

IN THE SENATE

SENATE BILL NO. 1229

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO EDUCATION; AMENDING SECTION 33-5102, IDAHO CODE, TO PROVIDE AND  
2 REVISE DEFINITIONS; AMENDING SECTION 33-5103, IDAHO CODE, TO PROVIDE  
3 THAT A SECONDARY PUPIL ENROLLED IN A PUBLIC SCHOOL MAY APPLY TO AN IN-  
4 STITUTION TO ENROLL IN CERTAIN COURSES; AMENDING SECTION 33-5104, IDAHO  
5 CODE, TO REVISE PROVISIONS RELATING TO COUNSELING SERVICES; AMENDING  
6 SECTION 33-5105, IDAHO CODE, TO REVISE PROVISIONS RELATING TO INFOR-  
7 MATION PROVIDED TO SECONDARY PUPILS; AMENDING SECTION 33-5106, IDAHO  
8 CODE, TO REVISE PROVISIONS RELATING TO PUPIL PARTICIPATION; AMENDING  
9 SECTION 33-5107, IDAHO CODE, TO REVISE PROVISIONS RELATING TO A POST-  
10 SECONDARY INSTITUTION'S ENROLLMENT PRIORITY; AND REPEALING SECTION  
11 33-5108, IDAHO CODE, RELATING TO COURSES ACCORDING TO AGREEMENTS.  
12

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

14 SECTION 1. That Section 33-5102, Idaho Code, be, and the same is hereby  
15 amended to read as follows:

16 33-5102. DEFINITIONS. As used in this chapter:

17 (1) "Course" means a course of instruction or a program of instruction.

18 (2) "Dual credit" means credit awarded to a student on his or her sec-  
19 ondary and postsecondary transcript for the completion of a single course.

20 (3) "Eligible institution" means ~~an Idaho public postsecondary in-~~  
21 ~~stitution; a private two-year trade and technical school accredited by a~~  
22 ~~reputable accrediting association; or a private, residential, two-year or~~  
23 ~~four-year liberal arts, degree-granting college or university located in~~  
24 ~~Idaho~~ a public or private postsecondary educational institution accredited  
25 by an organization recognized by the state board of education.

26 (4) "Postsecondary credit" means credit awarded to a student on his or  
27 her postsecondary transcript for the completion of a course.

28 (5) "Secondary credit" means credit awarded to a student on his or her  
29 secondary transcript for the completion of a course.

30 SECTION 2. That Section 33-5103, Idaho Code, be, and the same is hereby  
31 amended to read as follows:

32 33-5103. AUTHORIZATION -- NOTIFICATION. Notwithstanding any other  
33 law, administrative rule or local policy to the contrary, ~~an eleventh or~~  
34 ~~twelfth grade~~ a secondary pupil enrolled in a public school, except a foreign  
35 exchange pupil enrolled in a district under a cultural exchange program, may  
36 apply to an eligible institution to enroll in nonsectarian courses offered  
37 by that postsecondary institution. If an institution accepts a secondary  
38 pupil for enrollment under the provisions of this chapter, the institution  
39 shall send written notice to the pupil and the pupil's school district within  
40 ten (10) days of acceptance. The notice shall indicate the course and hours

1 of enrollment of that pupil. If the pupil enrolls in a course for postsec-  
 2 ondary credit, the institution shall notify the pupil about payment in the  
 3 customary manner used by the institution.

