

**First Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

INTRODUCED

LLS NO. 21-0573.01 Brita Darling x2241

SENATE BILL 21-106

SENATE SPONSORSHIP

Coleman and Priola, Bridges

HOUSE SPONSORSHIP

McLachlan and Baisley,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO IMPROVE SUCCESSFUL TRANSITIONS FROM**
102 **HIGH SCHOOL TO POST-HIGH SCHOOL TRAINING.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill amends the high school innovative learning pilot program (ILOP) that authorized school districts, district charter schools, and institute charter schools (local education providers) to count as full-time students high school students participating in innovative learning opportunities regardless of whether they meet the number of teacher-pupil instruction and contact hours for full-time enrollment. The bill allows a

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

school of a school district to participate in an ILOP with a district or independently and requires all applicants to demonstrate how their innovative learning plan disproportionately benefits underserved students.

In selecting applicants to participate in the pilot program, the bill requires the department of education (department) and the state board of education (state board) to consider whether the innovative learning plan includes opportunities for students to participate in registered or unregistered apprenticeships, internships, and technical training or skills programs through an industry provider, teacher training opportunities, concurrent enrollment, and industry certificates.

Further, subject to available appropriations, the state board is encouraged to select up to 20 applicants and is not limited to choosing applicants that had part-time students in the prior year and that enroll fewer than 5,000 students.

The bill creates the fourth year innovation pilot program (pilot program) in the department of higher education to disburse state funding to postsecondary education and training programs on behalf of low-income students who graduate early from a high school participating in the pilot program prior to enrolling in the fourth year of high school or prior to enrolling in the second semester of their fourth year in high school.

The state funding awarded to a student graduating prior to enrolling in the fourth year of high school is equal to the greater of 75% of the average state share amount of the statewide average per-pupil funding for public elementary and secondary schools or \$3,500. The state funding for a student graduating prior to the second semester of their fourth year in high school is equal to the greater of 45% of the average state share amount of the statewide average per-pupil funding for public elementary and secondary schools or \$2,000. The state funding is disbursed to the postsecondary program on behalf of the eligible graduate and may be used for the eligible graduate's cost of attendance for the postsecondary program, as determined by the department of higher education. The local education provider from which the student graduated early prior to the fourth year of high school receives a portion of the state savings for school finance obligations due to the early graduation.

An eligible graduate must enroll in a postsecondary program and use the state funding award before the eligible graduate's twenty-first birthday, at which time the unused portion of the state funding is forfeited.

The bill requires the department of higher education to report annually to certain committees of the general assembly certain information relating to the pilot program. The bill creates a fund for the pilot program.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 22-35.6-102, **amend**
3 (6) as follows:

4 **22-35.6-102. Definitions.** As used in this article 35.6, unless the
5 context otherwise requires:

- 6 (6) "Local education provider" means:
 - 7 (a) A school district organized pursuant to article 30 of this title
 - 8 22;
 - 9 (b) A SCHOOL OF A SCHOOL DISTRICT, AS DESCRIBED IN
 - 10 SUBSECTION (6)(a) OF THIS SECTION;
 - 11 (c) A board of cooperative services created pursuant to article 5
 - 12 of this title 22;
 - 13 (d) A charter school authorized by a school district pursuant to
 - 14 part 1 of article 30.5 of this title 22; or
 - 15 (e) An institute charter school authorized by the state charter
 - 16 school institute pursuant to part 5 of article 30.5 of this title 22.

17 **SECTION 2.** In Colorado Revised Statutes, 22-35.6-103, **amend**
18 (2) as follows:

19 **22-35.6-103. High school innovative learning pilot program -**
20 **created - rules.** (2) The state board shall promulgate rules as necessary
21 to implement the pilot program, including, at a minimum, application
22 timelines and any information to be included in the application in addition
23 to the information required in section 22-35.6-104 (1). In adopting rules,
24 the state board shall ensure, to the extent possible, that a local education
25 provider that is a school district that enrolls fewer than two thousand
26 students, A SCHOOL OF A SCHOOL DISTRICT, a district charter school, or an
27 institute charter school may submit a simplified application.

