

SENATE CS FOR CS FOR HOUSE BILL NO. 156(FIN)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Offered: 4/16/16

Referred: Rules

Sponsor(s): REPRESENTATIVES KELLER, Reinbold, Wilson, Gattis

SENATORS Dunleavy, Micciche

A BILL

FOR AN ACT ENTITLED

1 **"An Act relating to a parent's right to direct the education of a child; relating to the**
2 **duties of the state Board of Education and Early Development, the Department of**
3 **Education and Early Development, school boards, and school districts; relating to public**
4 **school curriculum and assessments; relating to compliance with federal education laws;**
5 **relating to public school accountability; relating to a statewide assessment plan and**
6 **review of education laws and regulations; repealing the minimum expenditure for**
7 **instruction for school districts; relating to sex education, human reproduction**
8 **education, and human sexuality education; relating to suicide awareness and prevention**
9 **training; relating to contracts for student assessments; relating to questionnaires and**
10 **surveys administered in public schools; relating to physical examinations for teachers;**
11 **and providing for an effective date."**

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

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

2 **Sec. 14.03.016. A parent's right to direct the education of the parent's**
3 **child.** (a) A local school board shall, in consultation with parents, teachers, and school
4 administrators, adopt policies to promote the involvement of parents in the school
5 district's education program. The policies must include procedures

6 (1) recognizing the authority of a parent and allowing a parent to
7 object to and withdraw the child from a standards-based assessment or test required by
8 the state;

9 (2) recognizing the authority of a parent and allowing a parent to
10 object to and withdraw the child from an activity, class, or program;

11 (3) providing for parent notification not less than two weeks before
12 any activity, class, or program that includes content involving human reproduction or
13 sexual matters is provided to a child;

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 if the child's
22 parent withdrew the child from the activity, class, program, or standards-based
23 assessment or test or gave permission for the child's absence.

24 (b) The policies adopted under this section may not allow a parent
25 categorically to object or withdraw a child from all activities, classes, programs, or
26 standards-based assessments or tests required by the state. The policies must require a
27 parent to object each time the parent wishes to withdraw the child from an activity,
28 class, program, or standards-based assessment or test required by the state.

29 (c) Nothing in this section prohibits a school employee or volunteer from
30 answering a question from a child about any topic.

31 (d) In this section,

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

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

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

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

6 * **Sec. 2.** AS 14.03.016(d), enacted by sec. 1 of this Act, is amended by adding a new
7 paragraph to read:

8 (5) "human reproduction or sexual matters" does not include curricula
9 or materials for

10 (A) sexual abuse and sexual assault awareness and prevention
11 training required under AS 14.30.355; or

12 (B) dating violence and abuse awareness and prevention
13 training required under AS 14.30.356.

14 * **Sec. 3.** AS 14.03.120(f) is amended to read:

15 (f) By January 15 of each year, beginning in 2001, the department shall
16 provide to the governor and make available to the public and the legislature a report on
17 the performance of public schools in this state. The report must be entitled "Alaska's
18 Public Schools: A Report Card to the Public." The report must include

19 (1) comprehensive information on each public school compiled,
20 collected, and reported under (d) and (e) of this section for the prior school year;

21 (2) a summary of the information described in (1) of this subsection;
22 the summary must be prepared in a manner that allows school performance to be
23 measured against established state education standards; and

24 (3) for a report due by or after January 15, 2005, the most recent
25 performance designation under AS 14.03.123 received by each public school **and by**
26 **the state public school system.**

27 * **Sec. 4.** AS 14.03.123(b) is amended to read:

28 (b) The department shall inform the governing body of each district of the
29 performance **designations** [DESIGNATION] assigned **to the district and to the state**
30 **public school system** under (a) of this section.

