

REFERENCE TITLE: school safety; employee certification; policies

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HB 2076

Introduced by
Representative Bliss

AN ACT

AMENDING TITLE 15, CHAPTER 2, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-249.20; AMENDING SECTIONS 15-341 AND 41-1822, ARIZONA REVISED STATUTES; RELATING TO SCHOOL EMPLOYEES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Title 15, chapter 2, article 2, Arizona Revised
3 Statutes, is amended by adding section 15-249.20, to read:

4 15-249.20. Save our children school safety program; employee
5 certification; fund; eligibility to carry
6 firearm; confidentiality; violation;
7 classification; immunity; biennial report;
8 definition

9 A. THE SAVE OUR CHILDREN SCHOOL SAFETY PROGRAM IS ESTABLISHED
10 WITHIN THE DEPARTMENT TO STRENGTHEN SCHOOL SAFETY THROUGH EMPLOYEE
11 TRAINING, MEDICAL PREPAREDNESS AND CRISIS-RESPONSE CAPABILITY. THE
12 DEPARTMENT MAY ADOPT RULES, POLICIES AND PROCEDURES TO IMPLEMENT THIS
13 SECTION.

14 B. THE DEPARTMENT, IN CONSULTATION WITH THE ARIZONA PEACE OFFICER
15 STANDARDS AND TRAINING BOARD, SHALL DEVELOP AND MAINTAIN A LIST OF
16 TRAINING AND CERTIFICATION PROGRAMS, INCLUDING ANNUAL RECERTIFICATION
17 PROGRAMS, THAT ARE APPROVED BY THE ARIZONA PEACE OFFICER STANDARDS AND
18 TRAINING BOARD PURSUANT TO SECTION 41-1822, SUBSECTION D. THE DEPARTMENT
19 SHALL POST THE LIST ON THE DEPARTMENT'S WEBSITE.

20 C. THE SAVE OUR CHILDREN SCHOOL SAFETY PROGRAM FUND IS ESTABLISHED
21 AND CONSISTS OF LEGISLATIVE APPROPRIATIONS, GIFTS, GRANTS AND OTHER MONIES
22 RECEIVED FOR THE SAVE OUR CHILDREN SCHOOL SAFETY PROGRAM. THE DEPARTMENT
23 SHALL ADMINISTER THE FUND. MONIES IN THE FUND ARE CONTINUOUSLY
24 APPROPRIATED AND ARE EXEMPT FROM THE PROVISIONS OF SECTION 35-190 RELATING
25 TO LAPSING OF APPROPRIATIONS. THE DEPARTMENT SHALL USE MONIES IN THE FUND
26 TO PROVIDE REIMBURSEMENTS ON A FIRST-COME, FIRST-SERVED BASIS FOR THE
27 FOLLOWING:

28 1. AN ELIGIBLE SCHOOL THAT HAS EITHER:

29 (a) PAID FOR ONE OR MORE OF THE ELIGIBLE SCHOOL'S EMPLOYEES TO
30 COMPLETE A TRAINING OR CERTIFICATION PROGRAM LISTED PURSUANT TO SUBSECTION
31 B OF THIS SECTION.

32 (b) PURCHASED SCHOOL SAFETY EQUIPMENT, MEDICAL KITS OR PROTECTIVE
33 GEAR FOR USE AT ONE OR MORE SCHOOL SITES.

34 2. AN INDIVIDUAL WHO MEETS ALL OF THE FOLLOWING:

35 (a) IS EMPLOYED BY AN ELIGIBLE SCHOOL.

36 (b) HAS PAID FOR AND SUCCESSFULLY COMPLETED A TRAINING OR
37 CERTIFICATION PROGRAM LISTED PURSUANT TO SUBSECTION B OF THIS SECTION.

38 (c) IS NOT REIMBURSED BY THE ELIGIBLE SCHOOL FOR THE COSTS OF THE
39 TRAINING OR CERTIFICATION PROGRAM.

