

State of Arizona
Senate
Forty-eighth Legislature
First Regular Session
2007

SENATE BILL 1068

AN ACT

AMENDING SECTIONS 15-101, 15-1805.01 AND 15-1821.01, ARIZONA REVISED
STATUTES; RELATING TO DUAL ENROLLMENT.

(TEXT OF BILL BEGINS ON NEXT PAGE)

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

2 Section 1. Section 15-101, Arizona Revised Statutes, is amended to
3 read:

4 15-101. Definitions

5 In this title, unless the context otherwise requires:

6 1. "Accommodation school" means either:

7 (a) A school which is operated through the county board of supervisors
8 and the county school superintendent and which the county school
9 superintendent administers to serve a military reservation or territory which
10 is not included within the boundaries of a school district.

11 (b) A school that provides educational services to homeless children
12 or alternative education programs as provided in section 15-308, subsection
13 B.

14 2. "Assessed valuation" means the valuation derived by applying the
15 applicable percentage as provided in title 42, chapter 15, article 1 to the
16 full cash value or limited property value, whichever is applicable, of the
17 property.

18 3. "Charter school" means a public school established by contract with
19 a district governing board, the state board of education or the state board
20 for charter schools pursuant to article 8 of this chapter to provide learning
21 that will improve pupil achievement.

22 4. "Child with a disability" means a child with a disability as
23 defined in section 15-761.

24 5. "Class A bonds" means general obligation bonds approved by a vote
25 of the qualified electors of a school district at an election held on or
26 before December 31, 1998.

27 6. "Class B bonds" means general obligation bonds approved by a vote
28 of the qualified electors of a school district at an election held from and
29 after December 31, 1998.

30 7. "Competency" means a demonstrated ability in a skill at a specified
31 performance level.

32 8. "Course" means organized subject matter in which instruction is
33 offered within a given period of time and for which credit toward promotion,
34 graduation or certification is usually given. A course consists of knowledge
35 selected from a subject for instructional purposes in the schools.

36 9. "Course of study" means a list of required and optional subjects to
37 be taught in the schools.

38 10. "DUAL ENROLLMENT COURSE" MEANS A COLLEGE LEVEL COURSE THAT IS
39 CONDUCTED ON THE CAMPUS OF A HIGH SCHOOL OR ON THE CAMPUS OF A JOINT
40 TECHNOLOGICAL EDUCATION DISTRICT, THAT IS APPLICABLE TO AN ESTABLISHED
41 COMMUNITY COLLEGE ACADEMIC OR OCCUPATIONAL DEGREE OR CERTIFICATE PROGRAM AND
42 THAT IS TRANSFERABLE TO A UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA
43 BOARD OF REGENTS. A DUAL ENROLLMENT COURSE THAT IS APPLICABLE TO A COMMUNITY
44 COLLEGE OCCUPATIONAL DEGREE OR CERTIFICATE PROGRAM MAY BE TRANSFERABLE TO A
45 UNIVERSITY UNDER THE JURISDICTION OF THE ARIZONA BOARD OF REGENTS.

1 ~~10.~~ 11. "Fiscal year" means the year beginning July 1 and ending June
2 30.

3 ~~11.~~ 12. "Governing board" means a body organized for the government
4 and management of the schools within a school district or a county school
5 superintendent in the conduct of an accommodation school.

6 ~~12.~~ 13. "Lease" means an agreement for conveyance and possession of
7 real or personal property.

8 ~~13.~~ 14. "Limited property value" means the value determined pursuant
9 to title 42, chapter 13, article 7. Limited property value shall be used as
10 the basis for assessing, fixing, determining and levying primary property
11 taxes.

12 ~~14.~~ 15. "Parent" means the natural or adoptive parent of a child or a
13 person who has custody of a child.

14 ~~15.~~ 16. "Person who has custody" means a parent or legal guardian of a
15 child, a person to whom custody of the child has been given by order of a
16 court or a person who stands in loco parentis to the child.

17 ~~16.~~ 17. "P.L. 81-874" means ~~P.L.~~ PUBLIC LAW 81-874 or its successors.

18 ~~17.~~ 18. "Primary property taxes" means all ad valorem taxes except for
19 secondary property taxes.

20 ~~18.~~ 19. "Private school" means a nonpublic institution where
21 instruction is imparted.

22 ~~19.~~ 20. "School" means any public institution established for the
23 purposes of offering instruction to pupils in programs for preschool children
24 with disabilities, kindergarten programs or any combination of grades one
25 through twelve.

