

First Regular Session
Seventy-second General Assembly
STATE OF COLORADO

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 19-0204.01 Julie Pelegrin x2700

SENATE BILL 19-176

SENATE SPONSORSHIP

Lundeen and Bridges,

HOUSE SPONSORSHIP

McCluskie and Geitner,

Senate Committees

Education
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING MEASURES TO EXPAND OPPORTUNITIES FOR STUDENTS TO**
102 **EARN POSTSECONDARY COURSE CREDIT WHILE ENROLLED IN**
103 **HIGH SCHOOL, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov>.)

The bill clarifies the differences between concurrent enrollment, dual enrollment programs, and other programs that enable a student to earn postsecondary credits while the student is enrolled in high school.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
Amended 2nd Reading
April 16, 2019

Beginning in the 2020-21 school year, each school district, charter school, and public school operated by a board of cooperative services (local education provider) that enrolls students in grades 9 through 12 is required to provide the opportunity for concurrent enrollment. A local education provider cannot unreasonably deny approval for concurrent enrollment or limit the number of postsecondary courses in which a qualified student may enroll unless the local education provider is unable to provide access due to technological capacity.

The bill clarifies the information that a local education provider must provide to qualified students and their parents concerning concurrent enrollment, dual enrollment programs, the transferability of postsecondary course credits, and the costs that a qualified student or the student's parent may incur by enrolling in a postsecondary course through concurrent enrollment or a dual enrollment program. The bill clarifies that a qualified student and the student's parent are not required to pay tuition for concurrent enrollment or for enrolling in a postsecondary course through a pathways in technology early college high school, commonly known as a p-tech school.

The bill requires the department of education and the department of higher education to create a concurrent enrollment website to provide information to the public concerning the various types of programs available to enable students to earn postsecondary credits while enrolled in high school.

The bill creates the concurrent enrollment expansion and innovation grant program to provide grants to local education providers to use in starting to offer concurrent enrollment or expanding the availability of concurrent enrollment. The department of education must administer the grant program, including providing an annual report that explains how the grant money is used, who is enrolling in concurrent enrollment and the types of courses they are enrolling in, and the number and transferability of postsecondary credits earned through concurrent enrollment. The department must submit the report to the state board of education, the department of higher education, the Colorado commission on higher education, and the education committees of the general assembly. The department must also post the report to the concurrent enrollment website.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1. In Colorado Revised Statutes, 22-35-103, amend**

3 **(6); and add (17) as follows:**

4 **22-35-103. Definitions. As used in this article 35, unless the**

1 context otherwise requires:

2 (6) (a) "Concurrent enrollment" means the simultaneous
3 enrollment of a qualified student in a local education provider and in one
4 or more postsecondary courses, including academic or career and
5 technical education courses, which may include course work related to
6 apprenticeship programs or internship programs, at an institution of
7 higher education pursuant to the provisions of this article ARTICLE 35, AT
8 NO TUITION COST TO THE QUALIFIED STUDENT OR THE QUALIFIED
9 STUDENT'S PARENT OR LEGAL GUARDIAN, EXCEPT AS PROVIDED IN SECTION
10 22-35-105 (4)(c). AS PROVIDED IN SECTION 22-35-104 (5) AND (6)(b)(II),
11 UPON SUCCESSFULLY COMPLETING A CONCURRENT ENROLLMENT
12 POSTSECONDARY COURSE, THE QUALIFIED STUDENT MUST RECEIVE CREDIT
13 THAT APPLIES TO COMPLETION OF HIGH SCHOOL GRADUATION
14 REQUIREMENTS AND POSTSECONDARY CREDIT THAT APPLIES TOWARD
15 COMPLETION OF A GATEWAY COURSE, AS DEFINED IN SECTION 23-1-113
16 (11)(b.5), APPLIES TOWARD EARNING A CERTIFICATE OR DEGREE AWARDED
17 THROUGH AN APPROVED POSTSECONDARY CAREER AND TECHNICAL
18 EDUCATION PROGRAM, OR IS APPROVED FOR STATEWIDE TRANSFER
19 PURSUANT TO SECTION 23-1-125 OR IS PART OF A STATEWIDE DEGREE
20 TRANSFER AGREEMENT PURSUANT TO SECTION 23-1-108 (7)(a).

21 (b) "Concurrent enrollment" does not include a student's
22 simultaneous enrollment in:

23 (I) A local education provider and in one or more secondary
24 career and technical education courses, ADVANCED PLACEMENT COURSES,
25 OR INTERNATIONAL BACCALAUREATE COURSES;

26 (II) AN EARLY COLLEGE AND A POSTSECONDARY COURSE, WHICH
27 ENROLLMENT IS NOT SUBJECT TO THE PROVISIONS OF THIS ARTICLE 35;

1 (III) A P-TECH SCHOOL, AS DEFINED IN SECTION 22-35.3-102, AND
2 A POSTSECONDARY COURSE, WHICH ENROLLMENT IS SUBJECT TO THE
3 PROVISIONS OF ARTICLE 35.3 OF THIS TITLE 22; OR

4 (IV) A LOCAL EDUCATION PROVIDER AND A POSTSECONDARY
5 COURSE THAT DOES NOT MEET THE REQUIREMENTS SPECIFIED IN
6 SUBSECTION (6)(a) OF THIS SECTION.

