

REFERENCE TITLE: approved online courses; master list

State of Arizona
House of Representatives
Fifty-first Legislature
Second Regular Session
2014

HB 2555

Introduced by
Representatives Meyer, Alston, Cardenas, Gabaldón, Miranda, Senator
Gallardo: Representatives Coleman, McCune Davis, Mendez, Quezada, Steele

AN ACT

AMENDING SECTION 15-808, ARIZONA REVISED STATUTES; AMENDING TITLE 15, CHAPTER
8, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-808.01; RELATING
TO ONLINE INSTRUCTION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 15-808, Arizona Revised Statutes, is amended to
3 read:
4 15-808. Arizona online instruction; reports; definitions
5 A. Arizona online instruction shall be instituted to meet the needs of
6 pupils in the information age. The state board of education shall select
7 traditional public schools and the state board for charter schools shall
8 sponsor charter schools to be online course providers or online schools. The
9 state board of education and the state board for charter schools shall
10 jointly develop standards for the approval of online course providers and
11 online schools based on the following criteria:
12 1. The depth and breadth of curriculum choices.
13 2. The variety of educational methodologies employed by the school and
14 the means of addressing the unique needs and learning styles of targeted
15 pupil populations, including computer assisted learning systems, virtual
16 classrooms, virtual laboratories, electronic field trips, electronic mail,
17 virtual tutoring, online help desk, group chat sessions and noncomputer based
18 activities performed under the direction of a certificated teacher.
19 3. The availability of an intranet or private network to safeguard
20 pupils against predatory and pornographic elements of the internet.
21 4. The availability of filtered research access to the internet.
22 5. The availability of private individual electronic mail between
23 pupils, teachers, administrators and parents in order to protect the
24 confidentiality of pupil records and information.
25 6. The availability of faculty members who are experienced with
26 computer networks, the internet and computer animation.
27 7. The extent to which the school intends to develop partnerships with
28 universities, community colleges and private businesses.
29 8. The services offered to developmentally disabled populations.
30 9. The grade levels that will be served.
31 B. Each new school that provides online instruction shall provide
32 online instruction on a probationary status. After a new school that
33 provides online instruction has clearly demonstrated the academic integrity
34 of its instruction through the actual improvement of the academic performance
35 of its students, the school may apply to be removed from probationary status.
36 The state board of education or the state board for charter schools shall
37 remove from Arizona online instruction any probationary school that fails to
38 clearly demonstrate improvement in academic performance within three years
39 measured against goals in the approved application and the state's
40 accountability system. The state board of education and the state board for
41 charter schools shall review the effectiveness of each participating school
42 and other information that is contained in the annual report prescribed in
43 subsection D of this section. All pupils who participate in Arizona online
44 instruction shall reside in this state. Pupils who participate in Arizona
45 online instruction are subject to the testing requirements prescribed in

1 chapter 7, article 3 of this title. On enrollment, the school shall notify
2 the parents or guardians of the pupil of the state testing requirements. If
3 a pupil fails to comply with the testing requirements and the school
4 administers the tests pursuant to this subsection to less than ninety-five
5 per cent of the pupils in Arizona online instruction, the pupil shall not be
6 allowed to participate in Arizona online instruction.

7 C. The state board of education and the state board for charter
8 schools shall develop annual reporting mechanisms for schools that
9 participate in Arizona online instruction. **THE ANNUAL REPORTING MECHANISMS
10 MUST REQUIRE EACH PROVIDER OF ARIZONA ONLINE INSTRUCTION TO SUBMIT TO THE
11 SUPERINTENDENT OF PUBLIC INSTRUCTION ON OR BEFORE SEPTEMBER 30 AN ANNUAL
12 STUDENT ACCOUNTABILITY REPORT THAT INCLUDES A LIST OF THE NUMBER OF PUPILS
13 WHO REGISTERED DURING THE PREVIOUS FISCAL YEAR FOR ONLINE COURSES BY COURSE
14 TITLE, THE NUMBER OF PUPILS WHO COMPLETED EACH COURSE AND THE GRADES THOSE
15 PUPILS RECEIVED.**

16 D. The department of education shall compile the information submitted
17 in the annual reports by schools participating in Arizona online instruction.
18 The department of education shall submit the compiled report to the governor,
19 the speaker of the house of representatives and the president of the senate
20 by November 15 of each year.

