

AMENDMENT TO H.R. 1635

OFFERED BY MR. ESPAILLAT OF NEW YORK

Page 22, line 24, strike “Act.” and insert “Act, other than section 7.”

Page 23, line 3, strike “Act.” and insert “Act, other than section 7.”

At the end of the bill, add the following:

1 SEC. 7. JUMPSTART ON COLLEGE.

2 (a) SHORT TITLE.—This section may be cited as the
3 “Jumpstart on College Act”.

4 (b) PURPOSE.—The purpose of this section is to in-
5 crease the percentage of students who complete a recog-
6 nized postsecondary credential within 100 percent of the
7 normal time for the completion of such credential, includ-
8 ing low-income students and students from other popu-
9 lations that are underrepresented in higher education.

10 (c) DEFINITIONS.—In this section:

11 (1) ELIGIBLE ENTITY.—The term “eligible enti-
12 ty” means an institution of higher education in part-
13 nership with one or more local educational agencies
14 (which may be an educational service agency). Such

1 partnership may also include other entities such as
2 nonprofit organizations or businesses.

3 (2) INSTITUTION OF HIGHER EDUCATION.—The
4 term “institution of higher education” has the
5 meaning given the term in section 101 of the Higher
6 Education Act of 1965 (20 U.S.C. 1001).

7 (3) ESEA TERMS.—The terms “dual or concur-
8 rent enrollment program”, “early college high
9 school”, “educational service agency”, “four-year ad-
10 justed cohort graduation rate”, “local educational
11 agency”, “secondary school”, and “State” have
12 meanings given the terms in section 8101 of the Ele-
13 mentary and Secondary Education Act of 1965 (20
14 U.S.C. 7801).

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

19 (5) RECOGNIZED POSTSECONDARY CREDEN-
20 TIAL.—The term “recognized postsecondary creden-
21 tial” has the meaning given the term in section 3 of
22 the Workforce Innovation and Opportunity Act (29
23 U.S.C. 3102).

24 (6) SECRETARY.—The term “Secretary” means
25 the Secretary of Education.

1 (d) AUTHORIZATION OF APPROPRIATIONS; RESERVA-
2 TIONS.—

3 (1) IN GENERAL.—To carry out this section,
4 there are authorized to be appropriated
5 \$250,000,000 for fiscal year 2018 and such sums as
6 may be necessary for each of fiscal years 2019
7 through 2028.

8 (2) RESERVATIONS.—From the funds appro-
9 priated under subsection (a) for each fiscal year, the
10 Secretary shall reserve—

11 (A) not less than 40 percent for grants to
12 eligible entities under subsection (e);

13 (B) not less than 55 percent for grants to
14 States under subsection (f); and

15 (C) not less than 5 percent for national ac-
16 tivities under subsection (g).

17 (e) GRANTS TO ELIGIBLE ENTITIES.—

18 (1) IN GENERAL.—The Secretary shall award
19 grants to eligible entities, on a competitive basis, to
20 assist such entities in establishing or supporting an
21 early college high school or dual or concurrent en-
22 rollment program in accordance with this section.

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

1 (3) GRANT AMOUNT.—The Secretary shall en-
2 sure that the amount of each grant under this sub-
3 section is sufficient to enable each grantee to carry
4 out the activities described in paragraph (8), except
5 that a grant under this subsection may not exceed
6 \$2,000,000.

7 (4) MATCHING REQUIREMENT.—

8 (A) IN GENERAL.—For each year that an
9 eligible entity receives a grant under this sub-
10 section, the entity shall contribute matching
11 funds, in the amounts described in subpara-
12 graph (B), for the activities supported by the
13 grant.

14 (B) AMOUNTS DESCRIBED.—The amounts
15 described in this subparagraph are—

16 (i) For each of the first and second
17 years of the grant period, 20 percent of the
18 grant amount.

19 (ii) For each of the third and fourth
20 years of the grant period, 30 percent of the
21 grant amount.