31 * **Sec. 5.** AS 14.03.123(c) is amended to read:

1 (c) The state board shall adopt regulations implementing this section,
 2 providing for a statewide student assessment system, and providing for the process of
 3 assigning a designation under (a) of this section, including

4 (1) the methodology used to assign the performance designation,
 5 including the measures used and their relative weights;

6 **(2) a comparison of the state public school system to public schools**
 7 **in other states, including a comparison of student participation in standards-**
 8 **based assessments and student performance on the assessments;**

9 **(3) [(2)]** high performance and low performance designations that are
 10 based on the accountability system under this section;

11 **(4) [(3)]** a procedure for appealing a designation that may be used by
 12 the principal of a public school or by the superintendent of a public school district;

13 **(5) [(4)]** additional measures that may be progressively implemented
 14 by the commissioner to assist schools or districts to improve performance in
 15 accordance with this section; [AND WITH FEDERAL LAW; TO THE EXTENT
 16 NECESSARY TO CONFORM TO FEDERAL LAW,] the additional measures may
 17 be unique to a certain school or district if that school or district receives federal
 18 funding that is not available to all schools or districts in the state.

19 * **Sec. 6.** AS 14.03.123(d) is amended to read:

20 (d) A public school or district that receives a low performance designation
 21 under this section shall prepare and submit to the department a school or district
 22 improvement plan, as applicable, in accordance with regulations adopted by the board.
 23 The improvement plan must be prepared with the maximum feasible public
 24 participation of the community including, as appropriate, interested individuals,
 25 teachers, parents, parent organizations, students, tribal organizations, local government
 26 representatives, and other community groups. **The improvement plan must, to the**
 27 **extent possible, include measures that increase local control of education and**
 28 **parental choice and that do not require a direct increase in state or federal**
 29 **funding for the school or district.**

30 * **Sec. 7.** AS 14.03.123(e) is amended to read:

31 (e) The department shall establish a program of special recognition for those

1 public schools that receive a high performance designation, based on the
 2 accountability system under (f) of this section, that demonstrates

3 (1) an improvement over the school's performance designation for
 4 the previous year; or

5 (2) maintenance of a proficient or high performance designation
 6 from the previous year.

7 * **Sec. 8.** AS 14.03.123(f) is amended to read:

8 (f) In the accountability system for schools and districts required by this
 9 section, the department shall

10 (1) [IMPLEMENT 20 U.S.C. 6301 - 7941 (ELEMENTARY AND
 11 SECONDARY EDUCATION ACT OF 1965), AS AMENDED;

12 (2)] implement state criteria and priorities for accountability including
 13 the use of

14 (A) measures of student performance on standards-based
 15 assessments in language arts and mathematics; the assessments must be
 16 selected with the input of teachers and school administrators and
 17 minimize disruption to classroom instruction;

18 (B) measures of student improvement and academic
 19 achievement; and

20 (C) other measures identified that are indicators of student
 21 success and achievement; and

22 (2) [(3)] to the extent practicable, minimize the administrative burden
 23 on districts.

24 * **Sec. 9.** AS 14.07.020(a) is amended to read:

25 (a) The department shall

26 (1) exercise general supervision over the public schools of the state
 27 except the University of Alaska;

28 (2) study the conditions and needs of the public schools of the state,
 29 adopt or recommend plans, administer and evaluate grants to improve school
 30 performance awarded under AS 14.03.125, and adopt regulations for the improvement
 31 of the public schools; the department may consult with the University of Alaska to

1 **develop secondary education requirements to improve student achievement in**
2 **college preparatory courses;**

3 (3) provide advisory and consultative services to all public school
4 governing bodies and personnel;

5 (4) prescribe by regulation a minimum course of study for the public
6 schools; the regulations must provide that, if a course in American Sign Language is
7 given, the course shall be given credit as a course in a foreign language;

8 (5) establish, in coordination with the Department of Health and Social
9 Services, a program for the continuing education of children who are held in detention
10 facilities in the state during the period of detention;

11 (6) accredit those public schools that meet accreditation standards
12 prescribed by regulation by the department; these regulations shall be adopted by the
13 department and presented to the legislature during the first 10 days of any regular
14 session, and become effective 45 days after presentation or at the end of the session,
15 whichever is earlier, unless disapproved by a resolution concurred in by a majority of
16 the members of each house;

17 (7) prescribe by regulation, after consultation with the state fire
18 marshal and the state sanitarian, standards that will **ensure** [ASSURE] healthful and
19 safe conditions in the public and private schools of the state, including a requirement
20 of physical examinations and immunizations in pre-elementary schools; the standards
21 for private schools may not be more stringent than those for public schools;

