



ARIZONA HOUSE OF REPRESENTATIVES

57th Legislature, 2nd Regular Session
Majority Research Staff

HB 2313: technical correction; school district boards
S/E: teachers; strikes; prohibition; remote instruction

Sponsor: Representative Gress, LD 4
Committee on Education

Summary of the Strike-Everything Amendment to HB 2313

Overview

Prohibits a school district or charter school teacher from striking or engaging in an organized work stoppage against the school district or charter school. Directs the Arizona Department of Education (ADE) to reduce the base support level (BSL) of a school district or charter school as prescribed if a teacher strike or organized work stoppage occurs.

History

The State Board of Education approves school districts, and state-approved charter authorizers sponsor charter schools to be, online course providers or online schools and participate in Arizona online instruction (AOI). A full-time student enrolled in AOI is funded at 95% of the BSL that would be calculated for the student if that student were enrolled as a full-time, in-person student at a school district or charter school ([A.R.S. § 15-808](#)).

A school district governing board or charter school governing body may adopt an instructional time model (ITM) to meet instructional time and hours requirements. Under an ITM, instructional time and hours may be delivered via in-person instruction or remote instruction. However, a school may only provide up to 40% of its total instructional time in a remote setting under an ITM without any impact to the school's funding ([A.R.S. § 15-901.08](#)).

One of the main components of the Arizona public school finance formula is the BSL, which is calculated by multiplying the base level amount, the school district's or charter school's weighted student count and the teacher experience index ([A.R.S. § 15-943](#)).

Provisions

Strikes and Organized Work Stoppages

1. Prohibits any teacher who is employed by a school district or charter school from striking or engaging in an organized work stoppage against the school district or charter school.
2. Declares a teacher who violates the prohibition on striking or engaging in an organized work stoppage forfeits all civil service rights, all reemployment rights and any other rights, benefits or privileges that accrue as a result of employment, or former employment, by a school district or charter school.

Prop 105 (45 votes) Prop 108 (40 votes) Emergency (40 votes) Fiscal Note

3. Specifies the prohibition on striking or engaging in an organized work stoppage does not restrict a teacher's right to stop work if they are not acting in concert with other individuals in a strike or an organized work stoppage.
4. Defines *organized work stoppage*.

Remote Instruction and Funding

5. Directs ADE, if a teacher strike or organized work stoppage against a school district or charter school occurs, to calculate for each affected school district or charter school:
 - a. the percentage of the school district's or charter school's student count before the strike or organized work stoppage that is attributable to students who:
 - i. participate in AOI; or
 - ii. are educated pursuant to an ITM;
 - b. the percentage of the school district's or charter school's student count during the strike or organized work stoppage that is attributable to students who:
 - i. participate in AOI;
 - ii. educated pursuant to an ITM; and
 - c. any increase of the percentage of students who participate in AOI or are educated pursuant to an ITM during the strike or organized work stoppage over the percentage of students who participate in AOI or are educated pursuant to an ITM before the strike or organized work stoppage.
6. Instructs ADE, if a teacher strike or organized work stoppage against a school district or charter school occurs, to calculate for each affected school district or charter school the following for students who are educated pursuant to an ITM:
 - a. the percentage of remote instruction provided before the strike or organized work stoppage;
 - b. the percentage of remote instruction provided during the strike or organized work stoppage; and
 - c. any increase of the percentage of remote instruction provided during the strike or organized work stoppage over the percentage of remote instruction provided before the strike or organized work stoppage.
7. Requires ADE, if a teacher strike or organized work stoppage against a school district or charter school occurs, to reduce the school district's or charter school's BSL by:
 - a. the percentage of the increase of students who participate in AOI or are educated pursuant to an ITM during the strike or organized work stoppage over the percentage of students who participate in AOI or are educated pursuant to an ITM before the strike or organized work stoppage; or
 - b. an amount equal to the percentage of the increase of the percentage of remote instruction pursuant to an ITM provided during the strike or organized work stoppage over the percentage of remote instruction pursuant to an ITM provided before the strike or organized work stoppage.
8. Allows a school district or charter school to appeal any funding reduction to the State Board of Education.