21 E. Each school selected for Arizona online instruction shall ensure
22 that a daily log is maintained for each pupil who participates in Arizona
23 online instruction. The daily log shall describe the amount of time spent by
24 each pupil participating in Arizona online instruction pursuant to this
25 section on academic tasks. The daily log shall be used by the school
26 district or charter school to qualify the pupils who participate in Arizona
27 online instruction in the school's average daily attendance calculations
28 pursuant to subsection F of this section.

29 F. If a pupil is enrolled in a school district or charter school and
30 also participates in Arizona online instruction, the sum of the average daily
31 membership, which includes enrollment as prescribed in section 15-901,
32 subsection A, paragraph 1, subdivisions (a) and (b) and daily attendance as
33 prescribed in section 15-901, subsection A, paragraph 5, for that pupil in
34 the school district or charter school and in Arizona online instruction shall
35 not exceed 1.0. If the pupil is enrolled in a school district or a charter
36 school and also participates in Arizona online instruction and the sum of the
37 daily membership or daily attendance for that pupil is greater than 1.0, the
38 sum shall be reduced to 1.0 and shall be apportioned between the school
39 district, unless the school district is a joint technical education district
40 subject to the apportionment requirements of section 15-393, or charter
41 school and Arizona online instruction based on the percentage of total time
42 that the pupil is enrolled or in attendance in the school district or charter
43 school and Arizona online instruction. The uniform system of financial
44 records shall include guidelines for the apportionment of the pupil
45 enrollment and attendance as provided in this subsection. Pupils in Arizona

1 online instruction do not incur absences for purposes of this subsection and
2 may generate an average daily attendance of 1.0 for attendance hours during
3 any hour of the day, during any day of the week and at any time between July
4 1 and June 30 of each fiscal year. For kindergarten programs and grades one
5 through eight, average daily membership shall be calculated by dividing the
6 instructional hours as reported in the daily log required in subsection E of
7 this section by the applicable hourly requirements prescribed in section
8 15-901. For grades nine through twelve, average daily membership shall be
9 calculated by dividing the instructional hours as reported in the daily log
10 required in subsection E of this section by nine hundred. The average daily
11 membership of a pupil who participates in online instruction shall not exceed
12 1.0. Average daily membership shall not be calculated on the one hundredth
13 day of instruction for the purposes of this section. Funding shall be
14 determined as follows:

15 1. A pupil who is enrolled full-time in Arizona online instruction
16 shall be funded for online instruction at ninety-five per cent of the base
17 support level that would be calculated for that pupil if that pupil were
18 enrolled as a full-time student in a school district or charter school that
19 does not participate in Arizona online instruction. Charter additional
20 assistance and district additional assistance shall be calculated in the same
21 manner they would be calculated if the student were enrolled in a district or
22 charter school that does not participate in Arizona online instruction.

23 2. A pupil who is enrolled part-time in Arizona online instruction
24 shall be funded for online instruction at eighty-five per cent of the base
25 support level that would be calculated for that pupil if that pupil were
26 enrolled as a part-time student in a school district or charter school that
27 does not participate in Arizona online instruction. Charter additional
28 assistance and district additional assistance shall be calculated in the same
29 manner they would be calculated if the student were enrolled in a district or
30 charter school that does not participate in Arizona online instruction.

