

Senate Engrossed House Bill

teacher training; parental notification; requirements

State of Arizona
House of Representatives
Fifty-sixth Legislature
First Regular Session
2023

HOUSE BILL 2786

AN ACT

AMENDING SECTIONS 15-102 AND 15-184, ARIZONA REVISED STATUTES; RELATING TO PUBLIC SCHOOLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 15-102, Arizona Revised Statutes, is amended to
3 read:

4 15-102. Parental involvement in the school; definition

5 A. Each school district governing board, in consultation with
6 parents, teachers and administrators, shall develop and adopt a policy to
7 promote the involvement of parents and guardians of children enrolled in
8 the schools within the school district, including:

9 1. A plan for parent participation in the schools that is designed
10 to improve parent and teacher cooperation in such areas as homework,
11 attendance and discipline. The plan shall provide for the administration
12 of a parent-teacher satisfaction survey.

13 2. Procedures by which parents may learn about the course of study
14 for their children and review learning materials, including the source of
15 any supplemental educational materials.

16 3. Beginning January 1, 2023, procedures by which parents have
17 access to the school's library collection of available books and materials
18 and parents may receive a list of books and materials borrowed from the
19 library by their children. The policy must provide that the following are
20 exempt from the procedures prescribed pursuant to this paragraph:

21 (a) Schools without a full-time library media specialist or an
22 equivalent position.

23 (b) School district libraries that have agreements with county free
24 library districts, municipal libraries or other entities pursuant to
25 section 15-362, subsection D.

26 4. Procedures by which parents who object to any learning material
27 or activity on the basis that the material or activity is harmful may
28 withdraw their children from the activity or from the class or program in
29 which the material is used. Objection to a learning material or activity
30 on the basis that the material or activity is harmful includes objection
31 to the material or activity because it questions beliefs or practices in
32 sex, morality or religion.

33 5. If a school district offers any sex education curricula pursuant
34 to section 15-711 or 15-716 or pursuant to any rules adopted by the state
35 board of education, procedures to prohibit the school district from
36 providing sex education instruction to a pupil unless the pupil's parent
37 provides written permission for the child to participate in the sex
38 education curricula.

39 6. Procedures by which parents will be notified in advance of and
40 given the opportunity to opt their children in to any instruction,
41 learning materials or presentations regarding sexuality, in courses other
42 than formal sex education curricula.

1 7. Procedures by which parents may learn about the nature and
2 purpose of clubs and activities that are part of the school curriculum,
3 extracurricular clubs and activities that have been approved by the
4 school.

5 8. Procedures by which parents may learn about parental rights and
6 responsibilities under the laws of this state, including the following:

7 (a) The right to opt in to a sex education curriculum if one is
8 provided by the school district.

9 (b) Open enrollment rights pursuant to section 15-816.01.

10 (c) The right to opt out of assignments pursuant to this section.

11 (d) The right to opt out of immunizations pursuant to section
12 15-873.

13 (e) The promotion requirements prescribed in section 15-701.

14 (f) The minimum course of study and competency requirements for
15 graduation from high school prescribed in section 15-701.01.

16 (g) The right to opt out of instruction on acquired immune
17 deficiency syndrome pursuant to section 15-716.

18 (h) The right to review test results pursuant to section 15-743.

19 (i) The right to participate in gifted programs pursuant to section
20 15-779.01.

21 (j) The right to access instructional materials pursuant to section
22 15-730.

23 (k) The right to receive a school report card pursuant to section
24 15-746.

25 (l) The attendance requirements prescribed in sections 15-802,
26 15-803 and 15-821.

27 (m) The right to public review of courses of study, textbooks and
28 library books and materials pursuant to sections 15-721 and 15-722.

29 (n) The right to be excused from school attendance for religious
30 purposes pursuant to section 15-806.

31 (o) Policies related to parental involvement pursuant to this
32 section.

33 (p) The right to seek membership on school councils pursuant to
34 section 15-351.

35 (q) Information about the student accountability information system
36 as prescribed in section 15-1041.

37 (r) The right to access the failing schools tutoring fund pursuant
38 to section 15-241.

39 (s) The right to access all written and electronic records of a
40 school district or school district employee concerning the parent's child
41 pursuant to section 15-143.

