



2019 Education Bills Signed by Governor Ducey

Created by ADE Policy and Government Relations Division

Below is a list of House and Senate Education and Education-related bills, monitored by the Arizona Department of Education Policy and Government Relations division, introduced during the 2019 54th Legislative Session, signed into law by Governor Ducey.

DISCLAIMER: The information provided here is for informational purposes only and is not intended to constitute legal advice or legislative implementation guidance. Teachers, Parents and/or Administrators, for additional guidance, please consult your Local Education Agency.

KEY of TERMS:

- ABOR** – Arizona Board of Regents (higher education)
- ADE** – Arizona Department of Education (K-12)
- ADM** – Average Daily Membership (determines per pupil, state general funding to schools)
- AHCCCS** – Arizona Health Care Cost Containment System
- CTE** – Career and Technical Education
- DCS** – Department of Child Safety
- DHS** – Department of Health Services
- ESA** – Empowerment Scholarship Account (vouchers)
- FRL** – Free and Reduced Lunch Program
- LEA** – Local Education Agency (includes traditional school districts and charter schools)
- SBE** – State Board of Education (K-12)
- SFB** – School Facilities Board

Number/Name	What New Law Does	Action Required of
<p>Arts Seal SB 1111- arts proficiency; state seal</p>	<ul style="list-style-type: none"> - Establishes the State Seal of Arts Proficiency Program within ADE. 	<p>ADE and SBE: Requires ADE and SBE to work with a diverse group of Arts and CTE stakeholders to establish the programmatic requirements for the State Seal of Arts Proficiency Program, which recognizes graduating students who have obtained a high level of proficiency in the Arts. Requires ADE to deliver the State Seal of Arts Proficiency to each LEA who participates in the program.</p> <p>LEA: Each school district or charter school may voluntarily participate in the Program by notifying ADE of their intent to participate. They must physically affix the Seal to the diploma and notate the receipt of this seal for each of their students who successfully complete the programmatic requirements. They must identify the students who have met the requirement to be awarded the State Seal of Arts Proficiency.</p>
<p>Assessment SB 1346 - school; assessments; instruction; reporting</p>	<ul style="list-style-type: none"> - Delays implementation of Menu of Assessments in grades 3-8. - Requires SBE, by July 1, 2019, to adopt a plan regarding the development, implementation and adoption of a new statewide assessment and menu of assessments in grades 3-8 and 9-12. 	<p>ADE and SBE: Will convene educators and administrators to begin process of developing new assessment plan and will work diligently to adopt the new plan. (*SBE approved a 5-year assessment plan on April 29, 2019)</p>
<p>Computer Science HB 2303- computer science; credit; science; mathematics</p>	<ul style="list-style-type: none"> - Modifies grant application process for the Computer Science Professional Development Program to prioritize awards to schools with at least 60% Free or Reduced Lunch participants or rural schools. 	<p>ADE: Adjust internal process to comply with changes to Computer Science Professional Development Fund.</p> <p>SBE/ABOR: Develop guidelines for LEAs on the rigor that a math or science course must contain to meet high school graduation and university admission requirements.</p> <p>ABOR: Review its current process for LEAs to submit courses for review to determine whether the course meets university admission standards.</p>

