The undersigned intends to circulate and file an initiative petition and hereby makes application for the issuance of an official serial number to be printed in the lower right-hand corner of each side of each signature sheet of such petition. Attached hereto is the full title and text, in no less than eight point type, of the measure or constitutional amendment intended to be initiated at the next general election.

This measure implements a Code of Ethics and requires the State Board of Education to adopt rules adopting the Code of Ethics and enforcement procedures. Requires the Code of Ethics adopted to prohibit public school teachers from engaging in classroom political advocacy, defined as advocating for or against legislation, elected officials and candidates, political parties, and judicial decisions. Teachers may discuss historical matters, defined as legislation over fifty years old and elected officials and candidates who serve or ran over fifty years ago. Gives the Attorney General and respective county attorneys, and all residents, standing to enforce this measure.

Catherine A. Barrett
Name of Applicant
11031 North 11th Place
Address
Phoenix AZ 85020
City State Zip
480-318-2812
Telephone Number
yes@classroomcodeofethics.com
E-mail Address

YES for a Classroom Code of Ethics
Committee Name
202000073
Committee ID No.
Catherine A. Barrett
Chairperson
John Maynard
Treasurer
11031 North 11th Place
Committee Address
Phoenix AZ 85020
City State Zip
480-318-2812
Committee Telephone Number
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Committee E-mail Address

By submitting this Application for Serial Number and checking all boxes below, I acknowledge the following:

☑️ That I have received and will review the accompanying instructions for Statewide Initiatives, including the Secretary of State's recommended best practices for printing copies of the Statewide Initiative Petition to be circulated.

☑️ That at the time of filing, I was provided instructions regarding accurate completion of the Statewide Initiative Petition form.

Catherine A. Barrett
Applicant Signature

5/23/19
Date

Office of the Secretary of State
1700 W. Washington Street
Phoenix, Arizona 85007
Rev. 03/04/2019
Voter Initiative:

Arizona Classroom Code of Ethics for
K-12 Public Schools

Sec. 1. Title 15, chapter 5, article 1, Arizona Revised Statutes, is amended by adding section 15-505, to read:

15-505. Educator code of ethics and professional responsibility; rules; continuing education, exception; definition


B. THE RULES ADOPTED PURSUANT TO THIS SECTION:

1. SHALL BE CLEARLY WRITTEN AND UNIFORMLY ENFORCED.

2. SHALL INCLUDE ENFORCEMENT MECHANISMS FOR APPROPRIATE PROFESSIONAL AND ETHICAL BEHAVIOR BY TEACHERS.

3. SHALL PROHIBIT TEACHERS AND TEACHING ASSISTANTS IN PUBLIC SCHOOLS FROM ENGAGING IN POLITICAL ADVOCACY IN THEIR CLASSROOMS. MAY NOT PROHIBIT TEACHERS AND TEACHING ASSISTANTS FROM ENGAGING IN CLASSROOM DISCUSSION WITH REGARD TO A FACTUAL HISTORICAL MATTER.

C. THE CODE AND THE RULES ADOPTED PURSUANT TO THIS SECTION SHALL PROVIDE THAT TEACHERS AND TEACHING ASSISTANTS MAY NOT DO ANY OF THE FOLLOWING DURING CLASS TIME OR WHILE OTHERWISE ACTING AS A TEACHER OR TEACHING ASSISTANT IN A PUBLIC SCHOOL, OTHER THAN WITH REGARD TO A HISTORICAL MATTER:

1. ENDORSE, SUPPORT OR OPPOSE ANY CANDIDATE OR NOMINEE FOR PUBLIC OFFICE OR ANY ELECTED OR APPOINTED OFFICIAL, REGARDLESS OF WHETHER THAT PUBLIC OFFICE IS UNDER THE JURISDICTION OF A LOCAL GOVERNMENT, THE STATE GOVERNMENT OR THE FEDERAL GOVERNMENT.
2. ENDORSE, SUPPORT OR OPPOSE ANY PENDING, PROPOSED OR ENACTED LEGISLATION, RULE OR REGULATION, REGARDLESS OF WHETHER THAT LEGISLATION, RULE OR REGULATION IS PENDING OR PROPOSED OR HAS BEEN ENACTED AT THE LOCAL, STATE OR FEDERAL LEVEL.

