

House Engrossed Senate Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
Senate
Fiftieth Legislature
Second Regular Session
2012

CHAPTER 149

SENATE BILL 1255

AN ACT

AMENDING SECTION 15-203, ARIZONA REVISED STATUTES; AMENDING TITLE 15, CHAPTER 7, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 6.1; RELATING TO COMPETENCY BASED EDUCATIONAL PATHWAYS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 15-203, Arizona Revised Statutes, is amended to
3 read:
4 15-203. Powers and duties
5 A. The state board of education shall:
6 1. Exercise general supervision over and regulate the conduct of the
7 public school system and adopt any rules and policies it deems necessary to
8 accomplish this purpose.
9 2. Keep a record of its proceedings.
10 3. Make rules for its own government.
11 4. Determine the policy and work undertaken by it.
12 5. Appoint its employees, on the recommendation of the superintendent
13 of public instruction.
14 6. Prescribe the duties of its employees if not prescribed by statute.
15 7. Delegate to the superintendent of public instruction the execution
16 of board policies and rules.
17 8. Recommend to the legislature changes or additions to the statutes
18 pertaining to schools.
19 9. Prepare, publish and distribute reports concerning the educational
20 welfare of this state.
21 10. Prepare a budget for expenditures necessary for proper maintenance
22 of the board and accomplishment of its purposes and present the budget to the
23 legislature.
24 11. Aid in the enforcement of laws relating to schools.
25 12. Prescribe a minimum course of study in the common schools, minimum
26 competency requirements for the promotion of pupils from the third grade and
27 minimum course of study and competency requirements for the promotion of
28 pupils from the eighth grade. The state board of education shall prepare a
29 fiscal impact statement of any proposed changes to the minimum course of
30 study or competency requirements and, on completion, shall send a copy to the
31 director of the joint legislative budget committee and the executive director
32 of the school facilities board. The state board of education shall not adopt
33 any changes in the minimum course of study or competency requirements in
34 effect on July 1, 1998 that will have a fiscal impact on school capital
35 costs.
36 13. Prescribe minimum course of study and competency requirements for
37 the graduation of pupils from high school. The state board of education
38 shall prepare a fiscal impact statement of any proposed changes to the
39 minimum course of study or competency requirements and, on completion, shall
40 send a copy to the director of the joint legislative budget committee and the
41 executive director of the school facilities board. The state board of
42 education shall not adopt any changes in the minimum course of study or
43 competency requirements in effect on July 1, 1998 that will have a fiscal
44 impact on school capital costs.

1 14. Supervise and control the certification of persons engaged in
2 instructional work directly as any classroom, laboratory or other teacher or
3 indirectly as a supervisory teacher, speech therapist, principal or
4 superintendent in a school district, including school district preschool
5 programs, or any other educational institution below the community college,
6 college or university level, and prescribe rules for certification, including
7 rules for certification of teachers who have teaching experience and who are
8 trained in other states, ~~which~~ THAT are not unnecessarily restrictive and are
9 substantially similar to the rules prescribed for the certification of
10 teachers trained in this state. The rules shall:

11 (a) Allow a variety of alternative teacher and administrator
12 preparation programs, with variations in program sequence and design, to
13 apply for program approval. The state board shall adopt rules pursuant to
14 this subdivision designed to allow for a variety of formats and shall not
15 require a prescribed answer or design from the program provider in order to
16 obtain approval from the state board. The state board shall evaluate each
17 program provider based on the program's ability to prepare teachers and
18 administrators and to recruit teachers and administrators with a variety of
19 experiences and talents. The state board shall permit universities under the
20 jurisdiction of the Arizona board of regents, community colleges in this
21 state, private postsecondary institutions licensed by this state, school
22 districts, charter schools and professional organizations to apply for
23 program approval and shall create application procedures and certification
24 criteria that are less restrictive than those for traditional preparation
25 programs. Alternative preparation program graduates shall:

26 (i) Hold a bachelor's degree from an accredited postsecondary
27 education institution.

28 (ii) Demonstrate professional knowledge and subject knowledge
29 proficiency pursuant to section 15-533.

30 (iii) Obtain a fingerprint clearance card pursuant to section 15-534.

31 (iv) Complete training in structured English immersion as prescribed
32 by the state board.