7 (17) "STUDENT GROUP" HAS THE SAME MEANING AS PROVIDED IN
8 SECTION 22-11-103.

9 **SECTION 2.** In Colorado Revised Statutes, 22-35-104, **amend**
10 (1)(a), (1)(b), (6)(b)(I), and (6)(b)(II); and **add** (6)(b)(IV.5), (8)(d), and
11 (15) as follows:

12 **22-35-104. Enrollment in an institution of higher education -**
13 **cooperative agreement.** (1) (a) (I) BEGINNING IN THE 2020-21 SCHOOL
14 YEAR AND IN EACH SCHOOL YEAR THEREAFTER, EACH LOCAL EDUCATION
15 PROVIDER THAT ENROLLS STUDENTS IN GRADES NINE THROUGH TWELVE
16 SHALL PROVIDE QUALIFIED STUDENTS THE OPPORTUNITY TO
17 CONCURRENTLY ENROLL IN POSTSECONDARY COURSES, INCLUDING
18 ACADEMIC COURSES AND CAREER AND TECHNICAL EDUCATION COURSES,
19 WHICH MAY INCLUDE COURSE WORK RELATED TO APPRENTICESHIP
20 PROGRAMS OR INTERNSHIP PROGRAMS, AS PROVIDED IN THIS ARTICLE 35.
21 THE LOCAL EDUCATION PROVIDER MAY DETERMINE THE MANNER IN WHICH
22 CONCURRENT ENROLLMENT OPPORTUNITIES ARE PROVIDED.

23 (II) A qualified student enrolled in a high school of a school
24 district who ~~has applied to and received~~ APPLIES TO AND RECEIVES
25 approval from the superintendent of the school district or ~~his or her~~ THE
26 SUPERINTENDENT'S designee, or a qualified student enrolled in a district
27 charter school, an institute charter school, or a high school of a BOCES

1 who has applied to and received APPLIES TO AND RECEIVES approval from
2 the chief administrator of the district charter school, an institute charter
3 school, or a high school of a BOCES, pursuant to subsection (2) of this
4 section may register with and concurrently enroll in an institution of
5 higher education in accordance with the provisions of this article ARTICLE
6 35. A SUPERINTENDENT, THE SUPERINTENDENT'S DESIGNEE, OR THE CHIEF
7 ADMINISTRATOR OF A SCHOOL SHALL NOT UNREASONABLY DENY A
8 QUALIFIED STUDENT APPROVAL TO CONCURRENTLY ENROLL IN
9 POSTSECONDARY COURSES PURSUANT TO THIS ARTICLE 35. A LOCAL
10 EDUCATION PROVIDER MAY EXPAND ITS ABILITY TO PROVIDE ACCESS TO
11 CONCURRENT ENROLLMENT OPPORTUNITIES AS PROVIDED IN SECTION
12 23-1-109 (6).

13 (III) EXCEPT AS DESCRIBED IN SUBSECTIONS (1)(c) AND (1)(d) OF
14 THIS SECTION AND SECTIONS 22-35-108 AND 22-35-109, A LOCAL
15 EDUCATION PROVIDER SHALL NOT LIMIT THE NUMBER OF POSTSECONDARY
16 COURSES, INCLUDING ACADEMIC COURSES AND CAREER AND TECHNICAL
17 EDUCATION COURSES, WHICH MAY INCLUDE COURSE WORK RELATED TO
18 APPRENTICESHIP PROGRAMS OR INTERNSHIP PROGRAMS, IN WHICH A
19 QUALIFIED STUDENT MAY CONCURRENTLY ENROLL DURING THE NINTH,
20 TENTH, ELEVENTH, OR TWELFTH GRADE, EXCEPT TO THE DEGREE THAT THE
21 LOCAL EDUCATION PROVIDER IS UNABLE TO PROVIDE ACCESS TO THE
22 POSTSECONDARY COURSES DUE TO TECHNOLOGICAL CAPACITY.

23 (b) (I) Each local education provider shall annually notify all
24 students and parents or legal guardians of students enrolled in the local
25 education provider of the opportunity for concurrent enrollment by
26 qualified students in postsecondary courses, including academic courses
27 and career and technical education courses, including course work related

1 to apprenticeship programs and internship programs. The notice provided
2 pursuant to this subsection (1)(b)(I) must include the local education
3 provider's timelines affecting student eligibility for concurrent enrollment
4 courses and a statement informing students that they may significantly
5 reduce their college expenses, increase the likelihood that they will
6 complete college, and earn marketable workforce skills by taking
7 concurrent enrollment courses. IN PROVIDING NOTICE OF CONCURRENT
8 ENROLLMENT OPPORTUNITIES, A LOCAL EDUCATION PROVIDER AND AN
9 INSTITUTION OF HIGHER EDUCATION SHALL NOT REFER TO ENROLLMENT IN
10 A PROGRAM OR COURSE AS CONCURRENT ENROLLMENT IF THE PROGRAM
11 OR COURSE DOES NOT MEET THE DEFINITION OF CONCURRENT
12 ENROLLMENT OR IF THE CONDITIONS OF ENROLLMENT DO NOT MEET THE
13 REQUIREMENTS SPECIFIED IN THIS SECTION.

