



RULE-MAKING ORDER
(RCW 34.05.360)

CR-103 (10/1/89)

Agency: State Board for Community and Technical Colleges (SBCTC)

- Permanent Rule
 Emergency Rule

(1) Date of adoption: 12/3/92

(2) Purpose: To provide administrative rules for the operation of the Running Start program, which allows certain high school students to concurrently enroll in community or technical colleges while completing high school graduation requirements.

(3) Citation of existing rules affected by this order:
 Repealed: WAC 131-32-050
 Amended: WAC 131-46-010 through WAC 131-46-120
 Suspended:

(4) Authority for adoption:
 Statute: Chapter 28A.600.390 RCW
 Other Authority:

(5.1) **PERMANENT RULE ONLY**
 Pursuant to notice filed as WSR 92-23 92-21-107 on 10/21/92 (date).
 Describe any changes other than editing from proposed to adopted version:
 Add new Paragraph to WAC 131-46-115 Finance (See Attached Page 9 (3))

(5.2) **EMERGENCY RULE ONLY**
 Pursuant to RCW 34.05.350 the agency for good cause finds:
 (a) That immediate adoption, amendment, or repeal of a rule is necessary for the preservation of the public health, safety, or general welfare, and that observing the time requirements of notice and opportunity to comment upon adoption of a permanent rule would be contrary to the public interest.
 (b) That state or federal law or federal rule or a federal deadline for state receipt of federal funds requires immediate adoption of a rule.

Reasons for this finding:

(5.3) Any other findings required by other provisions of law as precondition to adoption or effectiveness of rule?
 Yes No If yes, explain:

(6) Effective date of rule:
Permanent Rules **Emergency Rules**
 31 days after filing Immediately
 Other (specify) _____ * Later (specify) _____
 *(If less than 31 days after filing, specific finding in 5.3 under RCW 34.05.380(3) is required)

CODE REVISER USE ONLY

DEC 04 1992
 12:35
 93-01-014

NAME (TYPE OR PRINT)
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SIGNATURE
Claire C. Krueger

TITLE
 Exec. Asst/Agency Rules Coordinator

DATE
 12/4/92

CHAPTER 131-46-WAC

SPECIAL SERVICE PROGRAMS -- RUNNING START PROGRAM

New Section

WAC 131-46-010 Authority. The authority for this chapter is RCW 28A.600.390, which authorizes the superintendent of public instruction, the state board for community and technical colleges, and the higher education coordinating board to jointly develop and adopt rules governing RCW 28A.600.300 through 28A.600.380, and 28A.150.260 and 28A.150.290 which authorize the superintendent of public instruction to adopt rules governing basic education allocation moneys.

New Section

WAC 131-46-015 Purpose. The purpose of this chapter is to set forth policies and procedures governing the running start program.

New Section

WAC 131-46-020 Running Start Program -- Definition. As used in this chapter, the term "running start program" means the enrollment of an eligible student under this chapter simultaneously in school district and community college or technical college courses, or both, or solely in community college or technical college courses, or both, for the purpose of earning high school credit to be awarded by a school district, and such additional college level academic and vocational credit as may be awarded by a community college or technical college.

New Section

WAC 131-46-025 Eligible Student -- Definition. As used in this chapter, the term "eligible student" means any person, including a person who is otherwise attending a private school or receiving home-based instruction, who meets each of the following conditions:

- (1) The person is under the age of twenty-one years of age at the beginning of the school year (September 1 through August 31).
- (2) The person is eligible by reason of his or her residence or admission under the law to enroll in the school district through which the person seeks to obtain the award of running start program high school credit. See, RCW 28A.175.090 ("at risk" students), 28A.225.160 (residents of a school district), 28A.225.170 (residents of United States and Indian reservations), 28A.225.210 (residents of

"nonhigh" school districts), and RCW 28A.225.220 ("choice" students).

(3) The person is eligible under the grade placement policies of the school district through which the person seeks to obtain running start program high school credit to be in the eleventh or the twelfth grade.

(4) The person has not as of the beginning of the school year received a high school diploma or its equivalent, excluding a general education development certificate.

(5) The person has not as of the beginning of the school year earned the credits required for the award of a high school diploma by the school district through which the person seeks to obtain the award of running start program high school credit.

New Section

WAC 131-46-030 Full-Time Equivalent High School Student--Definition. The definition of a "fulltime equivalent high school student" for purposes of the generation of basic education allocation moneys and enrollment limitations under this chapter means and includes, each eligible student enrolled in a school district high school program as of the fourth school day of the school year (September 1 through August 31) and/or as of the first school day of eight subsequent months, for not less than twenty-five hours each week, or five hours (three hundred minutes) each scheduled school day.

