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**HOUSE BILL 1760**

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**State of Washington**

**67th Legislature**

**2022 Regular Session**

**By** Representatives Paul, Berg, J. Johnson, Valdez, Fey, Ramel, Santos, Sullivan, Slatter, Bergquist, Pollet, Stonier, Ormsby, and Taylor

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1 AN ACT Relating to expanding access to dual credit programs;  
2 amending RCW 28A.600.287 and 28A.630.600; reenacting and amending RCW  
3 28A.600.310; adding new sections to chapter 28A.600 RCW; recodifying  
4 RCW 28A.630.600; and repealing RCW 28A.320.196, 28A.600.290, and  
5 28B.76.730.

6 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

7 NEW SECTION. **Sec. 1.** A new section is added to chapter 28A.600  
8 RCW to read as follows:

9 (1) The office of the superintendent of public instruction shall  
10 administer a program to subsidize certain dual credit course costs  
11 for low-income students.

12 (2)(a) For low-income students enrolled in running start courses,  
13 the program must subsidize:

14 (i) Any student-voted fees, technology fees, course fees,  
15 laboratory fees, or other fees required for enrollment, up to 18  
16 credits per quarter, that were not waived by the institution of  
17 higher education under RCW 28A.600.310; and

18 (ii) Textbooks and other course materials required by the  
19 institution of higher education.

20 (b) To subsidize the costs required by (a) of this subsection,  
21 the office of the superintendent of public instruction must transmit

1 to each institution of higher education \$1,000 per full-time  
2 equivalent low-income running start student per academic year. At the  
3 end of the academic year, each institution of higher education must  
4 return any unused funds to the office of the superintendent of public  
5 instruction.

6 (3) For low-income students enrolled in college in the high  
7 school program courses, the program must subsidize tuition fees  
8 permitted under RCW 28A.600.287.

9 (4) For low-income students enrolled in career and technical  
10 education dual credit courses, the program must subsidize  
11 transcription fees assessed by the institution of higher education.

12 (5) The office of the superintendent of public instruction,  
13 school districts, institutions of higher education, and other  
14 recipients of program funds under this section may not use the funds  
15 to supplant federal funds that cover dual credit course costs for  
16 low-income students.

17 (6) The definitions in this subsection apply throughout this  
18 section unless the context clearly requires otherwise.

19 (a) "Institution of higher education" has the same meaning as in  
20 RCW 28B.10.016, and also means a public tribal college located in  
21 Washington and accredited by the northwest commission on colleges and  
22 universities or another accrediting association recognized by the  
23 United States department of education.

24 (b) "Low-income students" means students who demonstrate the  
25 financial need to qualify to receive the maximum Washington college  
26 grant under RCW 28B.92.205.

27 NEW SECTION. **Sec. 2.** A new section is added to chapter 28A.600  
28 RCW to read as follows:

29 Each quarter or trimester, public schools that serve students in  
30 any of grades nine through 12 must provide, via email and other  
31 methods, to students and their parents or legal guardians information  
32 on each available dual credit program. To the extent feasible, the  
33 dual credit program information must be translated into the primary  
34 language of each parent or legal guardian. As used in this section,  
35 "public school" has the same meaning as in RCW 28A.150.010.

36 **Sec. 3.** RCW 28A.600.287 and 2021 c 71 s 1 are each amended to  
37 read as follows:

1 (1) College in the high school is a dual credit program located  
2 on a high school campus or in a high school environment in which a  
3 high school student is able to earn both high school and college  
4 credit by completing college level courses with a passing grade. A  
5 college in the high school program must meet the accreditation  
6 requirements in RCW 28B.10.035 and the requirements in this section.

7 (2) A college in the high school program may include both  
8 academic and career and technical education.

9 (3) Ninth, 10th, 11th, and 12th grade students, and students who  
10 have not yet received a high school diploma or its equivalent and are  
11 eligible to be in the ninth, 10th, 11th, or 12th grades, may  
12 participate in a college in the high school program.

13 (4) A college in the high school program must be governed by a  
14 local contract between an institution of higher education and a  
15 school district, charter school, or state-tribal compact school, in  
16 compliance with the rules adopted by the superintendent of public  
17 instruction under this section. The local contract must include the  
18 qualifications for students to enroll in a program course.

