

COMMITTEE ON EDUCATION
SENATE AMENDMENTS TO S.B. 1649
(Reference to printed bill)

1 Strike everything after the enacting clause and insert:

2 "Section 1. Section 15-901.06, Arizona Revised Statutes, is amended
3 to read:

4 15-901.06. Dropout recovery programs; written learning plan;
5 requirements; annual report; definitions

6 A. Each ALTERNATIVE SCHOOL WITHIN A school district and EACH
7 ALTERNATIVE charter school that provides instruction to high school pupils
8 may offer a dropout recovery program for eligible pupils. AN ONLINE COURSE
9 PROVIDER AS DEFINED IN SECTION 15-808 OR AN ONLINE SCHOOL AS DEFINED IN
10 SECTION 15-808 THAT PROVIDES ARIZONA ONLINE INSTRUCTION UNDER SECTION
11 15-808 MAY NOT OPERATE A DROPOUT RECOVERY PROGRAM.

12 B. The state board of education shall prescribe standards and
13 achievement testing requirements for dropout recovery programs that attempt
14 to ensure that the programs are compatible with public school education
15 goals and requirements. The standards shall require dropout recovery
16 programs to do all of the following:

17 1. Provide curricula aligned to the academic standards adopted by
18 the state board of education. The curricula may be delivered
19 online. ~~A provider of Arizona online instruction pursuant to section~~
20 ~~15-808 may not also operate a dropout recovery program pursuant to this~~
21 ~~section.~~ ANY ALTERNATIVE CHARTER SCHOOL WITH A UNIQUE ENTITY NUMBER OR AN
22 ALTERNATIVE SCHOOL WITHIN A SCHOOL DISTRICT MAY OPERATE A DROPOUT RECOVERY
23 PROGRAM PURSUANT TO THIS SECTION IF THE SCHOOL IS NOT ALSO AN ONLINE COURSE
24 PROVIDER AS DEFINED IN SECTION 15-808 OR AN ONLINE SCHOOL AS DEFINED IN

1 SECTION 15-808 THAT PROVIDES ARIZONA ONLINE INSTRUCTION UNDER SECTION
2 15-808.

3 2. Provide standardized tests required by federal and state law.
4 3. Make available appropriate and sufficient supports for pupils,
5 including tutoring, career counseling and college counseling.
6 4. Comply with federal and state laws governing pupils with
7 disabilities.

8 5. Meet state requirements for high school graduation.
9 C. Each eligible pupil who is enrolled in a dropout recovery program
10 shall have a written learning plan developed by the pupil's assigned
11 mentor. The written learning plan shall include the following elements:

12 1. The start date and anticipated end date of the plan.
13 2. Courses to be completed by the pupil during the academic year.
14 3. Whether courses will be taken sequentially or concurrently.
15 4. State competency exams to be taken, as necessary.
16 5. Expectations for satisfactory monthly progress.
17 6. Expectations for contact with the pupil's assigned mentor.

18 D. The monthly participation in a dropout recovery program shall be
19 recorded on or before the tenth school day of each month and shall be
20 reported to the department of education at the same time as other data
21 required pursuant to section 15-1042. Monthly participation calculations
22 shall include:

23 1. Newly enrolled pupils who have a written learning plan on file on
24 or before the first school day of the previous month.
25 2. Pupils who met the expectations for satisfactory monthly progress
26 in the previous month.
27 3. Pupils who did not meet the expectations for satisfactory monthly
28 progress in the previous month but did meet the expectations in the month
29 before the previous month.
30 4. Pupils who met expectations for program reentry in the revised
31 written learning plan in the previous month.

1 E. Because dropout recovery pupils are not expected to regularly
2 attend classes at the district OR CHARTER SCHOOL facilities, standard
3 procedures for recording pupil attendance cannot be effectively applied to
4 those ~~students~~ PUPILS. For pupils participating in a dropout recovery
5 program, an eligible pupil shall be counted as being in attendance in the
6 school's average daily attendance calculations pursuant to subsection F of
7 this section if the pupil meets one of the following conditions:

8 1. Is in the first month of enrollment in the program and completes
9 the program orientation during that month.

10 2. Is enrolled in teacher-facilitated courses and meets the
11 expectations for satisfactory monthly progress for the current or previous
12 month. A pupil who does not meet expectations for monthly progress for two
13 or more consecutive months shall not be reported as being in attendance
14 until the pupil meets the expectations for program reentry.

15 3. Meets the expectations for program reentry in the revised written
16 learning plan.

