

115TH CONGRESS
1ST SESSION

H. R. 2845

To direct the Secretary of Education to make grants to support early college high schools and dual or concurrent enrollment programs.

IN THE HOUSE OF REPRESENTATIVES

JUNE 8, 2017

Mr. ESPAILLAT (for himself, Mr. KILDEE, Mr. SCOTT of Virginia, Mr. SERRANO, Mrs. DAVIS of California, Ms. MOORE, Mr. SABLAN, Ms. WILSON of Florida, Ms. NORTON, Mr. NADLER, Ms. SHEA-PORTER, Mr. GONZALEZ of Texas, Mr. TAKANO, Mr. DANNY K. DAVIS of Illinois, Mr. CROWLEY, Mr. CARTWRIGHT, Mr. NOLAN, Mr. ENGEL, Mr. DESAULNIER, Mr. GRIJALVA, Mr. VARGAS, Mr. NORCROSS, Ms. BLUNT ROCHESTER, Ms. ADAMS, Mr. POLIS, Ms. BONAMICI, Mr. RASKIN, and Mr. SWALWELL of California) introduced the following bill; which was referred to the Committee on Education and the Workforce

A BILL

To direct the Secretary of Education to make grants to support early college high schools and dual or concurrent enrollment programs.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Jumpstart on College
5 Act”.

1 **SEC. 2. PURPOSE.**

2 The purpose of this Act is to increase the percentage
3 of students who complete a recognized postsecondary cre-
4 dential within 100 percent of the normal time for the com-
5 pletion of such credential, including low-income students
6 and students from other populations that are underrep-
7 resented in higher education.

8 **SEC. 3. DEFINITIONS.**

9 In this Act:

10 (1) **ELIGIBLE ENTITY.**—The term “eligible enti-
11 ty” means an institution of higher education in part-
12 nership with one or more local educational agencies
13 (which may be an educational service agency). Such
14 partnership may also include other entities such as
15 nonprofit organizations or businesses.

16 (2) **INSTITUTION OF HIGHER EDUCATION.**—The
17 term “institution of higher education” has the
18 meaning given the term in section 101 of the Higher
19 Education Act of 1965 (20 U.S.C. 1001).

20 (3) **ESEA TERMS.**—The terms “dual or concur-
21 rent enrollment program”, “early college high
22 school”, “educational service agency”, “four-year ad-
23 justed cohort graduation rate”, “local educational
24 agency”, “secondary school”, and “State” have
25 meanings given the terms in section 8101 of the Ele-

1 mentary and Secondary Education Act of 1965 (20
2 U.S.C. 7801).

3 (4) LOW-INCOME STUDENT.—The term “low-in-
4 come student” means a student counted under sec-
5 tion 1124(c) of the Elementary and Secondary Edu-
6 cation Act of 1965 (20 U.S.C. 6333(c)).

7 (5) RECOGNIZED POSTSECONDARY CREDEN-
8 TIAL.—The term “recognized postsecondary creden-
9 tial” has the meaning given the term in section 3 of
10 the Workforce Innovation and Opportunity Act (29
11 U.S.C. 3102).

12 (6) SECRETARY.—The term “Secretary” means
13 the Secretary of Education.

14 **SEC. 4. AUTHORIZATION OF APPROPRIATIONS; RESERVA-**
15 **TIONS.**

16 (a) IN GENERAL.—To carry out this Act, there are
17 authorized to be appropriated \$250,000,000 for fiscal year
18 2018 and such sums as may be necessary for each of fiscal
19 years 2019 through 2028.

20 (b) RESERVATIONS.—From the funds appropriated
21 under subsection (a) for each fiscal year, the Secretary
22 shall reserve—

23 (1) not less than 40 percent for grants to eligi-
24 ble entities under section 5;

1 (2) not less than 55 percent for grants to
2 States under section 6; and

3 (3) not less than 5 percent for national activi-
4 ties under section 8.

