

Senate Engrossed

**FILED**

**MICHELE REAGAN**  
**SECRETARY OF STATE**

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

**CHAPTER 204**  
**SENATE BILL 1204**

AN ACT

AMENDING SECTIONS 15-102 AND 15-722, ARIZONA REVISED STATUTES; RELATING TO  
SCHOOL CURRICULA.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 15-102, Arizona Revised Statutes, is amended to  
3 read:

4 15-102. Parental involvement in the school; definition

5 A. The governing board, in consultation with parents, teachers and  
6 administrators, shall develop and adopt a policy to promote the  
7 involvement of parents and guardians of children enrolled in the schools  
8 within the school district, including:

9 1. A plan for parent participation in the schools that is designed  
10 to improve parent and teacher cooperation in such areas as homework,  
11 attendance and discipline. The plan shall provide for the administration  
12 of a parent-teacher satisfaction survey.

13 2. Procedures by which parents may learn about the course of study  
14 for their children and review learning materials, including the source of  
15 any supplemental educational materials.

16 3. Procedures by which parents who object to any learning material  
17 or activity on the basis that it is harmful may withdraw their children  
18 from the activity or from the class or program in which the material is  
19 used. Objection to a learning material or activity on the basis that it is  
20 harmful includes objection to a material or activity because it questions  
21 beliefs or practices in sex, morality or religion.

22 4. If a school district offers any sex education curricula pursuant  
23 to section 15-711 or 15-716 or pursuant to any rules adopted by the state  
24 board of education, procedures to prohibit a school district from  
25 providing sex education instruction to a pupil unless the pupil's parent  
26 provides written permission for the child to participate in the sex  
27 education curricula.

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

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

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

38 (a) The right to opt in to a sex education curriculum if one is  
39 provided by the school district.

40 (b) Open enrollment rights pursuant to section 15-816.01.

41 (c) The right to opt out of assignments pursuant to this section.

42 (d) The right to opt out of immunizations pursuant to section  
43 15-873.

44 (e) The promotion requirements prescribed in section 15-701.

1 (f) The minimum course of study and competency requirements for  
2 graduation from high school prescribed in section 15-701.01.

3 (g) The right to opt out of instruction on the acquired immune  
4 deficiency syndrome pursuant to section 15-716.

5 (h) The right to review test results pursuant to section 15-743.

6 (i) The right to participate in gifted programs pursuant to section  
7 15-779.01.

8 (j) The right to access instructional materials pursuant to section  
9 15-730.

10 (k) The right to receive a school report card pursuant to section  
11 15-746.

12 (l) The attendance requirements prescribed in sections 15-802,  
13 15-803 and 15-821.

14 (m) The right to public review of courses of study and textbooks  
15 pursuant to ~~section~~ SECTIONS 15-721 AND 15-722.

16 (n) The right to be excused from school attendance for religious  
17 purposes pursuant to section 15-806.

18 (o) Policies related to parental involvement pursuant to this  
19 section.

20 (p) The right to seek membership on school councils pursuant to  
21 section 15-351.

22 (q) The right to participate in a parental satisfaction survey  
23 pursuant to section 15-353.

24 (r) Information about the student accountability information system  
25 as prescribed in section 15-1041.

26 (s) The right to access the failing schools tutoring fund pursuant  
27 to section 15-241.

28 B. The policy adopted by the governing board pursuant to this  
29 section may also include the following components:

30 1. A plan by which parents will be made aware of the district's  
31 parental involvement policy and this section, including:

32 (a) Rights under the family educational rights and privacy act of  
33 1974 (20 United States Code section 1232g) relating to access to  
34 children's official records.

35 (b) The parent's right to inspect the school district policies and  
36 curriculum.

37 2. Efforts to encourage the development of parenting skills.

38 3. The communication to parents of techniques designed to assist  
39 the child's learning experience in the home.

40 4. Efforts to encourage access to community and support services  
41 for children and families.

42 5. The promotion of communication between the school and parents  
43 concerning school programs and the academic progress of the parents'  
44 children.

