Senate Engrossed House Bill

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MICHELE REAGAN
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CHAPTER 138

HOUSE BILL 2620

AN ACT

AMENDING SECTIONS 15-201, 15-202, 15-203, 15-231, 15-251, 15-350, 15-531, 15-534.01 AND 41-1750, ARIZONA REVISED STATUTES; APPROPRIATING MONIES; RELATING TO STATE GOVERNANCE OF SCHOOLS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

Section 1. Section 15-201, Arizona Revised Statutes, is amended to read:

15-201. State board of education; members; appointment; terms

A. The state board of education shall be composed of the superintendent of public instruction, the president of a state university or a state college, ~~three~~ FOUR lay members, a president or chancellor of a community college district, A PERSON WHO IS AN OWNER OR ADMINISTRATOR OF A CHARTER SCHOOL, a superintendent of a high school district, a classroom teacher and a county school superintendent. A member who is a president of a state university or a state college shall not succeed himself.

B. The governor shall appoint each member, other than the superintendent of public instruction, pursuant to section 38-211 for a term of four years beginning on the third Monday in January.

Sec. 2. Section 15-202, Arizona Revised Statutes, is amended to read:

15-202. Meetings; majority required for validation; travel expenses; immunity

A. The state board of education shall hold four regular meetings annually at times it directs. Special meetings may be held on the call of the presiding officer.

B. Concurrence of a majority of all members of the board is necessary for validation of an act of the board.

C. Members shall be allowed travel expenses and reimbursement for subsistence, as provided by title 38, chapter 4, article 2, to be paid ~~upon~~ ON claims approved by the ~~superintendent of public instruction~~ DEPARTMENT OF ADMINISTRATION, as other claims against the state are paid, from the appropriation for the board authorized in the general ~~appropriation~~ APPROPRIATIONS bill.

D. Members of the board are immune from personal liability with respect to all acts done and actions taken in good faith within the scope of their authority during duly constituted regular and special meetings with approval of a majority of ALL MEMBERS OF the board.

Sec. 3. Section 15-203, Arizona Revised Statutes, is amended to read:

15-203. Powers and duties

A. The state board of education shall:

1. Exercise general supervision over and regulate the conduct of the public school system and adopt any rules and policies it deems necessary to accomplish this purpose.

2. Keep a record of its proceedings.

3. Make rules for its own government.

4. Determine the policy and work undertaken by it.

5. Subject to title 41, chapter 4, article 4, employ staff ~~on the recommendation of the superintendent of public instruction~~.

6. Prescribe AND SUPERVISE the duties of its employees PURSUANT TO TITLE 41, CHAPTER 4, ARTICLE 4, if not OTHERWISE prescribed by statute.

7. Delegate to the superintendent of public instruction the execution of board policies and rules.

8. Recommend to the legislature changes or additions to the statutes pertaining to schools.

9. Prepare, publish and distribute reports concerning the educational welfare of this state.

10. Prepare a budget for expenditures necessary for proper maintenance of the board and accomplishment of its purposes and present the budget to the legislature.

11. Aid in the enforcement of laws relating to schools.

12. Prescribe a minimum course of study in the common schools, minimum competency requirements for the promotion of pupils from the third grade and minimum course of study and competency requirements for the promotion of pupils from the eighth grade. The state board of education shall prepare a fiscal impact statement of any proposed changes to the minimum course of study or competency requirements and, on completion, shall send a copy to the director of the joint legislative budget committee and the executive director of the school facilities board. The state board of education shall not adopt any changes in the minimum course of study or competency requirements in effect on July 1, 1998 that will have a fiscal impact on school capital costs.

13. Prescribe minimum course of study and competency requirements for the graduation of pupils from high school. The state board of education shall prepare a fiscal impact statement of any proposed changes to the minimum course of study or competency requirements and, on completion, shall send a copy to the director of the joint legislative budget committee and the executive director of the school facilities board. The state board of education shall not adopt any changes in the minimum course of study or competency requirements in effect on July 1, 1998 that will have a fiscal impact on school capital costs.

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

(a) Shall allow a variety of alternative teacher and administrator preparation programs, with variations in program sequence and design, to apply for program approval. The state board shall adopt rules pursuant to this subdivision designed to allow for a variety of formats and shall not require a prescribed answer or design from the program provider in order to

obtain approval from the state board. The state board shall evaluate each program provider based on the program's ability to prepare teachers and administrators and to recruit teachers and administrators with a variety of experiences and talents. The state board shall permit universities under the jurisdiction of the Arizona board of regents, community colleges in this state, private postsecondary institutions licensed by this state, school districts, charter schools and professional organizations to apply for program approval and shall create application procedures and certification criteria that are less restrictive than those for traditional preparation programs. Alternative preparation program graduates shall:

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

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

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

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

(v) Complete training in ~~research based~~ RESEARCH-BASED systematic phonics instruction as prescribed in subdivision (b) of this paragraph.

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

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

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

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

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

(f) Shall provide for the issuance of a specialized teaching certificate to classroom teachers with expertise in either science, technology, engineering or mathematics. Teachers who are certified pursuant to this subdivision shall complete training in structured English immersion as prescribed by the state board. Teachers who are certified pursuant to this subdivision are exempt from the professional knowledge and subject knowledge proficiency requirements prescribed in section 15-533 and from the proficiency requirements prescribed in section 15-532 on the Constitutions of the United States and Arizona. A teacher who obtains a specialized teaching certificate pursuant to this subdivision may provide instruction in the teacher's field of expertise in grades six through twelve at any public school in this state. This subdivision does not require a teacher who has obtained another type of teaching certificate from the state board to obtain

a specialized teaching certificate pursuant to this subdivision in order to provide instruction in grades six through twelve in a science, technology, engineering or mathematics course. A classroom teacher is eligible for a specialized teaching certificate pursuant to this subdivision if the teacher meets all of the following requirements:

(i) Has taught science, technology, engineering or mathematics courses for the last two consecutive years and for a total of at least three years at one or more regionally or nationally accredited public or private postsecondary institutions. An applicant shall demonstrate compliance with this requirement by providing the state board with written proof of employment for specific durations from one or more qualifying postsecondary institutions.