22 (iii) For the fifth year of the grant pe-
23 riod, 40 percent of the grant amount.

24 (iv) For the sixth year of the grant
25 period, 50 percent of the grant amount.

1 (C) DETERMINATION OF AMOUNT CON-
2 TRIBUTED.—

3 (i) IN-KIND CONTRIBUTIONS.—The
4 Secretary shall allow an eligible entity to
5 meet the requirements of this paragraph
6 through in-kind contributions.

7 (ii) NON-FEDERAL SOURCES.—Not
8 less than half of each amount described in
9 subparagraph (B) shall be provided by the
10 eligible entity from non-Federal sources.

11 (5) SUPPLEMENT, NOT SUPPLANT.—An eligible
12 entity shall use a grant received under this sub-
13 section only to supplement funds that would, in the
14 absence of such grant, be made available from other
15 Federal, State, or local sources for activities sup-
16 ported by the grant, not to supplant such funds.

17 (6) PRIORITY.—In awarding grants under this
18 subsection, the Secretary shall give priority to eligi-
19 ble entities that—

20 (A) propose to establish or support an
21 early college high school or other dual or con-
22 current enrollment program that will serve a
23 student population of which not less than 51
24 percent are low-income students;

1 (B) are from States that provide assistance
2 to early college high schools or other dual en-
3 rollment programs, such as assistance to defray
4 the costs of higher education (including costs of
5 tuition, fees, and textbooks); and

6 (C) propose to establish or support an
7 early college high school or dual or concurrent
8 enrollment program that meets quality stand-
9 ards established by—

10 (i) a nationally recognized accrediting
11 agency or association that offers accredita-
12 tion specifically for such programs; or

13 (ii) a State process specifically for the
14 review and approval of such programs.

15 (7) **EQUITABLE DISTRIBUTION.**—The Secretary
16 shall ensure, to the extent practicable, that eligible
17 entities receiving grants under this subsection—

18 (A) are from a representative cross section
19 of—

20 (i) urban, suburban, and rural areas;

21 and

22 (ii) regions of the United States; and

23 (B) include both two-year and four-year in-
24 stitutions of higher education.

25 (8) **USES OF FUNDS.**—

1 (A) MANDATORY ACTIVITIES.—

2 (i) IN GENERAL.—An eligible entity
3 shall use grant funds received under this
4 subsection—

5 (I) to support the activities de-
6 scribed in its application under para-
7 graph (9);

8 (II) to create and maintain a co-
9 herent system of supports for stu-
10 dents, teachers, principals, and faculty
11 under the program, including—

12 (aa) college and career read-
13 iness, academic, and social sup-
14 port services for students;

15 (bb) professional develop-
16 ment for secondary school teach-
17 ers, faculty, and principals and
18 faculty from the institution of
19 higher education, including—

20 (AA) joint professional
21 development activities; and

22 (BB) activities to assist
23 such teachers, faculty, and
24 principals in using effective
25 parent and community en-

1 gagement strategies and to
2 help ensure the success of
3 students academically at
4 risk of not enrolling in or
5 completing postsecondary
6 education, first-generation
7 college students, and stu-
8 dents described in section
9 1111(b)(2)(B)(xi) of the El-
10 elementary and Secondary
11 Education Act of 1965 (20
12 U.S.C. 6311(b)(2)(B)(xi));

13 (III) to carry out liaison activi-
14 ties among the partners that comprise
15 the eligible entity pursuant to an
16 agreement or memorandum of under-
17 standing documenting commitments,
18 resources, roles, and responsibilities of
19 the partners consistent with the de-
20 sign of the program;

21 (IV) for outreach programs to
22 ensure that secondary school students
23 and their families, including students
24 academically at risk of not enrolling in
25 or completing postsecondary edu-

