

CERTIFICATION OF ENROLLMENT

SECOND SUBSTITUTE HOUSE BILL 1355

Chapter 238, Laws of 2009

61st Legislature
2009 Regular Session

HIGH SCHOOL STUDENTS--OPPORTUNITY INTERNSHIP PROGRAM

EFFECTIVE DATE: 07/26/09

Passed by the House March 5, 2009
Yeas 65 Nays 32

FRANK CHOPP

Speaker of the House of Representatives

Passed by the Senate April 16, 2009
Yeas 29 Nays 18

BRAD OWEN

President of the Senate

Approved April 25, 2009, 3:35 p.m.

CHRISTINE GREGOIRE

Governor of the State of Washington

CERTIFICATE

I, Barbara Baker, Chief Clerk of the House of Representatives of the State of Washington, do hereby certify that the attached is **SECOND SUBSTITUTE HOUSE BILL 1355** as passed by the House of Representatives and the Senate on the dates hereon set forth.

BARBARA BAKER

Chief Clerk

FILED

April 27, 2009

**Secretary of State
State of Washington**

SECOND SUBSTITUTE HOUSE BILL 1355

Passed Legislature - 2009 Regular Session

State of Washington

61st Legislature

2009 Regular Session

By House Ways & Means (originally sponsored by Representatives Probst, Quall, Kessler, Sullivan, Wallace, Maxwell, Rolfes, Springer, Green, Jacks, Carlyle, Kenney, Ormsby, Seaquist, Lias, Sells, Priest, Dammeier, Hunt, Hudgins, Morrell, Van De Wege, Moeller, Chase, Conway, Goodman, Driscoll, Simpson, Santos, and Kelley)

READ FIRST TIME 03/03/09.

1 AN ACT Relating to establishing the opportunity internship program
2 for high school students; amending RCW 28B.92.030, 28B.92.080, and
3 28B.92.110; adding new sections to chapter 28C.18 RCW; adding a new
4 section to chapter 28B.92 RCW; and creating new sections.

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

6 NEW SECTION. **Sec. 1.** (1) The legislature finds that moving low-
7 income high school students efficiently through a progression of career
8 exploration, internships or preapprenticeships in high-demand
9 occupations, and completion of postsecondary education benefits these
10 students by increasing the relevance of their high school education,
11 increasing their connection to the working world, accelerating their
12 entry into a high-demand occupation, and increasing their earnings and
13 opportunities.

14 (2) The legislature further finds that in a difficult economy,
15 youth unemployment rates increase sharply. Providing paid internships
16 and preapprenticeships to high school students creates not only an
17 immediate short-term economic stimulus in local communities, but also
18 creates the potential to sustain that economic recovery by making

1 students better prepared for postsecondary education and employment in
2 the types of occupations that will generate economic growth over the
3 long term.

4 (3) The legislature further finds that moving students efficiently
5 through secondary and postsecondary education reduces state
6 expenditures by improving on-time graduation and postsecondary
7 retention and increases state revenues by providing for graduates with
8 higher lifelong earnings and taxpaying potential.

9 (4) Employers and local economies benefit from the development of
10 a long-term relationship with potential employees and a more consistent
11 pipeline of skilled workers into the occupations for which they are
12 having the most trouble finding skilled workers.

13 (5) Therefore the legislature intends to provide incentives for
14 local consortia of employers, labor organizations, educational
15 institutions, and workforce and economic development councils to use
16 existing funds to build educational and employment pipelines to high-
17 demand occupations for low-income high school students.

18 NEW SECTION. **Sec. 2.** A new section is added to chapter 28C.18 RCW
19 to read as follows:

20 (1) The opportunity internship program is created under sections 2
21 through 6 of this act. The purpose of the program is to provide
22 incentives for opportunity internship consortia to use existing
23 resources to build educational and employment pipelines to high-demand
24 occupations in targeted industries for low-income high school students.
25 Three types of incentives are provided through the program:

26 (a) Each opportunity internship graduate shall be eligible for up
27 to one year of financial assistance for postsecondary education as
28 provided in section 8 of this act;

29 (b) Each opportunity internship graduate who completes a
30 postsecondary program of study shall receive a job interview with an
31 employer participating in an opportunity internship consortium that has
32 agreed to provide such interviews; and

33 (c) For each opportunity internship graduate who completes a
34 postsecondary program of study, obtains employment in a high-demand
35 occupation that pays a starting salary or wages of not less than thirty
36 thousand dollars per year, and remains employed for at least six

1 months, the participating opportunity internship consortium shall be
2 eligible to receive an incentive payment as provided in section 6 of
3 this act.

