## House File 2649 - Introduced

HOUSE FILE BY COMMITTEE ON EDUCATION (SUCCESSOR TO HSB 649) Passed House, Date \_\_\_\_\_ Passed Senate, Date \_\_\_\_\_ Vote: Ayes \_\_\_\_\_ Nays \_\_\_\_ Nays \_\_\_\_

## A BILL FOR

1 An Act establishing the senior year plus program, providing for related matters, and making an appropriation. 3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

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Section 1. Section 11.6, subsection 1, paragraph a, 2 unnumbered paragraph 1, Code 2007, is amended to read as 3 follows: The financial condition and transactions of all cities and 5 city offices, counties, county hospitals organized under 6 chapters 347 and 347A, memorial hospitals organized under 7 chapter 37, entities organized under chapter 28E having gross 8 receipts in excess of one hundred thousand dollars in a fiscal 1 9 year, merged areas, area education agencies, and all school 1 10 offices in school districts, shall be examined at least once 1 11 each year, except that cities having a population of seven 1 12 hundred or more but less than two thousand shall be examined 1 13 at least once every four years, and cities having a population 1 14 of less than seven hundred may be examined as otherwise 1 15 provided in this section. The examination shall cover the 1 16 fiscal year next preceding the year in which the audit is 1 17 conducted. The examination of school offices shall include an 1 18 audit of all school funds <u>including categorical funding</u>
1 19 provided by the state, the certified annual financial report,
1 20 the certified enrollment as provided in section 257.6, 1 21 supplementary weighting as provided in section 257.11, and the 1 22 revenues and expenditures of any nonprofit school organization 1 23 established pursuant to section 279.62. Differences in 1 24 certified enrollment shall be reported to the department of 1 25 management. The examination of school offices shall include 1 26 at a minimum a determination that the laws of the state are 1 27 being followed, that categorical funding is not used to 1 28 supplant other funding except as otherwise provided, that 29 supplementary weighting is pursuant to an eligible sharing 1 30 condition, and that postsecondary courses provided in 31 accordance with section 257.11 and chapter 261E supplement, 1 32 rather than supplant, school district courses. The
1 33 examination of a city that owns or operates a municipal
1 34 utility providing local exchange services pursuant to chapter 1 35 476 shall include an audit of the city's compliance with 1 section 388.10. The examination of a city that owns or 2 operates a municipal utility providing telecommunications 3 services pursuant to section 388.10 shall include an audit of 2 2 2 4 the city's compliance with section 388.10.
5 Sec. 2. Section 85.61, subsection 2, unnumbered paragraph 6 2, Code Supplement 2007, is amended to read as follows: "Employer" also includes and applies to an eligible 2 8 postsecondary institution as defined in section 261C.3, 2 9 subsection 1 261E.2, a school corporation, or an accredited 2 10 nonpublic school if a student enrolled in the eligible 2 11 postsecondary institution, school corporation, or accredited 2 12 nonpublic school is providing unpaid services under a 2 13 school=to=work program that includes, but is not limited to, 2 14 the components provided for in section 258.10, subsection 2, 2 15 paragraphs "a" through "f". However, if a student 2 16 participating in a school=to=work program is participating in 2 17 open enrollment under section 282.18, "employer" means the 2 18 receiving district. "Employer" also includes and applies to a

2 19 community college as defined in section 260C.2, if a student 2 20 enrolled in the community college is providing unpaid services 2 21 under a school=to=work program that includes but is not 2 22 limited to the components provided for in section 258.10, 2 23 subsection 2, paragraphs "a" through "f", and that is offered 24 by the community college pursuant to a contractual agreement 25 with a school corporation or accredited nonpublic school to 26 provide the program. If a student participating in a 27 school=to=work program that includes but is not limited to the 28 components provided for in section 258.10, subsection 2, 29 paragraphs "a" through "f", is paid for services provided 2 30 under the program, "employer" means any entity otherwise 2 31 defined as an employer under this subsection which pays the 32 student for providing services under the program.
33 Sec. 3. <u>NEW SECTION</u>. 256.17 POSTSECONDARY C 2 256.17 POSTSECONDARY COURSE AUDIT 33 34 COMMITTEE. 2 35

1. The department shall establish and facilitate a postsecondary course audit committee which shall annually audit postsecondary courses offered to high school students in accordance with chapter 261E.

2. The committee shall include but not be limited to 5 representatives from the kindergarten through grade twelve education community, community colleges, and regents universities.

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The committee shall establish a sampling technique that randomly selects courses for audit. The audit shall include 3 10 but not be limited to a review of the course syllabus, teacher 11 qualifications, examples of student products, and results on 3 12 student assessments. Standards for review shall be 3 13 established by the committee. Audit findings shall be 3 14 submitted to the institutions providing the classes audited 3 15 and shall be posted on the department's internet site.

4. If the committee determines that a postsecondary course 3 17 offered to high school students in accordance with chapter 3 18 261E does not meet the standards established by the committee 3 19 pursuant to subsection 3, the course shall not be eligible for 3 20 future supplementary weighting under section 257.11. If the 21 institution makes changes to the course sufficient to cause 3 22 the course to meet the standards of the committee, the 3 23 committee may reinstate the eligibility of the course for 24 future supplementary weighting under section 257.11.
25 Sec. 4. Section 257.6, subsection 1, paragraph a, Code

3 26 Supplement 2007, is amended by adding the following new 27 subparagraph:

NEW SUBPARAGRAPH. (7) A student attending an accredited 3 29 nonpublic school or receiving competent private instruction 30 under chapter 299A, who is participating in a program under 31 chapter 261E, shall be counted as a shared=time student in the 3 32 school district in which the nonpublic school of attendance is 3 33 located for state foundation aid purposes.

Sec. 5. Section 257.6, subsection 6, unnumbered paragraph 35 1, Code Supplement 2007, is amended to read as follows:

For the school year beginning July 1, 2001 2008, and each 2 succeeding school year, a student shall not be included in a district's enrollment for purposes of this chapter or considered an eligible pupil under chapter 261C section 5 if the student meets all of the following:

Sec. 6. Section 257.6, subsection 6, paragraph b, Code Supplement 2007, is amended to read as follows:

b. Continues enrollment in the district to take courses either provided by the district, offered by community colleges under the provisions of section 257.11, or to take courses 4 10 under the provisions of chapter 261C section 261E.5.