40 D. AN ELIGIBLE SCHOOL MAY ADOPT WRITTEN POLICIES TO AUTHORIZE ONE
41 OR MORE EMPLOYEES TO CARRY A CONCEALED FIREARM ON SCHOOL GROUNDS IF THE
42 ELIGIBLE SCHOOL DOES ALL OF THE FOLLOWING:

43 1. NOTIFIES LOCAL LAW ENFORCEMENT AGENCIES AND THE DEPARTMENT OF
44 THE NUMBER OF EMPLOYEES WHO ARE AUTHORIZED TO CARRY A CONCEALED FIREARM ON
45 SCHOOL GROUNDS PURSUANT TO THIS SUBSECTION.

1 2. ENSURES THAT EACH EMPLOYEE WHO IS AUTHORIZED TO CARRY A
2 CONCEALED FIREARM ON SCHOOL GROUNDS PURSUANT TO THIS SUBSECTION HAS A
3 VALID CERTIFICATION PURSUANT TO A PROGRAM LISTED PURSUANT TO SUBSECTION B
4 OF THIS SECTION.

5 3. COMPLIES WITH THE CONFIDENTIALITY REQUIREMENTS PRESCRIBED IN
6 SUBSECTION E OF THIS SECTION.

7 E. NOTWITHSTANDING ANY OTHER LAW, THE PERSONALLY IDENTIFIABLE
8 INFORMATION OF EACH SCHOOL EMPLOYEE WHO PARTICIPATES IN A TRAINING OR
9 CERTIFICATION PROGRAM LISTED PURSUANT TO SUBSECTION B OF THIS SECTION OR
10 WHO IS AUTHORIZED TO CARRY A CONCEALED FIREARM ON SCHOOL GROUNDS PURSUANT
11 TO SUBSECTION D OF THIS SECTION IS CONFIDENTIAL AND MAY NOT BE DISCLOSED
12 TO THE PUBLIC. FOR THE PURPOSES OF THIS SUBSECTION, PERSONALLY
13 IDENTIFIABLE INFORMATION INCLUDES THE EMPLOYEE'S NAME, TRAINING SCHEDULE
14 AND DEPLOYMENT. A PERSON WHO VIOLATES THIS SUBSECTION IS GUILTY OF A
15 CLASS 1 MISDEMEANOR.

16 F. NOTWITHSTANDING ANY OTHER LAW, A SCHOOL EMPLOYEE WHO HAS A VALID
17 CERTIFICATION FROM A PROGRAM LISTED PURSUANT TO SUBSECTION B OF THIS
18 SECTION AND WHO ACTS IN GOOD FAITH AND CONSISTENTLY WITH THE CERTIFICATION
19 PROGRAM IS NOT SUBJECT TO CIVIL OR CRIMINAL LIABILITY FOR THE SCHOOL
20 EMPLOYEE'S ACTIONS IN DEFENSE OF STUDENTS, SCHOOL EMPLOYEES OR SCHOOL
21 VISITORS.

22 G. ANY POLICIES ADOPTED BY A SCHOOL PURSUANT TO SUBSECTION D OF
23 THIS SECTION CONSTITUTE A PROGRAM APPROVED BY THE SCHOOL FOR THE PURPOSES
24 OF SECTION 13-3102, SUBSECTION I, PARAGRAPH 2.

25 H. ON OR BEFORE DECEMBER 31 OF EACH ODD-NUMBERED YEAR, THE
26 DEPARTMENT SHALL SUBMIT A REPORT ON THE SAVE OUR CHILDREN SCHOOL SAFETY
27 PROGRAM TO THE SPEAKER OF THE HOUSE OF REPRESENTATIVES, THE PRESIDENT OF
28 THE SENATE AND THE GOVERNOR'S OFFICE, SHALL SUBMIT A COPY TO THE SECRETARY
29 OF STATE AND SHALL POST A COPY ON THE DEPARTMENT'S WEBSITE. THE REPORT
30 REQUIRED BY THIS SUBSECTION MUST INCLUDE ALL OF THE FOLLOWING:

31 1. THE TOTAL NUMBER OF SCHOOL EMPLOYEES WHO HAVE A VALID
32 CERTIFICATION FROM A PROGRAM LISTED PURSUANT TO SUBSECTION B OF THIS
33 SECTION.

