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DATE	D-PG	OFFICIAL STATUS
03/14/2011	496	Introduction and first reading Referred to Education See HF934, Art. 2, Sec. 34-36 (vetoed) See HF26, Art. 2, Sec. 25-27 (First Special Session)

1.1

A bill for an act

1.2

relating to education; modifying the postsecondary enrollment options act;

1.3

requiring high school students to take a college level class; modifying college

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transfer credits; amending Minnesota Statutes 2010, sections 120B.024;

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124D.09, subdivisions 4, 5, 7, 8, 9, 12, 13, 24, 25, by adding a subdivision;

1.6

135A.08, subdivision 1; repealing Minnesota Statutes 2010, section 124D.09,

1.7

subdivision 23.

1.8

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

1.9

Section 1. Minnesota Statutes 2010, section 120B.024, is amended to read:

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**120B.024 GRADUATION REQUIREMENTS; COURSE CREDITS.**

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(a) Students beginning 9th grade in the 2004-2005 school year and later must

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successfully complete the following high school level course credits for graduation:

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(1) four credits of language arts;

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(2) three credits of mathematics, encompassing at least algebra, geometry, statistics,

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and probability sufficient to satisfy the academic standard;

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(3) three credits of science, including at least one credit in biology;

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(4) three and one-half credits of social studies, encompassing at least United

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States history, geography, government and citizenship, world history, and economics or

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three credits of social studies encompassing at least United States history, geography,

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government and citizenship, and world history, and one-half credit of economics taught in

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a school's social studies, agriculture education, or business department;

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(5) one credit in the arts; and

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(6) a minimum of seven elective course credits.

A course credit is equivalent to a student successfully completing an academic year of study or a student mastering the applicable subject matter, as determined by the local school district.

(b) An agriculture science course may fulfill a science credit requirement in addition to the specified science credits in biology and chemistry or physics under paragraph (a), clause (3).

(c) A career and technical education course may fulfill a science, mathematics, or arts credit requirement in addition to the specified science, mathematics, or arts credits under paragraph (a), clause (2), (3), or (5).

(d) Students beginning 9th grade in the 2011-2012 school year must complete a minimum of one-half credit of classes through postsecondary enrollment options under section 124D.09, advanced placement, or international baccalaureate, or complete a successful work experience in a program approved by the student's school district or charter school.

Sec. 2. Minnesota Statutes 2010, section 124D.09, subdivision 4, is amended to read:

Subd. 4. **Alternative pupil.** "Alternative pupil" means ~~an~~ a 9th, 10th, 11th, or 12th grade student not enrolled in a public school district, and includes students attending nonpublic schools and students who are home schooled. An alternative pupil is considered a pupil for purposes of this section only. An alternative pupil must register with the commissioner of education before participating in the postsecondary enrollment options program. The commissioner shall prescribe the form and manner of the registration, in consultation with the Nonpublic Education Council under section 123B.445, and may request any necessary information from the alternative pupil.

**EFFECTIVE DATE.** This section is effective the day following final enactment for the 2011-2012 school year and later.

Sec. 3. Minnesota Statutes 2010, section 124D.09, subdivision 5, is amended to read:

Subd. 5. **Authorization; notification.** Notwithstanding any other law to the contrary, an 11th or 12th grade pupil enrolled in a school or an American Indian-controlled tribal contract or grant school eligible for aid under section 124D.83, except a foreign exchange pupil enrolled in a district under a cultural exchange program, may apply to an eligible institution, as defined in subdivision 3, to enroll in nonsectarian courses offered by that postsecondary institution. Notwithstanding any other law to the contrary, a 9th or 10th grade pupil enrolled in a school or an American Indian-controlled tribal contract or grant school eligible for aid under section 124D.83, except a foreign exchange pupil enrolled in a

district under a cultural exchange program, may apply to an eligible institution, as defined in subdivision 3, to enroll in nonsectarian courses offered by that postsecondary institution, following successful completion of the counseling requirements under subdivision 6. If an institution accepts a secondary pupil for enrollment under this section, the institution shall send written notice to the pupil, the pupil's school or school district, and the commissioner within ten days of acceptance. The notice must indicate the course and hours of enrollment of that pupil. ~~If the pupil enrolls in a course for postsecondary credit, the institution must notify the pupil about payment in the customary manner used by the institution.~~