Sec. 7. Section 257.11, subsection 2, Code Supplement 2007, is amended by adding the following new paragraph:

NEW PARAGRAPH. d. A school district which hosts a 4 15 regional academy shall be eligible to assign its resident 4 16 students attending classes at the academy a weighting of one=tenth of the percentage of the student's school day during 17 4 18 which the student attends classes at the regional academy. 4 19 The maximum amount of additional weighting for which a school 20 district hosting a regional academy shall be eligible is an 4 21 amount corresponding to thirty additional students. 4 22 minimum amount of additional weighting for which a school 23 district establishing a regional academy shall be eligible is 24 an amount corresponding to fifteen additional students if the 4 25 academy provides both advanced=level courses and career and 26 technical courses.

Section 257.11, subsection 3, Code Supplement Sec. 8. 2007, is amended to read as follows:

3. DISTRICT=TO=COMMUNITY COLLEGE SHARING AND CONCURRENT

30 ENROLLMENT PROGRAMS. In order to provide additional funds for school 4 32 districts which send their resident <u>high school</u> pupils to a 4 33 community college for <u>college=level</u> classes, a supplementary 4 34 weighting plan for determining enrollment is adopted. b. If the school budget review committee certifies to the 1 department of management that the class would not otherwise be implemented without the assignment of additional weighting, 3 pupils attending a community college=offered class or 4 attending a class taught by a community college=employed 5 instructor are assigned a weighting of forty=eight hundredths 6 of the percentage of the pupil's school day during which the 5 5 5 7 pupil attends class in the community college or attends a 8 class taught by a community college=employed instructor of seventy hundredths for career and technical courses and 10 forty=six hundredths for liberal arts and sciences courses. 11 The following requirements shall be met for the purposes of

5 12 assigning an additional weighting for classes offered through 5 13 a sharing agreement between a school district and community 5 14 college. The class must be: (1) Supplementing, not supplanting, high school courses required to be offered pursuant to section 256.11, subsection

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18 (2)Included in the community college catalog or an

5 19 amendment or addendum to the catalog. (3) Open to all registered community college students, not 5 21 just high school students. The class may be offered in a high

school attendance center 2.3

(4) For college credit and the credit must apply toward an 5 24 associate of arts or associate of science degree, or toward an 25 associate of applied arts or associate of applied science 5 26 degree, or toward completion of a college diploma program.

(5) Taught by a community college=employed instructor who

meets the requirements of section 261E.3, subsection 2.

(6) Taught utilizing the community college course

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5 31 (7) Of the same quality as a course offered on a community college campus Taught in such a manner as to result in student 33 work and student assessment which meet college=level 34 expectations.

Sec. 9. Section 260C.14 amended to read as follows: Section 260C.14, subsection 2, Code 2007, is

2 2. Have authority to determine tuition rates for 3 instruction. Tuition for residents of Iowa shall not exceed 4 the lowest tuition rate per semester, or the equivalent, 5 charged by an institution of higher education under the state 6 board of regents for a full=time resident student. However, 7 except for students enrolled under chapter 261C section 8 261E.5, if a local school district pays tuition for a resident 9 pupil of high school age, the limitation on tuition for 6 10 residents of Iowa shall not apply, the amount of tuition shall 6 11 be determined by the board of directors of the community 6 12 college with the consent of the local school board, and the 6 13 pupil shall not be included in the full=time equivalent 14 enrollment of the community college for the purpose of 6 15 computing general aid to the community college. Tuition for 6 16 nonresidents of Iowa shall not be less than the marginal cost 17 of instruction of a student attending the college. A lower 6 18 tuition for nonresidents may be permitted under a reciprocal 6 19 tuition agreement between a merged area and an educational 6 20 institution in another state, if the agreement is approved by 6 21 the director. The board may designate that a portion of the 6 22 tuition moneys collected from students be used for student aid 6 23 purposes.

Sec. 10. <u>NEW SECTION</u>. 261E.1 SENIOR YEAR PLUS PROGRAM.

1. A senior year plus program is established to be 6 26 administered by the department of education to provide Iowa 27 high school students the opportunity to take up to thirty 28 hours of college credit or advanced placement coursework at no 6 29 expense to the student and parent or legal guardian while the 30 student is still enrolled in high school pursuant to section 257.6, with the exception of the expense of providing 32 transportation to and from the postsecondary institution for 33 the student. The program shall consist of the following 34 elements:

a. Advanced placement classes, including on=site, consortium, and online opportunities and courses delivered via the Iowa communications network.

b. Community college credit courses offered through 4 written agreements between school districts and community 5 colleges.

College and university credit courses offered to individual high school students through the postsecondary enrollment options program in accordance with section 261E.5.

Courses offered through regional and career academies 7 10 for college credit.

- Internet=based courses offered for college credit, 7 12 including but not limited to courses within the Iowa learning 7 13 online initiative.
- The senior year plus programming provided by a school 7 15 district pursuant to sections 261E.4 and 261E.5 may be 7 16 available to students on a year=round basis. 7 17 Sec. 11. <u>NEW SECTION</u>. 261E.2 DEFINITIONS.

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As used in this chapter, unless the context otherwise 19 requires:

- 1. "Concurrent enrollment" means any course offered to 7 21 students in grades nine through twelve during the regular 22 school year approved by the board of directors of a school 23 district through a contractual agreement between a community 7 24 college and the school district that meets the provisions of 25 section 257.11, subsection 3.

