidence. A Decision-maker may not make credibility determinations based on an individual's status as a Complainant, Respondent, or witness. In evaluating the evidence, the Decision-maker will use a preponderance of the evidence standard. Thus, after considering all the evidence, the Decision-maker will determine whether it is more likely than not that sexual harassment occurred.

The Decision-maker will issue a written determination that will include the following:

- Identification of the allegations potentially constituting Title IX sexual harassment as defined in these procedures;
- A description of the procedural steps taken from the receipt of the formal complaint through the determination, including who conducted the investigation gave notifications to the Parties. The determination will also state when, where, and date the investigator interviewed Parties and witnesses, conducted site visits, and the methods used to gather other evidence. The procedural section should also discuss the dates and how the Parties were provided the opportunity to review and inspect evidence;
- Findings of fact supporting the determination. In making these findings, the Decision-maker will focus on analyzing the findings of fact that support the determination of responsibility or non-responsibility;

## **TITLE XL POLICY**

- Conclusions regarding the application of the District's code of conduct or relevant rules to the facts;
- A statement of, and rationale for, the result as to each allegation, including a determination regarding responsibility;
- Whether the District will provide remedies designed to restore or preserve equal access to the District's education program or activity to the Complainant.
- A statement of, and rationale for, any disciplinary sanctions the District imposes on the Respondent,

The District need not disclose to the Respondent remedies that do not impact them as part of the written determination. The District can inform the Respondent that it will provide remedies to the Complainant. However, the District will inform the Complainant of the sanctions against the Respondent.

The District's procedures and permissible bases for the Complainant and Respondent to appeal.

The District will provide the written determination to the Parties simultaneously. The determination regarding responsibility becomes final either on the date that the District provides the Parties with the written determination of the result of the appeal, if the Parties file an appeal, or if the Parties do not file an appeal, the date on which an appeal would no longer be considered timely.

### **9. Disciplinary Sanctions and Remedies**

The District must have completed the grievance procedures (investigation and any appeal, if applicable) before the imposing disciplinary sanctions or any other actions that are not supportive measures against a Respondent. If the Decision-maker determines the Respondent was responsible for conduct that constitutes sexual harassment, the District will take disciplinary action against the Respondent and any other remedial action it determines to be appropriate. The action will be prompt, effective, and commensurate with the severity of the offense.

Remedies for the Complainant might include, but are not limited to:

- Providing an escort to ensure that the Complainant can move safely between classes and activities;
- Ensuring that the Complainant and Respondent do not attend the same classes or work in the same work area;
- Providing counseling services or a referral to counseling services;
- Providing medical services or a referral to medical services;
- Providing academic support services, such as tutoring;
- Arranging for a Complainant, if a student, to re-take a course or withdraw from a class without penalty, including ensuring that any changes do not adversely affect the Complainant's academic record; and

## **TITLE XL POLICY**

- Reviewing any disciplinary actions taken against the Complainant to see if there is a causal connection between the harassment and the misconduct that may have resulted in the Complainant's discipline.

Possible disciplinary sanctions for students Respondents include written or verbal reprimand, training or counseling, non-academic probation, suspension, and expulsion. Possible disciplinary sanctions for employee Respondents include written or verbal reprimand, required training or counseling, demotion, suspension, or discharge.

### **10. Appeal of Dismissal of a Formal Complaint or of the Determination of Responsibility**

A Complainant or Respondent may appeal (1) the District's determination regarding responsibility or (2) the dismissal of a formal complaint or any allegations under Title IX. A Complainant or Respondent must submit a written appeal within ten business days from the date of the notice of determination of responsibility or from the date of the District's notice of dismissal of a formal complaint or any allegations.

#### **Grounds for Appeal**

The Superintendent or designee will serve as the Decision-maker on Appeal. In filing an appeal of the District's determination regarding responsibility or the District's dismissal of a formal complaint, the Party must state the grounds for appeal and a statement of facts supporting those grounds. The grounds for appeal are as follows:

- A procedural irregularity affected the outcome;
- New evidence was not reasonably available at the time the District's determination regarding responsibility or dismissal was made, and this new evidence could affect the outcome; or
- The District's Title IX Coordinator, investigator, or Decision-maker(s) had a conflict of interest or bias for or against Complainants or Respondents generally or the individual Complainant or Respondent that affected the outcome.

#### **Appeal Procedure**

If the Complainant or Respondent submit an appeal to the District, the District will:

- Notify the other Party in writing within five business days of receiving a Party's appeal;
- Allow the non-appealing Party at least ten business days of receipt of the appeal to submit a written response in support of, or challenging, the outcome.

**TITLE XL POLICY**

The Decision-maker, on appeal, will issue a written decision on whether to grant or deny the appeal and the rationale for the decision, within 45 business days after the Decision-maker on appeal receives the response to the appeal or the last day to provide a response. The District will provide notice of the written decision simultaneously to both Parties.

The Decision-maker on appeal may extend or otherwise modify the deadlines provided above. Either Party may seek an extension by submitting a written request to the Decision-maker on appeal explaining the need for the extension and the proposed length of the extension. The Decision-maker on appeal will respond to the request within 48 hours in writing and will inform the Parties simultaneously whether the extension is granted.

**Informal Resolution**

If the District determines that a formal complaint is appropriate for informal resolution, it may provide the Parties with the opportunity to participate in an informal resolution process, including mediation, at any time prior to reaching a determination regarding responsibility.

The District will provide the Complainant and Respondent written disclosure of the allegations, the requirements of the informal resolution process including the circumstances under which it precludes the Parties from resuming a formal complaint arising from the same allegations, and any consequences resulting from participating in the informal resolution process, including the records that will be maintained or could be shared.

The District must obtain the Parties' voluntary, written consent to the informal resolution process. If the Parties reach an agreement, the District does not have to complete a full investigation and adjudication of a report of sexual harassment. At any time prior to agreeing to a resolution, any Party has the right to withdraw from the informal resolution process and resume the grievance process with respect to the formal complaint.

The informal resolution process is not available to resolve allegations that an employee sexually harassed a student.

**11. Retaliation Prohibited**

The District prohibits any intimidation, threats, coercion, or discrimination against any individual who made a report or complaint of sexual harassment, testified, assisted, or participated or refused to participate in any manner in a Title IX investigation or proceeding. Individuals who experience retaliation may file a complaint using the formal complaint process described above.

**TITLE XL POLICY****12. Dissemination of Policy and Procedures**

The District will provide its policy and procedures related to Title IX on its website and in each handbook or catalog provided to applicants for admission and employment, students, employees, and all unions or professional organizations holding collective bargaining with the District.

When hired, employees are required to sign acknowledging that they have received the policy and procedures. The District will place the signed acknowledgment of receipt in each employee's personnel file.

