

IN THE SENATE

SENATE BILL NO. 1233

BY EDUCATION COMMITTEE

AN ACT

1 RELATING TO EDUCATION; AMENDING SECTION 33-1623, IDAHO CODE, TO REVISE  
2 PROVISIONS RELATING TO MASTERY ADVANCEMENT SCHOLARSHIP AND TO REVISE  
3 PROVISIONS RELATING TO AMOUNTS RECEIVED BY A DISTRICT OR PUBLIC CHAR-  
4 TER SCHOOL; AMENDING SECTION 33-1626, IDAHO CODE, TO REVISE PROVISIONS  
5 RELATING TO CERTAIN EXAMINATIONS, TO ESTABLISH PROVISIONS RELATING TO  
6 STUDENTS QUALIFYING FOR CERTAIN MONETARY CREDIT, TO ESTABLISH PROVI-  
7 SIONS GOVERNING CERTAIN PAYMENTS, TO PROVIDE FOR RULES AND TO PROVIDE  
8 FOR A REPORT; AMENDING SECTION 33-1628, IDAHO CODE, TO REMOVE LANGUAGE  
9 RELATING TO FOURTEEN CREDITS, TO REVISE PROVISIONS RELATING TO PAYMENT  
10 FOR CERTAIN ONLINE COURSES, TO REMOVE LANGUAGE RELATING TO CERTAIN IN-  
11 ELIGIBLE COURSES AND TO DEFINE TERMS; AND DECLARING AN EMERGENCY.  
12

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

14 SECTION 1. That Section 33-1623, Idaho Code, be, and the same is hereby  
15 amended to read as follows:

16 33-1623. STUDENT ADVANCEMENT -- CONCURRENT ENROLLMENT -- EARLY GRAD-  
17 UATION -- MASTERY ADVANCEMENT SCHOLARSHIP -- RESIDUAL SAVINGS. (1) Any  
18 student who successfully completes a public charter school or school dis-  
19 trict's grades 1-12 curriculum at least one (1) year early shall be eligible  
20 for a mastery advancement scholarship, regardless of whether or not the  
21 public charter school or school district is participating in the mastery  
22 advancement program, if such student can show that the student has met all of  
23 the graduation requirements of the public charter school or school district  
24 in which the student attends school; and

25 (a) The student has completed the grades 1-12 curriculum in eleven (11)  
26 or fewer years and such student has attended schools in the Idaho public  
27 school system for the entire grades 1-12 curriculum; or

28 (b) Where the student has attended Idaho public schools for less than  
29 the entire grades 1-12 curriculum, such student shall be eligible for  
30 a mastery advancement scholarship if such student has attended Idaho  
31 public schools for a minimum of four (4) years. For students who have  
32 attended Idaho public schools for less than four (4) years and who have  
33 completed all graduation requirements, such students may be eligible  
34 to receive a mastery advancement scholarship at a reduced rate not to  
35 exceed one (1) semester of scholarship for each year of Idaho public  
36 school attendance.

37 (2) A student is not required to graduate early and can choose to par-  
38 ticipate in concurrent enrollment or advanced placement classes as is the  
39 current practice.

40 (3) (a) If a student requests a mastery advancement scholarship and  
41 is eligible pursuant to the provisions of subsection (1) (a) and (1) (b)  
42 of this section, the student shall be entitled to a mastery advance-

1 ment scholarship which may be used for tuition and fees at any publicly  
 2 funded institution of higher education in Idaho. The amount of such  
 3 scholarship shall equal thirty-five percent (35%) of the statewide av-  
 4 erage daily attendance-driven funding per enrolled pupil for each year  
 5 of grades 1-12 curriculum the student avoids due to early graduation.  
 6 Such school district or public charter school shall receive an amount  
 7 equal to each such scholarship if it is participating in the mastery  
 8 advancement program.

9 (b) The state department of education shall annually report, no later  
 10 than January 15, to the senate and the house of representatives educa-  
 11 tion committees, the number of scholarships awarded pursuant to this  
 12 section during the previous school year, by school district and public  
 13 charter school. Such report shall also include a fiscal note reflecting  
 14 the amount of moneys expended for such scholarships.

15 (4) No student shall be eligible for more than three (3) years of a "mas-  
 16 tery advancement" scholarship.

17 (5) School districts and public charter schools participating in the  
 18 program established in section 33-1620, Idaho Code, are directed to collab-  
 19 orate with publicly funded institutions of higher education in this state to  
 20 assist students who seek to graduate from high school early, in enrolling  
 21 in postsecondary or advanced placement courses held in high school. Such  
 22 school districts, public charter schools and publicly funded institutions  
 23 of higher education shall report to the state board of education and the sen-  
 24 ate and the house of representatives education committees on any difficul-  
 25 ties or obstacles they face in providing such assistance to students.

