

Conference Engrossed

**FILED**

**JANICE K. BREWER  
SECRETARY OF STATE**

State of Arizona  
Senate  
Forty-eighth Legislature  
First Regular Session  
2007

CHAPTER 229

# **SENATE BILL 1068**

AN ACT

AMENDING SECTIONS 15-101, 15-1805.01 AND 15-1821.01, ARIZONA REVISED  
STATUTES; RELATING TO DUAL ENROLLMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:  
2 Section 1. Section 15-101, Arizona Revised Statutes, is amended to  
3 read:  
4 15-101. Definitions  
5 In this title, unless the context otherwise requires:  
6 1. "Accommodation school" means either:  
7 (a) A school which is operated through the county board of supervisors  
8 and the county school superintendent and which the county school  
9 superintendent administers to serve a military reservation or territory which  
10 is not included within the boundaries of a school district.  
11 (b) A school that provides educational services to homeless children  
12 or alternative education programs as provided in section 15-308, subsection  
13 B.  
14 2. "Assessed valuation" means the valuation derived by applying the  
15 applicable percentage as provided in title 42, chapter 15, article 1 to the  
16 full cash value or limited property value, whichever is applicable, of the  
17 property.  
18 3. "Charter school" means a public school established by contract with  
19 a district governing board, the state board of education or the state board  
20 for charter schools pursuant to article 8 of this chapter to provide learning  
21 that will improve pupil achievement.  
22 4. "Child with a disability" means a child with a disability as  
23 defined in section 15-761.  
24 5. "Class A bonds" means general obligation bonds approved by a vote  
25 of the qualified electors of a school district at an election held on or  
26 before December 31, 1998.  
27 6. "Class B bonds" means general obligation bonds approved by a vote  
28 of the qualified electors of a school district at an election held from and  
29 after December 31, 1998.  
30 7. "Competency" means a demonstrated ability in a skill at a specified  
31 performance level.  
32 8. "Course" means organized subject matter in which instruction is  
33 offered within a given period of time and for which credit toward promotion,  
34 graduation or certification is usually given. A course consists of knowledge  
35 selected from a subject for instructional purposes in the schools.  
36 9. "Course of study" means a list of required and optional subjects to  
37 be taught in the schools.  
38 10. "DUAL ENROLLMENT COURSE" MEANS A COLLEGE LEVEL COURSE THAT IS  
39 CONDUCTED ON THE CAMPUS OF A HIGH SCHOOL OR ON THE CAMPUS OF A JOINT  
40 TECHNOLOGICAL EDUCATION DISTRICT, THAT IS APPLICABLE TO AN ESTABLISHED  
41 COMMUNITY COLLEGE ACADEMIC DEGREE OR CERTIFICATE PROGRAM AND THAT IS  
42 TRANSFERABLE TO A UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD OF  
43 REGENTS. A DUAL ENROLLMENT COURSE THAT IS APPLICABLE TO A COMMUNITY COLLEGE  
44 OCCUPATIONAL DEGREE OR CERTIFICATE PROGRAM MAY BE TRANSFERABLE TO A  
45 UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD OF REGENTS.

1       ~~10.~~ 11. "Fiscal year" means the year beginning July 1 and ending June  
2 30.  
3       ~~11.~~ 12. "Governing board" means a body organized for the government  
4 and management of the schools within a school district or a county school  
5 superintendent in the conduct of an accommodation school.  
6       ~~12.~~ 13. "Lease" means an agreement for conveyance and possession of  
7 real or personal property.  
8       ~~13.~~ 14. "Limited property value" means the value determined pursuant  
9 to title 42, chapter 13, article 7. Limited property value shall be used as  
10 the basis for assessing, fixing, determining and levying primary property  
11 taxes.  
12       ~~14.~~ 15. "Parent" means the natural or adoptive parent of a child or a  
13 person who has custody of a child.  
14       ~~15.~~ 16. "Person who has custody" means a parent or legal guardian of a  
15 child, a person to whom custody of the child has been given by order of a  
16 court or a person who stands in loco parentis to the child.  
17       ~~16.~~ 17. "P.L. 81-874" means ~~P.L.~~ PUBLIC LAW 81-874 or its successors.  
18       ~~17.~~ 18. "Primary property taxes" means all ad valorem taxes except for  
19 secondary property taxes.  
20       ~~18.~~ 19. "Private school" means a nonpublic institution where  
21 instruction is imparted.  
22       ~~19.~~ 20. "School" means any public institution established for the  
23 purposes of offering instruction to pupils in programs for preschool children  
24 with disabilities, kindergarten programs or any combination of grades one  
25 through twelve.  
26       ~~20.~~ 21. "School district" means a political subdivision of this state  
27 with geographic boundaries organized for the purpose of the administration,  
28 support and maintenance of the public schools or an accommodation school.  
29       ~~21.~~ 22. "Secondary property taxes" means ad valorem taxes used to pay  
30 the principal of and the interest and redemption charges on any bonded  
31 indebtedness or other lawful long-term obligation issued or incurred for a  
32 specific purpose by a school district or a community college district and  
33 amounts levied pursuant to an election to exceed a budget, expenditure or tax  
34 limitation.  
35       ~~22.~~ 23. "Subject" means a division or field of organized knowledge,  
36 such as English or mathematics, or a selection from an organized body of  
37 knowledge for a course or teaching unit, such as the English novel or  
38 elementary algebra.  
39       Sec. 2. Section 15-1805.01, Arizona Revised Statutes, is amended to  
40 read:  
41       15-1805.01. Admissions; enrollments; community colleges  
42       A. Admissions to the community colleges in this state may be granted  
43 to any person who meets any one of the following criteria:

