

HB 1051 - S COMM AMD
By Committee on Ways & Means

ADOPTED AS AMENDED 04/10/2007

1 Strike everything after the enacting clause and insert the
2 following:

3 "NEW SECTION. **Sec. 1.** The legislature finds that the goal of
4 Washington's education reform is for all students to meet rigorous
5 academic standards so that they are prepared for success in college,
6 work, and life. Educators know that not all students learn at the same
7 rate or in the same way. Some students will take longer to meet the
8 state's standards for high school graduation. Older students who
9 cannot graduate with their peers need an appropriate learning
10 environment and flexible programming that enables them simultaneously
11 to earn a diploma, work, and pursue other training options. Providing
12 learning options in locations in addition to high schools will
13 encourage older students to complete their diplomas. Therefore the
14 legislature intends to create a pilot high school completion program at
15 two community and technical colleges for older students who have not
16 yet received a diploma but are eligible for state basic education
17 support.

18 **Sec. 2.** RCW 28B.50.535 and 1991 c 238 s 58 are each amended to
19 read as follows:

20 A community or technical college may issue a high school diploma or
21 certificate, subject to rules (~~and regulations promulgated~~) adopted
22 by the superintendent of public instruction and the state board of
23 education.

24 NEW SECTION. **Sec. 3.** A new section is added to chapter 28B.50 RCW
25 to read as follows:

26 (1) A pilot program is created for two community or technical
27 colleges to make available courses or a program of study, on the
28 college campus or a satellite site, designed to enable students under

1 the age of twenty-one who have completed all state and local high
2 school graduation requirements except the certificate of academic
3 achievement or certificate of individual achievement to complete their
4 high school education and obtain a high school diploma.

5 (a) The colleges participating in the pilot program in this section
6 may make courses or programs under this section available by entering
7 into contracts with local school districts to deliver the courses or
8 programs. Colleges participating in the pilot program that offer
9 courses or programs under contract shall be reimbursed for each
10 enrolled eligible student as provided in the contract, and the high
11 school diploma shall be issued by the local school district;

12 (b) Colleges participating in the pilot program may deliver courses
13 or programs under this section directly. Colleges that deliver courses
14 or programs directly shall be reimbursed for each enrolled eligible
15 student as provided in section 4 of this act, and the high school
16 diploma shall be issued by the college;

17 (c) Colleges participating in the pilot program may make courses or
18 programs under this section available through a combination of
19 contracts with local school districts, collaboration with educational
20 service districts, and direct service delivery. Colleges participating
21 in the pilot program may also make courses or programs under this
22 section available for students at locations in addition to the college
23 campus but not on a high school campus, except on satellite sites as
24 provided in this subsection (1); or

25 (d) Colleges participating in the pilot program may enter into
26 regional partnerships to carry out the provisions of this subsection
27 (1).

28 (2) Regardless of the service delivery method chosen, colleges
29 participating in the pilot program shall ensure that all eligible
30 students have an opportunity to enroll in a course or program under
31 this section.

32 (3) Colleges participating in the pilot program shall not require
33 students enrolled under this section to pay tuition or services and
34 activities fees; however this waiver of tuition and services and
35 activities fees shall be in effect only for those courses that lead to
36 a high school diploma.

37 (4) Nothing in this section or section 4 of this act precludes a
38 community or technical college from offering courses or a program of

1 study for students other than eligible students as defined by section
2 4 of this act to obtain a high school diploma, nor is this section or
3 section 4 of this act intended to restrict diploma completion programs
4 offered by school districts or educational service districts.
5 Community and technical colleges and school districts are encouraged to
6 consult with educational service districts in the development and
7 delivery of programs and courses required under this section.

8 (5) Community and technical colleges participating in the pilot
9 program shall not be required to administer the Washington assessment
10 of student learning.

