

NOTICES OF EMERGENCY RULEMAKING

Under the Administrative Procedure Act, an agency may determine that adoption, amendment, or repeal of a rule is necessary for immediate preservation of the public health, safety or welfare and the notice and public participation requirements are impracticable. Under this determination, the agency may adopt the rule as an emergency and submit it to the Attorney General for review. The Attorney General approves the rule and then files it with the Secretary of State. The rule takes effect upon filing with the Secretary of State and remains in effect for 180 days. An emergency rule may be renewed for one 180-day period if the requirements of A.R.S. § 41-1026 are met. If the emergency rule is not renewed or the rule is not permanently adopted by the end of the 180-day period, the emergency rule expires and the text of the rule returns to its former language, if any.

NOTICE OF EMERGENCY RULEMAKING

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

PREAMBLE

1. Sections Affected

R7-2-606
R7-2-608
R7-2-609
R7-2-610
R7-2-612

Rulemaking Action

Amend
Amend
Amend
Amend
Amend

2. The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):

Authorizing statute: A.R.S. § 15-203(A)

Implementing statute: A.R.S. § 15-203(A)(14)

3. The effective date of the rules:

November 19, 2002, upon filing with the Secretary of State. An immediate effective date is necessary pursuant to A.R.S. § 41-1032(A)(4) to provide a benefit to the public. An immediate effective date will benefit the public, including teachers, aspiring teachers, schools, school districts and students, by enabling the Board of Education and the Department of Education to continue issuing, renewing and converting teaching certificates for applicants under the emergency rules without interruption. No penalty is associated with a violation of the amended rule.

4. Is this rulemaking a renewal of a previous emergency rulemaking?

Yes. Pursuant to A.R.S. § 41-1026(D), the agency has opened an alternative rule docket, and also filed a Notice of Proposed Rulemaking regarding these Sections with the Secretary of State.

If yes, the Register citation to previous notices of emergency rulemaking:

Notice of Emergency Rulemaking: 8 A.A.R. 2562, June 14, 2002

5. The name and address of agency personnel with whom persons may communicate regarding the rule:

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Arizona State Board of Education

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Phoenix, AZ 85007

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6. An explanation of the rule, including the agency's reasons for initiating the rule:

The amendments referenced above will address two critical issues for teacher certification which must be resolved immediately.

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The first issue is the conversion of Provisional Certificates to Standard Certificates, absent a performance assessment, which is currently a requirement to convert the Provisional Certificate. The second issue is that of Emergency Teaching Certificates, and the concurrence of the county school superintendent in determining whether or not an emergency employment situation exists at a school district.

7. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:

Not applicable

8. The summary of the economic, small business and consumer impact:

The State Board of Education is requesting a six-month extension of the following emergency rules: R7-2-606 - Proficiency Assessments; R7-2-608 - Elementary Teaching Certificates; R7-2-609 - Secondary Teaching Certificates; R7-2-610 - Special Education Teaching Certificates; R7-2-612 - Other Teaching Certificates.

Teachers seeking initial certification, or extensions to or conversions of existing certifications will benefit by having rules in place enabling them to do so. Statewide, students, schools, and school districts will benefit by having a continuing stream of qualified teachers available. Neither the State Board of Education, the Department of Education, nor any school districts or other political subdivisions will be subject to additional costs by extension of the emergency rules. There will be no effect on small business or on state revenues, and there is not a less-intrusive method for accomplishing the goals achieved by the emergency rules.

9. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

Not applicable

10. Incorporations by reference and their location in the rules:

None

11. An explanation of the situation justifying the rule's adoption as an emergency rule:

The State Board of Education has determined that the amendments to R7-2-606, R7-2-608, R7-2-609, R7-2-610, and R7-2-612 are necessary for the immediate preservation of the public health, safety, or welfare of the students enrolled in public schools in Arizona, and to avoid serious prejudice to the public interest and the interest of the parties concerned, namely the students, teachers, schools, school districts, and school communities, all pursuant to A.R.S. § 41-1026.

In 1999, the State Board of Education adopted a large number of amendments to most of the rules related to teacher and administrator certification. In April 2002, the Attorney General rejected the amendments submitted, and returned the package to the State Board of Education. Although the amendments addressed many issues, two of the issues were critical to the issuance of certificates to potential teacher candidates and to the employment of teachers in Arizona classrooms.

The existing rules require a passing score on a performance assessment in order to convert a two-year Provisional Certificate to a six-year Standard Certificate. Since the Board had policy concerns and questions regarding the validity and practicality of a performance assessment, and the first two-year Provisional Certificates were approaching expiration, the Board proposed amending the rule to allow an alternative method (teaching experience) to substitute for the performance assessment until such time as the Board could resolve its concerns and adopt an appropriate assessment. With the rejection of the proposed amendments, completion of a performance assessment to convert a Provisional Certificate to a Standard Certificate is still a requirement, but a performance assessment has not been adopted by the Board. There are approximately 15,000 individuals holding Provisional Certificates that are affected by this rule, a large number of whom will be unavailable to sign contracts, teach in the upcoming school year or continue to teach this school year, because they will not hold valid certificates if the Emergency Rules are not extended.

The second issue involves emergency certificates, which are only valid for one school year. Emergency certificates are issued upon request of the school district, after the district has made a determination that an emergency employment situation exists. In the State Board's rule relating to Emergency Substitute Certificates and Emergency Teaching Certificates (R7-2-612), there is a requirement that the county school superintendent concur that an emergency employment situation exists. This requirement was abused, and it became burdensome and difficult for school districts to employ individuals under emergency conditions. Additionally, there is no statutory authority requiring or allowing the county school superintendent to concur or approve a determination made by a school district. Therefore, the State Board adopted an amendment, which was part of the rejected package, that deleted the requirement that the county school superintendent concur with an emergency employment situation. The State Board of Education issues approximately 5,000 Emergency Substitute and Emergency Teaching Certificates each year. It is anticipated that this pool of candidates will also not be available to teach in the upcoming school year if the Emergency Rules are not extended.

Arizona is currently experiencing a severe teacher shortage, and the two issues outlined above are critical in correcting an already desperate situation. It is estimated that the rule in its current state would remove approximately 5,000 individuals from an already shallow pool of teacher candidates, and would cause serious prejudice to the public interest and the interest of the parties concerned. Eliminating these 5,000 individuals from eligibility to teach in our public

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school system will not protect the welfare of the public, and will affect all school districts in the state as well as approximately 150,000 students. Finally, excluding 5,000 individuals from the workforce will have a negative economic impact on school districts as well as the state of Arizona as a whole.

This emergency situation has not been created due to delay or inaction by the State Board of Education. The Board recognized the circumstances well before there was any effect on an individual's certification, and the Board adopted remedies to the issues outlined herein in an effort to avoid a critical situation.

12. The date of the Attorney General's approval of the emergency rule:

Original date: May 23, 2002

Renewal date: November 19, 2002 (*for this Emergency Rulemaking*)

13. The full text of the rules follows:

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

ARTICLE 6. CERTIFICATION

Section

- R7-2-606. Proficiency Assessments
- R7-2-608. Elementary Teaching Certificates
- R7-2-609. Secondary Teaching Certificates
- R7-2-610. Special Education Teaching Certificates
- R7-2-612. Other Teaching Certificates

ARTICLE 6. CERTIFICATION

R7-2-606. Proficiency Assessments

- A. No Change
- B. No Change
- C. No Change
- D. The performance portion of the Arizona Teacher Proficiency Assessment shall assess proficiency as described in R7-2-602(B), R7-2-602(C), R7-2-602(D), R7-2-602(E), R7-2-602(F), and R7-2-602(G) as a requirement for certification of elementary, secondary, and special education teachers. In lieu of a passing score on the performance portion of the Arizona Teacher Proficiency Assessment, a teacher who holds a provisional teaching certificate may convert such certificate within two months prior to its expiration to a standard elementary, secondary or special education teaching certificate pursuant to R7-2-606(H) if the Board has not adopted the performance assessment portion of the Arizona Teacher Proficiency Assessment.
- E. No Change
- F. No Change
- G. No Change
- H. The provisional elementary, secondary, or special education certificate allows the beginning teacher up to four semesters or two school years of teaching experience before completing the performance assessment portion of the Arizona Teacher Proficiency Assessment.
 - 1. If the Board has adopted the performance assessment portion of the Arizona Teacher Proficiency Assessment but the teacher has not been employed in a teaching position for four semesters or two school years, the certificate shall, upon the written request of the holder, be extended once for the equivalent of the time the teacher was not employed during the provisional certification period.
 - 2. If the Board has adopted the performance assessment portion of the Arizona Teacher Proficiency Assessment and the teacher has been employed for four semesters or two school years but has not successfully completed and has taken but not passed the performance assessment, the certificate shall be extended once, for one year, upon the written request of the holder.
 - 3. If the teacher has been employed full-time for four semesters or two school years in a private school, public school, charter school, or parochial school in the United States or any Department of Defense dependent school or in a closely related education field and the Board has not yet adopted the performance portion of the Arizona Teacher Proficiency Assessment, the provisional certificate shall be converted within two months prior to its expiration to a standard teaching certificate upon verification by the teacher to the Department that he or she has had four semesters or two school years of teaching experience or experience in a closely related education field. "Closely related education field" means employment involving the presentation of instruction to K-12 students whether self-employed or employed by a private, parochial, public or charter school.

