



STATE OF ARIZONA  
OFFICE OF THE GOVERNOR

DOUGLAS A. DUCEY  
GOVERNOR

EXECUTIVE OFFICE

June 7, 2019

The Honorable Katie Hobbs  
Secretary of State  
1700 W. Washington, 7<sup>th</sup> Floor  
Phoenix, AZ 85007

Dear Secretary Hobbs:

I am transmitting to you the following bills from the Fifty-fourth Legislature, 1st Regular Session, which I signed on June 7th, 2019:

- H.B. 2039 elections; federal form; emergency voting (Townsend)
- H.B. 2076 virtual training simulators; location (Fillmore)
- H.B. 2134 municipal elections; write-in candidates (Cobb)
- H.B. 2146 contracts; licensure requirements; exemption (Rivero)
- H.B. 2190 CORP; accidental disability; definition (Payne)
- H.B. 2265 defensive driving schools; course requirements (Payne)
- H.B. 2275 TPT exemptions; propagative materials (Dunn)
- H.B. 2358 landlord tenant; partial payment; assistance (Toma)
- H.B. 2360 TPT; estimated payments; liability threshold (Toma)
- H.B. 2493 solar energy devices; appraisal methods (Cobb)
- H.B. 2532 critical health information; emergency responders (Gabaldon)
- H.B. 2547 racing commission; simulcasting; wagering facilities (Finchem)
- H.B. 2556 agricultural property; uses; rural activities (Finchem)
- H.B. 2646 commerce authority; application review (Teller)
- H.B. 2670 study committee; special education; gifted (Bolick)
- S.B. 1027 tax credit; charitable organizations; eligibility (Leach)
- S.B. 1037 prisoners; parole hearings; recertification procedures (Brophy-McGee)
- S.B. 1062 public disclosure; health professionals; address (Carter)
- S.B. 1064 court security officers; certification; powers (Borrelli)
- S.B. 1087 vehicle liability insurance; minimum limits (Brophy-McGee)
- S.B. 1213 ASRS; return to work (Livingston)
- S.B. 1236 tax liens; fees; certificate expiration (Mesnard)
- S.B. 1241 state parks board; heritage fund (Brophy-McGee)
- S.B. 1246 behavioral health; foster children (Brophy-McGee)
- S.B. 1248 property taxes; valuation; property modifications (Leach)
- S.B. 1259 ADOT; proportional registration; temporary registration (Livingston)
- S.B. 1300 low-income housing; tax exemption (Brophy-McGee)
- S.B. 1307 DUI; license reinstatement; evaluation requirements (Livingston)
- S.B. 1310 earned release credits; drug offenses (E. Farnsworth)

S.B. 1321 health information organizations (Carter)  
S.B. 1330 emergency management compact; workers (Borrelli)  
S.B. 1332 alternative fuel vehicles; VLT (Livingston)  
S.B. 1352 health care directives registry; transfer (Carter)  
S.B. 1451 procedures; nomination petitions; registered circulators (Leach)  
S.B. 1456 vision screening; schools; appropriation (S. Allen)  
S.B. 1482 state agencies; fee increase; limit (Mesnard)  
S.B. 1494 marijuana; testing; advisory council; library (Gowan)  
S.B. 1528 video service providers; license (Carter)  
S.B. 1536 controlled substances; delegation; monitoring (Brophy-McGee)  
S.B. 1538 adult protective services (Brophy-McGee)

Sincerely,

A handwritten signature in black ink that reads "Douglas A. Ducey". The signature is written in a cursive, flowing style.

Douglas A. Ducey  
Governor  
State of Arizona

cc: Senate Secretary  
Chief Clerk of the House of Representatives  
Arizona News Service

House Engrossed Senate Bill

**FILED**  
**KATIE HOBBS**  
**SECRETARY OF STATE**

State of Arizona  
Senate  
Fifty-fourth Legislature  
First Regular Session  
2019

**CHAPTER 316**  
**SENATE BILL 1456**

AN ACT

AMENDING TITLE 36, CHAPTER 7.2, ARIZONA REVISED STATUTES, BY ADDING  
ARTICLE 2; RELATING TO VISION SCREENING.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Heading change

3 The chapter heading of title 36, chapter 7.2, Arizona Revised  
4 Statutes, is changed from "CHILD HEARING PROGRAMS" to "CHILD HEARING  
5 EVALUATION AND VISION SCREENING PROGRAMS".

6 Sec. 2. Title 36, chapter 7.2, Arizona Revised Statutes, is amended  
7 by adding article 2, to read:

8 ARTICLE 2. VISION SCREENING FOR CHILDREN

9 36-899.10. Vision screening; administration; rules;  
10 notification; definitions

11 A. EACH SCHOOL SHALL PROVIDE VISION SCREENING SERVICES TO THE  
12 FOLLOWING:

13 1. STUDENTS UPON INITIAL ENTRY TO SCHOOL AND NOT MORE THAN TWO  
14 ADDITIONAL GRADE LEVELS AS PRESCRIBED BY THE DEPARTMENT BY RULE. A  
15 SCHOOL, AT THE SCHOOL'S DISCRETION, MAY PROVIDE VISION SCREENING SERVICES  
16 TO STUDENTS WHO ARE IN GRADE LEVELS THAT ARE NOT PRESCRIBED BY RULE.

