



THE ARIZONA COALITION

OF SCHOOL BOARD MEMBERS

Policy Alerts

TABLE OF CONTENTS

INTRODUCTION

<i>Table of Contents</i>	i
<i>Explanation of Changes</i>	1

I. GENERAL

<i>1.31 Accountability - Parent Bill of Rights</i>	6
<i>1.37 Accountability - Parents' Right to Bring Suit (NEW)</i>	10

II. LOCAL GOVERNANCE

<i>2.32 Policy - Regulations</i>	12
--	----

III. STUDENTS

<i>3.47 Conduct - Hazing</i>	13
<i>3.65 Activities - Interscholastic Sports</i>	15
<i>3.73 Health - Immunizations</i>	17
<i>3.76 Health - Medicine</i>	19
<i>3.78 Health - Psychological Services</i>	22
<i>3.79 Health - Mask Policy (NEW)</i>	23
<i>3.93 Records - Surveys</i>	24

IV. COMMUNITY AND OTHER ORGANIZATION RELATIONS

<i>4.16 Community Relations - Visitors</i>	25
--	----

V. EMPLOYEES

<i>5.61 Health - Wellness</i>	27
-------------------------------------	----

TABLE OF CONTENTS

VI. ADMINISTRATION

6.25 Budget - Transportation	29
6.37 Finance & Accounting - Responsibility	31
6.72 Transportation - Driver Training and Responsibilities ..	33

VII. INSTRUCTION

7.15 Time - Ceremonies and Observances	34
7.25 Curriculum - Right to Review Professional Development Materials (NEW)	36
7.26 Curriculum - Prohibition of Sexually Explicit Materials (NEW)	37
7.31 Instruction - Basic Programs	38
7.49 Academic Achievement - Graduation Requirements ..	40
7.51 Resources - Library	42

ADDENDUM - II. LOCAL ORDINANCE

2.21 Organization - Organizational Meeting	43
--	----

*These policies have been prepared in substantial conformity to the statutes published in the Arizona Revised Statutes, as amended, updated to include the revised sections from the 55th Legislature, 2nd Regular Session. Also, to the extent that conformity to regulations of any particular school board or of any state agency is at issue, the relevant regulation should be consulted for interpretive guidance.

1.31 Accountability - Parental Bill of Rights

HB2161 requires that parents have access to all written and electronic records regarding their children as stated in 15-143. If these rights are violated, parents have the right to bring suit. It also clarifies that these rights are exclusive to the parent. HB2439 creates new requirements for library book oversight. Districts must develop a policy to allow for parental review of books and materials borrowed by their children. There are some exemptions listed in the statute. This policy has been updated to include all of these new changes to the language in the parental bill of rights.

1.37 Accountability - Parental Right to Bring Suit

HB2161 creates the right for parents to bring suit and recover damages if their parental rights have been violated. This refers specifically to violations of A.R.S. 1-602 and 15-143. This policy has been created to make it easier for all parties to understand where a violation occurs and the types of damages requested.

2.32 Policies - Regulation

We have updated our policy to more strongly empower the board to make choices regarding the regulations that best suit their individual district.

3.47 Conduct - Hazing

HB2322 criminalized hazing. We have changed our policy to cite the statutory definition change.

3.65 Activities - Interscholastic Sports

SB1165 requires each District to classify each interscholastic or intramural sport based on the biological sex of the students who play on the team or participate in a sport. Additionally, this bill outlines the ability for a student or school to seek damages for direct or indirect harm as a result of a violation of A.R.S. 15-120.02.

3.73 Health - Immunizations

HB2086 states that no vaccination for COVID-19 or variant of COVID-19 can be required to attend school. HB2371 forbids any government entity from requiring a person under the age of 18 to receive a COVID-19 vaccine or any variant of COVID-19 vaccine without parental consent.

3.76 Health - Medicine

SB1654 creates a protocol for students with seizure disorders. The parent or guardian of a student who has a seizure disorder and who is enrolled in a public school in Arizona is authorized to submit to the school district or charter school in which the student has enrolled a copy of a seizure management and treatment plan developed by the parent or guardian and the physician or registered nurse responsible for the student's seizure treatment. Requirements for the plan are specified.

3.78 Health - Psychologists

HB2178 states that regulating licensure by the Board of Psychologist Examiners does not limit the activities, services, and use of a title by a school psychologist who is contracted to provide services in or who is employed by an educational institution setting that serves students in kindergarten through 12th grade and who is certified by the Department of Education if the services or activities are part of the duties of that person's employment or contract. We have updated our policy to include this language.

3.79 Health - Mask Policy

HB2616 prohibits this state, any political subdivision, any other governmental entity, any school district, or any charter school from requiring that a mask or face covering be worn by a person under 18 years of age without the express consent of the person's parent or guardian. This new policy highlights this point.

3.93 Records - Surveys

HB2161 provided changes to A.R.S. 15-117 regarding surveys and how they are administered by district and charter schools. Each survey must now receive informed parental consent, with the parent receiving a copy of the survey at least 7 days prior to the administration of the survey. There can no longer be blanket consent for surveys at the beginning of the year.

4.16 Community Relations - Visitors

HB2025 requires governing boards and charter districts to develop and adopt policies for parents of enrolled students and prospective students (in a public meeting) for visits, tours, and observations. These policies must be easily accessible on the school's website homepage.

5.61 Health - Wellness

HB2453 prohibits a school district from imposing a mask or face covering requirement anywhere on district premises. The exception is where there have been long-standing workplace safety or infection control measures (unrelated to COVID-19). HB2498 prohibits a school district from requiring a state resident to receive a vaccination for COVID-19 or a variant of COVID-19. Both of these requirements have been added to this policy.

6.25 Budget - Transportation

SB1246 allows for districts to select a pre-approved contract carrier or private party that provides electric school buses, electric school bus charging infrastructure, charging and charging management services, and/or electric school bus services, and that has received approval from the School Bus Advisory Council. SB1630 expanded the type of vehicles that are permissible to transport school children. These vehicles have been listed in our policy.

6.37 Finances and Accounting - Responsibility

We have updated this policy to include procedures for districts that would like the State Board of Education to take over accounting responsibility. HB2179 requires a school district applying to the State Board of Education to assume accounting responsibility to file the accounting responsibility plan with the county school superintendent of the county in which the school district is located, instead of being required to notify the county treasurer and county school superintendent before March 1 of the fiscal year preceding the fiscal year of implementation. Before January 1 of the fiscal year preceding the fiscal year of implementation and before applying to assume accounting responsibility, a school district is required to apply for evaluation by the county treasurer. After an evaluation, the county treasurer may recommend approval or denial of accounting responsibility to the State Board of Education.

6.72 Transportation - Driver Training and Responsibilities

SB1630 allows a school district or charter school in Arizona or a privately owned and operated entity that is contracted for compensation with a school district or charter school in Arizona to use a motor vehicle that is designed to carry at least 11 and not more than 15 passengers or a motor vehicle that is designed as a type A or type B school bus to transport students to or from home or school on a regularly scheduled basis. The Department of Public Safety is required to adopt rules prescribing minimum standards for the design, equipment, and periodic inspection and

maintenance of these motor vehicles. Drivers of these vehicles do not need to possess or obtain a commercial driver's license unless required by state or federal law. School districts are authorized to include route mileage and the number of riders to calculate transportation support level funding for transporting eligible students using motor vehicles. This type of bus is now included in the policy, as well as updating the training and responsibilities of the driver as prescribed by this bill.