22 (8) exercise general supervision over pre-elementary schools that
23 receive direct state or federal funding;

24 (9) exercise general supervision over elementary and secondary
25 correspondence study programs offered by municipal school districts or regional
26 educational attendance areas; the department may also offer and make available to any
27 Alaskan through a centralized office a correspondence study program;

28 (10) accredit private schools that request accreditation and that meet
29 accreditation standards prescribed by regulation by the department; nothing in this
30 paragraph authorizes the department to require religious or other private schools to be
31 licensed;

1 (11) review plans for construction of new public elementary and
 2 secondary schools and for additions to and major rehabilitation of existing public
 3 elementary and secondary schools and, in accordance with regulations adopted by the
 4 department, determine and approve the extent of eligibility for state aid of a school
 5 construction or major maintenance project; for the purposes of this paragraph, "plans"
 6 include educational specifications, schematic designs, projected energy consumption
 7 and costs, and final contract documents;

8 (12) provide educational opportunities in the areas of vocational
 9 education and training, and basic education to individuals over 16 years of age who
 10 are no longer attending school; **the department may consult with businesses and**
 11 **labor unions to develop a program to prepare students for apprenticeships or**
 12 **internships that will lead to employment opportunities;**

13 (13) administer the grants awarded under AS 14.11;

14 (14) establish, in coordination with the Department of Public Safety, a
 15 school bus driver training course;

16 (15) require the reporting of information relating to school disciplinary
 17 and safety programs under AS 14.33.120 and of incidents of disruptive or violent
 18 behavior;

19 (16) establish by regulation criteria, based on low student performance,
 20 under which the department may intervene in a school district to improve instructional
 21 practices, as described in AS 14.07.030(14) or (15); the regulations must include

22 (A) a notice provision that alerts the district to the deficiencies
 23 and the instructional practice changes proposed by the department;

24 (B) an end date for departmental intervention, as described in
 25 AS 14.07.030(14)(A) and (B) and (15), after the district demonstrates three
 26 consecutive years of improvement consisting of not less than two percent
 27 increases in student proficiency on standards-based assessments in language
 28 arts and mathematics, as provided in **AS 14.03.123(f)(1)(A)**
 29 [AS 14.03.123(f)(2)(A)]; and

30 (C) a process for districts to petition the department for
 31 continuing or discontinuing the department's intervention;

1 (17) notify the legislative committees having jurisdiction over
 2 education before intervening in a school district under AS 14.07.030(14) or redirecting
 3 public school funding under AS 14.07.030(15).

4 [(18) REPEALED]

5 * **Sec. 10.** AS 14.07 is amended by adding a new section to read:

6 **Sec. 14.07.175. Development of statewide assessment plan; review of**
 7 **education laws and regulations.** (a) Notwithstanding AS 14.03.078, 14.03.120,
 8 14.03.123, 14.03.300, 14.03.310, AS 14.07.020, 14.07.030, 14.07.165, or a provision
 9 of federal law to the contrary, and except as provided in (d) of this section, the
 10 department may not require a school district or school to administer a statewide
 11 standards-based assessment after July 1, 2016, and before July 1, 2018. The
 12 department and the board shall create a plan for working with school districts to
 13 develop or select statewide assessments that are approved by school districts. The plan
 14 must provide for the first administration of the assessments not later than the school
 15 year that begins in 2020.

16 (b) The department shall review state education laws and regulations to
 17 identify unnecessary laws or regulations and areas where the laws or regulations may
 18 be changed to provide school districts with greater control over public education
 19 policy in light of the enactment of P.L. 114-95 (Every Student Succeeds Act).

20 (c) On or before January 1, 2018, the department shall submit a report to the
 21 senate secretary and chief clerk of the house of representatives and notify the
 22 legislature that the report is available. The report must describe

23 (1) the final plan for developing or selecting statewide assessments as
 24 required under (a) of this section; and

25 (2) recommendations for changes in laws or regulations as required
 26 under (b) of this section.

27 (d) The department shall require a school district or school to administer a
 28 statewide standards-based assessment after July 1, 2016, and before July 1, 2018, if
 29 the United States Department of Education provides notice that the United States
 30 Department of Education intends to withhold all or a portion of the state's federal
 31 education funding as a result of the department's compliance with (a) - (c) of this

1 section.

