## DRAFT ONLY NOT APPROVED FOR INTRODUCTION

HOUSE BILL NO.

Hathaway scholarships for career and technical institutions.

Sponsored by: Joint Education Interim Committee

## A BILL

for

1	AN ACT relating to the use of Hathaway scholarships at
2	career and technical institutions; defining terms; creating
3	a scholarship; establishing eligibility requirements;
4	establishing payment of scholarship funds to career and
5	technical institutions; specifying success curriculum
6	requirements; modifying the duties of the department of
7	education; requiring rulemaking; requiring reporting;
8	making conforming amendments; and providing for an
9	effective date.
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11 Be It Enacted by the Legislature of the State of Wyoming:

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1 **Section 1**. W.S. 21-16-1313 is created to read:

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3 21-16-1313. Hathaway career and technical institution

4 scholarship; specifying eligible institutions;

5 certification and payment of institutions; reporting

6 requirements; sunset.

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8 (a) There is created the Hathaway career Subject to 9 technical institution scholarship. the 10 requirements of this section, the scholarship shall be awarded to eligible students to attend career and technical 11 12 institutions. For purposes of this section, "career and 13 technical institution" means a postsecondary educational 14 institution located within the state or with the principal place of business out of state but doing business in the 15 16 state, that provides academic instruction, training and 17 education in career and technical fields designed to prepare students for gainful employment in current or 18 19 emerging occupations. The term includes institutions 20 offering programs that lead to industry-recognized 21 credentials, certificates or associate degrees, and that are certified by the department in the manner and form 22 23 required by department rule.

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4 5 6 7 8	The definition of the institutions eligible to receive funds pursuant to this scholarship is a policy decision for the Committee. Likewise, the credentials or certificates that students may pursue under this scholarship is a policy decision.
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12	(b) Awards of the career and technical institution
13	scholarships to students shall be contingent on available
14	funds and anticipated revenue to the Hathaway scholarship
15	expenditure account created by W.S. 21-13-1302(a).
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17	(c) The Hathaway career and technical institution
18	scholarship shall be used only for a student's cost of
19	attendance at a career and technical institution to obtain
20	industry-recognized credentials, certificates or associate
21	degrees.
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23	(d) Except as specified in this subsection, initial
24	eligibility for the Hathaway career and technical
25	institution scholarship shall be as specified by W.S.
26	21-16-1303(b), (c) and (e). The department shall promulgate
27	rules to establish eligibility criteria for students that

complete a home-based educational program and students that

receive a high school equivalency certificate that comply 1 2 with the requirements contained in W.S. 21-13-1308(b)(iii) 3 and (iv). Except for students that complete a home-based 4 educational program or that receive a high school 5 equivalency certificate, recipients shall: 6 7 (i) Meet the success curriculum requirements contained in W.S. 21-16-1307(d); 8 9 10 (ii) Have a minimum cumulative high school grade point average (GPA) of 2.50; and 11 12 13 (iii) A score equal to or greater than the 14 2015-2016 national percentile rank of forty-three (43) on an examination administered throughout the United States 15 16 and relied upon by institutions of higher education to 17 determine acceptance of students for attendance or a qualifying cumulative score on a career technical aptitude 18 19 test as determined by the department. 20 21 (e) Students shall not receive more than one thousand 22 dollars (\$1,000.00) for the Hathaway career and technical

institution scholarship. Not more than one thousand (1,000)

- 1 students shall receive the Hathaway career and technical
- 2 scholarship each academic school year. Notwithstanding any
- 3 other provision of law, maximum eligibility, minimum
- 4 continuing eligibility, satisfactory academic progress and
- 5 reinstatement eligibility requirements for the Hathaway
- 6 career and technical institution scholarship shall be as
- 7 prescribed by department rule.

