

REFERENCE TITLE: schools; access; instructional materials; review

State of Arizona
Senate
Fifty-fourth Legislature
Second Regular Session
2020

SB 1357

Introduced by
Senator Allen S

AN ACT

REPEALING SECTION 15-730, ARIZONA REVISED STATUTES; AMENDING TITLE 15, CHAPTER 7, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING A NEW SECTION 15-730; RELATING TO SCHOOL INSTRUCTION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Repeal

3 Section 15-730, Arizona Revised Statutes, is repealed.

4 Sec. 2. Title 15, chapter 7, article 2, Arizona Revised Statutes,
5 is amended by adding a new section 15-730, to read:

6 15-730. Access to instructional materials by parents and
7 guardians; definition

8 A. EACH SCHOOL THAT IS OPERATED BY A SCHOOL DISTRICT AND EACH
9 CHARTER SCHOOL SHALL ALLOW PARENTS AND GUARDIANS, ON WRITTEN REQUEST AND
10 ADVANCE APPROVAL, TO ACCESS INSTRUCTIONAL MATERIALS THAT ARE CURRENTLY
11 USED OR BEING CONSIDERED FOR USE BY THE SCHOOL OR CHARTER SCHOOL BY MAKING
12 AT LEAST ONE COPY OF THE INSTRUCTIONAL MATERIALS AVAILABLE FOR REVIEW FOR
13 THE ENTIRE SCHOOL YEAR.

14 B. EACH SCHOOL DISTRICT GOVERNING BOARD AND EACH CHARTER SCHOOL
15 GOVERNING BODY SHALL PRESCRIBE AND ENFORCE POLICIES THAT ALLOW PARENTS AND
16 GUARDIANS OF PUPILS ENROLLED IN A SCHOOL THAT IS OPERATED BY THE SCHOOL
17 DISTRICT OR IN THE CHARTER SCHOOL ACCESS TO INSTRUCTIONAL MATERIALS THAT
18 ARE CURRENTLY USED OR BEING CONSIDERED FOR USE BY SCHOOLS UNDER THE SCHOOL
19 DISTRICT'S JURISDICTION OR BY THE CHARTER SCHOOL. THE POLICIES MUST DO
20 ALL OF THE FOLLOWING:

21 1. DESIGNATE ONE OR MORE SCHOOL OR CHARTER SCHOOL EMPLOYEES IN EACH
22 SCHOOL OR CHARTER SCHOOL WHO ARE RESPONSIBLE FOR MAINTAINING THE
23 INSTRUCTIONAL MATERIALS THAT ARE USED IN THE SCHOOL OR CHARTER SCHOOL FOR
24 THE CURRENT SCHOOL YEAR.

25 2. IDENTIFY THE LOCATION AT THE SCHOOL OR CHARTER SCHOOL WHERE A
26 PARENT OR GUARDIAN MAY ACCESS THE INSTRUCTIONAL MATERIALS.

27 3. IDENTIFY THE PROMINENT LOCATION ON THE SCHOOL'S OR CHARTER
28 SCHOOL'S WEBSITE WHERE A PARENT OR GUARDIAN MAY ACCESS A COMPLETE LISTING
29 OF INSTRUCTIONAL MATERIALS USED IN THE PRIOR YEAR, DESIGNATED BY GRADE AND
30 SUBJECT AREA, PURSUANT TO SUBSECTION C OF THIS SECTION.

31 4. DESCRIBE HOW A PARENT OR GUARDIAN MAY SUBMIT A WRITTEN REQUEST
32 TO ACCESS OR REVIEW PRINTED OR DIGITAL INSTRUCTIONAL MATERIALS.

33 5. DESCRIBE THE METHOD IN WHICH PRINTED INSTRUCTIONAL MATERIALS MAY
34 BE TAKEN FROM THE SCHOOL OR CHARTER SCHOOL PREMISES FOR REVIEW BY A PARENT
35 OR GUARDIAN. THE PARENT OR GUARDIAN SHALL RETURN PRINTED INSTRUCTIONAL
36 MATERIALS TAKEN FROM THE SCHOOL OR CHARTER SCHOOL PREMISES FOR REVIEW
37 WITHIN FORTY-EIGHT HOURS.

38 6. DESCRIBE THE METHOD IN WHICH ELECTRONIC ACCESS IS GRANTED FOR
39 PARENTS OR GUARDIANS TO REVIEW DIGITAL INSTRUCTIONAL MATERIALS USED AT THE
40 SCHOOL OR CHARTER SCHOOL.