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

3 * **Sec. 11.** AS 14.08.111 is amended to read:

4 **Sec. 14.08.111. Duties.** A regional school board shall

5 (1) provide, during the school term of each year, an educational
6 program for each school age child who is enrolled in or a resident of the district;

7 (2) develop a philosophy of education, principles, and goals for its
8 schools;

9 (3) approve the employment of the professional administrators,
10 teachers, and noncertificated personnel necessary to operate its schools;

11 (4) establish the salaries to be paid its employees;

12 (5) designate the employees authorized to direct disbursements from
13 the school funds of the board;

14 (6) submit the reports prescribed for all school districts;

15 (7) provide for an annual audit in accordance with AS 14.14.050;

16 (8) provide custodial services and routine maintenance of school
17 buildings and facilities;

18 (9) establish procedures for the review and selection of all textbooks
19 and instructional materials, including textbooks and curriculum materials for statewide
20 correspondence programs, before they are introduced into the school curriculum; the
21 review includes a review for violations of AS 14.18.060; nothing in this paragraph
22 precludes a correspondence study student, or the parent or guardian of a
23 correspondence study student, from privately obtaining or using textbooks or
24 curriculum material not provided by the school district;

25 (10) provide prospective employees with information relating to the
26 availability and cost of housing in rural areas to which they might be assigned, and,
27 when possible, assist them in locating housing; however, nothing in this paragraph
28 requires a regional school board to provide teacher housing, whether owned, leased, or
29 rented or otherwise provided by the regional educational attendance area, nor does it
30 require the board to engage in a subsidy program of any kind with respect to teacher
31 housing;

1 (11) train persons required to report under AS 47.17.020, in the
2 recognition and reporting of child abuse, neglect, and sexual abuse of a minor; and

3 (12) establish procedures for providing the training under
4 AS 14.18.060, AS 14.20.149, 14.20.680, AS 14.30.362, AS 14.33.100, [14.33.127,]
5 AS 18.66.310, and AS 47.17.022; the procedures established under this paragraph
6 must include a training schedule that ensures that not less than 50 percent of the total
7 certificated staff employed by the district receive [AT A SCHOOL RECEIVES] all
8 of the training not less than every two years and that all of the certificated staff
9 employed by the district receive [AT EACH SCHOOL RECEIVES] all of the
10 training not less than every four years.

11 * **Sec. 12.** AS 14.08.111, as amended by sec. 6, ch. 2, SSSLA 2015, is amended to read:

12 **Sec. 14.08.111. Duties.** A regional school board shall

13 (1) provide, during the school term of each year, an educational
14 program for each school age child who is enrolled in or a resident of the district;

15 (2) develop a philosophy of education, principles, and goals for its
16 schools;

17 (3) approve the employment of the professional administrators,
18 teachers, and noncertificated personnel necessary to operate its schools;

19 (4) establish the salaries to be paid its employees;

20 (5) designate the employees authorized to direct disbursements from
21 the school funds of the board;

22 (6) submit the reports prescribed for all school districts;

23 (7) provide for an annual audit in accordance with AS 14.14.050;

24 (8) provide custodial services and routine maintenance of school
25 buildings and facilities;

26 (9) establish procedures for the review and selection of all textbooks
27 and instructional materials, including textbooks and curriculum materials for statewide
28 correspondence programs, before they are introduced into the school curriculum; the
29 review includes a review for violations of AS 14.18.060; nothing in this paragraph
30 precludes a correspondence study student, or the parent or guardian of a
31 correspondence study student, from privately obtaining or using textbooks or

1 curriculum material not provided by the school district;

2 (10) provide prospective employees with information relating to the
3 availability and cost of housing in rural areas to which they might be assigned, and,
4 when possible, assist them in locating housing; however, nothing in this paragraph
5 requires a regional school board to provide teacher housing, whether owned, leased, or
6 rented or otherwise provided by the regional educational attendance area, nor does it
7 require the board to engage in a subsidy program of any kind with respect to teacher
8 housing;

