

Senate Engrossed

**FILED**

**KEN BENNETT  
SECRETARY OF STATE**

State of Arizona  
Senate  
Forty-ninth Legislature  
First Regular Session  
2009

CHAPTER 62

# **SENATE BILL 1197**

AN ACT

ESTABLISHING THE TASK FORCE ON BEST PRACTICES IN SPECIAL EDUCATION AND  
BEHAVIOR MANAGEMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Task force on best practices in special education  
3 and behavior management

4 A. The task force on best practices in special education and behavior  
5 management is established consisting of the following members from diverse  
6 urban and rural areas who are appointed by the state board of education:

7 1. A principal of a school in a school district in this state or of a  
8 charter school in this state or a superintendent of a school district or  
9 charter school.

10 2. A parent of a child with one or more disabilities.

11 3. A person with experience or training, or both, in applied behavior  
12 analysis.

13 4. A special education teacher who is employed by a school district or  
14 a charter school in this state.

15 5. A teacher who is employed by a school district or a charter school  
16 in this state, who is not a special education teacher and who has experience  
17 with disabled pupils in a regular classroom setting.

18 6. A director of a special education program of a school district in  
19 this state.

20 7. An employee of the department of education who is assigned to the  
21 division of special education and who has experience in special education  
22 classrooms or who has other related special education experience.

23 8. A psychologist who is employed by a school district or charter  
24 school in this state.

25 9. A parent information network specialist who is associated with the  
26 parent information network operated by the special education division of the  
27 department of education.

28 B. The state board of education shall select one of the appointed  
29 members to serve as the task force chairperson.

30 C. The task force shall:

31 1. Examine, evaluate and make recommendations concerning the best  
32 practices for managing the behavior and discipline of pupils with  
33 disabilities, including the following:

34 (a) A list of prohibited disciplinary actions.

35 (b) Mandatory or recommended training for special education teachers  
36 and classroom aides.

37 (c) Parental notice requirements concerning disciplinary actions.

38 2. Submit a written report that contains the task force's findings and  
39 recommendations on or before August 20, 2009 to the state board of education,  
40 the state board for charter schools, the governor, the speaker of the house  
41 of representatives and the president of the senate. The task force shall  
42 provide a copy of this report to the secretary of state and the director of  
43 the Arizona state library, archives and public records.

44 D. The task force may use the services and expertise of the staff of  
45 the department of education and the state board for charter schools.

1 E. The state board of education and the state board for charter  
2 schools shall make the best practice recommendations submitted by the task  
3 force available to all school districts and charter schools in the state.

4 Sec. 2. Review, consideration and adoption of recommendations  
5 of task force on best practices in special education  
6 and behavior management

7 A. On or before June 30, 2010, each school district governing board  
8 shall conduct a public meeting to review and consider the adoption of the  
9 best practice recommendations submitted by the task force on best practices  
10 in special education and behavior management pursuant to section 1 of this  
11 act. The governing board may modify the best practice recommendations if the  
12 governing board determines that modifications are necessary to accommodate  
13 the needs and circumstances of the school district.

14 B. On or before June 30, 2010, each governing body of a charter school  
15 shall conduct a public meeting to review and consider the adoption of the  
16 best practice recommendations submitted by the task force on best practices  
17 in special education and behavior management pursuant to section 1 of this  
18 act. The governing body may modify the best practice recommendations if the  
19 governing body determines that modifications are necessary to accommodate the  
20 needs and circumstances of the charter school.

21 Sec. 3. Delayed repeal

22 Section 1 of this act, relating to the task force on best practices in  
23 special education and behavior management, is repealed from and after  
24 September 15, 2010.

25 Sec. 4. Emergency

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

APPROVED BY THE GOVERNOR JULY 10, 2009.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JULY 10, 2009.

Passed the House June 26, 2009

by the following vote: 48 Ayes,

2 Nays, 10 Not Voting  
*With Emergency*

*Alan R. Jackson*  
Speaker of the House  
*Pro Tempore*

*Norman L. Joyce*  
Chief Clerk of the House

Passed the Senate June 18, 2009

by the following vote: 27 Ayes,

0 Nays, 3 Not Voting  
*With Emergency*

*Robert L. Burnett*  
President of the Senate

*Quentin B. Long*  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this  
1<sup>st</sup> day of July, 2009

at 8:53 o'clock A. M.

*Susan K. Myers*  
Secretary to the Governor

Approved this 10<sup>th</sup> day of

July, 2009

at 9:53 o'clock A. M.

*Janice K. Brewer*  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State  
this 10 day of July, 2009,

S.B. 1197

at 12:30 o'clock P. M.

*Ken Blumenthal*  
Secretary of State