1           6. Identifying opportunities for parents to participate in and  
2 support classroom instruction at the school.

3           7. Efforts to support, with appropriate training, parents as shared  
4 decision-makers and to encourage membership on school councils.

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

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

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

14          C. The governing board may adopt a policy to provide to parents the  
15 information required by this section in an electronic form.

16          D. A parent shall submit a written request for information pursuant  
17 to this section during regular business hours to either the school  
18 principal at the school site or the superintendent of the school district  
19 at the office of the school district. Within ten days of AFTER receiving  
20 the request for information, the school principal or the superintendent of  
21 the school district shall either deliver the requested information to the  
22 parent or submit to the parent a written explanation of the reasons for  
23 the denial of the requested information. If the request for information  
24 is denied or the parent does not receive the requested information within  
25 fifteen days after submitting the request for information, the parent may  
26 submit a written request for the information to the school district  
27 governing board, which shall formally consider the request at the next  
28 scheduled public meeting of the governing board if the request can be  
29 properly noticed on the agenda. If the request cannot be properly noticed  
30 on the agenda, the governing board shall formally consider the request at  
31 the next subsequent public meeting of the governing board.

32          E. For the purposes of this section, "parent" means the natural or  
33 adoptive parent or legal guardian of a minor child.

34          Sec. 2. Section 15-722, Arizona Revised Statutes, is amended to  
35 read:

36          15-722. High schools; course of study; textbooks; definition

37          A. The governing board shall approve for high schools the course of  
38 study, ~~the basic textbook for each course~~ and all units that are  
39 recommended for credit under each general subject title ~~prior to~~  
40 ~~implementation of such~~ BEFORE IMPLEMENTING THE course.

41          B. THE GOVERNING BOARD SHALL APPROVE FOR HIGH SCHOOLS THE BASIC  
42 TEXTBOOK FOR EACH COURSE AND MAY PURCHASE THE TEXTBOOKS FROM THE  
43 PUBLISHERS IF APPROVED BY THE GOVERNING BOARD. BEFORE THE APPROVAL OF ANY  
44 BASIC TEXTBOOK FOR HIGH SCHOOLS, THE GOVERNING BOARD SHALL DO ALL OF THE  
45 FOLLOWING:

1 1. PROVIDE INFORMATION ON THE SCHOOL DISTRICT'S WEBSITE, IF THE  
2 SCHOOL DISTRICT MAINTAINS A WEBSITE, ON THE BASIC TEXTBOOKS THAT ARE  
3 PROPOSED FOR APPROVAL.

4 2. REQUIRE THAT ALL MEETINGS OF COMMITTEES AUTHORIZED FOR THE  
5 PURPOSES OF TEXTBOOK REVIEW AND SELECTION BE OPEN TO THE PUBLIC PURSUANT  
6 TO TITLE 38, CHAPTER 3, ARTICLE 3.1.

7 3. PROVIDE AN OPPORTUNITY FOR PUBLIC COMMENT FOR AT LEAST SIXTY  
8 DAYS. PUBLIC COMMENT MAY INCLUDE WRITTEN COMMENTS, ORAL COMMENTS AND  
9 COMMENTS SUBMITTED THROUGH E-MAIL.

10 4. MAKE AVAILABLE AT THE SCHOOL DISTRICT OFFICE FOR REVIEW BY THE  
11 PUBLIC, FOR A PERIOD OF AT LEAST SIXTY DAYS PRIOR TO THE FORMAL SELECTION  
12 OF THE TEXTBOOKS, A COPY OF EACH TEXTBOOK THAT IS BEING CONSIDERED FOR  
13 SELECTION.

14 ~~B.~~ C. If any course does not include a basic textbook, the  
15 governing board shall approve all supplemental books that are used in ~~such~~  
16 THE course ~~prior to~~ BEFORE usage.

17 ~~C.~~ D. If any course includes a basic textbook and uses  
18 supplemental books or instructional computer software, the governing board  
19 may approve all supplemental books and instructional computer software  
20 that are used in ~~such~~ THE course ~~prior to~~ BEFORE usage.