31 G. If the academic achievement of a pupil declines while the pupil is
32 participating in Arizona online instruction, the pupil's parents, the pupil's
33 teachers and the principal or head teacher of the school shall confer to
34 evaluate whether the pupil should be allowed to continue to participate in
35 Arizona online instruction.

36 H. THE DEPARTMENT OF EDUCATION SHALL REVIEW ALL ONLINE COURSE CONTENT
37 FOR ADHERENCE TO STATE STANDARDS, FOR COURSES THAT HAVE STATE STANDARDS, AND
38 ISSUE A RECOMMENDATION FOR APPROVAL OR DENIAL TO THE STATE BOARD OF EDUCATION
39 OR THE STATE BOARD FOR CHARTER SCHOOLS, AS APPROPRIATE, FOR ACTION.

40 ~~H.~~ I. To ensure the academic integrity of pupils who participate in
41 online instruction, Arizona online instruction shall include multiple diverse
42 assessment measures and the proctored administration of required state
43 standardized tests. THE FINAL EXAMINATION FOR EACH ONLINE COURSE MUST BE
44 DESIGNED TO DEMONSTRATE COMPETENCY IN THAT SUBJECT AND MUST BE MONITORED BY A

1 REPRESENTATIVE OF THE SCHOOL WHO IS PHYSICALLY IN THE SAME ROOM WITH THE
2 PUPIL DURING THE ENTIRE FINAL EXAMINATION.

3 ~~I.~~ J. For the purposes of this section:

4 1. "Full-time student" means:

5 (a) A student who is at least five years of age before September 1 of a
6 a school year and who is enrolled in a school kindergarten program that meets
7 at least three hundred forty-six hours during the school year.

8 (b) A student who is at least six years of age before September 1 of a
9 school year, who has not graduated from the highest grade taught in the
10 school and who is regularly enrolled in a course of study required by the
11 state board of education. For first, second and third grade students, the
12 instructional program shall meet at least seven hundred twelve hours. For
13 fourth, fifth and sixth grade students, the instructional program shall meet
14 at least eight hundred ninety hours during the school year.

15 (c) Seventh and eighth grade students or ungraded students who are at
16 least twelve, but under fourteen, years of age on or before September 1 and
17 who are enrolled in an instructional program of courses that meets at least
18 one thousand sixty-eight hours during the school year.

19 (d) For high schools, a student not graduated from the highest grade
20 taught in the school district, or an ungraded student at least fourteen years
21 of age on or before September 1, and who is enrolled in at least four courses
22 throughout the year that meet at least nine hundred hours during the school
23 year. A full-time student shall not be counted more than once for
24 computation of average daily membership.

25 2. "Online course provider" means a school other than an online school
26 that is selected by the state board of education or the state board for
27 charter schools to participate in Arizona online instruction pursuant to this
28 section and that provides at least one online academic course that is
29 approved by the state board of education.

30 3. "Online school" means a school that provides at least four online
31 academic courses or one or more online courses for the equivalent of at least
32 five hours each day for one hundred eighty school days and that is a charter
33 school that is sponsored by the state board for charter schools or a
34 traditional public school that is selected by the state board of education to
35 participate in Arizona online instruction.

36 4. "Part-time student" means:

37 (a) Any student who is enrolled in a program that does not meet the
38 definition in paragraph 1 of this subsection shall be funded at eighty-five
39 per cent of the base support level that would be calculated for that pupil if
40 that pupil were enrolled as a part-time student in a school district or
41 charter school that does not participate in Arizona online instruction.

