

STATE OF OKLAHOMA

2nd Session of the 56th Legislature (2018)

HOUSE BILL 2513

By: Nichols

AS INTRODUCED

An Act relating to schools; amending 70 O.S. 2011, Section 2603, as last amended by Section 2, Chapter 289, O.S.L. 2017 (70 O.S. Supp. 2017, Section 2603), which relates to the Oklahoma Higher Learning Access Program; providing eligibility of child of teacher or support employee to participate in certain program and qualify for tuition payments; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 70 O.S. 2011, Section 2603, as last amended by Section 2, Chapter 289, O.S.L. 2017 (70 O.S. Supp. 2017, Section 2603), is amended to read as follows:

Section 2603. A. Except as otherwise provided for in subsection B of this section and elsewhere in this section, to be eligible to participate in the Oklahoma Higher Learning Access Program and to qualify for an award which includes payment of an amount equivalent to resident tuition or other tuition pursuant to Section 2604 of this title for the first semester or other academic unit of postsecondary enrollment, a student shall:

1 1. Be a resident of this state or be enrolled in a school
2 district located in this state that serves students who reside in
3 both this state and an adjacent state pursuant to a contract as
4 authorized in Section 5-117.1 of this title;

5 2. Be a United States citizen or lawfully present in the United
6 States. A student who is not a United States citizen or lawfully
7 present in the United States shall not be eligible to participate in
8 the Oklahoma Higher Learning Access Program and to qualify for an
9 award notwithstanding the provisions of Section 3242 of this title.
10 The provisions of this paragraph shall not apply to any student who
11 was enrolled in the Oklahoma Higher Learning Access Program prior to
12 the end of the 2006-2007 school year;

13 3. Have a record of satisfactory compliance with agreements
14 executed pursuant to Section 2605 of this title;

15 4. a. have graduated within the previous three (3) years
16 from a high school accredited by the State Board of
17 Education, or the Oklahoma School of Science and
18 Mathematics with a minimum 2.5 cumulative grade point
19 average on a 4.0 scale for all work attempted in
20 grades nine through twelve,

21 b. have graduated within the previous three (3) years
22 from a high school not accredited by the State Board
23 of Education with a minimum 2.5 cumulative grade point
24 average on a 4.0 scale for all work attempted in

1 grades nine through twelve and have achieved a
2 composite score of 22 or higher on the ACT test, or
3 c. have satisfactorily completed within the previous
4 three (3) years an educational program that was
5 provided through a means other than a public or
6 private school and have achieved a composite score of
7 22 or higher on the ACT test;

8 5. Have completed the curricular requirements for admission to
9 an institution within The Oklahoma State System of Higher Education
10 and one additional unit or set of competencies in a course that
11 meets college admission requirements. The curriculum requirements
12 shall include two units or sets of competencies in foreign or non-
13 English language or technology courses that meet the college
14 admission requirements and one unit or set of competencies of a fine
15 arts course. Students shall also have attained a 2.5 grade point
16 average in the core curriculum courses. Students who attended a
17 high school which did not offer all the core curriculum courses or
18 students who were educated by other means and were not offered all
19 the core curriculum courses shall be allowed to satisfy this
20 curriculum requirement by participating in a program approved by the
21 State Regents for remediation of high school curricular
22 deficiencies;

23 6. Have satisfied admission standards as determined by the
24 Oklahoma State Regents for Higher Education for first-time-entering

1 students for the appropriate type of institution, or, if attending a
2 private institution, have satisfied admission standards as
3 determined by the private institution. No student participating in
4 the Oklahoma Higher Learning Access Program shall be admitted into
5 an institution of higher education by special admission standards;

6 7. Have secured admission to, and enrolled in, an institution
7 which is a member of The Oklahoma State System of Higher Education,
8 a postsecondary vocational-technical program offered by a technology
9 center school that meets the requirements to be eligible for federal
10 student financial aid, or a private institution of higher learning
11 located within this state and accredited pursuant to Section 4103 of
12 this title; and

13 8. a. have established financial need according to the
14 provisions of subsection D of Section 2605 of this
15 title and standards and provisions promulgated by the
16 Oklahoma State Regents for Higher Education,

17 b. if the student was adopted between birth and twelve
18 (12) years of age while in the permanent custody of
19 the Department of Human Services, in the court-ordered
20 custody of a licensed private nonprofit child-placing
21 agency, or federally recognized Indian tribe, as
22 defined by the federal Indian Child Welfare Act, have
23 established financial need according to the provisions
24 of paragraph 1 of subsection E of Section 2605 of this

1 title and standards and provisions promulgated by the
2 Oklahoma State Regents for Higher Education, or
3 c. if the student was adopted between thirteen (13) and
4 seventeen (17) years of age while in the permanent
5 custody of the Department of Human Services, in the
6 court-ordered custody of a licensed private nonprofit
7 child-placing agency, or federally recognized Indian
8 tribe, as defined by the federal Indian Child Welfare
9 Act, have established financial need according to the
10 provisions of paragraph 2 of subsection E of Section
11 2605 of this title and standards and provisions
12 promulgated by the Oklahoma State Regents for Higher
13 Education.