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4. If the teacher has not been employed full-time for four semesters or two school years in a private school, public school, charter school, or parochial school in the United States or any Department of Defense dependent school or in a closely related education field, and the Board has not yet adopted the performance assessment portion of the Arizona Teacher Proficiency Assessment, the provisional certificate shall be extended two years, upon written request of the holder to the Department. "Closely related education field" means employment involving the presentation of instruction to K-12 students whether self-employed or employed by a private, parochial, public or charter school.
 5. If the performance assessment portion of the Arizona Teacher Proficiency Assessment is adopted by the Board prior to the expiration of a teacher's provisional certificate, the provisional certificate shall be extended two years, upon written request of the holder to the Department, to allow the teacher additional time in which to take the performance portion of the assessment.
- I. If the provisionally certified teacher has ~~not successfully completed~~ taken but not passed the performance assessment by the expiration date on the extended certificate pursuant to (H)(1) or (H)(2) of this Section, the individual may reapply for a provisional certificate after one year, upon verification of the following:
1. Efforts to remediate deficiencies identified in the performance assessment;
 2. Passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment taken in the past year; and
 3. Completion of the requirements for the provisional certificate which are in effect at the time of reapplication.

R7-2-608. Elementary Teaching Certificates

- A. No Change
- B. Provisional Elementary Certificate -- grades K-8
1. The certificate is valid for two years and is not renewable but may be extended as set forth in R7-2-606(H) or (I).
 2. The requirements are:
 - a. A Bachelor's degree;
 - b. One of the following:
 - i. Completion of a teacher preparation program in elementary education from an accredited institution or a Board-approved teacher preparation program, described in R7-2-604; or
 - ii. Forty-five semester hours of education courses which teach the knowledge and skills described in R7-2-602, including at least eight semester hours of practicum in grades K-8. Two years of verified teaching experience in grades Prekindergarten-8 may be substituted for the eight semester hours of practicum; or
 - iii. A valid elementary certificate from another state.
 - c. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment;
 - d. A passing score on the elementary education subject knowledge portion of the Arizona Teacher Proficiency Assessment; and
 - e. A valid Class 1 or Class 2 fingerprint card.
- C. No Change

R7-2-609. Secondary Teaching Certificates

- A. No Change
- B. Provisional Secondary Certificate -- grades 7-12
1. The certificate is valid for two years and is not renewable but may be extended as set forth in R7-2-606(H) or (I).
 2. The requirements are:
 - a. A Bachelor's degree;
 - b. One of the following:
 - i. Completion of a teacher preparation program in secondary education from an accredited institution or a Board-approved teacher preparation program, described in R7-2-604; or
 - ii. Thirty semester hours of education courses which teach the knowledge and skills described in R7-2-602, including at least eight semester hours of practicum in grades 7-12. Two years of verified teaching experience in grades 7-postsecondary may substitute for the eight semester hours of practicum; or
 - iii. A valid secondary certificate from another state.
 - c. A passing score on one or more subject knowledge portions of the Arizona Teacher Proficiency Assessment;
 - d. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment; and
 - e. A valid Class 1 or Class 2 fingerprint clearance card.
- C. No Change

R7-2-610. Special Education Teaching Certificates

- A. No Change
- B. No Change
- C. Provisional Cross-Categorical Special Education Certificate -- grades K-12
1. The certificate is valid for two years and is not renewable but may be extended as set forth in R7-2-606(H) or (I).

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2. The holder is qualified to teach students with mild to moderate mental retardation, emotional disability, specific learning disability, orthopedic impairments and other health impairments.
 3. The requirements are:
 - a. A Bachelor's degree;
 - b. One of the following:
 - i. Completion of a teacher preparation program in special education from an accredited institution, which included courses in mental retardation, emotional disability, specific learning disability, orthopedic impairments and other health impairments; or
 - ii. Forty-five semester hours of education courses which teach the standards described in R7-2-602, including 21 semester hours of special education courses and eight semester hours of practicum with students representing at least three of the five disability areas. Special education courses shall include survey of exceptional students; teaching methodologies and strategies for students with disabilities; foundations course in mild to moderate mental retardation, learning disability, emotional disabilities, and physical/health impairment; and diagnosis and assessment of mild disabilities. Two years of verified teaching experience in special education in grades K-12 may substitute for the eight semester hours of practicum; or
 - iii. A valid cross-categorical special education certificate from another state.
 - c. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment;
 - d. A passing score on the cross-categorical special education portion of the Arizona Teacher Proficiency Assessment; and
 - e. A valid Class 1 or Class 2 fingerprint clearance card.
- D.** No Change
- E.** Provisional Specialized Special Education Certificate -- grades K-12
1. The certificate is valid for two years and is not renewable but may be extended as set forth in R7-2-606(H) or (I).
 2. The holder is qualified to teach students with mental retardation, emotional disability, specific learning disability, orthopedic impairments or other health impairments, as specified on the certificate.
 3. The requirements are:
 - a. A Bachelor's degree;
 - b. One of the following:
 - i. Completion of a teacher preparation program in the specified area of special education from an accredited institution; or
 - ii. Forty-five semester hours of education courses which teach the knowledge and skills described in R7-2-602, including 21 semester hours of special education courses and eight semester hours of practicum in the designated area of disability. Special education courses shall include survey of exceptional students; teaching methodologies for students with disabilities; foundations of instruction in the designated area of disability; and diagnosis and assessment of disabilities. Two years of verified teaching experience in the area of disability in grades K-12 may be substituted for the eight semester hours of practicum; or
 - iii. A valid special education certificate in the specified area from another state.
 - c. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment;
 - d. A passing score on the specified disability special education portion of the Arizona Teacher Proficiency Assessment; and
 - e. A valid Class 1 or Class 2 fingerprint clearance card.
- F.** No Change
- G.** Provisional Severely and Profoundly Disabled Certificate -- grades K-12
1. The certificate is valid for two years and is not renewable but may be extended as set forth in R7-2-606(H) or (I).
 2. The requirements are:
 - a. A Bachelor's degree;
 - b. One of the following:
 - i. Completion of a teacher preparation program in severely and profoundly disabled education from an accredited institution; or
 - ii. Forty-five semester hours of education courses which teach the knowledge and skills described in R7-2-602, including 21 semester hours of special education courses and eight semester hours of practicum. Special education courses shall include survey of exceptional students, teaching methodologies for students with severe and profound disabilities, foundations of instruction of students with severe and profound disabilities, and diagnostic and assessment procedures for students with severe and profound disabilities. Two years of verified teaching experience with students in grades Prekindergarten-12 who are severely and profoundly disabled may be substituted for the eight semester hours of practicum; or
 - iii. A valid Severely and Profoundly Disabled certificate from another state.
 - c. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment;