1           1. Is a graduate of a high school that is accredited by a regional  
2 accrediting association as defined by the United States office of education  
3 or approved by a state board of education or other appropriate state  
4 educational agency.

5           2. Has a high school certificate of equivalency.

6           3. Is AT LEAST eighteen years of age ~~or older~~ and demonstrates  
7 evidence of potential success in the community college.

8           4. Is a transfer student in good standing from another college or  
9 university.

10          B. Each community college district shall adopt policies regarding the  
11 admission of students under eighteen years of age that include, at a minimum,  
12 STUDENT COMPLETION OF COURSE PREREQUISITES AND the following requirements:

13           1. Admission to the community colleges in this state shall be granted  
14 to any student who is under eighteen years of age and who achieves ONE OF THE  
15 FOLLOWING:

16           (a) A COMPOSITE SCORE OF 93 OR MORE ON THE PRELIMINARY SCHOLASTIC  
17 APTITUDE TEST.

18           (b) A composite score of 930 or more on the scholastic aptitude test.

19 ~~or~~

20           (c) A composite score of twenty-two or more on the American college  
21 test.

22           (d) A PASSING SCORE ON THE RELEVANT PORTIONS OF THE ARIZONA INSTRUMENT  
23 TO MEASURE STANDARDS TEST.

24           (e) THE COMPLETION OF A COLLEGE PLACEMENT TEST DESIGNATED BY THE  
25 COMMUNITY COLLEGE DISTRICT THAT INDICATES THE STUDENT IS AT THE APPROPRIATE  
26 COLLEGE LEVEL FOR THE COURSE.

27           (f) IS A GRADUATE OF A PRIVATE OR PUBLIC HIGH SCHOOL OR HAS A HIGH  
28 SCHOOL CERTIFICATE OF EQUIVALENCY.

29           2. A community college may limit the number of semester hours in which  
30 the student may enroll to not more than six credit hours.

31           3. HOME SCHOOLED STUDENTS ARE EXEMPT FROM THIS SUBSECTION.

32          C. Students WHO ENROLL IN VOCATIONAL COURSES may be admitted on an  
33 individual basis with the approval of college officials if the student meets  
34 the established requirements of the courses for which the student enrolls and  
35 the college officials determine that the student's admission is in the best  
36 interest of the student.

37          Sec. 3. Section 15-1821.01, Arizona Revised Statutes, is amended to  
38 read:

39           15-1821.01. Dual enrollment information

40           On a determination by a community college district governing board that  
41 it is in the best interest of the citizens of a district, the district  
42 governing board may authorize district community colleges to offer college  
43 courses that may be counted toward both high school and college graduation  
44 requirements at the high school during the school day subject to the  
45 following:

