House Engrossed Senate Bill

FILED
JANICE K. BREWER
SECRETARY OF STATE

State of Arizona
Senate
Forty-seventh Legislature
Second Regular Session
2006

CHAPTER 250

SENATE BILL 1324

AN ACT

AMENDING TITLE 15, CHAPTER 1, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-104; RELATING TO SCHOOL DISTRICTS AND CHARTER SCHOOLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 15, chapter 1, article 1, Arizona Revised Statutes,
3 is amended by adding section 15-104, to read:
4 15-104. Mental health screening; consent; form
5 BEFORE IT CONDUCTS A MENTAL HEALTH SCREENING ON ANY PUPIL, DEFINED AS A
6 SURVEY, ANALYSIS OR EVALUATION CREATED BY A GOVERNMENTAL OR PRIVATE THIRD
7 PARTY PURSUANT TO THE PROTECTION OF PUPIL RIGHTS ACT (20 UNITED STATES CODE
8 SECTION 1232h; 34 CODE OF FEDERAL REGULATIONS PART 98), A SCHOOL DISTRICT OR
9 CHARTER SCHOOL MUST HAVE OBTAINED THE WRITTEN CONSENT OF THE PUPIL'S PARENT
10 OR LEGAL GUARDIAN. THE WRITTEN CONSENT MUST SATISFY ALL OF THE FOLLOWING
11 REQUIREMENTS:
12 1. CONTAIN LANGUAGE THAT CLEARLY EXPLAINS THE NATURE OF THE SCREENING
13 PROGRAM AND WHEN AND WHERE THE SCREENING WILL TAKE PLACE.
14 2. BE SIGNED BY THE PUPIL'S PARENT OR LEGAL GUARDIAN.
15 3. PROVIDE NOTICE THAT A COPY OF THE ACTUAL SURVEY, ANALYSIS OR
16 EVALUATION QUESTIONS TO BE ASKED OF THE STUDENT IS AVAILABLE FOR INSPECTION
17 UPON REQUEST BY THE PARENT OR LEGAL GUARDIAN.

APPROVED BY THE GOVERNOR MAY 1, 2006.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 1, 2006.