
SUBSTITUTE HOUSE BILL 1760

State of Washington

67th Legislature

2022 Regular Session

By House Education (originally sponsored by Representatives Paul, Berg, J. Johnson, Valdez, Fey, Ramel, Santos, Sullivan, Slatter, Bergquist, Pollet, Stonier, Ormsby, and Taylor)

READ FIRST TIME 01/31/22.

1 AN ACT Relating to expanding access to dual credit programs;
2 amending RCW 28A.600.287 and 28A.630.600; reenacting and amending RCW
3 28A.600.310; adding new sections to chapter 28A.600 RCW; adding a new
4 section to chapter 28B.77 RCW; recodifying RCW 28A.630.600; and
5 repealing RCW 28A.320.196, 28A.600.290, 28B.76.730, 43.131.427, and
6 43.131.428.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

8 NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.600
9 RCW to read as follows:

10 (1) The office of the superintendent of public instruction shall
11 administer a program to subsidize certain dual, or concurrent,
12 enrollment course costs for eligible students.

13 (2)(a) For eligible students enrolled in running start courses,
14 the program must subsidize:

15 (i) Any student-voted fees, technology fees, course fees,
16 laboratory fees, or other fees required for enrollment, up to 18
17 credits per quarter, that were not waived by the institution of
18 higher education under RCW 28A.600.310; and

19 (ii) Textbooks and other course materials required by the
20 institution of higher education.

1 (b) To subsidize the costs required by (a) of this subsection,
2 the office of the superintendent of public instruction must transmit
3 to each institution of higher education \$1,000 per full-time
4 equivalent eligible student per academic year. At the end of the
5 academic year, each institution of higher education must return any
6 unused funds to the office of the superintendent of public
7 instruction.

8 (c) For the purposes of this subsection, "institution of higher
9 education" has the same meaning as in RCW 28A.600.300.

10 (3) For eligible students enrolled in college in the high school
11 program courses, the program must subsidize tuition fees permitted
12 under RCW 28A.600.287.

13 (4) For eligible students enrolled in career and technical
14 education dual credit courses, the program must subsidize
15 transcription fees assessed by the institution of higher education.

16 (5) The office of the superintendent of public instruction must
17 collaborate with institutions of higher education to facilitate
18 identification of eligible students who qualify for: (a) Reduced per
19 college credit tuition fees for college in the high school program
20 courses under RCW 28A.600.287; or (b) fee waivers for running start
21 program courses under RCW 28A.600.310.

22 (6) The office of the superintendent of public instruction,
23 school districts, institutions of higher education, and other
24 recipients of program funds under this section may not use the funds
25 to supplant federal funds that cover dual, or concurrent, enrollment
26 course costs for eligible students.

27 (7) The definitions in this subsection apply throughout this
28 section unless the context clearly requires otherwise.

29 (a) "Institution of higher education" has the same meaning as in
30 RCW 28B.10.016, and also means a public tribal college located in
31 Washington and accredited by the northwest commission on colleges and
32 universities or another accrediting association recognized by the
33 United States department of education.

34 (b) "Eligible student" means a student:

35 (i) Who is eligible for free or reduced-price school meals based
36 on the income of the student's household;

37 (ii) Who is categorically eligible for free school meals without
38 an application and not subject to income verification; or

39 (iii) Whose parent or legal guardian attests that the student
40 demonstrates financial need equivalent to the financial need required

1 to receive the maximum Washington college grant under RCW 28B.92.205,
2 using the attestation form developed as required under section 2 of
3 this act.

4 NEW SECTION. **Sec. 2.** A new section is added to chapter 28B.77
5 RCW to read as follows:

6 The student achievement council, in consultation with the office
7 of the superintendent of public instruction, the state board for
8 community and technical colleges, public four-year institutions of
9 higher education, and other interested parties, shall develop and
10 publish an income attestation form to be used to determine student
11 eligibility for: (1) The dual, or concurrent, enrollment course cost
12 subsidy program under section 1 of this act; (2) reduced per college
13 credit tuition fees for college in the high school program courses
14 under RCW 28A.600.287; and (3) fee waivers for running start program
15 courses under RCW 28A.600.310.