(ii) Has either a baccalaureate degree, a master's degree or a doctorate degree in an academic subject that is specific to science, technology, engineering or mathematics or has obtained a passing score on a statewide educator assessment in science, technology, engineering or mathematics that is recognized by the state board.

(iii) Obtains a valid fingerprint clearance card that is issued pursuant to title 41, chapter 12, article 3.1.

(g) Notwithstanding section 15-533, may exempt persons applying for a secondary education certificate from the subject knowledge portion of the proficiency examination if the state board determines that the person has work experience in science, technology, engineering or mathematics and can demonstrate adequate knowledge of a particular subject through a postsecondary education degree or twenty-four credit hours of relevant coursework.

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

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

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

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

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

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

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

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

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

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

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

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

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

27. Adopt rules that provide for educator certification reciprocity. The rules for issuance of a comparable reciprocal educator certificate shall include a requirement that the applicant possess a comparable valid certification from another state.

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

(a) Currently resides in this state.

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

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

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

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

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

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

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

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

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

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

32. To facilitate the transfer of military personnel and their dependents to and from the public schools of this state, pursue, in

cooperation with the Arizona board of regents, reciprocity agreements with other states concerning the transfer credits for military personnel and their dependents. A reciprocity agreement entered into pursuant to this paragraph shall:

(a) Address procedures for each of the following:

(i) The transfer of student records.

(ii) Awarding credit for completed coursework.

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

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

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

34. For each of the alternative textbook formats of human-voiced audio, large-print and braille, designate alternative media producers to adapt existing standard print textbooks or to provide specialized textbooks, or both, for pupils with disabilities in this state. Each alternative media producer shall be capable of producing alternative textbooks in all relevant subjects in at least one of the alternative textbook formats. The board shall post the designated list of alternative media producers on its website.

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

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

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

38. Adopt and maintain a model framework for a teacher and principal evaluation instrument that includes quantitative data on student academic progress that accounts for between thirty-three percent and fifty percent of the evaluation outcomes. The framework shall include four performance classifications, designated as highly effective, effective, developing and ineffective, and guidelines for school districts and charter schools to use in their evaluation instruments. The state board of education shall adopt best practices for professional development and evaluator training. The state board of education may periodically make adjustments to align the model framework for teacher and principal evaluations with assessment or data changes at the state level. School districts and charter schools shall use an instrument that meets the data requirements established by the state board of education to annually evaluate individual teachers and principals. School districts and charter schools shall adopt definitions for the performance classifications adopted by the state board of education in a public meeting and apply the performance classifications to their evaluation instruments in a manner designed to improve principal and teacher performance. For charter holders, the principal evaluation instrument applies to each charter school's instructional leader whose primary responsibility is to oversee the academic performance of the charter school. This paragraph does not apply to an officer, director, member or partner of the charter holder. The school district governing board shall discuss at a public meeting at least annually its aggregate performance classifications of principals and teachers.

39. Adopt rules to define competency-based educational pathways for college and career readiness that may be used by schools. The rules shall include the following components:

(a) The establishment of learning outcomes that will be expected for students in a particular subject.

(b) A process and criteria by which assessments may be identified or established to determine if students have reached the desired competencies in a particular subject.

(c) A mechanism to allow pupils in grades seven through twelve who have demonstrated competency in a subject to immediately obtain credit for the mastery of that subject. The rules shall include a list of applicable subjects, including the level of competency required for each subject.

40. In consultation with the department of health services, the department of education, medical professionals, school health professionals, school administrators and an organization that represents school nurses in this state, adopt rules ~~on or before January 1, 2014~~ that prescribe the following for school districts and charter schools:

(a) Annual training in the administration of auto-injectable epinephrine, as directed on the prescription protocol, for designated medical and nonmedical school personnel. The annual training prescribed in this subdivision is optional during any fiscal year in which sufficient monies are not appropriated by the legislature during that fiscal year to provide for

the purchase of two juvenile doses and two adult doses of ~~auto-injectable~~ epinephrine AUTO-INJECTORS at each public school in this state and if the school does not stock two juvenile doses and two adult doses of ~~auto-injectable~~ epinephrine AUTO-INJECTORS at the school during that fiscal year.

(b) Annual training for all school site personnel on the recognition of anaphylactic shock symptoms and the procedures to follow when anaphylactic shock occurs, following the national guidelines of the American academy of pediatrics. The annual training prescribed in this subdivision is optional during any fiscal year in which sufficient monies are not appropriated by the legislature during that fiscal year to provide for the purchase of two juvenile doses and two adult doses of ~~auto-injectable~~ epinephrine AUTO-INJECTORS at each public school in this state and if the school does not stock two juvenile doses and two adult doses of ~~auto-injectable~~ epinephrine AUTO-INJECTORS at the school during that fiscal year.

(c) Procedures for the administration of ~~auto-injectable~~ epinephrine AUTO-INJECTORS in emergency situations, as directed on the prescription protocol.

(d) Procedures for annually requesting a standing order for epinephrine auto-injectors pursuant to section 15-157 from the chief medical officer of the department of health services, the chief medical officer of a county health department, a doctor of medicine licensed pursuant to title 32, chapter 13 or a doctor of osteopathy licensed pursuant to title 32, chapter 17.