9 (11) train persons required to report under AS 47.17.020, in the
10 recognition and reporting of child abuse, neglect, and sexual abuse of a minor; and

11 (12) establish procedures for providing the training under
12 AS 14.18.060, AS 14.20.149, 14.20.680, AS 14.30.355, 14.30.356, 14.30.362,
13 AS 14.33.100, [14.33.127,] AS 18.66.310, and AS 47.17.022; the procedures
14 established under this paragraph must include a training schedule that ensures that not
15 less than 50 percent of the total certificated staff employed **by the district receive**
16 [AT A SCHOOL RECEIVES] all of the training not less than every two years and that
17 all of the certificated staff employed **by the district receive** [AT EACH SCHOOL
18 RECEIVES] all of the training not less than every four years.

19 * **Sec. 13.** AS 14.14.090 is amended to read:

20 **Sec. 14.14.090. Duties of school boards.** In addition to other duties, a school
21 board shall

22 (1) determine and disburse the total amount to be made available for
23 compensation of all school employees and administrative officers;

24 (2) provide for, during the school term of each year, an educational
25 program for each school age child who is enrolled in or a resident of the district;

26 (3) withhold the salary for the last month of service of a teacher or
27 administrator until the teacher or administrator has submitted all summaries, statistics,
28 and reports that the school board may require by bylaws;

29 (4) transmit, when required by the assembly or council but not more
30 often than once a month, a summary report and statement of money expended;

31 (5) keep the minutes of meetings and a record of all proceedings of the

1 school board in a pertinent form;

2 (6) keep the records and files of the school board open to inspection by
3 the public at the principal administrative office of the district during reasonable
4 business hours;

5 (7) establish procedures for the review and selection of all textbooks
6 and instructional materials, including textbooks and curriculum materials for statewide
7 correspondence programs, before they are introduced into the school curriculum; the
8 review includes a review for violations of AS 14.18.060; nothing in this paragraph
9 precludes a correspondence study student, or the parent or guardian of a
10 correspondence study student, from privately obtaining or using textbooks or
11 curriculum material not provided by the school district;

12 (8) provide prospective employees with information relating to the
13 availability and cost of housing in rural areas to which they might be assigned, and,
14 when possible, assist them in locating housing; however, nothing in this paragraph
15 requires a school district to provide teacher housing, whether district owned, leased,
16 rented, or through other means, nor does it require a school board to engage in a
17 subsidy program of any kind regarding teacher housing;

18 (9) train persons required to report under AS 47.17.020, in the
19 recognition and reporting of child abuse, neglect, and sexual abuse of a minor;

20 (10) provide for the development and implementation of a preventative
21 maintenance program for school facilities; in this paragraph, "preventative
22 maintenance" means scheduled maintenance actions that prevent the premature failure
23 or extend the useful life of a facility, or a facility's systems and components, and that
24 are cost-effective on a life-cycle basis;

25 (11) establish procedures for providing the training under
26 AS 14.18.060, AS 14.20.149, 14.20.680, AS 14.30.362, AS 14.33.100, [14.33.127,]
27 AS 18.66.310, and AS 47.17.022; the procedures established under this paragraph
28 must include a training schedule that ensures that not less than 50 percent of the total
29 certificated staff employed **by the district receive** [AT A SCHOOL RECEIVES] all
30 of the training not less than every two years and that all of the certificated staff
31 employed **by the district receive** [AT EACH SCHOOL RECEIVES] all of the

1 training not less than every four years.

2 * **Sec. 14.** AS 14.14.090, as amended by sec. 7, ch. 2, SSSLA 2015, is amended to read:

3 **Sec. 14.14.090. Duties of school boards.** In addition to other duties, a school
4 board shall

5 (1) determine and disburse the total amount to be made available for
6 compensation of all school employees and administrative officers;

7 (2) provide for, during the school term of each year, an educational
8 program for each school age child who is enrolled in or a resident of the district;

9 (3) withhold the salary for the last month of service of a teacher or
10 administrator until the teacher or administrator has submitted all summaries, statistics,
11 and reports that the school board may require by bylaws;

12 (4) transmit, when required by the assembly or council but not more
13 often than once a month, a summary report and statement of money expended;

