

House Engrossed

~~public schools; special education; access~~
(now: access; special education; public schools)

State of Arizona
House of Representatives
Fifty-seventh Legislature
Second Regular Session
2026

HOUSE BILL 2621

AN ACT

AMENDING TITLE 15, CHAPTER 7, ARTICLE 4, ARIZONA REVISED STATUTES, BY
ADDING SECTION 15-768; AMENDING SECTIONS 15-816, 15-823.01, 15-824,
15-825, 15-944, 15-947 AND 15-976, ARIZONA REVISED STATUTES; RELATING TO
PUBLIC EDUCATION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Title 15, chapter 7, article 4, Arizona Revised
3 Statutes, is amended by adding section 15-768, to read:
4 15-768. Pupils residing in unorganized territory; definitions
5 A. THE PARENT OF A PUPIL WHO RESIDES IN AN UNORGANIZED TERRITORY
6 MAY REQUEST A CHILD FIND SCREENING, A SPECIAL EDUCATION EVALUATION OR
7 ENROLLMENT OF THE PUPIL IN THE ADJOINING SCHOOL DISTRICT THAT IS
8 GEOGRAPHICALLY CLOSEST TO THE PUPIL'S RESIDENCE. A SCHOOL DISTRICT THAT
9 RECEIVES A REQUEST PURSUANT TO THIS SUBSECTION IS RESPONSIBLE FOR ALL
10 CHILD FIND ACTIVITIES FOR THAT PUPIL. IF A PARENT OF A PUPIL WHO IS A
11 CHILD WITH A DISABILITY AS DEFINED IN SECTION 15-761 REQUESTS ENROLLMENT
12 OF THE PUPIL IN A SCHOOL DISTRICT PURSUANT TO THIS SUBSECTION, THE SCHOOL
13 DISTRICT IS RESPONSIBLE FOR PROVIDING A FREE APPROPRIATE PUBLIC EDUCATION
14 TO THE PUPIL.
15 B. EACH PROGRAM THAT PROVIDES EARLY INTERVENTION SERVICES PURSUANT
16 TO PART C OF THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT (20 UNITED
17 STATES CODE SECTIONS 1401 THROUGH 1485) TO PUPILS WHO RESIDE IN
18 UNORGANIZED TERRITORIES SHALL INITIATE THE PROCESS FOR TRANSITIONING THE
19 PUPILS FROM PART C TO PART B OF THE INDIVIDUALS WITH DISABILITIES
20 EDUCATION ACT BY NOTIFYING THE DEPARTMENT OF EDUCATION AND REFERRING THE
21 PUPIL TO THE ADJOINING SCHOOL DISTRICT THAT IS GEOGRAPHICALLY CLOSEST TO
22 THE PUPIL'S RESIDENCE FOR A PART B EVALUATION AND TRANSITION AT LEAST
23 NINETY DAYS BEFORE THE PUPIL'S THIRD BIRTHDAY. IF A PROGRAM DETERMINES
24 THAT A PUPIL WHO RESIDES IN AN UNORGANIZED TERRITORY IS ELIGIBLE FOR EARLY
25 INTERVENTION SERVICES PURSUANT TO PART C OF THE INDIVIDUALS WITH
26 DISABILITIES EDUCATION ACT MORE THAN FORTY-FIVE DAYS BUT FEWER THAN NINETY
27 DAYS BEFORE THE PUPIL'S THIRD BIRTHDAY, THE PROGRAM SHALL INITIATE THE
28 PROCESS FOR TRANSITIONING THE PUPIL FROM PART C TO PART B OF THE
29 INDIVIDUALS WITH DISABILITIES ACT PURSUANT TO THIS SUBSECTION AS SOON AS
30 POSSIBLE, CONSISTENT WITH FEDERAL LAW.
31 C. IF THE ADJOINING SCHOOL DISTRICT THAT IS GEOGRAPHICALLY CLOSEST
32 TO THE RESIDENCE OF A PUPIL DESCRIBED IN SUBSECTION B OF THIS SECTION
33 CONDUCTS A SPECIAL EDUCATION EVALUATION OF THE PUPIL AND DETERMINES
34 THAT THE PUPIL IS ELIGIBLE FOR SPECIAL EDUCATION AND RELATED SERVICES
35 UNDER PART B OF THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT, THE
36 PUPIL'S PARENTS MAY REQUEST ENROLLMENT OF THE PUPIL IN THE SCHOOL DISTRICT
37 AT ANY TIME AND THE SCHOOL DISTRICT SHALL INFORM THE PUPIL'S PARENT THAT
38 THE PUPIL'S PARENT MAY REQUEST ENROLLMENT OF THE PUPIL. ON RECEIPT OF A
39 REQUEST FOR ENROLLMENT PURSUANT TO THIS SUBSECTION, A SCHOOL DISTRICT
40 SHALL PREPARE A CERTIFICATE OF EDUCATIONAL CONVENIENCE APPLICATION FOR THE
41 PUPIL AS PRESCRIBED BY SECTION 15-825 AND OFFER A FREE APPROPRIATE PUBLIC
42 EDUCATION TO THE PUPIL.
43 D. IF A PUPIL RESIDES IN AN UNORGANIZED TERRITORY AND EITHER IS
44 PARENTALLY PLACED IN A PRIVATE SCHOOL OR ATTENDS A HOMESCHOOL, THE
45 FOLLOWING APPLY:

