

Senate Engrossed

school policies; wireless communications devices

State of Arizona  
Senate  
Fifty-seventh Legislature  
First Regular Session  
2025

# **SENATE BILL 1226**

AN ACT

AMENDING SECTION 15-341, ARIZONA REVISED STATUTES; RELATING TO SCHOOL DISTRICT GOVERNING BOARDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2       Section 1. Section 15-341, Arizona Revised Statutes, is amended to  
3 read:

4           15-341. General powers and duties; immunity; delegation

5           A. ~~The~~ EACH SCHOOL DISTRICT governing board shall:

6           1. Prescribe and enforce policies and procedures to govern the  
7 schools that are not inconsistent with the laws or rules prescribed by the  
8 state board of education.

9           2. Exclude from schools all books, publications, papers or  
10 audiovisual materials of a sectarian, partisan or denominational  
11 character. This paragraph does not prohibit the elective course allowed  
12 by section 15-717.01.

13           3. Manage and control the school property within its district,  
14 except that a district may enter into a partnership with an entity,  
15 including a charter school, another school district or a military base, to  
16 operate a school or offer educational services in a district building,  
17 including at a vacant or partially used building, or in any building on  
18 the entity's property pursuant to a written agreement between the parties.

19           4. Acquire school furniture, apparatus, equipment, library books  
20 and supplies for the schools to use.

21           5. Prescribe the curricula and criteria for the promotion and  
22 graduation of pupils as provided in sections 15-701 and 15-701.01.

23           6. Furnish, repair and insure, at full insurable value, the school  
24 property of the district.

25           7. Construct school buildings on approval by a vote of the district  
26 electors.

27           8. In the name of the district, convey property belonging to the  
28 district and sold by the board.

29           9. Purchase school sites when authorized by a vote of the district  
30 at an election conducted as nearly as practicable in the same manner as  
31 the election provided in section 15-481 and held on a date prescribed in  
32 section 15-491, subsection E, but such authorization shall not necessarily  
33 specify the site to be purchased and such authorization shall not be  
34 necessary to exchange unimproved property as provided in section 15-342,  
35 paragraph 23.

36           10. Construct, improve and furnish buildings used for school  
37 purposes when such buildings or premises are leased from the national park  
38 service.

39           11. Purchase school sites or construct, improve and furnish school  
40 buildings from the proceeds of the sale of school property only on  
41 approval by a vote of the district electors.

42           12. Hold pupils to strict account for disorderly conduct on school  
43 property.

44           13. Discipline students for disorderly conduct on the way to and  
45 from school.

1        14. Except as provided in section 15-1224, deposit all monies  
2 received by the district as gifts, grants and devises with the county  
3 treasurer who shall credit the deposits as designated in the uniform  
4 system of financial records. If not inconsistent with the terms of the  
5 gifts, grants and devises given, any balance remaining after expenditures  
6 for the intended purpose of the monies have been made shall be used to  
7 reduce school district taxes for the budget year, except that in the case  
8 of accommodation schools the county treasurer shall carry the balance  
9 forward for use by the county school superintendent for accommodation  
10 schools for the budget year.

11        15. Provide that, if a parent or legal guardian chooses not to  
12 accept a decision of the teacher as provided in paragraph 42 of this  
13 subsection, the parent or legal guardian may request in writing that the  
14 governing board review the teacher's decision. This paragraph does not  
15 release school districts from any liability relating to a child's  
16 promotion or retention.

17        16. Provide for adequate supervision over pupils in instructional  
18 and noninstructional activities by certificated or noncertificated  
19 personnel.

20        17. Use school monies received from the state and county school  
21 apportionment exclusively to pay salaries of teachers and other employees  
22 and contingent expenses of the district.

23        18. Annually report to the county school superintendent on or  
24 before October 1 in the manner and form and on the blanks prescribed by  
25 the superintendent of public instruction or county school superintendent.  
26 The board shall also report directly to the county school superintendent  
27 or the superintendent of public instruction whenever required.

28        19. Deposit all monies received by school districts other than  
29 student activities monies or monies from auxiliary operations as provided  
30 in sections 15-1125 and 15-1126 with the county treasurer to the credit of  
31 the school district except as provided in paragraph 20 of this subsection  
32 and sections 15-1223 and 15-1224, and the board shall spend the monies as  
33 provided by law for other school funds.

