

PROPOSED AMENDMENT
SENATE AMENDMENTS TO S.B. 1202
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Title 15, chapter 1, article 1, Arizona Revised Statutes,
3 is amended by adding section 15-108, to read:

4 15-108. Partisan instruction prohibited; unprofessional conduct;
5 certificate revocation; withholding of state aid

6 A. A TEACHER IN ANY SCHOOL DISTRICT OR CHARTER SCHOOL IS GUILTY OF
7 UNPROFESSIONAL CONDUCT AND THE TEACHER'S CERTIFICATE SHALL BE REVOKED IF THE
8 TEACHER DOES ANY OF THE FOLLOWING:

9 1. USES PARTISAN BOOKS, PROMOTES ANY PARTISAN DOCTRINE OR CONDUCTS ANY
10 UNIPARTISAN EXERCISES IN SCHOOL.

11 2. ENCOURAGES, ENTICES OR OTHERWISE INDOCTRINATES PUPILS TO PROMOTE OR
12 ADOPT, OR BOTH, THE TEACHER'S PARTISAN OR POLITICAL VIEWPOINTS.

13 3. PUTS ON PUBLIC DISPLAY A PUPIL'S SUPPORT FOR THE TEACHER'S
14 POLITICAL POSITION IN ORDER TO PROMOTE THE TEACHER'S POSITION.

15 B. AN ADMINISTRATOR IN A SCHOOL DISTRICT OR CHARTER SCHOOL WHO DOES
16 NOT ACTIVELY PREVENT OR CEASE A TEACHER'S POLITICAL OR PARTISAN ACTIVITY IN
17 THE CLASSROOM IN A TIMELY MANNER IS GUILTY OF UNPROFESSIONAL CONDUCT, AND THE
18 ADMINISTRATOR'S CERTIFICATE SHALL BE REVOKED.

19 C. IF IT IS DETERMINED THAT A SCHOOL DISTRICT SUPERINTENDENT, A SCHOOL
20 DISTRICT GOVERNING BOARD OR A CHARTER SCHOOL GOVERNING BODY KNEW OR SHOULD
21 HAVE KNOWN ABOUT A TEACHER'S VIOLATION OF SUBSECTION A OF THIS SECTION, AND
22 KNOWINGLY IGNORED IT, THE SCHOOL DISTRICT OR CHARTER SCHOOL IS SUBJECT TO
23 SUBSECTION E OF THIS SECTION.

24 D. IF THE STATE BOARD OF EDUCATION OR THE SUPERINTENDENT OF PUBLIC
25 INSTRUCTION DETERMINES THAT A SCHOOL DISTRICT OR CHARTER SCHOOL HAS NOT

1 PREVENTED OR CEASED A VIOLATION OF SUBSECTION A OF THIS SECTION, THE STATE
2 BOARD OF EDUCATION OR THE SUPERINTENDENT OF PUBLIC INSTRUCTION SHALL NOTIFY
3 THE SCHOOL DISTRICT OR CHARTER SCHOOL THAT IT IS IN VIOLATION OF SUBSECTION A
4 OF THIS SECTION.

5 E. IF THE STATE BOARD OF EDUCATION OR THE SUPERINTENDENT OF PUBLIC
6 INSTRUCTION DETERMINES THAT THE SCHOOL DISTRICT OR CHARTER SCHOOL HAS FAILED
7 TO PREVENT OR CEASE VIOLATIONS OF SUBSECTION A OF THIS SECTION WITHIN SIXTY
8 DAYS AFTER A NOTICE HAS BEEN ISSUED PURSUANT TO SUBSECTION D OF THIS SECTION,
9 THE STATE BOARD OF EDUCATION OR THE SUPERINTENDENT OF PUBLIC INSTRUCTION MAY
10 DIRECT THE DEPARTMENT OF EDUCATION TO WITHHOLD UP TO TEN PER CENT OF THE
11 MONTHLY APPORTIONMENT OF STATE AID THAT WOULD OTHERWISE BE DUE THE SCHOOL
12 DISTRICT OR CHARTER SCHOOL. THE DEPARTMENT OF EDUCATION SHALL ADJUST THE
13 SCHOOL DISTRICT'S OR CHARTER SCHOOL'S APPORTIONMENT ACCORDINGLY. WHEN THE
14 STATE BOARD OF EDUCATION OR THE SUPERINTENDENT OF PUBLIC INSTRUCTION
15 DETERMINES THAT THE SCHOOL DISTRICT OR CHARTER SCHOOL IS IN COMPLIANCE WITH
16 SUBSECTION A OF THIS SECTION, THE DEPARTMENT OF EDUCATION SHALL RESTORE THE
17 FULL AMOUNT OF STATE AID PAYMENTS TO THE SCHOOL DISTRICT OR CHARTER SCHOOL.

18 F. THE DEPARTMENT OF EDUCATION SHALL PAY FOR ALL EXPENSES OF A HEARING
19 CONDUCTED PURSUANT TO THIS SECTION."

20 Amend title to conform

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C: tdb