1 1. THE PUPIL RETAINS THE FOLLOWING RIGHTS:
2 (a) THE RIGHTS ESTABLISHED BY 20 UNITED STATES CODE SECTION 1412,
3 INCLUDING THE RIGHTS TO BE IDENTIFIED, LOCATED AND EVALUATED FOR
4 ELIGIBILITY UNDER PART B OF THE INDIVIDUALS WITH DISABILITIES EDUCATION
5 ACT.
6 (b) THE RIGHT TO EQUITABLE SERVICES UNDER PROPORTIONATE SHARE
7 FUNDING PURSUANT TO 34 CODE OF FEDERAL REGULATIONS SECTIONS 300.130
8 THROUGH 300.144.
9 2. THE SCHOOL DISTRICT THAT IS RESPONSIBLE FOR ALL CHILD FIND
10 ACTIVITIES AND FOR CONDUCTING A SPECIAL EDUCATION EVALUATION FOR THE PUPIL
11 IS:
12 (a) IF THE PUPIL IS PARENTALLY PLACED IN A NONPROFIT PRIVATE SCHOOL
13 THAT IS LOCATED WITHIN THE BOUNDARIES OF A SCHOOL DISTRICT, THE SCHOOL
14 DISTRICT IN WHICH THE PRIVATE SCHOOL IS LOCATED.
15 (b) IF THE PUPIL IS PARENTALLY PLACED IN A NONPROFIT PRIVATE SCHOOL
16 THAT IS LOCATED IN AN UNORGANIZED TERRITORY, THE ADJOINING SCHOOL DISTRICT
17 THAT IS GEOGRAPHICALLY CLOSEST TO THE PRIVATE SCHOOL.
18 (c) IF THE PUPIL ATTENDS A HOMESCHOOL OR IS PARENTALLY PLACED IN A
19 PRIVATE SCHOOL THAT IS NOT A NONPROFIT, THE ADJOINING SCHOOL DISTRICT THAT
20 IS GEOGRAPHICALLY CLOSEST TO THE PUPIL'S RESIDENCE.
21 3. IF THE PUPIL HAS BEEN FOUND TO BE ELIGIBLE FOR SPECIAL EDUCATION
22 OR RELATED SERVICES UNDER PART B OF THE INDIVIDUALS WITH DISABILITIES
23 EDUCATION ACT, THE PUPIL'S PARENTS MAY REQUEST FROM THE SCHOOL DISTRICT
24 THAT IS RESPONSIBLE FOR THE PUPIL PURSUANT TO PARAGRAPH 2 OF THIS
25 SUBSECTION EITHER OR BOTH OF THE FOLLOWING:
26 (a) AN EVALUATION PURSUANT TO 20 UNITED STATES CODE SECTION
27 1412(a)(3)(A).
28 (b) A MEETING TO DISCUSS EQUITABLE SERVICES AND THE DEVELOPMENT OF
29 A SERVICE PLAN PURSUANT TO 34 CODE OF FEDERAL REGULATIONS SECTIONS 300.130
30 THROUGH 300.144.
31 E. FOR THE PURPOSES OF THIS SECTION:
32 1. "CHILD FIND ACTIVITIES" MEANS STATE OBLIGATIONS PURSUANT TO 20
33 UNITED STATES CODE SECTION 1412(a)(3), THE FEDERAL REGULATIONS ISSUED
34 PURSUANT TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT AND THE RULES
35 ADOPTED BY THE STATE BOARD OF EDUCATION RELATING TO THE IDENTIFICATION AND
36 REFERRAL OF CHILDREN WITH DISABILITIES BY PUBLIC SCHOOLS.
37 2. "FREE APPROPRIATE PUBLIC EDUCATION" HAS THE SAME MEANING
38 PRESCRIBED IN 20 UNITED STATES CODE SECTION 1401.
39 3. "HOMESCHOOL" HAS THE SAME MEANING PRESCRIBED IN SECTION 15-802.
40 4. "UNORGANIZED TERRITORY" HAS THE SAME MEANING PRESCRIBED IN
41 SECTION 15-825.
42 5. "RELATED SERVICES" HAS THE SAME MEANING PRESCRIBED IN 20 UNITED
43 STATES CODE SECTION 1401.
44 6. "SPECIAL EDUCATION" HAS THE SAME MEANING PRESCRIBED IN 20 UNITED
45 STATES CODE SECTION 1401.

1 7. "SPECIAL EDUCATION EVALUATION" MEANS AN EVALUATION CONDUCTED
2 PURSUANT TO SECTION 15-766 AND RULES ADOPTED BY THE STATE BOARD OF
3 EDUCATION.

4 Sec. 2. Section 15-816, Arizona Revised Statutes, is amended to
5 read:

6 15-816. Definitions

7 In this article, unless the context otherwise requires:

8 1. "Nonresident pupil" means a pupil who resides in this state and
9 who is enrolled in or is seeking enrollment in a school district other
10 than the school district in which the pupil resides.

11 2. "Open enrollment" means a policy that is adopted and implemented
12 by a school district governing board to allow resident transfer pupils to
13 enroll in any school within the school district, to allow resident pupils
14 to enroll in any school located within other school districts in this
15 state and to allow nonresident pupils to enroll in any school within the
16 district pursuant to section 15-816.01.

17 3. "Resident pupil" means a pupil WHO MEETS ANY OF THE FOLLOWING:

18 (a) Whose residence is within the attendance area of a school.

19 (b) WHO RESIDES IN AN UNORGANIZED TERRITORY AS DEFINED IN SECTION
20 15-825 AND WHOSE RESIDENCE ADJOINS A BOUNDARY OF THE SCHOOL DISTRICT.

21 (c) WHO RESIDES IN AN UNORGANIZED TERRITORY AS DEFINED IN SECTION
22 15-825 AND WHOSE RESIDENCE IS LOCATED ON TRIBAL LAND.

23 (d) WHO IS PLACED AS DESCRIBED IN SECTION 15-825, SUBSECTION B.

24 4. "Resident school" means a school that is within the designated
25 attendance area in which a pupil resides.

26 5. "Resident transfer pupil" means a resident pupil who is enrolled
27 in or seeking enrollment in a school that is within the school district
28 but outside the attendance area of the pupil's residence.

29 Sec. 3. Section 15-823.01, Arizona Revised Statutes, is amended to
30 read:

31 15-823.01. Admission of nonresident children; services or
32 accommodations for children with disabilities;
33 active military duty; posting requirement;
34 definitions

35 A. Notwithstanding any other law, a ~~pupit~~ CHILD complies with the
36 residency requirements for school attendance in a local education agency
37 OR FOR SERVICES OR ACCOMMODATIONS if the parent of the ~~pupit~~ CHILD is
38 transferred to or is pending transfer to a military installation within
39 this state while on active military duty pursuant to an official military
40 order.

41 B. A local education agency shall accept an application for
42 enrollment and course registration by ~~electronic~~ ANY means, INCLUDING BY
43 ELECTRONIC MEANS OR A REMOTE APPLICATION, for a pupil who meets the
44 requirements prescribed in subsection A of this section, including

1 enrollment in a specific school or program within the local education
2 agency.

3 C. The parent of a ~~pupil~~ CHILD who meets the requirement prescribed
4 in subsection A of this section shall provide proof of ~~residence~~ RESIDENCY
5 to the local education agency within ten days after the arrival date
6 provided on official documentation. The parent may use the address of any
7 of the following as proof of ~~residence~~ RESIDENCY for the purposes of this
8 subsection:

9 1. A temporary on-base billeting facility.

10 2. TEMPORARY OFF-BASE LODGING.

11 ~~3.~~ 3. A purchased or leased home or apartment.

12 ~~4.~~ 4. Any federal government housing or off-base military housing,
13 including off-base military housing that may be provided through a
14 public-private venture.

15 5. ANY OTHER TEMPORARY HOUSING.

