

REFERENCE TITLE: notices; directory information; disclosure; consent

State of Arizona
House of Representatives
Fifty-seventh Legislature
First Regular Session
2025

HB 2514

Introduced by
Representative Olson

AN ACT

AMENDING SECTIONS 15-102 AND 15-142, 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 B. The policy adopted by the governing board pursuant to this
43 section may also include the following components:

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

3 (a) Rights under the family educational rights and privacy act of
4 1974 (20 United States Code section 1232g) relating to access to
5 children's official records.

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

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

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

11 4. Efforts to encourage access to community and support services
12 for children and families.

13 5. Promoting communication between the school and parents
14 concerning school programs and the academic progress of the parents'
15 children.

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

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

20 8. Recognizing the diversity of parents and developing guidelines
21 that promote widespread parental participation and involvement in the
22 school at various levels.

23 9. Developing preparation programs and specialized courses for
24 certificated employees and administrators that promote parental
25 involvement.

26 10. Developing strategies and programmatic structures at schools to
27 encourage and enable parents to participate actively in their children's
28 education.

29 C. The governing board ~~may~~ **SHALL** adopt a policy to provide to
30 parents the information required by this section in **EITHER** an electronic
31 **OR A PRINTED** form. **THE GOVERNING BOARD SHALL PROVIDE TO PARENTS A COPY OF**
32 **THE POLICY ADOPTED PURSUANT TO THIS SUBSECTION IN AN ANNUAL NOTICE.**

33 D. A parent shall submit a written request for information pursuant
34 to this section during regular business hours to either the school
35 principal at the school site or the superintendent of the school district
36 at the office of the school district. Within ten days after receiving the
37 request for information, the school principal or the superintendent of the
38 school district shall either deliver the requested information to the
39 parent or submit to the parent a written explanation of the reasons for
40 denying the requested information. If the request for information is
41 denied or the parent does not receive the requested information within
42 fifteen days after submitting the request for information, the parent may
43 request the information in writing from the school district governing
44 board, which shall formally consider the request at the next scheduled

public meeting of the governing board if the request can be properly noticed on the agenda. If the request cannot be properly noticed on the agenda, the governing board shall formally consider the request at the next subsequent public meeting of the governing board.

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

Sec. 2. Section 15-142, Arizona Revised Statutes, is amended to read:

15-142. Directory information relating to students; notice; opt-out; consent; access to directory information; access to school property; violation; definition

A. EXCEPT AS PROVIDED IN SUBSECTION B OF THIS SECTION, A SCHOOL MAY DISCLOSE DIRECTORY INFORMATION RELATING TO STUDENTS IN ACCORDANCE WITH STATE AND FEDERAL LAW IF THE SCHOOL FIRST NOTIFIES THE PARENT OR ELIGIBLE STUDENT OF ALL OF THE FOLLOWING:

1. THE TYPES OF INFORMATION THAT THE SCHOOL HAS DESIGNATED AS DIRECTORY INFORMATION.

2. THE RIGHT OF THE PARENT OR ELIGIBLE STUDENT TO REFUSE THE SCHOOL'S DESIGNATION OF ANY OR ALL OF THE TYPES OF INFORMATION ABOUT THE STUDENT AS DIRECTORY INFORMATION.

3. THE PERIOD OF TIME WITHIN WHICH A PARENT OR ELIGIBLE STUDENT MUST NOTIFY THE SCHOOL IN WRITING THAT THE PARENT OR ELIGIBLE STUDENT DOES NOT WANT ANY OR ALL OF THE TYPES OF INFORMATION ABOUT THE STUDENT DESIGNATED AS DIRECTORY INFORMATION.

B. EXCEPT AS REQUIRED BY STATE OR FEDERAL LAW, A SCHOOL MAY NOT DISCLOSE THE ADDRESS, TELEPHONE NUMBER OR EMAIL ADDRESS OF A STUDENT UNLESS EITHER:

1. THE PARENT OR ELIGIBLE STUDENT HAS AFFIRMATIVELY CONSENTED IN WRITING TO THE DISCLOSURE.

2. THE PARENT OR ELIGIBLE STUDENT HAS NOT OPTED OUT OF THE DISCLOSURE PURSUANT TO SUBSECTION A OF THIS SECTION AND THE DISCLOSURE IS EITHER:

(a) TO ONE OR MORE STUDENTS WHO ARE ENROLLED IN THE SCHOOL AND FOR EDUCATIONAL PURPOSES.