<p>Dyslexia SB 1318 - schools; dyslexia screening; training</p>	<ul style="list-style-type: none"> - Requires ADE to convene a study committee on dyslexia screening, develop a dyslexia screening plan, develop training opportunities intended to screen students for risk factors, and to provide support and resources to school districts/charter schools. - School districts/charters schools must ensure, by July 1, 2021, that at least one teacher in K-3 in each school has received dyslexia training. - By July 1, 2021, SBE required to modify teacher certification rules in reading instruction to meet dyslexia training requirements. - ADE to submit a report of study committee’s findings and recommendations to Governor and Legislature by Dec 1, 2019. 	<p>ADE:</p> <ul style="list-style-type: none"> o Designate a dyslexia specialist, establish the 13-member <i>Study Committee on Dyslexia Screening, Intervention and Funding</i>. o Develop statutory-compliant training opportunities related to dyslexia that satisfy continuing education requirements, develop a dyslexia screening plan <p>SBE:</p> <ul style="list-style-type: none"> o Adjust teacher certification reading instruction component to meet dyslexia training requirement. <p>LEA:</p> <ul style="list-style-type: none"> o Ensure at least one K-3 teacher in each school has received training by July 1, 2021.
<p>ELL Instruction SB 1014 – English language learners; instruction; budgeting</p>	<ul style="list-style-type: none"> - Rolls back mandatory state-mandated 4-hour daily block of English instruction for English Learners. - Directs SBE to adopt and approve models that include a minimum amount of English Language (EL) development as follows: <ul style="list-style-type: none"> • 120 minutes/day, 600 minutes per week, or 360 hours per school year for pupils in K-5. • 100 minutes/day, 500 minutes per week, or 300 hours per school year for pupils in 6-12. - Allows school districts and charter schools to submit Structured English Immersion (SEI) models and alternative English instruction for approval by SBE. - Requires the SBE to establish a framework for evaluating research-based models submitted for approval and solicit input from experienced educators. 	<p>ADE:</p> <ul style="list-style-type: none"> o Develop new models in collaboration with educators, experts and SBE. (Already in progress; bill was signed on 2/14/19) o Provide an annual report with, among other requirements, detailed descriptions of adopted and approved models of EL instruction, number of public schools implementing each model and the number of students enrolled in each model <p>SBE:</p> <ul style="list-style-type: none"> o Continue collaborating with ADE o Establish a framework to evaluate proposed models o Adopt and approve new English language development models <p>LEA:</p> <ul style="list-style-type: none"> o Select and implement 1+ SBE-approved English instruction model on a school-by-school basis
<p>ESA (Vouchers) HB 2758 – empowerment scholarships; qualified school</p>	<ul style="list-style-type: none"> - Allows ESA students who reside on a reservation and <i>paid</i> tuition at a brick and mortar school outside of Arizona state lines to continue paying tuition to that school until July 1, 2020 and exempts those students from repaying any monies previously spent at that school until July 1, 2020. This is retroactive to June 30, 2017. 	<p>ADE: Reinstate ESA students who qualify for the additional year of eligible funding.</p> <p>*This bill was introduced by lawmakers late in session in response to an issue out of Window Rock, near the AZ-NM border.</p>

<p>Financial Literacy <u>SB 1184 – Schools; economics; personal financial management</u></p>	<ul style="list-style-type: none"> - Directs SBE to require at least one-half of a course credit in economics, which must include financial literacy and personal financial management, for high school graduation. 	<p>SBE: Adjust high school graduation requirement.</p>
<p>Fingerprinting <u>SB 1180 – department of revenue; applicants; fingerprinting</u></p>	<ul style="list-style-type: none"> - Requires school personnel who are required to be fingerprinted or obtain a fingerprint clearance card to disclose on a notarized form any charge or conviction that has been vacated, set aside or expunged for specified offenses. 	<p>ADE: Teacher Certification unit has been informed of change.</p>
<p>Foster Students <u>HB 2061 – foster tuition waiver scholarship; age</u></p>	<ul style="list-style-type: none"> - Lowers age to qualify for the foster care tuition waiver scholarship for higher education from 16 years of age to 14. 	<p>ABOR: Implement change.</p>
<p>HIV/AIDS Instruction <u>SB 1346 - school; assessments; instruction; reporting</u> (*As it relates to repeal of “No Promo-Homo”)</p>	<ul style="list-style-type: none"> - Removes the prohibition on the following language from being included in HIV/AIDS instruction: <ul style="list-style-type: none"> • <i>promotion of a homosexual lifestyle;</i> • <i>portraying homosexuality as a positive alternative lifestyle</i> • <i>suggesting that some methods of sex are safe methods of homosexual sex.</i> - Requires a school district to provide a description of the HIV/AIDS course curriculum to all parents. 	<p>ADE and SBE are currently working to implement the changes to HIV/AIDS instruction.</p> <p>*In <u>May</u>, SBE adopted a proposed rule change to align sex education requirements with the change to state law. The rule change removes language that courses must “promote honor and respect for monogamous heterosexual marriage.”</p> <p>*This rule change was the final step in settling <i>Equality Arizona vs. Hoffman</i>, challenging now-removed language in state law banning AIDS/HIV instruction that “promotes a homosexual lifestyle.”</p>
<p>Instructional Hours <u>SB1022 – hours; seventh and eight grades</u></p>	<ul style="list-style-type: none"> - Reduces the minimum number of instructional hours that seventh and eighth grade students must be enrolled in to qualify for full-time status from 1,000 to 890 in a 180-day school year, which aligns with High School requirements - Modifies the definition of “full-time student” to include 4th-8th grade students at schools that operate on a 144-day school year who are enrolled in equivalent number of instructional hours. 	<p>ADE: Will inform School Finance division of changes and implement the change in data system.</p>
<p>Juvenile Detention Center</p>	<ul style="list-style-type: none"> - Increases the base amount for the detention center education fund to \$100,000 in FY 2020, up from \$20,000. - Increases, from \$15 per day to \$25 per day, the variable amount per child for education programs in Juvenile Detention Centers. 	<p>ADE: Funds will be distributed to local entities accordingly.</p>