(e) Procedures for reporting the use of ~~auto-injectable~~ epinephrine AUTO-INJECTORS to the department of health services.

B. The state board of education may:

1. Contract.

2. Sue and be sued.

3. Distribute and score the tests prescribed in chapter 7, article 3 of this title.

4. Provide for an advisory committee to conduct hearings and screenings to determine whether grounds exist to impose disciplinary action against a certificated person, whether grounds exist to reinstate a revoked or surrendered certificate and whether grounds exist to approve or deny an initial application for certification or a request for renewal of a certificate. The board may delegate its responsibility to conduct hearings and screenings to its advisory committee. Hearings shall be conducted pursuant to title 41, chapter 6, article 6.

5. Proceed with the disposal of any complaint requesting disciplinary action or with any disciplinary action against a person holding a certificate as prescribed in subsection A, paragraph 14 of this section after the suspension or expiration of the certificate or surrender of the certificate by the holder.

6. Assess costs and reasonable attorney fees against a person who files a frivolous complaint or who files a complaint in bad faith. Costs assessed pursuant to this paragraph shall not exceed the expenses incurred by the ~~state board~~ DEPARTMENT OF EDUCATION in the investigation of the complaint.

Sec. 4. Section 15-231, Arizona Revised Statutes, is amended to read:

15-231. Department of education

A. There is created a department of education.

B. The department shall be administered through:

1. The state board of education, which shall be the ~~policy determining~~ POLICY-DETERMINING body of the department.

2. The superintendent of public instruction, in whom all executive, administrative and ministerial functions of the department are vested and who is the executive officer RESPONSIBLE FOR THE EXECUTION OF POLICIES of the state board of education.

C. In addition to any divisions established by law, the superintendent of public instruction may establish such divisions as in the judgment of the superintendent of public instruction are necessary for the proper transaction of the business of the department.

D. The department shall be conducted under the control of the superintendent of public instruction.

Sec. 5. Section 15-251, Arizona Revised Statutes, is amended to read:

15-251. Powers and duties

The superintendent of public instruction shall:

1. Superintend the schools of this state.

2. Request the auditor general to investigate when necessary the accounts of school monies kept by any state, county or district officer.

3. Subject to supervision by the state board of education, apportion to the several counties the monies to which each county is entitled for the year. Apportionment shall be made as provided in chapter 9 of this title.

~~4. Direct the work of all employees of the board who shall be employees of the department of education.~~

~~5.~~ 4. Execute, under the direction of the state board of education, the policies ~~which~~ THAT have been decided ~~upon~~ ON by the state board.

~~6.~~ 5. Direct the performance of executive, administrative or ministerial functions by the department of education or divisions or employees ~~thereof~~ OF THE DEPARTMENT.

6. DIRECT AND OVERSEE THE WORK OF ALL INVESTIGATORS RELATED TO THE INVESTIGATION OF CERTIFICATED PERSONS OR PERSONS SEEKING CERTIFICATION FOR IMMORAL OR UNPROFESSIONAL CONDUCT UNDER THIS TITLE AND RULES ADOPTED PURSUANT TO THIS TITLE. THE INVESTIGATORS SHALL BE HOUSED WITHIN AND ARE EMPLOYEES OF THE DEPARTMENT OF EDUCATION.

7. PROVIDE INFORMATION TO THE STATE BOARD OF EDUCATION RELATED TO THE POWERS AND DUTIES SET FORTH IN SECTION 15-203.

Sec. 6. Section 15-350, Arizona Revised Statutes, is amended to read:

15-350. Investigation of immoral or unprofessional conduct; confidentiality

A. On request of the state board of education OR THE DEPARTMENT OF EDUCATION, any school or school district that has employed a certificated person during the time in which the person is alleged to have engaged in conduct constituting grounds for disciplinary action shall make available the attendance and testimony of witnesses, documents and any physical evidence within the school district's control for examination or copying. All information received and records or reports kept by the state board of education OR THE DEPARTMENT OF EDUCATION during an investigation of immoral or unprofessional conduct are confidential and are not a public record.

B. Notwithstanding subsection A of this section, the ~~state board~~ DEPARTMENT of education may provide information, records or reports relating to the investigation of a certificate holder to any school or school district that currently employs the certificate holder. All information, records or reports received by any school or school district pursuant to this subsection shall be used for employment purposes only, are confidential and are not a public record.

C. An investigator who is regularly employed and paid by the ~~state board~~ DEPARTMENT of education has the authority to access criminal history records and criminal history record information, as defined in section 41-1750, from law enforcement agencies.

Sec. 7. Section 15-531, Arizona Revised Statutes, is amended to read:

15-531. Fees

A. The state board of education may fix and collect fees for:

1. THE issuance and evaluation, singly or both, ~~including~~ OF ANY provisional, basic or standard teaching certificate, ANY administrative, specialized service, nurse, career and technical education, vocational education or substitute CERTIFICATE, special subject endorsements including ~~guidance counselor~~ GUIDANCE COUNSELOR, art, music, physical education, industrial arts, librarian or driver training, AND one-year and multiyear certificates including adult education, emergency or intern certificates, not less than twenty dollars and not more than thirty dollars.

2. THE renewal AND EVALUATION, SINGLY OR BOTH, of any certificate, name changes, duplicates or changes of coding to existing files or certificates, not less than ten dollars and not more than twenty dollars.

3. THE administration and evaluation of the examination on the Constitutions of the United States and Arizona. Fees for the examination on the Constitutions of the United States and Arizona shall not exceed the fees assessed by the test publisher.

4. THE administration and evaluation of the proficiency examination for applicants for teaching certificates. Fees for the proficiency examination shall not exceed the fees assessed by the test publisher.