34 2. THE TOTAL NUMBER OF SCHOOL EMPLOYEES WHO ARE AUTHORIZED TO CARRY
35 A CONCEALED FIREARM ON SCHOOL GROUNDS PURSUANT TO SUBSECTION D OF THIS
36 SECTION.

37 3. THE AMOUNT OF MONIES AVAILABLE IN THE FUND ESTABLISHED BY
38 SUBSECTION C OF THIS SECTION.

39 4. INFORMATION REGARDING ANY INCIDENT OR PROGRAM FEEDBACK.

40 5. RECOMMENDATIONS, IF ANY, TO IMPROVE THE PROGRAM ESTABLISHED BY
41 THIS SECTION.

42 I. FOR THE PURPOSES OF THIS SECTION, "ELIGIBLE SCHOOL" MEANS A
43 PUBLIC SCHOOL OR PRIVATE SCHOOL IN THIS STATE THAT OFFERS INSTRUCTION TO
44 STUDENTS IN A KINDERGARTEN PROGRAM OR ANY OF GRADES ONE THROUGH TWELVE.

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

3 15-341. General powers and duties; immunity; delegation

4 A. Each school district governing board shall:

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

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

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

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

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

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

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

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

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

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

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

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

43 13. Discipline students for disorderly conduct on the way to and
44 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. **A**
24 **SCHOOL ADMINISTRATOR MAY AUTHORIZE AN EMPLOYEE TO CARRY A CONCEALED**
25 **FIREARM ON SCHOOL GROUNDS ONLY AS PROVIDED BY SECTION 15-249.20,**
26 **SUBSECTION D.**

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

31 (a) The provision of water.

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

1 remove the parent's own child from play. A pupil may return to play on
2 the same day if a health care provider rules out a suspected concussion at
3 the time the pupil is removed from play. On a subsequent day, the pupil
4 may return to play if the pupil has been evaluated by and received written
5 clearance to resume participation in athletic activity from a health care
6 provider who has been trained in evaluating and managing concussions and
7 head injuries. A health care provider who is a volunteer and who provides
8 clearance to participate in athletic activity on the day of the suspected
9 injury or on a subsequent day is immune from civil liability with respect
10 to all decisions made and actions taken that are based on good faith
11 implementation of the requirements of this subdivision, except in cases of
12 gross negligence or wanton or wilful neglect. A school district, school
13 district employee, team coach, official or team volunteer or a parent or
14 guardian of a team member is not subject to civil liability for any act,
15 omission or policy undertaken in good faith to comply with the
16 requirements of this subdivision or for a decision made or an action taken
17 by a health care provider. A group or organization that uses property or
18 facilities owned or operated by a school district for athletic activities
19 shall comply with the requirements of this subdivision. A school district
20 and its employees and volunteers are not subject to civil liability for
21 any other person or organization's failure or alleged failure to comply
22 with the requirements of this subdivision. This subdivision does not
23 apply to teams that are based in another state and that participate in an
24 athletic activity in this state. For the purposes of this subdivision,
25 athletic activity does not include dance, rhythmic gymnastics,
26 competitions or exhibitions of academic skills or knowledge or other
27 similar forms of physical noncontact activities, civic activities or
28 academic activities, whether engaged in for the purposes of competition or
29 recreation. For the purposes of this subdivision, "health care provider"
30 means a physician who is licensed pursuant to title 32, chapter 13, 14 or
31 17, an athletic trainer who is licensed pursuant to title 32, chapter 41,
32 a nurse practitioner who is licensed pursuant to title 32, chapter 15, and
33 a physician assistant who is licensed pursuant to title 32, chapter 25.