16 NEW SECTION. **Sec. 3.** A new section is added to chapter 28A.600
17 RCW to read as follows:

18 (1) Each quarter or trimester, public schools that serve students
19 in any of grades nine through 12 must provide, via email and other
20 methods, to students and their parents or legal guardians information
21 on each available dual credit program and information about the dual,
22 or concurrent, enrollment course cost subsidy program under section 1
23 of this act, including the income attestation form developed as
24 required under section 2 of this act. To the extent feasible, the
25 dual credit program information must be translated into the primary
26 language of each parent or legal guardian.

27 (2) A public school may consolidate the notification required
28 under subsection (1) of this section with the notifications required
29 under RCW 28A.320.195, 28A.600.287, and 28A.600.320.

30 (3) As used in this section, "public school" has the same meaning
31 as in RCW 28A.150.010.

32 **Sec. 4.** RCW 28A.600.287 and 2021 c 71 s 1 are each amended to
33 read as follows:

34 (1) College in the high school is a dual credit program located
35 on a high school campus or in a high school environment in which a
36 high school student is able to earn both high school and college
37 credit by completing college level courses with a passing grade. A

1 college in the high school program must meet the accreditation
2 requirements in RCW 28B.10.035 and the requirements in this section.

3 (2) A college in the high school program may include both
4 academic and career and technical education.

5 (3) Ninth, 10th, 11th, and 12th grade students, and students who
6 have not yet received a high school diploma or its equivalent and are
7 eligible to be in the ninth, 10th, 11th, or 12th grades, may
8 participate in a college in the high school program.

9 (4) A college in the high school program must be governed by a
10 local contract between an institution of higher education and a
11 school district, charter school, or state-tribal compact school, in
12 compliance with the rules adopted by the superintendent of public
13 instruction under this section. The local contract must include the
14 qualifications for students to enroll in a program course.

15 (5) (a) An institution of higher education may charge tuition fees
16 per credit to each student enrolled in a program course as
17 established in this subsection (5).

18 (b) (i) ~~((The))~~ (A) Except as provided in (b) (i) (B) of this
19 subsection, the maximum per college credit tuition fee for a program
20 course is \$65 per college credit adjusted for inflation using the
21 implicit price deflator for that fiscal year, using fiscal year 2021
22 as the base, as compiled by the bureau of labor statistics, United
23 States department of labor for the state of Washington.

24 (B) For eligible students, as defined in section 1 of this act,
25 the maximum per college credit tuition fee for a program course is
26 \$42.50 per college credit adjusted for inflation using the implicit
27 price deflator for that fiscal year, using fiscal year 2021 as the
28 base, as compiled by the bureau of labor statistics of the United
29 States department of labor for the state of Washington.

30 (ii) Annually by July 1st, the office of the superintendent of
31 public instruction must calculate the maximum per college credit
32 tuition fee and post the fee on its website.

33 (c) The funds received by an institution of higher education
34 under this subsection (5) are not tuition or operating fees and may
35 be retained by the institution of higher education.

36 (6) Enrollment information on persons registered under this
37 section must be maintained by the institution of higher education
38 separately from other enrollment information and may not be included
39 in official enrollment reports, nor may such persons be considered in

1 any enrollment statistics that would affect higher education
2 budgetary determinations.

3 (7) Each school district, charter school, and state-tribal
4 compact school must award high school credit to a student enrolled in
5 a program course if the student successfully completes the course. If
6 no comparable course is offered by the school district, charter
7 school, or state-tribal compact school, the chief administrator shall
8 determine how many credits to award for the successful completion of
9 the program course. The determination must be made in writing before
10 the student enrolls in the program course. The awarded credit must be
11 applied toward graduation requirements and subject area requirements.
12 Evidence of successful completion of each program course must be
13 included in the student's high school records and transcript.

