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State of Minnesota
HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. 2025

01/30/2012 Authored by Urdahl, Erickson, Greiling and Mariani

The bill was read for the first time and referred to the Committee on Education Reform

03/07/2012 Adoption of Report: Pass as Amended and re-referred to the Committee on Education Finance

1.1 A bill for an act
1.2 relating to education; expanding the postsecondary enrollment options program;
1.3 establishing a career and technical education task force; amending Minnesota
1.4 Statutes 2010, sections 124D.09, subdivisions 3, 9, 10, 12, 24; 135A.101,
1.5 subdivision 1; Minnesota Statutes 2011 Supplement, section 124D.09,
1.6 subdivision 5; repealing Minnesota Statutes 2010, section 124D.09, subdivision
1.7 23.

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

1.9 Section 1. Minnesota Statutes 2010, section 124D.09, subdivision 3, is amended to
1.10 read:

1.11 Subd. 3. **Definitions.** For purposes of this section, the following terms have the
1.12 meanings given to them.

1.13 (a) "Eligible institution" means a Minnesota public postsecondary institution,
1.14 an intermediate school district, a private, nonprofit two-year trade and technical school
1.15 granting associate degrees, an opportunities industrialization center accredited by the
1.16 North Central Association of Colleges and Schools, or a private, residential, two-year or
1.17 four-year, liberal arts, degree-granting college or university located in Minnesota.

1.18 (b) "Course" means a course or program.

1.19 Sec. 2. Minnesota Statutes 2011 Supplement, section 124D.09, subdivision 5, is
1.20 amended to read:

1.21 Subd. 5. **Authorization; notification.** (a) Notwithstanding any other law to the
1.22 contrary, an 11th or 12th grade pupil enrolled in a school or an American Indian-controlled
1.23 tribal contract or grant school eligible for aid under section 124D.83, except a foreign
1.24 exchange pupil enrolled in a district under a cultural exchange program, may apply to an

2.1 eligible institution, as defined in subdivision 3, to enroll in nonsectarian academic and
 2.2 career and technical courses offered by that postsecondary institution.

2.3 (b) Notwithstanding any other law to the contrary, a 9th or 10th grade pupil enrolled
 2.4 in a district or an American Indian-controlled tribal contract or grant school eligible for
 2.5 aid under section 124D.83, except a foreign exchange pupil enrolled in a district under a
 2.6 cultural exchange program, may apply to enroll in nonsectarian academic and career and
 2.7 technical courses offered under subdivision 10, if after all 11th and 12th grade students
 2.8 have applied for a course, additional students are necessary to offer the course.

2.9 (c) If an institution accepts a secondary pupil for enrollment under this section, the
 2.10 institution shall send written notice to the pupil, the pupil's school or school district, and
 2.11 the commissioner within ten days of acceptance. The notice must indicate the course
 2.12 and hours of enrollment of that pupil. If the pupil enrolls in a course for postsecondary
 2.13 credit, the institution must notify the pupil about payment in the customary manner used
 2.14 by the institution.

2.15 **EFFECTIVE DATE.** This section is effective for the 2012-2013 school year and
 2.16 later.

2.17 Sec. 3. Minnesota Statutes 2010, section 124D.09, subdivision 9, is amended to read:

2.18 Subd. 9. **Enrollment priority.** A postsecondary institution shall give priority to
 2.19 its postsecondary students when enrolling 11th and 12th grade pupils in its courses. A
 2.20 postsecondary institution may provide information about its programs to a secondary
 2.21 school or to a pupil or parent, ~~but it may not advertise or otherwise recruit or solicit~~
 2.22 ~~the participation of secondary pupils to enroll in its programs on financial grounds.~~

2.23 An institution must not enroll secondary pupils, for postsecondary enrollment options
 2.24 purposes, in remedial, developmental, or other courses that are not college level. Once a
 2.25 pupil has been enrolled in a postsecondary course under this section, the pupil shall not
 2.26 be displaced by another student.

