

HOUSE FLOOR AMENDMENT EXPLANATION



Bill Number: **HB 2883**

Gress Floor Amendment

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1. Removes the authorization for a school district governing board (governing board) member to select and complete a training program provided by specified entities to satisfy one of the required biennial trainings.
 2. Deletes language that declares an individual who is related as immediate family to, and who had the same household of residence within the previous four years as, another governing board member or candidate for nomination or election to a governing board is eligible to serve on or be a candidate for nomination or election to the same governing board if:
 - a) the individual is under 20 years old; and
 - b) the individual's current household of residence is not the same household of residence as the other governing board member or candidate.

Amendment explanation prepared by C. Houser

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3/12/2025

GRESS FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES AMENDMENTS TO H.B. 2883
(Reference to House engrossed bill)

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 Section 1. Section 15-302, Arizona Revised Statutes, is amended to
3 read:

4 15-302. Powers and duties

5 A. The county school superintendent shall:

6 1. Distribute all laws, reports, circulars, instructions and forms
7 that the county school superintendent may receive for the use of school
8 officers.

9 2. Record all official acts.

10 3. Appoint governing board members of school districts to fill all
11 vacancies, but the term of the appointment shall be until the next regular
12 election for governing board members, at which time a successor shall be
13 elected to serve the unexpired portion of the term. ~~A person who is~~
14 ~~subject to registration as a sex offender in this state or in any other~~
15 ~~jurisdiction is ineligible for appointment under this paragraph.~~ Within
16 thirty days after notification of a vacancy, the school district governing
17 board may submit up to three names to the county school superintendent for
18 consideration of an appointment to fill the vacancy. The county school
19 superintendent is not required to appoint a governing board member from
20 the list of names submitted by the governing board. The county school
21 superintendent, if the county school superintendent deems it in the best
22 interest of the community, may call a special election to fill the
23 vacancies. If an election is called, the newly elected member shall serve
24 for the remainder of the unexpired portion of the term. A PERSON IS
25 INELIGIBLE FOR APPOINTMENT UNDER THIS PARAGRAPH IF EITHER OF THE FOLLOWING
26 APPLIES:

1 (a) THE PERSON IS SUBJECT TO REGISTRATION AS A SEX OFFENDER IN THIS
2 STATE OR IN ANY OTHER JURISDICTION.

3 (b) THE PERSON IS INELIGIBLE TO BE A CANDIDATE FOR APPOINTMENT TO
4 THE OFFICE OF SCHOOL DISTRICT GOVERNING BOARD MEMBER PURSUANT TO SECTION
5 15-349, SUBSECTION E.

6 4. Make reports, when directed by the superintendent of public
7 instruction, showing matters relating to schools in the county as may be
8 required on the forms furnished by the superintendent of public
9 instruction.

10 5. Have such powers and perform such duties as otherwise prescribed
11 by law.

12 6. On or before October 1 of each year, report to the
13 superintendent of public instruction the amount of monies received from
14 state school funds, special school district taxes and other sources, the
15 total expenditures for school purposes and the balance on hand to the
16 credit of each school district at the close of the school year.

17 7. Contract with the board of supervisors for the board of
18 supervisors to conduct all regular school district elections.

19 8. Be responsible, in cooperation with the school district
20 governing boards and the board of supervisors, for all special school
21 district elections.

22 9. Maintain teacher and administrator certification records of
23 effective dates and expiration dates of teachers' and administrators'
24 certificates in compliance with guidelines prescribed in the uniform
25 system of financial records for those school districts for which the
26 county school superintendent is the fiscal agent. The county school
27 superintendent shall not draw a warrant in payment of a teacher's,
28 substitute teacher's or administrator's salary unless the teacher,
29 substitute teacher or administrator is legally certified during the fiscal
30 year in which the term for payment is demanded.

31 10. Notify a school district three years before the expiration of a
32 revenue control limit override that the school district's budget must be
33 adjusted in the final two years of the override pursuant to section
34 15-481, subsections P and Q, if the voters do not approve another
35 override.

36 11. In collaboration with the department of education and other
37 state agencies, assist school districts, charter schools, county free
38 library districts, municipal libraries, nonprofit and public libraries,
39 tribal libraries, private schools and tribal schools on using student
40 data, staff development, curriculum alignment and technology to improve
41 student performance.

42 12. Assist schools in meeting yearly adequate progress goals as
43 defined by criteria established by the state board of education and
44 implemented by the department of education.

1 B. At the request of school districts and charter schools, the
2 county school superintendent may provide discretionary programs in
3 addition to the programs prescribed in subsection A of this section.

4 C. The county school superintendent may provide the services
5 prescribed in subsections A and B of this section in the county or jointly
6 with two or more counties pursuant to title 11, chapter 7, article 3.

7 D. Each county school superintendent may establish an advisory
8 committee to the office of the county school superintendent.

