

State of Arizona
House of Representatives
Fifty-fourth Legislature
First Regular Session
2019

CHAPTER 276
HOUSE BILL 2758

AN ACT

ALLOWING CERTAIN STUDENTS TO REMAIN ELIGIBLE FOR ARIZONA EMPOWERMENT
SCHOLARSHIP ACCOUNTS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Arizona empowerment scholarship account
3 recipients; Indian reservations

4 A. A student who is enrolled in an Arizona empowerment scholarship
5 account, who resides within the boundaries of an Indian reservation in
6 this state and who paid tuition to a nongovernmental primary or secondary
7 school or a preschool for pupils with disabilities that is located in an
8 adjacent state and that is within two miles of the border between that
9 state and this state may continue to use Arizona empowerment scholarship
10 account monies to pay tuition at that school until July 1, 2020 and is not
11 required to repay the department of education for any monies previously
12 spent for tuition at that school.

13 B. Notwithstanding section 15-2401, paragraph 6, Arizona Revised
14 Statutes, a school that is located in an adjacent state within two miles
15 of the border with this state and that accepted Arizona empowerment
16 scholarship account monies in the 2017-2018 school year or the 2018-2019
17 school year from a student who resides on an Indian reservation in this
18 state is considered a qualified school for the purposes of section
19 15-2401, paragraph 6, Arizona Revised Statutes, until July 1, 2020, except
20 that a student who is enrolled in an Arizona empowerment scholarship
21 account may not use Arizona empowerment scholarship account monies to pay
22 tuition to a school that meets this criteria if the student did not pay
23 tuition to that school in the 2018-2019 school year.

24 C. Notwithstanding section 15-2401, paragraph 6, Arizona Revised
25 Statutes, if a student was enrolled in an Arizona empowerment scholarship
26 account, resides within the boundaries of an Indian reservation in this
27 state, paid tuition to a nongovernmental primary or secondary school or a
28 preschool for pupils with disabilities that is located in an adjacent
29 state and that is within two miles of the border between that state and
30 this state and received a termination letter from the department of
31 education, that student would qualify to remain eligible for an Arizona
32 empowerment scholarship account pursuant to this section and shall be
33 reinstated in an Arizona empowerment scholarship account.

34 Sec. 2. Retroactivity

35 This act applies retroactively to from and after June 30, 2017.

APPROVED BY THE GOVERNOR JUNE 6, 2019.

FILED IN THE OFFICE OF THE SECRETARY OF STATE JUNE 6, 2019.