5 **SEC. 5. GRANTS TO ELIGIBLE ENTITIES.**

6 (a) IN GENERAL.—The Secretary shall award grants
7 to eligible entities, on a competitive basis, to assist such
8 entities in establishing or supporting an early college high
9 school or dual or concurrent enrollment program in ac-
10 cordance with this section.

11 (b) DURATION.—Each grant under this section shall
12 be awarded for a period of 6 years.

13 (c) GRANT AMOUNT.—The Secretary shall ensure
14 that the amount of each grant under this section is suffi-
15 cient to enable each grantee to carry out the activities de-
16 scribed in subsection (h), except that a grant under this
17 section may not exceed \$2,000,000.

18 (d) MATCHING REQUIREMENT.—

19 (1) IN GENERAL.—For each year that an eligi-
20 ble entity receives a grant under this section, the en-
21 tity shall contribute matching funds, in the amounts
22 described in paragraph (2), for the activities sup-
23 ported by the grant.

24 (2) AMOUNTS DESCRIBED.—The amounts de-
25 scribed in this paragraph are:

1 (A) For each of the first and second years
2 of the grant period, 20 percent of the grant
3 amount.

4 (B) For each of the third and fourth years
5 of the grant period, 30 percent of the grant
6 amount.

7 (C) For the fifth year of the grant period,
8 40 percent of the grant amount.

9 (D) For the sixth year of the grant period,
10 50 percent of the grant amount.

11 (3) DETERMINATION OF AMOUNT CONTRIB-
12 UTED.—

13 (A) IN-KIND CONTRIBUTIONS.—The Sec-
14 retary shall allow an eligible entity to meet the
15 requirements of this subsection through in-kind
16 contributions.

17 (B) NON-FEDERAL SOURCES.—Not less
18 than half of each amount described in para-
19 graph (2) shall be provided by the eligible entity
20 from non-Federal sources.

21 (e) SUPPLEMENT, NOT SUPPLANT.—An eligible enti-
22 ty shall use a grant received under this section only to
23 supplement funds that would, in the absence of such
24 grant, be made available from other Federal, State, or

1 local sources for activities supported by the grant, not to
2 supplant such funds.

3 (f) PRIORITY.—In awarding grants under this sec-
4 tion, the Secretary shall give priority to eligible entities
5 that—

6 (1) propose to establish or support an early col-
7 lege high school or other dual or concurrent enroll-
8 ment program that will serve a student population
9 of which not less than 51 percent are low-income
10 students;

11 (2) are from States that provide assistance to
12 early college high schools or other dual enrollment
13 programs, such as assistance to defray the costs of
14 higher education (including costs of tuition, fees,
15 and textbooks); and

16 (3) propose to establish or support an early col-
17 lege high school or dual or concurrent enrollment
18 program that meets quality standards established
19 by—

20 (A) a nationally recognized accrediting
21 agency or association that offers accreditation
22 specifically for such programs; or

23 (B) a State process specifically for the re-
24 view and approval of such programs.

1 (g) EQUITABLE DISTRIBUTION.—The Secretary shall
2 ensure, to the extent practicable, that eligible entities re-
3 ceiving grants under this section—

4 (1) are from a representative cross section of—

5 (A) urban, suburban, and rural areas; and

6 (B) regions of the United States; and

7 (2) include both two-year and four-year institu-
8 tions of higher education.

9 (h) USES OF FUNDS.—

10 (1) MANDATORY ACTIVITIES.—

11 (A) IN GENERAL.—An eligible entity shall
12 use grant funds received under this section—

13 (i) to support the activities described
14 in its application under subsection (i);

15 (ii) to create and maintain a coherent
16 system of supports for students, teachers,
17 principals, and faculty under the program,
18 including—

19 (I) college and career readiness,
20 academic, and social support services
21 for students; and

22 (II) professional development for
23 secondary school teachers, faculty,
24 and principals and faculty from the

1 institution of higher education, includ-
2 ing—

3 (aa) joint professional devel-
4 opment activities; and

5 (bb) activities to assist such
6 teachers, faculty, and principals
7 in using effective parent and
8 community engagement strate-
9 gies and to help ensure the suc-
10 cess of students academically at
11 risk of not enrolling in or com-
12 pleting postsecondary education,
13 first-generation college students,
14 and students described in section
15 1111(b)(2)(B)(xi) of the Elemen-
16 tary and Secondary Education
17 Act of 1965 (20 U.S.C.
18 6311(b)(2)(B)(xi));