42 (b) A part-time student of seventy-five per cent average daily
43 membership shall be enrolled in at least three subjects throughout the year
44 that offer for first, second and third grade students at least five hundred
45 thirty-four instructional hours in a school year and for fourth, fifth and

1 sixth grade students at least six hundred sixty-eight instructional hours in
2 a school year. A part-time student of fifty per cent average daily
3 membership shall be enrolled in at least two subjects throughout the year
4 that offer for first, second and third grade students at least three hundred
5 fifty-six instructional hours in a school year and for fourth, fifth and
6 sixth grade students at least four hundred forty-five instructional hours in
7 a school year. A part-time student of twenty-five per cent average daily
8 membership shall be enrolled in at least one subject throughout the year that
9 offers for first, second and third grade students at least one hundred
10 seventy-eight instructional hours in a school year and for fourth, fifth and
11 sixth grade students at least two hundred twenty-three instructional hours in
12 a school year.

13 (c) For seventh and eighth grade students, a part-time student of
14 seventy-five per cent average daily membership shall be enrolled in at least
15 three subjects throughout the year that offer at least eight hundred one
16 instructional hours in a school year. A part-time student of fifty per cent
17 average daily membership shall be enrolled in at least two subjects
18 throughout the year that offer at least five hundred thirty-four
19 instructional hours in a school year. A part-time student of twenty-five per
20 cent average daily membership shall be enrolled in at least one subject
21 throughout the year that offers at least two hundred sixty-seven
22 instructional hours in a school year.

23 (d) For high school students, a part-time student of seventy-five per
24 cent average daily membership shall be enrolled in at least three subjects
25 throughout the year that offer at least six hundred seventy-five
26 instructional hours in a school year. A part-time student of fifty per cent
27 average daily membership shall be enrolled in at least two subjects
28 throughout the year that offer at least four hundred fifty instructional
29 hours in a school year. A part-time student of twenty-five per cent average
30 daily membership shall be enrolled in at least one subject throughout the
31 year that offers at least two hundred twenty-five instructional hours in a
32 school year.

33 Sec. 2. Title 15, chapter 8, article 1, Arizona Revised Statutes, is
34 amended by adding section 15-808.01, to read:

35 15-808.01. Online courses; standards; requirements; funding;
36 exemption

37 A. ON OR BEFORE DECEMBER 15, 2014, THE STATE BOARD OF EDUCATION SHALL
38 ADOPT AND MAINTAIN A MASTER RUBRIC THAT WILL BE USED BY THE DEPARTMENT OF
39 EDUCATION FOR THE APPROVAL OF ONLINE COURSES. THE RUBRIC MUST PROVIDE FOR
40 ALIGNMENT WITH ACADEMIC STANDARDS AND INCLUDE BASIC CRITERIA DESIGNED TO
41 ENSURE QUALITY AND EFFECTIVENESS. THE STATE BOARD OF EDUCATION MAY
42 PERIODICALLY UPDATE THE MASTER RUBRIC. IN SCHOOL YEARS 2015-2016 AND
43 2016-2017, THE DEPARTMENT OF EDUCATION SHALL LIMIT THE APPROVED CATEGORY OF
44 ONLINE COURSES TO COURSES THAT AWARD POTENTIAL COLLEGE CREDITS AND CORE
45 ACADEMIC COURSES. BEGINNING IN SCHOOL YEAR 2016-2017, THE DEPARTMENT OF

1 EDUCATION MAY EXPAND THE APPROVED CATEGORY OF ONLINE COURSES TO INCLUDE
2 SPECIFIED ELECTIVE COURSES. EACH APPROVED ONLINE COURSE MUST BE A SEMESTER
3 COURSE THAT DOES NOT REQUIRE A SPECIFIED AMOUNT OF TIME FOR DAILY INSTRUCTION
4 OR A SPECIFIED TOTAL AMOUNT OF TIME FOR COMPLETION OF THE COURSE.

