

State of Arizona  
Senate  
Fifty-fourth Legislature  
First Regular Session  
2019

# SENATE BILL 1335

AN ACT

AMENDING SECTIONS 15-393, 15-393.01 AND 15-1821.01, ARIZONA REVISED  
STATUTES; RELATING TO DUAL ENROLLMENT PROGRAMS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 15-393, Arizona Revised Statutes, is amended to  
3 read:

4 15-393. Career technical education district governing board;  
5 report; definitions

6 A. The management and control of a career technical education  
7 district are vested in the career technical education district governing  
8 board, including the content and quality of the courses offered by the  
9 district, the quality of teachers who provide instruction on behalf of the  
10 district, the salaries of teachers who provide instruction on behalf of  
11 the district and the reimbursement of other entities for the facilities  
12 used by the district. This section does not restrict a school district  
13 from offering any career and technical education course that does not  
14 qualify for funding as a career technical education course or career  
15 technical education district program. Unless the governing boards of the  
16 school districts participating in the formation of the career technical  
17 education district vote to implement an alternative election system as  
18 provided in subsection B of this section, the career technical education  
19 board ~~shall consist~~ CONSISTS of five members elected from five single  
20 member districts formed within the career technical education district.  
21 The single member district election system shall be submitted as part of  
22 the plan for the career technical education district pursuant to section  
23 15-392 and shall be established in the plan as follows:

24 1. The governing boards of the school districts participating in  
25 the formation of the career technical education district shall define the  
26 boundaries of the single member districts so that the single member  
27 districts are as nearly equal in population as is practicable, except that  
28 if the career technical education district lies in part in each of two or  
29 more counties, at least one single member district may be entirely within  
30 each of the counties comprising the career technical education district if  
31 this district design is consistent with the obligation to equalize the  
32 population among single member districts.

33 2. The boundaries of each single member district shall follow  
34 election precinct boundary lines, as far as practicable, in order to avoid  
35 further segmentation of the precincts.

36 3. A person who is a registered voter of this state and who is a  
37 resident of the single member district is eligible for election to the  
38 office of career technical education board member from the single member  
39 district. The terms of office of the members of the career technical  
40 education board shall be as prescribed in section 15-427, subsection B.  
41 An employee of a career technical education district or the spouse of an  
42 employee shall not hold membership on a governing board of a career  
43 technical education district by which the employee is employed. A member  
44 of one school district governing board or career technical education  
45 district governing board is ineligible to be a candidate for nomination or

1 election to or serve simultaneously as a member of any other governing  
2 board, except that a member of a governing board may be a candidate for  
3 nomination or election for any other governing board if the member is  
4 serving in the last year of a term of office. A member of a governing  
5 board shall resign the member's seat on the governing board before  
6 becoming a candidate for nomination or election to the governing board of  
7 any other school district or career technical education district, unless  
8 the member of the governing board is serving in the last year of a term of  
9 office. Members of a career technical education district governing board  
10 are subject to the conflict of interest requirements prescribed in section  
11 38-503.

12 4. Nominating petitions shall be signed by the number of qualified  
13 electors of the single member district as provided in section 16-322.

14 B. The governing boards of the school districts participating in  
15 the formation of the career technical education district may vote to  
16 implement any other alternative election system for the election of career  
17 technical education district board members. If an alternative election  
18 system is selected, it shall be submitted as part of the plan for the  
19 career technical education district pursuant to section 15-392, and the  
20 implementation of the system shall be as approved by the United States  
21 justice department.

22 C. ~~The~~ Career technical education ~~district shall be~~ DISTRICTS ARE  
23 subject to the following provisions of this title:

- 24 1. Chapter 1, articles 1 through 6.
- 25 2. Sections 15-208, 15-210, 15-213 and 15-234.
- 26 3. Articles 2, 3 and 5 of this chapter.
- 27 4. Section 15-361.
- 28 5. Chapter 4, articles 1, 2 and 5.
- 29 6. Chapter 5, articles 1 and 3.
- 30 7. Sections 15-701.01, 15-722, 15-723, 15-724, 15-727, 15-728,  
31 15-729 and 15-730.
- 32 8. Chapter 7, article 5.
- 33 9. Chapter 8, articles 1, 3 and 4.
- 34 10. Sections 15-828 and 15-829.
- 35 11. Chapter 9, article 1, article 6, except for section 15-995, and  
36 article 7.
- 37 12. Sections 15-941, 15-943.01, 15-952, 15-953 and 15-973.
- 38 13. Sections 15-1101 and 15-1104.
- 39 14. Chapter 10, articles 2, 3, 4 and 8.

