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State of Minnesota
HOUSE OF REPRESENTATIVES

**EIGHTY-SIXTH
SESSION**

HOUSE FILE No. 1702

March 12, 2009

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The bill was read for the first time and referred to the Committee on K-12 Education Policy and Oversight

March 23, 2009

By motion, recalled and re-referred to the Committee on Finance

1.1 A bill for an act
1.2 relating to education; authorizing the commissioner of education to provide
1.3 grants for concurrent enrollment programs in the same manner as advanced
1.4 placement and international baccalaureate programs; appropriating money;
1.5 amending Minnesota Statutes 2008, sections 120B.13; 120B.132; repealing
1.6 Minnesota Statutes 2008, section 124D.091.

1.7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.8 Section 1. Minnesota Statutes 2008, section 120B.13, is amended to read:

1.9 **120B.13 ADVANCED PLACEMENT ~~AND~~, INTERNATIONAL**
1.10 **BACCALAUREATE, AND CONCURRENT ENROLLMENT PROGRAMS.**

1.11 Subdivision 1. **Program structure; training programs for teachers.** (a) The
1.12 advanced placement ~~and~~, international baccalaureate, and concurrent enrollment programs
1.13 are well-established academic programs for mature, academically directed high school
1.14 students. These programs, in addition to providing academic rigor, offer sound curricular
1.15 design, accountability, comprehensive external assessment, feedback to students and
1.16 teachers, and the opportunity for high school students to compete academically on a
1.17 global level. Advanced placement ~~and~~, international baccalaureate, and concurrent
1.18 enrollment programs allow students to leave high school with the academic skills
1.19 and self-confidence to succeed in college and beyond. The advanced placement ~~and~~,
1.20 international baccalaureate, and concurrent enrollment programs help provide Minnesota
1.21 students with world-class educational opportunity.

1.22 (b) Critical to schools' educational success is ongoing ~~advanced~~
1.23 ~~placement/international baccalaureate-approved teacher~~ training for teachers instructing
1.24 students in the advanced placement, international baccalaureate, and concurrent enrollment
1.25 programs. A secondary teacher assigned by a district to teach an advanced placement or

2.1 international baccalaureate course or other interested educator may participate in a training
2.2 program offered by The College Board or International Baccalaureate North America, Inc.
2.3 A secondary teacher assigned by a district to teach a concurrent enrollment course, or other
2.4 interested educator, may participate in a training program offered by the eligible public
2.5 postsecondary institution with which the district has entered into an agreement according
2.6 to section 124D.09, subdivision 3, paragraph (a). The state may pay a portion of the tuition,
2.7 room, board, and out-of-state travel costs a teacher or other interested educator incurs
2.8 in participating in a training program. The commissioner shall determine application
2.9 procedures and deadlines, select teachers and other interested educators to participate in
2.10 the training program, and determine the payment process and amount of the subsidy.
2.11 The procedures determined by the commissioner shall, to the extent possible, ensure
2.12 that advanced placement ~~and~~, international baccalaureate, and concurrent enrollment
2.13 courses become available in all parts of the state and that a variety of course offerings are
2.14 available in school districts. This subdivision does not prevent teacher or other interested
2.15 educator participation in training programs offered by The College Board or International
2.16 Baccalaureate North America, Inc., when tuition is paid by a source other than the state.

2.17 Subd. 2. **Support programs.** The commissioner shall provide support programs
2.18 during the school year for teachers who attended the training programs and teachers
2.19 experienced in teaching advanced placement ~~or~~, international baccalaureate, or concurrent
2.20 enrollment courses. The support programs shall provide teachers with opportunities to
2.21 share instructional ideas with other teachers. The state may pay the costs of participating
2.22 in the support programs, including substitute teachers, if necessary, and program affiliation
2.23 costs.

2.24 Subd. 3. **Subsidy for examination fees.** The state may pay all or part of the fee for
2.25 advanced placement or international baccalaureate examinations. The commissioner shall
2.26 pay all examination fees for all public and nonpublic students of low-income families, as
2.27 defined by the commissioner, and to the limit of the available appropriation, shall also pay
2.28 a portion or all of the examination fees for other public and nonpublic students sitting for
2.29 an advanced placement examination, international baccalaureate examination, or both.
2.30 The commissioner shall determine procedures for state payments of fees.