41 C. EACH SCHOOL OR CHARTER SCHOOL SHALL POST ON A PROMINENT LOCATION
42 ON ITS WEBSITE A LISTING OF THE INSTRUCTIONAL MATERIALS USED, BY GRADE AND
43 SUBJECT MATTER, IN THE PRIOR SCHOOL YEAR ON OR BEFORE AUGUST 1 OF EACH
44 YEAR. THE LISTING SHALL INCLUDE THE TITLE, AUTHOR, ORGANIZATION OR
45 WEBSITE ASSOCIATED WITH EACH INDIVIDUAL INSTRUCTIONAL MATERIAL USED. THIS

1 SUBSECTION DOES NOT REQUIRE THE DIGITAL REPRODUCTION OF THE ENTIRETY OF
2 THE INSTRUCTIONAL MATERIAL.

3 D. IF A SCHOOL THAT IS OPERATED BY A SCHOOL DISTRICT OR A CHARTER
4 SCHOOL MAINTAINS A STUDENT HANDBOOK, THE SCHOOL OR CHARTER SCHOOL SHALL
5 INCLUDE THE POLICIES DEVELOPED PURSUANT TO SUBSECTION B OF THIS SECTION IN
6 THE STUDENT HANDBOOK. EACH SCHOOL THAT IS OPERATED BY A SCHOOL DISTRICT
7 AND EACH CHARTER SCHOOL SHALL PROVIDE A WRITTEN OR ELECTRONIC COPY OF THE
8 POLICIES DEVELOPED PURSUANT TO SUBSECTION B OF THIS SECTION TO EACH PARENT
9 OR LEGAL GUARDIAN ANNUALLY AT THE TIME THE PARENT OR GUARDIAN ENROLLS THE
10 PARENT'S OR GUARDIAN'S PUPIL IN THE SCHOOL OR CHARTER SCHOOL.

11 E. EACH SCHOOL DISTRICT GOVERNING BOARD AND CHARTER SCHOOL
12 GOVERNING BODY SHALL PRESCRIBE AND ENFORCE POLICIES THAT REQUIRE A TEACHER
13 TO SUBMIT A LISTING OF THE TEACHER'S CURRENT SCHOOL YEAR INSTRUCTIONAL
14 MATERIALS TO BE USED IN THE TEACHER'S CLASS TO THE SCHOOL PRINCIPAL FOR
15 REVIEW AND APPROVAL.

16 F. IN ADDITION TO THE REQUIREMENTS PRESCRIBED IN SECTIONS 15-721
17 AND 15-722, A SCHOOL DISTRICT GOVERNING BOARD OR CHARTER SCHOOL GOVERNING
18 BODY SHALL APPROVE ANY INSTRUCTIONAL MATERIALS BEFORE THE INSTRUCTIONAL
19 MATERIALS ARE USED IN THE SCHOOL DISTRICT OR CHARTER SCHOOL. THE SCHOOL
20 DISTRICT GOVERNING BOARD OR CHARTER SCHOOL GOVERNING BODY SHALL MAKE THE
21 PROPOSED INSTRUCTIONAL MATERIALS AVAILABLE AND ACCESSIBLE FOR REVIEW AND
22 PUBLIC COMMENT FOR AT LEAST SIXTY DAYS BEFORE THE SCHOOL DISTRICT
23 GOVERNING BOARD OR CHARTER SCHOOL GOVERNING BODY DECIDES WHETHER TO
24 APPROVE THE INSTRUCTIONAL MATERIALS AND SHALL REQUIRE AT LEAST TWO PUBLIC
25 HEARINGS TO BE HELD WITHIN THE SIXTY DAYS BEFORE THE SCHOOL DISTRICT
26 GOVERNING BOARD OR CHARTER SCHOOL GOVERNING BODY DECIDES WHETHER TO
27 APPROVE THE INSTRUCTIONAL MATERIALS. PUBLIC COMMENT MAY INCLUDE WRITTEN
28 COMMENTS, ORAL COMMENTS AND COMMENTS SUBMITTED THROUGH EMAIL.

29 G. FOR THE PURPOSES OF THIS SECTION, "INSTRUCTIONAL MATERIALS"
30 INCLUDES ANY OF THE FOLLOWING THAT ARE CREATED AND PUBLISHED PRIMARILY FOR
31 USE BY TEACHERS AND PUPILS IN SCHOOL INSTRUCTION, INCLUDING CLASSROOM
32 INSTRUCTION, NONPUPIL PRESENTATIONS, ASSEMBLIES, LECTURES AND NONPUPIL-LED
33 DISCUSSION GROUPS, AND THAT ARE REQUIRED BY A STATE EDUCATIONAL AGENCY OR
34 LOCAL EDUCATIONAL AGENCY FOR USE BY PUPILS IN THE CLASSROOM, INCLUDING
35 MATERIALS THAT REQUIRE THE AVAILABILITY OF ELECTRONIC EQUIPMENT IN ORDER
36 TO BE USED AS A LEARNING RESOURCE:

- 37 1. TEXTBOOKS, INCLUDING DIGITAL TEXTBOOKS OR CONTENT.
- 38 2. MANDATORY AND OPTIONAL READING MATERIALS, WHETHER DIGITAL OR IN
39 PRINT, INCLUDING ALL LISTS FROM WHICH PUPILS ARE REQUIRED TO SELECT ONE OR
40 MORE READING MATERIALS.
- 41 3. WEBSITES.
- 42 4. FILMS.
- 43 5. ONLINE APPLICATIONS USED FOR PUPIL INSTRUCTION.
- 44 6. ONLINE DATABASES.