40 D. Notwithstanding subsection C of this section, the following  
41 apply to a career technical education district:

- 42 1. A career technical education district may issue bonds for the  
43 purposes specified in section 15-1021 and in chapter 4, article 5 of this  
44 title to an amount in the aggregate, including the existing indebtedness,  
45 not exceeding one percent of the net assessed value of the full cash value

1 of the property within the career technical education district. For the  
2 purposes of this paragraph, "full cash value" and "net assessed value"  
3 have the same meanings prescribed in section 42-11001.

4 2. The number of governing board members for a career technical  
5 education district shall be as prescribed in subsection A of this section.

6 3. The student count for the first year of operation of a career  
7 technical education district as provided in this article shall be  
8 determined as follows:

9 (a) Determine the estimated student count for career technical  
10 education district classes that will operate in the first year of  
11 operation. This estimate shall be based on actual registration of pupils  
12 as of March 30 scheduled to attend classes that will be operated by the  
13 career technical education district. The student count for the school  
14 district of residence of the pupils registered at the career technical  
15 education district shall be adjusted. The adjustment shall cause the  
16 school district of residence to reduce the student count for the pupil to  
17 reflect the courses to be taken at the career technical education  
18 district. The school district of residence shall review and approve the  
19 adjustment of its own student count as provided in this subdivision before  
20 the pupils from the school district can be added to the student count of  
21 the career technical education district.

22 (b) The student count for the new career technical education  
23 district shall be the student count as determined in subdivision (a) of  
24 this paragraph.

25 (c) For the first year of operation, the career technical education  
26 district shall revise the student count to the actual average daily  
27 membership as prescribed in section 15-901, subsection A, paragraph 1 for  
28 students attending classes in the career technical education district. A  
29 career technical education district shall revise its student count, the  
30 base support level as provided in section 15-943.02, the revenue control  
31 limit as provided in section 15-944.01 and the district additional  
32 assistance as provided in section 15-962.01 before May 15. A career  
33 technical education district that overestimated its student count shall  
34 revise its budget before May 15. A career technical education district  
35 that underestimated its student count may revise its budget before May 15.

36 (d) After March 15 of the first year of operation, the school  
37 district of residence shall adjust its student count by reducing it to  
38 reflect the courses actually taken at the career technical education  
39 district. The school district of residence shall revise its student  
40 count, the base support level as provided in section 15-943, the revenue  
41 control limit as provided in section 15-944 and the district additional  
42 assistance as provided in section 15-962.01 prior to May 15. A district  
43 that underestimated the student count for students attending the career  
44 technical education district shall revise its budget before May 15. A

1 district that overestimated the student count for students attending the  
2 career technical education district may revise its budget before May 15.

3 (e) The procedures for implementing this paragraph shall be as  
4 prescribed in the uniform system of financial records.

5 (f) Pupils in an approved career technical education district  
6 centralized program may generate an average daily membership of 1.0 during  
7 any day of the week and at any time between July 1 and June 30 of each  
8 fiscal year. For the purposes of this paragraph, "school district of  
9 residence" means the school district that included the pupil in its  
10 average daily membership for the year before the first year of operation  
11 of the career technical education district and that would have included  
12 the pupil in its student count for the purposes of computing its base  
13 support level for the fiscal year of the first year of operation of the  
14 career technical education district if the pupil had not enrolled in the  
15 career technical education district.

16 4. A student includes any person enrolled in the career technical  
17 education district without regard to the person's age or high school  
18 graduation status, except that:

19 (a) A student in a kindergarten program or in any of grades one  
20 through nine who enrolls in courses offered by the career technical  
21 education district shall not be included in the career technical education  
22 district's student count or average daily membership.

23 (b) A student in a kindergarten program or in any of grades one  
24 through nine who is enrolled in career and technical education courses  
25 shall not be funded in whole or in part with monies provided by a career  
26 technical education district, except that a pupil in grade eight or nine  
27 may be funded with monies generated by the five cent qualifying tax rate  
28 authorized in subsection F of this section.