7.15 Time - Ceremonies and Observances

HB2325 designated September 11th as 9/11 Education Day to be observed in schools. On 9/11 Education Day, each public school in Arizona must dedicate a portion of the school day to age-appropriate education on the terrorist attacks of September 11, 2001. HB2707 requires school districts and charter schools to set aside at least one minute but not more than two minutes at the beginning of each school day for students to engage in a moment of silence during which students may not interfere with other students' participation. A teacher or other school employee cannot suggest the nature of any reflection in which a student may engage during the moment of silence.

7.25 Curriculum - Right to Review Professional Development Materials

Transparency is crucial to quality school governance. This policy will help provide additional transparency on what is being taught to our educators, staff, and all other stakeholders in the school environment.

7.26 Instruction - Prohibition of Sexually Explicit Materials

HB2495 prohibits a public school from referring students to or using any "sexually explicit Material," as defined in the bill, in any manner. Materials may be exempted from the prohibition if a list of specified conditions is met.

7.31 Instruction - Basic Programs

HB2008 requires that the State Board of Education (SBE) prescribes academic standards for high school graduation that includes a comparative discussion of political ideologies that conflict with the principles of freedom and democracy. Session law allows SBE to implement this legislation during the next update to the social studies standards.

7.49 Academic Achievement - Graduation Requirements

HB2632 increases the number of correct answers a student must receive on a test

identical to the civics portion of the naturalization test used by the United States Citizenship and Immigration Services in order to graduate from high school beginning with the graduating class of 2026. A student in grade 7 or 8 is permitted to take the test. If the student correctly answers at least 70 of the 100 questions, the school district or charter school is required to document that the student has passed the test on the student's transcript, and the student is not required to retake the test in high school. Additionally, the policy has been updated to include the new reporting that must take place.

7.57 Resources - Library

HB2439 requires governing boards to adopt procedures by which parents have access to the school's library collection of available books or materials and by which parents may receive a list of books and materials borrowed from the library by their children beginning January 1, 2023.

School boards are required to make available online a list of all books and materials purchased after January 1, 2023, for at least 60 days after the purchase. Schools without a full-time library media specialist or an equivalent position are exempt from this requirement.

2.21 Organization - Organizational Meeting

This policy has been updated to ensure the organizational meeting to elect a positions within the board is held separately from the first meeting of the year. The prior President would not have the authority to set the Board Agenda for the first meeting, as they are no longer the President. This allows for less confusion in the Organizational Meeting process.

1.31 Accountability – Parent Bill of Rights

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

The liberty of parents to direct the upbringing, education, health care and mental health of their children is an **exclusive** fundamental right.

This District shall not infringe on these rights without demonstrating that the compelling governmental interest as applied to the child involved is of the highest order, is narrowly tailored and is not otherwise served by a less restrictive means.

The Superintendent, in consultation with parents, teachers, and administrators, shall develop procedures for parental involvement in the school(s). These shall include:

A. A plan for parent participation in the school designed to improve parent and teacher cooperation in such areas as homework, attendance, and discipline. The plan shall provide for the administration of a parent-teacher satisfaction survey.

B. A method by which parents may learn about the course of study for their children and review learning materials, including the source of any supplemental educational materials.

C. Beginning January 1, 2023, develop procedures by which parents have access to the school's library collection of available books and materials borrowed from the library by their children. Schools are exempt from this procedure if:

1. The school does not have a full-time library media specialist or equivalent position
2. School District libraries that have agreements with county free library districts, municipal libraries, or other entities pursuant to section 15-362, subsection D.

D. A procedure by which parents who object to any learning material or activity on the basis that it is harmful may withdraw their children from the activity or from the class or program in which the material is used and request an alternative assignment. Objection to a learning material or activity on the basis that it is harmful includes objection to a material or activity because it questions beliefs or practices in sex, morality, or religion or, because of sexual content, violent content, or profane or vulgar language.

E. A procedure by which parents or guardians of students enrolled in the District shall have access in advance to the instructional materials, learning materials and activities currently used by, or being considered for use by, the District.

F. A procedure by which the District shall obtain signed, written consent from a student's parent or guardian before using video, audio or electronic materials that may be inappropriate for the age of the student.

G. Procedures to prohibit the School District from providing sex education instruction to a student unless the student's parent provides written permission for the student to participate

in the sex education curricula if the School District offers any sex education curricula pursuant to A.R.S. 15-711 on the requirement to include instruction to students in grades seven (7) through twelve (12) on laws relating to sexual conduct with a minor or 15-716 concerning instruction on immune deficiency syndrome, or pursuant to any rules adopted by the State Board of Education.

H. Procedures by which parents will be notified in advance of and given the opportunity to withdraw their children from any instruction or presentations regarding sexuality in courses other than formal sex education curricula.

I. Procedures by which parents may learn about the nature and purpose of clubs and activities that are part of the school curriculum, extracurricular clubs, and activities that have been approved by the school.

J. Procedures by which parents may learn about parental rights and responsibilities under the laws of this state, including the following:

1. The right to opt in to a sex education curriculum if one is provided by the District.
2. Open enrollment rights pursuant to A.R.S. 15-816.01, relating to the District policies on open enrollment.
3. The right to opt out of assignments pursuant to A.R.S. 1-601, Parents Bill of Rights.
4. The right to opt a child out of immunizations as authorized by A.R.S. 15-873, relating to an outbreak of a communicable disease.
5. The promotion requirements prescribed in A.R.S. 15-701 for students in grades one (1) through eight (8).
6. The minimum course of study and competency requirements for graduation from high school prescribed in A.R.S. 15-701.01.
7. The right to opt out of instruction on the acquired immune deficiency syndrome as provided by A.R.S. 15-716.
8. The right to review their child's standardized norm-referenced test results pursuant to A.R.S. 15-743.
9. The right to participate in gifted programs pursuant as prescribed by A.R.S. 15-779.01.
10. The right to access instructional materials as directed by A.R.S. 15-730.
11. The right to receive the school's annual report card pursuant to A.R.S. 15-746.
12. The school attendance and age requirements for children prescribed in A.R.S. 15-802, 15-803 and 15-821.
13. The right to public review of courses of study and textbooks in the common schools (preschool programs through grade eight [8]), as prescribed in A.R.S. 15-721, and in high schools, prescribed in A.R.S. 15-722.
14. The right to public review of all books and materials purchased after January 1, 2023 for any of the district's school libraries for a period of at least sixty days after the purchase. (Does not apply to material that will replace a lost or damaged book or material) - preschool programs through grade eight [8], as prescribed in A.R.S. 15-721, and in high schools, prescribed in A.R.S. 15-722.
15. The right to be excused from school attendance for religious purposes as described by A.R.S. 15-806.
16. Policies related to parental involvement pursuant to A.R.S. 15-102 and set out herein.
17. The right to seek membership on school councils pursuant to A.R.S. 15-351, describing the purpose, duties, and membership of a school council. [Subject to the exemption of certain school districts exempted as described in A.R.S. 15-352.]
18. Information about the student accountability information system (SAIS) as prescribed in section 15-1042.

19. The right to access the failing schools tutoring fund pursuant to A.R.S. 15-241.

20. The right to access all written and electronic records of a school district or a school district employee concerning a parent's child pursuant to section 15-143.

21. Access to the Arizona Department of Education (DOE) statutory handbook of parental rights, which is posted on the DOE website and is prominently posted on a publicly accessible portion of the District website with a link to the statutory handbook of parental rights with the title and sections as listed below.