3. ENDORSE, SUPPORT OR OPPOSE ANY PENDING, PROPOSED OR DECIDED COURT CASE OR JUDICIAL ACTION, REGARDLESS OF WHETHER THAT COURT CASE OR JUDICIAL ACTION IS AT THE LOCAL, STATE OR FEDERAL LEVEL.

4. ENDORSE, SUPPORT OR OPPOSE ANY PENDING, PROPOSED OR EXECUTED EXECUTIVE ACTION BY AN EXECUTIVE BRANCH AGENCY AT THE LOCAL, STATE OR FEDERAL LEVEL.

5. INTRODUCE IN THE TEACHER'S OR TEACHING ASSISTANT'S CLASSROOM ANY PARTISAN POLITICAL ISSUE THAT IS NOT GERMANE TO THE TOPIC OF THE COURSE OR ACADEMIC SUBJECT BEING TAUGHT.

6. ENDORSE, SUPPORT OR ENGAGE IN ANY ACTIVITY THAT HAMPERS OR IMPEDES THE LAWFUL ACCESS OF MILITARY OR LAW ENFORCEMENT RECRUITERS TO THE CAMPUS OF THE PUBLIC SCHOOL.

7. ENDORSE, SUPPORT OR ENGAGE IN ANY ACTIVITY THAT HAMPERS OR IMPEDES THE ACTIONS OF LOCAL, STATE OR FEDERAL LAW ENFORCEMENT.

8. ADVOCATE FOR ANY SIDE OF A PARTISAN POLITICAL ISSUE. TO ENSURE THAT STUDENTS HAVE THE RESOURCES TO MAKE INDEPENDENT DECISIONS ON A GERMANE PARTISAN POLITICAL ISSUE, A TEACHER OR TEACHING ASSISTANT MUST PROVIDE STUDENTS WITH MATERIALS SUPPORTING BOTH SIDES OF THE PARTISAN POLITICAL ISSUE AND PRESENT THOSE VIEWS IN A FAIR-MINDED AND NONPARTISAN MANNER.

9. SEGREGATE STUDENTS ACCORDING TO RACE OR SINGLE OUT ONE RACIAL GROUP OF STUDENTS IN A CLASSROOM.

D. THE RULES ADOPTED PURSUANT TO THIS SECTION:

1. MUST BE ADOPTED BY AN AFFIRMATIVE VOTE OF THE STATE BOARD OF EDUCATION.

2. SHALL APPLY TO ALL CERTIFICATED TEACHERS TEACHING ASSISTANTS AND NONCERTIFIED INSTRUCTIONAL ASSISTANTS AT PUBLIC SCHOOLS.

3. SHALL PROVIDE FOR THE FOLLOWING PENALTIES FOR VIOLATIONS OF THE RULES THAT INCLUDE PROGRESSIVE DISCIPLINARY ACTION:
(a) FOR A FIRST OFFENSE, A WARNING DOCUMENTED IN THE EMPLOYMENT FILE OF THE EMPLOYEE FOR ONE YEAR;

(b) FOR A SECOND OFFENSE, SUSPENSION OF THE PERSON’S TEACHING CERTIFICATE FOR NOT MORE THAN THIRTY DAYS, DOCUMENTED IN THE EMPLOYMENT FILE OF THE EMPLOYEE FOR ONE YEAR;

4. SHALL REQUIRE EACH TEACHER AND TEACHING ASSISTANT TO ANNUALLY OBTAIN AT LEAST ONE HOUR OF CONTINUING EDUCATION INSTRUCTION REGARDING TEACHER RESPONSIBILITIES UNDER THESE RULES. EACH TEACHER AND TEACHING ASSISTANT SHALL HAVE NOTED IN THE PERSON’S EMPLOYMENT RECORD THE DATE THAT THE REQUIREMENT WAS COMPLETED.

5. MAY PROVIDE FORMAL GUIDANCE WITH REGARD TO ANY MATTER RELATED TO IMPLEMENTING OR INTERPRETING THIS SECTION. A TEACHER OR TEACHING ASSISTANT WHO IS RELYING ON GUIDANCE UNDER THIS PARAGRAPH SHALL NOT BE DEEMED TO HAVE VIOLATED THE CODE.

