

State of Arizona  
Senate  
Fiftieth Legislature  
Second Regular Session  
2012

**CHAPTER 149**  
**SENATE BILL 1255**

AN ACT

AMENDING SECTION 15-203, ARIZONA REVISED STATUTES; AMENDING TITLE 15, CHAPTER 7, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 6.1; RELATING TO COMPETENCY BASED EDUCATIONAL PATHWAYS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 15-203, Arizona Revised Statutes, is amended to  
3 read:

4 15-203. Powers and duties

5 A. The state board of education shall:

6 1. Exercise general supervision over and regulate the conduct of the  
7 public school system and adopt any rules and policies it deems necessary to  
8 accomplish this purpose.

9 2. Keep a record of its proceedings.

10 3. Make rules for its own government.

11 4. Determine the policy and work undertaken by it.

12 5. Appoint its employees, on the recommendation of the superintendent  
13 of public instruction.

14 6. Prescribe the duties of its employees if not prescribed by statute.

15 7. Delegate to the superintendent of public instruction the execution  
16 of board policies and rules.

17 8. Recommend to the legislature changes or additions to the statutes  
18 pertaining to schools.

19 9. Prepare, publish and distribute reports concerning the educational  
20 welfare of this state.

21 10. Prepare a budget for expenditures necessary for proper maintenance  
22 of the board and accomplishment of its purposes and present the budget to the  
23 legislature.

24 11. Aid in the enforcement of laws relating to schools.

25 12. Prescribe a minimum course of study in the common schools, minimum  
26 competency requirements for the promotion of pupils from the third grade and  
27 minimum course of study and competency requirements for the promotion of  
28 pupils from the eighth grade. The state board of education shall prepare a  
29 fiscal impact statement of any proposed changes to the minimum course of  
30 study or competency requirements and, on completion, shall send a copy to the  
31 director of the joint legislative budget committee and the executive director  
32 of the school facilities board. The state board of education shall not adopt  
33 any changes in the minimum course of study or competency requirements in  
34 effect on July 1, 1998 that will have a fiscal impact on school capital  
35 costs.

36 13. Prescribe minimum course of study and competency requirements for  
37 the graduation of pupils from high school. The state board of education  
38 shall prepare a fiscal impact statement of any proposed changes to the  
39 minimum course of study or competency requirements and, on completion, shall  
40 send a copy to the director of the joint legislative budget committee and the  
41 executive director of the school facilities board. The state board of  
42 education shall not adopt any changes in the minimum course of study or  
43 competency requirements in effect on July 1, 1998 that will have a fiscal  
44 impact on school capital costs.

45 14. Supervise and control the certification of persons engaged in  
46 instructional work directly as any classroom, laboratory or other teacher or

1 indirectly as a supervisory teacher, speech therapist, principal or  
2 superintendent in a school district, including school district preschool  
3 programs, or any other educational institution below the community college,  
4 college or university level, and prescribe rules for certification, including  
5 rules for certification of teachers who have teaching experience and who are  
6 trained in other states, ~~which~~ THAT are not unnecessarily restrictive and are  
7 substantially similar to the rules prescribed for the certification of  
8 teachers trained in this state. The rules shall:

9 (a) Allow a variety of alternative teacher and administrator  
10 preparation programs, with variations in program sequence and design, to  
11 apply for program approval. The state board shall adopt rules pursuant to  
12 this subdivision designed to allow for a variety of formats and shall not  
13 require a prescribed answer or design from the program provider in order to  
14 obtain approval from the state board. The state board shall evaluate each  
15 program provider based on the program's ability to prepare teachers and  
16 administrators and to recruit teachers and administrators with a variety of  
17 experiences and talents. The state board shall permit universities under the  
18 jurisdiction of the Arizona board of regents, community colleges in this  
19 state, private postsecondary institutions licensed by this state, school  
20 districts, charter schools and professional organizations to apply for  
21 program approval and shall create application procedures and certification  
22 criteria that are less restrictive than those for traditional preparation  
23 programs. Alternative preparation program graduates shall:

24 (i) Hold a bachelor's degree from an accredited postsecondary  
25 education institution.

26 (ii) Demonstrate professional knowledge and subject knowledge  
27 proficiency pursuant to section 15-533.

28 (iii) Obtain a fingerprint clearance card pursuant to section 15-534.