- a. Title 1, chapter 6.
- b. Section 15-102. x
- c. Section 15-110.
- d. Section 15-113.
- e. Section 15-117.
- f. Section 15-351.
- g. Section 15-721.
- h. Section 15-722.
- i. Section 15-730.

The District plan under this policy may also include:

A . Making parents aware of this District parental involvement policy, including:

- 1. Rights under the Family Educational Rights and Privacy Act (FERPA) of 1974, as revised (20 U.S.C. 1232g) relating to access to children's official records.
- 2. The parent's right to inspect the District policies and curriculum.

B. Efforts to encourage the development of parenting skills.

C. The communication to parents of techniques designed to assist the student's learning experience in the home.

D. Efforts to encourage access to community and support services for children and families.

E. The promotion of communication between the school and parents concerning school programs and the academic progress of the parents' children.

F. Identifying opportunities for parents to participate in and support classroom instruction at the school.

G. Efforts to support, with appropriate training, parents as shared decision makers and to encourage membership on school councils.

H. The recognition of the diversity of parents and the development of guidelines that promote widespread parental participation and involvement in the school at various levels.

I. The development of preparation programs and specialized courses for certificated employees and administrators that promote parental involvement.

J. The development of strategies and programmatic structures at schools to encourage and enable parents to participate actively in their children's education.

K. Provide to parents the information in this policy in an electronic form.

Resumés of all current and former instructional personnel shall be maintained and available for inspection by parents and guardians of pupils enrolled. The resumé shall include individual educational and teaching background and experience in a particular academic content subject area.

For the purposes of this policy parent means the natural or adoptive parent or legal guardian of a minor child.

When a parent submits a written request for information to the Superintendent or a school principal during regular business hours:

- A. The Superintendent or principal shall:
 - 1. Deliver the requested information to the parent within ten (10) calendar days, or
 - 2. Provide to the parent a written explanation for denial of the requested information.
- B. If the requested information is denied or is not received by the parent within fifteen (15) calendar days:
 - 1. The parent may submit to the Governing Board a **written** request for the requested information, and
 - 2. The Governing Board shall consider the request at the next scheduled meeting of the Board on which the request can be properly noticed. If the request cannot be properly noticed on the next scheduled meeting agenda, the Governing Board shall formally consider the request at the next subsequent public meeting of the Governing Board.

If a school district violates ARS 15-143(A), a parent may file suit against them in the superior court of the county where the violation occurs. A parent who succeeds in their suit is able to recover:

- 1. Declaratory Relief
- 2. Injunctive relief to prevent or remedy a violation or the effects of the violation
- 3. Reasonable attorney fees and costs
- 4. Any other appropriate relief

LEGAL REF.:

- A.R.S.
- 1-601
- 1-602
- 15-101
- 15-102
- 15-110
- 15-113
- 15-117
- 15-143
- 15-249
- 15-341
- 15-351
- 15-721
- 15-722
- 15-730

Last Revision Date: September 24, 2022

1.37 Accountability - Parental Right to Bring Suit

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objective: All parental rights are exclusively reserved to a parent of a minor child without obstruction or interference from this state, any political subdivision of this state, any other government entity, or any other institution. When these rights are violated, a parent has the right to bring suit.

If a school district violates A.R.S. 15-143(A), a parent may file suit against them in the superior court in the county where the violation occurs. This section does not preclude a parent from filing a suit asserting a violation of this section or any other claim otherwise allowed by law.

A parent who successfully asserts a claim under subsection a of this section may recover:

1. Declaratory relief.
2. Injunctive relief to prevent or remedy a violation of subsection a of this section or the effects of the violation.
3. Reasonable attorney fees and costs.
4. Any other appropriate relief.

This state, a political subdivision of this state or any other governmental entity, or any official of this state, a political subdivision of this state or any other governmental entity acting under color of law, shall not interfere with or usurp the fundamental right of parents to direct the upbringing, education, health care and mental health of their children, except as prescribed in subsections F and G of A.R.S. 1-602. A parent may bring suit against a governmental entity or official described in this subsection based on any violation of the statutory rights set forth in this chapter or any other action that interferes with or usurps the fundamental right of parents to direct the upbringing, education, health care and mental health of their children in the superior court in the county in which the violation or other action occurs or in federal court, if authorized by federal law, or before an administrative tribunal of appropriate jurisdiction. A parent may raise a violation of this chapter as a claim or a defense.

In any action under A.R.S. 1-602(E), the governmental entity or official described in this section has the burden of proof to demonstrate both of the following:

1. That the interference or usurpation is essential to accomplish a compelling government interest of the highest order, as long recognized in the history and traditions of this state in the operation of its regulatory powers.
2. That the method of interference or usurpation used by the government is narrowly tailored and is not otherwise served by a less restrictive means.

A governmental entity or official described in A.R.S. 1-602(E) may interfere with or usurp the fundamental right of parents to direct the upbringing, education, health care and mental health of their children only if the governmental entity or official successfully demonstrates both elements described in subsection f of this section. If the governmental entity or official is unsuccessful, the court shall grant appropriate relief, such as declaratory or injunctive relief,

compensatory damages and attorney fees, based on the facts of the case and the law as applied to the facts.

Legal Ref.:

A.R.S.

1-602

15-143

Last Revision Date: September 24, 2022

2.32 Policy - Regulations

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board that the Superintendent develop regulations that prioritize students and academic achievement that meets the needs of individual students.

A. The Superintendent has the responsibility for carrying out, through administrative regulations, the policies established by the Board. The administrative regulations shall specify details and required actions which implement the Board approved policy in the spirit in which it was approved.

B. The Superintendent shall provide a copy of each District regulation and the related policy to each Board member prior to distribution. The Board reserves the right to review, ~~and~~ provide feedback, ~~and/or approval~~ on all administrative regulations prior to distribution.

C. Before issuance, regulations shall be properly titled and coded in conformance with the policy classification system.

Last Revision Date: September 24, 2022

3.47 Conduct - Hazing

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Definitions: "Hazing" is defined as an act that violates A.R.S. 13-1215 or 13-1216. ~~means any intentional, knowing or reckless act committed by a student, whether individually or in concert with other persons, against another student, and in which both of the following apply:~~

- ~~1. The act was committed in connection with an initiation into, an affiliation with or the maintenance of membership in any organization that is affiliated with an educational institution.~~
- ~~2. The act contributes to a substantial risk of potential physical injury, mental harm or degradation or causes physical injury, mental harm or personal degradation.~~

"Organization" means an athletic team, association, order, society, corps, cooperative, club or other similar group that is affiliated with an educational institution and whose membership consists primarily of students enrolled at that educational institution.

"Student" means any person who is enrolled, has been promoted or accepted for enrollment or intends to enroll at or be promoted in the District within the next twelve calendar months. A person who meets the definition of a student for purposes of this policy shall continue to be defined as a student until the person graduates, transfers, is promoted or withdraws from the District.

Policy Objectives: It is the intent of the Board that there be no hazing, solicitation to engage in hazing, or aiding and abetting another who is engaged in hazing of any person enrolled, accepted for or promoted to enrollment, or intending to enroll or be promoted to District schools within twelve (12) calendar months.

A. Hazing is strictly prohibited.

B. Solicitation to engage in hazing is strictly prohibited.

C. Aiding and abetting another person who is engaged in hazing is strictly prohibited.

D. It is not a defense to a violation of this hazing prevention policy if the hazing victim consented to or acquiesced in the hazing activity.