34        20. Establish bank accounts in which the board during a month may  
35 deposit miscellaneous monies received directly by the district. The board  
36 shall remit monies deposited in the bank accounts at least monthly to the  
37 county treasurer for deposit as provided in paragraph 19 of this  
38 subsection and in accordance with the uniform system of financial records.

39        21. Prescribe and enforce policies and procedures for disciplinary  
40 action against a teacher who engages in conduct that is a violation of the  
41 policies of the governing board but that is not cause for dismissal of the  
42 teacher or for revocation of the certificate of the teacher. Disciplinary  
43 action may include suspension without pay for a period of time not to  
44 exceed ten school days. Disciplinary action shall not include suspension  
45 with pay or suspension without pay for a period of time longer than ten

1 school days. The procedures shall include notice, hearing and appeal  
2 provisions for violations that are cause for disciplinary action. The  
3 governing board may designate a person or persons to act on behalf of the  
4 board on these matters.

5       22. Prescribe and enforce policies and procedures for disciplinary  
6 action against an administrator who engages in conduct that is a violation  
7 of the policies of the governing board regarding duties of administrators  
8 but that is not cause for dismissal of the administrator or for revocation  
9 of the certificate of the administrator. Disciplinary action may include  
10 suspension without pay for a period of time not to exceed ten school days.  
11 Disciplinary action shall not include suspension with pay or suspension  
12 without pay for a period of time longer than ten school days. The  
13 procedures shall include notice, hearing and appeal provisions for  
14 violations that are cause for disciplinary action. The governing board  
15 may designate a person or persons to act on behalf of the board on these  
16 matters. For violations that are cause for dismissal, the provisions of  
17 notice, hearing and appeal in chapter 5, article 3 of this title apply.  
18 The filing of a timely request for a hearing suspends the imposition of a  
19 suspension without pay or a dismissal pending completion of the hearing.

20       23. Notwithstanding sections 13-3108 and 13-3120, prescribe and  
21 enforce policies and procedures that prohibit a person from carrying or  
22 possessing a weapon on school grounds unless the person is a peace officer  
23 or has obtained specific authorization from the school administrator.

24       24. Prescribe and enforce policies and procedures relating to the  
25 health and safety of all pupils participating in district-sponsored  
26 practice sessions or games or other interscholastic athletic activities,  
27 including:

28           (a) The provision of water.

29           (b) Guidelines, information and forms, developed in consultation  
30 with a statewide private entity that supervises interscholastic  
31 activities, to inform and educate coaches, pupils and parents of the  
32 dangers of concussions and head injuries and the risks of continued  
33 participation in athletic activity after a concussion. The policies and  
34 procedures shall require that, before a pupil participates in an athletic  
35 activity, the pupil and the pupil's parent sign an information form at  
36 least once each school year that states that the parent is aware of the  
37 nature and risk of concussion. The policies and procedures shall require  
38 that a pupil who is suspected of sustaining a concussion in a practice  
39 session, game or other interscholastic athletic activity be immediately  
40 removed from the athletic activity and that the pupil's parent or guardian  
41 be notified. A coach from the pupil's team or an official or a licensed  
42 health care provider may remove a pupil from play. A team parent may also  
43 remove the parent's own child from play. A pupil may return to play on  
44 the same day if a health care provider rules out a suspected concussion at  
45 the time the pupil is removed from play. On a subsequent day, the pupil