26 SECTION 2. That Section 33-1626, Idaho Code, be, and the same is hereby  
 27 amended to read as follows:

28 33-1626. ADVANCED OPPORTUNITIES. (1) Students completing all state  
 29 high school graduation requirements at any time prior to the beginning of  
 30 their final twelfth grade semester or trimester term, except the senior  
 31 project and any other course that the state board of education requires to  
 32 be completed during the final year of high school, shall be eligible for the  
 33 following:

34 (1a) Dual credit courses, up to eighteen (18) credits per semester term  
 35 or twelve (12) credits per trimester term of postsecondary credits.  
 36 Average daily attendance shall be counted as normal for such students  
 37 for public school funding purposes. The state department of education  
 38 shall distribute funds from the moneys appropriated for the educational  
 39 support program to defray the per credit cost charged for such dual  
 40 credit courses by accredited postsecondary institutions. The amount so  
 41 distributed shall not exceed seventy-five dollars (\$75.00) per credit  
 42 hour.

43 (2b) ~~End of course, Advanced placement or other~~ college credit-bearing  
 44 ~~advanced placement or professional certificate~~ examinations, up to six  
 45 (6) examinations per semester or four (4) per trimester. The state de-  
 46 partment of education shall distribute funds from the moneys appropri-  
 47 ated for the educational support program to defray the per examination  
 48 cost charged. The amount so distributed shall not exceed ninety dollars  
 49 (\$90.00) per examination.

1 The state department of education shall reimburse school districts and public  
2 charter schools for such costs, up to the stated limits, within one hundred  
3 twenty-five (125) days of receiving the necessary data upon which reimbursements  
4 may be paid. If a student fails to earn credit for any course or examination  
5 for which the department has paid a reimbursement, the student  
6 must pay for and successfully earn credit for one (1) such course or examination  
7 before the department may pay any further reimbursements for such student.  
8

9 (2) Any student in an Idaho public or charter high school who has attained grade 11 and who has not qualified pursuant to subsection (1) of this section shall qualify for a credit of two hundred dollars (\$200) to pay for courses and examinations pursuant to subsection (1) (a) and (b) of this section. These moneys may be used to pay an amount not to exceed seventy-five percent (75%) of the cost of such courses and examinations, pursuant to the limitations stated in this subsection. The state department of education shall distribute such funds from the moneys appropriated to the educational support program.

18 (3) Any student in an Idaho public or charter high school who has attained grade 12 and who has not qualified pursuant to subsection (1) of this section shall qualify for a credit of four hundred dollars (\$400) to pay for courses and examinations described pursuant to subsection (1) (a) and (b) of this section. These moneys may be used to pay an amount not to exceed seventy-five percent (75%) of the cost of such courses and examinations, pursuant to the limitations stated in this subsection. The state department of education shall distribute such funds from the moneys appropriated to the educational support program.

27 (4) The payments made pursuant to this section shall not be used to duplicate payments made by any other governmental or charitable program, except that any payments made pursuant to this section shall reduce by a like dollar amount any payments that would otherwise be made pursuant to section 33-2110A, Idaho Code.

32 (5) The state department of education may promulgate rules to implement the provisions of this section.

34 (6) No later than January 15, the state department of education shall annually report to the senate and the house of representatives education committees the number of scholarships awarded pursuant to subsections (2) and (3) of this section during the previous school year, by school district and public charter school. Such report shall also include a fiscal note reflecting the amount of moneys expended for such scholarships.

40 SECTION 3. That Section 33-1628, Idaho Code, be, and the same is hereby  
41 amended to read as follows:

42 33-1628. "8 IN 6 PROGRAM." (1) A program is hereby established in the  
43 state department of education to be known as the "8 in 6 Program."

44 (2) If a parent and student agree, by signing the appropriate form provided  
45 by the state department of education, to the conditions provided for in  
46 paragraphs (a) and (b) of this subsection, the state department of education  
47 will pay for a portion of the cost of summer online courses and online overload  
48 courses as provided for in this section from the moneys appropriated for  
49 this purpose.

1 (a) The student and parent agree that the student shall take and suc-  
2 cessfully complete dual credit or professional-technical education  
3 courses for at least a portion of the student's courses during the  
4 eleventh and/or twelfth grade years. Funding for this requirement will  
5 not be provided by the "8 in 6 Program."

6 (b) The student and parent agree that the student shall take and suc-  
7 cessfully complete at least one (1) summer online or online overload  
8 course and a full course load of ~~at least fourteen (14) credits per~~  
9 ~~school year.~~

10 (c) The state shall pay the lesser of the actual cost or two hundred  
11 twenty-five dollars (\$225) per one (1) credit summer online course or  
12 one (1) credit online overload course taken in this program. Provided  
13 however, that moneys shall not be paid for Idaho digital learning acad-  
14 emy (IDLA) enrollments funded pursuant to section 33-1626, Idaho Code.

