

# COMMITTEE ON EDUCATION

Representative Rich Crandall, Chairman  
 Representative Doris Goodale, Vice-Chairman  
 Zach Tretton, Legislative Research Analyst



\* Strike-Everything Amendment  
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 [P 105] Proposition 105 Clause  
 [P 108] Proposition 108 Clause  
 [LIV] Line Item Veto

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**HB 2040 – Chapter 43 – \*community colleges; reports; budgets**

Reduces the information required to be included in the biennial community college district report regarding dual enrollment programs.

**HB 2080 – Chapter 223 – pupils with chronic health problems**

Expands the types of health professionals who may certify that a pupil has a chronic health problem to include physician assistants, chiropractors, and naturopaths.

**HB 2113 – Chapter 314 – provisional community colleges; property transfer**

Authorizes a county that received real property from the former State Board of Directors for Community Colleges to transfer title to that property to a provisional community college district before January 1, 2013 and authorizes a provisional community college district to issue bonds for capital outlay purposes. Delays the provisions of HB 2261 until the 2012 election.

**HB 2127 – Chapter 285– \*JTED; centralized campus; funding**

Authorizes a school district governing board to sell any school property to a JTED with an existing central campus, provided the sale will not affect the normal operations of a school within the school district.

**HB 2128 – Chapter 17 [E] – \*omnibus; JTEDs**

Makes various changes relating to JTEDs, including:

- Renames *joint technological education district* to *joint technical education district*.
- Redefines *JTED course* and defines *JTED program*.
- Stipulates that pupils in a JTED program at a centralized campus do not incur absences for the purposes of school district budgeting and may generate an ADA of 1.0 for attendance during any hour of the day, any day of the week, and at any time between July 1 and June 30 of each FY.
- Stipulates that the sum of daily attendance and the sum of the fractional student enrollment for a student enrolled in both a member school district and JTED courses provided at a community college or at a facility owned and operated by a JTED that is not located on a site of a member district cannot exceed 1.75.
- Requires a school district and a JTED to determine the apportionment of the daily attendance and student enrollment for a pupil, except the amount apportioned cannot exceed 1.0 for either entity.

**HB 2129 – Chapter 174 – \*Arizona online instruction; reform**

Clarifies distinctions between part-time and full-time students participating in AOI by specifying the amount of instructional hours and the funding received for full-time and part-time students.

**HB 2227 – Chapter 98 – schools; teacher contracts; acceptance**

Repeals and reenacts statutory provisions that were added or amended by Laws 2009, Third Special Session, Chapter 12 relating to teacher contracts.

**HB 2261 – Chapter 48 – community college boards; expansion**

Requires Maricopa County to elect two additional community college district governing board members and reduces the term limits of their members to four years. Additionally, the bill reduces the number of signatures required on nomination petitions for a community college district governing board candidate.

**HB 2281 – Chapter 311 – \*prohibited courses; discipline; schools**

Prohibits a school district or charter school from including courses or classes that promote the overthrow of the United States government, promote resentment toward a race or class of people, are designed primarily for pupils of a particular ethnic group, or advocate ethnic solidarity instead of the treatment of pupils as individuals.

**HB 2287 – Chapter 317 – accommodation schools; levy limit recalculation**

Clarifies that an accommodation school is prohibited from levying property taxes and requires any property tax levied by a county in support of an accommodation school to count towards the county's primary levy and related levy limit.

**HB 2298 – Chapter 49 – \*preparation programs; teacher certification**

Requires SBE to allow a variety of teacher and administrator preparation program providers to offer a variety of preparation models and courses of study.

**HB 2350 – Chapter 135 – purple heart recipients; tuition waiver**

Requires ABOR or a community college district, after verification from DVS, to provide Purple Heart recipients with a tuition waiver at any university or community college under their jurisdiction. Specifies tuition waiver recipients must have sustained their injury while residing or being stationed in Arizona and receive a disability rating that is 50% or more.

**HB 2385 – Chapter 318 – schools; ADM calculation**

Deletes the definition and statutory references of ADA and modifies the manner in which ADM is calculated for school districts and charter schools.

**HB 2386 – Chapter 179 [E] – school district override elections**

Makes various changes and clarifications to school district budget override statutes and holds school districts harmless from reductions in their budget limits for the purposes of calculating their voter authorized override capacity in FY 2010-2011.