- 9 (f) Except as provided in subsections (d) and (g) of
- 10 this section, the Hathaway career and technical institution
- 11 scholarships shall not be subject to the provisions of W.S.
- 12 21-16-1308, but shall be administered by the department in
- 13 accordance with this section and the following:

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- 15 (i) The department shall, in consultation with
- 16 career and technical institution's admissions officers and
- 17 financial aid officers, promulgate rules necessary to
- 18 implement this section;

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- 20 (ii) Students shall apply for Hathaway career
- 21 and technical institution scholarships with the department
- 22 at the time of applying for admission at a career and
- 23 technical institution or at an earlier time as established

1 by rule of the department. The application shall contain

2 information required by rule of the department. The

3 application shall require each applicant to verify under

4 penalty of false swearing under W.S. 6-5-303, that the

5 applicant has not been convicted of a felony in this state

6 or another jurisdiction;

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8 (iii) Upon request of a student applying to a
9 career and technical institution and applying for a
10 Hathaway career and technical institution scholarship, each

11 school district shall provide the department an official

12 transcript of the student's academic record through the

13 student's most recent semester of attendance. Following

14 graduation and upon the student's request the school

15 district shall also provide the department an official

16 transcript of the student's complete academic record. All

17 transcripts provided pursuant to this paragraph shall

18 designate each course that satisfies the success curriculum

19 requirements established under W.S. 21-16-1307(d);

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21 (iv) The department shall preliminarily 22 determine the student's eligibility for the Hathaway career 23 and technical institution scholarship. For students

applying for a scholarship, unless the student's complete 1 2 academic record is available, the GPA used to preliminarily 3 determine eligibility shall be based upon the student's 4 official high school transcript after either the end of the first semester of a student's senior year or the second 5 semester of a student's junior year, at the sole discretion 6 of the eligible institution. For students graduating prior 7 to their senior year, the GPA used to preliminarily 8 determine eligibility shall be based upon the student's 9 10 official high school transcript as of the end of the semester immediately prior to the last semester before the 11 12 student's graduation. High school GPAs for final 13 eligibility determinations for students applying for a scholarship under this section shall be based upon the 14 student's complete high school academic record; 15

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17 (v) The department shall determine and certify to the state treasurer the amount of scholarships awarded 18 under this section for attendance at each eligible career 19 20 and technical institution in the manner and form prescribed 21 by department rule. The rules shall specify a schedule for 22 certification and payment to career and technical 23 institutions pursuant to this paragraph. Upon receipt of

- 1 the certification, the state treasurer shall pay from the
- 2 scholarship expenditure account the amount certified by the
- 3 department to each career and technical institution.

- 5 (g) The same information required to be reported
- 6 under W.S. 21-16-1308(c) shall be reported to the
- 7 department by each career and technical institution
- 8 receiving funds pursuant to this section for the Hathaway
- 9 career and technical institution scholarship. The annual
- 10 report by the department shall be submitted to the governor
- 11 and the legislature in accordance with W.S. 9-2-1014.

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- 13 (h) The department may conduct an audit of any career
- 14 and technical institution receiving funds from the Hathaway
- 15 scholarship program under this section to determine
- 16 compliance with any provision of this article and rules.

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18 (j) This section is repealed July 1, 2029.

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- 20 **Section 2.** W.S. 21-16-1301(a)(ix) and (xv),
- 21 21-16-1302(a), 21-16-1309(b)(i), (ii) and (iv) and
- 22 21-16-1311 are amended to read:

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         21-16-1301. Definitions.
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         (a) As used in this article:
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              (ix) "Eligible institution" means the University
    of Wyoming or a Wyoming community college. For the purpose
 6
 7
    of awarding the Hathaway career and technical institution
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    scholarships under W.S. 21-16-1313 only, the term shall
    include career and technical institutions, as defined by
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    W.S. 21-16-1313(a);
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              (xv) "Scholarship" means
                                          an award provided
    pursuant to W.S. 21-16-1304, 21-16-1305, or 21-16-1306 or
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14
    21-16-1313;
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         21-16-1302. Hathaway scholarship expenditure account
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    created; reserve account created; use and appropriation of
    funds.
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         (a) The Hathaway scholarship expenditure account is
    created to consist of earnings from the Hathaway student
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    scholarship endowment fund created by W.S. 9-4-204(u)(vii)
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23
    and such other funds appropriated by the legislature to the
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1	expenditure account. Eighty percent (80%) of all monies
2	deposited to the expenditure account under this section
3	shall be available for scholarships under W.S. 21-16-1304,
4	and 21-16-1305 and 21-16-1313. Twenty percent (20%) of all
5	monies deposited to the expenditure account under this
6	section shall be available for scholarships under W.S.
7	21-16-1306. Monies within the expenditure account are
8	continuously appropriated to the state treasurer for
9	distribution to eligible institutions based on scholarships
10	awarded under this article. Except as otherwise provided in
11	this subsection, all unexpended and unencumbered monies
12	within the expenditure account at the end of each fiscal
13	year shall be deposited by the state treasurer to the
14	Hathaway student scholarship reserve account. For calendar
15	year 2023 and each calendar year, thereafter all unexpended
16	and unencumbered monies within the expenditure account on
17	October 15 shall be deposited by the state treasurer to the
18	Hathaway student scholarship reserve account on October 15.
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21-16-1309. Scholarship amounts.

1 (b) To the extent sufficient funds are not available 2 in the expenditure account to fund all scholarships as 3 provided under this article: 4 (i) Funds available for scholarships under W.S. 5 21-16-1304, and 21-16-1305 and 21-16-1313 shall be used for 6 scholarships under W.S. 21-16-1306 after all scholarships 7 8 under W.S. 21-16-1304, and 21-16-1305 and 21-16-1313 have been paid; 9 10 11 (ii) Funds available for scholarships under W.S. 21-16-1306 shall be used for scholarships under W.S. 12 21-16-1304, and 21-16-1305 and 21-16-1313 after all 13 scholarships under W.S. 21-16-1306 have been paid; 14 15 16 (iv) If no funds remain available in 17 expenditure account or reserve account at the time payment is required to be made to an institution for any semester, 18 19 the payment to the eligible institutions and career and 20 technical institutions shall be reduced on a first come 21 first served basis using the student's application date for 22 the scholarship.

1 21-16-1311. Hathaway scholarship program reporting.

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3 The University of Wyoming, and each community college and 4 each career and technical institution receiving funds under this act shall report on the use of all scholarship funds 5 controlled by the institution, exclusive of federal funds. 6 report shall show the total scholarship funds, 7 The including scholarship funds granted via tuition discounts, 8 9 for the most recently completed biennium contrasted with 10 the biennium ending June 30, 2006. The report shall show how any funds supplanted by Hathaway scholarships have been 11 12 reallocated for other scholarship and student financial aid 13 programs or have been rebudgeted for other purposes and the plans for such funds for the coming biennium. The report 14 shall describe the extent to which the university, and 15 16 community colleges and career and technical institutions 17 receiving funds under this act have included within regular written or electronic communications transmitted to alumni 18 19 of the institutions, information on the progress of the 20 scholarship programs established under this article and 21 information on making contributions to the Hathaway student 22 scholarship endowment account. The Wyoming 23 college commission shall specify the format of, and combine

1 and transmit the reports on behalf of each college.	The
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- 2 University of Wyoming and the community college commission
- 3 shall include the reports within the respective biennial
- 4 budget requests submitted under W.S. 9-2-1013.

- 6 **Section 3.** Students that graduate in school year
- 7 2025-2026 shall be the first graduating class to be
- 8 eligible for the Hathaway career and technical institution
- 9 scholarship, as created by section 1 of this act.

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- 11 Section 4. This act is effective immediately upon
- 12 completion of all acts necessary for a bill to become law
- 13 as provided by Article 4, Section 8 of the Wyoming
- 14 Constitution.

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16 (END)