E. THE STATE BOARD OF EDUCATION SHALL NOTIFY ALL TEACHERS, TEACHING ASSISTANTS, PARENTS AND STUDENTS IN WRITING OF EACH GROUP’S RIGHTS AND RESPONSIBILITIES UNDER THE RULES ADOPTED PURSUANT TO THIS SECTION.

F. THE ATTORNEY GENERAL OR THE COUNTY ATTORNEY OF THE COUNTY OR ANY RESIDENT OF THE JURISDICTION WHERE AN ALLEGED VIOLATION OF THIS SECTION OCCURRED MAY INITIATE A LAWSUIT IN THE SUPERIOR COURT IN THE COUNTY WHERE THE PUBLIC SCHOOL IS LOCATED FOR THE PURPOSE OF ENFORCING THIS SECTION.

G. A TEACHER OR TEACHING ASSISTANT IS NOT SUBJECT TO THIS SECTION IF THE TEACHER OR TEACHING ASSISTANT IS ASSISTING OR ADVISING AND STUDENT CLUB OR GROUP WHOSE MEMBERSHIP IS VOLUNTARY.

H. FOR THE PURPOSES OF THIS SECTION:

1. “CODE” MEANS THE CLASSROOM CODE OF ETHICS AND PROFESSIONAL STANDARDS OF BEHAVIOR ESTABLISHED BY THIS SECTION.

2. “HISTORICAL MATTER” MEANS ANY INFORMATION OR OPINION, INCLUDING ADVOCACY OFFERED BY A TEACHER OR TEACHING ASSISTANT WITH REGARD TO:
(a) ANY ELECTED OR APPOINTED OFFICIAL WHOSE SERVICE ENDED AT LEAST FIFTY YEARS AGO, OR ANY CANDIDATE WHOSE CANDIDACY ENDED AT LEAST FIFTY YEARS AGO.

(b) ANY LEGISLATION, RULE OR REGULATION THAT WAS ENACTED AT LEAST FIFTY YEARS AGO.

(c) ANY COURT CASE OR JUDICIAL ACTION THAT WAS DECIDED OR TAKEN AT LEAST FIFTY YEARS AGO.

(d) ANY POLITICAL PARTY THAT HAS BEEN DEFUNCT FOR AT LEAST FIFTY YEARS.

3. "PARTISAN POLITICAL ISSUE" MEANS;

   (a) A MATTER THAT IS CONTESTED AS A MATTER AND THAT IS NOT GENERALLY ESTABLISHED AS FACT. A MATTER NEED NOT BE ACCEPTED AS FACT BY ALL PERSONS TO BE DEEMED GENERALLY ESTABLISHED AS FACT.

   (b) AN OPINION OF A TEACHER OR TEACHING ASSISTANT, THAT IS RELATED TO POLITICAL PARTIES, POLITICAL AGENDAS, CANDIDATES FOR POLITICAL OFFICE AND ELECTED OFFICIALS.

4. "PUBLIC SCHOOL" MEANS A PUBLIC SCHOOL IN THIS STATE THAT OFFERS INSTRUCTION TO STUDENTS IN AND COMBINATION OF KINDERGARTEN PROGRAMS AND GRADES ONE THROUGH TWELVE.

I. ARE NOT REQUIRED TO GO THROUGH THE FORMAL RULEMAKING PROCESS PURSUANT TO TITLE 41, ARIZONA REVISED STATUTES. THIS ACT IS EFFECTIVE FEBRUARY 1, 2021.

Sec. 2. EXEMPTION FROM RULEMAKING

FOR THE PURPOSES OF THIS ACT, THE STATE BOARD OF EDUCATION IS EXEMPT FROM THE RULE MAKING REQUIREMENTS OF TITLE 41, CHAPTER 6, ARIZONA REVISED STATUTES.

SEC. 3. EFFECTIVE DATE

SECTION 15-505, ARIZONA REVISED STATUTES, AS ADDED BY THIS ACT, IS EFFECTIVE FROM AND AFTER January 31, 2021.

Sec. 4. SHORT TITLE

Section 15-505, Arizona Revised Statutes, as added by this act, may be cited as THE KEEP PARTISAN POLITICS OUT OF THE CLASSROOM ACT.