

REFERENCE TITLE: public schools; universities; AI policies

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

HB 4040

Introduced by
Representative Kupper

AN ACT

AMENDING TITLE 15, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-120.08; AMENDING TITLE 15, CHAPTER 13, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-1626.02; RELATING TO ARTIFICIAL INTELLIGENCE.

(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 1, article 1, Arizona Revised
3 Statutes, is amended by adding section 15-120.08, to read:

4 15-120.08. Unauthorized use of artificial intelligence;
5 policies and procedures; school employee
6 training; annual report; definitions

7 A. ON OR BEFORE JULY 1, 2027, EACH SCHOOL DISTRICT GOVERNING BOARD
8 AND CHARTER SCHOOL GOVERNING BODY SHALL ADOPT POLICIES AND PROCEDURES
9 RELATING TO ARTIFICIAL INTELLIGENCE THAT INCLUDE THE FOLLOWING:

10 1. POLICIES AND PROCEDURES THAT ARE DESIGNED TO DETECT AND PREVENT
11 THE UNAUTHORIZED USE OF ARTIFICIAL INTELLIGENCE BY STUDENTS TO COMPLETE
12 COURSEWORK, INCLUDING AT LEAST ONE OF THE FOLLOWING:

13 (a) A SYSTEM TO REVIEW ASSIGNMENTS THAT ARE SUBMITTED BY STUDENTS
14 TO DETERMINE WHETHER EACH SUBMISSION WAS GENERATED BY ARTIFICIAL
15 INTELLIGENCE. A SYSTEM ADOPTED PURSUANT TO THIS SUBDIVISION MUST INCLUDE
16 ALL OF THE FOLLOWING:

17 (i) A NATURAL PERSON WHO REVIEWS EACH ASSIGNMENT THAT THE SYSTEM
18 IDENTIFIES AS CONTENT GENERATED BY ARTIFICIAL INTELLIGENCE.

19 (ii) AN APPEALS PROCESS FOR ANY STUDENT WHO SUBMITS AN ASSIGNMENT
20 THAT IS IDENTIFIED AS CONTENT GENERATED BY ARTIFICIAL INTELLIGENCE IN
21 VIOLATION OF THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S POLICIES.

22 (iii) BIAS MITIGATION MEASURES THAT COMPLY WITH ANTIDISCRIMINATION
23 LAWS.

24 (iv) A MAXIMUM PERCENTAGE OF CONTENT THAT MAY BE GENERATED BY
25 ARTIFICIAL INTELLIGENCE, AS DETERMINED BY THE GOVERNING BOARD OR GOVERNING
26 BODY.

27 (v) SAFEGUARDS TO PROTECT STUDENT PRIVACY AND COMPLY WITH THE
28 REQUIREMENTS PRESCRIBED BY CHAPTER 1, ARTICLE 4 OF THIS TITLE AND THE
29 FAMILY EDUCATIONAL AND PRIVACY RIGHTS ACT OF 1974 (20 UNITED STATES CODE
30 SECTION 1232g).

31 (b) MODIFICATIONS TO THE COURSEWORK AND ASSIGNMENTS TO MINIMIZE OR
32 ELIMINATE THE UNAUTHORIZED USE OF ARTIFICIAL INTELLIGENCE, INCLUDING
33 IN-CLASSROOM ASSESSMENTS, ORAL PRESENTATIONS, ASSIGNMENTS THAT DEPEND ON
34 PERSONAL EXPERIENCES OR ASSIGNMENTS THAT REQUIRE COLLABORATION AMONG
35 STUDENTS IN REAL TIME.

36 2. GUIDELINES ON THE AUTHORIZED AND UNAUTHORIZED USE OF ARTIFICIAL
37 INTELLIGENCE BY STUDENTS, INCLUDING THE CONSEQUENCES FOR UNAUTHORIZED USE
38 IN VIOLATION OF THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S POLICIES.

39 3. AT THE DISCRETION OF THE GOVERNING BOARD OR GOVERNING BODY:

40 (a) EITHER UNIFORM GUIDELINES OR GUIDELINES FOR EACH GRADE LEVEL,
41 SUBJECT AREA OR SCHOOL SITE.

42 (b) POLICIES AND PROCEDURES RELATING TO THE USE OF SPECIFIC
43 TECHNOLOGICAL TOOLS AND EDUCATIONAL PRACTICES.

44 B. EACH SCHOOL DISTRICT AND CHARTER SCHOOL SHALL PROVIDE TRAINING
45 TO ALL TEACHERS AND SCHOOL PERSONNEL WHO ARE RESPONSIBLE FOR IMPLEMENTING

1 THE REQUIREMENTS PRESCRIBED BY THIS SECTION OR ENFORCING THE POLICIES
2 ADOPTED BY THE SCHOOL DISTRICT GOVERNING BOARD OR CHARTER SCHOOL GOVERNING
3 BODY. THE TRAINING REQUIRED BY THIS SUBSECTION MUST INCLUDE TRAINING ON:

4 1. THE LIMITATIONS OF THE POLICIES AND PROCEDURES, DETECTION SYSTEM
5 AND MODIFICATIONS TO THE COURSEWORK AND ASSIGNMENTS PRESCRIBED BY
6 SUBSECTION A, PARAGRAPH 1 OF THIS SECTION.