33 (v) Complete training in research based systematic phonics instruction
34 as prescribed in subdivision (b) of this paragraph.

35 (vi) Demonstrate the required proficiency in the constitutions of the
36 United States and Arizona as prescribed in section 15-532.

37 (b) Require applicants for all certificates for common school
38 instruction to complete a minimum of forty-five classroom hours or three
39 college level credit hours, or the equivalent, of training in research based
40 systematic phonics instruction from a public or private provider.

41 (c) Not require a teacher to obtain a master's degree or to take any
42 additional graduate courses as a condition of certification or
43 recertification.

44 (d) Allow a general equivalency diploma to be substituted for a high
45 school diploma in the certification of emergency substitute teachers.

1 (e) Allow but shall not require the superintendent of a school
2 district to obtain certification from the state board of education.

3 15. Adopt a list of approved tests for determining special education
4 assistance to gifted pupils as defined in and as provided in chapter 7,
5 article 4.1 of this title. The adopted tests shall provide separate scores
6 for quantitative reasoning, verbal reasoning and nonverbal reasoning and
7 shall be capable of providing reliable and valid scores at the highest ranges
8 of the score distribution.

9 16. Adopt rules governing the methods for the administration of all
10 proficiency examinations.

11 17. Adopt proficiency examinations for its use. The state board of
12 education shall determine the passing score for the proficiency examination.

13 18. Include within its budget the cost of contracting for the purchase,
14 distribution and scoring of the examinations as provided in paragraphs 16 and
15 17 of this subsection.

16 19. Supervise and control the qualifications of professional
17 nonteaching school personnel and prescribe standards relating to
18 qualifications. The standards shall not require the business manager of a
19 school district to obtain certification from the state board of education.

20 20. Impose such disciplinary action, including the issuance of a letter
21 of censure, suspension, suspension with conditions or revocation of a
22 certificate, upon a finding of immoral or unprofessional conduct.

23 21. Establish an assessment, data gathering and reporting system for
24 pupil performance as prescribed in chapter 7, article 3 of this title.

25 22. Adopt a rule to promote braille literacy pursuant to section
26 15-214.

27 23. Adopt rules prescribing procedures for the investigation by the
28 department of education of every written complaint alleging that a
29 certificated person has engaged in immoral conduct.

30 24. For purposes of federal law, serve as the state board for
31 vocational and technological education and meet at least four times each year
32 solely to execute the powers and duties of the state board for vocational and
33 technological education.

34 25. Develop and maintain a handbook for use in the schools of this
35 state that provides guidance for the teaching of moral, civic and ethical
36 education. The handbook shall promote existing curriculum frameworks and
37 shall encourage school districts to recognize moral, civic and ethical values
38 within instructional and programmatic educational development programs for
39 the general purpose of instilling character and ethical principles in pupils
40 in kindergarten programs and grades one through twelve.

41 26. Require pupils to recite the following passage from the declaration
42 of independence for pupils in grades four through six at the commencement of
43 the first class of the day in the schools, except that a pupil shall not be
44 required to participate if the pupil or the pupil's parent or guardian
45 objects:

1 We hold these truths to be self-evident, that all men are
2 created equal, that they are endowed by their creator with
3 certain unalienable rights, that among these are life, liberty
4 and the pursuit of happiness. That to secure these rights,
5 governments are instituted among men, deriving their just powers
6 from the consent of the governed. . . .

7 27. Adopt rules that provide for teacher certification reciprocity.
8 The rules shall provide for a one year reciprocal teaching certificate with
9 minimum requirements, including valid teacher certification from a state with
10 substantially similar criminal history or teacher fingerprinting requirements
11 and proof of the submission of an application for a fingerprint clearance
12 card pursuant to title 41, chapter 12, article 3.1. For teachers who provide
13 Arizona online instruction pursuant to section 15-808, the rules shall allow
14 automatic certification reciprocity with other states that have similar
15 programs.

16 28. Adopt rules that provide for the presentation of an honorary high
17 school diploma to a person who has never obtained a high school diploma and
18 who meets both of the following requirements:

19 (a) Currently resides in this state.

20 (b) Provides documented evidence from the Arizona department of
21 veterans' services that the person enlisted in the armed forces of the United
22 States and served in World War I, World War II, the Korean conflict or the
23 Vietnam conflict.