29 (iv) Complete training in structured English immersion as prescribed  
30 by the state board.

31 (v) Complete training in research based systematic phonics instruction  
32 as prescribed in subdivision (b) of this paragraph.

33 (vi) Demonstrate the required proficiency in the constitutions of the  
34 United States and Arizona as prescribed in section 15-532.

35 (b) Require applicants for all certificates for common school  
36 instruction to complete a minimum of forty-five classroom hours or three  
37 college level credit hours, or the equivalent, of training in research based  
38 systematic phonics instruction from a public or private provider.

39 (c) Not require a teacher to obtain a master's degree or to take any  
40 additional graduate courses as a condition of certification or  
41 recertification.

42 (d) Allow a general equivalency diploma to be substituted for a high  
43 school diploma in the certification of emergency substitute teachers.

44 (e) Allow but shall not require the superintendent of a school  
45 district to obtain certification from the state board of education.

1           15. Adopt a list of approved tests for determining special education  
2 assistance to gifted pupils as defined in and as provided in chapter 7,  
3 article 4.1 of this title. The adopted tests shall provide separate scores  
4 for quantitative reasoning, verbal reasoning and nonverbal reasoning and  
5 shall be capable of providing reliable and valid scores at the highest ranges  
6 of the score distribution.

7           16. Adopt rules governing the methods for the administration of all  
8 proficiency examinations.

9           17. Adopt proficiency examinations for its use. The state board of  
10 education shall determine the passing score for the proficiency examination.

11           18. Include within its budget the cost of contracting for the purchase,  
12 distribution and scoring of the examinations as provided in paragraphs 16 and  
13 17 of this subsection.

14           19. Supervise and control the qualifications of professional  
15 nonteaching school personnel and prescribe standards relating to  
16 qualifications. The standards shall not require the business manager of a  
17 school district to obtain certification from the state board of education.

18           20. Impose such disciplinary action, including the issuance of a letter  
19 of censure, suspension, suspension with conditions or revocation of a  
20 certificate, upon a finding of immoral or unprofessional conduct.

21           21. Establish an assessment, data gathering and reporting system for  
22 pupil performance as prescribed in chapter 7, article 3 of this title.

23           22. Adopt a rule to promote braille literacy pursuant to section  
24 15-214.

25           23. Adopt rules prescribing procedures for the investigation by the  
26 department of education of every written complaint alleging that a  
27 certificated person has engaged in immoral conduct.

28           24. For purposes of federal law, serve as the state board for  
29 vocational and technological education and meet at least four times each year  
30 solely to execute the powers and duties of the state board for vocational and  
31 technological education.

32           25. Develop and maintain a handbook for use in the schools of this  
33 state that provides guidance for the teaching of moral, civic and ethical  
34 education. The handbook shall promote existing curriculum frameworks and  
35 shall encourage school districts to recognize moral, civic and ethical values  
36 within instructional and programmatic educational development programs for  
37 the general purpose of instilling character and ethical principles in pupils  
38 in kindergarten programs and grades one through twelve.

39           26. Require pupils to recite the following passage from the declaration  
40 of independence for pupils in grades four through six at the commencement of  
41 the first class of the day in the schools, except that a pupil shall not be  
42 required to participate if the pupil or the pupil's parent or guardian  
43 objects:

44                   We hold these truths to be self-evident, that all men are  
45 created equal, that they are endowed by their creator with  
46 certain unalienable rights, that among these are life, liberty

1 and the pursuit of happiness. That to secure these rights,  
2 governments are instituted among men, deriving their just powers  
3 from the consent of the governed. . . .

4 27. Adopt rules that provide for teacher certification reciprocity.  
5 The rules shall provide for a one year reciprocal teaching certificate with  
6 minimum requirements, including valid teacher certification from a state with  
7 substantially similar criminal history or teacher fingerprinting requirements  
8 and proof of the submission of an application for a fingerprint clearance  
9 card pursuant to title 41, chapter 12, article 3.1. For teachers who provide  
10 Arizona online instruction pursuant to section 15-808, the rules shall allow  
11 automatic certification reciprocity with other states that have similar  
12 programs.