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

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

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

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

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

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

19 30. Report to local law enforcement agencies any suspected crime
20 against a person or property that is a serious offense as defined in
21 section 13-706 or that involves a deadly weapon or dangerous instrument or
22 serious physical injury and any conduct that poses a threat of death or
23 serious physical injury to employees, students or anyone on the property
24 of the school. This paragraph does not limit or preclude the reporting by
25 a school district or an employee of a school district of suspected crimes
26 other than those required to be reported by this paragraph. For the
27 purposes of this paragraph, "dangerous instrument", "deadly weapon" and
28 "serious physical injury" have the same meanings prescribed in section
29 13-105.

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

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

1 place designated in the notice, the school district governing board shall
 2 hear reasons for or against closing the school. The school district
 3 governing board is exempt from this paragraph if the governing board
 4 determines that the school shall be closed because it poses a danger to
 5 the health or safety of the pupils or employees of the school. A
 6 governing board may consult with the division of school facilities within
 7 the department of administration for technical assistance and for
 8 information on the impact of closing a school. The information provided
 9 from the division of school facilities within the department of
 10 administration shall not require the governing board to take or not take
 11 any action.

12 33. Incorporate instruction on Native American history into
 13 appropriate existing curricula.

14 34. Prescribe and enforce policies and procedures:

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

33 (b) For the emergency administration of epinephrine delivery
 34 systems by a trained employee of a school district pursuant to section
 35 15-157.

36 35. Allow the possession and self-administration of prescription
 37 medication for breathing disorders in handheld inhaler devices by pupils
 38 who have been prescribed that medication by a health care professional
 39 licensed pursuant to title 32. The pupil's name on the prescription label
 40 on the medication container or on the handheld inhaler device and annual
 41 written documentation from the pupil's parent or guardian to the school
 42 that authorizes possession and self-administration is sufficient proof
 43 that the pupil is entitled to possess and self-administer the medication.
 44 A school district and its employees are immune from civil liability with

1 respect to all decisions made and actions taken that are based on a good
2 faith implementation of the requirements of this paragraph.

3 36. Prescribe and enforce policies and procedures to prohibit
4 pupils from harassing, intimidating and bullying other pupils on school
5 grounds, on school property, on school buses, at school bus stops, at
6 school-sponsored events and activities and through the use of electronic
7 technology or electronic communication on school computers, networks,
8 forums and mailing lists that include the following components:

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

14 (b) A requirement that school district employees report in writing
15 suspected incidents of harassment, intimidation or bullying to the
16 appropriate school official and a description of appropriate disciplinary
17 procedures for employees who fail to report suspected incidents that are
18 known to the employee.

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

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

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

38 (f) A formal process for the appropriate school officials to
39 investigate suspected incidents of harassment, intimidation or bullying,
40 including procedures for notifying the alleged victim and the alleged
41 victim's parent or guardian when a school official or employee becomes
42 aware of the suspected incident of harassment, intimidation or bullying.

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

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

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

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

8 37. Prescribe and enforce policies and procedures regarding
9 changing or adopting attendance boundaries that include the following
10 components:

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

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

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

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

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

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

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

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

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

1 (a) Twenty-five percent of the performance pay shall be determined
 2 based on the percentage of academic gain determined by the department of
 3 education of pupils who are enrolled in the school district compared to
 4 the academic gain achieved by the highest ranking of the fifty largest
 5 school districts in this state. For the purposes of this subdivision, the
 6 department of education shall determine academic gain by the academic
 7 growth achieved by each pupil who has been enrolled at the same school in
 8 a school district for at least five consecutive months measured against
 9 that pupil's academic results in the 2008-2009 school year. For the
 10 purposes of this subdivision, of the fifty largest school districts in
 11 this state, the school district with pupils who demonstrate the highest
 12 statewide percentage of overall academic gain measured against academic
 13 results for the 2008-2009 school year shall be assigned a score of 100 and
 14 the school district with pupils who demonstrate the lowest statewide
 15 percentage of overall academic gain measured against academic results for
 16 the 2008-2009 school year shall be assigned a score of 0.

