

Senate Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
Senate
Forty-ninth Legislature
Fourth Special Session
2009

CHAPTER 2

SENATE BILL 1002

AN ACT

AMENDING LAWS 2009, FORTY-NINTH LEGISLATURE, THIRD SPECIAL SESSION, CHAPTER 12, SECTION 83; RELATING TO KINDERGARTEN THROUGH GRADE TWELVE EDUCATION BUDGET RECONCILIATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Laws 2009, forty-ninth legislature, third special session,
3 chapter 12, section 83, is amended to read:

4 Sec. 83. Retroactivity; saving clause

5 A. Section 15-105, Arizona Revised Statutes, as amended by ~~this act~~
6 LAWS 2009, THIRD SPECIAL SESSION, CHAPTER 12, SECTION 3, applies
7 retroactively to ~~September 26, 2008~~ SEPTEMBER 19, 2007.

8 B. Subsection A of this section does not apply to pupils who before
9 ~~the effective date of this act~~ NOVEMBER 24, 2009 qualified for participation
10 in the early graduation scholarship program by graduating one semester early.
11 A pupil who before ~~the effective date of this act~~ NOVEMBER 24, 2009 qualified
12 for participation in the early graduation scholarship program by graduating
13 one semester early may continue to participate in the program for the
14 duration of that pupil's eligibility and shall be funded with remaining
15 balances in the early graduation scholarship fund.

16 Sec. 2. Soft capital reduction for school districts for fiscal
17 year 2009-2010

18 The department of education shall implement the following:

19 1. For fiscal year 2009-2010, the department of education shall reduce
20 by \$144,000,000 the amount of basic state aid that otherwise would be
21 apportioned to school districts statewide for fiscal year 2009-2010 for the
22 soft capital allocation prescribed in section 15-962, Arizona Revised
23 Statutes, and shall reduce school district budget limits accordingly.

24 2. For fiscal year 2009-2010, the department of education shall reduce
25 the soft capital allocation for a school district that is not eligible to
26 receive basic state aid funding for fiscal year 2009-2010 by the amount that
27 its soft capital allocation would be reduced pursuant to paragraph 1 of this
28 section if the district was eligible to receive basic state aid funding for
29 fiscal year 2009-2010 and shall reduce the school district's budget limits
30 accordingly.

31 3. To the extent possible, the soft capital reductions required by
32 this section shall be taken against administrative costs, rather than
33 classroom instruction.

34 4. Notwithstanding paragraphs 1 and 2 of this section, the department
35 of education shall reduce by fifty per cent the soft capital reduction that
36 would otherwise be calculated pursuant to this section for kindergarten
37 programs and grades one through eight for a school district that has a
38 student count of fewer than six hundred in kindergarten programs and grades
39 one through eight.

40 5. Notwithstanding paragraphs 1 and 2 of this section, the department
41 of education shall reduce by fifty per cent the soft capital reduction that
42 would otherwise be calculated pursuant to this section for grades nine
43 through twelve for a school district that has a student count of fewer than
44 six hundred in grades nine through twelve.

~~APPROVED BY THE GOVERNOR NOVEMBER 23, 2009.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE NOVEMBER 23, 2009.~~