13 28. Adopt rules that provide for the presentation of an honorary high  
14 school diploma to a person who has never obtained a high school diploma and  
15 who meets both of the following requirements:

- 16 (a) Currently resides in this state.
- 17 (b) Provides documented evidence from the Arizona department of  
18 veterans' services that the person enlisted in the armed forces of the United  
19 States and served in World War I, World War II, the Korean conflict or the  
20 Vietnam conflict.

21 29. Cooperate with the Arizona-Mexico commission in the governor's  
22 office and with researchers at universities in this state to collect data and  
23 conduct projects in the United States and Mexico on issues that are within  
24 the scope of the duties of the department of education and that relate to  
25 quality of life, trade and economic development in this state in a manner  
26 that will help the Arizona-Mexico commission to assess and enhance the  
27 economic competitiveness of this state and of the Arizona-Mexico region.

28 30. Adopt rules to define and provide guidance to schools as to the  
29 activities that would constitute immoral or unprofessional conduct of  
30 certificated persons.

31 31. Adopt guidelines to encourage pupils in grades nine, ten, eleven  
32 and twelve to volunteer for twenty hours of community service before  
33 graduation from high school. A school district that complies with the  
34 guidelines adopted pursuant to this paragraph is not liable for damages  
35 resulting from a pupil's participation in community service unless the school  
36 district is found to have demonstrated wanton or reckless disregard for the  
37 safety of the pupil and other participants in community service. For the  
38 purposes of this paragraph, "community service" may include service learning.  
39 The guidelines shall include the following:

- 40 (a) A list of the general categories in which community service may be  
41 performed.
- 42 (b) A description of the methods by which community service will be  
43 monitored.
- 44 (c) A consideration of risk assessment for community service projects.
- 45 (d) Orientation and notification procedures of community service  
46 opportunities for pupils entering grade nine, including the development of a

1 notification form. The notification form shall be signed by the pupil and  
2 the pupil's parent or guardian, except that a pupil shall not be required to  
3 participate in community service if the parent or guardian notifies the  
4 principal of the pupil's school in writing that the parent or guardian does  
5 not wish the pupil to participate in community service.

6 (e) Procedures for a pupil in grade nine to prepare a written proposal  
7 that outlines the type of community service that the pupil would like to  
8 perform and the goals that the pupil hopes to achieve as a result of  
9 community service. The pupil's written proposal shall be reviewed by a  
10 faculty advisor, a guidance counselor or any other school employee who is  
11 designated as the community service program coordinator for that school. The  
12 pupil may alter the written proposal at any time before performing community  
13 service.

14 (f) Procedures for a faculty advisor, a guidance counselor or any  
15 other school employee who is designated as the community service program  
16 coordinator to evaluate and certify the completion of community service  
17 performed by pupils.

18 32. To facilitate the transfer of military personnel and their  
19 dependents to and from the public schools of this state, pursue, in  
20 cooperation with the Arizona board of regents, reciprocity agreements with  
21 other states concerning the transfer credits for military personnel and their  
22 dependents. A reciprocity agreement entered into pursuant to this paragraph  
23 shall:

24 (a) Address procedures for each of the following:

25 (i) The transfer of student records.

26 (ii) Awarding credit for completed course work.

27 (iii) Permitting a student to satisfy the graduation requirements  
28 prescribed in section 15-701.01 through the successful performance on  
29 comparable exit-level assessment instruments administered in another state.

30 (b) Include appropriate criteria developed by the state board of  
31 education and the Arizona board of regents.

32 33. Adopt guidelines that school district governing boards shall use in  
33 identifying pupils who are eligible for gifted programs and in providing  
34 gifted education programs and services. The state board of education shall  
35 adopt any other guidelines and rules that it deems necessary in order to  
36 carry out the purposes of chapter 7, article 4.1 of this title.

37 34. For each of the alternative textbook formats of human-voiced audio,  
38 large-print and braille, designate alternative media producers to adapt  
39 existing standard print textbooks or to provide specialized textbooks, or  
40 both, for pupils with disabilities in this state. Each alternative media  
41 producer shall be capable of producing alternative textbooks in all relevant  
42 subjects in at least one of the alternative textbook formats. The board  
43 shall post the designated list of alternative media producers on its website.

44 35. Adopt a list of approved professional development training  
45 providers for use by school districts as provided in section 15-107,  
46 subsection J. The professional development training providers shall meet the

1 training curriculum requirements determined by the state board of education  
2 in at least the areas of school finance, governance, employment, staffing,  
3 inventory and human resources, internal controls and procurement.