19 (5) (a) An institution of higher education may charge tuition fees  
20 per credit to each student enrolled in a program course as  
21 established in this subsection (5).

22 (b) (i) ~~((The))~~ (A) Except as provided in (b) (i) (B) of this  
23 subsection, the maximum per college credit tuition fee for a program  
24 course is \$65 per college credit adjusted for inflation using the  
25 implicit price deflator for that fiscal year, using fiscal year 2021  
26 as the base, as compiled by the bureau of labor statistics, United  
27 States department of labor for the state of Washington.

28 (B) For low-income students, as defined in section 1 of this act,  
29 the maximum per college credit tuition fee for a program course is  
30 \$42.50 per college credit adjusted for inflation using the implicit  
31 price deflator for that fiscal year, using fiscal year 2021 as the  
32 base, as compiled by the bureau of labor statistics of the United  
33 States department of labor for the state of Washington.

34 (ii) Annually by July 1st, the office of the superintendent of  
35 public instruction must calculate the maximum per college credit  
36 tuition fee and post the fee on its website.

37 (c) The funds received by an institution of higher education  
38 under this subsection (5) are not tuition or operating fees and may  
39 be retained by the institution of higher education.

1 (6) Enrollment information on persons registered under this  
2 section must be maintained by the institution of higher education  
3 separately from other enrollment information and may not be included  
4 in official enrollment reports, nor may such persons be considered in  
5 any enrollment statistics that would affect higher education  
6 budgetary determinations.

7 (7) Each school district, charter school, and state-tribal  
8 compact school must award high school credit to a student enrolled in  
9 a program course if the student successfully completes the course. If  
10 no comparable course is offered by the school district, charter  
11 school, or state-tribal compact school, the chief administrator shall  
12 determine how many credits to award for the successful completion of  
13 the program course. The determination must be made in writing before  
14 the student enrolls in the program course. The awarded credit must be  
15 applied toward graduation requirements and subject area requirements.  
16 Evidence of successful completion of each program course must be  
17 included in the student's high school records and transcript.

18 (8) An institution of higher education must award college credit  
19 to a student enrolled in a program course if the student successfully  
20 completes the course. The awarded college credit must be applied  
21 toward general education requirements or degree requirements at the  
22 institution of higher education. Evidence of successful completion of  
23 each program course must be included in the student's college  
24 transcript.

25 (9)(a) A high school that offers a college in the high school  
26 program must provide general information about the program to all  
27 students in grades eight through 12 and to the parents and guardians  
28 of those students.

29 (b) A high school that offers a college in the high school  
30 program must include the following information about program courses  
31 in the high school catalogue or equivalent:

32 (i) There is no fee for students to enroll in a program course to  
33 earn only high school credit. Fees apply for students who choose to  
34 enroll in a program course to earn both high school and college  
35 credit;

36 (ii) A description and breakdown of the fees charged to students  
37 to earn college credit;

38 (iii) A description of fee payment and financial assistance  
39 options available to students; and

1 (iv) A notification that paying for college credit automatically  
2 starts an official college transcript with the institution of higher  
3 education offering the program course regardless of student  
4 performance in the program course, and that college credit earned  
5 upon successful completion of a program course may count only as  
6 elective credit if transferred to another institution of higher  
7 education.

8 (10) Full-time and part-time faculty at institutions of higher  
9 education, including adjunct faculty, are eligible to teach program  
10 courses.

11 (11) Students enrolled in a program course may pay college in the  
12 high school fees with advanced college tuition payment program  
13 tuition units at a rate set by the advanced college tuition payment  
14 program governing body under chapter 28B.95 RCW.

15 (12) The superintendent of public instruction shall adopt rules  
16 for the administration of this section. The rules must be jointly  
17 developed by the superintendent of public instruction, the state  
18 board for community and technical colleges, the student achievement  
19 council, and the public baccalaureate institutions. The association  
20 of Washington school principals must be consulted during the rules  
21 development. The rules must outline quality and eligibility standards  
22 that are informed by nationally recognized standards or models. In  
23 addition, the rules must encourage the maximum use of the program and  
24 may not narrow or limit the enrollment options.