16 D. IF A SCHOOL DISTRICT IS NOTIFIED THAT A CHILD WHO MEETS THE
17 REQUIREMENT PRESCRIBED IN SUBSECTION A OF THIS SECTION IS RECEIVING OR
18 MIGHT BE ELIGIBLE TO RECEIVE SERVICES OR ACCOMMODATIONS, THE SCHOOL
19 DISTRICT SHALL:

20 1. PROMPTLY COORDINATE WITH THE CHILD'S PARENTS AND THE CHILD'S
21 PREVIOUS SCHOOL, IF ANY, PURSUANT TO SECTION 15-1911 TO ENSURE THE TIMELY
22 EXCHANGE OF RECORDS AND TO REDUCE ANY DELAYS IN THE CHILD RECEIVING
23 COMPARABLE SERVICES OR ACCOMMODATIONS THROUGH THE SCHOOL DISTRICT OR
24 DELAYS IN THE IMPLEMENTATION OF AN INDIVIDUALIZED FAMILY SERVICE PLAN,
25 INDIVIDUALIZED EDUCATION PROGRAM OR SECTION 504 PLAN AS DEFINED IN SECTION
26 15-731.

27 2. ACCEPT UNOFFICIAL RECORDS THAT ARE PROVIDED BY THE CHILD'S
28 PARENT, PENDING VALIDATION BY THE OFFICIAL RECORDS, PURSUANT TO SECTION
29 15-1911, ARTICLE IV, SUBSECTION A.

30 3. ON ENROLLMENT OF THE CHILD PURSUANT TO SUBSECTION B OF THIS
31 SECTION:

32 (a) PROVIDE THE CHILD WITH SERVICES OR ACCOMMODATIONS THAT ARE
33 COMPARABLE TO THE SERVICES OR ACCOMMODATIONS THAT ARE DESCRIBED IN THE
34 CHILD'S PREVIOUSLY APPROVED INDIVIDUALIZED EDUCATION PROGRAM OR SECTION
35 504 PLAN AS DEFINED IN SECTION 15-731, IN CONSULTATION WITH THE CHILD'S
36 PARENTS, UNTIL THE SCHOOL DISTRICT CONDUCTS AN ASSESSMENT OR DEVELOPS A
37 NEW INDIVIDUALIZED EDUCATION PROGRAM, IF APPROPRIATE.

38 (b) EITHER ADOPT AND IMPLEMENT THE CHILD'S PREVIOUSLY APPROVED
39 INDIVIDUALIZED EDUCATION PROGRAM OR DEVELOP, ADOPT AND IMPLEMENT A NEW
40 INDIVIDUALIZED EDUCATION PROGRAM FOR THE CHILD NOT LATER THAN THIRTY
41 CALENDAR DAYS AFTER THE CHILD ENROLLS IN THE SCHOOL DISTRICT.

42 E. THE DEPARTMENT OF EDUCATION SHALL POST INFORMATION ON THE
43 REQUIREMENTS OF THIS SECTION, INCLUDING REQUIREMENTS RELATING TO
44 ELIGIBILITY AND REQUIRED DOCUMENTATION, ON THE DEPARTMENT'S WEBSITE.

1 ~~D.~~ F. For the purposes of this section:

2 1. "Active military duty" means full-time military duty status in
3 the active uniformed service of the United States, including members of
4 the national guard and the state military reserve on active duty orders.

5 2. "Military installation" means a base, camp, post, station, yard,
6 center, homeport facility for any ship or other installation under the
7 jurisdiction of the United States department of defense or the United
8 States coast guard.

9 3. "PARENT" HAS THE SAME MEANING PRESCRIBED IN SECTION 15-761.

10 4. "SERVICES OR ACCOMMODATIONS" MEANS ANY SERVICES OR
11 ACCOMMODATIONS THAT ARE PROVIDED THROUGH A LOCAL EDUCATION AGENCY PURSUANT
12 TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT (P.L. 91-260; 84 STAT.
13 175; 20 UNITED STATES CODE SECTIONS 1400 THROUGH 1482), SECTION 504 OF THE
14 REHABILITATION ACT OF 1973 (P.L. 93-112; 87 STAT. 355; 29 UNITED STATES
15 CODE SECTION 794) OR TITLE II OF THE AMERICANS WITH DISABILITIES ACT OF
16 1990 (P.L. 101-336; 104 STAT. 327; 42 UNITED STATES CODE SECTIONS 12131
17 THROUGH 12165).

18 Sec. 4. Section 15-824, Arizona Revised Statutes, is amended to
19 read:

20 15-824. Admission of pupils of other school districts;
21 homeless children; tuition charges; definitions

22 A. The governing board of a school district shall admit pupils from
23 another school district or area as follows:

24 1. On the presentation of a certificate of educational convenience
25 issued by the county school superintendent pursuant to section 15-825.

26 2. For three hundred fifty or fewer pupils, to a high school
27 without the presentation of a certificate of educational convenience, if
28 the pupil is a resident of a common school district within this state that
29 is not within a high school district and that does not offer instruction
30 in the pupil's grade. The three hundred fifty or fewer pupil limitation
31 prescribed in this paragraph does not apply to a small isolated school
32 district as defined in section 15-901. The school membership of such
33 pupils is deemed, for the purposes of determining student count and
34 providing a free and appropriate public education pursuant to the
35 individuals with disabilities education act (20 United States Code
36 chapter 33) and for apportionment of state aid, to be enrollment in the
37 school district of the pupil's attendance.

38 3. To a high school without the presentation of a certificate of
39 educational convenience if the pupil is a resident of a transporting
40 school district that does not offer instruction in the pupil's grade.
41 Tuition shall be charged as prescribed in subsection E of this section for
42 each pupil who is admitted pursuant to this paragraph. For the purposes of
43 determining student count and for apportionment of state aid, the school
44 membership of these pupils is deemed to be enrollment in the school
45 district of the pupil's residence.

1 B. The residence of the person having legal custody of the pupil is
2 considered the residence of the pupil, except as provided in subsection C
3 of this section and in section 15-825, ~~subsection~~ SUBSECTIONS B AND C.

4 C. The current residence of a homeless pupil who does not reside
5 with the person having legal custody of the pupil is considered to be the
6 residence of the homeless pupil if the person having legal custody of the
7 pupil is a resident of the United States. For the purposes of this
8 subsection, "homeless pupil" means a pupil who has a primary residence
9 that is:

10 1. A supervised publicly or privately operated shelter designed to
11 provide temporary living accommodations.

12 2. An institution that provides a temporary residence for
13 individuals intended to be institutionalized.

14 3. A public or private place not designed for, or ordinarily used
15 as, a regular sleeping accommodation for human beings.