17 F. If a pupil is enrolled in a school district or charter school
18 other than the school district or charter school that participates in the
19 dropout recovery program and also participates in a dropout recovery
20 program in the same fiscal year, the average daily membership as prescribed
21 in section 15-901, subsection A, paragraph 1, subdivisions (a) and (b) for
22 that pupil in the school district or charter school and in a dropout
23 recovery program shall not exceed 1.0, except that if the pupil is enrolled
24 in a dropout recovery program and a career technical education district,
25 the average daily membership provisions of section 15-393 apply. If the
26 pupil is enrolled in both a school district or charter school and a dropout
27 recovery program in the same fiscal year and the sum of the average daily
28 membership and average daily attendance for that pupil is greater than 1.0
29 or the amount prescribed in section 15-393 if the pupil is enrolled in a
30 career technical education district, the sum shall be reduced to 1.0 or to
31 the amount specified in section 15-393 if the pupil is enrolled in a career
32 technical education district and shall be apportioned between the school

1 district or charter school and the career technical education district, if
2 applicable, and the dropout recovery program based on the proportionate
3 shares of average daily membership in the school district or charter school
4 and the average daily attendance in the dropout recovery program. The
5 uniform system of financial records shall include guidelines for ~~the~~
6 ~~apportionment of~~ APPORTIONING pupil enrollment and attendance as provided
7 in this subsection. Pupils in a dropout recovery program do not incur
8 absences for purposes of this subsection and may generate average daily
9 attendance for attendance during any hour of the day, during any day of the
10 week and at any time between July 1 and June 30 of each fiscal year. The
11 average daily attendance of a pupil who participates in a dropout recovery
12 program shall not exceed 1.0 or the amount prescribed in section 15-393 if
13 the pupil is enrolled in a career technical education district, and shall
14 be calculated by fulfilling the requirements of subsection E of this
15 section. Average daily membership shall not be calculated on the one
16 hundredth day of instruction for the purposes of this section.

17 G. Notwithstanding section 15-901, subsection A, paragraph 1, the
18 average daily membership for pupils WHO ARE enrolled in a dropout recovery
19 program shall equal the average daily attendance of the pupils.

20 H. School districts and charter schools shall be responsible for
21 tuition charges and fees related to pupil participation in a dropout
22 recovery program, including course materials and access to technology for
23 use with online courses.

24 I. School districts and charter schools may contract with an
25 educational management organization to provide a dropout recovery program.
26 If contracting with an educational management organization, the school
27 district or charter school shall ensure that all of the following
28 requirements are met:

29 1. The educational management organization is accredited by a
30 regional accrediting body.

31 2. Teachers provided by the educational management organization hold
32 a current teaching license from any state and a valid Arizona fingerprint

1 clearance card pursuant to section 15-534, and teachers of core subjects
2 are highly qualified in the subjects to which they are assigned.

3 J. THE DEPARTMENT OF EDUCATION SHALL CREATE A MASTER LIST OF
4 EDUCATIONAL MANAGEMENT ORGANIZATIONS THAT PROVIDE DROPOUT RECOVERY
5 SERVICES. THE DEPARTMENT SHALL INCLUDE ON THE LIST WHO EACH DROPOUT
6 RECOVERY EDUCATIONAL MANAGEMENT ORGANIZATION SERVES AND UPDATE THE LIST ON
7 A QUARTERLY BASIS.

8 K. THIRTY DAYS BEFORE AN ALTERNATIVE SCHOOL WITHIN A SCHOOL DISTRICT
9 OR AN ALTERNATIVE CHARTER SCHOOL BEGINS OPERATING A DROPOUT RECOVERY
10 PROGRAM, THE SCHOOL SHALL NOTIFY THE DEPARTMENT OF EDUCATION THAT THE
11 SCHOOL MEETS THE CRITERIA PRESCRIBED IN THIS SECTION TO OPERATE A DROPOUT
12 RECOVERY PROGRAM. IF THE SCHOOL IS CONTRACTING WITH AN EDUCATIONAL
13 MANAGEMENT ORGANIZATION TO OPERATE THE DROPOUT RECOVERY PROGRAM, THE SCHOOL
14 SHALL IDENTIFY THE EDUCATIONAL MANAGEMENT ORGANIZATION IN THE NOTICE. THE
15 DEPARTMENT SHALL DETERMINE WHETHER THE SCHOOL MEETS THE CRITERIA PRESCRIBED
16 IN THIS SECTION AND, WITHIN THIRTY DAYS AFTER RECEIVING THE NOTICE, NOTIFY
17 THE SCHOOL OF ITS DECISION. THE SCHOOL HAS THIRTY DAYS TO RESPOND AND
18 APPEAL THE DEPARTMENT'S DECISION. IF THE DEPARTMENT DETERMINES THAT THE
19 DROPOUT RECOVERY PROGRAM MEETS THE CRITERIA PRESCRIBED IN THIS SECTION, THE
20 SCHOOL MAY START OPERATING THE DROPOUT RECOVERY PROGRAM BEGINNING THIRTY
21 DAYS AFTER THE DATE THE SCHOOL NOTIFIED THE DEPARTMENT UNDER THIS
22 SUBSECTION.

