

REFERENCE TITLE: school health program; appropriation

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HB 2311

Introduced by
Representatives Jermaine: Blackwater-Nygren, Bolding, Butler, Dalessandro,
DeGrazia, Liguori, Pawlik, Powers Hannley, Schwiebert, Shah, Tsosie,
Senator Bowie

AN ACT

AMENDING TITLE 15, CHAPTER 1, ARTICLE 5, ARIZONA REVISED STATUTES, BY
ADDING SECTION 15-160.02; APPROPRIATING MONIES; RELATING TO SCHOOL HEALTH
AND SAFETY REQUIREMENTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Heading change

3 The article heading of title 15, chapter 1, article 5, Arizona
4 Revised Statutes, is changed from "SAFETY REQUIREMENTS" to "HEALTH AND
5 SAFETY REQUIREMENTS".

6 Sec. 2. Title 15, chapter 1, article 5, Arizona Revised Statutes,
7 is amended by adding section 15-160.02, to read:

8 15-160.02. School health program; purpose; program proposals;
9 requirements; annual report; definitions

10 A. THE SCHOOL HEALTH PROGRAM IS ESTABLISHED WITHIN THE DEPARTMENT
11 OF EDUCATION TO PROMOTE AND ENHANCE HEALTHY AND EFFECTIVE LEARNING
12 ENVIRONMENTS FOR ALL STUDENTS BY SUPPORTING THE COSTS OF PLACING SCHOOL
13 NURSES AND SCHOOL PSYCHOLOGISTS ON SCHOOL CAMPUSES. A SCHOOL DISTRICT OR
14 CHARTER SCHOOL MAY APPLY TO PARTICIPATE IN THE SCHOOL HEALTH PROGRAM AS
15 PROVIDED IN THIS SECTION FOR UP TO THREE FISCAL YEARS BY SUBMITTING, ON OR
16 BEFORE APRIL 15, A PROGRAM PROPOSAL TO THE DEPARTMENT OF EDUCATION. A
17 SCHOOL DISTRICT OR CHARTER SCHOOL THAT RECEIVES APPROVAL FOR A THREE-YEAR
18 PROGRAM UNDER THIS SECTION MAY ANNUALLY SUBMIT A MODIFIED SPENDING PLAN
19 FOR ITS APPROVED PROGRAM.

20 B. A SCHOOL DISTRICT OR CHARTER SCHOOL THAT SUBMITS A PROGRAM
21 PROPOSAL FOR SUPPORTING THE COSTS OF PLACING SCHOOL NURSES AND SCHOOL
22 PSYCHOLOGISTS ON A SCHOOL CAMPUS SHALL INCLUDE ALL OF THE FOLLOWING IN THE
23 PROPOSAL:

24 1. A DETAILED DESCRIPTION OF THE SCHOOL HEALTH NEEDS OF THE SCHOOL
25 DISTRICT OR CHARTER SCHOOL.

26 2. A PLAN FOR IMPLEMENTING THE SCHOOL HEALTH PROGRAM PROPOSAL THAT
27 INCLUDES ALL OF THE FOLLOWING:

28 (a) A DETAILED DESCRIPTION OF THE RELATIONSHIP BETWEEN THE SCHOOL
29 NURSE OR SCHOOL PSYCHOLOGIST, OR BOTH, AND LOCAL COMMUNITY RESOURCES.

30 (b) A PLAN FOR USING SCHOOL NURSE OR SCHOOL PSYCHOLOGIST SERVICES,
31 OR BOTH, IN THE SCHOOL.

32 (c) A DETAILED DESCRIPTION OF THE METHODS FOR EVALUATING THE
33 EFFECTIVENESS OF THE SCHOOL HEALTH PROGRAM PROPOSAL.

34 (d) POLICIES ON CONFIDENTIALITY UNDER THE SCHOOL HEALTH PROGRAM
35 PROPOSAL.

36 (e) POLICIES ON NOTIFYING PARENTS AND OTHER FAMILY MEMBERS OF
37 ISSUES OR CONCERNS AS IDENTIFIED IN THE SCHOOL HEALTH PROGRAM PROPOSAL.

38 (f) A DETAILED DESCRIPTION OF THE SCHOOL'S, SCHOOL DISTRICT'S OR
39 CHARTER SCHOOL'S REFERRAL PROCEDURES TO THE APPROPRIATE COMMUNITY ENTITIES
40 AND STATE AGENCIES.

41 3. IF THE SCHOOL DISTRICT OR CHARTER SCHOOL HAS ALREADY
42 PARTICIPATED IN THE SCHOOL HEALTH PROGRAM, INFORMATION ON THE SUCCESS,
43 COMPLIANCE AND IMPLEMENTATION OF THE MOST RECENT APPROVED PROGRAM
44 PROPOSAL.

1 C. THE DEPARTMENT OF EDUCATION SHALL REVIEW AND ADMINISTER THE
2 SCHOOL HEALTH PROGRAM PROPOSALS IN COOPERATION WITH SCHOOL ADMINISTRATORS,
3 PRINCIPALS, TEACHERS, PARENTS, MEDICAL PROFESSIONALS AND COMMUNITY MENTAL
4 HEALTH PROFESSIONALS. THE DEPARTMENT OF EDUCATION SHALL USE RELEVANT
5 SCHOOL-LEVEL ACADEMIC, SOCIAL AND EMOTIONAL STATISTICS TO ASSESS THE NEEDS
6 OF EACH PROGRAM PROPOSAL AND SHALL VISIT SCHOOL DISTRICTS AND CHARTER
7 SCHOOLS THAT SUBMIT PROGRAM PROPOSALS TO VERIFY THE INFORMATION CONTAINED
8 IN THE PROGRAM PROPOSALS.