14 (II) At least six weeks prior to the beginning of the enrollment
15 period for postsecondary concurrent enrollment courses, the local
16 education provider shall provide to each student and the parents PARENT
17 or legal guardian of the student written notice, which notice may be sent
18 electronically, of all postsecondary courses offered at a FOR CONCURRENT
19 ENROLLMENT AT NO TUITION COST TO THE QUALIFIED STUDENT OR THE
20 QUALIFIED STUDENT'S PARENT OR LEGAL GUARDIAN AT THE local
21 education provider's facility, and the cost to the student of each course, as
22 well as options for enrolling in CONCURRENT ENROLLMENT courses AT NO
23 TUITION COST TO THE QUALIFIED STUDENT OR THE QUALIFIED STUDENT'S
24 PARENT OR LEGAL GUARDIAN at an institution of higher education's
25 facility, and the ANY ANTICIPATED cost to the QUALIFIED student of FOR
26 FEES OR BOOKS FOR those courses, This subsection (1)(b)(II) applies to all
27 postsecondary courses available to the student regardless of whether the

1 courses meet the requirements of this section AND THE NUMBER AND
2 TRANSFERABILITY OF COURSE CREDITS THAT A QUALIFIED STUDENT MAY
3 EARN BY ENROLLING IN THE CONCURRENT ENROLLMENT COURSES.

4 (III) At the time of enrollment, each local education provider shall
5 notify the QUALIFIED student and the QUALIFIED STUDENT'S parent or legal
6 guardian of the student if the postsecondary course in which the student
7 is enrolling including a postsecondary course offered as part of a program
8 of off-campus instruction pursuant to section 23-1-109, does not meet the
9 requirements of this section OF THE NUMBER AND TRANSFERABILITY OF
10 THE POSTSECONDARY CREDITS THE QUALIFIED STUDENT MAY EARN BY
11 COMPLETING THE CONCURRENT ENROLLMENT COURSE, INCLUDING
12 WHETHER THE CREDITS APPLY TO ONE OR MORE APPROVED
13 POSTSECONDARY CAREER AND TECHNICAL EDUCATION PROGRAMS,
14 WHETHER THE CREDITS ARE APPROVED FOR STATEWIDE TRANSFER
15 PURSUANT TO SECTION 23-1-125, AND WHETHER THE CREDITS ARE PART
16 OF A STATEWIDE DEGREE TRANSFER AGREEMENT PURSUANT TO SECTION
17 23-1-108 (7)(a).

18 (IV) The notice DESCRIBED IN SUBSECTION (1)(b)(III) OF THIS
19 SECTION must include information about other postsecondary courses
20 available to the QUALIFIED student pursuant to this section THROUGH
21 CONCURRENT ENROLLMENT at low or no cost to the QUALIFIED student,
22 that are credit-bearing and applicable toward earning a degree or
23 certificate at an THE institution of higher education OFFERING THE COURSE
24 or at any ANOTHER institution of higher education if the course is
25 approved for statewide transfer pursuant to section 23-1-125. The
26 institution of higher education offering the postsecondary course shall
27 inform the local education provider as to whether the postsecondary

1 course meets the requirements of this section.

2 (V) THE INSTITUTION OF HIGHER EDUCATION THAT OFFERS A
3 POSTSECONDARY COURSE THROUGH CONCURRENT ENROLLMENT SHALL
4 INFORM THE LOCAL EDUCATION PROVIDER AS TO THE NUMBER AND
5 TRANSFERABILITY OF THE COURSE CREDITS AND ANY ANTICIPATED COSTS
6 FOR FEES OR BOOKS FOR THE COURSE.

7 (6) (b) A cooperative agreement must include, but need not be
8 limited to:

9 (I) The amount AND TRANSFERABILITY of academic credit to be
10 granted for course work successfully completed by a qualified student
11 concurrently enrolled in the institution of higher education;

12 (II) A requirement that course work completed by a qualified
13 student through concurrent enrollment at the institution of higher
14 education qualify as basic skills credit or academic credit applicable
15 toward earning a degree or certificate at the institution THAT APPLIES
16 TOWARD EARNING A CERTIFICATE OR DEGREE AWARDED THROUGH AN
17 APPROVED POSTSECONDARY CAREER AND TECHNICAL EDUCATION
18 PROGRAM OR IS APPROVED FOR STATEWIDE TRANSFER PURSUANT TO
19 SECTION 23-1-125 OR IS PART OF A STATEWIDE DEGREE TRANSFER
20 AGREEMENT PURSUANT TO SECTION 23-1-108 (7)(a);

21 (IV.5) PROVISIONS PURSUANT TO WHICH THE LOCAL EDUCATION
22 PROVIDER AND THE INSTITUTION OF HIGHER EDUCATION MAY SHARE
23 STUDENT CONTACT AND ACADEMIC INFORMATION TO FACILITATE THE
24 QUALIFIED STUDENT'S CONCURRENT ENROLLMENT AND THE RECORDING OF
25 THE QUALIFIED STUDENT'S ACADEMIC PERFORMANCE IN THE CONCURRENT
26 ENROLLMENT COURSE;

27 (8) (d) THE AUTHORIZING SCHOOL DISTRICT OF A DISTRICT

1 CHARTER SCHOOL SHALL NOT PROHIBIT THE DISTRICT CHARTER SCHOOL
2 FROM ALLOWING QUALIFIED STUDENTS OF THE DISTRICT CHARTER SCHOOL
3 TO CONCURRENTLY ENROLL, SUBJECT TO THE APPROVAL OF THE
4 SUPERINTENDENT OR HIS OR HER DESIGNEE AS PROVIDED IN SUBSECTION
5 (8)(b)(II) OF THIS SECTION, PURSUANT TO THE PROVISIONS OF A
6 COOPERATIVE AGREEMENT THAT IS ENTERED INTO BY THE SCHOOL
7 DISTRICT AND AN INSTITUTION OF HIGHER EDUCATION.

