

House Engrossed Senate Bill

FILED

MICHELE REAGAN
SECRETARY OF STATE

State of Arizona
Senate
Fifty-third Legislature
First Regular Session
2017

CHAPTER 158
SENATE BILL 1099

AN ACT

REPEALING SECTIONS 15-153 AND 15-153.01, ARIZONA REVISED STATUTES;
AMENDING SECTIONS 15-154 AND 15-155, ARIZONA REVISED STATUTES; REPEALING
SECTION 41-3017.09, ARIZONA REVISED STATUTES; RELATING TO THE SCHOOL
SAFETY PROGRAM.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Repeal
3 Sections 15-153 and 15-153.01, Arizona Revised Statutes, are
4 repealed.
5 Sec. 2. Section 15-154, Arizona Revised Statutes, is amended to
6 read:
7 15-154. School safety program; purpose; proposals;
8 requirements; annual report; program termination;
9 definitions
10 A. THE SCHOOL SAFETY PROGRAM IS ESTABLISHED WITHIN THE DEPARTMENT
11 OF EDUCATION TO PROMOTE SAFE LEARNING ENVIRONMENTS FOR STUDENTS BY
12 SUPPORTING THE COSTS OF PLACING SCHOOL RESOURCE OFFICERS OR JUVENILE
13 PROBATION OFFICERS ON SCHOOL CAMPUSES. A ~~public~~ school district or
14 charter school may apply to participate in the school safety program as
15 provided in this section for up to three fiscal years by submitting by
16 April 15 a program proposal to the ~~school safety program oversight~~
17 ~~committee~~ DEPARTMENT OF EDUCATION. The program proposal shall contain:
18 1. A detailed description of the school safety needs of the ~~public~~
19 CHARTER school or school district.
20 2. A plan for implementing a law-related education program or a
21 plan that demonstrates the existence of a law-related education program as
22 a school safety prevention strategy.
23 3. A plan to use trained school resource officers or juvenile
24 probation officers in the ~~schools~~ SCHOOL, or both.
25 4. IF THE SCHOOL DISTRICT OR CHARTER SCHOOL HAS ALREADY
26 PARTICIPATED IN THE SCHOOL SAFETY PROGRAM, INFORMATION ON THE SUCCESS,
27 COMPLIANCE AND IMPLEMENTATION OF THE MOST RECENT GRANT.
28 B. The ~~state board~~ DEPARTMENT of education shall administer the
29 program in cooperation with the courts, law enforcement agencies and
30 law-related education providers AWARDED A CONTRACT PURSUANT TO SECTION
31 41-2534, SUBJECT TO REVIEW AND APPROVAL BY THE STATE BOARD OF EDUCATION.
32 ~~Representatives from~~ The ~~state board~~ DEPARTMENT of education shall use
33 relevant crime statistics TO ASSESS THE NEEDS OF EACH PROGRAM PROPOSAL and
34 shall visit ~~schools located in~~ school districts AND CHARTER SCHOOLS that
35 submit program proposals in order to verify the information contained in
36 the program proposals. THE DEPARTMENT OF EDUCATION SHALL CONTRACT TO
37 PROVIDE GUIDELINES, CURRICULA AND SUPPORT RESOURCES FOR SCHOOL RESOURCE
38 OFFICERS AND JUVENILE PROBATION OFFICERS TO USE IN IMPLEMENTING A
39 LAW-RELATED EDUCATION PROGRAM.
40 C. The department of education, ~~at the direction~~ SUBJECT TO THE
41 REVIEW AND APPROVAL of the state board of education, shall distribute
42 monies to the school districts and charter schools that are in compliance
43 with program requirements and whose plans have been approved by the ~~school~~
44 ~~safety program oversight committee~~ STATE BOARD OF EDUCATION. THE STATE

1 BOARD OF EDUCATION SHALL ALSO REVIEW AND APPROVE RENEWAL APPLICATIONS FOR
2 UP TO AN ADDITIONAL THREE FISCAL YEARS FROM PARTICIPATING SCHOOL SITES.

3 D. THE DEPARTMENT OF EDUCATION SHALL REVIEW PLANS SUBMITTED BY
4 SCHOOL DISTRICTS AND CHARTER SCHOOLS FOR PARTICIPATION IN THE SCHOOL
5 SAFETY PROGRAM AND SHALL SELECT SITES THAT ARE ELIGIBLE TO RECEIVE FUNDING
6 BASED ON SCHOOL SAFETY NEEDS. THE DEPARTMENT OF EDUCATION MAY PRIORITIZE
7 GRANTS TO SCHOOL DISTRICTS AND CHARTER SCHOOLS THAT HAVE AGREEMENTS TO
8 SHARE THE COST OF THE SCHOOL RESOURCE OFFICER OR JUVENILE PROBATION
9 OFFICER WITH A LAW ENFORCEMENT AGENCY OR THE COURTS.

10 E. THE DEPARTMENT OF EDUCATION SHALL EVALUATE THE EFFECTIVENESS OF
11 THE SCHOOL SAFETY PROGRAM AND REPORT ON THE ACTIVITIES OF THE PROGRAM AND
12 THE PARTICIPANTS IN THE SCHOOL SAFETY PROGRAM TO THE PRESIDENT OF THE
13 SENATE, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND THE GOVERNOR ON OR
14 BEFORE NOVEMBER 1 OF EACH YEAR AND SHALL PROVIDE A COPY OF THIS REPORT TO
15 THE SECRETARY OF STATE. THE EVALUATION AND REPORT SHALL INCLUDE SURVEY
16 RESULTS FROM PARTICIPATING SCHOOLS AND DATA FROM PARTICIPATING SCHOOLS ON
17 THE IMPACT OF PARTICIPATING IN THE SCHOOL SAFETY PROGRAM. THE DEPARTMENT
18 SHALL ESTABLISH DATA GUIDELINES FOR SCHOOL SAFETY PROGRAM PARTICIPANTS TO
19 FOLLOW IN REPORTING PURSUANT TO THIS SUBSECTION.