25 (13) The definitions in this subsection apply throughout this  
26 section.

27 (a) "Charter school" means a school established under chapter  
28 28A.710 RCW.

29 (b) "High school" means a public school, as defined in RCW  
30 28A.150.010, that serves students in any of grades nine through 12.

31 (c) "Institution of higher education" has the same meaning as in  
32 RCW 28B.10.016, and also means a public tribal college located in  
33 Washington and accredited by the northwest commission on colleges and  
34 universities or another accrediting association recognized by the  
35 United States department of education.

36 (d) "Program course" means a college course offered in a high  
37 school under a college in the high school program.

38 (e) "State-tribal compact school" means a school established  
39 under chapter 28A.715 RCW.

1       **Sec. 4.** RCW 28A.630.600 and 2020 c 348 s 2 are each amended to  
2 read as follows:

3       (1) Subject to the availability of amounts appropriated for this  
4 specific purpose, the office of the superintendent of public  
5 instruction, in consultation with the state board for community and  
6 technical colleges, shall establish the running start summer school  
7 (~~(pilot)~~) program as described in this section. (~~The purpose of the~~  
8 ~~pilot program is to evaluate interest in and barriers to expanding~~  
9 ~~the running start program to include the summer term.~~)

10       (2) The office of the superintendent of public instruction, in  
11 consultation with the state board for community and technical  
12 colleges, must select up to (~~three~~) six community colleges that  
13 choose to participate in the (~~pilot~~) summer program (~~during the~~  
14 ~~2021 and 2022 summer academic terms~~). (~~One~~) Two community colleges  
15 must be located east of the crest of the Cascade mountains and  
16 another must be located in a county with a population between (~~one~~  
17 ~~hundred fifteen thousand~~) 115,000 and (~~one hundred fifty thousand~~)  
18 150,000.

19       (3) Participating community colleges must establish agreements  
20 with the school districts of eligible students about data sharing,  
21 credit transfer, funds transfer, and other administrative matters.

22       (4) Under the (~~pilot~~) summer program, an eligible student may  
23 enroll in a participating community college tuition-free. Students  
24 who are eligible under subsection (7)(a)(ii) of this section may  
25 enroll for a maximum of (~~five~~) 10 college credits per summer  
26 academic term. Provisions in RCW 28A.600.310 (2) and (3), which  
27 describe fees paid by running start students and fee waivers for low-  
28 income running start students, apply to eligible students  
29 participating in the (~~pilot~~) summer program.

30       (5) The school district of an eligible student must transmit to  
31 the participating community college an amount per each full-time  
32 equivalent college student at statewide uniform rates for vocational  
33 and nonvocational students. The superintendent of public instruction  
34 shall separately calculate and allocate amounts appropriated for this  
35 specific purpose under the omnibus operating appropriations act to  
36 school districts for purposes of making such payments and for  
37 granting school districts seven percent thereof to offset (~~pilot~~)  
38 summer program related costs. The calculations and allocations must  
39 be based upon the estimated statewide annual average per full-time  
40 equivalent high school student allocations under RCW 28A.150.260,

1 excluding small high school enhancements, and rules adopted under RCW  
2 28A.600.390. The funds received by the community college from the  
3 school district are not tuition or operating fees and may be retained  
4 by the community college. A student enrolled under this section must  
5 be counted for the purpose of meeting enrollment targets in  
6 accordance with terms and conditions specified in the omnibus  
7 operating appropriations act.

8 (6) By November (~~(10, 2022)~~) 1, 2024, and in accordance with RCW  
9 43.01.036, the office of the superintendent of public instruction and  
10 the state board for community and technical colleges shall jointly  
11 report to the appropriate committees of the legislature with findings  
12 from and recommendations regarding the (~~(pilot)~~) summer program,  
13 including recommending whether to expand the (~~(running start)~~) summer  
14 program to include (~~(the summer term)~~) more community colleges.

15 (7) The definitions in this subsection apply throughout this  
16 section unless the context clearly requires otherwise.

17 (a) "Eligible student" means:

18 (i) A student attending a participating high school who will be  
19 eligible to enroll in grade (~~(eleven)~~) 11 or (~~(twelve)~~) 12 in the  
20 subsequent school year; or

21 (ii) A student who graduated from a participating high school in  
22 the current school year and who has five or fewer college credits to  
23 earn before meeting associate degree requirements.

