

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

HOUSE BILL 2307

AN ACT

AMENDING TITLE 15, CHAPTER 2, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 15-220; RELATING TO CONTINUING HIGH SCHOOL PROGRAMS.

(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 2, article 1, Arizona Revised
3 Statutes, is amended by adding section 15-220, to read:

4 15-220. Continuing high school program: requirements:
5 enrollment limits; program termination

6 A. THE STATE BOARD OF EDUCATION SHALL ESTABLISH A CONTINUING HIGH
7 SCHOOL PROGRAM TO PROVIDE ALTERNATIVE STUDY SERVICES TO ADULT LEARNERS
8 LEADING TO THE ISSUANCE OF A HIGH SCHOOL DIPLOMA AND WORKFORCE SKILLS
9 CREDENTIALS.

10 B. THE CONTINUING HIGH SCHOOL PROGRAM SHALL PROVIDE PUBLIC
11 EDUCATION TO ADULT LEARNERS THROUGH PARTNERSHIPS BETWEEN APPROVED SERVICE
12 PROVIDERS AND SCHOOL DISTRICTS, NON-PROFIT CHARTER SCHOOLS OR CAREER
13 TECHNICAL EDUCATION DISTRICTS. TO BE AN ELIGIBLE SERVICE PROVIDER, AN
14 ORGANIZATION MUST BE QUALIFIED PURSUANT TO SECTION 501(c)(3) OF THE
15 INTERNAL REVENUE CODE AND DEMONSTRATE AT LEAST A TEN-YEAR HISTORY OF
16 PROVIDING SERVICES IN THIS STATE TO PERSONS WHO ARE AT LEAST EIGHTEEN
17 YEARS OF AGE AND WHOSE EDUCATIONAL AND TRAINING OPPORTUNITIES HAVE BEEN
18 LIMITED BY EDUCATIONAL DISADVANTAGES, DISABILITIES AND CHALLENGES.

19 C. A HIGH SCHOOL DIPLOMA MAY BE ISSUED PURSUANT TO THIS SECTION
20 ONLY TO AN ADULT LEARNER WHO MEETS ALL THE GRADUATION REQUIREMENTS OF
21 SECTION 15-701.01 AND THE STATE BOARD OF EDUCATION.

22 D. THE CONTINUING HIGH SCHOOL PROGRAM SHALL MEET ALL APPLICABLE
23 LEGAL REQUIREMENTS PRESCRIBED IN THIS TITLE FOR A PUBLIC SCHOOL, INCLUDING
24 REQUIREMENTS FOR STUDENT ASSESSMENTS, REQUIREMENTS FOR SPECIAL EDUCATION
25 SERVICES AND PROHIBITIONS AGAINST ADMISSION LIMITS BASED ON ETHNICITY,
26 NATIONAL ORIGIN, GENDER, INCOME LEVEL, DISABLING CONDITION, ENGLISH
27 LANGUAGE PROFICIENCY OR ATHLETIC ABILITY.

28 E. THE CONTINUING HIGH SCHOOL PROGRAM IS NOT ELIGIBLE FOR
29 TRANSPORTATION FUNDING PURSUANT TO SECTION 15-945.

30 F. THE CONTINUING HIGH SCHOOL PROGRAM IS NOT ELIGIBLE FOR ARIZONA
31 ONLINE INSTRUCTION FUNDING PURSUANT TO SECTION 15-808.

32 G. NOTWITHSTANDING THE AGE RESTRICTIONS OTHERWISE PRESCRIBED IN
33 THIS TITLE, THE CONTINUING HIGH SCHOOL PROGRAM IS ELIGIBLE TO RECEIVE BASE
34 SUPPORT LEVEL FUNDING PURSUANT TO SECTION 15-943 AND ADDITIONAL ASSISTANCE
35 IN THE SAME MANNER AS A SCHOOL DISTRICT OR CHARTER SCHOOL.

