

Fiscal Note

State of Alaska
2016 Legislative Session

Bill Version:	CSSB 191(EDC)
Fiscal Note Number:	2
(S) Publish Date:	3/16/2016

Identifier: SB191-EED-SSA-2-26-16
 Title: LIMIT ABORTION SERV. PROVIDERS IN SCHOOLS
 Sponsor: DUNLEAVY
 Requester: Senate Education Committee

Department: Department of Education and Early Development
 Appropriation: Teaching and Learning Support
 Allocation: Teacher Certification
 OMB Component Number: 1240

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

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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 If yes, by what date are the regulations to be adopted, amended or repealed? 09/30/16

Why this fiscal note differs from previous version:

Initial version, not applicable.

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Division:	Teaching & Learning Support	Date:	02/26/2016 05:15 PM
Approved By:	Mike Hanley, Commissioner	Date:	02/26/16
Agency:	Department of Education & Early Development		

FISCAL NOTE ANALYSIS

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Analysis

Section 1 amends AS 08.64.326. Grounds for imposition of disciplinary sanctions.

AS 08.64.326(a) is amended to add that the State Medical Board can impose sanctions if a licensee has violated AS 14.03.092, which is described in Section 3.

Section 2 adds a new subsection to AS 08.64.331. Disciplinary sanctions.

The new subsection (g) requires the State Medical Board to suspend or revoke a medical practitioner's license to practice if the practitioner violates AS 14.03.092, which is described in Section 3.

Section 3 adds a new section AS 14.03.092. Restricting activities of abortion services providers and affiliates in public schools.

This new section prohibits an employee or a representative of an abortion services provider or an affiliate of an abortion services provider from 1) presenting or delivering any instruction or a program on any topic to students at a public school; 2) distributing materials to or displaying materials at a public school; or 3) providing materials that are created by or bears the identifying marks of the abortion services provider or the affiliate of an abortion services provider of any kind to a person who intends to use the materials for instruction, to distribute the materials, or to display the materials for students at a public school.

It also prohibits teachers, administrators, and school board members from knowingly authorizing or allowing any employee or representative of an abortion services provider or an affiliate of an abortion services provider to present or deliver any instruction or program on any topic to students or distribute materials to or display materials created by or that bears the identifying marks of the abortion services provider or the affiliate of an abortion services provider of any kind at a public school.

In a civil action, it makes liable an abortion services provider or an affiliate of an abortion services provider whose employee or representative presents or delivers any instruction or a program on any topic to students at a public school for an amount not less than \$5,000 to each aggrieved student or the student's estate.

It prohibits teachers, administrators, and school board members from receiving state funds if they authorize or allow any employee or representative of an abortion service provider or an affiliate of an abortion service provider to present or deliver any instruction or a program on any topic, distribute materials, or display materials for students at a public school. The prohibition would begin on the date of the violation and continue indefinitely.

This section also defines "abortion services provider", "affiliate of an abortion services provider", "elective abortion", "knows", "knowingly", and "teacher."

Section 4 amends subsection (a) of AS 14.20.030. Causes for revocation and suspension.

This section authorizes the Commissioner of Education and the Professional Teaching Practices Commission to revoke or suspend a certificate of a teacher or administrator who knowingly allows an employee or representative of an abortion services provider or of an affiliate of an abortion services provider to present or deliver instruction or program on any topic to student at a public school or distribute materials for students at a public school.

Section 5 amends subsection (a) of AS 14.20.170. Dismissal.

This section authorizes a school district to dismiss a tenured teacher or administrator who knowingly allows an employee or representative of an abortion services provider or of an affiliate of an abortion services provider to present or deliver instruction or a program on any topic or distribute materials to students at a public school.

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Analysis Continued

Section 6 amends subsection (b) of AS 14.20.175. Nonretention.

This section authorizes a school district to nonretain a tenured teacher or administrator who knowingly allows an employee or representative of an abortion services provider or of an affiliate of an abortion services provider to present or deliver instruction or a program on any topic or distribute materials to students at a public school.

Section 7 adds a new section to the uncodified law of the State of Alaska that insures that if one part of this bill is found to be invalid that the remainder of the Act are not affected.

Section 8 provides for an immediate effective date as allowed under AS 01.10.070(c).

There is no fiscal impact to the Department of Education & Early Development.