B. The department of education, in collecting the fees authorized by this section, may impose a convenience fee for transactions conducted using a credit or debit card or other means of electronic payment. The convenience fee shall be assessed on a per transaction basis. Pursuant to section 35-142, subsections K and R, the department shall continue to accept methods of payment that are not subject to a convenience fee.

Sec. 8. Section 15-534.01, Arizona Revised Statutes, is amended to read:

15-534.01. Withdrawal of applications for administrative deficiencies; denial of applications for substantive deficiencies; certification time frames

A. If an application for certification is administratively incomplete, as prescribed in title 41, chapter 6, article 7.1, the department of education ~~or the state board of education~~ shall issue a written notice requesting the applicant to supply missing documents or other information. The department of education shall consider an application for certification withdrawn if, within sixty days after the date of the notice, the applicant does not supply the documentation or information requested or does not provide reasonable documented justification for the delay. On receipt of documented justification, the department of education shall provide an additional thirty days for the requested documentation or information to be provided before considering an application withdrawn.

B. If an application for certification is substantively incomplete, as prescribed in title 41, chapter 6, article 7.1, the department of education ~~or the state board of education~~ may issue a written notice requesting the applicant to supply additional documents or other information. The ~~state board of education or the~~ department of education shall deny an application for certification if, within sixty days after the date of the notice, the applicant does not supply the documentation or information requested.

C. If the final day of a deadline imposed by this section falls on a Saturday, Sunday or other legal holiday, the next business day is the final day of the deadline.

D. A notice of denial of an application for certification issued by ~~the state board of education or~~ the department of education pursuant to subsection B of this section shall comply with section 41-1076.

E. A person who has had an application for certification denied by ~~the state board of education or~~ the department of education pursuant to subsection B of this section may file a written request for a hearing with the state board of education within fifteen days after receiving the notice of denial. The appeal shall be conducted in accordance with title 41, chapter 6, article 6.

Sec. 9. Section 41-1750, Arizona Revised Statutes, is amended to read:

41-1750. Central state repository; department of public safety; duties; funds; accounts; definitions

A. The department is responsible for the effective operation of the central state repository in order to collect, store and disseminate complete and accurate Arizona criminal history records and related criminal justice information. The department shall:

1. Procure from all criminal justice agencies in this state accurate and complete personal identification data, fingerprints, charges, process control numbers and dispositions and such other information as may be pertinent to all persons who have been charged with, arrested for, convicted of or summoned to court as a criminal defendant for a felony offense or an offense involving domestic violence as defined in section 13-3601 or a violation of title 13, chapter 14 or title 28, chapter 4.

2. Collect information concerning the number and nature of offenses known to have been committed in this state and of the legal steps taken in connection with these offenses, such other information that is useful in the study of crime and in the administration of criminal justice and all other information deemed necessary to operate the statewide uniform crime reporting program and to cooperate with the federal government uniform crime reporting program.

3. Collect information concerning criminal offenses that manifest evidence of prejudice based on race, color, religion, national origin, sexual orientation, gender or disability.

4. Cooperate with the central state repositories in other states and with the appropriate agency of the federal government in the exchange of information pertinent to violators of the law.

5. Ensure the rapid exchange of information concerning the commission of crime and the detection of violators of the law among the criminal justice agencies of other states and of the federal government.

6. Furnish assistance to peace officers throughout this state in crime scene investigation for the detection of latent fingerprints and in the comparison of latent fingerprints.

7. Conduct periodic operational audits of the central state repository and of a representative sample of other agencies that contribute records to or receive criminal justice information from the central state repository or through the Arizona criminal justice information system.

8. Establish and enforce the necessary physical and system safeguards to ensure that the criminal justice information maintained and disseminated by the central state repository or through the Arizona criminal justice information system is appropriately protected from unauthorized inquiry, modification, destruction or dissemination as required by this section.

9. Aid and encourage coordination and cooperation among criminal justice agencies through the statewide and interstate exchange of criminal justice information.

10. Provide training and proficiency testing on the use of criminal justice information to agencies receiving information from the central state repository or through the Arizona criminal justice information system.

11. Operate and maintain the Arizona automated fingerprint identification system established by section 41-2411.

12. Provide criminal history record information to the fingerprinting division for the purpose of screening applicants for fingerprint clearance cards.

B. The director may establish guidelines for the submission and retention of criminal justice information as deemed useful for the study or prevention of crime and for the administration of criminal justice.

C. The chief officers of criminal justice agencies of this state or its political subdivisions shall provide to the central state repository fingerprints and information concerning personal identification data, descriptions, crimes for which persons are arrested, process control numbers and dispositions and such other information as may be pertinent to all persons who have been charged with, arrested for, convicted of or summoned to court as criminal defendants for felony offenses or offenses involving domestic violence as defined in section 13-3601 or violations of title 13, chapter 14 or title 28, chapter 4 that have occurred in this state.

D. The chief officers of law enforcement agencies of this state or its political subdivisions shall provide to the department such information as necessary to operate the statewide uniform crime reporting program and to cooperate with the federal government uniform crime reporting program.

E. The chief officers of criminal justice agencies of this state or its political subdivisions shall comply with the training and proficiency testing guidelines as required by the department to comply with the federal national crime information center mandates.

F. The chief officers of criminal justice agencies of this state or its political subdivisions also shall provide to the department information concerning crimes that manifest evidence of prejudice based on race, color, religion, national origin, sexual orientation, gender or disability.

G. The director shall authorize the exchange of criminal justice information between the central state repository, or through the Arizona criminal justice information system, whether directly or through any intermediary, only as follows:

1. With criminal justice agencies of the federal government, Indian tribes, this state or its political subdivisions and other states, on request by the chief officers of such agencies or their designated representatives, specifically for the purposes of the administration of criminal justice and for evaluating the fitness of current and prospective criminal justice employees.