24 29. Cooperate with the Arizona-Mexico commission in the governor's
25 office and with researchers at universities in this state to collect data and
26 conduct projects in the United States and Mexico on issues that are within
27 the scope of the duties of the department of education and that relate to
28 quality of life, trade and economic development in this state in a manner
29 that will help the Arizona-Mexico commission to assess and enhance the
30 economic competitiveness of this state and of the Arizona-Mexico region.

31 30. Adopt rules to define and provide guidance to schools as to the
32 activities that would constitute immoral or unprofessional conduct of
33 certificated persons.

34 31. Adopt guidelines to encourage pupils in grades nine, ten, eleven
35 and twelve to volunteer for twenty hours of community service before
36 graduation from high school. A school district that complies with the
37 guidelines adopted pursuant to this paragraph is not liable for damages
38 resulting from a pupil's participation in community service unless the school
39 district is found to have demonstrated wanton or reckless disregard for the
40 safety of the pupil and other participants in community service. For the
41 purposes of this paragraph, "community service" may include service learning.
42 The guidelines shall include the following:

43 (a) A list of the general categories in which community service may be
44 performed.

1 (b) A description of the methods by which community service will be
2 monitored.

3 (c) A consideration of risk assessment for community service projects.

4 (d) Orientation and notification procedures of community service
5 opportunities for pupils entering grade nine, including the development of a
6 notification form. The notification form shall be signed by the pupil and
7 the pupil's parent or guardian, except that a pupil shall not be required to
8 participate in community service if the parent or guardian notifies the
9 principal of the pupil's school in writing that the parent or guardian does
10 not wish the pupil to participate in community service.

11 (e) Procedures for a pupil in grade nine to prepare a written proposal
12 that outlines the type of community service that the pupil would like to
13 perform and the goals that the pupil hopes to achieve as a result of
14 community service. The pupil's written proposal shall be reviewed by a
15 faculty advisor, a guidance counselor or any other school employee who is
16 designated as the community service program coordinator for that school. The
17 pupil may alter the written proposal at any time before performing community
18 service.

19 (f) Procedures for a faculty advisor, a guidance counselor or any
20 other school employee who is designated as the community service program
21 coordinator to evaluate and certify the completion of community service
22 performed by pupils.

23 32. To facilitate the transfer of military personnel and their
24 dependents to and from the public schools of this state, pursue, in
25 cooperation with the Arizona board of regents, reciprocity agreements with
26 other states concerning the transfer credits for military personnel and their
27 dependents. A reciprocity agreement entered into pursuant to this paragraph
28 shall:

29 (a) Address procedures for each of the following:

30 (i) The transfer of student records.

31 (ii) Awarding credit for completed course work.

32 (iii) Permitting a student to satisfy the graduation requirements
33 prescribed in section 15-701.01 through the successful performance on
34 comparable exit-level assessment instruments administered in another state.

35 (b) Include appropriate criteria developed by the state board of
36 education and the Arizona board of regents.

37 33. Adopt guidelines that school district governing boards shall use in
38 identifying pupils who are eligible for gifted programs and in providing
39 gifted education programs and services. The state board of education shall
40 adopt any other guidelines and rules that it deems necessary in order to
41 carry out the purposes of chapter 7, article 4.1 of this title.

42 34. For each of the alternative textbook formats of human-voiced audio,
43 large-print and braille, designate alternative media producers to adapt
44 existing standard print textbooks or to provide specialized textbooks, or
45 both, for pupils with disabilities in this state. Each alternative media

1 producer shall be capable of producing alternative textbooks in all relevant
2 subjects in at least one of the alternative textbook formats. The board
3 shall post the designated list of alternative media producers on its website.

4 35. Adopt a list of approved professional development training
5 providers for use by school districts as provided in section 15-107,
6 subsection J. The professional development training providers shall meet the
7 training curriculum requirements determined by the state board of education
8 in at least the areas of school finance, governance, employment, staffing,
9 inventory and human resources, internal controls and procurement.

10 36. Adopt rules to prohibit a person who violates the notification
11 requirements prescribed in section 15-183, subsection C, paragraph 8 or
12 section 15-550, subsection C from certification pursuant to this title until
13 the person is no longer charged or is acquitted of any offenses listed in
14 section 41-1758.03, subsection B. The board shall also adopt rules to
15 prohibit a person who violates the notification requirements, certification
16 surrender requirements or fingerprint clearance card surrender requirements
17 prescribed in section 15-183, subsection C, paragraph 9 or section 15-550,
18 subsection D from certification pursuant to this title for at least ten years
19 after the date of the violation.