2.31 Subd. 3a. **College credit.** The colleges and universities of the Minnesota State
2.32 Colleges and Universities system must award, and the University of Minnesota and private
2.33 postsecondary institutions are encouraged to award, college credit to high school students
2.34 who receive a score of three or higher on an advanced placement or four or higher on the
2.35 international baccalaureate program examination.

3.1 Subd. 4. **Information.** The commissioner shall submit the following information to
3.2 the education committees of the legislature each year by February 1:

3.3 (1) the number of pupils enrolled in advanced placement ~~and~~₂ international
3.4 baccalaureate, and concurrent enrollment courses in each school district;

3.5 (2) the number of teachers in each district attending training programs offered by the
3.6 college board or International Baccalaureate North America, Inc.;

3.7 (3) the number of teachers in each district participating in support programs;

3.8 (4) recent trends in the field of advanced placement ~~and~~₂ international baccalaureate,
3.9 and concurrent enrollment programs;

3.10 (5) expenditures for each category in this section; and

3.11 (6) other recommendations for the state program.

3.12 Sec. 2. Minnesota Statutes 2008, section 120B.132, is amended to read:

3.13 **120B.132 RAISED ACADEMIC ACHIEVEMENT; ADVANCED**
3.14 **PLACEMENT ~~AND~~₂ INTERNATIONAL BACCALAUREATE, AND**
3.15 **CONCURRENT ENROLLMENT PROGRAMS.**

3.16 Subdivision 1. **Establishment; eligibility.** A program is established to raise
3.17 kindergarten through grade 12 academic achievement through increased student
3.18 participation in preadvanced placement, advanced placement, ~~and~~₂ international
3.19 baccalaureate, and concurrent enrollment programs, consistent with section 120B.13.
3.20 Schools and charter schools eligible to participate under this section:

3.21 (1) must have a three-year plan approved by the local school board to establish a new
3.22 international baccalaureate program leading to international baccalaureate authorization,
3.23 expand an existing program that leads to international baccalaureate authorization, or
3.24 expand an existing authorized international baccalaureate program; or

3.25 (2) must have a three-year plan approved by the local school board to create a new or
3.26 expand an existing program to implement the college board advanced placement courses
3.27 and exams or preadvanced placement initiative; ~~and~~₂ or

3.28 (3) must have a three-year plan approved by the local school board to create a new
3.29 or expand an existing concurrent enrollment program; and

3.30 ~~(3)~~₂ (4) must propose to further raise students' academic achievement by:

3.31 (i) increasing the availability of and all students' access to advanced placement ~~or~~₂
3.32 international baccalaureate, or concurrent enrollment courses or programs;

3.33 (ii) expanding the breadth of advanced placement ~~or~~₂ international baccalaureate, or
3.34 concurrent enrollment courses or programs that are available to students;

4.1 (iii) increasing the number and the diversity of the students who participate in
 4.2 advanced placement ~~or~~, international baccalaureate, or concurrent enrollment courses
 4.3 or programs and succeed;

4.4 (iv) providing low-income and other disadvantaged students with increased access
 4.5 to advanced placement ~~or~~, international baccalaureate, or concurrent enrollment courses
 4.6 and programs; or

4.7 (v) increasing the number of high school students, including low-income and other
 4.8 disadvantaged students, who receive college credit by successfully completing advanced
 4.9 placement ~~or~~, international baccalaureate, or concurrent enrollment courses or programs
 4.10 and achieving satisfactory scores on related exams.

4.11 Subd. 2. **Application and review process; funding priority.** (a) Charter schools
 4.12 and school districts in which eligible schools under subdivision 1 are located may apply to
 4.13 the commissioner, in the form and manner the commissioner determines, for competitive
 4.14 funding to further raise students' academic achievement. The application must detail the
 4.15 specific efforts the applicant intends to undertake in further raising students' academic
 4.16 achievement, consistent with subdivision 1, and a proposed budget detailing the district or
 4.17 charter school's current and proposed expenditures for advanced placement, preadvanced
 4.18 placement, ~~and~~ international baccalaureate, and concurrent enrollment courses and
 4.19 programs. The proposed budget must demonstrate that the applicant's efforts will support
 4.20 implementation of advanced placement, preadvanced placement, ~~and~~ international
 4.21 baccalaureate, and concurrent enrollment courses and programs. Expenditures for
 4.22 administration must not exceed five percent of the proposed budget. The commissioner
 4.23 may require an applicant to provide additional information.