**13. Training**

The District will provide training to Title IX Coordinators, investigators, Decision-makers, and any individual who facilitates an informal resolution process, on the definition of sexual harassment, the scope of the District's education program or activities, how to conduct an investigation and grievance process including appeals and informal resolution processes, as applicable, and how to serve impartially, including by avoiding prejudgment of the facts at issue, conflicts of interest, and bias. Any materials used to train the District's Title IX Coordinator, investigators, Decision-makers, and any person who facilitates an informal resolution process, will not rely on sex stereotypes and must promote impartial investigations and adjudications of formal complaints of sexual harassment.

**14. File Retention**

The District will retain, on file, for a period of at least seven years after closing the case copies of:

- The original report or complaint;
- Any actions taken in response to the complaint, including supportive measures;

The investigative report including all evidence gathered and any responses from the Parties;

- The District's determination regarding responsibility;
- Records of any disciplinary sanctions imposed on the Respondent;
- Records of any remedies provided to the Complainant;
- Any appeal and the result;
- Any informal resolution and the result; and
- All materials used to train Title IX Coordinators, Investigators, Decision-makers, and any person who facilitates an informal resolution process. These training materials are publicly available on this website.

## **TITLE XL POLICY**

The District will make these documents available to the U.S. Department of Education Office for Civil Rights upon request.

*(cf. 0410 Nondiscrimination in District Programs and Activities)*

*(cf. 4030 Nondiscrimination in Employment)*

*(cf. 4119.12 Harassment)*

*(cf. 5145.3 Nondiscrimination)*

*(cf. 5145.7 Sexual Harassment)*

### *Legal Reference:*

#### ALASKA STATUTES

*14.18.010 - 14.18.100 Prohibition Against Sex and Race Discrimination*

#### ALASKA ADMINISTRATIVE CODE

*4 AAC 06.500 - 4 AAC 06.600 Prohibition of Gender or Race Discrimination*

#### UNITED STATES CODE

*Title VI, Civil Rights Act of 1964, 42 U.S.C. §§ 2000d-2000d-7*

*Title IX, Education Amendments of 1972, 20 U.S.C. §§ 1681-1688*

*Vocational Rehabilitation Act of 1973, Sections 503 and 504, 29 U.S.C. § 794*

*Individuals With Disabilities Education Act, 20 U.S.C. §§ 1401-1491*

*Americans With Disabilities Act, 42 U.S.C. §§ 12101-12213*

*Age Discrimination In Employment Act, 29 U.S.C. §§ 621-634*

**NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT**

**Adopted:**

## **Vision-Mission-Goals-Objectives and Comprehensive Plans**

BP 0520(a)

### **SCHOOL ACCOUNTABILITY/SCHOOL IMPROVEMENT**

Note: ~~Since 2013 Alaska has been operating under a flexibility waiver of certain ESEA/NCLB requirements, including school accountability. All flexibility waivers are void as to August 2016. However, under the Every Student Succeeds Act, which amended the ESEA in December 2015, schools identified as priority or focus schools must continue to implement improvement plans and interventions through the 2016-2017 school year.~~ The following policy reflects the Alaska Accountability System which measures both school performance and school progress and results in a school designation of Priority, Focus, or Reward. The school rating may result in required interventions as well as specific supports.

The School Board is committed to the successful performance of the district and its schools. Successful performance is indicated through student academic achievement, student progress over prior year performance, strong attendance and graduation rates, and participation and achievement in college and career readiness exams. The Superintendent shall implement requirements for school and district accountability as determined by the Department of Education and Early Development.

Note: The Alaska School Performance Index measures schools by a combination of data: student achievement on SBAs in reading, writing and math; growth in the school's student body in those assessments from the prior year; and attendance. Schools with high school students are also measured by graduation rates; student performance on college-readiness assessments, including SAT, ACT, and WorkKeys; and student participation rate in WorkKeys. ASPI points will result in a Star Rating for a school from 1-5 stars, the higher number representing stronger school performance.

If any district school receives a star rating of one, two, or three stars, the Superintendent or designee shall develop and implement a school improvement plan in accordance with state law. School improvement plans shall be presented to the Board for approval. If the plan is for a school that receives one or two stars, the plan will be submitted to the Department. If the school has been designated as a priority or focus school, the plan will be prepared in consultation with the Department and subject to Department approval.

The Superintendent or designee shall develop and implement a school improvement plan for schools receiving a four-star or five-star rating when necessitated due to failure to meet annual measurable objectives, a decline in the school's growth and proficiency, a decline in graduation rate, or insufficient participation in standards-based assessments.

**SCHOOL ACCOUNTABILITY/SCHOOL IMPROVEMENT** (Continued)

The Superintendent or designee shall develop and implement a district improvement plan when required due to the number of one-star or two-star schools; the number of students who attend one-star or two-star schools; deficiencies in curriculum, assessment practices, instruction, learning environment, professional development, or leadership; or lack of progress by a subgroup towards annual measurable objectives. The District improvement plan shall be approved by the School Board and submitted to the Department.

**School Interventions**

The Superintendent or designee shall implement comprehensive interventions for any school identified as a priority school by the Department. The comprehensive interventions will use turnaround principles that accomplish the following: provide strong leadership; ensure effective teachers; redesign the school calendar to include additional time for student learning and teacher collaboration; improve the instructional program; use student data to inform instruction; establish a school environment that improves safety and discipline; and provide mechanisms for family and community involvement.

Targeted interventions will be implemented to meet the specific needs of schools identified by the Department as focus schools. A plan and timeline to implement the targeted interventions shall be created by the Superintendent or designee. Interventions should consider each of the turnaround principles for priority schools, some or all of which may be appropriate for the school or targeted subgroups. Decisions should be data-driven.

The district will utilize state provided supports in implementing comprehensive or targeted interventions.

**School Success**

The Board believes that all of its schools can be high performing and high progress schools. The district will annually recognize those schools identified as reward schools by the Department.

**SCHOOL ACCOUNTABILITY/SCHOOL IMPROVEMENT (Continued)****Parent Notification**

The Superintendent or designee shall communicate with the parents of children attending schools designated as one- or two-star schools. The information should be in an understandable and uniform format, and, to the extent practicable, in a language the parents can understand. Parents should be promptly advised of:

1. What the star designation means, and how the school compares in terms of academic achievement to other schools in the district and state;
2. The reasons for the designation;
3. Information about how the parents can become involved in addressing the academic issues that led to the designation; and
4. Any action taken to address the problems that led to the designation, including: an explanation of what the school is doing to address low achievement; an explanation of what the district and Department are doing to help; and a description of interventions being taken by the district.