16 D. The school enrollment of a pupil who is a resident of this state
17 or who is admitted to a school district under section 15-823, subsection
18 B, C, E, F or H is deemed, for the purpose of determining student count
19 and for apportionment of state aid, to be enrollment in the school
20 district of actual attendance, except as provided in section 15-825,
21 subsection A, paragraph 1 and subsection A, paragraph 3 of this section
22 and except for pupils for whom the superintendent of public instruction is
23 charged tuition pursuant to section 15-825, subsections B, C and ~~F~~ G and
24 section 15-976 or for whom another school district is charged tuition as
25 provided in subsections E and G of this section.

26 E. If tuition is required to be charged for pupils attending school
27 in a school district other than that of their residence, the tuition shall
28 be determined and paid in the following manner:

29 1. The number of high school pupils for which tuition may be
30 charged to a transporting school district is equal to the average daily
31 membership in the district of attendance from the transporting school
32 district for the prior fiscal year. This number may be adjusted if the
33 transporting school district increases its revenue control limit and
34 district support level.

35 2. The tuition for pupils attending school in a school district
36 other than that of their residence, except pupils provided for by section
37 15-825, subsections B, C and ~~F~~ G and any pupils included in the
38 definition of child with a disability in section 15-761, shall not exceed
39 the cost per student count of the school district attended, as determined
40 for the current school year. Tuition for pupils included in the
41 definition of child with a disability in section 15-761 shall not exceed
42 the actual cost of the school attended for each pupil as determined for
43 the current year. The school district of attendance shall not include in
44 the cost per student count a charge for transportation if no
45 transportation is provided, and the charge for transportation shall not

1 exceed the actual costs of providing transportation for the pupils served,
2 as prescribed in the uniform system of financial records. The school
3 district of attendance shall provide the school district of residence with
4 the final tuition charge for the current year and with an estimate of the
5 budget year's tuition charge by May 1 of the current year. The school
6 district of residence shall pay at least one-fourth of the total amount of
7 the estimated tuition by September 30, December 31 and March 31, and it
8 shall pay the remaining amount it owes after adjustments are made by
9 June 30.

10 3. Notwithstanding paragraph 2 of this subsection and subsection G
11 of this section, if two school districts enter into a voluntary agreement
12 for the payment of tuition, the agreement shall specify the method for
13 computing the tuition amount and the timing of the payments. The
14 agreement shall not be longer than five consecutive years. If two school
15 districts enter into an agreement and choose to renew the agreement, each
16 renewal shall not be longer than five consecutive years. The agreement
17 shall specify that a parent or legal guardian of a pupil affected by a
18 tuition agreement entered pursuant to this section or section 15-816.01
19 may choose not to send the pupil or pupils to a school district or school
20 that is a party to the agreement.

21 4. Tuition of pupils as provided in section 15-825, subsection ~~G~~ G
22 shall not exceed the excess costs for group B children with disabilities
23 minus the amount generated by the equalization base as determined in
24 section 15-971, subsection A for these pupils. A school district may
25 submit to the superintendent of public instruction a record of actual
26 excess costs to educate a group B child with a disability if the costs are
27 higher than the calculated excess costs or if a pupil has been placed in a
28 private school for special education services. The superintendent shall
29 determine if the additional costs will be paid, and if the costs are paid,
30 whether the additional costs will be paid by the state or the resident
31 district.

32 5. The amount received representing contributions to capital outlay
33 as provided in subsection G, paragraph 1, subdivision (b) of this section
34 shall be applied to the capital outlay fund or the debt service fund of
35 the school district.

36 6. The amount received representing contributions to debt service
37 as provided in subsection G, paragraph 1, subdivision (c) of this section
38 shall be applied to the debt service fund of the school district if there
39 is one. Otherwise the amount shall be credited to the capital outlay fund
40 of the school district.

41 F. A school district may submit to the superintendent of public
42 instruction a record of actual costs paid by the school district to
43 educate a pupil who qualifies for a certificate of educational convenience
44 under section 15-825, subsection B OR C. If the actual costs for that
45 pupil exceed the costs per student count computed pursuant to subsection G

1 of this section, the superintendent of public instruction shall reimburse
2 the school district for these additional costs subject to legislative
3 appropriation.

4 G. For the purposes of this section:

5 1. "Costs per student count" means the sum of the following for the
6 common or high school portion of the school district attended, whichever
7 is applicable to the pupil involved, as prescribed in the uniform system
8 of financial records:

9 (a) The actual school district expenditures for the regular
10 education program subsection of the maintenance and operation section of
11 the budget divided by the school district's student count for the common
12 or high school portion of the school district, whichever is applicable.

13 (b) The actual school district expenditures for the capital outlay
14 section of the budget as provided in sections 15-903 and 15-905 excluding
15 expenditures for transportation equipment and buildings if no
16 transportation is provided and expenditures for the acquisition of
17 building sites, divided by the school district's student count for the
18 common or high school portion of the school district, whichever is
19 applicable.

20 (c) The actual school district expenditures for debt service
21 divided by the school district's student count for the common or high
22 school portion of the school district, whichever is applicable.

23 2. "Legal custody" means:

24 (a) Custody exercised by the natural or adoptive parents with whom
25 a pupil resides.

26 (b) Custody granted by order of a court of competent jurisdiction
27 to a person or persons with whom a pupil resides unless the primary
28 purpose for which custody was requested was to circumvent the payment of
29 tuition as provided in this section.

30 Sec. 5. Section 15-825, Arizona Revised Statutes, is amended to
31 read:

32 15-825. Certificates of educational convenience; issuance;
33 effect on enrollment records; reporting
34 requirements; posting requirements; definitions

35 A. A pupil who is precluded by distance, lack of adequate
36 transportation facilities or a parent's or guardian's employment from
37 attending a school in the school district or county of the pupil's
38 residence or who resides in unorganized territory may apply to the pupil's
39 school district of residence or, for a pupil who resides in unorganized
40 territory, the school district of attendance for a certificate of
41 educational convenience. If a pupil who resides in unorganized territory
42 does not have a school district of attendance and seeks to ~~apply for a~~
43 ~~certificate of educational convenience~~ ENROLL IN A PUBLIC SCHOOL IN THIS
44 STATE, the pupil's parent shall ~~enroll the pupil in a school pursuant to~~
45 ~~article 1.1 of this chapter and apply to the school district that operates~~

