

NOTICES OF EXEMPT RULEMAKING

The Administrative Procedure Act requires the *Register* publication of the rules adopted by the state's agencies under an exemption from all or part of the Administrative Procedure Act. Some of these rules are exempted by A.R.S. §§ 41-1005 or 41-1057; other rules are exempted by other statutes; rules of the Corporation Commission are exempt from Attorney General review pursuant to a court decision as determined by the Corporation Commission.

NOTICE OF EXEMPT RULEMAKING

TITLE 3. AGRICULTURE

CHAPTER 3. DEPARTMENT OF AGRICULTURE ENVIRONMENTAL SERVICES DIVISION

Editor's Note: The following Notice of Exempt Rulemaking is exempt from Laws 2010, Ch. 287, § 18. (See the text of § 18 on page 2041.)

[R10-146]

PREAMBLE

- 1. Sections Affected**

R3-3-802	<u>Rulemaking Action</u>
R3-3-803	Amend
	Amend
- 2. The specific statutory authority for the rulemaking including the authorizing statute (general), the implementing statute (specific), and the statute or session law authorizing the exemption:**

Authorizing statute: A.R.S. § 3-107(A)(1); Laws 2010, 7th Spec. Sess., Ch. 7, § 4; Laws 2010, 2nd Reg. Sess., Ch. 290; A.R.S. § 3-264(B)(2)

Implementing statute: Laws 2010, 7th Spec. Sess., Ch. 7, § 4; Laws 2010, 2nd Reg. Sess., Ch. 290; A.R.S. § 3-268(A); A.R.S. § 3-272(C)

Exemption: Laws 2010, 7th Spec. Sess., Ch. 7, § 4; Laws 2010, 2nd Reg. Sess., Ch. 290
- 3. The effective date of the rules:**

September 21, 2010
- 4. A list of all previous notices appearing in the Register addressing the exempt rule:**

None
- 5. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**

Name:	Jack Peterson, Associate Director
Address:	Arizona Department of Agriculture 1688 W. Adams St. Phoenix, AZ 85007
Telephone:	(602) 542-3575
Fax:	(602) 542-0466
E-mail:	jpeterson@azda.gov
- 6. An explanation of the rule, including the agency's reasons for initiating the rulemaking:**

This rulemaking decreases certain fees in fiscal year 2010-2011 for services provided in fiscal year 2010-2011. Although overall the Department is experiencing decreases in general fund appropriations, the specific funds at issue in this rulemaking have more money than the Department has been authorized by appropriation to spend. Accordingly, these temporary fee reductions will help balance the money in the fund vis-à-vis the Department's appropriation authority.

The fee for specialty fertilizer registration will be \$40, down from \$50. The fertilizer inspection fee will be \$0.10 per ton, down from \$0.25 per ton. For fertilizer inspection, the reduced fee applies to inspection periods occurring during FY2010-2011.
- 7. A reference to any study relevant to the rule that the agency reviewed and either relied on or did not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**

Notices of Exempt Rulemaking

None

8. A showing of good cause why the rules are necessary to promote a statewide interest if the rules will diminish a previous grant of authority of a political subdivision of this state:

Not applicable

9. A summary of the economic, small business, and consumer impact:

Laws 2010, 7th Spec. Sess., Ch. 7, § 4 and Laws 2010, 2nd Reg. Sess., Ch. 290, § 1 authorize an exemption from the rulemaking requirements of A.R.S. Title 41, Chapter 6 for the purpose of establishing fees pursuant to those sections until July 1, 2011. As a result, this rulemaking is exempt from the requirements of the Administrative Procedures Act and no economic, small business, and consumer impact statement is required.

10. A description of the changes between the proposed rule, including supplemental notices, and final rule (if applicable):

Not applicable

11. A summary of the comments made regarding the rules and the agency response to them:

None

12. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

The Department of Agriculture Advisory Council voted in favor of adoption of the fee decreases set out in this rulemaking on August 19, 2010. Public notice of the proposed fee decreases was provided on the Department's web site. Members of the public were given the opportunity to comment orally on the proposed fee decreases at the August 19, 2010 meeting and to submit written comments to the Department for 30 days.

The Department also submitted a specific fee plan for legislative consideration by April 1, 2010 pursuant to Laws 2010, 7th Spec. Sess., Ch. 7, § 4, paragraph B.