<p><u>SB1104 – education programs; juvenile detention centers</u> (*Part of budget)</p>		
<p>Kindergarten <u>HB 2083 – kindergarten; survey; report</u></p>	<ul style="list-style-type: none"> - Requires ADE to annually conduct a statewide kindergarten survey based on information that school districts and charter schools submit as part of the K-3 reading program to assess: <ul style="list-style-type: none"> • daily number of Kindergarten instructional hours provided at each school; • how full-day Kindergarten instruction is funded at each school; • reading proficiency of pupils in K-3 at each school; and • reading program used at each school. 	<p>ADE: Will collect information as required until 2024.</p>
<p>School Facilities <u>SB 1161 – school facilities; revision</u></p>	<ul style="list-style-type: none"> - Requires the School Facilities Board to annually list vacant or partially used buildings that are suitable for school operations and establishes guidelines for the sale or lease of those buildings. - If a school district lists a building for sale, it cannot prohibit a charter school from buying it. 	<p>SFB: Will implement changes.</p>
<p>School Safety Reporting <u>HB 2119 – school safety; reporting</u></p>	<ul style="list-style-type: none"> - Requires school districts and charter schools to develop and enforce policies and procedures for school personnel to report to local law enforcement suspected serious offenses, as defined in the Criminal Code, or suspected crime involving a deadly weapon, dangerous instrument or serious physical injury and any conduct that poses a threat of death or serious physical injury to any person on the school property. - Requires school districts and charter schools to adopt policies to notify the parent or guardian of each student who is involved in a suspected crime or any of the specified types of conduct, subject to federal law requirements. - Instructs school districts and charter schools to post adopted policies and procedures on their websites by January 1, 2020. 	<p>ADE: By July 1, 2020, develop a process to verify each school district and charter school has adopted the school safety policies and procedures required in the new law.</p> <p>LEA: Adopt policies and post on websites (*see previous column) by January 1, 2020.</p>
<p>Special Education <u>SB 1177 – special education; home school district</u></p>	<ul style="list-style-type: none"> - Changes definition of <i>home school district</i>, for special education purposes, to the school district or charter school that the child last attended, or if the child has not previously attended public school, the school district in which the person with legal custody resides. 	<p>ADE: Modify existing guidance regarding special education services at it applies to <i>home school district</i>.</p> <p><i>*ADE will also work with stakeholders to communicate this change to LEAs</i></p>

<p><u>HB2378 - adoption; child welfare; dependency</u></p>	<ul style="list-style-type: none"> - Requires DCS to notify school of biological parents’ identity, if their rights have not been revoked, if the child under DCS custody requires an evaluation for special education services. 	
<p>Suicide Prevention SB 1468 - schools; suicide prevention training</p>	<ul style="list-style-type: none"> - LEAs required to provide suicide awareness and prevention training, at least once every three years, to school counselors, teachers, principals and other personnel who work with students in grades 6-12, beginning in School Year 2021. - AHCCCS required to make training available by SY 2021 	<p>ADE and AHCCS: Collaborate, as required in the new law, in developing training requirements.</p> <p>LEA: Provide training, beginning in the 2020-2021 school year, at least once every three years to teachers and personnel working with students.</p>
<p>Teacher Professional Development SB 1051 - High-quality Teacher Pilot (*Part of Budget)</p>	<ul style="list-style-type: none"> - The existing STEM-CTE, <i>High-Quality Teacher Professional Development Pilot Program</i> is extended through FY2022. - The program allows teachers currently teaching at a public school in AZ to apply for, and receive up to, \$2000 in scholarship/grant assistance to obtain additional credentials and certifications from an accredited postsecondary educational institution to teach in high-need content areas- math, science, technology, engineering or CTE. 	<p>ADE: Will continue promoting and administering the program. Please click here to learn more about the program and for updates once the application opens.</p>
<p>Teacher Evaluations SB1071 – School districts; personnel evaluations</p>	<ul style="list-style-type: none"> - Rolls back the weight of high stakes academic proficiency tests to teacher evaluations. - School district/charter school governing bodies required to establish teacher performance evaluation system and policies for principal evaluations “designed to improve teacher performance and student achievement” and includes the use of quantitative data on the academic progress for all students, which must account for between 20% and 33% of the evaluation outcomes. - The policies must include four performance classifications outline in new statute. - Charter school governing boards required to adopt policies to implement principal evaluations in a public meeting. 	<p>LEA: Governing bodies required to adjust teacher evaluations according to framework of the new law.</p> <p>SBE: No longer required to “adopt and maintain” a model framework for teacher-principal evaluation instrument.</p>
<p>Teacher Incentive Payments HB 2176- college credit by examination; payments</p>	<ul style="list-style-type: none"> - Allows <i>college credit by examination</i> bonus monies to be allocated to other teachers of relevant subjects who instructed the student, as identified by the governing body or principal. - Requires incentive bonuses to be provided to the teacher within 30 days of the end of the school year. - Allows monies to be spent to reimburse or examination fees. - Creates College Credit by Examination Development Fund, from leftover program money. 	<p>ADE:</p> <ul style="list-style-type: none"> o Notify schools of the timeline and programmatic changes to program and will distribute payments for previous academic year by March 1st of each fiscal year. o Manage the College Credit by Examination Development Fund, to be distributed to schools with at least 50% FRL to assist in developing/operating

