



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

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**DATE OF MEETING:**      **April 12, 2022**

**TITLE:**            **Periodic Legislative Update**

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**BACKGROUND:**

This item permits the Governing Board to review and discuss the status of K-12 education-related legislation proposed in the second regular session of the Fifty-fifth Arizona legislature this year. The attachment provided with this item identifies the currently proposed legislation. Information updated/added since the Board's March 8, 2022 review is noted in **BLUE**. Information deleted pursuant to Committee amendment is in **RED**.

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**RECOMMENDATION:**

This item is presented for the Board's information only at this time. No action is required.

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**INITIATED BY:**

**Michelle H. Tong, J.D.,**  
Associate to the Superintendent and General Counsel

**Date: April 4, 2022**

**Todd A. Jaeger, J.D., Superintendent**

## **HOUSE BILLS**

### **HB2008:**

#### **SCHOOLS; ACADEMIC STANDARDS; CIVICS INSTRUCTION**

The academic standards for high school graduation that the State Board of Education is required to prescribe must include a comparative discussion of political ideologies that conflict with the principles of freedom and democracy. The SBE is required to develop civic education standards that include instruction on a list of specified topics, including the original intent of the founding documents and principles of the United States.

*First sponsor:* Rep. Nguyen (R - Dist 1)

Status: 3/28 Senate minority and majority caucus, do pass; 3/23 from Senate Educ., do pass 5-3; 2/18 Transmit to Senate; 2/15 House minority and majority caucus, do pass; 2/8 House Educ., do pass amended; 1/11 Referred to House Educ.

### **HB2009:**

#### **VIOLATIONS OF STATE LAW; SCHOOLS**

At the request of a member of the Legislature, the Attorney General is required to investigate any official action taken by a school district or charter school governing board that the member alleges violates state law or the state Constitution. If the Attorney General concludes that there is a violation, the Attorney General is required to notify the school district or charter school of the violation by certified mail. If the school district or charter school fails to resolve the violation within 30 days, the Attorney General is required to notify the Arizona Department of Education (ADE), and ADE must withhold 10 percent of the monthly Classroom Site Fund monies that the school district or charter school is eligible to receive, with some exceptions, for each month the violation continues. The Attorney General is required to continue to monitor the response of the school district or charter school, and when the violation is resolved, is required to notify the Governor and the Legislature, and to notify ADE to stop withholding monies to the school district or charter school. A school district or charter school that has Classroom Site Fund monies withheld is prohibited from reducing the pay or benefits of an employee who is a teacher, instructional staff or classified staff in any manner during the same fiscal year that the monies were withheld.

*First sponsor:* Rep. Kaiser (R - Dist 15)

Status: 3/2 House COW approved with floor amend #4598; FAILED House 26-32; 1/11 Referred to House gov-elect.

### **HB2011:**

#### **PARENTAL CONSENT; STUDENT GROUPS; SEXUALITY**

Public educational institutions are required to obtain signed, written consent from a student's parent or guardian before allowing a student to participate in any school student group or club involving sexuality, gender, or gender identity. Parents of a student in a public educational institution have the right to review the "formational documents" (defined) of any school student group or club involving sexuality, gender, or gender identity.

*First sponsor:* Rep. Kavanagh (R - Dist 23)

Status: 1/11 Referred to House Educ.

### **HB2019:**

#### **SCHOOL BOARDS; SIGNATURES; PER DIEM**

School district governing board members are eligible to receive per diem compensation of \$35 for each day the member is present at a school board meeting that is open to the public. The compensation is payable from any lawfully available school district monies. Also, school board offices are added to the list of candidates that may collect signatures for nomination petitions using the secure online signature collection system.

*First sponsor:* Rep. Kaiser (R - Dist 15)

Status: 1/11 Referred to House gov-elect.

**HB2025:****SCHOOLS; PARENTAL CLASSROOM VISITATION POLICIES**

Requires school district governing boards and charter school governing bodies to adopt public policies allowing visits, tours, and observations for parents of enrolled students and parents who wish to enroll their student unless the visit, tour, or observation threatens the health and safety of students and staff. Requires these policies be posted on the homepage of each school's website for easy access.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/8 Senate minority and majority caucus, do pass; 3/7 from Senate Rules okay; 3/1 Senate Educ., do pass 7-1; 2/15 House passed, 31-28, Transmit to Senate; 2/8 House minority and majority caucus, do pass; 2/1 House, do pass on reconsideration; 1/18 House Educ., failed to pass.

**HB2026:****LITERACY ENDORSEMENT; NONCERTIFICATED TEACHERS**

Beginning August 1, 2026, the rules adopted by the State Board of Education (SBE) are required to establish an optional literacy endorsement for all noncertificated teachers who provide literacy instruction in kindergarten programs or grades one through five. SBE is prohibited from requiring noncertificated teachers to obtain a literacy endorsement.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/28 Senate minority and majority caucus, do pass; 3/23 Senate Educ., do pass 7-0; 2/24 Referred to Senate Educ.; 2/21 House minority and majority caucus, do pass; 2/15 House Educ. do pass amended/strike-everything, voting 9-1; 1/11 Referred to House Educ.

**HB2027:****CTEDs; REVISIONS**

Adds that a student in a CTE program on a satellite, centralized, or leased centralized campus may generate up to 1.75 ADM for instruction received at any time during the year. Clarifies that a student who attends a satellite campus or program run by a community college generates 0.25 ADM for every three community college credits. Specifies that a CTED may calculate its ADM by dividing the instructional hours of enrollment by 600, except:

- o Between 150 and 300 hours is 0.25 ADM
- o Between 300 and 400 hours is 0.5 ADM
- o Between 400 and 600 hours is 0.75 ADM
- o 600 hours or more is 1.0 ADM

Prohibits a CTED's ADM from being calculated on the 100th day of instruction.

Prohibits the Arizona Department of Education (ADE) from restricting the instructional time to particular days of the week or year.

Allows a CTED to operate for less than 180 days of instruction if it meets the equivalent number of hours of instruction.

Retroactive to September 29, 2021

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/15 Senate minority and majority caucus, do pass; 3/15 from Senate Rules okay; 1/27 Transmit to Senate; 1/25 House minority and majority caucus, do pass; 1/18 House Educ., do pass amended.

**HB2028:****ACCOUNTABILITY; ALTERNATIVE SCHOOLS**

To operate an alternative school, a school district or charter school is required to apply to the State Board of Education (SBE) for approval on a form prescribed by the SBE. If the SBE approves the request, the SBE is required to notify the school district or charter school of the method by which the alternative school's letter grade will be calculated. If an alternative school serves both at-risk students and students who are not at risk, the alternative school must be assigned both a letter grade that factors in the performance of the at-risk students, and a letter grade that factors in the

performance of the students who are not at risk.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 1/11 Referred to House Educ.

#### **HB2034:**

##### **CTEDs; ASSOCIATE DEGREES**

Allows a CTED to offer associate degrees that are accredited by a regional accreditation agency approved by the U.S. Department of Education. Requires that a CTED offering an associate degree program meet all regional accreditation and state licensure requirements. Specifies that a CTED may only offer associate degrees that are on the in-demand regional education list, which is compiled annually by the Office of Economic Opportunity.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/22 Senate minority and majority caucus, do pass; 3/15 Senate Educ., do pass amended 6-2; 2/18 Transmit to Senate; 2/17 House passed 50-9; 2/15 House minority and majority caucus, do pass; 2/8 House Educ., do pass amended 7-3; 1/18 House Educ., held.

#### **HB2039:**

##### **LIVE, REMOTE INSTRUCTION; DUAL ENROLLMENT**

School districts and charter schools are authorized to offer courses for students in grades 9 through 12 in which the instructional services are provided remotely in a live and synchronous setting by another school district or charter school in Arizona pursuant to a written agreement. Schools that offer live, remote instruction courses are required to provide an in-person teacher or instructional aide for each course and ensure that students satisfy the instructional time and instructional hours requirements. The school district or charter school acting as the instructional services provider is required to pay the instructor of the course a stipend of at least 25 percent of the contractual amount of per-course, per-student monies. The school district or charter school providing the moderated classroom generates average daily membership for students enrolled in live, remote instruction courses. The school district or charter school acting as the instructional services provider does not generate average daily membership for students attending a live, remote instruction course.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/29 Senate appro., do pass amended/strike everything 10-0; 3/1 Referred to Senate Educ., appro.; 2/25 Transmit to Senate; 2/24 House passed 52-7; 2/22 House minority and majority caucus, do pass; 2/9 House appro., do pass 11-1; 1/11 Referred to House Educ.

#### **HB2040:**

##### **ESAs; SPECIAL EDUCATION SERVICES; NOTIFICATION**

Requires a private school to provide written notification to the guardian of a prospective disabled student of the special education services and therapies the school will provide to the student before the guardian pays tuition or fees from an Empowerment Scholarship Account (ESA).

Clarifies that the notification is not required in subsequent years of enrollment at the same school.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 1/18 House Educ., do pass 9-1.

#### **HB2061:**

##### **SEX EDUCATION; PARENTAL CONSENT; SCHOOLS**

Numerous changes to statutes relating to sex education in public schools. School districts and charter schools are prohibited from providing sex education instruction before the 6th grade. Prohibits charter schools, in addition to school districts, from providing sex education instruction to a student unless the student's parent provides written permission. Written permission from a parent is also required for a student to participate in instruction on AIDS and HIV. School districts and charter schools are required to make any sex education curricula, including curricula related to instruction on AIDS and HIV, available for a parent's review, and to notify parents where the curricula is available before the parent provides written permission. School districts and charter schools are authorized to develop a course of study or adopt an existing sex education course of

study for each grade. Sex education instruction is required to be appropriate to the grade level, be medically accurate, promote abstinence, discourage drug abuse, and dispel myths regarding transmission of HIV. By December 15, 2022, each school district and charter school that offers any sex education instruction is required to review its course of study and revise it to comply with this legislation.

*First sponsor:* Rep. Blackman (R - Dist 6)

Status: 1/13 Referred to House Educ., hel-hu ser.

**HB2064:**

**DHS; SCHOOL IMMUNIZATIONS; EXCLUSIONS.**

An immunization against COVID-19 or any variant of COVID-19 is not required for school attendance.

*First sponsor:* Rep. Blackman (R - Dist 6)

Status: 1/13 Referred to House Educ., hel-hu ser.

**HB2065:**

**SCHOOL IMMUNIZATIONS; NONATTENDANCE; OUTBREAK**

Students who lack documentary proof of immunization are no longer prohibited from attending school during outbreak periods of communicable immunization preventable diseases as determined by the Department of Health Services or local health department.

*First sponsor:* Rep. Blackman (R - Dist 6)

Status: 1/13 Referred to House Educ., hel-hu ser.

**HB2070:**

**OPEN MEETINGS; CAPACITY; POSTING; VIOLATION**

Requires public bodies, when feasible, to provide a reasonable amount of seating for people wanting to attend deliberations and meetings. Requires agendas to include the time the public will have physical access to the meeting space. States that heads of public bodies may be held liable to a civil penalty in case of a violation.

*First sponsor:* Rep. Kavanagh (R - Dist 23)

Status: 3/23 Senate [third reading FAILED 15-13](#); 3/15 from Senate Rules okay; 2/24 Transmit to Senate; 2/23 House passed 31-28; 2/14 House COW, do pass amended; 1/31 House Rules (C&P), passed; 1/26 House GE, do pass amended.