2.27 Sec. 4. Minnesota Statutes 2010, section 124D.09, subdivision 10, is amended to read:

2.28 Subd. 10. **Courses according to agreements.** (a) An eligible pupil, according to
 2.29 subdivision 5, may enroll in a nonsectarian academic or career and technical course taught
 2.30 by a secondary teacher or a postsecondary faculty member and offered at a secondary
 2.31 school, or another location, according to an agreement between a public school board and
 2.32 the governing body of an eligible public postsecondary system or an eligible private
 2.33 postsecondary institution, as defined in subdivision 3. All provisions of this section shall

3.1 apply to a pupil, public school board, district, and the governing body of a postsecondary
3.2 institution, except as otherwise provided.

3.3 (b) Participating public school boards, districts, and eligible institutions may enter
3.4 into an academic and career and technical education joint partnership with local or regional
3.5 businesses or other entrepreneurs to help interested students pursue both academic and
3.6 career and technical courses leading to an industry credential and a successful transition to
3.7 postsecondary career and college education.

3.8 **EFFECTIVE DATE.** This section is effective for the 2012-2013 school year and
3.9 later.

3.10 Sec. 5. Minnesota Statutes 2010, section 124D.09, subdivision 12, is amended to read:

3.11 Subd. 12. **Credits.** ~~A pupil may enroll in a course under this section for either~~
3.12 ~~secondary credit or postsecondary credit. At the time a pupil enrolls in a course, the pupil~~
3.13 ~~shall designate whether the course is for secondary or postsecondary credit. A pupil taking~~
3.14 ~~several courses may designate some for secondary credit and some for postsecondary~~
3.15 ~~credit. A pupil must not audit a course under this section.~~

3.16 A district shall grant academic credit to a pupil enrolled in a course for secondary
3.17 credit if the pupil successfully completes the course. Seven quarter or four semester
3.18 college credits equal at least one full year of high school credit. Fewer college credits may
3.19 be prorated. A district must also grant academic credit to a pupil enrolled in a course for
3.20 postsecondary credit if secondary credit is requested by a pupil. If no comparable course is
3.21 offered by the district, the district must, as soon as possible, notify the commissioner, who
3.22 shall determine the number of credits that shall be granted to a pupil who successfully
3.23 completes a course. If a comparable course is offered by the district, the school board
3.24 shall grant a comparable number of credits to the pupil. If there is a dispute between the
3.25 district and the pupil regarding the number of credits granted for a particular course, the
3.26 pupil may appeal the board's decision to the commissioner. The commissioner's decision
3.27 regarding the number of credits shall be final.

3.28 The secondary credits granted to a pupil must be counted toward the graduation
3.29 requirements and subject area requirements of the district. Evidence of successful
3.30 completion of each course and secondary credits granted must be included in the pupil's
3.31 secondary school record. A pupil shall provide the school with a copy of the pupil's grade
3.32 in each course taken for secondary credit under this section. Upon the request of a pupil,
3.33 the pupil's secondary school record must also include evidence of successful completion
3.34 and credits granted for a course taken for postsecondary credit. In either case, the record
3.35 must indicate that the credits were earned at a postsecondary institution.

4.1 If a pupil enrolls in a postsecondary institution after leaving secondary school, the
4.2 postsecondary institution must award postsecondary credit for any course successfully
4.3 completed for secondary credit at that institution. Other postsecondary institutions may
4.4 award, after a pupil leaves secondary school, postsecondary credit for any courses
4.5 successfully completed under this section. An institution may not charge a pupil for
4.6 the award of credit.

4.7 The Board of Trustees of the Minnesota State Colleges and Universities and
4.8 the Board of Regents of the University of Minnesota must, and private nonprofit and
4.9 proprietary postsecondary institutions should, award postsecondary credit for any
4.10 successfully completed courses in a program certified by the National Alliance of
4.11 Concurrent Enrollment Partnerships offered according to an agreement under subdivision
4.12 10.