8 (15) A LOCAL EDUCATION PROVIDER THAT OFFERS COURSES FOR
9 CONCURRENT ENROLLMENT THAT ARE TAUGHT BY EMPLOYEES OF THE
10 LOCAL EDUCATION PROVIDER MAY CONTRACT WITH ANOTHER LOCAL
11 EDUCATION PROVIDER TO ALLOW QUALIFIED STUDENTS ENROLLED BY THE
12 CONTRACTING LOCAL EDUCATION PROVIDER TO PARTICIPATE IN THE
13 CONCURRENT ENROLLMENT COURSES.

14 **SECTION 3.** In Colorado Revised Statutes, 22-35-105, **repeal**
15 (3)(b) as follows:

16 **22-35-105. Financial provisions - payment of tuition.**
17 (3) (b) Nothing in this subsection (3) shall be interpreted to prohibit an
18 institution of higher education from charging tuition or associated fees to
19 a qualified student or his or her parent or legal guardian in addition to the
20 tuition paid by the student's local education provider to the institution
21 pursuant to paragraph (a) of this subsection (3).

22 **SECTION 4.** In Colorado Revised Statutes, 22-35-110, **amend**
23 (1) as follows:

24 **22-35-110. Exclusions.** (1) The provisions of this ~~article~~ ARTICLE
25 35 shall not apply to any course that is offered as part of a program of
26 off-campus instruction established pursuant to ~~section 23-1-109, C.R.S.~~
27 SECTION 23-1-109 (1) TO (5).

1 **SECTION 5.** In Colorado Revised Statutes, 22-35-111, **add** (2)
2 as follows:

3 **22-35-111. Rules. (2)** BY JULY 1, 2020, THE STATE BOARD SHALL
4 ADOPT RULES TO SPECIFY THE NUMBER OF POSTSECONDARY CREDITS IN
5 WHICH A QUALIFIED STUDENT MUST BE CONCURRENTLY ENROLLED TO
6 QUALIFY FOR FULL-TIME MEMBERSHIP FOR PURPOSES OF THE "PUBLIC
7 SCHOOL FINANCE ACT OF 1994", ARTICLE 54 OF THIS TITLE 22.

8 **SECTION 6.** In Colorado Revised Statutes, **add** 22-35-113 and
9 22-35-114 as follows:

10 **22-35-113. Concurrent enrollment - website. (1)** BY JULY 1,
11 2020, THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF HIGHER
12 EDUCATION, WITH ADVICE FROM THE STATE BOARD, SHALL MAKE
13 AVAILABLE TO THE PUBLIC A CONCURRENT ENROLLMENT WEBSITE TO
14 PROVIDE INFORMATION TO STUDENTS, PARENTS, AND LEGAL GUARDIANS
15 CONCERNING CONCURRENT ENROLLMENT OPTIONS AND REQUIREMENTS.
16 THE DEPARTMENTS MUST ENSURE THAT THE WEBSITE IS CLEAR, EASY TO
17 NAVIGATE, AND GENERALLY USER-FRIENDLY. IN ADDITION, THE WEBSITE
18 MUST AT A MINIMUM:

19 (a) CLEARLY EXPLAIN, DIFFERENTIATE, COMPARE, AND CONTRAST
20 CONCURRENT ENROLLMENT; DUAL ENROLLMENT PROGRAMS; EARLY
21 COLLEGE; THE ASCENT PROGRAM; P-TECH HIGH SCHOOLS, AS DEFINED IN
22 SECTION 22-35.3-102; INTERNATIONAL BACCALAUREATE PROGRAMS; AND
23 ADVANCED PLACEMENT COURSES;

24 (b) EXPLAIN AND DIFFERENTIATE THE CHALLENGES, BENEFITS, AND
25 COSTS OF PARTICIPATING IN THE PROGRAMS LISTED IN SUBSECTION (1)(a)
26 OF THIS SECTION;

27 (c) PROVIDE INFORMATION CONCERNING CONCURRENT

1 ENROLLMENT IN COURSE WORK RELATED TO APPRENTICESHIP PROGRAMS
2 OR INTERNSHIP PROGRAMS, INCLUDING THE POSTSECONDARY CREDIT
3 AVAILABLE FOR COMPLETING THE COURSE WORK;

4 (d) PROVIDE INFORMATION CONCERNING THE ELIGIBILITY
5 REQUIREMENTS AND THE GENERAL PROCEDURE TO APPLY TO PARTICIPATE
6 IN CONCURRENT ENROLLMENT AND, WHERE AVAILABLE, LINKS TO
7 INFORMATION ON LOCAL EDUCATION PROVIDER WEBSITES CONCERNING
8 PARTICIPATION IN CONCURRENT ENROLLMENT;

