



Arizona Department of Education

Empowerment Scholarship Account (ESA) Policy ESP-01

Supplemental Materials and Associated Goods and Services

Revised 11-2-2020

Guidelines

This policy will be effective 11/2/2020. If you have any questions concerning the interpretation or clarification of these guidance statements, please contact (ESA Contact Info).

On October 26, 2020, the Arizona State Board of Education adopted rules for the ESA program to meet the requirements of Laws 2020, Chapter 12. The portions of rule that will be effective starting 11/1/2020 are R7-2-1501 and R7-2-1505.

Pursuant to A.A.C. R7-2-1501 (14):

14. "Supplemental materials" referenced in A.R.S. § 15-2401(2), means relevant materials directly related to the course of study for which they are being used that introduce content and instructional strategies or that enhance, complement, enrich, extend or support the curriculum.

Pursuant to A.A.C. R7-2-1505 (B)(4):

4. Associated goods and services that include, but are not limited to, educational and psychological evaluations, assistive technology rentals and braille translation goods and services approved by the Department. Associated goods as described in this subsection may include computer hardware or technological devices that assist in accessing educational materials or services and that are associated with the qualified student's needs. Parents that are seeking to use Program funds for an associated good or service pursuant to this subsection shall provide to the Department the special education course of study, service or educational need that the good or service is associated with.

Procedure

Pursuant to A.R.S. §§ 15-2401(2), 15-2402(B)(4)(e), ESA holders may utilize ESA funds to purchase curricula and supplementary materials. As defined in A.A.C. R7-2-1501 (14) supplemental materials are relevant materials directly related to the course of study for which they are being used that introduce content and instructional strategies or that enhance,

complement, enrich, extend or support the curriculum. When submitting supplemental materials for approval, ESA holders must provide the curriculum or course of study associated with the supplemental materials. ESA program staff will review the curriculum to determine the supplemental material's association with the curriculum. Supplemental materials will be disallowed if a curriculum or course of study is not provided or if the supplemental material has no association with the curriculum or course of study. Parents may contact ESA program staff to determine whether documentation is sufficient to ensure the purchase of a supplemental material is allowable.

Pursuant to A.R.S. § 15-2402(B)(4)(c), only students who have been identified as a child with a disability who have qualified for the ESA program pursuant to A.R.S. § 15-2401(7)(a)(i), (ii), or (iii), as determined by a school district or by an independent third party may utilize ESA program funds to purchase "associated goods and services". Pursuant to A.A.C. R7-2-1505 (B)(4), to approve "associated goods and services" the ESA program will require parents to provide the Department with an association between the good or service attempting to be purchased and an identified special education need. ESA parents must provide sufficient documentation to demonstrate the special education need for the associated good or service. Sufficient documentation includes the most recent documentation provided by a school district, charter school, or independent evaluator or documentation from a qualified professional outlining the special education use or recommendation for the associated good or service. Examples of special education qualified professionals may be found ([here](#)) and include those service providers with approved credentials within the ClassWallet marketplace.

ESA holders attempting to purchase computer hardware or technological devices will have purchases disallowed unless the accompanying documentation is provided as the only exemption to the prohibition on computer hardware and technology is for "associated goods". A parent who is attempting to purchase an "associated good or service" will have a purchase disallowed if sufficient documentation has not been provided. If the purchase of an "associated good or service" has been disallowed due to the insufficient provision of documentation, a parent may resubmit the purchase with sufficient documentation to have it approved. Parents who have provided documentation that has been determined insufficient may appeal the Department's decision pursuant to A.R.S. § 15-2403. Purchases over \$2,500 or for accounts determined to be "high-risk" may be subject to a secondary review by ESA program staff prior to approval.