**HB2086:**

**DHS; SCHOOL IMMUNIZATIONS; EXCLUSIONS**

An immunization against COVID-19 or any variant of COVID-19 is not required for school attendance.

*First sponsor:* Rep. Osborne (R - Dist 13)

Status: 3/31 Senate [minority and majority caucus, do pass](#); 3/23 from Senate [hel-hu ser., do pass 5-3](#); 3/1 Referred to Senate [hel-hu ser.](#); 2/25 Transmit to Senate; 2/24 House passed 31-28; 2/21 House minority and majority caucus, do pass; 2/15 House Educ., do pass 6-4; 1/18 Referred to House Educ., hel-hu ser.

**HB2112:**

**CLASSROOM INSTRUCTION; RACE; ETHNICITY; SEX**

Teachers, administrators, or other employees of a school district, charter school, or state agency involved with students and teachers in K-12 are prohibited from using public monies for instruction that presents any sort of blame or judgment on the basis of race, ethnicity, or sex. Establishes a list of concepts that these persons are prohibited from allowing instruction in or making part of any course, including that one race, ethnic group, or sex is inherently superior to another and that meritocracy or traits such as hard work ethic are racist or sexist. A teacher who

violates this section is subject to disciplinary action, including suspension or revocation of the teacher's certificate. The Attorney General or the county attorney for the county in which an alleged violation occurred may initiate a suit in superior court to enforce compliance. The court is authorized to impose a civil penalty of up to \$5,000 per school district, charter school, or state agency where the violation occurs. [Capitol Reports Note: These provisions were originally signed into law as Laws 2021, chapter 404 (part of the FY2021-22 budget), but were deemed unconstitutional by the Arizona Supreme Court in Arizona School Boards Association et al v. State of Arizona.]

*First sponsor:* Rep. Udall (R - Dist 25)

Status: [3/23 Senate FIN do pass amended/strike everything 7-1](#); 2/4 Transmit to Senate; 2/3 House COW approved with floor amend #4077. Passed House 31-28; ready for Senate; 1/25 House minority and majority caucus, do pass; 1/18 House, second read.

#### **HB2114:**

##### **SCHOOL DISTRICTS; GROSS MISMANAGEMENT; INTERVENTION**

At the request of the Department of Education, the State Board of Education is required to call a public meeting to consider "gross mismanagement" (defined) by any school district. After testimony from interested parties, the Board may appoint a fiscal crisis team or receiver.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 1/25 House Educ. held

#### **HB2117:**

##### **SCHOOLS; TRANSPORTATION SUPPORT LEVEL; CTE**

The transportation support level for transportation to and from a career technical education district is the same as for transportation to and from school.

*First sponsor:* Rep. Kaiser (R - Dist 15)

Status: 1/13 Referred to House Educ., appro.

#### **HB2118:**

##### **SCHOOLS; ALTERNATIVE EDUCATION; REVISIONS**

Various changes to statutes relating to alternative education. School district governing boards are authorized to contract with any public body or private person to provide alternative schools. Alternative education programs and alternative schools are allowed to deliver the annual required instructional time or instructional hours to students on any day of the week. Alternative education programs and alternative schools must admit students who are under 25 years of age, and those students are eligible for state funding. A student who is enrolled in an alternative education program or alternative school is considered a full-time student for the purposes of calculating average daily membership and must be funded at 1.0 average daily membership if the student is enrolled in at least 20 hours of instruction per week. If a student is enrolled in fewer than 20 hours of instruction per week, the average daily membership is reduced proportionally. Also, membership of the State Board for Charter Schools is modified by adding an operator of an alternative charter school whose mission is to serve at-risk students and by reducing the number of public members to five, from six.

*First sponsor:* Rep. Kaiser (R - Dist 15)

Status: [3/31 Senate third reading passed 26-0](#); [3/22 Senate COW approved with floor amend #4820](#); [3/15 from Senate Rules okay](#); 2/24 Transmit to Senate; 2/23 House passed 44-15; 2/22 House minority and majority caucus, do pass; 2/8 House Educ., do pass 9-1; 1/24 Referred to House Educ., appro.



**HB2122:****CONTINUING HIGH SCHOOL; WORKFORCE TRAINING**

The State Board of Education is required to establish a continuing high school and workforce training program to provide adult learners with alternative study services that lead to the issuance of a high school diploma and industry-recognized credentials. The Board is required to authorize service providers that are qualified 501(c)(3) organizations that meet specified requirements to operate program schools. Program schools will receive \$7,700 per fulltime student enrolled in the program school each year. In FY2024-25 and each FY after, the funding amount per full-time student must be increased by a minimum growth rate of either two percent or the change in the GDP price deflator from the second preceding calendar year to the calendar year immediately preceding the budget year, whichever is less. A program school is eligible to receive funding for any adult student regardless of age. The Department of Education is required to develop application procedures for the program, and application requirements are listed.

*First sponsor:* Rep. Kaiser (R - Dist 15)

Status: 3/22 Senate Appro.; do pass amended 9-0; 3/9 from Senate Educ., do pass; 2/24 Transmit to Senate; 2/23 House passed 39-20; 2/22 House minority and majority caucus, do pass; 2/8 House Educ., do pass amended 8-2; 1/24 Referred to House Educ., appro.

**HB2124:****COMMON SCHOOL DISTRICTS; TUITION; ELIMINATION**

Removes language that:

- o Prescribes how tuition is to be charged to a common school district that is not within a high school district for high school students
- o Allows a school district governing board to budget for the bond issues portion of the cost of tuition charged to the district for students attending school in another school district.

States that the revenue control limit (RCL) and district support level (DSL) for a common school district not within a high school district is calculated using the equalization base, rather than the tuition payable, for high school students who attend school in another school district.

Determines the equalization base for high school students who attend school in another school district by multiplying the countywide average per-pupil equalization base for high school students by the number of resident high school students in the common school district not within a high school district during the prior school year.

Requires monies collected for the equalization base for high school students who reside in a common school district not within a high school district and who attend another school district to be added to the county aid for equalization assistance.

Deletes language that:

- o Requires a school district governing board to admit 350 or fewer students from another school district or area without certificates of educational convenience to a high school if the student is a resident of a common school district that is not within a high school district and that does not offer instruction in the student's grade
- o Excludes pupils who are admitted under the 350 or fewer pupil limitation from the district additional assistance calculation of a common school district not within a high school district
- o States that, for the purposes of determining eligibility to increase the RCL or DSL, the student count for a common school district not within a high school district is the student count for pupils in kindergarten programs and the 1st-12th grades

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/28 Senate minority and majority caucus, do pass; 3/22 Senate Educ., do pass

amended/strike everything 7-0; 2/15 Transmit to Senate; 2/1 House minority and majority caucus, do pass; 1/25 House Educ., held.

**HB2161:**

**PARENTAL RIGHTS; SCHOOLS; EDUCATIONAL RECORDS**

This state, political subdivisions, any other governmental entity, and any official of any governmental entity are prohibited from interfering with or usurping the fundamental right of parents to direct the upbringing, education, health care, and mental health of their children. A parent is authorized to bring suit against a governmental entity or official based on any violation of the statutory rights of parents, and to raise a violation as a claim or a defense. In any such action brought by a parent, the governmental entity or official has the burden of proof to demonstrate both that the interference or usurpation is essential to accomplish a compelling government interest and that the method of interference or usurpation used by the government is narrowly tailored and is not otherwise served by a less restrictive means. Parents are required to have access to all written and electronic records of a school district or school district employee concerning the parent's child. School district and charter physical, emotional, or mental health, or the student's purported gender identity if incongruous with the student's biological sex. Parents are authorized to file suit against a school district or charter school for violations, and may recover declaratory relief, injunctive relief, attorney fees and costs, and any other appropriate relief.

*First sponsor:* Rep. Kaiser (R - Dist 15)

Status: 3/30 Senate COW, do pass amended; 3/22 Senate minority and majority caucus, do pass; 3/15 Senate Educ., do pass amended 5-3; 3/16 from Senate Educ. with amend #4765; 2/25

Transmit to Senate; 2/24 House passed 31-28; 2/1 House minority and majority caucus, do pass; 1/25 House Educ., do pass.

**HB2162:**

**OPEN MEETING LAW; VIOLATIONS; PENALTY**

Increases the civil penalties the court is authorized to impose for violations of open meeting law to up to \$500 for a first offense and up to \$10,000 for a second or subsequent offense, instead of up to \$500 for a second offense and up to \$2,500 for a third or subsequent offense. In addition to or in lieu of the civil penalties, the court is authorized to require a member of the public body to attend training on public meetings as directed by the Attorney General or the Ombudsman-Citizens Aide. Open meeting law violations may be committed recklessly in addition to knowingly.

*First sponsor:* Rep. Kaiser (R - Dist 15)

Status: 1/18 Referred to House gov-elect.

**HB2164:**

**CAREER AND COLLEGE READINESS; SEAL**

Beginning in the 2023-2024 school year, the Superintendent of Public Instruction is required to establish a state seal of career and college readiness program to recognize students who graduate from high school in Arizona and who have attained a high level of proficiency in professional workplace skills and technical skills in one or more Department of Education-approved career and technical education programs. Program requirements are specified.

*First sponsor:* Rep. Kaiser (R - Dist 15)

Status: 1/18 Referred to House Educ.

**HB2177:**

**CHARTER SCHOOLS; FINGERPRINTING; RENEWAL; REVOCATION**

Adds all charter representatives, charter school governing body members and officers, directors, members and partners of a charter holder to those who must have a valid fingerprint clearance card. Stipulates that before a sponsor of a charter school adopts a determination of intent to revoke



a charter, the charter holder must have at least 30 days to address the problems associated with the reasons for the determination of intent to revoke. States that the sponsor is not required to provide the charter holder with 30 days to correct the problems associated with the reasons for adopting a determination of intent to revoke if the reasons cannot be remedied. Instructs a sponsor, before adopting a determination of intent to revoke a charter, to provide the charter holder written notice that includes the reasons for the charter sponsor's consideration to revoke the charter. Specifies that notice may be provided by electronic means or by United States mail and the effective date of the notice. Mandates the determination of whether to proceed to revocation be made at a public meeting. Adds all charter representatives, charter school governing body members and officers, directors, members and partners of a charter holder to those who must have a valid fingerprint clearance card. Eliminates the ability for a charter operator to apply for early renewal.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/28 Senate minority and majority caucus, do pass; 3/22 Senate Educ., do pass amended 7-0; 2/4 Transmit to Senate; 2/3 House passed 59-0; 2/1 House minority and majority caucus, do pass; 1/25 House Educ., do pass.

#### **HB2178:**

##### **SCHOOL PSYCHOLOGISTS; EXEMPTION**

Excludes a school psychologist, who is certified by ADE and contracted to provide services in an educational institution setting that services pupils in prekindergarten or kindergarten programs or the 1st-12th grades, from licensure requirements prescribed by the Board of Psychologist Examiners if the services are a part of that person's contract with the educational institution setting.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/30 Signed by Governor; 3/24 Senate passed 27-0; Ready for Governor; 3/22 Senate minority and majority caucus, do pass; 2/4 Transmit to Senate; 2/3 House passed 58-1; 2/1 House minority and majority caucus, do pass; 1/25 House Educ., do pass.