29 (c) A student who has graduated from high school or received a  
30 general equivalency diploma or who is over twenty-one years of age shall  
31 not be included in the student count of the career technical education  
32 district for the purposes of chapter 9, articles 3, 4 and 5 of this title.

33 (d) A student who is enrolled in any internship course as part of a  
34 career technical education district program shall not be included in the  
35 student count of the career technical education district for that  
36 internship course for the purposes of chapter 9, articles 3, 4 and 5 of  
37 this title.

38 5. A career technical education district may operate for more than  
39 one hundred eighty days per year, with expanded hours of service.

40 6. A career technical education district may use the carryforward  
41 provisions of section 15-943.01.

42 7. A school district that is part of a career technical education  
43 district shall use any monies received pursuant to this article to  
44 supplement and not supplant base year career and technical education  
45 courses, and directly related equipment and facilities, except that a

1 school district that is part of a career technical education district and  
2 that has used monies received pursuant to this article to supplant career  
3 and technical education courses that were offered before the first year  
4 that the school district participated in the career technical education  
5 district or the first year that the school district used monies received  
6 pursuant to this article or that used the monies for purposes other than  
7 for career and technical education courses shall use one hundred percent  
8 of the monies received pursuant to this article to supplement and not  
9 supplant base year career and technical education courses. Each  
10 applicable school district shall provide a report to the career technical  
11 education board and the department of education outlining the required  
12 maintenance of effort and how monies were used to supplement and not  
13 supplant base year career and technical education courses and directly  
14 related equipment and facilities.

15 8. A career technical education district shall use any monies  
16 received pursuant to this article to enhance and not supplant career and  
17 technical education courses and directly related equipment and facilities.

18 9. A career technical education district or a school district that  
19 is part of a career technical education district or a charter school shall  
20 only include pupils in grades ten through twelve in ~~the calculation of~~  
21 **CALCULATING** student count or average daily membership if the pupils are  
22 enrolled in courses that are approved jointly by the governing board of  
23 the career technical education district and each participating school  
24 district or charter school for satellite courses taught within the  
25 participating school district or charter school, or approved solely by the  
26 career technical education district for centrally located courses.  
27 Student count and average daily membership from courses that are not part  
28 of an approved program for career and technical education shall not be  
29 included in student count and average daily membership of a career  
30 technical education district.

31 E. The career technical education board shall appoint a  
32 superintendent as the executive officer of the career technical education  
33 district.

34 F. Taxes may be levied ~~for the~~ **T0** support ~~of~~ the career technical  
35 education district as prescribed in chapter 9, article 6 of this title,  
36 except that a career technical education district shall not levy a  
37 property tax pursuant to law that exceeds five cents per ~~one hundred~~  
38 ~~dollars~~ **\$100** assessed valuation except for bond monies pursuant to  
39 subsection D, paragraph 1 of this section. Except for the taxes levied  
40 pursuant to section 15-994, such taxes shall be obtained from a levy of  
41 taxes on the taxable property used for secondary tax purposes.

42 G. The schools in the career technical education district are  
43 available to all persons who reside in the career technical education  
44 district and to pupils whose school district of residence within this  
45 state is paying tuition on behalf of the pupils to a district of

1 attendance that is a member of the career technical education district,  
2 subject to the rules for admission prescribed by the career technical  
3 education board.

4 H. The career technical education board may collect tuition for  
5 adult students and the attendance of pupils who are residents of school  
6 districts that are not participating in the career technical education  
7 district pursuant to arrangements made between the governing board of the  
8 school district and the career technical education board.

9 I. The career technical education board may accept gifts, grants,  
10 federal monies, tuition and other allocations of monies to erect, repair  
11 and equip buildings and for the cost ~~of operation of~~ TO OPERATE the  
12 schools of the career technical education district.

13 J. One member of the career technical education board shall be  
14 selected chairman. The chairman shall be selected annually on a rotation  
15 basis from among the participating school districts. The chairman of the  
16 career technical education board shall be a voting member.

17 K. A career technical education board and a community college  
18 district may enter into agreements ~~for the provision of~~ TO PROVIDE  
19 administrative, operational and educational services and facilities.

