

HOUSE FLOOR AMENDMENT EXPLANATION



Bill Number: **HB2883**

Hernandez C. Floor Amendment

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1. Specifies modalities by which trainings for school district governing board members (school board members) may be delivered.
 2. Removes school district governance from the list of topics that must be covered by the training program developed by the Auditor General (OAG).
 3. Requires each school board member to complete professional development training that may be provided by a nonprofit organization, professional association or other entity and specifies the topics that the professional development training must cover.
 4. Requires a school board member to complete the training developed by the OAG and the professional development training at least once in every two-year period.
 5. Deems an individual, who in the previous four years shared the same household of residence with an immediate family member who is a candidate for or member of a school board, to be eligible as a candidate or member of the same school board if the individual:
 - a. is under 20 years of age; and
 - b. currently resides in a different household than the immediate family member who is a candidate for or member of the school board.

Amendment explanation prepared by Mykelin Myers

Phone Number 602-926-5848

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2/25/2025

HERNANDEZ C FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2883
(Reference to EDUCATION S/E Committee amendment)

Amendment instruction key:
[GREEN UNDERLINING IN BRACKETS] indicates text added to statute or previously enacted session law.
[Green underlining in brackets] indicates text added to new session law or text restoring existing law.
[GREEN STRIKEOUT IN BRACKETS] indicates new text removed from statute or previously 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.

1 The bill as proposed to be amended is reprinted as follows:
2 Strike everything after then enacting clause and insert:
3 "Section 1. Title 15, chapter 3, article 3, Arizona Revised
4 Statutes, is amended by adding section 15-349, to read:
5 15-349. Governing board members; biennial training
6 requirements
7 A. IN CONSULTATION WITH THE OFFICE OF THE AUDITOR GENERAL, THE
8 DEPARTMENT OF EDUCATION SHALL DEVELOP A TRAINING PROGRAM FOR SCHOOL
9 DISTRICT GOVERNING BOARD MEMBERS THAT ~~[INCLUDES]~~ [MAY BE DELIVERED THROUGH
10 AN IN-PERSON WORKSHOP, A VIRTUAL WORKSHOP OR SELF-PACED ONLINE TRAINING
11 MODULES OR ANY COMBINATION OF IN-PERSON WORKSHOP, VIRTUAL WORKSHOP AND
12 SELF-PACED ONLINE TRAINING MODULES. THE OFFICE OF THE AUDITOR GENERAL
13 SHALL ESTABLISH THE TRAINING REQUIREMENTS FOR THE TRAINING PROGRAM
14 DEVELOPED PURSUANT TO THIS SUBSECTION AND SHALL REQUIRE THE TRAINING
15 PROGRAM TO INCLUDE] INSTRUCTION ON ALL OF THE FOLLOWING:
16 ~~[1. SCHOOL DISTRICT GOVERNANCE.~~
17 ~~2.]~~ [1.] PUBLIC SCHOOL FINANCE.
18 ~~[3.]~~ [2.] COMPLIANCE WITH THE UNIFORM SYSTEM OF FINANCIAL RECORDS
19 PRESCRIBED BY THE AUDITOR GENERAL PURSUANT TO SECTION 15-271.
20 ~~[4.]~~ [3.] HOW TO DEVELOP AND REVISE A SCHOOL DISTRICT BUDGET.
21 ~~[5.]~~ [4.] AUDIT REQUIREMENTS AND PROCEDURES.
22 ~~[6.]~~ [5.] HOW TO PREPARE THE ANNUAL FINANCIAL REPORT REQUIRED BY
23 SECTION 15-904.
24 ~~[7.]~~ [6.] BEST PRACTICES RELATED TO INTERNAL CONTROLS.
25 ~~[8.]~~ [7.] REPORTS AND RESOURCES THAT ARE PROVIDED BY THE OFFICE OF
26 THE AUDITOR GENERAL.
27 [B. EACH SCHOOL DISTRICT GOVERNING BOARD MEMBER SHALL COMPLETE
28 TRAINING ON ALL OF THE FOLLOWING TOPICS:
29 1. SCHOOL DISTRICT GOVERNANCE.]
30 ~~[9.]~~ [2.] THE FIDUCIARY DUTIES OF SCHOOL DISTRICT GOVERNING BOARD
31 MEMBERS.

1 [3. HOW TO DEVELOP, ADOPT AND IMPLEMENT SCHOOL DISTRICT GOVERNING
2 BOARD POLICIES.

3 4. COMMUNITY ENGAGEMENT AND COLLABORATION WITH STAKEHOLDERS.
4 5. STUDENT OUTCOME-FOCUSED SCHOOL DISTRICT GOVERNANCE.
5 6. THE LEGAL AND ETHICAL RESPONSIBILITIES OF SCHOOL DISTRICT
6 GOVERNING BOARD MEMBERS.]