14 (8) An institution of higher education must award college credit
15 to a student enrolled in a program course if the student successfully
16 completes the course. The awarded college credit must be applied
17 toward general education requirements or degree requirements at the
18 institution of higher education. Evidence of successful completion of
19 each program course must be included in the student's college
20 transcript.

21 (9) (a) A high school that offers a college in the high school
22 program must provide general information about the program to all
23 students in grades eight through 12 and to the parents and guardians
24 of those students.

25 (b) A high school that offers a college in the high school
26 program must include the following information about program courses
27 in the high school catalogue or equivalent:

28 (i) There is no fee for students to enroll in a program course to
29 earn only high school credit. Fees apply for students who choose to
30 enroll in a program course to earn both high school and college
31 credit;

32 (ii) A description and breakdown of the fees charged to students
33 to earn college credit;

34 (iii) A description of fee payment and financial assistance
35 options available to students; and

36 (iv) A notification that paying for college credit automatically
37 starts an official college transcript with the institution of higher
38 education offering the program course regardless of student
39 performance in the program course, and ~~((that college credit earned
40 upon successful completion of a program course may count only as~~

1 ~~elective credit if transferred to another institution of higher~~
2 ~~education)) most but not all institutions of higher education may~~
3 ~~recognize and accept this credit.~~

4 (10) Full-time and part-time faculty at institutions of higher
5 education, including adjunct faculty, are eligible to teach program
6 courses.

7 (11) Students enrolled in a program course may pay college in the
8 high school fees with advanced college tuition payment program
9 tuition units at a rate set by the advanced college tuition payment
10 program governing body under chapter 28B.95 RCW.

11 (12) The superintendent of public instruction shall adopt rules
12 for the administration of this section. The rules must be jointly
13 developed by the superintendent of public instruction, the state
14 board for community and technical colleges, the student achievement
15 council, and the public baccalaureate institutions. The association
16 of Washington school principals must be consulted during the rules
17 development. The rules must outline quality and eligibility standards
18 that are informed by nationally recognized standards or models. In
19 addition, the rules must encourage the maximum use of the program and
20 may not narrow or limit the enrollment options.

21 (13) The definitions in this subsection apply throughout this
22 section.

23 (a) "Charter school" means a school established under chapter
24 28A.710 RCW.

25 (b) "High school" means a public school, as defined in RCW
26 28A.150.010, that serves students in any of grades nine through 12.

27 (c) "Institution of higher education" has the same meaning as in
28 RCW 28B.10.016, and also means a public tribal college located in
29 Washington and accredited by the northwest commission on colleges and
30 universities or another accrediting association recognized by the
31 United States department of education.

32 (d) "Program course" means a college course offered in a high
33 school under a college in the high school program.

34 (e) "State-tribal compact school" means a school established
35 under chapter 28A.715 RCW.

36 **Sec. 5.** RCW 28A.630.600 and 2020 c 348 s 2 are each amended to
37 read as follows:

38 (1) Subject to the availability of amounts appropriated for this
39 specific purpose, the office of the superintendent of public

1 instruction, in consultation with the state board for community and
2 technical colleges and institutions of higher education identified in
3 RCW 28A.600.300(2)(c), shall establish the running start summer
4 school (~~(pilot)~~) program as described in this section. (~~The purpose~~
5 ~~of the pilot program is to evaluate interest in and barriers to~~
6 ~~expanding the running start program to include the summer term.~~)

7 (2) The office of the superintendent of public instruction(~~(7~~
8 ~~in)) must:~~

9 (a) In consultation with the state board for community and
10 technical colleges, (~~must~~) select up to (~~(three)~~) six community
11 colleges that choose to participate in the (~~(pilot)~~) summer program
12 (~~(during the 2021 and 2022 summer academic terms)~~). (~~(One)~~) Two
13 community colleges must be located east of the crest of the Cascade
14 mountains and another must be located in a county with a population
15 between (~~(one hundred fifteen thousand)~~) 115,000 and (~~(one hundred~~
16 ~~fifty thousand)~~) 150,000; and

17 (b) In consultation with the institutions of higher education
18 identified in RCW 28A.600.300(2)(c), select one institution that
19 chooses to participate in the summer program.

