

REFERENCE TITLE: **community colleges; administrative requirements;
reductions**

State of Arizona
House of Representatives
Fiftieth Legislature
Second Regular Session
2012

HB 2641

Introduced by
Representative Kavanagh

AN ACT

**AMENDING SECTIONS 15-1465, 15-1467, 15-1483, 15-1821, 15-1821.01, 15-1895 AND
34-452, ARIZONA REVISED STATUTES; RELATING TO COMMUNITY COLLEGES.**

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 15-1465, Arizona Revised Statutes, is amended to
3 read:

4 15-1465. Election; issuance and sale of bonds for capital
5 outlay; disposition of proceeds; proration of
6 expenditures by counties

7 A. A district may conduct an election to determine whether or not
8 bonds shall be issued and sold for the purpose of paying its share of the
9 expenditures incurred for capital outlay. The election shall be originated
10 and conducted, the bonds issued, sold and redeemed and a tax levy imposed for
11 payment of interest on such bonds and redemption of bonds in accordance with
12 ~~the provisions of~~ title 35, chapter 3, article 3 and the limitations imposed
13 on school districts by article IX, section 8, Constitution of Arizona,
14 insofar as those provisions are applicable. The election shall be held on
15 the first Tuesday following the first Monday in November as prescribed by
16 section 16-204, subsection B, paragraph 1, subdivision (d). Bond counsel
17 fees, financial advisory fees, printing costs and paying agent and registrar
18 fees shall be paid from either the amount authorized by the qualified
19 electors of the community college district or current operating funds. Bond
20 election expenses shall be paid from current operating funds only.

21 B. The proceeds of all bonds sold as provided in subsection A of this
22 section shall be used only for capital outlay, including the purchase of
23 land, the purchase, erection, remodeling or completion of buildings and the
24 purchase of equipment and facilities for educational or auxiliary purposes of
25 the community college district.

26 C. Where a district contains more than one county, subsections A and B
27 of this section shall be applicable separately to each of the counties as to
28 its portion of the expenditures to be paid for capital outlay in setting up
29 the physical plant of the district even though the proposed plant is to be
30 established, wholly or partly, in one county of the district.

31 D. The portion of the expenditures for capital outlay to be prorated
32 by each county of a district shall be determined in the ratio that the
33 assessed valuation of each county within the district bears to the total
34 assessed valuation of all counties within the district.

35 ~~E. If a majority of the qualified electors voting at an election held~~
36 ~~as provided in this chapter disapproves the issuance of bonds for any~~
37 ~~purpose, the governing board of the community college district shall not~~
38 ~~authorize the expenditure of funds from any source for such purpose without~~
39 ~~subsequent approval of a majority of the qualified electors voting at an~~
40 ~~election held as provided in this chapter, except that a subsequent vote of~~
41 ~~the district electors shall not be necessary to:~~

- 42 ~~1. Construct buildings and site improvements on existing campuses.~~
- 43 ~~2. Repair and remodel existing facilities and to purchase equipment.~~
- 44 ~~3. Purchase land adjacent to an existing campus.~~

1 under age eighteen who have not yet attained a high school diploma or high
2 school certificate of equivalency and who meet the established requirements
3 of the courses for which they enroll. The Arizona board of regents shall
4 adopt rules ~~which~~ THAT require the universities under its jurisdiction to
5 admit students under age eighteen who have not yet attained a high school
6 diploma or high school certificate of equivalency and who meet the
7 established requirements of the courses for which they enroll.

8 B. The policies and rules as provided in subsection A OF THIS SECTION
9 shall include the following provisions:

10 1. ~~No~~ A student under age eighteen shall NOT be denied admission
11 because of age, lack of a high school diploma or high school certificate of
12 equivalency, grade in school, lack of permission of school officials or lack
13 of concurrent enrollment in a public or private school, if the student has
14 achieved at least a specified score on a college entrance examination.

15 2. A community college or university ~~which~~ THAT admits a student
16 pursuant to paragraph 1 of this subsection may limit the number of semester
17 credit hours in which the student may enroll to no less than six semester
18 credit hours.

19 3. A student admitted to a community college or university pursuant to
20 paragraph 1 of this subsection is not guaranteed admission to a specific
21 degree program or to all courses offered by the community college or
22 university.

23 C. Each community college district and the Arizona board of regents
24 shall provide all high schools in this state with information ~~which~~ THAT
25 describes the policies and rules, as appropriate, the types of courses
26 available and other information related to the enrollment of students under
27 the age of eighteen. Each unified or high school district school shall make
28 this information available to all students in at least grades nine through
29 twelve.