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

- 28 (i) A letter grade of "A" if the school district is excellent.
- 29 (ii) A letter grade of "B" if the school district is above average.
- 30 (iii) A letter grade of "C" if the school district is average.
- 31 (iv) A letter grade of "D" if the school district is below average.
- 32 (v) A letter grade of "F" if the school district is a failure.

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

- 44 (i) A letter grade of "A" if the school district is excellent.
- 45 (ii) A letter grade of "B" if the school district is above average.

- 1 (iii) A letter grade of "C" if the school district is average.
- 2 (iv) A letter grade of "D" if the school district is below average.
- 3 (v) A letter grade of "F" if the school district is a failure.
- 4 (d) Twenty-five percent of the performance pay shall be determined
- 5 by other criteria selected by the governing board.

6 40. Maintain and store permanent public records of the school
7 district as required by law. Notwithstanding section 39-101, the
8 standards adopted by the Arizona state library, archives and public
9 records for the maintenance and storage of school district public records
10 shall allow school districts to elect to satisfy the requirements of this
11 paragraph by maintaining and storing these records either on paper or in
12 an electronic format, or a combination of a paper and electronic format.

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

17 (a) Are designed to improve principal performance and improve
18 student achievement.

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

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

24 (d) Describe both of the following:

25 (i) The methods used to evaluate the performance of principals,
26 including the data used to measure student performance and job
27 effectiveness.

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

29 42. Prescribe and enforce policies and procedures that define the
30 duties of principals and teachers. These policies and procedures shall
31 authorize teachers to take and maintain daily classroom attendance, make
32 the decision to promote or retain a pupil in a grade in common school or
33 to pass or fail a pupil in a course in high school, subject to review by
34 the governing board in the manner provided in section 15-342,
35 paragraph 11.

36 43. Prescribe and enforce policies and procedures for the emergency
37 administration by an employee of a school district pursuant to section
38 36-2267 of naloxone hydrochloride or any other opioid antagonist approved
39 by the United States food and drug administration.

40 44. In addition to the notification requirements prescribed in
41 paragraph 36 of this subsection, prescribe and enforce reasonable and
42 appropriate policies to notify a pupil's parent or guardian if any person
43 engages in harassing, threatening or intimidating conduct against that
44 pupil. A school district and its officials and employees are immune from
45 civil liability with respect to all decisions made and actions taken that

1 are based on good faith implementation of the requirements of this
2 paragraph, except in cases of gross negligence or wanton or wilful
3 neglect. A person engages in threatening or intimidating if the person
4 threatens or intimidates by word or conduct to cause physical injury to
5 another person or serious damage to the property of another on school
6 grounds. A person engages in harassment if, with intent to harass or with
7 knowledge that the person is harassing another person, the person
8 anonymously or otherwise contacts, communicates or causes a communication
9 with another person by verbal, electronic, mechanical, telephonic or
10 written means in a manner that harasses on school grounds or substantially
11 disrupts the school environment.

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

- 16 (a) Base salary and any additional pay.
- 17 (b) Medical benefits and the value of any employer-paid portions of
18 insurance plan premiums.
- 19 (c) Retirement benefit plans, including social security.
- 20 (d) Legally required benefits.
- 21 (e) Any paid leave.
- 22 (f) Any other payment made to or on behalf of the employee.
- 23 (g) Any other benefit provided to the employee.

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

30 B. Notwithstanding subsection A, paragraphs 7, 9 and 11 of this
31 section, the county school superintendent may construct, improve and
32 furnish school buildings or purchase or sell school sites in the conduct
33 of an accommodation school.

34 C. If any school district acquires real or personal property,
35 whether by purchase, exchange, condemnation, gift or otherwise, the
36 governing board shall pay to the county treasurer any taxes on the
37 property that were unpaid as of the date of acquisition, including
38 penalties and interest. The lien for unpaid delinquent taxes, penalties
39 and interest on property acquired by a school district:

- 40 1. Is not abated, extinguished, discharged or merged in the title
41 to the property.
- 42 2. Is enforceable in the same manner as other delinquent tax liens.