Laws 2010, 7th Spec. Sess., Ch. 7, § 4 and Laws 2010, 2nd Reg. Sess., Ch. 290, § 1 exempt the Department from the rule making requirements of A.R.S. Title 41, Chapter 6 for the purpose of establishing fees pursuant to these sections until July 1, 2011 and allows the Department to do so notwithstanding any other law. Accordingly, this Notice of Exempt Rulemaking is exempt from Laws 2009, 3rd Spec. Sess., Ch. 7, § 28.

13. Any material incorporated by reference and its location in the text:

None

14. Whether the rules were previously made as an emergency rule and, if so, whether the text was changed between the making as an emergency and the making of the final rule:

No

15. The full text of the rule follows:

TITLE 3. AGRICULTURE

**CHAPTER 3. DEPARTMENT OF AGRICULTURE
ENVIRONMENTAL SERVICES DIVISION**

ARTICLE 8. FERTILIZER MATERIALS

Section

R3-3-802. Licensure; Specialty Fertilizer Registration; Fees

R3-3-803. Tonnage Reports; Inspection Fee

ARTICLE 8. FERTILIZER MATERIALS

R3-3-802. Licensure; Specialty Fertilizer Registration; Fees

A. No change

1. No change
2. No change
3. No change
4. No change
5. No change
6. No change
7. No change
8. No change

B. No change

Notices of Exempt Rulemaking

- C. No change
 - 1. No change
 - a. No change
 - b. No change
 - c. No change
 - d. No change
 - e. No change
 - f. No change
 - 2. No change
 - 3. No change
- D.** During fiscal year 2011, notwithstanding subsection (C)(1), the nonrefundable fee per brand and grade of specialty fertilizer is \$40.

R3-3-803. Tonnage Reports; Inspection Fee

- A. No change
 - 1. No change
 - 2. No change
 - 3. No change
 - a. No change
 - i. No change
 - ii. No change
 - iii. No change
 - iv. No change
 - v. No change
 - b. No change
 - i. No change
 - ii. No change
 - iii. No change
 - iv. No change
 - v. No change
 - vi. No change
- B. No change
 - 1. No change
 - a. No change
 - b. No change
 - c. No change
 - d. No change
 - e. No change
 - f. No change
 - g. No change
 - 2. No change
 - 3. No change
 - 4. No change
 - a. No change
 - b. No change
- C.** During fiscal year 2011, notwithstanding subsection (A)(1), the inspection fee for all commercial fertilizers, including specialty fertilizers, sold or distributed in Arizona is \$0.10 per ton. The tonnage must be rounded to the nearest whole ton.

NOTICE OF EXEMPT RULEMAKING

TITLE 3. AGRICULTURE

CHAPTER 4. DEPARTMENT OF AGRICULTURE
PLANT SERVICES DIVISION

Editor's Note: The following Notice of Exempt Rulemaking is exempt from Laws 2010, Ch. 287, § 18. (See the text of § 18 on page 2041.)

[R10-145]

PREAMBLE

- 1. Sections Affected**
R3-4-408
- Rulemaking Action**
Amend
- 2. The specific statutory authority for the rulemaking including the authorizing statute (general), the implementing statute (specific), and the statute or session law authorizing the exemption:**
Authorizing statute: A.R.S. § 3-107(A)(1); Laws 2010, 7th Spec. Sess., Ch. 7, § 4; Laws 2010, 2nd Reg. Sess., Ch. 290; A.R.S. § 3-264(B)(2)
Implementing statute: Laws 2010, 7th Spec. Sess., Ch. 7, § 4; Laws 2010, 2nd Reg. Sess., Ch. 290; A.R.S. § 3-233(B)
Exemption: Laws 2010, 7th Spec. Sess., Ch. 7, § 4; Laws 2010, 2nd Reg. Sess., Ch. 290
- 3. The effective date of the rules:**
September 21, 2010
- 4. A list of all previous notices appearing in the Register addressing the exempt rule:**
None
- 5. The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**
Name: Jack Peterson, Associate Director
Address: Arizona Department of Agriculture
1688 W. Adams St.
Phoenix, AZ 85007
Telephone: (602) 542-3575
Fax: (602) 542-0466
E-mail: jpeterson@azda.gov
- 6. An explanation of the rule, including the agency's reasons for initiating the rulemaking:**
This rulemaking decreases certain fees in fiscal year 2010-2011 for services provided in fiscal year 2010-2011. Although overall the Department is experiencing decreases in general fund appropriations, the specific funds at issue in this rulemaking have more money than the Department has been authorized by appropriation to spend. Accordingly, these temporary fee reductions will help balance the money in the fund vis-à-vis the Department's appropriation authority.