The information in item 4 above shall also be disseminated to the public. Information provided to parents will be sent through direct means such as mail or email. Communications must respect the privacy of students and their families.

*Legal Reference:*ALASKA STATUTE

14.03.123 School and District Accountability

ALASKA ADMINISTRATIVE CODE

4 AAC 06.800 - .899 School and District Accountability

UNITED STATES CODE*Elementary and Secondary Education Act, 20 U.S.C. § 6301, et.seq., as amended by the Every Student Succeeds Act (P.L. 114-95, December 10, 2015)**Revised: June 2017**September \_\_\_\_, 2021*

**NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT  
ADOPTED: NOVEMBER 25, 2014**

**PUBLIC COMPLAINTS CONCERNING SCHOOL PERSONNEL**

Note: The following optional regulation may be revised or deleted in light of district needs and collective bargaining obligations.

In order to promote fair and constructive communication, the following procedures shall govern the resolution of complaints. Every effort should be made to resolve a complaint at the earliest possible stage. Complaints concerning school personnel should be made directly by the complainant to the person against whom the complaint is lodged. Parents/guardians are encouraged to attempt to orally resolve concerns with the staff member personally.

All written complaints regarding district personnel other than administrators shall be initially filed with the principal or immediate supervisor. If the complaint regards a principal or central office administrator, the written complaint shall be initially filed with the Superintendent or designee. If the written complaint concerns the Superintendent or designee, it shall be initially filed with the Board. If the complaint is also against the district, the principal or designee shall provide a copy of the complaint to the district compliance officer so that appropriate procedures may be followed.

If the complaint cannot be resolved informally by the persons involved, the complainant may submit the complaint in writing to the school principal or immediate supervisor. When necessary, the district shall assist in the preparation of the written complaint so as to meet the requirements of this regulation. The administrative staff shall inform the complainant that such assistance is available if he/she is unable to prepare the written complaint without help. A written complaint must include the name of each employee involved and a brief but specific summary of the complaint and the facts surrounding it. It must also include a specific description of a prior attempt to discuss the complaint with the employee involved and the failure to resolve the matter.

The principal or immediate supervisor shall investigate and attempt to resolve the complaint to the satisfaction of the person(s) involved. If the complaint is resolved, the principal will so advise all concerned parties, including the Superintendent or designee.

If the complaint remains unresolved after review by the principal or the immediate supervisor, the principal shall refer the written complaint, together with a report and analysis of the situation, to the Superintendent or designee. Complainants should consider and accept the Superintendent or designee's decision as final. ~~However, the complainant, the employee, or the Superintendent or designee may ask to address the School Board regarding the complaint.~~

**PUBLIC COMPLAINTS CONCERNING SCHOOL PERSONNEL** (Continued)

Except when a complaint is directed against the Superintendent, no party to a complaint may address the Board, ~~either in closed or open session, unless the Board has received the Superintendent or designee's written report concerning the complaint.~~

All parties to a complaint, including the school administration, may be asked **by the School Board** to attend a Board meeting or part of such meeting, for the purpose of presenting all available evidence and allowing every opportunity for explaining and clarifying the issue. The decision of the Board following the hearing shall be final. Complaints before the Board concerning an employee that may tend to be prejudicial to the employee's reputation or character shall be addressed in executive session of the Board.

*(cf. 9321 – Executive Sessions)*

Note: The district should make sure that complaints heard in executive session are indeed complaints against an employee, not against district practice or procedures.
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# NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT

Ambler · Buckland · Deering · Kiana · Kivalina · Kobuk · Kotzebue · Noatak · Noorvik · Selawik · Shungnak  
PO Box 51 · Kotzebue, Alaska 99752 · Phone (907) 442-1800

## NWABSD BOARD OF EDUCATION

### LOBBYING COMMITTEE MEETING

SEPTEMBER 27, 2021  
3:00 P.M.

CONDUCTED VIA MICROSOFT TEAMS  
CALL-IN: 1-833-682-3239 CODE: 262439503#

### AGENDA

- I. Legislative Priorities Update
- II. RFP for 2022 Lobbyists review
- III. Update from Lobbyists

**Committee Members:** Tillie Ticket, Brad Reich, Marie Greene, Millie Hawley, Margaret Hansen  
**Superintendent:** Terri Walker  
**Director of Administrative Service:** Megan Williams

**MISSION:** To provide a learning environment that inspires and challenges students and employees to excel.  
**VISION:** To graduate all students with the knowledge, skills, and attitudes necessary for a successful future.



# NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT

Ambler · Buckland · Deering · Kiana · Kivalina · Kobuk · Kotzebue · Noatak · Noorvik · Selawik · Shungnak  
PO Box 51 · Kotzebue, Alaska 99752 · Phone: 907-442-1800

The Northwest Arctic Borough School District (NWABSD) is located in Northwest Alaska, and much of the region sits above the Arctic Circle. Geographically, our Borough is roughly the size of Indiana, with about 36,000 square miles of land and 3,560 miles of shoreline. Approximately 7,500 people in eleven communities call the NAB home. Communities located within NAB include the second-class cities of Ambler, Buckland, Deering, Kiana, Kivalina, Kobuk, Kotzebue, Noorvik, Selawik, and Shungnak and the unincorporated community of Noatak. Kotzebue, on the coast of Kotzebue Sound, serves as the regional population, transportation, and commercial hub. None of our communities are connected by a road system, and the cost of living is high. Against this backdrop, the Northwest Arctic Borough School District proudly operates schools in eleven villages for approximately 1,850 students. Community school attendance ranges in size from 30 students with 4 teachers in Deering to 664 students with 54 teachers in Kotzebue. The overall pupil/teacher ratio for the district is 14 to 1. Ninety percent of the students are Inupiaq Eskimo. District programs strive to incorporate traditional activities into all phases of the curriculum.

An eleven-member Regional School Board elected from Kotzebue and the surrounding villages governs the NWABSD. In addition, each village has its own Advisory School Council. The district's main headquarters are located in Kotzebue. The district's main goals are to prepare students to be contributing members of a rapidly changing society and to preserve the unique heritage and values of the Inupiaq culture.

To prepare for the future, the NWABSD has worked with regional leaders and established a magnet school that is responsive to local workforce needs. Star of the Northwest Magnet School ("Star") combines the resources of secondary and post-secondary institutions within the Northwest Arctic Borough to deliver a one-of-a-kind experience for students in grades 11-14. To prepare our students for careers in high-demand fields, Star has tailored curricula that allows students to concentrate their studies along one of four career pathways: healthcare, education, process technology (mining/oil and gas), and culinary arts. The Alaska Technical Center is our regional adult vocational training center. ATC coordinates with Star on educational delivery, and also offers short courses like commercial driver's license and water plant operator certification courses. Chukchi Campus provides distance post-secondary education courses through the University of Alaska, and some of our high school students attend classes here as well. Graduation rates have increased over the years as a result of the educational focus in the region and by providing a variety of educational pathways to a career or postsecondary education. These combined educational efforts offer our students a bright future in which they can contribute to their communities and families. The NWABSD and NWAB School Board have been innovative and proactive in our approach to education, and we can see the benefits to our students, communities, region, and wider world.

