

29-LS0735\F
Glover
2/16/16

CS FOR SENATE BILL NO. 89(RLS)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SESSION

BY THE SENATE RULES COMMITTEE

**Offered:
Referred:**

Sponsor(s): SENATORS DUNLEAVY, Giessel, Huggins, Stoltze, Kelly, MacKinnon, Coghill, Meyer

A BILL

FOR AN ACT ENTITLED

"An Act relating to a parent's right to direct the education of a child; prohibiting a school district from contracting with an abortion services provider; prohibiting a school district from allowing an abortion services provider to furnish course materials or provide instruction concerning sexuality or sexually transmitted diseases; and relating to physical examinations for teachers."

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

*** Section 1.** AS 14.03 is amended by adding a new section to read:

Sec. 14.03.016. A parent's right to direct the education of the parent's child. (a) A local school board shall, in consultation with parents, teachers, and school administrators, adopt policies to promote the involvement of parents in the school district's education program. The policies must include procedures

(1) recognizing the authority of a parent and allowing a parent to object to and withdraw the child from a standards-based assessment or test required by

the state;

(2) recognizing the authority of a parent and allowing a parent to object to and withdraw the child from an activity, class, or program because of concern regarding

(A) content involving human reproduction or sexual matters;

(B) inquiries into personal or private family affairs of the student or family that are not a matter of public record or subject to public observation;

(3) providing for parent notification not less than two weeks, but not more than six weeks, before any activity, class, or program that includes content involving human reproduction or sexual matters is provided to a child and requiring written permission from the child's parent before the child may participate in the activity, class, or program;

(4) recognizing the authority of a parent and allowing a parent to withdraw the child from an activity, class, program, or standards-based assessment or test required by the state for a religious holiday, as defined by the parent;

(5) providing a parent with an opportunity to review the content of an activity, class, performance standard, or program;

(6) ensuring that, when a child is absent from an activity, class, program, or standards-based assessment or test required by the state under this section, the absence is not considered an unlawful absence under AS 14.30.020.

(b) The policies adopted under (a)(1), (2), and (4) - (6) of this section may not allow a parent categorically to object or withdraw a child from all activities, classes, programs, or standards-based assessments or tests required by the state. The policies must require a parent to object each time the parent wishes to withdraw the child from an activity, class, program, or standards-based assessment or test required by the state. The policies adopted under (a)(3) of this section must require written permission from the child's parent before each separate activity, class, or program is provided to a child that includes content involving human reproduction or sexual matters.

(c) In this section,

(1) "child" means an unemancipated minor under 18 years of age;

(2) "local school board" has the meaning given in AS 14.03.290;

(3) "parent" means the natural or adoptive parent of a child or a child's legal guardian;

(4) "school district" has the meaning given in AS 14.30.350.

* **Sec. 2.** AS 14.03.083 is amended by adding a new subsection to read:

(e) A school district and an educational services organization that has a contract with a school district may not contract with an abortion services provider.

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

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

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

* **Sec. 4.** AS 14.30.360 is amended by adding a new subsection to read:

(c) A school district may not permit an abortion services provider or an employee or volunteer of an abortion services provider to offer, sponsor, furnish course materials, or provide instruction relating to human sexuality or sexually transmitted diseases.