

**CS FOR HOUSE BILL NO. 408(HES)**

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-SECOND LEGISLATURE - SECOND SESSION

BY THE HOUSE HEALTH, EDUCATION AND SOCIAL SERVICES COMMITTEE

Offered: 4/11/02

Referred: Rules

Sponsor(s): HOUSE SPECIAL COMMITTEE ON EDUCATION

**A BILL**

**FOR AN ACT ENTITLED**

1 **"An Act relating to questionnaires and surveys administered in the public schools."**

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

3 \* **Section 1.** AS 14.03.110(a) is repealed and reenacted to read:

4 (a) A school district or an employee of a school district may not administer or  
5 permit administration of a questionnaire or survey to a class or student that inquires  
6 into personal or private family affairs of the student not a matter of public record or  
7 subject to public observation, unless written permission is obtained from the student's  
8 parent or legal guardian. This subsection does not apply to a questionnaire or survey  
9 that is anonymous.

10 \* **Sec. 2.** AS 14.03.110(b) is repealed and reenacted to read:

11 (b) If a school district administers an anonymous questionnaire or survey that  
12 inquires into personal or private family affairs of a student not a matter of public  
13 record or subject to public observation, even though written permission from a  
14 student's parent or legal guardian is not required, the school district shall provide each  
15 student's parent or legal guardian the opportunity to submit to the school principal a

1 written denial of permission to take the questionnaire or survey.

2 \* **Sec. 3.** AS 14.03.110(c) is repealed and reenacted to read:

3 (c) For purposes of (a) and (b) of this section, the school district shall provide  
4 a parent or legal guardian at least two weeks' written notice of the right to grant or to  
5 deny permission to take the questionnaire or survey before administering the  
6 questionnaire or survey.

7 \* **Sec. 4.** AS 14.03.110(d) is repealed and reenacted to read:

8 (d) Written notice required to be given to a parent or guardian under this  
9 section must include

10 (1) an opportunity to review the questionnaire or survey to be  
11 administered;

12 (2) how the questionnaire or survey will be administered to the  
13 student;

14 (3) how the results of the questionnaire or survey will be used;

15 (4) who will have access to the questionnaire or survey;

16 (5) how to submit written

17 (A) permission for the student's participation in a questionnaire  
18 or survey, if required; or

19 (B) denial of permission to participate in a questionnaire or  
20 survey, including an anonymous or specific questionnaire or survey.

21 \* **Sec. 5.** AS 14.03.110(e) is amended to read:

22 (e) A student may refuse to participate in a questionnaire or survey  
23 administered in a public school. A student's parent or legal guardian may refuse to  
24 allow the student to participate in a specified questionnaire or survey **by submitting to**  
25 **the school principal a written denial of permission for the student's participation.**