9 (e) PROVIDE INFORMATION CONCERNING CONCURRENTLY
10 ENROLLING IN POSTSECONDARY COURSES AS ONLINE OR BLENDED
11 LEARNING COURSES, INCLUDING THE POSTSECONDARY COURSES
12 AVAILABLE THROUGH THE STATEWIDE SUPPLEMENTAL ONLINE AND
13 BLENDED LEARNING PROGRAM DESCRIBED IN SECTION 22-5-119;

14 (f) PROVIDE INFORMATION CONCERNING THE PAYMENT OF THE
15 COSTS OF CONCURRENT ENROLLMENT, INCLUDING TUITION, WHICH IS NOT
16 CHARGEABLE TO THE STUDENT OR THE STUDENT'S PARENT OR LEGAL
17 GUARDIAN EXCEPT AS PROVIDED IN SECTION 22-35-105 (4)(c), FEES AND
18 BOOKS, WHICH MAY BE CHARGEABLE TO THE STUDENT OR THE STUDENT'S
19 PARENT OR LEGAL GUARDIAN, AND TRANSPORTATION;

20 (g) EXPLAIN THE TRANSFERABILITY OF POSTSECONDARY CREDITS
21 EARNED THROUGH CONCURRENT ENROLLMENT, INCLUDING ANY LIMITS ON
22 TRANSFERRING THE CREDITS;

23 (h) PROVIDE INFORMATION CONCERNING THE COSTS OF ENROLLING
24 IN POSTSECONDARY EDUCATION, INCLUDING CAREER AND TECHNICAL
25 EDUCATION COURSES AND CERTIFICATE PROGRAMS, FOLLOWING HIGH
26 SCHOOL GRADUATION;

27 (i) PROVIDE A LINK TO INFORMATION PROVIDED BY THE COLORADO

1 WORKFORCE DEVELOPMENT COUNCIL CONCERNING APPRENTICESHIP
2 PROGRAMS, INTERNSHIP PROGRAMS, AND THE ANNUAL COLORADO TALENT
3 REPORT PRODUCED PURSUANT TO SECTION 24-46.3-103; AND

4 (j) PROVIDE A LINK TO INFORMATION CONCERNING AVERAGE
5 WAGES FOR GRADUATES FROM DIFFERENT PROGRAMS AT DIFFERENT
6 INSTITUTIONS OF HIGHER EDUCATION.

7 **22-35-114. Concurrent enrollment expansion and innovation**
8 **grant program - created - report - rules.** (1) THERE IS CREATED IN THE
9 DEPARTMENT THE CONCURRENT ENROLLMENT EXPANSION AND
10 INNOVATION GRANT PROGRAM TO PROVIDE GRANTS, SUBJECT TO
11 AVAILABLE APPROPRIATIONS, TO PARTNERING LOCAL EDUCATION
12 PROVIDERS AND INSTITUTIONS OF HIGHER EDUCATION, REFERRED TO IN
13 THIS SECTION AS A "PARTNERSHIP", THAT SEEK TO BEGIN OFFERING, OR TO
14 EXPAND THEIR CAPACITY TO OFFER, CONCURRENT ENROLLMENT
15 OPPORTUNITIES TO QUALIFIED STUDENTS. A SINGLE PARTNERSHIP MAY
16 INCLUDE MULTIPLE LOCAL EDUCATION PROVIDERS AND MULTIPLE
17 INSTITUTIONS OF HIGHER EDUCATION. A PARTNERSHIP THAT SEEKS A
18 GRANT MUST SUBMIT AN APPLICATION TO THE DEPARTMENT IN
19 ACCORDANCE WITH RULES OF THE STATE BOARD. THE APPLICATION MUST
20 INCLUDE:

21 (a) THE NUMBER OF QUALIFIED STUDENTS, IN TOTAL AND
22 DISAGGREGATED BY STUDENT GROUP, PARTICIPATING IN CONCURRENT
23 ENROLLMENT IN EACH OF THE PRECEDING FIVE SCHOOL YEARS, INCLUDING
24 THE TYPES OF POSTSECONDARY COURSES IN WHICH QUALIFIED STUDENTS
25 ENROLLED, INCLUDING ACADEMIC AND CAREER AND TECHNICAL
26 EDUCATION COURSES, WHICH MAY HAVE INCLUDED COURSE WORK
27 RELATED TO APPRENTICESHIP PROGRAMS AND INTERNSHIP PROGRAMS; THE

1 NUMBER OF POSTSECONDARY CREDITS EARNED; AND WHETHER THE
2 POSTSECONDARY CREDITS WERE GENERALLY TRANSFERABLE TO
3 INSTITUTIONS OF HIGHER EDUCATION THROUGHOUT THE STATE;

4 (b) THE NUMBER OF QUALIFIED STUDENTS, IN TOTAL AND
5 DISAGGREGATED BY STUDENT GROUP, WHO APPLIED FOR CONCURRENT
6 ENROLLMENT IN EACH OF THE PRECEDING FIVE SCHOOL YEARS BUT WERE
7 DENIED AND THE REASONS FOR THE DENIALS;

8 (c) THE FINANCIAL TERMS OF THE COOPERATIVE AGREEMENT
9 BETWEEN THE MEMBERS OF THE PARTNERSHIP;