30 D. On or before November 15 OF EACH YEAR, ~~each community college~~
31 ~~district and~~ the Arizona board of regents shall submit a report to the
32 president of the senate, the speaker of the house of representatives and the
33 state board of education and shall provide a copy of this report to the
34 secretary of state ~~and the director of the Arizona state library, archives~~
35 ~~and public records,~~ on students under eighteen years of age who had not yet
36 attained a high school diploma or high school certificate of equivalency and
37 who were enrolled in a university ~~or community college~~ course or a program
38 for ~~community college or~~ university credit during the time period of
39 September of the previous fiscal year through August of the current fiscal
40 year. The annual report shall include at least the following:

41 1. The number of students who were enrolled.

42 2. A general narrative of the types of courses or programs in which
43 the students were enrolled.

44 3. The rules adopted pursuant to subsection A OF THIS SECTION.

1 E. On or before September 30 **OF EACH YEAR**, each institution under the
2 jurisdiction of the Arizona board of regents shall submit to the Arizona
3 board of regents in the form specified by the Arizona board of regents the
4 information that the Arizona board of regents needs to compile the report
5 required in subsection D **OF THIS SECTION**.

6 Sec. 5. Section 15-1821.01, Arizona Revised Statutes, is amended to
7 read:

8 **15-1821.01. Dual enrollment information**

9 On a determination by a community college district governing board that
10 it is in the best interest of the citizens of a district, the district
11 governing board may authorize district community colleges to offer college
12 courses that may be counted toward both high school and college graduation
13 requirements at the high school during the school day subject to the
14 following:

15 1. The community college district governing board and the governing
16 board of the school district or organization of which the high school is a
17 part shall enter into an agreement or contract. These intergovernmental
18 agreements or contracts shall be based on a uniform format that has been
19 cooperatively developed by the community college districts in this state.
20 Each of these agreements or contracts shall clearly specify the following:

21 (a) The financial provisions of the agreement or contract and the
22 format for the billing of all services under the agreement or contract,
23 including the amount that the community college received in full-time student
24 equivalent funding pursuant to section 15-1466.01, the portion of the funding
25 that is distributed to the school district governing board or charter school
26 and any amount that is subsequently returned to the community college
27 district by the school district governing board or charter school.

28 (b) Student tuition and financial aid policies, including if
29 scholarships or grants are awarded to students in dual enrollment courses
30 from the community college.

31 (c) The accountability provisions for each party to the agreement or
32 contract.

33 (d) The responsibilities and services required of each party to the
34 agreement or contract.

35 (e) The type of instruction that will be provided under the agreement
36 or contract, including the titles of the courses to be offered.

37 (f) The quality of the instruction that will be provided under the
38 agreement or contract.

39 2. Students shall be admitted to the community college under the
40 policies adopted by each district, subject to the following:

41 (a) All students enrolled for college credit shall be high school
42 juniors or seniors. All students in the course, including those not electing
43 to enroll for college credit, shall satisfy the prerequisites for the course
44 as published in the college catalog and shall comply with college policies
45 regarding student placement in courses.

1 (b) A community college may waive the class status requirements
2 specified in subdivision (a) of this paragraph for up to twenty-five per cent
3 of the students enrolled by a college in courses, provided that the community
4 college has an established written criteria for waiving the requirements for
5 each course. These criteria shall include a demonstration, by an examination
6 of the specific purposes and requirements of the course, that freshman and
7 sophomore students who meet course prerequisites are prepared to benefit from
8 the college level course. All exceptions and the justification for the
9 exceptions shall be reported annually to the joint legislative budget
10 committee on or before October 1.

11 3. The courses shall be previously evaluated and approved through the
12 curriculum approval process of the district, shall be at a higher level than
13 taught by the high school and shall be transferable to a university under the
14 jurisdiction of the Arizona board of regents or be applicable to an
15 established community college occupational degree or certificate program.
16 Physical education courses shall not be available for dual enrollment
17 purposes.

18 4. College approved textbooks, syllabuses, course outlines and grading
19 standards that are applicable to the courses if taught at the community
20 college shall apply to these courses and to all students in the courses
21 offered pursuant to this section. The chief executive officer of each
22 community college shall establish an advisory committee of full-time faculty
23 who teach in the disciplines offered at the community college to assist in
24 course selection and implementation in the high schools and to review and
25 report at least annually to the chief executive officer whether the course
26 goals and standards are understood, the course guidelines are followed and
27 the same standards of expectation and assessment are applied to these courses
28 as though they were being offered at the community college. The advisory
29 committee of full-time faculty shall meet at least three times each academic
30 year.