24 (b) "Participating community college" means a community college  
25 selected, as described in subsection (2) of this section, to  
26 participate in the (~~(pilot)~~) summer program.

27 (c) "Participating high school" means a high school in a school  
28 district that has an agreement, as described under subsection (3) of  
29 this section, with a participating community college.

30 (d) "~~(Pilot)~~ Summer program" means the running start summer  
31 (~~(pilot)~~) program established in this section.

32 (e) "Running start program" has the same meaning as in RCW  
33 28A.600.300.

34 (8)(a) Except as provided in (b) of this subsection, and unless  
35 the context clearly requires otherwise, the requirements established  
36 in RCW 28A.600.300 through 28A.600.400 apply to the running start  
37 summer school (~~(pilot)~~) program.

38 (b) The provisions of RCW 28A.600.310(4) relating to calculation,  
39 allocation, and distribution of funds and RCW 28A.600.385 relating to

1 cooperative agreements with community colleges in Oregon and Idaho do  
2 not apply to this section.

3 ~~((9) This section expires December 31, 2022.)~~

4 **Sec. 5.** RCW 28A.600.310 and 2019 c 252 s 115 and 2019 c 176 s 2  
5 are each reenacted and amended to read as follows:

6 (1)(a) Eleventh and ~~((twelfth))~~ 12th grade students or students  
7 who have not yet received the credits required for the award of a  
8 high school diploma and are eligible to be in the ~~((eleventh))~~ 11th  
9 or ~~((twelfth))~~ 12th grade~~((s))~~ may apply to a participating  
10 institution of higher education to enroll in courses or programs  
11 offered by the institution of higher education.

12 (b) The course sections and programs offered as running start  
13 courses must also be open for registration to matriculated students  
14 at the participating institution of higher education and may not be a  
15 course consisting solely of high school students offered at a high  
16 school campus.

17 (c) A student receiving home-based instruction enrolling in a  
18 public high school for the sole purpose of participating in courses  
19 or programs offered by institutions of higher education shall not be  
20 counted by the school district in any required state or federal  
21 accountability reporting if the student's parents or guardians filed  
22 a declaration of intent to provide home-based instruction and the  
23 student received home-based instruction during the school year before  
24 the school year in which the student intends to participate in  
25 courses or programs offered by the institution of higher education.  
26 Students receiving home-based instruction under chapter 28A.200 RCW  
27 and students attending private schools approved under chapter 28A.195  
28 RCW shall not be required to meet the student learning goals or to  
29 learn the state learning standards. However, students are eligible to  
30 enroll in courses or programs in participating universities only if  
31 the board of directors of the student's school district has decided  
32 to participate in the program. Participating institutions of higher  
33 education, in consultation with school districts, may establish  
34 admission standards for these students. If the institution of higher  
35 education accepts a secondary school pupil for enrollment under this  
36 section, the institution of higher education shall send written  
37 notice to the pupil and the pupil's school district within ~~((ten))~~ 10  
38 days of acceptance. The notice shall indicate the course and hours of  
39 enrollment for that pupil.



1 (2) (a) In lieu of tuition and fees, as defined in RCW 28B.15.020  
2 and 28B.15.041:

3 (i) Running start students shall pay to the community or  
4 technical college all other mandatory fees as established by each  
5 community or technical college and, in addition, the state board for  
6 community and technical colleges may authorize a fee of up to ~~((ten))~~  
7 10 percent of tuition and fees as defined in RCW 28B.15.020 and  
8 28B.15.041; and

9 (ii) All other institutions of higher education operating a  
10 running start program may charge running start students a fee of up  
11 to ~~((ten))~~ 10 percent of tuition and fees as defined in RCW  
12 28B.15.020 and 28B.15.041 in addition to technology fees.

13 (b) The fees charged under this subsection (2) shall be prorated  
14 based on credit load.

15 (c) Students may pay fees under this subsection with advanced  
16 college tuition payment program tuition units at a rate set by the  
17 advanced college tuition payment program governing body under chapter  
18 28B.95 RCW.