1 **SECTION 3.** In Colorado Revised Statutes, 22-35.6-104, **amend**
2 (1) introductory portion and (1)(d); and **add** (4) as follows:

3 **22-35.6-104. High school innovative learning pilot program -**
4 **application - requirements - rules.** (1) To participate in the pilot
5 program, a local education provider or a group of local education
6 providers must apply to the department in accordance with the timelines
7 and procedures established by rule of the state board. A SCHOOL OF A
8 SCHOOL DISTRICT MAY PARTICIPATE IN THE PILOT PROGRAM AS PART OF
9 THE SCHOOL DISTRICT OR APPLY TO PARTICIPATE IN THE PILOT PROGRAM
10 INDEPENDENTLY. A district charter school may participate in the pilot
11 program as part of its authorizing school district or apply to participate in
12 the pilot program independently. A board of cooperative services may
13 apply on behalf of its member school districts or to implement an
14 innovative learning plan in a public high school operated by the board of
15 cooperative services. An application must include:

16 (d) A description of the innovative learning plan that the applicant
17 expects to implement, including an explanation of how it aligns with at
18 least two of the principles specified in subsection (2) of this section and
19 why those principles were selected or an explanation of how it meets the
20 research-based design principles described in subsection (3) of this
21 section, AND HOW THE APPLICANT'S INNOVATIVE LEARNING PLAN
22 DISPROPORTIONATELY BENEFITS UNDERSERVED STUDENTS.

23 (4) IN SELECTING APPLICANTS TO PARTICIPATE IN THE PILOT
24 PROGRAM, THE DEPARTMENT AND STATE BOARD SHALL CONSIDER
25 WHETHER THE INNOVATIVE LEARNING PLAN INCLUDES OPPORTUNITIES FOR
26 STUDENTS TO PARTICIPATE IN REGISTERED OR UNREGISTERED
27 APPRENTICESHIPS, INTERNSHIPS, TECHNICAL TRAINING OR SKILLS

1 PROGRAMS THROUGH AN INDUSTRY PROVIDER, TEACHER TRAINING
2 OPPORTUNITIES, CONCURRENT ENROLLMENT, AND PROGRAMS LEADING TO
3 INDUSTRY-RECOGNIZED CERTIFICATES.

4 **SECTION 4.** In Colorado Revised Statutes, 22-35.6-105, **amend**
5 (2)(b), (2)(c), and (3)(b); and **add** (2)(d) as follows:

6 **22-35.6-105. High school innovative learning pilot program -**
7 **department - state board - duties - legislative declaration.** (2) The
8 department shall review the applications received and recommend to the
9 state board applicants to participate in the pilot program. The state board,
10 taking into account the recommendations of the department, shall select
11 the applicants to participate in the pilot program beginning in the 2020-21
12 budget year. In recommending and selecting the local education providers
13 to participate in the pilot program, the department and the state board
14 shall consider:

15 (b) The quality of the innovative learning plan and the likelihood
16 that it will result in meaningful innovative learning opportunities for
17 students that will significantly support them in the transition from high
18 school to postsecondary education or the workforce; ~~and~~

19 (c) The degree to which the innovative learning plan aligns with
20 at least two of the principles specified in section 22-35.6-104 (2) or meets
21 the research-based design principles described in section 22-35.6-104 (3);
22 AND

23 (d) THE DEGREE TO WHICH THE INNOVATIVE LEARNING PLAN
24 OFFERS STUDENTS ONE OR MORE OPPORTUNITIES DESCRIBED IN SECTION
25 22-35.6-104 (4).

26 (3) (b) (I) Beginning in the 2021-22 budget year, it is the intent of
27 the general assembly to increase annually the number of local education

1 providers that participate in the pilot program and, by the 2025-26 budget
2 year, to achieve one hundred percent participation by local education
3 providers that meet the requirements of this article 35.6.