4.13 Sec. 6. Minnesota Statutes 2010, section 124D.09, subdivision 24, is amended to read:

4.14 Subd. 24. **Limit; state obligation.** The provisions of subdivisions 13, 19, and
4.15 ~~22, and 23~~ shall not apply for any postsecondary courses in which a pupil is enrolled in
4.16 addition to being enrolled full time in that pupil's district or for any postsecondary course
4.17 in which a pupil is enrolled for postsecondary credit. The pupil is enrolled full time if
4.18 the pupil attends credit-bearing classes in the high school or high school program for
4.19 all of the available hours of instruction.

4.20 **EFFECTIVE DATE.** This section is effective for the 2012-2013 school year and
4.21 later.

4.22 Sec. 7. Minnesota Statutes 2010, section 135A.101, subdivision 1, is amended to read:

4.23 Subdivision 1. **Requirements for participation.** To participate in the postsecondary
4.24 enrollment options program, a college or university must abide by the provisions in this
4.25 section. The institution may provide information about its programs to a secondary school
4.26 or to a pupil or parent, ~~but may not recruit or solicit participation on financial grounds.~~

4.27 Sec. 8. **CAREER AND TECHNICAL EDUCATION ADVISORY TASK FORCE.**

4.28 (a) A career and technical education advisory task force is established to develop
4.29 recommendations for better integrating career and technical education into kindergarten
4.30 through grade 12 curriculum and instruction, improving teachers' ability to help students
4.31 prepare for college and careers by measures that include increasing the number of
4.32 teachers with a master's degree in a content area directly related to the teachers'
4.33 teaching assignment, and successfully meeting 21st century challenges through a more

5.1 comprehensive approach to kindergarten through grade 12 education that includes
5.2 expanded work-based learning opportunities and opportunities for 9th and 10th grade
5.3 students to participate in postsecondary enrollment options under Minnesota Statutes,
5.4 section 124D.09. The advisory task force must at least examine the role of school
5.5 administrators, teachers, policy makers, and others in:

5.6 (1) expecting career and technical education to provide students with high levels of
5.7 skills and academic proficiency;

5.8 (2) using career and technical education to improve students' mathematics scores;

5.9 (3) understanding how the federal No Child Left Behind Act limits students' ability
5.10 to pursue career and technical education; and

5.11 (4) remedying the absence of and need for access to tools and equipment to provide
5.12 students with hands-on learning.

5.13 (b) Advisory task force members must include representatives of the following
5.14 entities selected by that entity: the Minnesota Association of Career and Technical
5.15 Administrators; University of Minnesota and Minnesota State Colleges and Universities
5.16 faculty working to develop career and technical educators in Minnesota; the National
5.17 Research Center for Career and Technical Education; the Minnesota Department of
5.18 Education; the Minnesota Board of Teaching; the Minnesota Association of Colleges for
5.19 Teacher Education; and any other representatives selected by the task force members.

5.20 The education commissioner, or the commissioner's designee, must convene the task
5.21 force. The commissioner may reimburse task force members from the Department of
5.22 Education's current operating budget for expenses related to task force activities but task
5.23 force members are not eligible for compensation.

5.24 (c) The commissioner, upon request, must provide technical assistance to the task
5.25 force.

5.26 (d) The task force must submit its recommendations under this section to the
5.27 legislative committees with jurisdiction over kindergarten through grade 12 education by
5.28 February 15, 2013.

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

5.30 **Sec. 9. REPEALER.**

5.31 Minnesota Statutes 2010, section 124D.09, subdivision 23, is repealed effective
5.32 for the 2012-2013 school year and later.

APPENDIX
Repealed Minnesota Statutes: H2025-1

124D.09 POSTSECONDARY ENROLLMENT OPTIONS ACT.

Subd. 23. **Exception; intermediate districts.** A secondary pupil who is a resident of a member district of an intermediate district, as defined in section 136D.01, may not enroll in that intermediate district's vocational program as a postsecondary pupil under this section when the intermediate district operates a secondary program at a college facility and secondary students have access to the postsecondary curriculum and receive high school and college credit for successfully completing the program.