New Section

WAC 131-46-035 Full-Time Equivalent Community College And Technical College Student--Definition. The definition of a "full-time equivalent community college student" and "full-time equivalent technical college student" for purposes of the generation of basic education allocation moneys and enrollment limitations under this chapter means and includes each eligible student enrolled in a community college or a technical college as of the fourth college day of the school year (September 1 through August 31) and/or as of the first college day of eight subsequent months, for not less than fifteen quarter credit hours.

New Section

WAC 131-46-040 Annual Average Full-Time Equivalent Student--Definition. The definition of "annual average full-time equivalent student" for purposes of the generation of basic education allocation moneys and enrollment limitations under this chapter, means and includes the quotient obtained by dividing the annual total of an eligible student's full-time running start program enrollment counts reported under WAC 392-169-100 by nine.

New Section

WAC 131-46-045 Community College And Technical College Districts--Definition. As used in this chapter, the terms "community college district" and "technical college district" mean the appointed board of trustees of a Washington public community college district or technical college districts and the territory, facilities, and educational programs under the jurisdiction of the board of trustees.

New Section

WAC 131-46-050 Community And Technical Colleges--Definition. As used in this chapter, the terms "community college" and "technical college" mean a Washington public two-year institution of higher education under the jurisdiction of a community college district or technical college district.

New Section

WAC 131-46-055 School District--Definition. As used in this chapter, the term "school district" means the elected board of directors of a Washington public school district and the territory, facilities, and educational programs under the jurisdiction of the board of directors.

New Section

WAC 131-46-060 Annual Notice To Students And Parents. Each school district shall annually provide general information respecting the running start program to all tenth and eleventh grade students of the school district and their parents and guardians.

New Section

WAC 131-46-065 Enrollment--General Requirements And Conditions. The enrollment of an eligible student in the running start program shall be governed as follows:

- (1) An eligible student is responsible for applying for and pursuing admissions to a community college or technical college.
- (2) It shall not be necessary for an eligible student to obtain a release of attendance from his or her resident school district in order for the student to enroll in any community college or technical college.
- (3) An eligible student is entitled to enroll in any community college and any technical college in the state for running start program purposes subject to each of the following conditions and limitations:
 - (a) Enrollment is limited to college level academic or vocational courses.

(b) Prior confirmation pursuant to WAC 392-169- 065 by the school district through which the student seeks to obtain the award of running start program high school credit of the amount of high school credit to be awarded.

(c) Acceptance by the community college or technical college subject to generally applicable admission and enrollment requirements and limitations established by the community college or technical college, including a determination that the student is competent to profit from the college level academic or vocational course(s) the student seeks to enroll in: PROVIDED, That a technical college shall not deny admission or continued attendance to a student under twenty-two years of age with a disability based upon impaired competency or the creation of a disruptive atmosphere associated with the person's disability.

(d) The limitations upon the duration and extent of community college and technical college course enrollment set forth at WAC 392-169-070.

(4) An eligible student shall not be required by a community college or technical college to pay any tuition or other fee as a condition to the student's full participation in community college and technical college course work and related activities, or as a condition to the award of credit therefor: PROVIDED, That requiring a student to provide and pay for consumable supplies, textbooks, and other materials to be retained by the student does not constitute the assessment of tuition or a fee for purposes of this subsection.

(5) Once an eligible student has been enrolled in a community college or technical college course or program, the student shall not be displaced by another student: PROVIDED, That the student's continued enrollment in a course or program and enrollment in other courses or programs shall be subject to generally applicable enrollment requirements and limitations established by the community college or technical college: PROVIDED FURTHER, That a technical college shall not deny continued attendance to a student under twenty-two years of age with a disability based upon impaired competency or the creation of a disruptive atmosphere associated with the student's disability.

New Section

WAC 131-46-070 Enrollment--High School Credit--Prior Confirmation. As a condition to an eligible student's enrollment in community college or technical college courses under this chapter, the eligibility of the courses which the student intends to take for the award of high school credit and the amount of such credit shall first be established, as follows:

(1) The student shall notify the school district through which the student seeks to obtain the award of running start program high school credit of the specific community college and technical college courses he or she intends to take and shall request confirmation of the

amount of high school credit that will be awarded upon successful completion of the courses.

(2) The school district shall establish in accordance with chapter 180-51 WAC the amount of high school required or elective credit that shall be awarded for each course successfully completed by the student.