7 ~~[10.]~~ [7.] ANY OTHER [PROFESSIONAL DEVELOPMENT] TOPICS [DETERMINED
8 BY THE DEPARTMENT] [THAT ARE RELEVANT TO SERVICE AS A SCHOOL DISTRICT
9 GOVERNING BOARD MEMBER].

10 ~~[B.]~~ [C.] EACH GOVERNING BOARD MEMBER OF EACH SCHOOL DISTRICT IN
11 THIS STATE SHALL COMPLETE [BOTH] THE TRAINING DEVELOPED PURSUANT TO
12 SUBSECTION A OF THIS SECTION [AND THE TRAINING REQUIRED PURSUANT TO
13 SUBSECTION B OF THIS SECTION] AT LEAST ONCE IN EVERY TWO-YEAR PERIOD. [A
14 SCHOOL DISTRICT GOVERNING BOARD MEMBER MAY SELECT AND COMPLETE ONE OR MORE
15 TRAINING PROGRAMS THAT ARE PROVIDED BY A NONPROFIT ORGANIZATION,
16 PROFESSIONAL ASSOCIATION OR OTHER ENTITY THAT SPECIALIZES IN PUBLIC
17 EDUCATION TO SATISFY THE TRAINING REQUIREMENTS PRESCRIBED BY SUBSECTION B
18 OF THIS SECTION.]

19 ~~[C. THE DEPARTMENT OF EDUCATION MAY CHARGE THE SCHOOL DISTRICT FOR~~
20 ~~THE COST OF PROVIDING THE TRAINING DEVELOPED PURSUANT TO SUBSECTION A OF~~
21 ~~THIS SECTION. THE SCHOOL DISTRICT SHALL PAY FOR ANY COSTS INCURRED BY THE~~
22 ~~DEPARTMENT OF EDUCATION TO PROVIDE THE TRAINING DEVELOPED PURSUANT TO~~
23 ~~SUBSECTION A OF THIS SECTION.]"~~

24 <<Sec. 2. Section 15-421, Arizona Revised Statutes, is amended to
25 read:

26 15-421. Governing boards; members; qualifications;
27 prohibitions; candidate statements; definitions

28 A. The governing body of a school district shall be a governing
29 board. There shall be three governing board members, except as otherwise
30 provided by this section and section 15-425, subsection A.

31 B. The governing body of a high school district shall be a
32 governing board composed of:

33 1. In a single district, the governing board members of the common
34 school district.

35 2. In a union high school district, five members.

36 C. A person is eligible for election to the office of governing
37 board member if all of the following apply:

38 1. The person is a registered voter of this state.
39 2. The person has been a resident of the school district for at
40 least one year immediately preceding the day of election.
41 3. The person is not subject to registration as a sex offender in
42 this state or in any other jurisdiction.

43 D. An employee of a school district, including a person who
44 directly provides certified or classified services to the school district
45 as an employee of a third-party contractor, or the spouse of such an
46 employee may not hold membership on the governing board of a school
47 district by which the employee is employed.

1 E. Notwithstanding subsection D of this section and title 38,
2 chapter 3, article 8, a small school district may employ, including
3 employment through a third-party contractor that provides services to the
4 small school district, a substitute teacher who is related to a member of
5 the governing board as immediate family and who has had the same household
6 of residence within the preceding four years. If a small school district
7 employs a substitute teacher pursuant to this subsection, the member of
8 the governing board who is related to the substitute teacher shall be
9 recused from voting on any matter relating to substitute teachers.

10 F. A school district may employ, including employment through a
11 third-party contractor that provides services to the school district, a
12 person who served as a member of the school district's governing board
13 during the preceding two years only in a position in which the person will
14 provide services directly to students, including as a certificated
15 teacher, a substitute teacher and an employee or contractor who provides
16 transportation, instructional support or student support services. A
17 school district may increase the time period prescribed in this subsection
18 to be more than two years.

19 G. A member of one governing board is ineligible to be a candidate
20 for nomination or election to or serve simultaneously as a member of any
21 other governing board, except that a member of a governing board may be a
22 candidate for nomination or election for any other governing board if the
23 member is serving in the last year of a term of office. A member of a
24 governing board shall resign the member's seat on the governing board
25 before becoming a candidate for nomination or election to the governing
26 board of any other school district, unless the member of the governing
27 board is serving in the last year of a term of office.