Sec. 4. Minnesota Statutes 2010, section 124D.09, subdivision 7, is amended to read:

Subd. 7. **Dissemination of information; notification of intent to enroll.** By March 1 of each year, a district must provide general information about the program to all pupils in grades 8, 9, 10, and 11. To assist the district in planning, a pupil shall inform the district by March 30 of each year of the pupil's intent to enroll in postsecondary courses during the following school year. A pupil is not bound by notifying or not notifying the district by March 30.

Sec. 5. Minnesota Statutes 2010, section 124D.09, subdivision 8, is amended to read:

Subd. 8. **Limit on participation.** A pupil who first enrolls in grade 9 may not enroll in postsecondary courses under this section for secondary credit for more than the equivalent of four academic years. A pupil who first enrolls in grade 10 may not enroll in postsecondary courses under this section for secondary credit for more than the equivalent of three academic years. A pupil who first enrolls in grade 11 may not enroll in postsecondary courses under this section for secondary credit for more than the equivalent of two academic years. A pupil who first enrolls in grade 12 may not enroll in postsecondary courses under this section for secondary credit for more than the equivalent of one academic year. If a pupil in grade 9, 10, 11, or 12 first enrolls in a postsecondary course for secondary credit during the school year, the time of participation shall be reduced proportionately. If a pupil is in a learning year or other year-round program and begins each grade in the summer session, summer sessions shall not be counted against the time of participation. A pupil who has graduated from high school cannot participate in a program under this section. A pupil who has completed course requirements for graduation but who has not received a diploma may participate in the program under this section.

Sec. 6. Minnesota Statutes 2010, section 124D.09, subdivision 9, is amended to read:

Subd. 9. **Enrollment priority.** A postsecondary institution shall give priority to its postsecondary students when enrolling 9th, 10th, 11th, and 12th grade pupils in its courses. A postsecondary institution may provide information about its programs to a secondary school or to a pupil or parent, but it may not advertise or otherwise recruit or solicit the participation of secondary pupils to enroll in its programs on financial grounds. An institution must not enroll secondary pupils, for postsecondary enrollment options purposes, in remedial, developmental, or other courses that are not college level. Once a pupil has been enrolled in a postsecondary course under this section, the pupil shall not be displaced by another student.

Sec. 7. Minnesota Statutes 2010, section 124D.09, subdivision 12, is amended to read:

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

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

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

~~If a pupil enrolls in a postsecondary institution after leaving secondary school, the postsecondary institution must award postsecondary credit for any course successfully completed for secondary credit at that institution. Other Postsecondary institutions may must award, after a pupil leaves secondary school, consistent with the institution's credit transfer policy, postsecondary credit for any courses successfully completed under this section. An institution may not charge a pupil for the award of credit.~~

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

Sec. 8. Minnesota Statutes 2010, section 124D.09, subdivision 13, is amended to read:

Subd. 13. **Financial arrangements.** For a pupil enrolled in a course under this section, the department must make payments according to this subdivision for courses that were taken for secondary credit.

~~The department must not make payments to a school district or postsecondary institution for a course taken for postsecondary credit only.~~ The department must not make payments to a postsecondary institution for a course from which a student officially withdraws during the first 14 days of the quarter or semester or who has been absent from the postsecondary institution for the first 15 consecutive school days of the quarter or semester and is not receiving instruction in the home or hospital.

A postsecondary institution shall receive the following:

(1) for an institution granting quarter credit, the reimbursement per credit hour shall be an amount equal to 88 percent of the product of the formula allowance minus \$415, multiplied by 1.3, and divided by 45; or

(2) for an institution granting semester credit, the reimbursement per credit hour shall be an amount equal to 88 percent of the product of the general revenue formula allowance minus \$415, multiplied by 1.3, and divided by 30.

