

Fiscal Note

State of Alaska
2016 Legislative Session

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| Bill Version: | CSSB 89(RLS) |
| Fiscal Note Number: | 2 |
| (S) Publish Date: | 2/24/2016 |

Identifier: SB089CS(RLS)-EED-SSA-2-22-16
 Title: PARENT RIGHTS: EDUCATION; SCHOOL
 ABSENCE
 Sponsor: DUNLEAVY
 Requester: Senate Rules Committee

Department: Department of Education and Early Development
 Appropriation: Teaching and Learning Support
 Allocation: Student and School Achievement
 OMB Component Number: 2796

Expenditures/Revenues

Note: Amounts do not include inflation unless otherwise noted below. (Thousands of Dollars)

| | FY2017 | Included in | Out-Year Cost Estimates | | | | |
|-------------------------------|-------------------------|---------------------------|-------------------------|----------------|----------------|----------------|----------------|
| | Appropriation Requested | Governor's FY2017 Request | FY 2018 | FY 2019 | FY 2020 | FY 2021 | FY 2022 |
| OPERATING EXPENDITURES | FY 2017 | FY 2017 | FY 2018 | FY 2019 | FY 2020 | FY 2021 | FY 2022 |
| Personal Services | | | | | | | |
| Travel | | | | | | | |
| Services | | | | | | | |
| Commodities | | | | | | | |
| Capital Outlay | | | | | | | |
| Grants & Benefits | | | | | | | |
| Miscellaneous | | | | | | | |
| Total Operating | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

Fund Source (Operating Only)

| | | | | | | | |
|--------------|------------|------------|------------|------------|------------|------------|------------|
| None | | | | | | | |
| Total | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

Positions

| | | | | | | | |
|-----------|--|--|--|--|--|--|--|
| Full-time | | | | | | | |
| Part-time | | | | | | | |
| Temporary | | | | | | | |

Change in Revenues

| | | | | | | | |
|--|--|--|--|--|--|--|--|
| | | | | | | | |
|--|--|--|--|--|--|--|--|

Estimated SUPPLEMENTAL (FY2016) cost: 0.0 *(separate supplemental appropriation required)*
(discuss reasons and fund source(s) in analysis section)

Estimated CAPITAL (FY2017) cost: 0.0 *(separate capital appropriation required)*
(discuss reasons and fund source(s) in analysis section)

ASSOCIATED REGULATIONS

Does the bill direct, or will the bill result in, regulation changes adopted by your agency? Yes
 If yes, by what date are the regulations to be adopted, amended or repealed? 12/31/16

Why this fiscal note differs from previous version:

The CS removes all of the language related to expanding the requirement for written parental permission for all questionnaires administered in schools. This language was removed because the additional parental permission requirement was passed in HB 44. Sec 4 AS 14.03.110 (a) in 2015. Additionally the CS removes all language related to the national criminal history record check requirements for employees of child care facilities and residential child care facilities, also passed under HB 44. Sec 4 AS 14.03.110 (a) in 2015. Also removed are the portions related to students that was passed under HB 44 in 2015.

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| Prepared By: | Paul R. Prussing, Deputy Director | Phone: | (907)465-8721 |
| Division: | Teaching and Learning Support | Date: | 02/16/2016 04:50 PM |
| Approved By: | Mike Hanley, Commissioner | Date: | 02/22/16 |
| Agency: | Department of Education & Early Development | | |

FISCAL NOTE ANALYSIS

STATE OF ALASKA
2016 LEGISLATIVE SESSION

Analysis

Section 1(a) amends AS 14.03, Public School Generally, by adding a new section, AS 14.03.016, A parent's right to direct the education of the parent's child. This section recognizes the authority of a parent. Additionally, this section requires districts to adopt policies and procedures that allow parents to object to and withdraw the child from a standards-based assessment or test required by the state, or from an activity, class, or program because of concerns regarding human reproduction or sexual matters or inquiries into private family affairs. In addition, districts must provide for parent notification of two- to-six weeks prior to an activity, class, or program that includes content involving human reproduction or sexual matters, and must receive written permission from a parent before a child may participate. Parents must be provided the opportunity to review the content of an activity, class, performance standard or program. If a child is withdrawn from activities, classes, or programs, the absence will not be considered an unlawful absence. Fiscal impact: Unknown because states and districts are required to test 95% of all students under the Elementary and Secondary Education Act (ESEA). There is potential fiscal impact to the department which may result if assessment participation rates fall below 95%.

Section 1(b) does not allow a parent to categorically object or withdraw a child from activities, classes, programs, or standards-based assessments or tests required by the state; policies must require a parent to object each time, and must require district permission to be requested for each activity that includes content involving human reproduction or sexual matters.

Section 2 amends 14.03.083 by adding a new section: "A school district and an educational services organization that has a contract with a school district may not contract with an abortion services provider." There is no fiscal impact from this section to the department.

Section 3 amends AS 14.30 by adding a new section, AS 14.30.075 Physical examinations for teachers, permitting school districts to require physical examinations of teachers as a condition of employment, but restricting a district from paying the cost of such physical examinations for teachers. There is no fiscal impact from this section to the department.

Section 4 amends AS 14.30.360 by adding a new subsection (c) that restricts a school district from permitting an abortion services provider or an employee or volunteer of an abortion services provider from providing course materials or instruction relating to human sexuality or sexually transmitted diseases.