  - "Department" means the department of education.
     "Director" means the director of the department of 28 education.
  - 29 4. "Eligible postsecondary institution" means an 30 institution of higher learning under the control of the state 31 board of regents, a community college established under 32 chapter 260C, or an accredited private institution as defined 33 in section 261.9.
  - 5. "Institution" means a school district or eligible 35 postsecondary institution delivering the instruction in a given program as authorized by this chapter.
  - "School board" means the board of directors of a school 3 district or a collaboration of boards of directors of school 4 districts.
    - "State board" means the state board of education.
- "Student" means any individual enrolled in grades nine through twelve in a school district who meets the criteria in section 261E.3, subsection 1. "Student" includes an 9 individual attending an accredited nonpublic school or the 8 10 Iowa school for the deaf or the Iowa braille and sight saving 8 11 school for purposes of sections 261E.4 and 261E.5. 8 12 Sec. 12. <u>NEW SECTION</u>. 261E.3 ELIGIBILITY.
- Sec. 12. <u>NEW SECTION</u>. 261E.3 ELIGIBILITY. 1. STUDENT ELIGIBILITY. In order to ensure student 8 14 readiness for postsecondary coursework, the student shall meet 8 15 the following criteria:
- a. The student shall meet the enrollment requirements of 8 17 the eligible postsecondary institution providing the course 8 18 credit.
- b. The student shall meet or exceed the minimum 8 20 performance measures on any academic assessments that may be 8 21 required by the eligible postsecondary institution. 8 22 c. The student shall have taken the appropriate course
- 8 23 prerequisites, if any, prior to enrollment in the eligible 8 24 postsecondary course, as determined by the eligible 8 25 postsecondary institution delivering the course.
- The student shall have attained the approval of the 8 27 school board or its designee and the eligible postsecondary 28 institution to register for the postsecondary course.
  29 e. The student shall have demonstrated proficiency in
- 8 30 reading, mathematics, and science as evidenced by achievement 31 scores on the latest administration of the state assessment 32 for which scores are available and as defined by the 33 department. If a student is not proficient in one or more of 34 the content areas listed in this paragraph, the school board 35 may establish alternative but equivalent qualifying 1 performance measures including but not limited to additional 2 administrations of the state assessment, portfolios of student 3 work, or end=of=course assessments.
  - f. The student shall meet the definition of eligible 5 student under section 261E.5, subsection 6, in order to 6 participate in the postsecondary enrollment options program. 7 2. TEACHER AND INSTRUCTOR ELIGIBILITY.
  - a. A teacher or instructor employed to provide instruction 9 under this chapter shall meet the following criteria:
  - (1) The teacher shall be appropriately licensed to teach 11 the subject the institution is employing the teacher to teach 12 and shall meet the standards and requirements set forth which 13 other full=time instructors teaching within the academic 14 department are required to meet and which are approved by the 15 appropriate postsecondary administration.
    - (2) The teacher shall collaborate with other secondary and

9 17 postsecondary faculty in the subject area.

(3) The teacher or instructor shall provide ongoing 9 19 communication about course expectations, including a syllabus 9 20 that describes the content, teaching strategies, performance 9 21 measures, and resource materials used in the course, and 9 22 academic progress to the student and in the case of students 9 23 of minor age, to the parent or legal guardian of the student. 9 24

(4) The teacher or instructor shall provide curriculum and 9 25 instruction that is accepted as college=level work as

9 26 determined by the institution.

The teacher or instructor shall use valid and reliable 9 28 student assessment measures, to the extent available.

(6) The teacher or instructor shall have successfully 30 passed a background investigation conducted in accordance with section 272.2, subsection 17, prior to providing instruction 9 32 for any program authorized by this chapter.

b. The teacher or instructor shall be provided with 34 appropriate orientation and training in secondary and 9 35 postsecondary professional development related to curriculum, pedagogy, assessment, policy implementation, technology, and 2 discipline issues.

c. The eligible postsecondary institution shall provide 4 the teacher or instructor with ongoing communication and 5 access to instructional resources and support, and shall encourage the teacher or instructor to participate in the postsecondary institution's academic departmental activities.

d. The teacher or instructor shall receive adequate notification of an assignment to teach a course under this 10 10 chapter and shall be provided adequate preparation time to ensure that the course is taught at the college=level.

e. An individual under suspension or revocation of an 10 13 educational license or statement of professional recognition 10 14 issued by the board of educational examiners shall not be allowed to provide instruction for any program authorized by this chapter.

3. INSTITUTIONAL ELIGIBILITY. An institution providing 10 18 instruction pursuant to this chapter shall meet the following

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- a. The institution shall ensure that students and, in the 10 21 case of minor students, parents or legal guardians, receive 10 22 appropriate course orientation and information, including but 10 23 not limited to a summary of applicable policies and 10 24 procedures, the establishment of a permanent transcript, 10 25 policies on dropping courses, a student handbook, information 10 26 describing student responsibilities, and institutional 10 27 procedures for academic credit transfer.
- b. The institution shall ensure that students have access 10 29 to student support services, including but not limited to 10 30 tutoring, counseling, advising, library, writing and math 10 31 labs, and computer labs, and student activities, excluding 10 32 postsecondary intercollegiate athletics. 10 33 c. The institution shall ensure that

c. The institution shall ensure that students are properly enrolled in courses that will carry college credit.

- 10 35 d. The institution shall ensure that teachers and students receive appropriate orientation and information about the institution's expectations.
  - e. The institution shall ensure that the courses provided achieve the same learning outcomes as similar courses offered in the subject area and are accepted as college=level work.
- The institution shall review the course on an annual basis for continuous improvement, shall follow up with 8 students in order to use information gained from the students 9 to improve course delivery and content, and shall share data 11 10 on course progress and outcomes with the collaborative 11 11 partners involved with the delivery of the programming and 11 12 with the department, as needed.
- 11 13 g. The institution shall certify annually to the 11 14 department that the course provided to a high school student 11 15 for postsecondary credit in accordance with this chapter does 11 16 not supplant a course provided by the school district in which 11 17 the student is enrolled.
- 11 18 h. The institution shall not require a minimum or a 11 19 maximum number of postsecondary credits to be earned by a high 11 20 school student under this chapter.
- 21 The institution shall not place restrictions on 11 22 participation in senior year plus programming beyond that 11 23 which is specified in statute or administrative rule.
  - Sec. 13. <u>NEW SECTION</u>. 261E.4 ADVANCED PLACEMENT PROGRAM.
- 11 25 1. A school district shall make available advanced 11 26 placement courses to its resident students through direct 11 27 instruction on=site, collaboration with another school

11 28 district, or by using the online Iowa advanced placement 11 29 academy.

