

CS FOR SENATE BILL NO. 31()

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - FIRST SESSION

BY

**Offered:
Referred:**

Sponsor(s): SENATOR GARDNER

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to physical examinations for students; relating to physical**
2 **examinations for teachers; relating to sexual abuse and sexual assault awareness and**
3 **prevention efforts in public schools; and relating to fingerprinting requirements for**
4 **employees of child care facilities and residential child care facilities."**

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

6 * **Section 1.** The uncodified law of the State of Alaska is amended by adding a new section
7 to read:

8 **SHORT TITLE.** Section 4 of this Act may be known as Erin's Law.

9 * **Sec. 2.** AS 14.30.070(b) is amended to read:

10 (b) The Department of Health and Social Services may require the district to
11 conduct [ADDITIONAL] physical examinations that it considers necessary, and may
12 reimburse the district for the [ADDITIONAL] examinations on the basis and to the
13 extent the commissioner of health and social services prescribes by regulation.

14 * **Sec. 3.** AS 14.30 is amended by adding a new section to read:

1 **Sec. 14.30.075. Physical examinations for teachers.** (a) A school district may
2 require physical examinations of teachers as a condition of employment. A school
3 district may not pay the cost of physical examinations for teachers. This section does
4 not affect the coverage of any health insurance benefits that a school district provides
5 to teachers.

6 (b) In this section, "school district" has the meaning given in AS 14.30.350.

7 * **Sec. 4.** AS 14.30 is amended by adding a new section to read:

8 **Article 6A. Sexual Abuse and Sexual Assault Awareness and Prevention.**

9 **Sec. 14.30.355. Sexual abuse and sexual assault awareness and prevention.**

10 (a) The governing body of each school district shall adopt and implement a policy,
11 establish a mandatory training program for teachers, administrative staff members,
12 including athletic coaches, and students, and provide notices to parents relating to
13 sexual abuse and sexual assault awareness and prevention for students enrolled in
14 grades kindergarten through 12.

15 (b) The policy, training, and notices under this section must include

16 (1) age-appropriate information;

17 (2) warning signs of sexual abuse of a child;

18 (3) referral and resource information;

19 (4) available student counseling and educational support;

20 (5) methods for increasing teacher, student, and parent awareness of
21 issues regarding sexual abuse of children;

22 (6) actions that a child may take to prevent and report sexual abuse or
23 sexual assault.

24 (c) The training required for teachers and administrative staff members,
25 including athletic coaches, under this section shall be provided

26 (1) initially, within the first six months of employment for a new
27 teacher or administrative staff member, including an athletic coach; and

28 (2) thereafter, at least once every five years.

29 (d) In this section,

30 (1) "school district" has the meaning given in AS 14.30.350;

31 (2) "teacher" has the meaning given in AS 14.20.350.

1 * **Sec. 5.** AS 14.30.370 is amended to read:

2 **Sec. 14.30.370. Evaluation.** Health education programs conducted under
3 AS 14.30.360 shall be evaluated by the department in the same manner as other
4 curriculum programs are evaluated, except that the evaluation shall also include
5 changes in the health status of the pupils as determined by physical and dental
6 examinations conducted under AS 14.30.070 [AND 14.30.120].

7 * **Sec. 6.** AS 47.05.310 is amended by adding a new subsection to read:

8 (j) The department may not require an employee of a child care facility or
9 residential child care facility to submit fingerprints under (e) of this section if the
10 employee possesses a valid teacher certificate issued under AS 14.20.020. In this
11 subsection, "child care facility" has the meaning given in AS 47.25.095, and
12 "residential child care facility" has the meaning given in AS 47.32.900.

13 * **Sec. 7.** AS 14.30.070(a) and 14.30.120 are repealed.