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- d. A passing score on the severely and profoundly disabled special education portion of the Arizona Teacher Proficiency Assessment; and
 - e. A valid Class 1 or Class 2 fingerprint card.
- H.** No Change
- I.** Provisional Hearing Impaired Certificate -- grades K-12
- 1. The certificate is valid for two years and is not renewable but may be extended as set forth in R7-2-606(H) or (I).
 - 2. The requirements are:
 - a. A Bachelor's degree;
 - b. One of the following:
 - i. Completion of a teacher preparation program in hearing impaired education from an accredited institution; or
 - ii. Forty-five semester hours of education courses which teach the knowledge and skills described in R7-2-602, including 21 semester hours of special education courses for the hearing impaired and eight semester hours of practicum. Special education courses shall include survey of exceptional students, teaching methodologies for students with hearing impairment, foundations of instruction of students with hearing impairment, and diagnostic and assessment procedures for the hearing impaired. Two years of verified teaching experience in the area of hearing impaired in grades Prekindergarten-12 may be substituted for the eight semester hours of practicum; or
 - iii. A valid hearing impaired certificate from another state.
 - c. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment;
 - d. A passing score on the hearing impaired special education portion of the Arizona Teacher Proficiency Assessment; and
 - e. A valid Class 1 or Class 2 fingerprint clearance card.
- J.** No Change
- K.** Provisional Visually Impaired Certificate -- grades K-12
- 1. The certificate is valid for two years and is not renewable but may be extended as set forth in R7-2-606(H) or (I).
 - 2. The requirements are:
 - a. A Bachelor's degree;
 - b. One of the following:
 - i. Completion of a teacher preparation program in visual impairment from an accredited institution; or
 - ii. Forty-five semester hours of education courses which teach the knowledge and skills described in R7-2-602, including 21 semester hours of special education courses for the visually impaired and eight semester hours of practicum. Special education courses shall include survey of exceptional students, teaching methodologies for students with visual impairment, foundations of instruction of students with visual impairment, and diagnostic and assessment procedures for the visually impaired. Two years of verified teaching experience in the area of visually impaired in grades Prekindergarten-12 may be substituted for the eight semester hours of practicum; or
 - iii. A valid visually impaired special education certificate from another state.
 - c. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment;
 - d. A passing score on the visually impaired special education portion of the Arizona Teacher Proficiency Assessment; and
 - e. A valid Class 1 or Class 2 fingerprint clearance card.
- L.** No Change
- M.** Provisional Speech and Language Impaired Certificate -- grades K-12
- 1. This certificate is valid for two years and is not renewable but may be extended as set forth in R7-2-606(H) or (I).
 - 2. The requirements are:
 - a. A Bachelor's degree;
 - b. One of the following:
 - i. Completion of a teacher preparation program in speech and language special education from an accredited institution; or
 - ii. Forty-five semester hours of education courses which teach the knowledge and skills described in R7-2-602, including 30 semester hours of special education courses for the speech impaired. Special education courses shall include survey of exceptional students, teaching methodologies for students with speech impairment, foundations of instruction of students with speech impairment, diagnostic and assessment procedures for the speech impaired, and a minimum of 200-clock hours of supervised clinical practice in providing speech and language impairment services. All clinical practice clock hours shall be supervised by an American Speech and Language Association-certified pathologist or by a state-certified speech and language therapist; or
 - iii. A valid Speech and Language Impaired special education certificate from another state.
 - c. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment;

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- d. A passing score on the speech and language impaired special education portion of the Arizona Teacher Proficiency Assessment; and
- e. A valid Class 1 or Class 2 fingerprint clearance card.

N. No Change

O. Provisional Early Childhood Special Education Certificate -- Birth to five years

- 1. The certificate is valid for two years and is not renewable but may be extended as set forth in R7-2-606(H) or (I).
- 2. The requirements are:
 - a. A Bachelor's degree;
 - b. One of the following:
 - i. Completion of a teacher preparation program in early childhood special education from an accredited institution; or
 - ii. Forty-five semester hours of education courses which teach the standards described in R7-2-602, including child development and learning, language development, social and emotional development, curriculum development and implementation, and assessment and evaluation, early childhood special education, and eight semester hours of practicum in early childhood special education. Two years of verified teaching experience in the area of early childhood special education may be substituted for the eight semester hours of practicum; or
 - iii. A valid early childhood special education certificate from another state.
 - c. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment;
 - d. A passing score on the early childhood special education portion of the Arizona Teacher Proficiency Assessment; and
 - e. A valid Class 1 or Class 2 fingerprint clearance card.

P. No Change

R7-2-612. Other Teaching Certificates

A. No Change

B. No Change

C. Emergency Substitute Certificate -- grades K-12

- 1. The certificate is valid for one school year or part thereof. The expiration date shall be the following July 1.
- 2. The certificate entitles the holder to substitute only in the ~~specified county and in districts the county school superintendent approves.~~ district that verifies that an emergency employment situation exists.
- 3. The certificate entitles the holder to substitute in the temporary absence of a regular contract teacher. A person holding only an emergency substitute certificate shall not be assigned a contract teaching position.
- 4. The holder of an emergency substitute certificate shall be limited to 120 days of substitute teaching per school year, ~~and shall not serve in any 1 classroom for more than 20 working days.~~
- 5. The requirements for initial issuance are:
 - a. High school diploma;
 - b. Verification from the school district superintendent that an emergency employment situation exists; and
 - ~~e. Concurrence by the county school superintendent that an emergency employment situation exists; and~~
 - ~~d.c.~~ A valid Class 1 or Class 2 fingerprint clearance card.
- 6. The requirements for each reissuance are:
 - a. Two semester hours of academic courses completed since the last issuance of the Emergency Substitute Certificate. District in-service programs designed for professional development may substitute for academic courses. Fifteen clock hours of in-service is equivalent to one semester hour. In-service hours shall be verified by the district superintendent or personnel director. Individuals who have earned 30 or more semester hours are exempt from this requirement;
 - b. Verification from the school district superintendent that an emergency employment situation exists; and
 - ~~e. Concurrence by the county school superintendent that an emergency employment situation exists; and~~
 - ~~d.c.~~ A valid Class 1 or Class 2 fingerprint clearance card.
- 7. ~~When the requesting school is a Bureau of Indian Affairs school, a Bureau of Indian Affairs grant school, a tribally controlled or contract school, concurrence by the county school superintendent shall not be required.~~

D. Emergency Teaching Certificate -- grades K-12

- 1. The certificate is valid one school year or part thereof. The expiration date shall be the following July 1.
- 2. The certificate entitles the holder to enter into a teaching contract.
- 3. Emergency teaching certificates shall be issued only for elementary and secondary certificates required by A.R.S. § 15-502(B), special education certificates, and required endorsements.
- 4. The certificate entitles the holder to teach only in the district that verifies that an emergency employment situation exists.

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4.5. The requirements for initial issuance are:

- a. A Bachelor's degree;
- b. Verification from the school district superintendent that an emergency employment situation exists; and
- ~~e. Concurrence by the county school superintendent that an emergency employment situation exists; and~~
- ~~d.c.~~ A valid Class 1 or Class 2 fingerprint clearance card.

5.6. The requirements for reissuance are:

- a. Verification from the school district superintendent that an emergency employment situation exists;
- ~~b. Concurrence by the county school superintendent that an emergency employment situation exists;~~
- ~~e.b.~~ Six semester hours of courses toward meeting the requirements for the specified certificate or endorsement, completed since the last issuance of the emergency teaching certificate; ~~If an applicant is enrolled in a Board-approved teacher preparation program, 90 clock hours toward completion of the program may substitute for the 6 semester hours;~~ and
- ~~d.c.~~ A valid Class 1 or Class 2 fingerprint clearance card.

6. ~~When the requesting school is a charter school, a Bureau of Indian Affairs school, a Bureau of Indian Affairs grant school, tribally controlled or contract school, concurrence by the county school superintendent shall not be required.~~

- E. No Change
- F. No Change
- G. No Change
- H. No Change

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TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

PREAMBLE

1. Sections Affected

R7-2-611
R7-2-617

Rulemaking Action

Amend
Amend

2. The specific authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):

Authorizing statute: A.R.S. § 15-203(A)

Implementing statute: A.R.S. § 15-203(A)(14)

3. The effective date of the rules:

November 19, 2002

4. A list of all previous notices appearing in the Register addressing the final rule:

Not applicable. Rulemaking is not a renewal of a previous emergency rulemaking.

5. The name and address of agency personnel with whom persons may communicate regarding the rule:

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Address: 1535 W. Jefferson, Room 418
Phoenix, AZ 85007

Telephone: (602) 542-5057

Fax: (602) 542-3046

6. An explanation of the rule, including the agency's reasons for initiating the rule:

The amendments referenced above will address three critical issues that require immediate attention through the emergency rules process. The first issue is the Board's current inability to issue Provisional Vocational Education Teaching Certificates. The second issue is the current inability to renew the Provisional Education Teaching Certificates for current certificate holders. The third issue is that many individuals with an existing Provisional Vocational Education Teaching Certificate cannot convert that certificate to a Standard Vocational Education Teaching Certificate under the existing rules established in 1998.

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7. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:

Not applicable

8. The summary of economic, small business, and consumer impact:

The proposed amendments in this rule package will have no negative economic, small business, or consumer impact. The economic and consumer impact is expected to be positive by allowing: (1) existing certificate holders to continue in the classroom by providing the mechanism to renew their Provisional Vocational Education Teaching Certificate, (2) conversion of a Provisional Vocational Education Teaching Certificate to a Standard Vocational Education Teaching Certificate, and (3) additional vocational education teacher candidates will be allowed to obtain a Vocational Education Certificate. Each of the individuals listed in the above groups will experience economic benefit.

9. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

Not applicable

10. Incorporations by reference and their location in the rules:

In R7-2-611:

1. Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Education Statistics, 1990 K Street, NW, Washington, DC 20006: U.S. Government Printing Office, April 2002, CIP Codes 01, 03, 04.04, 04.06, 14.03, 14.34, 26, 31.0101, 40.06, 51.0808, 51.2202, 51.24, 51.25, 60.03.
2. Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Education Statistics, 1990 K Street, NW, Washington, DC 20006: U.S. Government Printing Office, April 2002, CIP Codes 11, 15.12, 19.0905, 30.16, 52.01-52.19 and 52.99.
3. Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Education Statistics, 1990 K Street, NW, Washington, DC 20006: U.S. Government Printing Office, April 2002, CIP Codes 12.05, 13.1209, 13.1210, 19, 30.19, 50.0408, 52.09, 52.1902- 52.1906, and 52.1910.
4. Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Education Statistics, 1990 K Street, NW, Washington, DC 20006: U.S. Government Printing Office, April 2002, CIP Codes 51.07-51.10, 51.12, 51.16, 51.19, 51.20, and 51.23.
5. Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Education Statistics, 1990 K Street, NW, Washington, DC 20006: U.S. Government Printing Office, April 2002, CIP Codes 10.02-10.03, 12.04, 15.03-15.13, 21.0101, 43, 46.01-46.04 [unless individual cites necessary, then 46.0401-46.0411], 47.01-47.06, 48.05, 49.0202, and 50.0401-50.0406.

