

COMMITTEE ON EDUCATION
SENATE AMENDMENTS TO S.B. 1168
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 15-901.06, Arizona Revised Statutes, is amended to
3 read:

4 15-901.06. Dropout recovery programs; written learning plan;
5 requirements; definitions

6 A. Each school district and charter school that provides instruction
7 to high school pupils, ~~including schools that provide Arizona online~~
8 ~~instruction~~, may offer a dropout recovery program for eligible pupils.

9 B. The state board of education shall prescribe standards and
10 achievement testing requirements for dropout recovery programs that attempt
11 to ensure that the programs are compatible with public school education goals
12 and requirements. The standards shall require dropout recovery programs to
13 do all of the following:

14 1. Provide curriculum aligned to the academic standards adopted by the
15 state board of education. The curriculum may be delivered online. **A**
16 **PROVIDER OF ARIZONA ONLINE INSTRUCTION PURSUANT TO SECTION 15-808 MAY NOT**
17 **ALSO OPERATE A DROPOUT RECOVERY PROGRAM PURSUANT TO THIS SECTION.**

18 2. Provide standardized tests required by federal and state law.

19 3. Make available appropriate and sufficient supports for pupils,
20 including tutoring, career counseling and college counseling.

21 4. Comply with federal and state laws governing pupils with
22 disabilities.

23 5. Meet state requirements for high school graduation.

24 C. Each eligible pupil enrolled in a dropout recovery program shall
25 have a written learning plan developed by the pupil's assigned mentor. The
26 written learning plan shall include the following elements:

27 1. The start date and anticipated end date of the plan.

28 2. Courses to be completed by the pupil during the academic year.

29 3. Whether courses will be taken sequentially or concurrently.

30 4. State competency exams to be taken, as necessary.

1 5. Expectations for satisfactory monthly progress.

2 6. Expectations for contact with the pupil's assigned mentor.

3 D. The monthly participation in a dropout recovery program shall be
4 ~~reported~~ RECORDED on or before the tenth school day of each month AND SHALL
5 BE REPORTED TO THE DEPARTMENT OF EDUCATION AT THE SAME TIME AS OTHER DATA
6 REQUIRED PURSUANT TO SECTION 15-1042. Monthly participation calculations
7 shall include:

8 1. Newly enrolled pupils who have a written learning plan on file on
9 or before the first school day of the previous month.

10 2. Pupils who met the expectations for satisfactory monthly progress
11 in the previous month.

12 3. Pupils who did not meet the expectations for satisfactory monthly
13 progress in the previous month but did meet the expectations in the month
14 before the previous month.

15 4. Pupils who met expectations for program reentry in the revised
16 written learning plan in the previous month.

17 E. Because dropout recovery pupils are not expected to regularly
18 attend classes at the district facilities, standard procedures for recording
19 pupil attendance cannot be effectively applied to those students. For pupils
20 participating in a dropout recovery program, an eligible pupil shall be
21 counted as being in attendance in the school's average daily attendance
22 calculations pursuant to subsection F of this section if the pupil meets one
23 of the following conditions:

24 1. ~~A pupil~~ Is in ~~their~~ THE first month of enrollment in the program
25 and completes the program orientation during that month.

26 2. ~~A pupil~~ Is enrolled in teacher-facilitated courses and meets the
27 expectations for satisfactory monthly progress for the current or previous
28 month. A pupil who does not meet expectations for monthly progress for two
29 or more consecutive months shall not be reported as being in attendance until
30 the pupil meets the expectations for program reentry.

31 3. ~~A pupil~~ Meets the expectations for program reentry in the revised
32 written learning plan.

33 F. If a pupil is enrolled in a school district or charter school OTHER
34 THAN THE SCHOOL DISTRICT OR CHARTER SCHOOL THAT PARTICIPATES IN THE DROPOUT
35 RECOVERY PROGRAM and also participates in a dropout recovery program in the
36 same fiscal year, the sum of the average daily membership as prescribed in
37 section 15-901, subsection A, paragraph 1, subdivisions (a) and (b), and

