

**GENERAL ASSEMBLY OF NORTH CAROLINA  
SESSION 2009**

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**SENATE DRS35157-LE-185 (03/10)**

Short Title: Students Under 16 May Attend Comm. College.

(Public)

Sponsors: Senator Clary.

Referred to:

1 A BILL TO BE ENTITLED  
2 AN ACT TO REENACT AND CLARIFY THE STATUTE AUTHORIZING  
3 INTELLECTUALLY GIFTED STUDENTS UNDER THE AGE OF SIXTEEN TO  
4 ATTEND COMMUNITY COLLEGE.

5 The General Assembly of North Carolina enacts:

6 **SECTION 1.** Section 4 of S.L. 2001-312, as rewritten by Section 2 of S.L.  
7 2005-77, reads as rewritten:

8 "**SECTION 4.** Section 2 of this act is effective when it becomes law, and shall apply  
9 beginning with the 2001-2002 academic year. Section 2 of this act expires ~~September 1,~~  
10 ~~2008.~~September 1, 2008, and is reenacted effective March 1, 2009. The remainder of this act is  
11 effective when it becomes law."

12 **SECTION 2.** G.S. 115D-1.1, as enacted by Section 2 of S.L. 2001-312, rewritten  
13 by Section 76 of S.L. 2001-487 and by Section 2 of S.L. 2005-77, and reenacted by Section 1  
14 of this act, reads as rewritten:

15 "**§ 115D-1.1. Discretion in admissions.**

16 (a) Notwithstanding G.S. 115D-1, ~~a student under the age of 16~~ a 14- or 15-year-old  
17 student may enroll in a community college if the following conditions are met:

- 18 (1) The president of the community college or the president's designee finds,  
19 based on criteria established by the State Board of Community Colleges, that  
20 the student is intellectually gifted and that the student has the maturity to  
21 justify admission to the community college; and
- 22 (2) One of the following persons approves the student's enrollment in a  
23 community college:
- 24 a. The local board of education, or the board's designee, for the local  
25 school administrative unit in which the student is domiciled or is  
26 enrolled.
  - 27 b. The administrator, or the administrator's designee, of the nonpublic  
28 school in which the student is enrolled.
  - 29 c. The person who provides the academic instruction in the home  
30 school in which the student is enrolled.
  - 31 d. The designee of the board of directors of the charter school in which  
32 the student is enrolled.
  - 33 e. The administrator of the college or university where the student is  
34 enrolled.



1        (a1) Notwithstanding G.S. 115D-1.2, a student under the age of 14 may enroll in a Learn  
2 and Earn Online course through a community college for college credit if one of the persons set  
3 out in sub-subdivisions a. through d. of subdivision (a)(2) of this section approves the student's  
4 enrollment.

5        (b) The State Board of Community Colleges, in consultation with the Department of  
6 Public Instruction, shall adopt rules to implement this section."

7                **SECTION 3.** This act is effective when it becomes law.