The NWABSD and Board are aware of the State's tenuous fiscal situation this year. However, we have seen firsthand that education works as a prosperity-building catalyst to the economy. Education is one solution to many of the problems faced by the state's evolving economy. Tight as the budget may be, this is not a time to stop investment in the future. We urge the State of Alaska to continue meeting its constitutional obligation to invest in education, a necessary component of any successful economy.

For the upcoming legislative session, the NWABSD and Regional School Board are advancing the following priorities:

**MISSION:** To provide a learning environment that inspires and challenges students and employees to excel.

**VISION:** To graduate all students with the knowledge, skills, and attitudes necessary for a successful future.

### **Ensure adequate funding for Alaska's public education system and public schools.**

A thriving state and sustainable communities require a successful education system, and the success of an education system depends upon appropriate funding. Through our advocacy we seek to ensure that education funding is consistent, reliable and adequate, and that funding decisions are made in a timely manner that enable school districts to plan responsibly. This year, because of the impacts of COVID-19, we urge maintaining the funding floor for schools due to unexpected and temporary lower enrollments. Additionally, consideration must also be given to increasing operating costs, like health care and retirement, and the lack of inflation adjustments for school funding from past years. We urge Alaska's elected leaders to maintain school funding, especially the foundation formula, and that consideration be given to inflation-proofing funding.

### **Ensure adequate broadband capacity, internet access and affordability to all Alaskan schools, students and families:**

Excellence in education cannot be achieved without equity. Since the coronavirus outbreak first prompted Alaska schools to move online last spring, the importance of equitable internet access has rapidly grown. At this point, most education in Alaska is being delivered virtually via the internet. The equity implications of unequal access to internet and broadband capacity have been brought into sharper focus as school districts grapple with the COVID-19 crisis. This equity gap affects the success of online learning, as students must have access to reliable internet and adequate broadband capacity to meaningfully participate online. Schools have a duty to provide these resources to students so that equitable learning can happen, but they have been left without the funding to do so. Currently, there exists a marked difference between rural and urban Alaska when it comes to affordable internet access and adequate broadband capacity. Moreover, many of our students live below the poverty line. Internet in some of our communities can cost as much as \$\_\_\_\_\_ per month. Potentially, CARES Act funding could be used to bridge the gap of internet access between home and school. In the long term, we urge Alaska's elected leaders to address the existing inequity in broadband capacity and internet access for all Alaska schools, students and families. In the short term, the prohibitive costs for in-home internet access for virtual education in rural Alaska must be quickly addressed.

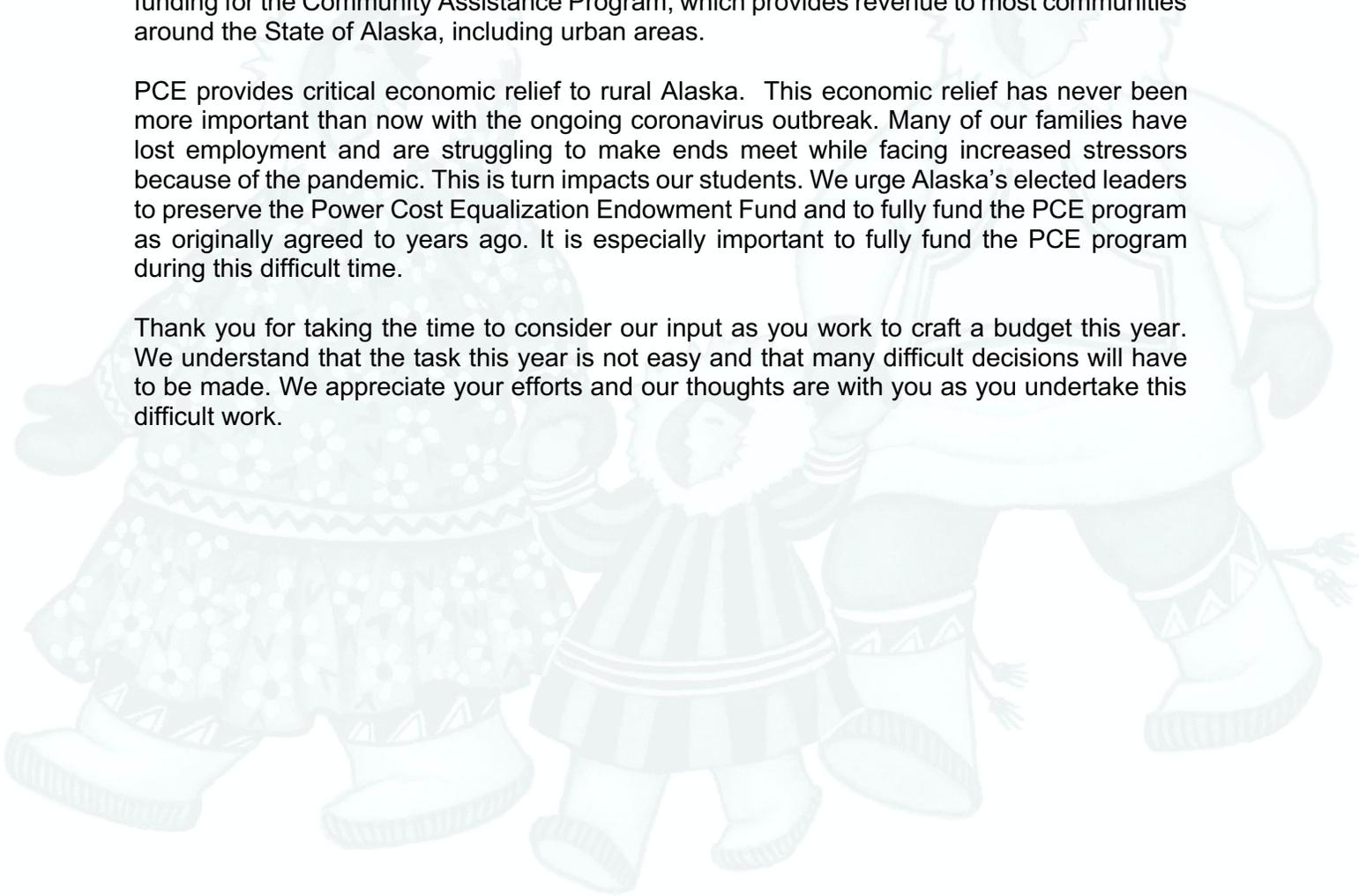
### **Ensure preservation of the Power Cost Equalization Endowment Fund and continue full funding for the Power Cost Equalization Program:**

