PREAMENDED

This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading

LLS NO. 12-0442.01 Julie Pelegrin x2700 **HOUSE BILL 12-1146**

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A BILL FOR AN ACT

101 CONCERNING PROGRAMS TO ALLOW STUDENTS TO ENROLL IN

102 POSTSECONDARY INSTITUTIONS TO COMPLETE HIGH SCHOOL

103 GRADUATION REQUIREMENTS.

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at http://www.leg.state.co.us/billsummaries.)

The bill authorizes a community college to agree with a local education provider to create a dropout recovery program through which a student who has dropped out of high school or who is at risk of dropping out of high school can concurrently enroll in the community

college and the local education provider to complete his or her high school graduation requirements. The student attends classes exclusively at the community college, and all of the credits he or she earns count toward high school graduation. The dropout recovery program differs from the usual concurrent enrollment program with regard to the student's age, the number and type of course credits authorized, and funding.

The community college and the local education provider enter into an agreement that specifies many aspects of the dropout recovery program, including the tuition rate the local education provider will pay on the student's behalf, which rate cannot exceed the student's share of tuition at a community college. The local education provider will include the student in its pupil enrollment, and the community college will receive college opportunity fund (COF) stipend payments on the student's behalf. All of the college-level credits that the student earns through the dropout recovery program will count against the student's lifetime-limit on the number of credits for which he or she may receive a COF stipend.

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1   *Be it enacted by the General Assembly of the State of Colorado:*

2   **SECTION 1.** In Colorado Revised Statutes, **add** 22-35-109.5 as

3   follows:

4   **22-35-109.5.   Community colleges - dropout recovery**

5   **programs - definitions.** (1) AS USED IN THIS SECTION, UNLESS THE

6   CONTEXT OTHERWISE REQUIRES:

7   (a)   "COMMUNITY COLLEGE" MEANS AN INSTITUTION THAT

8   OPERATES AS PART OF THE STATE SYSTEM OF COMMUNITY COLLEGES

9   ESTABLISHED IN PART 2 OF ARTICLE 60 OF TITLE 23, C.R.S., OR A JUNIOR

10   COLLEGE, AS DEFINED IN SECTION 23-71-102, C.R.S., THAT OPERATES

11   PURSUANT TO ARTICLE 71 OF TITLE 23, C.R.S.

12   (b) "DROPOUT RECOVERY PROGRAM" MEANS A DUAL-CREDIT HIGH

13   SCHOOL DIPLOMA COMPLETION PROGRAM OPERATED BY A COMMUNITY

14   COLLEGE PURSUANT TO AN AGREEMENT WITH A LOCAL EDUCATION

15   PROVIDER FOR STUDENTS WHO HAVE DROPPED OUT OR ARE AT RISK OF

16   DROPPING OUT OF HIGH SCHOOL.

1   (2) (a) A COMMUNITY COLLEGE MAY ENTER INTO AGREEMENTS

2   WITH ONE OR MORE LOCAL EDUCATION PROVIDERS TO OPERATE DROPOUT

3   RECOVERY PROGRAMS FOR STUDENTS WHO HAVE DROPPED OUT OR ARE AT

4   RISK OF DROPPING OUT OF HIGH SCHOOL. TO PARTICIPATE IN A DROPOUT

5   RECOVERY PROGRAM, A STUDENT SHALL BE AT LEAST SIXTEEN YEARS OF

6   AGE BUT YOUNGER THAN TWENTY-ONE YEARS OF AGE. IF THE STUDENT IS

7   AT RISK OF DROPPING OUT OF HIGH SCHOOL, THE STUDENT SHALL OBTAIN

8   PERMISSION FROM THE CHIEF EXECUTIVE OFFICER OF THE SCHOOL IN

9   WHICH THE STUDENT IS ENROLLED BEFORE THE STUDENT MAY

10   PARTICIPATE IN THE DROPOUT RECOVERY PROGRAM. A STUDENT WHO

11   ENROLLS IN A DROPOUT RECOVERY PROGRAM IS INCLUDED IN THE PUPIL

12   ENROLLMENT OF THE LOCAL EDUCATION PROVIDER THAT IS A PARTNER IN

13   THE PROGRAM, BUT DOES NOT ATTEND CLASSES AT A SCHOOL OPERATED

14   BY THE LOCAL EDUCATION PROVIDER. THE STUDENT ATTENDS CLASSES

15   EITHER IN PERSON OR VIRTUALLY ONLY AT THE COMMUNITY COLLEGE AT

16   WHICH THE STUDENT ENROLLS PURSUANT TO THE DROPOUT RECOVERY

17   PROGRAM. A STUDENT MAY PARTICIPATE IN A DROPOUT RECOVERY

18   PROGRAM UNTIL HE OR SHE COMPLETES THE HIGH SCHOOL GRADUATION

19   REQUIREMENTS OR REACHES TWENTY-ONE YEARS OF AGE, WHICHEVER

20   COMES FIRST.

21   (b) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE OR OF

22   ARTICLE 54 OF THIS TITLE OR ANY RULES ADOPTED FOR THE

23   IMPLEMENTATION OF SAID ARTICLE TO THE CONTRARY:

24   (I) A STUDENT ENROLLED IN A DROPOUT RECOVERY PROGRAM

25   PURSUANT TO THIS SECTION MAY ENROLL IN BASIC SKILLS COURSES, AS

26   NECESSARY, REGARDLESS OF THE STUDENT'S HIGH SCHOOL GRADE LEVEL;

27   (II) A STUDENT ENROLLED IN A DROPOUT RECOVERY PROGRAM

1   PURSUANT TO THIS SECTION IS NOT RESTRICTED IN THE NUMBER OF CREDIT

2   HOURS PER SEMESTER OR IN THE OVERALL NUMBER OF CREDIT HOURS FOR

3   WHICH THE STUDENT MAY ENROLL THROUGH THE DROPOUT RECOVERY

4   PROGRAM, UNLESS LIMITED BY THE ENROLLING INSTITUTION;

5   (III)   AFTER A STUDENT ENROLLS IN A DROPOUT RECOVERY

6   PROGRAM, THE LOCAL EDUCATION PROVIDER THAT IS A PARTNER IN THE

7   PROGRAM MAY INCLUDE THE STUDENT IN ITS PUPIL ENROLLMENT AS A

8   FULL-TIME STUDENT, REGARDLESS OF WHETHER THE STUDENT IS

9   ACTUALLY IN CLASS FOR THE MINIMUM NUMBER OF REQUIRED HOURS FOR

10 FULL-TIME ENROLLMENT, SO LONG AS THE STUDENT ENROLLS IN AT LEAST

11 SEVEN CREDIT HOURS PER SEMESTER; AND

12   (IV) A STUDENT ENROLLED IN A DROPOUT RECOVERY PROGRAM

13 PURSUANT TO THIS SECTION MAY ENROLL IN COURSES AT THE COMMUNITY

14 COLLEGE THAT QUALIFY FOR CREDIT TOWARD COMPLETION OF THE LOCAL

15 EDUCATION PROVIDER'S REQUIREMENTS FOR HIGH SCHOOL GRADUATION,

16 EVEN IF THE COURSES DO NOT QUALIFY FOR BASIC SKILLS CREDIT OR

17 ACADEMIC CREDIT APPLICABLE TOWARD EARNING A DEGREE OR

18 CERTIFICATE AT THE COMMUNITY COLLEGE.

19   (3) THE AGREEMENT BETWEEN A COMMUNITY COLLEGE AND A

20 LOCAL EDUCATION PROVIDER TO OPERATE A DROPOUT RECOVERY

21 PROGRAM PURSUANT TO THIS SECTION SHALL SPECIFY, AT A MINIMUM,

22 THAT:

23   (a) ALL OF THE COURSES THE STUDENT IS ALLOWED TO TAKE

24 THROUGH THE DROPOUT RECOVERY PROGRAM QUALIFY FOR CREDIT

25 TOWARD COMPLETION OF THE LOCAL EDUCATION PROVIDER'S

26 REQUIREMENTS FOR HIGH SCHOOL GRADUATION;

27   (b) THE LOCAL EDUCATION PROVIDER SHALL PROVIDE TO THE

COMMUNITY COLLEGE THE UNIQUELY IDENTIFYING STUDENT NUMBER FOR EACH STUDENT ENROLLED IN THE DROPOUT RECOVERY PROGRAM;

(c) THE LOCAL EDUCATION PROVIDER SHALL CONFIRM THAT EACH STUDENT ENROLLED IN THE DROPOUT RECOVERY PROGRAM HAS DROPPED OUT OF ENROLLMENT WITH A LOCAL EDUCATION PROVIDER OR, IF THE STUDENT IS AT RISK OF DROPPING OUT OF HIGH SCHOOL, HAS THE PERMISSION OF THE CHIEF EXECUTIVE OFFICER OF THE SCHOOL IN WHICH THE STUDENT IS ENROLLED TO ENROLL IN THE DROPOUT RECOVERY PROGRAM;

(d) THE LOCAL EDUCATION PROVIDER SHALL INCLUDE EACH STUDENT ENROLLED IN THE DROPOUT RECOVERY PROGRAM AS A FULL-TIME PUPIL IN THE LOCAL EDUCATION PROVIDER'S PUPIL ENROLLMENT SO LONG AS THE STUDENT IS ENROLLED IN THE DROPOUT RECOVERY PROGRAM; AND

(e) THE LOCAL EDUCATION PROVIDER SHALL PAY THE STUDENT SHARE OF THE TUITION FOR EACH COURSE COMPLETED BY A STUDENT THROUGH THE DROPOUT RECOVERY PROGRAM IN AN AMOUNT NEGOTIATED BY THE LOCAL EDUCATION PROVIDER AND THE COMMUNITY COLLEGE. THE LOCAL EDUCATION PROVIDER AND THE COMMUNITY COLLEGE MAY AGREE TO ADDITIONAL FINANCIAL PROVISIONS THAT ARE NOT INCONSISTENT WITH THE PROVISIONS OF SECTION 22-35-105.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 7, 2012, if adjournment sine die is on May 9, 2012); except that, if a

1   referendum petition is filed pursuant to section 1 (3) of article V of the

2   state constitution against this act or an item, section, or part of this act

3   within such period, then the act, item, section, or part will not take effect

4   unless approved by the people at the general election to be held in

5   November 2012 and, in such case, will take effect on the date of the

6   official declaration of the vote thereon by the governor.