1 ~~that school for a certificate of educational convenience~~ REQUEST
2 ENROLLMENT OF THE PUPIL IN THE ADJOINING SCHOOL DISTRICT THAT IS
3 GEOGRAPHICALLY CLOSEST TO THE PUPIL'S RESIDENCE BY SUBMITTING ONLINE
4 ENROLLMENT PAPERWORK TO THE SCHOOL DISTRICT, BY ATTEMPTING TO ENROLL THE
5 PUPIL IN PERSON AT A SCHOOL DISTRICT OFFICE OR AT A SCHOOL THAT IS
6 OPERATED BY THE SCHOOL DISTRICT, OR BY REQUESTING ENROLLMENT ASSISTANCE IN
7 A TELEPHONIC, ELECTRONIC OR IN-PERSON COMMUNICATION WITH THE SCHOOL
8 DISTRICT OR A SCHOOL THAT IS OPERATED BY THE SCHOOL DISTRICT. A school
9 district that receives ~~an application~~ A REQUEST FOR ENROLLMENT pursuant to
10 this subsection shall submit ~~the~~ A completed CERTIFICATE OF EDUCATIONAL
11 CONVENIENCE application FOR THE PUPIL to the county school superintendent
12 electronically, in person or by regular mail NOT LATER THAN FIVE BUSINESS
13 DAYS AFTER RECEIVING THE REQUEST AND ANY REQUIRED DOCUMENTATION, EXCEPT
14 THAT A SCHOOL DISTRICT MAY SUBMIT THE APPLICATION BY REGULAR MAIL ONLY IF
15 THE SCHOOL DISTRICT CANNOT ELECTRONICALLY SUBMIT THE APPLICATION. If it
16 appears to the county school superintendent that it is not feasible for
17 the pupil to attend a school in the school district or county of
18 residence, the county school superintendent shall issue a certificate of
19 educational convenience authorizing the pupil to attend a school in an
20 adjoining school district or county, whether within or without this
21 state. A SCHOOL DISTRICT THAT RECEIVES A REQUEST FOR ENROLLMENT OR AN
22 APPLICATION FOR A CERTIFICATE OF EDUCATIONAL CONVENIENCE PURSUANT TO THIS
23 SUBSECTION MAY NOT DELAY CHILD FIND ACTIVITIES, PARENTAL CONSENT FOR A
24 SPECIAL EDUCATION EVALUATION OR TIMELINES UNDER 34 CODE OF FEDERAL
25 REGULATIONS SECTION 300.301 OR 300.323 BECAUSE A CERTIFICATE OF
26 EDUCATIONAL CONVENIENCE APPLICATION IS PROCESSING. If a certificate of
27 educational convenience is issued as provided in this subsection, the
28 school enrollment of a pupil is as follows:

29 1. The school enrollment of a pupil who is precluded from attending
30 a school in this state and who must attend school in another state, when
31 certified to the county school superintendent by the official in charge of
32 the school attended, is deemed for the purpose of determining student
33 count to be enrollment in the school of the county or school district of
34 the student's residence.

35 2. The school enrollment of a pupil from unorganized territory or
36 from another school district is deemed for the purpose of determining
37 student count to be enrollment in the school district of actual
38 attendance.

39 B. The county school superintendent of any county in which a pupil
40 is placed as described in this subsection shall issue a certificate of
41 educational convenience for the pupil to attend school in the school
42 district or adjoining school district to that in which the pupil is placed
43 by ~~an~~ A STATE PLACING agency ~~of this state~~ or a state or federal court of
44 competent jurisdiction IF THE PUPIL IS PLACED in one of the following:

45 1. A state rehabilitation or corrective institution.

1 2. A foster home or child care agency or institution that is
2 licensed and supervised by the department of child safety or the
3 department of health services.

4 3. A residential facility that is operated or supported by the
5 department of economic security or the department of health services.

6 4. Under the supervision of the department of juvenile corrections,
7 a residence pursuant to the interstate compact on juveniles.
8 Notwithstanding section 41-1959, the STATE placing agency, department or
9 institution shall provide the school district of attendance with the
10 necessary information to enable the district to obtain a certificate of
11 educational convenience pursuant to this subsection.

12 C. IF A PUPIL DESCRIBED IN SUBSECTION B OF THIS SECTION SEEKS TO
13 ENROLL IN THE SCHOOL DISTRICT OR ADJOINING SCHOOL DISTRICT TO THAT IN
14 WHICH THE PUPIL IS PLACED, THE PUPIL'S PARENT SHALL REQUEST ENROLLMENT OF
15 THE PUPIL BY SUBMITTING ONLINE ENROLLMENT PAPERWORK TO THE SCHOOL
16 DISTRICT, BY ATTEMPTING TO ENROLL THE PUPIL IN PERSON AT A SCHOOL DISTRICT
17 OFFICE OR AT A SCHOOL THAT IS OPERATED BY THE SCHOOL DISTRICT, OR BY
18 REQUESTING ENROLLMENT ASSISTANCE IN A TELEPHONIC, ELECTRONIC OR IN-PERSON
19 COMMUNICATION WITH THE SCHOOL DISTRICT OR A SCHOOL THAT IS OPERATED BY THE
20 SCHOOL DISTRICT. A SCHOOL DISTRICT THAT RECEIVES A REQUEST FOR ENROLLMENT
21 PURSUANT TO THIS SUBSECTION:

22 1. SHALL SUBMIT A COMPLETED CERTIFICATE OF EDUCATIONAL CONVENIENCE
23 APPLICATION FOR THE PUPIL TO THE COUNTY SCHOOL SUPERINTENDENT
24 ELECTRONICALLY, IN PERSON OR BY REGULAR MAIL NOT LATER THAN FIVE BUSINESS
25 DAYS AFTER RECEIVING THE REQUEST AND ANY REQUIRED DOCUMENTATION, EXCEPT
26 THAT A SCHOOL DISTRICT MAY SUBMIT THE APPLICATION BY REGULAR MAIL ONLY IF
27 THE SCHOOL DISTRICT CANNOT ELECTRONICALLY SUBMIT THE APPLICATION.

28 2. IS RESPONSIBLE FOR ALL CHILD FIND ACTIVITIES FOR THE PUPIL.

29 3. IS RESPONSIBLE FOR PROVIDING A FREE APPROPRIATE PUBLIC EDUCATION
30 TO THE PUPIL IF THE PUPIL IS A CHILD WITH A DISABILITY AS DEFINED IN
31 SECTION 15-761.

32 4. MAY NOT DELAY CHILD FIND ACTIVITIES, PARENTAL CONSENT FOR A
33 SPECIAL EDUCATION EVALUATION OR TIMELINES UNDER 34 CODE OF FEDERAL
34 REGULATIONS SECTION 300.301 OR 300.323 BECAUSE A CERTIFICATE OF
35 EDUCATIONAL CONVENIENCE APPLICATION IS PROCESSING.