20 F. THE SCHOOL SAFETY PROGRAM ESTABLISHED BY THIS SECTION SHALL
21 INCLUDE A SCHOOL SAFETY PROGRAM GUIDANCE MANUAL ADOPTED BY THE DEPARTMENT
22 OF EDUCATION THAT REQUIRES A DISPUTE RESOLUTION PROCESS TO BE INCLUDED IN
23 THE SERVICE AGREEMENT BETWEEN A SCHOOL DISTRICT OR CHARTER SCHOOL THAT
24 RECEIVED A GRANT FROM THE SCHOOL SAFETY PROGRAM AND THE LAW ENFORCEMENT
25 AGENCY THAT PROVIDES SERVICES TO THE SCHOOL DISTRICT OR CHARTER SCHOOL.

26 ~~D.~~ G. Any appropriations that are made to the department of
27 education for the school safety program are exempt from the provisions of
28 section 35-190 relating to the lapsing of appropriations. All monies that
29 are not used for an approved school safety plan during the fiscal year for
30 which the monies were appropriated revert to the department of education
31 for distribution to the program in the following fiscal year.

32 ~~E.~~ H. Monies received by a school district or charter school under
33 the program shall be spent to implement the approved plans.

34 I. THE PROGRAM ESTABLISHED BY THIS SECTION ENDS ON JULY 1, 2025
35 PURSUANT TO SECTION 41-3102. THE AUDITOR GENERAL SHALL INCLUDE THE SCHOOL
36 SAFETY PROGRAM AS PART OF ITS ONGOING SUNSET REVIEW OF AGENCIES AND
37 PROGRAMS.

38 ~~F.~~ J. For the purposes of this section:

39 1. "Law-related education" means interactive education to equip
40 children and youth with knowledge and skills pertaining to the law, school
41 safety and effective citizenship.

42 2. "Law-related education program" means a program designed to
43 provide children and youth with knowledge, skills and activities
44 pertaining to the law and legal process and to promote law-abiding

1 behavior with the purpose of preventing children and youth from engaging
2 in delinquency or violence and enabling them to become productive
3 citizens.

4 Sec. 3. Section 15-155, Arizona Revised Statutes, is amended to
5 read:

6 15-155. School safety program; funding

7 A. The department of education shall cooperate with the county
8 school superintendent, the county sheriff and the local chief of police to
9 permit a law enforcement agency, with the consent of the school, to assign
10 a peace officer or a full authority Arizona peace officer standards and
11 training board certified reserve peace officer to participate in the ~~safe~~
12 ~~schools~~ SCHOOL SAFETY program in each school in the county. The cost of
13 the peace officer is a state charge that is funded by the department of
14 education, EXCEPT FOR AGREEMENTS TO SHARE THE COST OF THE SCHOOL RESOURCE
15 OFFICER PURSUANT TO SECTION 15-154, SUBSECTION D.

16 B. In cooperation with the department of education and the county
17 school superintendent and with the consent of the school, the presiding
18 judge of the juvenile court may assign juvenile probation officers to
19 participate in the ~~safe schools~~ SCHOOL SAFETY program in each school in
20 the county. The cost of juvenile probation officers is a state charge
21 that is funded by the department of education, EXCEPT FOR AGREEMENTS TO
22 SHARE THE COST OF THE JUVENILE PROBATION OFFICER PURSUANT TO SECTION
23 15-154, SUBSECTION D.

24 Sec. 4. Repeal

25 Section 41-3017.09, Arizona Revised Statutes, is repealed.

26 Sec. 5. Emergency

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

APPROVED BY THE GOVERNOR APRIL 17, 2017.

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 17, 2017.

Passed the House April 4, 20 17,

by the following vote: 50 Ayes,

8 Nays, 2 Not Voting

with emergency
K. R. [Signature]

Speaker of the House
Pro Tempore

[Signature]
Chief Clerk of the House

Passed the Senate February 20, 20 17,

by the following vote: 25 Ayes,

4 Nays, 1 Not Voting

with emergency
[Signature]
President of the Senate

[Signature]
Secretary of the Senate

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR~~

~~This Bill was received by the Governor this~~

~~_____ day of _____, 20____,~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary to the Governor~~

~~Approved this _____ day of~~

~~_____, 20____,~~

~~at _____ o'clock _____ M.~~

~~_____
Governor of Arizona~~

~~EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE~~

~~This Bill was received by the Secretary of State~~

~~this _____ day of _____, 20____,~~

~~at _____ o'clock _____ M.~~

~~_____
Secretary of State~~

S.B. 1099

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate April 11, 20 17

by the following vote: 30 Ayes, 0 Nays, 0 Not Voting
with Emergency

[Signature]
President of the Senate

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

11th day of April, 20 17

at 2:27 o'clock P. M.

[Signature]
Secretary to the Governor

Approved this 17 day of

April 2017

at 10:28 o'clock A. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 17 day of April, 20 17

at 3:31 o'clock P. M.

[Signature]
Secretary of State

S.B. 1099