1 may return to play if the pupil has been evaluated by and received written  
2 clearance to resume participation in athletic activity from a health care  
3 provider who has been trained in evaluating and managing concussions and  
4 head injuries. A health care provider who is a volunteer and who provides  
5 clearance to participate in athletic activity on the day of the suspected  
6 injury or on a subsequent day is immune from civil liability with respect  
7 to all decisions made and actions taken that are based on good faith  
8 implementation of the requirements of this subdivision, except in cases of  
9 gross negligence or wanton or wilful neglect. A school district, school  
10 district employee, team coach, official or team volunteer or a parent or  
11 guardian of a team member is not subject to civil liability for any act,  
12 omission or policy undertaken in good faith to comply with the  
13 requirements of this subdivision or for a decision made or an action taken  
14 by a health care provider. A group or organization that uses property or  
15 facilities owned or operated by a school district for athletic activities  
16 shall comply with the requirements of this subdivision. A school district  
17 and its employees and volunteers are not subject to civil liability for  
18 any other person or organization's failure or alleged failure to comply  
19 with the requirements of this subdivision. This subdivision does not  
20 apply to teams that are based in another state and that participate in an  
21 athletic activity in this state. For the purposes of this subdivision,  
22 athletic activity does not include dance, rhythmic gymnastics,  
23 competitions or exhibitions of academic skills or knowledge or other  
24 similar forms of physical noncontact activities, civic activities or  
25 academic activities, whether engaged in for the purposes of competition or  
26 recreation. For the purposes of this subdivision, "health care provider"  
27 means a physician who is licensed pursuant to title 32, chapter 13, 14 or  
28 17, an athletic trainer who is licensed pursuant to title 32, chapter 41,  
29 a nurse practitioner who is licensed pursuant to title 32, chapter 15, and  
30 a physician assistant who is licensed pursuant to title 32, chapter 25.

31 (c) Guidelines, information and forms that are developed in  
32 consultation with a statewide private entity that supervises  
33 interscholastic activities to inform and educate coaches, pupils and  
34 parents of the dangers of heat-related illnesses, sudden cardiac death and  
35 prescription opioid use. Before a pupil participates in any  
36 district-sponsored practice session or game or other interscholastic  
37 athletic activity, the pupil and the pupil's parent must be provided with  
38 information at least once each school year on the risks of heat-related  
39 illnesses, sudden cardiac death and prescription opioid addiction.

40 25. Establish an assessment, data gathering and reporting system as  
41 prescribed in chapter 7, article 3 of this title.

42 26. Provide special education programs and related services  
43 pursuant to section 15-764, subsection A to all children with disabilities  
44 as defined in section 15-761.

1        27. Administer competency tests prescribed by the state board of  
2 education for the graduation of pupils from high school.

3        28. Ensure that insurance coverage is secured for all construction  
4 projects for purposes of general liability, property damage and workers'  
5 compensation and secure performance and payment bonds for all construction  
6 projects.

7        29. Collect and maintain information about each current and former  
8 teacher's educational and teaching background and experience in a  
9 particular academic content subject area. A school district shall either  
10 post the information on the school district's website or make the  
11 information available for inspection on request of parents and guardians  
12 of pupils enrolled at a school. This paragraph does not require any  
13 school to release personally identifiable information in relation to any  
14 teacher, including the teacher's address, salary, social security number  
15 or telephone number.

16        30. Report to local law enforcement agencies any suspected crime  
17 against a person or property that is a serious offense as defined in  
18 section 13-706 or that involves a deadly weapon or dangerous instrument or  
19 serious physical injury and any conduct that poses a threat of death or  
20 serious physical injury to employees, students or anyone on the property  
21 of the school. This paragraph does not limit or preclude the reporting by  
22 a school district or an employee of a school district of suspected crimes  
23 other than those required to be reported by this paragraph. For the  
24 purposes of this paragraph, "dangerous instrument", "deadly weapon" and  
25 "serious physical injury" have the same meanings prescribed in section  
26 13-105.

27        31. In conjunction with local law enforcement agencies and  
28 emergency response agencies, develop an emergency response plan for each  
29 school in the school district in accordance with minimum standards  
30 developed jointly by the department of education and the division of  
31 emergency management within the department of emergency and military  
32 affairs. Any emergency response plan developed pursuant to this paragraph  
33 must address how the school and emergency responders will communicate with  
34 and provide assistance to students with disabilities.

35        32. Provide written notice to the parents or guardians of all  
36 students enrolled in the school district at least ten days before a public  
37 meeting to discuss closing a school within the school district. The  
38 notice shall include the reasons for the proposed closure and the time and  
39 place of the meeting. The governing board shall fix a time for a public  
40 meeting on the proposed closure not less than ten days before voting in a  
41 public meeting to close the school. The school district governing board  
42 shall give notice of the time and place of the meeting. At the time and  
43 place designated in the notice, the school district governing board shall  
44 hear reasons for or against closing the school. The school district  
45 governing board is exempt from this paragraph if the governing board

1 determines that the school shall be closed because it poses a danger to  
2 the health or safety of the pupils or employees of the school. A  
3 governing board may consult with the division of school facilities within  
4 the department of administration for technical assistance and for  
5 information on the impact of closing a school. The information provided  
6 from the division of school facilities within the department of  
7 administration shall not require the governing board to take or not take  
8 any action.