10 (d) THE MANNER IN WHICH THE LOCAL EDUCATION PROVIDER AND
11 THE PARTNERING INSTITUTION OF HIGHER EDUCATION PUBLICIZE THE
12 AVAILABILITY OF CONCURRENT ENROLLMENT TO ITS STUDENTS AND THE
13 AMOUNT OF COUNSELING PROVIDED TO STUDENTS AND THEIR PARENTS OR
14 LEGAL GUARDIANS CONCERNING THE COSTS AND BENEFITS OF
15 CONCURRENT ENROLLMENT AND THE TRANSFERABILITY OF CREDITS
16 OBTAINED THROUGH CONCURRENT ENROLLMENT;

17 (e) A DESCRIPTION OF THE MANNER IN WHICH THE PARTNERSHIP
18 PLANS TO USE THE GRANT MONEY TO EXPAND THE NUMBER OF QUALIFIED
19 STUDENTS CONCURRENTLY ENROLLED IN POSTSECONDARY COURSES,
20 WHICH MAY INCLUDE:

21 (I) ASSISTING ONE OR MORE TEACHERS WITH THE COST OF
22 OBTAINING A GRADUATE DEGREE IN A SPECIFIC SUBJECT SO THAT THE
23 TEACHER MAY BE CERTIFIED TO TEACH A POSTSECONDARY COURSE AT A
24 HIGH SCHOOL;

25 (II) REMOVING BARRIERS TO CONCURRENT ENROLLMENT FOR
26 QUALIFIED STUDENTS, WHICH MAY INCLUDE PAYING THE COSTS OF BOOKS,
27 SUPPLIES, FEES, OR TRANSPORTATION;

1 (III) SHARING DATA BETWEEN THE MEMBERS OF THE PARTNERSHIP,
2 WHICH MAY INCLUDE PURCHASING TECHNOLOGY SOFTWARE AND
3 EQUIPMENT TO ASSIST IN THE STUDENT ENROLLMENT PROCESS; AND

4 (IV) PROVIDING SERVICES, SUPPORT, AND COORDINATION
5 RESOURCES FOR CONCURRENT ENROLLMENT FOR EITHER OR BOTH
6 MEMBERS OF THE PARTNERSHIP; AND

7 (f) ANY ADDITIONAL INFORMATION REQUIRED BY RULE OF THE
8 STATE BOARD, INCLUDING INFORMATION THAT DEMONSTRATES THE
9 APPLICANT'S NEED FOR FINANCIAL SUPPORT FOR CONCURRENT
10 ENROLLMENT AND THE LIKELIHOOD THAT THE APPLICANT'S USE OF THE
11 GRANT WILL INCREASE THE PARTICIPATION OF LOW-INCOME OR
12 FIRST-GENERATION QUALIFIED STUDENTS IN CONCURRENT ENROLLMENT.

13 (2) THE DEPARTMENT OF EDUCATION IN COORDINATION WITH THE
14 DEPARTMENT OF HIGHER EDUCATION SHALL REVIEW EACH GRANT
15 APPLICATION RECEIVED AND RECOMMEND TO THE STATE BOARD
16 APPLICANTS THAT MAY RECEIVE GRANTS AND THE RECOMMENDED
17 AMOUNT OF EACH GRANT. BEGINNING IN THE 2020-21 SCHOOL YEAR,
18 SUBJECT TO AVAILABLE APPROPRIATIONS, THE STATE BOARD, TAKING INTO
19 CONSIDERATION THE RECOMMENDATIONS OF THE DEPARTMENT OF
20 EDUCATION AND THE DEPARTMENT OF HIGHER EDUCATION, SHALL AWARD
21 GRANTS TO APPLYING PARTNERSHIPS PURSUANT TO THIS SECTION. IN
22 MAKING RECOMMENDATIONS AND AWARDING GRANTS, THE DEPARTMENTS
23 AND THE STATE BOARD SHALL AWARD GRANTS TO PARTNERSHIPS THAT:

24 (a) DO NOT PROVIDE CONCURRENT ENROLLMENT OR
25 CONCURRENTLY ENROLL FEW QUALIFIED STUDENTS AT THE TIME OF
26 APPLICATION;

27 (b) DEMONSTRATE THE GREATEST DEGREE OF NEED FOR FINANCIAL

1 SUPPORT TO EXPAND CONCURRENT ENROLLMENT, INCLUDING NEED THAT
2 MAY ARISE AS A RESULT OF A HIGHER-THAN-ANTICIPATED PARTICIPATION
3 RATE;

4 (c) DEMONSTRATE THE MOST EFFECTIVE USE OF THE GRANT
5 MONEY TO PROVIDE THE GREATEST EXPANSION OF CONCURRENT
6 ENROLLMENT, WHICH MAY INCLUDE EXPANDING BY USING
7 TECHNOLOGICAL STRATEGIES OR PARTNERING WITH THE STATEWIDE
8 SUPPLEMENTAL ONLINE AND BLENDED LEARNING PROGRAM DESCRIBED IN
9 SECTION 22-5-119 AND MUST INCLUDE EXPANDING THE PARTICIPATION OF
10 LOW-INCOME OR FIRST-GENERATION QUALIFIED STUDENTS IN CONCURRENT
11 ENROLLMENT;

12 (d) HAVE DEMONSTRATED SUCCESS IN PROVIDING CONCURRENT
13 ENROLLMENT TO A LARGE PERCENTAGE OF THE QUALIFIED STUDENTS
14 ENROLLED BY THE LOCAL EDUCATION PROVIDERS AND ARE SEEKING TO
15 IMPLEMENT INNOVATIONS TO EXPAND THE NUMBER OF QUALIFIED
16 STUDENTS CONCURRENTLY ENROLLED; OR

17 (e) HAVE A PLAN IN PLACE TO ENSURE THAT COURSE WORK
18 RELATED TO APPRENTICESHIP PROGRAMS AND INTERNSHIP PROGRAMS IS
19 ELIGIBLE TO RECEIVE TRANSFERABLE POSTSECONDARY COURSE CREDITS.