20 37. Adopt rules for the alternative certification of teachers of
21 nontraditional foreign languages that allow for the passing of a nationally
22 accredited test to substitute for the education coursework required for
23 certification.

24 38. On or before December 15, 2011, adopt and maintain a model
25 framework for a teacher and principal evaluation instrument that includes
26 quantitative data on student academic progress that accounts for between
27 thirty-three per cent and fifty per cent of the evaluation outcomes and best
28 practices for professional development and evaluator training. School
29 districts and charter schools shall use an instrument that meets the data
30 requirements established by the state board of education to annually evaluate
31 individual teachers and principals beginning in school year 2012-2013.

32 39. ADOPT RULES TO DEFINE COMPETENCY-BASED EDUCATIONAL PATHWAYS FOR
33 COLLEGE AND CAREER READINESS THAT MAY BE USED BY SCHOOLS. THE RULES SHALL
34 INCLUDE THE FOLLOWING COMPONENTS:

35 (a) THE ESTABLISHMENT OF LEARNING OUTCOMES THAT WILL BE EXPECTED FOR
36 STUDENTS IN A PARTICULAR SUBJECT MATTER.

37 (b) A PROCESS AND CRITERIA BY WHICH ASSESSMENTS MAY BE IDENTIFIED OR
38 ESTABLISHED TO DETERMINE IF STUDENTS HAVE REACHED THE DESIRED COMPETENCIES IN
39 A PARTICULAR SUBJECT MATTER.

40 (c) A MECHANISM TO ALLOW PUPILS IN GRADES SEVEN THROUGH TWELVE WHO
41 HAVE DEMONSTRATED COMPETENCY IN A SUBJECT MATTER TO IMMEDIATELY OBTAIN CREDIT
42 FOR THE MASTERY OF THAT SUBJECT MATTER. THE RULES SHALL INCLUDE A LIST OF
43 APPLICABLE SUBJECTS, INCLUDING THE LEVEL OF COMPETENCY REQUIRED FOR EACH
44 SUBJECT.

1 B. The state board of education may:
2 1. Contract.
3 2. Sue and be sued.
4 3. Distribute and score the tests prescribed in chapter 7, article 3
5 of this title.
6 4. Provide for an advisory committee to conduct hearings and
7 screenings to determine whether grounds exist to impose disciplinary action
8 against a certificated person, whether grounds exist to reinstate a revoked
9 or surrendered certificate and whether grounds exist to approve or deny an
10 initial application for certification or a request for renewal of a
11 certificate. The board may delegate its responsibility to conduct hearings
12 and screenings to its advisory committee. Hearings shall be conducted
13 pursuant to title 41, chapter 6, article 6.
14 5. Proceed with the disposal of any complaint requesting disciplinary
15 action or with any disciplinary action against a person holding a certificate
16 as prescribed in subsection A, paragraph 14 of this section after the
17 suspension or expiration of the certificate or surrender of the certificate
18 by the holder.
19 6. Assess costs and reasonable attorney fees against a person who
20 files a frivolous complaint or who files a complaint in bad faith. Costs
21 assessed pursuant to this paragraph shall not exceed the expenses incurred by
22 the state board in the investigation of the complaint.
23 Sec. 2. Title 15, chapter 7, Arizona Revised Statutes, is amended by
24 adding article 6.1, to read:
25 ARTICLE 6.1. COMPETENCY-BASED COLLEGE-READY
26 EDUCATIONAL PATHWAYS
27 15-795. Declaration of purpose and policy
28 THE LEGISLATURE FINDS AND DECLARES THAT:
29 1. THE PURPOSE OF THIS ARTICLE IS TO ENABLE ALL STUDENTS TO PROGRESS
30 TOWARD CLEARLY DEFINED LEARNING OUTCOMES AT THEIR OWN PACE, ALLOWING THEM TO
31 ADVANCE WHEN THEY DEMONSTRATE THE DESIRED LEVEL OF MASTERY RATHER THAN
32 PROGRESSING BASED ON A PREDETERMINED AMOUNT OF SEAT TIME IN A CLASSROOM.
33 2. COMPETENCY-BASED LEARNING CAN SUPPORT HIGH-EXPECTATIONS OUTCOMES
34 SUCH AS COLLEGE READINESS. COMPETENCY-BASED LEARNING CAN BENEFIT ALL
35 STUDENTS, ALLOWING ADDITIONAL PREPARATION FOR STUDENTS WHO ARE STRUGGLING TO
36 MASTER ACADEMIC CONTENT BEFORE THEY MOVE TO THE NEXT LEVEL WHILE ALLOWING
37 THOSE WHO CAN ADVANCE TO DO SO WHEN THEY ARE READY.
38 3. COMPETENCY-BASED STRATEGIES PROVIDE FLEXIBILITY IN THE WAY THAT
39 CREDIT CAN BE EARNED OR AWARDED AND PROVIDE STUDENTS WITH PERSONALIZED
40 LEARNING OPPORTUNITIES.
41 4. COMPETENCY-BASED SYSTEMS REQUIRE THE CLEAR ARTICULATION OF DESIRED
42 LEARNING OUTCOMES, INCLUDING THE APPLICATION AND CREATION OF KNOWLEDGE AND
43 THE DEVELOPMENT OF IMPORTANT SKILLS AND DISPOSITIONS, AS WELL AS ASSESSMENTS
44 THAT CAN MEASURE STUDENT MASTERY.