17 2. STUDENTS WHO RECEIVE OR ARE BEING CONSIDERED FOR SPECIAL  
18 EDUCATION SERVICES AND WHO HAVE NOT BEEN SCREENED IN THE LAST YEAR  
19 PURSUANT TO THIS SECTION.

20 3. STUDENTS FOR WHOM A TEACHER HAS REQUESTED A SCREENING AND WHO  
21 HAVE NOT BEEN SCREENED IN THE LAST YEAR PURSUANT TO THIS SECTION.

22 4. STUDENTS WHO ARE NOT READING AT GRADE LEVEL BY THE THIRD GRADE  
23 PURSUANT TO THE STATE ASSESSMENT REQUIRED IN SECTION 15-741, IF THE RULES  
24 ADOPTED BY THE DEPARTMENT DO NOT REQUIRE SCREENING IN THE THIRD GRADE.

25 B. A SCHOOL NURSE, A VOLUNTEER OR OTHER SCHOOL PERSONNEL WHO HAVE  
26 UNDERGONE TRAINING DEVELOPED OR APPROVED BY THE DEPARTMENT SHALL  
27 ADMINISTER THE VISION SCREENINGS EXCEPT THAT THOSE INDIVIDUALS WHO ARE  
28 TRAINED TO ADMINISTER VISION SCREENINGS BEFORE THE EFFECTIVE DATE OF THIS  
29 SECTION ARE NOT REQUIRED TO RETRAIN PURSUANT TO THIS SUBSECTION.

30 C. A VISION SCREENING CONDUCTED PURSUANT TO THIS SECTION DOES NOT  
31 SATISFY A REQUIREMENT FOR A MEDICAL PROFESSIONAL TO COMPLETE A VISION  
32 SCREENING OF A CHILD ACCORDING TO ESTABLISHED GUIDELINES FOR PEDIATRIC  
33 CARE.

34 D. THE SCHOOL DISTRICT GOVERNING BOARD OR CHARTER SCHOOL GOVERNING  
35 BODY SHALL PROVIDE THE VISION SCREENING RESULTS TO THE PARENT OR GUARDIAN  
36 OF EACH STUDENT WHO DID NOT PASS THE VISION SCREENING WITHIN FORTY-FIVE  
37 DAYS AFTER THE VISION SCREENING AND SHALL COMPLY WITH ALL APPLICABLE  
38 PRIVACY LAWS. THE RESULTS SHALL IDENTIFY THAT THE STUDENT DID NOT PASS  
39 THE VISION SCREENING AND THE NEED FOR A COMPREHENSIVE EYE AND VISION  
40 EXAMINATION. THE RESULTS SHALL STATE THAT A VISION SCREENING IS NOT  
41 EQUIVALENT TO A COMPREHENSIVE EYE AND VISION EXAMINATION.

42 E. A SCHOOL DISTRICT GOVERNING BOARD OR CHARTER SCHOOL GOVERNING  
43 BODY PROVIDING VISION SCREENING SERVICES SHALL PROVIDE TO THE DEPARTMENT  
44 ANNUAL DATA SUBMISSIONS IN A DEPARTMENT-APPROVED FORMAT THAT COMPLIES WITH  
45 STUDENT PRIVACY LAWS.