5 B. THE DEPARTMENT OF EDUCATION OR AN ORGANIZATION SELECTED BY THE
6 DEPARTMENT SHALL MAINTAIN A MASTER LIST OF APPROVED ONLINE COURSES. THE
7 DEPARTMENT OF EDUCATION SHALL PROMINENTLY DISPLAY THE MASTER LIST ON ITS
8 WEBSITE. THE STATE BOARD OF EDUCATION MAY CHARGE A FEE TO ONLINE COURSE
9 PROVIDERS THAT SUBMIT APPLICATIONS FOR INCLUSION ON THE MASTER LIST OF
10 APPROVED ONLINE COURSES. SCHOOL DISTRICTS, CHARTER SCHOOLS, NONPROFIT
11 ORGANIZATIONS, FOR-PROFIT ORGANIZATIONS AND OPEN EDUCATION RESOURCE PROVIDERS
12 MAY SUBMIT APPLICATIONS FOR COURSES TO THE DEPARTMENT OF EDUCATION FOR
13 INCLUSION ON THE MASTER LIST OF APPROVED ONLINE COURSES. THE STATE BOARD OF
14 EDUCATION SHALL ADOPT CRITERIA TO ENSURE THE QUALITY AND EFFECTIVENESS OF THE
15 APPROVED ONLINE COURSES. THE DEPARTMENT OF EDUCATION MAY ENTER INTO
16 RECIPROcity AGREEMENTS WITH OTHER STATES OR WITH PUBLIC OR PRIVATE
17 ORGANIZATIONS TO PROVIDE ASSISTANCE TO THE DEPARTMENT IN THE REVIEW OF ONLINE
18 COURSES. FOR SCHOOL YEARS 2015-2016 THROUGH 2020-2021, THE DEPARTMENT OF
19 EDUCATION SHALL AUTOMATICALLY APPROVE COURSES OFFERED BY ONLINE COURSE
20 PROVIDERS THAT HAVE PREVIOUSLY PROVIDED INSTRUCTION PURSUANT TO SECTION
21 15-808 BEFORE JULY 1, 2015. BEGINNING IN SCHOOL YEAR 2017-2018, ONLINE
22 COURSE PROVIDERS THAT HAVE PREVIOUSLY PROVIDED INSTRUCTION PURSUANT TO
23 SECTION 15-808 SHALL SUBMIT AN APPLICATION TO THE DEPARTMENT OF EDUCATION FOR
24 APPROVAL OF THEIR COURSES TO REMAIN ON THE MASTER LIST.

25 C. A PUPIL WHO WISHES TO ENROLL IN AN ONLINE COURSE PURSUANT TO THIS
26 SECTION SHALL SELECT AN ONLINE COURSE FROM THE MASTER LIST OF APPROVED ONLINE
27 COURSES MAINTAINED BY THE DEPARTMENT OF EDUCATION. ON OR BEFORE MARCH 15,
28 THE PUPIL SHALL NOTIFY THE SCHOOL DISTRICT WHERE THE PUPIL IS ENROLLED OF THE
29 ONLINE COURSES IN WHICH THE PUPIL WILL ENROLL DURING THE FOLLOWING SCHOOL
30 YEAR AND SHALL PROVIDE THE NAME OF THE APPROVED ONLINE COURSE PROVIDER. A
31 SCHOOL DISTRICT MAY WAIVE THE NOTIFICATION PRESCRIBED IN THIS SUBSECTION IF
32 IT IS IN THE PUPIL'S BEST INTEREST. THE ONLINE COURSE PROVIDER SHALL NOTIFY
33 THE SCHOOL DISTRICT WHERE THE PUPIL IS ENROLLED WITHIN THIRTY DAYS AFTER THE
34 ENROLLMENT OF THAT PUPIL IN AN ONLINE COURSE.