(3) If no comparable course is offered by the school district, the school district superintendent shall determine the amount of high school credit which shall be awarded, if any, following consultation with a community college or technical college representative designated for that purpose.

(4) Within twenty school district business days of a student's request for confirmation of credit the school district superintendent or other designated school district representative shall confirm in writing the amount of high school credit which shall be awarded upon successful completion of the courses.

New Section

WAC 131-46-075 Enrollment--Extent And Duration. The extent and duration of an eligible student's enrollment in the running start program shall be limited as set forth in subsections (1) through (5) of this section: PROVIDED, That a school district and a community college district or technical college district may mutually agree to allow eligible students to exceed the one full-time equivalent student enrollment limitation established by subsection (1) so long as the enrollment claimed for basic education allocation purposes does not exceed the WAC 392-169-105 full-time equivalent student claim limitations.

(1) The combined enrollments of an eligible student in a high school and in a community college or technical college, or any combination thereof, under this chapter shall not concurrently exceed one full-time equivalent student. Accordingly, an eligible student must elect to enroll in high school for less than twenty-five hours per week in order to concurrently enroll in a community college or technical college.

(2) A student who enrolls in grade eleven may enroll in a school district, community college, technical college, or any combination thereof, for no more than the course work equivalent to two regular academic years of attendance as an annual average full-time equivalent student, (i.e., six college quarters as a full-time equivalent community college or technical college student, two one hundred eighty-day or more regular school years as a high school full-time equivalent student, or a combination thereof not to exceed two annual average full-time equivalent enrollment(s).

(3) A student who enrolls in grade twelve may enroll in a school district, community college, technical college, or any combination thereof, for no more than the course work equivalent to one regular

academic year of attendance as an annual average full-time equivalent student.

(4) A student who becomes eligible during the regular school year for the award of a high school diploma by the school district through which the student seeks the award of running start program high school credit shall nevertheless continue subject to the restrictions of subsections (1) and (2) of this section to be eligible for enrollment in the running start program through the last day of the regular one hundred eighty-day or more school year of the school district at which time the student's entitlement to enroll under this chapter shall terminate.

(5) A student whose twenty-first birthday occurs during the regular school year shall nevertheless continue subject to the restrictions of subsections (1) and (2) of this section to be eligible for enrollment in the running start program through the last day of the regular one hundred eighty-day or more school year of the school district through which the student seeks to obtain running start program high school credit at which time the student's entitlement under this chapter to enroll shall terminate.

New Section

WAC 131-46-080 Academic Standards And Discipline--Jurisdiction Of Educational Agencies. Each school district, community college district and technical college district shall have and exercise exclusive jurisdiction over academic and discipline matters involving an eligible student's enrollment and participation in courses of, and the receipt of services and benefits from, the school district, the community college district and the technical college district.

New Section

WAC 131-46-085 Compliance With Federal And State Requirements Of Law--Special Education Program Requirements--Necessary Cooperative Agreements. As a general rule, a school district, a community college district and a technical college district are independently responsible for assuring compliance with federal and state requirements of law which are applicable to the provision of services and benefits by the school district, community college district or technical college district under this chapter. If, however, the individualized education program of an eligible student established under chapter 392-171 WAC provides for such enrollment in a community college or a technical college, the school district which established the individualized education program shall also be responsible for assuring compliance with chapter 392-171 WAC in connection with the student's enrollment in the community college or technical college. School districts, community college districts and technical college districts shall enter into cooperative agreements as necessary to assure compliance with their respective duties under

federal and state law, including agreements which substantiate a school district's claim to necessary federal and state special education funding.

New Section

WAC 131-46-090 High School Credit--Award By School Districts. Upon confirmation by a community college or technical college of an eligible student's successful completion of running start program courses, the school district shall record on the student's secondary school records and transcript the high school credit previously confirmed under WAC 392-169-065, together with a notation that the courses were taken at a community college or technical college. See WAC 180-51-050 which provides for the conversion of college credits to high school credits at the rate of one high school credit for five college quarter or three college semester hour credits.

New Section

WAC 131-46-095 Finance--Generation Of State And Federal Moneys. Each eligible student shall generate state and federal moneys based upon the student's enrollment under this chapter in school district, community college, or technical college courses or programs, or any combination thereof, in accordance with the definitions of full-time equivalent students set forth in WAC 392-169-025 through 392-169-035, the enrollment and enrollment count limitations set forth in WAC 392-169-070 and 392-169-105, rules of the superintendent of public instruction set forth at Title 392-WAC which supplement and do not conflict with this chapter, and the Biennial Operating Appropriations Act.

