COMMITTEE ON WAYS AND MEANS

HOUSE OF REPRESENTATIVES AMENDMENTS TO S.B. 1088

(Reference to Senate engrossed bill)

1 Strike everything after the enacting clause and insert:
   "Section 1. Section 15-2401, Arizona Revised Statutes, is amended to read:
   
   15-2401. Definitions
   In this chapter, unless the context otherwise requires:
   1. "Curriculum" means a complete course of study for a particular content area or grade level, including any supplemental materials required by the curriculum.
   2. "Department" means the department of education.
   3. "Eligible postsecondary institution" means a community college as defined in section 15-1401, a university under the jurisdiction of the Arizona board of regents or an accredited private postsecondary institution.
   4. "Parent" means a resident of this state who is the parent or legal guardian of a qualified student.
   5. "Qualified school" means a nongovernmental primary or secondary school or a preschool for pupils with disabilities that is located in this state and that does not discriminate on the basis of race, color or national origin.
   6. "Qualified student" means a resident of this state who:
      (a) Is any of the following:
         (i) Identified as having a disability under section 504 of the rehabilitation act of 1973 (29 United States Code section 794).
         (ii) Identified by a school district or by an independent third party pursuant to section 15-2403, subsection I, as a child with a disability as defined in section 15-761.
         (iii) A child with a disability who is eligible to receive services from a school district under section 15-763.
         (iv) Attending a school or school district that has been assigned a letter grade of D or F pursuant to section 15-241 or who is currently eligible to attend kindergarten and who resides within the attendance boundary of a school that has been assigned a letter grade of D or F pursuant to section 15-241.
         (v) A previous recipient of a scholarship issued pursuant to section 15-891 or this section."
(vi) A child of a parent who is a member of the armed forces of the United States and who is on active duty or was killed in the line of duty. A child who meets the requirements of this item is not subject to subdivision (b) of this paragraph.

(vii) A child with a guardian who is a member of the armed forces of the United States and who is on active duty or was killed in the line of duty. A child who meets the requirements of this item is not subject to subdivision (b) of this paragraph.

(viii) A child who is a ward of the juvenile court and who is residing with a prospective permanent placement pursuant to section 8-862 and the case plan is adoption or permanent guardianship.

(ix) A child who was a ward of the juvenile court and who achieved permanency through adoption or permanent guardianship.

(x) A child who is the sibling of a current or previous empowerment scholarship account recipient.

(xi) A child who was awarded an educational scholarship pursuant to section 43-1504 and who continues to attend a qualified school.

(b) And, except as provided in subdivision (a), items (vi) and (vii) of this paragraph, who meets any of the following requirements:

(i) Attended a governmental primary or secondary school as a full-time student as defined in section 15-901 for at least the first one hundred days of the prior fiscal year and who transferred from a governmental primary or secondary school under a contract to participate in an empowerment scholarship account.

(ii) Previously participated in the empowerment scholarship account program.

(iii) Received a scholarship under section 43-1505 and who continues to attend a qualified school if the student attended a governmental primary or secondary school as a full-time student as defined in section 15-901 for at least ninety days of the prior fiscal year or one full semester prior to attending a qualified school.

(iv) Was eligible for an Arizona scholarship for pupils with disabilities and received monies from a school tuition organization pursuant to section 43-1505 or received an Arizona scholarship for pupils with disabilities but did not receive monies from a school tuition organization pursuant to section 43-1505 and who continues to attend a qualified school if the student attended a governmental primary or secondary school as a full-time student as defined in section 15-901 for at least ninety days of the prior fiscal year or one full semester prior to attending a qualified school.
(v) Has not previously attended a governmental primary or secondary school but is currently eligible to enroll in a kindergarten program in a school district or charter school in this state.

(vi) Has not previously attended a governmental primary or secondary school but is currently eligible to enroll in a program for preschool children with disabilities in this state.

(vii) HAS BEEN AWARDED AN EDUCATIONAL SCHOLARSHIP PURSUANT TO SECTION 43-1504 AND CONTINUES TO ATTEND A QUALIFIED SCHOOL.

7. "Treasurer" means the office of the state treasurer."

Amend title to conform

and, as so amended, it do pass

DARIN MITCHELL
Chairman