9 Sec. 2. Title 15, chapter 3, article 3, Arizona Revised Statutes,
10 is amended by adding section 15-349, to read:

11 15-349. Governing board members: biennial training
12 requirements; ineligibility

13 A. IN CONSULTATION WITH THE OFFICE OF THE AUDITOR GENERAL, THE
14 DEPARTMENT OF EDUCATION SHALL DEVELOP A TRAINING PROGRAM FOR SCHOOL
15 DISTRICT GOVERNING BOARD MEMBERS THAT MAY BE DELIVERED THROUGH AN
16 IN-PERSON WORKSHOP, A VIRTUAL WORKSHOP OR SELF-PACED ONLINE TRAINING
17 MODULES OR ANY COMBINATION OF IN-PERSON WORKSHOP, VIRTUAL WORKSHOP AND
18 SELF-PACED ONLINE TRAINING MODULES. THE DEPARTMENT SHALL PROVIDE THE
19 TRAINING PROGRAM TO THE GOVERNING BOARD MEMBERS OF EACH SCHOOL
20 DISTRICT. THE OFFICE OF THE AUDITOR GENERAL SHALL ESTABLISH THE TRAINING
21 REQUIREMENTS FOR THE TRAINING PROGRAM DEVELOPED PURSUANT TO THIS
22 SUBSECTION AND SHALL REQUIRE THE TRAINING PROGRAM TO INCLUDE INSTRUCTION
23 ON ALL OF THE FOLLOWING:

- 24 1. PUBLIC SCHOOL FINANCE.
- 25 2. COMPLIANCE WITH THE UNIFORM SYSTEM OF FINANCIAL RECORDS
26 PRESCRIBED BY THE AUDITOR GENERAL PURSUANT TO SECTION 15-271.
- 27 3. HOW TO DEVELOP AND REVISE A SCHOOL DISTRICT BUDGET.
- 28 4. AUDIT REQUIREMENTS AND PROCEDURES.
- 29 5. HOW TO PREPARE THE ANNUAL FINANCIAL REPORT REQUIRED BY SECTION
30 15-904.
- 31 6. BEST PRACTICES RELATED TO INTERNAL CONTROLS.
- 32 7. REPORTS AND RESOURCES THAT ARE PROVIDED BY THE OFFICE OF THE
33 AUDITOR GENERAL.

34 B. EACH SCHOOL DISTRICT GOVERNING BOARD MEMBER SHALL COMPLETE
35 TRAINING ON ALL OF THE FOLLOWING TOPICS:

- 36 1. SCHOOL DISTRICT GOVERNANCE.
- 37 2. THE FIDUCIARY DUTIES OF SCHOOL DISTRICT GOVERNING BOARD MEMBERS.
- 38 3. HOW TO DEVELOP, ADOPT AND IMPLEMENT SCHOOL DISTRICT GOVERNING
39 BOARD POLICIES.
- 40 4. COMMUNITY ENGAGEMENT AND COLLABORATION WITH STAKEHOLDERS.
- 41 5. STUDENT OUTCOME-FOCUSED SCHOOL DISTRICT GOVERNANCE.
- 42 6. THE LEGAL AND ETHICAL RESPONSIBILITIES OF SCHOOL DISTRICT
43 GOVERNING BOARD MEMBERS.
- 44 7. ANY OTHER PROFESSIONAL DEVELOPMENT TOPICS THAT ARE RELEVANT TO
45 SERVICE AS A SCHOOL DISTRICT GOVERNING BOARD MEMBER.

1 C. AT LEAST ONCE IN EVERY TWO-YEAR PERIOD, EACH GOVERNING BOARD
2 MEMBER OF EACH SCHOOL DISTRICT IN THIS STATE SHALL:

3 1. COMPLETE BOTH THE TRAINING DEVELOPED PURSUANT TO SUBSECTION A OF
4 THIS SECTION AND THE TRAINING REQUIRED PURSUANT TO SUBSECTION B OF THIS
5 SECTION. ~~[A SCHOOL DISTRICT GOVERNING BOARD MEMBER MAY SELECT AND
6 COMPLETE ONE OR MORE TRAINING PROGRAMS THAT ARE PROVIDED BY A NONPROFIT
7 ORGANIZATION, PROFESSIONAL ASSOCIATION OR OTHER ENTITY THAT SPECIALIZES IN
8 PUBLIC EDUCATION TO SATISFY THE TRAINING REQUIREMENTS PRESCRIBED BY
9 SUBSECTION B OF THIS SECTION.]~~

10 2. REPORT TO THE COUNTY SCHOOL SUPERINTENDENT OF THE COUNTY IN
11 WHICH THE SCHOOL DISTRICT IS LOCATED THE DATE ON WHICH THE GOVERNING BOARD
12 MEMBER COMPLETED THE TRAINING.