1           1. The community college district governing board and the governing  
2 board of the school district or organization of which the high school is a  
3 part shall enter into an agreement or contract ~~that, at a minimum, shall~~  
4 ~~address the responsibility of the community college and of the high school~~  
5 ~~for payment for facilities, personnel and other costs, and the manner in~~  
6 ~~which the college tuition is to be paid by or on behalf of each student shall~~  
7 ~~be clearly stated.~~ BEGINNING IN THE 2008-2009 SCHOOL YEAR, THESE  
8 INTERGOVERNMENTAL AGREEMENTS OR CONTRACTS SHALL BE BASED ON A UNIFORM FORMAT  
9 THAT HAS BEEN COOPERATIVELY DEVELOPED BY THE COMMUNITY COLLEGE DISTRICTS IN  
10 THIS STATE. THE UNIFORM FORMAT OF THE INTERGOVERNMENTAL AGREEMENTS AND  
11 CONTRACTS SHALL BE SUBMITTED FOR REVIEW TO THE JOINT LEGISLATIVE BUDGET  
12 COMMITTEE BY DECEMBER 31, 2007. ON OR BEFORE AUGUST 1 OF EACH YEAR, THE  
13 JOINT LEGISLATIVE BUDGET COMMITTEE SHALL NOTIFY EACH COMMUNITY COLLEGE  
14 DISTRICT TO REPORT ON OR BEFORE OCTOBER 1 OF EACH YEAR A SPECIFIED PERCENTAGE  
15 OF ITS INITIAL INTERGOVERNMENTAL AGREEMENTS OR CONTRACTS EXECUTED WITH SCHOOL  
16 DISTRICT GOVERNING BOARDS OR CHARTER SCHOOLS. EACH OF THESE AGREEMENTS OR  
17 CONTRACTS SHALL CLEARLY SPECIFY THE FOLLOWING:

18           (a) THE FINANCIAL PROVISIONS OF THE AGREEMENT OR CONTRACT AND THE  
19 FORMAT FOR THE BILLING OF ALL SERVICES UNDER THE AGREEMENT OR CONTRACT,  
20 INCLUDING THE AMOUNT THAT THE COMMUNITY COLLEGE RECEIVED IN FULL-TIME STUDENT  
21 EQUIVALENT FUNDING PURSUANT TO SECTION 15-1466.01, THE PORTION OF THE FUNDING  
22 THAT IS DISTRIBUTED TO THE SCHOOL DISTRICT GOVERNING BOARD OR CHARTER SCHOOL  
23 AND ANY AMOUNT THAT IS SUBSEQUENTLY RETURNED TO THE COMMUNITY COLLEGE  
24 DISTRICT BY THE SCHOOL DISTRICT GOVERNING BOARD OR CHARTER SCHOOL.

25           (b) STUDENT TUITION AND FINANCIAL AID POLICIES, INCLUDING IF  
26 SCHOLARSHIPS OR GRANTS ARE AWARDED TO STUDENTS IN DUAL ENROLLMENT COURSES  
27 FROM THE COMMUNITY COLLEGE.

28           (c) THE ACCOUNTABILITY PROVISIONS FOR EACH PARTY TO THE AGREEMENT OR  
29 CONTRACT.

30           (d) THE RESPONSIBILITIES AND SERVICES REQUIRED OF EACH PARTY TO THE  
31 AGREEMENT OR CONTRACT.

32           (e) THE TYPE OF INSTRUCTION THAT WILL BE PROVIDED UNDER THE AGREEMENT  
33 OR CONTRACT, INCLUDING THE TITLES OF THE COURSES TO BE OFFERED.

34           (f) THE QUALITY OF THE INSTRUCTION THAT WILL BE PROVIDED UNDER THE  
35 AGREEMENT OR CONTRACT.

36           2. Students shall be admitted to the community college under the  
37 policies adopted by each district, subject to the following:

38           (a) All students enrolled for college credit shall be high school  
39 juniors or seniors. All students in the course, including those not electing  
40 to enroll for college credit, shall satisfy the prerequisites for the course  
41 as published in the college catalog and shall comply with college policies  
42 regarding student placement in courses.

43           (b) A community college may waive the class status requirements  
44 specified in subdivision (a) of this paragraph for up to twenty-five per cent  
45 of the students enrolled by a college in courses provided that the community

1 college has an established written criteria for waiving the requirements for  
2 each course. These criteria shall include a demonstration, by an examination  
3 of the specific purposes and requirements of the course, that freshman and  
4 sophomore students who meet course prerequisites are prepared to benefit from  
5 the college level course. All exceptions and the justification for the  
6 exceptions shall be reported as provided in paragraph 6 of this section.

7 3. The courses shall be previously evaluated and approved through the  
8 curriculum approval process of the district, shall be at a higher level than  
9 taught by the high school and shall be transferable to a university under the  
10 jurisdiction of the Arizona board of regents or be applicable to an  
11 established community college occupational degree or certificate program.  
12 Physical education courses shall not be available for dual enrollment  
13 purposes.