35 D. AT THE TIME AN ONLINE COURSE PROVIDER SUBMITS AN APPLICATION TO THE
36 DEPARTMENT OF EDUCATION FOR INCLUSION ON THE MASTER LIST OF APPROVED ONLINE
37 COURSES, THE ONLINE COURSE PROVIDER SHALL ALSO INFORM THE DEPARTMENT OF
38 EDUCATION OF THE PRICE THAT WILL BE CHARGED TO ENROLL A PUPIL IN THE ONLINE
39 COURSE IN THIS STATE. THE PRICE OF THE ONLINE COURSE MUST BE PAID BY THE
40 DEPARTMENT OF EDUCATION TO THE ONLINE COURSE PROVIDER, BE LISTED ON THE
41 MASTER LIST PROVIDED TO PUPILS AND PARENTS AND BE AVAILABLE TO SCHOOL
42 DISTRICTS IN THIS STATE. THE MAXIMUM PRICE FOR AN ONLINE COURSE THAT IS
43 INCLUDED ON THE MASTER LIST IS EQUIVALENT TO ONE-TWELFTH OF THE STATEWIDE
44 AVERAGE PER PUPIL FUNDING AMOUNT FOR HIGH SCHOOL STUDENTS FOR ALL SCHOOL
45 DISTRICTS IN THIS STATE DURING THE PRIOR FISCAL YEAR AS DETERMINED BY THE

1 DEPARTMENT OF EDUCATION BASED ON CRITERIA ESTABLISHED BY THE STATE BOARD OF
2 EDUCATION.

3 E. THE FUNDING FOR EACH ONLINE COURSE MUST BE DISTRIBUTED TO THE
4 SCHOOL DISTRICT WHERE THE PUPIL IS ENROLLED AND IS EQUIVALENT TO THE TOTAL
5 STATE FUNDING THAT WOULD OTHERWISE HAVE BEEN ALLOCATED TO THE SCHOOL DISTRICT
6 IF THAT PUPIL HAD TAKEN A COURSE IN THE SAME SUBJECT MATTER AT A PHYSICAL
7 LOCATION IN THE SCHOOL DISTRICT. NOTWITHSTANDING ANY OTHER PROVISION OF THIS
8 SECTION, IF THE CREDITS OFFERED FOR AN ONLINE COURSE WOULD CAUSE A PUPIL TO
9 EXCEED THE FULL-TIME CREDIT LOAD AS DETERMINED BY THAT SCHOOL DISTRICT, THIS
10 STATE MAY NOT PROVIDE ANY FUNDING FOR THAT ONLINE COURSE AND THE COST OF THAT
11 ONLINE COURSE IS THE RESPONSIBILITY OF THE PUPIL OR THE PUPIL'S PARENT OR
12 GUARDIAN. THE SCHOOL DISTRICT SHALL DISTRIBUTE FIFTY PER CENT OF THE FUNDING
13 FOR THE ONLINE COURSE TO THE ONLINE COURSE PROVIDER WHEN THE PUPIL COMPLETES
14 THE ONLINE COURSE WITH A GRADE OF C MINUS OR BETTER, OR THE EQUIVALENT. THE
15 SCHOOL DISTRICT SHALL DISTRIBUTE THE REMAINING FIFTY PER CENT OF THE FUNDING
16 FOR THE ONLINE COURSE TO THE ONLINE COURSE PROVIDER WHEN THE PUPIL HAS
17 DEMONSTRATED MASTERY OF THE SUBJECT MATTER OF THE ONLINE COURSE THROUGH AN
18 ASSESSMENT APPROVED BY THE DEPARTMENT OF EDUCATION. THE DEPARTMENT OF
19 EDUCATION OR AN ORGANIZATION SELECTED BY THE DEPARTMENT SHALL ESTABLISH A
20 LIST OF APPROVED END-OF-COURSE ASSESSMENTS. FOR THE PURPOSES OF THIS
21 SUBSECTION, "DEMONSTRATED MASTERY" MEANS THAT THE PUPIL OBTAINS ONE OF THE
22 FOLLOWING:

23 1. A GRADE OF A OR B, OR THE EQUIVALENT, ON AN END-OF-COURSE
24 ASSESSMENT. THE DEPARTMENT OF EDUCATION MAY REQUIRE THAT A SPECIFIC
25 END-OF-COURSE ASSESSMENT BE USED TO DEMONSTRATE MASTERY PURSUANT TO THIS
26 PARAGRAPH. FOR THE PURPOSES OF THIS PARAGRAPH:

27 (a) "A" MEANS A SCORE OF AT LEAST NINETY PER CENT ON A ONE
28 HUNDRED-POINT SCALE.