1 15-795.01. Competency-based college-ready educational pathways

2 A. IN ACCORDANCE WITH THE RULES ADOPTED BY THE STATE BOARD OF
3 EDUCATION PURSUANT TO SECTION 15-203, SUBSECTION A, PARAGRAPH 39, STUDENTS
4 WHO ARE ELIGIBLE FOR A HIGH SCHOOL DIPLOMA THROUGH THE FULFILLMENT OF A
5 DEFINED COMPETENCY-BASED COLLEGE-READY EDUCATIONAL PATHWAY SHALL HAVE
6 MULTIPLE PATHWAYS AVAILABLE TO THEM AND MAY:

7 1. ENROLL THE FOLLOWING FALL SEMESTER IN A COMMUNITY COLLEGE UNDER THE
8 JURISDICTION OF A COMMUNITY COLLEGE DISTRICT IN THIS STATE. COMMUNITY
9 COLLEGES UNDER THE JURISDICTION OF A COMMUNITY COLLEGE DISTRICT IN THIS STATE
10 SHALL ADMIT STUDENTS WHO OBTAIN A HIGH SCHOOL DIPLOMA THROUGH THE FULFILLMENT
11 OF A DEFINED COMPETENCY-BASED EDUCATIONAL PATHWAY AND WHO OTHERWISE MEET THE
12 QUALIFICATIONS FOR ADMISSION. THE SCHOOL DISTRICT OR CHARTER SCHOOL FROM
13 WHICH THE STUDENT EARNED THE HIGH SCHOOL DIPLOMA SHALL INCLUDE THAT STUDENT
14 IN THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S STUDENT COUNT AND SHALL CONTINUE
15 TO RECEIVE PER PUPIL FUNDING FOR A STUDENT WHO EARNS A HIGH SCHOOL DIPLOMA
16 UNTIL THAT STUDENT WOULD OTHERWISE HAVE GRADUATED AT THE END OF GRADE TWELVE,
17 AS LONG AS THAT STUDENT IS ENROLLED AS A FULL-TIME STUDENT IN A COMMUNITY
18 COLLEGE UNDER THE JURISDICTION OF A COMMUNITY COLLEGE DISTRICT IN THIS STATE.
19 THE SCHOOL DISTRICT OR CHARTER SCHOOL SHALL SUBTRACT TWENTY PER CENT OF ITS
20 AVERAGE DAILY MEMBERSHIP AMOUNT AND REIMBURSE THE COMMUNITY COLLEGE IF THE
21 STUDENT HAS EARNED A HIGH SCHOOL DIPLOMA AND IS ATTENDING A COMMUNITY COLLEGE
22 AS A FULL-TIME STUDENT. IF THE STUDENT ATTENDS COMMUNITY COLLEGE ON A
23 COMMUNITY COLLEGE CAMPUS, THE SCHOOL DISTRICT OR CHARTER SCHOOL SHALL
24 REIMBURSE THE COMMUNITY COLLEGE DISTRICT FOR THE AMOUNT OF OPERATING AND
25 CAPITAL OUTLAY FULL-TIME STUDENT EQUIVALENCY MONIES. FOR THE PURPOSES OF THIS