- 1 F. A STUDENT IS NOT REQUIRED TO SUBMIT TO ANY VISION SCREENING  
2 REQUIRED BY THIS SECTION IF A PARENT OR GUARDIAN OF THE STUDENT OBJECTS  
3 AND SUBMITS A STATEMENT OF THE OBJECTION TO THE SCHOOL FOR ANY REASON  
4 INCLUDING THAT THE STUDENT RECEIVED A COMPREHENSIVE EYE AND VISION  
5 EXAMINATION IN THE LAST YEAR OR IF THE STUDENT HAS A CURRENT DIAGNOSIS OF  
6 PERMANENT VISION LOSS.
- 7 G. FOR THE PURPOSES OF ASSISTING AND IMPLEMENTING THE VISION  
8 SCREENING REQUIREMENTS ESTABLISHED BY THIS SECTION, THE DEPARTMENT OR ITS  
9 DELEGATE, SUBJECT TO AVAILABLE MONIES, MAY:
- 10 1. DEVELOP AND PROVIDE VISION SCREENING TRAINING TO SCREENER  
11 DESIGNATED IN SUBSECTION B OF THIS SECTION.
- 12 2. PROVIDE SCHOOLS WITH MATERIALS THE DEPARTMENT DETERMINES BY RULE  
13 TO BE NECESSARY FOR CONDUCTING VISION SCREENINGS.
- 14 3. COMPILE ANY SCHOOL VISION SCREENING DATA, WITH ALL INDIVIDUAL  
15 IDENTIFYING INFORMATION REMOVED, FOR REVIEW AND ANALYSIS BY RESEARCHERS,  
16 PUBLIC AGENCIES OR ANY FOUNDATION, NONPROFIT ORGANIZATION OR OTHER  
17 ORGANIZATION THAT PROVIDES FREE APPROVED VISION SCREENING SERVICES OR  
18 TRAINING, GRANTS FOR VISION SCREENING SERVICES, EYEGLASSES OR  
19 EXAMINATIONS.
- 20 H. THE DEPARTMENT OF HEALTH SERVICES SHALL ADOPT RULES PURSUANT TO  
21 TITLE 41, CHAPTER 6 TO CARRY OUT THIS SECTION. THE RULES MAY NOT REQUIRE  
22 MATERIALS AND EQUIPMENT SPECIFIC TO ANY ONE PROVIDER AND SHALL INCLUDE,  
23 WHERE CONSISTENT WITH THE REQUIREMENTS OF THIS SECTION, FEEDBACK FROM THE  
24 PUBLIC EDUCATION PROGRAMS REQUIRED TO IMPLEMENT THE VISION SCREENINGS.  
25 RULES ADOPTED TO CARRY OUT SUBSECTION A OF THIS SECTION SHALL BE DONE IN  
26 CONSULTATION WITH THE DEPARTMENT OF EDUCATION.
- 27 I. THE DEPARTMENT MAY ACCEPT GIFTS, GRANTS, DONATIONS, BEQUESTS AND  
28 OTHER FORMS OF VOLUNTARY CONTRIBUTIONS FOR THE PURPOSES OF THIS SECTION.
- 29 J. FOR THE PURPOSES OF THIS SECTION:
- 30 1. "COMPREHENSIVE EYE AND VISION EXAMINATION" MEANS A VISION  
31 EXAMINATION PERFORMED BY AN OPTOMETRIST OR OPHTHALMOLOGIST.
- 32 2. "DEPARTMENT" MEANS THE DEPARTMENT OF HEALTH SERVICES.
- 33 3. "SCHOOL" MEANS A SCHOOL DISTRICT OR CHARTER SCHOOL THAT PROVIDES  
34 INSTRUCTION IN PRESCHOOL OR KINDERGARTEN PROGRAMS AND GRADES ONE THROUGH  
35 TWELVE, OR ANY COMBINATION OF THOSE PROGRAMS OR GRADES.
- 36 4. "VISION SCREENING" MEANS USING A VISION SCREENING METHODOLOGY  
37 APPROVED OR PRESCRIBED BY RULES ADOPTED BY THE DEPARTMENT PURSUANT TO THIS  
38 SECTION THAT, AS AGE APPROPRIATE, INCLUDE THE EVALUATION OF VISUAL ACUITY,  
39 DEPTH PERCEPTION AND COLOR VISION AND THAT MAY INCLUDE REFRACTION.
- 40 5. "VISION SCREENING SERVICES" MEANS SERVICES THAT INCLUDE  
41 IDENTIFYING, TESTING AND EVALUATING A CHILD'S VISION AND IDENTIFYING THE  
42 NEED FOR FOLLOW-UP SERVICES, AS PRESCRIBED BY RULES ADOPTED BY THE  
43 DEPARTMENT PURSUANT TO THIS SECTION.
- 44 6. "VOLUNTEER" INCLUDES ANY INDIVIDUAL OR MEMBER OF A FOUNDATION,  
45 NONPROFIT ORGANIZATION OR OTHER ORGANIZATION THAT PROVIDES VISION  
46 SCREENINGS AND IS INVITED TO PROVIDE VISION SCREENINGS BY THE SCHOOL.

Passed the House May 27, 2019

Passed the Senate March 5, 2019

by the following vote: 56 Ayes,

by the following vote: 29 Ayes,

4 Nays, 0 Not Voting

0 Nays, 1 Not Voting

W. R. Boyce  
Speaker of the House  
*Pro Tempore*

Haues Fern  
President of the Senate

Joni Drake  
Chief Clerk of the House

Susan Owens  
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

S.B. 1456

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

SENATE CONCURS IN HOUSE  
AMENDMENTS AND FINAL PASSAGE

Passed the Senate May 27, 20 19

by the following vote: 26 Ayes,

2 Nays, 2 Not Voting

Karen Fann  
President of the Senate

Susan Owens  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill received by the Governor this

28<sup>th</sup> day of May, 20 19

at 12:20 o'clock A M.

Ryan Schubert  
Secretary to the Governor

Approved this 7<sup>th</sup> day of

June 2019

at 4:33 o'clock P M.

Joseph R. Duval  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 7 day of June, 20 19

at 6:01 o'clock P. M.

Keith  
Secretary of State