23 ~~J.~~ L. Dropout recovery programs shall be classified as alternative
24 schools and ~~shall be~~ ARE subject to the accountability provisions of
25 section 15-241.

26 ~~K.~~ M. Entities that are contracted to provide dropout recovery
27 programs may conduct outreach to encourage pupils who are not currently
28 enrolled in a school district or charter school in this state to return to
29 school. Entities that are contracted to provide dropout recovery programs
30 shall not conduct advertising or marketing campaigns directed at pupils who
31 are currently enrolled in a school district or charter school, or undertake
32 any other activity that encourages pupils who are currently enrolled in a

1 school district or charter school to stop attending school in order to
2 qualify for a dropout recovery program.

3 ~~t. The department of education shall submit an annual report to the~~
4 ~~governor, the president of the senate and the speaker of the house of~~
5 ~~representatives that details the outcomes of dropout recovery programs,~~
6 ~~including the number of pupils who participate in the programs and the~~
7 ~~number of pupils who participate in the programs and who graduate from high~~
8 ~~school. The department shall provide a copy of the annual report to the~~
9 ~~secretary of state.~~

10 N. A SCHOOL THAT OPERATES A DROPOUT RECOVERY PROGRAM MAY PROVIDE UP
11 TO TWO MONTHS OF FUNDABLE ORIENTATION AND MENTORING PER STUDENT PER
12 TWELVE-MONTH PERIOD. THE SCHOOL SHALL USE THE FOLLOWING PROGRESS MARKERS
13 IN THE SCHOOL'S STUDENT INFORMATION SYSTEM TO IDENTIFY MONTHLY PROGRESS:

- 14 1. O FOR ORIENTATION.
- 15 2. S FOR SATISFACTORY.
- 16 3. U FOR UNSATISFACTORY.

17 O. ON OR BEFORE JULY 31 OF EACH YEAR, EACH SCHOOL THAT OPERATES A
18 DROPOUT RECOVERY PROGRAM, INCLUDING AN EDUCATIONAL MANAGEMENT ORGANIZATION
19 CONTRACTED BY A SCHOOL DISTRICT OR CHARTER SCHOOL TO OPERATE A DROPOUT
20 RECOVERY PROGRAM, SHALL REPORT TO THE DEPARTMENT OF EDUCATION ALL OF THE
21 FOLLOWING INFORMATION REGARDING THE DROPOUT RECOVERY PROGRAM:

22 1. THE ON-TRACK TO GRADUATE DATA.
23 2. THE TOTAL NUMBER OF CREDITS EARNED BY PUPILS IN THE DROPOUT
24 RECOVERY PROGRAM.

- 25 3. THE ALTERNATIVE COLLEGE AND CAREER READINESS INDICATOR.

26 P. ON OR BEFORE JULY 31 OF EACH YEAR, THE DEPARTMENT OF EDUCATION
27 SHALL:

28 1. COMPILE THE INFORMATION RECEIVED UNDER SUBSECTION O OF THIS
29 SECTION IN A REPORT, SUBMIT THE REPORT TO THE GOVERNOR, THE PRESIDENT OF
30 THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES AND SUBMIT A
31 COPY OF THE REPORT TO THE SECRETARY OF STATE.

- 32 2. POST THE REPORT ON THE DEPARTMENT'S WEBSITE.

1 **M.** Q. For the purposes of this section:

2 1. "Eligible pupil" means a pupil ~~who, if enrolled, would be~~
3 ~~eligible for placement in an alternative school but~~ who is not currently
4 enrolled in a school district or charter school and who has been withdrawn
5 from a school district or charter school for at least ~~thirty~~ TEN days,
6 unless the SCHOOL district OR ALTERNATIVE CHARTER SCHOOL determines that
7 the ~~student~~ PUPIL is unable to participate in other SCHOOL district OR
8 CHARTER SCHOOL programs.

9 2. "Satisfactory monthly progress":

10 (a) Means an amount of progress that is measurable on a monthly
11 basis and that, if continued for twelve months, would result in the same
12 amount of academic credit being awarded to the pupil as would be awarded to
13 a pupil in a traditional education program who completes a full school
14 year. ~~Satisfactory monthly progress may include a lesser required amount~~
15 ~~of progress for the first two months that a pupil participates in the~~
16 ~~program.~~

17 (b) NOTWITHSTANDING SUBDIVISION (a) OF THIS PARAGRAPH, MAY INCLUDE
18 UP TO TWO MONTHS OF FUNDABLE ORIENTATION AND MENTORING PER STUDENT OVER THE
19 TWELVE-MONTH PERIOD DESCRIBED IN SUBDIVISION (a) OF THIS PARAGRAPH,
20 RESULTING IN A LESSER REQUIRED AMOUNT OF PROGRESS OVER THE TWELVE-MONTH
21 PERIOD THAN THAT PRESCRIBED IN SUBDIVISION (a) OF THIS PARAGRAPH."

22 Amend title to conform

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