



**GOVERNING BOARD AGENDA ITEM
AMPHITHEATER UNIFIED SCHOOL DISTRICT NO. 10**

DATE OF MEETING: **October 4, 2016**

TITLE: **Study of Proposed Revisions to Governing Board Policies EBAA (Reporting of Hazards/Warning Systems); JC (School Attendance Areas); JFAB (Tuition/Admission of Nonresident Students); JFABD (Admission of Homeless Student), and JLCD (Medicines/Administering Medicines to Students).**

BACKGROUND:

ASBA Policy Services recommends that, due to legislation passed in the Fifty-second Legislature, Second Regular Session, 2016 the Board consider changes to the following policies:

EBAA (Reporting of Hazards/Warning Systems). On May 18, 2016 the Governor signed House Bill 2190 (education omnibus) which affected language regarding a school district's pest management policy. The Bill removed the requirement for the Board to consult with teachers, parents, administrators, the public, health professionals or certified applicators in its development. Pesticide application notification may now be made verbally, in writing, by telephone or electronic transmission. EBAA has been revised to provide specific warning of pesticide applications.

JC (School Attendance Areas). House Bill 2190 (education omnibus) also removed the requirement that school districts notify an entity that donated the land on which a school was built of changes to attendance boundaries. JC has been revised to reflect that change.

JFAB—Tuition/Admission of Nonresident Student. Finally, ASBA Policy Services recommends a review of this policy. In November 2015 and pursuant to ASBA recommendation and House Bill 2479 relating to student tuition, the Board added language that references the eligibility of children who are residents of the United States, but non-residents of Arizona, for enrollment without payment of tuition if certain conditions are met. ASBA has moved this language and designated as a *discretionary*, not mandatory, action of the Governing Board.

JFABD — Admission of Homeless Students. On May 7, 2016, the Governor signed into law House Bill 2665 (charter schools; preference; foster children) which revised A.R.S. § 15-816.01 to *allow* charter schools to give enrollment preference to children in foster care or who meet the definition of unaccompanied youth.

JLCD (Medicines/Administering Medicines to Students). Policy JLCD has been revised to reflect the expanded powers and duties of the Governing Board as a result of the Governor having signed House Bill 2355 (opioid antagonists; prescription; dispensing; administration) on May 9, 2016. A.R.S. § 15-341(A)(43) now requires, in relevant part, that the Governing Board prescribe and enforce policies and procedures for the emergency administration by a district employee of naloxone hydrochloride or any other opioid antagonist approved by the United States Food and Drug Administration. The school district or charter school employee ("person" for the purposes of this section), who is acting in the person's official capacity and in good faith, would be exempt from civil liability. In part, the statutes states:

“... A person who in good faith and without compensation administers an opioid antagonist to a person who is experiencing an opioid-related overdose is not liable for any civil or other damages as the result of any act or omission by the person rendering the care or as the result of any act or failure to act to arrange for further medical treatment or care for the person experiencing the overdose, unless the person while rendering the care acts with gross negligence, willful misconduct or intentional wrongdoing.”

RECOMMENDATION:

Policies EBAA (Reporting of Hazards/Warning Systems); JC (School Attendance Areas); JFAB (Tuition / Admission of Nonresident Students); JFABD (Admission of Homeless Student), and JLCD (Medicines / Administering Medicines to Students) are presented for the Board’s study at this time. The proposed policies will be brought back at a later date for the Board’s approval.

INITIATED BY:

Date: September 28, 2016



Patrick Nelson, Superintendent