

**CS FOR HOUSE BILL NO. 105( )**

**IN THE LEGISLATURE OF THE STATE OF ALASKA**

**THIRTY-THIRD LEGISLATURE - FIRST SESSION**

**BY**

**Offered:  
Referred:**

**Sponsor(s): HOUSE RULES COMMITTEE BY REQUEST OF THE GOVERNOR**

**A BILL**

**FOR AN ACT ENTITLED**

**"An Act relating to parental rights in a child's education; relating to a child's names and pronouns; relating to access to school records; relating to school disciplinary and safety programs; and providing for an effective date."**

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

**\* Section 1.** AS 14.03.016(a) is amended to read:

(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;

(3) **requiring that,** [PROVIDING FOR PARENT NOTIFICATION

1 NOT LESS THAN TWO WEEKS] before any activity, class, or program [THAT  
2 INCLUDES CONTENT INVOLVING HUMAN REPRODUCTION OR SEXUAL  
3 MATTERS] is provided to a child, **the child's parent**

4 **(A) receive notification not less than two weeks before the**  
5 **activity, class, or program;**

6 **(B) provide written permission for the child to participate**  
7 **in the activity, class, or program;**

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

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

13 (6) ensuring that, when a child is absent from an activity, class,  
14 program, or standards-based assessment or test required by the state under this section,  
15 the absence is not considered an unlawful absence under AS 14.30.020 if the child's  
16 parent withdrew the child from the activity, class, program, or standards-based  
17 assessment or test or gave permission for the child's absence;

18 **(7) requiring**

19 **(A) a parent of a child enrolled in the school district to**  
20 **provide to the school district, at the beginning of each semester of the**  
21 **school term, a list of all the names and pronouns that may be used to**  
22 **address or refer to the child;**

23 **(B) a school district to**

24 **(i) develop a procedure for a parent to update the**  
25 **list of names and pronouns provided under (A) of this paragraph;**

26 **(ii) address and refer to the child in person, on**  
27 **school identification, and in school records by the names and**  
28 **pronouns provided under (A) of this paragraph.**

29 \* **Sec. 2.** AS 14.03.016 is amended by adding a new subsection to read:

30 (e) The requirements of AS 14.03.016(a)(3) do not apply to

31 (1) sexual abuse and sexual assault awareness and prevention training

1 required under AS 14.30.355; or

2 (2) dating violence and abuse awareness and prevention training  
3 required under AS 14.30.356.

4 \* **Sec. 3.** AS 14.03.115 is amended to read:

5 **Sec. 14.03.115. Access to school records by parent, foster parent, or**  
6 **guardian.** Upon request of a parent, foster parent, or guardian of a child under 18  
7 years of age who is currently or was previously enrolled in a municipal school district  
8 or a school district that is a regional educational attendance area, the school district  
9 shall provide a copy of the child's entire record. This section does not apply to

10 (1) a record of a child who is an emancipated minor; or

11 (2) record information that consists of the child's address if the school  
12 district determines that the release of the child's address poses a threat to the health or  
13 safety of the child.

14 \* **Sec. 4.** AS 14.33.120(a) is amended to read:

15 (a) Each governing body shall adopt a written school disciplinary and safety  
16 program. The program required under this subsection must be made available to  
17 students, parents, legal guardians, and the public and include written

18 (1) standards for student behavior and safety that reflect community  
19 standards and that include, at a minimum, basic requirements for respect and honesty;  
20 standards required under this paragraph must be developed and periodically reviewed  
21 with the collaboration of members of each school, parents, legal guardians, teachers,  
22 and other persons responsible for the students at a school; a governing body may  
23 require that standards developed under this paragraph be consistent for all schools in  
24 an attendance area or the district;

25 (2) standards relating to when a teacher is authorized to remove a  
26 student from the classroom for

27 (A) failure to follow student behavior and safety standards; or

28 (B) behavior described under AS 14.30.045(1) or (2);

29 (3) procedures for notifying teachers of dangerous students consistent  
30 with AS 47.12.310(b);

31 (4) standards relating to when a teacher, teacher's assistant, or other

1 person responsible for students is authorized to use reasonable and appropriate force to  
2 maintain classroom safety and discipline as described under AS 11.81.430(a)(2);

3 (5) policies necessary to comply with provisions of state and federal  
4 law, including 20 U.S.C. 1400 - 1482 (Individuals with Disabilities Education Act);

5 (6) standards to address needs of students for whom mental health or  
6 substance abuse may be a contributing factor to noncompliance with the school  
7 disciplinary and safety program;

8 (7) policies for implementing a student conflict resolution strategy,  
9 including the nonviolent resolution or mediation of conflicts and procedures for  
10 reporting and resolving conflicts;

11 (8) procedures for periodic review and revision of the school  
12 disciplinary and safety program;

13 (9) policies and procedures consistent with standards for use of  
14 restraint and seclusion of students as described in AS 14.33.125;

15 **(10) procedures to address the physical safety and privacy of**  
16 **students in locker rooms and restrooms by providing access to single-occupant**  
17 **facilities or other safety and privacy protocols consistent with AS 14.18.040.**

18 \* **Sec. 5.** AS 14.03.016(d)(2) is repealed.

19 \* **Sec. 6.** This Act takes effect July 1, 2023.