20 L. Any agreement between the governing board of a career technical  
21 education district and another career technical education district, a  
22 school district, a charter school or a community college district shall be  
23 in the form of an intergovernmental agreement or other written contract.  
24 The auditor general shall modify the uniform system of financial records  
25 and budget forms in accordance with this subsection. The  
26 intergovernmental agreement or other written contract shall completely and  
27 accurately specify each of the following:

28 1. The financial provisions of the intergovernmental agreement or  
29 other written contract and the format for the billing of all services.

30 2. The accountability provisions of the intergovernmental agreement  
31 or other written contract.

32 3. The responsibilities of each career technical education  
33 district, each school district, each charter school and each community  
34 college district that is a party to the intergovernmental agreement or  
35 other written contract.

36 4. The type of instruction that will be provided under the  
37 intergovernmental agreement or other written contract, including  
38 individualized education programs pursuant to section 15-763.

39 5. The quality of the instruction that will be provided under the  
40 intergovernmental agreement or other written contract.

41 6. The transportation services that will be provided under the  
42 intergovernmental agreement or other written contract and the manner in  
43 which transportation costs will be paid.

1           7. The amount that the career technical education district will  
2 contribute to a course and the amount of support required by the school  
3 district or the community college.

4           8. That the services provided by the career technical education  
5 district, the school district, the charter school or the community college  
6 district be proportionally calculated in the cost of delivering the  
7 service.

8           9. That the payment for services shall not exceed the cost of the  
9 services provided.

10          10. That the career technical education district will provide the  
11 following minimum services for all member districts:

12           (a) Professional development of career and technical teachers in  
13 the career technical education district who are teaching programs or  
14 courses at a satellite campus.

15           (b) Ongoing evaluation and support of satellite campus programs and  
16 courses to ensure quality and compliance.

17          11. An itemized listing of other goods and services that are  
18 provided to the member district and that are paid for by the retention of  
19 satellite campus student funding.

20          M. A member school district or charter school may not submit  
21 requests ~~for the approval~~ TO APPROVE or ~~addition of~~ ADD satellite campus  
22 career technical education district programs or courses directly to the  
23 career and technical education division of the department of education,  
24 but shall submit all appropriate application documentation and materials  
25 for programs or courses to the career technical education district. On  
26 approval from the career technical education board, a career technical  
27 education district shall only submit requests ~~for the approval~~ TO APPROVE  
28 or ~~addition of~~ ADD satellite campus career technical education district  
29 programs or courses directly to the career and technical education  
30 division of the department of education, which shall determine whether the  
31 criteria prescribed in section 15-391, paragraphs 2 and 4 have been  
32 met. If the career and technical education division of the department of  
33 education determines that a course does not meet the criteria for approval  
34 as a career technical education course, the governing board of the career  
35 technical education district may appeal this decision to the state board  
36 of education acting as the state board of vocational education.

37          N. Notwithstanding any other law, the average daily membership for  
38 a pupil who is enrolled in a career technical education course and who  
39 does not meet the criteria specified in subsection ~~P~~ Q or ~~R~~ R of this  
40 section shall be 0.25 for each course OR 0.25 FOR EVERY FIVE COMMUNITY  
41 COLLEGE CREDITS FOR CAREER TECHNICAL EDUCATION COURSES, except the sum of  
42 the average daily membership shall not exceed the limits prescribed by  
43 subsection D, P, ~~or~~ Q OR R of this section, as applicable.



1           0. If a career and technical education course or program is  
2 provided on a satellite campus, the sum of the average daily membership,  
3 as provided in section 15-901, subsection A, paragraph 1, for that pupil  
4 in the school district or charter school and career technical education  
5 district shall not exceed 1.25. The school district or charter school and  
6 the career technical education district shall determine the apportionment  
7 of the average daily membership for that pupil between the school district  
8 or charter school and the career technical education district. A pupil  
9 who attends a course or program at a satellite campus and who is not  
10 enrolled in the school district or charter school where the satellite  
11 campus is located may generate the average daily membership pursuant to  
12 this subsection if the pupil is enrolled in a school district that is a  
13 member district in the same career technical education district.

