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LLS NO. 12-0207.01 Julie Pelegrin x2700

INTERIM COMMITTEE BILL

Educational Success Task Force

SHORT TITLE: "Funding For Dropout Recovery Programs"

A BILL FOR AN ACT

101 **CONCERNING PROGRAMS TO ALLOW STUDENTS WHO DROP OUT OF**
102 **HIGH SCHOOL TO ENROLL IN POSTSECONDARY INSTITUTIONS TO**
103 **COMPLETE HIGH SCHOOL 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>.)

Educational Success Task Force. The bill authorizes a community college, local district college, Adams state college, or Colorado Mesa university (authorized institution) to agree with a local education provider to create a dropout recovery program through which

*Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.*

a student who has dropped out of high school can concurrently enroll in the authorized institution and the local education provider. The student attends classes at the authorized institution, 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 in that the student:

- Must be at least 16 but less than 21 years of age;
- Can enroll in basic skills courses even if the student is not at the 12th-grade level;
- Is not limited to enrolling only in basic skills or academic courses but can take other courses at the authorized institution to complete his or her high school graduation requirements;
- Does not attend any classes at the high school;
- Is counted as a full-time pupil regardless of the actual number of hours the student attends classes, so long as the student is enrolled in at least 7 credit hours; and
- Is not restricted in the number of credit hours in which he or she may enroll per semester or per year, but the student may remain in the program only until he or she completes the high school graduation requirements or reaches 21 years of age, whichever comes first.

The authorized institution 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 authorized institution 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.

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. Institution of higher education - dropout**
5 **recovery programs - definitions.** (1) AS USED IN THIS SECTION, UNLESS
6 THE CONTEXT OTHERWISE REQUIRES:

7 (a) "AUTHORIZED INSTITUTION" MEANS AN INSTITUTION

1 GOVERNED BY THE STATE BOARD FOR COMMUNITY COLLEGES AND
2 OCCUPATION, A LOCAL DISTRICT COLLEGE, ADAMS STATE COLLEGE, OR
3 COLORADO MESA UNIVERSITY.

4 (b) "DROPOUT RECOVERY PROGRAM" MEANS A DUAL-CREDIT HIGH
5 SCHOOL DIPLOMA COMPLETION PROGRAM OPERATED BY AN AUTHORIZED
6 INSTITUTION PURSUANT TO AN AGREEMENT WITH A LOCAL EDUCATION
7 PROVIDER FOR STUDENTS WHO HAVE DROPPED OUT OF HIGH SCHOOL.

8 (2) (a) AN AUTHORIZED INSTITUTION MAY ENTER INTO
9 AGREEMENTS WITH ONE OR MORE LOCAL EDUCATION PROVIDERS TO
10 OPERATE DROPOUT RECOVERY PROGRAMS FOR STUDENTS WHO HAVE
11 DROPPED OUT OF HIGH SCHOOL. TO PARTICIPATE IN A DROPOUT RECOVERY
12 PROGRAM, A STUDENT SHALL BE AT LEAST SIXTEEN YEARS OF AGE BUT
13 YOUNGER THAN TWENTY-ONE YEARS OF AGE. A STUDENT WHO ENROLLS
14 IN A DROPOUT RECOVERY PROGRAM IS INCLUDED IN THE PUPIL
15 ENROLLMENT OF THE LOCAL EDUCATION PROVIDER THAT IS A PARTNER IN
16 THE PROGRAM, BUT DOES NOT ATTEND CLASSES AT A SCHOOL OPERATED
17 BY THE LOCAL EDUCATION PROVIDER. THE STUDENT ATTENDS CLASSES
18 EITHER IN PERSON OR VIRTUALLY ONLY AT THE AUTHORIZED INSTITUTION
19 AT WHICH THE STUDENT ENROLLS PURSUANT TO THE DROPOUT RECOVERY
20 PROGRAM. A STUDENT MAY PARTICIPATE IN A DROPOUT RECOVERY
21 PROGRAM UNTIL HE OR SHE COMPLETES THE HIGH SCHOOL GRADUATION
22 REQUIREMENTS OR REACHES TWENTY-ONE YEARS OF AGE, WHICHEVER
23 COMES FIRST.

