

House Engrossed

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
House of Representatives
Fiftieth Legislature
Second Regular Session
2012

CHAPTER 335

HOUSE BILL 2599

AN ACT

AMENDING TITLE 15, CHAPTER 2, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-211; RELATING TO THE STATE BOARD OF EDUCATION.

(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 2, article 1, Arizona Revised Statutes,
3 is amended by adding section 15-211, to read:

4 15-211. Petition process for regulatory exemptions; annual
5 report

6 A. NOTWITHSTANDING ANY OTHER LAW, A SCHOOL DISTRICT THAT HAS BEEN
7 ASSIGNED A LETTER GRADE OF A PURSUANT TO SECTION 15-241 FOR THREE CONSECUTIVE
8 YEARS AND THAT DOES NOT HAVE ANY SCHOOLS WITHIN THE SCHOOL DISTRICT THAT HAVE
9 BEEN ASSIGNED A LETTER GRADE OF F PURSUANT TO SECTION 15-241 DURING THE SAME
10 THREE YEARS MAY RECEIVE EXEMPTIONS FROM STATUTES AND RULES AS PRESCRIBED IN
11 THIS SECTION.

12 B. IF A SCHOOL DISTRICT QUALIFIES FOR AN EXEMPTION PURSUANT TO
13 SUBSECTION A OF THIS SECTION, THE SCHOOL DISTRICT MAY IDENTIFY AND SUBMIT
14 EXEMPTIONS TO STATUTES AND RULES RELATING TO SCHOOLS, GOVERNING BOARDS AND
15 SCHOOL DISTRICTS TO THE STATE BOARD OF EDUCATION FOR APPROVAL. THE STATE
16 BOARD OF EDUCATION SHALL REVIEW AND APPROVE THE EXEMPTIONS SUBMITTED BY THE
17 SCHOOL DISTRICT, EXCEPT FOR THOSE STATUTES AND RULES THAT THE STATE BOARD OF
18 EDUCATION DETERMINES DIRECTLY APPLY TO THE FOLLOWING:

- 19 1. CERTIFICATION.
- 20 2. HEALTH AND SAFETY.
- 21 3. STATE ACADEMIC STANDARDS AND ASSESSMENTS.
- 22 4. REQUIREMENTS FOR THE GRADUATION OF PUPILS FROM HIGH SCHOOL.
- 23 5. SPECIAL EDUCATION.
- 24 6. FINANCIAL COMPLIANCE AND PROCUREMENT REQUIREMENTS.
- 25 7. THE SCHOOL AND SCHOOL DISTRICT ACCOUNTABILITY PROVISIONS OF SECTION

26 15-241.

27 C. THE STATE BOARD OF EDUCATION MAY MAKE ADJUSTMENTS TO THE LIST OF
28 EXEMPTIONS SUBMITTED BY SCHOOL DISTRICTS TO COMPLY WITH VOTER-APPROVED
29 MANDATES AND FEDERAL LAW IN THE LEAST RESTRICTIVE MANNER ALLOWED BY LAW.

30 D. EXEMPTIONS PREVIOUSLY ISSUED BY THE STATE BOARD OF EDUCATION
31 PURSUANT TO THIS SECTION SHALL BE IMMEDIATELY DISCONTINUED IF A SCHOOL
32 DISTRICT FALLS BELOW A LETTER GRADE OF A FOR THREE CONSECUTIVE YEARS OR IS
33 ASSIGNED A LETTER GRADE OF C, D OR F AT ANY TIME.

34 E. THE STATE BOARD OF EDUCATION SHALL SUBMIT TO THE GOVERNOR, THE
35 PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES ON OR
36 BEFORE DECEMBER 1 OF EACH YEAR A REPORT THAT INCLUDES A LIST OF THE
37 EXEMPTIONS SUBMITTED BY SCHOOL DISTRICTS AND A LIST OF THE EXEMPTIONS THAT
38 WERE DENIED BY THE STATE BOARD. THE STATE BOARD SHALL PROVIDE A COPY OF THIS
39 REPORT TO THE SECRETARY OF STATE.

~~APPROVED BY THE GOVERNOR MAY 11, 2012.~~

~~FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 14, 2012.~~

Passed the House February 28, 2012

Passed the Senate April 19, 2012

by the following vote: 56 Ayes,

by the following vote: 29 Ayes,

0 Nays, 3 Not Voting
1 vacant

0 Nays, _____ Not Voting

[Signature]
Speaker of the House

[Signature]
President of the Senate

[Signature]
Chief Clerk of the House

[Signature]
Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

30th day of April, 2012

at 4:30 o'clock P M.

[Signature]
Secretary to the Governor

Approved this 11th day of

May

at 3:10 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 14th day of May, 2012

at 3:30 o'clock a M.

[Signature]
Secretary of State

H.B. 2599