11 NEW SECTION. **Sec. 4.** A new section is added to chapter 28A.600
12 RCW to read as follows:

13 (1) For purposes of this section and section 3 of this act,
14 "eligible student" means a student who has completed all state and
15 local high school graduation requirements except the certificate of
16 academic achievement under RCW 28A.655.061 or the certificate of
17 individual achievement under RCW 28A.155.045, who is less than age
18 twenty-one as of September 1st of the academic year the student enrolls
19 at a community and technical college under this section, and who meets
20 the following criteria:

21 (a) Receives a level 2 (basic) score on the reading and writing
22 content areas of the high school Washington assessment of student
23 learning;

24 (b) Has not successfully met state standards on a retake of the
25 assessment or an alternative assessment;

26 (c) Has participated in assessment remediation; and

27 (d) Receives a recommendation to enroll in courses or a program of
28 study made available under section 3 of this act from his or her high
29 school principal.

30 (2) An eligible student may enroll in courses or a program of study
31 made available by a community or technical college participating in the
32 pilot program created under section 3 of this act for the purpose of
33 obtaining a high school diploma.

34 (3) For eligible students in courses or programs delivered directly
35 by the community or technical college participating in the pilot
36 program under section 3 of this act and only for enrollment in courses
37 that lead to a high school diploma, the superintendent of public

1 instruction shall transmit to the colleges participating in the pilot
2 program an amount per each full-time equivalent college student at
3 statewide uniform rates. The amount shall be the sum of (a), (b), (c),
4 and (d) of this subsection, as applicable.

5 (a) The superintendent shall separately calculate and allocate
6 moneys appropriated for basic education under RCW 28A.150.260 for
7 purposes of making payments under this section. The calculations and
8 allocations shall be based upon the estimated statewide annual average
9 per full-time equivalent high school student allocations under RCW
10 28A.150.260, excluding small high school enhancements, and applicable
11 rules adopted under chapter 34.05 RCW.

12 (b) The superintendent shall allocate an amount equal to the per
13 funded student state allocation for the learning assistance program
14 under chapter 28A.165 RCW for each full-time equivalent college student
15 or a pro rata amount for less than full-time enrollment.

16 (c) The superintendent shall allocate an amount equal to the per
17 full-time equivalent student allocation for the student achievement
18 program under RCW 28A.505.210 for each full-time equivalent college
19 student or a pro rata amount for less than full-time enrollment.

20 (d) For eligible students who meet eligibility criteria for the
21 state transitional bilingual instruction program under chapter 28A.180
22 RCW, the superintendent shall allocate an amount equal to the per
23 student state allocation for the transitional bilingual instruction
24 program or a pro rata amount for less than full-time enrollment.

25 (4) The superintendent may adopt rules establishing enrollment
26 reporting, recordkeeping, and accounting requirements necessary to
27 ensure accountability for the use of basic education, learning
28 assistance, and transitional bilingual program funds under this section
29 for the pilot program created under section 3 of this act.

30 (5) All school districts in the geographic area of the two
31 community and technical colleges selected pursuant to section 9 of this
32 act to participate in the pilot program shall provide information about
33 the high school completion option under section 3 of this act to
34 students in grades ten, eleven, and twelve and the parents or guardians
35 of those students.

36 (6) The Washington state institute for public policy shall conduct
37 a review of the high school completion pilot program authorized under
38 section 3 of this act. The institute shall begin the study after July

1 1, 2010, and report to the superintendent of public instruction, the
2 state board for community and technical colleges, and the education and
3 fiscal committees of the legislature by January 1, 2011. At a minimum,
4 the report shall include the following:

5 (a) The number of students taking part in the high school
6 completion programs, reported by their high school of last attendance
7 and the community or technical college that offered the program;

8 (b) The types of high school completion programs offered at the two
9 community or technical colleges;

10 (c) The number of students successfully receiving a high school
11 diploma and other identified outcome measures; and

12 (d) The amount of funds spent in support of this effort compared to
13 actual reimbursement costs that are provided under subsection (3)(a),
14 (b), (c), and (d) of this section.

15 **Sec. 5.** RCW 28A.230.120 and 2003 c 234 s 1 are each amended to
16 read as follows:

17 (1) School districts shall issue diplomas to students signifying
18 graduation from high school upon the students' satisfactory completion
19 of all local and state graduation requirements. Districts shall grant
20 students the option of receiving a final transcript in addition to the
21 regular diploma. Students who satisfactorily complete all local and
22 state graduation requirements except the certificate of academic
23 achievement under RCW 28A.655.061 or the certificate of individual
24 achievement under RCW 28A.155.045 may participate in high school
25 graduation ceremonies.