There will be no charge for a seed dealer license or a seed labeler license in FY2010-2011, down from \$50 and \$100 respectively. The reduced fee applies to license applicants who apply for a license between the time the reduced fee is adopted and June 30, 2011.
- 7. A reference to any study relevant to the rule that the agency reviewed and either relied on or did not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**
None
- 8. A showing of good cause why the rules are necessary to promote a statewide interest if the rules will diminish a previous grant of authority of a political subdivision of this state:**
Not applicable
- 9. A summary of the economic, small business, and consumer impact:**
Laws 2010, 7th Spec. Sess., Ch. 7, § 4 and Laws 2010, 2nd Reg. Sess., Ch. 290, § 1 authorize an exemption from the rulemaking requirements of A.R.S. Title 41, Chapter 6 for the purpose of establishing fees pursuant to those sections until July 1, 2011. As a result, this rulemaking is exempt from the requirements of the Administrative Procedures Act and no economic, small business, and consumer impact statement is required.

Notices of Exempt Rulemaking

10. A description of the changes between the proposed rule, including supplemental notices, and final rule (if applicable):

Not applicable

11. A summary of the comments made regarding the rules and the agency response to them:

None

12. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:

The Department of Agriculture Advisory Council voted in favor of adoption of the fee decreases set out in this rule-making on August 19, 2010. Public notice of the proposed fee decreases was provided on the Department's web site. Members of the public were given the opportunity to comment orally on the proposed fee decreases at the August 19, 2010 meeting and to submit written comments to the Department for 30 days.

The Department also submitted a specific fee plan for legislative consideration by April 1, 2010 pursuant to Laws 2010, 7th Spec. Sess., Ch. 7, § 4, paragraph B.

Laws 2010, 7th Spec. Sess., Ch. 7, § 4 and Laws 2010, 2nd Reg. Sess., Ch. 290, § 1 exempt the Department from the rule making requirements of A.R.S. Title 41, Chapter 6 for the purpose of establishing fees pursuant to these sections until July 1, 2011 and allows the Department to do so notwithstanding any other law. Accordingly, this Notice of Exempt Rulemaking is exempt from Laws 2009, 3rd Spec. Sess., Ch. 7, § 28.

13. Any material incorporated by reference and its location in the text:

None

14. Whether the rules were previously made as an emergency rule and, if so, whether the text was changed between the making as an emergency and the making of the final rule:

No

15. The full text of the rule follows:

TITLE 3. AGRICULTURE

**CHAPTER 4. DEPARTMENT OF AGRICULTURE
PLANT SERVICES DIVISION**

ARTICLE 4. SEEDS

Section

R3-4-408. Licenses: Seed Dealer and Seed Labeler; Fees

ARTICLE 4. SEEDS

R3-4-408. Licenses: Seed Dealer and Seed Labeler; Fees

A. No change

1. No change
2. No change
3. No change
4. No change
5. No change
6. No change
7. No change

B. No change

C. No change

1. No change
2. No change

D. During fiscal year 2011, notwithstanding subsection (C), there is no fee to obtain a seed dealer or seed labeler license.

Notices of Exempt Rulemaking

- 9. The summary of the economic, small business and consumer impact:**
The rules are not expected to have significant, if any, economic impact on small businesses but may have some impact upon school districts and charter schools.
- 10. A description of the changes between the proposed rules, including supplemental notices and final rules (if applicable):**
Not applicable
- 11. A summary of the comments made regarding the rule and the agency response to them:**
A public hearing was held regarding these proposed rules on June 2, 2008. No comments were received.
- 12. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**
Not applicable
- 13. Incorporations by reference and their location in the rules:**
Not applicable
- 14. Was this rule previously made as an emergency rule? If so, please indicate the Register citation:**
Not applicable
- 15. The full text of the rule follows:**