4 (II) FOR THE 2021-22 BUDGET YEAR, AND EACH BUDGET YEAR
5 THEREAFTER IN WHICH THE STATE BOARD SELECTS PARTICIPATING LOCAL
6 EDUCATION PROVIDERS, SUBJECT TO AVAILABLE APPROPRIATIONS, THE
7 STATE BOARD IS ENCOURAGED TO SELECT UP TO TWENTY APPLICANTS AND
8 IS NOT LIMITED TO THE CRITERIA SPECIFIED IN SUBSECTION (3)(a)(I) OF
9 THIS SECTION.

10 **SECTION 5.** In Colorado Revised Statutes, **add** part 13 to article
11 3.3 of title 23 as follows:

12 PART 13

13 FOURTH-YEAR INNOVATION PILOT PROGRAM

14 **23-3.3-1301. Legislative declaration.** (1) THE GENERAL
15 ASSEMBLY FINDS AND DECLARES THAT:

16 (a) THROUGH THE INNOVATIVE LEARNING OPPORTUNITIES PILOT
17 PROGRAM, CONCURRENT ENROLLMENT, APPRENTICESHIPS, INTERNSHIPS,
18 AND OTHER HIGH SCHOOL TRANSITION PROGRAMS AND OPPORTUNITIES,
19 STUDENTS ARE ABLE TO PURSUE MULTIPLE PATHWAYS TO CAREER AND
20 POSTSECONDARY TRAINING AND EDUCATION;

21 (b) SOME STUDENTS WHO HAVE MET HIGH SCHOOL GRADUATION
22 REQUIREMENTS EARLY AND WANT TO PURSUE CAREER AND
23 POSTSECONDARY TRAINING AND EDUCATION OUTSIDE OF THE SCHOOL
24 SETTING FACE SIGNIFICANT FINANCIAL BARRIERS TO DOING SO; AND

25 (c) A STATE-FUNDED FOURTH-YEAR INNOVATION PILOT PROGRAM
26 WOULD HELP LOW-INCOME STUDENTS WITH THE DRIVE AND AMBITION TO
27 COMPLETE HIGH SCHOOL EARLY TO PAY FOR CAREER AND POSTSECONDARY

1 TRAINING AND EDUCATION.

2 (2) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT
3 LOW-INCOME STUDENTS WHO GRADUATE EARLY FROM A HIGH SCHOOL
4 PARTICIPATING IN THE PILOT PROGRAM SHOULD BE AWARDED STATE
5 FUNDING THROUGH THE FOURTH-YEAR INNOVATION PILOT PROGRAM TO BE
6 USED TO PURSUE CAREER AND POSTSECONDARY TRAINING AND EDUCATION
7 AFTER HIGH SCHOOL.

8 **23-3.3-1302. Definitions.** AS USED IN THIS PART 13, UNLESS THE
9 CONTEXT OTHERWISE REQUIRES:

10 (1) "DEPARTMENT" MEANS THE DEPARTMENT OF HIGHER
11 EDUCATION CREATED PURSUANT TO SECTION 24-1-114.

12 (2) "ELIGIBLE GRADUATE" MEANS A LOW-INCOME STUDENT WHO
13 HAS GRADUATED EARLY FROM A HIGH SCHOOL PARTICIPATING IN THE
14 PILOT PROGRAM AND WHO HAS MET THE REQUIREMENTS OF THIS PART 13
15 TO RECEIVE STATE FUNDING UNDER THE PILOT PROGRAM.

16 (3) "FOURTH-YEAR INNOVATION PILOT PROGRAM FUND" OR "FUND"
17 MEANS THE FOURTH-YEAR INNOVATION PILOT PROGRAM FUND CREATED
18 IN SECTION 23-3.3-1306.