26 PARAGRAPH, THE AMOUNT OF OPERATING FULL-TIME STUDENT EQUIVALENCY MONIES SHALL
27 BE EQUIVALENT TO THE AVERAGE APPROPRIATION PER FULL-TIME STUDENT EQUIVALENT
28 FOR ALL COMMUNITY COLLEGE DISTRICTS AS CALCULATED PURSUANT TO SECTION
29 15-1466, SUBSECTION C, PARAGRAPH 2. FIFTY PER CENT OF THE REMAINING BALANCE
30 OF THE PER PUPIL FUNDING SHALL BE USED FOR TEACHER AND PUPIL INCENTIVES,
31 INCLUDING SCHOLARSHIP PROGRAMS, TO OFFSET THE COSTS OF COMPETENCY-BASED
32 PATHWAYS AND TO PROVIDE CUSTOMIZED PROGRAMS OF ASSISTANCE FOR STUDENTS WHO DO
33 NOT DEMONSTRATE MASTERY. THE OTHER FIFTY PER CENT SHALL BE USED FOR
34 MAINTENANCE AND OPERATIONS, INCLUDING CAPITAL. UNDER THIS PARAGRAPH, A
35 STUDENT WHO EARNS A HIGH SCHOOL DIPLOMA IS RESPONSIBLE FOR TUITION. A STUDENT
36 WHO EARNS A HIGH SCHOOL DIPLOMA MAY ENROLL IN COMMUNITY COLLEGE COURSES
37 OFFERED ON A COMMUNITY COLLEGE CAMPUS OR A HIGH SCHOOL CAMPUS, OR BOTH.
38 NOTWITHSTANDING ANY OTHER LAW, COMMUNITY COLLEGE DISTRICTS SHALL NOT CLASSIFY
39 A STUDENT WHO REMAINS IN HIGH SCHOOL PURSUANT TO THIS PARAGRAPH AS A
40 FULL-TIME EQUIVALENT STUDENT. STUDENTS WHO TAKE COURSES ON HIGH SCHOOL
41 CAMPUSES PURSUANT TO THIS PARAGRAPH SHALL BE ELIGIBLE TO PARTICIPATE IN
42 EXTRACURRICULAR ACTIVITIES, INCLUDING INTERSCHOLASTIC SPORTS, THROUGH THE END
43 OF GRADE TWELVE. THE EXPENDITURE BY COMMUNITY COLLEGE DISTRICTS OF PAYMENTS
44 FROM THE SCHOOL DISTRICT OR CHARTER SCHOOL TO THE COMMUNITY COLLEGES UNDER
45 THIS SECTION SHALL NOT BE INCLUDED UNDER THE DISTRICT EXPENDITURE LIMITATION

1 PRESCRIBED PURSUANT TO ARTICLE IX, SECTION 21, CONSTITUTION OF ARIZONA. IF
2 THE INSTRUCTION PROVIDED UNDER THIS PARAGRAPH IS OFFERED ON A COMMUNITY
3 COLLEGE CAMPUS, THE FUNDING AND IMPLEMENTATION MECHANICS BETWEEN THE SCHOOL
4 DISTRICT OR CHARTER SCHOOL AND THE COMMUNITY COLLEGE SHALL BE DETERMINED BY
5 AGREEMENT BETWEEN THE SCHOOL DISTRICT OR CHARTER SCHOOL AND THE COMMUNITY
6 COLLEGE.