4 (2) The opportunity internship program shall be administered by the
5 board and the board may adopt rules to implement the program.

6 NEW SECTION. **Sec. 3.** A new section is added to chapter 28C.18 RCW
7 to read as follows:

8 Unless the context clearly requires otherwise, the definitions in
9 this section apply throughout sections 2 through 6 of this act.

10 (1) "High-demand occupation" means an occupation with a substantial
11 number of current or projected employment opportunities.

12 (2) "Low-income high school student" means a student who is
13 enrolled in grades ten, eleven, or twelve in a public high school and
14 who qualifies for federal free or reduced-price meals. If a student
15 qualifies at the time the student begins participating in the
16 opportunity internship program, the student remains eligible even if
17 the student does not receive free or reduced-price meals thereafter.
18 To participate in the program, the student must remain enrolled in high
19 school until the student receives a high school diploma.

20 (3) "Opportunity internship consortium" means a local consortium
21 formed for the purpose of participating in the opportunity internship
22 program and which may be composed of a local workforce development
23 council, economic development council, area high schools, community or
24 technical colleges, apprenticeship councils, preapprenticeship programs
25 such as running start for the trades, private vocational schools
26 licensed under chapter 28C.10 RCW, public and private four-year
27 institutions of higher education, employers in targeted industries, and
28 labor organizations.

29 (4) "Opportunity internship graduate" means a low-income high
30 school student who successfully completes an opportunity internship
31 program and graduates from high school.

32 (5) "Postsecondary program of study" means an undergraduate or
33 graduate certificate, apprenticeship, or degree program.

34 (6) "Preapprenticeship" means a program of at least ninety hours
35 and not more than one hundred eighty hours in length that provides
36 practical experience, education, preparation, and the development of
37 skills that would be beneficial for entry into state-approved

1 apprenticeship programs, including but not limited to construction
2 industry structure and the construction process; orientation to state-
3 approved apprenticeship; tools of the various trades and safe handling
4 of power tools; and industry standards of safety, responsibility, and
5 craft excellence.

6 (7) "Targeted industry" means a business or industry identified by
7 a local workforce development council as having high-demand occupations
8 that require candidates to have completed a postsecondary program of
9 study.

10 NEW SECTION. **Sec. 4.** A new section is added to chapter 28C.18 RCW
11 to read as follows:

12 (1) Opportunity internship consortia may apply to the board to
13 offer an opportunity internship program.

14 (a) The board, in consultation with the Washington state
15 apprenticeship and training council, may select those consortia that
16 demonstrate the strongest commitment and readiness to implement a high
17 quality opportunity internship program for low-income high school
18 students. The board shall place a priority on consortia with
19 demonstrated experience working with similar populations of students
20 and demonstrated capacity to assist a large number of students through
21 the progression of internship or preapprenticeship, high school
22 graduation, postsecondary education, and retention in a high-demand
23 occupation. The board shall place a priority on programs that
24 emphasize secondary career and technical education and nonbaccalaureate
25 postsecondary education; however, programs that target four-year
26 postsecondary degrees are eligible to participate.

27 (b) The board shall enter into a contract with each consortium
28 selected to participate in the program. No more than ten consortia per
29 year shall be selected to participate in the program, and to the extent
30 possible, the board shall assure a geographic distribution of consortia
31 in regions across the state emphasizing a variety of targeted
32 industries. Each consortium may select no more than one hundred low-
33 income high school students per year to participate in the program.

34 (2) Under the terms of an opportunity internship program contract,
35 an opportunity internship consortium shall commit to the following
36 activities which shall be conducted using existing federal, state,
37 local, or private funds available to the consortium:

1 (a) Identify high-demand occupations in targeted industries for
2 which opportunity internships or preapprenticeships shall be developed
3 and provided;

4 (b) Develop and implement the components of opportunity
5 internships, including paid or unpaid internships or preapprenticeships
6 of at least ninety hours in length in high-demand occupations with
7 employers in the consortium, mentoring and guidance for students who
8 participate in the program, assistance with applications for
9 postsecondary programs and financial aid, and a guarantee of a job
10 interview with a participating employer for all opportunity internship
11 graduates who successfully complete a postsecondary program of study;

12 (c) Once the internship or preapprenticeship components have been
13 developed, conduct outreach efforts to inform low-income high school
14 students about high-demand occupations, the opportunity internship
15 program, options for postsecondary programs of study, and the
16 incentives and opportunities provided to students who participate in
17 the program;

18 (d) Obtain appropriate documentation of the low-income status of
19 students who participate in the program;

20 (e) Maintain communication with opportunity internship graduates of
21 the consortium who enroll in postsecondary programs of study; and

22 (f) Submit an annual report to the board on the progress of and
23 participation in the opportunity internship program of the consortium.