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

ARTICLE 3. CURRICULUM REQUIREMENTS AND SPECIAL PROGRAMS

Section

R7-2-302.06. AIMS, Additional Credit

ARTICLE 3. CURRICULUM REQUIREMENTS AND SPECIAL PROGRAMS

R7-2-302.06. AIMS, Additional Credit

- A.** A pupil who fails to achieve a passing score on the AIMS assessment for high school graduation during the ~~2006—2007~~ 2007-2008 and 2008-2009 school ~~year~~ years may graduate if the pupil meets the alternative graduation requirements established pursuant to this Section.
- B.** A school district or charter school is not required to comply with this Section if it is determined that augmenting the pupil's score on any section of the AIMS assessment by 25 percent would not meet or exceed the "Meets the Standard" threshold.
- C.** A pupil is eligible for the alternative graduation requirement established pursuant to this Section if all of the following apply:
1. The pupil has completed with a passing grade all coursework and credits prescribed for the graduation of pupils from high school by the governing board of the pupil's school district or charter school.
 2. The pupil has taken the AIMS assessment each time the test was offered when the pupil was eligible to take the test after August 12, 2005.
 3. The pupil has participated in any academic remediation program available in the pupil's school in those subject areas where the pupil failed to achieve a passing score on AIMS.
- D.** If a pupil is not eligible for the AIMS augmentation due to a failure to meet the requirements in subsections (C)(2) and/or (3) the student may appeal this decision to the local governing board. The governing board may delegate these appeals to other school district or charter school officials. All appeals held pursuant to this subsection shall comply with the following requirements:
1. The governing board shall adopt a form for a petition that a pupil, or a pupil's parent or legal guardian, must complete to initiate an appeal. The petition shall indicate what requirement is being appealed and the basis for the appeal. The petition shall also include a written explanation of the appeal procedures used by the school district or charter school.
 2. The pupil, or the pupil's representative, shall have the burden of demonstrating what circumstances prevented compliance with the requirements in subsections (C)(2) and/or (3).
 3. An appeal for failing to meet the requirement in subsection (C)(2) should be granted only upon presentation of credible evidence that extreme circumstances made the pupil ineligible for each AIMS assessment administration the student did not attend.
 4. An appeal for failing to meet the requirement in subsection (C)(3) should be granted only upon presentation of credible evidence that the pupil has participated in at least one state or school sanctioned remediation program in those

Notices of Exempt Rulemaking

subject areas where the pupil failed to achieve a passing score on the AIMS assessment.