- 2. A school district shall provide descriptions of the 11 31 advanced placement courses available to students using a 11 32 course registration handbook.
  - 3. A school district shall ensure that advanced placement 34 course instructors are appropriately licensed by the board of educational examiners in accordance with chapter 272 and meet 35 the minimum certification requirements of the national 2 organization that administers the advanced placement program.
    - 4. A school district shall establish prerequisite coursework for each advanced placement course offered and shall describe the prerequisites in the course registration handbook, which shall be provided to every junior high school or middle school student prior to the development of a core curriculum plan pursuant to section 279.61.
- 12 9 Sec. 14. NEW 12 10 OPTIONS PROGRAM. NEW SECTION. 261E.5 POSTSECONDARY ENROLLMENT
- 1. PROGRAM ESTABLISHED. The postsecondary enrollment 12 12 options program is established to promote rigorous academic or 12 13 career and technical pursuits and to provide a wider variety 12 14 of options to high school students by enabling ninth and tenth 12 15 grade students who have been identified by the school district 12 16 as gifted and talented, and eleventh and twelfth grade 12 17 students, to enroll in eligible courses at an eligible 12 18 postsecondary institution of higher learning as a part=time 12 19 student.
- 2. NOTIFICATION. The availability and requirements of 12 21 this program shall be included in each school district's 12 22 student registration handbook. Information about the program 12 23 shall be provided to the student and the student's parent or 12 24 guardian prior to the development of the student's core 12 25 curriculum plan under section 279.61. The school district 12 26 shall establish a process by which students may indicate 12 27 interest in and apply for enrollment in the program.
- interest in and apply for enrollment in the program.

  3. AUTHORIZATION. To participate in this program, an 12 29 eligible student shall make application to an eligible 12 30 postsecondary institution to allow the eligible student to 12 31 enroll for college credit in a nonsectarian course offered at 12 32 the institution. A comparable course, as defined in rules 12 33 adopted by the board of directors of the school district 12 34 consistent with department administrative rule, must not be 12 35 offered by the school district or accredited nonpublic school 1 the student attends. If the postsecondary institution accepts 2 an eligible student for enrollment under this section, the 3 institution shall send written notice to the student, the 4 student's parent or legal guardian in the case of a minor 5 child, and the student's school district or accredited 6 nonpublic school and the school district in the case of a nonpublic school student, or the Iowa school for the deaf or the Iowa braille and sight saving school. The notice shall list the course, the clock hours the student will be attending 13 10 the course, and the number of hours of college credit that the eligible student will receive from the eligible postsecondary institution upon successful completion of the course.
  - 4. CREDITS.

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- A school district, the Iowa school for the deaf, the 13 15 Iowa braille and sight saving school, or accredited nonpublic 13 16 school shall grant high school credit to an eligible student 13 17 enrolled in a course under this chapter if the eligible 13 18 student successfully completes the course as determined by the 13 19 eligible postsecondary institution. The board of directors of 13 20 the school district, the board of regents for the Iowa school 13 21 for the deaf and the Iowa braille and sight saving school, or 13 22 authorities in charge of an accredited nonpublic school shall 13 23 determine the number of high school credits that shall be 13 24 granted to an eligible student who successfully completes a 13 25 course. Eligible students may take up to seven semester hours 13 26 of credit during the summer months when school is not in 13 27 session and receive credit for that attendance, if the student 13 28 pays the cost of attendance for those summer credit hours.
- 13 29 b. The high school credits granted to an eligible student 13 30 under this section shall count toward the graduation 13 31 requirements and subject area requirements of the school 32 district of residence, the Iowa school for the deaf, the Iowa 13 33 braille and sight saving school, or accredited nonpublic 13 34 school of the eligible student. Evidence of successful 13 35 completion of each course and high school credits and college credits received shall be included in the student's high 2 school transcript.
  - 5. TRANSPORTATION. The parent or legal guardian of an

4 eligible student who has enrolled in and is attending an 5 eligible postsecondary institution under this chapter shall 6 furnish transportation to and from the postsecondary institution for the student.

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- 6. DEFINITION. For purposes of this section and section 261E.6, unless the context otherwise requires, "eligible 14 10 student" means a student classified by the board of directors of a school district, by the state board of regents for pupils 14 11 14 12 of the school for the deaf and the Iowa braille and sight 14 13 saving school, or by the authorities in charge of an 14 14 accredited nonpublic school as a ninth or tenth grade student 14 15 who is identified according to the school district's gifted 14 16 and talented criteria and procedures, pursuant to section 257.43, as a gifted and talented child, or an eleventh or 14 17 14 18 twelfth grade student, during the period the student is 14 19 participating in the postsecondary enrollment options program. Sec. 15. <u>NEW SECTION</u>. 261E.6 POSTSECONDARY ENROLLMENT OPTIONS PROGRAM PAYMENTS == CLAIMS == REIMBURSEMENTS. 14 21
- 1. Not later than June 30 of each year, a school district 14 23 shall pay a tuition reimbursement amount to a postsecondary 14 24 institution that has enrolled its resident eliqible students 14 25 under this chapter, unless the eligible student is 14 26 participating in open enrollment under section 282.18, in 14 27 which case, the tuition reimbursement amount shall be paid by 14 28 the receiving district. However, if a child's residency 14 29 changes during a school year, the tuition shall be paid by the 14 30 district in which the child was enrolled as of the date 14 31 specified in section 257.6, subsection 1, or the district in 14 32 which the child was counted under section 257.6, subsection 1, 14 33 paragraph "a", subparagraph (6). For students enrolled at the 14 34 school for the deaf and the Iowa braille and sight saving 14 35 school, the state board of regents shall pay a tuition 1 reimbursement amount by June 30 of each year. The amount of tuition reimbursement for each separate course shall equal the 3 lesser of:
  - a. The actual and customary costs of tuition, textbooks, 5 materials, and fees directly related to the course taken by the eligible student.
    - Two hundred fifty dollars.
- A student participating in the postsecondary enrollment 9 options act program is not eligible to enroll on a full=time 15 10 basis in an eligible postsecondary institution. A student 15 11 enrolled on such a full=time basis shall not receive any 15 12 payments under this section.
- 3. An eligible postsecondary institution that enrolls an 15 14 eligible student under this section shall not charge that 15 15 student for tuition, textbooks, materials, or fees directly 15 16 related to the course in which the student is enrolled except 15 17 that the student may be required to purchase equipment that 15 18 becomes the property of the student. For the purposes of this 15 19 subsection, equipment shall not include textbooks. However 15 20 if the student fails to complete and receive credit for the 15 21 course, the student is responsible for all district costs 15 22 directly related to the course as provided in subsection 1 and 15 23 shall reimburse the school district for its costs. If the 15 24 student is under eighteen years of age, the student's parent 15 25 or legal guardian shall sign the student registration form 15 26 indicating that the parent or legal guardian is responsible 15 27 for all costs directly related to the course if the student 15 28 fails to complete and receive credit for the course. If 15 29 documentation is submitted to the school district that 15 30 verifies the student was unable to complete the course for 15 31 reasons including but not limited to the student's physical 15 32 incapacity, a death in the student's immediate family, or the 15 33 student's move to another school district, that verification 15 34 shall constitute a waiver to the requirement that the student 15 35 or parent or legal guardian pay the costs of the course to the school district.
  - 4. An eligible postsecondary institution shall make pro rata adjustments to tuition reimbursement amounts based upon federal guidelines established pursuant to 20 U.S.C. } 1091b.
  - 16. NEW SECTION. 261E.7 DISTRICT=TO=COMMUNITY