21 ~~D.~~ E. If the course includes a basic ~~text~~ TEXTBOOK and uses  
22 supplemental books that have not been approved by the governing board at  
23 the time of approval of the course, a teacher may use ~~such~~ THE  
24 supplemental books at any time during the school year. Use of ~~such~~ THE  
25 supplemental books shall be brought to the attention of the governing  
26 board during the school year in which they are added for ratification.

27 ~~E.~~ F. The governing board shall prescribe up to five textbooks for  
28 each course and the teacher, with the consent of the governing board, may  
29 use any one of the prescribed textbooks for the purposes of the teacher's  
30 course.

31 ~~F.~~ G. For the purposes of this section, "textbook" means printed  
32 instructional materials or digital content, or both, and related printed  
33 or nonprinted instructional materials, that are written and published  
34 primarily for use in school instruction and that are required by a state  
35 educational agency or a local educational agency for use by pupils in the  
36 classroom, including materials that require the availability of electronic  
37 equipment in order to be used as a learning resource.

**APPROVED BY THE GOVERNOR APRIL 26, 2017.**

**FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 26, 2017.**

Passed the House April 24, 2017,

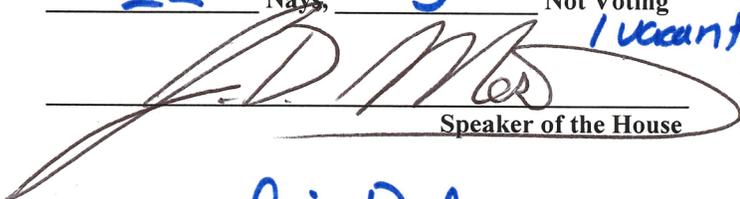
Passed the Senate February 13, 2017,

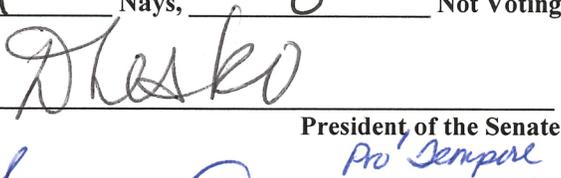
by the following vote: 32 Ayes,

by the following vote: 21 Ayes,

22 Nays, 5 Not Voting  
*1 vacant*

9 Nays, 0 Not Voting

  
Speaker of the House

  
President of the Senate  
*Pro Tempore*

  
Chief Clerk of the House

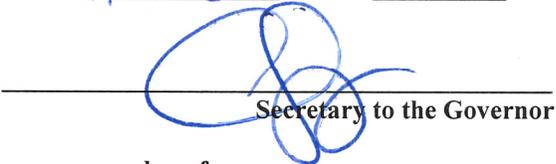
  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor this

25 day of April, 2017,

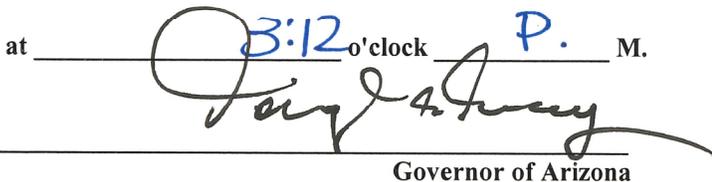
at 11:40 o'clock A M.

  
Secretary to the Governor

Approved this 26<sup>th</sup> day of

April, 2017,

at 3:12 o'clock P. M.

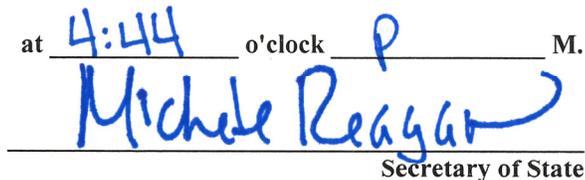
  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 26 day of April, 2017,

at 4:44 o'clock P M.

  
Secretary of State

S.B. 1204