5. School district or charter school officials shall provide adequate notice to the pupil and the pupil's parents or legal guardians regarding the date, time and place of the appeal. A pupil, or a pupil's representative, may participate in the appeal either personally, by telephone, or by providing written documentation.
 6. All other procedures regarding these appeals shall be determined by the local school district or charter school governing board.
- E.** Every school district or charter school that graduates pupils from high school shall determine whether the pupils that have failed to achieve a passing score on any section of the AIMS assessment meet the alternative graduation requirements established by this Section. In making this determination the school or school district shall adhere to the following requirements:
1. The school district or charter school shall augment the score of each section of the AIMS assessment where a pupil failed to achieve a passing score with additional points derived from classroom performance. These points shall represent a potential percentage augmentation from a pupil's original score. The number of additional points shall be calculated as follows:
 - a. Only classes that satisfy the following ~~20~~ 11 1/2 credits shall be included in the calculation:
 - i. Four credits of English or English as a Second Language, which shall include but not be limited to the following: grammar, writing, and reading skills, advanced grammar, composition, American literature, advanced composition, research methods and skills and literature. One-half credit of the English requirement shall include the principles of speech and debate but not be limited to those principles.
 - ii. One and one-half credits in instruction in the essentials, sources, and history of the constitutions of the United States and Arizona and instruction in American institutions and ideals and in the history of Arizona.
 - iii. One credit of world history/geography.
 - iv. Two credits of mathematics. Mathematics credits shall be taken consecutively beginning with the ~~9th~~ ninth grade, and the course content of the mathematics credits shall include Number Sense; Data Analysis and Probability; Patterns, Algebra and Functions; Geometry; Measurement and Discrete Mathematics; and Mathematical Structure/Logic, in preparation for proficiency, at the high school level, on the AIMS test.
 - v. Two credits of science.
 - vi. One credit of fine arts or vocational education.
 - vii. ~~Eight and one-half credits of additional courses prescribed by the local governing board subject to the approval of the State Board pursuant to A.R.S. § 15-341(A)(6).~~
 - b. Each eligible grade in an advanced placement class, or a school district or charter school designated "honors" class, up to the ~~20~~ 11 1/2 credits prescribed in this Section, shall receive additional points as follows:
 - i. A letter grade of "A," or its equivalent, shall receive additional points equal to 25 times the amount of credit for that class.
 - ii. A letter grade of "B," or its equivalent, shall receive additional points equal to 20 times the amount of credit for that class
 - iii. A letter grade of "C," or its equivalent, shall receive additional points towards the average augmentation equal to 15 times the amount of credit for that class.
 - iv. A letter grade of "D" or "F," or its equivalent, shall receive zero points towards the average.
 - c. All other eligible grades, up to the ~~20~~ 11 1/2 credits prescribed in this Section, shall receive additional points as follows:
 - i. A letter grade of "A," or its equivalent, shall receive additional points towards the average augmentation equal to 20 times the amount of credit for that class.
 - ii. A letter grade of "B," or its equivalent, shall receive additional points towards the average augmentation equal to 15 times the amount of credit for that class.
 - iii. A letter grade of "C," or its equivalent, shall receive additional points towards the average augmentation equal to 12 times the amount of credit for that class.
 - iv. Letter grades of "D" or "F," or their equivalent, shall receive zero points towards the average.
 - d. Pupils that have earned additional credits in any of the areas prescribed in this Section may apply the grade that would award the highest augmentation.
 - e. After determining a pupil's additional points the school district or charter school shall calculate the average number of points awarded per credit by dividing the sum of additional points earned by ~~20~~ 11 1/2.
 - f. The pupil's augmentation shall be calculated by applying the following formula:

$$\left(\frac{\text{Avg. Additional Points per Credit}}{100} \right) \times \left(\frac{\text{Pupil's Original Score}}{\text{Score}} \right) = \left(\frac{\text{Augmentation}}{\text{Points}} \right)$$

2. The augmentation points shall be added to the pupil's highest achieved score on each section of the AIMS assessment where the student failed to achieve a passing score. If a pupil's augmented score exceeds the passing score for the

Notices of Exempt Rulemaking

applicable section of the AIMS assessment, the pupil shall be considered to have passed that section of the assessment for graduation purposes.

3. The school district or charter school shall augment the highest achieved score of each section of the AIMS assessment where a pupil failed to achieve a passing score separately and concurrently.
- F. A pupil's augmented score shall be used only for the purpose of determining whether the pupil meets the competency test requirement for graduation from high school.
- G. All school districts and charter schools shall report to the Arizona Department of Education the number of students in their schools that met the alternative graduation requirement prescribed in this Section. School districts and charter schools shall also report disaggregated data showing the number of students whose augmented scores met or exceeded the passing scores for the reading, writing and math sections of the AIMS assessment respectively. These reports shall be made annually and shall be received by the Arizona Department of Education by June 30.

NOTICE OF EXEMPT RULEMAKING

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

Editor's Note: The following Notice of Exempt Rulemaking is exempt from Laws 2010, Ch. 287, § 18. (See the text of § 18 on page 2041.)

[R10-147]

PREAMBLE

- | | |
|------------------------------------|---------------------------------|
| 1. <u>Sections Affected</u> | <u>Rulemaking Action</u> |
| R7-2-616 | Amend |
2. **The statutory authority for the rulemaking, including both the authorizing statute (general) and the statutes the rules are implementing (specific):**
Authorizing statute: A.R.S. § 15-203(A)(1)
Implementing statute: Not applicable
 3. **The effective date of the rules:**
October 1, 2010
 4. **A list of all previous notices appearing in the Register addressing the exempt rules:**
Not applicable
 5. **The name and address of agency personnel with whom persons may communicate regarding the rulemaking:**
Name: Vince Yanez, Executive Director, State Board of Education
Address: 1535 W. Jefferson St.
Phoenix, AZ 85007
Telephone: (602) 542-5057
Fax: (602) 542-3046
E-mail: vince.yanez@azed.gov
 6. **An explanation of the rule, including the agency's reasons for initiating the rule, including the statutory citation to the exemption from the regular rulemaking procedures:**
The purpose of the rule change was to allow the holder of the interim administrator certificate to be employed as an administrator while completing the administrator preparation program. Pursuant to A.R.S. § 41-1005(F) the State Board of Education is exempt from standard rulemaking procedures.
 7. **A reference to any study relevant to the rule that the agency reviewed and either relied on or did not rely on in its evaluation of or justification for the rule, where the public may obtain or review each study, all data underlying each study, and any analysis of each study and other supporting material:**
Not applicable
 8. **A showing of good cause why the rule is necessary to promote a statewide interest if the rule will diminish a previous grant of authority of a political subdivision of this state:**
Not applicable