19 (4) "GRADUATE EARLY" MEANS BEING AWARDED A HIGH SCHOOL
20 DIPLOMA FROM A HIGH SCHOOL PARTICIPATING IN THE PILOT PROGRAM,
21 PRIOR TO ENROLLING IN THE FOURTH YEAR OF HIGH SCHOOL OR PRIOR TO
22 THE SECOND SEMESTER OF THE FOURTH YEAR OF HIGH SCHOOL.

23 (5) "INSTITUTION OF HIGHER EDUCATION" MEANS A STATE
24 INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN SECTION 23-18-102
25 (10), OR ANY ACCREDITED CAMPUS OF A STATE INSTITUTION OF HIGHER
26 EDUCATION; A PRIVATE INSTITUTION OF HIGHER EDUCATION, AS DEFINED
27 IN SECTION 23-18-102 (9); A LOCAL DISTRICT COLLEGE, AS DEFINED IN

1 SECTION 23-71-102 (1)(a); AN AREA TECHNICAL COLLEGE, AS DEFINED IN
2 SECTION 23-60-103 (1); OR A PRIVATE OCCUPATIONAL SCHOOL, AS
3 DEFINED IN SECTION 23-64-103 (20), THAT IS AUTHORIZED BY THE PRIVATE
4 OCCUPATIONAL SCHOOL DIVISION PURSUANT TO ARTICLE 64 OF THIS TITLE
5 23.

6 (6) "LOCAL EDUCATION PROVIDER" MEANS:

7 (a) A SCHOOL DISTRICT ORGANIZED PURSUANT TO ARTICLE 30 OF
8 TITLE 22;

9 (b) A BOARD OF COOPERATIVE SERVICES CREATED PURSUANT TO
10 ARTICLE 5 OF TITLE 22 THAT OPERATES A HIGH SCHOOL;

11 (c) A CHARTER SCHOOL AUTHORIZED BY A SCHOOL DISTRICT
12 PURSUANT TO PART 1 OF ARTICLE 30.5 OF TITLE 22; OR

13 (d) AN INSTITUTE CHARTER SCHOOL AUTHORIZED BY THE STATE
14 CHARTER SCHOOL INSTITUTE PURSUANT TO PART 5 OF ARTICLE 30.5 OF
15 TITLE 22.

16 (7) "LOW-INCOME STUDENT" MEANS A STUDENT WHO WAS
17 ELIGIBLE FOR FREE OR REDUCED-PRICE LUNCH PURSUANT TO THE
18 PROVISIONS OF THE FEDERAL "RICHARD B. RUSSELL NATIONAL SCHOOL
19 LUNCH ACT", 42 U.S.C. SEC. 1751 ET SEQ., IN ANY OF GRADES EIGHT
20 THROUGH TWELVE OR WHO SATISFIES THE INCOME REQUIREMENTS FOR A
21 GRANT FROM THE FEDERAL PELL GRANT PROGRAM OR A SUCCESSOR
22 GRANT PROGRAM BASED ON THE SCHOOL YEAR IN WHICH THE ELIGIBLE
23 GRADUATE GRADUATED EARLY.

24 (8) "PILOT PROGRAM" MEANS THE FOURTH-YEAR INNOVATION
25 PILOT PROGRAM CREATED IN SECTION 23-3.3-1303.

26 (9) "POSTSECONDARY PROGRAM" MEANS A DEGREE OR
27 CERTIFICATE PROGRAM, OTHER THAN A PROFESSIONAL DEGREE IN

1 THEOLOGY, AS DEFINED IN SECTION 23-18-102 (9.5), OFFERED BY AN
2 INSTITUTION OF HIGHER EDUCATION, AND A TRAINING PROGRAM OFFERED
3 THROUGH AN APPROVED PROVIDER INCLUDED ON THE LIST OF APPROVED
4 PROVIDERS DISSEMINATED BY THE DEPARTMENT OF LABOR AND
5 EMPLOYMENT PURSUANT TO SECTION 8-83-225.

