

IN THE SENATE

SENATE BILL NO. 1030

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO DUAL ENROLLMENT; AMENDING SECTION 33-203, IDAHO CODE, TO PROVIDE
2 FOR THE DUAL ENROLLMENT OF A STUDENT IN A PUBLIC CHARTER SCHOOL, TO PRO-
3 VIDE FOR RELATED PROCEDURES, LIMITATIONS AND CLARIFICATIONS AND TO MAKE
4 TECHNICAL CORRECTIONS.
5

6 Be It Enacted by the Legislature of the State of Idaho:

7 SECTION 1. That Section 33-203, Idaho Code, be, and the same is hereby
8 amended to read as follows:

9 33-203. DUAL ENROLLMENT. (1) The parent or guardian of a child of
10 school age who is enrolled in a nonpublic school or a public charter school
11 shall be allowed to enroll the student in a any public school, including
12 another public charter school, for dual enrollment purposes. The board of
13 trustees of the school district or board of directors of the public char-
14 ter school shall adopt procedures governing enrollment pursuant to this
15 section. If enrollment in a specific program reaches the maximum for the
16 program, priority for enrollment shall be given to a student who is enrolled
17 full time in the public ~~noncharter~~ school. In the case of dual enrollment in
18 a public charter school, the student who is dually enrolled shall not count
19 toward the public charter school's maximum enrollment restrictions. The
20 dually enrolled student's primary education provider shall be the provider
21 in which the student is registered for the majority of the coursework. At
22 no time may the dual enrollment provisions be used to circumvent a public
23 charter school's lottery requirements.

24 (2) Any student participating in dual enrollment may enter into any
25 program in the public school available to other students, subject to compli-
26 ance with the eligibility requirements herein and the same responsibilities
27 and standards of behavior and performance that apply to any student's
28 participation in the activity, except that the academic eligibility re-
29 quirements for participation in nonacademic activities are as provided for
30 herein.

31 (3) ~~Any All~~ All schools ~~district~~ shall be allowed to include ~~dual-enrolled~~
32 dually enrolled nonpublic school and public ~~charter~~ school students for the
33 purposes of state funding only to the extent of the student's participation
34 in the public school programs.

35 (4) Oversight of academic standards relating to participation in
36 nonacademic public school activities shall be the responsibility of the
37 primary educational provider for that student. In order for any nonpub-
38 lic school student or public ~~charter~~ school student to participate in
39 nonacademic public school activities for which public school students must
40 demonstrate academic proficiency or eligibility, the nonpublic school or
41 public ~~charter~~ school student shall demonstrate composite grade-level aca-
42 demic proficiency on any state board of education recognized achievement

1 test, portfolio, or other mechanism as provided for in state board of ed-
2 ucation rules. Additionally, a student shall be eligible if he achieves
3 a minimum composite, core or survey test score within the average or
4 higher-than-average range as established by the test service utilized on
5 any ~~nationally-normed~~ nationally normed test. Demonstrated proficiency
6 shall be used to determine eligibility for the current and next following
7 school years. School districts and public charter schools shall provide to
8 nonpublic students who wish to participate in dual enrollment activities
9 the opportunity to take state tests or other standardized tests given to all
10 regularly enrolled public school students.

11 (5) A public school student who has been unable to maintain academic el-
12 igibility is ineligible to participate in nonacademic public school activi-
13 ties as a nonpublic school or public charter school student for the duration
14 of the school year in which the student becomes academically ineligible and
15 for the following academic year.

16 (6) A nonpublic school or public ~~charter~~ school student participating
17 in nonacademic public school activities must reside within the attendance
18 boundaries of the school for which the student participates.

19 (7) Dual enrollment shall include the option of joint enrollment in a
20 regular public school and an alternative public school program. The state
21 board of education shall establish rules that provide funding to school dis-
22 tricts for each student who participates in both a regular public school pro-
23 gram and an alternative public school program.

24 (8) Dual enrollment shall include the option of enrollment in a
25 ~~post-secondary~~ postsecondary institution. Any credits earned from an ac-
26 credited ~~post-secondary~~ postsecondary institution shall be credited toward
27 state board of education high school graduation requirements.

28 (9) A nonpublic student is any student who receives educational
29 instruction outside a public school classroom and such instruction can in-
30 clude, but is not limited to, a private school or a home school.