2. With any noncriminal justice agency pursuant to a statute, ordinance or executive order that specifically authorizes the noncriminal justice agency to receive criminal history record information for the purpose

of evaluating the fitness of current or prospective licensees, employees, contract employees or volunteers, on submission of the subject's fingerprints and the prescribed fee. Each statute, ordinance, or executive order that authorizes noncriminal justice agencies to receive criminal history record information for these purposes shall identify the specific categories of licensees, employees, contract employees or volunteers, and shall require that fingerprints of the specified individuals be submitted in conjunction with such requests for criminal history record information.

3. With the board of fingerprinting for the purpose of conducting good cause exceptions pursuant to section 41-619.55 and central registry exceptions pursuant to section 41-619.57.

4. With any individual for any lawful purpose on submission of the subject of record's fingerprints and the prescribed fee.

5. With the governor, if the governor elects to become actively involved in the investigation of criminal activity or the administration of criminal justice in accordance with the governor's constitutional duty to ensure that the laws are faithfully executed or as needed to carry out the other responsibilities of the governor's office.

6. With regional computer centers that maintain authorized computer-to-computer interfaces with the department, that are criminal justice agencies or under the management control of a criminal justice agency and that are established by a statute, ordinance or executive order to provide automated data processing services to criminal justice agencies specifically for the purposes of the administration of criminal justice or evaluating the fitness of regional computer center employees who have access to the Arizona criminal justice information system and the national crime information center system.

7. With an individual who asserts a belief that criminal history record information relating to the individual is maintained by an agency or in an information system in this state that is subject to this section. On submission of fingerprints, the individual may review this information for the purpose of determining its accuracy and completeness by making application to the agency operating the system. Rules adopted under this section shall include provisions for administrative review and necessary correction of any inaccurate or incomplete information. The review and challenge process authorized by this paragraph is limited to criminal history record information.

8. With individuals and agencies pursuant to a specific agreement with a criminal justice agency to provide services required for the administration of criminal justice pursuant to that agreement if the agreement specifically authorizes access to data, limits the use of data to purposes for which given and ensures the security and confidentiality of the data consistent with this section.

9. With individuals and agencies for the express purpose of research, evaluative or statistical activities pursuant to an agreement with a criminal

justice agency if the agreement specifically authorizes access to data, limits the use of data to research, evaluative or statistical purposes and ensures the confidentiality and security of the data consistent with this section.

10. With the auditor general for audit purposes.

11. With central state repositories of other states for noncriminal justice purposes for dissemination in accordance with the laws of those states.

12. On submission of the fingerprint card, with the department of child safety and a tribal social services agency to provide criminal history record information on prospective adoptive parents for the purpose of conducting the preadoption certification investigation under title 8, chapter 1, article 1 if the department of economic security is conducting the investigation, or with an agency or a person appointed by the court, if the agency or person is conducting the investigation. Information received under this paragraph shall only be used for the purposes of the preadoption certification investigation.

13. With the department of child safety, a tribal social services agency and the superior court for the purpose of evaluating the fitness of custodians or prospective custodians of juveniles, including parents, relatives and prospective guardians. Information received under this paragraph shall only be used for the purposes of that evaluation. The information shall be provided on submission of either:

(a) The fingerprint card.

(b) The name, date of birth and social security number of the person.

14. On submission of a fingerprint card, provide criminal history record information to the superior court for the purpose of evaluating the fitness of investigators appointed under section 14-5303 or 14-5407, guardians appointed under section 14-5206 or 14-5304 or conservators appointed under section 14-5401.

15. With the supreme court to provide criminal history record information on prospective fiduciaries pursuant to section 14-5651.

16. With the department of juvenile corrections to provide criminal history record information pursuant to section 41-2814.

17. On submission of the fingerprint card, provide criminal history record information to the Arizona peace officer standards and training board or a board certified law enforcement academy to evaluate the fitness of prospective cadets.

18. With the internet sex offender ~~web site~~ WEBSITE database established pursuant to section 13-3827.

19. With licensees of the United States nuclear regulatory commission for the purpose of determining whether an individual should be granted unescorted access to the protected area of a commercial nuclear generating station on submission of the subject of record's fingerprints and the prescribed fee.

20. With the ~~state board~~ DEPARTMENT of education for the purpose of evaluating the fitness of a certificated teacher or administrator or an applicant for a teaching or an administrative certificate, provided that the ~~state board~~ DEPARTMENT of education or its employees or agents have reasonable suspicion that the certificated person engaged in conduct that would be a criminal violation of the laws of this state or was involved in immoral or unprofessional conduct or that the applicant engaged in conduct that would warrant disciplinary action if the applicant were certificated at the time of the alleged conduct. The information shall be provided on the submission of either:

(a) The fingerprint card.

(b) The name, date of birth and social security number of the person.

21. With each school district and charter school in this state. The state board of education and the state board for charter schools shall provide the department of public safety with a current list of e-mail addresses for each school district and charter school in this state and shall periodically provide the department of public safety with updated e-mail addresses. If the department of public safety is notified that a person who is required to have a fingerprint clearance card to be employed by or to engage in volunteer activities at a school district or charter school has been arrested for or convicted of an offense listed in section 41-1758.03, subsection B or has been arrested for or convicted of an offense that amounts to unprofessional conduct under section 15-550, the department of public safety shall notify each school district and charter school in this state that the person's fingerprint clearance card has been suspended or revoked.