E. All students, teachers and staff shall take reasonable measures within the scope of their individual authority to prevent violations of this hazing policy.

F. Students and others may report hazing to any professional staff member.

G. Staff members must report the incident to Superintendent, in writing, with details as may have been provided.

- 1.A failure by a staff member to timely inform the school administrator or next higher administrative supervisor of a hazing allegation or their observation of an incident of hazing may subject the staff member to disciplinary action in accord with District policies.
- 2.The staff member shall preserve the confidentiality of those involved, disclosing the incident only to the appropriate school administrator or next higher administrative supervisor or as otherwise required by law.
- 3.Any instance of reported or observed hazing which includes possible child abuse or violations of statutes known to the staff member shall be treated in accord with statutory requirements and be reported to a law enforcement agency.

B. The Superintendent shall conspicuously post this notice in each school building, the student handbook, and the parents handbook.

C. The Superintendent shall develop procedures for enforcing this policy.

D. All violations of this policy shall be treated in accord with the appropriate procedures and penalties provided for in District policies related to the conduct and discipline of students, staff, and others.

LEGAL REF.:

A.R.S.

13-1215

13-1216

15-341

15-2301

Last Revision Date: September 24, 2022

3.65 Activities – Interscholastic Sports

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board that District sports programs are always conducted with the best interests of the participants.

A. District participation in interscholastic athletics shall be subject to approval by the Board.

1. This shall include approval of membership in any leagues, associations, or conferences, and of any new agreements with other schools for a series of games or events.

B. The following rules shall be observed for participation by individual students:

1. For each type of sport in which the student engages, the parents or guardian must give written consent.
2. The student must be determined by a physician to be physically fit for the sport.

C. The Superintendent shall set up other rules for participation, such as those governing academic standing, in accordance with policies of the District and pertinent regulations and recommendations of the state interscholastic athletic association.

D. The Superintendent shall prescribe and enforce policies and procedures relating to the health and safety of all pupils participating in District-sponsored practice sessions or games or other interscholastic athletic activities.

E. Each interscholastic or intramural athletic team or sport that is sponsored by a public or private school whose students compete against a public school shall be expressly designated as one of the following based on the biological sex of the students who participate on the team or in the sport:

1. "Males", "Men", or "Boys"
2. "Females", "Women", or "Girls"
3. "Coed" or "Mixed"

F. Any student who is deprived of an athletic opportunity or suffers any direct or indirect harm as a result of a school knowingly violating this section has a private cause of action for injunctive relief, damages and any other relief available under law against the school.

G. Any student who is subject to retaliation or another adverse action by a school or an athletic association or organization as a result of reporting a violation of this section to an employee or representative of the school or the athletic association or organization, or to any state or federal agency with oversight of schools in this state, has a private cause of action for injunctive relief, damages and any other relief available under law against the school or the athletic association or organization.

H. Any school that suffers any direct or indirect harm as a result of a violation of this section has a private cause of action for injunctive relief, damages and any other relief available under

law against the government entity, the licensing or accrediting organization or the athletic association or organization.

LEGAL REF.:

A.R.S.

15-120.02

15-341

Last Revision Date: September 24, 2022

3.73 Health – Immunizations

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board to follow federal and state law with respect to student immunization requirements.

A. Subject to the exemptions as provided by law, immunization against diphtheria, tetanus, pertussis, poliomyelitis, rubeola (measles), mumps, rubella (German measles), hepatitis B, haemophilus influenzae b (Hib), and varicella, meningococcal and Hepatitis A for a child one (1) through five (5) years of age in a day care program in Maricopa County is required for attendance of a student in District schools/programs.

B. A student's immunization record must be submitted prior to attendance, although a student may be conditionally enrolled provided that necessary immunizations have been initiated and a schedule has been established for completion of the required immunizations.

C. A student shall not be allowed to attend school without submitting documentary proof of compliance to the school administrator unless the student is exempted from immunization.

D. A student who fails to comply with the immunization schedule shall be suspended from school attendance until documentary proof of compliance is provided to the school administrator, except that a homeless student shall not be suspended from attendance until the fifth (5th) calendar day after enrollment.

E. Any student with serologic confirmation of the presence of specific antibodies against a vaccine-preventable disease shall not be subject to immunization against that disease as a condition for attending school.

F. ~~As stipulated in A.R.S. 15-342.05,~~ The District may not require a student or teacher to receive a vaccine for Covid-19 or to wear a face covering to participate in in-person instruction.

G. Parents' permission must be secured, in writing, before a student may participate in such immunization projects.

LEGAL REF.:

A.R.S.

15-342.05

15-871

15-872

15-873

15-874

36-672

LEGAL REF.:

A.A.C.

R9-6-203

R9-6-313

R9-6-350

R9-6-353

R9-6-356

R9-6-365

R9-6-368

R9-6-372

R9-6-388

R9-6-701 through 707

Last Revision Date: September 24, 2022

3.76 Health – Medicine

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board to cooperate with parents and family physicians in dispensing medicine, subject to the requirements of this policy.

A. Under certain circumstances, when it is necessary for a student to take medicine during school hours, the District will cooperate with the family physician and the parents if the following requirements are met:

1. There must be a written order from the physician stating the name of the medicine, the dosage, and the time it is to be given.
2. There must be written permission from the parent to allow the school or the student to administer the medicine. Appropriate forms are available from the school office.
3. The medicine must come to the school office in the prescription container or, if it is over-the-counter medication, in the original container with all warnings and directions intact.

B. In the case of a minor student, administration of medication shall only occur on the written request or authorization of a parent or legal guardian, except for an emergency administration pursuant to A.R.S. 15-157 (epinephrine) or A.R.S. 15-158 (Inhalers) or A.R.S. 15-341, subsection A, paragraph 43, (naloxone hydrochloride/any other opioid antagonist).

C. The Superintendent shall prescribe and enforce procedures for the emergency administration of auto-injectable epinephrine by a trained employee of the School District pursuant to section A.R.S. 15-157 and subsequent to the adoption of rules by the State board of Education pertaining to annual training in the administration of auto-injectable epinephrine, recognition of anaphylactic shock symptoms and the procedures to follow when anaphylactic shock occurs and the requirements of A.R.S. 15-203(A)(40).

D. Beginning in the 2022-2023 school year, the parent/guardian of a student who has a seizure disorder and who is enrolled in a school that is operated by a school district or charter school may submit to the school district or charter school a copy of a seizure management and treatment plan for school personnel to use if the student suffers a seizure at school or while participating in a school-sponsored activity.

1. The plan must be developed by the student's parent/guardian and the physician or registered nurse practitioner, as defined in section 23-1601, responsible for the student's seizure treatment.
2. The plan must be submitted to and reviewed by the school district or charter school:
 - a. Before the beginning of the school year.
 - b. If the student enrolls in the district or charter school after the beginning of the school year, when the student enrolls.
 - c. As soon as practicable following the diagnosis of the student's seizure disorder.

E. The Seizure Management and Treatment Plan must meet all criteria in A.R.S. 15-160.02(B).

F. A school nurse who is employed by or under contract with a school district or charter school shall review each seizure management and treatment plan. If a school nurse is not available, the District shall designate an employee who is responsible for reviewing seizure management treatment plans.

G. Districts, charter schools, and nurses who are under contract with a District or a charter school are immune from civil liability with respect to all decisions made and actions taken that are based on good faith implementation of a seizure management and treatment plan submitted pursuant to this section.