1 average daily attendance as prescribed in section 15-901, subsection A,
2 paragraph 5, for that pupil in the school district or charter school and in a
3 dropout recovery program shall not exceed 1.0, EXCEPT THAT IF THE PUPIL IS
4 ENROLLED IN A DROPOUT RECOVERY PROGRAM AND A JOINT TECHNICAL EDUCATION
5 DISTRICT, THE AVERAGE DAILY MEMBERSHIP PROVISIONS OF SECTION 15-393,
6 SUBSECTION D, PARAGRAPH 3 APPLY. If the pupil is enrolled in both a school
7 district or charter school and a dropout recovery program in the same fiscal
8 year and the sum of the average daily membership and average daily attendance
9 for that pupil is greater than 1.0 OR THE AMOUNT PRESCRIBED IN SECTION
10 15-393, SUBSECTION D, PARAGRAPH 3 IF THE PUPIL IS ENROLLED IN A JOINT
11 TECHNICAL EDUCATION DISTRICT, the sum shall be reduced to 1.0 OR TO THE
12 AMOUNT SPECIFIED IN SECTION 15-393, SUBSECTION D, PARAGRAPH 3 IF THE PUPIL IS
13 ENROLLED IN A JOINT TECHNICAL EDUCATION DISTRICT and shall be apportioned
14 between the school district or charter school AND THE JOINT TECHNICAL
15 EDUCATION DISTRICT, IF APPLICABLE, and the dropout recovery program based on
16 the proportionate shares of average daily membership in the school district
17 or charter school and the average daily attendance in the dropout recovery
18 program. The uniform system of financial records shall include guidelines
19 for the apportionment of pupil enrollment and attendance as provided in this
20 subsection. Pupils in a dropout recovery program do not incur absences for
21 purposes of this subsection and may generate average daily attendance for
22 attendance during any hour of the day, during any day of the week and at any
23 time between July 1 and June 30 of each fiscal year. The average daily
24 attendance of a pupil who participates in a dropout recovery program shall
25 not exceed 1.0 OR THE AMOUNT PRESCRIBED IN SECTION 15-393, SUBSECTION D,
26 PARAGRAPH 3 IF THE PUPIL IS ENROLLED IN A JOINT TECHNICAL EDUCATION DISTRICT,
27 and shall be calculated by fulfilling the requirements of subsection E of
28 this section. Average daily membership shall not be calculated on the one
29 hundredth day of instruction for the purposes of this section.

30 G. Notwithstanding section 15-901, subsection A, paragraph 1, the
31 average daily membership for pupils enrolled in a dropout recovery program
32 shall equal the average daily attendance of the pupils.

33 H. School districts and charter schools shall be responsible for
34 tuition charges and fees related to pupil participation in a dropout recovery
35 program, including course materials and access to technology for use with
36 online courses.

1 I. School districts and charter schools may contract with an
2 educational management organization to provide a dropout recovery program.
3 If contracting with an educational management organization, the school
4 district or charter school shall ensure that all of the following
5 requirements are met:

6 1. The educational management organization is accredited by a regional
7 accrediting body.

8 2. Teachers provided by the educational management organization hold a
9 current teaching license from any state and a valid Arizona fingerprint
10 clearance card pursuant to section 15-534, and teachers of core subjects are
11 highly qualified in the subjects to which they are assigned.

12 ~~J. Attendance, graduation and test scores from pupils in a dropout~~
13 ~~recovery program shall be exempt from the requirements related to annual~~
14 ~~achievement profiles pursuant to section 15-241 and school report cards~~
15 ~~pursuant to section 15-746.~~

16 J. DROPOUT RECOVERY PROGRAMS SHALL BE CLASSIFIED AS ALTERNATIVE
17 SCHOOLS AND SHALL BE SUBJECT TO THE ACCOUNTABILITY PROVISIONS OF SECTION
18 15-241, SUBSECTION J.

19 K. ENTITIES THAT ARE CONTRACTED TO PROVIDE DROPOUT RECOVERY PROGRAMS
20 MAY CONDUCT OUTREACH TO ENCOURAGE PUPILS WHO ARE NOT CURRENTLY ENROLLED IN A
21 SCHOOL DISTRICT OR CHARTER SCHOOL IN THIS STATE TO RETURN TO SCHOOL.
22 ENTITIES THAT ARE CONTRACTED TO PROVIDE DROPOUT RECOVERY PROGRAMS SHALL NOT
23 CONDUCT ADVERTISING OR MARKETING CAMPAIGNS DIRECTED AT PUPILS WHO ARE
24 CURRENTLY ENROLLED IN A SCHOOL DISTRICT OR CHARTER SCHOOL, OR UNDERTAKE ANY
25 OTHER ACTIVITY THAT ENCOURAGES PUPILS WHO ARE CURRENTLY ENROLLED IN A SCHOOL
26 DISTRICT OR CHARTER SCHOOL TO STOP ATTENDING SCHOOL IN ORDER TO QUALIFY FOR A
27 DROPOUT RECOVERY PROGRAM.

28 ~~K.~~ L. For the purposes of this section: ~~;~~

29 1. "Eligible pupil" means a pupil who, IF ENROLLED, WOULD BE ELIGIBLE
30 FOR PLACEMENT IN AN ALTERNATIVE SCHOOL BUT WHO is not currently enrolled in a
31 school district or charter school and who has been withdrawn from a school
32 district or charter school for at least thirty days.

33 2. "SATISFACTORY MONTHLY PROGRESS" MEANS AN AMOUNT OF PROGRESS THAT IS
34 MEASURABLE ON A MONTHLY BASIS AND THAT, IF CONTINUED FOR A FULL TWELVE
35 MONTHS, WOULD RESULT IN THE SAME AMOUNT OF ACADEMIC CREDIT BEING AWARDED TO
36 THE PUPIL AS WOULD BE AWARDED TO A PUPIL IN A TRADITIONAL EDUCATION PROGRAM
37 WHO COMPLETES A FULL SCHOOL YEAR. SATISFACTORY MONTHLY PROGRESS MAY INCLUDE

1 A LESSER REQUIRED AMOUNT OF PROGRESS FOR THE FIRST TWO MONTHS THAT A PUPIL
2 PARTICIPATES IN THE PROGRAM.

3 Sec. 2. Retroactivity

4 This act applies retroactively to from and after June 30, 2011."

5 Amend title to conform

01/27/2012

3:15 PM

C: tdb