11. An explanation of the situation justifying the rule's adoption as an emergency rule:

The State Board of Education has determined that the amendments to R7-2-611 and R7-2-617 are necessary for the immediate preservation of the public health, safety, or welfare of the students enrolled in the public schools in Arizona, and to avoid serious prejudice to the public interest and the interest of the parties concerned, namely the students, teachers, schools, school districts and school communities included in vocational education in Arizona, and pursuant to A.R.S. § 41-1026.

In November 2000 the State Board of Education adopted a large number of amendments to most of the rules related to teacher certification. In April 2002, the Attorney General rejected the amendments submitted and returned the package to the State Board of Education. One of the critical amendments in the rejected rules package provided necessary and appropriate options for issuing Provisional and Standard Vocational Education Teaching Certificates to qualified individuals thus providing a much-needed service in vocational classrooms.

The rejected amendments allowed several options for individuals to qualify for a vocational certificate. The options were developed to provide non-traditional avenues, i.e., qualified industry professionals with expertise in the workforce or degrees from a discipline other than education, to enter the vocational education teaching field and to assist in addressing the shortage of vocational education teachers. The rejection of the 2000 amendments reduces the number of potential vocational education teachers eligible to be certified by reverting to the 1998 rules. Adoption of these emergency rules will allow Arizona to address the severe teacher shortage in vocational education rather than exacerbate it while the State Board of Education works to develop a final rules package regarding teacher certification.

Two issues have emerged that dramatically effect an already critical teacher shortage situation. The first issue is related to the two-year Provisional Vocational Certificates issued from November 28, 2000 to April 16, 2002. Many of these teachers have certificates that are approaching expiration. With the rejection of the 2000 amendments, these teachers cannot renew their Provisional Vocational Education Teaching Certificate or obtain a Standard Vocational Education Teaching Certificate. There are approximately 660 individuals holding Provisional Vocational Teaching Certificates that are affected by this rule, a large number of whom will be unable to teach in the upcoming school year because they will not hold valid certificates without the implementation of these proposed emergency rules.

The second critical issue involves the current number of applicants that are unable to obtain a Provisional Vocational Education Teaching Certificate under the 1998 rules currently in place. The State Board of Education issues approxi-

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mately 700-800 Vocational Education Certificates each year. It is anticipated that this pool of candidates will be fewer in the upcoming school year without these emergency rules. In summary, emergency rules are necessary to address the needs of both existing and potential vocational teachers.

Lack of appropriately certified vocational teachers will likely have a negative impact on local school funding as well. A highly qualified vocationally certified teacher is one “essential element” required by federal guidelines for a vocational education program to receive federal funding and the State Board of Education has defined this requirement as a vocational education certified teacher. The state of Arizona mandates support of the “essential elements” in the federal guidelines for school districts to be eligible for Carl D. Perkins federal grant dollars as well as state funding. As an example of the amount of funding this would effect, Arizona’s allocation of Carl D. Perkins grant funding was \$21,690,013 last year and the state appropriation to support 1,500 vocational education programs in this state was \$11,113,707. If districts are unable to employ vocationally certified teachers they will be ineligible to receive any portion of these funds.

Students in vocational educational programs in Arizona will also be impacted by the severe teacher shortage in vocational teachers and the issues outlined above. We have been told that vocational programs will be dropped from the course offerings if the districts cannot employ vocationally certified teachers. It is estimated that the rule in its current state would remove hundreds of individuals from an already shallow pool of vocational education teacher candidates thus reducing student access to these courses. It would cause serious prejudice to the public interest and the interest of the parties concerned.

The Certification Unit queried the certification database in July for vocational certificates issued between November 28, 2000 and April 16, 2002 and estimates there were approximately 500 provisional certificates issued during this time under the 2000 proposed rules. Vocational teachers who obtained Provisional Certificates under the options in the rejected amendments will not be able to renew their certificates or obtain Standard Vocational Certificates without these emergency rules. In addition, there are currently 53 applications for Provisional or Standard Teaching Certificates that are pending in the Certification Unit. These individuals do not qualify under the 1998 rules and are awaiting action on these emergency rules. Without the implementation of these emergency rules many individuals will be deprived of their right to livelihood, as they will be released from their jobs.

In summary, the failure to issue certificates under the rejected amendments will have an extremely negative impact on students, existing and potential teaching staff, vocational technical education programs and local school districts. Districts will not hire or renew teaching contracts to individuals without the proper teacher certification and our current reversion to the 1998 rules is prohibitive. Emergency rulemaking is necessary to assist in resolving the pending crisis, to avoid an imminent budget reduction to the local districts and to avoid serious prejudice to the interests of parties concerned, including teachers, districts, and students.

This emergency situation has not been created due to delay or inaction by the State Board of Education. The Board recognized the circumstances well before there was any effect on an individual’s certification, and the Board adopted remedies to the two issues outlined herein in an effort to avoid a critical situation.

12. The date of the Attorney General’s approval of the rules:

November 19, 2002

13. The full text of the rule follows:

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

ARTICLE 6. CERTIFICATION

Section

R7-2-611. Vocational Education Teaching Certificates

R7-2-617. Renewal Requirements

ARTICLE 6. CERTIFICATION

R7-2-611. Vocational Education Teaching Certificates

A. Except as noted, all certificates are subject to the general certification provisions in R7-2-607 and the renewal requirements in R7-2-617.

B. For purposes of this rule, the following definitions apply:

1. “Agriculture” means agriculture, agriculture operations, and related sciences; natural resources and conservation; environmental design; landscape architecture; agricultural biological engineering and bioengineering; forest engineering, biological and biomedical sciences; parks, recreation and leisure studies; geological and earth sciences/geosciences; veterinary/animal health technology/technician and veterinary assistant; environmental health; veterinary medicine; veterinary biomedical and clinical sciences; and veterinary residency programs as described in Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Educa-

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tion Statistics, 1990 K Street, NW, Washington, DC 20006: U.S. Government Printing Office, April 2002, CIP Codes 01.03, 04.04, 04.06, 14.03, 14.34, 26, 31.0101, 40.06, 51.0808, 51.2202, 51.24, 51.25, 60.03, which is incorporated by reference and on file with the Arizona Department of Education and the Office of the Secretary of State. This incorporation by reference contains no future editions or amendments. Copies of the incorporated materials are available for review at the Arizona Department of Education located at 1535 W. Jefferson, Phoenix, AZ 85007 or may be ordered from the U.S. Department of Education, ED Pubs, P.O. Box 1398, Jessup, MD 20794-1398.