7 2. REMAIN IN HIGH SCHOOL AND PARTICIPATE IN PROGRAMS OF STUDY
8 AVAILABLE TO STUDENTS THROUGH THE SCHOOL DISTRICT OR CHARTER SCHOOL. THE
9 SCHOOL DISTRICT OR CHARTER SCHOOL SHALL CONTINUE TO INCLUDE THAT STUDENT IN
10 THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S STUDENT COUNT AND SHALL CONTINUE TO
11 RECEIVE PER PUPIL FUNDING FOR A STUDENT WHO IS ELIGIBLE FOR A HIGH SCHOOL
12 DIPLOMA UNTIL THAT STUDENT WOULD OTHERWISE HAVE GRADUATED AT THE END OF GRADE
13 TWELVE, AS LONG AS THAT STUDENT IS ENROLLED IN APPROVED ADVANCED PREPARATION
14 PROGRAMS OF STUDY AT THAT SCHOOL DISTRICT OR CHARTER SCHOOL. STUDENTS WHO
15 ELECT TO REMAIN IN HIGH SCHOOL PURSUANT TO THIS PARAGRAPH SHALL NOT BE
16 PREVENTED FROM ENROLLING AT A HIGH SCHOOL AFTER THE STUDENT BECOMES ELIGIBLE
17 FOR A HIGH SCHOOL DIPLOMA AND SHALL BE ELIGIBLE TO PARTICIPATE IN
18 EXTRACURRICULAR ACTIVITIES, INCLUDING INTERSCHOLASTIC SPORTS, THROUGH THE END
19 OF GRADE TWELVE.

20 3. ENROLL IN A FULL-TIME CAREER AND TECHNICAL EDUCATION PROGRAM
21 OFFERED ON A HIGH SCHOOL CAMPUS OR A JOINT TECHNICAL EDUCATION DISTRICT
22 CAMPUS, OR ANY COMBINATION OF THESE CAMPUSES. A STUDENT WHO ELECTS TO REMAIN
23 IN HIGH SCHOOL PURSUANT TO THIS PARAGRAPH SHALL NOT BE PREVENTED FROM
24 ENROLLING AT A HIGH SCHOOL AFTER THE PUPIL BECOMES ELIGIBLE FOR A HIGH SCHOOL
25 DIPLOMA AND SHALL BE ELIGIBLE TO PARTICIPATE IN EXTRACURRICULAR ACTIVITIES,
26 INCLUDING INTERSCHOLASTIC SPORTS, THROUGH THE END OF GRADE TWELVE. THE SCHOOL
27 DISTRICT OR CHARTER SCHOOL FROM WHICH THE STUDENT BECAME ELIGIBLE FOR THE
28 HIGH SCHOOL DIPLOMA SHALL INCLUDE THAT STUDENT IN THE SCHOOL DISTRICT'S OR
29 CHARTER SCHOOL'S STUDENT COUNT AND SHALL CONTINUE TO RECEIVE PER PUPIL
30 FUNDING FOR A STUDENT WHO IS ELIGIBLE FOR A HIGH SCHOOL DIPLOMA UNTIL THAT
31 STUDENT WOULD OTHERWISE HAVE GRADUATED AT THE END OF GRADE TWELVE, AS LONG AS
32 THAT STUDENT IS ENROLLED IN AN APPROVED FULL-TIME CAREER AND TECHNICAL
33 EDUCATION PROGRAM. NOTWITHSTANDING ANY OTHER LAW, IF THE INSTRUCTION
34 PROVIDED UNDER THIS PARAGRAPH IS PROVIDED BY A JOINT TECHNICAL EDUCATION
35 DISTRICT IN A FULL-TIME CAREER AND TECHNICAL EDUCATION PROGRAM THAT IS
36 DESIGNED TO LEAD TO A CERTIFICATE THAT IS AWARDED BY AN INDUSTRY OR
37 RECOGNIZED AS MEETING INDUSTRY STANDARDS, THE SUM OF THE AVERAGE DAILY
38 MEMBERSHIP FOR THAT PUPIL SHALL NOT EXCEED 1.25, AND THE AVERAGE DAILY
39 MEMBERSHIP SHALL BE APPORTIONED AT 1.0 FOR THE JOINT TECHNICAL EDUCATION
40 DISTRICT AND 0.25 FOR THE SCHOOL DISTRICT.