H. A school nurse who is employed by or under contract with a district or charter school that has received a seizure management and treatment plan shall complete a State Board of Education approved online course of instruction for school nurses regarding managing students with seizure disorders. The course must include information about seizure recognition and related first aid.

1. This training may not be required more than once in a five-year period.

I. A school principal, guidance counselor, teacher, bus driver, or classroom aide whose duties at the school include regular contact with the students who have submitted a seizure management and treatment plan shall complete a State Board of Education approved online course of instruction for school personnel regarding awareness of students with seizure disorders. The course must include information about seizure recognition and related first aid.

1. This training may not be required more than once in a five-year period.

J. Beginning September 1, 2023, each District and charter school shall have at least one school employee other than the school nurse who has met the training requirements necessary to administer or assist with the self-administration of both of the following:

1. A seizure rescue medication or a medication prescribed to treat seizure disorder symptoms as approved by the United States Food and Drug Administration or its successor agency.

2. A manual dose of prescribed electrical stimulation using a vagus nerve stimulator magnet as approved by United States Food and Drug Administration or its successor agency.

K. The District reserves the right, in accordance with procedures established by the District, to circumscribe or disallow the use or administration of any medication on school premises if the threat of abuse or misuse of the medicine may pose a risk of harm to a member or members of the student population.

L. The Board directs the Superintendent to prescribe and enforce regulations and procedures for the emergency administration of naloxone hydrochloride or any other opioid antagonist approved by the United States Food and Drug Administration by an employee of a school district pursuant to Section 36-2267.

LEGAL REF.:

A.R.S.

15-157

15-160.02

15-341

15-344

15-344.01

32-1601

32-1901

Last Revision Date: September 24, 2022

3.78 Health – Psychological Services

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Definitions: “Parent” means the parent or legal guardian of a minor child.

Policy Objectives: It is the intent of the Board that parental consent must be explicitly given prior to the District procuring, soliciting or arranging for **psychological services, including but not limited to** the mental health screening of a minor child, except in the case of an emergency to prevent serious injury or save a life of a minor child.

A. A school psychologist who is employed by or contracted to provide services in a public school must be certified by the Department of Education but is exempt from licensure.

B. Except as otherwise provided by law or a court order, the Superintendent shall ensure that the District nor its employees or vendors shall procure, solicit, arrange, or perform any **psychological services, including but not limited to the mental health screening for a minor child without explicit oral or written consent.**

1. This does not apply when an emergency exists that requires a person to perform mental health screening or provide mental health treatment to prevent serious injury to or save the life of a minor child.
2. Violations are a class 1 misdemeanor.

LEGAL REF.:

A.R.S.

32-2075

36-2272

Last Revision Date: September 24, 2022

3.79 Health - Mask Policy

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objective: School districts cannot require a person under the age of 18 years old to wear a face mask or covering without the express consent of the person's parent or guardian.

LEGAL REF.:

A.R.S.

1-611

Last Revision Date: September 24, 2022

3.93 Records – Surveys

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board that student surveys will be prepared, administered, and retained consistent with state and federal laws and that parents will be notified of all student surveys, with an option to opt out, prior to **each** the survey.

A. The Superintendent shall comply with all statutes pertaining to surveys including the requirement that notwithstanding any other law, the District shall obtain written informed consent from the parent of a student before administering any survey including, but not limited to:

- ~~1. Surveys retained for longer than one (1) year~~
2. Surveys that solicits personal information about the student including, but not limited to any of the information listed in ARS 15-117.

B. Third-party surveys require Board approval prior to the survey being conducted.

C. A parent of a pupil may at anytime revoke consent for their student to participate in any survey pursuant to A.R.S. 117(A).

- 1. If a student is 18 or older, this provision can be applied to the student rather than the parent.**

D. A parent that has a reasonable belief that the District has violated this section may file a complaint as stated in A.R.S. 15-117(K). The parent must provide written notice to the District of their complaint.

LEGAL REF.:

A.R.S.

15-101

15-102

15-104

15-117

15-141

15-142

15-249

15-741

20 U.S.C. 1232g, the Family Educational Rights and Privacy Act

20 U.S.C. 1232h, the Protection of Pupil Rights Amendment

20 U.S.C. 1400 et seq., Individuals with Disabilities Education Act

20 U.S.C. 7908

34 C.F.R. 98

34 C.F.R. 300

Last Revision Date: September 24, 2022

4.16 Community Relations - Visitors

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board to properly safeguard students and staff and minimize disruption to the academic learning environment.

A. The Superintendent shall establish procedures for persons other than District staff or students to enter District property.

1. **Each school will add easily accessible information regarding these procedures on the home page of their website.**
2. Any person, present on District property, after a reasonable request to leave shall be removed from District property unless:
 - a. The person has a reason or relationship involving custody of or responsibility for a student.
 - b. The person has any other specific legitimate reason for being there.
 - c. The person has written permission to be there from a District representative.
3. A person who enters District property may be required to display the person's driver's license or another form of identification containing the person's photograph issued by a governmental entity.
4. The District may establish an electronic database for the purpose of storing information concerning visitors to district campuses. Information stored in the electronic database may be used only for the purpose of school district security and may not be sold or otherwise disseminated to a third party for any purpose.
5. The District may verify whether a visitor to District property is a sex offender.
6. The Superintendent will develop procedures regarding action to be taken when a visitor is identified as a sex offender.

B. No person shall engage in conduct that may cause interference with or disruption of district business or the education of children. A person commits interference with or disruption by:

1. Intentionally, knowingly or recklessly interfering with or disruption of the normal operations of the District by either:
 - a. Threatening to **cause physical injury the health and safety of** any employee or student or any person on District property.
 - b. Threatening to cause damage to the District, the property of the District, or the property of any person attending the District.
2. Intentionally or knowingly entering or remaining on District property for the purpose of interfering with or denying lawful use of the property to others.
3. Intentionally or knowingly refusing to obey a lawful order given by the Superintendent or a person designated to maintain order.

C. A person may also interfere with or disrupt the District function by committing any of the following:

1. Any conduct intended to obstruct, disrupt, or interfere with teaching, research, service, administrative, or disciplinary functions or any activity sponsored or approved by this Board.
2. Physical or verbal abuse or threat of harm to any person on property owned or controlled by the District or at supervised functions sponsored by the District.
3. Forceful or unauthorized entry to or occupation of District facilities, including both buildings and grounds.
4. Illicit use, possession, distribution, or sale of tobacco, alcohol, or drugs, other controlled substances, or other illegal contraband on District property or at school-sponsored functions.
5. Use of speech or language that is offensive or inappropriate to the limited forum of the public school educational environment.
6. Failure to comply with the lawful directions of District officials or of District security officers or other law enforcement officers acting in performance of their duties, and failure to identify oneself to such officials or officers when lawfully requested to do so.
7. Knowingly violating a District rule and regulation. Proof that an alleged violator has a reasonable opportunity to become aware of such rules and regulations shall be sufficient proof that the violation was done knowingly.
8. Any conduct constituting an infraction of any federal, state, or city law or policy or regulation of the Board.
9. Carrying or possessing a weapon on school grounds unless the individual is a peace officer or has obtained specific authorization from the appropriate school administrator.