36 D. BEFORE FISCAL YEAR 2027-2028, EACH STATE PLACING AGENCY SHALL
37 DEVELOP A FORM TO ATTEST THAT A PUPIL IS PLACED IN ONE OF THE PLACEMENTS
38 DESCRIBED IN SUBSECTION B OF THIS SECTION. ON REQUEST, A STATE PLACING
39 AGENCY SHALL COMPLETE THE FORM FOR THE PUPIL AND PROVIDE THE COMPLETED
40 FORM TO THE REQUESTING PARTY. THE REQUESTING PARTY MAY SUBMIT THE
41 COMPLETED FORM WITH A CERTIFICATE OF EDUCATIONAL CONVENIENCE APPLICATION
42 TO THE COUNTY SCHOOL SUPERINTENDENT AS EVIDENCE OF THE PUPIL'S ELIGIBILITY
43 FOR A CERTIFICATE OF EDUCATIONAL CONVENIENCE PURSUANT TO SUBSECTION B OR C
44 OF THIS SECTION.

1 E. IF A PUPIL DESCRIBED IN SUBSECTION B OF THIS SECTION IS
2 PARENTALLY PLACED IN A PRIVATE SCHOOL OR ATTENDS A HOMESCHOOL, THE PUPIL
3 RETAINS THE RIGHTS ESTABLISHED BY 20 UNITED STATES CODE SECTION 1412,
4 INCLUDING THE RIGHTS TO BE IDENTIFIED, LOCATED AND EVALUATED FOR
5 ELIGIBILITY UNDER PART B OF THE INDIVIDUALS WITH DISABILITIES EDUCATION
6 ACT, AND THE RIGHT TO EQUITABLE SERVICES UNDER PROPORTIONATE SHARE FUNDING
7 PURSUANT TO 34 CODE OF FEDERAL REGULATIONS SECTIONS 300.130 THROUGH
8 300.144. THE SCHOOL DISTRICT IN WHICH THE PUPIL IS PLACED IS RESPONSIBLE
9 FOR IDENTIFYING, LOCATING AND EVALUATING THE PUPIL AND FOR PROVIDING
10 EQUITABLE SERVICES UNDER PROPORTIONATE SHARE FUNDING TO THE PUPIL.

11 ~~E.~~ F. A pupil attending school under a certificate of educational
12 convenience issued pursuant to subsection B OR C of this section is deemed
13 for the purpose of determining student count to be enrolled in the school
14 district of attendance. The county school superintendent of any county
15 shall not issue a certificate of educational convenience as provided in
16 subsection B OR C of this section if the pupil is placed in the same
17 district of the pupil's parents' or legal guardians' residence or if the
18 pupil is placed without a court order and the pupil's parents or legal
19 guardians are not residents of this state.

20 ~~D.~~ G. If a certificate of educational convenience is issued as
21 provided in subsection B OR C of this section, or for a pupil whose parent
22 or guardian is employed and domiciled by a state institution as prescribed
23 by section 15-976, tuition may be charged as follows:

24 1. For group B children with disabilities:

25 (a) Who are from unorganized territory, whose parent or guardian is
26 employed by a state institution as prescribed by section 15-976 or who
27 have been issued a certificate of educational convenience pursuant to
28 subsection B OR C of this section, the superintendent of public
29 instruction shall reimburse the district of attendance for the excess
30 costs as provided in section 15-824, subsection E, paragraph 4.

31 (b) Who are from another school district, the school district of
32 residence shall reimburse the district of attendance for the excess costs
33 as provided in section 15-824, subsection E, paragraph 4.

34 2. For pupils who are precluded from attending a school in this
35 state and who must attend a school in another state:

36 (a) If the pupil resides in a school district in this state, the
37 district of residence shall pay the amount charged by the district of
38 attendance.

39 (b) If the pupil resides in unorganized territory, the
40 superintendent of public instruction shall pay the amount charged by the
41 district of attendance.

42 ~~E.~~ H. The county school superintendent who issues a certificate of
43 educational convenience shall notify the superintendent of public
44 instruction of the issuance of the certificate. The superintendent of
45 public instruction shall draw a warrant in favor of the school district of

1 actual attendance for the amount charged, whether for common or high
2 school attendance, as provided in section 15-824.

3 ~~F.~~ I. The total amount of state monies that may be spent in any
4 fiscal year by the superintendent of public instruction for certificates
5 of educational convenience shall not exceed the amount appropriated or
6 authorized by section 35-173 for that purpose. This section does not
7 impose a duty on an officer, agent or employee of this state to discharge
8 a responsibility or create any right in a person or group if the discharge
9 or right would require an expenditure of state monies in excess of the
10 expenditure authorized by legislative appropriation for that specific
11 purpose.

12 J. EACH COUNTY SCHOOL SUPERINTENDENT SHALL:

13 1. NOT LATER THAN FIVE BUSINESS DAYS AFTER RECEIVING A CERTIFICATE
14 OF EDUCATIONAL CONVENIENCE APPLICATION PURSUANT TO THIS SECTION, EITHER:

15 (a) ISSUE A CERTIFICATE OF EDUCATIONAL CONVENIENCE AUTHORIZING THE
16 PUPIL TO ATTEND THE SCHOOL DISTRICT THAT IS IDENTIFIED IN THE APPLICATION
17 AND NOTIFY THE SCHOOL DISTRICT AND THE PUPIL'S PARENT THAT THE CERTIFICATE
18 HAS BEEN ISSUED.

19 (b) NOTIFY IN WRITING THE SCHOOL DISTRICT THAT IS IDENTIFIED IN THE
20 APPLICATION AND THE PUPIL'S PARENT THAT THE COUNTY SCHOOL SUPERINTENDENT
21 IS NOT ISSUING A CERTIFICATE OF EDUCATIONAL CONVENIENCE FOR THE PUPIL. THE
22 NOTIFICATION REQUIRED BY THIS SUBDIVISION MUST EXPLAIN THE REASON THE
23 COUNTY SCHOOL SUPERINTENDENT IS DECLINING TO ISSUE A CERTIFICATE OF
24 EDUCATIONAL CONVENIENCE AND INSTRUCTIONS FOR CURING DEFICIENCIES IN THE
25 APPLICATION.

26 ~~G.~~ 2. On or before January 1 of each year, ~~each county school~~
27 ~~superintendent shall~~ report to the department of education the total
28 number of certificates of educational convenience that the county school
29 superintendent issued pursuant to subsection A of this section during the
30 previous calendar year and the total number of certificates of educational
31 convenience that the county school superintendent issued pursuant to
32 subsection B OR C of this section during the previous calendar year.