1 cation, first-generation college stu-
2 dents, and students described in sec-
3 tion 1111(b)(2)(B)(xi) of the Elemen-
4 tary and Secondary Education Act of
5 1965 (20 U.S.C. 6311(b)(2)(B)(xi)),
6 are—

7 (aa) aware of, and recruited
8 into, the early college high school
9 or dual or concurrent enrollment
10 program; and

11 (bb) assisted with the proc-
12 ess of enrolling in the early col-
13 lege high school or program;

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

20 (VI) to review and strengthen its
21 program to maximize the potential
22 that students participating in the pro-
23 gram will eventually complete a recog-
24 nized postsecondary credential, includ-
25 ing by optimizing—

1 (aa) the curriculum of the
2 program;

3 (bb) the sequence of courses
4 offered by the program; and

5 (cc) the alignment of aca-
6 demic calendars between the sec-
7 ondary schools and the institu-
8 tion of higher education partici-
9 pating in the program.

10 (ii) NEW PROGRAMS.—In the case of
11 an eligible entity that uses a grant under
12 this subsection to establish an early college
13 high school or dual or concurrent enroll-
14 ment program, the entity shall use such
15 funds during the first year of the grant pe-
16 riod—

17 (I) to design the curriculum and
18 sequence of courses in collaboration
19 with, at a minimum—

20 (aa) faculty from the institu-
21 tion of higher education;

22 (bb) teachers and faculty
23 from the local educational agen-
24 cy; and

1 (cc) in the case of a career
2 and technical education program,
3 employers or workforce develop-
4 ment entities to ensure that the
5 program is aligned with labor
6 market demand;

7 (II) to develop and implement an
8 articulation agreement between the in-
9 stitution of higher education and the
10 local educational agency that governs
11 how secondary and postsecondary
12 credits will be awarded under the pro-
13 gram; and

14 (III) to carry out the activities
15 described in clause (i).

16 (B) ALLOWABLE ACTIVITIES.—An eligible
17 entity may use grant funds received under this
18 section to support the activities described in its
19 application under paragraph (9), including by—

20 (i) purchasing textbooks and equip-
21 ment that support the program's cur-
22 riculum;

23 (ii) pursuant to the assurance pro-
24 vided by the eligible entity under para-
25 graph (9)(B)(i), paying tuition and fees for

1 postsecondary courses taken by students
2 under the program;

3 (iii) incorporating work-based learning
4 opportunities into the program (which may
5 include partnering with entities that pro-
6 vide such opportunities), including—

7 (I) internships;

8 (II) career-based capstone
9 projects;

10 (III) pre-apprenticeships and ap-
11 prenticeships provided by eligible pro-
12 viders of apprenticeship programs de-
13 scribed in section 122(a)(2)(B) of the
14 Workforce Innovation and Oppor-
15 tunity Act (29 U.S.C. 3152(a)(2)(B));
16 and

17 (IV) work-based learning oppor-
18 tunities provided under chapters 1
19 and 2 of subpart 2 of part A of title
20 IV of the Higher Education Act of
21 1965 (20 U.S.C. 1070a–11 et seq.);

22 (iv) providing students with transpor-
23 tation to and from the program;

24 (v) paying costs for—

1 (I) high school teachers to obtain
2 the skills, credentials, or industry cer-
3 tifications necessary to teach for the
4 institution of higher education partici-
5 pating in the program; or

6 (II) postsecondary faculty to be-
7 come certified to teach high school; or

8 (vi) providing time during which sec-
9 ondary school teachers and faculty and fac-
10 ulty from an institution of higher edu-
11 cation can collaborate, which may include
12 the planning of team activities for such
13 teachers and faculty.

14 (9) APPLICATION.—

15 (A) IN GENERAL.—To be eligible to receive
16 a grant under this subsection, an eligible entity
17 shall submit to the Secretary an application at
18 such time, in such manner, and containing such
19 information as the Secretary may require.