26 ~~20.~~ 21. "School district" means a political subdivision of this state
27 with geographic boundaries organized for the purpose of the administration,
28 support and maintenance of the public schools or an accommodation school.

29 ~~21.~~ 22. "Secondary property taxes" means ad valorem taxes used to pay
30 the principal of and the interest and redemption charges on any bonded
31 indebtedness or other lawful long-term obligation issued or incurred for a
32 specific purpose by a school district or a community college district and
33 amounts levied pursuant to an election to exceed a budget, expenditure or tax
34 limitation.

35 ~~22.~~ 23. "Subject" means a division or field of organized knowledge,
36 such as English or mathematics, or a selection from an organized body of
37 knowledge for a course or teaching unit, such as the English novel or
38 elementary algebra.

39 Sec. 2. Section 15-1805.01, Arizona Revised Statutes, is amended to
40 read:

41 15-1805.01. Admissions; enrollments; community colleges

42 A. Admissions to the community colleges in this state may be granted
43 to any person who meets any one of the following criteria:

1 1. Is a graduate of a high school that is accredited by a regional
2 accrediting association as defined by the United States office of education
3 or approved by a state board of education or other appropriate state
4 educational agency.

5 2. Has a high school certificate of equivalency.

6 3. Is **AT LEAST** eighteen years of age ~~or older~~ and demonstrates
7 evidence of potential success in the community college.

8 4. Is a transfer student in good standing from another college or
9 university.

10 B. Each community college district shall adopt policies regarding the
11 admission of students under eighteen years of age that include, at a minimum,
12 **STUDENT COMPLETION OF COURSE PREREQUISITES AND** the following requirements:

13 1. Admission to the community colleges in this state shall be granted
14 to any student who is under eighteen years of age and who achieves **ONE OF THE**
15 **FOLLOWING:**

16 (a) **A COMPOSITE SCORE OF 93 OR MORE ON THE PRACTICE SCHOLASTIC**
17 **APTITUDE TEST.**

18 (b) A composite score of 930 or more on the scholastic aptitude test.

19 ~~or~~
20 (c) A composite score of twenty-two or more on the American college
21 test.

22 (d) **A PASSING SCORE ON THE RELEVANT PORTION OF THE ARIZONA INSTRUMENT**
23 **TO MEASURE STANDARDS TEST.**

24 (e) **A MINIMUM GRADE POINT AVERAGE DETERMINED BY THE COMMUNITY COLLEGE**
25 **DISTRICT.**

26 (f) **THE COMPLETION OF A COLLEGE PLACEMENT TEST DESIGNATED BY THE**
27 **COMMUNITY COLLEGE DISTRICT THAT INDICATES THE STUDENT IS AT THE APPROPRIATE**
28 **COLLEGE LEVEL FOR THE COURSE.**

29 (g) **IS A GRADUATE OF A PRIVATE OR PUBLIC HIGH SCHOOL OR HAS A HIGH**
30 **SCHOOL CERTIFICATE OF EQUIVALENCY.**

31 2. A community college may limit the number of semester hours in which
32 the student may enroll to not more than six credit hours.

33 3. **HOME SCHOOLED STUDENTS ARE EXEMPT FROM THIS SUBSECTION.**

34 C. Students **WHO ENROLL IN VOCATIONAL COURSES** may be admitted on an
35 individual basis with the approval of college officials if the student meets
36 the established requirements of the courses for which the student enrolls and
37 the college officials determine that the student's admission is in the best
38 interest of the student.

39 Sec. 3. Section 15-1821.01, Arizona Revised Statutes, is amended to
40 read:

41 15-1821.01. Dual enrollment information

42 On a determination by a community college district governing board that
43 it is in the best interest of the citizens of a district, the district
44 governing board may authorize district community colleges to offer college
45 courses that may be counted toward both high school and college graduation

1 requirements at the high school during the school day subject to the
2 following:

3 1. The community college district governing board and the governing
4 board of the school district or organization of which the high school is a
5 part shall enter into an agreement or contract ~~that, at a minimum, shall~~
6 ~~address the responsibility of the community college and of the high school~~
7 ~~for payment for facilities, personnel and other costs, and the manner in~~
8 ~~which the college tuition is to be paid by or on behalf of each student shall~~
9 ~~be clearly stated.~~ BEGINNING IN THE 2008-2009 SCHOOL YEAR, THESE