4.24 (b) When reviewing applications, the commissioner must determine whether
 4.25 the applicant satisfied all the requirements in this subdivision and subdivision 1.
 4.26 The commissioner may give funding priority to an otherwise qualified applicant that
 4.27 demonstrates:

4.28 (1) a focus on developing or expanding preadvanced placement, advanced placement,
 4.29 ~~or~~ international baccalaureate, or concurrent enrollment courses or programs or increasing
 4.30 students' participation in, access to, or success with the courses or programs, including the
 4.31 participation, access, or success of low-income and other disadvantaged students;

4.32 (2) a compelling need for access to preadvanced placement, advanced placement, ~~or~~
 4.33 international baccalaureate, or concurrent enrollment courses or programs;

4.34 (3) an effective ability to actively involve local business and community
 4.35 organizations in student activities that are integral to preadvanced placement, advanced
 4.36 placement, ~~or~~ international baccalaureate, or concurrent enrollment courses or programs;

5.1 (4) access to additional public or nonpublic funds or in-kind contributions that are
 5.2 available for preadvanced placement, advanced placement, ~~or~~ international baccalaureate,
 5.3 or concurrent enrollment courses or programs; or

5.4 (5) an intent to implement activities that target low-income and other disadvantaged
 5.5 students.

5.6 Subd. 3. **Funding; permissible funding uses.** (a) The commissioner shall award
 5.7 grants to applicant school districts and charter schools that meet the requirements of
 5.8 subdivisions 1 and 2. The commissioner must award grants on an equitable geographical
 5.9 basis to the extent feasible and consistent with this section. Grant awards must not exceed
 5.10 the lesser of:

5.11 (1) \$85 times the number of pupils enrolled at the participating sites on October
 5.12 1 of the previous fiscal year; or

5.13 (2) the approved supplemental expenditures based on the budget submitted under
 5.14 subdivision 2. For charter schools in their first year of operation, the maximum funding
 5.15 award must be calculated using the number of pupils enrolled on October 1 of the current
 5.16 fiscal year. The commissioner may adjust the maximum funding award computed using
 5.17 prior year data for changes in enrollment attributable to school closings, school openings,
 5.18 grade level reconfigurations, or school district reorganizations between the prior fiscal
 5.19 year and the current fiscal year.

5.20 (b) School districts and charter schools that submit an application and receive
 5.21 funding under this section must use the funding, consistent with the application, to:

5.22 (1) provide teacher training and instruction to more effectively serve students,
 5.23 including low-income and other disadvantaged students, who participate in preadvanced
 5.24 placement, advanced placement, ~~or~~ international baccalaureate, or concurrent enrollment
 5.25 courses or programs;

5.26 (2) further develop preadvanced placement, advanced placement, ~~or~~ international
 5.27 baccalaureate, or concurrent enrollment courses or programs;

5.28 (3) improve the transition between grade levels to better prepare students, including
 5.29 low-income and other disadvantaged students, for succeeding in preadvanced placement,
 5.30 advanced placement, ~~or~~ international baccalaureate, or concurrent enrollment courses or
 5.31 programs;

5.32 (4) purchase books and supplies;

5.33 (5) pay course or program fees;

5.34 (6) increase students' participation in and success with preadvanced placement,
 5.35 advanced placement, ~~or~~ international baccalaureate, or concurrent enrollment courses or
 5.36 programs;

6.1 (7) expand students' access to preadvanced placement, advanced placement, ~~or~~
 6.2 international baccalaureate, or concurrent enrollment courses or programs through online
 6.3 learning;

6.4 (8) hire appropriately licensed personnel to teach additional advanced placement ~~or~~
 6.5 international baccalaureate, or concurrent enrollment courses or programs; or

6.6 (9) engage in other activity directly related to expanding students' access to,
 6.7 participation in, and success with preadvanced placement, advanced placement, ~~or~~
 6.8 international baccalaureate, or concurrent enrollment courses or programs, including
 6.9 low-income and other disadvantaged students.