24 (b) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE OR OF
25 ARTICLE 54 OF THIS TITLE OR ANY RULES ADOPTED FOR THE
26 IMPLEMENTATION OF SAID ARTICLE TO THE CONTRARY:

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

1 PURSUANT TO THIS SECTION MAY ENROLL IN BASIC SKILLS COURSES, AS
2 NECESSARY, REGARDLESS OF THE STUDENT'S HIGH SCHOOL GRADE LEVEL;

3 (II) A STUDENT ENROLLED IN A DROPOUT RECOVERY PROGRAM
4 PURSUANT TO THIS SECTION IS NOT RESTRICTED IN THE NUMBER OF CREDIT
5 HOURS PER SEMESTER OR IN THE OVERALL NUMBER OF CREDIT HOURS FOR
6 WHICH THE STUDENT MAY ENROLL THROUGH THE DROPOUT RECOVERY
7 PROGRAM, EXCEPT AS THEY MAY BE LIMITED BY THE ENROLLING
8 INSTITUTION;

9 (III) AFTER A STUDENT ENROLLS IN A DROPOUT RECOVERY
10 PROGRAM, THE LOCAL EDUCATION PROVIDER THAT IS A PARTNER IN THE
11 PROGRAM IS AUTHORIZED TO INCLUDE THE STUDENT IN ITS PUPIL
12 ENROLLMENT AS A FULL-TIME STUDENT, REGARDLESS OF WHETHER THE
13 STUDENT IS ACTUALLY IN CLASS FOR THE MINIMUM NUMBER OF REQUIRED
14 HOURS FOR FULL-TIME ENROLLMENT, SO LONG AS THE STUDENT ENROLLS
15 IN AT LEAST SEVEN CREDIT HOURS PER SEMESTER; AND

16 (IV) A STUDENT ENROLLED IN A DROPOUT RECOVERY PROGRAM
17 PURSUANT TO THIS SECTION MAY ENROLL IN COURSES AT THE AUTHORIZED
18 INSTITUTION THAT QUALIFY FOR CREDIT TOWARD COMPLETION OF THE
19 LOCAL EDUCATION PROVIDER'S REQUIREMENTS FOR HIGH SCHOOL
20 GRADUATION, EVEN IF THE COURSES DO NOT QUALIFY FOR BASIC SKILLS
21 CREDIT OR ACADEMIC CREDIT APPLICABLE TOWARD EARNING A DEGREE OR
22 CERTIFICATE AT THE AUTHORIZED INSTITUTION.

23 (3) THE AGREEMENT BETWEEN AN AUTHORIZED INSTITUTION AND
24 A LOCAL EDUCATION PROVIDER TO OPERATE A DROPOUT RECOVERY
25 PROGRAM PURSUANT TO THIS SECTION SHALL SPECIFY, AT A MINIMUM,
26 THAT:

27 (a) ALL OF THE COURSES THE STUDENT COMPLETES THROUGH THE

1 DROPOUT RECOVERY PROGRAM QUALIFY FOR CREDIT TOWARD
2 COMPLETION OF THE LOCAL EDUCATION PROVIDER'S REQUIREMENTS FOR
3 HIGH SCHOOL GRADUATION;

4 (b) THE LOCAL EDUCATION PROVIDER SHALL PROVIDE TO THE
5 AUTHORIZED INSTITUTION THE UNIQUELY IDENTIFYING STUDENT NUMBER
6 FOR EACH STUDENT ENROLLED IN THE DROPOUT RECOVERY PROGRAM, AND
7 THE AUTHORIZED INSTITUTION SHALL RETAIN THE STUDENT NUMBERS FOR
8 THE PURPOSES DESCRIBED IN SECTION 23-18-202 (5) (c) (I) (B), C.R.S.;