#### **HB2179:**

##### **SCHOOLS; ACCOUNTING RESPONSIBILITY PLANS; COUNTIES**

A school district applying to the State Board of Education to assume accounting responsibility is required to file the accounting responsibility plan with the county treasurer and the county school superintendent of the county in which the school district is located, instead of being required to notify the county treasurer and county school superintendent before March 1 of the fiscal year preceding the fiscal year of implementation.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/22 Senate minority and majority caucus, do pass; 3/16 from Senate Educ., do pass 8-0; 2/24 Transmit to Senate; 2/23 House passed 59-0; 2/21 House minority and majority caucus, do pass; 2/15 House Educ., do pass 9-0; 1/18 Referred to House Educ.

#### **HB2180:**

##### **SCHOOL FACILITIES; REPLACEMENT; RENOVATION; FUNDING**

The list of authorized purposes of monies from the New School Facilities Fund (NSF Fund) is expanded to include renovating or replacing a facility or facilities that a school district believes pose a health or safety threat to students and are beyond their useful life. The School Facilities Oversight Board is required to prescribe a uniform format for use by school district governing boards in developing a capital plan for construction to renovate or replace school facilities. Information that must be included in the capital plan is listed. The application process for a school district to receive NSF Fund monies for renovation or replacement of facilities is established.

Projects for which a school district receives monies from the NSF Fund are not eligible for monies from the Building Renewal Grant Fund.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: [2/24 Retained on House COW calendar](#); 2/21 House minority and majority caucus, do pass; 2/9 House appro, do pass 8-4; 2/8 House Educ., do pass amended 6-4; 1/19 Referred to House Educ.

#### **HB2185:**

##### **SCHOOL FACILITIES; REPLACEMENT; RENOVATION; FUNDING**

Beginning in the 2022-2023 school year and each year thereafter, before any qualified student accepts a scholarship from a school tuition organization (STO) or enrolls in an Arizona empowerment scholarship account (ESA), the parent of the qualified student is required to sign an agreement to annually have the student take any nationally standardized norm-referenced achievement examination, the statewide assessment, or any examination related to college or university admissions that assesses reading and mathematics for any year that the student pays tuition as a full-time student at a qualified school and is in any of grades 3 through 12. Some exceptions. Schools that enroll one or more students with an STO or ESA scholarship are required to annually post on the school's website the aggregate test scores on those examinations of all students enrolled in the school.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 1/27 Referred to House Educ.

#### **HB2191:**

##### **SCHOOL IMMUNIZATIONS; DHS; EXCLUSIONS**

An immunization against COVID-19 or any variant of COVID-19, and an immunization for which a U.S. Food and Drug Administration emergency use authorization has been issued are not required for school attendance. An immunization must be prescribed by a rule adopted by the Department of Health Services (DHS) before it may be required for in-person school attendance. [Capitol Reports Note: Some of these provisions were originally signed into law as Laws 2021, chapter 409 (part of the FY2021-22 budget), but were deemed unconstitutional by the Arizona Supreme Court in Arizona School Boards Association et al v. State of Arizona.]

*First sponsor:* Rep. Bolick (R - Dist 20)

Status: 1/19 Referred to House Educ., hel-hu ser.

#### **HB2192:**

##### **SEX EDUCATION; COMPREHENSIVE; MEDICALLY ACCURATE**

School districts are required to provide sex education that is "medically accurate" and "comprehensive" (both defined). At the request of a student's parent, a school district is required to excuse the student from instruction on sex education. School districts are required to notify each parent of the ability to withdraw the student from the instruction. On request, the Department of Education is required to assist a school district with a suggested course of study and/or teacher training.

*First sponsor:* Rep. Hannley (D - Dist 9)

Status: Introduced.

#### **HB2212:**

##### **SCHOOLS; IMMUNIZATIONS; REGISTERED NURSES; POSTING**

School districts and charter schools are required to post on their websites whether a registered nurse is assigned to each school and an explanation of the manner in which student health issues

are addressed at the school. The school is also required to identify the clinical credentials or licenses of the person providing health services on campus. Required reports on immunizations are also required to be posted on school websites.

*First sponsor:* Rep. Butler (D - Dist 28)

Status: Introduced.

**HB2233:**

**DROPOUT RECOVERY PROGRAMS; SPECIAL AUDIT**

Written learning plans and participation calculations for students enrolled in a dropout recovery program are done on a quarterly basis, instead of monthly. By June 30 of each year, each dropout recovery program is required to report a list of specified information on the program to the Department of Education. Repeals statute authorizing dropout recovery programs effective January 1, 2025. The Auditor General is required to conduct a special audit of the dropout recovery programs operated in Arizona, and to submit copies of the special audit to the Legislature by June 30, 2023. Appropriates \$75,000 from the general fund in FY2022-23 to the Auditor General to perform the special audit.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/29 Senate appro., do pass; 3/7 Senate read second time; 3/3 Referred to Senate Educ.; 2/25 Transmit to Senate; 2/24 House passed 59-0; 2/22 House minority and majority caucus, do pass; 2/9 House appro, do pass amended 12-0; 2/9 House appro, do pass 12-0; 2/2 House appro held; 2/1 House Educ., do pass 6-4.

**HB2246:**

**EXTRACURRICULAR AND INTERSCHOLASTIC ACTIVITIES; ELIGIBILITY**

Any child who resides within the attendance area of a school operated by a school district, including a child who attends a charter school or private school or who participates in distance learning, must be allowed to try out for interscholastic activities or participate in extracurricular activities at the school in the same manner as a student enrolled in that school.

*First sponsor:* Rep. Finchem (R - Dist 11)

Status: 1/18 Referred to House Educ.

**HB2247:**

**SCHOOLS; LEARNING MATERIALS; ACTIVITIES**

Beginning August 1, 2021, each school district and charter school is required to prominently disclose on a publicly accessible portion of its website any procedures or processes in effect for a parent to have access in advance to review the current learning materials and activities "used for student instruction" (defined) at the school, and a listing of the learning materials and activities used for instruction in the current year, organized by subject area and grade, or a copy of "lesson plans" (defined) submitted by instructors at the school in the current year. Learning materials and activities must be posted within 10 days after the effective date of this legislation, and on or before July 1 following the completion of each school year after. The materials must remain accessible via the school website for at least 12 months. Additional requirements for the list of learning materials and activities are specified.

*First sponsor:* Rep. Finchem (R - Dist 11)

Status: 1/18 Referred to House Educ.

**HB2277:**

**SCHOOL DISTRICTS; BOUNDARY CHANGES**

The process for the governing boards of two adjacent school districts to authorize boundary adjustments is modified to allow the adjustment to result in the transfer of up to 10 percent,

increased from 1.5 percent of the student count of the district from which the students will transfer, and to remove the requirement for a majority of the electors within the geographic boundaries of a specified portion of a school district to present a petition to the governing boards.

*First sponsor:* Rep. Fillmore (R - Dist 16)

Status: 2/1 House Educ., held.

#### **HB2278:**

##### **ALTERNATIVE MATHEMATICS GRADUATION PATHWAY**

Requires the State Board of Education to develop and adopt academic competency requirements for an alternative mathematics graduation pathway including algebra, geometry, and an advanced math course which may include personal finance, computer science, statistics, or business mathematics

*First sponsor:* Rep. Fillmore (R - Dist 16)

Status: 3/29 Senate appro., do pass amended/strike everything 6-4; 3/25 Senate Appr., strike everything; 2/15 Transmit to Senate; 2/1 House Educ., do pass

#### **HB2279:**

##### **SCHOOL DISTRICTS; LAPSING**

If a school district has had a student count of less than 150 students, increased from 8 students, between the ages of 6 and 21 years for one school year, the county board of supervisors is authorized to declare the school district lapsed and attach the territory of the lapsed school district to one or more adjoining school districts.

*First sponsor:* Rep. Fillmore (R - Dist 16)

Status: 2/1 House Educ., held

#### **HB2284:**

##### **SCHOOLS; STUDENT PROMOTIONS**

Teachers are required, instead of allowed, to retain a student in a kindergarten program or grades 1 through 4 if the student does not meet the criteria prescribed by the State Board of Education, subject to review by the school board. Some exceptions, including for English learners and special education students.

*First sponsor:* Rep. Fillmore (R - Dist 16)

Status: 3/22 Senate Educ., held; 2/4 Transmit to Senate; 2/3 House COW approved. Passed House 31-28; ready for Senate. 2/1 House minority and majority caucus, do pass; 1/25 House Educ., do pass

#### **HB2285:**

##### **SEX EDUCATION; CHILD ABUSE PREVENTION**

School districts and charter schools are prohibited from providing sex education instruction to a student before 6th grade, instead of 5<sup>th</sup> grade. If a school district or charter school offers sex education instruction, the instruction is required to be medically and factually accurate, and to emphasize biological sex and not gender identities. School districts and charter schools are prohibited from providing the instruction to a student without written permission from the student's parent. All sex education materials and instruction are required to promote honor and respect for monogamous marriage. Beginning in the 2022-23 school year, school districts and charter schools are required to establish education and training on child abuse prevention for both school personnel and for students in kindergarten through 5th grade. This education and training must be designed to promote self-protection and accountability and to prevent the abuse of children, including sexual abuse, and other requirements for the training are established. School districts and charter schools are also required to provide personnel with education and training on prevention techniques for and recognition of child abuse, and information that must be included is specified. School district schools and charter schools are also required to post in a public area of the school that is readily

accessible to students a sign that is at least 11 inches by 17 inches, that is placed at students' eye level, and that contains a list of information related to child abuse, child neglect and the exploitation of children in English and in Spanish, including the telephone number of the centralized intake hotline concerning suspected abuse and neglect of children. The authorization for school districts to provide instruction to students on acquired immune deficiency syndrome and the human immunodeficiency virus is limited to students in grades 6 through 12. Appropriates \$415,000 from the general fund in FY2022-23 to the Department of Education to distribute to school districts and charter school to establish education and training on child abuse prevention as required by this legislation.

*First sponsor:* Rep. Fillmore (R - Dist 16)

Status: 1/19 Referred to House Educ., appro.

#### **HB2286:**

##### **SCHOOLS; SURVEYS; EXPRESS PARENTAL CONSENT**

A school district or charter school is required to obtain the written informed consent to administer surveys to students in a transparent manner on a separate paper or electronic form, and is prohibited from obtaining the written informed consent by including the consent request in a handbook or with any other consent request. For each violation of this requirement, the court is required to impose a civil penalty of \$1,000 per student.

*First sponsor:* Rep. Fillmore (R - Dist 16)

Status: 1/19 Referred to House Educ.

#### **HB2290:**

##### **APPRENTICESHIP PROGRAM; INCOME TAX SUBTRACTION**

This bill establishes the Arizona Student Apprenticeship Program (Program) and an income tax subtraction for participating employers. Appropriates \$400K from the General Fund in FY23 to ADE to administer the program.

Provisions:

##### Arizona Student Apprenticeship Program

Establishes the Program within the Arizona Department of Education (ADE) to provide job training and economic opportunity to high school students in Arizona. Requires ADE to develop application procedures, selection criteria and completion requirements. States that the program is separate and apart from the U.S Department of Labor-approved apprenticeship program. Allows any employer in Arizona to apply to participate in the Program by submitting an application to ADE.