6.10 Subd. 4. **Annual reports.** (a) Each school district and charter school that receives
 6.11 a grant under this section annually must collect demographic and other student data to
 6.12 demonstrate and measure the extent to which the district or charter school raised students'
 6.13 academic achievement under this program and must report the data to the commissioner
 6.14 in the form and manner the commissioner determines. The commissioner annually by
 6.15 February 15 must make summary data about this program available to the education
 6.16 policy and finance committees of the legislature.

6.17 (b) Each school district and charter school that receives a grant under this section
 6.18 annually must report to the commissioner, consistent with the Uniform Financial
 6.19 Accounting and Reporting Standards, its actual expenditures for advanced placement,
 6.20 preadvanced placement, ~~and~~ international baccalaureate, and concurrent enrollment
 6.21 courses and programs. The report must demonstrate that the school district or charter
 6.22 school has maintained its effort from other sources for advanced placement, preadvanced
 6.23 placement, ~~and~~ international baccalaureate, and concurrent enrollment courses and
 6.24 programs compared with the previous fiscal year, and the district or charter school has
 6.25 expended all grant funds, consistent with its approved budget.

6.26 Subd. 5. **Accreditation of concurrent enrollment programs.** (a) To establish a
 6.27 uniform standard by which concurrent enrollment courses and professional development
 6.28 activities may be measured, postsecondary institutions are encouraged to apply for
 6.29 accreditation by the National Alliance of Concurrent Enrollment Partnership.

6.30 (b) Beginning in fiscal year 2011, districts offering a concurrent enrollment program
 6.31 according to an agreement under section 124D.09, subdivision 10, are only eligible for
 6.32 aid if the college or university concurrent enrollment courses offered by the district are
 6.33 accredited by the National Alliance of Concurrent Enrollment Partnership, in the process
 6.34 of being accredited, or are shown by clear evidence to be of comparable standard to
 6.35 accredited courses.

7.1 Sec. 3. **APPROPRIATIONS.**

7.2 Subdivision 1. **Department of Education.** The sums indicated in this section are
7.3 appropriated from the general fund to the Department of Education for the fiscal years
7.4 designated.

7.5 Subd. 2. **Teacher training and support programs.** For training and related costs
7.6 for teachers and other interested educators under Minnesota Statutes, section 120B.13,
7.7 subdivision 1:

7.8 \$ 2010

7.9 \$ 2011

7.10 Subd. 3. **Advanced placement, preadvanced placement, international**
7.11 **baccalaureate, and concurrent enrollment programs.** For advanced placement,
7.12 preadvanced placement, international baccalaureate, and concurrent enrollment programs
7.13 under Minnesota Statutes, section 120B.132:

7.14 \$ 2010

7.15 \$ 2011

7.16 Sec. 4. **REPEALER.**

7.17 Minnesota Statutes 2008, section 124D.091, is repealed.

124D.091 CONCURRENT ENROLLMENT PROGRAM AID.

Subdivision 1. **Accreditation.** To establish a uniform standard by which concurrent enrollment courses and professional development activities may be measured, postsecondary institutions are encouraged to apply for accreditation by the National Alliance of Concurrent Enrollment Partnership.

Subd. 2. **Eligibility.** A district that offers a concurrent enrollment course according to an agreement under section 124D.09, subdivision 10, is eligible to receive aid for the costs of providing postsecondary courses at the high school. Beginning in fiscal year 2011, districts only are eligible for aid if the college or university concurrent enrollment courses offered by the district are accredited by the National Alliance of Concurrent Enrollment Partnership, in the process of being accredited, or are shown by clear evidence to be of comparable standard to accredited courses.

Subd. 3. **Aid.** An eligible district shall receive \$150 per pupil enrolled in a concurrent enrollment course. The money must be used to defray the cost of delivering the course at the high school. The commissioner shall establish application procedures and deadlines for receipt of aid payments.