14           P. The sum of the average daily membership of a pupil who is  
15 enrolled in both the school district and career technical education course  
16 or career technical education program provided ~~at~~ BY a community college  
17 pursuant to subsection K of this section or at a centralized campus shall  
18 not exceed 1.75. The member school district and the career technical  
19 education district shall determine the apportionment of the average daily  
20 membership and student enrollment for that pupil between the member school  
21 district and the career technical education district, except that the  
22 amount apportioned shall not exceed 1.0 for either entity.

23           ~~Q. Notwithstanding any other law, the average daily membership for~~  
24 ~~a pupil in grade ten, eleven or twelve who is enrolled in a course that~~  
25 ~~meets for at least one hundred fifty minutes per class period at a~~  
26 ~~centralized campus shall be 0.75. THE MEMBER SCHOOL DISTRICT AND THE~~  
27 ~~CAREER TECHNICAL EDUCATION DISTRICT SHALL DETERMINE THE APPORTIONMENT OF~~  
28 ~~THE AVERAGE DAILY MEMBERSHIP AND STUDENT ENROLLMENT FOR THAT PUPIL BETWEEN~~  
29 ~~THE MEMBER SCHOOL DISTRICT AND THE CAREER TECHNICAL EDUCATION DISTRICT,~~  
30 ~~EXCEPT THAT THE AMOUNT APPORTIONED SHALL NOT EXCEED 1.0 FOR EITHER ENTITY.~~  
31 To qualify for funding pursuant to this subsection, a centralized campus  
32 shall offer programs and courses to all eligible students in each member  
33 district of the career technical education district. THE AVERAGE DAILY  
34 MEMBERSHIP OF A FULL-TIME CAREER TECHNICAL EDUCATION DISTRICT STUDENT  
35 SHALL BE 1.0 IF THE STUDENT IS ENROLLED IN ONE OR MORE COURSES THAT MEET  
36 FOR AT LEAST SIX HUNDRED HOURS. STUDENTS IN AN APPROVED CAREER TECHNICAL  
37 EDUCATION DISTRICT CENTRALIZED PROGRAM MAY GENERATE AN AVERAGE DAILY  
38 MEMBERSHIP OF UP TO 1.0 DURING ANY DAY OF THE WEEK AND AT ANY TIME BETWEEN  
39 JULY 1 AND JUNE 30 OF EACH FISCAL YEAR. AVERAGE DAILY MEMBERSHIP SHALL BE  
40 CALCULATED BY DIVIDING THE INSTRUCTIONAL HOURS AS REPORTED IN THE STUDENT  
41 INFORMATION SYSTEM BY SIX HUNDRED HOURS, EXCEPT THAT BETWEEN ONE HUNDRED  
42 FIFTY HOURS AND TWO HUNDRED NINETY-NINE HOURS EQUALS 0.25 AVERAGE DAILY  
43 MEMBERSHIP, BETWEEN THREE HUNDRED HOURS AND FOUR HUNDRED FORTY-NINE HOURS  
44 EQUALS 0.5 AVERAGE DAILY MEMBERSHIP, AND BETWEEN FOUR HUNDRED FIFTY HOURS  
45 AND FIVE HUNDRED NINETY-NINE HOURS EQUALS 0.75 AVERAGE DAILY MEMBERSHIP.