26 (2) School districts or schools of attendance shall establish
27 policies and procedures to notify senior students of the transcript
28 option and shall direct students to indicate their decisions in a
29 timely manner. School districts shall make appropriate provisions to
30 assure that students who choose to receive a copy of their final
31 transcript shall receive such transcript after graduation.

32 (3)(a) A school district may issue a high school diploma to a
33 person who:

34 (i) Is an honorably discharged member of the armed forces of the
35 United States;

36 (ii) Was scheduled to graduate from high school in the years 1940
37 through 1955; and

1 (iii) Left high school before graduation to serve in World War II
2 or the Korean conflict.

3 (b) A school district may issue a diploma to or on behalf of a
4 person otherwise eligible under (a) of this subsection notwithstanding
5 the fact that the person holds a high school equivalency certification
6 or is deceased.

7 (c) The superintendent of public instruction shall adopt a form for
8 a diploma application to be used by a veteran or a person acting on
9 behalf of a deceased veteran under this subsection (3). The
10 superintendent of public instruction shall specify what constitutes
11 acceptable evidence of eligibility for a diploma.

12 **Sec. 6.** RCW 28A.655.061 and 2006 c 115 s 4 are each amended to
13 read as follows:

14 (1) The high school assessment system shall include but need not be
15 limited to the Washington assessment of student learning, opportunities
16 for a student to retake the content areas of the assessment in which
17 the student was not successful, and if approved by the legislature
18 pursuant to subsection (10) of this section, one or more objective
19 alternative assessments for a student to demonstrate achievement of
20 state academic standards. The objective alternative assessments for
21 each content area shall be comparable in rigor to the skills and
22 knowledge that the student must demonstrate on the Washington
23 assessment of student learning for each content area.

24 (2) Subject to the conditions in this section, a certificate of
25 academic achievement shall be obtained by most students at about the
26 age of sixteen, and is evidence that the students have successfully met
27 the state standard in the content areas included in the certificate.
28 With the exception of students satisfying the provisions of RCW
29 28A.155.045, acquisition of the certificate is required for graduation
30 from a public high school but is not the only requirement for
31 graduation.

32 (3) Beginning with the graduating class of 2008, with the exception
33 of students satisfying the provisions of RCW 28A.155.045, a student who
34 meets the state standards on the reading, writing, and mathematics
35 content areas of the high school Washington assessment of student
36 learning shall earn a certificate of academic achievement. If a
37 student does not successfully meet the state standards in one or more

1 content areas required for the certificate of academic achievement,
2 then the student may retake the assessment in the content area up to
3 four times at no cost to the student. If the student successfully
4 meets the state standards on a retake of the assessment then the
5 student shall earn a certificate of academic achievement. Once
6 objective alternative assessments are authorized pursuant to subsection
7 (10) of this section, a student may use the objective alternative
8 assessments to demonstrate that the student successfully meets the
9 state standards for that content area if the student has retaken the
10 Washington assessment of student learning at least once. If the
11 student successfully meets the state standards on the objective
12 alternative assessments then the student shall earn a certificate of
13 academic achievement.

14 (4) Beginning with the graduating class of 2010, a student must
15 meet the state standards in science in addition to the other content
16 areas required under subsection (3) of this section on the Washington
17 assessment of student learning or the objective alternative assessments
18 in order to earn a certificate of academic achievement.

19 (5) The state board of education may not require the acquisition of
20 the certificate of academic achievement for students in home-based
21 instruction under chapter 28A.200 RCW, for students enrolled in private
22 schools under chapter 28A.195 RCW, or for students satisfying the
23 provisions of RCW 28A.155.045.

24 (6) A student may retain and use the highest result from each
25 successfully completed content area of the high school assessment.