19 (iii) to carry out liaison activities
20 among the partners that comprise the eli-
21 gible entity pursuant to an agreement or
22 memorandum of understanding docu-
23 menting commitments, resources, roles,
24 and responsibilities of the partners con-
25 sistent with the design of the program;

1 (iv) for outreach programs to ensure
2 that secondary school students and their
3 families, including students academically at
4 risk of not enrolling in or completing post-
5 secondary education, first-generation col-
6 lege students, and students described in
7 section 1111(b)(2)(B)(xi) of the Elemen-
8 tary and Secondary Education Act of 1965
9 (20 U.S.C. 6311(b)(2)(B)(xi)), are—

10 (I) aware of, and recruited into,
11 the early college high school or dual
12 or concurrent enrollment program;
13 and

14 (II) assisted with the process of
15 enrolling in the early college high
16 school or program;

17 (v) to collect, share, and use data (in
18 compliance with section 444 of the General
19 Education Provisions Act (20 U.S.C.
20 1232g)) for program improvement and
21 program evaluation; and

22 (vi) to review and strengthen its pro-
23 gram to maximize the potential that stu-
24 dents participating in the program will
25 eventually complete a recognized postsec-

ondary credential, including by optimizing—

(I) the curriculum of the program;

(II) the sequence of courses offered by the program; and

(III) the alignment of academic calendars between the secondary schools and the institution of higher education participating in the program.

(B) NEW PROGRAMS.—In the case of an eligible entity that uses a grant under this section to establish an early college high school or dual or concurrent enrollment program, the entity shall use such funds during the first year of the grant period—

(i) to design the curriculum and sequence of courses in collaboration with, at a minimum—

(I) faculty from the institution of higher education;

(II) teachers and faculty from the local educational agency; and

1 (III) in the case of a career and
2 technical education program, employ-
3 ers or workforce development entities
4 to ensure that the program is aligned
5 with labor market demand;

6 (ii) to develop and implement an ar-
7 ticulation agreement between the institu-
8 tion of higher education and the local edu-
9 cational agency that governs how sec-
10 ondary and postsecondary credits will be
11 awarded under the program; and

12 (iii) to carry out the activities de-
13 scribed in subparagraph (A).

14 (2) ALLOWABLE ACTIVITIES.—An eligible entity
15 may use grant funds received under this section to
16 support the activities described in its application
17 under subsection (i), including by—

18 (A) purchasing textbooks and equipment
19 that support the program’s curriculum;

20 (B) pursuant to the assurance provided by
21 the eligible entity under subsection (i)(3)(A),
22 paying tuition and fees for postsecondary
23 courses taken by students under the program;

24 (C) incorporating work-based learning op-
25 portunities into the program (which may in-

1 include partnering with entities that provide such
2 opportunities), including—

3 (i) internships;

4 (ii) career-based capstone projects;

5 (iii) pre-apprenticeships and appren-
6 ticeships provided by eligible providers of
7 apprenticeship programs described in sec-
8 tion 122(a)(2)(B) of the Workforce Inno-
9 vation and Opportunity Act (29 U.S.C.
10 3152(a)(2)(B)); and

11 (iv) work-based learning opportunities
12 provided under chapters 1 and 2 of sub-
13 part 2 of part A of title IV of the Higher
14 Education Act of 1965 (20 U.S.C. 1070a–
15 11 et seq.);

16 (D) providing students with transportation
17 to and from the program;

18 (E) paying costs for—

19 (i) high school teachers to obtain the
20 skills, credentials, or industry certifications
21 necessary to teach for the institution of
22 higher education participating in the pro-
23 gram; or

24 (ii) postsecondary faculty to become
25 certified to teach high school; or

1 (F) providing time during which secondary
2 school teachers and faculty and faculty from an
3 institution of higher education can collaborate,
4 which may include the planning of team activi-
5 ties for such teachers and faculty.