13 D. THE DEPARTMENT OF EDUCATION MAY CHARGE EACH SCHOOL DISTRICT FOR
14 THE COST OF PROVIDING THE TRAINING TO THE SCHOOL DISTRICT'S GOVERNING
15 BOARD MEMBERS PURSUANT TO SUBSECTION A OF THIS SECTION. EACH SCHOOL
16 DISTRICT SHALL PAY FOR ANY COSTS INCURRED BY THE DEPARTMENT OF EDUCATION
17 TO PROVIDE THE TRAINING TO THE SCHOOL DISTRICT'S GOVERNING BOARD MEMBERS.

18 E. IF THE COUNTY SCHOOL SUPERINTENDENT OF THE COUNTY IN WHICH A
19 SCHOOL DISTRICT IS LOCATED DETERMINES THAT A GOVERNING BOARD MEMBER HAS
20 FAILED TO COMPLETE THE TRAINING REQUIRED BY SUBSECTION B OF THIS SECTION,
21 THE GOVERNING BOARD MEMBER IS INELIGIBLE TO BE A CANDIDATE FOR NOMINATION,
22 ELECTION OR APPOINTMENT TO THE OFFICE OF GOVERNING BOARD MEMBER IN ANY
23 SCHOOL DISTRICT IN THIS STATE.

24 Sec. 3. 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 4. THE PERSON IS NOT INELIGIBLE TO BE A CANDIDATE FOR NOMINATION OR
44 ELECTION TO THE OFFICE OF GOVERNING BOARD MEMBER PURSUANT TO SECTION
45 15-349, SUBSECTION E.

1 D. An employee of a school district, including a person who
2 directly provides certified or classified services to the school district
3 as an employee of a third-party contractor, or the spouse of such an
4 employee may not hold membership on the governing board of a school
5 district by which the employee is employed.

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

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

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

33 H. Notwithstanding section 15-511, each county school
34 superintendent shall publish on the superintendent's website the statement
35 of each certified candidate for membership on a school district governing
36 board located in the county. The county school superintendent shall list
37 each school district on the superintendent's website from which a link
38 shall be established to the candidate's name, which shall link to the
39 candidate's statement and photograph. The candidate shall submit the
40 statement to the person at the county school superintendent's office
41 assigned to manage candidate statements, after notice of certification
42 from the county school superintendent's office but not later than
43 twenty-one days before the date that general election early ballots are
44 allowed to be mailed. The person shall post each candidate's statement on
45 the county school superintendent's website not later than fourteen days
46 before the date that general election early ballots are allowed to be

1 mailed. If a candidate does not submit a statement, the county school
2 superintendent's website shall state "no response submitted" for the
3 candidate. The candidate statements shall be posted on the website
4 alphabetically by each school district and by candidate. The candidate
5 statement shall be typewritten or electronically submitted. The county
6 school superintendent shall post the statements verbatim as they are
7 received unless a candidate requests in writing that typographical errors
8 be corrected. The candidate statement shall contain the following items
9 in the same size and format for each candidate:

- 10 1. A recent photograph of the candidate.
- 11 2. A statement not to exceed five hundred words.
- 12 3. A disclosure of any relationships by affinity, by consanguinity
13 or by law to the third degree that exist between the candidate and any
14 current governing board members or other candidates for election to the
15 same governing board.

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

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

43 K. Persons related as immediate family who have the same household
44 of residence within four years prior are ineligible to be simultaneous
45 candidates for nomination or election to the governing board of the same
46 school district if the governing board is composed of five members. For a

1 school district with a student count of at least two hundred fifty that is
2 located in a county with a population of more than five hundred thousand
3 persons, not more than two persons related by affinity, by consanguinity
4 or by law to the third degree shall be simultaneous candidates for
5 nomination or election to a governing board that is composed of five
6 members. A qualified elector who resides in the school district may bring
7 an action in superior court to enforce this subsection.

8 ~~[L. NOTWITHSTANDING SUBSECTIONS I, J AND K OF THIS SECTION, AN~~
9 ~~INDIVIDUAL WHO IS RELATED AS IMMEDIATE FAMILY TO AND WHO HAD THE SAME~~
10 ~~HOUSEHOLD OF RESIDENCE WITHIN THE PREVIOUS FOUR YEARS AS ANOTHER MEMBER OF~~
11 ~~OR CANDIDATE FOR NOMINATION OR ELECTION TO A SCHOOL DISTRICT GOVERNING~~
12 ~~BOARD IS ELIGIBLE TO SERVE ON OR BE A CANDIDATE FOR NOMINATION OR ELECTION~~
13 ~~TO THE SAME SCHOOL DISTRICT GOVERNING BOARD IF BOTH OF THE FOLLOWING~~
14 ~~APPLY:~~

15 ~~1. THE INDIVIDUAL IS UNDER TWENTY YEARS OF AGE.~~

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

18 ~~[L.] [M.]~~ For the purposes of this section:

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

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

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

26 Enroll and engross to conform

27 Amend title to conform

MATT GRESS

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C: VS