9 (c) THE LOCAL EDUCATION PROVIDER SHALL CONFIRM THAT EACH
10 STUDENT ENROLLED IN THE DROPOUT RECOVERY PROGRAM HAS DROPPED
11 OUT OF ENROLLMENT WITH A LOCAL EDUCATION PROVIDER;

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

17 (e) THE AUTHORIZED INSTITUTION SHALL RECEIVE PAYMENT OF
18 STIPENDS FROM THE COLLEGE OPPORTUNITY FUND PROGRAM, PART 2 OF
19 ARTICLE 18 OF TITLE 23, C.R.S., ON BEHALF OF EACH STUDENT ENROLLED
20 IN THE DROPOUT RECOVERY PROGRAM; AND

21 (f) THE LOCAL EDUCATION PROVIDER SHALL PAY THE STUDENT
22 SHARE OF THE TUITION FOR EACH COURSE COMPLETED BY A STUDENT
23 THROUGH THE DROPOUT RECOVERY PROGRAM IN AN AMOUNT NEGOTIATED
24 BY THE LOCAL EDUCATION PROVIDER AND THE AUTHORIZED INSTITUTION,
25 WHICH AMOUNT SHALL NOT EXCEED THE STUDENT SHARE OF THE TUITION
26 RATE ESTABLISHED BY THE STATE BOARD FOR COMMUNITY COLLEGES AND
27 OCCUPATIONAL EDUCATION PURSUANT TO SECTION 23-60-202 (1) (c) (I),

1 C.R.S., FOR COLORADO RESIDENTS ENROLLED IN THE COURSE.

2 **SECTION 2.** In Colorado Revised Statutes, 23-18-202, **amend**
3 (5) (c) (I) (B) and (5) (c) (III) as follows:

4 **23-18-202. College opportunity fund - appropriations -**
5 **payment of stipends - reimbursement - repeal.** (5) (c) (I) An eligible
6 undergraduate student shall not receive a stipend from the college
7 opportunity fund for more than one hundred forty-five credit hours
8 during the eligible undergraduate student's lifetime; except that:

9 (B) For credit hours initiated on or after July 1, 2006, an eligible
10 undergraduate student may receive stipend payments for basic skills
11 courses, as defined in section 23-1-113 (1) (b) (II) (A.7) and courses
12 taken pursuant to the "Concurrent Enrollment Programs Act", article 35
13 of title 22, C.R.S., INCLUDING COURSES TAKEN PURSUANT TO SECTION
14 22-35-109.5, C.R.S. For a student who enrolls in a course at an
15 institution of higher education pursuant to the "Concurrent Enrollment
16 Programs Act", article 35 of title 22, C.R.S., INCLUDING PURSUANT TO
17 SECTION 22-35-109.5, C.R.S., the student loan division in the department
18 shall record the student's uniquely identifying student number before
19 submitting a stipend payment on behalf of the student. Stipend payments
20 received for the basic skills courses specified in this sub-subparagraph
21 (B) shall not apply to the lifetime limitation of one hundred forty-five
22 credit hours.

23 (III) For an eligible undergraduate student who has completed
24 one or more college courses while enrolled in high school pursuant to the
25 "Concurrent Enrollment Programs Act", article 35 of title 22, C.R.S., ~~or~~
26 while designated by the department of education as an ASCENT program
27 participant pursuant to section 22-35-108, C.R.S., OR WHILE ENROLLED

1 IN A DROPOUT RECOVERY PROGRAM PURSUANT TO SECTION 22-35-109.5,
2 C.R.S., all college-level credit hours earned by the student during such
3 enrollment shall count against the lifetime limitation described in
4 subparagraph (I) of this paragraph (c); except that credit hours earned
5 from enrollment in a basic skills course, as defined in section 23-1-113
6 (1) (b) (II) (A.7), shall not count against the lifetime limitation.

7 <{*Would the sponsors prefer a safety clause or the conditional 90-day*
8 *effective date clause?*>