

Senate Engrossed

~~technical correction; child hearing programs~~
(now: community colleges; noncredit workforce training)

State of Arizona
Senate
Fifty-sixth Legislature
First Regular Session
2023

SENATE BILL 1400

AN ACT

AMENDING SECTIONS 15-1410 AND 15-1466.01, ARIZONA REVISED STATUTES;
RELATING TO COMMUNITY COLLEGES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 15-1410, Arizona Revised Statutes, is amended to
3 read:

4 15-1410. Credit and noncredit courses

5 A. ~~Courses~~ A COURSE THAT IS offered for credit shall satisfy at
6 least one of the following ~~purposes and requirements~~:

7 1. ~~Credit courses shall~~ Satisfy one or more of the following
8 purposes:

9 (a) Qualify students for a community college certificate or degree.

10 (b) Be acceptable for transfer to a regionally accredited public or
11 private college or university.

12 (c) Prepare students with skills to seek entry-level jobs in the
13 field of specialization.

14 (d) Improve the student's job skills or prepare the student for
15 promotion in fields of employment.

16 (e) Provide skills necessary for success in other college courses.

17 (f) Provide continuing education and lifelong learning.

18 2. ~~A credit course shall~~ Satisfy all of the following requirements:

19 (a) Have a formal course outline that defines the objectives and
20 content of the course on file and available for audit.

21 (b) Evaluate and grade students based on their mastery of the
22 objectives and content of the course.

23 (c) Require faculty teaching the course to meet the standards set
24 by the district to teach in the subject area of the course.

25 (d) Base the ~~credits~~ CREDIT HOURS OR CONTACT HOURS awarded for
26 completion of the course on the effort required of, and the competencies
27 gained by, the students in accordance with policies adopted by the
28 district governing board.

29 (e) Require students, before enrollment in the course, to achieve
30 prerequisite competencies as defined in the syllabus or approved course
31 guidelines.

32 (f) Be developed using the district's formal curriculum review
33 procedure.

34 (g) Have an evaluation component, the results of which are used for
35 the purposes of formative and summative evaluation by the institution.

36 (h) Meet other requirements adopted pursuant to district governing
37 board policies, including national standardized examinations and credit by
38 evaluation or examination.

39 B. A NONCREDIT WORKFORCE TRAINING OR CAREER AND TECHNICAL EDUCATION
40 COURSE THAT MEETS THE CRITERIA ESTABLISHED IN SUBSECTION A OF THIS SECTION
41 AND THAT IS OFFERED FOR CONTACT HOURS INSTEAD OF CREDIT HOURS SHALL
42 SATISFY ONE OR MORE OF THE FOLLOWING:

43 1. BE CONSISTENT WITH THE CARL D. PERKINS CAREER AND TECHNICAL
44 EDUCATION IMPROVEMENT ACT OF 2006, AS AMENDED BY THE STRENGTHENING CAREER
45 AND TECHNICAL EDUCATION FOR THE 21ST CENTURY ACT.

1 2. BE INCLUDED ON THE ELIGIBLE TRAINING PROVIDER LIST MAINTAINED
2 PURSUANT TO THE WORKFORCE INNOVATION AND OPPORTUNITY ACT.

3 3. BE REQUESTED BY A BUSINESS OR INDUSTRY.

4 ~~B. C. Noncredit courses are~~ Courses that do not meet the criteria
5 established in subsection A OR B of this section. ~~Noncredit courses~~ are
6 the financial responsibility of the district.

7 ~~C. D.~~ A community college under the jurisdiction of a community
8 college district governing board may not offer a course with a
9 prerequisite for enrollment that requires a student to be a member of a
10 labor organization, a trade organization, or a trade guild or to
11 participate in an industry apprenticeship program.

12 Sec. 2. Section 15-1466.01, Arizona Revised Statutes, is amended to
13 read:

14 15-1466.01. Calculation of full-time equivalent student
15 enrollment; report; definition

16 A. In determining state aid under sections 15-1464 and 15-1466, the
17 number of full-time equivalent students shall be calculated in the
18 following manner:

19 1. For the basic actual full-time equivalent student enrollment,
20 add the number of full-time equivalent students enrolled as of forty-five
21 days after classes begin in the fall semester to the number of full-time
22 equivalent students enrolled as of forty-five days after classes begin in
23 the spring semester, not including additional short-term classes, and
24 divide the sum by two.

25 2. For the additional short-term and open entry, open exit
26 full-time equivalent student enrollments:

27 (a) Determine the total number of credit units for students enrolled
28 in additional short-term and open entry, open exit classes for the fiscal
29 year.

30 (b) Determine the total number of credit units for students who have
31 completed the additional short-term and open entry, open exit classes for
32 the fiscal year. Any student who has not completed the class by June 30
33 of each fiscal year ~~shall~~ IS not ~~be~~ eligible to be counted for state aid
34 purposes until the following year.