4 36. Adopt rules to prohibit a person who violates the notification  
5 requirements prescribed in section 15-183, subsection C, paragraph 8 or  
6 section 15-550, subsection C from certification pursuant to this title until  
7 the person is no longer charged or is acquitted of any offenses listed in  
8 section 41-1758.03, subsection B. The board shall also adopt rules to  
9 prohibit a person who violates the notification requirements, certification  
10 surrender requirements or fingerprint clearance card surrender requirements  
11 prescribed in section 15-183, subsection C, paragraph 9 or section 15-550,  
12 subsection D from certification pursuant to this title for at least ten years  
13 after the date of the violation.

14 37. Adopt rules for the alternative certification of teachers of  
15 nontraditional foreign languages that allow for the passing of a nationally  
16 accredited test to substitute for the education coursework required for  
17 certification.

18 38. On or before December 15, 2011, adopt and maintain a model  
19 framework for a teacher and principal evaluation instrument that includes  
20 quantitative data on student academic progress that accounts for between  
21 thirty-three per cent and fifty per cent of the evaluation outcomes and best  
22 practices for professional development and evaluator training. School  
23 districts and charter schools shall use an instrument that meets the data  
24 requirements established by the state board of education to annually evaluate  
25 individual teachers and principals beginning in school year 2012-2013.

26 39. ADOPT RULES TO DEFINE COMPETENCY-BASED EDUCATIONAL PATHWAYS FOR  
27 COLLEGE AND CAREER READINESS THAT MAY BE USED BY SCHOOLS. THE RULES SHALL  
28 INCLUDE THE FOLLOWING COMPONENTS:

29 (a) THE ESTABLISHMENT OF LEARNING OUTCOMES THAT WILL BE EXPECTED FOR  
30 STUDENTS IN A PARTICULAR SUBJECT MATTER.

31 (b) A PROCESS AND CRITERIA BY WHICH ASSESSMENTS MAY BE IDENTIFIED OR  
32 ESTABLISHED TO DETERMINE IF STUDENTS HAVE REACHED THE DESIRED COMPETENCIES IN  
33 A PARTICULAR SUBJECT MATTER.

34 (c) A MECHANISM TO ALLOW PUPILS IN GRADES SEVEN THROUGH TWELVE WHO  
35 HAVE DEMONSTRATED COMPETENCY IN A SUBJECT MATTER TO IMMEDIATELY OBTAIN CREDIT  
36 FOR THE MASTERY OF THAT SUBJECT MATTER. THE RULES SHALL INCLUDE A LIST OF  
37 APPLICABLE SUBJECTS, INCLUDING THE LEVEL OF COMPETENCY REQUIRED FOR EACH  
38 SUBJECT.

39 B. The state board of education may:

40 1. Contract.

41 2. Sue and be sued.

42 3. Distribute and score the tests prescribed in chapter 7, article 3  
43 of this title.

44 4. Provide for an advisory committee to conduct hearings and  
45 screenings to determine whether grounds exist to impose disciplinary action  
46 against a certificated person, whether grounds exist to reinstate a revoked

1 or surrendered certificate and whether grounds exist to approve or deny an  
2 initial application for certification or a request for renewal of a  
3 certificate. The board may delegate its responsibility to conduct hearings  
4 and screenings to its advisory committee. Hearings shall be conducted  
5 pursuant to title 41, chapter 6, article 6.

6 5. Proceed with the disposal of any complaint requesting disciplinary  
7 action or with any disciplinary action against a person holding a certificate  
8 as prescribed in subsection A, paragraph 14 of this section after the  
9 suspension or expiration of the certificate or surrender of the certificate  
10 by the holder.

11 6. Assess costs and reasonable attorney fees against a person who  
12 files a frivolous complaint or who files a complaint in bad faith. Costs  
13 assessed pursuant to this paragraph shall not exceed the expenses incurred by  
14 the state board in the investigation of the complaint.