24 (3) Opportunity internship consortia are encouraged to:

25 (a) Provide paid opportunity internships or preapprenticeships,
26 including during the summer months to encourage students to stay
27 enrolled in high school;

28 (b) Work with high schools to offer opportunity internships as
29 approved worksite learning experiences where students can earn high
30 school credit;

31 (c) Designate the local workforce development council as fiscal
32 agent for the opportunity internship program contract;

33 (d) Work with area high schools to incorporate the opportunity
34 internship program into comprehensive guidance and counseling programs
35 such as the navigation 101 program; and

36 (e) Coordinate the opportunity internship program with other
37 workforce development and postsecondary education programs, including

1 opportunity grants, the college bound scholarship program, federal
2 workforce investment act initiatives, and college access challenge
3 grants.

4 (4) The board shall seek federal funds that may be used to support
5 the opportunity internship program, including providing the incentive
6 payments under section 6 of this act.

7 NEW SECTION. **Sec. 5.** A new section is added to chapter 28C.18 RCW
8 to read as follows:

9 On an annual basis, each opportunity internship consortium shall
10 provide the board with a list of the opportunity internship graduates
11 from the consortium. The board shall compile the lists from all
12 consortia and shall notify the higher education coordinating board of
13 the eligibility of each graduate on the lists to receive a state need
14 grant under chapter 28B.92 RCW if the graduate enrolls in a
15 postsecondary program of study within one year of high school
16 graduation.

17 NEW SECTION. **Sec. 6.** A new section is added to chapter 28C.18 RCW
18 to read as follows:

19 (1) On an annual basis, each opportunity internship consortium
20 shall provide the board with a list of the opportunity internship
21 graduates from the consortium who have completed a postsecondary
22 program of study, obtained employment in a high-demand occupation that
23 pays a starting salary or wages of not less than thirty thousand
24 dollars per year, and remained employed for at least six months.

25 (2) The board shall verify the information on the lists from each
26 consortium. Subject to funds appropriated or otherwise available for
27 this purpose, the board shall allocate to each consortium an incentive
28 payment of two thousand dollars for each graduate on the consortium's
29 list. In the event that insufficient funds are appropriated to provide
30 a full payment, the board shall prorate payments across all consortia
31 and shall notify the governor and the legislature of the amount of the
32 shortfall.

33 (3) Opportunity internship consortia shall use the incentive
34 payments to continue operating opportunity internship programs.

1 **Sec. 7.** RCW 28B.92.030 and 2004 c 275 s 35 are each amended to
2 read as follows:

3 As used in this chapter:

4 (1) "Institution or institutions of higher education" means:

5 (a) Any public university, college, community college, or technical
6 college operated by the state of Washington or any political
7 subdivision thereof; or

8 (b) Any other university, college, school, or institute in the
9 state of Washington offering instruction beyond the high school level
10 which is a member institution of an accrediting association recognized
11 by rule of the board for the purposes of this section: PROVIDED, That
12 any institution, branch, extension or facility operating within the
13 state of Washington which is affiliated with an institution operating
14 in another state must be a separately accredited member institution of
15 any such accrediting association, or a branch of a member institution
16 of an accrediting association recognized by rule of the board for
17 purposes of this section, that is eligible for federal student
18 financial aid assistance and has operated as a nonprofit college or
19 university delivering on-site classroom instruction for a minimum of
20 twenty consecutive years within the state of Washington, and has an
21 annual enrollment of at least seven hundred full-time equivalent
22 students: PROVIDED FURTHER, That no institution of higher education
23 shall be eligible to participate in a student financial aid program
24 unless it agrees to and complies with program rules and regulations
25 adopted pursuant to RCW 28B.92.150.

26 (2) "Financial aid" means loans and/or grants to needy students
27 enrolled or accepted for enrollment as a student at institutions of
28 higher education.