10 INTERGOVERNMENTAL AGREEMENTS OR CONTRACTS SHALL BE BASED ON A UNIFORM FORMAT
11 THAT HAS BEEN COOPERATIVELY DEVELOPED BY THE COMMUNITY COLLEGE DISTRICTS IN
12 THIS STATE, AND THAT HAVE BEEN SUBMITTED FOR REVIEW TO THE JOINT LEGISLATIVE
13 BUDGET COMMITTEE BY DECEMBER 31, 2007. ON OR BEFORE SEPTEMBER 1 OF EACH YEAR,
14 THE JOINT LEGISLATIVE BUDGET COMMITTEE SHALL NOTIFY EACH COMMUNITY COLLEGE
15 DISTRICT TO REPORT A SPECIFIED PERCENTAGE OF ITS INITIAL INTERGOVERNMENTAL
16 AGREEMENTS OR CONTRACTS EXECUTED WITH SCHOOL DISTRICT GOVERNING BOARDS OR
17 CHARTER SCHOOLS. EACH OF THESE AGREEMENTS OR CONTRACTS SHALL CLEARLY SPECIFY
18 THE FOLLOWING:

19 (a) THE FINANCIAL PROVISIONS OF THE AGREEMENT OR CONTRACT AND THE
20 FORMAT FOR THE BILLING OF ALL SERVICES UNDER THE AGREEMENT OR CONTRACT,
21 INCLUDING THE AMOUNT THAT THE COMMUNITY COLLEGE RECEIVED IN FULL-TIME STUDENT
22 EQUIVALENT FUNDING PURSUANT TO SECTION 15-1466.01, THE PORTION OF THE FUNDING
23 THAT IS DISTRIBUTED TO THE SCHOOL DISTRICT GOVERNING BOARD OR CHARTER SCHOOL
24 AND ANY AMOUNT THAT IS SUBSEQUENTLY RETURNED TO THE COMMUNITY COLLEGE
25 DISTRICT BY THE SCHOOL DISTRICT GOVERNING BOARD OR CHARTER SCHOOL.

26 (b) STUDENT TUITION AND FINANCIAL AID POLICIES, INCLUDING IF
27 SCHOLARSHIPS OR GRANTS ARE AWARDED TO STUDENTS IN DUAL ENROLLMENT COURSES
28 FROM THE COMMUNITY COLLEGE.

29 (c) THE ACCOUNTABILITY PROVISIONS FOR EACH PARTY TO THE AGREEMENT OR
30 CONTRACT.

31 (d) THE RESPONSIBILITIES AND SERVICES REQUIRED OF EACH PARTY TO THE
32 AGREEMENT OR CONTRACT.

33 (e) THE TYPE OF INSTRUCTION THAT WILL BE PROVIDED UNDER THE AGREEMENT
34 OR CONTRACT, INCLUDING THE TITLES OF THE COURSES TO BE OFFERED.

35 (f) THE QUALITY OF THE INSTRUCTION THAT WILL BE PROVIDED UNDER THE
36 AGREEMENT OR CONTRACT.

37 2. Students shall be admitted to the community college under the
38 policies adopted by each district, subject to the following:

39 (a) All students enrolled for college credit shall be high school
40 juniors or seniors. All students in the course, including those not electing
41 to enroll for college credit, shall satisfy the prerequisites for the course
42 as published in the college catalog and shall comply with college policies
43 regarding student placement in courses.

44 (b) A community college may waive the class status requirements
45 specified in subdivision (a) of this paragraph for up to twenty-five per cent

1 of the students enrolled by a college in courses provided that the community
2 college has an established written criteria for waiving the requirements for
3 each course. These criteria shall include a demonstration, by an examination
4 of the specific purposes and requirements of the course, that freshman and
5 sophomore students who meet course prerequisites are prepared to benefit from
6 the college level course. All exceptions and the justification for the
7 exceptions shall be reported as provided in paragraph 6 of this section.

8 3. The courses shall be previously evaluated and approved through the
9 curriculum approval process of the district, shall be at a higher level than
10 taught by the high school and shall be transferable to a university under the
11 jurisdiction of the Arizona board of regents or be applicable to an
12 established community college occupational degree or certificate program.
13 Physical education courses shall not be available for dual enrollment
14 purposes.

15 4. College approved textbooks, syllabuses, course outlines and grading
16 standards that are applicable to the courses if taught at the community
17 college shall apply to these courses and to all students in the courses
18 offered pursuant to this section. The chief executive officer of each
19 community college shall establish an advisory committee of full-time faculty
20 who teach in the disciplines offered at the community college to assist in
21 course selection and implementation in the high schools and to review and
22 report at least annually to the chief executive officer whether the course
23 goals and standards are understood, the course guidelines are followed and
24 the same standards of expectation and assessment are applied to these courses
25 as though they were being offered at the community college. The advisory
26 committee of full-time faculty shall meet at least three times each academic
27 year.