20 (B) CONTENTS OF APPLICATION.—The ap-
21 plication under subparagraph (A) shall include,
22 at minimum, a description of—

23 (i) the partnership that comprises the
24 eligible entity, including documentation of

1 partner commitments, resources and budg-
2 et, roles, and responsibilities;

3 (ii) how the partners that comprise
4 the eligible entity will coordinate to carry
5 out the mandatory activities described in
6 paragraph (8)(A);

7 (iii) the number of students intended
8 to be served by the program and demo-
9 graphic information relating to such stu-
10 dents;

11 (iv) how the eligible entity's cur-
12 riculum and sequence of courses form a
13 program of study leading to a recognized
14 postsecondary credential;

15 (v) how postsecondary credits earned
16 will be transferable to institutions of high-
17 er education within the State, including
18 any applicable statewide transfer agree-
19 ments and any provisions of such agree-
20 ments that are specific to dual or concur-
21 rent enrollment programs;

22 (vi) how the eligible entity will ensure
23 that students understand how credits
24 earned by such students will transfer;

1 (vii) outreach programs to provide
2 secondary school students, especially those
3 in middle grades, and their parents, teach-
4 ers, school counselors, and principals infor-
5 mation about, and academic preparation
6 for, the early college high school or other
7 dual enrollment program;

8 (viii) how the eligible entity will deter-
9 mine the eligibility of students for postsec-
10 ondary courses, including an explanation of
11 the multiple factors the entity will take
12 into account to assess the readiness of stu-
13 dents for such courses; and

14 (ix) the sustainability plan for the
15 early college high school or other dual or
16 concurrent enrollment program.

17 (C) ASSURANCES.—The application under
18 subparagraph (A) shall include assurances from
19 the eligible entity that—

20 (i) students participating in a pro-
21 gram funded with a grant under this sec-
22 tion will not be required to pay tuition or
23 fees for postsecondary courses taken under
24 the program;

1 (ii) postsecondary credits earned by
2 students under the program will be tran-
3 scribed upon completion of the required
4 course work; and

5 (iii) instructors of postsecondary
6 courses under the program will meet the
7 same standards applicable to other faculty
8 at the institution of higher education that
9 is participating in the program.

10 (f) GRANTS TO STATES.—

11 (1) IN GENERAL.—The Secretary shall award
12 grants to States, on a competitive basis, to assist
13 States in supporting or establishing early college
14 high schools or dual or concurrent enrollment pro-
15 grams.

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

18 (3) GRANT AMOUNT.—The Secretary shall en-
19 sure that the amount of each grant under this sec-
20 tion is sufficient to enable each grantee to carry out
21 the activities described in paragraph (6).

22 (4) MATCHING REQUIREMENT.—For each year
23 that a State receives a grant under this subsection,
24 the State shall provide, from non-Federal sources,
25 an amount equal to 50 percent of the amount of the

1 grant received by the State for such year to carry
2 out the activities supported by the grant.

3 (5) SUPPLEMENT, NOT SUPPLANT.—A State
4 shall use a grant received under this subsection only
5 to supplement funds that would, in the absence of
6 such grant, be made available from other Federal,
7 State, or local sources for activities supported by the
8 grant, not to supplant such funds.

9 (6) USES OF FUNDS.—

10 (A) MANDATORY ACTIVITIES.—A State
11 shall use grant funds received under this sub-
12 section to—

13 (i) support the activities described in
14 its application under paragraph (7);

15 (ii) plan and implement a statewide
16 strategy for expanding access to early col-
17 lege high schools and dual or concurrent
18 enrollment programs for students who are
19 underrepresented in higher education to
20 raise statewide rates of secondary school
21 graduation, readiness for postsecondary
22 education, and completion of recognized
23 postsecondary credentials, with a focus on
24 students academically at risk of not enroll-

1 ing in or completing postsecondary edu-
2 cation;

3 (iii) identify any obstacles to such a
4 strategy under State law or policy;