6 (i) APPLICATION.—

7 (1) IN GENERAL.—To be eligible to receive a
8 grant under this section, an eligible entity shall sub-
9 mit to the Secretary an application at such time, in
10 such manner, and containing such information as
11 the Secretary may require.

12 (2) CONTENTS OF APPLICATION.—The applica-
13 tion under paragraph (1) shall include, at minimum,
14 a description of—

15 (A) the partnership that comprises the eli-
16 gible entity, including documentation of partner
17 commitments, resources and budget, roles, and
18 responsibilities;

19 (B) how the partners that comprise the eli-
20 gible entity will coordinate to carry out the
21 mandatory activities described in subsection
22 (h)(1);

23 (C) the number of students intended to be
24 served by the program and demographic infor-
25 mation relating to such students;

1 (D) how the eligible entity's curriculum
2 and sequence of courses form a program of
3 study leading to a recognized postsecondary cre-
4 dential;

5 (E) how postsecondary credits earned will
6 be transferable to institutions of higher edu-
7 cation within the State, including any applicable
8 statewide transfer agreements and any provi-
9 sions of such agreements that are specific to
10 dual or concurrent enrollment programs;

11 (F) how the eligible entity will ensure that
12 students understand how credits earned by such
13 students will transfer;

14 (G) outreach programs to provide sec-
15 ondary school students, especially those in mid-
16 dle grades, and their parents, teachers, school
17 counselors, and principals information about,
18 and academic preparation for, the early college
19 high school or other dual enrollment program;

20 (H) how the eligible entity will determine
21 the eligibility of students for postsecondary
22 courses, including an explanation of the mul-
23 tiple factors the entity will take into account to
24 assess the readiness of students for such
25 courses; and

1 (I) the sustainability plan for the early col-
2 lege high school or other dual or concurrent en-
3 rollment program.

4 (3) ASSURANCES.—The application under para-
5 graph (1) shall include assurances from the eligible
6 entity that—

7 (A) students participating in a program
8 funded with a grant under this section will not
9 be required to pay tuition or fees for postsec-
10 ondary courses taken under the program;

11 (B) postsecondary credits earned by stu-
12 dents under the program will be transcribed
13 upon completion of the required course work;
14 and

15 (C) instructors of postsecondary courses
16 under the program will meet the same stand-
17 ards applicable to other faculty at the institu-
18 tion of higher education that is participating in
19 the program.

20 **SEC. 6. GRANTS TO STATES.**

21 (a) IN GENERAL.—The Secretary shall award grants
22 to States, on a competitive basis, to assist States in sup-
23 porting or establishing early college high schools or dual
24 or concurrent enrollment programs.

1 (b) DURATION.—Each grant under this section shall
2 be awarded for a period of 6 years.

3 (c) GRANT AMOUNT.—The Secretary shall ensure
4 that the amount of each grant under this section is suffi-
5 cient to enable each grantee to carry out the activities de-
6 scribed in subsection (f).

7 (d) MATCHING REQUIREMENT.—For each year that
8 a State receives a grant under this section, the State shall
9 provide, from non-Federal sources, an amount equal to 50
10 percent of the amount of the grant received by the State
11 for such year to carry out the activities supported by the
12 grant.

13 (e) SUPPLEMENT, NOT SUPPLANT.—A State shall
14 use a grant received under this section only to supplement
15 funds that would, in the absence of such grant, be made
16 available from other Federal, State, or local sources for
17 activities supported by the grant, not to supplant such
18 funds.

