

**S B**

**510**

SENATE COMMITTEE REPORT  
FIRST COMMITTEE OF REFERRAL

DATE: 3/1/90

FURTHER:

Date of 5-Day Notice: 3/15/90  
(in accordance with Uniform Rule 23)

DATE TURNED INTO OFFICE: 3/22/90

H E S S Committee considered SB 510

Act relating to sex education; and the teaching of abstinence in sex education.

and recommended:

- replace with CS SB 510 (HESS)  same title new title
- attached amendment(s)
- \_\_\_\_\_ letter of intent adopted

do pass

do not pass

no recommendation

individual recommendations

further referral to \_\_\_\_\_

ATTACHES NEW FISCAL NOTE(S):

Department(s)/Date:

Department(s)/Date:

fiscal note(s) \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

zero fiscal note(s) \_\_\_\_\_  
Dept. Education  
\_\_\_\_\_  
\_\_\_\_\_

appropriation-no fiscal note

Governor's bill w/fiscal note

SIGNING DO PASS:

Jim Duncan  
Tim Kelly  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

OTHER RECOMMENDATIONS:

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Paul Fisk (De Pauw)  
Chair: Signature and Recommendation



Senate Health, Education and  
Social Services Committee

Senator Paul Fischer, Chairman

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Senator:

This bill does not have an effective date.

Some individuals feel that this bill needs a  
definition of abstinence. ????

DCM 3/14/90

BY THE HESS COMMITTEE

1 IN THE SENATE

2

SENATE BILL NO. 510

3

IN THE LEGISLATURE OF THE STATE OF ALASKA

4

SIXTEENTH LEGISLATURE - SECOND SESSION

5

A BILL

6

For an Act entitled: "An Act relating to sex education and the teaching of

7

abstinence in sex education."

8

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

9

\* Section 1. AS 14.30 is amended by adding a new section to read:

10

Sec. 14.30.365. SEX EDUCATION CURRICULUM. A school district

11

that conducts a program of sex education shall emphasize that absti-

12

nence from sexual intercourse is the only <sup>Reliance</sup> ~~protection~~ that is 100

13

percent effective against unwanted ~~teenage~~ pregnancy, sexually trans-

14

mitted diseases, and acquired immune deficiency syndrome ~~when trans-~~

15

~~mitted sexually~~. All course material and instruction in classes that

16

teach sex education <sup>shall</sup> ~~must~~ be age appropriate.

*Immed eff. date*

*Indiana U -  
Jr High -  
Sexual Int. / position*

*St Bd - May subject  
req. Cur*

*Curriculum Request  
Teacher -> Sarah Carlson*

## FISCAL NOTE

**REQUEST:**

Revision Date: \_\_\_\_\_  
 Title: Sex education and the teaching of abstinence in sex education  
 Sponsor: Senate HESS  
 Requestor: Senate HESS

Agency Affected: Education  
 BRU: Educational Program Support  
 Components: \_\_\_\_\_

**EXPENDITURES/REVENUES:** (Thousands of Dollars)

OPERATING	FY 91	FY 92	FY 93	FY 94	FY 95	FY 96
PERSONAL SERVICES						
TRAVEL						
CONTRACTUAL						
SUPPLIES						
EQUIPMENT						
LAND & STRUCTURES						
GRANTS, CLAIMS						
MISCELLANEOUS						
<b>TOTAL OPERATING</b>	-0-	-0-	-0-	-0-	-0-	-0-
<b>CAPITAL</b>						
<b>REVENUE</b>						

**FUNDING:** (Thousands of Dollars)

GENERAL FUND	-0-	-0-	-0-	-0-	-0-	-0-
FEDERAL FUNDS						
OTHER						
<b>TOTAL</b>						

**POSITIONS:**

FULL-TIME						
PART-TIME						
TEMPORARY						

**ANALYSIS :** (Attach a separate page if necessary)

Prepared by: Mary Hakala Phone: 465-2800  
 Division: Commissioner's Office Date: 3/14/90  
 Approved by Commissioner: William G. Demmert Date: 3/14/90  
 Agency: Education

Distribution (by preparer) :  
 Legislative Finance  
 Legislative Sponsor  
 Requestor  
 Office of Management and Budget  
 impacted Agency(ies)



# NEA-ALASKA

AFFILIATED WITH THE NATIONAL EDUCATION ASSOCIATION

## Don Oberg, President

Mary Lou Brent  
Vice-President  
Box 80074  
Fairbanks, Alaska 99708

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Judy Salo  
NEA Director  
4510 Kenaitze Court  
Kenai, Alaska 99611

March 14, 1990

Paul Jarvi  
Region I Director  
PO Box 5876  
Ketchikan, Alaska 99901

TO: Sen. Paul Fisher, Chair, and members of Senate HESS Committee -

Deedle Sorenson  
Region I Director  
6903 Sunny Dr  
Juneau, Alaska 99801

FROM: Don Oberg

Beverly Goad  
Region II Director  
Box 343  
Copper Center, Alaska 99573

RE: Senate Bill 510, "An Act..."