22. With a tribal social services agency and the department of child safety as provided by law, which currently is the Adam Walsh child protection and safety act of 2006 (42 United States Code section 16961), for the purposes of investigating or responding to reports of child abuse, neglect or exploitation. Information received pursuant to this paragraph from the national crime information center, the interstate identification index and the Arizona criminal justice information system network shall only be used for the purposes of investigating or responding as prescribed in this paragraph. The information shall be provided on submission to the department of public safety of either:

(a) The fingerprints of the person being investigated.

(b) The name, date of birth and social security number of the person.

23. With a nonprofit organization that interacts with children or vulnerable adults for the lawful purpose of evaluating the fitness of all current and prospective employees, contractors and volunteers of the organization. The criminal history record information shall be provided on submission of the applicant fingerprint card and the prescribed fee.

24. With the superior court for the purpose of determining an individual's eligibility for substance abuse and treatment courts in a family or juvenile case.

1 H. The director shall adopt rules necessary to execute this section.
2 I. The director, in the manner prescribed by law, shall remove and
3 destroy records that the director determines are no longer of value in the
4 detection or prevention of crime.
5 J. The director shall establish a fee in an amount necessary to cover
6 the cost of federal noncriminal justice fingerprint processing for criminal
7 history record information checks that are authorized by law for noncriminal
8 justice employment, licensing or other lawful purposes. An additional fee
9 may be charged by the department for state noncriminal justice fingerprint
10 processing. Fees submitted to the department for state noncriminal justice
11 fingerprint processing are not refundable.
12 K. The director shall establish a fee in an amount necessary to cover
13 the cost of processing copies of department reports, eight by ten inch black
14 and white photographs or eight by ten inch color photographs of traffic
15 accident scenes.
16 L. Except as provided in subsection O of this section, each agency
17 authorized by this section may charge a fee, in addition to any other fees
18 prescribed by law, in an amount necessary to cover the cost of state and
19 federal noncriminal justice fingerprint processing for criminal history
20 record information checks that are authorized by law for noncriminal justice
21 employment, licensing or other lawful purposes.
22 M. A fingerprint account within the records processing fund is
23 established for the purpose of separately accounting for the collection and
24 payment of fees for noncriminal justice fingerprint processing by the
25 department. Monies collected for this purpose shall be credited to the
26 account, and payments by the department to the United States for federal
27 noncriminal justice fingerprint processing shall be charged against the
28 account. Monies in the account not required for payment to the United States
29 shall be used by the department in support of the department's noncriminal
30 justice fingerprint processing duties. At the end of each fiscal year, any
31 balance in the account not required for payment to the United States or to
32 support the department's noncriminal justice fingerprint processing duties
33 reverts to the state general fund.
34 N. A records processing fund is established for the purpose of
35 separately accounting for the collection and payment of fees for department
36 reports and photographs of traffic accident scenes processed by the
37 department. Monies collected for this purpose shall be credited to the fund
38 and shall be used by the department in support of functions related to
39 providing copies of department reports and photographs. At the end of each
40 fiscal year, any balance in the fund not required for support of the
41 functions related to providing copies of department reports and photographs
42 reverts to the state general fund.
43 O. The department of child safety may pay from appropriated monies the
44 cost of federal fingerprint processing or federal criminal history record
45 information checks that are authorized by law for employees and volunteers of

1 the department, guardians pursuant to section 8-453, subsection A,
2 paragraph 6, the licensing of foster parents or the certification of adoptive
3 parents.
4 P. The director shall adopt rules that provide for:
5 1. The collection and disposition of fees pursuant to this section.
6 2. The refusal of service to those agencies that are delinquent in
7 paying these fees.
8 Q. The director shall ensure that the following limitations are
9 observed regarding dissemination of criminal justice information obtained
10 from the central state repository or through the Arizona criminal justice
11 information system:
12 1. Any criminal justice agency that obtains criminal justice
13 information from the central state repository or through the Arizona criminal
14 justice information system assumes responsibility for the security of the
15 information and shall not secondarily disseminate this information to any
16 individual or agency not authorized to receive this information directly from
17 the central state repository or originating agency.
18 2. Dissemination to an authorized agency or individual may be
19 accomplished by a criminal justice agency only if the dissemination is for
20 criminal justice purposes in connection with the prescribed duties of the
21 agency and not in violation of this section.
22 3. Criminal history record information disseminated to noncriminal
23 justice agencies or to individuals shall be used only for the purposes for
24 which it was given. Secondary dissemination is prohibited unless otherwise
25 authorized by law.
26 4. The existence or nonexistence of criminal history record
27 information shall not be confirmed to any individual or agency not authorized
28 to receive the information itself.
29 5. Criminal history record information to be released for noncriminal
30 justice purposes to agencies of other states shall only be released to the
31 central state repositories of those states for dissemination in accordance
32 with the laws of those states.
33 6. Criminal history record information shall be released to
34 noncriminal justice agencies of the federal government pursuant to the terms
35 of the federal security clearance information act (P.L. 99-169).
36 R. This section and the rules adopted under this section apply to all
37 agencies and individuals collecting, storing or disseminating criminal
38 justice information processed by manual or automated operations if the
39 collection, storage or dissemination is funded in whole or in part with
40 monies made available by the law enforcement assistance administration after
41 July 1, 1973, pursuant to title I of the crime control act of 1973, and to
42 all agencies that interact with or receive criminal justice information from
43 or through the central state repository and through the Arizona criminal
44 justice information system.