36 H. THE DEPARTMENT OF EDUCATION SHALL DEVELOP APPLICATION PROCEDURES
37 FOR SERVICE PROVIDERS THAT WISH TO PARTICIPATE IN THE CONTINUING HIGH
38 SCHOOL PROGRAM. AN APPLICATION SUBMITTED PURSUANT TO THIS SECTION MUST
39 INCLUDE ALL OF THE FOLLOWING:

40 1. A DESCRIPTION OF THE SERVICE PROVIDER'S ADMINISTRATIVE
41 STRUCTURE, PROGRAM ACTIVITIES AND PROGRAM STAFF, THE SERVICE PROVIDER'S
42 BUDGET AND THE SPECIFIC CURRICULUM OF THE SERVICE PROVIDER THAT IS ALIGNED
43 WITH THE STATE ACADEMIC STANDARDS.

44 2. THE SERVICE PROVIDER'S SCHOOL CALENDAR AND A SCHEDULE DESCRIBING
45 THE SERVICE PROVIDER'S LOCATION, LENGTH OF SCHOOL DAY, PROGRAM SEQUENCE,

1 MULTIDISCIPLINARY COURSES, PACE AND INSTRUCTIONAL ACTIVITIES, OR ANY
2 COMBINATION OF THESE ITEMS.

3 3. A DESCRIPTION OF SPECIFIC ACADEMIC, BEHAVIORAL AND EMOTIONAL
4 SUPPORT SERVICES THE SERVICE PROVIDER WILL OFFER TO ADULT LEARNERS WHO
5 ENROLL IN THE PROGRAM.

6 4. IF APPLICABLE, A DESCRIPTION OF THE SERVICE PROVIDER'S CAREER
7 TECHNICAL EDUCATION COURSES THAT LEAD TO INDUSTRY CERTIFICATIONS IN
8 HIGH-GROWTH AND IN-DEMAND INDUSTRY SECTORS OR DUAL ENROLLMENT COURSES FROM
9 A UNIVERSITY OR COMMUNITY COLLEGE. A SERVICE PROVIDER MAY PARTNER WITH A
10 COMMUNITY COLLEGE DISTRICT TO PROVIDE CAREER TECHNICAL EDUCATION COURSES
11 THAT LEAD TO INDUSTRY CERTIFICATIONS.

12 5. A DESCRIPTION OF SPECIFIC PROGRAM OUTCOMES, GOALS AND METRICS
13 THE SERVICE PROVIDER WILL USE TO DETERMINE STUDENT SUCCESS.

14 6. THE PROJECTED NUMBER OF ADULT LEARNERS THE SERVICE PROVIDER WILL
15 ENROLL.

16 I. THE STATE BOARD OF EDUCATION SHALL EVALUATE APPLICATIONS
17 SUBMITTED BY SERVICE PROVIDERS AND APPROVE SERVICE PROVIDERS THAT
18 DEMONSTRATE THROUGH EVIDENCE OR OTHER DOCUMENTATION THE ABILITY TO MEET
19 THE PERFORMANCE EXPECTATIONS ADOPTED BY THE STATE BOARD. THE STATE
20 BOARD'S APPROVAL IS SUBJECT TO ALL OF THE FOLLOWING:

21 1. THE INITIAL APPROVAL OF A SERVICE PROVIDER'S PARTICIPATION IN
22 THE CONTINUING HIGH SCHOOL PROGRAM SHALL BE FOR A PERIOD OF NOT MORE THAN
23 TWO SCHOOL YEARS.

24 2. THE RENEWAL OF APPROVAL SHALL BE FOR A PERIOD OF NOT MORE THAN
25 FOUR SCHOOL YEARS AND IS CONTINGENT ON SPECIFIC PERFORMANCE EXPECTATIONS,
26 INCLUDING STUDENT PROGRESSION, GRADUATION RATES AND EARNING OF
27 INDUSTRY-RECOGNIZED CREDENTIALS.

28 3. IF AN APPROVED SERVICE PROVIDER FAILS TO MEET ANY OF THE
29 REQUIREMENTS OF THIS SECTION OR ANY RULES ADOPTED BY THE STATE BOARD, THE
30 STATE BOARD SHALL IMMEDIATELY INITIATE A PROCESS TO REVOKE THE SERVICE
31 PROVIDER'S APPROVAL TO PROVIDE THE PROGRAM.

