

SENATE CS FOR CS FOR HOUSE BILL NO. 156(FIN)(efd fld H)

IN THE LEGISLATURE OF THE STATE OF ALASKA

TWENTY-NINTH LEGISLATURE - SECOND SESSION

BY THE SENATE FINANCE COMMITTEE

Amended: 5/5/16

Offered: 4/16/16

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

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

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

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

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

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

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

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

18 (6) ensuring that, when a child is absent from an activity, class,
 19 program, or standards-based assessment or test required by the state under this section,
 20 the absence is not considered an unlawful absence under AS 14.30.020 if the child's
 21 parent withdrew the child from the activity, class, program, or standards-based
 22 assessment or test or gave permission for the child's absence.

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

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

30 (d) 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 14.03.016(d), enacted by sec. 1 of this Act, is amended by adding a new
6 paragraph to read:

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

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

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

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

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

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

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

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

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

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

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

31 (c) The state board shall adopt regulations implementing this section,

1 providing for a statewide student assessment system, and providing for the process of
2 assigning a designation under (a) of this section, including

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

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

8 **(3)** [(2)] high performance and low performance designations that are
9 based on the accountability system under this section;

10 **(4)** [(3)] a procedure for appealing a designation that may be used by
11 the principal of a public school or by the superintendent of a public school district;

12 **(5)** [(4)] additional measures that may be progressively implemented
13 by the commissioner to assist schools or districts to improve performance in
14 accordance with this section; [AND WITH FEDERAL LAW; TO THE EXTENT
15 NECESSARY TO CONFORM TO FEDERAL LAW,] the additional measures may
16 be unique to a certain school or district if that school or district receives federal
17 funding that is not available to all schools or districts in the state.

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

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

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

30 (e) The department shall establish a program of special recognition for those
31 public schools that receive a high performance designation, **based on the**

1 **accountability system under (f) of this section, that demonstrates**

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

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

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

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

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

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

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

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

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

21 **(2)** [(3)] to the extent practicable, minimize the administrative burden
 22 on districts.

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

24 (a) The department shall

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

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

1 **college preparatory courses;**

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

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

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

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

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

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

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

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

31 (11) review plans for construction of new public elementary and

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

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

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

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

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

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

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

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

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

31 (17) notify the legislative committees having jurisdiction over

1 education before intervening in a school district under AS 14.07.030(14) or redirecting
2 public school funding under AS 14.07.030(15).

3 [(18) REPEALED]

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

31 (11) train persons required to report under AS 47.17.020, in the

1 recognition and reporting of child abuse, neglect, and sexual abuse of a minor; and

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

18 (7) 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 (8) 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 school district to provide teacher housing, whether district owned, leased,
29 rented, or through other means, nor does it require a school board to engage in a
30 subsidy program of any kind regarding teacher housing;

31 (9) train persons required to report under AS 47.17.020, in the

1 recognition and reporting of child abuse, neglect, and sexual abuse of a minor;

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

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

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

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

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

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

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

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

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

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

30 (7) prescribe health evaluation and placement screening programs for
31 newly admitted students;

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

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

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

- 13 (1) adopt a philosophy of education for state boarding schools;
 14 (2) approve the employment of personnel necessary to operate state
 15 boarding schools;
 16 (3) establish the salaries and benefits to be paid teachers, excluding
 17 administrators;
 18 (4) designate the employees authorized to direct disbursements from
 19 the money appropriated for the operation of state boarding schools and for the
 20 construction of facilities;
 21 (5) provide custodial services and routine maintenance of physical
 22 facilities;
 23 (6) establish procedures for the development and implementation of
 24 curriculum and the selection and use of textbooks and instructional materials;
 25 (7) prescribe health evaluation and placement screening programs for
 26 newly admitted students;
 27 (8) establish procedures for staff evaluation; and
 28 (9) establish procedures for providing the training under AS 14.18.060,
 29 AS 14.20.149, 14.20.680, AS 14.30.355, 14.30.356, 14.30.362, AS 14.33.100,
 30 [14.33.127,] AS 18.66.310, and AS 47.17.022; the procedures established under this
 31 paragraph must include a training schedule that ensures that not less than 50 percent of

1 the total certificated staff employed **by the district receive** [AT A SCHOOL
 2 RECEIVES] all of the training not less than every two years and that all of the
 3 certificated staff employed **by the district receive** [AT EACH SCHOOL RECEIVES]
 4 all of the training not less than every four years.

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

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

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

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

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

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

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

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

23 (1) approved by the school board; and

24 (2) available for parents to review.

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

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

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

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

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

31 (1) sexual abuse and sexual assault awareness and prevention training

1 required under AS 14.30.355; or

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

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

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

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

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

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

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

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

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

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