9       33. Incorporate instruction on Native American history into  
10 appropriate existing curricula.

11       34. Prescribe and enforce policies and procedures:

12           (a) Allowing pupils who have been diagnosed with anaphylaxis by a  
13 health care provider licensed pursuant to title 32, chapter 13, 14, 17 or  
14 25 or by a registered nurse practitioner licensed and certified pursuant  
15 to title 32, chapter 15 to carry and self-administer emergency  
16 medications, including epinephrine auto-injectors, while at school and at  
17 school-sponsored activities. The pupil's name on the prescription label  
18 on the medication container or on the medication device and annual written  
19 documentation from the pupil's parent or guardian to the school that  
20 authorizes possession and self-administration is sufficient proof that the  
21 pupil is entitled to possess and self-administer the medication. The  
22 policies shall require a pupil who uses an epinephrine auto-injector while  
23 at school and at school-sponsored activities to notify the nurse or the  
24 designated school staff person of the use of the medication as soon as  
25 practicable. A school district and its employees are immune from civil  
26 liability with respect to all decisions made and actions taken that are  
27 based on good faith implementation of the requirements of this  
28 subdivision, except in cases of wanton or wilful neglect.

29           (b) For the emergency administration of epinephrine auto-injectors  
30 by a trained employee of a school district pursuant to section 15-157.

31       35. Allow the possession and self-administration of prescription  
32 medication for breathing disorders in handheld inhaler devices by pupils  
33 who have been prescribed that medication by a health care professional  
34 licensed pursuant to title 32. The pupil's name on the prescription label  
35 on the medication container or on the handheld inhaler device and annual  
36 written documentation from the pupil's parent or guardian to the school  
37 that authorizes possession and self-administration is sufficient proof  
38 that the pupil is entitled to possess and self-administer the medication.  
39 A school district and its employees are immune from civil liability with  
40 respect to all decisions made and actions taken that are based on a good  
41 faith implementation of the requirements of this paragraph.

42       36. Prescribe and enforce policies and procedures to prohibit  
43 pupils from harassing, intimidating and bullying other pupils on school  
44 grounds, on school property, on school buses, at school bus stops, at  
45 school-sponsored events and activities and through the use of electronic

1 technology or electronic communication on school computers, networks,  
2 forums and mailing lists that include the following components:

3       (a) A procedure for pupils, parents and school district employees  
4 to confidentially report to school officials incidents of harassment,  
5 intimidation or bullying. The school shall make available written forms  
6 designed to provide a full and detailed description of the incident and  
7 any other relevant information about the incident.

8       (b) A requirement that school district employees report in writing  
9 suspected incidents of harassment, intimidation or bullying to the  
10 appropriate school official and a description of appropriate disciplinary  
11 procedures for employees who fail to report suspected incidents that are  
12 known to the employee.

13       (c) A requirement that, at the beginning of each school year,  
14 school officials provide all pupils with a written copy of the rights,  
15 protections and support services available to a pupil who is an alleged  
16 victim of an incident reported pursuant to this paragraph.

17       (d) If an incident is reported pursuant to this paragraph, a  
18 requirement that school officials provide a pupil who is an alleged victim  
19 of the incident with a written copy of the rights, protections and support  
20 services available to that pupil.

21       (e) A formal process for documenting reported incidents of  
22 harassment, intimidation or bullying and providing for the  
23 confidentiality, maintenance and disposition of this documentation.  
24 School districts shall maintain documentation of all incidents reported  
25 pursuant to this paragraph for at least six years. The school shall not  
26 use that documentation to impose disciplinary action unless the  
27 appropriate school official has investigated and determined that the  
28 reported incidents of harassment, intimidation or bullying occurred. If a  
29 school provides documentation of reported incidents to persons other than  
30 school officials or law enforcement, all individually identifiable  
31 information shall be redacted.