15 Sec. 2. Title 15, chapter 7, Arizona Revised Statutes, is amended by  
16 adding article 6.1, to read:

17 ARTICLE 6.1. COMPETENCY-BASED COLLEGE-READY  
18 EDUCATIONAL PATHWAYS

19 15-795. Declaration of purpose and policy

20 THE LEGISLATURE FINDS AND DECLARES THAT:

21 1. THE PURPOSE OF THIS ARTICLE IS TO ENABLE ALL STUDENTS TO PROGRESS  
22 TOWARD CLEARLY DEFINED LEARNING OUTCOMES AT THEIR OWN PACE, ALLOWING THEM TO  
23 ADVANCE WHEN THEY DEMONSTRATE THE DESIRED LEVEL OF MASTERY RATHER THAN  
24 PROGRESSING BASED ON A PREDETERMINED AMOUNT OF SEAT TIME IN A CLASSROOM.

25 2. COMPETENCY-BASED LEARNING CAN SUPPORT HIGH-EXPECTATIONS OUTCOMES  
26 SUCH AS COLLEGE READINESS. COMPETENCY-BASED LEARNING CAN BENEFIT ALL  
27 STUDENTS, ALLOWING ADDITIONAL PREPARATION FOR STUDENTS WHO ARE STRUGGLING TO  
28 MASTER ACADEMIC CONTENT BEFORE THEY MOVE TO THE NEXT LEVEL WHILE ALLOWING  
29 THOSE WHO CAN ADVANCE TO DO SO WHEN THEY ARE READY.

30 3. COMPETENCY-BASED STRATEGIES PROVIDE FLEXIBILITY IN THE WAY THAT  
31 CREDIT CAN BE EARNED OR AWARDED AND PROVIDE STUDENTS WITH PERSONALIZED  
32 LEARNING OPPORTUNITIES.

33 4. COMPETENCY-BASED SYSTEMS REQUIRE THE CLEAR ARTICULATION OF DESIRED  
34 LEARNING OUTCOMES, INCLUDING THE APPLICATION AND CREATION OF KNOWLEDGE AND  
35 THE DEVELOPMENT OF IMPORTANT SKILLS AND DISPOSITIONS, AS WELL AS ASSESSMENTS  
36 THAT CAN MEASURE STUDENT MASTERY.

37 15-795.01. Competency-based college-ready educational pathways

38 A. IN ACCORDANCE WITH THE RULES ADOPTED BY THE STATE BOARD OF  
39 EDUCATION PURSUANT TO SECTION 15-203, SUBSECTION A, PARAGRAPH 39, STUDENTS  
40 WHO ARE ELIGIBLE FOR A HIGH SCHOOL DIPLOMA THROUGH THE FULFILLMENT OF A  
41 DEFINED COMPETENCY-BASED COLLEGE-READY EDUCATIONAL PATHWAY SHALL HAVE  
42 MULTIPLE PATHWAYS AVAILABLE TO THEM AND MAY:

43 1. ENROLL THE FOLLOWING FALL SEMESTER IN A COMMUNITY COLLEGE UNDER THE  
44 JURISDICTION OF A COMMUNITY COLLEGE DISTRICT IN THIS STATE. COMMUNITY  
45 COLLEGES UNDER THE JURISDICTION OF A COMMUNITY COLLEGE DISTRICT IN THIS STATE  
46 SHALL ADMIT STUDENTS WHO OBTAIN A HIGH SCHOOL DIPLOMA THROUGH THE FULFILLMENT

