

SB 1292 -- Redline

SENATE - Education to Engrossed -- noncertificated school personnel; disciplinary action

Deletions ~~struck~~ · Insertions underlined

~~Fifty-seventh Senate Legislature Engrossed Education noncertificated First school Regular personnel; Session S.B.~~

1292 disciplinary PROPOSED action State of Arizona Senate Fifty-seventh Legislature First Regular Session SENATE AMENDMENTS BILL TO 1292 S.B. AN ACT AMENDING SECTIONS 15-106, 15-183, 15-505 AND 15-512, ARIZONA REVISED STATUTES;

1292 APPROPRIATING (Reference MONIES; to printed bill) Amendment instruction key:

[GREEN RELATING UNDERLINING TO IN SCHOOL BRACKETS] EMPLOYEES. - indicates text added to statute or previously enacted session law.

[Green (TEXT underlining OF in BILL brackets) BEGINS indicates ON text NEXT added PAGE) to - new i session-law S.B. - or text restoring existing law.

[GREEN 1292 STRIKEOUT Be Init BRACKETS] enacted indicates by new the text Legislature removed of from the statute State or of previously Arizona: enacted session law.

[Green strikeout in brackets] indicates text removed from existing statute, previously enacted session law or new session law.

<<Green carets>> indicate a section added to the bill.

<<Green strikeout in carets>> indicates a section removed from the bill.

The bill as proposed to be amended is reprinted as follows:

Senate 3. Amendments to S.B.

1292 3.

The applicant, at the time that identity verified fingerprints are taken, shall provide the law enforcement agency, school district, charter school or other entity with a completed application form for a fingerprint clearance card, the fingerprint card with the requisite demographic information 1 and the S.B. required fee in the form of a money order or cashier's check made out to the department of public safety.

1292 demographic information and the required fee in the form of a money order or cashier's check made out to the department of public safety.

-2- (b) Senate The Amendments information to technology S.B. security policy approved by the department.

1292 (b) The information technology security policy approved by the department.

On receipt of the required application form and fee for a renewal fingerprint clearance card from a person required to submit identity verified fingerprints, the 2 department of S.B. public safety shall attempt to use the electronic copy of the applicant's identity verified fingerprints that are retained pursuant to this section to conduct the state and national criminal records checks.

1292 fingerprints, the department of public safety shall attempt to use the electronic copy of the applicant's identity verified fingerprints that are retained pursuant to this section to conduct the state and national criminal records checks.

-3- C. Senate Amendments to S.B.

1292 C.

The state board of education or the state board for charter schools may approve the application if the application meets the requirements of 3 this article S.B. and may approve the charter if the proposed sponsor determines, within its sole discretion, that the applicant is sufficiently qualified to operate a charter school and that the applicant is applying to operate as a separate charter holder by considering factors such as whether:

1292 requirements of this article and may approve the charter if the proposed sponsor determines, within its sole discretion, that the applicant is sufficiently qualified to operate a charter school and that the applicant is applying to operate as a separate charter holder by considering factors such as whether:

A university, a community college district or a group of community college districts shall not grant a charter to a school district governing board for a new charter -4- school Senator Amendments for the conversion of an existing district public school to S.B. a charter school.

1292 school or for the conversion of an existing district public school to a charter school.

If an applicant will have direct contact with students, the applicant shall possess a valid fingerprint clearance card that is issued pursuant to title 41, chapter 12, article - 3.1.4 - S.B.

1292 article 3.1.

A person who is employed at a charter school that has met the requirements of this paragraph is not required to meet any additional requirements that are established by the department of education or that

may be established by rule by the state ~~5-board~~ Senate of Amendments education. to S.B.
~~1292 board of education.~~

~~(a) Documents 5 in the S.B. applicant's file the necessity for hiring and placing the applicant before the applicant receives RESULTS OF A FINGERPRINT CHECK ARE RECEIVED OR a fingerprint clearance card IS ISSUED.~~

1292 (a) Documents in the applicant's file the necessity for hiring and placing the applicant before the applicant receives RESULTS OF A FINGERPRINT CHECK ARE RECEIVED OR a fingerprint clearance card IS ISSUED.

A person who is employed by a charter school or who is an applicant for employment with a charter school, who is arrested for or charged with a nonappealable offense listed in section 41-1758.03, subsection B and who does not immediately report the arrest or charge to the person's supervisor or potential employer is guilty of unprofessional ~~6-conduct~~ Senate and Amendments the to person S.B. shall be immediately dismissed from employment with the charter school or immediately excluded from potential employment with the charter school.

~~1292 conduct and the person shall be immediately dismissed from employment with the charter school or immediately excluded from potential employment with the charter school.~~

~~(a) Surrender 6 any certificates S.B. issued by the department of education.~~

1292 (a) Surrender any certificates issued by the department of education.

The auditor general ~~7-shall~~ Senate conduct Amendments a comprehensive review and revision of the uniform system of financial records to S.B. ensure that the provisions of the uniform system of financial records that relate to charter schools are in accordance with commonly accepted accounting principles used by private business.

~~1292A shall school's conduct charter a may comprehensive include review exceptions and revision of the uniform system of financial records to ensure that the provisions requirements of the this uniform paragraph system of financial records that relate to charter schools are unnecessary accordance as with determined commonly by accepted the accounting university, principles the used by private business. S.B.~~

A 1292 school's charter may include exceptions to the requirements of this paragraph that are necessary as determined by the university, the community college district, the group of community college districts, the state board of education or the state board for charter schools.

A sponsor shall give written notice of its intent not to renew the charter school's request for renewal to the charter school at least ~~8-twelve~~ Senate months Amendments before to the S.B. expiration of the charter.