COLLEGE SHARING OR CONCURRENT ENROLLMENT PROGRAM. 6

16 16 1. A district=to=community college sharing or concurrent 8 enrollment program is established to be administered by the 9 department to promote rigorous academic or career and 16 16 16 10 technical pursuits and to provide a wider variety of options 16 11 to high school students to enroll part=time in eligible 16 12 nonsectarian courses at or through community colleges 16 13 established under chapter 260C. The program shall be made 16 14 available to all resident students in grades nine through

Notice of the availability of the program shall be 16 16 included in a school district's student registration handbook 16 17 and the handbook shall identify which courses, if successfully 16 18 completed, generate college credit under the program. A 16 19 student and the student's parent or legal guardian shall also 16 20 be made aware of this program as a part of the development of 16 21 the student's core curriculum plan in accordance with section 16 22 279.61.

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Students from accredited nonpublic schools and students 16 24 receiving competent private instruction under chapter 299A may 16 25 access the program through the school district in which the 16 26 accredited nonpublic school or private institution is located.

3. A student may make application to a community college 16 28 and the school district to allow the student to enroll for 16 29 college credit in a nonsectarian course offered by the 16 30 community college. A comparable course, as defined in rules 16 31 made by the board of directors of the school district, must 16 32 not be offered by the school district or accredited nonpublic 16 33 school which the student attends. The school board shall 16 34 annually approve courses to be made available for high school 16 35 credit using locally developed criteria that establishes which 17 1 courses will provide the student with academic rigor and will 2 prepare the student adequately for transition to a 3 postsecondary institution. If an eligible postsecondary 4 institution accepts a student for enrollment under this 5 section, the institution shall send written notice to the 6 student, the student's parent or legal guardian in the case of 7 a minor child, and the student's school district. The notice 8 shall list the course, the clock hours the student will be 9 attending the course, and the number of hours of college 17 10 credit that the student will receive from the community 17 11 college upon successful completion of the course.

4. A school district shall grant high school credit to a 17 13 student enrolled in a course under this chapter if the student 17 14 successfully completes the course as determined by the 17 15 community college and the course was previously approved by 17 16 the school board pursuant to subsection 3. The board of 17 17 directors of the school district shall determine the number of 17 18 high school credits that shall be granted to a student who 17 19 successfully completes a course.

5. The parent or legal guardian of a student who has 17 21 enrolled in and is attending a community college under this 17 22 section shall furnish transportation to and from the community

17 23 college for the student. 17 24 6. District=to=commu: 6. District=to=community college sharing agreements or 17 25 concurrent enrollment programs that meet the requirements of 17 26 section 257.11, subsection 3, are eligible for funding under 17 27 that provision.

7. Community colleges shall comply with the data 17 29 collection requirements of 2006 Iowa Acts, ch. 1180, section 17 30 17.

Community colleges and school districts shall provide 17 32 at a minimum the following information to the department in a 17 33 format approved by the department which aligns community 17 34 college and school district data:

The course title and whether the course supplements, rather than supplants, a school district course.

b. An unduplicated enrollment count of eligible students participating in the program.

c. The actual costs and revenues generated for concurrent enrollment. An aligned unique student identifier system shall be established by the department for students in kindergarten through grade twelve and community college.

- Sec. 17. <u>NEW SECTION</u>. 261E.8 REGIONAL ACADEMIES.

  1. A regional academy is a program established by a school 18 10 district to which multiple school districts send students in 18 11 grades nine through twelve, and which may include 18 12 internet=based coursework and courses delivered via the Iowa 18 13 communications network. A regional academy shall include in 18 14 its curriculum advanced level courses and may include in its 18 15 curriculum career and technical courses. 18 16
  - 2. A regional academy course shall not qualify as a concurrent enrollment course.
- 3. School districts participating in regional academies 18 19 are eligible for supplementary weighting as provided in  $18\ 20\ \text{section}\ 257.11$ , subsection 2.
- 18 21 Information regarding regional academies shall be 18 22 provided to a student and the student's parent or guardian 18 23 prior to the development of the student's core curriculum plan 18 24 under section 279.61.
  - Sec. 18. <u>NEW SECTION</u>. 261E.9 CAREER ACADEMIES.

18 26 1. As used in this section, "career academy" means the 18 27 same as defined in section 260C.18A, subsection 2, paragraph 18 28

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- 18 29 2. A career academy course may qualify as a concurrent 18 30 enrollment course if it meets the requirements of section 18 31
- 3. If a career academy enters into a contractual agreement 18 33 between a school district and a community college, the school 18 34 district shall be eligible for supplementary weighting under 18 35 section 257.11, subsection 2, and the community college shall 19 1 be eligible for funds allocated pursuant to section 260G.6.
  - 4. Information regarding career academies shall be 3 provided to a student and the student's parent or guardian prior to the development of the student's core curriculum plan under section 279.61.
    - Sec. 19. NEW SECTION. 261E.10 INTERNET=BASED AND IOWA COMMUNICATIONS NETWORK COURSEWORK.
- 1. The Iowa communications network may be used to deliver 9 coursework for the programming provided under this chapter. A 19 10 school district that provides courses delivered via the Iowa 19 11 communications network shall receive supplemental funding as 19 12 provided in section 257.11, subsection 7.
- 2. The programming in this chapter may be delivered via 19 14 internet=based technologies including but not limited to the 19 15 Iowa learning online program. An internet=based course may 19 16 qualify for additional supplemental weighting if it meets the 19 17 requirements of section 261E.7 or section 261E.9.
- 3. To qualify as a senior year plus course, an 19 19 internet=based course or course offered through the Iowa 19 20 communications network.