2. “Business and Marketing” means computer and information sciences and support services; computer engineering technologies/technicians; apparel and textile marketing management; accounting and computer science; business/commerce, general; business administration, management and operations; accounting and related services; business operations support and assistant services; business/corporate communications; business/managerial economics; entrepreneurial and small business operations; finance and financial management services; hospitality administration/management; human resources management and services; international business; management information systems and services; management sciences and quantitative methods; marketing; real estate; taxation; insurance; general sales, merchandising and related marketing operations; specialized sales, merchandising and marketing operations; and business, management, marketing and related support services, other as described in Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Education Statistics, 1990 K Street, NW, Washington, DC 20006: U.S. Government Printing Office, April 2002, CIP Codes 11, 15.12, 19.0905, 30.16, 52.01-52.19 and 52.99, which is incorporated by reference and on file with the Arizona Department of Education and the Office of the Secretary of State. This incorporation by reference contains no future editions or amendments. Copies of the incorporated materials are available for review at the Arizona Department of Education located at 1535 W. Jefferson, Phoenix, AZ 85007 or may be ordered from the U.S. Department of Education, ED Pubs, P.O. Box 1398, Jessup, MD 20794-1398.
3. “Family and Consumer Sciences” means culinary arts and related services; kindergarten/preschool education and teaching; early childhood education and teaching; family and consumer sciences/human sciences; nutrition sciences; interior design; hospitality administration/management; fashion merchandising; fashion modeling; apparel and accessories marketing operations; tourism and travel services marketing operations; tourism promotion operations; and hospitality and recreation marketing operations as described in Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Education Statistics, 1990 K Street, NW, Washington, DC 20006: U.S. Government Printing Office, April 2002, CIP Codes 12.05, 13.1209, 13.1210, 19, 30.19, 50.0408, 52.09, 52.1902- 52.1906, and 52.1910, which is incorporated by reference and on file with the Arizona Department of Education and the Office of the Secretary of State. This incorporation by reference contains no future editions or amendments. Copies of the incorporated materials are available for review at the Arizona Department of Education located at 1535 W. Jefferson, Phoenix, AZ 85007 or may be ordered from the U.S. Department of Education, ED Pubs, P.O. Box 1398, Jessup, MD 20794-1398.
4. “Health Occupations” means health and medical administrative services; allied health and medical assisting services; allied health diagnostic, intervention, and treatment professions; clinical/medical laboratory science and allied professions; medicine; nursing; osteopathic medicine/osteopathy; pharmacy, pharmaceutical sciences, and administration; and rehabilitation and therapeutic professions as described in Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Education Statistics, 1990 K Street, NW, Washington, DC 20006: U.S. Government Printing Office, April 2002, CIP Codes 51.07-51.10, 51.12, 51.16, 51.19, 51.20, and 51.23, which is incorporated by reference and on file with the Arizona Department of Education and the Office of the Secretary of State. This incorporation by reference contains no future editions or amendments. Copies of the incorporated materials are available for review at the Arizona Department of Education located at 1535 W. Jefferson, Phoenix, AZ 85007 or may be ordered from the U.S. Department of Education, ED Pubs, P.O. Box 1398, Jessup, MD 20794-1398.
5. “Industrial Technology” means audiovisual communications technologies/technicians; graphic communications; cosmetology and related personal grooming services; electrical engineering technologies/technicians; electromechanical instrumentation and maintenance technologies/technicians; environmental control technologies/technicians; industrial production technologies/technicians; quality control and safety technologies/technicians; mechanical engineering related technologies/technicians; mining and petroleum technologies/technicians; construction engineering technologies; engineering-related technologies; computer engineering technologies/technicians; drafting/design engineering technologies/technicians; technology education/industrial arts; security and protective services; mason/masonry; carpenters; electrical and power transmission installers; building/construction finishing, management and inspection; electrical/electronics maintenance and repair technology; heating, air conditioning, ventilation and refrigeration maintenance technology/technician; heavy/industrial equipment maintenance technologies; precision systems maintenance and repair technologies; vehicle maintenance and repair technologies; precision metal working; construction/heavy equipment/earthmoving equipment operation; design and visual communications, general; commercial and advertising art; industrial design; and commercial photography as described in Classification of Instructional Programs–2000: (NCES 2002-165) U.S. Department of Education, National Center for Education Statistics, 1990 K

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Street, NW, Washington, DC 20006; U.S. Government Printing Office, April 2002, CIP Codes 10.02-10.03, 12.04, 15.03-15.13, 21.0101, 43, 46.01-46.04 [unless individual cites necessary, then 46.0401-46.0411], 47.01-47.06, 48.05, 49.0202, and 50.0401-50.0406, which is incorporated by reference and on file with the Arizona Department of Education and the Office of the Secretary of State. This incorporation by reference contains no future editions or amendments. Copies of the incorporated materials are available for review at the Arizona Department of Education located at 1535 W. Jefferson, Phoenix, AZ 85007 or may be ordered from the U.S. Department of Education, ED Pubs, P.O. Box 1398, Jessup, MD 20794-1398.

6. “Industry-recognized occupational certification or license” means any of the following:
- a. Agriculture:
 - i. Veterinary license from a state licensing agency.
 - ii. Certified Landscape Architect from the American Institute of Landscape Architectures.
 - iii. Certified Rural Agricultural Appraiser from the Rural Agriculture Appraisers Association.
 - iv. Certified Turfgrass Manager from the American Turfgrass Managers Association.
 - v. Certified Golf Course Manager from the National Golf Course Managers Association.
 - b. Business and Marketing:
 - i. Professional Certified Marketer from the American Marketing Association.
 - ii. Certified Marketing Executive from Sales and Marketing Executives.
 - iii. Certified Sales Executive from Sales and Marketing Executives.
 - iv. SME Certified Professional Salesperson from Sales and Marketing Executives.
 - v. Certified Professional Accountant from the State Board of Accountancy.
 - vi. Certified Financial Planner from the Certified Financial Planner of Standards.
 - vii. Cisco Certified Network Professional with Cisco Certified Academic Instructor from Cisco Systems.
 - c. Family and Consumer Sciences:
 - i. Certified Family and Consumer Sciences from the American Association of Family and Consumer Sciences.
 - ii. Certified Hospitality Educator from the American Hotel and Lodging Association.
 - iii. Montessori Education Primary Diploma from the International Montessori Association.
 - iv. Food Service Management Professional from the National Restaurant Association.
 - v. Certified Culinary Educator from the American Culinary Federation.
 - d. Health Occupations
 - i. Registered Nurse license from the Arizona State Board of Nursing.
 - ii. Physical Therapist license from the Arizona Physical Therapy Board of Examiners.
 - iii. Physical Therapist Assistant certification from the Arizona Physical Therapy Board of Examiners.
 - iv. Athletic Trainer certification from the National Athletic Trainers’ Association.
 - v. Medical/Clinical Laboratory Technician certification from the American Medical Technologist or from the National Credentialing Agency for Laboratory Personnel.
 - vi. Medical/Clinical Laboratory Technologist certification from the American Medical Technologist or from the Board of Registry of American Society of Clinical Pathologists.
 - vii. Clinical Laboratory Scientist/Pathologist certification from the National Credentialing Agency for Laboratory Personnel.
 - e. Industrial Technology:
 - i. Automotive Service Excellence Certification in at least four of the following areas:
 - (1) Automotive Engine Repair;
 - (2) Automotive Transmissions and Transaxles;
 - (3) Automotive Manual Drive Train and Axles;
 - (4) Automotive Suspension and Steering;
 - (5) Automotive Brakes;
 - (6) Automotive Electrical-Electronics Systems;
 - (7) Automotive Heating and Air Conditioning; or
 - (8) Automotive Engine Performance.
 - ii. National Institute for Metalworking Skills Certification in any of the following:
 - (1) Machining Level III;
 - (2) Machine Building Level III;
 - (3) Machine Maintenance Level III; or
 - (4) Screw Machining Level III.
 - iii. Cisco Certified Network Professional with Cisco Certified Academic Instructor from Cisco Systems.
 - iv. Journeyman’s card in any of the following occupations:
 - (1) Carpentry;
 - (2) Masonry;
 - (3) Plumbing;

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- (4) Residential electricity;
 - (5) Machinery;
 - (6) Welding;
 - (7) Sheet metal work; or
 - (8) Heavy equipment operation.
 - v. Instructor of Cosmetology license from the Arizona State Board of Cosmetology.
 - vi. National Fire Protection Association Professional Qualification for Fire Fighter 1 and 2 Certificate.
 - vii. International Fire Service Training Association Professional Qualification for Fire Fighter 1 and 2 Certificate.
 - viii. Past Arizona Police Officers Standards and Training Certification or Present Arizona Police Officers Standards and Training Certification.
7. “Occupations” means employment in any of the areas identified in R7-2-611(B)(1) through (5) relating to Agriculture, Business and Marketing, Family and Consumer Sciences, Health Occupations, or Industrial Technology.
 8. “Professional Knowledge” means the art of teaching including the knowledge and skills necessary for instructional planning, delivery and evaluation in a vocational technical education setting.
 9. “Subject Knowledge” means the information, understanding and skills specific to the broad course of study.
 10. “Verified Experience” means written documentation from a current or former employer, a current school superintendent, the Department of Education Career and Technical Education Programmatic State Supervisor, or self employment tax forms that indicate that an applicant for a vocational education certificate performed work in a business or industry setting related to the program to be taught.

~~B.C.~~ Provisional Vocational Education Certificate - Agriculture -- grades K-12

1. The certificate is valid for two years.
2. The requirements are:
 - a. A valid Class 1 or Class 2 fingerprint clearance card; and
 - b. One of the following options:
 - i. Option A:
 - ~~a.(1)~~ A Bachelor’s degree;
 - ~~b.(2)~~ Eighteen Thirty semester hours of courses in agriculture with at least five semester hours of courses in three of the following areas: animal science; plant science including soils; agricultural engineering or mechanics; economics or agricultural economics; or agricultural or natural resources; and
 - ~~e.(3)~~ Two thousand clock hours of verified employment experience in agriculture in the last 6 years; and occupations.
 - ii. Option B:
 - (1) A valid Arizona standard secondary teaching certificate issued pursuant to this Article;
 - (2) One year of the most recent teacher evaluation(s) approved by a certified administrator, or the administrator’s designee, in a secondary school setting and issued during the term of the Arizona standard secondary teaching certificate exhibiting satisfactory performance in the classroom;
 - (3) Three semester hours of courses in vocational technical education methods; and
 - (4) Two hundred forty clock hours of verified experience in agriculture occupations in the last three years.
 - iii. Option C:
 - (1) Six thousand clock hours of verified experience in agriculture occupations; or
 - (2) A valid agriculture industry-recognized occupational certification or license;
 - iv. Option D:

A valid teaching certificate in vocational agriculture education from another state.
3. The holder of this certificate shall receive a passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers before the ~~2nd~~ renewal of the provisional vocational education certificate-Agriculture or the issuance of the standard vocational education certificate-Agriculture. A person holding this certificate pursuant to Option D shall not be required to take the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers if the person has passed a component on a proficiency assessment that has been adopted by a state board of education or equivalent agency in another state and that the Board in this state has determined to be equivalent to the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers.

