Short Title	"Arizona Empowerment Scholarship Accounts Reform And Accountability Act"	"Protect Education Act"
Sponsor	American Federation for Children (AFC)	Arizona Education Association (AEA) / Save Our Schools Arizona (SOS)
Income Cap		Students (and their siblings) from a household with an annual income >$150k will be disqualified under the universal criteria.
ESA Unspent Funds Confiscation		Confiscates 100% of funds remaining in a student's ESA account at the end of the year (every two years for SPED students) and sends 90% of those dollars to fund public schools.
Testing /Accreditation Requirement	Non-SPED private and home educated ESA students must be given an approved exam and test scores and other data must be submitted to ADE for regular reporting.	Private schools that serve both SPED and non-SPED students must be EITHER "accredited by a regionally or nationally recognized accrediting organization" OR pay for and give all non-SPED students an approved exam & disclose the aggregate scores.
Eligible Tests	Nationally norm referenced tests approved by SBE.	Exams used by public schools as one of the state tests.
Curriculum & Supplemental Materials	Requires list of allowable curricula to be developed (with protections for religious content) and prohibits the purchase of ALL supplemental materials including books that aren't explicitly required or recommended by the curriculum, exempting only certain "supplies" like pencils. Allows parents to request curricula be added within 90 days.	Prohibits the purchase of ALL supplemental materials including books that aren't explicitly required or recommended by the curriculum, exempting only certain "supplies" like pencils.
Prohibition on Noneducational Items	Prohibits "noneducational items or luxury goods" that are already expressly prohibited by the State Board of Education handbook other than museums and certain small appliances.	
Protections against unnecessary, burdensome regulations	Limits government agency control and state regulatory authority to only what is expressly stated in the measure.	Eliminates existing state protection against frivolous regulations and no longer requires the state to prove that a requirement on a private school is necessary and doesn't impose an undue burden.
Tutor Requirements to Receive ESA$	18 years old, graduated from high school or GED, valid fingerprint clearance card & not subject to disciplinary action.	
Addt'l Private School /Tutor Requirements	Pay a fee and require a fingerprint clearance card for all staff with unsupervised contact.	Register with the state, pay a fee and require a fingerprint clearance card for all staff with unsupervised contact. A private school must submit evidence that it meets state requirements.

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Discipline	Tutoring services are subjected to disciplinary authority of SBE for unprofessional conduct [tutors *already* subject to requirement under current law]	Staff at private schools and tutoring services are subjected to disciplinary authority of SBE for unprofessional conduct [tutors *already* subject to requirement under current law]
Marketplace	ALL expenditures and invoicing must go through the marketplace, with certain exemptions. A qualifying marketplace must have 1) "fraud prevention and detection mechanisms," 2) have a process for vendors to apply, and 3) maintain transaction level data.	Qualified schools and tutors must be included on the platform used by ADE.
Debit Cards / Reimbursements	Reimbursements explicitly prohibited except for SPED students, who may request reimbursements on a case-by-case basis; Debit cards prohibited.	The language is ambiguous, but may prohibit reimbursements.
Prohibition on paying a family member	Prohibits paying a member of the student's family except for SPED students [Current law *already* prohibits using funds to pay a parent).	
Disqualification of students	Permanent disqualification from the program if found to have knowingly misused monies or failed to comply with contract rules, subject to existing appeals process.	Permanent disqualification from program if found to have intentionally misspent ESA funds after being given notice and opportunity to be heard.
Close inactive accounts	Closes accounts that are not renewed after 1 year, rather than 3 years	
"Arizona ESA Monies"		Redefines to include ESAs and "any public monies provided by the state" to a parent, student, or private school for nonpublic education, excl. "public school vouchers" and STOs.
New Reporting Requirements	ADE must report the amount of ESA funds paid to each school and tutor, enrollment of ESA students at each, and the number of ESA students disqualified from the program.	
Expand AG Power		"May issue civil investigative demands seeking relevant information and documents from any person" to investigate their compliance.
Expand AEA/SOS Legal Power		PAC supporting this measure has standing to intervene in any action or proceeding regarding this measure.
Program Rules/ Administration		SBE must adopt rules for "student and site safety" for all private schools that are "substantially similar" to public school requirements. SBE must adopt rules to implement accreditation and testing requirements and family income verification. Rules are EXEMPT from standard rulemaking process except that SBE must provide public opportunity to comment.

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