

State of Arizona
Senate
Fifty-second Legislature
Second Regular Session
2016

SENATE BILL 1137

AN ACT

AMENDING SECTIONS 15-718.01 AND 43-1089.01, ARIZONA REVISED STATUTES;
RELATING TO SCHOOL CURRICULA.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 15-718.01, Arizona Revised Statutes, is amended to
3 read:

4 15-718.01. Instruction on cardiopulmonary resuscitation:
5 exemptions; definition

6 A. **ON OR BEFORE JULY 1, 2019**, school districts and charter schools ~~may~~
7 **SHALL** provide public school pupils with one or more training sessions in
8 cardiopulmonary resuscitation, through the use of psychomotor skills in an
9 age-appropriate manner, during ~~the seventh, eighth, ninth, tenth, eleventh or~~
10 ~~twelfth grade~~ **HIGH SCHOOL**.

11 ~~B. If a school district or charter school provides training pursuant~~
12 ~~to this section, the~~ **THIS** training shall be based on ~~the most current~~
13 ~~training developed by a nationally recognized nonprofit organization that~~
14 ~~provides training in cardiopulmonary resuscitation that is based on~~ the most
15 current national evidence-based emergency cardiovascular care guidelines for
16 cardiopulmonary resuscitation. **A SCHOOL DISTRICT OR CHARTER SCHOOL MAY**
17 **ASSIGN HOMEWORK TO SATISFY THE REQUIREMENTS OF THIS SUBSECTION AND**
18 **SUBSECTIONS B AND E OF THIS SECTION, IF THE COMPLETION OF THE HOMEWORK IS**
19 **VERIFIED BY A TEACHER OR PARENT.**

20 ~~C. B. If a~~ School district or charter school ~~offers~~ instruction that
21 results in cardiopulmonary resuscitation certification, ~~the instruction~~ must
22 be provided by a certified cardiopulmonary resuscitation trainer. This
23 subsection does not require a teacher or administrator who facilitates,
24 provides or oversees the instruction to be an authorized trainer of
25 cardiopulmonary resuscitation if the instruction does not result in
26 cardiopulmonary resuscitation certification.

27 **C. THE INSTRUCTION PROVIDED UNDER SUBSECTION A OF THIS SECTION MUST**
28 **INCLUDE THE HANDS-ON PRACTICING OF CARDIOPULMONARY RESUSCITATION, EXCEPT FOR**
29 **STUDENTS WHO ARE ENROLLED IN AN ONLINE SCHOOL AS DEFINED IN SECTION 15-808.**

30 ~~D. If a school district or charter school provides training pursuant~~
31 ~~to this section,~~ A pupil shall be excused from the instruction on
32 cardiopulmonary resuscitation at the request of either:

33 1. The pupil's parent.

34 2. A pupil who provides written documentation that the pupil has
35 previously received training in or is currently certified in cardiopulmonary
36 resuscitation.

37 3. **IF THE PUPIL IS A CHILD WITH A DISABILITY AS DEFINED IN SECTION**
38 **15-731, THE PUPIL'S INDIVIDUALIZED EDUCATION PROGRAM TEAM IF THE**
39 **INDIVIDUALIZED EDUCATION PROGRAM TEAM MAKES A DETERMINATION TO EXCUSE THE**
40 **PUPIL FROM THE INSTRUCTION.**

41 ~~E. If a school district or charter school provides training pursuant~~
42 ~~to this section,~~ A school district or charter school may accept from any
43 person, public entity or other legal entity in-kind donations of materials,
44 equipment or services that may be used in the instruction on cardiopulmonary
45 resuscitation.

1 F. A SCHOOL DISTRICT OR CHARTER SCHOOL MAY USE ANY OF THE FOLLOWING
2 PERSONS TO PROVIDE INSTRUCTION AND TRAINING PURSUANT TO THIS SECTION:

- 3 1. EMERGENCY MEDICAL TECHNICIANS.
- 4 2. PARAMEDICS.
- 5 3. FIRE DEPARTMENT PERSONNEL.
- 6 4. POLICE OFFICERS.
- 7 5. REPRESENTATIVES OF THE AMERICAN HEART ASSOCIATION.
- 8 6. REPRESENTATIVES OF THE AMERICAN RED CROSS.
- 9 7. TEACHERS.
- 10 8. OTHER SCHOOL EMPLOYEES.
- 11 9. OTHER SIMILARLY QUALIFIED PERSONS.

12 ~~F.~~ G. For the purposes of this section, "psychomotor skills" means
13 sequences of physical actions that are practiced in a manner that supports
14 cognitive learning.