43 D. The governing board may not locate a school on property that is
44 less than one-fourth mile from agricultural land regulated pursuant to
45 section 3-365, except that the owner of the agricultural land may agree to

1 comply with the buffer zone requirements of section 3-365. If the owner
2 agrees in writing to comply with the buffer zone requirements and records
3 the agreement in the office of the county recorder as a restrictive
4 covenant running with the title to the land, the school district may
5 locate a school within the affected buffer zone. The agreement may
6 include any stipulations regarding the school, including conditions for
7 future expansion of the school and changes in the operational status of
8 the school that will result in a breach of the agreement.

9 E. A school district, its governing board members, its school
10 council members and its employees are immune from civil liability for the
11 consequences of adopting and implementing policies and procedures pursuant
12 to subsection A of this section and section 15-342. This waiver does not
13 apply if the school district, its governing board members, its school
14 council members or its employees are guilty of gross negligence or
15 intentional misconduct.

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

19 G. Notwithstanding any other provision of this title, a school
20 district governing board shall not take any action that would result in a
21 reduction of pupil square footage unless the governing board notifies the
22 school facilities oversight board established by section 41-5701.02 of the
23 proposed action and receives written approval from the school facilities
24 oversight board to take the action. A reduction includes an increase in
25 administrative space that results in a reduction of pupil square footage
26 or sale of school sites or buildings, or both. A reduction includes a
27 reconfiguration of grades that results in a reduction of pupil square
28 footage of any grade level. This subsection does not apply to temporary
29 reconfiguration of grades to accommodate new school construction if the
30 temporary reconfiguration does not exceed one year. The sale of equipment
31 that results in a reduction that falls below the equipment requirements
32 prescribed in section 41-5711, subsection B is subject to commensurate
33 withholding of school district district additional assistance monies
34 pursuant to the direction of the school facilities oversight board.
35 Except as provided in section 15-342, paragraph 10, proceeds from the sale
36 of school sites, buildings or other equipment shall be deposited in the
37 school plant fund as provided in section 15-1102.

38 H. Subsections C through G of this section apply to a county board
39 of supervisors and a county school superintendent when operating and
40 administering an accommodation school.

41 I. A school district governing board may delegate authority in
42 writing to the superintendent of the school district to submit plans for
43 new school facilities to the school facilities oversight board for the
44 purpose of certifying that the plans meet the minimum school facility
45 adequacy guidelines prescribed in section 41-5711.

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

4 Sec. 3. Section 41-1822, Arizona Revised Statutes, is amended to
5 read:

6 41-1822. Powers and duties of board; definition

7 A. With respect to peace officer training and certification, the
8 board shall:

9 1. Establish rules for the government and conduct of the board,
10 including meeting times and places and matters to be placed on the agenda
11 of each meeting.

12 2. Make recommendations, consistent with this article, to the
13 governor, the speaker of the house of representatives and the president of
14 the senate on all matters relating to law enforcement and public safety.

15 3. Prescribe reasonable minimum qualifications for officers to be
16 appointed to enforce the laws of this state and the political subdivisions
17 of this state and certify officers in compliance with these
18 qualifications. Notwithstanding any other law, the qualifications shall
19 require United States citizenship, shall relate to physical, mental and
20 moral fitness and shall govern the recruitment, appointment and retention
21 of all agents, peace officers and police officers of every political
22 subdivision of this state. The board shall constantly review the
23 qualifications established by this section and may amend the
24 qualifications at any time, subject to the requirements of section
25 41-1823.

26 4. Prescribe minimum courses of training and minimum standards for
27 training facilities for law enforcement officers. Only this state and
28 political subdivisions of this state may conduct basic peace officer
29 training. Basic peace officer academies may admit individuals who are not
30 peace officer cadets only if a cadet meets the minimum qualifications
31 established by paragraph 3 of this subsection. Training shall include:

32 (a) Courses in responding to and reporting all criminal offenses
33 that are motivated by race, color, religion, national origin, sexual
34 orientation, gender or disability.

35 (b) Training certified by the director of the department of health
36 services with assistance from a representative of the board on the nature
37 of unexplained infant death and the handling of cases involving the
38 unexplained death of an infant.