20 (3) Participating (~~(community colleges)~~) institutions of higher
21 education must establish agreements with the school districts of
22 eligible students about data sharing, credit transfer, funds
23 transfer, and other administrative matters.

24 (4) Under the (~~(pilot)~~) summer program, an eligible student may
25 enroll in a participating (~~(community college)~~) institution of higher
26 education tuition-free. Students who are eligible under subsection
27 (7)(a)(ii) of this section may enroll for a maximum of (~~(five)~~) 10
28 college credits per summer academic term. Provisions in RCW
29 28A.600.310 (2) and (3), which describe fees paid by running start
30 students and fee waivers for (~~(low-income)~~) running start students,
31 apply to eligible students participating in the (~~(pilot)~~) summer
32 program.

33 (5) The school district of an eligible student must transmit to
34 the participating (~~(community college)~~) institutions of higher
35 education an amount per each full-time equivalent college student at
36 statewide uniform rates for vocational and nonvocational students.
37 The superintendent of public instruction shall separately calculate
38 and allocate amounts appropriated for this specific purpose under the
39 omnibus operating appropriations act to school districts for purposes
40 of making such payments and for granting school districts seven

1 percent thereof to offset (~~(pilot)~~) summer program related costs. The
2 calculations and allocations must be based upon the estimated
3 statewide annual average per full-time equivalent high school student
4 allocations under RCW 28A.150.260, excluding small high school
5 enhancements, and rules adopted under RCW 28A.600.390. The funds
6 received by the (~~(community college)~~) participating institution of
7 higher education from the school district are not tuition or
8 operating fees and may be retained by the (~~(community college)~~)
9 participating institution of higher education. A student enrolled
10 under this section must be counted for the purpose of meeting
11 enrollment targets in accordance with terms and conditions specified
12 in the omnibus operating appropriations act.

13 (6) By November (~~(10, 2022)~~) 1, 2024, and in accordance with RCW
14 43.01.036, the office of the superintendent of public instruction
15 (~~(and)~~), the state board for community and technical colleges, and
16 the participating institutions of higher education shall jointly
17 report to the appropriate committees of the legislature with findings
18 from and recommendations regarding the (~~(pilot)~~) summer program,
19 including recommending whether to expand the (~~(running start)~~) summer
20 program to include (~~(the summer term)~~) more institutions of higher
21 education as defined in RCW 28A.600.300.

22 (7) The definitions in this subsection apply throughout this
23 section unless the context clearly requires otherwise.

24 (a) "Eligible student" means:

25 (i) A student attending a participating high school who will be
26 eligible to enroll in grade (~~(eleven)~~) 11 or (~~(twelve)~~) 12 in the
27 subsequent school year; or

28 (ii) A student who graduated from a participating high school in
29 the current school year and who has (~~(five)~~) 10 or fewer college
30 credits to earn before meeting associate degree requirements.

31 (b) "Participating (~~(community college)~~) institution of higher
32 education" means a community college or institution of higher
33 education identified in RCW 28A.600.300(2)(c) that was selected, as
34 described in subsection (2) of this section, to participate in the
35 (~~(pilot)~~) summer program.

36 (c) "Participating high school" means a high school in a school
37 district that has an agreement, as described under subsection (3) of
38 this section, with a participating (~~(community college)~~) institution
39 of higher education.

1 (d) "~~((Pilot))~~ Summer program" means the running start summer
2 (~~((pilot))~~) program established in this section.