33 3. BEFORE FISCAL YEAR 2027-2028, DEVELOP AND MAKE PUBLICLY
34 AVAILABLE A CERTIFICATE OF EDUCATIONAL CONVENIENCE APPLICATION FORM AND
35 INSTRUCTIONS FOR SUBMITTING THE APPLICATION FORM. A COUNTY SCHOOL
36 SUPERINTENDENT MAY DEVELOP AN ONLINE APPLICATION PORTAL FOR THE PURPOSES
37 OF THIS PARAGRAPH IF THE PORTAL ALLOWS ANY PERSON WHO MAY SUBMIT AN
38 APPLICATION PURSUANT TO THIS SECTION, INCLUDING A SCHOOL DISTRICT, A
39 PUPIL, A PUPIL'S PARENT, A STATE PLACING AGENCY OR A PUPIL'S LEGAL
40 REPRESENTATIVE, TO SUBMIT AN APPLICATION THROUGH THE PORTAL.

41 ~~H.~~ K. The department of education shall maintain the reports
42 received under subsection ~~G.~~ J, PARAGRAPH 2 of this section AND SHALL POST
43 THE REPORTS ON THE DEPARTMENT'S WEBSITE.

44 L. EACH SCHOOL DISTRICT IN THIS STATE THAT ADJOINS AN UNORGANIZED
45 TERRITORY SHALL:

1 1. INCLUDE A CERTIFICATE OF EDUCATIONAL CONVENIENCE APPLICATION
2 FORM AND INSTRUCTIONS REGARDING SUPPORTING DOCUMENTATION WITH PROOF OF
3 RESIDENCY DOCUMENTATION REQUIREMENTS IN ENROLLMENT PACKETS.
4 2. POST ON THE SCHOOL DISTRICT'S WEBSITE BOTH OF THE FOLLOWING:
5 (a) THE FORM AND INSTRUCTIONS DESCRIBED IN PARAGRAPH 1 OF THIS
6 SUBSECTION.
7 (b) INSTRUCTIONS FOR PARENTS WHO ELECT TO SUBMIT THE APPLICATIONS
8 TO THE COUNTY SCHOOL SUPERINTENDENT.
9 M. ENROLLMENT IS GUARANTEED FOR ANY PUPIL FOR WHOM A CERTIFICATE OF
10 EDUCATIONAL CONVENIENCE IS ISSUED PURSUANT TO THIS SECTION AND IS NOT
11 SUBJECT TO PROGRAMMATIC CAPACITY LIMITATIONS.
12 N. THE DEPARTMENT OF EDUCATION SHALL:
13 1. DEVELOP AND ADOPT A CLEAR, WRITTEN POLICY THAT IDENTIFIES A
14 SUPPLEMENTAL PROCESS FOR PROMPT RESOLUTION OF DISPUTES BETWEEN COUNTY
15 SCHOOL SUPERINTENDENTS, PARENTS OF PUPILS AND LOCAL EDUCATION AGENCIES,
16 RELATING TO ANY OF THE FOLLOWING:
17 (a) APPLICATIONS FOR ENROLLMENT OF PUPILS PURSUANT TO THIS SECTION.
18 (b) THE PROVISION OF SERVICES REQUIRED PURSUANT TO THIS CHAPTER AND
19 CHAPTER 7, ARTICLE 4 OF THIS TITLE.
20 (c) FUNDING FOR A PUPIL'S EDUCATION PURSUANT TO THIS SECTION.
21 (d) DENIALS OR DELAYS OF ANY OF ITEMS LISTED IN SUBDIVISION (a),
22 (b) OR (c) OF THIS PARAGRAPH.
23 2. ENSURE ALL OF THE FOLLOWING:
24 (a) THAT ANY DISPUTE ARISING UNDER THIS SECTION IS DECIDED NOT
25 LATER THAN TEN BUSINESS DAYS AFTER THE DISPUTE RESOLUTION PROCESS IS
26 INITIATED.
27 (b) THAT A PUPIL IS ENROLLED IN A SCHOOL DISTRICT AND RECEIVES
28 SERVICES PURSUANT TO THIS CHAPTER AND CHAPTER 7, ARTICLE 4 OF THIS TITLE
29 WHILE THE DISPUTE IS PENDING.
30 (c) THAT THE DISPUTE RESOLUTION PROCESS DOES NOT LIMIT OR DELAY A
31 PUPIL'S OR PARENT'S ACCESS TO THE STATE COMPLAINT PROCESS OR DUE PROCESS
32 PROCEDURES UNDER THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT (20
33 UNITED STATES CODE SECTIONS 1401 THROUGH 1485).
34 3. INVESTIGATE ANY COMPLAINTS THE DEPARTMENT RECEIVES THAT ALLEGE
35 THAT A POLITICAL SUBDIVISION OR AGENCY IS VIOLATING THIS SECTION OR
36 SECTION 15-768.
37 4. ANNUALLY COMPILER A REPORT REGARDING INVESTIGATIONS PURSUANT TO
38 PARAGRAPH 3 OF THIS SUBSECTION AND ANY CORRECTIVE ACTIONS TAKEN IN THE
39 IMMEDIATELY PRECEDING YEAR AND POST THE REPORT ON THE DEPARTMENT'S
40 WEBSITE.
41 O. SUBSECTIONS A AND C OF THIS SECTION DO NOT PRECLUDE A PUPIL, A
42 PUPIL'S PARENT, A STATE PLACING AGENCY, A PUPIL'S LEGAL REPRESENTATIVE OR
43 ANY OTHER INTERESTED PARTY FROM SUBMITTING AN APPLICATION FOR A
44 CERTIFICATE OF EDUCATIONAL CONVENIENCE FOR THE PUPIL TO THE COUNTY SCHOOL
45 SUPERINTENDENT.

1 P. FOR THE PURPOSES OF THIS SECTION:
2 1. "CHILD FIND" HAS THE SAME MEANING PRESCRIBED IN SECTION 15-768.
3 2. "FREE APPROPRIATE PUBLIC EDUCATION" HAS THE SAME MEANING
4 PRESCRIBED IN SECTION 15-768.
5 3. "PARENT" HAS THE SAME MEANING PRESCRIBED IN SECTION 15-761.
6 4. "STATE PLACING AGENCY" HAS THE SAME MEANING PRESCRIBED IN
7 SECTION 15-1181.
8 5. "UNORGANIZED TERRITORY" MEANS A GEOGRAPHIC AREA THAT IS NOT
9 LOCATED WITHIN THE BOUNDARIES OF ANY SCHOOL DISTRICT.
10 Sec. 6. Section 15-944, Arizona Revised Statutes, is amended to
11 read:
12 15-944. Base revenue control limit
13 A. The base revenue control limit for each school district for
14 fiscal year 1980-1981 is computed as follows:
15 1. Add the amounts in the fiscal year 1979-1980 budget effective
16 May 15, 1980 for general operating and special education.
17 2. Subtract the following budgeted revenues from the sum obtained
18 in paragraph 1 of this subsection:
19 (a) Tuition paid for attendance of nonresident pupils.
20 (b) State assistance as provided in section 15-976.
21 (c) Special education revenues as provided in section 15-825,
22 subsection ~~F~~ G and section 15-1204.
23 (d) Proceeds from the sale or lease of school property as provided
24 in section 15-1102.
25 3. Add the increase in the base support level from fiscal year
26 1979-1980 to fiscal year 1980-1981 to the difference obtained in paragraph
27 2 of this subsection.
28 B. The equalization factor for each school district is computed as
29 follows:
30 1. Divide the sum obtained in subsection A, paragraph 3 of this
31 section by the base support level for fiscal year 1980-1981.
32 2. Subtract 1.0 from the quotient obtained in paragraph 1 of this
33 subsection to obtain the equalization factor.
34 C. The revenue variation factor for each fiscal year is as follows:
35 1. For fiscal year 1981-1982, 0.80.
36 2. For fiscal year 1982-1983, 0.60.
37 3. For fiscal year 1983-1984, 0.40.
38 4. For fiscal year 1984-1985, 0.20.
39 D. The base revenue control limit for each school district during
40 the five years in which the equalization plan is in operation is computed
41 as follows:
42 1. Multiply the equalization factor by the revenue variation factor
43 for the applicable year. Beginning with fiscal year 1983-1984 if the
44 resulting product is less than negative 0.08, use negative 0.08 for
45 computation purposes as provided in paragraph 2 of this subsection.