1           ~~Q. R. The average daily membership for a pupil in grade ten,~~  
2 ~~eleven or twelve who is enrolled in a course that meets for at least one~~  
3 ~~hundred fifty minutes per class period at a leased centralized campus~~  
4 ~~shall not exceed 0.75.~~ STUDENTS IN AN APPROVED CAREER TECHNICAL EDUCATION  
5 DISTRICT LEASED CENTRALIZED PROGRAM MAY GENERATE AN AVERAGE DAILY  
6 MEMBERSHIP OF UP TO 1.0 DURING ANY DAY OF THE WEEK AND AT ANY TIME BETWEEN  
7 JULY 1 AND JUNE 30 OF EACH FISCAL YEAR. THE AVERAGE DAILY MEMBERSHIP OF A  
8 FULL-TIME CAREER TECHNICAL EDUCATION DISTRICT STUDENT SHALL BE 1.0 IF THE  
9 STUDENT IS ENROLLED IN ONE OR MORE COURSES THAT MEET FOR AT LEAST SIX  
10 HUNDRED HOURS. AVERAGE DAILY MEMBERSHIP SHALL BE CALCULATED BY DIVIDING  
11 THE INSTRUCTIONAL HOURS AS REPORTED IN THE STUDENT INFORMATION SYSTEM BY  
12 SIX HUNDRED HOURS, EXCEPT THAT BETWEEN ONE HUNDRED FIFTY HOURS AND TWO  
13 HUNDRED NINETY-NINE HOURS EQUALS 0.25 AVERAGE DAILY MEMBERSHIP, BETWEEN  
14 THREE HUNDRED HOURS AND FOUR HUNDRED FORTY-NINE HOURS EQUALS 0.5 AVERAGE  
15 DAILY MEMBERSHIP, AND BETWEEN FOUR HUNDRED FIFTY HOURS AND FIVE HUNDRED  
16 NINETY-NINE HOURS EQUALS 0.75 AVERAGE DAILY MEMBERSHIP. The sum of the  
17 average daily membership, as provided in section 15-901, subsection A,  
18 paragraph 1, of a pupil who is enrolled in both the school district and in  
19 career technical education courses provided at a leased centralized campus  
20 shall not exceed 1.75 if all of the following conditions are met:

- 21           1. The course qualifies as a career technical education course.
- 22           2. The course is offered to all eligible students in each member  
23 district of the career technical education district and enrolls students  
24 from multiple high schools.
- 25           3. The career technical education district program in which the  
26 course is included addresses a specific industry need and has been  
27 developed in cooperation with that industry, or the leased facility is a  
28 state or federal asset that would otherwise be unused or underutilized.
- 29           4. The lease is established at fair market value if the lease is  
30 executed for a facility located on the site of a member district and was  
31 approved by the joint committee on capital review, except that a lease  
32 that was executed or renewed before December 31, 2012 is not subject to  
33 approval by the joint committee on capital review.

34           ~~R. S.~~ S. A student who is enrolled in an accommodation school may be  
35 treated as a student of the school district in which the student  
36 physically resides for the purposes of enrollment in a career technical  
37 education district and shall be included in the calculation of average  
38 daily membership for either the career technical education district or the  
39 accommodation school, or both.

40           ~~S. T.~~ T. Notwithstanding any other law, the student count for a  
41 career technical education district ~~shall be~~ IS equivalent to the career  
42 technical education district's average daily membership.

43           ~~F. U.~~ U. A school district or charter school may not prohibit or  
44 discourage students who are enrolled in that school district or charter  
45 school from attending courses offered by a career technical education

1 district, including requiring students to generate a full 1.0 average  
2 daily membership or to enroll in more courses than are needed to graduate  
3 before enrolling in and attending programs or courses offered by a career  
4 technical education district.

5 ~~U.~~ V. The governing board of the career technical education  
6 district may contract with any charter school that is located within the  
7 boundaries of the career technical education district to allow that  
8 charter school to offer career and technical education courses or programs  
9 as a satellite campus.

10 ~~V.~~ W. Beginning in 2020 and every five years thereafter, the  
11 career and technical education division of the department of education  
12 shall review career technical education district programs and career  
13 technical education courses to ensure compliance, quality and eligibility.  
14 Any program or course deemed to not meet the requirements set forth by law  
15 shall not be funded for the current school year and shall be removed from  
16 the approved program and course list for the purposes of funding. The  
17 career and technical education division may establish a staggered schedule  
18 for reviewing each career technical education district.

19 ~~W.~~ X. For the purposes of this section:

20 1. "Base year" means the complete school year in which voters of a  
21 school district elected to join a career technical education district.

22 2. "Centralized campus" means a facility that is owned and operated  
23 by a career technical education district ~~for the purpose of offering~~ TO  
24 OFFER career technical education district programs or career technical  
25 education courses.

26 3. "Lease" means a written agreement in which the right ~~of~~  
27 ~~occupancy~~ TO OCCUPY or use of real property is conveyed from one person or  
28 entity to another person or entity for a specified period of time.

29 4. "Leased centralized campus" means a facility that is leased and  
30 operated by a career technical education district for the purpose of  
31 offering career technical education district programs or career technical  
32 education courses.

