

REFERENCE TITLE: school district buildings; demolition; requirements

State of Arizona
Senate
Fifty-sixth Legislature
Second Regular Session
2024

SB 1119

Introduced by
Senator Bennett

AN ACT

PROVIDING FOR THE DEMOLITION OF SCHOOL BUILDINGS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Demolition of school buildings; notice; objection;
3 delayed repeal; definition

4 A. Notwithstanding sections 41-5721 and 41-5741, Arizona Revised
5 Statutes, and subject to the requirements of this section, a school
6 district may use school district monies to demolish or cause the
7 demolition of an unsound school building under its jurisdiction without
8 first applying to the division.

9 B. Before a school district governing board may demolish or cause
10 the demolition of a school building pursuant to subsection A of this
11 section, the school district governing board must submit to the division
12 notice of the proposed demolition and evidence of each of the following:

13 1. The school building has outlived its useful life, has been
14 condemned or is structurally unsafe.

15 2. Demolition of the school building will not reduce pupil square
16 footage.

17 3. Demolition of the school building will not cause the school
18 district to no longer meet the minimum school facility adequacy standards
19 prescribed in section 41-5711, Arizona Revised Statutes.

20 C. Not later than ninety days after the division receives a notice
21 and supporting evidence pursuant to subsection B of this section, the
22 division may object in writing to the proposed demolition only if the
23 division determines that the proposal will either reduce pupil square
24 footage or cause the school district to no longer meet the minimum school
25 facility adequacy standards prescribed in section 41-5711, Arizona Revised
26 Statutes. The division may request additional information or records
27 necessary to determine whether to object to the proposed demolition. The
28 ninety-day time period for the division to review the proposal and make a
29 determination is tolled from the date that the division requests
30 additional information from the school district until the date the school
31 district complies with the request.

32 D. If the division objects pursuant to subsection C of this
33 section, the school district may not demolish or cause the demolition of
34 the school building without first receiving written approval from the
35 school facilities oversight board established by section 41-5701.02,
36 Arizona Revised Statutes. If the division does not object to the proposed
37 demolition before the ninety-first day after receiving a notice and
38 supporting evidence pursuant to subsection B of this section, the division
39 shall:

40 1. Update the database of school facilities described in section
41 41-5702, Arizona Revised Statutes, to reflect the demolition of the school
42 building.

43 2. Remove the square footage computations that represent the
44 building from the computation of the school district's square footage for
45 the purposes of sections 41-5711 and 41-5741, Arizona Revised Statutes.

1 E. Any notice of a proposed demolition submitted pursuant to
2 subsection B of this section must be submitted to the division on or
3 before December 31, 2026.

4 F. This section is repealed from and after December 31, 2027.

5 G. For the purposes of this section, "division" means the division
6 of school facilities established within the department of administration
7 by section 41-5701.01, Arizona Revised Statutes.