32       (f) A formal process for the appropriate school officials to  
33 investigate suspected incidents of harassment, intimidation or bullying,  
34 including procedures for notifying the alleged victim and the alleged  
35 victim's parent or guardian when a school official or employee becomes  
36 aware of the suspected incident of harassment, intimidation or bullying.

37       (g) Disciplinary procedures for pupils who have admitted or been  
38 found to have committed incidents of harassment, intimidation or bullying.

39       (h) A procedure that sets forth consequences for submitting false  
40 reports of incidents of harassment, intimidation or bullying.

41       (i) Procedures designed to protect the health and safety of pupils  
42 who are physically harmed as the result of incidents of harassment,  
43 intimidation and bullying, including, if appropriate, procedures to  
44 contact emergency medical services or law enforcement agencies, or both.

45       (j) Definitions of harassment, intimidation and bullying.

1       37. Prescribe and enforce policies and procedures regarding  
2 changing or adopting attendance boundaries that include the following  
3 components:

4           (a) A procedure for holding public meetings to discuss attendance  
5 boundary changes or adoptions that allows public comments.

6           (b) A procedure to notify the parents or guardians of the students  
7 affected, including assurance that, if that school remains open as part of  
8 the boundary change and capacity is available, students assigned to a new  
9 attendance area may stay enrolled in their current school.

10          (c) A procedure to notify the residents of the households affected  
11 by the attendance boundary changes.

12          (d) A process for placing public meeting notices and proposed maps  
13 on the school district's website for public review, if the school district  
14 maintains a website.

15          (e) A formal process for presenting the attendance boundaries of  
16 the affected area in public meetings that allows public comments.

17          (f) A formal process for notifying the residents and parents or  
18 guardians of the affected area as to the decision of the governing board  
19 on the school district's website, if the school district maintains a  
20 website.

21          (g) A formal process for updating attendance boundaries on the  
22 school district's website within ninety days after an adopted boundary  
23 change. The school district shall send a direct link to the school  
24 district's attendance boundaries website to the department of real estate.

25        38. If the state board of education determines that the school  
26 district has committed an overexpenditure as defined in section 15-107,  
27 provide a copy of the fiscal management report submitted pursuant to  
28 section 15-107, subsection H on its website and make copies available to  
29 the public on request. The school district shall comply with a request  
30 within five business days after receipt.

31        39. Ensure that the contract for the superintendent is structured  
32 in a manner in which up to twenty percent of the total annual salary  
33 included for the superintendent in the contract is classified as  
34 performance pay. This paragraph does not require school districts to  
35 increase total compensation for superintendents. Unless the school  
36 district governing board votes to implement an alternative procedure at a  
37 public meeting called for this purpose, the performance pay portion of the  
38 superintendent's total annual compensation shall be determined as follows:

39           (a) Twenty-five percent of the performance pay shall be determined  
40 based on the percentage of academic gain determined by the department of  
41 education of pupils who are enrolled in the school district compared to  
42 the academic gain achieved by the highest ranking of the fifty largest  
43 school districts in this state. For the purposes of this subdivision, the  
44 department of education shall determine academic gain by the academic  
45 growth achieved by each pupil who has been enrolled at the same school in

1 a school district for at least five consecutive months measured against  
2 that pupil's academic results in the 2008-2009 school year. For the  
3 purposes of this subdivision, of the fifty largest school districts in  
4 this state, the school district with pupils who demonstrate the highest  
5 statewide percentage of overall academic gain measured against academic  
6 results for the 2008-2009 school year shall be assigned a score of 100 and  
7 the school district with pupils who demonstrate the lowest statewide  
8 percentage of overall academic gain measured against academic results for  
9 the 2008-2009 school year shall be assigned a score of 0.

10 (b) Twenty-five percent of the performance pay shall be determined  
11 by the percentage of parents of pupils who are enrolled at the school  
12 district who assign a letter grade of "A" to the school on a survey of  
13 parental satisfaction with the school district. The parental satisfaction  
14 survey shall be administered and scored by an independent entity that is  
15 selected by the governing board and that demonstrates sufficient expertise  
16 and experience to accurately measure the results of the survey. The  
17 parental satisfaction survey shall use standard random sampling procedures  
18 and provide anonymity and confidentiality to each parent who participates  
19 in the survey. The letter grade scale used on the parental satisfaction  
20 survey shall direct parents to assign one of the following letter grades:

- 21 (i) A letter grade of "A" if the school district is excellent.
- 22 (ii) A letter grade of "B" if the school district is above average.
- 23 (iii) A letter grade of "C" if the school district is average.
- 24 (iv) A letter grade of "D" if the school district is below average.
- 25 (v) A letter grade of "F" if the school district is a failure.