29 (3) "Needy student" means a post high school student of an
30 institution of higher education who demonstrates to the board the
31 financial inability, either through the student's parents, family
32 and/or personally, to meet the total cost of board, room, books, and
33 tuition and incidental fees for any semester or quarter. "Needy
34 student" also means an opportunity internship graduate as defined by
35 section 3 of this act who enrolls in a postsecondary program of study
36 as defined in section 3 of this act within one year of high school
37 graduation.

1 (4) "Disadvantaged student" means a post high school student who by
2 reason of adverse cultural, educational, environmental, experiential,
3 familial or other circumstances is unable to qualify for enrollment as
4 a full time student in an institution of higher education, who would
5 otherwise qualify as a needy student, and who is attending an
6 institution of higher education under an established program designed
7 to qualify the student for enrollment as a full time student.

8 (5) "Board" means the higher education coordinating board.

9 NEW SECTION. **Sec. 8.** A new section is added to chapter 28B.92 RCW
10 to read as follows:

11 (1) The board shall work with institutions of higher education to
12 assure that the institutions are aware of the eligibility of
13 opportunity internship graduates for an award under this chapter.

14 (2) If an opportunity internship graduate enrolls within one year
15 of high school graduation in a postsecondary program of study in an
16 institution of higher education, including in an apprenticeship program
17 with related and supplemental instruction provided through an
18 institution of higher education, the graduate is eligible to receive a
19 state need grant for up to one year. The graduate shall not be
20 required to be enrolled on at least a half-time basis. The related and
21 supplemental instruction provided to a graduate through an
22 apprenticeship program shall not be required to lead to a degree or
23 certificate.

24 (3) Except for the eligibility criteria for an opportunity
25 internship graduate that are provided under this section, other rules
26 pertaining to award of a state need grant apply.

27 (4) Nothing in this section precludes an opportunity internship
28 graduate from being eligible to receive additional state need grants
29 after the one-year grant provided in this section if the graduate meets
30 other criteria as a needy or disadvantaged student.

31 **Sec. 9.** RCW 28B.92.080 and 2007 c 404 s 1 are each amended to read
32 as follows:

33 Except for opportunity internship graduates whose eligibility is
34 provided under section 8 of this act, for a student to be eligible for
35 a state need grant a student must:

1 (1) Be a "needy student" or "disadvantaged student" as determined
2 by the board in accordance with RCW 28B.92.030 (3) and (4)~~((-))~~i

3 (2) Have been domiciled within the state of Washington for at least
4 one year~~((-))~~i

5 (3) Be enrolled or accepted for enrollment on at least a half-time
6 basis at an institution of higher education in Washington as defined in
7 RCW 28B.92.030(1)~~((-))~~i

8 (4) Until June 30, 2011, to the extent funds are specifically
9 appropriated for this purpose, and subject to any terms and conditions
10 specified in the omnibus appropriations act, be enrolled or accepted
11 for enrollment for at least three quarter credits or the equivalent
12 semester credits at an institution of higher education in Washington as
13 defined in RCW 28B.92.030(1)~~((-))~~i and

14 (5) Have complied with all the rules ~~((and regulations))~~ adopted by
15 the board for the administration of this chapter.

16 **Sec. 10.** RCW 28B.92.110 and 2004 c 275 s 40 are each amended to
17 read as follows:

18 A state financial aid recipient under this chapter shall apply the
19 award toward the cost of tuition, room, board, books, and fees at the
20 institution of higher education attended. An opportunity internship
21 graduate who enters an apprenticeship program may use the award for the
22 costs of related and supplemental instruction provided through an
23 institution of higher education, tools, and other costs associated with
24 the apprenticeship program.

25 NEW SECTION. **Sec. 11.** (1) The workforce training and education
26 coordinating board shall conduct an outcome evaluation of opportunity
27 internship programs. At a minimum, the analysis shall examine the
28 financial benefits of on-time graduation, youth employment while in
29 high school, postsecondary education enrollment and completion, and
30 adult employment in high-demand occupations compared to the local and
31 state costs of the programs.

32 (2) The board shall submit a preliminary analysis to the governor
33 and the education and higher education committees of the legislature by
34 December 1, 2012, and a final analysis by December 1, 2014.

Passed by the House March 5, 2009.

Passed by the Senate April 16, 2009.

Approved by the Governor April 25, 2009.

Filed in Office of Secretary of State April 27, 2009.