39 (c) Medical information on unexplained infant death for first
40 responders, including awareness and sensitivity in dealing with families
41 and child care providers, and the importance of forensically competent
42 death scene investigations.

43 (d) Information on the protocol of investigation in cases of an
44 unexplained infant death, including the importance of a consistent policy
45 of thorough death scene investigation.

1 (e) The use of the infant death investigation checklist pursuant to
2 section 36-3506.

3 (f) If an unexplained infant death occurs, the value of timely
4 communication between the medical examiner's office, the department of
5 health services and appropriate social service agencies that address the
6 issue of infant death and bereavement, to achieve a better understanding
7 of these deaths and to connect families to various community and public
8 health support systems to enhance recovery from grief.

9 5. Recommend curricula for advanced courses and seminars in law
10 enforcement and intelligence training in universities, colleges and
11 community colleges, in conjunction with the governing body of the
12 educational institution.

13 6. Make inquiries to determine whether this state or political
14 subdivisions of this state are adhering to the standards for recruitment,
15 appointment, retention and training established pursuant to this article.
16 The failure of this state or any political subdivision to adhere to the
17 standards shall be reported at the next regularly scheduled meeting of the
18 board for action deemed appropriate by that body.

19 7. Employ an executive director and other staff as are necessary to
20 fulfill the powers and duties of the board in accordance with the
21 requirements of the law enforcement merit system council.

22 B. With respect to state department of corrections correctional
23 officers, the board shall:

24 1. Approve a basic training curriculum of at least two hundred
25 forty hours.

26 2. Establish uniform minimum standards. These standards shall
27 include high school graduation or the equivalent and a physical
28 examination as prescribed by the director of the state department of
29 corrections.

30 3. Establish uniform standards for background investigations,
31 including criminal histories under section 41-1750, of all applicants
32 before enrolling in the academy. The board may adopt special procedures
33 for extended screening and investigations in extraordinary cases to ensure
34 suitability and adaptability to a career as a correctional officer.

35 4. Issue a certificate of completion to any state department of
36 corrections correctional officer who satisfactorily complies with the
37 minimum standards and completes the basic training program. The board may
38 issue a certificate of completion to a state department of corrections
39 correctional officer who has received comparable training in another state
40 if the board determines that the training was at least equivalent to that
41 provided by the academy and if the person complies with the minimum
42 standards.

43 5. Establish continuing training requirements and approve
44 curricula.

1 C. IN CONSULTATION WITH THE DEPARTMENT OF EDUCATION, THE BOARD
2 SHALL ESTABLISH UNIFORM STANDARDS FOR TRAINING AND CERTIFICATION PROGRAMS
3 FOR WHICH A SCHOOL OR SCHOOL EMPLOYEE MAY BE REIMBURSED PURSUANT TO
4 SECTION 15-249.20, SUBSECTION C THAT INCLUDE THE FOLLOWING:

5 1. FOR INITIAL CERTIFICATION, EACH OF THE FOLLOWING:

6 (a) AT LEAST FOUR HOURS OF TRAINING ON STATE LAW USE-OF-FORCE
7 JUSTIFICATION THAT IS PROVIDED BY A PEACE OFFICER, AN ATTORNEY OR A
8 FIREARMS SAFETY TRAINING INSTRUCTOR AS DEFINED IN SECTION 32-2601.

9 (b) AT LEAST TWENTY-FOUR HOURS OF FIREARMS SAFETY, MARKSMANSHIP,
10 JUDGMENT AND DECISION-MAKING TRAINING PROVIDED BY A PEACE OFFICER, A
11 FIREARMS SAFETY TRAINING INSTRUCTOR AS DEFINED IN SECTION 32-2601 OR AN
12 INSTRUCTOR WHO CONDUCTS A PISTOL QUALIFYING EXAMINATION PURSUANT TO
13 SECTION 38-1113.