14 (5) keep the minutes of meetings and a record of all proceedings of the
15 school board in a pertinent form;

16 (6) keep the records and files of the school board open to inspection by
17 the public at the principal administrative office of the district during reasonable
18 business hours;

19 (7) establish procedures for the review and selection of all textbooks
20 and instructional materials, including textbooks and curriculum materials for statewide
21 correspondence programs, before they are introduced into the school curriculum; the
22 review includes a review for violations of AS 14.18.060; nothing in this paragraph
23 precludes a correspondence study student, or the parent or guardian of a
24 correspondence study student, from privately obtaining or using textbooks or
25 curriculum material not provided by the school district;

26 (8) provide prospective employees with information relating to the
27 availability and cost of housing in rural areas to which they might be assigned, and,
28 when possible, assist them in locating housing; however, nothing in this paragraph
29 requires a school district to provide teacher housing, whether district owned, leased,
30 rented, or through other means, nor does it require a school board to engage in a
31 subsidy program of any kind regarding teacher housing;

1 (9) train persons required to report under AS 47.17.020, in the
2 recognition and reporting of child abuse, neglect, and sexual abuse of a minor;

3 (10) provide for the development and implementation of a preventative
4 maintenance program for school facilities; in this paragraph, "preventative
5 maintenance" means scheduled maintenance actions that prevent the premature failure
6 or extend the useful life of a facility, or a facility's systems and components, and that
7 are cost-effective on a life-cycle basis;

8 (11) establish procedures for providing the training under
9 AS 14.18.060, AS 14.20.149, 14.20.680, AS 14.30.355, 14.30.356, 14.30.362,
10 AS 14.33.100, [14.33.127,] AS 18.66.310, and AS 47.17.022; the procedures
11 established under this paragraph must include a training schedule that ensures that not
12 less than 50 percent of the total certificated staff employed **by the district receive**
13 [AT A SCHOOL RECEIVES] all of the training not less than every two years and that
14 all of the certificated staff employed **by the district receive** [AT EACH SCHOOL
15 RECEIVES] all of the training not less than every four years.

16 * **Sec. 15.** AS 14.16.020 is amended to read:

17 **Sec. 14.16.020. Operation of state boarding schools.** In the management of
18 state boarding schools, the board shall

19 (1) adopt a philosophy of education for state boarding schools;

20 (2) approve the employment of personnel necessary to operate state
21 boarding schools;

22 (3) establish the salaries and benefits to be paid teachers, excluding
23 administrators;

24 (4) designate the employees authorized to direct disbursements from
25 the money appropriated for the operation of state boarding schools and for the
26 construction of facilities;

27 (5) provide custodial services and routine maintenance of physical
28 facilities;

29 (6) establish procedures for the development and implementation of
30 curriculum and the selection and use of textbooks and instructional materials;

31 (7) prescribe health evaluation and placement screening programs for

1 newly admitted students;

2 (8) establish procedures for staff evaluation; and

3 (9) establish procedures for providing the training under AS 14.18.060,
4 AS 14.20.149, 14.20.680, AS 14.30.362, AS 14.33.100, [14.33.127,] AS 18.66.310,
5 and AS 47.17.022; the procedures established under this paragraph must include a
6 training schedule that ensures that not less than 50 percent of the total certificated staff
7 employed **by the district receive** [AT A SCHOOL RECEIVES] all of the training not
8 less than every two years and that all of the certificated staff employed **by the district**
9 **receive** [AT EACH SCHOOL RECEIVES] all of the training not less than every four
10 years.

11 * **Sec. 16.** AS 14.16.020, as amended by sec. 8, ch. 2, SSSLA 2015, is amended to read:

12 **Sec. 14.16.020. Operation of state boarding schools.** In the management of
13 state boarding schools, the board shall

14 (1) adopt a philosophy of education for state boarding schools;

15 (2) approve the employment of personnel necessary to operate state
16 boarding schools;

17 (3) establish the salaries and benefits to be paid teachers, excluding
18 administrators;

19 (4) designate the employees authorized to direct disbursements from
20 the money appropriated for the operation of state boarding schools and for the
21 construction of facilities;

22 (5) provide custodial services and routine maintenance of physical
23 facilities;