41 4. IF ACCEPTED FOR ADMISSION TO A UNIVERSITY UNDER THE JURISDICTION OF
42 THE ARIZONA BOARD OF REGENTS, ENROLL IN THE UNIVERSITY AFTER COMPLETION OF
43 ADDITIONAL HIGH SCHOOL COURSEWORK DESIGNED TO PREPARE STUDENTS FOR ADMISSION
44 TO SELECTIVE POSTSECONDARY INSTITUTIONS THAT OFFER BACCALAUREATE DEGREES.
45 THE SCHOOL DISTRICT OR CHARTER SCHOOL FROM WHICH THE STUDENT EARNED THE HIGH

1 SCHOOL DIPLOMA SHALL INCLUDE THAT STUDENT IN THE SCHOOL DISTRICT'S OR CHARTER
2 SCHOOL'S STUDENT COUNT AND SHALL CONTINUE TO RECEIVE PER PUPIL FUNDING FOR A
3 STUDENT WHO EARNS A HIGH SCHOOL DIPLOMA UNTIL THAT STUDENT WOULD OTHERWISE
4 HAVE GRADUATED AT THE END OF GRADE TWELVE FOR AS LONG AS THAT STUDENT IS
5 ENROLLED AS A FULL-TIME STUDENT IN THE UNIVERSITY. ONE-THIRD OF THE SCHOOL
6 DISTRICT'S OR CHARTER SCHOOL'S AVERAGE DAILY MEMBERSHIP AMOUNT SHALL BE
7 RETAINED BY THE SCHOOL DISTRICT OR THE OPERATOR OF THE CHARTER SCHOOL.
8 ONE-THIRD OF THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S AVERAGE DAILY
9 MEMBERSHIP AMOUNT SHALL BE RETAINED FOR USE AT THE SCHOOL SITE. ONE-THIRD OF
10 THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S AVERAGE DAILY MEMBERSHIP AMOUNT
11 SHALL BE DISTRIBUTED AS FOLLOWS:

12 (a) FIFTY PER CENT OF THIS AMOUNT SHALL BE DEPOSITED IN A SCHOLARSHIP
13 ACCOUNT ESTABLISHED AND MANAGED BY THE SCHOOL DISTRICT OR CHARTER SCHOOL FROM
14 WHICH THE STUDENT GRADUATED SPECIFICALLY FOR A STUDENT WHO QUALIFIES FOR A
15 DIPLOMA AND WHO ATTENDS A UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA
16 BOARD OF REGENTS AS A FULL-TIME STUDENT.

17 (b) FIFTY PER CENT OF THIS AMOUNT SHALL BE RETAINED BY THE UNIVERSITY
18 WHERE THE STUDENT IS ENROLLED.

19 B. A STUDENT WHO OBTAINS A HIGH SCHOOL DIPLOMA THROUGH THE FULFILLMENT
20 OF A DEFINED COMPETENCY-BASED EDUCATIONAL PATHWAY PURSUANT TO THIS SECTION IS
21 NOT ELIGIBLE TO PARTICIPATE IN THE EARLY GRADUATION SCHOLARSHIP PROGRAM
22 ESTABLISHED BY SECTION 15-105 IF THE STUDENT ELECTS TO PURSUE ONE OF THE
23 PATHWAYS PRESCRIBED IN SUBSECTION A OF THIS SECTION. THE DEPARTMENT OF
24 EDUCATION SHALL NOT TRANSMIT ANY MONIES TO THE COMMISSION FOR POSTSECONDARY
25 EDUCATION PURSUANT TO SECTION 15-105, SUBSECTION F ON BEHALF OF ANY STUDENT
26 WHO OBTAINS A HIGH SCHOOL DIPLOMA PURSUANT TO THIS SECTION IF THE STUDENT
27 ELECTS TO PURSUE ONE OF THE PATHWAYS PRESCRIBED IN SUBSECTION A OF THIS
28 SECTION.

APPROVED BY THE GOVERNOR MARCH 29, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 29, 2012.

Passed the House March 20, 2012,

by the following vote: 54 Ayes,

3, Nays, 3 Not Voting

[Signature]
Speaker of the House

Cheryl Laube
Chief Clerk of the House

Passed the Senate February 16, 2012,

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting

[Signature]
President of the Senate

Susan Acules
Assistant 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. 1255

~~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~~

SENATE CONCURS IN HOUSE
AMENDMENTS AND FINAL PASSAGE

Passed the Senate March 28, 20 12

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting

Steve Tieren
President of the Senate

Charmin Bellisari
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

28 day of March, 20 12

at 12:30 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 29th day of

March

at 2:47 o'clock P. M.

[Signature]
Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this 29th day of March, 20 12

S.B. 1255

at 4:58 o'clock M.

[Signature]
Secretary of State