7 2. GUIDELINES AND RECOMMENDATIONS FOR RESPONSIBLY INTEGRATING
8 ARTIFICIAL INTELLIGENCE INTO EXISTING CURRICULA.

9 C. ON OR BEFORE OCTOBER 15 OF EACH YEAR, EACH SCHOOL DISTRICT AND
10 CHARTER SCHOOL SHALL SUBMIT A REPORT TO THE DEPARTMENT OF EDUCATION ON THE
11 IMPLEMENTATION OF THIS SECTION. THE DEPARTMENT MAY ISSUE GUIDANCE,
12 DEVELOP RESOURCES OR, IF SUFFICIENT MONIES ARE AVAILABLE, AWARD GRANTS TO
13 SCHOOL DISTRICTS AND CHARTER SCHOOLS IN RESPONSE TO REPORTS THAT ARE
14 SUBMITTED PURSUANT TO THIS SUBSECTION.

15 D. FOR THE PURPOSES OF THIS SECTION:

16 1. "ARTIFICIAL INTELLIGENCE":

17 (a) MEANS A MACHINE-BASED SYSTEM THAT IS ABLE TO MAKE PREDICTIONS,
18 RECOMMENDATIONS OR DECISIONS.

19 (b) INCLUDES GENERATIVE SYSTEMS THAT PRODUCE CONTENT IN RESPONSE TO
20 PROMPTS.

21 (c) DOES NOT INCLUDE PROGRAMS THAT CHECK SPELLING OR PERFORM
22 MATHEMATICAL CALCULATIONS WITHOUT GENERATING SUBSTANTIVE CONTENT.

23 2. "COURSEWORK" MEANS AN ASSIGNMENT, EXAMINATION, PAPER, PROJECT OR
24 OTHER WORK PRODUCT THAT IS SUBMITTED BY A STUDENT FOR EVALUATION OR
25 ACADEMIC CREDIT.

26 Sec. 2. Title 15, chapter 13, article 2, Arizona Revised Statutes,
27 is amended by adding section 15-1626.02, to read:

28 15-1626.02. Unauthorized use of artificial intelligence;
29 policies and procedures; faculty training;
30 annual report; definitions

31 A. ON OR BEFORE JULY 1, 2027, THE ARIZONA BOARD OF REGENTS SHALL
32 REQUIRE EACH UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD OF
33 REGENTS TO ADOPT POLICIES AND PROCEDURES RELATING TO ARTIFICIAL
34 INTELLIGENCE THAT INCLUDE THE FOLLOWING:

35 1. POLICIES AND PROCEDURES THAT ARE DESIGNED TO DETECT AND PREVENT
36 THE UNAUTHORIZED USE OF ARTIFICIAL INTELLIGENCE BY STUDENTS TO COMPLETE
37 COURSEWORK, INCLUDING AT LEAST ONE OF THE FOLLOWING:

38 (a) A SYSTEM TO REVIEW ASSIGNMENTS THAT ARE SUBMITTED BY STUDENTS
39 TO DETERMINE WHETHER EACH SUBMISSION WAS GENERATED BY ARTIFICIAL
40 INTELLIGENCE. A SYSTEM ADOPTED PURSUANT TO THIS SUBDIVISION MUST INCLUDE
41 ALL OF THE FOLLOWING:

42 (i) A NATURAL PERSON WHO REVIEWS EACH ASSIGNMENT THAT THE SYSTEM
43 IDENTIFIES AS CONTENT GENERATED BY ARTIFICIAL INTELLIGENCE.

1 (ii) AN APPEALS PROCESS FOR ANY STUDENT WHO SUBMITS AN ASSIGNMENT
2 THAT IS IDENTIFIED AS CONTENT GENERATED BY ARTIFICIAL INTELLIGENCE IN
3 VIOLATION OF THE UNIVERSITY'S POLICIES.

4 (iii) BIAS MITIGATION MEASURES THAT COMPLY WITH ANTIDISCRIMINATION
5 LAWS.

6 (iv) A MAXIMUM PERCENTAGE OF CONTENT THAT MAY BE GENERATED BY
7 ARTIFICIAL INTELLIGENCE, AS DETERMINED BY THE UNIVERSITY.

8 (v) SAFEGUARDS TO PROTECT STUDENT PRIVACY AND COMPLY WITH THE
9 REQUIREMENTS PRESCRIBED BY THIS TITLE AND THE FAMILY EDUCATIONAL AND
10 PRIVACY RIGHTS ACT OF 1974 (20 UNITED STATES CODE SECTION 1232g).