1 2. Multiply the product obtained in paragraph 1 of this subsection
2 by the base support level for the applicable year.

3 3. Add the base support level for the applicable year to the
4 product obtained in paragraph 2 of this subsection.

5 E. For fiscal year 1985-1986 and each fiscal year thereafter, the
6 base revenue control limit equals the base support level for the same
7 fiscal year.

8 Sec. 7. Section 15-947, Arizona Revised Statutes, is amended to
9 read:

10 15-947. Revenue control limit; district support level;
11 general budget limit; unrestricted total capital
12 budget limit; district additional assistance limit

13 A. The revenue control limit for a school district is equal to the
14 sum of the base revenue control limit determined in section 15-944 and the
15 transportation revenue control limit determined in section 15-946.

16 B. The district support level for a school district is equal to the
17 sum of the base support level determined in section 15-943 and the
18 transportation support level determined in section 15-945.

19 C. The general budget limit for each school district, for each
20 fiscal year, is the sum of the following:

21 1. The maintenance and operations portion of the revenue control
22 limit for the budget year.

23 2. The maintenance and operation portion of the following amounts:

24 (a) Amounts that are fully funded by revenues other than a levy of
25 taxes on the taxable property within the school district, as listed below:

26 (i) Amounts budgeted as the budget balance carryforward as provided
27 in section 15-943.01.

28 (ii) Tuition revenues for attendance of nonresident pupils.

29 (iii) State assistance as provided in section 15-976.

30 (iv) Special education revenues as provided in section 15-825,
31 subsection ~~F~~ G and section 15-1204.

32 (v) Title VIII of the elementary and secondary education act of
33 1965 assistance determined for children with disabilities, children with
34 specific learning disabilities, children residing on Indian lands and
35 children residing within the boundaries of an accommodation school that is
36 located on a military reservation and that is classified as a heavily
37 impacted local educational agency pursuant to 20 United States Code
38 section 7703 as provided in section 15-905, subsections K and O.

39 (vi) Title VIII of the elementary and secondary education act of
40 1965 administrative costs as provided in section 15-905, subsection P.

41 (vii) State assistance for excess tuition as provided in section
42 15-825.01.

43 (viii) Transportation revenues for attendance of nonresident
44 pupils.

1 (b) Amounts approved pursuant to an override election as provided
2 in section 15-481 for the applicable fiscal year.

3 (c) Amounts authorized by the county school superintendent pursuant
4 to section 15-974, subsection B.

5 (d) Expenditures for complying with a court order of desegregation
6 as provided in section 15-910.

7 (e) Interest on registered warrants or tax anticipation notes as
8 provided in section 15-910.

9 (f) Amounts budgeted for a jointly owned and operated career and
10 technical education and vocational education center as provided in section
11 15-910.01.

12 3. The maintenance and operations portion of district additional
13 assistance for the budget year.

14 4. Any other budget item that is budgeted in the maintenance and
15 operation section of the budget and that is specifically exempt from the
16 revenue control limit or district additional assistance.

17 D. The unrestricted capital budget limit, for each school district
18 for each fiscal year, is the sum of the following:

19 1. The federal impact adjustment as determined in section 15-964
20 for the budget year.

21 2. Any other budget item that is budgeted in the capital outlay
22 section of the budget and that is specifically exempt from district
23 additional assistance.

24 3. The unrestricted capital portion of the amounts contained in
25 subsection C of this section.

26 4. The unexpended budget balance in the unrestricted capital outlay
27 fund from the previous fiscal year.

28 5. The net interest earned in the unrestricted capital outlay fund
29 from the previous fiscal year.

30 Sec. 8. Section 15-976, Arizona Revised Statutes, is amended to
31 read:

32 15-976. Assistance for school districts for children whose
33 parents are employed by certain state institutions;
34 expenditure limitation

35 A. The superintendent of public instruction shall assist school
36 districts in educating children whose parents or legal guardians are
37 employed by and domiciled at the following state institutions and
38 stations: the state hospital, the Arizona state schools for the deaf and
39 the blind, intellectual disability centers, port of entry inspection
40 stations and institutions and facilities maintained by the state
41 department of corrections. The school enrollment is deemed for the
42 purpose of determining student count to be enrollment in the school
43 district of actual attendance. The assistance shall be by payment of
44 tuition as follows:

1 1. For group B children with disabilities, as provided in section
2 15-825, subsection ~~D~~ G.

3 2. For children other than group B children with disabilities, the
4 costs per student count as prescribed in section 15-824, subsection G
5 minus the amount generated by the equalization base as determined in
6 section 15-971, subsection A for those pupils, except that the tuition for
7 any pupil shall not exceed an amount equal to ~~seven thousand dollars~~
8 \$7,000 minus the amount generated by the equalization base as determined
9 in section 15-971, subsection A.

10 B. Claims for such payments shall be made by the school districts
11 through the county school superintendent to the superintendent of public
12 instruction.

13 C. The total amount of state monies that may be spent in any fiscal
14 year by the superintendent of public instruction pursuant to subsection A
15 of this section shall not exceed the amount appropriated or authorized by
16 section 35-173 for that purpose. This section ~~shall~~ DOES not ~~be construed~~
17 ~~to~~ impose a duty on an officer, agent or employee of this state to
18 discharge a responsibility or ~~to~~ create any right in a person or group if
19 the discharge or right would require an expenditure of state monies in
20 excess of the expenditure authorized by legislative appropriation for that
21 specific purpose.