Requires an employer who participates in the Program to:

- o Provide each participant employee with job training
- o Provide flexible scheduling to each participant employee with job training
- o Open a separate interest-bearing account on behalf of each participant employee
- o Deposit the portion of each participant employee's wages selected and opened by the participant employee
- o Deposit an equivalent amount of monies in the participant employee's account each time the employer deposits a portion of a participant employee's wages
- o Disburse to the participant employee the entire amount of monies in the account if a participant employee successfully completes the Program requirements prescribed by ADE
- o Disburse to the participant employee from the participant employee's account an amount of monies that is equivalent to the sum of the wages deposited in the account if a

participant employee does not successfully complete the program requirements prescribed by ADE.

Specifies that the employer may retain deposited monies and must transmit any interest on those monies to the State Treasurer for deposit in the state General Fund. Requires ADE to prepare a list that includes all employers that have been accepted to participate in the Program and post the list on ADE's website.

Specifies that a student may participate in the Program provide that the student meets the following requirements:

- o Is enrolled in high school at a public school in Arizona
- o Applies for the Program by submitting an application in a form prescribed by ADE to the public school at which the student is enrolled
- o Submits proof with the student's application that the student is projected to complete high school graduation requirements.
- o Specifies that if participation in the Program will interfere with a student's ability to complete high school graduation requirements, the public school must deny the student's application
- o Submits proof that the student has received an offer of employment from an employer on the list prepared by ADE.
- o Requires a participant employee to designate at least 10% of the participant employee's wages to be deposited in the account opened by the participant employer on behalf of the participant employee.
- o States that an employer that participates in the Program is allowed a tax credit for each participant employee who successfully completes the Program requirements prescribed by ADE.

#### Income Tax Subtraction

Requires ADE to issue a certificate to the employer to provide to the Arizona Department of Revenue (DOR) to verify the employer's participation in the Program and the participant employee's completion of the Program. Allows, for the first taxable year in which a participating Program employer employs a participant employee who successfully completes the Program, an income tax subtraction for each participant employee who successfully completes the Program.

Establishes an individual and corporate subtraction from Arizona gross income that is equivalent to the amount of monies an employer deposits in interest-bearing accounts and disburses to participant employees who successfully complete the Program.

*First sponsor:* Rep. Fillmore (R - Dist 16)

Status: [3/22 Senate Educ., do pass 5-3](#); 2/25 Transmit to Senate; 2/24 House passed 32-27; 2/21 House minority and majority caucus, do pass; 2/7 House appro, withdrawn; 2/1 House Educ., do pass.

#### **HB2291:**

##### **SCHOOLS; PROHIBITED INSTRUCTION; CIVIL PENALTY**

Teachers, administrators, or other employees of a school district, charter school, or state agency involved with students and teachers in K-12 are prohibited from using public monies for instruction that presents any sort of blame or judgment on the basis of race, ethnicity, or sex. Establishes a list of concepts that these persons are prohibited from allowing instruction in or making part of any course, including that one race, ethnic group, or sex is inherently superior to another and that meritocracy or traits such as hard work ethic are racist or sexist. A teacher who violates this section is subject to disciplinary action, including suspension or revocation of the teacher's certificate. The Attorney General or the county attorney for the county in which an



alleged violation occurred may initiate a suit in superior court to enforce compliance. The court is authorized to impose a civil penalty of at least \$5,000 per school district, charter school, or state agency where the violation occurs. [Capitol Reports Note: Most of these provisions were originally signed into law as Laws 2021, chapter 404 (part of the FY2021-22 budget), but were deemed unconstitutional by the Arizona Supreme Court in Arizona School Boards Association et al v. State of Arizona.]

*First sponsor:* Rep. Fillmore (R - Dist 16)

Status: 1/18 Referred to House Educ.

#### **HB2293:**

##### **SCHOOL EMPLOYEES; STUDENTS; GENDER PRONOUNS**

A public school is prohibited from requiring a school superintendent, principal or teacher or another officer or employee of a public school to use a sex or gender pronoun in reference to a student other than the sex or gender pronoun that corresponds to the sex listed on that student's birth certificate. A public school is prohibited from penalizing a school superintendent, principal or teacher or another officer or employee of a public school for refusing to use a sex or gender pronoun in reference to a student other than the sex or gender pronoun that corresponds to the sex listed on that student's birth certificate.

*First sponsor:* Rep. Fillmore (R - Dist 16)

Status: 1/18 Referred to House Educ.

#### **HB2314:**

##### **PUBLIC SCHOOLS; RESTROOMS; REASONABLE ACCOMMODATIONS**

A public school is required to provide a reasonable accommodation to any person who is unwilling or unable to use either a multi-occupancy restroom or changing facility designated for the person's sex and located in a public school building or multi-occupancy sleeping quarters while attending a public school-sponsored activity, and who requests in writing a reasonable accommodation from the public school. Any person whose written request for a reasonable accommodation is denied by the public school has a private cause of action against the public school unless the public school can demonstrate that the accommodation would cause an undue hardship.

*First sponsor:* Rep. Kavanagh (R - Dist 23)

Status: 2/15 House Educ. held; 1/20 Referred to House Educ.

#### **HB2315:**

##### **SCHOOLS; MATERIALS; POSTING REQUIRED**

Before the beginning of each school year, each school district school and each charter school is required to post on its school website a descriptive link to a webpage listing all "classroom reading materials" (defined) that are required or recommended at the school, a webpage listing all audio presentations, video presentations and audiovisual presentations that are viewed or listened to in class, assigned to be viewed or listened to outside of class or recommended at the school, and a webpage that includes a link that allows a user to access a list of the school's library offerings.

*First sponsor:* Rep. Kavanagh (R - Dist 23)

Status: 1/20 Referred to House Educ.

#### **HB2322:**

##### **HAZING; HAZING PARAPHERNALIA; OFFENSE**

A person commits hazing, a class 1 (highest) misdemeanor, by intentionally, knowingly or recklessly, for the purpose of pledging, initiating, or affiliating a minor or student into an "organization" (defined) or for the purpose of continuing or enhancing membership or status in an organization, causes or forces a minor or student to take any of a list of specified actions, including violating a federal or state criminal law and enduring physical, mental, or sexual brutality. If hazing results in a person's death, the criminal classification is increased to a class 4 (lower mid-level) felony. Also establishes the crime of hazing planning or organizing, a class 2 (mid-level)

misdeemeanor, and the crime of knowingly owning, purchasing, selling, or manufacturing "hazing paraphernalia" (defined), a class 3 (lowest) misdemeanor. AS PASSED HOUSE

*First sponsor:* Rep. Kavanagh (R - Dist 23)

Status: 3/22 Senate minority and majority caucus, do pass; 3/16 from Senate Educ. with amend #4767; 2/15 Transmit to Senate; 2/8 House minority and majority caucus, do pass.

**HB2325:**

**SCHOOLS; INSTRUCTION; 9/11 EDUCATION DAY**

September 11 in each year must be observed as 9/11 Education Day, which is not a legal holiday. On 9/11 Education Day, each public school in Arizona is required to dedicate a portion of the school day to age-appropriate education on the terrorist attacks of September 11, 2001. The State Board of Education (SBE) is required to develop a list of recommended resources relating to age-appropriate education on the terrorist attacks of September 11, 2001 that align with the academic standards prescribed by the SBE.

*First sponsor:* Rep. Kavanagh (R - Dist 23)

Status: 3/22 Senate minority and majority caucus, do pass; 3/16 from Senate Educ., do pass 5-3; 2/24 Transmit to Senate; 2/23 House passed 39-20; 2/21 House minority and majority caucus, do pass; 2/15 House Educ., do pass 7-3; 1/20 Referred to House Educ.

**HB2333:**

**APPROPRIATION; K-12 ROLLOVER**

Makes a supplemental appropriation in FY2021-22 of an unspecified amount (blank in original) from the general fund to the Department of Education to distribute to school districts with fewer than 2,500 students that are located in counties with a population of at least 54,000 persons but less than 455,000 persons to eliminate the reduction in basic state aid and additional state aid entitlement made in the FY2021-22 budget.

*First sponsor:* Rep. Cook (R - Dist 8)

Status: 3/30 Senate appro., do pass; 3/3 Referred to Senate appro.; 1/24 Referred to House Educ., appro.

**HB2352:**

**SCHOOL FACILITIES OVERSIGHT BOARD; CONTINUATION**

Continues the School Facilities Oversight Board, retroactive from July 1, 2022, until July 1, 2025.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 3/28 Senate minority and majority caucus, do pass; 3/22 Senate Educ., do pass 7-0; 2/10 Transmit to Senate; 2/8 House minority and majority caucus, do pass; 2/1 House Educ., do pass 10-0.

**HB2370:**

**SCHOOLS; MATERIALS; ACTIVITIES; POSTING; REVIEW**

Beginning in the 2022-23 school year, each school district and charter school governing board is required to ensure that each school under its authority prominently on a publicly accessible portion of its website a list of specified information, including the procedures for a parent to access the current learning materials used for student instruction, the procedures for the school principal to approve lesson plans, a listing of the learning materials and activities used for instruction at the school, a listing of available resources in the school library, and a copy of each survey administered at the school that solicits personal information about a student. This information must be displayed online at least seven days before the start of each school year. Establishes a complaint process that a party must follow prior to initiating legal action to enforce this requirement.

*First sponsor:* Rep. Bolick (R - Dist 20)

Status: 2/10 withdrawn; 1/24 Referred to House Educ.

**HB2373:**

**EMPOWERMENT SCHOLARSHIP ACCOUNTS; STUDENT VICTIMS**

For the purpose of empowerment scholarship accounts (ESA), the definition of "qualified student"

is expanded to include a child who is the alleged victim of assault, harassment, hazing, kidnapping, aggravated assault, theft, burglary, sexual harassment, sexual assault, a sexual offense, threatening or intimidating, fighting, sex trafficking or human trafficking, and the incident occurred on school grounds, on a school bus, at a school bus stop or at a school sponsored event or activity, including through the use of electronic technology or an electronic communication on a school computer, network, forum or mailing list. On receipt of a police report or an administrative or court pleading involving an incident of any of these crimes, the school principal is required to provide a copy of the report to the parent of the alleged victim and investigate the incident. On conclusion of the investigation or within 15 days after the incident was reported, whichever occurs first, the school district or charter school is required to notify the parent of the alleged victim about eligibility for an ESA. More.

*First sponsor:* Rep. Bolick (R - Dist 20)

Status: 1/27 Referred to House Educ.

#### **HB2383:**

##### **SCHOOL DISTRICT TAX LEVY; REDUCTION**

If a school district has a balance in the bond building fund and has no outstanding bonded indebtedness, the levy calculated for any additional primary school district tax levy must be reduced by an amount that results in a levy reduction of the bond building fund balance.

*First sponsor:* Rep. Kaiser (R - Dist 15)

Status: 2/2 House ways-means held.

#### **HB2403:**

##### **APPROPRIATION; ADE; ELECTRIC SCHOOL BUSES**

Appropriates \$1.5 million from the general fund in FY2022-23 to the Department of Education to award grants to school districts to purchase electric school buses.

*First sponsor:* Rep. Solorio (D - Dist 30)

Status: 1/24 Referred to House Educ., appro.