1 S. This section does not apply to criminal history record information
2 contained in:
3 1. Posters, arrest warrants, announcements or lists for identifying or
4 apprehending fugitives or wanted persons.
5 2. Original records of entry such as police blotters maintained by
6 criminal justice agencies, compiled chronologically and required by law or
7 long-standing custom to be made public if these records are organized on a
8 chronological basis.
9 3. Transcripts or records of judicial proceedings if released by a
10 court or legislative or administrative proceedings.
11 4. Announcements of executive clemency or pardon.
12 5. Computer databases, other than the Arizona criminal justice
13 information system, that are specifically designed for community notification
14 of an offender's presence in the community pursuant to section 13-3825 or for
15 public informational purposes authorized by section 13-3827.
16 T. Nothing in this section prevents a criminal justice agency from
17 disclosing to the public criminal history record information that is
18 reasonably contemporaneous to the event for which an individual is currently
19 within the criminal justice system, including information noted on traffic
20 accident reports concerning citations, blood alcohol tests or arrests made in
21 connection with the traffic accident being investigated.
22 U. In order to ensure that complete and accurate criminal history
23 record information is maintained and disseminated by the central state
24 repository:
25 1. The arresting authority shall take legible ten-print fingerprints
26 of all persons who are arrested for offenses listed in subsection C of this
27 section including persons who are arrested and released pursuant to section
28 13-3903, subsection C. The arresting authority may transfer an arrestee to a
29 booking agency for ten-print fingerprinting. If the booking agency cannot
30 determine whether legible ten-print fingerprints were taken from the
31 arrestee, the booking agency shall take the arrestee's ten-print
32 fingerprints. The arresting authority or booking agency shall obtain a
33 process control number and provide to the person fingerprinted a document
34 that indicates proof of the fingerprinting and that informs the person that
35 the document must be presented to the court.
36 2. The mandatory fingerprint compliance form shall contain the
37 following information:
38 (a) Whether ten-print fingerprints have been obtained from the person.
39 (b) Whether a process control number was obtained.
40 (c) The offense or offenses for which the process control number was
41 obtained.
42 (d) Any report number of the arresting authority.
43 (e) Instructions on reporting for ten-print fingerprinting, including
44 available times and locations for reporting for ten-print fingerprinting.

(f) Instructions that direct the person to provide the form to the court at the person's next court appearance.

3. Within ten days after a person is fingerprinted, the arresting authority or agency that took the fingerprints shall forward the fingerprints to the department in the manner or form required by the department.

4. On the issuance of a summons for a defendant who is charged with an offense listed in subsection C of this section, the summons shall direct the defendant to provide ten-print fingerprints to the appropriate law enforcement agency.

5. At the initial appearance or on the arraignment of a summoned defendant who is charged with an offense listed in subsection C of this section, if the person does not present a completed mandatory fingerprint compliance form to the court or if the court has not received the process control number, the court shall order that within twenty calendar days the defendant be ten-print fingerprinted at a designated time and place by the appropriate law enforcement agency.

6. If the defendant fails to present a completed mandatory fingerprint compliance form or if the court has not received the process control number, the court, on its own motion, may remand the defendant into custody for ten-print fingerprinting. If otherwise eligible for release, the defendant shall be released from custody after being ten-print fingerprinted.

7. In every criminal case in which the defendant is incarcerated or fingerprinted as a result of the charge, an originating law enforcement agency or prosecutor, within forty days of the disposition, shall advise the central state repository of all dispositions concerning the termination of criminal proceedings against an individual arrested for an offense specified in subsection C of this section. This information shall be submitted on a form or in a manner required by the department.

8. Dispositions resulting from formal proceedings in a court having jurisdiction in a criminal action against an individual who is arrested for an offense specified in subsection C of this section or section 8-341, subsection V, paragraph 3 shall be reported to the central state repository within forty days of the date of the disposition. This information shall be submitted on a form or in a manner specified by rules approved by the supreme court.

9. The state department of corrections or the department of juvenile corrections, within forty days, shall advise the central state repository that it has assumed supervision of a person convicted of an offense specified in subsection C of this section or section 8-341, subsection V, paragraph 3. The state department of corrections or the department of juvenile corrections shall also report dispositions that occur thereafter to the central state repository within forty days of the date of the dispositions. This information shall be submitted on a form or in a manner required by the department of public safety.

1 10. Each criminal justice agency shall query the central state
2 repository before dissemination of any criminal history record information to
3 ensure the completeness of the information. Inquiries shall be made before
4 any dissemination except in those cases in which time is of the essence and
5 the repository is technically incapable of responding within the necessary
6 time period. If time is of the essence, the inquiry shall still be made and
7 the response shall be provided as soon as possible.
8 V. The director shall adopt rules specifying that any agency that
9 collects, stores or disseminates criminal justice information that is subject
10 to this section shall establish effective security measures to protect the
11 information from unauthorized access, disclosure, modification or
12 dissemination. The rules shall include reasonable safeguards to protect the
13 affected information systems from fire, flood, wind, theft, sabotage or other
14 natural or man-made hazards or disasters.
15 W. The department shall make available to agencies that contribute to,
16 or receive criminal justice information from, the central state repository or
17 through the Arizona criminal justice information system a continuing training
18 program in the proper methods for collecting, storing and disseminating
19 information in compliance with this section.
20 X. Nothing in this section creates a cause of action or a right to
21 bring an action, including an action based on discrimination due to sexual
22 orientation.
23 Y. For the purposes of this section:
24 1. "Administration of criminal justice" means performance of the
25 detection, apprehension, detention, pretrial release, posttrial release,
26 prosecution, adjudication, correctional supervision or rehabilitation of
27 criminal offenders. Administration of criminal justice includes enforcement
28 of criminal traffic offenses and civil traffic violations, including parking
29 violations, when performed by a criminal justice agency. Administration of
30 criminal justice also includes criminal identification activities and the
31 collection, storage and dissemination of criminal history record information.
32 2. "Administrative records" means records that contain adequate and
33 proper documentation of the organization, functions, policies, decisions,
34 procedures and essential transactions of the agency and that are designed to
35 furnish information to protect the rights of this state and of persons
36 directly affected by the agency's activities.
37 3. "Arizona criminal justice information system" or "system" means the
38 statewide information system managed by the director for the collection,
39 processing, preservation, dissemination and exchange of criminal justice
40 information and includes the electronic equipment, facilities, procedures and
41 agreements necessary to exchange this information.
42 4. "Central state repository" means the central location within the
43 department for the collection, storage and dissemination of Arizona criminal
44 history records and related criminal justice information.

