

Senate Engrossed House Bill

~~ASDB; revisions~~
(now: ASDB; local education agencies)

State of Arizona
House of Representatives
Fifty-fifth Legislature
First Regular Session
2021

HOUSE BILL 2863

AN ACT

AMENDING TITLE 15, CHAPTER 11, ARTICLE 1, ARIZONA REVISED STATUTES, BY
ADDING SECTION 15-1306; RELATING TO THE ARIZONA STATE SCHOOLS FOR THE DEAF
AND THE BLIND.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Heading change

3 The chapter heading of title 15, chapter 11, Arizona Revised
4 Statutes, is changed from "ARIZONA STATE SCHOOL FOR THE DEAF AND THE
5 BLIND" to "ARIZONA STATE SCHOOLS FOR THE DEAF AND THE BLIND".

6 Sec. 2. Title 15, chapter 11, article 1, Arizona Revised Statutes,
7 is amended by adding section 15-1306, to read:

8 15-1306. Arizona state schools for the deaf and the blind;
9 local education agency

10 NOTWITHSTANDING ANY OTHER PROVISION OF THIS CHAPTER OR CHAPTER 10,
11 ARTICLE 7 OF THIS TITLE, THE ARIZONA STATE SCHOOLS FOR THE DEAF AND THE
12 BLIND CAMPUSES ARE CONSIDERED LOCAL EDUCATION AGENCIES FOR THE FOLLOWING
13 PURPOSES:

14 1. FEDERAL EDUCATION FUNDING RECEIVED BY THIS STATE.

15 2. STATE AND FEDERAL ACCOUNTABILITY, INCLUDING REPORTING
16 REQUIREMENTS.

17 3. PROVIDING A FREE AND APPROPRIATE PUBLIC EDUCATION TO ENROLLED
18 PUPILS PURSUANT TO THE INDIVIDUALS WITH DISABILITIES EDUCATION ACT (20
19 UNITED STATES CODE CHAPTER 33), INCLUDING PROCEDURAL SAFEGUARDS, COMPLAINT
20 PROCEDURES, IMPLEMENTATION OF INDIVIDUALIZED EDUCATION PROGRAMS AND
21 REEVALUATIONS PURSUANT TO CHAPTER 7, ARTICLE 4 OF THIS TITLE.

22 4. GRADUATION CRITERIA AND PROCEDURES, INCLUDING DIPLOMAS AND
23 TRANSCRIPTS.

24 Sec. 3. Legislative intent

25 The intent of section 15-1306, Arizona Revised Statutes, as added by
26 this act, is to recognize the Arizona state schools for the deaf and blind
27 campuses as the local education agencies responsible for providing a free
28 and appropriate public education for enrolled pupils, while maintaining
29 the home school district as a resource for the pupil's individualized
30 education program team. The legislature recognizes that the board of
31 directors for the Arizona state schools for the deaf and blind is
32 currently working on a strategic plan. Once the strategic plan is
33 complete, the legislature may need to readdress the current structure to
34 ensure that the legislature aligns with the strategic plan and purpose of
35 the Arizona state schools for the deaf and blind in order to address the
36 best interests of enrolled pupils.

37 Sec. 4. Arizona state schools for the deaf and the blind;
38 district of responsibility; exception

39 Notwithstanding title 15, chapter 11, Arizona Revised Statutes, for
40 the 2021-2022 school year the Arizona state schools for the deaf and blind
41 shall be a district of responsibility and local education agency for
42 pupils served through a campus-based model and shall be responsible for
43 providing a free and appropriate public education, awarding diplomas and
44 submitting data for federal and state accountability purposes, except that
45 the school district or charter school in which the student previously
46 attended prior to enrolling in an Arizona state schools for the deaf and

1 blind campus-based model or, if the student has moved, the school district
2 or charter school in which the student intends to attend, shall enroll a
3 student if an individualized education program determination is made that
4 the Arizona state schools for the deaf and blind is no longer the least
5 restrictive environment. If the Arizona state schools for the deaf and
6 blind convenes a meeting of a student's individualized education program
7 team to determine a student's placement status, the Arizona state schools
8 for the deaf and blind shall invite a representative of the school
9 district or charter school in which the student will next attend to
10 participate in the meeting.