29 (b) "B" MEANS A SCORE OF AT LEAST EIGHTY PER CENT ON A ONE
30 HUNDRED-POINT SCALE.

31 2. IF THE ONLINE COURSE AWARDS POTENTIAL COLLEGE CREDITS, A SCORE THAT
32 GRANTS COLLEGE CREDIT ON THE FINAL EXAMINATION. THE FINAL EXAMINATION MUST
33 BE BASED ON THE OFFICIAL FINAL EXAMINATION FOR THAT TYPE OF COURSE AND NOT BE
34 BASED ON AN ALTERNATIVE COURSE ASSESSMENT.

35 F. THE DEPARTMENT OF EDUCATION SHALL SELECT AND ENTER INTO AN
36 AGREEMENT WITH AN INDEPENDENT ORGANIZATION THAT SHALL:

37 1. COLLECT AND ANALYZE FEEDBACK FROM PUPILS, PARENTS AND SCHOOL
38 DISTRICTS ABOUT THE ONLINE COURSE. THE FEEDBACK COLLECTED MUST BE SHARED
39 WITH THE ONLINE COURSE PROVIDER, AND THE AGGREGATED FEEDBACK DATA MUST BE
40 INCORPORATED INTO THE MASTER LIST TO ENABLE PUPILS AND PARENTS TO EVALUATE
41 THE POTENTIAL EFFECTIVENESS OF SPECIFIC ONLINE COURSES.

42 2. REVIEW PASSING RATES, COMPLETION RATES, STATE TEST SCORES AND
43 DROPOUT RATES FOR INDIVIDUAL ONLINE COURSES AND INDIVIDUAL ONLINE COURSE
44 PROVIDERS.

1 3. DEVELOP A RANKING SYSTEM TO IDENTIFY AND AWARD HIGHER RANKINGS TO
2 THE ONLINE COURSES THAT ARE MOST EFFECTIVE AT PRODUCING POSITIVE ACADEMIC
3 OUTCOMES. THE ONLINE COURSES THAT MEET THE REQUIREMENTS OF THIS PARAGRAPH
4 MUST BE AWARDED THE HIGHEST RANKINGS.

5 4. DEVELOP A METHODOLOGY TO ALLOW ONLINE COURSE PROVIDERS TO PROVIDE
6 FEEDBACK TO THE PRIVATE ORGANIZATION.

7 5. DEVELOP A PROCESS TO ALLOW ONLINE COURSE PROVIDERS TO CHALLENGE OR
8 EXPLAIN THE FEEDBACK SUBMITTED PURSUANT TO PARAGRAPH 1 OF THIS SUBSECTION.

9 G. THE DEPARTMENT OF EDUCATION SHALL ADOPT POLICIES AND PROCEDURES TO
10 ENSURE THAT THE COLLECTION, ANALYSIS AND SHARING OF DATA WITH THE INDEPENDENT
11 ORGANIZATION SELECTED PURSUANT TO SUBSECTION F OF THIS SECTION COMPLY WITH
12 STATE AND FEDERAL REQUIREMENTS UNDER THE FAMILY EDUCATIONAL RIGHTS AND
13 PRIVACY ACT.