~~C.D.~~ Standard Vocational Education Certificate - Agriculture -- grades K-12

1. The certificate is valid for six years.
2. The requirements are:
 - a. Qualification for the provisional vocational certificate – Agriculture;

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- b. ~~Thirty semester hours of courses in agriculture with 5 semester hours of courses in 3 of the following areas: animal science; plant science including soils; agricultural engineering; economics or agricultural economics; or agricultural resources;~~
- a. A valid Class 1 or Class 2 fingerprint clearance card; and
- b. One of the following options:
 - i. Option A:
 - ~~e.(2)Eighteen Twenty-one additional~~ (1) Qualification under Option A for the provisional vocational education certificate - Agriculture; and
 - (2) Twenty-one additional semester hours of courses, to include the following areas: methods of teaching agriculture, curriculum and materials of instruction, vocational classroom management including laboratory safety, youth leadership development, experiential education, and practicum in agriculture in grades K-12. Two years of experience teaching agriculture in grades K-12 may substitute for the practicum; and
 - d. ~~A valid Class 1 or Class 2 fingerprint clearance card.~~
 - ii. Option B:
 - (1) Qualification under Option B for the provisional vocational education certificate - Agriculture; and
 - (2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Agriculture exhibiting satisfactory performance in the classroom; and
 - (3) Fifteen additional semester hours of courses to include:
 - (a) Three semester hours of courses in vocational classroom management including laboratory safety;
 - (b) Three semester hours of courses specific to agricultural education subject knowledge;
 - (c) Six additional semester hours of courses in agricultural subject knowledge or a valid agriculture industry-recognized occupational certification or license; and
 - (d) Three semester hours of courses in the operation of a vocational student organization.
 - iii. Option C:
 - (1) Qualification under Option C for the provisional vocational education certificate - Agriculture;
 - (2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Agriculture exhibiting satisfactory performance in the classroom;
 - (3) Fifteen additional semester hours of courses in professional knowledge to include any of the following areas: principles/philosophy of vocational education, operation of a vocational student organization, methods of teaching agriculture, curriculum design/development, instructional technology, vocational classroom management including laboratory safety, or educational philosophy; and
 - (4) Nine additional semester hours of courses in agricultural education subject knowledge or a valid agriculture industry-recognized occupational certification or license.
 - iv. Option D:
 - (1) Qualification under Option D for the provisional vocational education certificate - Agriculture; and
 - (2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Agriculture exhibiting satisfactory performance in the classroom.

~~D.E.~~Provisional Vocational Certificate - Business and Marketing-- grades K-12

- 1. The certificate is valid for two years.
- 2. The requirements are:
 - a. A valid Class 1 or Class 2 fingerprint clearance card; and
 - b. One of the following options:
 - i. Option A:
 - ~~a.(1)A Bachelor's or more advanced degree in business, business education, marketing or marketing education; and~~
 - b. ~~Thirty semester hours of business and office courses;~~
 - e. ~~Six semester hours of vocational education courses;~~
 - ~~d.(2)Two thousand clock hours of verified employment experience in business/office/marketing occupations or a practicum in the areas of business/office marketing occupations in the past 6 years; and~~
 - e. ~~A valid Class 1 or Class 2 fingerprint clearance card.~~
 - ii. Option B:
 - (1) A valid Arizona standard secondary teaching certificate issued pursuant to this Article;
 - (2) One year of the most recent teacher evaluation(s) approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the Arizona standard secondary teaching certificate exhibiting satisfactory performance in the classroom;
 - (3) Three semester hours of courses in vocational business or marketing education methods; and

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- (4) Two hundred forty clock hours of verified experience in business/marketing occupations in the last three years.
 - iii. Option C:
 - (1) Six thousand clock hours of verified experience in business/marketing occupations; or
 - (2) A valid business or marketing industry-recognized occupational certification or license.
 - iv. Option D:

A valid teaching certificate in business education, marketing education, vocational business education or vocational marketing education from another state.
3. The holder of this certificate shall receive a passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers before the ~~2nd~~ renewal of the provisional vocational education certificate ~~-Business and Marketing~~ or the issuance of the standard vocational education certificate ~~-Business and Marketing~~. A person holding this certificate pursuant to Option D shall not be required to take the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers if the person has passed a component on a proficiency assessment that has been adopted by a state board of education or equivalent agency in another state and that the Board in this state has determined to be equivalent to the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers.

E.F. Standard Vocational Certificate - Business and Marketing -- grades K-12

- 1. The certificate is valid for six years.
- 2. The requirements are:
 - a. A valid Class 1 or Class 2 fingerprint clearance card; and
 - b. One of the following options:
 - i. Option A:
 - ~~a.~~(1) Qualification under Option A for the provisional vocational education certificate - Business and Marketing; and
 - (2) Eighteen additional semester hours of courses in professional knowledge to include any of the following areas: principles/philosophy of vocational education, operation of a vocational student organization, methods of teaching business or marketing, curriculum design/development, instructional technology, classroom management, educational philosophy, instructional design/methodology, or assessment/evaluation.
 - b. Twenty-one semester hours of vocational education courses, to include methods of teaching business and principles of vocational education; and
 - e. A valid Class 1 or Class 2 fingerprint clearance card.
 - ii. Option B:
 - (1) Qualification under Option B for the provisional vocational education certificate-Business and Marketing;
 - (2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Business and Marketing exhibiting satisfactory performance in the classroom; and
 - (3) Twelve additional semester hours to include:
 - (a) Three semester hours of courses specific to business or marketing education subject knowledge;
 - (b) Three semester hours of courses in professional knowledge to include any of the following areas: principles/philosophy of vocational education, operation of a vocational student organization, methods of teaching business or marketing, curriculum design/development, instructional technology, classroom management, educational philosophy, instructional design/methodology, or assessment/evaluation; and
 - (c) Six additional semester hours of courses in business or marketing subject knowledge or a valid business or marketing industry recognized occupational certification or license.
 - iii. Option C:
 - (1) Qualification under Option C for the provisional vocational education certificate-Business and Marketing;
 - (2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Business and Marketing exhibiting satisfactory performance in the classroom;
 - (3) Fifteen additional semester hours of courses in professional knowledge to include any of the following areas: principles/philosophy of vocational education, operation of a vocational student organization, methods of teaching business or marketing, curriculum design/development, instructional technology, classroom management, educational philosophy, instructional design/methodology, or assessment/evaluation; and

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- (4) Nine additional semester hours of courses in business or marketing subject knowledge or a valid business or marketing industry-recognized occupational certification or license.

iv. Option D:

- (1) Qualification under Option D for the provisional vocational education certificate-Business and Marketing; and
- (2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Business and Marketing exhibiting satisfactory performance in the classroom.

F.G. Provisional Vocational Education Certificate - Family and Consumer Sciences -- grades K-12

1. The certificate is valid for two years.
2. The requirements are:
 - a. A valid Class 1 or Class 2 fingerprint clearance card; and
 - b. One of the following options:
 - i. Option A:
 - ~~a.~~(1) A Bachelor's degree;
 - ~~b.~~(2) Thirty semester hours of courses in family and consumer sciences with one course in each of the following: ~~life span~~ human development; family or human relations; clothing and textiles or merchandising; nutrition, health or food preparation; facility management, housing or interior design; consumer economics or family resources; food production or culinary arts; and ~~practicum~~ a laboratory experience course in early childhood development, in child care or elder care; and
 - ~~e.~~(3) Two thousand clock hours of verified ~~employment~~ experience in family and consumer sciences ~~or 5 semester hours of practicum in family and consumer sciences, completed in the last 6 years; and~~ occupations.
 - d. A valid Class 1 or Class 2 fingerprint clearance card.
 - ii. Option B:
 - (1) A valid Arizona standard secondary teaching certificate issued pursuant to this Article;
 - (2) One year of the most recent teacher evaluation(s) approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the Arizona standard secondary teaching certificate exhibiting satisfactory performance in the classroom;
 - (3) Three semester hours of courses in occupational family and consumer sciences education methods; and
 - (4) Two hundred forty clock hours of verified experience in family and consumer sciences occupations in the past three years.
 - iii. Option C:
 - (1) Six thousand clock hours of verified experience in family and consumer sciences occupations; or
 - (2) A valid family and consumer sciences industry-recognized occupational certification or license.
 - iv. Option D:

A valid teaching certificate in vocational family and consumer sciences education from another state.
3. The holder of this certificate shall receive a passing score on the subject knowledge and professional knowledge portions of the Arizona Teacher Proficiency Assessment for secondary teachers before the ~~2nd~~ renewal of the provisional vocational education certificate-Family and Consumer Sciences or the issuance of the standard vocational education certificate-Family and Consumer Sciences. A person holding this certificate pursuant to Option D shall not be required to take the subject knowledge or professional knowledge portions of the Arizona Teacher Proficiency Assessment for secondary teachers if the person has passed a component on a proficiency assessment that has been adopted by a state board of education or equivalent agency in another state and that the Board in this state has determined to be equivalent to the subject knowledge and professional knowledge portions of the Arizona Teacher Proficiency Assessment for secondary teachers.