**HB 2401 – Chapter 257 – teacher loan program; geographic shortages**

Allows MSSE recipients to fulfill their service commitment by providing instruction in elementary education in a public school located in an area that is experiencing a shortage of teachers.

**HB 2521 – Chapter 261 – \*schools; superintendent contracts; performance pay**

Requires school district governing boards to ensure the contract for a school district superintendent is structured in a way that classifies 20% of the superintendent's total annual compensation and benefits as performance pay.

**HB 2668 – Chapter 330 – voting information; postsecondary students**

Requires ABOR and community college district boards, in consultation with the recognized student governments under their jurisdiction, to adopt a plan to increase student voter registration and voting in elections.

**HB 2719 – Chapter 157 – school district boundaries; change**

Allows qualified electors in the Fredonia-Moccasin Unified School District to petition the Page Unified School District Governing Board to modify the school district boundaries.

**HB 2722 – Chapter 331 – \*schools; funding; nonresidents**

Prohibits school districts and charter schools from including nonresident pupils in student counts and obtaining state funding from nonresident pupils.

## **HB 2725 – Chapter 332 – education; omnibus**

Makes various changes to education statutes, including:

### ***Recess Policies***

- Requires each school district governing board and each governing body of a charter school to conduct a public meeting to consider the adoption of a policy to provide at least 30 total minutes of recess each day for pupils in kindergarten and grades one through five.

### ***Charter Schools***

- Authorizes a group of community college districts, a community college district, or a public university with an enrollment of at least 15,000 FTE students to sponsor a charter school. Limits the number of approved applications.
- Requires the governing body of a charter school to transmit a copy of its proposed budget or a summary of the proposed budget and a notice of the public hearing to ADE for posting on ADE's website no later than 10 days before the hearing and meeting.

### ***Teacher Certification; Reciprocity; Proficiency Examination***

- Stipulates that a person is not required to take the professional knowledge portion of the proficiency examination if the person has been a full-time teacher for at least three years in the same area of certification for which the person is applying for certification in Arizona.
- Specifies that a person is not required to take the subject knowledge portion of the proficiency examination if the person has obtained a master's degree in that subject area at an accredited institution of higher education according to an official transcript.

### ***Bonds***

- Allows, upon request of the district, monies earned as interest or otherwise derived from the investment of the proceeds of the sale of a bonds to be deposited to the Bond Building Fund if federal laws or rules require the interest to be used for capital expenditures.
- Allows a school district authorized to issue bonds more than nine years ago to choose to use the proceeds of the bonds authorized at the election for any necessary capital improvement, provided that the school district governing board votes to authorize the proposed use of the bond proceeds before June 30, 2013.

### ***Impact Aid***

- Requires school districts that receive Impact Aid to establish an Impact Aid Fund to separately account for Impact Aid monies. Prohibits comingling with other revenue sources.
- Allows school districts with primary and secondary property tax rates of zero for tax years 2009 and 2010 and who receive federal Impact Aid to use Impact Aid monies in excess of their budget limits to offset their soft capital reductions in FY 2010 and FY 2011.

### ***MSSE***

- Expands MSSE to include students pursuing a teaching degree at a qualifying, private postsecondary educational institution in Arizona.
- Transfers MSSE from the ABOR to ACPE.

### ***Miscellaneous***

- Allows school district governing boards to sell advertising as long as it is age appropriate and approved by the board.
- Removes the requirement that district policies for open enrollment be filed with ADE, and requires district policies for open enrollment to be posted on the district's website and be available to the public on request.

- Reduces the amount of time pupils in grades seven and eight must be enrolled in an instructional program from 1,068 hours to at least 1,000 hours beginning in FY 2010-2011.
- Requires the cost per square foot for new school facilities projects approved by SFB between January 1, 2005 and November 4, 2009 and that continue to qualify in FY 2010-11, but are delayed by the moratorium on new school construction funding, to be updated by SFB to the approved funding formula in place at the time the project is issued for bid.
- Requires ABOR, in consultation with the community college districts in Arizona, to develop and implement common equivalencies for specific levels of achievement on advanced placement examinations and international baccalaureate examinations offered in Arizona high schools in order to award commensurate postsecondary academic credits at community colleges and public universities in this state.
- Extends the amount of time Nadaburg Unified School District has to tuition students out to neighboring districts until a high school is constructed for the newly unified school district, or until June 30, 2016, whichever occurs first.
- Allows Saddle Mountain Unified School District to correct overexpenditures in annual installments, including the principal interest, at 5% for the next four years and 10% in the remaining fiscal years.
- Enables Coolidge Unified School District to correct a miscalculation in budget for FY 2008-09 over a five-year period beginning in FY 2010-11 and ending in FY 2015-16.