26 (7) Beginning in 2006, school districts must make available to
27 students the following options:

28 (a) To retake the Washington assessment of student learning up to
29 four times in the content areas in which the student did not meet the
30 state standards if the student is enrolled in a public school; or

31 (b) To retake the Washington assessment of student learning up to
32 four times in the content areas in which the student did not meet the
33 state standards if the student is enrolled in a high school completion
34 program at a community or technical college. The superintendent of
35 public instruction and the state board for community and technical
36 colleges shall jointly identify means by which students in these
37 programs can be assessed.

1 (8) Students who achieve the standard in a content area of the high
2 school assessment but who wish to improve their results shall pay for
3 retaking the assessment, using a uniform cost determined by the
4 superintendent of public instruction.

5 (9) Subject to available funding, the superintendent shall pilot
6 opportunities for retaking the high school assessment beginning in the
7 2004-05 school year. Beginning no later than September 2006,
8 opportunities to retake the assessment at least twice a year shall be
9 available to each school district.

10 (10)(a) The office of the superintendent of public instruction
11 shall develop options for implementing objective alternative
12 assessments, which may include an appeals process, for students to
13 demonstrate achievement of the state academic standards. The objective
14 alternative assessments shall be comparable in rigor to the skills and
15 knowledge that the student must demonstrate on the Washington
16 assessment of student learning and be objective in its determination of
17 student achievement of the state standards. Before any objective
18 alternative assessments in addition to those authorized in RCW
19 28A.655.065 or (b) of this subsection are used by a student to
20 demonstrate that the student has met the state standards in a content
21 area required to obtain a certificate, the legislature shall formally
22 approve the use of any objective alternative assessments through the
23 omnibus appropriations act or by statute or concurrent resolution.

24 (b) A student's score on the mathematics portion of the preliminary
25 scholastic assessment test (PSAT), the scholastic assessment test
26 (SAT), or the American college test (ACT) may be used as an objective
27 alternative assessment under this section for demonstrating that a
28 student has met or exceeded the mathematics standards for the
29 certificate of academic achievement. The state board of education
30 shall identify the scores students must achieve on the mathematics
31 portion of the PSAT, SAT, or ACT to meet or exceed the state standard
32 for mathematics. The state board of education shall identify the first
33 scores by December 1, 2006, and thereafter may increase but not
34 decrease the scores required for students to meet or exceed the state
35 standard for mathematics.

36 (11) By December 15, 2004, the house of representatives and senate
37 education committees shall obtain information and conclusions from
38 recognized, independent, national assessment experts regarding the

1 validity and reliability of the high school Washington assessment of
2 student learning for making individual student high school graduation
3 determinations.

4 (12) To help assure continued progress in academic achievement as
5 a foundation for high school graduation and to assure that students are
6 on track for high school graduation, each school district shall prepare
7 plans for students as provided in this subsection (12).

8 (a) Student learning plans are required for eighth through twelfth
9 grade students who were not successful on any or all of the content
10 areas of the Washington assessment for student learning during the
11 previous school year. The plan shall include the courses,
12 competencies, and other steps needed to be taken by the student to meet
13 state academic standards and stay on track for graduation. If
14 applicable, the plan shall also include the high school completion
15 pilot program created under section 3 of this act. This requirement
16 shall be phased in as follows:

17 (i) Beginning no later than the 2004-05 school year ninth grade
18 students as described in this subsection (12)(a) shall have a plan.

19 (ii) Beginning no later than the 2005-06 school year and every year
20 thereafter eighth grade students as described in this subsection
21 (12)(a) shall have a plan.

22 (iii) The parent or guardian shall be notified, preferably through
23 a parent conference, of the student's results on the Washington
24 assessment of student learning, actions the school intends to take to
25 improve the student's skills in any content area in which the student
26 was unsuccessful, strategies to help them improve their student's
27 skills, and the content of the student's plan.

28 (iv) Progress made on the student plan shall be reported to the
29 student's parents or guardian at least annually and adjustments to the
30 plan made as necessary.

31 (b) Beginning with the 2005-06 school year and every year
32 thereafter, all fifth grade students who were not successful in one or
33 more of the content areas of the fourth grade Washington assessment of
34 student learning shall have a student learning plan.

35 (i) The parent or guardian of a student described in this
36 subsection (12)(b) shall be notified, preferably through a parent
37 conference, of the student's results on the Washington assessment of
38 student learning, actions the school intends to take to improve the

1 student's skills in any content area in which the student was
2 unsuccessful, and provide strategies to help them improve their
3 student's skills.