20 (3)(a) EACH PARTNERSHIP THAT RECEIVES A GRANT PURSUANT TO
21 THIS SECTION SHALL REPORT TO THE DEPARTMENT OF EDUCATION AND THE
22 DEPARTMENT OF HIGHER EDUCATION THE MANNER IN WHICH IT USES THE
23 GRANT MONEY AND ANY OTHER INFORMATION REQUESTED BY EITHER THE
24 DEPARTMENT OF EDUCATION OR THE DEPARTMENT OF HIGHER EDUCATION
25 TO PREPARE THE REPORT REQUIRED IN SUBSECTION (3)(b) OF THIS
26 SECTION.

27 (b) ON OR BEFORE FEBRUARY 1, 2022, AND ON OR BEFORE

1 FEBRUARY 1 EACH YEAR THEREAFTER, THE DEPARTMENT OF EDUCATION
2 IN COORDINATION WITH THE DEPARTMENT OF HIGHER EDUCATION SHALL
3 PREPARE A REPORT CONCERNING IMPLEMENTATION OF THE CONCURRENT
4 ENROLLMENT EXPANSION AND INNOVATION GRANT PROGRAM. AT A
5 MINIMUM, THE REPORT MUST INCLUDE:

6 (I) THE GRANT RECIPIENTS AND THE AMOUNT OF THE GRANT
7 AWARDED TO EACH RECIPIENT;

8 (II) THE MANNER IN WHICH EACH GRANT RECIPIENT USED THE
9 GRANT MONEY RECEIVED;

10 (III) THE NUMBER AND DEMOGRAPHICS OF THE QUALIFIED
11 STUDENTS CONCURRENTLY ENROLLED IN POSTSECONDARY COURSES IN
12 THE SCHOOL YEARS BEFORE AND AFTER THE GRANT RECIPIENT RECEIVED
13 THE GRANT;

14 (IV) THE NUMBER OF TEACHERS WHO RECEIVED A CREDENTIAL
15 USING ASSISTANCE RECEIVED FROM A GRANT;

16 (V) THE TYPES OF POSTSECONDARY COURSES, INCLUDING CAREER
17 AND TECHNICAL EDUCATION COURSES AND ANY COURSE WORK RELATED
18 TO APPRENTICESHIP PROGRAMS AND INTERNSHIP PROGRAMS, IN WHICH
19 QUALIFIED STUDENTS ENROLLED IN THE SCHOOL YEARS BEFORE AND
20 AFTER THE GRANT RECIPIENT RECEIVED THE GRANT;

21 (VI) THE NUMBER AND TRANSFERABILITY OF THE POSTSECONDARY
22 CREDITS EARNED THROUGH CONCURRENT ENROLLMENT IN THE SCHOOL
23 YEARS BEFORE AND AFTER THE GRANT RECIPIENT RECEIVED THE GRANT;

24 (VII) THE HIGH SCHOOL GRADUATION RATE OF EACH LOCAL
25 EDUCATION PROVIDER THAT PARTICIPATES IN THE GRANT PROGRAM, IN
26 TOTAL AND DISAGGREGATED BY STUDENT GROUP;

27 (VIII) THE NUMBER OF STUDENTS WHO PARTICIPATED IN

1 CONCURRENT ENROLLMENT WHO COMPLETED AN ASSOCIATE DEGREE OR
2 A CERTIFICATE FROM AN APPROVED CAREER AND TECHNICAL EDUCATION
3 PROGRAM, IN TOTAL AND DISAGGREGATED BY STUDENT GROUP; AND

4 (IX) THE NUMBER OF QUALIFIED STUDENTS WHO PARTICIPATED IN
5 CONCURRENT ENROLLMENT AND MATRICULATED TO A TWO-YEAR OR
6 FOUR-YEAR INSTITUTION, IN TOTAL AND DISAGGREGATED BY STUDENT
7 GROUP.

8 (c) THE DEPARTMENT SHALL SUBMIT THE REPORT TO THE STATE
9 BOARD, THE DEPARTMENT OF HIGHER EDUCATION, THE COMMISSION, AND
10 THE EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND
11 THE SENATE, OR ANY SUCCESSOR COMMITTEES. THE DEPARTMENT SHALL
12 ALSO POST THE REPORT ON THE CONCURRENT ENROLLMENT WEBSITE
13 CREATED PURSUANT TO SECTION 22-35-113.

14 (d) NOTWITHSTANDING THE REQUIREMENT IN SECTION 24-1-136
15 (11)(a)(I), THE REPORT REQUIRED IN THIS SUBSECTION (3) CONTINUES
16 INDEFINITELY.