(b) TO SCHOOL EMPLOYEES AND FOR SCHOOL BUSINESS PURPOSES.

~~A.~~ C. If the governing board of a school district or the governing body of a charter school ~~permits~~ **ALLOWS** the release of directory information relating to ~~pupils~~ **STUDENTS**, SUBJECT TO SUBSECTIONS A AND B OF THIS SECTION, or ~~permits~~ **ALLOWS** access to school buildings, school grounds or other school property to persons who inform ~~pupils~~ **STUDENTS** of educational or occupational opportunities, the governing board or governing body shall provide access to directory information relating to ~~pupils~~ **STUDENTS** and to school property on the same basis for official recruiting representatives of the militia of this state and the armed

1 services of the United States for the purpose of informing ~~pupils~~ STUDENTS
 2 of educational and occupational opportunities available in the militia and
 3 the armed services. If the school district or charter school ~~permits~~
 4 ~~ALLOWS~~ the release of directory information relating to ~~pupils~~ STUDENTS,
 5 ~~SUBJECT TO SUBSECTIONS A AND B OF THIS SECTION~~, the information shall be
 6 released on or before October 31 of each year. The department of
 7 education shall design and provide to school districts and charter schools
 8 a form to allow ~~pupils~~ PARENTS OR ELIGIBLE STUDENTS to request that A
 9 ~~STUDENT'S~~ directory information not be released pursuant to the elementary
 10 and secondary education act as reauthorized by the no child left behind
 11 act of 2001. School districts and charter schools shall distribute the
 12 form to ~~pupils~~ PARENTS AND ELIGIBLE STUDENTS each year separate from any
 13 other form. If a school district or charter school distributes materials
 14 to ~~pupils~~ PARENTS AND ELIGIBLE STUDENTS through AN electronic
 15 communication or on an internet website, the form may be distributed in
 16 the same manner. A person who is wrongfully denied access to directory
 17 information or access to school buildings, school grounds or other school
 18 property may notify the department of education, which shall report the
 19 alleged violation to the United States department of education.

20 ~~B.~~ D. Notwithstanding subsection ~~A~~ C of this section, ~~pupilt~~
 21 ~~STUDENT~~ transcripts ~~shall~~ MAY not be released to representatives of
 22 postsecondary institutions, the militia of this state or the armed
 23 services of the United States unless the ~~pupilt~~ STUDENT consents in writing
 24 to the release of the ~~pupilt's~~ STUDENT'S transcript. The governing board
 25 of the school district or the governing body of the charter school shall
 26 provide the ~~pupilt~~ STUDENT with a transcript release form that allows the
 27 ~~pupilt~~ STUDENT to designate in separate check boxes whether the transcript
 28 is to be released to postsecondary institutions, the militia of this state
 29 or the armed services of the United States, or to any combination of these
 30 entities.

31 ~~C.~~ E. This section ~~shall not be construed to~~ DOES NOT authorize
 32 school districts or charter schools to release information that would
 33 violate the family educational rights and privacy act of 1974 (20 United
 34 States Code section 1232g). Any person who suspects that a school
 35 district or charter school has knowingly violated the family educational
 36 rights and privacy act may notify the principal of the charter school or
 37 the superintendent of the school district. If the matter is not
 38 satisfactorily resolved by the principal of the charter school or the
 39 superintendent of the school district within sixty days after the notice,
 40 the person may file a complaint with the superintendent of public
 41 instruction. If the superintendent of public instruction determines that
 42 a school district or charter school is knowingly in violation of the
 43 family educational rights and privacy act, the superintendent of public
 44 instruction shall notify the school district or charter school that it is

1 in violation of the family educational rights and privacy act. If the
2 superintendent of public instruction determines that the school district
3 or charter school has failed to correct the violation within sixty days
4 after a notice has been issued pursuant to this subsection, the
5 superintendent of public instruction may inform the family policy
6 compliance office of the United States department of education of a
7 possible violation of the family educational rights and privacy act.

8 F. FOR THE PURPOSES OF THIS SECTION, "ELIGIBLE STUDENT" MEANS A
9 STUDENT WHO IS AT LEAST EIGHTEEN YEARS OF AGE OR IS EMANCIPATED.