New Section

WAC 131-46-100 Finance--Community College And Technical College Reporting Requirements. Each community college and technical college that enrolls an eligible student under this chapter shall periodically report enrollment information as follows:

(1) Within ten calendar days of acceptance of the student, provide written notice to the student, superintendent of public instruction, and the school district through which the student seeks to obtain running start program high school credit of the courses and the credit hours or instructional/clock hours of enrollment.

(2) On a monthly basis, provide such enrollment information to the school district through which the student seeks to obtain the award of running start program high school credit as is necessary for the school district to claim basic education allocation moneys under this chapter and chapter 392-121 WAC including, but not limited to,

notice of termination of the student's enrollment in a course due to absence, withdrawal, suspension, or expulsion.

New Section

WAC 131-46-105 Finance--School District Reporting Requirements. Each school district through which an eligible student seeks to obtain running start program high school credit shall make all reports to the superintendent of public instruction in accordance with this chapter and chapter 392-121 WAC as are necessary to substantiate the district's entitlement to the receipt of basic education allocation moneys based upon the student's high school, community college, and technical college enrollment under this chapter. Eligible students shall be so reported as full-time equivalent students, or fractions thereof, in accordance with the definitions of full-time equivalent students set forth at WAC 392-169-025 through 392-169-035.

New Section

WAC 131-46-110 Finance--Limitations On Enrollment Counts. No eligible student enrolled in a high school, community college, technical college, or any combination thereof, reported under WAC 392-169-095 and 392-169-100 shall be counted as more than one full-time equivalent student for any single month or more than one annual average full-time equivalent student in any school year: PROVIDED, That an eligible student who enrolls in grade eleven and elects to enroll in a summer community college or technical college program that school year in order to accelerate his or her high school graduation may be counted as more than one annual average full-time equivalent student for that school year: PROVIDED FURTHER, That the student shall not be counted the succeeding school year as more than one annual average full-time equivalent student less that portion of the prior school year count which exceeded one annual average full-time equivalent student count.

New Section

WAC 131-46-115 Finance--Apportionment And Payment Of Basic Education Allocation Moneys To Community College Districts And Technical College Districts. School districts and community or technical college districts may enter into agreements which provide for and govern the apportionment and payment of basic education allocation moneys generated by running start program students. In the absence of such an agreement to the contrary, the school district through which an eligible student seeks to obtain running start program high school credit shall apportion such moneys and make payment on not less than a quarterly basis to the community college or

technical college district serving the student under this chapter as follows:

(1) If an eligible student is enrolled exclusively in a community college or a technical college, all basic education moneys generated by the student shall be paid to the community college district or technical college of enrollment: PROVIDED, That in such cases the school district through which the student seeks to obtain running start program high school credit may retain up to five percent of such moneys to offset costs incurred in evaluating and granting high school credit and processing basic education allocation claims and payments.

(2) If an eligible student is enrolled simultaneously in the school district through which the student seeks to obtain running start program high school credit and a community college or a technical college, the school district through which the student seeks such high school credit shall retain that portion of the basic education allocation moneys generated by the student based upon the student's high school enrollment, and shall pay to the community college district or technical college district the balance consisting of that portion of such moneys generated by the student based upon the student's community college or technical college enrollment (e.g., in the case of an eligible student enrolled five hours a week in a high school (one-fifth of an FTE) and five quarter credit hours in a community college (one-third of an FTE), the school district would retain an amount equal to one-fifth of a full basic education allocation and pay to the community college district an amount equal to one-third of a full basic education allocation).

(3)

Notwithstanding subsections (1) and (2) of this section, small high school districts operating no more than two high schools with enrollments of less than three hundred average annual full-time equivalent students and college districts shall negotiate in good faith with the objective of mutually establishing the reasonable amount payable to a college district. If good faith negotiations fail to establish agreement, the amount payable by such a small high school district to a college district shall be the incremental amount per full-time equivalent community college or technical college student that is or would be generated for student enrollments in excess of sixty annual full-time equivalent students.

New Section

WAC 131-46-120 Current And Future Community College And Technical College Enrollment Alternatives Not Affected. This chapter shall not affect the alternative enrollment, and arrangements therefor, of a secondary student in a community college or technical college pursuant to a contractual agreement entered into pursuant to RCW

28B.50.530 (inter school district/college district cooperative programs) and chapter 39.34 RCW (the Interlocal Cooperation Act). See WAC 392-121-183 (contracting with an educational institution other than a school district).

Repealer WAC 131-32-050 Running Start Program.