28 H. Notwithstanding section 15-511, each county school
29 superintendent shall publish on the superintendent's website the statement
30 of each certified candidate for membership on a school district governing
31 board located in the county. The county school superintendent shall list
32 each school district on the superintendent's website from which a link
33 shall be established to the candidate's name, which shall link to the
34 candidate's statement and photograph. The candidate shall submit the
35 statement to the person at the county school superintendent's office
36 assigned to manage candidate statements, after notice of certification
37 from the county school superintendent's office but not later than
38 twenty-one days before the date that general election early ballots are
39 allowed to be mailed. The person shall post each candidate's statement on
40 the county school superintendent's website not later than fourteen days
41 before the date that general election early ballots are allowed to be
42 mailed. If a candidate does not submit a statement, the county school
43 superintendent's website shall state "no response submitted" for the
44 candidate. The candidate statements shall be posted on the website
45 alphabetically by each school district and by candidate. The candidate
46 statement shall be typewritten or electronically submitted. The county
47 school superintendent shall post the statements verbatim as they are
48 received unless a candidate requests in writing that typographical errors

1 be corrected. The candidate statement shall contain the following items
2 in the same size and format for each candidate:

3 1. A recent photograph of the candidate.

4 2. A statement not to exceed five hundred words.

5 3. A disclosure of any relationships by affinity, by consanguinity
6 or by law to the third degree that exist between the candidate and any
7 current governing board members or other candidates for election to the
8 same governing board.

9 I. Persons related as immediate family who have the same household
10 of residence within four years prior shall not serve simultaneously on the
11 governing board of the same school district if the governing board is
12 composed of five members. For a school district with a student count of
13 at least two hundred fifty that is located in a county with a population
14 of more than five hundred thousand persons, not more than two persons
15 related by affinity, by consanguinity or by law to the third degree shall
16 serve simultaneously on the governing board of the same school district if
17 the governing board is composed of five members. A qualified elector who
18 resides in the school district may bring an action in superior court to
19 enforce this subsection.

20 J. A person related as immediate family who has the same household
21 of residence within four years prior to a member of the governing board of
22 the same school district is ineligible to be a candidate for nomination or
23 election to that governing board if the governing board is composed of
24 five members, except that a person related as immediate family who has the
25 same household of residence within four years prior to a member of a
26 governing board may be a candidate for nomination or election to the
27 governing board of the same school district if the member is serving in
28 the last year of a term of office. For a school district with a student
29 count of at least two hundred fifty that is located in a county with a
30 population of more than five hundred thousand persons, not more than two
31 persons related by affinity, by consanguinity or by law to the third
32 degree shall be eligible to be a candidate for nomination or election to a
33 governing board that is composed of five members. A qualified elector who
34 resides in the school district may bring an action in superior court to
35 enforce this subsection.

36 K. Persons related as immediate family who have the same household
37 of residence within four years prior are ineligible to be simultaneous
38 candidates for nomination or election to the governing board of the same
39 school district if the governing board is composed of five members. For a
40 school district with a student count of at least two hundred fifty that is
41 located in a county with a population of more than five hundred thousand
42 persons, not more than two persons related by affinity, by consanguinity
43 or by law to the third degree shall be simultaneous candidates for
44 nomination or election to a governing board that is composed of five
45 members. A qualified elector who resides in the school district may bring
46 an action in superior court to enforce this subsection.

47 [L. NOTWITHSTANDING SUBSECTIONS I, J AND K OF THIS SECTION, AN
48 INDIVIDUAL WHO IS RELATED AS IMMEDIATE FAMILY TO AND WHO HAD THE SAME

1 HOUSEHOLD OF RESIDENCE WITHIN THE PREVIOUS FOUR YEARS AS ANOTHER MEMBER OF
2 OR CANDIDATE FOR NOMINATION OR ELECTION TO A SCHOOL DISTRICT GOVERNING
3 BOARD IS ELIGIBLE TO SERVE ON OR BE A CANDIDATE FOR NOMINATION OR ELECTION
4 TO THE SAME SCHOOL DISTRICT GOVERNING BOARD IF BOTH OF THE FOLLOWING
5 APPLY:

6 1. THE INDIVIDUAL IS UNDER TWENTY YEARS OF AGE.

7 2. THE INDIVIDUAL'S CURRENT HOUSEHOLD OF RESIDENCE IS NOT THE SAME
8 HOUSEHOLD OF RESIDENCE AS THE OTHER GOVERNING BOARD MEMBER OR CANDIDATE.]

9 [~~t.~~] [M.] For the purposes of this section:

10 1. "Household of residence" means the place of abode during
11 applicable time periods or the residence address used by an individual for
12 voter registration or property tax purposes.

13 2. "Immediate family" means individuals who are married to each
14 other and any children of those individuals.

15 3. "Small school district" has the same meaning prescribed in
16 section 15-901.>>

17 Enroll and engross to conform

18 Amend title to conform

CONSUELO HERNANDEZ

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