6 (10) (a) "STATE FUNDING" MEANS:

7 (I) FOR AN ELIGIBLE GRADUATE GRADUATING PRIOR TO THE
8 GRADUATE'S FOURTH YEAR IN HIGH SCHOOL, THE AMOUNT OF MONEY THAT
9 AN ELIGIBLE GRADUATE RECEIVES, CALCULATED AS THE GREATER OF:

10 (A) SEVENTY-FIVE PERCENT OF AN AMOUNT EQUAL TO THE
11 AVERAGE STATE SHARE OF THE STATE AVERAGE PER-PUPIL REVENUES FOR
12 THE APPLICABLE BUDGET YEAR; OR

13 (B) THREE THOUSAND FIVE HUNDRED DOLLARS; AND

14 (II) FOR AN ELIGIBLE GRADUATE GRADUATING PRIOR TO THE
15 SECOND SEMESTER OF THE GRADUATE'S FOURTH YEAR OF HIGH SCHOOL,
16 THE AMOUNT OF MONEY THAT AN ELIGIBLE GRADUATE RECEIVES,
17 CALCULATED AS THE GREATER OF:

18 (A) FORTY-FIVE PERCENT OF AN AMOUNT EQUAL TO THE AVERAGE
19 STATE SHARE OF THE STATE AVERAGE PER-PUPIL REVENUES FOR THE
20 APPLICABLE BUDGET YEAR; OR

21 (B) TWO THOUSAND DOLLARS.

22 (b) FOR PURPOSES OF THE CALCULATIONS IN SUBSECTION (10)(a)
23 OF THIS SECTION, "APPLICABLE BUDGET YEAR" IS THE BUDGET YEAR IN
24 WHICH THE STUDENT GRADUATED EARLY.

25 **23-3.3-1303. Fourth-year innovation pilot program - creation**
26 **- eligibility - award of state funding - commission policies.**

27 (1) (a) THERE IS CREATED IN THE DEPARTMENT THE FOURTH-YEAR

1 INNOVATION PILOT PROGRAM. THE PURPOSE OF THE PILOT PROGRAM IS TO
2 PROVIDE STATE FUNDING TO LOW-INCOME STUDENTS WHO GRADUATE
3 EARLY FROM A HIGH SCHOOL PARTICIPATING IN THE PILOT PROGRAM.

4 (b) THE PILOT PROGRAM IS LIMITED TO FIVE LOCAL EDUCATION
5 PROVIDERS OR GROUP OF PROVIDERS WITH THE FIRST COHORT OF
6 GRADUATES GRADUATING EARLY DURING THE 2021-22 SCHOOL YEAR AND
7 THE LAST COHORT OF GRADUATES GRADUATING EARLY DURING THE
8 2025-26 SCHOOL YEAR. A LOCAL EDUCATION PROVIDER OR A GROUP OF
9 LOCAL EDUCATION PROVIDERS MAY APPLY TO THE DEPARTMENT TO
10 PARTICIPATE IN THE PILOT PROGRAM. THE STATE BOARD SHALL SELECT
11 PILOT PROGRAM PARTICIPANTS, INCLUDING A MIX OF URBAN, SUBURBAN,
12 AND RURAL LOCAL EDUCATION PROVIDERS. IN THE PILOT PROGRAM
13 APPLICATION, THE APPLICANT OR APPLICANTS SHALL INDICATE WHICH
14 HIGH SCHOOLS ARE PARTICIPATING IN THE PILOT PROGRAM. WITH
15 APPROVAL OF THE CHARTER SCHOOL, A SCHOOL DISTRICT THAT IS
16 SELECTED TO PARTICIPATE IN THE PILOT PROGRAM MAY ALSO INCLUDE A
17 CHARTER SCHOOL AUTHORIZED BY THE SCHOOL DISTRICT AS ONE OF ITS
18 DESIGNATED HIGH SCHOOLS.

19 (2) THE COMMISSION SHALL ADOPT ANY NECESSARY POLICIES AND
20 THE DEPARTMENT SHALL ADOPT ANY NECESSARY GUIDELINES TO
21 IMPLEMENT AND ADMINISTER THE PILOT PROGRAM.