4 SECTION 3. That Section 33-5104, Idaho Code, be, and the same is hereby  
 5 amended to read as follows:

6 33-5104. COUNSELING. ~~(1)~~ To the extent possible, the school district  
 7 shall provide counseling services to pupils and their parents or guardians  
 8 before the pupil enrolls in courses under the provisions of this chapter to  
 9 ensure that the pupil and parents or guardian are fully aware of the risks  
 10 and possible consequences of enrolling in postsecondary courses. ~~The dis-~~  
 11 ~~trict Counseling services~~ shall ~~provide~~ include information on the program  
 12 including who may enroll, what institutions and sources are available un-  
 13 der this program, the decision-making process for granting academic cred-  
 14 its, financial arrangements for tuition, books and materials, eligibility  
 15 criteria for transportation aid, available support services, the need to ar-  
 16 range an appropriate schedule, consequences of failing or not completing a  
 17 course in which the pupil enrolls, the effect of enrolling in this program  
 18 on the pupil's ability to complete the required high school graduation re-  
 19 quirements, financial aid and the academic and social responsibilities that  
 20 must be assumed by the pupil and the parents or guardian. The person provid-  
 21 ing counseling shall encourage pupils and their parents or guardian to also  
 22 use available counseling services at the postsecondary institutions prior  
 23 to the semester of enrollment to ensure that anticipated plans are appropri-  
 24 ate and adequate.

25 ~~(2) Prior to enrolling, the pupil and the pupil's parents or guardian~~  
 26 ~~must sign a form that shall be provided by the school district and may be ob-~~  
 27 ~~tained from a postsecondary institution stating that they have received the~~  
 28 ~~information specified herein and that they understand the responsibilities~~  
 29 ~~that must be assumed in enrolling in this program. The superintendent of~~  
 30 ~~public instruction shall, upon request, provide technical assistance to a~~  
 31 ~~school district in developing appropriate forms and counseling guidelines.~~

32 SECTION 4. That Section 33-5105, Idaho Code, be, and the same is hereby  
 33 amended to read as follows:

34 33-5105. DISSEMINATION OF INFORMATION -- NOTIFICATION OF INTENT TO  
 35 ENROLL. By March 1 of each year, a school district shall provide general  
 36 information about the program to all secondary pupils in grades ten (10) and  
 37 eleven (11). ~~To assist the district in planning, a pupil shall inform the~~  
 38 ~~district by March 30 of each year of the pupil's intent to enroll in post-~~  
 39 ~~secondary courses during the following school year. A pupil is not bound by~~  
 40 ~~notifying or not notifying the district by March 30.~~

41 SECTION 5. That Section 33-5106, Idaho Code, be, and the same is hereby  
 42 amended to read as follows:

43 33-5106. LIMIT ON PARTICIPATION. (1) ~~A pupil who first enrolls in~~  
 44 ~~grade eleven (11) may not enroll in postsecondary courses under the provi-~~

1 ~~sions of this chapter for secondary credit for more than the equivalent of~~  
2 ~~two (2) academic years.~~

3 ~~(2) A pupil who first enrolls in grade twelve (12) may not enroll in~~  
4 ~~postsecondary courses under the provisions of this chapter for secondary~~  
5 ~~credit for more than the equivalent of one (1) academic year.~~

6 ~~(3) A pupil may also be enrolled in courses for secondary credits ap-~~  
7 ~~proved by the local school district. If a pupil's enrollment pursuant to~~  
8 ~~this chapter decreases the pupil's instructional time in the local school~~  
9 ~~district to less than four (4) hours a day, the pupil shall nevertheless be~~  
10 ~~counted as in local school district instructional time for four (4) hours a~~  
11 ~~day for purposes of chapter 10, title 33, Idaho Code.~~

12 (42) A pupil who has completed course requirements for graduation but  
13 who has not received a diploma may participate in the program.

14 (53) A pupil who has graduated from high school cannot participate in  
15 the program.

16 SECTION 6. That Section 33-5107, Idaho Code, be, and the same is hereby  
17 amended to read as follows:

18 33-5107. ENROLLMENT PRIORITY. A postsecondary institution shall give  
19 priority to its postsecondary students when enrolling ~~eleventh and twelfth~~  
20 ~~grade pupils~~ secondary students in courses for secondary credit only. Once  
21 a pupil has been enrolled in a postsecondary course under the provisions of  
22 this chapter, the pupil shall not be displaced by another student.

23 SECTION 7. That Section 33-5108, Idaho Code, be, and the same is hereby  
24 repealed.