26 (c) Twenty-five percent of the performance pay shall be determined  
27 by the percentage of teachers who are employed at the school district and  
28 who assign a letter grade of "A" to the school on a survey of teacher  
29 satisfaction with the school. The teacher satisfaction survey shall be  
30 administered and scored by an independent entity that is selected by the  
31 governing board and that demonstrates sufficient expertise and experience  
32 to accurately measure the results of the survey. The teacher satisfaction  
33 survey shall use standard random sampling procedures and provide anonymity  
34 and confidentiality to each teacher who participates in the survey. The  
35 letter grade scale used on the teacher satisfaction survey shall direct  
36 teachers to assign one of the following letter grades:

- 37 (i) A letter grade of "A" if the school district is excellent.
- 38 (ii) A letter grade of "B" if the school district is above average.
- 39 (iii) A letter grade of "C" if the school district is average.
- 40 (iv) A letter grade of "D" if the school district is below average.
- 41 (v) A letter grade of "F" if the school district is a failure.

42 (d) Twenty-five percent of the performance pay shall be determined  
43 by other criteria selected by the governing board.

44 40. Maintain and store permanent public records of the school  
45 district as required by law. Notwithstanding section 39-101, the

1 standards adopted by the Arizona state library, archives and public  
2 records for the maintenance and storage of school district public records  
3 shall allow school districts to elect to satisfy the requirements of this  
4 paragraph by maintaining and storing these records either on paper or in  
5 an electronic format, or a combination of a paper and electronic format.

6       41. Adopt in a public meeting and implement policies for principal  
7 evaluations. Before adopting principal evaluation policies, the school  
8 district governing board shall provide opportunities for public discussion  
9 on the proposed policies. The governing board shall adopt policies that:

10       (a) Are designed to improve principal performance and improve  
11 student achievement.

12       (b) Include the use of quantitative data on the academic progress  
13 for all students, which shall account for between twenty percent and  
14 thirty-three percent of the evaluation outcomes.

15       (c) Include four performance classifications, designated as highly  
16 effective, effective, developing and ineffective.

17       (d) Describe both of the following:

18       (i) The methods used to evaluate the performance of principals,  
19 including the data used to measure student performance and job  
20 effectiveness.

21       (ii) The formula used to determine evaluation outcomes.

22       42. Prescribe and enforce policies and procedures that define the  
23 duties of principals and teachers. These policies and procedures shall  
24 authorize teachers to take and maintain daily classroom attendance, make  
25 the decision to promote or retain a pupil in a grade in common school or  
26 to pass or fail a pupil in a course in high school, subject to review by  
27 the governing board in the manner provided in section 15-342,  
28 paragraph 11.

29       43. Prescribe and enforce policies and procedures for the emergency  
30 administration by an employee of a school district pursuant to section  
31 36-2267 of naloxone hydrochloride or any other opioid antagonist approved  
32 by the United States food and drug administration.

33       44. In addition to the notification requirements prescribed in  
34 paragraph 36 of this subsection, prescribe and enforce reasonable and  
35 appropriate policies to notify a pupil's parent or guardian if any person  
36 engages in harassing, threatening or intimidating conduct against that  
37 pupil. A school district and its officials and employees are immune from  
38 civil liability with respect to all decisions made and actions taken that  
39 are based on good faith implementation of the requirements of this  
40 paragraph, except in cases of gross negligence or wanton or wilful  
41 neglect. A person engages in threatening or intimidating if the person  
42 threatens or intimidates by word or conduct to cause physical injury to  
43 another person or serious damage to the property of another on school  
44 grounds. A person engages in harassment if, with intent to harass or with  
45 knowledge that the person is harassing another person, the person

1 anonymously or otherwise contacts, communicates or causes a communication  
2 with another person by verbal, electronic, mechanical, telephonic or  
3 written means in a manner that harasses on school grounds or substantially  
4 disrupts the school environment.

