

*Sponsorship has changed since the bill was introduced

REFERENCE TITLE: **safety; school procedures; criminal classification**

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

HB 4109

*Introduced by
Representatives Hernandez L: Fink, Gillette, Heap, Hernandez A, Hernandez
C, Luna-Nájera, Martinez, Rivero, Tsosie, Volk

AN ACT

AMENDING TITLE 15, CHAPTER 1, ARTICLE 5, ARIZONA REVISED STATUTES, BY
ADDING SECTION 15-160.05; RELATING TO SCHOOL SAFETY REQUIREMENTS.

(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 5, Arizona Revised
3 Statutes, is amended by adding section 15-160.05, to read:

4 15-160.05. Public safety policy; school districts;
5 requirements; notifications; violations;
6 classification; definitions

7 A. EACH SCHOOL DISTRICT GOVERNING BOARD SHALL ADOPT A PUBLIC SAFETY
8 POLICY THAT:

9 1. CLEARLY PRESCRIBES PUBLIC SAFETY PROCEDURES AND PROTOCOLS.

10 2. DESIGNATES THE SCHOOL DISTRICT SUPERINTENDENT AS THE
11 ADMINISTRATOR WHO IS RESPONSIBLE FOR IMPLEMENTING THE PUBLIC SAFETY
12 POLICY.

13 3. REQUIRES THE SCHOOL DISTRICT SUPERINTENDENT TO DO ALL OF THE
14 FOLLOWING:

15 (a) NOTIFY STUDENTS' PARENTS, SCHOOL EMPLOYEES AND THE COMMUNITY OF
16 ANY INCIDENT INVOLVING A THREAT TO PUBLIC SAFETY, LIFE-THREATENING
17 VIOLENCE OR A THREAT OF LIFE-THREATENING VIOLENCE THAT OCCURS IN
18 CONNECTION WITH THE SCHOOL DISTRICT.

19 (b) IMMEDIATELY NOTIFY A LAW ENFORCEMENT OFFICER IF THE SCHOOL
20 DISTRICT SUPERINTENDENT IS NOTIFIED OF OR PERSONALLY OBSERVES AN INCIDENT
21 INVOLVING LIFE-THREATENING VIOLENCE, A THREAT OF LIFE-THREATENING VIOLENCE
22 OR A THREAT OF VIOLENCE INVOLVING A DEADLY WEAPON OR DANGEROUS INSTRUMENT.
23 THIS SUBDIVISION DOES NOT LIMIT OR PRECLUDE THE REPORTING BY A SCHOOL
24 DISTRICT OR AN EMPLOYEE OF A SCHOOL DISTRICT OF A SUSPECTED CRIME PURSUANT
25 TO SECTION 15-341, SUBSECTION A, PARAGRAPH 30 OR SCHOOL DISTRICT POLICIES.

26 (c) CONFISCATE A DANGEROUS INSTRUMENT OR DEADLY WEAPON THAT IS
27 POSSESSED BY ANY PERSON ON SCHOOL PROPERTY IN VIOLATION OF SCHOOL POLICIES
28 OR THAT IS USED IN CONNECTION WITH AN INCIDENT DESCRIBED IN SUBDIVISION
29 (a) OR (b) OF THIS PARAGRAPH UNTIL A LAW ENFORCEMENT OFFICER IS ABLE TO
30 TAKE CUSTODY OF THE DANGEROUS INSTRUMENT OR DEADLY WEAPON.

31 (d) NOTIFY A LAW ENFORCEMENT OFFICER THAT THE SCHOOL DISTRICT
32 SUPERINTENDENT CONFISCATED A DANGEROUS INSTRUMENT OR DEADLY WEAPON
33 PURSUANT TO SUBDIVISION (c) OF THIS PARAGRAPH AS SOON AS PRACTICABLE
34 FOLLOWING THE CONFISCATION.

35 B. A SCHOOL DISTRICT MAY NOT TAKE ANY RETALIATORY ACTION AGAINST AN
36 EMPLOYEE, A STUDENT'S PARENT, A STUDENT, AN AGENT OF THIS STATE OR ANY
37 OTHER PERSON FOR REPORTING A VIOLATION OF THIS SECTION.

38 C. A SCHOOL DISTRICT SUPERINTENDENT WHO VIOLATES THE REQUIREMENTS
39 PRESCRIBED IN SUBSECTION A, PARAGRAPH 3 OF THIS SECTION:

40 1. IS GUILTY OF A CLASS 6 FELONY IF THE VIOLATION DOES NOT RESULT
41 IN PHYSICAL INJURY.

42 2. IS GUILTY OF A CLASS 4 FELONY IF THE VIOLATION RESULTS IN
43 PHYSICAL INJURY.

1 D. IF A SCHOOL DISTRICT GOVERNING BOARD FAILS TO ADOPT A PUBLIC
2 SAFETY POLICY THAT MEETS THE REQUIREMENTS PRESCRIBED BY SUBSECTION A OF
3 THIS SECTION OR IF THE SCHOOL DISTRICT GOVERNING BOARD OR ANY EMPLOYEE OF
4 THE SCHOOL DISTRICT VIOLATES SUBSECTION B OF THIS SECTION, EACH MEMBER OF
5 THE SCHOOL DISTRICT GOVERNING BOARD:

6 1. IS GUILTY OF A CLASS 6 FELONY IF THE VIOLATION DOES NOT RESULT
7 IN PHYSICAL INJURY.

8 2. IS GUILTY OF A CLASS 4 FELONY IF THE VIOLATION RESULTS IN
9 PHYSICAL INJURY.

10 E. FOR THE PURPOSES OF THIS SECTION, "DANGEROUS INSTRUMENT" AND
11 "DEADLY WEAPON" HAVE THE SAME MEANINGS PRESCRIBED IN SECTION 13-105.