  19 21 provisions of this chapter.

  NEW SECTION. 261E.11 INTERNET=BASED 19 20 communications network must comply with the appropriate
- 19 23 CLEARINGHOUSE.

The department shall develop and make available to 19 25 secondary and postsecondary students, parents or legal 19 26 quardians, school districts, accredited nonpublic schools, and 19 27 eligible postsecondary institutions an internet=based 19 28 clearinghouse of information that allows students to identify 19 29 participation options within the senior year plus program and 19 30 transferability between educational systems. The 19 31 internet=based resource shall provide links to other similar 19 32 resources available through various Iowa postsecondary 19 33 institution systems. The internet=based resource shall also 19 34 identify course transferability and articulation between the 19 35 secondary and postsecondary systems in Iowa and between the various Iowa postsecondary systems.

- Sec. 21. <u>NEW SECTION</u>. 261E.12 STATE PROGRAM ALLOCATION. 3 1. For each fiscal year in which moneys are appropriated 4 by the general assembly for purposes of the senior year plus 5 program, the moneys shall be allocated as follows in the following priority order:
- a. For the fiscal year beginning July 1, 2008, and 8 succeeding fiscal years, an amount up to five hundred thousand 9 dollars to the department to implement the internet=based 20 10 clearinghouse pursuant to section 261E.11.
- b. For the fiscal year beginning July 1, 2008, and 20 12 succeeding fiscal years, an amount up to five hundred thousand 20 13 dollars to the department for the development of a data 20 14 management system, including the development of a transcript 20 15 repository, for senior year plus programming provided under 20 16 this chapter. The data management system shall include 20 17 information generated by the provisions of section 279.61, 20 18 data on courses taken by Iowa's students, and the
- 20 19 transferability of course credit.
  20 20 c. For the fiscal year beginning July 1, 2008, and 20 21 succeeding fiscal years, an amount up to four hundred thousand 20 22 dollars to the department for the development of additional 20 23 internet=based educational courses that comply with the 20 24 provisions of this chapter.
- 20 25 2. Notwithstanding section 8.33, any moneys remaining 20 26 unencumbered or unobligated from the moneys allocated under 20 27 this section shall not revert but shall remain available in 20 28 the succeeding fiscal year for expenditure for the purposes 20 29 designated. The department shall annually inform the general 20 30 assembly of the amount of moneys allocated, but unspent. 20 31 provisions of section 8.39 shall not apply to the funds 20 32 allocated pursuant to this section.
- 20 33 3. Moneys received by a school district under sections 20 34 261E.4 through 261E.6 are miscellaneous income for purposes of 20 35 chapter 257 or are considered encumbered. A school district 1 shall maintain a separate account within its financial records

for payments received and expenditures made pursuant to this section.

Section 282.18, subsection 7, Code 2007, is Sec. 22. amended to read as follows:

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7. A pupil participating in open enrollment shall be counted, for state school foundation aid purposes, in the 8 pupil's district of residence. A pupil's residence, for purposes of this section, means a residence under section 21 10 282.1. The board of directors of the district of residence 21 11 shall pay to the receiving district the state cost per pupil 21 12 for the previous school year, plus any moneys received for the 21 13 pupil as a result of the non-English speaking weighting under 21 14 section 280.4, subsection 3, for the previous school year 21 15 multiplied by the state cost per pupil for the previous year. 21 16 If the pupil participating in open enrollment is also an 21 17 eligible pupil under chapter 261C section 261E.5, the 21 18 receiving district shall pay the tuition reimbursement amount 21 19 to an eligible postsecondary institution as provided in 21 20 section 261C.6 261E.6.

Chapter 261C, Code and Code Supplement 2007, is Sec. 23. 21 22 repealed.

DEPARTMENT OF EDUCATION == SENIOR YEAR PLUS Sec. 24. 21 24 PROGRAM STUDY. The department of education, in collaboration 21 25 with representatives of regents universities, accredited 26 private institutions, community colleges, and school 21 27 districts, shall conduct a study of the measures necessary for 21 28 the successful implementation of the senior year plus program in accordance with the provisions of this Act. 21 30 shall include a review of provisions of the Code or 21 31 administrative rules for purposes of implementing the core 21 32 curriculum adopted pursuant to section 256.7, subsection 26. 21 33 The study shall also address barriers to the transfer of 21 34 credit between secondary schools and the postsecondary system 21 35 and its institutions. The department shall submit its findings and recommendations, including recommendations for statutory and administrative rule changes necessary, to the general assembly by November 14, 2008.

DEPARTMENT OF EDUCATION == SENIOR YEAR PLUS Sec. 25. 5 PROGRAM APPROPRIATION. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2008, and ending June 30, 2009 the following amount, or so much thereof as is necessary, to 9 be used for the purposes designated:

For purposes of implementing the senior year plus program, if enacted by this Act:

.....\$ 1,400,000 EXPLANATION

22 14 This bill establishes a senior year plus program to be 22 15 administered by the department of education to provide Iowa 22 16 high school students with increased access to college credit or advanced placement coursework. The bill appropriates \$1.4 22 17 22 18 million for FY 2008=2009 to the department for components of 22 19 the program. The program consists of advanced placement 22 20 classes, community college credit courses offered through 22 21 written agreements between school districts and community 22 22 colleges, a postsecondary enrollment options program, courses 22 23 offered through regional and career academies for college 22 24 credit, and internet=based courses offered for college credit. 22 25 The bill requires that students be made aware of the 22 26 opportunities offered by the program as part of the curriculum 22 27 development plan school districts develop with eighth grade 22 28 students. The bill provides for the following:

AUDITOR OF STATE. The bill requires that the auditor of 22 30 state include in its examination of school offices an audit of  $22\ 31$  state categorical funding and supplementary weighting dollars  $22\ 32$  as well as a determination that the laws of the state are 22 33 being followed, that categorical funding is not used to 34 supplant other funding, that supplementary weighting is 22 35 pursuant to an eligible sharing condition, and that postsecondary courses provided in accordance with this bill supplement, rather than supplant, school district courses.