1 OF A DEFINED COMPETENCY-BASED EDUCATIONAL PATHWAY AND WHO OTHERWISE MEET THE  
2 QUALIFICATIONS FOR ADMISSION. THE SCHOOL DISTRICT OR CHARTER SCHOOL FROM  
3 WHICH THE STUDENT EARNED THE HIGH SCHOOL DIPLOMA SHALL INCLUDE THAT STUDENT  
4 IN THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S STUDENT COUNT AND SHALL CONTINUE  
5 TO RECEIVE PER PUPIL FUNDING FOR A STUDENT WHO EARNS A HIGH SCHOOL DIPLOMA  
6 UNTIL THAT STUDENT WOULD OTHERWISE HAVE GRADUATED AT THE END OF GRADE TWELVE,  
7 AS LONG AS THAT STUDENT IS ENROLLED AS A FULL-TIME STUDENT IN A COMMUNITY  
8 COLLEGE UNDER THE JURISDICTION OF A COMMUNITY COLLEGE DISTRICT IN THIS STATE.  
9 THE SCHOOL DISTRICT OR CHARTER SCHOOL SHALL SUBTRACT TWENTY PER CENT OF ITS  
10 AVERAGE DAILY MEMBERSHIP AMOUNT AND REIMBURSE THE COMMUNITY COLLEGE IF THE  
11 STUDENT HAS EARNED A HIGH SCHOOL DIPLOMA AND IS ATTENDING A COMMUNITY COLLEGE  
12 AS A FULL-TIME STUDENT. IF THE STUDENT ATTENDS COMMUNITY COLLEGE ON A  
13 COMMUNITY COLLEGE CAMPUS, THE SCHOOL DISTRICT OR CHARTER SCHOOL SHALL  
14 REIMBURSE THE COMMUNITY COLLEGE DISTRICT FOR THE AMOUNT OF OPERATING AND  
15 CAPITAL OUTLAY FULL-TIME STUDENT EQUIVALENCY MONIES. FOR THE PURPOSES OF THIS  
16 PARAGRAPH, THE AMOUNT OF OPERATING FULL-TIME STUDENT EQUIVALENCY MONIES SHALL  
17 BE EQUIVALENT TO THE AVERAGE APPROPRIATION PER FULL-TIME STUDENT EQUIVALENT  
18 FOR ALL COMMUNITY COLLEGE DISTRICTS AS CALCULATED PURSUANT TO SECTION  
19 15-1466, SUBSECTION C, PARAGRAPH 2. FIFTY PER CENT OF THE REMAINING BALANCE  
20 OF THE PER PUPIL FUNDING SHALL BE USED FOR TEACHER AND PUPIL INCENTIVES,  
21 INCLUDING SCHOLARSHIP PROGRAMS, TO OFFSET THE COSTS OF COMPETENCY-BASED  
22 PATHWAYS AND TO PROVIDE CUSTOMIZED PROGRAMS OF ASSISTANCE FOR STUDENTS WHO DO  
23 NOT DEMONSTRATE MASTERY. THE OTHER FIFTY PER CENT SHALL BE USED FOR  
24 MAINTENANCE AND OPERATIONS, INCLUDING CAPITAL. UNDER THIS PARAGRAPH, A  
25 STUDENT WHO EARNS A HIGH SCHOOL DIPLOMA IS RESPONSIBLE FOR TUITION. A STUDENT  
26 WHO EARNS A HIGH SCHOOL DIPLOMA MAY ENROLL IN COMMUNITY COLLEGE COURSES  
27 OFFERED ON A COMMUNITY COLLEGE CAMPUS OR A HIGH SCHOOL CAMPUS, OR BOTH.  
28 NOTWITHSTANDING ANY OTHER LAW, COMMUNITY COLLEGE DISTRICTS SHALL NOT CLASSIFY  
29 A STUDENT WHO REMAINS IN HIGH SCHOOL PURSUANT TO THIS PARAGRAPH AS A  
30 FULL-TIME EQUIVALENT STUDENT. STUDENTS WHO TAKE COURSES ON HIGH SCHOOL  
31 CAMPUSES PURSUANT TO THIS PARAGRAPH SHALL BE ELIGIBLE TO PARTICIPATE IN  
32 EXTRACURRICULAR ACTIVITIES, INCLUDING INTERSCHOLASTIC SPORTS, THROUGH THE END  
33 OF GRADE TWELVE. THE EXPENDITURE BY COMMUNITY COLLEGE DISTRICTS OF PAYMENTS  
34 FROM THE SCHOOL DISTRICT OR CHARTER SCHOOL TO THE COMMUNITY COLLEGES UNDER  
35 THIS SECTION SHALL NOT BE INCLUDED UNDER THE DISTRICT EXPENDITURE LIMITATION  
36 PRESCRIBED PURSUANT TO ARTICLE IX, SECTION 21, CONSTITUTION OF ARIZONA. IF  
37 THE INSTRUCTION PROVIDED UNDER THIS PARAGRAPH IS OFFERED ON A COMMUNITY  
38 COLLEGE CAMPUS, THE FUNDING AND IMPLEMENTATION MECHANICS BETWEEN THE SCHOOL  
39 DISTRICT OR CHARTER SCHOOL AND THE COMMUNITY COLLEGE SHALL BE DETERMINED BY  
40 AGREEMENT BETWEEN THE SCHOOL DISTRICT OR CHARTER SCHOOL AND THE COMMUNITY  
41 COLLEGE.

