

REFERENCE TITLE: schools; instruction; Native American experience

State of Arizona
House of Representatives
Fifty-fifth Legislature
Second Regular Session
2022

HB 2561

Introduced by
Representatives Blackwater-Nygren: Bolding, Cano, Longdon

AN ACT

AMENDING SECTIONS 15-341 AND 15-710, ARIZONA REVISED STATUTES; AMENDING TITLE 15, CHAPTER 7, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-710.02; RELATING TO SCHOOL INSTRUCTION.

(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 governing board shall:

6 1. Prescribe and enforce policies and procedures to govern the
7 schools that are not inconsistent with law 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 permitted
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 ~~for~~
7 ~~reduction of~~ TO REDUCE school district taxes for the budget year, except
8 that in the case of accommodation schools the county treasurer shall carry
9 the balance forward for use by the county school superintendent for
10 accommodation 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 ~~expend~~ SPEND the
33 monies as 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 ~~shall~~
18 apply. The filing of a timely request for a hearing suspends the
19 imposition of a suspension without pay or a dismissal pending completion
20 of the hearing.

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

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

29 (a) The provision of water.

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

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

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

42 25. Establish an assessment, data gathering and reporting system as
43 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. Keep in the personnel file of all current and former employees
11 who provide instruction to pupils at a school information about the
12 employee's educational and teaching background and experience in a
13 particular academic content subject area. A school district shall inform
14 parents and guardians of the availability of the information and shall
15 make the information available for inspection on request of parents and
16 guardians of pupils enrolled at a school. This paragraph does not require
17 any school to release personally identifiable information in relation to
18 any teacher or employee, including the teacher's or employee's address,
19 salary, social security number or telephone number.

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

31 31. In conjunction with local law enforcement agencies and
32 emergency response agencies, develop an emergency response plan for each
33 school in the school district in accordance with minimum standards
34 developed jointly by the department of education and the division of
35 emergency management within the department of emergency and military
36 affairs.

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

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

11 33. Incorporate instruction on Native American history into
12 appropriate existing curricula. BEGINNING IN THE 2024-2025 SCHOOL YEAR,
13 THE GOVERNING BOARD SHALL INCORPORATE INSTRUCTION ON NATIVE AMERICAN
14 HISTORY INTO APPROPRIATE EXISTING CURRICULA FOR PUPILS IN KINDERGARTEN
15 PROGRAMS AND GRADES ONE THROUGH TWELVE IN ACCORDANCE WITH SECTION
16 15-710.02.

17 34. Prescribe and enforce policies and procedures:

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

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

38 35. Allow the possession and self-administration of prescription
39 medication for breathing disorders in handheld inhaler devices by pupils
40 who have been prescribed that medication by a health care professional
41 licensed pursuant to title 32. The pupil's name on the prescription label
42 on the medication container or on the handheld inhaler device and annual
43 written documentation from the pupil's parent or guardian to the school
44 that authorizes possession and self-administration ~~shall be~~ IS sufficient
45 proof that the pupil is entitled to ~~the possession~~ POSSESS and

1 ~~self-administration of~~ SELF-ADMINISTER the medication. A school district
2 and its employees are immune from civil liability with respect to all
3 decisions made and actions taken that are based on a good faith
4 implementation of the requirements of this paragraph.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

40 39. Ensure that the contract for the superintendent is structured
41 in a manner in which up to twenty percent of the total annual salary
42 included for the superintendent in the contract is classified as
43 performance pay. This paragraph does not require school districts to
44 increase total compensation for superintendents. Unless the school
45 district governing board votes to implement an alternative procedure at a

1 public meeting called for this purpose, the performance pay portion of the
2 superintendent's total annual compensation shall be determined as follows:

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

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

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

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

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

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

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

19 (a) Are designed to improve principal performance and improve
20 student achievement.

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

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

26 (d) Describe both of the following:

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

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

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

38 43. Prescribe and enforce policies and procedures for the emergency
39 administration by an employee of a school district pursuant to section
40 36-2267 of naloxone hydrochloride or any other opioid antagonist approved
41 by the United States food and drug administration.

42 44. In addition to the notification requirements prescribed in
43 paragraph 36 of this subsection, prescribe and enforce reasonable and
44 appropriate policies to notify a pupil's parent or guardian if any person
45 engages in harassing, threatening or intimidating conduct against that

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

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

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

26 B. Notwithstanding subsection A, paragraphs 7, 9 and 11 of this
27 section, the county school superintendent may construct, improve and
28 furnish school buildings or purchase or sell school sites in the conduct
29 of an accommodation school.

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

36 1. Is not abated, extinguished, discharged or merged in the title
37 to the property.

