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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-NINTH SESSION

H. F. No. 3083

03/14/2016 Authored by McDonald, Gruenhagen, Mariani and Urdahl
The bill was read for the first time and referred to the Committee on Higher Education Policy and Finance

1.1 A bill for an act
1.2 relating to higher education; modifying certain concurrent enrollment provisions;
1.3 requiring the Board of Trustees of the Minnesota State Colleges and Universities
1.4 to establish a supplemental instruction program; amending Minnesota Statutes
1.5 2014, section 124D.09, subdivision 10; proposing coding for new law in
1.6 Minnesota Statutes, chapter 136F.

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

1.8 Section 1. Minnesota Statutes 2014, section 124D.09, subdivision 10, is amended to
1.9 read:

1.10 Subd. 10. **Courses according to agreements.** (a) An eligible pupil, according to
1.11 subdivision 5, may enroll in a developmental course under paragraph (b) or nonsectarian
1.12 course taught by a secondary teacher or a postsecondary faculty member and offered at
1.13 a secondary school, or another location, according to an agreement between a public
1.14 school board and the governing body of an eligible public postsecondary system or an
1.15 eligible private postsecondary institution, as defined in subdivision 3. All provisions of
1.16 this section shall apply to a pupil, public school board, district, and the governing body of
1.17 a postsecondary institution, except as otherwise provided.

1.18 (b) Notwithstanding subdivision 9, paragraph (b), a public school board and
1.19 the governing body of an eligible public postsecondary system may agree to offer
1.20 developmental courses under this subdivision. Notwithstanding subdivision 12, no
1.21 postsecondary credit may be granted for a developmental course taken under this
1.22 subdivision. A developmental course must:

1.23 (1) be in the subject area of writing, reading, or mathematics; and

1.24 (2) include in the curriculum:

1.25 (i) relevant high school academic standards under section 120B.021; and

2.1 (ii) the minimum course placement standards for a credit-bearing course as defined
 2.2 in section 136F.38.

2.3 **Sec. 2. [136F.38] SUPPLEMENTAL ACADEMIC INSTRUCTION.**

2.4 Subdivision 1. **Definitions.** (a) For purposes of this section, the following terms
 2.5 have the meanings given.

2.6 (b) "Credit-bearing course" means a college entry-level course that meets the
 2.7 requirements for a diploma, certificate, or degree.

2.8 (c) "Developmental noncredit course" means a course that carries college credit for
 2.9 financial aid purposes, but does not meet the requirements for a diploma, certificate,
 2.10 or degree.

2.11 (d) "Targeted support" means academic support, including but not limited to
 2.12 tutoring and directed group study time, related to increasing a student's understanding of
 2.13 a credit-bearing course.

2.14 Subd. 2. **Supplemental instruction program.** (a) The board shall establish at each
 2.15 campus a supplemental instruction program. The program must minimize the placement
 2.16 of students in developmental noncredit courses by providing a supplemental instruction
 2.17 course structure that results in earning the equivalent of credit in a credit-bearing course
 2.18 while providing targeted support to a student who:

2.19 (1) did not meet the minimum course placement criteria for a credit-bearing course;
 2.20 and

2.21 (2) using multiple measures of assessment, is identified as likely to succeed in a
 2.22 credit-bearing course if targeted support is provided.

2.23 (b) A supplemental instruction course must include a credit-bearing course or be
 2.24 designated by the college or university as equivalent to a specific credit-bearing course.

2.25 (c) The board must provide individual counseling to any student who does not
 2.26 receive a passing grade in a supplemental instruction course. The individual counseling
 2.27 must include career and employment advice and guidance, and information on educational
 2.28 opportunities available to the student.

2.29 Subd. 3. **Fees.** The board shall establish a fee to be charged to each student
 2.30 participating in a supplemental instruction course. The fee shall not exceed 50 percent of
 2.31 the average cost of one course credit for an undergraduate degree program course offered
 2.32 at a state college or university.

2.33 Subd. 4. **Developmental courses.** If a student does not meet the criteria for
 2.34 inclusion in a supplemental instruction course, the board may require the student to
 2.35 participate, at no cost to the student, in adult basic education or a developmental noncredit

3.1 course designed as a prerequisite for either a supplemental instruction course under
3.2 subdivision 2 or a credit-bearing course. The board shall not require a student who has
3.3 taken a developmental course under section 124D.09, subdivision 10, to participate in
3.4 adult basic education or a developmental noncredit course in the same subject area. The
3.5 board shall not require a student to participate in adult basic education or developmental
3.6 noncredit courses for a period longer than one quarter or one semester.

3.7 Subd. 5. **Report.** (a) The board must annually report by February 1 to the chairs and
3.8 ranking minority members of the legislative committees with primary jurisdiction over
3.9 higher education policy with the following information from the previous academic year
3.10 for each system campus:

3.11 (1) the number of students participating in the supplemental instruction program;

3.12 (2) the number of students that received credit in a supplemental instruction course;

3.13 (3) the graduation rate of students enrolling in a supplemental instruction course, if
3.14 available;

3.15 (4) the graduation rate of students not enrolling in a supplemental instruction course;

3.16 (5) the amount of time, on average, that it takes a student enrolling in a supplemental
3.17 instruction course to graduate, if available;

3.18 (6) the amount of time, on average, that it takes a student not enrolling in a
3.19 supplemental instruction course to graduate; and

3.20 (7) the date of graduation and the name and location of the secondary school,
3.21 including the charter school from which the student graduated, or whether the student
3.22 received a general education diploma or was homeschooled.

3.23 (b) The board shall provide, for each reporting requirement under paragraph (a),
3.24 clauses (1) to (7), a breakdown of the student data by race and ethnicity.

3.25 **EFFECTIVE DATE.** This section is effective the day following final enactment.

3.26 The Board of Trustees of the Minnesota State Colleges and Universities must begin
3.27 offering a supplemental instruction program at each Minnesota State College and
3.28 University campus by the beginning of the 2018-2019 academic year.