35 (c) Add the amounts in subdivisions (a) and (b) of this paragraph.

36 (d) Divide the amount determined in subdivision (c) of this
37 paragraph by two.

38 (e) Divide the quotient obtained in subdivision (d) of this
39 paragraph by thirty.

40 (f) The result in subdivision (e) of this paragraph is the
41 additional short-term and open entry, open exit full-time equivalent
42 student enrollments for the fiscal year.

43 3. For the skill center, ~~and~~ adult basic education courses AND
44 NONCREDIT WORKFORCE TRAINING full-time equivalent student enrollment,
45 divide by six hundred forty the total class attended clock hours OR

1 CONTACT HOURS of persons who complete vocational training. Any student
2 who does not complete vocational training programs by June 30 of each
3 fiscal year ~~shall~~ IS not ~~be~~ eligible to be counted for state aid purposes
4 until the following year.

5 4. The total of basic actual, additional short-term and open entry,
6 open exit, ~~and~~ skill center AND NONCREDIT WORKFORCE TRAINING full-time
7 equivalent student enrollment shall be the basis of providing state aid.

8 5. For a student who takes a course for which credit is awarded by
9 both a community college and a high school, in which the instructor is an
10 employee of the high school and in which the class is being taught on the
11 high school campus during the normal high school operating hours, the
12 amount of state aid that the community college would otherwise receive for
13 that student shall be reduced by fifty percent.

14 B. For the purposes of calculating the district expenditure
15 limitation prescribed in article IX, section 21, Constitution of Arizona,
16 and pursuant to section 41-563, the number of full-time equivalent
17 students shall be calculated in the following manner:

18 1. Determine the total of basic actual, additional short-term and
19 open entry, open exit, ~~and~~ skill center AND NONCREDIT WORKFORCE TRAINING
20 full-time equivalent students as prescribed in subsection A of this
21 section.

22 2. Determine the number of full-time equivalent students included
23 in paragraph 1 of this subsection who were enrolled in career and
24 technical education courses that have been approved by the department of
25 education in accordance with the Carl D. Perkins career and technical
26 education improvement act of 2006, AS AMENDED BY THE STRENGTHENING CAREER
27 AND TECHNICAL EDUCATION FOR THE 21ST CENTURY ACT.

28 3. Multiply the amount determined in paragraph 2 of this subsection
29 by 0.3.

30 4. Add the amounts in paragraphs 1 and 3 of this subsection. This
31 sum is the full-time equivalent student enrollment for the purpose of the
32 DISTRICT expenditure limitation.

33 C. The full-time equivalent student enrollment reported by each
34 district for all basic actual, additional short-term and open entry, open
35 exit classes, ~~and~~ skill center and adult basic education courses AND
36 NONCREDIT WORKFORCE TRAINING COURSES pursuant to subsection A of this
37 section shall be audited annually by the auditor general. The auditor
38 general shall audit separately any full-time equivalent student enrollment
39 in which a student is enrolled in a course for both high school and
40 college credit simultaneously, except for credit received at a private
41 college or a college that is owned, operated or chartered by an Indian
42 tribe, taking into consideration any relevant law, regulation or rule.
43 ~~Beginning with the audit for the year ending June 30, 2016,~~ The auditor
44 general shall audit separately the calculation of full-time equivalent
45 student enrollment in subsection B of this section for the purpose of the

1 expenditure limitation for use pursuant to section 41-563. The auditor
2 general shall report the results of the audit to the staffs of the joint
3 legislative budget committee, the governor's office of strategic planning
4 and budgeting and the economic estimates commission on or before October
5 15 of each year.

6 D. Pursuant to section 15-1445, paragraph 4, a community college
7 district may submit to the economic estimates commission one of the
8 following estimates of full-time equivalent student enrollment:

9 1. The most recent audited full-time equivalent student enrollment
10 count calculated pursuant to subsection B of this section.

11 2. The average of the five most recent audited full-time equivalent
12 student enrollment counts calculated pursuant to subsection B of this
13 section.

14 3. A full-time equivalent student enrollment count that exceeds the
15 most recent audited full-time equivalent student enrollment count
16 calculated pursuant to subsection B of this section by up to five percent
17 if the actual full-time equivalent student enrollment count as of
18 forty-five days after classes begin in the current fall semester exceeds
19 the actual full-time equivalent student enrollment count as of forty-five
20 days after classes began in the fall semester of the previous year.

21 E. FOR THE PURPOSES OF THIS SECTION, "NONCREDIT WORKFORCE TRAINING"
22 MEANS A NONCREDIT WORKFORCE TRAINING OR CAREER AND TECHNICAL EDUCATION
23 COURSE DESCRIBED IN SECTION 15-1410, SUBSECTION B.