Notices of Exempt Rulemaking

- 9. The summary of the economic, small business and consumer impact:**
The rules are not expected to have any economic impact on small businesses nor have any impact upon school districts and charter schools.
- 10. A description of the changes between the proposed rules, including supplemental notices and final rules (if applicable):**
Not applicable
- 11. A summary of the comments made regarding the rule and the agency response to them:**
A public hearing was held regarding these proposed rules on June 23, 2010. No comments were received.
- 12. Any other matters prescribed by statute that are applicable to the specific agency or to any specific rule or class of rules:**
Not applicable
- 13. Incorporations by reference and their location in the rules:**
Not applicable
- 14. Was this rule previously made as an emergency rule? If so, please indicate the Register citation:**
Not applicable
- 15. The full text of the rule follows:**

TITLE 7. EDUCATION

CHAPTER 2. STATE BOARD OF EDUCATION

ARTICLE 6. CERTIFICATION

Section
R7-2-616. Administrative Certificates

ARTICLE 6. CERTIFICATION

R7-2-616. Administrative Certificates

- A.** All certificates are subject to the general certification provisions in R7-2-607 and the renewal requirements in R7-2-619.
- B.** Supervisor Certificate – grades ~~PreK-12~~ PreK through 12
1. Except for individuals who hold a valid Arizona principal or superintendent certificate, the supervisor certificate is required for all personnel whose primary responsibility is administering instructional programs, supervising certified personnel, or similar administrative duties.
 2. The certificate is valid for six years.
 3. The requirements are:
 - a. A valid Arizona early childhood, elementary, secondary, special education, CTE certificate or other professional certificate issued by the Department;
 - b. A master's or more advanced degree;
 - c. Three years of verified full-time teaching experience or related education services experience in a ~~PreK-12~~ PreK through 12 setting;
 - d. Completion of a program in educational administration which shall consist of a minimum of 18 graduate semester hours of educational administration courses which teach the knowledge and skills described in R7-2-603 to include three credit hours in school law and three credit hours in school finance;
 - e. A practicum in educational administration or two years of verified educational administrative experience in grades ~~PreK-12~~ PreK through 12;
 - f. A passing score on the Arizona Administrator Proficiency Assessment;
 - g. An SEI endorsement or an ESL endorsement or a Bilingual Endorsement; and
 - h. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.
- C.** Principal Certificate – grades ~~PreK-12~~ PreK through 12
1. The principal certificate is required for all personnel who hold the title of principal, assistant principal, or perform the duties of principal or assistant principal as delineated in A.R.S. Title 15.
 2. The certificate is valid for six years.
 3. The requirements are:
 - a. A master's or more advanced degree;
 - b. Three years of verified teaching experience in grades ~~PreK-12~~ PreK through 12;
 - c. Completion of a program in educational administration for principals including at least 30 graduate semester

Notices of Exempt Rulemaking

hours of educational administration courses teaching the knowledge and skills described in R7-2-603 to include three credit hours in school law and three credit hours in school finance;

- d. A practicum as a principal or two years of verified experience as a principal or assistant principal under the supervision of a certified principal in grades ~~PreK-12~~ PreK through 12;
- e. A passing score on either the Principal or Superintendent portion of the Arizona Administrator Proficiency Assessment;
- f. An SEI endorsement or an ESL endorsement or a Bilingual Endorsement; and
- g. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.