#### **HB2414:**

##### **MISCONDUCT INVOLVING WEAPONS; SCHOOL GROUNDS**

The exemption from misconduct involving weapons by knowingly possessing a deadly weapon on school grounds for firearms carried within a means of transportation under the control of an adult is modified so that the firearm is permitted to be loaded.

*First sponsor:* Rep. Parker (R - Dist 16)

Status: 3/8 Senate minority and majority caucus, do pass; 3/7 Senate consent calendar.

#### **HB2426:**

##### **ARIZONA ONLINE INSTRUCTION; COST STUDY**

The Auditor General is required to conduct and complete a cost study of Arizona online instruction, and information that must be included in the study is specified. Appropriates \$150,000 from the general fund in FY2022-23 to the Auditor General for the cost study.

*First sponsor:* Rep. Epstein (D - Dist 18)

Status: 2/15 House Educ., do pass 8-2; 1/24 Referred to House Educ., appro.

#### **HB2439:**

##### **SCHOOL LIBRARY BOOKS; PARENTAL REVIEW**

School district governing boards are required to adopt procedures by which parents have access to the school's library catalog of available books or materials and by which parents may receive a list of books or materials borrowed from the library by their children. School boards are required to approve all books in school libraries. Before approval, a list of all books must be available for public review for at least 60 days.

*First sponsor:* Rep. Pingerelli (R - Dist 21)

Status: 3/8 Senate minority and majority caucus, do pass; 3/1 from Senate Educ., do pass 5-3; 2/15 Transmit to Senate; 2/3 retained on House COW calendar; 2/1 House minority and majority caucus, do pass; 1/25 House Educ., do pass amended.

**HB2448:**

**FIREARMS SAFETY; TRAINING; SCHOOLS**

Beginning July 1, 2023, school districts and charter schools are required to provide public school students in grades 6 through 12 with one or more training sessions in firearms safety in an age appropriate manner. Information that must be included in the training is listed.

*First sponsor:* Rep. Nguyen (R - Dist 1)

Status: 3/28 Senate minority and majority caucus, do pass; 3/22 Senate Educ., do pass 5-3; 2/25 Transmit to Senate; 2/24 House third reading passed 31-28; 2/21 House minority and majority caucus, do pass; 2/21 House RULES, do pass 8-0; 2/14 House MAPS, do pass amended 8-7.

**HB2453:**

**GOVERNMENTAL ENTITIES; MASK REQUIREMENT; PROHIBITION**

A governmental entity may not impose any requirement to wear a mask or face covering anywhere on the governmental entity's premises, except where long-standing workplace safety and infection control measures THAT are unrelated to COVID-19 may be required. The requirements of this section do not apply to a special healthcare district established pursuant to title 48, chapter 31. For the purposes of this section, "governmental entity" means this state and any political subdivision of this state, including the judiciary that receives and uses state tax revenues.

*First sponsor:* Rep. Carter (R - Dist 8)

Status: 3/8 Senate minority and majority caucus, do pass; 2/28 Senate GOV, do pass 4-3; 2/18 Transmit to Senate; 2/17 House third reading passed 31-28; 2/8 House minority and majority caucus, do pass; 2/7 House RULES, do pass 5-3; 2/2 House GE, do pass 7-6.

**HB2487:**

**ARIZONA COMMUNITY SCHOOLS PILOT PROGRAM**

Establishes a five-year Arizona Community Schools Pilot Program in the Arizona Department of Administration (ADOA) to assist public schools in developing "community school" (defined) plans. Eligibility for a grant under the Program is established. ADOA is authorized to award various types of grants, with a maximum annual total of \$5 million. Public schools that receive grants are required to contract with a "community-based organization" to support the academic success of students by providing holistic support. Other requirements for grant recipients are established. Appropriates \$5 million from the general fund in each of FY2022-23 through FY2026- 27 to ADOA for the Program.

*First sponsor:* Rep. Wilmeth (R - Dist 15)

Status: 1/25 House Educ.

**HB2495:**

**SCHOOLS; SEXUALLY EXPLICIT MATERIALS; PROHIBITION**

A public school in Arizona is prohibited from referring students to or using any "sexually explicit material" (defined) in any manner.

*First sponsor:* Rep. Hoffman (R - Dist 12)

Status: 3/22 Senate minority and majority caucus, do pass; 3/16 from Senate Educ., do pass 5-3; 2/17 Assigned to Senate Educ. and Senate Rules; 2/4 Transmit to Senate; 2/3 House COW

approved with amend #4012 and floor amend #4078. Passed House 31-28; ready for Senate; 2/1 House minority and majority caucus, do pass; 1/25 House Educ., do pass amended.

**HB2533:**

**TRIBAL COLLEGE DUAL ENROLLMENT PROGRAM**

Authorizes the Tribal College Dual Enrollment Program to offer, to student members of a tribe living off of the reservation and other students, courses relating to tribal language, government and culture through intergovernmental agreements with high schools located outside of a reservation. Adds books and instructional materials to the costs for which the Program compensates tribal colleges. Allows the Office of Indian Education within ADE to provide technical assistance to tribal colleges and high schools in connection with initiating and operating a dual enrollment program. Clarifies that a course offered under this program must qualify for a certificate or degree program and must relate to tribal language, government, or culture or any other college subject.

*First sponsor:* Rep. Blackwater-Nygren (D - Dist 18)

Status: 2/8 House Educ., held.

**HB2555:**

**SCHOOLS; CIVICS INSTRUCTION**

The academic standards for high school graduation that the State Board of Education is required to prescribe must include a comparative discussion of political ideologies that conflict with the principles of freedom and democracy. The SBE is required to develop integrated civic education standards that include instruction on a list of specified topics, including the history and content of the Declaration of Independence and the history, meaning, and effect of the U.S. Constitution and the Bill of Rights.

*First sponsor:* Rep. Griffin (R - Dist 14)

Status: 1/24 Referred to House Educ.

**HB2557:**

**SCHOOL DISTRICT CANDIDATES; BALLOTS**

The names of candidates for school district governing board must appear on the ballot with partisan or independent designation, instead of without partisan or other designation.

*First sponsor:* Rep. Griffin (R - Dist 14)

Status: 1/24 Referred to House Educ.

**HB2561:**

**SCHOOLS; INSTRUCTION; NATIVE AMERICAN EXPERIENCE**

Beginning in the 2024-2025 school year, the State Board of Education is required to include in the academic standards for students in kindergarten through grade 12 instruction relating to the Native American experience in Arizona that includes instruction on tribal history, sovereignty issues, culture, treaty rights, government, socioeconomic experiences and current events, and that is historically accurate, culturally relevant, community based, contemporary and developmentally appropriate. The Board is required to provide professional development to teachers and administrators relating to the instruction, and to ensure that the federally recognized Indian tribes in Arizona have the opportunity to collaborate in developing the instruction. The Board is required to submit a report on implementing the instruction to the Governor and the Legislature by

October 15 of 2023, 2024 and 2025. Emergency clause.

*First sponsor:* Rep. Blackwater-Nygren (R - Dist 7)

Status: 1/24 Referred to House Educ.

**HB2565:**

**ASDB; REVISIONS**

This bill makes several changes to the admissions process for the Arizona State Schools for the Deaf and Blind (ASDB) Clarifies that ASDB is considered a local education agency for students

enrolled in a campus-based model. Requires that a representative from a student's home school district shall represent and arrange placement and review of an Individualized Education Plan for that student when enrolling at ASDB. Requires the representative from the student's home school district on a placement and evaluation team to meet the following requirements:

- o Qualified to provide or supervise the provision of specially designed instruction to meet the unique needs of children with disabilities

- o Is knowledgeable about general education curriculum

- o Is knowledgeable about the availability of resources of the public agency

Adds a member of the placement and evaluation team to be a representative from ASDB. If the child will participate in the regular education environment, adds a regular education teacher to the placement and evaluation team. Adds the student, if appropriate, to be a participant in the placement and evaluation meeting. Requires ASDB to hold a placement meeting for a child who is enrolled in a campus based model at least annually to review the child's placement and invite a representative from the student's home district

- o If it is determined that ASDB is no longer the least restrictive environment, the home district shall enroll the child

*First sponsor:* Rep. Udall (R - Dist 25)

Status: [3/22 Senate minority and majority caucus, do pass](#); [3/16 from Senate Educ., do pass 8-0](#); 2/21 Transmit to Senate; 2/21 House passed 54-4; 2/15 House minority and majority caucus, do pass.

#### **HB2566:**

##### **SPECIAL EDUCATION VOUCHERS; AMOUNT**

Establishes amounts for special education institutional vouchers for students enrolled in a campus-based program at the Arizona State Schools for the Deaf and Blind.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 2/8 House Educ., do pass 10-0.

#### **HB2587:**

##### **PUBLIC RECORDS; POINT OF CONTACT**

Any entity that is subject to a public records request is required to provide the name and contact information of the employee who is authorized and able to provide the information requested. An employee who is authorized and able to provide public records information is required to reply within five business days acknowledging receipt of the request.

*First sponsor:* Rep. Grantham (R - Dist 12)

Status: [3/28 Senate minority and majority caucus, do pass](#); [2/28 Senate GOV do pass 7-0](#); [2/24 Transmit to Senate](#); [2/23 House do pass amended 49-10](#); 2/3 from House gov-elect do pass.

#### **HB2614:**

##### **SCHOOLS; COMMUNICATIONS; PUBLIC RECEIPT OPTION**

If a school district provides districtwide communications to community members via an electronic platform, the school district's home website is required to prominently display a public option to receive these communications. School districts are prohibited from removing any person from the school district's electronic communications distribution list for district-wide messaging unless the person elects to no longer receive these communications.

*First sponsor:* Rep. Chaplik (R - Dist 23)

Status: [2/1 House second read](#); 1/31 Referred to House Educ.

#### **HB2632:**

##### **CIVICS TEST; PASSING SCORE**

Increases to 70, from 60, the number of questions a student must correctly answer on a test identical to the civics portion of the naturalization test used by the United States Citizenship and Immigration Services in order to graduate from high school. A student in grade 7 or 8 is permitted to take the test, and if the student correctly answers at least 70 of the 100 questions, the school district or charter school is required to document that the student has passed the test on the student's transcript, and the student is not required to take the test again in high school.



*First sponsor:* Rep. Nguyen (R - Dist 1)

Status: 3/24 Signed by Governor; 3/18 Transmitted to Governor; 3/17 Passed Senate 22-7; 2/18 Transmit to Senate; 2/17 House third reading, passed 59-0; 1/31 Referred to House Educ.

**HB2638:**

**CURRICULUM; ASIAN AMERICAN PACIFIC ISLANDERS**

Appropriates \$100,000 from the general fund in FY2022-23 to the Department of Education to issue a grant to a nonprofit organization located in Arizona to develop a curriculum on the history and contributions of Asian American Pacific Islanders in the United States.

*First sponsor:* Rep. Pawlik (D - Dist 17)

Status: 1/31 Referred to House Educ., appro.