5       45. Each fiscal year, provide to each school district employee a  
6 total compensation statement that is broken down by category of benefit or  
7 payment and that includes, for that employee, at least all of the  
8 following:

- 9           (a) Base salary and any additional pay.
- 10          (b) Medical benefits and the value of any employer-paid portions of  
11 insurance plan premiums.
- 12          (c) Retirement benefit plans, including social security.
- 13          (d) Legally required benefits.
- 14          (e) Any paid leave.
- 15          (f) Any other payment made to or on behalf of the employee.
- 16          (g) Any other benefit provided to the employee.

17       46. Develop and adopt in a public meeting policies to allow for  
18 visits, tours and observations of all classrooms by parents of enrolled  
19 pupils and parents who wish to enroll their children in the school  
20 district unless a visit, tour or observation threatens the health and  
21 safety of pupils and staff. These policies and procedures must be easily  
22 accessible from the home page on each school's website.

23       47. DEVELOP AND ADOPT IN A PUBLIC MEETING A POLICY TO LIMIT  
24 STUDENTS' USE OF WIRELESS COMMUNICATIONS DEVICES, INCLUDING GAMING DEVICES  
25 AND VIDEO PLAYERS, DURING INSTRUCTIONAL TIME. AT THE BEGINNING OF EACH  
26 SCHOOL YEAR, THE SCHOOL DISTRICT SHALL PROVIDE TO PARENTS, TEACHERS AND  
27 STUDENTS A COPY OF THE POLICY ADOPTED PURSUANT TO THIS PARAGRAPH AND  
28 NOTIFY THE PARENTS, TEACHERS AND STUDENTS OF ANY CHANGES TO THE POLICY.  
29 THE POLICY ADOPTED PURSUANT TO THIS PARAGRAPH MAY INCLUDE ANY OF THE  
30 FOLLOWING:

- 31           (a) A REQUIREMENT THAT EACH STUDENT DEPOSIT THE STUDENT'S WIRELESS  
32 COMMUNICATIONS DEVICE OR DEVICES INTO A SECURE LOCATION IN A SCHOOL  
33 BUILDING DURING INSTRUCTIONAL TIME AND PROCEDURES FOR THE DEPOSITS.
- 34           (b) THE CONDITIONS UNDER WHICH A STUDENT MAY RETRIEVE THE STUDENT'S  
35 WIRELESS COMMUNICATIONS DEVICE OR DEVICES FROM THE SECURE LOCATION AND  
36 PROCEDURES FOR THE RETRIEVAL.
- 37           (c) PROCEDURES FOR A STUDENT'S PARENT TO CONTACT THE STUDENT DURING  
38 INSTRUCTIONAL TIME.
- 39           (d) PROCEDURES FOR A STUDENT TO CONTACT THE STUDENT'S PARENT DURING  
40 INSTRUCTIONAL TIME.
- 41           (e) THE CONDITIONS UNDER WHICH A STUDENT MAY USE THE STUDENT'S  
42 WIRELESS COMMUNICATIONS DEVICE OR DEVICES DURING INSTRUCTIONAL TIME,  
43 INCLUDING ALL OF THE FOLLOWING:
  - 44            (i) THE STUDENT IS A MEMBER OF A VOLUNTEER FIREFIGHTING COMPANY OR  
45 AN AMBULANCE OR RESCUE SQUAD.

1           (ii) THE STUDENT NEEDS THE STUDENT'S WIRELESS COMMUNICATIONS DEVICE  
2 BECAUSE THE STUDENT OR A MEMBER OF THE STUDENT'S IMMEDIATE FAMILY HAS A  
3 MEDICAL CONDITION.

4 (iii) THE WIRELESS COMMUNICATIONS DEVICE IS REQUIRED BY THE  
5 STUDENT'S INDIVIDUALIZED EDUCATION PROGRAM.

6 (iv) THE STUDENT IS AN ENGLISH LANGUAGE LEARNER AND USES THE  
7 WIRELESS COMMUNICATIONS DEVICE AS A TRANSLATOR.