42 2. REMAIN IN HIGH SCHOOL AND PARTICIPATE IN PROGRAMS OF STUDY  
43 AVAILABLE TO STUDENTS THROUGH THE SCHOOL DISTRICT OR CHARTER SCHOOL. THE  
44 SCHOOL DISTRICT OR CHARTER SCHOOL SHALL CONTINUE TO INCLUDE THAT STUDENT IN  
45 THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S STUDENT COUNT AND SHALL CONTINUE TO  
46 RECEIVE PER PUPIL FUNDING FOR A STUDENT WHO IS ELIGIBLE FOR A HIGH SCHOOL

1 DIPLOMA UNTIL THAT STUDENT WOULD OTHERWISE HAVE GRADUATED AT THE END OF GRADE  
2 TWELVE, AS LONG AS THAT STUDENT IS ENROLLED IN APPROVED ADVANCED PREPARATION  
3 PROGRAMS OF STUDY AT THAT SCHOOL DISTRICT OR CHARTER SCHOOL. STUDENTS WHO  
4 ELECT TO REMAIN IN HIGH SCHOOL PURSUANT TO THIS PARAGRAPH SHALL NOT BE  
5 PREVENTED FROM ENROLLING AT A HIGH SCHOOL AFTER THE STUDENT BECOMES ELIGIBLE  
6 FOR A HIGH SCHOOL DIPLOMA AND SHALL BE ELIGIBLE TO PARTICIPATE IN  
7 EXTRACURRICULAR ACTIVITIES, INCLUDING INTERSCHOLASTIC SPORTS, THROUGH THE END  
8 OF GRADE TWELVE.

9 3. ENROLL IN A FULL-TIME CAREER AND TECHNICAL EDUCATION PROGRAM  
10 OFFERED ON A HIGH SCHOOL CAMPUS OR A JOINT TECHNICAL EDUCATION DISTRICT  
11 CAMPUS, OR ANY COMBINATION OF THESE CAMPUSES. A STUDENT WHO ELECTS TO REMAIN  
12 IN HIGH SCHOOL PURSUANT TO THIS PARAGRAPH SHALL NOT BE PREVENTED FROM  
13 ENROLLING AT A HIGH SCHOOL AFTER THE PUPIL BECOMES ELIGIBLE FOR A HIGH SCHOOL  
14 DIPLOMA AND SHALL BE ELIGIBLE TO PARTICIPATE IN EXTRACURRICULAR ACTIVITIES,  
15 INCLUDING INTERSCHOLASTIC SPORTS, THROUGH THE END OF GRADE TWELVE. THE SCHOOL  
16 DISTRICT OR CHARTER SCHOOL FROM WHICH THE STUDENT BECAME ELIGIBLE FOR THE  
17 HIGH SCHOOL DIPLOMA SHALL INCLUDE THAT STUDENT IN THE SCHOOL DISTRICT'S OR  
18 CHARTER SCHOOL'S STUDENT COUNT AND SHALL CONTINUE TO RECEIVE PER PUPIL  
19 FUNDING FOR A STUDENT WHO IS ELIGIBLE FOR A HIGH SCHOOL DIPLOMA UNTIL THAT  
20 STUDENT WOULD OTHERWISE HAVE GRADUATED AT THE END OF GRADE TWELVE, AS LONG AS  
21 THAT STUDENT IS ENROLLED IN AN APPROVED FULL-TIME CAREER AND TECHNICAL  
22 EDUCATION PROGRAM. NOTWITHSTANDING ANY OTHER LAW, IF THE INSTRUCTION  
23 PROVIDED UNDER THIS PARAGRAPH IS PROVIDED BY A JOINT TECHNICAL EDUCATION  
24 DISTRICT IN A FULL-TIME CAREER AND TECHNICAL EDUCATION PROGRAM THAT IS  
25 DESIGNED TO LEAD TO A CERTIFICATE THAT IS AWARDED BY AN INDUSTRY OR  
26 RECOGNIZED AS MEETING INDUSTRY STANDARDS, THE SUM OF THE AVERAGE DAILY  
27 MEMBERSHIP FOR THAT PUPIL SHALL NOT EXCEED 1.25, AND THE AVERAGE DAILY  
28 MEMBERSHIP SHALL BE APPORTIONED AT 1.0 FOR THE JOINT TECHNICAL EDUCATION  
29 DISTRICT AND 0.25 FOR THE SCHOOL DISTRICT.