15 Sec. 2. Section 43-1089.01, Arizona Revised Statutes, is amended to
16 read:

17 43-1089.01. Tax credit; public school fees and contributions;
18 definitions

19 A. A credit is allowed against the taxes imposed by this title for the
20 amount of any fees PAID or cash contributions MADE by a taxpayer or on the
21 taxpayer's behalf pursuant to section 43-401, subsection G during the taxable
22 year to a public school located in this state for ~~the support of~~ THE
23 FOLLOWING ACTIVITIES OR PROGRAMS OF THE PUBLIC SCHOOL:

- 24 1. Standardized testing ~~fees~~ for college credit or readiness offered by
25 a widely recognized and accepted educational testing organization. ~~,-~~
- 26 2. The career and technical education industry certification
27 assessment. ~~,-~~
- 28 3. Preparation courses and materials for standardized testing. ~~,-~~
- 29 4. CARDIOPULMONARY RESUSCITATION TRAINING PURSUANT TO SECTION
30 15-718.01.
- 31 5. Extracurricular activities. ~~or~~
- 32 6. Character education programs. ~~of the public school, but not~~
33 ~~exceeding:-~~

34 B. THE AMOUNT OF THE CREDIT SHALL NOT EXCEED:

- 35 1. Two hundred dollars for a single individual or a head of household.
- 36 ~~2. Three hundred dollars in taxable year 2005 for a married couple~~
37 ~~filing a joint return.~~
- 38 ~~3.~~ 2. Four hundred dollars ~~in taxable year 2006 and any subsequent~~
39 ~~taxable year~~ for a married couple filing a joint return.

40 ~~B.~~ C. A husband and wife who file separate returns for a taxable year
41 in which they could have filed a joint return may each claim only one-half of
42 the tax credit that would have been allowed for a joint return.

43 ~~C.~~ D. The credit allowed by this section is in lieu of any deduction
44 pursuant to section 170 of the internal revenue code and taken for state tax
45 purposes.

1 ~~D.~~ E. If the allowable tax credit exceeds the taxes otherwise due
2 under this title on the claimant's income, or if there are no taxes due under
3 this title, the taxpayer may carry the amount of the claim not used to offset
4 the taxes under this title forward for not more than five consecutive taxable
5 years' income tax liability.

6 ~~E.~~ F. The site council of the public school that receives
7 contributions that are not designated for a specific purpose shall determine
8 how the contributions are used at the school site. If a charter school does
9 not have a site council, the principal, director or chief administrator of
10 the charter school shall determine how the contributions that are not
11 designated for a specific purpose are used at the school site. If at the end
12 of a fiscal year a public school has unspent contributions that were
13 previously designated for a specific purpose or program and that purpose or
14 program has been discontinued or has not been used for two consecutive fiscal
15 years, these contributions shall be considered undesignated in the following
16 fiscal year for the purposes of this subsection.

17 ~~F.~~ G. A public school that receives fees or a cash contribution
18 pursuant to subsection A of this section shall report to the department, in a
19 form prescribed by the department, by February 28 of each year the following
20 information:

21 1. The total number of fee and cash contribution payments received
22 during the previous calendar year.

23 2. The total dollar amount of fees and contributions received during
24 the previous calendar year.

25 3. The total dollar amount of fees and contributions spent by the
26 school during the previous calendar year, categorized by specific
27 standardized testing, preparation courses and materials for standardized
28 testing, extracurricular activity or character education program.

29 ~~G.~~ H. For the purposes of this section, a contribution for which a
30 credit is claimed and that is made on or before the fifteenth day of the
31 fourth month following the close of the taxable year may be applied to either
32 the current or preceding taxable year and is considered to have been made on
33 the last day of that taxable year.

34 ~~H.~~ I. For the purposes of this section:

35 1. "Career and technical education industry certification assessment"
36 means an assessment for career and technical preparation programs for pupils.

37 2. "Character education programs" means a program described in section
38 15-719.

39 3. "Extracurricular activities" means school-sponsored activities that
40 require enrolled students to pay a fee in order to participate, including
41 fees for:

42 (a) Band uniforms.

43 (b) Equipment or uniforms for varsity athletic activities.

44 (c) Scientific laboratory materials.

1 (d) In-state or out-of-state trips that are solely for competitive
2 events. Extracurricular activities do not include any senior trips or events
3 that are recreational, amusement or tourist activities.

4 4. "Public school" means a school that is part of a school district, a
5 joint technical education district or a charter school.

6 5. "Standardized testing for college credit or readiness" includes the
7 SAT, PSAT, ACT, advanced placement and international baccalaureate diploma
8 tests and other similar tests.

9 6. "Widely recognized and accepted educational testing organization"
10 means the college board, the ACT, the international baccalaureate and other
11 organizations that are widely recognized and accepted by colleges and
12 universities in the United States and that offer college credit and readiness
13 examinations.

14 Sec. 3. Retroactivity

15 This act applies retroactively to taxable years beginning from and
16 after December 31, 2015.