

INTERLOCAL COOPERATIVE AGREEMENT
BETWEEN
COLUMBIA BASIN COLLEGE
AND
KENNEWICK SCHOOL DISTRICT

This interlocal cooperative agreement (herein "Agreement") is entered into this ___ day of July, 2022, between Columbia Basin College (herein "CBC" or "the College") and the Kennewick School District (herein "KSD" or "the District"). The effective date of this Agreement is August 31, 2022. This Agreement shall remain in effect until August 30, 2023, but can be terminated by either party with written notice to the other party as provided herein. This Agreement is only in effect for the Dropout-Reengagement Program at CBC. The Program will be known as the High School Academy.

No separate legal or administrative entity is intended by this Agreement. This Agreement sets forth the entire agreement of the parties in relation to the subject matter thereof. Any other agreement, representation or understanding, verbal or otherwise relating to the services of CBC and KSD, or otherwise dealing in any manner with the subject matter of this Agreement, is hereby deemed to be null and void and of no force or effect whatsoever. This Agreement may be waived, changed, modified or amended only by written agreement executed by both of the parties hereto.

If any provision of the Agreement shall be deemed in conflict with any statute or rule of law, such provision shall be modified to be in conformance with said statute or rule of law.

Purpose

It shall be the purpose of this Agreement to:

1. Provide educational opportunities for eligible youth, consistent with WAC 392-121-188(18)(c) who are considered at risk and have either dropped out of high school or haven't demonstrated success in the traditional high school environment, and who are earning college course credits which can be converted to high school credits through the High School Academy ("HSA" or "the Program").
2. Utilize the respective powers of the parties to this Agreement to provide educational opportunities to individuals who are under the age of 21 by September 1 of each year, but at least 16 years of age, have not met high school graduation requirements and have been withdrawn from school for thirty (30) calendar days. This thirty (30) day withdraw requirement may be waived on a case-by-case basis by KSD.
3. Continue to foster collaboration between CBC and KSD for the benefit of disengaged or at-risk students.

This Agreement may be terminated without cause by giving written notice of the nonterminating party at least sixty (60) calendar days prior to the end of the College's academic quarter. Written notice of termination shall be deemed to have been given three (3) calendar days after depositing the notice, postage prepaid, in the United States mail, or upon receipt, if by personal delivery. The recipients of all notices pursuant to this Agreement shall be the Superintendent of KSD and the Vice President of Administrative Services for CBC.

The parties agree to administer this Agreement through their designees in compliance with the definitions provided in RCW 28A.175.105 and the following:

Columbia Basin College

1. CBC will comply with all relevant state and federal laws that are applicable to the District, including but not limited to, that no student or person is unlawfully excluded from participation on the grounds of sex, race, color, national origin, religion, age, marital status, physical, mental or sensory disability, or sexual orientation.
2. CBC serves the students in the Program at no cost to the student for tuition.
3. CBC shall be responsible for implementing the High School Academy Program, including the development of a student educational plan subject to state graduation requirements. As per WAC 392-121-188(18)(c), the students being served in the Program are considered at-risk and have either dropped out of high school or have not demonstrated success in the traditional high school environment.
4. CBC shall be responsible for determining the eligibility of the student to enter the Program and for enrolling the student in the Program in accordance with District requirements and procedures. Referrals from the District will be processed through a multi-district committee.
5. CBC will assure that all instructors of the students enrolled in the Program are certified by the Washington Professional Educator Standards Board or are instructors employed by the College and meet required credentials established by the College. Upon entry into the Program, training will be determined and appropriate testing may be administered.
6. CBC will administer the high school statewide assessments for eligible students enrolled in the Program.
7. CBC is not claiming enrollment of the students or receiving direct state support for the contracted instruction reported pursuant to WAC 392-121-188(9).
8. For student enrollment during the September to June school year, the College shall provide a monthly count of enrollment on the first school day of the month to the District by the 2nd school day of each month during the term of this Agreement. The monthly enrollment report shall list each student and list credits for that month.
9. For eligible student enrollment during the Summer Quarter (July and August), should the District elect to support students for summer enrollment, the College shall provide a monthly enrollment count to the District by the last business day of each month of the Summer Quarter during the term of this Agreement. The monthly enrollment report shall list each eligible student and the actual hours of enrollment in the Program during those months. An eligible student is one who has not fully used his/her annual average full-time equivalent (AAFTE) for the regular school year, and is determined by the District to be eligible for continued state funding for hours not claimed during the school year in accordance with RCW 28A.150.420 and WAC 392-121-123.
10. CBC will maintain attendance records for all students in the Program.
11. CBC will, at the end of each college grading period, submit course grades for all students to the District for entry as part of each student's academic record.