D. Superintendent Certificate – grades ~~PreK-12~~ PreK through 12

- 1. Individuals who hold the title of superintendent, assistant superintendent or associate superintendent and who perform duties directly relevant to curriculum, instruction, certified employee evaluations, and instructional supervision may obtain the superintendent certificate.
- 2. The certificate is valid for six years.
- 3. The requirements are:
 - a. A master's or more advanced degree including at least 60 graduate semester hours;
 - b. Completion of a program in educational administration for superintendents, including at least 36 graduate semester hours of educational administrative courses which teach the standards described in R7-2-603 to include three credit hours in school law and three credit hours in school finance;
 - c. Three years of verified full-time teaching experience or related education services experience in a ~~PreK-12~~ PreK through 12 setting;
 - d. A practicum as a superintendent or two years verified experience as a superintendent, assistant superintendent, or associate superintendent in grades ~~PreK-12~~ PreK through 12;
 - e. A passing score on the Superintendent portion of the Arizona Administrator Proficiency Assessment;
 - f. An SEI endorsement or an ESL endorsement or a Bilingual endorsement; and
 - g. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.

E. Reciprocity. The Board shall issue an Arizona reciprocal supervisor, principal or superintendent certificate to an applicant who holds a valid equivalent certificate from another state and meets the requirements as set forth in subsection (B)(3), (C)(3), or (D)(3).

- 1. Certificates shall be valid for one year and are nonrenewable.
- 2. The applicant shall possess a valid fingerprint clearance card issued by the Arizona Department of Public Safety.
- 3. The deficiencies allowed pursuant to Arizona Revised Statutes in U.S./Arizona Constitutions, a passing score on all required portions of the Arizona Administrator Proficiency Assessment, fulfillment of Structured English Immersion (SEI) clock hours as required by Board rule shall be satisfied prior to the issuance of any other certificate prescribed in this Chapter, except as noted below:
 - a. The applicable Arizona Administrator Proficiency Assessment shall be waived for applicants with a passing score on a comparable assessment from another state or three years of verified full time administrative experience.
 - b. The three years of verified administrative experience shall have been during the last valid period of the certificate produced from the other state.

E. Interim Supervisor Certificate – grades PreK through 12

- 1. Except as noted, the administrative interim certificate is subject to the general certification provisions in R7-2-607.
- 2. The certificate is valid for one year from the date of initial issuance and may be extended yearly for no more than two consecutive years at no cost to the applicant if the provisions in subsection (F)(6) are met.
- 3. The administrative interim certificate entitles the holder to perform the duties described in subsection (B)(1). The candidate shall be enrolled in a Board approved alternative path to certification program, or a Board authorized administrative preparation program.
- 4. An individual is not eligible to hold the administrative interim certificate more than once in a five year period.
- 5. The requirements for initial issuance of the administrative interim certificate are:
 - a. A valid Arizona early childhood, elementary, secondary, special education, CTE certificate, PreK through 12 Arts, or other professional certificate issued by the Department;
 - b. A bachelor's degree or higher in education from an accredited institution;
 - c. Three years of verified full-time teaching experience or related education services experience in a PreK through 12 setting;
 - d. Verification of enrollment in a Board approved alternative path to administrator certification program, or a Board approved administrator preparation program;
 - e. Verification the holder of the interim certificate shall be under the direct supervision of an Arizona certified district administrator or the appropriate county school superintendent; and
 - f. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.
- 6. The requirements for the extension of the administrative interim certificate are:

Notices of Exempt Rulemaking

- a. Qualification for the initial issuance of the administrative interim certificate outlined in subsection (F)(5).
 - b. Official transcripts documenting the completion of required coursework.
 - c. Verification the holder of the interim certificate shall be under the direct supervision of an Arizona certified district administrator, and
 - d. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.
7. The holder of the administrative interim certificate may apply for an Arizona Supervisor Certificate upon completion of the following:
- a. Successful completion of a Board approved alternative path to administrator certification program or a Board approved administrator preparation program. This shall include satisfactory completion of a field experience or capstone experience of no less than one full academic year. The field experience or capstone experience shall include performance evaluations in a manner that is consistent with policies for the applicable alternative professional preparation program, as described pursuant to R7-2-604.04(B)(5);
 - b. A passing score on the Arizona Administrator Proficiency Assessment;
 - c. The submission of an application for the Supervisor certificate to the Department; and
 - d. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.
- G. Interim Principal Certificate – grades PreK through 12**
1. Except as noted, the administrative interim certificate is subject to the general certification provisions in R7-2-607.
 2. The certificate is valid for one year from the date of initial issuance and may be extended yearly for no more than two consecutive years at no cost to the applicant if the provisions in subsection (G)(6) are met.
 3. The administrative interim certificate entitles the holder to perform the duties described in subsection (C)(1). The candidate shall be enrolled in a Board approved alternative path to certification program, or a Board authorized administrative preparation program.
 4. An individual is not eligible to hold the administrative interim certificate more than once in a five year period.
 5. The requirements for initial issuance of the administrative interim certificate are:
 - a. A bachelor's degree or higher in education from an accredited institution;
 - b. Three years of verified full-time teaching experience in grades PreK through 12;
 - c. Verification of enrollment in a Board approved alternative path to administrator certification program, or a Board approved administrator preparation program;
 - d. Verification the holder of the interim certificate shall be under the direct supervision of an Arizona certified district principal or superintendent or the appropriate county school superintendent; and
 - e. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.
 6. The requirements for the extension of the administrative interim certificate are:
 - a. Qualification for the initial issuance of the administrative interim certificate outlined in subsection (G)(5).
 - b. Official transcripts documenting the completion of required coursework.
 - c. Verification the holder of the interim certificate shall be under the direct supervision of an Arizona certified district principal or superintendent, and
 - d. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.
 7. The holder of the administrative interim certificate may apply for an Arizona Principal Certificate upon completion of the following:
 - a. Successful completion of a Board approved alternative path to administrator certification program or a Board approved administrator preparation program. This shall include satisfactory completion of a field experience or capstone experience of no less than one full academic year. The field experience or capstone experience shall include performance evaluations in a manner that is consistent with policies for the applicable alternative professional preparation program, as described pursuant to R7-2-604.04(B)(5);
 - b. A passing score on either the Principal or Superintendent portion of the Arizona Administrator Proficiency Assessment;
 - c. The submission of an application for the Principal certificate to the Department; and
 - d. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.
- H. Interim Superintendent Certificate – grades PreK through 12**
1. Except as noted, the administrative interim certificate is subject to the general certification provisions in R7-2-607.
 2. The certificate is valid for one year from the date of initial issuance and may be extended yearly for no more than two consecutive years at no cost to the applicant if the provisions in subsection (H)(6) are met.
 3. The administrative interim certificate entitles the holder to perform the duties described in subsection (D)(1). The candidate shall be enrolled in a Board approved alternative path to certification program, or a Board authorized administrative preparation program.
 4. An individual is not eligible to hold the administrative interim certificate more than once in a five year period.
 5. The requirements for initial issuance of the administrative interim certificate are:
 - a. A master's degree or higher from an accredited institution;
 - b. Three years of verified full-time teaching experience or related education services experience in a PreK through

Notices of Exempt Rulemaking

- 12 setting:
- c. Verification of enrollment in a Board approved alternative path to administrator certification program, or a Board approved administrator preparation program;
 - d. Verification the holder of the interim certificate shall be under the direct supervision of an Arizona certified district superintendent or the appropriate county school superintendent; and
 - e. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.
6. The requirements for the extension of the administrative interim certificate are:
- a. Qualification for the initial issuance of the administrative interim certificate outlined in subsection (H)(5).
 - b. Official transcripts documenting the completion of required coursework.
 - c. Verification the holder of the interim certificate shall be under the direct supervision of an Arizona certified district superintendent or the appropriate county school superintendent, and
 - d. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.
7. The holder of the administrative interim certificate may apply for an Arizona Superintendent Certificate upon completion of the following:
- a. Successful completion of a Board approved alternative path to administrator certification program or a Board approved administrator preparation program. This shall include satisfactory completion of a field experience or capstone experience of no less than one full academic year. The field experience or capstone experience shall include performance evaluations in a manner that is consistent with policies for the applicable alternative professional preparation program, as described pursuant to R7-2-604.04(B)(5);
 - b. A passing score on the Superintendent portion of the Arizona Administrator Proficiency Assessment;
 - c. The submission of an application for the Superintendent certificate to the Department; and
 - d. A valid fingerprint clearance card issued by the Arizona Department of Public Safety.