G.H. Standard Vocational Education Certificate - Family and Consumer Sciences -- grades K-12

1. The certificate is valid for six years.
2. ~~Applicants shall meet all of the~~ The requirements in 1 of the following options are:
 - a. A valid Class 1 or Class 2 fingerprint clearance card; and
 - b. One of the following options:
 - ~~a.~~i. Option A:
 - ~~i.~~(1) Qualification under Option A for the provisional vocational education certificate - Family and Consumer Sciences; and
 - ~~ii.~~(2) Eighteen additional semester hours of courses in ~~vocational education to include methods of teaching family and consumer sciences; and~~ professional knowledge to include any of the following areas: principles/philosophy of vocational education, operation of a vocational student organization, methods of teaching occupational family and consumer sciences, curriculum design/development, instructional technology, classroom management, educational philosophy, instructional design/methodology, or

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assessment/evaluation.

iii. A valid Class 1 or Class 2 fingerprint clearance card.

~~b.~~ii. Option B:

(1) Qualification under Option B for the provisional vocational education certificate - Family and Consumer Sciences;

(2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Family and Consumer Sciences exhibiting satisfactory performance in the classroom; and

(3) Twelve additional semester hours of courses to include:

(a) Three semester hours of courses in vocational classroom management including laboratory safety;

(b) Three semester hours of courses specific to family and consumer sciences education subject knowledge; and

(c) Six additional semester hours of courses in family and consumer sciences subject knowledge or a valid family and consumer sciences industry-recognized occupational certification or license.

i. A Bachelor's degree;

ii. Six thousand clock hours of verified employment in family and consumer sciences, completed in the last 6 years;

iii. Fifteen semester hours of courses in vocational education, to include methods of teaching family and consumer sciences; and

iv. A valid Class 1 or Class 2 fingerprint clearance card.

iii. Option C:

(1) Qualification under Option C for the provisional vocational education certificate - Family and Consumer Sciences;

(2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Family and Consumer Sciences exhibiting satisfactory performance in the classroom;

(3) Fifteen additional semester hours of courses in professional knowledge to include any of the following areas: principles/philosophy of vocational education, operation of a vocational student organization, methods of teaching occupational family and consumer sciences, curriculum design/development, instructional technology, vocational classroom management including laboratory safety, or educational philosophy; and

(4) Nine additional semester hours of courses in family and consumer sciences subject knowledge or a valid industry-recognized occupational certification or license.

iv. Option D:

(1) Qualification under Option D for the provisional vocational education certificate - Family and Consumer Sciences; and

(2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Family and Consumer Sciences exhibiting satisfactory performance in the classroom.

H.I. Provisional Vocational Education Certificate - Health Occupations -- grades K-12

1. The certificate is valid for two years.

2. The requirements are:

a. A valid Class 1 or Class 2 fingerprint clearance card;

b. A professional license in a health occupation and 6,000 clock hours of verified employment in a health occupation in the last 6 years; or

c. A Bachelor's degree in a biological science, health science, or physical science; 2,000 clock hours of verified health employment in the area to be taught, completed in the past 6 years; and a professional license in a health occupation.

b. Two thousand clock hours of verified experience in health occupations;

c. A valid professional certificate or license awarded by a regulatory body or professional credentialing agency related to the program to be taught; and

d. One of the following options:

i. Option A:

(1) A valid Arizona standard secondary teaching certificate issued pursuant to this Article;

(2) One year of the most recent teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the Arizona standard secondary teaching certificate exhibiting satisfactory performance in the classroom; and

(3) Three semester hours of courses in vocational technical education methods.

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ii. Option B:

Two hundred forty clock hours of the 2000 clock hours of verified experience in health occupations required by R7-2-611(I)(2)(b) completed in the last three years.

3. The holder of this certificate shall complete six semester hours of courses in professional knowledge that apply toward the standard vocational education certificate-Health Occupations and shall receive a passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers before the 2nd renewal of the provisional vocational education certificate-Health Occupations or the issuance of the standard vocational education certificate-Health Occupations.

J.I. Standard Vocational Education Certificate - Health Occupations -- grades K-12

1. The certificate is valid for six years.

2. The requirements are:

a. A valid Class 1 or Class 2 fingerprint clearance card.

b. One of the following options:

i. Option A:

~~a.~~(1) Qualification under Option A for the provisional vocational education certificate - Health Occupations;

~~(2)~~ Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Health Occupations exhibiting satisfactory performance in the classroom; and

~~(3)~~ Nine additional semester hours of courses to include:

~~(a)~~ Three semester hours of courses in vocational classroom management including laboratory safety; and

~~(b)~~ Six semester hours of courses specific to vocational technical education professional knowledge.

b. Twelve semester hours of vocational education courses, to include the following: methods of teaching, curriculum development, and evaluation; and

e. A valid Class 1 or Class 2 fingerprint clearance card.

ii. Option B:

~~(1)~~ Qualification under Option B for the provisional vocational education certificate - Health Occupations;

~~(2)~~ Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Health Occupations exhibiting satisfactory performance in the classroom; and

~~(3)~~ Fifteen additional semester hours of courses in professional knowledge to include any of the following areas: principles/philosophy of vocational education, operation of a vocational student organization, any vocational technical education methods of teaching, curriculum design/development, instructional technology, vocational classroom management including laboratory safety, or educational philosophy.

J.K. Provisional Vocational Education Certificate - Industrial Technology -- grades K-12

1. The certificate is valid for two years.

2. The requirements are:

a. A valid Class 1 or Class 2 fingerprint clearance card; and

b. One of the following options:

i. Option A:

~~b.~~(1) A Bachelor's or more advanced degree in Industrial Arts or Industrial Technology Education and 2,000-clock hours of verified employment in the area to be taught; and

~~(2)~~ Two thousand clock hours of verified experience in industrial technology occupations.

e. ~~Six thousand clock hours of verified employment in the area to be taught. A valid industry-recognized occupational certification or license may substitute for the employment.~~

ii. Option B:

~~(1)~~ A valid Arizona standard secondary teaching certificate issued pursuant to this Article;

~~(2)~~ One year of the most recent teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the Arizona standard secondary teaching certificate exhibiting satisfactory performance in the classroom;

~~(3)~~ Three semester hours of courses in vocational technical education methods; and

~~(4)~~ Two hundred forty clock hours of verified experience in industrial technology occupations in the last three years.

iii. Option C:

~~(1)~~ Six thousand clock hours of verified experience in industrial technology occupations; or

~~(2)~~ A valid industrial technology industry-recognized occupational certification or license.

iv. Option D:

A valid teaching certificate in vocational industrial arts education or vocational industrial technology education from another state.

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3. The holder of this certificate shall receive a passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers before the ~~2nd~~ renewal of the provisional vocational education certificate-~~Industrial Technology~~ or the issuance of the standard vocational education certificate-~~Industrial Technology~~. A person holding this certificate pursuant to Option D shall not be required to take the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers if the person has passed a component on a proficiency assessment that has been adopted by a state board of education or equivalent agency in another state and that the Board in this state has determined to be equivalent to the professional knowledge portion of the Arizona Teacher Proficiency Assessment for secondary teachers.