30 4. IF ACCEPTED FOR ADMISSION TO A UNIVERSITY UNDER THE JURISDICTION OF  
31 THE ARIZONA BOARD OF REGENTS, ENROLL IN THE UNIVERSITY AFTER COMPLETION OF  
32 ADDITIONAL HIGH SCHOOL COURSEWORK DESIGNED TO PREPARE STUDENTS FOR ADMISSION  
33 TO SELECTIVE POSTSECONDARY INSTITUTIONS THAT OFFER BACCALAUREATE DEGREES.  
34 THE SCHOOL DISTRICT OR CHARTER SCHOOL FROM WHICH THE STUDENT EARNED THE HIGH  
35 SCHOOL DIPLOMA SHALL INCLUDE THAT STUDENT IN THE SCHOOL DISTRICT'S OR CHARTER  
36 SCHOOL'S STUDENT COUNT AND SHALL CONTINUE TO RECEIVE PER PUPIL FUNDING FOR A  
37 STUDENT WHO EARNS A HIGH SCHOOL DIPLOMA UNTIL THAT STUDENT WOULD OTHERWISE  
38 HAVE GRADUATED AT THE END OF GRADE TWELVE FOR AS LONG AS THAT STUDENT IS  
39 ENROLLED AS A FULL-TIME STUDENT IN THE UNIVERSITY. ONE-THIRD OF THE SCHOOL  
40 DISTRICT'S OR CHARTER SCHOOL'S AVERAGE DAILY MEMBERSHIP AMOUNT SHALL BE  
41 RETAINED BY THE SCHOOL DISTRICT OR THE OPERATOR OF THE CHARTER SCHOOL.  
42 ONE-THIRD OF THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S AVERAGE DAILY  
43 MEMBERSHIP AMOUNT SHALL BE RETAINED FOR USE AT THE SCHOOL SITE. ONE-THIRD OF  
44 THE SCHOOL DISTRICT'S OR CHARTER SCHOOL'S AVERAGE DAILY MEMBERSHIP AMOUNT  
45 SHALL BE DISTRIBUTED AS FOLLOWS:

1           (a) FIFTY PER CENT OF THIS AMOUNT SHALL BE DEPOSITED IN A SCHOLARSHIP  
2 ACCOUNT ESTABLISHED AND MANAGED BY THE SCHOOL DISTRICT OR CHARTER SCHOOL FROM  
3 WHICH THE STUDENT GRADUATED SPECIFICALLY FOR A STUDENT WHO QUALIFIES FOR A  
4 DIPLOMA AND WHO ATTENDS A UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA  
5 BOARD OF REGENTS AS A FULL-TIME STUDENT.

6           (b) FIFTY PER CENT OF THIS AMOUNT SHALL BE RETAINED BY THE UNIVERSITY  
7 WHERE THE STUDENT IS ENROLLED.

8           B. A STUDENT WHO OBTAINS A HIGH SCHOOL DIPLOMA THROUGH THE FULFILLMENT  
9 OF A DEFINED COMPETENCY-BASED EDUCATIONAL PATHWAY PURSUANT TO THIS SECTION IS  
10 NOT ELIGIBLE TO PARTICIPATE IN THE EARLY GRADUATION SCHOLARSHIP PROGRAM  
11 ESTABLISHED BY SECTION 15-105 IF THE STUDENT ELECTS TO PURSUE ONE OF THE  
12 PATHWAYS PRESCRIBED IN SUBSECTION A OF THIS SECTION. THE DEPARTMENT OF  
13 EDUCATION SHALL NOT TRANSMIT ANY MONIES TO THE COMMISSION FOR POSTSECONDARY  
14 EDUCATION PURSUANT TO SECTION 15-105, SUBSECTION F ON BEHALF OF ANY STUDENT  
15 WHO OBTAINS A HIGH SCHOOL DIPLOMA PURSUANT TO THIS SECTION IF THE STUDENT  
16 ELECTS TO PURSUE ONE OF THE PATHWAYS PRESCRIBED IN SUBSECTION A OF THIS  
17 SECTION.

APPROVED BY THE GOVERNOR MARCH 29, 2012.

FILED IN THE OFFICE OF THE SECRETARY OF STATE MARCH 29, 2012.