22 (3) (a) NO LATER THAN FEBRUARY 15, 2022, AND NO LATER THAN
23 FEBRUARY 15 EACH YEAR THEREAFTER, THE LOCAL EDUCATION PROVIDER
24 OF A LOW-INCOME STUDENT WHO HAS GRADUATED EARLY DURING THE
25 BUDGET YEAR OR WHO IS ON TRACK TO GRADUATE EARLY SHALL NOTIFY
26 THE DEPARTMENT OF THE STUDENT'S EARLY GRADUATION OR EXPECTED
27 EARLY GRADUATION. NO LATER THAN MARCH 15, 2022, AND NO LATER

1 THAN MARCH 15 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL
2 REPORT TO THE JOINT BUDGET COMMITTEE THE STUDENT'S NAME, THE
3 LOCAL EDUCATION PROVIDER, THE NAME OF THE HIGH SCHOOL, AND THE
4 STUDENT'S ACTUAL OR EXPECTED GRADUATION DATE. THE LOCAL
5 EDUCATION PROVIDER SHALL NOTIFY THE DEPARTMENT IF A STUDENT
6 OTHERWISE IDENTIFIED PURSUANT TO THIS SUBSECTION (3) WILL NOT
7 GRADUATE EARLY.

8 (b) (I) IN THE ANNUAL GENERAL APPROPRIATION ACT ENACTED
9 FOR THE BUDGET YEAR THAT COMMENCES IN JULY FOLLOWING THE
10 STUDENT'S EARLY GRADUATION DATE, THE GENERAL ASSEMBLY SHALL
11 APPROPRIATE TO THE FOURTH-YEAR INNOVATION PILOT PROGRAM FUND,
12 ON BEHALF OF EACH ELIGIBLE GRADUATE, AN AMOUNT OF MONEY EQUAL
13 TO THE STATE FUNDING FOR EACH ELIGIBLE GRADUATE.

14 (II) THE GENERAL ASSEMBLY SHALL ALSO APPROPRIATE TO THE
15 DEPARTMENT IN THE BUDGET YEAR THAT COMMENCES IN JULY FOLLOWING
16 THE STUDENT'S EARLY GRADUATION AN AMOUNT EQUAL TO TWENTY-FIVE
17 PERCENT OF THE AVERAGE STATE SHARE OF THE STATE AVERAGE
18 PER-PUPIL REVENUES FOR THE APPLICABLE BUDGET YEAR FOR
19 DISTRIBUTION TO THE LOCAL EDUCATION PROVIDER FROM WHICH THE
20 ELIGIBLE GRADUATE GRADUATED EARLY PRIOR TO COMPLETION OF THEIR
21 FOURTH YEAR OF HIGH SCHOOL. THE LOCAL EDUCATION PROVIDER IS
22 ENCOURAGED TO DIRECT A PORTION OF THE MONEY RECEIVED PURSUANT
23 TO THIS SUBSECTION (3)(b)(II) TO HIGH-QUALITY CAREER AND
24 POSTSECONDARY COUNSELING AND SUPPORTS TO ENSURE THAT STUDENTS
25 WHO MAY BE ELIGIBLE FOR STATE FUNDING ARE AWARE OF THE PILOT
26 PROGRAM AND RECEIVE APPROPRIATE ASSISTANCE IN DETERMINING HOW
27 TO ALLOCATE STATE FUNDING RECEIVED PURSUANT TO THE PILOT

1 PROGRAM TO THEIR INTENDED POSTSECONDARY PROGRAM.

2 (c) NOTWITHSTANDING ANY PROVISION OF THIS SUBSECTION (3) TO
3 THE CONTRARY, AN ELIGIBLE GRADUATE IS NOT DISQUALIFIED FROM
4 RECEIVING STATE FUNDING DUE SOLELY TO THE LOCAL EDUCATION
5 PROVIDER'S FAILURE TO SEND THE REQUIRED NOTICE TO THE DEPARTMENT
6 BY THE DEADLINE SET FORTH IN SUBSECTION (3)(a) OF THIS SECTION. THE
7 DEPARTMENT SHALL REQUEST SUPPLEMENTAL MONEY, AS NECESSARY, TO
8 DISBURSE STATE FUNDING ON BEHALF OF ALL ELIGIBLE GRADUATES.