1292 The twelve sponsor months shall before make data used in making renewal decisions available to the expiration school of and the charter, public and shall provide a public report summarizing the evidence basis - 8 - S.B.

~~The 1292 sponsor shall make data used in making renewal decisions available to the school and the public and shall provide a public report summarizing the evidence basis for each decision.~~

~~9-(d) Senate Comply Amendments with to this S.B. article or any provision of law from which the charter school is not exempt.~~

~~1292- (d) 9 Comply with S.B. this article or any provision of law from which the charter school is not exempt.~~

1292 4.

~~10- Senate 10 Amendments to S.B.~~

In implementing its oversight and administrative ~~responsibilities, the 11 sponsor shall ground its actions in evidence of the charter holder's performance in accordance with the performance framework 11 Senate Amendments to S.B.~~

1292 responsibilities, the sponsor shall ground its actions in evidence of the charter holder's performance in accordance with the performance framework adopted by the sponsor.

~~X- 12 - S.B.~~

1292 X.

The charter Arizona online instruction processing fund is established consisting of fees collected and ~~12-administered~~ Senate by Amendments the to state S.B. board for charter schools.

~~1292 administered by the state board for charter schools.~~

The governing body may approve a rigorous computer science course only if the rigorous computer science course includes significant ~~mathematics content 13 and the S.B. governing body determines the high school where the rigorous computer science course is offered has sufficient capacity, infrastructure and qualified staff, including competent teachers of computer science.~~

1292 mathematics content and the governing body determines the high school where the rigorous computer science course is offered has sufficient capacity, infrastructure and qualified staff, including competent teachers of computer science.

A charter school may allow the use of school property, including school buildings, grounds, buses and equipment, by any person, group or organization for any lawful purpose, including a recreational, ~~-13- educational, Senate political, Amendment economic, to artistic, S.B. moral, scientific, social, religious or other civic or governmental purpose.~~

~~1292 educational, political, economic, artistic, moral, scientific, social, religious or other civic or governmental purpose.~~

~~Sec. - 14 - S.B.~~

~~1292 Sec.~~

~~[IF SUFFICIENT MONIES ARE AVAILABLE,]~~ Pursuant to the rules and procedures adopted pursuant to section 15-203, the state board of education shall investigate written complaints alleging that a noncertificated person has engaged in immoral or unprofessional conduct.

The state board of education may review a complaint and determine whether to take disciplinary action against a noncertificated person who has engaged in immoral or unprofessional conduct, including prohibiting the person's employment at a school district or charter school ~~-14- for Senate up Amendments to S.B. five years except as otherwise prescribed in section 15-550.~~

~~1292 The state board shall adopt rules and procedures for up disciplinary to action five of years noncertificated except persons as that otherwise are prescribed substantially in similar section to 15-550. the rules and procedures for certificated persons.~~

~~[IF SUFFICIENT MONIES ARE AVAILABLE,] The state board shall adopt rules and procedures for disciplinary action of noncertificated persons that are substantially similar to the rules and procedures for certificated persons.~~

~~(ii)- (b) 15 A- food S.B. service employee or contractor.~~

~~1292 (ii) (b) A food service employee or contractor.~~

~~-15- Sec. Senate Amendments to S.B.~~

~~1292 Sec.~~

A school district may terminate an employee if the information on the form provided under subsection D of this section is inconsistent with the information ~~received from 16 the fingerprint S.B. check or the information received in connection with a fingerprint clearance card application.~~

~~1292 received from the fingerprint check or the information received in connection with a fingerprint clearance card application.~~

~~-16- B. Senate Amendments to S.B.~~

~~1292 B.~~

~~10- 17 - S.B.~~

~~1292 10.~~

~~-17- 17. Senate Amendments to S.B.~~

~~1292 17.~~

~~F- 18 - S.B.~~

~~1292 F.~~

A governing board shall adopt procedures for conducting background investigations required by this subsection, including one or more standard forms for use by school district officials to document their efforts to obtain information from ~~-18- previous Senate employers. Amendments to S.B.~~

~~1292 previous employers.~~

A contractor, subcontractor or vendor or any employee of a contractor, subcontractor or vendor who is contracted to provide services on a regular basis at an individual school shall obtain a valid ~~fingerprint clearance 19 card pursuant S.B. to title 41, chapter 12, article 3.1.~~

~~1292 fingerprint clearance card pursuant to title 41, chapter 12, article 3.1.~~

~~-10- J. Senate Amendments to S.B.~~

~~1292 J.~~

In addition to any other conditions or requirements deemed necessary by the superintendent of public instruction to protect the health and safety of pupils, a school district may hire noncertificated personnel who are required or allowed unsupervised contact with TO PROVIDE SERVICES DIRECTLY ~~TO pupils 20 before the S.B. results of a fingerprint check are received or a fingerprint clearance card is issued if the school district does all of the following:~~

~~1292 TO pupils before the results of a fingerprint check are received or a fingerprint clearance card is issued if the school district does all of the following:~~

~~-20- 5. Senate Amendments to S.B.~~

~~1292 5.~~

~~<< Sec. - 21 - S.B.~~

~~1292 Sec.~~

Conditional enactment ~~[This~~This act does not become effective unless the sum of \$1,200,000 is appropriated from the state general fund in fiscal year 2025-2026 to the state board of education to implement section 15-505, Arizona Revised Statutes, as amended by this ~~act.]>>~~act. ~~-Enroll and engross to conform Amend title to conform CATHERINE MIRANDA 1202MIRANDA.1.docx 02/17/2025 3:04 PM C:~~
~~VS_~~ ~~21~~22 ~~-~~

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