3 (e) "Running start program" has the same meaning as in RCW
4 28A.600.300.

5 (8) (a) Except as provided in (b) of this subsection, and unless
6 the context clearly requires otherwise, the requirements established
7 in RCW 28A.600.300 through 28A.600.400 apply to the running start
8 summer school (~~((pilot))~~) program.

9 (b) The provisions of RCW 28A.600.310(4) relating to calculation,
10 allocation, and distribution of funds and RCW 28A.600.385 relating to
11 cooperative agreements with community colleges in Oregon and Idaho do
12 not apply to this section.

13 (~~((9) This section expires December 31, 2022.))~~)

14 **Sec. 6.** RCW 28A.600.310 and 2019 c 252 s 115 and 2019 c 176 s 2
15 are each reenacted and amended to read as follows:

16 (1) (a) Eleventh and (~~((twelfth))~~) 12th grade students or students
17 who have not yet received the credits required for the award of a
18 high school diploma and are eligible to be in the (~~((eleventh))~~) 11th
19 or (~~((twelfth))~~) 12th grade(~~((s))~~) may apply to a participating
20 institution of higher education to enroll in courses or programs
21 offered by the institution of higher education.

22 (b) The course sections and programs offered as running start
23 courses must also be open for registration to matriculated students
24 at the participating institution of higher education and may not be a
25 course consisting solely of high school students offered at a high
26 school campus.

27 (c) A student receiving home-based instruction enrolling in a
28 public high school for the sole purpose of participating in courses
29 or programs offered by institutions of higher education shall not be
30 counted by the school district in any required state or federal
31 accountability reporting if the student's parents or guardians filed
32 a declaration of intent to provide home-based instruction and the
33 student received home-based instruction during the school year before
34 the school year in which the student intends to participate in
35 courses or programs offered by the institution of higher education.
36 Students receiving home-based instruction under chapter 28A.200 RCW
37 and students attending private schools approved under chapter 28A.195
38 RCW shall not be required to meet the student learning goals or to
39 learn the state learning standards. However, students are eligible to

1 enroll in courses or programs in participating universities only if
2 the board of directors of the student's school district has decided
3 to participate in the program. Participating institutions of higher
4 education, in consultation with school districts, may establish
5 admission standards for these students. If the institution of higher
6 education accepts a secondary school pupil for enrollment under this
7 section, the institution of higher education shall send written
8 notice to the pupil and the pupil's school district within ~~((ten))~~ 10
9 days of acceptance. The notice shall indicate the course and hours of
10 enrollment for that pupil.

11 (2) (a) In lieu of tuition and fees, as defined in RCW 28B.15.020
12 and 28B.15.041:

13 (i) Running start students shall pay to the community or
14 technical college all other mandatory fees as established by each
15 community or technical college and, in addition, the state board for
16 community and technical colleges may authorize a fee of up to ~~((ten))~~
17 10 percent of tuition and fees as defined in RCW 28B.15.020 and
18 28B.15.041; and

19 (ii) All other institutions of higher education operating a
20 running start program may charge running start students a fee of up
21 to ~~((ten))~~ 10 percent of tuition and fees as defined in RCW
22 28B.15.020 and 28B.15.041 in addition to technology fees.

23 (b) The fees charged under this subsection (2) shall be prorated
24 based on credit load.

25 (c) Students may pay fees under this subsection with advanced
26 college tuition payment program tuition units at a rate set by the
27 advanced college tuition payment program governing body under chapter
28 28B.95 RCW.