14 B. 1. A student shall be eligible to participate in the
15 Oklahoma Higher Learning Access Program and to qualify for an award
16 which includes payment of an amount equivalent to resident tuition
17 or other tuition pursuant to Section 2604 of this title for the
18 first semester or other academic unit of postsecondary enrollment if
19 the student meets all of the following criteria:

20 a. is a child:

21 (1) of any person killed after January 1, 2000, in
22 the line of duty in any branch of the United
23 States Armed Forces or who died after January 1,
24 2000, as a result of an injury sustained while in

1 the line of duty in any branch of the United
2 States Armed Forces and the person who was killed
3 or died filed an individual or joint Oklahoma
4 income tax return for the tax year prior to the
5 year during which the person was killed or died,
6 or

7 (2) of any person who is employed as a teacher or a
8 support employee, as those terms are defined in
9 Section 1-116 of this title,

10 b. is a resident of this state or is enrolled in a school
11 district located in this state that serves students
12 who reside in both this state and an adjacent state
13 pursuant to a contract as authorized in Section 5-
14 117.1 of this title,

15 c. enrolls in an institution within The Oklahoma State
16 System of Higher Education prior to reaching the age
17 of twenty-one (21),

18 d. has satisfied admission standards as determined by the
19 Oklahoma State Regents for Higher Education for first-
20 time-entering students for the appropriate type of
21 institution, or, if attending a private institution,
22 has satisfied admission standards as determined by the
23 private institution. No student participating in the
24 Oklahoma Higher Learning Access Program shall be

1 admitted into an institution of higher education by
2 special admission standards,

3 e. has secured admission to, and enrolled in, an
4 institution which is a member of The Oklahoma State
5 System of Higher Education, a postsecondary
6 vocational-technical program offered by a technology
7 center school that meets the requirements to be
8 eligible for federal student financial aid, or a
9 private institution of higher learning located within
10 this state and accredited pursuant to Section 4103 of
11 this title, and

12 f. executes an agreement pursuant to subsection C of
13 Section 2605 of this title.

14 2. A student who is eligible to participate in the program
15 pursuant to this subsection shall not be required to meet the
16 eligibility requirements set forth in subsection A of this section.

17 C. To retain eligibility while pursuing the program of higher
18 learning in which enrolled, the student shall:

19 1. Meet the requirements for retention and degree completion as
20 established by the institution in which the student is enrolled;

21 2. Maintain good academic standing and satisfactory academic
22 progress according to standards of the Oklahoma State Regents for
23 Higher Education;

1 3. Maintain satisfactory academic progress as required for
2 eligibility for federal Title IV student financial aid programs.
3 The provisions of this paragraph shall become effective for the
4 2012-2013 school year;

5 4. Comply with the standards related to maintenance of
6 eligibility as promulgated by the Oklahoma State Regents for Higher
7 Education; and

8 5. Refrain from conduct that leads to expulsion or suspension
9 of more than one semester from an institution of higher education.
10 A student who violates the provisions of this paragraph shall
11 permanently lose eligibility for program benefits. The provisions
12 of this paragraph shall become effective January 1, 2008.

13 D. The Oklahoma State Regents for Higher Education and the
14 State Board of Career and Technology Education shall promulgate
15 rules relating to maintenance of eligibility under the Oklahoma
16 Higher Learning Access Act by a student.

17 E. It is the intent of the Legislature that students in the
18 ninth grade for the 1992-93 school year who are determined to be
19 eligible Oklahoma Higher Learning Access students pursuant to the
20 Oklahoma Higher Learning Access Act shall be the first students
21 eligible for benefits from the Oklahoma Higher Learning Access Trust
22 Fund.

23 F. The Oklahoma State Regents for Higher Education are
24 authorized to study, develop and propose criteria for determining

1 award eligibility based upon the completion of seven semesters of
2 high school coursework by a student.

3 SECTION 2. This act shall become effective November 1, 2018.

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