8 (v) THE STUDENT HAS OBTAINED PERMISSION FROM THE STUDENT'S TEACHER  
9 TO USE THE WIRELESS COMMUNICATIONS DEVICE FOR EDUCATIONAL PURPOSES.

10 (vi) ANY OTHER CONDITION IDENTIFIED BY THE SCHOOL DISTRICT  
11 GOVERNING BOARD.

12       B. Notwithstanding subsection A, paragraphs 7, 9 and 11 of this  
13 section, the county school superintendent may construct, improve and  
14 furnish school buildings or purchase or sell school sites in the conduct  
15 of an accommodation school.

16 C. If any school district acquires real or personal property,  
17 whether by purchase, exchange, condemnation, gift or otherwise, the  
18 governing board shall pay to the county treasurer any taxes on the  
19 property that were unpaid as of the date of acquisition, including  
20 penalties and interest. The lien for unpaid delinquent taxes, penalties  
21 and interest on property acquired by a school district:

22 1. Is not abated, extinguished, discharged or merged in the title  
23 to the property.

24 2. Is enforceable in the same manner as other delinquent tax liens.

25 D. The governing board may not locate a school on property that is  
26 less than one-fourth mile from agricultural land regulated pursuant to  
27 section 3-365, except that the owner of the agricultural land may agree to  
28 comply with the buffer zone requirements of section 3-365. If the owner  
29 agrees in writing to comply with the buffer zone requirements and records  
30 the agreement in the office of the county recorder as a restrictive  
31 covenant running with the title to the land, the school district may  
32 locate a school within the affected buffer zone. The agreement may  
33 include any stipulations regarding the school, including conditions for  
34 future expansion of the school and changes in the operational status of  
35 the school that will result in a breach of the agreement.

36 E. A school district, its governing board members, its school  
37 council members and its employees are immune from civil liability for the  
38 consequences of adopting and implementing policies and procedures pursuant  
39 to subsection A of this section and section 15-342. This waiver does not  
40 apply if the school district, its governing board members, its school  
41 council members or its employees are guilty of gross negligence or  
42 intentional misconduct.

43 F. A governing board may delegate in writing to a superintendent,  
44 principal or head teacher the authority to prescribe procedures that are  
45 consistent with the governing board's policies.

1       G. Notwithstanding any other provision of this title, a school  
2 district governing board shall not take any action that would result in a  
3 reduction of pupil square footage unless the governing board notifies the  
4 school facilities oversight board established by section 41-5701.02 of the  
5 proposed action and receives written approval from the school facilities  
6 oversight board to take the action. A reduction includes an increase in  
7 administrative space that results in a reduction of pupil square footage  
8 or sale of school sites or buildings, or both. A reduction includes a  
9 reconfiguration of grades that results in a reduction of pupil square  
10 footage of any grade level. This subsection does not apply to temporary  
11 reconfiguration of grades to accommodate new school construction if the  
12 temporary reconfiguration does not exceed one year. The sale of equipment  
13 that results in a reduction that falls below the equipment requirements  
14 prescribed in section 41-5711, subsection B is subject to commensurate  
15 withholding of school district district additional assistance monies  
16 pursuant to the direction of the school facilities oversight board.  
17 Except as provided in section 15-342, paragraph 10, proceeds from the sale  
18 of school sites, buildings or other equipment shall be deposited in the  
19 school plant fund as provided in section 15-1102.

20       H. Subsections C through G of this section apply to a county board  
21 of supervisors and a county school superintendent when operating and  
22 administering an accommodation school.

23       I. A school district governing board may delegate authority in  
24 writing to the superintendent of the school district to submit plans for  
25 new school facilities to the school facilities oversight board for the  
26 purpose of certifying that the plans meet the minimum school facility  
27 adequacy guidelines prescribed in section 41-5711.

28       J. For the purposes of subsection A, paragraph 37 of this section,  
29 attendance boundaries may not be used to require students to attend  
30 certain schools based on the student's place of residence.

31       Sec. 2. Implementation

32       A school district is not required to develop and adopt a new policy  
33 in a public meeting pursuant to section 15-341, subsection A, paragraph  
34 47, Arizona Revised Statutes, as added by this act, if the school district  
35 has an existing policy to limit students' use of wireless communications  
36 devices during instructional time on the effective date of this act.