



Lillian M. Lowery, Ed.D.
State Superintendent of Schools

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TO: Members of the State Board of Education
FROM: Lillian M. Lowery, Ed.D. *J. Lowery*
DATE: August 26, 2014
SUBJECT: COMAR 13A.02.06.03A General Financial Aid to Local School Systems (State Aid for Students Enrolled in Early College Programs)
ADOPTION

PURPOSE:

To adopt as final a proposed regulation that will allow full FTE State Aid Payment to Local Education Agencies (LEA) for students registered in a public school system and also enrolled full-time in a state-approved Institution of Higher Education (IHE) when the student is receiving both high school and college credit for the college courses completed.

BACKGROUND/HISTORICAL PERSPECTIVE:

Under the existing COMAR 13A.02.06.03A, the Maryland State Department of Education required an LEA to show that a dually enrolled student was taking at least one course at the public high school in order to receive FTE State Aid for that student. At the September 2013 State Board of Education meeting, you approved an Emergency Regulation to allow full FTE State Aid payment for the students enrolled full time in a public school “early college program.” The emergency regulation was effective October 1, 2013 and was extended to August 13, 2014. The regulation did not define “early college program” or “dual enrollment.”

In the intervening time period, the Department gathered additional information about other full-time college enrollment programs. We learned that LEAs are establishing agreements with IHEs to allow their students to enroll full-time in an IHE and to receive both high school and college credit for complete courses. This, we believe, is a positive step and furthers the goals of the College and Career Readiness Act of 2013.

At the Board meeting on April 22, 2014, you approved for publication a proposed regulation that addresses State Aid payment for all registered public school students enrolled full-time in college courses, receiving both high school and college credit.

EXECUTIVE SUMMARY:

COMAR 13A.02.06.03A will establish regulatory authority for MSDE, for State Aid payment purposes, to recognize all registered public school students also enrolled full time in state-

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approved institutions of higher education and receiving both high school and college credit for college courses completed. This will allow LEAs to claim full FTE State Aid for those students and ensure resources are available to develop and sustain expanded dual enrollment opportunities regardless of the nomenclature used to describe the student learning experience. As written, the regulation eliminates any need to define “dual enrollment” or “early college program.”

Opportunity for comment was provided through notice in the Maryland Register on June 14, 2014. No comments were received.

ACTION:

I request that you adopt Regulation 13A.02.06.03A as a final regulation.

Attachment

LML: KMO

**Title 13A
STATE BOARD OF
EDUCATION**

**Subtitle 02 LOCAL SCHOOL
ADMINISTRATION**

**13A.02.06 General Financial Aid to Local School
Systems**

Authority: Education Article, §§2-205, and 5-202, Annotated Code of Maryland

**Notice of Proposed Action
[14-175-F]**

The Maryland State Board of Education proposes to amend Regulation .03 under COMAR 13A.02.06 General Financial Aid to Local School Systems. This action was considered at the April 22, 2014 meeting of the Maryland State Board of Education.

Statement of Purpose

The purpose of this action is to allow students who are registered in a public school and dually enrolled full-time in an institution of higher education to be included in the enrollment count of the local school system for purposes of calculating State aid under the foundation program.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

The proposed action has no economic impact.

Economic Impact on Small Businesses

The proposed action has minimal or no economic impact on small businesses.

Impact on Individuals with Disabilities

The proposed action has no impact on individuals with disabilities.

Opportunity for Public Comment

Comments may be sent to Katharine Oliver, Assistant State Superintendent, Division of Career and College Readiness, Maryland State Department of Education, 200 West Baltimore Street, 200 West Baltimore Street, Baltimore, Maryland 21201, or call 410-767-0158 (TTY 410-333-6442), or email to koliver@msde.state.md.us. Comments will be accepted through July 14, 2014. A public hearing has not been scheduled.

Open Meeting

Final action on the proposal will be considered by the Maryland State Board of Education during a public meeting to be held on August 26, 2014, at 200 West Baltimore Street, Baltimore, Maryland 21201.

.03 State Financial Assistance under the Foundation Program.

A. For the purpose of calculating State aid under the foundation program, a student who is a bona fide resident of Maryland and who has age appropriate immunizations, may be included in the enrollment count of the local school system under the following circumstances:

(1)–(8) (text unchanged)

(9) A student may be counted as one full-time equivalent student if the student:

(a) (text unchanged)

(b) [Is dually enrolled in an early college public school program, grades 9–12, located on the campus of an institute of higher education or on the public school campus] *Is registered in a public school system grades 9–12, and also enrolled full-time in a state-approved institution of higher education and receives both high school and college credit for college courses completed; and*

(c) [Is attending the early college public school program full-time:] *Is under the supervision of the public school system for the purposes of:*

(i) *Assuring that all graduation requirements are met;*

(ii) *Planning the dual enrollment course work for the student; and*

(iii) *If appropriate, providing and supervising participation in extracurricular activities at the public school;*

(d)–(e) (text unchanged)

B.—D. (text unchanged)

LILLIAN M. LOWERY, Ed.D.
State Superintendent of Schools

**Subtitle 03 GENERAL
INSTRUCTIONAL PROGRAMS**

**13A.03.02 Graduation Requirements for Public
High Schools in Maryland**

Authority: Education Article §§2-205, 4-111, 7-203, 7-205.1, and 8-404, Annotated Code of Maryland

**Notice of Proposed Action
[14-171-F]**

The Maryland State Board of Education proposes to amend existing Regulations .02, .09, .09-1, and .12, repeal existing Regulations .03 and .08, adopt new Regulations .07 and .08, and amend and recodify existing Regulations .04—.07 to be Regulations .03—.06 under COMAR 13A.03.02 Graduation Requirements for Public High Schools in Maryland. This action was considered at the April 22, 2014 meeting of the Maryland State Board of Education.

Statement of Purpose

The purpose of this action is to reflect changes in the assessment program and terminology, align graduation requirements to the Maryland College and Career Ready Standards, include requirements set forth in the Maryland College and Career Readiness and College Completion Act of 2013, update the Maryland High School Certificate Program requirements, change assessment reporting requirements in the student record, and delete out-of-date provisions.

Comparison to Federal Standards

There is no corresponding federal standard to this proposed action.

Estimate of Economic Impact

I. Summary of Economic Impact. Depending on each local education agency's current percentage of students enrolled in math in each year of high school, there may be some costs for additional staff. Also the local education agencies will need to provide funding for students taking college courses while in high school according to the payment requirements: Education Article, §§18-14A-04 and 05, Annotated Code of Maryland.

II. Types of Economic Impact	Revenue (R+/R-)	Magnitude
	Expenditure (E-/E-)	
A. On issuing agency:	NONE	