5 (iv) provide technical assistance (ei-
6 ther directly or through a knowledgeable
7 intermediary) to early college high schools
8 and other dual or concurrent enrollment
9 programs, which may include—

10 (I) brokering relationships and
11 agreements that forge a strong part-
12 nership between elementary and sec-
13 ondary and postsecondary partners;
14 and

15 (II) offering statewide training
16 and peer learning opportunities for
17 school leaders, instructors, and coun-
18 selors or advisors;

19 (v) identify and implement policies
20 that will improve the effectiveness and en-
21 sure the quality of early college high
22 schools and dual or concurrent enrollment
23 programs, such as eligibility and access,
24 funding, data and quality assurance, gov-

1 ernance, accountability, and alignment
2 policies;

3 (vi) disseminate best practices for
4 early college high schools and dual or con-
5 current enrollment programs, which may
6 include best practices from programs in
7 the State or other States;

8 (vii) facilitate statewide secondary and
9 postsecondary data collection, research and
10 evaluation, and reporting to policymakers
11 and other stakeholders; and

12 (viii) conduct outreach programs to
13 ensure that secondary school students,
14 their families, and community members are
15 aware of early college high schools and
16 dual enrollment programs in the State.

17 (B) ALLOWABLE ACTIVITIES.—A State
18 may use grant funds received under this sub-
19 section to—

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

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

6 (iii) provide incentives to school dis-
7 tricts that—

8 (I) assist high school teachers in
9 getting the credentials needed to par-
10 ticipate in dual or concurrent enroll-
11 ment and early college high school
12 programs; and

13 (II) encourage the use of college
14 instructors to teach college courses in
15 high schools; and

16 (iv) support initiatives to improve the
17 quality of dual or concurrent enrollment
18 programs at participating institutions, in-
19 cluding by assisting such institutions in
20 aligning programs with the quality stand-
21 ards described in subsection (e)(6)(C).

22 (7) STATE APPLICATIONS.—

23 (A) APPLICATION.—To be eligible receive a
24 grant under this subsection, a State shall sub-
25 mit to the Secretary an application at such

1 time, in such manner, and containing such in-
2 formation as the Secretary may require.

3 (B) CONTENTS OF APPLICATION.—The ap-
4 plication under subparagraph (A) shall include,
5 at minimum, a description of—

6 (i) how the State will carry out the
7 mandatory State activities described para-
8 graph (6)(A);

9 (ii) how the State will ensure that any
10 programs funded with a grant under this
11 subsection are coordinated with programs
12 under—

13 (I) the Carl D. Perkins Career
14 and Technical Education Act of 2006
15 (20 U.S.C. 2301 et seq.);

16 (II) the Workforce Innovation
17 and Opportunity Act (29 U.S.C. 3101
18 et seq.); and

19 (III) the Elementary and Sec-
20 ondary Education Act of 1965 (20
21 U.S.C. 6301 et seq.);

22 (iii) how the State intends to use
23 grant funds to address achievement gaps
24 for each category of students described in
25 section 1111(b)(2)(B)(xi) of the Elemen-

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

7 (iv) how the State will access and le-
8 verage additional resources necessary to
9 sustain early college high schools or other
10 dual or concurrent enrollment programs;

11 (v) how the State will identify and
12 eliminate barriers to implementing effective
13 early college high schools and dual or con-
14 current enrollment programs after the
15 grant expires, including by engaging busi-
16 nesses and nonprofit organizations; and

17 (vi) such other information as the
18 Secretary determines to be appropriate.

19 (g) REPORTING AND OVERSIGHT.—

20 (1) IN GENERAL.—Not less frequently than
21 once annually, each State and eligible entity that re-
22 ceives a grant under this section shall submit to the
23 Secretary a report on the progress of the State or
24 eligible entity in carrying out the programs sup-
25 ported by such grant.