D. Any member of the general public considered by the Superintendent, or a person authorized by the Superintendent, to be in violation of these rules shall be instructed to leave the property of the District. Failure to obey the instruction may subject the person to criminal proceedings pursuant to A.R.S. § 13-2911 and to any other applicable civil or criminal proceedings, or to tribal ordinance.

LEGAL REF.:

A.R.S.

13-709

13-2905

13-2911

13-3102

13-3411

15-341

15-342

15-507

35-802

36-2801 et seq.

Last Revision Date: September 24, 2022

5.61 Health - Wellness

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board that employees take responsibility for their own health and wellness. In so doing, staff models a positive image to students and the community.

A. It shall be a condition of employment that, unless exempted, all employees, including substitutes, shall present proof of immunity to rubeola (measles) prior to reporting for work.

1. Evidence of immunity to measles shall consist of:

a. A record of immunization against measles with a live virus vaccine given on or after the first birthday or a statement, signed by a licensed physician or a state or local health officer that affirms serologic evidence of having had measles.

b. Anyone born prior to January 1, 1957 shall be considered to be immune to measles. (Rubeola)

B. Similarly, unless exempted, all employees, including substitutes, shall present proof of immunity to rubella (German measles) prior to reporting for work.

1. Evidence of immunity to rubella shall consist of:

a. A record of immunization against rubella given on or after the first birthday or a statement, signed by a licensed physician or a state or local health officer that affirms serologic evidence of having had rubella.

C. Exempted employees include those with medical contraindications for receiving vaccines and those who refuse immunization for religious reasons.

D. The district shall not require any resident of the state to receive a vaccine for COVID-19 or any other variant of COVID-19.

E. A school district may not impose any requirement to wear a mask or face covering anywhere on the district premises, except where long-standing workplace safety and infection control measures that are unrelated to COVID-19 may be required.

F. Non-immune employees, including those who utilize the exemption, shall, in the event of an outbreak of either disease, be put on leave without pay, or they may use accumulated sick leave during the period they are excluded from work due to the outbreak. If a staff member does not have any earned sick leave, a salary deduction of one (1) contract day will be made for each day of authorized leave used.

LEGAL REF.:

A.R.S.

36-624

36-681

36-685

A.A.C.

R9-6-347

R9-6-360

R9-6-704

A.G.O.

I88-037

Last Revision Date: September 24, 2022

6.25 Budget - Transportation

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board, within the constraints of the approved budget, to provide regular school bus transportation to and from school for the categories approved in this policy.

A. The Governing Board may grant appropriations for **vehicles and other transportation services** during the budget process. **This may include contracts for electric vehicles pursuant to A.R.S. 15-923.**

1. The Superintendent will provide ridership and utilization rates of bus routes and busses for the semester immediately prior to the budget process.
2. The Superintendent will provide cost per mile and cost per rider for the prior fiscal year.
3. The Superintendent will provide ridership and utilization rates of bus routes and busses for the prior fiscal year.

B. Within the constraints of the approved budget, the Superintendent shall establish procedures to provide regular school bus transportation to and from school for the following categories:

1. Students with disabilities who require transportation, as indicated in their respective individual education programs.
2. Students living within a radius of the school where general education bus service would not be provided, but hazardous or difficult routes exist and where no safe school route exists.
3. Kindergarten (K) through grade eight (8) students attending a grade Kindergarten (K) through grade eight (8) school, or grade Kindergarten (K) through grade four (4) students attending a grade Kindergarten (K) through grade four (4) school who are residents within a school attendance area and who live more than one (1) mile radius from school.
4. Grade five (5) through eight (8) students who are residents within a middle school attendance area and who live more than one and one-quarter (1 1/4) mile radius from school.
5. Grade nine (9) through twelve (12) students who are residents within a school attendance area and who live more than one and one-half (1 1/2) mile radius from school.
6. Open-enrolled students (or their parents or guardians) are responsible for their own transportation to a District, regular education bus stop. If the regular education bus has the capacity to accept open-enrolled students in addition to the students the District is already transporting, then the bus may transport the open-enrolled student.

C. Transportation for homeless students to their school of enrollment, if it is the school of origin, will be arranged as needed by the school liaison for homeless students.

D. At the discretion of the Superintendent, transportation may be provided for students involved in practice sessions for extracurricular activities.

E. A District or charter school in Arizona, or a privately owned and operated entity that is contracted for compensation with a District or charter school in Arizona, may use a motor vehicle that is designed to carry at least eleven (11) and not more than fifteen (15) passengers or a motor vehicle that is designed as a type A school bus or a type B school bus as defined by the Department of Public Safety to carry at least eleven (11) and up to fifteen (15) passengers to transport students to or from home or school on a regularly scheduled basis in accordance with the safety rules adopted by the Department of Public Safety pursuant to A.R.S. 28-900 and 28-3228.

LEGAL REF.:

A.R.S.

15-342

15-764

15-816.01

15-901

15-921

15-922

15-923

15-925

15-945

15-946

28-797

28-900

28-901

28-3053

A.G.O.

180-025

42 U.S.C. 11301, McKinney-Vento Homeless Assistance Act of 2001

Last Revision Date: September 24, 2022

6.37 Finance & Accounting - Responsibility

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Definitions: "Accounting responsibility" means authority for a school district to operate with full independence from the county school superintendent with respect to revenues and expenditures, including allocating revenues, monitoring vouchers, authorizing and issuing warrants and maintaining and verifying staff records for certification and payroll purposes.

Policy Objectives: It is the intent of the Board for the District to ~~ensure that assume accounting responsibility and for the Superintendent to properly account for~~ all revenue and expenses of the District in accordance with Arizona Revised Statutes. ~~The District will decide if they assume the accounting responsibility or apply to the State Board of Education (SBE) to assume that responsibility.~~

~~If the District assumes the responsibility:~~

- A. The Superintendent is responsible for accounting for all funds of the District.
 - 1. The Uniform System of Financial Records developed by the State Department of Education and the Auditor General's Office shall be used to provide for the appropriate separation of accounts and funds.
 - 2. On or before October 15 of each year, the Superintendent shall present to the Board the annual report for the previous fiscal year.
 - 3. The Superintendent shall also ensure that a report of expenditures of student activity funds is provided to the Board on a monthly basis.
 - 4. The Superintendent will provide to the Board monthly financial reports showing the financial condition of the District.
- B. The Superintendent shall be responsible for accounting and shall file with the Department of Education a plan which includes, but is not limited to:
 - 1. Administrative and internal accounting controls designed to achieve compliance with the uniform system of financial records and the objectives of this section, including:
 - a. Procedures for approving, preparing and signing vouchers and warrants.
 - b. Procedures to ensure verification of administrators' and teachers' certification records with the department of education for all classroom and administrative personnel required to hold a certificate by the state board of education pursuant to section 15-203 before issuing warrants for their services.
 - c. Procedures to account for all revenues, including allocation of certain revenues to funds.
 - d. Procedures for reconciling the accounting records monthly to the county treasurer.
- C. On a quarterly basis, the Superintendent will present to the Board, in a public meeting, monthly enrollment and ADM reports showing the financial condition of the District.

If the District is applying to the State Board of Education (SBE):

A. The District shall develop and file with the SBE and the county school superintendent of the county in which the District is located an accounting responsibility plan as specified in A.R.S. 15-914.01.

B. Before January 1 of the fiscal year preceding the fiscal year of implementation and before applying to assume accounting responsibility the District must apply for evaluation by the county treasurer of the county in which the District is located.

C. If the SBE approves the application for the District to hand over accounting responsibility, they must contract with an independent certified public accountant for an annual financial and compliance audit.

