

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: 2/24/16

Referred: Today's Calendar

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

A BILL

FOR AN ACT ENTITLED

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

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

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

8 **Sec. 14.03.016. A parent's right to direct the education of the parent's**
9 **child.** (a) A local school board shall, in consultation with parents, teachers, and school
10 administrators, adopt policies to promote the involvement of parents in the school
11 district's education program. The policies must include procedures
12 (1) recognizing the authority of a parent and allowing a parent to
13 object to and withdraw the child from a standards-based assessment or test required by

1 the state;

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

5 (A) content involving human reproduction or sexual matters;

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

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

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

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

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

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

30 (c) In this section,

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

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

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

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

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

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

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

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

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

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

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