31 5. Each faculty member shall meet the requirements established by the
32 governing board pursuant to section 15-1444. The chief executive officer of
33 each community college district shall establish an advisory committee of
34 full-time faculty who teach in the disciplines offered at the community
35 college district to assist in the selection, orientation, ongoing
36 professional development and evaluation of faculty teaching college courses
37 in conjunction with the high schools. The advisory committee of full-time
38 faculty shall meet at least two times each academic year.

39 ~~6. Each community college district shall conduct tracking studies of~~
40 ~~subsequent academic or occupational achievement of students enrolled in~~
41 ~~courses offered pursuant to this section. The reports of the results of the~~
42 ~~tracking studies shall be submitted to the joint legislative budget committee~~
43 ~~on or before October 1 of each odd-numbered year, subject to the following:~~
44 ~~(a) The tracking studies prescribed in this paragraph may involve~~
45 ~~statistically valid sampling techniques and shall include, at a minimum, the~~

1 ~~high school graduation rate, the number of students continuing their studies~~
2 ~~after graduation at a community college in this state or a university under~~
3 ~~the jurisdiction of the Arizona board of regents, the performance of the~~
4 ~~students in subsequent college courses in the same discipline or occupational~~
5 ~~field and the student's grade point average after one year at an Arizona~~
6 ~~community college or university as compared to the student's college grade~~
7 ~~point average for courses completed while still in high school.~~

8 ~~(b) On receipt of the report of the tracking studies prescribed in~~
9 ~~this paragraph, the joint legislative budget committee may convene an ad hoc~~
10 ~~committee that includes community college academic officers, faculty and~~
11 ~~other experts in the field to review the manner in which these courses are~~
12 ~~provided. This committee may make recommendations to the joint legislative~~
13 ~~budget committee regarding desirable changes in this section or in the manner~~
14 ~~in which this section is being implemented. A copy of this report shall be~~
15 ~~provided to each district governing board.~~

16 ~~7.~~ 6. A school district shall ensure that a pupil is a full-time
17 student as defined in section 15-901 and is enrolled in and attending a
18 full-time instructional program at a school in the school district before
19 that pupil is allowed to enroll in a college course pursuant to this section,
20 except that high school seniors who satisfy high school graduation
21 requirements with less than a full-time instructional program shall be exempt
22 from this paragraph.

23 Sec. 6. Section 15-1895, Arizona Revised Statutes, is amended to read:
24 15-1895. Voting information; postsecondary students

25 The Arizona board of regents in consultation with the recognized
26 student government of the universities under its jurisdiction ~~and each~~
27 ~~community college district governing board in consultation with the~~
28 ~~recognized student government at a community college under its jurisdiction~~
29 shall adopt a plan to increase student voter registration and voting in
30 elections that includes:

31 1. Information about on-campus voter registration and voting
32 opportunities made available in at least one of the following methods:

- 33 (a) During new student orientation.
- 34 (b) During the issuance of student identification cards.
- 35 (c) In admissions packets.

36 2. Voter registration materials at central campus locations and high
37 traffic areas.

38 3. Broad dissemination of information regarding:

- 39 (a) Voter registration deadlines.
- 40 (b) Deadlines for delivering ballots by mail.

41 4. Links on institutional and administrative websites that direct
42 students to voter registration websites.

43 5. Directions on institutional and administrative websites that detail
44 the voter registration process.

- 1 6. Reasonable accommodations to county election officials for
2 on-campus polling locations.
- 3 7. Encouragement to student government organizations to coordinate
4 activities aimed at increasing voter registration and election turnout.
- 5 8. Policies, consistent with section 16-402, to allow excused absence
6 from classes for the purpose of voting.
- 7 9. In accordance with section 15-1633, policies that prohibit the use
8 of university resources and employees to influence elections.
- 9 10. An emphasis on efficiency and conservation of resources, including
10 reduced use of paper handouts and increased use of electronic communication.
- 11 Sec. 7. Section 34-452, Arizona Revised Statutes, is amended to read:
12 34-452. Solar design standards for state buildings; energy life
13 cycle costing
- 14 A. Capital projects as defined in section 41-790 including buildings
15 designed and constructed by the department of administration, school
16 districts, ~~community college districts~~ and universities and containing over
17 six thousand square feet shall include a written evaluation of the following
18 solar energy features:
- 19 1. Proper site orientation.
- 20 2. Utilization of active and passive solar energy systems for space
21 heating.
- 22 3. Utilization of solar water heating.
- 23 4. Utilization of solar daylighting devices as defined in section
24 44-1761.
- 25 B. Energy life cycle costing shall be used to evaluate all solar
26 energy and energy conservation design, equipment and materials that are
27 considered for constructing new state buildings and in the scheduled
28 remodeling of existing state buildings.