



Sectional Analysis
House Bill 352

“An Act relating to disciplinary sanctions imposed by the State Medical Board; restricting employees and representatives of abortion services providers, and affiliates of abortion services providers, from delivering instruction or distributing materials in public schools and providing civil penalties for violations; relating to revocation or suspension of teacher certificates; relating to the receipt of state funds by teachers and school board members; and providing for an effective date.”

Section 1:

AS 08.64.326 (a). Adds new line.

Grounds for Imposition of Disciplinary Sanctions.

Permits the State Medical Board to impose a sanction on a licensee if they have been found in violation of AS 14.03.092.

Section 2:

AS 08.64.331. Adds new subsection.

Disciplinary Sanctions.

If the State Medical Board finds that a licensee has violated AS 14.03.092, the board shall suspend or revoke the licensee's license to practice.

Section 3:

AS 14.03. Adds new section.

Public Schools Generally

Prohibits employees, representatives, and affiliates of an abortion services provider from presenting or delivering any instruction or program on any topic to students at a public school.

Restricts employees, representatives, and affiliates of an abortion services provider from distributing materials to students or displaying materials for students at a public school.

Restricts employees, representatives, and affiliates of an abortion services provider from giving materials bearing the identifying mark of an abortion services provider or the affiliate of an abortion services provider to a person whom they know intends to use the materials for instruction in a public school or means to distribute the materials to students or display the materials for students at a public school.

Section 3 cont.:

A teacher or school board member may not knowingly authorize or allow a person to take an action described in (a)(1) or (2) of this section.

An abortion services provider or an affiliate of an abortion services provider whose employee or representative violates (a) of this section is liable in civil action for a penalty of \$5,000 or actual damages, whichever is greater, plus costs and reasonable attorney fees, to each aggrieved student or the student's estate.

A teacher or school board member who violates (b) of this section may not receive state funds on or after the date of the violation.

Provides clear definitions to the following terms: “abortion services provider,” “affiliate of an abortion services provider,” “elective abortion,” “knows and knowingly,” and “teacher.”

Section 4:

AS 14.20.030 (a). Adds new line.
Causes for Revocation and Suspension.

Authorizes the commissioner or the Professional Teaching Practices Commission to revoke or suspend a teacher's certificate if the teacher is found in violation of AS 14.03.092.

Section 5:

AS 14.20.170 (a). Adds new line.
Dismissal.

Allows for a teacher, including a teacher who has acquired tenure rights, to be dismissed if they are found in violation of AS 14.03.092.

Section 6:

AS 14.20.175 (a). Adds new line.
Non-retention.

States that a teacher who has acquired tenure rights is subject to non-retention for the following school year if they are found in violation of As. 14.03.092.

Section 7:

The uncodified law of the State of Alaska. Adds new section.

Under AS 01.10.030—dealing with Severability—if any provision of this Act is held invalid, the remainder of this Act and the application to other persons or circumstances are not affected.

Section 8:

Provides an immediate effective date for this Act.