The department must pay to each postsecondary institution 100 percent of the amount in clause (1) or (2) within 30 days of receiving initial enrollment information each quarter or semester. If changes in enrollment occur during a quarter or semester, the change shall be reported by the postsecondary institution at the time the enrollment information for the succeeding quarter or semester is submitted. At any time the

6.1 department notifies a postsecondary institution that an overpayment has been made, the  
6.2 institution shall promptly remit the amount due.

6.3 Sec. 9. Minnesota Statutes 2010, section 124D.09, subdivision 24, is amended to read:

6.4 Subd. 24. **Limit; state obligation.** The provisions of subdivisions 13, 19, 22, and  
6.5 23 shall not apply for any postsecondary courses in which a pupil is enrolled in addition  
6.6 to being enrolled full time in that pupil's district ~~or for any postsecondary course in~~  
6.7 ~~which a pupil is enrolled for postsecondary credit.~~ The pupil is enrolled full time if the  
6.8 pupil attends credit-bearing classes in the high school or high school program for all of  
6.9 the available hours of instruction.

6.10 Sec. 10. Minnesota Statutes 2010, section 124D.09, subdivision 25, is amended to read:

6.11 Subd. 25. **Pupils 40 miles or more from an eligible institution.** A pupil who  
6.12 is enrolled in a secondary school that is located 40 miles or more from the nearest  
6.13 eligible institution may request that the resident district offer at least one accelerated or  
6.14 advanced academic course within the resident district in which the pupil may enroll for  
6.15 postsecondary credit. A pupil may enroll in a course offered under this subdivision for  
6.16 ~~either~~ secondary ~~or~~ and postsecondary credit according to subdivision 12.

6.17 A district must offer an accelerated or advanced academic course for postsecondary  
6.18 credit if one or more pupils requests such a course under this subdivision. The district  
6.19 may decide which course to offer, how to offer the course, and whether to offer one or  
6.20 more courses. The district must offer at least one such course in the next academic period  
6.21 and must continue to offer at least one accelerated or advanced academic course for  
6.22 postsecondary credit in later academic periods.

6.23 Sec. 11. Minnesota Statutes 2010, section 124D.09, is amended by adding a  
6.24 subdivision to read:

6.25 Subd. 27. **Out-of-state institutions.** High schools shall accept successfully  
6.26 completed classes from accredited postsecondary institutions outside of the state and grant  
6.27 high school credit for specific graduations requirements attained. These courses must  
6.28 be paid for by the student unless the district agrees to the payment prior to the student  
6.29 beginning the course.

6.30 Sec. 12. Minnesota Statutes 2010, section 135A.08, subdivision 1, is amended to read:

6.31 Subdivision 1. **Course equivalency.** The Board of Regents of the University of  
6.32 Minnesota and the Board of Trustees of the Minnesota State Colleges and Universities

**S.F. No. 750, as introduced - 87th Legislative Session (2011-2012) [11-1110]**

7.1 shall develop and maintain course equivalency guides for use between institutions  
7.2 that have a high frequency of transfer. The course equivalency guides must include  
7.3 information on the course equivalency and awarding of credit for learning acquired as  
7.4 a result of the successful completion of formal military courses, advanced placement  
7.5 courses, international baccalaureate course, and occupational training. Course equivalency  
7.6 guides are not required for vocational technical programs that have not been divided into  
7.7 identifiable courses. The governing boards of private institutions that grant associate and  
7.8 baccalaureate degrees and that have a high frequency of transfer students are requested  
7.9 to participate in developing these guides.

7.10 Sec. 13. **REPEALER.**

7.11 Minnesota Statutes 2010, section 124D.09, subdivision 23, is repealed.

APPENDIX  
Repealed Minnesota Statutes: 11-1110

**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.