5. "Criminal history record information" and "criminal history record" means information that is collected by criminal justice agencies on individuals and that consists of identifiable descriptions and notations of arrests, detentions, indictments and other formal criminal charges, and any disposition arising from those actions, sentencing, formal correctional supervisory action and release. Criminal history record information and criminal history record do not include identification information to the extent that the information does not indicate involvement of the individual in the criminal justice system or information relating to juveniles unless they have been adjudicated as adults.

6. "Criminal justice agency" means either:

(a) A court at any governmental level with criminal or equivalent jurisdiction, including courts of any foreign sovereignty duly recognized by the federal government.

(b) A government agency or subunit of a government agency that is specifically authorized to perform as its principal function the administration of criminal justice pursuant to a statute, ordinance or executive order and that allocates more than fifty percent of its annual budget to the administration of criminal justice. This subdivision includes agencies of any foreign sovereignty duly recognized by the federal government.

7. "Criminal justice information" means information that is collected by criminal justice agencies and that is needed for the performance of their legally authorized and required functions, such as criminal history record information, citation information, stolen property information, traffic accident reports, wanted persons information and system network log searches. Criminal justice information does not include the administrative records of a criminal justice agency.

8. "Disposition" means information disclosing that a decision has been made not to bring criminal charges or that criminal proceedings have been concluded or information relating to sentencing, correctional supervision, release from correctional supervision, the outcome of an appellate review of criminal proceedings or executive clemency.

9. "Dissemination" means the written, oral or electronic communication or transfer of criminal justice information to individuals and agencies other than the criminal justice agency that maintains the information. Dissemination includes the act of confirming the existence or nonexistence of criminal justice information.

10. "Management control":

(a) Means the authority to set and enforce:

(i) Priorities regarding development and operation of criminal justice information systems and programs.

(ii) Standards for the selection, supervision and termination of personnel involved in the development of criminal justice information systems

and programs and in the collection, maintenance, analysis and dissemination of criminal justice information.

(iii) Policies governing the operation of computers, circuits and telecommunications terminals used to process criminal justice information to the extent that the equipment is used to process, store or transmit criminal justice information.

(b) Includes the supervision of equipment, systems design, programming and operating procedures necessary for the development and implementation of automated criminal justice information systems.

11. "Process control number" means the Arizona automated fingerprint identification system number that attaches to each arrest event at the time of fingerprinting and that is assigned to the arrest fingerprint card, disposition form and other pertinent documents.

12. "Secondary dissemination" means the dissemination of criminal justice information from an individual or agency that originally obtained the information from the central state repository or through the Arizona criminal justice information system to another individual or agency.

13. "Sexual orientation" means consensual homosexuality or heterosexuality.

14. "Subject of record" means the person who is the primary subject of a criminal justice record.

Sec. 10. Transition plan

On or before August 1, 2016, the state board of education and the department of education shall jointly develop, implement and submit a transition plan to the governor, the president of the senate and the speaker of the house of representatives for all investigative unit personnel and administrative matters, whether completed, pending or in process, at the state board to be transferred to the department of education. A copy of the transition plan shall be submitted to the secretary of state. The transition plan shall also include jointly agreed-on conforming changes needed for proposed legislation.

Sec. 11. FTE positions; transfer; superintendent of public instruction; fiscal year 2016-2017

For fiscal year 2016-2017, the state board of education shall transfer seven FTE positions to the superintendent of public instruction.

Sec. 12. Fund transfers; superintendent of public instruction; fiscal year 2016-2017

In fiscal year 2016-2017, the following amounts are transferred from the state board of education to the superintendent of public instruction:

1. $231,200 from the state general fund.

2. $379,800 from the teacher certification fund established by section 15-248.02, Arizona Revised Statutes.

APPROVED BY THE GOVERNOR MAY 11, 2016.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MAY 11, 2016.

Passed the House March 3, 20 16

by the following vote: 56 Ayes,

1 Nays, 3 Not Voting

Speaker of the House

☐ Pro Tempore

Chief Clerk of the House

Passed the Senate May 3, 20 16

by the following vote: 30 Ayes,

0 Nays, 0 Not Voting

President of the Senate

Secretary of the Senate

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill received by the Governor this

_____ day of _____, 20_____

at _____ o'clock _____M.

Secretary to the Governor

Approved this _____day of

at _____o'clock _____M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill received by the Secretary of State

this _____ day of _____, 20_____

at _____ o'clock _____M.

Secretary of State

H.B. 2620

HOUSE CONCURS IN SENATE
AMENDMENTS AND FINAL PASSAGE

May 4, 2016,

by the following vote: 53 Ayes,

6 Nays, 1 Not Voting

Speaker of the House

Jim Drake Pro Tempore

Chief Clerk of the House

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF GOVERNOR

This Bill was received by the Governor this

5th day of May, 2016,

at 8:02 o'clock A. M.

Secretary to the Governor

Approved this 11th day of

May, 2016,

at 10:56 o'clock A. M.

Governor of Arizona

EXECUTIVE DEPARTMENT OF ARIZONA
OFFICE OF SECRETARY OF STATE

This Bill was received by the Secretary of State

this 11th day of May, 2016,

at 11:03 o'clock A M.

Michele Reagan

Secretary of State

H.B. 2620