42 9. IF A SCHOOL DISTRICT REQUIRES, ENDORSES, RECOMMENDS, ENCOURAGES,
43 FUNDS, FACILITATES OR PROVIDES A TRAINING FOR TEACHERS OR SCHOOL
44 ADMINISTRATORS, PROCEDURES BY WHICH PARENTS ARE NOTIFIED OF THE TRAINING

1 AND GIVEN ACCESS TO ANY PRINTED OR DIGITAL MATERIALS THAT ARE USED FOR THE
2 TRAINING. FOR THE PURPOSES OF THIS PARAGRAPH, "TRAINING":

3 (a) MEANS A CLASS, A SEMINAR, A WEBINAR, IN-PERSON INSTRUCTION OR
4 PRINTED OR DIGITAL MATERIAL THAT ADDRESSES CURRICULA, TEACHING METHODS,
5 CLASSROOM STRATEGIES, STUDENT DISCIPLINE, LEARNING ENVIRONMENT OR SOCIAL
6 AND EMOTIONAL LEARNING, INCLUDING TRAINING RELATED TO RACIAL, SEXUAL,
7 GENDER IDENTITY, POLITICAL OR SOCIAL ISSUES.

8 (b) DOES NOT INCLUDE TRAINING IN WHICH A TEACHER OR SCHOOL
9 ADMINISTRATOR PARTICIPATES OUTSIDE OF THE CONTEXT OF THE TEACHER'S OR
10 SCHOOL ADMINISTRATOR'S OFFICIAL DUTIES.

11 B. The policy adopted by the governing board pursuant to this
12 section may also include the following components:

13 1. A plan by which parents will be made aware of the district's
14 parental involvement policy and this section, including:

15 (a) Rights under the family educational rights and privacy act of
16 1974 (20 United States Code section 1232g) relating to access to
17 children's official records.

18 (b) The parent's right to inspect the school district policies and
19 curriculum.

20 2. Efforts to encourage the development of parenting skills.

21 3. Communicating to parents techniques that are designed to assist
22 the child's learning experience in the home.

23 4. Efforts to encourage access to community and support services
24 for children and families.

25 5. Promoting communication between the school and parents
26 concerning school programs and the academic progress of the parents'
27 children.

28 6. Identifying opportunities for parents to participate in and
29 support classroom instruction at the school.

30 7. Efforts to support, with appropriate training, parents as shared
31 decision-makers and to encourage membership on school councils.

32 8. Recognizing the diversity of parents and developing guidelines
33 that promote widespread parental participation and involvement in the
34 school at various levels.

35 9. Developing preparation programs and specialized courses for
36 certificated employees and administrators that promote parental
37 involvement.

38 10. Developing strategies and programmatic structures at schools to
39 encourage and enable parents to participate actively in their children's
40 education.

41 C. The governing board ~~may~~ SHALL adopt a policy to provide to
42 parents the information required by this section in an electronic form.

43 D. A parent shall submit a written request for information pursuant
44 to this section during regular business hours to either the school
45 principal at the school site or the superintendent of the school district

1 at the office of the school district. Within ten days after receiving the
2 request for information, the school principal or the superintendent of the
3 school district shall either deliver the requested information to the
4 parent or submit to the parent a written explanation of the reasons for
5 denying the requested information. If the request for information is
6 denied or the parent does not receive the requested information within
7 fifteen days after submitting the request for information, the parent may
8 request the information in writing from the school district governing
9 board, which shall formally consider the request at the next scheduled
10 public meeting of the governing board if the request can be properly
11 noticed on the agenda. If the request cannot be properly noticed on the
12 agenda, the governing board shall formally consider the request at the
13 next subsequent public meeting of the governing board.

14 E. For the purposes of this section, "parent" means the natural or
15 adoptive parent or legal guardian of a minor child.

16 Sec. 2. Section 15-184, Arizona Revised Statutes, is amended to
17 read:

18 15-184. Charter schools; admissions requirements; parental
19 classroom visits; teacher training; posting;
20 definition

21 A. A charter school shall enroll all eligible pupils who submit a
22 timely application, unless the number of applications exceeds the capacity
23 of a program, class, grade level or building.