28 5. Each faculty member shall meet the requirements established by the
29 governing board pursuant to section 15-1444. The chief executive officer of
30 each community college district shall establish an advisory committee of
31 full-time faculty who teach in the disciplines offered at the community
32 college district to assist in the selection, orientation, ongoing
33 professional development and evaluation of faculty teaching college courses
34 in conjunction with the high schools. The advisory committee of full-time
35 faculty shall meet at least two times each academic year.

36 6. Each community college district, on or before September 1, shall
37 annually provide a report to the joint legislative budget committee on the
38 courses offered in conjunction with high schools during the previous fiscal
39 year. In the case of a multicollege district, the multicollege district
40 shall provide a separate report for each college. This report shall include
41 the following:

42 (a) Documentation of compliance with the requirements identified in
43 paragraphs 3, 4 and 5 of this section, **INCLUDING A LISTING OF THE MEMBERS OF**
44 **THE FACULTY ADVISORY COMMITTEES AT EACH COMMUNITY COLLEGE AS PROVIDED IN**
45 **PARAGRAPHS 4 AND 5 OF THIS SECTION.**

1 (b) The number of students in each course who did not meet the
2 criteria prescribed in paragraph 2 of this section.

3 (c) The total enrollments listed by location, by high school grade
4 level, by course and by whether the program was academic or occupational.

5 (d) Summary data on the performance of students enrolled for college
6 credit in courses offered in conjunction with high schools, including
7 completion rates and grade distribution.

8 (e) COURSE LEVEL DATA ON THE PERFORMANCE OF STUDENTS ENROLLED FOR
9 COLLEGE CREDIT IN COURSES OFFERED IN CONJUNCTION WITH HIGH SCHOOLS, INCLUDING
10 COMPLETION DATES, GRADE DISTRIBUTION AND THE NUMBER OF STUDENTS WHO RECEIVED
11 REMEDIAL INSTRUCTION FOR THE COURSE.

12 ~~(e)~~ (f) A copy of each ADDENDUM OF AN INTERGOVERNMENTAL agreement or
13 contract executed pursuant to paragraph 1 of this section.

14 (g) SUMMARY DATA BY COMMUNITY COLLEGE DISTRICT AND BY INDIVIDUAL
15 COMMUNITY COLLEGE ON THE NUMBER OF SCHOLARSHIPS OR GRANTS AWARDED TO
16 STUDENTS.

17 7. Each community college district shall conduct tracking studies of
18 subsequent academic or occupational achievement of students enrolled in
19 courses offered pursuant to this section. The ~~report~~ REPORTS of the results
20 of the ~~first tracking study shall be submitted to the joint legislative~~
21 ~~budget committee on or before September 1, 2003 and subsequent reports~~
22 STUDIES shall be submitted to the joint legislative budget committee on or
23 before September 1 of each odd-numbered year ~~thereafter~~, subject to the
24 following:

25 (a) The tracking studies prescribed in this paragraph may involve
26 statistically valid sampling techniques and shall include, at a minimum, the
27 high school graduation rate, the number of students continuing their studies
28 after graduation at a community college in this state or a university under
29 the jurisdiction of the Arizona board of regents, the performance of the
30 students in subsequent college courses in the same discipline or occupational
31 field and the student's grade point average after one year at an Arizona
32 community college or university as compared to the student's college grade
33 point average for courses completed while still in high school.

34 (b) On receipt of the report of the tracking studies prescribed in
35 this paragraph, the joint legislative budget committee ~~shall~~ MAY convene an
36 ad hoc committee that includes community college academic officers, faculty
37 and other experts in the field to review the manner in which these courses
38 are provided. This committee may make recommendations to the joint
39 legislative budget committee regarding desirable changes in this section or
40 in the manner in which this section is being implemented. A copy of this
41 report shall be provided to each district governing board.

42 8. A school district shall ensure that a pupil is a full-time student
43 as defined in section 15-901 and is enrolled in and attending a full-time
44 instructional program at a school in the school district before that pupil is
45 allowed to enroll in a college course pursuant to this section, except that

1 high school seniors who satisfy high school graduation requirements with less
2 than a full-time instructional program shall be exempt from this paragraph.

3 Sec. 4. Current dual enrollment students

4 This act does not apply to high school students who have been admitted
5 to a community college in this state before the effective date of this act.