DeWayne Craig  
Region III Director  
406 So. Forest Dr - 3A  
Kenai, Alaska 99611

NEA-Alaska proposes the following wording: "...shall emphasize that abstinence from sexual intercourse is the only behavior that is 100 percent effective against unwanted pregnancy, sexually transmitted diseases, and sexually transmitted Acquired Immune Deficiency Syndrome (AIDS)."

Myra Puage  
Region IV Director  
Box 973  
Nome, Alaska 99762

We suggest the statement "All material and instruction in classes that teach sex education must be age appropriate" be amended by substituting "~~should~~" for "must" since it will be very difficult (if not impossible) to determine what is age appropriate under varying circumstances. *shall*

Marilyn Rosene  
Region IV Director  
Box 1170  
Dillingham, Alaska 99576

Mike Warme  
Region IV Director  
PO Box 72  
Neotoma, Alaska 99763

Given these minor changes we believe this is an appropriate amendment to AS 14.30.

Claudia Douglas  
Region V Director  
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LE03/SB510/dl

Gayle Harbo  
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must

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Hank Harrison  
Region R Director  
Box 110325 S. Station  
Anchorage, Alaska 99511

*All testing was favorable*

6-2276H  
Ford/  
Dierdorff  
3/16/90

*Adopted*

Original sponsor(s): HESS Committee

1 IN THE SENATE

BY THE HESS COMMITTEE

2 CS FOR SENATE BILL NO. 510 (HESS)

3 IN THE LEGISLATURE OF THE STATE OF ALASKA

4 SIXTEENTH LEGISLATURE - SECOND SESSION

5 A BILL

6 For an Act entitled: "An Act relating to sex education and the teaching of  
7 abstinence in sex education."

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

9 \* Section 1. AS 14.30 is amended by adding a new section to read:

10 Sec. 14.30.365. SEX EDUCATION CURRICULUM. A school district  
11 that conducts a program of sex education shall emphasize that absti-  
12 nence from sexual intercourse is the only behavior that is 100 percent  
13 effective against unwanted pregnancy, sexually transmitted diseases,  
14 and sexually transmitted acquired immune deficiency syndrome. All  
15 course material and instruction in classes that teach sex education  
16 shall be age appropriate.

17  
18 ~~1/13/90~~  
19 ~~1/13/90~~  
20 ~~1/13/90~~

21  
22  
23 ~~should~~  
24 ~~include~~  
25 ~~sexual intercourse~~  
26 ~~material~~  
27 ~~or~~  
28 ~~should~~

§ 51550

GENERAL INSTRUCTIONAL PROGRAMS

Note 3

Div. 4

3. Colleges

Under the provisions of Educ.C.1959, § 7560 (repealed) limitation of "sex education" or "family life education" courses in public ele-

mentary and secondary schools does not apply to public junior colleges. 53 Ops.Atty.Gen. 40. 1-29-70.

§ 51551. Venereal disease education

The provisions of Section 51550 shall not apply to any venereal disease education classes conducted pursuant to Section 51820.

(Stats.1976, c. 1010, § 2, operative April 30, 1977.)

*For another § 51551, added by Stats.1988, c. 1337, § 2, see § 51551 post.*

Historical Note

Derivation: Educ.C.1959, § 8506.1, added by Stats.1972, c. 226, p. 468, § 2, amended by Stats.1972, c. 1343, p. 2676, § 4.

Cross References

Excuse from classes on religious grounds, see § 51240.

Law Review Commentaries

Drug and venereal disease instruction: legislative review. (1973) 4 Pacific L.J. 448.

§ 51551. Sex education classes; course criteria

*Operative July 1, 1989*

(a) All public elementary, junior high, and senior high school classes that teach sex education and discuss sexual intercourse shall emphasize that abstinence from sexual intercourse is the only protection that is 100 percent effective against unwanted teenage pregnancy, sexually transmitted diseases, and acquired immune deficiency syndrome (AIDS) when transmitted sexually. All material and instruction in classes that teach sex education and discuss sexual intercourse shall be age appropriate.

(b) All sex education courses that discuss sexual intercourse shall satisfy the following criteria:

(1) Course material and instruction shall be age appropriate.

(2) Course material and instruction shall stress that abstinence is the only contraceptive method which is 100 percent effective, and that all other methods of contraception carry a risk of failure in preventing unwanted teenage pregnancy. Statistics based on the latest medical information shall be provided to pupils citing the failure and success rates of condoms and other contraceptives in preventing pregnancy.

(3) Course material and instruction shall stress that sexually transmitted diseases are serious possible hazards of sexual intercourse. Pupils shall be provided with statistics based on the latest medical information citing the failure and success rates of condoms in preventing AIDS and other sexually transmitted diseases.