11 (b) MODIFICATIONS TO THE COURSEWORK AND ASSIGNMENTS TO MINIMIZE OR
12 ELIMINATE THE UNAUTHORIZED USE OF ARTIFICIAL INTELLIGENCE, INCLUDING
13 IN-CLASSROOM ASSESSMENTS, ORAL PRESENTATIONS, ASSIGNMENTS THAT DEPEND ON
14 PERSONAL EXPERIENCES OR ASSIGNMENTS THAT REQUIRE COLLABORATION AMONG
15 STUDENTS IN REAL TIME.

16 2. GUIDELINES ON THE AUTHORIZED AND UNAUTHORIZED USE OF ARTIFICIAL
17 INTELLIGENCE BY STUDENTS, INCLUDING THE CONSEQUENCES FOR UNAUTHORIZED USE
18 IN VIOLATION OF THE UNIVERSITY'S POLICIES.

19 3. AT THE DISCRETION OF THE UNIVERSITY:

20 (a) EITHER UNIFORM GUIDELINES OR GUIDELINES FOR EACH DEPARTMENT,
21 COURSE OR PROGRAM.

22 (b) POLICIES AND PROCEDURES RELATING TO THE USE OF SPECIFIC
23 TECHNOLOGICAL TOOLS AND EDUCATIONAL PRACTICES.

24 B. EACH UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD OF
25 REGENTS SHALL PROVIDE TRAINING TO ALL FACULTY AND UNIVERSITY EMPLOYEES WHO
26 ARE RESPONSIBLE FOR IMPLEMENTING THE REQUIREMENTS PRESCRIBED BY THIS
27 SECTION OR ENFORCING THE POLICIES ADOPTED BY THE UNIVERSITY. THE TRAINING
28 REQUIRED BY THIS SUBSECTION MUST INCLUDE TRAINING ON:

29 1. THE LIMITATIONS OF THE POLICIES AND PROCEDURES, DETECTION SYSTEM
30 AND MODIFICATIONS TO THE COURSEWORK AND ASSIGNMENTS PRESCRIBED BY
31 SUBSECTION A, PARAGRAPH 1 OF THIS SECTION.

32 2. GUIDELINES AND RECOMMENDATIONS FOR RESPONSIBLY INTEGRATING
33 ARTIFICIAL INTELLIGENCE INTO EXISTING CURRICULA AND RESPECTING ACADEMIC
34 FREEDOM.

35 C. ON OR BEFORE OCTOBER 15 OF EACH YEAR, EACH UNIVERSITY UNDER THE
36 JURISDICTION OF THE ARIZONA BOARD OF REGENTS SHALL SUBMIT A REPORT TO THE
37 BOARD ON THE IMPLEMENTATION OF THIS SECTION. THE BOARD MAY ISSUE
38 GUIDANCE, DEVELOP RESOURCES OR, IF SUFFICIENT MONIES ARE AVAILABLE, AWARD
39 GRANTS TO UNIVERSITIES IN RESPONSE TO REPORTS THAT ARE SUBMITTED PURSUANT
40 TO THIS SUBSECTION.

41 D. FOR THE PURPOSES OF THIS SECTION:

42 1. "ARTIFICIAL INTELLIGENCE":

43 (a) MEANS A MACHINE-BASED SYSTEM THAT IS ABLE TO MAKE PREDICTIONS,
44 RECOMMENDATIONS OR DECISIONS.

1 (b) INCLUDES GENERATIVE SYSTEMS THAT PRODUCE CONTENT IN RESPONSE TO
2 PROMPTS.

3 (c) DOES NOT INCLUDE PROGRAMS THAT CHECK SPELLING OR PERFORM
4 MATHEMATICAL CALCULATIONS WITHOUT GENERATING SUBSTANTIVE CONTENT.

5 2. "COURSEWORK" MEANS AN ASSIGNMENT, EXAMINATION, PAPER, PROJECT OR
6 OTHER WORK PRODUCT THAT IS SUBMITTED BY A STUDENT FOR EVALUATION OR
7 ACADEMIC CREDIT.

8 Sec. 3. Legislative findings

9 The legislature finds that:

10 1. Artificial intelligence tools are increasingly being used by
11 students to complete coursework and are potentially stunting students'
12 educational growth by serving as a crutch rather than a supplement to
13 learning.

14 2. Public schools and universities have a responsibility to ensure
15 that students are actively engaging in learning and are developing
16 critical skills.

17 3. Requiring policies and procedures that make a good faith effort
18 to detect the unauthorized use of artificial intelligence by students to
19 complete coursework will promote genuine academic achievement and prepare
20 students for real world challenges.

21 4. No artificial intelligence detection system is perfect, and
22 public schools and universities should make efforts in good faith and
23 include safeguards to address errors and bias and to protect privacy
24 interests, including human oversight, an appeals process and compliance
25 with laws on privacy, nondiscrimination and student rights.