

NOTICES OF EXEMPT RULEMAKING

The Administrative Procedure Act requires the *Register* publication of the rules adopted by the state's agencies under an exemption from all or part of the Administrative Procedure Act. Some of these rules are exempted by A.R.S. §§ 41-1005 or 41-1057; other rules are exempted by other statutes; rules of the Corporation Commission are exempt from Attorney General review pursuant to a court decision as determined by the Corporation Commission.

NOTICE OF EXEMPT RULEMAKING

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

Editor's Note: The following Notice of Exempt Rulemaking is exempt from Laws 2009, 3rd Special Session, Ch. 7, § 28. (See the text of § 28 on page 2152.)

[R09-125]

PREAMBLE

- 1. Sections Affected**
R7-2-612
- Rulemaking Action**
New Section
- 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)(1) and (14)
Implementing statute: Not applicable
- 3. The effective date of the rules:**
August 25, 2008
- 4. A list of all previous notices appearing in the *Register* addressing the exempt rules:**
Notice of Recodification: 15 A.A.R. 2146, December 25, 2009 (*in this issue*)
- 5. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name:	Vince Yanez, Executive Director State Board of Education
Address:	1535 W. Jefferson St. Phoenix, AZ 85007
Telephone:	(602) 542-5057
Fax:	(602) 542-3046
E-mail:	vince.yanez@azed.gov
- 6. An explanation of the rule, including the agency's reasons for initiating the rule, including the statutory citation to the exemption from the regular rulemaking procedures:**

The rule change creates a new PreK-12 Arts Teaching Certificate. The new certificate allows those applicants who have completed an arts education program to receive an arts teaching certificate. Pursuant to A.R.S. § 41-1005(F) the State Board of Education is exempt from standard rulemaking procedures.
- 7. A reference to any study relevant to the rule that the agency reviewed and either relied on or did not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**
Not applicable
- 8. 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
- 9. The summary of the economic, small business and consumer impact:**
The rules are not expected to have any economic impact on small businesses nor have any impact upon school districts and charter schools.

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10. A description of the changes between the proposed rules, including supplemental notices and final rules (if applicable):

Not applicable

11. A summary of the comments made regarding the rule and the agency response to them:

Public input has been sought on the proposed certificate in several ways, including: Arts Educators Coordinators meetings in Flagstaff, Tucson, Yuma, Safford, and Scottsdale. There was distribution of the proposed certificate language for comment to arts educators, administrators, classroom teachers, arts education faculty, and numerous Arts organizations including the board leadership from Arizona's arts education organizations.

A public hearing was held regarding these proposed rules on Monday, June 2, 2008.

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

Not applicable

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

Not applicable

14. Was this rule previously made as an emergency rule? If so, please indicate the Register citation:

Not applicable

15. The full text of the rule follows:

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

ARTICLE 6. CERTIFICATION

Section

R7-2-612. Reeodified PreK-12 Arts Education Certificates

ARTICLE 6. CERTIFICATION

R7-2-612. **Reeodified PreK-12 Arts Education Certificates**

A. Except as noted, all certificates are subject to the general certification provisions in R7-2-607 and the renewal requirements in R7-2-618.

B. Provisional PreK-12 Arts Education Certificate: art, dance, dramatic arts or music.

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 PreK-12 arts education in one of the following approved areas: art, dance, dramatic arts or music from a Board-approved teacher preparation program, described in R7-2-604; or

ii. Completion of a teacher preparation program in PreK-12 arts education in one of the following approved areas: art, dance, dramatic arts or music from an institution accredited by the National Association of Schools of Art and Design, National Association of Schools of Dance, National Association of Schools of Theatre, the National Association of Schools of Music, or National Council for Accreditation of Teacher Education; or

iii. Thirty semester hours of education or arts education courses which teach the knowledge and skills described in R7-2-602, including at least eight semester hours of elementary and secondary methods in the certificate area and 12 semester hours of practicum in the certificate area grades PreK-12. Two years of verified full-time teaching experience in the certificate area in grades PreK-12 may substitute for the 12 semester hours of practicum; or

iv. A valid PreK-12 arts education certificate from another state.

c. A passing score on the appropriate subject knowledge portion of the Arizona Teacher Proficiency Assessment. If a proficiency assessment is not offered in a subject area, an approved area shall consist of a minimum of 24 semester hours of courses in the subject.

d. A passing score on the professional knowledge portion of the Arizona Teacher Proficiency Assessment.

e. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.

C. Standard PreK-12 Arts Education Certificate: for art, dance, dramatic arts or music.

1. The certificate is valid for six years.

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2. The requirements are:
 - a. Qualification for the provisional PreK-12 Arts Education certificate.
 - b. Two years of verified teaching experience will be accepted in lieu of the performance portion of the Arizona Teacher Proficiency Assessment.
 - c. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.