33 5. "Satellite campus" means a facility that is owned or operated by  
34 a school district or charter school ~~for the purpose of offering~~ TO OFFER  
35 career technical education district programs or career technical education  
36 courses.

37 Sec. 2. Section 15-393.01, Arizona Revised Statutes, is amended to  
38 read:

39 15-393.01. Career technical education districts; annual  
40 report; performance and accountability

41 A. The department of education shall include each career technical  
42 education district in the department's annual achievement profiles  
43 required by section 15-241. Subject to approval by the state board of  
44 education, the department of education shall develop specific criteria  
45 applicable to career technical education districts that may not be based

1 solely on the criteria prescribed in the Carl D. Perkins vocational  
2 education act, as amended by the Carl D. Perkins vocational and applied  
3 technology education act amendments of 1990, as amended by the Carl D.  
4 Perkins vocational and technical education act of 1998, and shall include  
5 career technical education districts in the letter grade classification  
6 system prescribed in section 15-241. The department shall include all of  
7 the following performance indicators in the annual achievement profiles  
8 and letter grade classification and provide a copy of the information to  
9 each career technical education district governing board:

10 1. The graduation rate of all students enrolled in a career and  
11 technical education program or course.

12 2. The completion rate for each program offered by the career  
13 technical education district.

14 3. Performance on assessments required pursuant to section 15-391,  
15 paragraph 4, subdivision (b).

16 4. Postgraduation employment rates, postsecondary enrollment rates  
17 and military service rates for students who complete a career and  
18 technical education program.

19 B. A career technical education district is subject to the  
20 performance audits pursuant to section 41-1279.03, subsection A,  
21 paragraph 9. The auditor general shall consider the differences and  
22 applicable laws for a career technical education district when conducting  
23 a performance audit for a career technical education district.

24 C. On or before December 31 of each year, the career and technical  
25 education division of the department of education shall submit a career  
26 technical education district annual report to the governor, the president  
27 of the senate and the speaker of the house of representatives and shall  
28 submit a copy of this report to the secretary of state. The career and  
29 technical education division of the department of education shall submit a  
30 copy of this report to the joint legislative budget committee for review.  
31 The annual report shall include the following:

32 1. The average daily membership of each career technical education  
33 district, including the average daily membership of each centralized  
34 campus, satellite campus and leased centralized campus as defined in  
35 section 15-393.

36 2. The actual student count of each career technical education  
37 district, including the student count of each centralized campus,  
38 satellite campus and leased centralized campus as defined in section  
39 15-393.

40 3. The programs and corresponding courses offered by each career  
41 technical education district, including the location of each program and  
42 course.

1           4. For each career technical education district based on program or  
2 course location:

3           (a) The student enrollment of each program and corresponding  
4 course.

5           (b) The percentage of students who enrolled in the second year of  
6 each program and corresponding course relative to the number of students  
7 in the same cohort who enrolled in the first year of each program and  
8 corresponding course.

9           (c) The percentage of students who completed each program relative  
10 to the number of students in the same cohort who began the program.

11           5. The costs associated with each program offered by the career  
12 technical education district.

13           6. A listing of any programs or courses that were discontinued by  
14 review of the career and technical education division pursuant to section  
15 15-393, subsection ~~V~~ W.

16           7. A listing of any programs or courses that were continued by  
17 review of the career and technical education division pursuant to section  
18 15-393, subsection ~~V~~ W.

19           8. A listing of any programs or courses that were added by the  
20 career and technical education division.

21           9. For applicable school districts, the required maintenance of  
22 effort and how monies were used to supplement and not supplant base year  
23 career and technical education courses, including expenditures related to  
24 personnel, equipment and facilities.

25           10. Any other data or information deemed necessary by the  
26 department of education.

27           D. The office of the auditor general, in consultation with the  
28 department of education, shall develop and establish uniform cost  
29 reporting guidelines, policies and procedures for career technical  
30 education district programs. Any guideline, policy or procedure shall  
31 allow for the effective comparison of cost between career technical  
32 education district programs.