14 4. College approved textbooks, syllabuses, course outlines and grading  
15 standards that are applicable to the courses if taught at the community  
16 college shall apply to these courses and to all students in the courses  
17 offered pursuant to this section. The chief executive officer of each  
18 community college shall establish an advisory committee of full-time faculty  
19 who teach in the disciplines offered at the community college to assist in  
20 course selection and implementation in the high schools and to review and  
21 report at least annually to the chief executive officer whether the course  
22 goals and standards are understood, the course guidelines are followed and  
23 the same standards of expectation and assessment are applied to these courses  
24 as though they were being offered at the community college. The advisory  
25 committee of full-time faculty shall meet at least three times each academic  
26 year.

27 5. Each faculty member shall meet the requirements established by the  
28 governing board pursuant to section 15-1444. The chief executive officer of  
29 each community college district shall establish an advisory committee of  
30 full-time faculty who teach in the disciplines offered at the community  
31 college district to assist in the selection, orientation, ongoing  
32 professional development and evaluation of faculty teaching college courses  
33 in conjunction with the high schools. The advisory committee of full-time  
34 faculty shall meet at least two times each academic year.

35 6. Each community college district, on or before ~~September~~ OCTOBER 1,  
36 shall annually provide a report to the joint legislative budget committee on  
37 the courses offered in conjunction with high schools during the previous  
38 fiscal year. In the case of a multicollge district, the multicollge  
39 district shall provide a separate report for each college. This report shall  
40 include the following:

41 (a) Documentation of compliance with the requirements identified in  
42 paragraphs 3, 4 and 5 of this section, INCLUDING A LISTING OF THE MEMBERS OF  
43 THE FACULTY ADVISORY COMMITTEES AT EACH COMMUNITY COLLEGE AS PROVIDED IN  
44 PARAGRAPHS 4 AND 5 OF THIS SECTION.

1 (b) The number of students in each course who did not meet the  
2 criteria prescribed in paragraph 2 of this section.

3 (c) The total enrollments listed by location, by high school grade  
4 level, by course and by whether the program was academic or occupational.

5 (d) Summary data on the performance of students enrolled for college  
6 credit in courses offered in conjunction with high schools, including  
7 completion rates and grade distribution.

8 (e) COURSE LEVEL DATA ON THE PERFORMANCE OF STUDENTS ENROLLED FOR  
9 COLLEGE CREDIT IN COURSES OFFERED IN CONJUNCTION WITH HIGH SCHOOLS, INCLUDING  
10 COMPLETION RATES, GRADE DISTRIBUTION AND THE NUMBER OF STUDENTS WHO RECEIVED  
11 REMEDIAL INSTRUCTION FOR THE COURSE.

12 ~~(e)~~ (f) A copy of each ADDENDUM OF AN INTERGOVERNMENTAL agreement or  
13 contract executed pursuant to paragraph 1 of this section.

14 (g) SUMMARY DATA BY COMMUNITY COLLEGE DISTRICT AND BY INDIVIDUAL  
15 COMMUNITY COLLEGE ON THE NUMBER OF SCHOLARSHIPS OR GRANTS AWARDED TO  
16 STUDENTS.

17 (h) ITEMIZED ACTUAL PROGRAM COSTS INCLUDING ACTUAL PROGRAM COSTS FOR  
18 EACH OF THE FOLLOWING:

19 (i) CURRICULUM DEVELOPMENT AND APPROVAL.

20 (ii) TEXTBOOK COSTS.

21 (iii) FACILITY AND EQUIPMENT COSTS.

22 (iv) COUNSELING AND TUTORING COSTS.

23 (v) TEACHER TRAINING AND OBSERVATION COSTS.

24 (i) COURSE LEVEL DATA DELINEATING THE ENTITY THAT PROVIDED FACULTY,  
25 THE ENTITY THAT PROVIDED THE FACULTY PAY AND THE AMOUNT PAID TO THE FACULTY  
26 MEMBER.

27 7. Each community college district shall conduct tracking studies of  
28 subsequent academic or occupational achievement of students enrolled in  
29 courses offered pursuant to this section. The ~~report~~ REPORTS of the results  
30 of the ~~first tracking study shall be submitted to the joint legislative~~  
31 ~~budget committee on or before September 1, 2003 and subsequent reports~~  
32 STUDIES shall be submitted to the joint legislative budget committee on or  
33 before ~~September~~ OCTOBER 1 of each odd-numbered year thereafter, subject to  
34 the following:

35 (a) The tracking studies prescribed in this paragraph may involve  
36 statistically valid sampling techniques and shall include, at a minimum, the  
37 high school graduation rate, the number of students continuing their studies  
38 after graduation at a community college in this state or a university under  
39 the jurisdiction of the Arizona board of regents, the performance of the  
40 students in subsequent college courses in the same discipline or occupational  
41 field and the student's grade point average after one year at an Arizona  
42 community college or university as compared to the student's college grade  
43 point average for courses completed while still in high school.