**HB2667:**

**GRANTS; SCHOOL COUNSELORS; SOCIAL WORKERS**

Beginning in the 2027-2028 school year, if sufficient monies are appropriated for this purpose, each school district and charter school is required to hire at least one school counselor or school social worker for every 550 students who are enrolled in the school district or charter school. Establishes the School Counseling or School Social Work Plan Grant Fund, to be administered by the Department of Education to assist with the costs of implementing school counseling or school social work plans. Establishes an application process for grant monies from the Fund. Appropriates the following amounts from the general fund in the following fiscal years to the Fund: \$19 million in FY2022-23, \$38 million in FY2023-24, \$57 million in FY2024-25, \$76 million in FY2025-26, and \$95 million in FY2026-27.

*First sponsor:* Rep. Quinonez (D - Dist 27)

Status: 2/3 Referred to House Educ., appro.

**HB2707:**

**PUBLIC SCHOOLS; MOMENT OF SILENCE**

Overview: Current law states that time be set aside for students who wish to recite the pledge of allegiance. Provisions: Requires school districts and charter schools to set aside time for at least one minute but not more than two minutes at the beginning of the school day for a moment of silence which students may not interfere with other students' participation. Prohibits teachers or other staff from suggesting the nature of any reflection in which the student may engage in during the moment of silence. Requires teachers to encourage parents of students in the class to discuss with their children how to best use the moment of silence.

*First sponsor:* Rep. A. Hernandez (D - Dist 3)

Status: 3/31 Senate COW, do pass; 3/28 Senate minority and majority caucus, do pass; 3/22 Senate Educ., do pass 6-2; 3/8 Referred to Senate Educ.; 2/24 House passed 47-12; 2/21 House minority and majority caucus, do pass; 2/18 Transmit to Senate; 2/15 House Educ., do pass 8-1.

**HB2739:**

**SCHOOL BOARD ASSOCIATIONS; OPEN MEETINGS**

Requires all meetings of an association of school boards (association) and the board of directors of an association (board) to be open to the public. Prohibits an employee of an association of school districts from holding membership on a school district governing board.

*First sponsor:* Rep. Udall (R - Dist 25)

Status: 2/23 House failed 30-29; 2/21 House minority and majority caucus, do pass; 2/15 House Educ., do pass 5-4; 2/8 Introduced.

**HB2800:**

**CONCURRENT COURSEWORK; AVERAGE DAILY MEMBERSHIP**

Requires a student to receive at least a C grade or higher in a community college or university course for a school district or charter school to include a student enrolled in concurrent coursework in ADM calculations. Specifies, for each community college or university course for which three credits are earned with a C grade or higher, 1/8 of an ADM is generated. Increases the maximum ADM a full-time high school student who attends concurrent enrollment classes may generate

from 1.0 to 1.25.

*First sponsor:* Rep. Diaz (R - Dist 14)

Status: 2/21 House appro failed to pass 4-9; 2/15 House Educ., do pass 6-3; 2/8 Introduced.

**HB2820:**

**SCHOOL SAFETY; SCHOOL RESOURCE OFFICERS**

Allows school resource officers and juvenile probation officers to respond to any suspected crime against a person or property that is a serious offense or that involves a deadly weapon or dangerous instrument or serious physical injury and any conduct that poses a threat of death or serious physical injury to employees, students, or anyone on the property of the school. Requires a school district or charter school that enters into an agreement with a law enforcement agency for the purpose of hiring a school resource officer or a juvenile probation officer to provide that the school resource officer or juvenile probation officer:

- o Focus on building positive relationships between students, school staff, and the community
- o Is not responsible for student discipline unless the school resource officer or juvenile probation officer is authorized to respond
- o Complete the following trainings administered by a national association of school resource officers on or before January 1, 2023
  - A basic school resource officer course that both:
    - Is designed for law officers and school safety professionals working in an educational environment
    - Provides tools for school resource officers and juvenile probation officers to build positive relationships with both students and staff
  - An adolescent mental health training that is designed to help school safety professionals and school personnel to identify and respond to students suspected of having a mental health need

Prohibits school districts and charter schools from allowing a school resource officer or juvenile probation officer on campus if they have not completed the trainings required on or before January 1, 2023. Requires every school district and charter school to report to ADE the number of school resource officers or juvenile probation officers per school within the school district or per charter school and the agencies of each school resource officer or juvenile probation officer. Appropriates \$173K to ADE from the state general fund in FY22 to cover the cost of the basic school officer training course. Appropriates \$68K to ADE from the state general fund in FY22 to cover the cost of the adolescent mental health training course.

*First sponsor:* Rep. A. Hernandez (D - Dist 3)

Status: 2/15 House Educ., do pass 6-4; 2/9 Introduced.

**HCM2003:**

**INDIAN BOARDING SCHOOLS; URGING INVESTIGATION**

Declares that the Legislature prays that the United States Department of the Interior:

- o Investigate all 51 of the former and current Indian boarding schools in Arizona
- o Use ground penetrating radar to look for unmarked graves and return any discovered remains to their families or tribes, as requested, for appropriate repatriation and burial. Directs the Arizona Secretary of State to transmit copies of this memorial to the DOI Secretary

*First sponsor:* Rep. Jermaine (D - Dist 18)

Status: 2/8 House minority and majority caucus, do pass; 2/1 House Educ., do pass.

## **SENATE BILLS**

### **SB1010:**

#### **SCHOOL DISTRICTS; PROTESTING; PARTISAN ELECTIONS**

Prohibits school districts from ejecting or retaliating against peaceful protesters from protesting after school hours on a school property or any other location where a governing board meeting or any other school-related meeting is occurring.

Prohibits school districts from requiring protesters to apply, request a permit, or any other kind of authorization in order to engage in peaceful protesting.

Defines “peaceful protesting” as all of the following:

- o Does not pose an obvious threat to persons
- o Does not damage property
- o Does not interfere with or disrupt activities occurring on school property or in the vicinity where the school meeting is taking place

Requires elections for school district governing board members to be conducted using a partisan primary election ballot for elections occurring after January 1, 2023.

*First sponsor:* Sen. Ugenti (R - Dist. 23)

Status: 1/25 Senate Educ., failed to pass 4-4.

### **SB1011:**

#### **SCHOOL BOARD ASSOCIATIONS; MEMBERSHIP; PAYMENT**

Prohibits school districts from using tax monies to pay for their membership in a state school board association or a national school board association.

*First sponsor:* Sen. Townsend (R - Dist. 16)

Status: 1/25 from Senate rules okay; 1/18 Senate Educ., do pass.

### **SB1036:**

#### **SCHOOLS; FLAGS; DISPLAY; CIVIL PENALTY**

Section 1. Section 15-506, Arizona Revised Statutes, is amended to read:

15-506. Flag, Constitution and Bill of Rights display; recitation of pledge of allegiance; exemption; civil penalty

A. School districts and charter schools shall:

1. Acquire United States flags that are manufactured in the United States and that are at least two feet by three feet and hardware to appropriately display the United States flags.
2. For grades seven through twelve, acquire a legible copy of the Constitution of the United States and the Bill of Rights that is manufactured in the United States.
3. Display the flags in accordance with title 4 of the United States Code in each classroom and on or near the outside of the school building during school hours and at such other times as the school authorities direct.
4. For grades seven through twelve, place a legible copy of the Constitution of the United States and the Bill of Rights adjacent to each classroom flag.
5. Set aside a specific time each day for ~~those~~ students who wish to recite the pledge of allegiance to the United States flag.

B. Private schools, parochial schools and homeschools are exempt from this section.

C. A school district or charter school that violates this section is subject to a civil penalty of not more than \$1,000 for each violation. The attorney general shall impose and collect the civil penalties under this subsection.

*First sponsor:* Sen. Rogers (R - Dist. 6)

Status: 2/9 Transmit to House; 2/9 Senate third reading passed 16-13; 2/2 from Senate Educ. with amend #4050.

**SB1046:****BIOLOGICAL SEX; INTERSCHOLASTIC ATHLETICS**

An interscholastic, intercollegiate, intramural, or club athletic team or sport that is sponsored by an "educational institution" (defined) of the state of Arizona and each educational institution whose students or teams compete against an educational institution sponsored by the state of Arizona is required to be expressly designated as one of the following based on biological sex: males, men or boys; females, women or girls; and coed or mixed sex. Athletic teams or sports designated for females, women or girls cannot be open to students of the male sex. If disputed, a student may establish the student's sex by presenting a signed physician's statement that indicates the student's sex based only on the student's internal and external reproductive anatomy, the student's normal endogenously produced levels of testosterone, and an analysis of the student's genetic makeup. Does not apply to a student born with a medically verifiable genetic disorder of sex development. Any student who is deprived of an athletic opportunity or suffers any direct or indirect harm as a result of a violation of these requirements has a private cause of action for injunctive relief, damages and any other relief available under law against the educational institution. Any student who is subject to retaliation or other adverse action by an educational institution or athletic association or organization as a result of reporting a violation of this section has a private cause of action for injunctive relief, damages and any other relief available under law against the educational institution or athletic association or organization. A civil action must be initiated within two years after the harm occurs. Emergency clause.

*First sponsor:* Sen. Rogers (R - Dist. 6)

**SB1062:****DROPOUT RECOVERY PROGRAMS; REPORT; POSTING**

The Arizona Department of Education (ADE) is required to post the annual report on the Dropout Recovery Program on the ADE website.

*First sponsor:* Sen. Leach (R - Dist. 11)

Status: 3/22 house Educ., withdrawn, referred to House appro.; 2/23 Senate third reading, passed 28-0; 2/21 Senate minority and majority caucus, do pass; 2/15 Senate Educ., do pass 8-0; 1/20 further referred to Senate Educ.

**SB1068:****CHARTER SCHOOLS; TEACHERS; FUNDING**

Allows a charter school to compute and receive funding for the Teacher Experience Index (TEI).

- o Allows schools to include all full time equivalent teachers, regardless of certification status, to be eligible for TEI funding.

Allows a charter school to calculate and receive additional teacher compensation funding, if approved by the State Board of Education (SBE).

Requires a charter school applying to SBE for additional teacher compensation funding to document:

- o That the school's teacher performance evaluation system meets the same standards recommended by SBE for school districts
- o The employees evaluating teachers for retention meet the minimum qualifications for an evaluator recommended by SBE for school districts

Defines "teacher compensation" as salaries, employee fringe benefits, and other non salary benefits for all teachers regardless of certification status.

*First sponsor:* Sen. Leach (R - Dist. 11)

Status: 2/24 Senate COW, do pass; 2/8 Senate minority and majority caucus, do pass; 1/25 from Senate rules okay; 1/24 referred to Senate rules; 1/18 Senate Educ., do pass.

**SB1082:****ASRS; EMPLOYER CONTRIBUTIONS; PREPAYMENT**

An Arizona State Retirement System (ASRS) employer may prepay the employer's "401(a) pension contributions" (defined) directly to ASRS according to a written agreement between the employer and ASRS. Establishes a process for ASRS to manage prepaid pension contributions. Emergency clause.

*First sponsor:* Sen. Livingston (R - Dist. 22)

Status: [3/24 from House gov-elect with amend #4861](#); [3/16 House gov-elect, held](#); 2/3 Senate COW approved with floor amend #4091.