33           Sec. 3. Section 15-1821.01, Arizona Revised Statutes, is amended to  
34 read:

35           15-1821.01. Dual enrollment information

36           On a determination by a community college district governing board  
37 that it is in the best interest of the citizens of a district, the  
38 district governing board may authorize district community colleges to  
39 offer college courses that may be counted toward both high school and  
40 college graduation requirements at the high school during the school day,  
41 subject to the following:

42           1. The community college district governing board and the governing  
43 board of the school district or organization of which the high school is a  
44 part shall enter into an agreement or contract. These intergovernmental  
45 agreements or contracts shall be based on a uniform format that has been

1 cooperatively developed by the community college districts in this state.  
2 Each of these agreements or contracts shall clearly specify the following:

3 (a) The financial provisions of the agreement or contract and the  
4 format for the billing of all services under the agreement or contract,  
5 including the amount that the community college received in full-time  
6 student equivalent funding pursuant to section 15-1466.01, the portion of  
7 the funding that is distributed to the school district governing board or  
8 charter school and any amount that is subsequently returned to the  
9 community college district by the school district governing board or  
10 charter school.

11 (b) Student tuition and financial aid policies, including whether  
12 scholarships or grants are awarded to students in dual enrollment courses  
13 from the community college.

14 (c) The accountability provisions for each party to the agreement  
15 or contract.

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

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

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

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

24 (a) All students enrolled for college credit shall be high school  
25 ~~juniors or seniors~~ STUDENTS. All students in the course, including those  
26 not electing to enroll for college credit, shall satisfy the prerequisites  
27 for the course as published in the college catalog and shall comply with  
28 college policies regarding student placement in courses.

29 ~~(b) A community college may waive the class status requirements~~  
30 ~~specified in subdivision (a) of this paragraph for up to twenty-five~~  
31 ~~percent of the students enrolled by a college in courses, provided that~~  
32 The community college ~~has~~ MUST HAVE established written criteria for  
33 waiving the requirements for each course. These criteria shall include a  
34 demonstration, by an examination of the specific purposes and requirements  
35 of the course, that freshman and sophomore students who meet course  
36 prerequisites are prepared to benefit from the college-level course. All  
37 exceptions and the justification for the exceptions shall be reported  
38 annually to the joint legislative budget committee on or before October 1.

39 3. The courses shall be previously evaluated and approved through  
40 the curriculum approval process of the district, shall be at a higher  
41 level than taught by the high school and shall be transferable to a  
42 university under the jurisdiction of the Arizona board of regents or be  
43 applicable to an established community college occupational degree or  
44 certificate program. Physical education courses are not available for  
45 dual enrollment purposes.

1           4. College-approved textbooks, syllabuses, course outlines and  
2 grading standards that are applicable to the courses if taught at the  
3 community college shall apply to these courses and to all students in the  
4 courses offered pursuant to this section. The chief executive officer of  
5 each community college shall establish an advisory committee of full-time  
6 faculty who teach in the disciplines offered at the community college to  
7 assist in course selection and implementation in the high schools and to  
8 review and report at least annually to the chief executive officer whether  
9 the course goals and standards are understood, the course guidelines are  
10 followed and the same standards of expectation and assessment are applied  
11 to these courses as though they were being offered at the community  
12 college. The advisory committee of full-time faculty shall meet at least  
13 three times each academic year.

14           5. Each faculty member shall meet the requirements established by  
15 the governing board pursuant to section 15-1444. The chief executive  
16 officer of each community college district shall establish an advisory  
17 committee of full-time faculty who teach in the disciplines offered at the  
18 community college district to assist in the selection, orientation,  
19 ongoing professional development and evaluation of faculty teaching  
20 college courses in conjunction with the high schools. The advisory  
21 committee of full-time faculty shall meet at least two times each academic  
22 year.

23           6. A school district shall ensure that a pupil is a full-time  
24 student as defined in section 15-901 and is enrolled in and attending a  
25 full-time instructional program at a school in the school district before  
26 that pupil is allowed to enroll in a college course pursuant to this  
27 section, except that high school seniors who satisfy high school  
28 graduation requirements with less than a full-time instructional program  
29 are exempt from this paragraph.

30           7. Notwithstanding paragraph 6 of this section, homeschooled  
31 students may fully participate in dual enrollment, including receipt of  
32 college credit pursuant to this section.

33           Sec. 4. Retroactivity

34           Section 15-393, Arizona Revised Statutes, as amended by this act,  
35 applies retroactively to from and after May 31, 2015.