32 J. AN APPROVED SERVICE PROVIDER OF THE CONTINUING HIGH SCHOOL
33 PROGRAM SHALL ANNUALLY REPORT THE FOLLOWING INFORMATION TO THE DEPARTMENT
34 OF EDUCATION:

35 1. THE NUMBER OF STUDENTS THE SERVICE PROVIDER ENROLLS IN THE
36 PROGRAM.

37 2. THE GRADUATION RATE OF STUDENTS THE SERVICE PROVIDER ENROLLS IN
38 THE PROGRAM.

39 3. THE AVERAGE STUDENT PROGRESS TOWARD MEETING GRADUATION
40 REQUIREMENTS.

41 4. THE NUMBER AND TYPE OF INDUSTRY-RECOGNIZED CREDENTIALS EARNED BY
42 STUDENTS THE SERVICE PROVIDER ENROLLS IN THE PROGRAM.

43 5. A DESCRIPTIVE SUMMARY OF THE ACADEMIC, BEHAVIORAL AND EMOTIONAL
44 SUPPORT SERVICES THE SERVICE PROVIDER OFFERS TO ADULT LEARNERS IN THE
45 PROGRAM.

1 K. ON OR BEFORE DECEMBER 15 OF EACH YEAR, THE DEPARTMENT OF
2 EDUCATION SHALL SUBMIT AN ANNUAL REPORT CONCERNING THE CONTINUING HIGH
3 SCHOOL PROGRAM TO THE GOVERNOR, THE PRESIDENT OF THE SENATE AND THE
4 SPEAKER OF THE HOUSE OF REPRESENTATIVES THAT INCLUDES AN EVALUATION OF THE
5 EFFECTIVENESS OF THE PROGRAM. THE DEPARTMENT OF EDUCATION SHALL PROVIDE A
6 COPY OF THE REPORT TO THE SECRETARY OF STATE.

7 L. EXCEPT AS PROVIDED IN SUBSECTION M OF THIS SECTION, THE STATE
8 BOARD OF EDUCATION MAY APPROVE PROGRAM SERVICE PROVIDERS WITH A TOTAL
9 PROJECTED AVERAGE DAILY MEMBERSHIP OF:

10 1. IN FISCAL YEAR 2020-2021, NOT MORE THAN THREE HUNDRED FIFTY
11 TOTAL AVERAGE DAILY MEMBERSHIP.

12 2. IN FISCAL YEAR 2021-2022, NOT MORE THAN SEVEN HUNDRED TOTAL
13 AVERAGE DAILY MEMBERSHIP.

14 3. IN FISCAL YEAR 2022-2023 AND EACH FISCAL YEAR THEREAFTER, NOT
15 MORE THAN ONE THOUSAND SEVEN HUNDRED FIFTY TOTAL AVERAGE DAILY MEMBERSHIP.

16 M. IN ORDER TO MAXIMIZE THE AVAILABILITY OF THE CONTINUING HIGH
17 SCHOOL PROGRAM, THE STATE BOARD OF EDUCATION MAY ADJUST THE AVERAGE DAILY
18 MEMBERSHIP ALLOCATED TO INDIVIDUAL PROGRAM SERVICE PROVIDERS OF THE
19 PROGRAM BASED ON THE PREVIOUS YEAR'S ENROLLMENT, STRONG DEMAND FOR NEW
20 ENROLLMENT OR CHANGES IN THE FACILITIES WHERE THE PROGRAM IS OPERATED,
21 EXCEPT THAT THE TOTAL AVERAGE DAILY MEMBERSHIP SHALL NOT EXCEED THE TOTAL
22 PROJECTED AVERAGE DAILY MEMBERSHIP AUTHORIZED BY SUBSECTION L OF THIS
23 SECTION.

24 N. THE STATE BOARD OF EDUCATION MAY ADOPT RULES TO CARRY OUT THE
25 PURPOSES OF THIS SECTION.

26 O. THE PROGRAM ESTABLISHED BY THIS SECTION ENDS ON JULY 1, 2029
27 PURSUANT TO SECTION 41-3102.