**SB1083:****ASRS; MODIFICATIONS**

Various changes to statutes relating to the Arizona State Retirement System (ASRS). Provisions include: Expands the definition of "eligible retirement plan" to include, for distributions made after December 18, 2015, a simple retirement account that satisfies the requirements of section 408(p) of the federal Internal Revenue Code. In determining the past service funding period, the ASRS Board is required to seek to improve the funded status whenever the trust fund is less than 100 percent funded. Eligibility to elect to in a supplemental employee deferral plan is limited to employees who are not eligible to participate in a public retirement system established in statute. AS PASSED SENATE

*First sponsor:* Sen. Livingston (R - Dist. 22)

Status: [3/29 House minority and majority caucus, do pass](#); [3/28 House Rules, do pass 7-0](#); [3/14 House Rules, held](#); [3/2 from House gov-elect., do pass 11-0](#); 1/27 passed Senate 27-0; ready for House.

**SB1131:****EMPOWERMENT SCHOLARSHIP ACCOUNTS; QUALIFIED STUDENTS**

For the purpose of Arizona empowerment scholarship accounts, the definition of "qualified student" is expanded to include a child whose parent is a veteran of the U.S. Armed Forces, a child whose parent is a "first responder," and a child of a "health professional" (defined elsewhere in statute) who is employed full-time and who provides direct patient care.

*First sponsor:* Sen. Rogers (R - Dist. 6)

Status: 2/8 Senate Educ., failed to pass 4-4; 1/11 referred to Senate Educ.

**SB1159:****TEACHER CERTIFICATION; LEADERSHIP PREPARATION PROGRAMS**

Expands the list of pathways for the issuance of a teaching certificate to include traditional teacher preparation programs, and any training or preparation pathway adopted by the State Board of Education (SBE). Deletes the requirement for a teacher certification renewal applicant to have at least 10 years of verified full-time experience in Arizona in the area in which the person is seeking renewed certification. School districts and charter schools are authorized to apply to SBE for authority to approve the certification of principals, assistant principals, supervisors and other school-level leadership positions as a locally based school leadership preparation program provider. SBE is required to adopt rules for this program, and provisions that must be included in the rules are listed. A school district or charter school is permitted to employ and enroll any interim principal, interim assistant principal or interim supervisor certification holders with a bachelor's degree into its locally based school leadership preparation program.

*First sponsor:* Sen. Gray (R - Dist. 21)

Status: [3/29 House minority and majority caucus, do pass](#); [3/28 House Rules, do pass 7-0](#); [3/23 House Educ., do pass amended 5-4](#); [3/8 Referred to House Educ.](#); 2/1 Senate minority and majority

caucus, do pass; 2/1 from Senate rules okay.

**SB1165:**

**INTERSCHOLASTIC; INTRAMURAL ATHLETICS; BIOLOGICAL SEX**

An interscholastic or intramural athletic team or sport that is sponsored by a public or private school whose students or teams compete against a public school is to be expressly designated as one of the following based on biological sex: males, men or boys; females, women or girls; and coed or mixed sex. Athletic teams or sports designated for females, women or girls cannot be open to students of the male sex. Any student who is deprived of an athletic opportunity or suffers any direct or indirect harm as a result of a school knowingly violating these requirements has a private cause of action for injunctive relief, damages and any other relief available under law against the school. Any student who is subject to retaliation or other adverse action by a school or association or organization as a result of reporting a violation of this section has a private cause of for injunctive relief, damages and any other relief available under law against the school or athletic association or organization. Any school that suffers any direct or harm as a result of a violation has a private cause of action for injunctive relief, damages and any other relief available under law against the government entity, the licensing or accrediting organization or the athletic association or organization. A civil action must be initiated within two years after the alleged violation occurs. Contains legislative findings.

Severability clause.

*First sponsor:* Sen. Barto (R - Dist. 15)

Status: 3/30 Signed by Governor; 3/24 House COW approved, passed House 31-24; Ready for Governor; 3/14 from House Rules okay; 2/2 Senate COW approved. Passed Senate 16-13; ready for House.

**SB1189:**

**SCHOOL COUNSELORS; GRANTS**

Beginning in the 2027-2028 school year, if sufficient monies are appropriated, each school district and charter school is required to hire at least one "school counselor" (defined) for every 550 students who are enrolled in the school district or charter school. The State Board of Education is required to issue a certificate to school counselors who satisfy the certification requirements adopted by the Board by rule. A person cannot be employed as a school counselor in a school district or charter school in Arizona after June 30, 2023 unless that person obtains a school counselor certificate from the Board. Establishes the School Counseling Plan Grant Fund to be administered by the Department of Education to provide grants to schools, school districts and charter schools to assist with the costs of a "school counseling plan" (defined). Application requirements for grants from the Fund are specified. Appropriates the following amounts from the general fund in the following fiscal years to the Fund: \$19 million in FY2022-23, \$38 million in FY2023-24, \$57 million in FY2024-25, \$76 million in FY2025-26, and \$95 million in FY2026-27.

*First sponsor:* Sen. Bowie (D - Dist. 18)

Status: 1/13 referred to Senate Educ., appro.

**SB1195:**

**CHILDHOOD TRAUMA TRAINING; PROGRAM; APPROPRIATION**

Beginning in the 2023-2024 school year, the Arizona Department of Education (ADE) is required to offer to certificated teachers and administrators in public schools optional childhood trauma awareness and prevention training on the effects of childhood trauma on student achievement and social development. Information that must be included in the training is specified, and ADE is authorized to partner with a nonprofit organization to provide the training. The State Board of Education is required to adopt rules to allow certificated teachers and administrators to count childhood trauma awareness and prevention training as continuing education credits. Appropriates \$100,000 from the general fund in FY2022-23 to the newly established Childhood Trauma Awareness and Prevention Training Grant Program Fund, which ADE may use to issue grants to



pay the costs of attending childhood trauma awareness and prevention training.

*First sponsor:* Sen. Hatathlie (D - Dist. 7)

Status: 1/18 referred to Senate Educ., appro.

**SB1198:**

**LOCAL GOVERNMENTS; LOBBYING; PROHIBITION**

Counties, municipalities, school districts, and other political subdivisions and any person acting on behalf of a political subdivision are prohibited from entering into a contract with a person or entity for lobbying services and from spending monies for any person or entity to lobby on behalf of that political subdivision unless that person is directly employed by the political subdivision. If a county, municipality, school district or other political subdivision is a member of an organization of which the majority of the members are composed of political subdivisions or other public bodies, no portion of membership dues may be authorized for lobbying activities.

*First sponsor:* Sen. Petersen (R - Dist. 12)

Status: [3/7 FAILED Senate 12-17](#); 1/18 referred to Senate gov.

**SB1211:**

**SCHOOLS; MATERIALS; ACTIVITIES; POSTING; REVIEW**

Beginning in the 2022-23 school year, each school district and charter school governing board is required to ensure that each school under its authority prominently displays on a publicly accessible portion of its website a list of specified information, including the procedures for a parent to access the current learning materials used for student instruction, the procedures for the school principal to approve lesson plans, a listing of the learning materials and activities used for instruction at the school, a listing of available resources in the school library, and a copy of each survey administered at the school that solicits personal information about a student. This information must be displayed online at least seven days before the start of each school year. Establishes a complaint process that a party must follow prior to initiating legal action to enforce this requirement.

*First sponsor:* Sen. Barto (R - Dist. 15)

Status: [3/28 House appro., do pass 8-5](#); [3/23 Withdrawn from House Educ., referred to House appro.](#); [3/16 Referred to House Educ.](#); 2/8 Senate minority and majority caucus, do pass; 2/2 from Senate Educ. with amend #4054.

**SB1213:**

**SCHOOL FUNDING; INFLATION ADJUSTMENT**

Beginning in FY2022-23, the Legislature is required to increase the amount of district additional assistance and charter additional assistance by at least two percent. For FY2023-24 and each fiscal year after, the Legislature is required to increase the amount of district additional assistance and charter additional assistance by a minimum growth rate of either two percent or the change in the GDP price deflator from the second preceding calendar year to the calendar year immediately preceding the budget year, whichever is less. The amount of district additional assistance and charter additional assistance cannot be reduced below the base level established for FY2022-23.

*First sponsor:* Sen. Bowie (D - Dist. 18)

Status: 1/19 referred to Senate appro.

**SB1221:**

**EXPENDITURE LIMITATION; SCHOOL DISTRICTS; REPEAL**

Repeals statutes relating to the aggregate expenditure limitation for all school districts. Conditionally enacted on the state Constitution being amended by a vote of the people at the 2022 general election to repeal the expenditure limitation for school districts. If enacted, applies to FY2023-24 and after. Due to voter protection, this legislation requires the affirmative vote of at least 3/4 of the members of each house of the Legislature for passage.

*First sponsor:* Sen. Bowie (D - Dist. 18)

**SB1244:****SCHOOLS; GROUP B WEIGHT; ELIGIBILITY**

For the purpose of school base support level funding, establishes a weighted student count of 0.075 to 0.250 for the newly established "FRPL" (defined as students who meet the economic eligibility requirements for the federal National School Lunch and Child Nutrition Acts for free or reduced price lunches), depending on the percentage of students at that school that meet the economic eligibility requirements. For FY2022- 23, only schools in which 96 percent or more of the students meet the economic eligibility requirements qualify for the FRPL group B weight. For FY2023-24, only schools in which 91 percent or more of the students meet the economic eligibility requirements qualify for the FRPL group B weight.

*First sponsor:* Sen. Marsh (D - Dist. 28)

Status: 1/20 referred to Senate Educ., appro.

**SB1246:****SCHOOL BUSES; ELECTRIFICATION; CONTRACTS**

School districts are authorized to select a preapproved contract carrier or private party that provides electric school buses, electric school bus charging infrastructure, charging and charging management services, and/or electric school bus services, and that has received approval from the School Bus Advisory Council. The Council is required to finalize a process for soliciting preapprovals within six months after the effective date of this legislation, and is required to finalize an initial list of preapproved contract carriers and private parties within one year after the effective date of this legislation. Contains legislative findings.

*First sponsor:* Sen. Boyer (R - Dist. 20)

Status: 3/15 House minority and majority caucus, do pass; 3/14 from House Rules okay 7-0; 2/17 Senate COW, do pass amended; 2/15 Senate minority and majority caucus, do pass; 2/8 Senate Educ., do pass amended 8-0; 1/20 referred to Senate Educ.

**SB1296:****CLASS SIZE LIMITS; POLICIES; APPROPRIATIONS**

Beginning in the 2027-2028 school year, the governing board or governing body of each local education agency in Arizona is required to implement a policy that provides for the following class sizes: for K-3, an average class size of 18 and maximum class size of 21, for grades 4-8 an average class size of 22 and maximum class size of 27, for grades 9-12 an average class size of 25 and maximum class size of 30, and for career technical education an average class size of 20 and maximum class size of 25. As session law, appropriates the following amounts from the general fund to the Classroom Site Fund in the following fiscal years: \$200 million in FY2022-23, \$400 million in FY2023-24, \$600 million in FY2024-25, and \$800 million in FY2025-26. As permanent law, appropriates \$1 billion from the general fund in FY2026-27 and each FY after to the Classroom Site Fund.

*First sponsor:* Sen. Marsh (D - Dist. 28)

Status: 1/24 referred to Senate Educ., appro.