24 B. A charter school shall give enrollment preference to pupils who
25 are returning to the charter school in the second or any subsequent year
26 of its operation and to siblings of pupils who are already enrolled in the
27 charter school.

28 C. A charter school may give enrollment preference to children who
29 are in foster care or meet the definition of unaccompanied youth
30 prescribed in the McKinney-Vento homeless assistance act (42 United States
31 Code section 11434a).

32 D. A charter school may give enrollment preference to and reserve
33 capacity for pupils who either:

34 1. Are children, grandchildren or legal wards of any of the
35 following:

- 36 (a) Employees of the school.
- 37 (b) Employees of the charter holder.
- 38 (c) Members of the governing body of the school.
- 39 (d) Directors, officers, partners or board members of the charter
40 holder.

41 2. Attended another charter school or are the siblings of that
42 pupil if the charter school previously attended by the pupil has the
43 identical charter holder, board and governing board membership as the
44 enrolling charter school or is managed by the same educational management

1 organization, charter management organization or educational service
2 provider as determined by the charter authorizer.

3 E. If remaining capacity is insufficient to enroll all pupils who
4 submit a timely application, the charter school shall select pupils
5 through an equitable selection process such as a lottery except that
6 preference shall be given to siblings of a pupil who is selected through
7 an equitable selection process such as a lottery.

8 F. Except as provided in subsections A through D of this section, a
9 charter school shall not limit admission based on ethnicity, national
10 origin, gender, income level, disabling condition, proficiency in the
11 English language or athletic ability.

12 G. A charter school may limit admission to pupils within a given
13 age group or grade level.

14 H. A charter school may provide instruction to pupils of a single
15 gender with the approval of the sponsor of the charter school. An
16 existing charter school may amend its charter to provide instruction to
17 pupils of a single gender and, if approved by the sponsor of the charter
18 school, may provide instruction to pupils of a single gender at the
19 beginning of the next school year.

20 I. A charter school may refuse to admit any pupil who has been
21 expelled from another educational institution or who is in the process of
22 being expelled from another educational institution.

23 J. A charter school governing body must develop and adopt in a
24 public meeting policies to allow for visits, tours and observations of all
25 classrooms by parents of enrolled pupils and parents who wish to enroll
26 their children in the charter school unless a visit, tour or observation
27 threatens the health and safety of pupils and staff. These policies and
28 procedures must be easily accessible from the home page on each school's
29 website.

30 K. IF A CHARTER SCHOOL REQUIRES, ENDORSES, RECOMMENDS, ENCOURAGES,
31 FUNDS, FACILITATES OR PROVIDES A TRAINING FOR TEACHERS OR SCHOOL
32 ADMINISTRATORS, THE CHARTER SCHOOL GOVERNING BODY SHALL ADOPT A POLICY
33 THAT PRESCRIBES PROCEDURES BY WHICH PARENTS ARE NOTIFIED OF THE TRAINING
34 AND GIVEN ACCESS TO ANY PRINTED OR DIGITAL MATERIALS THAT ARE USED FOR THE
35 TRAINING. THE INFORMATION REQUIRED BY THIS SUBSECTION SHALL BE PROVIDED
36 IN AN ELECTRONIC FORM. FOR THE PURPOSES OF THIS SUBSECTION, "TRAINING":

37 1. MEANS A CLASS, A SEMINAR, A WEBINAR, IN-PERSON INSTRUCTION OR
38 PRINTED OR DIGITAL MATERIAL THAT ADDRESSES CURRICULA, TEACHING METHODS,
39 CLASSROOM STRATEGIES, STUDENT DISCIPLINE, LEARNING ENVIRONMENT OR SOCIAL
40 AND EMOTIONAL LEARNING, INCLUDING TRAINING RELATED TO RACIAL, SEXUAL,
41 GENDER IDENTITY, POLITICAL OR SOCIAL ISSUES.

42 2. DOES NOT INCLUDE TRAINING IN WHICH A TEACHER OR SCHOOL
43 ADMINISTRATOR PARTICIPATES OUTSIDE OF THE CONTEXT OF THE TEACHER'S OR
44 SCHOOL ADMINISTRATOR'S OFFICIAL DUTIES.