

Senate Engrossed House Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Fiftieth Legislature
First Regular Session
2011

CHAPTER 302

HOUSE BILL 2587

AN ACT

AMENDING SECTION 15-142, ARIZONA REVISED STATUTES; RELATING TO EDUCATIONAL RECORDS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 15-142, Arizona Revised Statutes, is amended to
3 read:

4 15-142. Access to directory information relating to pupils and
5 to school property

6 A. If the governing board of a school district OR THE GOVERNING BODY
7 OF A CHARTER SCHOOL permits the release of directory information relating to
8 pupils or permits access to school buildings, school grounds or other school
9 property to persons who inform pupils of educational or occupational
10 opportunities, the governing board OR GOVERNING BODY shall provide access to
11 directory information relating to pupils and to school property on the same
12 basis for official recruiting representatives of the militia of this state
13 and the armed services of the United States for the purpose of informing
14 pupils of educational and occupational opportunities available in the militia
15 and the armed services. IF THE SCHOOL DISTRICT OR CHARTER SCHOOL PERMITS THE
16 RELEASE OF DIRECTORY INFORMATION RELATING TO PUPILS, THE INFORMATION SHALL BE
17 RELEASED ON OR BEFORE OCTOBER 31 OF EACH YEAR. THE DEPARTMENT OF EDUCATION
18 SHALL DESIGN AND PROVIDE TO SCHOOL DISTRICTS AND CHARTER SCHOOLS A FORM TO
19 ALLOW PUPILS TO REQUEST THAT DIRECTORY INFORMATION NOT BE RELEASED PURSUANT
20 TO THE ELEMENTARY AND SECONDARY EDUCATION ACT AS REAUTHORIZED BY THE NO CHILD
21 LEFT BEHIND ACT OF 2001. SCHOOL DISTRICTS AND CHARTER SCHOOLS SHALL
22 DISTRIBUTE THE FORM TO PUPILS EACH YEAR SEPARATE FROM ANY OTHER FORM. IF A
23 SCHOOL DISTRICT OR CHARTER SCHOOL DISTRIBUTES MATERIALS TO PUPILS THROUGH
24 ELECTRONIC COMMUNICATION OR ON AN INTERNET WEBSITE, THE FORM MAY BE
25 DISTRIBUTED IN THE SAME MANNER. A PERSON WHO IS WRONGFULLY DENIED ACCESS TO
26 DIRECTORY INFORMATION OR ACCESS TO SCHOOL BUILDINGS, SCHOOL GROUNDS OR OTHER
27 SCHOOL PROPERTY MAY NOTIFY THE DEPARTMENT OF EDUCATION, WHICH SHALL REPORT
28 THE ALLEGED VIOLATION TO THE UNITED STATES DEPARTMENT OF EDUCATION.

29 B. Notwithstanding subsection A ~~of this section~~, pupil transcripts
30 shall not be released to representatives of postsecondary institutions, the
31 militia of this state or the armed services of the United States unless the
32 pupil consents in writing to the release of the pupil's transcript. The
33 governing board of the school district OR THE GOVERNING BODY OF THE CHARTER
34 SCHOOL shall provide the pupil with a transcript release form that allows the
35 pupil to designate in separate check boxes whether the transcript is to be
36 released to postsecondary institutions, the militia of this state or the
37 armed services of the United States, or to any combination of these entities.

38 C. This section shall not be construed to authorize school districts
39 OR CHARTER SCHOOLS to release information that would violate the family
40 educational RIGHTS and privacy rights act of 1974 (20 United States Code
41 section 1232g).

~~APPROVED BY THE GOVERNOR APRIL 28, 2011.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 28, 2011.~~

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

April 19, 2011,

by the following vote: 57 Ayes,

3 Nays, 0 Not Voting

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

20 day of April, 2011,

at 8:30 o'clock A. M.

[Signature]
Secretary to the Governor

Approved this 28th day of

April, 2011,

at 12:06 o'clock P. M.

[Signature]
Governor of Arizona

H.B. 2587

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 28th day of April, 2011,

at 4:01 o'clock P. M.

[Signature]
Secretary of State