In rural Alaska, the cost of electricity can be three to five times higher than for customers in more urban areas of the state. The Power Cost Equalization Program (PCE) provides economic assistance to rural residential electric customers, and to some rural community buildings. The program's purpose is to equalize power costs to near the average cost of power in Anchorage, Fairbanks, and Juneau. Residential and community facility buildings in nearly 200 communities are eligible for the reduced rate. For residential consumers, only the first 500 kilowatt hours per month are eligible for PCE support. Any use of power over the 500-kilowatt limit is paid at the full rate. The program serves 84,000 Alaskans in 194 communities that are largely reliant on diesel fuel for power generation. Some community buildings also get limited PCE support, as do water and sewer plants, washeterias and local streetlights, but only up to a limit of 70 kilowatt hours per resident per month.

The PCE program was established as part of a compromise when millions in state funds were being spent to construct major energy projects in urban areas such as the Four Dam Pool, Bradley Lake and the Alaska Intertie. Rural representatives agreed to support funding of these large urban energy projects, in exchange for the creation of the PCE program. Current participation in the PCE program is the highest it has been for the last decade. The program is currently funded from the \$1.06 billion-dollar Power Cost Equalization Endowment fund. The purpose of the PCE Endowment Fund is to provide a long-term, stable financing source for power cost equalization, and it should continue to do so. The fund has also provided funding for the Community Assistance Program, which provides revenue to most communities around the State of Alaska, including urban areas.

PCE provides critical economic relief to rural Alaska. This economic relief has never been more important than now with the ongoing coronavirus outbreak. Many of our families have lost employment and are struggling to make ends meet while facing increased stressors because of the pandemic. This in turn impacts our students. We urge Alaska's elected leaders to preserve the Power Cost Equalization Endowment Fund and to fully fund the PCE program as originally agreed to years ago. It is especially important to fully fund the PCE program during this difficult time.

Thank you for taking the time to consider our input as you work to craft a budget this year. We understand that the task this year is not easy and that many difficult decisions will have to be made. We appreciate your efforts and our thoughts are with you as you undertake this difficult work.



## Legislative priorities

The NWABSD Board prioritized their Legislative Priorities in November 2020, before the Governor's budget was released to the public in December. The Board priorities are listed below along with a short statement about how they stand in Governor Dunleavy's proposed budget.

1. **Base Student Allocation (BSA)**: The Governor is recommending flat funding for the K-12 Foundation Formula. The Governor is not recommending statutory changes to the base student allocation, currently set at \$5,930 per average daily membership (ADM). While flat funding means the Governor is **not** proposing cuts, it also means he is **not** recommending any increase. The legislature will review the Governor's budget proposal and will consider changes but it's unclear if they will recommend funding increases to the BSA.
2. **Broadband Internet**: The Governor's proposed budget does not address the broadband internet issues.
3. **Power Cost Equalization (PCE)**: The PCE program was fully funded in the Governor's proposed budget at \$32.3 million. The Governor is not recommending statutory changes to the program, nor is the legislature likely to. The PCE Endowment Fund balance as of December 31, 2020, was approximately \$1.14 billion. PCE Endowment Fund earnings support PCE payments to eligible rural recipients and provide capitalization of the Community Assistance program, which provides yearly payments to communities. If there are sufficient earnings, the Fund also supports renewable energy programs.

## Other priorities of the board not listed:

- **Pre-K Early Learning Funding**: NWABSD received \$142,000 in FY2021 through a grant from the state for Pre-K. The Governor's budget currently funds Pre-K grants at the same level as last year at \$3.2 million. We support continued and full funding of Pre-K programs and the grants that support them.
- **Senate Bill 8 - The Alaska Reads Act**: SB 8 is sponsored by Senator Begich. SB 8 is the equivalent of SB 6, The Alaska Reads Act, that was debated last session but failed to pass. While the new version of the bill includes some adjustments from the previous measure, the overall intent of the act is to provide an increased concentrated effort on early reading skill development. Over a five-year period, the bill creates a state-wide early education program. The early education program will be phased in and start with the lowest performing districts. It also establishes a reading program in the Department of Education & Early Development, a new statewide literacy program, and intensive reading intervention services for students experiencing reading deficiencies starting in kindergarten through grade three. Adjustments have been made regarding advancing or

retaining students not reading at grade level. The bill has been pre-filed and is awaiting committee assignments.

- **Vocational Education Funding:** Authorization for the Technical Vocational Education Program (TVEP) is set to sunset June 30, 2021 *unless* it is reauthorized. Once session convenes, it is expected that a legislative measure will be introduced to extend the sunset date on TVEP. It is unclear what the sponsor may recommend with regards to named recipients or the length of time the program will be extended. This funding is critical to the operation of the Alaska Technical Center (ATC). In FY21, ATC was expected to receive 9% of the available funds or approximately \$1.2 million. Funding for the program is derived from the unemployment insurance (UI) withholding on Alaska wages. Given the economic impacts from the coronavirus in 2020, UI collections are down which results in an approximate reduction of \$69,000 in funding for all TVEP grantees which would be spread among grantees. We support extending the sunset date, fully funding the TVEP program, and maintaining the allocation for funding of technical centers at current levels.

- **Capital Budget Funding:**

In an effort to spur the economy and address the increasing capital needs in the state, Governor Dunleavy is proposing a \$300 - \$350 million General Obligation (G.O.) bond package. The measure would need legislative approval *and* a vote of the public. The Governor has not indicated the list of projects he would include in the proposal and of course, if the legislature were to consider the measure, they too would want to include projects of high priority to their districts as well. Generally, projects included in a G.O. bond package would tend to be projects that are 'job ready' meaning they are reasonably well designed, permitted, and ready to move once funding is approved.

As such, the district might recommend the Alaska Technical Center family housing six-plex project for inclusion in the GO bond package. The family housing construction project is estimated to cost approximately \$3.0 million. ATC offers a variety of programs that provide much-needed job training. Many of the adults who benefit from ATC's programs live outside of Kotzebue and have families that they can't leave for extended periods of time. The current ATC dorm can only accommodate single adults. The proposed six-plex is designed with 2- and 3-bedroom units that will allow more adults with families to participate in programs and learn new job skills. This, in turn, will provide better long-term job opportunities for ATC graduates to provide for their families. There will also be the potential for both partners to receive training at the same time, while their children attend school in Kotzebue.