23 POSTSECONDARY COURSE AUDIT COMMITTEE. The bill requires the department of education to establish and facilitate a 23 23 5 postsecondary course audit committee which shall annually 23 audit postsecondary courses offered to high school students. 23 The committee must establish a sampling technique that 23 8 randomly selects courses for audit. Standards for review 23 9 shall be established by the committee. If the committee 23 10 determines that a postsecondary course offered to high school 23 11 students does not meet its standards, the course shall not be 23 12 eligible for future supplementary weighting. However, if the

23 13 institution makes changes to the course sufficient to cause 23 14 the course to meet the standards of the committee, the

23 15 committee may reinstate the 23 16 future supplementary weighting.

23 16 future supplementary weighting. The bill allows a school district 23 17 23 18 which hosts a regional academy be eligible to assign its 23 19 resident students attending classes at the academy a weighting 23 20 of one=tenth of the percentage of the student's school day 23 21 during which the student attends classes at the regional 23 22 academy, up to a maximum amount of additional weighting 23 23 corresponding to 30 additional students and a minimum amount 23 24 of additional weighting corresponding to 15 additional 23 25 students if the academy provides both advanced level courses

23 26 and career and technical courses.
23 27 The bill also changes the assigned additional weighting of 23 28 forty=eight hundredths for pupils attending a 23 29 community=college=offered class or attending a class taught by 23 30 a community=college=employed instructor by assigning a 23 31 weighting of seventy hundredths for career and technical 23 32 courses and forty=six hundredths for liberal arts and sciences 23 33 courses. In addition, under the bill, a student attending an 23 34 accredited nonpublic school or receiving competent private 23 35 instruction under Code chapter 299A and who is participating 1 in senior year plus programming shall be counted as a 2 shared=time student in the school district in which the 3 nonpublic school of attendance is located for state foundation 4 aid purposes.

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STUDENT ELIGIBILITY. The student shall meet the enrollment 6 requirements of the eligible postsecondary institution providing the course credit; shall meet or exceed the minimum 8 performance on any academic assessments that may be required 9 by the eligible postsecondary institution; shall have taken 24 10 any appropriate course prerequisites; shall have attained the 24 11 approval of the school board and the eligible postsecondary 24 12 institution to register for the postsecondary course; and 24 13 shall have demonstrated proficiency in reading, mathematics, 24 14 and science and, if a student is not proficient in one or more 24 15 of the content areas, the school board may establish 24 16 alternative but equivalent qualifying performance measures. 24 17 student enrolled in career or vocational courses is exempt 24 18 from the proficiency requirement. 24 19 In addition, if the student wishes to participate in the

24 20 postsecondary enrollment options program, the student must be 24 21 a ninth or 10th grade student who is identified as a gifted 24 22 and talented child, or an 11th or 12th grade student.

TEACHER ELIGIBILITY. A teacher or instructor employed to 24 23 24 24 provide instruction under the program must be appropriately 24 25 licensed to teach the subject the teacher or instructor is 24 26 employed to teach; collaborate with other secondary and 24 27 postsecondary faculty in the subject area; provide ongoing 24 28 communication about course expectations and academic progress 24 29 to the student and in the case of a minor student, the parent 24 30 or legal quardian of the student; provide curriculum and 24 31 instruction that is accepted as college=level work; use valid 24 32 and reliable student assessment measures; and have 24 33 successfully passed a background investigation.

The postsecondary institution shall provide the teacher or 24 35 instructor with ongoing communication and access to resources 1 and support. The teacher or instructor shall receive adequate 2 notification of an assignment to teach and adequate 3 preparation time.

INSTITUTIONAL ELIGIBILITY. An institution providing 5 instruction shall ensure that students and, in the case of 6 minor students, parents or legal guardians receive appropriate 7 course orientation and information, including information 8 describing student responsibilities and institutional 9 procedures for academic credit transfer; ensure that students 25 10 have access to student support services, including but not 25 11 limited to tutoring, counseling, advising, library, writing 25 12 and math labs, and computer labs, and student activities, 25 13 excluding postsecondary intercollegiate athletics; ensure that 25 14 students are properly enrolled in courses that will directly 25 15 earn college credit; ensure that teachers and students receive 25 16 appropriate orientation and information about the 17 institution's expectations; ensure that the courses provided

25 18 achieve the same learning outcomes as similar courses offered 25 19 in the subject area and are accepted as college=level work;

25 20 review the course on an annual basis for continuous

25 21 improvement; and share data on course progress and outcomes

25 22 with the collaborative partners involved with the delivery of

25 23 the programming and with the department.

The institution shall not place restrictions on 25 25 participation in senior year plus programming beyond that 25 26 which is specified in statute or administrative rule; shall 25 27 annually certify to the department that the course does not 25 28 supplant a school district course; and shall not require the 25 29 student to take a specific number of postsecondary credits.

25 30 ADVANCED PLACEMENT PROGRAM. The bill requires school 25 31 districts to make advanced placement courses available to its 25 32 resident students through direct instruction on=site, 25 33 collaboration with another school district, or by using the 34 online Iowa advanced placement academy. The school district 25 35 must provide descriptions of the courses available to students 1 using a course registration handbook, ensure that advanced 2 placement course instructors are appropriately licensed and 3 meet the minimum certification requirements of the national 4 organization that administers the advanced placement program, 5 and establish prerequisite coursework for each advanced 6 placement course offered. The handbook must be provided to every junior high school or middle school student prior to the 8 development of their core curriculum plans.