44 (b) On receipt of the report of the tracking studies prescribed in  
45 this paragraph, the joint legislative budget committee ~~shall~~ MAY convene an

1 ad hoc committee that includes community college academic officers, faculty  
2 and other experts in the field to review the manner in which these courses  
3 are provided. This committee may make recommendations to the joint  
4 legislative budget committee regarding desirable changes in this section or  
5 in the manner in which this section is being implemented. A copy of this  
6 report shall be provided to each district governing board.

7 8. A school district shall ensure that a pupil is a full-time student  
8 as defined in section 15-901 and is enrolled in and attending a full-time  
9 instructional program at a school in the school district before that pupil is  
10 allowed to enroll in a college course pursuant to this section, except that  
11 high school seniors who satisfy high school graduation requirements with less  
12 than a full-time instructional program shall be exempt from this paragraph.

13 Sec. 4. Current dual enrollment students

14 This act does not apply to high school students who have been admitted  
15 to a community college in this state before the effective date of this act.

APPROVED BY THE GOVERNOR MAY 24, 2007.

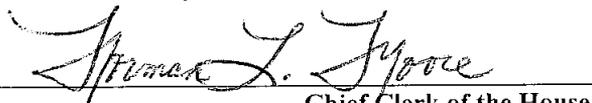
FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 24, 2007.

Passed the House April 2, 2007,

by the following vote: 55 Ayes,

0 Nays, 5 Not Voting

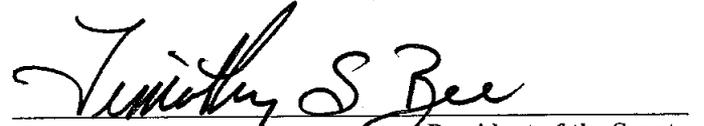
  
\_\_\_\_\_  
Speaker of the House

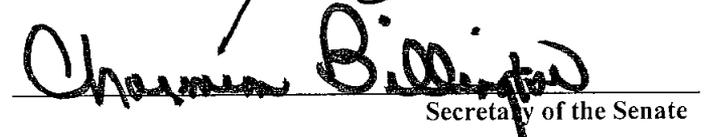
  
\_\_\_\_\_  
Chief Clerk of the House

Passed the Senate March 1, 2007,

by the following vote: 25 Ayes,

4 Nays, 1 Not Voting

  
\_\_\_\_\_  
President of the Senate

  
\_\_\_\_\_  
Secretary of the Senate

~~EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR~~

~~This Bill was received by the Governor this~~

~~\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,~~

~~at \_\_\_\_\_ o'clock \_\_\_\_\_ M.~~

~~\_\_\_\_\_  
Secretary to the Governor~~

~~Approved this \_\_\_\_\_ day of~~

~~\_\_\_\_\_, 20\_\_\_\_,~~

~~at \_\_\_\_\_ o'clock \_\_\_\_\_ M.~~

~~\_\_\_\_\_  
Governor of Arizona~~

S.B. 1068

~~EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE~~

~~This Bill was received by the Secretary of State~~

~~this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,~~

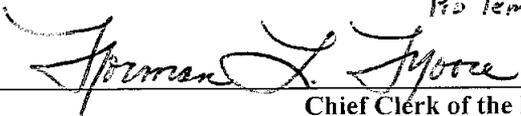
~~at \_\_\_\_\_ o'clock \_\_\_\_\_ M.~~

~~\_\_\_\_\_  
Secretary of State~~

HOUSE FINAL PASSAGE  
as per Joint Conference

Passed the House May 17, 2007,  
by the following vote: 47 Ayes,

0 Nays, 13 Not Voting

  
Speaker of the House  
Pro Tempore  
  
Chief Clerk of the House

SENATE FINAL PASSAGE  
as per Joint Conference

Passed the Senate May 14, 2007,  
by the following vote: 25 Ayes,

3 Nays, 2 Not Voting

  
President of the Senate  
  
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF GOVERNOR

This Bill was received by the Governor

this 22nd day of May, 2007

at 10:24 o'clock a. M.

  
Secretary to the Governor

Approved this 24 day of

May, 2007,

at 2:45 o'clock P. M.

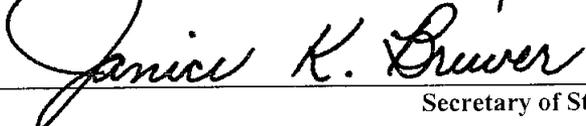
  
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA  
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 24 day of May, 2007,

at 4:20 o'clock P. M.

  
Secretary of State

S.B. 1068