

REFERENCE TITLE: schools; ADM audits; repayment

State of Arizona
House of Representatives
Forty-ninth Legislature
First Regular Session
2009

HB 2604

Introduced by
Representative Crandall

AN ACT

AMENDING TITLE 15, CHAPTER 9, ARTICLE 1, ARIZONA REVISED STATUTES, BY ADDING SECTION 15-901.05; RELATING TO SCHOOL FINANCE.

(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 9, article 1, Arizona Revised Statutes,
3 is amended by adding section 15-901.05, to read:
4 15-901.05. Audits; average daily membership; repayment
5 NOTWITHSTANDING ANY OTHER LAW, A SCHOOL DISTRICT OR CHARTER SCHOOL THAT
6 IS REQUIRED TO REPAY MONIES TO THIS STATE AS THE RESULT OF AN AVERAGE DAILY
7 MEMBERSHIP AUDIT CONDUCTED AFTER THE EFFECTIVE DATE OF THIS SECTION BY THE
8 DEPARTMENT OF EDUCATION OR THE OFFICE OF THE AUDITOR GENERAL SHALL REPAY THE
9 FULL AMOUNT OF THE MONIES DUE TO THIS STATE AS A RESULT OF THE AUDIT WITHIN
10 FIVE YEARS AFTER THE DATE OF THE AUDIT FINDING.
11 Sec. 2. Previous audits; average daily membership; repayment
12 A. Notwithstanding any other law, a school district that meets the
13 criteria specified in subsection B, paragraph 1 or 2 of this section and that
14 is required to repay monies to this state as the result of an audit conducted
15 before the effective date of this act by the department of education or the
16 office of the auditor general pursuant to Laws 2006, chapter 353, section 23,
17 Laws 2007, chapter 264, section 17 or Laws 2008, chapter 287, section 50
18 shall repay the full amount of the monies due to this state as a result of
19 the audit within five years after the date of the audit finding.
20 B. The following school districts are eligible to use the repayment
21 provisions of subsection A of this section:
22 1. A unified school district with a student count of at least _____
23 but less than _____ in fiscal year 2007-2008 that is required to repay a
24 total of at least six hundred eighty-five thousand dollars but less than six
25 hundred ninety thousand dollars pursuant to subsection A of this section.
26 2. A unified school district with a student count of at least _____
27 but less than _____ in fiscal year 2007-2008 that is required to repay a
28 total of at least three hundred sixty thousand dollars but less than three
29 hundred eighty thousand dollars pursuant to subsection A of this section.
30 Sec. 3. Retroactivity
31 Section 2 of this act is effective retroactively to September 21, 2006.
32 Sec. 4. Emergency
33 This act is an emergency measure that is necessary to preserve the
34 public peace, health or safety and is operative immediately as provided by
35 law.