**SB1326:****SCHOOLS; COURSE EQUIVALENTS**

Beginning in the 2023-2024 school year, school districts and charter schools are authorized to approve course equivalents through which students in grades 9 through 12 receive up to two elective credits total during grades 9 through 12 through any of a list of methods, including working, participating in organized sports, community arts, or approved outside learning opportunities, and passing any course offered by a private postsecondary institution, community college or state university. Establishes guidelines for earning course credit through these methods. The State Board of Education is required to adopt a framework for schools to carry out this legislation. AS PASSED SENATE

*First sponsor:* Sen. Shope (R - Dist. 8)

Status: 3/29 House minority and majority caucus, do pass; 3/28 House Rules do pass 7-0; 3/23 House Educ., do pass 6-4; 3/8 referred to House Educ.

**SB1327:**

**ALTERNATIVE ASSESSMENT ADVISORY COMMITTEE**

The Department of Education is required to establish an Alternative Assessment Advisory Committee to consider the findings, conclusions and recommendations of the alternative assessment study committee established in 2021. Retroactive to November 23, 2021. Emergency clause.

*First sponsor:* Sen. Barto (R - Dist. 15)

Status: 3/29 House minority and majority caucus, do pass; 3/28 House Rules do pass 7-0; 3/23 House Educ., do pass 9-1; 3/1 Referred to House Educ.; 2/15 Transmit to House; 2/15 Senate Educ. do pass. 29-0.

**SB1328:**

**SCHOOLS; PROTECTIVE EYEWEAR; TERMINOLOGY  
HIGH-QUALITY TEACHER PROGRAM**

This bill was subject to a strike-everything amendment in the Senate Education committee. As amended, it codifies the High Quality Teacher Professional Development Pilot Program into statute.

- Directs the Arizona Department of Education (ADE) to establish a high quality teacher professional development program.
- Requires the program to issue scholarships and grants through a competitive process to certificated teachers who wish to gain additional credentials and certifications to teach in high-need content areas.
- Clarifies that grants may not exceed \$2,000 per applicant and a teacher who earns a scholarship must commit to teach in Arizona for at least three years after receipt of the credential.

*First sponsor:* Sen. Boyer (R - Dist. 20)

Status: 3/1 House Educ., do pass 9-1; 2/23 Referred to House Educ.; 2/10 Transmit to House; 2/10 Senate Educ. do pass. 28-0; 2/2 from Senate Educ. with amend #4055.

**SB1329:**

**~~ARIZONA NATIONAL RANKINGS; RANKED STATES~~  
EARLY BALLOTS; TABULATING**

The Department of Education is required to attempt to identify the characteristics of the top 15 ranked states and the bottom 15 ranked states, increased from the top 10 and bottom 10, on the national ranking study of the performance of each state's schools.

*First sponsor:* Sen. Boyer (R - Dist. 20)

Status: 3/29 House minority and majority caucus, do pass; 3/28 House Rules do pass 7-0; 3/24 House gov-elect., do pass 12-0; 3/16 Referred to House gov-elect.; 2/21 Senate minority and majority caucus, do pass; 2/15 Senate Educ., do pass amended/strike-everything 8-0; 1/25 referred to Senate Educ.

**SB1361:**

**SCHOOLS; CERTIFICATES OF EDUCATIONAL CONVENIENCE**

Modifies requirements and procedures for obtaining a certificate of educational convenience, which authorizes a student to attend a school in an adjoining school district outside of Arizona. Before the certificate is issued, the school district of actual attendance is required to enter into an agreement with the school district of the student's residence that provides that the school district of actual attendance will provide funding for any student who resides within the school district of actual attendance and who attends a school in this state that is in the school district with which the school district of actual attendance is entering an agreement.

*First sponsor:* Sen. Boyer (R - Dist. 20)

Status: 3/22 House Educ., do pass 9-1; 3/8 House Educ., held; 2/25 Transmit to House; 2/24 Senate Educ. do pass. 28-0; 2/21 Senate minority and majority caucus, do pass; 2/15 Senate Educ., do pass amended/strike-everything 8-0; 1/25 referred to Senate Educ.

**SB1412:**

**BACCALAUREATE DEGREES; SUBSTITUTE CERTIFICATES**

A person who obtains a substitute teaching certificate is exempt from the teacher certification requirement to have a baccalaureate degree.

*First sponsor:* Sen. Mesnard (R - Dist. 17)

Status: 3/28 House appro., do pass amended/strike everything 8-5; 3/24 House appro., strike everything; 3/22 House Educ., withdrawn, referred to House appro.; 3/8 House Educ., held; 2/25 Transmit to House; 2/24 Senate Educ. do pass. 17-11; 2/15 Senate minority and majority caucus, do pass; 2/8 Senate Educ., do pass 4-3; 1/26 referred to Senate Educ.

**SB1466:**

**PUPILS WITH CHRONIC HEALTH CONDITIONS**

Changes the terminology in statute governing school policies concerning students with chronic health conditions, previously referred to as chronic health problems.

*First sponsor:* Sen. Boyer (R - Dist. 20)

Status: 3/22 House Educ., held; 2/24 Transmit to House; 2/23 Senate Educ. do pass. 28-0; 2/21 Senate minority and majority caucus, do pass; 2/15 Senate Educ., do pass 8-0; 1/27 referred to Senate Educ.

**SB1494:**

**COVID-19 VACCINE; UNEMPLOYMENT INSURANCE**

The Department of Economic Security is prohibited from disqualifying an individual from receiving unemployment insurance benefits on the basis of the individual's separation from employment if the individual leaves employment due to the employer's requirement that the employee receive a COVID-19 vaccine or COVID-19 booster shot. Unemployment insurance benefits paid to an individual in this circumstances cannot be charged against an employer's account if the employer's requirement that employees receive the COVID-19 vaccine or COVID-19 booster shot is required by law.

*First sponsor:* Sen. Mesnard (R - Dist. 17)

Status: 3/15 House com., do pass 7-2; 2/25 Transmit to House; 2/24 Senate, do pass 19-9; 2/8 Senate minority and majority caucus, do pass; 2/3 Senate com, do pass 8-0.

**SB1519:**

**SPECIAL EDUCATION; COST STUDIES**

~~By December 1, 2022~~ On or before June 30, 2023 and every ~~two~~ four years thereafter, the Department of Education is required to complete a cost study of special education programs.

Appropriates \$500K from the general fund in FY27 and every four fiscal years thereafter to ADE to complete the cost study

*First sponsor:* Sen. Quezada (D - Dist. 29)

Status: 3/7 House appro., strike everything; 3/2 Referred to House appro.; 2/24 Transmit to House; 2/23 Senate Educ. do pass. 25-3; 2/15 Senate minority and majority caucus, do pass; 2/8 Senate Educ., do pass amended 7-0; 1/31 referred to Senate Educ.

**SB1617:**

**SCHOOL DISTRICTS; PROPERTY; PEACEFUL PROTESTING**

A school district is prohibited from ejecting from school property or from the vicinity of any location where a school district governing board meeting is taking place, and from taking any other adverse action against a person or a group of people engaging in "peaceful protesting"

(defined) after school hours. Peaceful protesting on school property after school hours or in the vicinity of any location where a school board meeting is taking place after school hours is not a violation of interference with or disruption of an educational institution. A school district cannot require a person or a group of people to apply, request a permit or secure any other form of authorization to engage in peaceful protesting on school property after school hours or in the vicinity of any location where a school board meeting is taking place after school hours.

*First sponsor:* Sen. Ugenti-Rita (R - Dist. 23)

Status: 2/25 Transmit to House; 2/24 Senate, do pass 16-12; 2/21 Senate minority and majority caucus, do pass; 2/15 Senate Educ., do pass 5-3; 2/1 referred to Senate Educ.

#### **SB1630:**

##### **SCHOOL BUSES; STUDENT TRANSPORTATION; VEHICLES**

A school district or charter school in Arizona or a privately owned and operated entity that is contracted for compensation with a school district or charter school in Arizona is authorized to use a motor vehicle that is designed to carry at least 11 and not more than 15 passengers to transport students to or from home or school on a regularly scheduled basis. The Department of Public Safety is required to adopt rules prescribing minimum standards for the design, equipment, and periodic inspection of these motor vehicles. Modifies the membership and duties of the Student Transportation Advisory Council.

*First sponsor:* Sen. Kerr (R - Dist. 13)

Status: 3/29 House minority and majority caucus, do pass; 3/28 House Rules do pass 7-0; 3/23 House Educ., do pass 6-3; 3/8 Referred to House Educ.; 2/23 Senate COW, retained; 2/21 Senate minority and majority caucus, do pass; 2/15 Senate Educ., do pass 5-3; 2/1 referred to Senate Educ.

#### **SB1649:**

##### **DROPOUT RECOVERY PROGRAMS; ONLINE INSTRUCTION**

Authorizes an alternative school within a school district or an alternative charter school to offer a dropout recovery program (DRP) and narrows the prohibition on an Arizona Online Instruction (AOI) provider operating a DRP to apply to an AOI online course provider or an online school. Modifies DRP eligibility, administration and reporting requirements. *First sponsor:* Sen. Boyer (R - Dist. 20)

Status: 3/28 House [appro., held](#); 3/24 House [appro., strike everything](#); 3/23 House Educ., [withdrawn, referred to House appro.](#); 3/17 Referred to House Educ.; 2/21 Senate minority and majority caucus, do pass; 2/15 Senate Educ., do pass amended/strike-everything 6-2; 2/1 referred to Senate Educ.

#### **SB1657:**

##### **ESAS; STOS; STUDENT EMPOWERMENT FUND**

This bill expands the types of students eligible to receive an Empowerment Scholarship Account (ESA), makes changes to the administration of the program, the list of allowable expenses for an ESA recipient, and makes changes to the Classroom Site Fund and School Tuition Organizations.

*First sponsor:* Sen. Boyer (R - Dist. 20)

Status: 3/23 House [ways-means, do pass amended 6-4](#); 3/16 Referred to House rules only; 2/17 Transmit to House; 2/16 Senate Educ. do pass. 16-12; 2/15 Senate minority and majority caucus, do pass; 2/8 Senate Educ., do pass 5-3; 2/2 referred to Senate Educ.

#### **SB1707:**

##### **ESAS; GRANT RECIPIENTS; QUALIFIED STUDENTS**

Beginning in the 2022-2023 school year, any student who received a grant under the COVID-19 educational recovery benefit program or the open for learning recovery benefit program on or before June 30, 2022 is deemed a qualified student for the purposes of the empowerment scholarship account program. Emergency clause.

*First sponsor:* Sen. Boyer (R - Dist. 20)

Status: 3/23 House [appro., do pass amended/strike everything 12-1](#); 3/10 Referred to House [appro.](#); 2/17 Transmit to House; 2/16 Senate Educ. do pass. 16-12; 2/15 Senate minority and majority caucus, do pass; 2/8 Senate Educ., do pass 5-3; 2/2 referred to Senate Educ.

**SCR1049:**

**EDUCATIONAL OPPORTUNITIES; CHILDREN; SUPPORT**

The members of the Legislature express support for opportunities in education for all children.

*First sponsor:* Sen. Boyer (R - Dist. 20)

Status: 3/21 House [land-agri-rural affairs do pass amended/strike everything 8-1](#); 3/14 Referred to House [land-agri-rural affairs](#); 2/24 Transmit to House; 2/23 Senate Educ. do pass. 20-8; 2/21 Senate minority and majority caucus, do pass; 2/15 Senate Educ., do pass 8-0; 2/2 referred to Senate Educ.