**HB 2731 – Chapter 333 – high schools; graduation; board examinations**

Creates the Grand Canyon Diploma and enables high school students to choose different pathways to education.

**HB 2732 – Chapter 296 – schools; third grade retention**

Establishes competency requirements for the promotion of pupils from third grade and creates the Task Force on Reading Assessment.

**HB 2733 – Chapter 334 – department of education; data collection**

Requires the SPI to enter into contracts with public or private entities to evaluate the existing system of data collection, compilation, and reporting conducted by ADE.

**HB 2760 – Chapter 39 – SFB; preventative maintenance guidelines**

Stipulates that a school district's routine preventative maintenance guidelines must include plumbing, electrical, heating, ventilation and air conditioning, special equipment, and roofing systems. Establishes protocols for the repair or replacement of roof elements or roof mounted equipment.

**SB 1039 – Chapter 160 [E] – \*AOI; charter schools; processing fee**

Requires the SBCS to establish and administer the Charter AOI Processing Fund for the processing of contract amendments for charter schools participating in AOI.

**SB 1040 – Chapter 297 – \*teacher and principal evaluations**

Requires SBE to adopt and maintain a model framework for a teacher and principal evaluation instrument that uses quantitative data on student academic progress for at least 33-50% of the evaluation outcomes and best practices for professional development and evaluator training.

**SB 1119 – Chapter 142– task force; K-3 accountability; assessments**

Establishes the Task Force on K-3 Accountability and Assessments within ADE to examine and evaluate accountability and assessment measures and measures in academic gains for K-3 schools and conduct trial examinations of K-3 pupils.

**SB 1185 – Chapter 220 – common school districts; grade nine**

Allows common school districts to offer instruction in grade nine if the common school district governing board conducts a vote at a public meeting. Stipulates that a common school district that provides instruction to pupils in grade nine is not entitled to additional monies from SFB.

**SB 1186 – Chapter 242 – \*course numbering; postsecondary institutions**

Requires community college districts and the universities under the jurisdiction of ABOR to develop and implement a shared course numbering system.

**SB 1187 – Chapter 301 – schools facilities board; vacant land**

Allows SFB to require school districts to sell land purchased with monies provided by SFB if SFB determines that the property is no longer needed for a new school or an addition to an existing school within a 10 year period.

**SB 1188 – Chapter 273 [E] – school district monies; annual estimate**

Adds PTOC to the list of those whom a county school superintendent must report the estimated amount of monies each school district needs for the upcoming year.

**SB 1280 – Chapter 167 – home schooled pupils; scholarships**

Mandates that universities under ABOR publish and disclose information related to merit based scholarships awarded to students from public, private, charter, and home schools.

**SB 1282 – Chapter 305 – affiliated charter schools**

Allows SBE or SBCS to approve a charter if the proposed sponsor determines that the applicant is applying to operate as a separate charter holder, and allows charter schools to grant enrollment preference and reserve capacity to pupils under certain conditions.

**SB 1284 – Chapter 306 – school finance revisions**

Makes technical and conforming changes to update statutes pertaining to school finance and allows ADE to apply changes to state law that affect school finance formulas on the effective date of those changes unless otherwise specified by law. Designates the budget capacity derived from the Classroom Site Fund for FY 2010-2011 as \$120 per pupil. Establishes the Teacher Certification Fund administered by ADE and consisting of fees collected pursuant to statute regarding the certification and employment of teachers and legislative appropriations.

**SB 1286 – Chapter 247 – schools; achievement profiles; letter grades**

Changes the classifications used for school achievement profiles to a letter grade designation and specifies the data used for their calculation.

**SB 1308 – Chapter 335 – \*schools; instruction; dating abuse**

Requires school district governing boards to conduct a public meeting to review and consider the adoption of dating abuse curriculum and policies on or before June 30, 2011. Exempts school districts that have already adopted a dating abuse policy.