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House Engrossed Senate Bill  
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State of Arizona  
Senate  
Forty-seventh Legislature  
Second Regular Session  
2006  
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CHAPTER 250  
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SENATE BILL 1324  
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## 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)

Be it enacted by the Legislature of the State of Arizona:

Section 1. Title 15, chapter 1, article 1, Arizona Revised Statutes, is amended by adding section 15-104, to read:

### 15-104. Mental health screening; consent; form

BEFORE IT CONDUCTS A MENTAL HEALTH SCREENING ON ANY PUPIL, DEFINED AS A SURVEY, ANALYSIS OR EVALUATION CREATED BY A GOVERNMENTAL OR PRIVATE THIRD PARTY PURSUANT TO THE PROTECTION OF PUPIL RIGHTS ACT (20 UNITED STATES CODE SECTION 1232h; 34 CODE OF FEDERAL REGULATIONS PART 98), A SCHOOL DISTRICT OR CHARTER SCHOOL MUST HAVE OBTAINED THE WRITTEN CONSENT OF THE PUPIL'S PARENT OR LEGAL GUARDIAN. THE WRITTEN CONSENT MUST SATISFY ALL OF THE FOLLOWING REQUIREMENTS:

1. CONTAIN LANGUAGE THAT CLEARLY EXPLAINS THE NATURE OF THE SCREENING PROGRAM AND WHEN AND WHERE THE SCREENING WILL TAKE PLACE.
2. BE SIGNED BY THE PUPIL'S PARENT OR LEGAL GUARDIAN.
3. PROVIDE NOTICE THAT A COPY OF THE ACTUAL SURVEY, ANALYSIS OR EVALUATION QUESTIONS TO BE ASKED OF THE STUDENT IS AVAILABLE FOR INSPECTION UPON REQUEST BY THE PARENT OR LEGAL GUARDIAN.

APPROVED BY THE GOVERNOR MAY 2, 2006.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 2, 2006.