15 (d) The state shall pay for no more than two (2) credits of online  
16 overload courses per student per school year. The state shall pay for  
17 no more than two (2) credits of summer online courses per student per  
18 summer. The state shall pay for no more than a combined total of four  
19 (4) credits of summer online or online overload courses per student per  
20 year. The state shall pay for no more than a combined total of eight (8)  
21 credits of summer online and online overload courses per student during  
22 such student's participation in the program.

23 (3) Participation in this program shall be limited to no more than  
24 ten percent (10%) of students in each grade 7 through 12. Such limita-  
25 tion shall be applied initially on a school district-by-school district,  
26 grade-by-grade basis. If any grades do not fully utilize their available  
27 participation slots, the school district shall reallocate said participa-  
28 tion slots to those grades in which more than ten percent (10%) of the stu-  
29 dents have applied for participation in the program. If any school districts  
30 do not fully utilize their available participation slots by July 1, the state  
31 department of education shall reallocate said participation slots to those  
32 districts in which more than ten percent (10%) of the students have applied  
33 for participation in the program. Students accepted into the program shall  
34 remain in the program from year to year unless they sign a withdrawal form  
35 developed by the state department of education. If a participating student  
36 transfers from one (1) school district to another, such student shall remain  
37 enrolled in the program, the ten percent (10%) participation limitation of  
38 the student's new school district notwithstanding. The state department of  
39 education shall maintain a list of participants.

40 (a) If the number of students applying for participation in the "8 in  
41 6 Program" exceeds the number of participation slots available in the  
42 school district, the school district shall establish participation  
43 preference criteria. Such criteria shall include students who have  
44 successfully completed at least one (1) online course prior to partici-  
45 pating in the program, and may include any of the following:

46 (i) Grade point average;

47 (ii) State-mandated summative achievement test results;

48 (iii) Other school district administered student assessments.

49 (b) If a student participating in the program fails to complete with a  
50 grade of "C" or better one (1) or more summer online or online overload

1 courses while in the program, the student must pay for and successfully  
2 complete a summer online or online overload course with a grade of "C" or  
3 better before continuing in the program.

4 (4) Procedures for participating in the "8 in 6 Program" include the  
5 following: The school district shall make reasonable efforts to ensure that  
6 any student who considers participating in the program considers the chal-  
7 lenges and time necessary to succeed in the program. Such efforts by the dis-  
8 trict shall be performed prior to a student participating in the program.

9 (5) Eligible courses. To qualify as an eligible course for the pro-  
10 gram, the course must be one in which a majority of the instruction is pro-  
11 vided electronically, and it must be offered by a provider accredited by the  
12 organization that accredits Idaho high schools or an organization whose ac-  
13 creditation of providers is recognized by the organization that accredits  
14 Idaho high schools. ~~Dual credit, advanced placement and concurrent enroll-  
15 ment courses are not eligible under this program.~~ Parents of participating  
16 students may enroll their child in any eligible course, with or without the  
17 permission of the school district in which the student is enrolled, up to the  
18 course enrollment limits provided for in subsection (2) (d) of this section.  
19 School district personnel shall assist parents in the process of enrolling  
20 students in such courses. Each participating student's transcript at the  
21 school district at which the student is enrolled shall include the credits  
22 earned and grades received by the student for any online courses taken pur-  
23 suant to this section.

24 (6) The state board of education is hereby authorized to promulgate  
25 rules to implement the provisions of this section.

26 (7) Definitions:

27 (a) "8 in 6 Program" means the two (2) years of junior high, the four (4)  
28 years of high school and the first two (2) years of college or profes-  
29 sional-technical preparation that normally take eight (8) years to com-  
30 plete are compressed into six (6) years by taking full course loads dur-  
31 ing the school year and one (1) or two (2) online courses during the sum-  
32 mer or as online overload courses.

33 (b) "Credit" means middle or high school credit.

34 (c) "Full course load" means no fewer than twelve (12) credits per  
35 school year for grades 7-8, no fewer than fourteen (14) credits per  
36 school year for grades 9-12 for summer online course eligibility pur-  
37 poses, and the maximum number of courses offered by the student's school  
38 during the school day per school year for online overload course eligi-  
39 bility purposes.

40 (ed) "Overload course" means a course taken that is in excess of or more  
41 than the number of courses taken in the normal school day as a normal  
42 school day is defined for fractional average daily attendance purposes  
43 by the state department of education.

44 (de) "Parent" means parent or parents or guardian or guardians.

45 (ef) "School district" means an Idaho school district or a public char-  
46 ter school that provides education to any grades 7-12.

47 (fg) "School year" means the normal school year that begins upon the  
48 conclusion of the break between grades and ends upon the beginning of  
49 the same break of the following year.

1           SECTION 4. An emergency existing therefor, which emergency is hereby  
2 declared to exist, this act shall be in full force and effect on and after its  
3 passage and approval.