LEGAL REF.:

A.R.S.

15-239

15-271

15-272

15-901

15-914.01

15-904

15-977

Last Revision Date: September 24, 2022

6.72 Transportation - Driver Training and Responsibilities

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board that bus drivers employed by the District or employed by contractors who provide transportation services to the District shall comply with applicable provisions of the Commercial Motor Vehicle Safety Act of 1986 and all applicable requirements of the state of Arizona.

A. Bus drivers shall submit an Identity Verified Fingerprint Card as described in A.R.S. 15-106 that the Department of Public Safety shall use to process the fingerprint clearance card as outlined in A.R.S. 15-106. A person who is issued a school bus driver certificate shall maintain a valid Identity Verified Fingerprint Clearance Card for the duration of any school bus driver certification period.

B. Bus driver applicants are required to possess a commercial driver license issued by the Department of Public Safety except that the applicant may possess a commercial driver license issued by another state if the applicant will be driving a school bus for a school district that is adjacent to that state.

C. Bus drivers operating a bus for 16 or more passengers are required to possess a bus endorsement that is issued by the Department of Transportation and a school bus certificate that is issued by the Department of Public Safety.

D. A person shall not operate a vehicle described in ARS 15-925 to transport school children unless the person possesses the appropriate license class for the size of the vehicle being operated, a school bus driver certificate that is issued by the Department of Public Safety, and a valid fingerprint clearance card.

LEGAL REF.:

A.R.S.

15-106

15-925

28-857

28-3228

A.A.C.

R17-4-508 et seq.

Last Revision Date: September 24, 2022

7.15 Time – Ceremonies and Observances

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board to encourage patriotism and respect for country in the District.

A. The Superintendent shall establish procedures regarding required opening exercises and school programs as they pertain to customs and special events/observances, including but not limited to:

1. Each student shall be provided with an opportunity to participate in the Pledge of Allegiance or other patriotic observance each day.
2. Each student in Kindergarten and grades one (1) through twelve (12) will have not less than one and not more than two minutes to engage in a moment of silence during which other students may not interfere with the other students' participation. A teacher or other school employee may not suggest what this reflection time is used for. The teacher of the class shall encourage parents of students in class to discuss with their children the best use of this moment of reflection.
3. Each student in grades four (4) through six (6) shall recite the following passage from the Declaration of Independence: "...We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights that among these are Life, Liberty and the pursuit of Happiness. That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed..."
4. Students whose parents have informed the school that they are not to take part in the patriotic observances will be expected to observe the courtesy of not disturbing others.
5. When special days or significant events are recognized, it is recommended that appropriate classroom and assembly programs be presented in keeping with the traditional and historical significance of the event or season. If these days fall on a Saturday, Sunday, or other day when a public school is not in session, the preceding or following school day shall be observed in the public school as the holiday.
 - a. September 11 – 9/11 Education Day
 - b. September 25 – Sandra Day O'Connor Civics Celebration Day
6. A teacher or administrator in any school in this District may read or post in any school copies or excerpts of the following materials:
 - a. The national motto "In God We Trust."
 - b. The National Anthem.
 - c. The Pledge of Allegiance.
 - d. The Preamble to the Constitution of this state.
 - e. The Declaration of Independence.
 - f. The Mayflower Compact
 - g. Writings, speeches, documents and proclamations of the founding fathers and the presidents of the United States.

- h. Published decisions of the United States Supreme Court.
- i. Acts of the United States Congress.
- j. The state motto "Ditat Deus," which means "God Enriches."

LEGAL REF.:

A.R.S.

15-203

15-321

15-342

15-506

15-710.02

15-717

Last Revision Date: September 24, 2022

7.25 Curriculum – Right to Review Professional Development Materials

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Definitions: Training Materials” means content or resources provided to an administrator, educator, or other District staff member, regardless of its format, including printed or representational materials, audio-visual materials, and materials in electronic or digital formats (such as materials accessible through the internet).

“Training materials” also includes information received via assessments and evaluations, and any services hired or contracted with for use by the District, including bringing in outside presenters or consultants.

Policy Objectives: Parents shall have the right to access, upon request, all District training materials used for professional development.

School board members shall also have the right to access district training materials used for professional development upon request.

The Superintendent shall provide reasonable notification to parents and students of their rights to review professional development training materials. Requests shall be granted in compliance with applicable public records laws.

Last Revision Date: September 24, 2022

7.26 Curriculum - Prohibition of Sexually Explicit Materials

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Definitions: “Sexually Explicit Materials” includes textual, visual, or audio materials or materials accessed via any other medium that depicts any of the following:

1. Sexual Conduct. “Sexual contact” means masturbation, sexual intercourse, or physical contact with a person’s clothed or unclothed genitals, pubic area, buttocks, or if such person is female, breast.
2. Sexual Excitement. “Sexual excitement” means the condition of the human male or female genitals when in a state of sexual stimulation or arousal.
3. Ultimate Sex Acts. “Ultimate sex acts” means sexual intercourse, vaginal or anal, fellatio, cunnilingus, bestiality, or sodomy. A sexual act is simulated when it depicts explicit sexual activity that gives the appearance of consummation of ultimate sexual acts.

Policy Objectives: A public school in this state may not refer students to or use any sexually explicit material in any matter, except as prescribed in Section 15-711.

1. Materials are exempted from the above criteria if all of the following criteria are met:
 - a. The exempted material possesses serious educational value for minors or possesses serious literary, artistic, political, or scientific value.
 - b. The school requires written parental consent before the school refers a student to or uses the exempted materials. Written parental consent is required on a per-material basis.
 - c. The school provides students without parental consent an alternative assignment that does not contain sexually explicit materials.

Legal Ref.:

A.R.S.

15-120.02

Last Revision Date: September 24, 2022

7.31 Instruction - Basic Programs

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board that instructional programs maintain a balanced, integrated, and sequential curriculum that will meet the educational and individual needs of all students in the District

A. The first priority of the instructional program will be English language acquisition through a planned sequence of reading skills and language experiences beginning in the kindergarten program.

1. The improvement of reading skills of students should be continuous throughout their education.
2. Each school educating students in kindergarten and grades one (1) through three (3) shall have a reading program as required by A.R.S. §15-704 and applicable State Board of Education rules.

B. The second priority of the instructional program will be mastery of the fundamentals of mathematics, beginning in the kindergarten program.

1) The improvement of math skills of students should be continuous throughout their education.

C. The instructional program will ensure that on or before July 1, 2022, at least one (1) kindergarten through third (K-3) grade teacher in each school has received training related to dyslexia that complies with the requirements prescribed in A.R.S. 15-219 and A.R.S. 15-501.01.

D. Attention to the above-listed priorities shall not result in neglect of other areas of the curriculum.

E. The instructional program will include planned sequences in:

1. Language arts - reading, spelling, handwriting, English grammar, composition, literature, and study skills
2. Mathematics
3. Social studies - history including Native American history, geography, civics, economics, world cultures, political science, a comparative discussion of political ideologies, and other social science disciplines.
4. Science
5. Fine and practical arts
6. Technology
7. Foreign or Native American languages
8. Physical education, health and safety education.

LEGAL REF.:

A.R.S.

1-319

15-203

15-211

15-219

15-341

15-501.01

15-701

15-701.01

15-704

15-710

15-741.01

15-802

A.A.C.

R7-2-301 et seq.