~~K-L~~ **Standard Vocational Education Certificate - Industrial Technology -- grades K-12**

1. The certificate is valid for six years.
2. The requirements are:
 - a. A valid Class 1 or Class 2 fingerprint clearance card; and
 - b. One of the following options:
 - i. Option A:
 - ~~a.~~ (1) Qualify Qualification under Option A for the provisional vocational education certificate - Industrial Technology; and
 - (2) Eighteen additional semester hours of courses in professional knowledge to include any of the following areas: principles/philosophy of vocational education, operation of a vocational student organization, methods of teaching, curriculum design/development, instructional technology, vocational classroom management including laboratory safety or educational philosophy.
 - b. Fifteen semester hours of courses in vocational education, to include methods of teaching industrial technology; and
 - c. A valid Class 1 or Class 2 fingerprint clearance card.
 - ii. Option B:
 - (1) Qualification under Option B for the provisional vocational education certificate - Industrial Technology;
 - (2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Industrial Technology exhibiting satisfactory performance in the classroom; and
 - (3) Twelve additional semester hours of courses to include:
 - (a) Three semester hours of courses in vocational classroom management including laboratory safety;
 - (b) Three semester hours of courses specific to industrial technology subject knowledge; and
 - (c) Six additional semester hours of courses in industrial technology subject knowledge or a valid industrial technology industry-recognized occupational certification or license.
 - iii. Option C:
 - (1) Qualification under Option C for the provisional vocational education certificate - Industrial Technology;
 - (2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Industrial Technology exhibiting satisfactory performance in the classroom;
 - (3) Fifteen additional semester hours of courses in professional knowledge to include any of the following areas: principles/philosophy of vocational education, operation of a vocational student organization, methods of teaching, curriculum design/development, instructional technology, vocational classroom management including laboratory safety or educational philosophy; and
 - (4) Nine additional semester hours of courses in industrial technology subject knowledge or a valid industrial technology industry-recognized occupational certification or license.
 - iv. Option D:
 - (1) Qualification under Option D for the provisional vocational education certificate - Industrial Technology; and
 - (2) Two years of teacher evaluations approved by a certified administrator, or the administrator's designee, in a secondary school setting and issued during the term of the provisional vocational education certificate - Industrial Technology exhibiting satisfactory performance in the classroom.

~~L~~ **Provisional Vocational Certificate - Marketing -- grades K-12**

1. ~~The certificate is valid for 2 years.~~
2. ~~The requirements are:~~
 - a. ~~A valid Class 1 or Class 2 fingerprint clearance card.~~
 - b. ~~A Bachelor's degree; and 6,000 clock hours of verified employment in the area to be taught; or~~

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- e. ~~A Bachelor's or more advanced degree in business or marketing; 2,000 clock hours of verified employment in marketing or a practicum in marketing occupations; and 6 semester hours of courses in each of the following: marketing, management, and finance.~~
- 3. ~~The holder of this certificate shall receive a passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment before the 2nd renewal of the provisional vocational certificate or the issuance of the standard vocational certificate.~~

M. Standard Vocational Certificate – Marketing – grades K-12

- 1. ~~The certificate is valid for 6 years.~~
- 2. ~~The requirements are:~~
 - a. ~~Qualification for the provisional vocational certificate – Marketing under the requirements in subsection (L)(2)(b);~~
 - b. ~~Twelve semester hours of marketing or business education courses to include methods of teaching, and curriculum and materials of instruction; and~~
 - e. ~~A valid Class 1 or Class 2 fingerprint clearance card.~~

R7-2-617. Renewal Requirements

- A. No Change
- B. No Change
 - 1. No Change
 - 2. No Change
 - 3. No Change
 - 4. No Change
 - 5. No Change
 - 6. No Change
 - 7. No Change
 - 8. No Change
- C. No Change
- D. No Change
- E. No Change
- F. No Change
- G. No Change
- H. A provisional vocational certificate shall be renewed once for two years upon completion of nine semester hours of courses required for the standard vocational certificate in the same vocational area, completed since the most recent issuance ~~or renewal~~ of the provisional certificate.

NOTICE OF EMERGENCY RULEMAKING

TITLE 12. NATURAL RESOURCES

CHAPTER 5. STATE LAND DEPARTMENT

PREAMBLE

- | | |
|--|--|
| <u>1. Sections Affected</u>
R12-5-413 | <u>Rulemaking Action</u>
Amend |
| <u>2. The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):</u>
Authorizing statute: A.R.S. § 37-132(A)(1)
Implementing statute: A.R.S. § 37-132(B)(2) | |
| <u>3. The effective date of the rules:</u>
December 20, 2002 | |
| <u>4. Is this rulemaking a renewal of a previous emergency rulemaking?</u>
No | |

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5. The name and address of agency personnel with whom persons may communicate regarding the rule:

Name: Richard B. Oxford
Arizona State Land Department

Address: 1616 W. Adams

Telephone: (602) 542-4602

Fax: (602) 542-5223

E-mail: roxford@lnd.state.az.us

6. An explanation of the rule, including the agency's reasons for initiating the rule:

A.R.S. § 37-132(B)(2) authorizes the State Land Commissioner to use private real estate brokers to assist in any sale or long-term lease of state land. The Department is authorized to pay, within certain parameters, a commission to licensed real estate brokers or their agents for their services associated with the successful selling or long-term commercial leasing of state properties at public auction. The commission is to be paid from fees collected from selling and administrative expenses collected pursuant to A.R.S. § 37-108(A)(10)(a).

Pursuant to rule R12-5-413(B), "...the commission paid shall be the amount collected pursuant to A.R.S. § 37-108(A)(10)(a)." Emphasis added. The amendment provides that "...the commission shall be paid from the fees collected under A.R.S. § 37-108(A)(10)(a)." Emphasis added.

The Arizona State Land Department finds that Rule R12-5-413(B), as written, restricts the Commissioner's ability to provide appropriate commissions to brokers in keeping with economic trends in the real estate business and consistent with the services provided in a transaction. It also limits the Department's ability to return fee revenues to the state's general fund.

To provide fair and equitable broker fees, the Commissioner needs to be able to assess the amount of work required of a broker relating to a proposed sale or long-term lease and offer a commission appropriate to the transaction.

7. A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:

Not applicable

8. The summary of the economic, small business, and consumer impact:

In 1993, the Arizona Legislature enacted A.R.S. § 37-132(B)(2) which, (1) authorized the State Land Commissioner to use private real estate brokers to assist in any sale or long-term lease of state land, and (2) authorized the Department to pay a broker's commission within certain parameters, for their services. The broker's commission fee is authorized to be paid from selling and administrative fees collected pursuant to A.R.S. § 37-108(A)(10).

The rule requires the commission paid to be the amount collected pursuant to A.R.S. § 37-108(A)(10)(a). This inflexibility does not allow the State Land Commissioner to establish a broker's commission commensurate to the amount of work, on the brokers part, anticipated with a specific sales or long-term lease being offered. The broker's role in securing a successful bidder in a sale is different than securing a successful lessee for a long-term lease. In its simplest form, the broker's role in a sale is to notify a potential client of the Department's proposed sale, provide information, and have the client be the successful bidder. In a long-term lease, the broker must be familiar with the lease and its terms that is being offered, secure an interested lessee, negotiate lease terms where possible and have the client be the successful bidder at the lease auction.

The impact of the rule amendment will be primarily on the licensed real estate brokers in the state whose commissions will be tailored to fit the proposed sale or lease. The impact may also be felt by the Department as brokers may not consider the commissions on smaller sales as lucrative enough to warrant their time, and thus, the Department would not be able to capitalize on the services of the brokers to market its properties on smaller sales.

Flexibility in the rule will also allow the commissioner to adjust the amount of commission offered to reflect the economic conditions affecting the state. Based on a four-year trend (FY99-FY02) the Department estimates approximately \$500,000 in fees could be returned to the state's general fund annually with the rule amendment. Currently, the Department receives general fund appropriations to finance its operations including the costs of appraising, selling and long-term leasing of Trust lands.

9. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

Not applicable

10. Incorporations by reference and their location in the rules:

None

11. An explanation of the situation justifying the rule's making as an emergency rule:

The Arizona State Land Department finds that the rule, as written, restricts the Commissioner's ability to provide appropriate commissions to brokers in keeping with economic trends in the real estate business and consistent with the services provided in a transaction. The rule also limits the Department's ability to return fee revenues to the state's general fund.

The amendment will make it clear that not all the fees collected pursuant to A.R.S. § 37-108(A)(10)(a) need to be paid to the broker and will allow a significant portion of those fees to be returned to the general fund. Because of the economic impact of the amendment, adoption as an emergency is justified pursuant to A.R.S. § 41-1026(A)(4) and (5).

12. The date of the Attorney General's approval of the emergency rule:

November 26, 2002

13. The full text of the rules follows:

TITLE 12. NATURAL RESOURCES

CHAPTER 5. STATE LAND DEPARTMENT

ARTICLE 4. SALES

Section

R12-5-413. Real Estate Broker Commissions

ARTICLE 4. SALES

R12-5-413. Real Estate Broker Commissions

- A.** No change
 - 1. No change
 - 2. No change
 - 3. No change
 - 4. No change
 - 5. No change
- B.** If a commission is offered for the sale or long-term commercial lease of state land at public auction, the commission shall be paid from the amount fees collected ~~pursuant to~~ under A.R.S. § 37-108(A)(10)(a).
- C.** No change
- D.** No change
 - 1. No change
 - 2. No change
 - 3. No change
 - 4. No change
 - 5. No change
- E.** No change
 - 1. No change
 - 2. No change
- F.** No change
- G.** No change
- H.** No change
 - 1. No change
 - 2. No change