

Senate Bill 322

Sponsored by Senator HASS; Senators BATES, ROBLAN, Representative READ) (Pre-session filed.)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Establishes funding mechanism for fifth year high school programs.
Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to fifth year high school programs; creating new provisions; amending ORS 348.180; and
3 declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. Section 2 of this 2015 Act is added to and made a part of ORS 327.006 to**
6 **327.133.**

7 **SECTION 2. (1) As used in this section, "fifth year high school program" means a pro-**
8 **gram in which a student who has satisfied the requirements for a diploma established by the**
9 **State Board of Education under ORS 329.451:**

10 (a) **Does not receive a diploma;**

11 (b) **Remains enrolled at a school district;**

12 (c) **Attends a community college for at least half of the student's coursework; and**

13 (d) **Has some or all of the student's tuition, fees and books for coursework at the com-**
14 **munity college paid by the school district where the student is enrolled.**

15 (2) **Notwithstanding ORS 327.006 (1), calculations of aggregate days membership may not**
16 **include students who are participating in a fifth year high school program.**

17 (3) **For each student participating in a fifth year high school program, the Superintendent**
18 **of Public Instruction shall distribute to the school district where the student is enrolled:**

19 (a) **\$4,500 per school year if the student enrolls at a community college for at least 45**
20 **quarter credits for the school year, which shall be prorated if the student enrolls for fewer**
21 **than 45 quarter credits; and**

22 (b) **\$500 per school year if the student earns at least 30 quarter credits for the school**
23 **year or \$1,000 per school year if the student earns at least 30 quarter credits for the school**
24 **year and is an underserved student, as defined by the Higher Education Coordinating Com-**
25 **mission by rule.**

26 (4) **In addition to distributions made as provided by subsection (3) of this section, the**
27 **superintendent shall deposit \$50 for each credit earned by a student, up to a maximum of 45**
28 **quarter credits, to an account established for the benefit of the student under section 5 of**
29 **this 2015 Act.**

30 (5) **The State Board of Education may adopt any rules necessary for the administration**
31 **of this section, including establishing schedules for distributing and depositing moneys.**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted.
New sections are in **boldfaced** type.

1 **SECTION 3. Section 2 of this 2015 Act applies to State School Fund distributions com-**
2 **mencing with the 2015-2016 distributions.**

3 **SECTION 4.** ORS 348.180 is amended to read:

4 348.180. As used in this section and ORS 348.186, 348.205, 348.230, 348.250, 348.260 and 348.285
5 **and section 5 of this 2015 Act:**

6 (1) “Cost of education” includes but is not limited to, tuition, fees and living expenses.

7 (2) “Eligible post-secondary institution” means:

8 (a) A public university listed in ORS 352.002;

9 (b) A community college operated under ORS chapter 341;

10 (c) The Oregon Health and Science University; or

11 (d) An Oregon-based, generally accredited, not-for-profit institution of higher education.

12 (3) “Qualified student” means any resident student who plans to attend an eligible post-
13 secondary institution and who:

14 (a) Has not achieved a baccalaureate or higher degree from any post-secondary institution;

15 (b) Is enrolled in an eligible program as defined by rule of the Higher Education Coordinating
16 Commission; and

17 (c) Is making satisfactory academic progress as defined by rule of the commission.

18 **SECTION 5. (1) In addition to any other form of student financial aid authorized by law,**
19 **qualified students who participated in a fifth year high school program under section 2 of this**
20 **2015 Act shall have access to an individual account to pay for the cost of education at an**
21 **eligible post-secondary institution.**

22 (2) **All accounts for participants in fifth year high school programs shall be administered**
23 **by the Office of Student Access and Completion.**

24 (3) **Any interest earned on amounts in an account shall be credited to the account.**

25 (4) **Separate records and accounting are required for each account and reports shall be**
26 **made no less frequently than annually to the student in whose name the account is estab-**
27 **lished.**

28 (5) **An account and any interest in the account may not be assignable or pledged or oth-**
29 **erwise used to secure or obtain a loan or other advancement.**

30 (6) **The rights to an account shall be exempt from garnishment and may not be subject**
31 **to execution, attachment or any other process or to the operation of any bankruptcy or**
32 **insolvency law.**

33 (7) **Any moneys in an account that are not used within five years after the last deposit**
34 **in the account shall revert to the General Fund.**

35 (8) **The Higher Education Coordinating Commission may adopt any rules necessary for**
36 **the administration of this section.**

37 **SECTION 6. This 2015 Act being necessary for the immediate preservation of the public**
38 **peace, health and safety, an emergency is declared to exist, and this 2015 Act takes effect**
39 **on its passage.**

40