19 (f) USES OF FUNDS.—

20 (1) MANDATORY ACTIVITIES.—A State shall use
21 grant funds received under this section to—

22 (A) support the activities described in its
23 application under subsection (g);

24 (B) plan and implement a statewide strat-
25 egy for expanding access to early college high

1 schools and dual or concurrent enrollment pro-
2 grams for students who are underrepresented in
3 higher education to raise statewide rates of sec-
4 ondary school graduation, readiness for postsec-
5 ondary education, and completion of recognized
6 postsecondary credentials, with a focus on stu-
7 dents academically at risk of not enrolling in or
8 completing postsecondary education;

9 (C) identify any obstacles to such a strat-
10 egy under State law or policy;

11 (D) provide technical assistance (either di-
12 rectly or through a knowledgeable intermediary)
13 to early college high schools and other dual or
14 concurrent enrollment programs, which may in-
15 clude—

16 (i) brokering relationships and agree-
17 ments that forge a strong partnership be-
18 tween elementary and secondary and post-
19 secondary partners; and

20 (ii) offering statewide training and
21 peer learning opportunities for school lead-
22 ers, instructors, and counselors or advisors;

23 (E) identify and implement policies that
24 will improve the effectiveness and ensure the
25 quality of early college high schools and dual or

1 concurrent enrollment programs, such as eligi-
2 bility and access, funding, data and quality as-
3 surance, governance, accountability, and align-
4 ment policies;

5 (F) disseminate best practices for early
6 college high schools and dual or concurrent en-
7 rollment programs, which may include best
8 practices from programs in the State or other
9 States;

10 (G) facilitate statewide secondary and
11 postsecondary data collection, research and
12 evaluation, and reporting to policymakers and
13 other stakeholders; and

14 (H) conduct outreach programs to ensure
15 that secondary school students, their families,
16 and community members are aware of early col-
17 lege high schools and dual enrollment programs
18 in the State.

19 (2) ALLOWABLE ACTIVITIES.—A State may use
20 grant funds received under this section to—

21 (A) establish a mechanism to offset the
22 costs of tuition, fees, and support services for
23 low-income students enrolled in dual or concur-
24 rent enrollment programs or early college high
25 schools;

1 (B) establish formal transfer systems with-
2 in and across State higher education systems,
3 including two-year and four-year public and pri-
4 vate institutions, to maximize the transferability
5 of college courses;

6 (C) provide incentives to school districts
7 that—

8 (i) assist high school teachers in get-
9 ting the credentials needed to participate
10 in dual or concurrent enrollment and early
11 college high school programs; and

12 (ii) encourage the use of college in-
13 structors to teach college courses in high
14 schools; and

15 (D) support initiatives to improve the qual-
16 ity of dual or concurrent enrollment programs
17 at participating institutions, including by assist-
18 ing such institutions in aligning programs with
19 the quality standards described in section
20 5(f)(3).

21 (g) STATE APPLICATIONS.—

22 (1) APPLICATION.—To be eligible to receive a
23 grant under this section, a State shall submit to the
24 Secretary an application at such time, in such man-

ner, and containing such information as the Secretary may require.

(2) CONTENTS OF APPLICATION.—The application under paragraph (1) shall include, at minimum, a description of—

(A) how the State will carry out the mandatory State activities described subsection (f)(1);

(B) how the State will ensure that any programs funded with a grant under this section are coordinated with programs under—

(i) the Carl D. Perkins Career and Technical Education Act of 2006 (20 U.S.C. 2301 et seq.);

(ii) the Workforce Innovation and Opportunity Act (29 U.S.C. 3101 et seq.); and

(iii) the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6301 et seq.);

(C) how the State intends to use grant funds to address achievement gaps for each category of students described in section 1111(b)(2)(B)(xi) of the Elementary and Secondary Education Act of 1965 (20 U.S.C.

6311(b)(2)(B)(xi)) as identified by the State in its accountability system under section 1111(c) of the Elementary and Secondary Education Act of 1965 (20 U.S.C. 6311(c));

(D) how the State will access and leverage additional resources necessary to sustain early college high schools or other dual or concurrent enrollment programs;

(E) how the State will identify and eliminate barriers to implementing effective early college high schools and dual or concurrent enrollment programs after the grant expires, including by engaging businesses and nonprofit organizations; and

(F) such other information as the Secretary determines to be appropriate.

SEC. 7. REPORTING AND OVERSIGHT.

(a) IN GENERAL.—Not less frequently than once annually, each State and eligible entity that receives a grant under this Act shall submit to the Secretary a report on the progress of the State or eligible entity in carrying out the programs supported by such grant.