14 (c) AT LEAST FOUR HOURS OF TACTICAL EMERGENCY CASUALTY CARE
15 TRAINING PROVIDED BY AN EMERGENCY MEDICAL CARE TECHNICIAN AS DEFINED IN
16 SECTION 36-2201, A REGISTERED NURSE AS DEFINED IN SECTION 32-1601 OR A
17 LICENSED PHYSICIAN.

18 (d) AT LEAST EIGHT HOURS OF SCENARIO-BASED TRAINING THAT
19 DEMONSTRATES COMPETENCY IN DECISION-MAKING, WEAPONS HANDLING AND MEDICAL
20 INTERVENTION.

21 2. FOR ANNUAL RECERTIFICATION, A BOARD-PRESCRIBED FIREARMS
22 QUALIFICATION COURSE.

23 D. THE BOARD SHALL:

24 1. ACCEPT APPLICATIONS, IN A FORM AND MANNER PRESCRIBED BY THE
25 BOARD, FOR TRAINING AND CERTIFICATION PROGRAMS TO BE INCLUDED ON THE LIST
26 THAT IS DEVELOPED AND MAINTAINED PURSUANT TO SECTION 15-249.20,
27 SUBSECTION B.

28 2. APPROVE AN APPLICATION FOR ANY TRAINING AND CERTIFICATION
29 PROGRAM THAT MEETS OR EXCEEDS THE STANDARDS ESTABLISHED PURSUANT TO
30 SUBSECTION C OF THIS SECTION.

31 3. MONITOR APPROVED TRAINING AND CERTIFICATION PROGRAMS TO ENSURE
32 THAT EACH PROGRAM CONTINUES TO SATISFY THE STANDARDS ESTABLISHED PURSUANT
33 TO SUBSECTION C OF THIS SECTION. IF A PROGRAM FALLS BELOW THE STANDARDS
34 ESTABLISHED PURSUANT TO SUBSECTION C OF THIS SECTION AND THE PROGRAM
35 PROVIDER FAILS TO CORRECT THE DEFICIENCIES, THE BOARD SHALL REMOVE THAT
36 PROGRAM FROM THE LIST THAT IS DEVELOPED AND MAINTAINED PURSUANT TO SECTION
37 15-249.20.

38 ~~C.~~ E. With respect to peace officer misconduct, the board may:

39 1. Receive complaints of peace officer misconduct from any person,
40 request law enforcement agencies to conduct investigations and conduct
41 independent investigations into whether an officer is in compliance with
42 the qualifications established pursuant to subsection A, paragraph 3 of
43 this section.

44 2. Receive a complaint of peace officer misconduct from the
45 president or chief executive officer of a board recognized law enforcement

1 association that represents the interests of certified law enforcement
2 officers if the association believes that a law enforcement agency refused
3 to investigate or made findings that are contradictory to prima facie
4 evidence of a violation of the qualifications established pursuant to
5 subsection A, paragraph 3 of this section. If the board finds that the
6 law enforcement agency refused to investigate or made findings that
7 contradicted prima facie evidence of a violation of the qualifications
8 established pursuant to subsection A, paragraph 3 of this section, the
9 board shall conduct an independent investigation to determine whether the
10 officer is in compliance with the qualifications established pursuant to
11 subsection A, paragraph 3 of this section and provide a letter of the
12 findings based on the investigation conducted by the board to the
13 president or chief executive officer of the board recognized law
14 enforcement association who made the complaint.

15 ~~D.~~ F. The board may:

16 1. Deny, suspend, revoke or cancel the certification of an officer
17 who is not in compliance with the qualifications established pursuant to
18 subsection A, paragraph 3 of this section.

19 2. Provide training and related services to assist state, tribal
20 and local law enforcement agencies to better serve the public, including
21 training for emergency alert notification systems.

22 3. Enter into contracts to carry out its powers and duties.

23 ~~E.~~ G. This section does not create a cause of action or a right to
24 bring an action, including an action based on discrimination due to sexual
25 orientation.

26 ~~F.~~ H. For the purposes of this section, "sexual orientation" means
27 consensual homosexuality or heterosexuality.