

State of Arizona  
Senate  
Forty-ninth Legislature  
Second Regular Session  
2010

# SENATE BILL 1119

AN ACT

REPEALING SECTION 15-248.01, ARIZONA REVISED STATUTES; AMENDING TITLE 15, CHAPTER 2, ARTICLE 2, ARIZONA REVISED STATUTES, BY ADDING A NEW SECTION 15-248.01; PROVIDING FOR THE DELAYED REPEAL OF SECTION 15-248.01, ARIZONA REVISED STATUTES, AS ADDED BY THIS ACT; RELATING TO THE DEPARTMENT OF EDUCATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Repeal

3 Section 15-248.01, Arizona Revised Statutes, is repealed.

4 Sec. 2. Title 15, chapter 2, article 2, Arizona Revised Statutes, is  
5 amended by adding a new section 15-248.01, to read:

6 15-248.01. Task force on K-3 accountability and assessments

7 A. THE TASK FORCE ON K-3 ACCOUNTABILITY AND ASSESSMENTS IS ESTABLISHED  
8 IN THE DEPARTMENT OF EDUCATION CONSISTING OF THE SUPERINTENDENT OF PUBLIC  
9 INSTRUCTION OR THE SUPERINTENDENT'S DESIGNEE AND THE FOLLOWING MEMBERS, EACH  
10 OF WHOM SHALL BE APPOINTED BY THE SUPERINTENDENT OF PUBLIC INSTRUCTION:

11 1. SIX PERSONS, EACH OF WHOM IS EMPLOYED BY A DIFFERENT SCHOOL  
12 DISTRICT IN THIS STATE THAT PROVIDES INSTRUCTION IN KINDERGARTEN PROGRAMS AND  
13 GRADES ONE THROUGH THREE AND THAT HAS AN AVERAGE DAILY MEMBERSHIP OF AT LEAST  
14 THIRTY-FIVE THOUSAND.

15 2. THREE PERSONS, EACH OF WHOM IS EMPLOYED BY A DIFFERENT SCHOOL  
16 DISTRICT IN THIS STATE THAT PROVIDES INSTRUCTION IN KINDERGARTEN PROGRAMS AND  
17 GRADES ONE THROUGH THREE AND THAT HAS AN AVERAGE DAILY MEMBERSHIP OF AT LEAST  
18 FIVE HUNDRED BUT NOT MORE THAN ONE THOUSAND FIVE HUNDRED.

19 3. THREE PERSONS, EACH OF WHOM IS EMPLOYED BY A DIFFERENT CHARTER  
20 SCHOOL IN THIS STATE THAT PROVIDES INSTRUCTION IN KINDERGARTEN PROGRAMS AND  
21 GRADES ONE THROUGH THREE.

22 B. THE TASK FORCE SHALL ELECT A NEW CHAIRPERSON FROM AMONG ITS MEMBERS  
23 EACH CALENDAR YEAR. A QUORUM SHALL CONSIST OF A MAJORITY OF THE MEMBERS.  
24 THE TASK FORCE SHALL MEET AT LEAST ONCE EACH CALENDAR QUARTER.

25 C. THE APPOINTED MEMBERS OF THE TASK FORCE SERVE AT THE PLEASURE OF  
26 THE SUPERINTENDENT OF PUBLIC INSTRUCTION.

27 D. THE DEPARTMENT OF EDUCATION SHALL PROVIDE STAFF SUPPORT, ASSISTANCE  
28 AND RESOURCES TO THE TASK FORCE.

29 E. TASK FORCE MEMBERS ARE ELIGIBLE TO RECEIVE COMPENSATION PURSUANT TO  
30 SECTION 38-611.

31 F. THE TASK FORCE SHALL:

32 1. EXAMINE AND EVALUATE BEST PRACTICES IN ACCOUNTABILITY AND  
33 ASSESSMENT MEASURES AND MEASURES OF ACADEMIC GAINS FOR SCHOOLS THAT PROVIDE  
34 INSTRUCTION IN KINDERGARTEN PROGRAMS AND GRADES ONE THROUGH THREE.

35 2. CONDUCT TRIAL EXAMINATIONS OF PUPILS IN KINDERGARTEN PROGRAMS AND  
36 GRADES ONE THROUGH THREE.

37 3. SOLICIT AND ACCEPT FUNDING FROM ANY LAWFUL PUBLIC AND PRIVATE  
38 SOURCE TO CARRY OUT THE TASK FORCE'S ACTIVITIES. THE SUPERINTENDENT OF  
39 PUBLIC INSTRUCTION SHALL MAINTAIN MONIES COLLECTED PURSUANT TO THIS PARAGRAPH  
40 IN A SEPARATE ACCOUNT ON THE BOOKS OF THE DEPARTMENT OF EDUCATION.

41 4. SUBMIT AN ANNUAL REPORT ON OR BEFORE DECEMBER 1 REGARDING THE TASK  
42 FORCE'S FINDINGS TO THE GOVERNOR, THE SPEAKER OF THE HOUSE OF REPRESENTATIVES  
43 AND THE PRESIDENT OF THE SENATE. COPIES OF THIS REPORT SHALL BE PROVIDED TO  
44 THE SECRETARY OF STATE.

1           G. SCHOOL DISTRICTS AND CHARTER SCHOOLS MAY VOLUNTARILY PARTICIPATE IN  
2 THE MEASUREMENT OF ACADEMIC GAINS DEVELOPED BY THE TASK FORCE PURSUANT TO  
3 THIS SECTION.

4           H. THE DEPARTMENT OF EDUCATION SHALL DEVELOP MECHANISMS TO ALLOW A  
5 SCHOOL DISTRICT OR CHARTER SCHOOL THAT VOLUNTARILY PARTICIPATES IN THE  
6 MEASUREMENT OF ACADEMIC GAINS DEVELOPED BY THE TASK FORCE PURSUANT TO THIS  
7 SECTION TO IMPROVE ITS SCHOOL CLASSIFICATION DESIGNATED PURSUANT TO SECTION  
8 15-241 IF THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S ACADEMIC GAINS MEET THE  
9 CRITERIA DEVELOPED BY THE DEPARTMENT OF EDUCATION AND APPROVED BY THE STATE  
10 BOARD OF EDUCATION. THE STATE BOARD OF EDUCATION SHALL REVIEW AND APPROVE  
11 THE MECHANISMS DEVELOPED BY THE DEPARTMENT OF EDUCATION.

12           I. THE DEPARTMENT OF EDUCATION SHALL ESTABLISH PROCEDURES TO MAINTAIN  
13 THE INTEGRITY OF THE TESTING PROCESS THAT WILL BE USED TO MEASURE ACADEMIC  
14 GAINS DEVELOPED BY THE TASK FORCE PURSUANT TO THIS SECTION, INCLUDING  
15 PROCEDURES FOR TESTING AND SCORING VALIDITY AND RELIABILITY. THE STATE BOARD  
16 OF EDUCATION SHALL REVIEW AND APPROVE THE TESTING PROCESS DEVELOPED BY THE  
17 TASK FORCE.

18           Sec. 3. Delayed repeal

19           Section 15-248.01, Arizona Revised Statutes, as added by this act, is  
20 repealed from and after June 30, 2016.