

House Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Forty-ninth Legislature
Second Regular Session
2010

CHAPTER 223

HOUSE BILL 2080

AN ACT

AMENDING SECTION 15-346, ARIZONA REVISED STATUTES; RELATING TO SCHOOL DISTRICT GOVERNING BOARDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 15-346, Arizona Revised Statutes, is amended to
3 read:

4 15-346. Policies and procedures concerning pupils with chronic
5 health problems; definition

6 A. The governing board shall adopt policies and procedures concerning
7 pupils with chronic health problems in consultation with parents, teachers
8 and at least one health professional. The policies and procedures shall be
9 designed to provide continuing learning for pupils with chronic health
10 problems while they are absent from school and to provide for the integration
11 of pupils with chronic health problems into the regular education program as
12 much as possible. The policies and procedures shall include provisions for:

13 1. Homework availability to ensure that pupils with chronic health
14 problems have the opportunity to keep up with assignments and avoid losing
15 credit because of their absence from school.

16 2. Flexibility in physical education activity requirements so that
17 pupils with chronic health problems may participate in the regular physical
18 education program to the extent that their health permits.

19 B. NOTHING IN THIS SECTION SHALL BE CONSTRUED TO OBSTRUCT, INTERFERE
20 WITH OR OVERRIDE THE RIGHTS OF PARENTS OR GUARDIANS CONCERNING THE EDUCATION
21 AND HEALTH CARE OF PUPILS WITH CHRONIC HEALTH PROBLEMS. NOTHING IN THIS
22 SECTION SHALL BE CONSTRUED TO AUTHORIZE SCHOOL PERSONNEL TO EITHER:

23 1. AUTHORIZE ABSENCES FROM SCHOOL FOR A PUPIL WITH A CHRONIC HEALTH
24 PROBLEM WITHOUT THE PRIOR CONSENT OF THE PUPIL'S PARENT OR GUARDIAN.

25 2. RECOMMEND, PRESCRIBE OR PROVIDE MEDICATION TO A PUPIL WITH A
26 CHRONIC HEALTH PROBLEM WITHOUT THE PRIOR CONSENT OF THE PUPIL'S PARENT OR
27 GUARDIAN.

28 ~~B.~~ C. For the purposes of this section, "pupils with chronic health
29 problems" means:

30 1. Pupils who are not homebound, but who are unable to attend regular
31 classes for intermittent periods of one or more consecutive days because of
32 illness, disease, pregnancy complications or accident as certified by a
33 ~~person~~ HEALTH PROFESSIONAL who is licensed pursuant to title 32, chapter 7,
34 8, 13, 14, ~~or~~ 17 OR 25 or a registered nurse practitioner who is licensed
35 pursuant to TITLE 32, chapter 15.

36 2. ~~If the child suffers~~ PUPILS WHO SUFFER from a condition requiring
37 management on a long-term basis, ~~the certification shall be made~~ AS CERTIFIED
38 by a ~~person~~ HEALTH PROFESSIONAL WHO IS licensed pursuant to title 32, chapter
39 7, 8, 13, 14, ~~or~~ 17 OR 25 OR A REGISTERED NURSE PRACTITIONER WHO IS LICENSED
40 PURSUANT TO TITLE 32, CHAPTER 15.

41 ~~2.~~ 3. Pupils who have an infant with a severe health problem as
42 certified by a ~~person~~ HEALTH PROFESSIONAL who is licensed pursuant to title
43 32, chapter 7, 8, 13, 14, ~~or~~ 17 OR 25 or a registered nurse practitioner who
44 is licensed pursuant to TITLE 32, chapter 15.

APPROVED BY THE GOVERNOR MAY 6, 2010.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 6, 2010.

Passed the House March 30, 2010

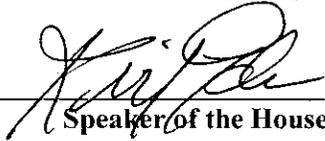
Passed the Senate April 29, 2010

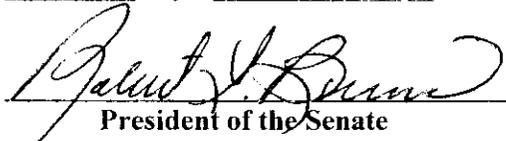
by the following vote: 51 Ayes,

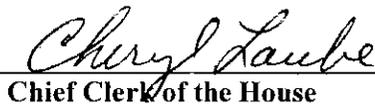
by the following vote: 27 Ayes,

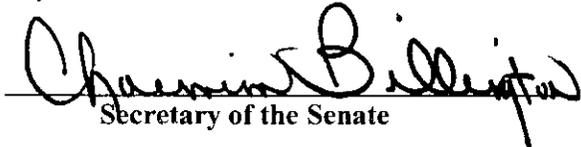
6 Nays, 3 Not Voting

0 Nays, 3 Not Voting


Speaker of the House


President of the Senate


Chief Clerk of the House


Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

29 day of April, 2010

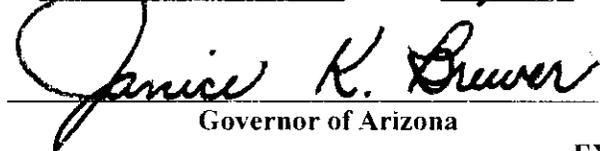
at 4:45 o'clock P. M.


Secretary to the Governor

Approved this 6 day of

May, 2010

at 10:40 o'clock A. M.

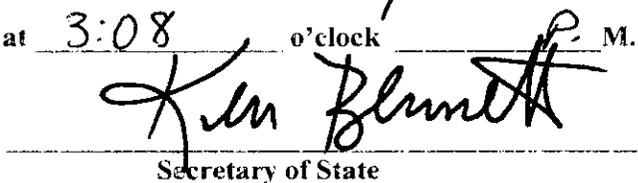

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 6th day of May, 2010

at 3:08 o'clock P. M.


Secretary of State

H.B. 2080