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TO: Members of the State Board of Education
FROM: Lillian M. Lowery, Ed.D. *L. Lowery*
DATE: December 10, 2013
SUBJECT: COMAR 13A.02.06 General Financial Aid to Local School Systems (AMEND)
PERMISSION TO PUBLISH

PURPOSE:

To seek permission to publish a permanent regulation that will allow full FTE State Aid Payment to Local Education Agencies (LEA) for students dually enrolled in an Institution of Higher Education (IHE) when the dually enrolled student is attending the public school early college program full time and will take all courses in that program.

BACKGROUND/HISTORICAL PERSPECTIVE:

With the recent passage of SB 740, the College and Career Readiness and College Completion Act of 2013, some local schools systems will establish early college public school programs in which students will be dually enrolled in the public school/IHE early college program full time. These dually enrolled students will attend the early college program full time and will take all courses in that program. Under 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 State Board of Education meeting, you approved Emergency Regulations to allow full FTE State Aid payment for the dually enrolled students described above. These emergency regulations were effective October 1, 2013 and will end on March 31, 2014.

EXECUTIVE SUMMARY:

COMAR 13A.02.06.03A will establish regulatory authority for MSDE to recognize students enrolled in full time early college programs. This will allow LEAs to claim full FTE State Aid for those students and ensure the necessary resources are available to develop and sustain robust public school early college programs. Both MSDE and the LEAs interested in establishing these programs think they will be of high value to students and in line with the intent and purpose of SB740.

ACTION:

I seek approval to publish the permanent regulation for COMAR 13A.02.06.03A with the following TENTATIVE timelines:

Maryland Register Issue Date	January 24, 2014
Hearing	N/A
30-Day Open Comment Period:	January 24, 2014 – February 24, 2014
Adoption	March 25, 2014

Attachment

Title 13A STATE BOARD OF EDUCATION

Subtitle 02 LOCAL SCHOOL ADMINISTRATION

Chapter 06 General Financial Aid to Local School Systems

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

.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) Is between age 5 and age 21;

(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;

(c) Is attending the early college public school program full-time;

(d) Is taking four or more credit bearing courses in the early college public school program; and

(e) Is under the supervision of the public school for the purposes of:

(i) Assuring that all graduation requirements are met;

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

(iii) Providing and supervising participation in extracurricular activities at the public school, if appropriate.

B.—D. (text unchanged)

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