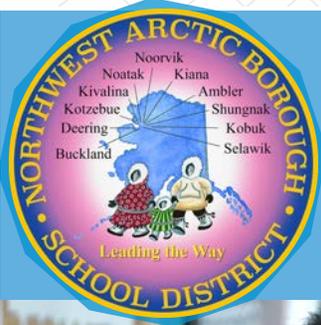
Other capital projects of priority for the district, should funding become available, could include the following school projects:

- ◇ **DEERING SCHOOL ADDITION AND RENEWAL**

The Deering School is currently at 127 percent of capacity and is projected to be at 217 percent capacity in five years. Overcrowding is impacting the ability to deliver the educational program. The School qualifies for an additional 11,000 square feet. A large portion of the school has not had a significant upgrade or renewal of basic components for 42 years.

◇ **SELAWIK**

The Selawik School is unique in that it technically has adequate square footage for its increasing student population, in accordance with the DEED formula. In reality, a significant portion of this square footage is currently unusable second floor attic space. There are other space deficiencies that limit area available for instruction. The school is in desperate need of renovation and reconfiguration to create more classroom space. The roof is beyond its useful life and in need of replacement, and the HVAC system and controls are outdated and inefficient.



# NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT



**2085  
Students**

**93% Alaska  
Native  
100% Free &  
Reduced Lunch  
758 Migrant  
292 Special  
Needs**

**39,000  
Sq. Mi.  
13 Schools**

**405  
Employees**

**226 Certified  
179 Classified**

**CTE  
Graduation  
Rate**

**94% for Student that  
have earned 2 or  
more credits in CTE**

## Leading the Way

Margaret Hansen, School Board President

Terri Walker, Superintendent

Box 51 • Kotzebue, AK 99752

907.442.1802

[twalker@nwarctic.org](mailto:twalker@nwarctic.org)

*Serving the communities of:*

Ambler • Buckland • Deering • Kiana • Kivalina • Kobuk  
Kotzebue • Noatak • Noorvik • Selawik • Shungnak

**OUR MISSION:** To provide a learning environment that inspires and challenges students and employees to excel  
**OUR VISION:** To graduate all students with the knowledge, skills, and attitudes necessary for a successful future



# NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT



## Ensure Adequate Funding for Alaska's Public Education System and Public Schools

A thriving state and sustainable communities require a successful education system, and the success of an education system depends upon appropriate funding. Through our advocacy, we seek to ensure that education funding is consistent, reliable, and adequate and that funding decisions are made in a timely manner to enable school districts to plan responsibly.

This year, because of the impacts of COVID-19, we urge maintaining the funding floor for schools due to unexpected and temporary lower enrollments. Additionally, consideration must also be given to increasing operating costs, like health care and retirement, and the lack of inflation adjustments for school funding from past years. We urge Alaska's elected leaders to maintain school funding, especially the foundation formula, and that consideration be given to inflation-proofing funding.

## Ensure Adequate Broadband Capacity, Internet Access, and Affordability to all Alaskan Students and Families

Students cannot achieve excellence in education without adequate and affordable internet access in their homes. Since the coronavirus outbreak first prompted Alaska schools to move online last spring, the importance of equitable internet access has rapidly grown. At this point, most education in Alaska is being delivered virtually via the internet.

The equity implications of unequal access to internet and broadband capacity have been brought into sharper focus as communities grapple with the COVID-19 crisis. This equity gap affects online learning success, as students must have access to reliable internet and adequate broadband capacity to participate online while learning at home. There is a marked difference between rural and urban Alaska when it comes to affordable internet access and adequate broadband capacity.

Moreover, many of our students live below the poverty line. Nearly 70% of our students qualify for free and reduced meals. 100% of our students receive free breakfast and lunch from the school. Internet in some of our communities can cost as much as \$550 per month.

We need to bridge the gap of quality internet access between home and school. In the long term, we urge Alaska's elected leaders to address the existing inequity in broadband capacity and internet access for all Alaska students and families by improving community broadband infrastructure and lowering families' costs. In the short term, Legislature must quickly address the prohibitive costs for in-home internet access for virtual education in rural Alaska.

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**OUR VISION:** To graduate all students with the knowledge, skills, and attitudes necessary for a successful future



# NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT

## Ensure the Preservation of the Power Cost Equalization Endowment Fund and Continue Full Funding for the Power Cost Equalization Program

In rural Alaska, the cost of electricity can be three to five times higher than for customers in more urban areas. The Power Cost Equalization Program (PCE) provides economic assistance to rural residential electric customers and some rural community buildings. The program aims to equalize power costs to near the average price of power in Anchorage, Fairbanks, and Juneau. Residential and community facility buildings in nearly 200 communities are eligible for the reduced rate.

For residential consumers, only the first 500 kilowatt-hours per month qualify for PCE support. Any use of power over the 500-kilowatt limit is paid at the full rate. The program serves 84,000 Alaskans in 194 communities that are mainly reliant on diesel fuel for power generation. Some community buildings also get limited PCE support, as do water and sewer plants, washeterias, and local streetlights, but only up to a limit of 70-kilowatt hours per resident per month.

The PCE program was established as part of a compromise when they spent millions in state funds constructing major energy projects in urban areas such as the Four Dam Pool, Bradley Lake, and the Alaska Intertie. Rural representatives agreed to support funding of these sizeable urban energy projects in exchange for the creation of the PCE program. Current participation in the PCE program is the highest it has been for the last decade.

The program is currently funded from the \$1.06 billion-dollar Power Cost Equalization Endowment fund. The purpose of the PCE Endowment Fund is to provide a long-term, stable financing source for power cost equalization, and it should continue to do so. The fund has also provided funding for the Community Assistance Program, which provides revenue to most communities around the State of Alaska, including urban areas.

PCE provides critical economic relief to rural Alaska. This financial relief has never been more important than now with the ongoing coronavirus outbreak. Many of our families have lost employment and are struggling to make ends meet while facing increased stressors because of the pandemic, impacting our students.

We urge Alaska's elected leaders to preserve the Power Cost Equalization Endowment Fund and fully fund the PCE program as initially agreed to years ago. It is especially important to support the PCE program during this challenging time fully.



# NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT



## Capital Projects

### Alaska Technical Center Family Housing

The Alaska Technical Center currently has a 40-bed dormitory located across the street from the ATC training facility. The 10,000 square foot, two-story building has 11 residential rooms on each floor that houses two training participants each.

ATC has been unable to meet the demand for family housing. ATC has had many inquiries and requests for assistance from potential trainees that have families and are unable to secure housing due to unavailability or affordability in the local housing market. Lack of adequate housing is an obstacle for individuals who wish to complete training in order to prepare themselves for the job market to support themselves and their families. Potential trainees are subsequently forced to postpone or cancel scheduled training plans.