4 (ii) Progress made on the student plan shall be reported to the
5 student's parents or guardian at least annually and adjustments to the
6 plan made as necessary.

7 **Sec. 7.** RCW 28B.15.520 and 1993 sp.s. c 18 s 16 are each amended
8 to read as follows:

9 Subject to the limitations of RCW 28B.15.910, the governing boards
10 of the community colleges may:

11 (1) Waive all or a portion of tuition fees and services and
12 activities fees for:

13 (a) Students nineteen years of age or older who are eligible for
14 resident tuition and fee rates as defined in RCW 28B.15.012 through
15 28B.15.015 (~~and~~), who enroll in a course of study or program which
16 will enable them to finish their high school education and obtain a
17 high school diploma or certificate, but who are not eligible students
18 as defined by section 4 of this act; and

19 (b) Children of any law enforcement officer or fire fighter who
20 lost his or her life or became totally disabled in the line of duty
21 while employed by any public law enforcement agency or full time or
22 volunteer fire department in this state: PROVIDED, That such persons
23 may receive the waiver only if they begin their course of study at a
24 community college within ten years of their graduation from high
25 school;

26 (2) Waive all or a portion of the nonresident tuition fees
27 differential for:

28 (a) Nonresident students enrolled in a community college course of
29 study or program which will enable them to finish their high school
30 education and obtain a high school diploma or certificate but who are
31 not eligible students as defined by section 4 of this act. The waiver
32 shall be in effect only for those courses which lead to a high school
33 diploma or certificate; and

34 (b) Up to forty percent of the students enrolled in the regional
35 education program for deaf students, subject to federal funding of such
36 program.

1 **Sec. 8.** RCW 28B.15.067 and 2006 c 161 s 6 are each amended to read
2 as follows:

3 (1) Tuition fees shall be established under the provisions of this
4 chapter.

5 (2) Beginning with the 2003-04 academic year and ending with the
6 2008-09 academic year, reductions or increases in full-time tuition
7 fees for resident undergraduates shall be as provided in the omnibus
8 appropriations act.

9 (3) Beginning with the 2003-04 academic year and ending with the
10 2008-09 academic year, the governing boards of the state universities,
11 the regional universities, The Evergreen State College, and the state
12 board for community and technical colleges may reduce or increase full-
13 time tuition fees for all students other than resident undergraduates,
14 including summer school students and students in other self-supporting
15 degree programs. Percentage increases in full-time tuition fees may
16 exceed the fiscal growth factor. Reductions or increases may be made
17 for all or portions of an institution's programs, campuses, courses, or
18 students.

19 (4) Academic year tuition for full-time students at the state's
20 institutions of higher education beginning with 2009-10, other than
21 summer term, shall be as charged during the 2008-09 academic year
22 unless different rates are adopted by the legislature.

23 (5) The tuition fees established under this chapter shall not apply
24 to high school students enrolling in participating institutions of
25 higher education under RCW 28A.600.300 through 28A.600.400.

26 (6) The tuition fees established under this chapter shall not apply
27 to eligible students enrolling in a community or technical college
28 under RCW 28C.04.610.

29 (7) The tuition fees established under this chapter shall not apply
30 to eligible students enrolling in a community or technical college
31 participating in the pilot program under section 3 of this act for the
32 purpose of obtaining a high school diploma.

33 (8) For the academic years 2003-04 through 2008-09, the University
34 of Washington shall use an amount equivalent to ten percent of all
35 revenues received as a result of law school tuition increases beginning
36 in academic year 2000-01 through academic year 2008-09 to assist needy
37 low and middle income resident law students.

ADOPTED AS AMENDED 04/10/2007

1 On page 1, line 1 of the title, after "programs;" strike the
2 remainder of the title and insert "amending RCW 28B.50.535,
3 28A.230.120, 28A.655.061, 28B.15.520, and 28B.15.067; adding a new
4 section to chapter 28B.50 RCW; adding a new section to chapter 28A.600
5 RCW; and creating new sections."

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