(b) FORM OF REPORT.—The report under subsection (a) shall be submitted to the Secretary at such time, in such manner, and containing such information as the Sec-

1 retary may require. The Secretary shall issue uniform
2 guidelines describing the information that shall be re-
3 ported by grantees under such subsection.

4 (c) CONTENTS OF REPORT.—

5 (1) IN GENERAL.—The report under subsection

6 (a) shall include, at minimum, the following:

7 (A) The number of students enrolled in the
8 early college high school or dual or concurrent
9 enrollment program.

10 (B) The number and percentage of stu-
11 dents enrolled in the early college high school or
12 dual or concurrent enrollment program who
13 earn a recognized postsecondary credential con-
14 currently with a high school diploma.

15 (C) The number of postsecondary credits
16 earned by eligible students while enrolled in the
17 early college high school or dual or concurrent
18 enrollment program that may be applied toward
19 a recognized postsecondary credential.

20 (D) The number and percentage of stu-
21 dents who earn a high school diploma.

22 (E) Total number and percentage of eligi-
23 ble students who enroll in and subsequently
24 complete the early college high school or dual or
25 concurrent enrollment program.

1 (F) The number and percentage of grad-
 2 uates who enroll in postsecondary education, in
 3 military service, and in employment.

4 (2) CATEGORIES OF STUDENTS.—The informa-
 5 tion described in each of subparagraphs (A) through
 6 (F) of paragraph (1) shall be set forth separately for
 7 each category of students described in section
 8 1111(b)(2)(B)(xi) of the Elementary and Secondary
 9 Education Act of 1965 (20 U.S.C.
 10 6311(b)(2)(B)(xi)).

11 **SEC. 8. NATIONAL ACTIVITIES.**

12 (a) REPORTING BY SECRETARY.—Not less frequently
 13 than once annually, the Secretary shall submit to Con-
 14 gress a report that includes—

15 (1) an analysis of the information received from
 16 States and eligible entities under section 7;

17 (2) an identification of best practices for car-
 18 rying out programs supported by grants under this
 19 Act; and

20 (3) the results of the evaluation under sub-
 21 section (b).

22 (b) NATIONAL EVALUATION.—Not later than 6
 23 months after the date of the enactment of this Act, the
 24 Secretary shall seek to enter into a contract with an inde-
 25 pendent entity to perform an evaluation of the grants

1 awarded under this Act. Such evaluation shall apply rig-
2 orous procedures to obtain valid and reliable data con-
3 cerning student outcomes by social and academic charac-
4 teristics and monitor the progress of students from sec-
5 ondary school to and through postsecondary education.

6 (c) TECHNICAL ASSISTANCE.—The Secretary shall
7 provide technical assistance to States and eligible entities
8 concerning best practices and quality improvement pro-
9 grams in early college high schools and dual or concurrent
10 enrollment programs and shall disseminate such best prac-
11 tices among eligible entities, States, and local educational
12 agencies.

13 (d) ADMINISTRATIVE COSTS.—From amounts re-
14 served to carry out this section under section 4(b)(3), the
15 Secretary may reserve such sums as may be necessary for
16 the direct administrative costs of carrying out the Sec-
17 retary's responsibilities under this Act.

18 **SEC. 9. RULES OF CONSTRUCTION.**

19 (a) EMPLOYEES.—Nothing in this Act shall be con-
20 strued to alter or otherwise affect the rights, remedies,
21 and procedures afforded to the employees of local edu-
22 cational agencies (including schools) or institutions of
23 higher education under Federal, State, or local laws (in-
24 cluding applicable regulations or court orders) or under
25 the terms of collective bargaining agreements, memoranda

1 of understanding, or other agreements between such em-
2 ployees and their employers.

3 (b) GRADUATION RATE.—A student who graduates
4 from an early college high school supported by a grant
5 under section 5 within 100 percent of the normal time
6 for completion described in the eligible entity's application
7 under such section shall be counted in the four-year ad-
8 justed cohort graduation rate for such high school.

○