29 (3) (a) The institutions of higher education must make available
30 fee waivers for ~~((low-income running start))~~ eligible students, as
31 defined in section 1 of this act. ~~((A student shall be considered low~~
32 ~~income and eligible for a fee waiver upon proof that the student is~~
33 ~~currently qualified to receive free or reduced-price lunch.~~
34 ~~Acceptable documentation of low-income status may also include, but~~
35 ~~is not limited to, documentation that a student has been deemed~~
36 ~~eligible for free or reduced-price lunches in the last five years, or~~
37 ~~other criteria established in the institution's policy.~~

38 ~~((b) (i) By the beginning of the 2020-21 school year, school~~
39 ~~districts, upon knowledge of a low-income student's enrollment in~~
40 ~~running start, must provide documentation of the student's low-income~~

1 ~~status, under (a) of this subsection, directly to institutions of~~
2 ~~higher education.~~

3 ~~(ii) Subject to the availability of amounts appropriated for this~~
4 ~~specific purpose, the office of the superintendent of public~~
5 ~~instruction, in consultation with the Washington student achievement~~
6 ~~council, shall develop a centralized process for school districts to~~
7 ~~provide students' low-income status to institutions of higher~~
8 ~~education to meet the requirements of (b) (i) of this subsection.~~

9 ~~(e))~~ (b) Institutions of higher education, in collaboration with
10 relevant student associations, shall aim to have students who can
11 benefit from fee waivers take advantage of these waivers.
12 Institutions shall make every effort to communicate to students and
13 their families the benefits of the waivers and provide assistance to
14 students and their families on how to apply. Information about
15 waivers shall, to the greatest extent possible, be incorporated into
16 financial aid counseling, admission information, registration
17 processes, and individual billing statements. Institutions also
18 shall, to the greatest extent possible, use all means of
19 communication, including but not limited to websites, online
20 catalogues, admission and registration forms, mass email messaging,
21 social media, and outside marketing to ensure that information about
22 waivers is visible, compelling, and reaches the maximum number of
23 students and families that can benefit.

24 (4) The pupil's school district shall transmit to the institution
25 of higher education an amount per each full-time equivalent college
26 student at statewide uniform rates for vocational and nonvocational
27 students. The superintendent of public instruction shall separately
28 calculate and allocate moneys appropriated for basic education under
29 RCW 28A.150.260 to school districts for purposes of making such
30 payments and for granting school districts seven percent thereof to
31 offset program related costs. The calculations and allocations shall
32 be based upon the estimated statewide annual average per full-time
33 equivalent high school student allocations under RCW 28A.150.260,
34 excluding small high school enhancements, and applicable rules
35 adopted under chapter 34.05 RCW. The superintendent of public
36 instruction, participating institutions of higher education, and the
37 state board for community and technical colleges shall consult on the
38 calculation and distribution of the funds. The funds received by the
39 institution of higher education from the school district shall not be
40 deemed tuition or operating fees and may be retained by the

1 institution of higher education. A student enrolled under this
2 subsection shall be counted for the purpose of meeting enrollment
3 targets in accordance with terms and conditions specified in the
4 omnibus appropriations act.

5 NEW SECTION. **Sec. 7.** RCW 28A.630.600 is recodified as a section
6 in chapter 28A.600 RCW.

7 NEW SECTION. **Sec. 8.** The following acts or parts of acts are
8 each repealed:

9 (1) RCW 28A.320.196 (Academic acceleration incentive program—Dual
10 credit courses—Allocation of funds—Reports) and 2021 c 71 s 4, 2015
11 c 202 s 2, & 2013 c 184 s 3;

12 (2) RCW 28A.600.290 (College in the high school program—Funding)
13 and 2021 c 71 s 2, 2015 c 202 s 3, 2012 c 229 s 801, & 2009 c 450 s
14 3;

15 (3) RCW 28B.76.730 (Washington dual enrollment scholarship pilot
16 program) and 2021 c 71 s 6, 2020 c 259 s 1, & 2019 c 176 s 1;

17 (4) RCW 43.131.427 (Washington dual enrollment scholarship pilot
18 program—Termination) and 2019 c 176 s 3; and

19 (5) RCW 43.131.428 (Washington dual enrollment scholarship pilot
20 program—Repeal) and 2019 c 176 s 4.

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