### NURSING, PROCESS TECH, EDUCATION, CONSTRUCTION TRADES & CULINARY ARTS



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**OUR VISION:** To graduate all students with the knowledge, skills, and attitudes necessary for a successful future

# **REQUEST FOR PROPOSALS LOBBYIST SERVICES**

**Release Date: October 1, 2021**

## **NORTHWEST ARCTIC BOROUGH SCHOOL DISTRICT**

776 Third Street  
P.O. Box 51  
Kotzebue, Alaska 99752  
Phone: 907-442-1800  
Fax: 907-442-3827

### **Address Inquiries to District Contact:**

**Megan Williams, Director of Administrative Services**  
**Direct: 907-442-1819**  
**Email: [mlwilliams@nwarctic.org](mailto:mlwilliams@nwarctic.org)**

Terri Walker, Superintendent

The Northwest Arctic Borough School District is soliciting proposals from experienced and qualified professionals who are interested in entering into a contract to work collaboratively with the Board of Education, Superintendent, and key staff members to represent the School District as a State Lobbyist for the **first regular session of the 32<sup>nd</sup> Alaska State Legislature.**

It is the intent of this request for Proposals (RFP) to have the successful firm enter into a Professional Services Contract with the School District to provide the services outline in the proposal documents and includes, but is not limited to the follow:

In accordance with standards and criteria of the Northwest Arctic Borough School District, assist the District in furthering its legislative agenda and securing state funding. The District's legislative agenda will include, but is not limited to: **LIST DISTRICT PRIORITIES**

**Period of Performance:** January 1, 2022 to December 31, 2022. The contract may be renewed for up to an additional four years. The District is required to advertise for a new term contract every five years.

**Submittal Requirements & Deadline:** Responses to this RFP are to be submitted electronically to Megan Williams, NWABSD Director of Administrative Services, at [mlwilliams@nwarctic.org](mailto:mlwilliams@nwarctic.org) by **1 p.m. November 1, 2021.** It is the proposer's responsibility to receive confirmation that their Proposal was received by the District. Proposals received after that time shall not be considered.

**An electronic copy of the RFP document is available online at <https://www.nwarctic.org/RFP>.**

**Basis of Selection:** The selection will be based on the proposer's qualifications, experience, and references to provide lobbying support for programs and projects similar to those identified in the **Scope of Services.** The successful proposer should have experience with the Department of Education & Early Development's processes. Experience in rural Alaska is highly desirable. Selection and execution of any agreement will be accomplished in accordance with policies and procedures of Northwest Arctic Borough School District and the State of Alaska. An aggrieved respondent may appeal to the District requesting an administrative review of complaint for a redetermination of final award.

The Director Administrative Services may be contacted at [mlwilliams@nwarctic.org](mailto:mlwilliams@nwarctic.org) for the purpose of clarification of RFP requirements. The last day for questions is **October 15, 2021.** Any addenda will be issued by **October 20, 2021.**

**Statement of Services:** See attached Scope of Services.

**Right to Reject and Not Award:** The Northwest Arctic Borough School District reserves the right to not award the proposed agreement, if it is deemed in the School District's best interest.

**Affirmative Action/Equal Opportunity:** The NWABSD is an Affirmative Action/Equal Opportunity Employer. The NWABSD, and all contractors, vendors, and suppliers, agree and

certify that they shall comply with the requirement of all pertinent Federal and State laws relating to equal opportunity in contracting and procurement activities.

The contractor will serve as the District representative but will not execute contracts on behalf of the District. The contracting authority for the approval of contracts is the Northwest Arctic Borough School District, in accordance with District policies and procedure.

## I. Scope of Services

The contract consists of furnishing all labor, materials, equipment, tools, supervision, and any other facilities necessary to assist the Northwest Arctic Borough School District in accomplishing its state legislative goals.

All documents compiled or completed on behalf of the Northwest Arctic Borough School District shall be provided to the District in a format and on media approved by the District.

The individual or firm hired to perform the services will work under the direction of the Superintendent and School Board. The exact scope of services will be negotiated based on budget considerations and identified School Board priorities. Scope of services will include, at a minimum, the following:

- Set up meetings for communication with State & Federal legislators.
- Assist District in searching for other sources of funding; which includes grant opportunities.
- Weekly updates pertaining to services performed to Superintendent & Board President.
- Advise and assist the District in development and execution of strategies for the purpose of accomplishing the District's legislative priorities. Such priorities include, but are not limited to: LIST PRIORITIES.

## II. Proposal Format and Content

Proposals which do not address the items listed in this section may be considered incomplete and may be deemed non-responsive by the District.

- Title Page (one page maximum). At a minimum, the title page shall show the name of the services being proposed (State Legislative Lobbying Services), the firm name, address, telephone number, name of contact person, and the date.
- Cover Letter which includes the following information:
  - A description of experience relevant to this Scope of Services
  - Description of strategy for accomplishing the goals and priorities of the District.
  - A complete list of other current clients and those served within the preceding twelve months of the submission date of this proposal.
  - A description of any conflicts, perceived or actual, which might impact the successful implementation of stated goals and priorities of the District.
  - A firm, fixed fee schedule for services performed, with total remuneration over the contract period.
- Current and accurate resume of the person or persons who will be principally responsible for providing services under the contract. Any contract resulting from this procurement will require that services be provided by the identified individual(s), with any change in personnel subject to approval by the District in its sole discretion.

- Letters of reference (at least three), preferably from Alaska School District's to which similar services have been provided by the individual(s) identified above within the last three years.

### III. Evaluation Criteria and Selection Process

The Northwest Arctic Borough School District reserves the right to reject any and all proposals submitted and shall not be liable for any costs incurred by any respondent in response to this solicitation or for any work done prior to the issuance of an executed contract.

The Lobbying Committee will review the proposals and will then make a recommendation to the full Board. In addition to reviewing the written proposals, the committee may investigate a proposer's prior work experience and performance, including projects referenced in the proposal and available written evaluations, and may contact listed references or other persons knowledgeable of a respondent's past performance. Factors such as overall experience relative to the proposed contract, quality of work, cost control, and the ability to meet schedules may be addressed during the evaluation.

Through this process, proposals will be ranked according to the following criteria:

- Completeness of proposal (as per Proposal Format and Guidelines) – 10 points
- Respondent's experience (past performance, work products, timeliness, cost control) – 25 points
- References – 10 points
- Fee schedule/budget proposal – 15 points
- Strategy for accomplishing goals and priorities for the District – 40 points

The Northwest Arctic Borough School District reserves the right to award a contract to the highest ranked firm based solely on the written proposal or request oral interviews with a "short list" of the highest ranked firms. The Northwest Arctic Borough School District reserves the right to terminate negotiations with any proposer should it be in the District's best interest.