9 **23-3.3-1304. Receipt and use of state funding.** (1) TO RECEIVE
10 STATE FUNDING PURSUANT TO THE PILOT PROGRAM, AN ELIGIBLE
11 GRADUATE MUST GRADUATE EARLY FROM A HIGH SCHOOL PARTICIPATING
12 IN THE PILOT PROGRAM AND COMMENCE A POSTSECONDARY PROGRAM IN
13 COLORADO PRIOR TO THE ELIGIBLE GRADUATE REACHING TWENTY-ONE
14 YEARS OF AGE. THE ELIGIBLE GRADUATE SHALL RECEIVE THE STATE
15 FUNDING UNTIL THE STATE FUNDING IS EXHAUSTED OR THE ELIGIBLE
16 GRADUATE REACHES TWENTY-ONE YEARS OF AGE, AT WHICH TIME THE
17 ELIGIBLE GRADUATE FORFEITS ANY UNUSED PORTION OF THE STATE
18 FUNDING.

19 (2) (a) THE DEPARTMENT SHALL DISBURSE STATE FUNDING ON
20 BEHALF OF THE ELIGIBLE GRADUATE TO THE ELIGIBLE GRADUATE'S
21 POSTSECONDARY PROGRAM WITHIN THIRTY BUSINESS DAYS AFTER A
22 REQUEST IS MADE IN THE MANNER DETERMINED PURSUANT TO
23 COMMISSION RULES AND DEPARTMENT GUIDELINES. THE ELIGIBLE
24 GRADUATE'S POSTSECONDARY PROGRAM SHALL REMIT TO THE ELIGIBLE
25 GRADUATE THAT PORTION OF STATE FUNDING REMAINING AFTER PAYMENT
26 OF TUITION, FEES, AND OTHER EXPENSES RELATED TO THE STUDENT'S COST
27 OF ATTENDANCE THAT ARE PAYABLE TO THE POSTSECONDARY PROGRAM.

1 THE ELIGIBLE GRADUATE SHALL USE REMAINING STATE FUNDING FOR THE
2 PURPOSES DESCRIBED IN SUBSECTION (2)(b) OF THIS SECTION.

3 (b) STATE FUNDING RECEIVED PURSUANT TO THE PILOT PROGRAM
4 MUST BE USED FOR TUITION, FEES, BOOKS, TRANSPORTATION, AND OTHER
5 EXPENSES ASSOCIATED WITH THE ELIGIBLE GRADUATE'S COST OF
6 ATTENDANCE, AS DEFINED IN SECTION 23-3.3-1002, AT THE
7 POSTSECONDARY PROGRAM, AS DETERMINED BY THE DEPARTMENT
8 PURSUANT TO FEDERAL LAW, AS WELL ANY EQUIPMENT NEEDED TO
9 PURSUE WORK-BASED LEARNING TRAINING.

10 **23-3.3-1305. Reporting requirements.** (1) ON OR BEFORE
11 NOVEMBER 1, 2022, AND ON OR BEFORE NOVEMBER 1 OF EACH YEAR
12 THEREAFTER IN WHICH STATE FUNDING IS DISBURSED ON BEHALF OF AN
13 ELIGIBLE GRADUATE, THE DEPARTMENT SHALL SUBMIT A REPORT TO THE
14 JOINT BUDGET COMMITTEE AND TO THE EDUCATION COMMITTEES OF THE
15 HOUSE OF REPRESENTATIVES AND OF THE SENATE, OR THEIR SUCCESSOR
16 COMMITTEES, WHICH REPORT MUST INCLUDE, AT A MINIMUM:

17 (a) THE NUMBER OF ELIGIBLE GRADUATES RECEIVING STATE
18 FUNDING IN THE CURRENT BUDGET YEAR AND THE HIGH SCHOOLS FROM
19 WHICH THE ELIGIBLE GRADUATES GRADUATED;

20 (b) THE AMOUNT OF STATE FUNDING AWARDED TO EACH ELIGIBLE
21 GRADUATE FOR THE APPLICABLE BUDGET YEAR;

22 (c) DEMOGRAPHIC DATA OF ELIGIBLE GRADUATES RECEIVING
23 STATE FUNDING;

24 (d) THE AMOUNT OF MONEY DISBURSED TO A LOCAL EDUCATION
25 PROVIDER FOR STUDENTS WHO GRADUATED EARLY IN THE PRIOR BUDGET
26 YEAR;

27 (e) THE POSTSECONDARY PROGRAM FOR WHICH THE ELIGIBLE

1 GRADUATE USED THE STATE FUNDING;

2 (f) THE AMOUNT OF STATE FUNDING THAT HAS BEEN FORFEITED OR
3 IS PROJECTED TO BE FORFEITED FOR THE APPLICABLE BUDGET YEAR; AND

4 (g) REQUESTED ADJUSTMENTS TO THE APPROPRIATION FOR THE
5 PILOT PROGRAM AND RECOMMENDATIONS FOR CHANGES TO THE
6 IMPLEMENTATION OF THE PILOT PROGRAM OR STATUTORY LANGUAGE, IF
7 ANY.

8 (2) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I) TO THE
9 CONTRARY, THE REPORTING REQUIREMENTS SET FORTH IN THIS SECTION
10 CONTINUE INDEFINITELY.

11 **23-3.3-1306. Fourth-year innovation pilot program fund -**
12 **creation - reversion.** (1) THERE IS CREATED IN THE STATE TREASURY THE
13 FOURTH-YEAR INNOVATION PILOT PROGRAM FUND. THE FUND CONSISTS OF
14 MONEY APPROPRIATED OR TRANSFERRED TO THE FUND BY THE GENERAL
15 ASSEMBLY ON BEHALF OF ELIGIBLE GRADUATES.

16 (2) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND
17 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE
18 FUND TO THE FUND.

19 (3) THE DEPARTMENT SHALL NOTIFY THE STATE TREASURER OF
20 THE AMOUNT OF ANY FORFEITED STATE FUNDING FOR ELIGIBLE
21 GRADUATES REMAINING IN THE FUND AT THE END OF THE FISCAL YEAR.
22 THE STATE TREASURER SHALL TRANSFER THE AMOUNT OF ANY FORFEITED
23 STATE FUNDING REMAINING IN THE FUND AT THE END OF A FISCAL YEAR TO
24 THE GENERAL FUND. OTHER THAN FORFEITED STATE FUNDING
25 TRANSFERRED TO THE GENERAL FUND PURSUANT TO THIS SUBSECTION (3),
26 MONEY IN THE FUND AT THE END OF THE FISCAL YEAR REMAINS IN THE
27 FUND AND IS NOT TRANSFERRED TO THE GENERAL FUND UNTIL THE REPEAL

1 OF THIS PART 13 PURSUANT TO SECTION 23-3.3-1307.

2 (4) MONEY IN THE FUND IS CONTINUOUSLY APPROPRIATED TO THE
3 DEPARTMENT FOR DISBURSEMENTS OF STATE FUNDING ON BEHALF OF
4 ELIGIBLE GRADUATES.

5 **23-3.3-1307. Repeal of part.** THIS PART 13 IS REPEALED,
6 EFFECTIVE JULY 1, 2034.

7 **SECTION 6. Safety clause.** The general assembly hereby finds,
8 determines, and declares that this act is necessary for the immediate
9 preservation of the public peace, health, or safety.