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

39 D. The governing board may not locate a school on property that is
40 less than one-fourth mile from agricultural land regulated pursuant to
41 section 3-365, except that the owner of the agricultural land may agree to
42 comply with the buffer zone requirements of section 3-365. If the owner
43 agrees in writing to comply with the buffer zone requirements and records
44 the agreement in the office of the county recorder as a restrictive
45 covenant running with the title to the land, the school district may

1 locate a school within the affected buffer zone. The agreement may
2 include any stipulations regarding the school, including conditions for
3 future expansion of the school and changes in the operational status of
4 the school that will result in a breach of the agreement.

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

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

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

34 H. Subsections C through G of this section apply to a county board
35 of supervisors and a county school superintendent when operating and
36 administering an accommodation school.

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

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

1 Sec. 2. Section 15-710, Arizona Revised Statutes, is amended to
2 read:

3 15-710. Instruction in state and federal constitutions,
4 American institutions and history of Arizona

5 All schools shall give instruction in the essentials, sources and
6 history of the Constitutions of the United States and Arizona and
7 instruction in American institutions and ideals and in the history of
8 Arizona, including the history of Native Americans in Arizona. EXCEPT AS
9 PRESCRIBED IN SECTION 15-341, SUBSECTION A, PARAGRAPH 33 AND SECTION
10 15-710.02, the instruction shall be given in accordance with the state
11 course of study for at least one year of the common school grades and high
12 school grades respectively.

13 Sec. 3. Title 15, chapter 7, article 1, Arizona Revised Statutes,
14 is amended by adding section 15-710.02, to read:

15 15-710.02. Instruction on Native American experience;
16 professional development; collaboration with
17 tribes

18 A. BEGINNING IN THE 2024-2025 SCHOOL YEAR, THE STATE BOARD OF
19 EDUCATION, IN ADOPTING ACADEMIC STANDARDS PURSUANT TO SECTIONS 15-701 AND
20 15-701.01, SHALL INCLUDE INSTRUCTION FOR PUPILS IN KINDERGARTEN PROGRAMS
21 AND GRADES ONE THROUGH TWELVE RELATING TO THE NATIVE AMERICAN EXPERIENCE
22 IN THIS STATE THAT MEETS BOTH OF THE FOLLOWING REQUIREMENTS:

23 1. INCLUDES INSTRUCTION ON TRIBAL HISTORY, SOVEREIGNTY ISSUES,
24 CULTURE, TREATY RIGHTS, GOVERNMENT, SOCIOECONOMIC EXPERIENCES AND CURRENT
25 EVENTS.

26 2. IS HISTORICALLY ACCURATE, CULTURALLY RELEVANT, COMMUNITY BASED,
27 CONTEMPORARY AND DEVELOPMENTALLY APPROPRIATE.

28 B. THE STATE BOARD OF EDUCATION SHALL DO BOTH OF THE FOLLOWING:

29 1. PROVIDE PROFESSIONAL DEVELOPMENT TO TEACHERS AND ADMINISTRATORS
30 RELATING TO THE INSTRUCTION DESCRIBED IN SUBSECTION A OF THIS SECTION.

31 2. ENSURE THAT THE FEDERALLY RECOGNIZED INDIAN TRIBES IN THIS STATE
32 HAVE THE OPPORTUNITY TO COLLABORATE IN DEVELOPING THE INSTRUCTION AND
33 PROVIDING PROFESSIONAL DEVELOPMENT PURSUANT TO THIS SECTION. THE STATE
34 BOARD OF EDUCATION MAY MAKE MONIES AVAILABLE TO THOSE TRIBES TO SUPPORT
35 COLLABORATION EFFORTS.

36 C. THE STATE BOARD OF EDUCATION MAY ENTER INTO A CONTRACT TO
37 DEVELOP THE INSTRUCTION UNDER SUBSECTION A OF THIS SECTION OR TO PROVIDE
38 PROFESSIONAL DEVELOPMENT UNDER SUBSECTION B OF THIS SECTION.

39 Sec. 4. Reports; delayed repeal

40 A. The state board of education shall submit a report regarding the
41 status of implementing the instruction required by section 15-710.02,
42 Arizona Revised Statutes, as added by this act, to the governor, the
43 president of the senate and the speaker of the house and shall provide a
44 copy of this report to the secretary of state on or before each of the
45 following dates:

1 1. October 15, 2023.

2 2. October 15, 2024.

3 3. October 15, 2025.

4 B. This section is repealed from and after December 31, 2025.

5 Sec. 5. Emergency

6 This act is an emergency measure that is necessary to preserve the
7 public peace, health or safety and is operative immediately as provided by
8 law.