		<p>classes that offer qualifying examinations based on need.</p> <p>LEA:</p> <ul style="list-style-type: none"> ○ Identify recipients and distribute, by the end of the school year and no later than thirty days after the end of the school year, incentive monies as provided in statute: <p>*At least 50% to associated classroom teacher for each student and to other teachers of relevant subjects who instructed that student, including teachers in same department or subject matter that contributed to the student passing examination.</p>
<p>Vision Screening <u>SB1456 - vision screening; schools; appropriation</u></p>	<ul style="list-style-type: none"> - Requires each school to provide, through a school nurse, volunteer or other school personnel who have undergone training approved or developed by DHS, vision screening to students upon initial entry and not more than two additional grade levels, students who receive or are being considered for special education services and have not been screened, students upon the request of a teacher, and students who are not reading at grade level by the third grade. - Allows parent or guardian to object to vision screening. 	<p>LEA: Provide vision screening, provide results with certain statutory requirements to the parent or guardian of each student who did not pass within 45 days after screening, in compliance with applicable privacy laws. Additionally, school or charter school must submit annual data submission to DHS.</p> <p>DHS: Subject to available appropriation, required to develop vision screening training, materials necessary for conducting vision screening, report for review and analysis (with individual identifying information removed) by researches, public agencies, or any foundation, non-profit or foundation that provides grants for vision screening services, eyeglasses, examinations, or free approved vision screening services or training.</p>
<p>Budget <u>HB 2749 – k-12 education; budget reconciliation</u></p>	<p>The following are notable changes included as part of 2019 Budget bill:</p> <p>Charter School Board Staff</p> <ul style="list-style-type: none"> – Budget included \$400,000 to increase Charter Board staff in FY’s 2019 and 2020 to support activities of Board, including charter oversight. <p>Arizona Industry Credentials Program</p>	

- Establishes a program to provide \$1,000 incentive awards per student to LEAs and CTEDs where students are obtaining vocational certifications, credentials or licensure in high-need areas.

School Safety Program

- Expands the School Safety Program to include school counselors and social workers in addition to school safety officers (SROs)
- Allows LEAs that receive approval for a three-year program to annually submit a modified spending plan for its approved program.
- Establishes additional grant proposal requirements as well as new school guidance and counseling plan requirements.
- Defines *school counselor*, *school guidance and counseling program*, *school resource officers* and *school social worker*.
- ADE will review the proposals in cooperation with administrators, principals, teachers, parents and community health professionals and will adjust its internal processes to include the expansion of the program to counselors and social workers.

ESA Third Party administration

- Requires ADE to contract with a third-party to assist in the financial administration of the program, which ADE is already in the process of doing to assist staff in ESA management and oversight.

High Quality Teacher Program

- Budget appropriates \$400,000 over the next three years for program. \$100,000 of which must go to rural areas.
- Please see SB1051 above.

Juvenile Detention Centers Appropriation

- Please see SB 1104 above
- Funding levels for Juvenile Detention Center education programs had been static for 20 years.

Gifted Education

- Budget includes additional \$1 million appropriation for ADE gifted education program.