1 (2) FORM OF REPORT.—The report under para-
2 graph (1) shall be submitted to the Secretary at
3 such time, in such manner, and containing such in-
4 formation as the Secretary may require. The Sec-
5 retary shall issue uniform guidelines describing the
6 information that shall be reported by grantees under
7 such paragraph.

8 (3) CONTENTS OF REPORT.—

9 (A) IN GENERAL.—The report under para-
10 graph (1) shall include, at minimum, the fol-
11 lowing:

12 (i) The number of students enrolled in
13 the early college high school or dual or
14 concurrent enrollment program.

15 (ii) The number and percentage of
16 students enrolled in the early college high
17 school or dual or concurrent enrollment
18 program who earn a recognized postsec-
19 ondary credential concurrently with a high
20 school diploma.

21 (iii) The number of postsecondary
22 credits earned by eligible students while
23 enrolled in the early college high school or
24 dual or concurrent enrollment program

1 that may be applied toward a recognized
2 postsecondary credential.

3 (iv) The number and percentage of
4 students who earn a high school diploma.

5 (v) Total number and percentage of
6 eligible students who enroll in and subse-
7 quently complete the early college high
8 school or dual or concurrent enrollment
9 program.

10 (vi) The number and percentage of
11 graduates who enroll in postsecondary edu-
12 cation, in military service, and in employ-
13 ment.

14 (B) CATEGORIES OF STUDENTS.—The in-
15 formation described in each of clauses (i)
16 through (vi) of subparagraph (A) shall be set
17 forth separately for each category of students
18 described in section 1111(b)(2)(B)(xi) of the
19 Elementary and Secondary Education Act of
20 1965 (20 U.S.C. 6311(b)(2)(B)(xi)).

21 (h) NATIONAL ACTIVITIES.—

22 (1) REPORTING BY SECRETARY.—Not less fre-
23 quently than once annually, the Secretary shall sub-
24 mit to Congress a report that includes—

1 (A) an analysis of the information received
2 from States and eligible entities under sub-
3 section (f);

4 (B) an identification of best practices for
5 carrying out programs supported by grants
6 under this section; and

7 (C) the results of the evaluation under
8 paragraph (2).

9 (2) NATIONAL EVALUATION.—Not later than 6
10 months after the date of the enactment of this Act,
11 the Secretary shall seek to enter into a contract with
12 an independent entity to perform an evaluation of
13 the grants awarded under this section. Such evalua-
14 tion shall apply rigorous procedures to obtain valid
15 and reliable data concerning student outcomes by so-
16 cial and academic characteristics and monitor the
17 progress of students from secondary school to and
18 through postsecondary education.

19 (3) TECHNICAL ASSISTANCE.—The Secretary
20 shall provide technical assistance to States and eligi-
21 ble entities concerning best practices and quality im-
22 provement programs in early college high schools
23 and dual or concurrent enrollment programs and
24 shall disseminate such best practices among eligible
25 entities, States, and local educational agencies.

1 (4) ADMINISTRATIVE COSTS.—From amounts
2 reserved to carry out this subsection under sub-
3 section (d)(2)(C), the Secretary may reserve such
4 sums as may be necessary for the direct administra-
5 tive costs of carrying out the Secretary’s responsibil-
6 ities under this section.

7 (i) RULES OF CONSTRUCTION.—

8 (1) EMPLOYEES.—Nothing in this section shall
9 be construed to alter or otherwise affect the rights,
10 remedies, and procedures afforded to the employees
11 of local educational agencies (including schools) or
12 institutions of higher education under Federal,
13 State, or local laws (including applicable regulations
14 or court orders) or under the terms of collective bar-
15 gaining agreements, memoranda of understanding,
16 or other agreements between such employees and
17 their employers.

18 (2) GRADUATION RATE.—A student who grad-
19 uates from an early college high school supported by
20 a grant under subsection (e) within 100 percent of
21 the normal time for completion described in the eli-
22 gible entity’s application under such subsection shall
23 be counted in the four-year adjusted cohort gradua-
24 tion rate for such high school.