Last Revision Date: September 24, 2022

7.49 Academic Achievement – Graduation Requirements

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board that students strive to exceed the minimum state standards required for graduation.

A. A minimum number of units of credit as required by state statute are required for graduation:

1. English - 4.0 units
2. Math - 4.0 units
 - a. In lieu of one (1) credit of Algebra II or its equivalent course content, a student may request a personal curriculum in mathematics following R7-2-302.03.
3. Science - 3.0 units
4. Social Studies - 3.0 units
 - a. The State Board requirement for economics is at least one-half (.5) of a course credit, which shall include financial literacy and personal financial management.
5. Fine Arts or Career/Technical/Vocational - 1.0 unit
6. Physical Education - 1.0 unit
 - a. One (1) unit of general physical education may be waived if sufficient documentation is provided by a physician that physical education should be waived for medical or psychological reasons.
7. Electives - 6.0 units

B. Graduation requirements may be met as follows:

1. By successful completion of subject area course requirements.
2. By mastery of the standards adopted by the State Board of Education and other competency requirements for the subject as determined by the Governing Board in accord with A.A.C. R7-2-302 and rules established by the District.
3. By earning credits through correspondence courses from an accredited institution as defined in A.A.C. R7-2-601 (limited to one [1] in each of the four [4] major subject areas) and/or by passing appropriate courses at the college or university level if the courses are determined to meet standards and criteria established by the Board and in accord with A.R.S. §15-701.01.
4. By demonstrating competencies in a particular academic course by subject and obtained academic credit for the course or subject without enrolling in the course or subject in accord with A.R.S. §15-701.01(H).
5. An out-of-state transfer student is not required to pass the competency test to graduate if the student has successfully passed a statewide assessment test on state adopted standards that are substantially equivalent to the State Board Adopted Academic Standards.

C. The minimum course of study and competency requirements for graduation from high

school should be followed for the student with disabilities in accordance to A.R.S. §15-701.01 and A.A.C. R7-2-301.

1. Pupils who receive special education shall not be required to achieve passing scores on the civics test under section 15-701-01 in order to graduate high school unless the pupil is learning at a level appropriate for the pupil's grade level in a specific academic area and unless a passing score on the test is specifically required in a specific academic area by the pupil's individualized education program as mutually agreed on by the pupil's parents and the pupil's individualized education program team or the pupil, if the pupil is at least eighteen (18) years of age.

D. The Superintendent shall provide public students with one (1) or more training sessions in cardiopulmonary resuscitation, through the use of psychomotor skills in an age-appropriate manner, during high school.

E. Students must pass the civics test required by A.R.S. §15-701.01 and documented on the student's transcript.

F. Each District and Charter School shall report to the Department of Education all of the following aggregated data, organized by grade level, relating to the test that is identical to the civics portion of the naturalization test used by the United States Citizenship and Immigration Services required by A.R.S. 15-701.01(A).

1. The median score.
2. The percentage of pupils who passed by correctly answering the minimum number of questions required to pass the test pursuant to A.R.S. 15-701.01(A).
3. The percentage of pupils who failed by correctly answering fewer than the minimum number of questions required to pass the test pursuant to A.R.S. 15-701.01(A).
4. Any other data required by the department relating to the test.

G. A District or charter school may not include the personally identifiable information of any pupil in the data reported to the Department of Education under A.R.S. 15-701.01(L).

H. Any student with an individualized education plan or 504 plan grades nine (9) through twelve (12) is eligible to receive a high school diploma without meeting state competency requirements A.R.S. (§15-701.01 (B)).

LEGAL REF.:

A.R.S.

15-203

15-261

15-341

15-701.01

15-763

A.A.C.

R7-2-302

R7-2-302.03

R7-2-321

R7-2-601

Last Revision Date: September 24, 2022

7.51 Resources – Library

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Policy Objectives: It is the intent of the Board that library facilities meet the academic achievement needs of students.

- A. Library facilities should be designed, to the extent possible, to accommodate:
 - 1. A comprehensive collection of instructional materials selected to meet the needs of the students.
 - 2. Maximum accessibility to these materials.
 - 3. A place for materials that will support the curriculum, taking into consideration the individual student's needs and the varied interests, abilities, socioeconomic backgrounds, and maturity levels of all of the students.
 - 4. A place for materials for teachers and students to encourage growth in knowledge, which will develop literary, cultural, and aesthetic appreciation and ethical standards.
- B. The Superintendent shall establish procedures for the:
 - 1. Review and approval of library materials before they are ordered
 - 2. Removal of library materials
 - 3. Control of library materials to ensure that students are accessing only age-appropriate materials
 - 4. Transparency on the school website of materials in the library accessible by students
- A. The District shall make available for review by the public a list of books and materials purchased after January 1, 2023 for any of the District's school libraries for a period of at least 60 days after the purchase. Each school operated by the school district shall make available on the school's website for review by the public a list of all books and materials purchased after January 1, 2023, for the school library for a period of at least 60 days after the purchase.
 - 1. The above section does not include books or materials that are purchased to replace lost or damaged items.
 - 2. The above section does not apply to schools who do not have a full-time library media specialist (or equivalent) or school district libraries that have agreements with county free library districts, municipal libraries, or other entities pursuant to Section 15-362, Subsection D.

LEGAL REF.:

A.R.S.

15-341

15-362

15-721

15-722

Last Revision Date: September 24, 2022

2.21 Organization - Organizational Meeting

Adopted: (date of adoption)

Revised: (date of latest revision and approval)

Definitions: “Vice President” means the elected board member who shall preside over meetings in the event the President is absent. This may also be referred to as “Clerk”.

Policy Objectives: It is the intent of the Board that a new President and Vice President be elected from among the members between January 1 and January 15 of every year in a public meeting. **The organizational meeting shall occur separately and prior to any other board meetings and is not an item that can be added to the agenda of the first board meeting of the year.**

A. The Governing Board will hold an election of its Board President and Vice President, (from among its membership) who will serve as president in the absence of the president, between January 1 and January 15 every year. The term of office for each officer will be for the calendar year (one [1] year term). The officers will preside during and until an election of new officers takes place. Note: If a quorum is not attained during such regular meeting session during that period of time (January 1-15), then a "special Board meeting" will be called for and held as soon as possible for the purpose of conducting the election.

B. For the purpose of organization of the Governing Board, the Board shall meet at the most convenient public facility in the District. (If a public facility is not available within the District, the Board may meet at any available public facility convenient to all Board members, regardless of the county or school district in which the facility is located.)

C. The meeting shall be called to order by the President of the Board for the preceding year. If that person is not a member of the Board, the meeting shall be called to order by the Vice President for the preceding year. If the preceding year President and Vice President are not members of the Board, a temporary president shall be elected and the meeting shall be called to order by the temporary president. The person calling the meeting to order shall preside until a successor is chosen.

D. The Board President shall ask for nominations for the office of President. A member may nominate him or herself. The President shall ask for acceptance of nominations from those nominated. Immediately after electing a President the Board will take a brief recess. The meeting will resume with the new President conducting the balance of the meeting.

E. The New Board President shall ask for nominations for the office of Vice President. Process in Section D. shall be repeated. The elected Vice President will immediately assume the post and the meeting may resume with additional Board business.

F. Whenever there is a vacancy in the office of President or Vice President, the Board shall elect a new officer to fill the vacancy during the unexpired term of office.

LEGAL REF.:

A.R.S.

15-321

38-431 et seq.

Last Revision Date: September 24, 2022