19 (3) (a) The institutions of higher education must make available  
20 fee waivers for low-income running start students. A student ~~((shall~~  
21 ~~be considered))~~ is low income ~~((and eligible for a fee waiver upon~~  
22 ~~proof that))~~ if the student ~~((is currently qualified to receive free~~  
23 ~~or reduced-price lunch. Acceptable documentation of low-income status~~  
24 ~~may also include, but is not limited to, documentation that a student~~  
25 ~~has been deemed eligible for free or reduced-price lunches in the~~  
26 ~~last five years, or other criteria established in the institution's~~  
27 ~~policy))~~ demonstrates the financial need to qualify to receive the  
28 maximum Washington college grant under RCW 28B.92.205.

29 (b) ~~((i) By the beginning of the 2020-21 school year, school))~~  
30 School districts, upon knowledge of a low-income student's enrollment  
31 in running start, must provide documentation of the student's low-  
32 income status, under (a) of this subsection, directly to institutions  
33 of higher education.

34 ~~((ii) Subject to the availability of amounts appropriated for~~  
35 ~~this specific purpose, the office of the superintendent of public~~  
36 ~~instruction, in consultation with the Washington student achievement~~  
37 ~~council, shall develop a centralized process for school districts to~~  
38 ~~provide students' low-income status to institutions of higher~~  
39 ~~education to meet the requirements of (b) (i) of this subsection.))~~

1 (c) Institutions of higher education, in collaboration with  
2 relevant student associations, shall aim to have students who can  
3 benefit from fee waivers take advantage of these waivers.  
4 Institutions shall make every effort to communicate to students and  
5 their families the benefits of the waivers and provide assistance to  
6 students and their families on how to apply. Information about  
7 waivers shall, to the greatest extent possible, be incorporated into  
8 financial aid counseling, admission information, registration  
9 processes, and individual billing statements. Institutions also  
10 shall, to the greatest extent possible, use all means of  
11 communication, including but not limited to websites, online  
12 catalogues, admission and registration forms, mass email messaging,  
13 social media, and outside marketing to ensure that information about  
14 waivers is visible, compelling, and reaches the maximum number of  
15 students and families that can benefit.

16 (4) The pupil's school district shall transmit to the institution  
17 of higher education an amount per each full-time equivalent college  
18 student at statewide uniform rates for vocational and nonvocational  
19 students. The superintendent of public instruction shall separately  
20 calculate and allocate moneys appropriated for basic education under  
21 RCW 28A.150.260 to school districts for purposes of making such  
22 payments and for granting school districts seven percent thereof to  
23 offset program related costs. The calculations and allocations shall  
24 be based upon the estimated statewide annual average per full-time  
25 equivalent high school student allocations under RCW 28A.150.260,  
26 excluding small high school enhancements, and applicable rules  
27 adopted under chapter 34.05 RCW. The superintendent of public  
28 instruction, participating institutions of higher education, and the  
29 state board for community and technical colleges shall consult on the  
30 calculation and distribution of the funds. The funds received by the  
31 institution of higher education from the school district shall not be  
32 deemed tuition or operating fees and may be retained by the  
33 institution of higher education. A student enrolled under this  
34 subsection shall be counted for the purpose of meeting enrollment  
35 targets in accordance with terms and conditions specified in the  
36 omnibus appropriations act.

37 NEW SECTION. **Sec. 6.** RCW 28A.630.600 is recodified as a section  
38 in chapter 28A.600 RCW.

1        NEW SECTION.    **Sec. 7.**    The following acts or parts of acts are  
2 each repealed:

3        (1) RCW 28A.320.196 (Academic acceleration incentive program—Dual  
4 credit courses—Allocation of funds—Reports) and 2021 c 71 s 4, 2015  
5 c 202 s 2, & 2013 c 184 s 3;

6        (2) RCW 28A.600.290 (College in the high school program—Funding)  
7 and 2021 c 71 s 2, 2015 c 202 s 3, 2012 c 229 s 801, & 2009 c 450 s  
8 3; and

9        (3) RCW 28B.76.730 (Washington dual enrollment scholarship pilot  
10 program) and 2021 c 71 s 6, 2020 c 259 s 1, & 2019 c 176 s 1.

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