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POSTSECONDARY ENROLLMENT OPTIONS PROGRAM. The bill repeals 26 10 the postsecondary enrollment options  $\operatorname{Act}$  and  $\operatorname{substantially}$ 26 11 moves the language of the Act to the Code chapter establishing 26 12 the senior year plus program. Under the bill, the definition 26 13 of an "eligible student" is not changed. The bill requires 26 14 that the availability and requirements of the program be 26 15 included in each school district's student registration 26 16 handbook and provided to each student and parent or guardian 26 17 prior to development of the student's core curriculum plan. 26 18 School districts must also establish a process by which 26 19 students may indicate interest in and apply for enrollment in 26 20 the program.

POSTSECONDARY ENROLLMENT OPTIONS PROGRAM PAYMENTS. 26 22 under the postsecondary enrollment options Act, a school 26 23 district is responsible for paying a tuition reimbursement 26 24 amount to a postsecondary institution that has enrolled its 26 25 resident eligible students under this Code chapter, unless the 26 26 eligible student is participating in open enrollment under 26 27 Code section 282.18, in which case, the tuition reimbursement 26 28 amount shall be paid by the receiving district. If the 26 29 student fails to complete and receive credit for the course, 26 30 the student is responsible for all district costs and shall 26 31 reimburse the school district for its costs.

DISTRICT=TO=COMMUNITY COLLEGE SHARING OR CONCURRENT 26 33 ENROLLMENT PROGRAM. Current law provides supplementary 26 34 weighting for district=to=community college sharing. The bill 26 35 establishes a district=to=community college sharing or concurrent enrollment program to be administered by the 2 department of education to promote rigorous academic or career 3 and technical pursuits and to provide a wider variety of 4 options to high school students to enroll part=time in 5 eligible nonsectarian courses at or through community 6 colleges. The program shall be made available to all Iowa 7 students in grades nine through 12, and notice of the 8 availability of this program shall be included in each school 9 district's student registration handbook and in the student's 27 10 core curriculum plan. Students from accredited nonpublic 27 11 schools and students receiving competent private instruction 27 12 may access the program through the school district in which 27 13 the accredited nonpublic school or private instruction is 27 14 located.

A student may apply to a community college and the school 27 16 district to allow the student to enroll for college credit in 27 17 a nonsectarian course offered by the community college. 27 18 comparable course must not be offered by the school the 27 19 student attends. The school board must annually approve 27 20 courses to be made available for high school credit. A school 27 21 district shall grant high school credit to a student enrolled 27 22 in a course if the student successfully completes the course 27 23 as determined by the community college.

The parent or legal guardian of a student who is attending 27 25 the community college under the program shall furnish 27 26 transportation to and from the community college for the 27 27 student.

28 Community colleges and school districts must provide the 27 29 department with information about the course and course 27 30 enrollment in a format approved by the department which aligns 27 31 community college and school district data. The department is 27 32 directed to establish an aligned unique student identifier 27 33 system for students in kindergarten through grade 12 and 27 34 community college.

REGIONAL AND CAREER ACADEMIES. Current law provides 1 supplementary weighting for regional and career academies. 2 The bill provides that a regional academy is a program 3 established by a school district to which multiple schools 4 send students in grades nine through 12, and which may include 5 internet=based coursework and courses delivered via the Iowa communications network. A regional academy must include in its curriculum advanced level courses and may include career 6 8 and technical courses. A regional academy course does not 9 qualify as a concurrent enrollment course.

28 10 The Code currently defines "career academy" to mean a 28 11 program of study that combines a minimum of two years of 28 12 secondary education with an associate degree, or the 28 13 equivalent, career preparatory program in a nonduplicative, 28 14 sequential course of study that is standards=based, integrates 28 15 academic and technical instruction, utilizes work=based and 28 16 worksite learning where appropriate and available, utilizes an 28 17 individual career planning process with parent involvement, 28 18 and leads to an associate degree or postsecondary diploma or 28 19 certificate in a career field that prepares an individual for 28 20 entry and advancement in a high-skill and reward career field 28 21 and further education. A career academy course may qualify as 28 22 a concurrent enrollment course if it meets the requirements of

28 23 the bill. 28 24 Inform Information regarding regional and career academies shall 28 25 be provided to a student and parent or guardian prior to 28 26 development of the student's core curriculum plan.

INTERNET=BASED AND IOWA COMMUNICATIONS NETWORK COURSEWORK. 28 28 The Iowa communications network may be used to deliver 28 29 coursework for the senior year plus programming, and school 28 30 districts that do so may receive supplemental funding. 28 31 Internet=based technologies may also be used and may qualify 28 32 for additional supplemental weighting if the internet=based 28 33 technology is used by a career academy, under a 28 34 district=to=community college sharing agreement, or concurrent 28 35 enrollment program.

INTERNET=BASED CLEARINGHOUSE. The department of education 2 is directed to develop and make available to secondary and 3 postsecondary students, parents or legal guardians, school 4 districts, accredited nonpublic schools, and eligible 5 postsecondary institutions an internet=based clearinghouse of 6 information that allows students to identify participation options within the senior year plus program and 8 transferability between educational systems.

STATE PROGRAM APPROPRIATION AND ALLOCATIONS. The bill 29 10 appropriates \$1.4 million for FY 2008=2009 to the department 29 11 of education to implement the program. Of that amount, 29 12 \$500,000 is allocated for the internet=based clearinghouse; 29 13 \$500,000 is allocated for the development of a data management 29 14 system for senior year plus programming that includes 29 15 information generated by the core curriculum plans, data on 29 16 courses taken by Iowa's students, and the transferability of 29 17 course credit; and \$400,000 is allocated for the development 29 18 of additional internet=based educational courses.

29 19 DEPARTMENT OF EDUCATION == SENIOR YEAR PLUS PROGRAM STUDY. 29 20 The bill directs the department of education, in collaboration 29 21 with other educational institutions, to conduct a study of the 29 22 measures necessary for the successful implementation of the 29 23 senior year plus program and to submit its findings and 29 24 recommendations to the general assembly by November 14, 2008.

29 25 YEAR=ROUND REQUIREMENT. The bill requires school districts 29 26 to provide advanced placement, postsecondary enrollment, and 29 27 internet=based and Iowa communications network coursework 29 28 year=round.

29 29 The bill repeals the postsecondary enrollment REPEAL. 29 30 options Act, Code chapter 261C, and makes corresponding 29 31 changes to references to the Code chapter throughout the Code. 29 32 LSB 5715HV 82

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