9 D. SUBJECT TO THE REVIEW AND APPROVAL OF THE STATE BOARD OF
10 EDUCATION, THE DEPARTMENT OF EDUCATION SHALL DISTRIBUTE MONIES TO THE
11 SCHOOL DISTRICTS AND CHARTER SCHOOLS THAT ARE IN COMPLIANCE WITH SCHOOL
12 HEALTH PROGRAM REQUIREMENTS AND WHOSE PROGRAM PROPOSALS HAVE BEEN APPROVED
13 BY THE STATE BOARD OF EDUCATION.

14 E. THE DEPARTMENT OF EDUCATION SHALL REVIEW SCHOOL HEALTH PROGRAM
15 PROPOSALS SUBMITTED BY SCHOOL DISTRICTS AND CHARTER SCHOOLS FOR
16 PARTICIPATION IN THE PROGRAM AND SHALL SELECT SCHOOL SITES THAT ARE
17 ELIGIBLE TO RECEIVE FUNDING BASED ON SCHOOL HEALTH NEEDS PURSUANT TO THIS
18 SECTION. THE DEPARTMENT OF EDUCATION MAY PRIORITIZE PROGRAM PROPOSALS FOR
19 SCHOOL NURSES AND SCHOOL PSYCHOLOGISTS GRANTS TO SCHOOL DISTRICTS AND
20 CHARTER SCHOOLS THAT HAVE AGREEMENTS TO SHARE THE COST OF THE SCHOOL
21 NURSES AND SCHOOL PSYCHOLOGISTS.

22 F. THE DEPARTMENT OF EDUCATION SHALL EVALUATE THE EFFECTIVENESS OF
23 ALL APPROVED SCHOOL HEALTH PROGRAM PROPOSALS SUBMITTED PURSUANT TO
24 SUBSECTION B OF THIS SECTION AND REPORT ON THE PROGRAM ACTIVITIES AND
25 PARTICIPANTS. THE DEPARTMENT SHALL SUBMIT THIS REPORT TO THE PRESIDENT OF
26 THE SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE GOVERNOR
27 ON OR BEFORE NOVEMBER 1 OF EACH YEAR AND SHALL PROVIDE A COPY OF THIS
28 REPORT TO THE SECRETARY OF STATE. THE EVALUATION AND REPORT SHALL INCLUDE
29 SURVEY RESULTS AND DATA FROM PARTICIPATING SCHOOLS ON THE IMPACT OF
30 PARTICIPATING IN THE SCHOOL HEALTH PROGRAM. THE DEPARTMENT SHALL
31 ESTABLISH DATA GUIDELINES FOR SCHOOL HEALTH PROGRAM PARTICIPANTS TO FOLLOW
32 IN REPORTING PURSUANT TO THIS SUBSECTION.

33 G. ANY APPROPRIATIONS THAT ARE MADE TO THE DEPARTMENT OF EDUCATION
34 FOR APPROVED PROGRAM PROPOSALS WITHIN THE SCHOOL HEALTH PROGRAM ARE EXEMPT
35 FROM THE PROVISIONS OF SECTION 35-190 RELATING TO LAPSING OF
36 APPROPRIATIONS. ALL MONIES THAT ARE NOT USED FOR AN APPROVED PROGRAM
37 PROPOSAL WITHIN THE SCHOOL HEALTH PROGRAM DURING THE FISCAL YEAR FOR WHICH
38 THE MONIES WERE APPROPRIATED REVERT TO THE DEPARTMENT OF EDUCATION FOR
39 DISTRIBUTION TO THE PROGRAM IN THE FOLLOWING FISCAL YEAR.

40 H. MONIES RECEIVED BY A SCHOOL DISTRICT OR CHARTER SCHOOL UNDER THE
41 SCHOOL HEALTH PROGRAM SHALL BE SPENT TO IMPLEMENT THE APPROVED PROGRAM
42 PROPOSALS.

1 I. FOR THE PURPOSES OF THIS SECTION:

2 1. "SCHOOL NURSE" MEANS A REGISTERED NURSE WHO HOLDS A VALID SCHOOL
3 NURSE CERTIFICATE ISSUED BY THE ARIZONA STATE BOARD OF NURSING OR THROUGH
4 A NATIONALLY ACCREDITED COMMISSION OR BOARD.

5 2. "SCHOOL PSYCHOLOGIST" MEANS A PROFESSIONAL EDUCATOR WHO HOLDS A
6 VALID SCHOOL PSYCHOLOGIST CERTIFICATE ISSUED BY THE DEPARTMENT OF
7 EDUCATION.

8 Sec. 3. Appropriation; department of education; school health
9 program

10 The sum of \$_____ is appropriated from the state general
11 fund in fiscal year 2022-2023 to the department of education for the
12 purposes of administering the school health program established by section
13 15-160.02, Arizona Revised Statutes, as added by this act.