14 H. IN ADDITION TO THE FUNDING PROVIDED PURSUANT TO SUBSECTION E OF
15 THIS SECTION, THE STATE BOARD OF EDUCATION MAY CHARGE THE ONLINE COURSE
16 PROVIDER AN ADMINISTRATIVE FEE FOR EACH COURSE TAKEN BY A PUPIL.
17 ADMINISTRATIVE FEES CHARGED BY THE STATE BOARD OF EDUCATION TO ONLINE COURSE
18 PROVIDERS MUST BE DISTRIBUTED AS FOLLOWS:

19 1. TO THE DEPARTMENT OF EDUCATION TO APPROVE, MAINTAIN AND OPERATE THE
20 MASTER LIST OF ONLINE COURSE PROVIDERS. THE MASTER LIST OF ONLINE COURSE
21 PROVIDERS FUND IS ESTABLISHED CONSISTING OF MONIES DEPOSITED PURSUANT TO THIS
22 PARAGRAPH. THE DEPARTMENT OF EDUCATION SHALL ADMINISTER THE FUND. THE
23 DEPARTMENT MAY EXPEND THE MONIES IN THE FUND FOR THE PURPOSES SPECIFIED IN
24 THIS PARAGRAPH. MONIES IN THE FUND ARE CONTINUOUSLY APPROPRIATED.

25 2. TO THE INDEPENDENT ORGANIZATION SELECTED BY THE DEPARTMENT OF
26 EDUCATION PURSUANT TO SUBSECTION F OF THIS SECTION FOR THE COSTS ASSOCIATED
27 WITH THE DUTIES PRESCRIBED IN SUBSECTION F OF THIS SECTION.

28 3. TO THE STATE BOARD OF EDUCATION TO APPROVE, MAINTAIN AND UPDATE THE
29 MASTER RUBRIC FOR ONLINE COURSE APPROVAL. THE ONLINE COURSE MASTER RUBRIC
30 FUND IS ESTABLISHED CONSISTING OF MONIES DEPOSITED PURSUANT TO THIS
31 PARAGRAPH. THE STATE BOARD OF EDUCATION SHALL ADMINISTER THE FUND. THE
32 STATE BOARD OF EDUCATION MAY EXPEND THE MONIES IN THE FUND FOR THE PURPOSES
33 SPECIFIED IN THIS PARAGRAPH. MONIES IN THE FUND ARE CONTINUOUSLY
34 APPROPRIATED.

35 I. THE DEPARTMENT OF EDUCATION SHALL ESTABLISH A PROCESS TO REMOVE
36 FROM THE MASTER LIST:

37 1. ONLINE COURSES THAT CONSISTENTLY RANK NEAR THE BOTTOM OF THE
38 RANKING SYSTEM PRESCRIBED BY SUBSECTION F, PARAGRAPH 3 OF THIS SECTION.

39 2. ALL ONLINE COURSES PROVIDED BY ONLINE COURSE PROVIDERS THAT
40 CONSISTENTLY RANK NEAR THE BOTTOM OF THE RANKING SYSTEM PRESCRIBED BY
41 SUBSECTION F, PARAGRAPH 3 OF THIS SECTION.

42 J. THE MIDTERM AND FINAL EXAMINATIONS FOR EACH ONLINE COURSE MUST BE
43 MONITORED BY A REPRESENTATIVE OF THE ONLINE COURSE PROVIDER WHO IS PHYSICALLY
44 IN THE SAME ROOM WITH THE PUPIL DURING THE ENTIRE EXAMINATION. THE ONLINE
45 COURSE PROVIDER MAY CONTRACT WITH A CERTIFICATED TEACHER OR A TEACHER

1 EMPLOYED BY A CHARTER SCHOOL TO SERVE AS THE MONITOR FOR THE ENTIRE
2 EXAMINATION.

3 K. NOTWITHSTANDING ANY OTHER LAW, ONLINE COURSE PROVIDERS THAT PROVIDE
4 INSTRUCTION TO PUPILS WHO ARE ENROLLED FULL TIME IN ARIZONA ONLINE
5 INSTRUCTION PURSUANT TO SECTION 15-808 ARE NOT SUBJECT TO THIS SECTION AND
6 ARE EXEMPT FROM THIS SECTION.