### IV. General Requirements

The following information is presented as a general guideline for the preparation of the proposals. To achieve a uniform review process and obtain the maximum degree of comparability, it is required that the proposals address all the items described in the Section II, Proposal Format and Content. Proposals that do not address these items may be considered incomplete and may be deemed non-responsive by the District.



## Legislative Update:

The last 48 hours of the special session were a rollercoaster and a nail-biter to the very last minute. In the end the House canceled its last floor session, leaving the Senate with no options except to either pass or not pass [HB 3003](#), the appropriations bill, exactly as received from the House. With the House gone and unavailable to concur with any changes, any effort by the Senate to make even the slightest change would effectively kill the bill. For the Senate, it was an unusual take-it-or-leave it situation. With no other options, the Senate decided to take it rather than leave it, passing HB 3003 by a vote of twelve yeas to seven nays. The effective date clauses were adopted by a vote of sixteen yeas to two nays.

The biggest issue up for debate was the amount of the PFD, and whether a larger PFD should be paid out. The PFD was left set at \$1,100.00, for now. There's disagreement between the governor and some members of the legislature as to whether the \$1,100 for the PFD is fully funded. Part of the funding comes from the Statutory Budget Reserve Fund, which the governor contends was swept into the Constitutional Budget Reserve Fund at the end of the last fiscal year. Senator Stedman noted that the Legislative Legal Services interpretation is that the SBR was not swept (due to the court ruling in the Power Cost Equalization case). This may end up being another issue that gets resolved in the court system.

On the education front, HB 3003 includes funding for the Alaska Performance Scholarship program and the Alaska Education Grant fund, the WWAMI program and \$9.3 million in federal funds (new) for the Individuals with Disabilities Education Act (IDEA). The governor requested the addition of 13 renewable energy projects around the state. Additionally, there is \$10.4 million in federal relief for tourism and \$1 million for economic development. There is an additional \$60 million in federal relief funds to respond to Covid, including \$1.25 million for public health nursing. Funding is for additional testing and vaccines, expanding lab capacity, additional response and for an "initiative to address covid-19 among high risk, rural and underserved Alaskans." Many of these additional items were requested by the governor and approved by the legislature. The bill cleaned up some of the items the governor had previously vetoed or that had hollow funding because of the failed reverse sweep vote. However, not all items were resolved and many items are still only partially funded, including school bond debt reimbursement, REAA school construction and maintenance funds, community assistance, and the harbor grant program. It is anticipated that these items will be addressed in a supplemental bill at the beginning of the next regular session in January 2022.

Conjecture over whether the governor would veto the PFD because it is too low or just call the legislature back into another special session was quickly snuffed when, within hours of the Senate gaveling out, the governor announced a *fourth* special session to begin on October 1, with a fiscal plan on the call. Governor Dunleavy has now formally signed HB 3003 without any vetoes and has signaled to the legislature that he is still hopeful for a larger PFD, although it isn't currently on the call.

The last special session was supposed to address a fiscal plan, but there wasn't enough time or consensus to finish this issue. The House Ways and Means and both Finance Committees held numerous

reviews of existing or new legislation on the topic, and some things have worked their way through the Senate. The Senate Finance committee substitute for SB53, the Governor's 50/50 bill, has the most momentum at the moment. Senate Finance proposes that the governor's 50/50 plan could occur, if somewhere around \$700 million in new revenue is identified and enacted. As a quick reminder, the 50/50 plan proposes spending half of the earnings reserve on government services and half for the annual PFD's. The new revenue sources with the most traction are a motor fuels tax, education head tax, a sales tax of 2 to 4 percent, or adjusting the per barrel oil tax credit and closing the Hilcorp tax loophole. There is, however, no consensus on which tax, or combination of taxes, to move forward with at this point in time. Until revenue measures are enacted, the PFD would be stair-stepped with increases starting at \$1,100 this year, \$1,100 in 2022, \$1,200 in 2023, \$1,300 in 2024 and dividends beyond 2024 adjusted for inflation. The dividends would continue to increase until the 50/50 plan can be fully implemented alongside revenue measures. SB53 gained steam in the last days of session but ultimately didn't pass out of the Senate chambers.

Last, through SB3006 the governor attempted to address some Covid related issues and provide additional resources for DHSS to respond to the needs of hospitals and the healthcare system. SB3006 was originally focused on relaxing rules on background checks and telehealth, but expanded in the Senate to include vaccination rights (including to preempt municipal actions). These additions were removed in the House. The House, by amendment, then added provisions that limited a hospital's ability to limit patient visits. Some of the hospitals and related associations requested that the bill not move forward since it was counter, in their view, to public health and COVID mitigation measures. The bill was effectively killed when it was removed from the House floor and sent back to the Rules Committee.

Gov. Dunleavy this week acknowledged the rise in COVID case counts in Alaska and announced a new agreement with the federal General Services Administration to temporarily provide the state with nearly 400 nurses and nursing assistants to Alaska in the coming weeks to help alleviate the strained healthcare system. However, the additional staff has yet to be hired and hiring may be difficult considering the need across the country. Dept. of Health & Social Services commissioner Adam Crum added that DHSS has added an addendum to the Public Health Emergency Order, authorized by [HB76 Extending COVID-19 Disaster Emergency \(GOV\)](#), signed into law May 1, to provide healthcare providers with guidance for crisis standards of care and to enable limited liability for providers acting in good faith in a time of limited resources. The administration's plan includes:

- An Alaska State Hospital and Nursing Home Association contract to help recruit and expand the certified nursing assistant workforce.
- Emergency regulations passed by the Alaska Board of Nursing to get more Alaskans trained and certified as Nurse Aides more quickly. The regulation change aligns Alaska CNA training requirements with the federal requirements for 120 days, reducing the number of training hours from 140 to 75, and requires training programs to meet the federal training requirements.
- The State Emergency Medical Services (EMS) Office is working with local EMS agencies on strategies to alleviate overcrowding in hospitals. Strategies will look different in each community but include providing services that facilitate early discharge of hospital patients to open beds for others seeking care. Other strategies include transporting patients to alternate destinations, or treating patients on the scene, and avoiding a hospital run.
- Providing COVID-19 at-home test kits to support in-person learning for kids and families to test before going to school to curb the spread of COVID-19

Governor Dunleavy made it clear that there would be no mandates just additional resources and guidance.

These are, to say the least, unusual times in the history of Alaska government. What happens or doesn't happen regarding the state's finances over the next several years will shape the future of Alaska for decades to come. J&H Consulting will continue to keep you updated.

Chris and Reggie  
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