24 (6) establish procedures for the development and implementation of
25 curriculum and the selection and use of textbooks and instructional materials;

26 (7) prescribe health evaluation and placement screening programs for
27 newly admitted students;

28 (8) establish procedures for staff evaluation; and

29 (9) establish procedures for providing the training under AS 14.18.060,
30 AS 14.20.149, 14.20.680, AS 14.30.355, 14.30.356, 14.30.362, AS 14.33.100,
31 [14.33.127,] AS 18.66.310, and AS 47.17.022; the procedures established under this

1 paragraph must include a training schedule that ensures that not less than 50 percent of
 2 the total certificated staff employed by the district receive [AT A SCHOOL
 3 RECEIVES] all of the training not less than every two years and that all of the
 4 certificated staff employed by the district receive [AT EACH SCHOOL RECEIVES]
 5 all of the training not less than every four years.

6 * **Sec. 17.** AS 14.30 is amended by adding a new section to read:

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

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

13 * **Sec. 18.** AS 14.30 is amended by adding a new section to read:

14 **Sec. 14.30.361. Sex education, human reproductive education, and human**
 15 **sexuality education.** (a) A person may only teach a class or program in sex education,
 16 human reproduction education, or human sexuality education if the person

17 (1) possesses a valid teacher certificate issued under AS 14.20 and is
 18 employed under a contract with the school; or

19 (2) is supervised by a person who meets the requirements under (1) of
 20 this subsection.

21 (b) Before curriculum, literature, or materials related to sex education, human
 22 reproduction education, or human sexuality education may be used in a class or
 23 program or distributed in a school, the curriculum, literature, or materials must be

24 (1) approved by the school board; and

25 (2) available for parents to review.

26 (c) Before a person teaches a class or program under (a)(2) of this section,

27 (1) the person must be approved by the school board; and

28 (2) the person's credentials must be available for parents to review.

29 * **Sec. 19.** AS 14.30.361, enacted by sec. 18 of this Act, is amended by adding a new
 30 subsection to read:

31 (d) The requirements under (a) of this section do not apply to

1 (1) sexual abuse and sexual assault awareness and prevention training
2 required under AS 14.30.355; or

3 (2) dating violence and abuse awareness and prevention training
4 required under AS 14.30.356.

5 * **Sec. 20.** AS 14.30.362(a), added by sec. 15, ch. 2, SSSLA 2015, is amended to read:

6 **Sec. 14.30.362. Suicide awareness and prevention training.** (a) A school
7 district and the department shall provide youth suicide awareness and prevention
8 training approved by the commissioner to each teacher, administrator, counselor, and
9 specialist who is employed by the district or department to provide services to students
10 [IN GRADES SEVEN THROUGH 12] in a public school in the state at no cost to the
11 teacher, administrator, counselor, or specialist.

12 * **Sec. 21.** AS 36.30.850(b) is amended by adding a new paragraph to read:

13 (47) contracts of the Department of Education and Early Development
14 for student assessments required under AS 14.03.123 and AS 14.07.020.

15 * **Sec. 22.** AS 14.17.520 is repealed.

16 * **Sec. 23.** AS 14.07.175 is repealed July 1, 2020.

17 * **Sec. 24.** Section 4, ch. 2, SSSLA 2015, is repealed.

18 * **Sec. 25.** The uncodified law of the State of Alaska is amended by adding a new section to
19 read:

20 TRANSITION: REGULATIONS. The Department of Education and Early
21 Development may adopt regulations necessary to implement the changes made by this Act.
22 The regulations take effect under AS 44.62 (Administrative Procedure Act), but not before the
23 effective date of the law implemented by the regulations.

24 * **Sec. 26.** Section 25 of this Act takes effect immediately under AS 01.10.070(c).

25 * **Sec. 27.** Sections 2, 12, 14, 16, and 19 of this Act take effect on the effective date of sec.
26 14, ch. 2, SSSLA 2015.

27 * **Sec. 28.** Section 20 of this Act takes effect on the effective date of sec. 15, ch. 2, SSSLA
28 2015.

29 * **Sec. 29.** Except as provided in secs. 26 - 28 of this Act, this Act takes effect July 1, 2016.