17 (4) THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY FOR
18 GRANTS AS PROVIDED IN THIS SECTION. NOTWITHSTANDING ANY
19 PROVISION OF THIS SECTION TO THE CONTRARY, IN A BUDGET YEAR IN
20 WHICH THE GENERAL ASSEMBLY DOES NOT APPROPRIATE MONEY FOR
21 GRANTS PURSUANT TO THIS SECTION, THE DEPARTMENT AND THE STATE
22 BOARD ARE NOT REQUIRED TO IMPLEMENT THE PROVISIONS OF THIS
23 SECTION.

24 **SECTION 7. In Colorado Revised Statutes, 22-35-107, amend**
25 **(2) introductory portion, (2)(c), and (3) as follows:**

26 **22-35-107. Concurrent enrollment advisory board - created -**
27 **membership - duties - reports - repeal. (2) The board shall consist**

1 CONSISTS of the following ~~fourteen~~ members:

2 (c) ~~Three~~ FIVE representatives appointed by the governor,
3 including at least one member who has experience in postsecondary
4 student counseling, student admissions, and financial aid, and at least one
5 member who has experience in public budgeting and finance, A PARENT
6 OF A STUDENT ENROLLED IN PUBLIC SCHOOL, AND A STUDENT ENROLLED
7 IN HIGH SCHOOL;

8 (3) Each appointing authority shall make its initial appointments
9 no later than October 1, 2009. THE GOVERNOR SHALL MAKE THE INITIAL
10 APPOINTMENT OF A PARENT AND STUDENT PURSUANT TO SUBSECTION
11 (2)(c) OF THIS SECTION NO LATER THAN OCTOBER 1, 2019. Each member
12 of the board ~~shall serve~~ SERVES at the pleasure of the member's
13 appointing authority for a term of three years. The appropriate appointing
14 authority shall fill any vacancies arising during a member's term on the
15 board.

16 **SECTION 8.** In Colorado Revised Statutes, **add 23-60-202.7** as
17 follows:

18 **23-60-202.7. Powers of board with respect to concurrent**
19 **enrollment.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT
20 OTHERWISE REQUIRES, "CONCURRENT ENROLLMENT" HAS THE SAME
21 MEANING AS PROVIDED IN SECTION 22-35-103.

22 (2) THE BOARD SHALL ENSURE THAT THE COMMUNITY COLLEGE
23 SYSTEM PROVIDES LEADERSHIP, SYSTEM-LEVEL SERVICE, AND
24 MANAGEMENT AND COORDINATION OF EFFORTS WITHIN THE SYSTEM TO
25 STREAMLINE POLICIES, ELIMINATE ADMINISTRATIVE BARRIERS, AND
26 IMPLEMENT EFFORTS TO MAXIMIZE PARTICIPATION IN CONCURRENT
27 ENROLLMENT ACROSS THE COMMUNITY COLLEGE SYSTEM. COORDINATION

1 OF EFFORTS INCLUDES FACILITATING THE SHARING OF BEST PRACTICES
2 AMONG INSTITUTIONS, DRIVING INNOVATION, AND BUILDING CAPACITY
3 FOR OFFERING CONCURRENT ENROLLMENT TO MORE STUDENTS ACROSS
4 THE STATE WITH A FOCUS ON STUDENT ACADEMIC SUCCESS.

5 (3) THE COMMUNITY COLLEGE SYSTEM MAY RECEIVE FUNDING FOR
6 THE SERVICES DESCRIBED IN THIS SECTION THROUGH A LIMITED PURPOSE
7 FEE-FOR-SERVICE CONTRACT AS PROVIDED IN SECTION 23-18-308.

8 **SECTION 9.** In Colorado Revised Statutes, 23-18-308, **amend**
9 **(1)(b) and (1)(c); and add (1)(d) as follows:**

10 **23-18-308. Fee-for-service contracts - limited purpose.**

11 **(1) Subject to available appropriations, the department shall enter into**
12 **fee-for-service contracts for the following purposes:**

13 **(b) The inclusive higher education pilot program pursuant to**
14 **section 23-75-104; and**

15 **(c) Cybersecurity and distributed ledger technologies, such as**
16 **blockchains, as set forth in sections 24-33.5-1904 and 24-33.5-1905; AND**

17 **(d) PROVIDING SERVICES TO MAXIMIZE CONCURRENT ENROLLMENT**
18 **ACROSS THE COMMUNITY COLLEGE SYSTEM AS PROVIDED IN SECTION**
19 **23-60-202.7.**

20 **SECTION 10. Appropriation.** For the 2019-20 state fiscal year,
21 **\$44,916 is appropriated to the department of education. This**
22 **appropriation is from the general fund and is based on an assumption that**
23 **the department will require an additional 0.5 FTE. To implement this act,**
24 **the department may use this appropriation for college and career**
25 **readiness.**

26 **SECTION 11. Appropriation.** (1) For the 2019-20 state fiscal
27 **year, \$105,000 is appropriated to the department of higher education. This**

1 appropriation is from the general fund. To implement this act, the
2 department may use this appropriation for the college opportunity fund
3 program to be used for limited purpose fee-for-service contracts with
4 state institutions.

5 (2) For the 2019-20 state fiscal year, \$105,000 is appropriated to
6 the department of higher education. This appropriation is from
7 reappropriated funds received from the limited purpose fee-for-service
8 contracts with state institutions under subsection (1) of this section. To
9 implement this act, the department may use this appropriation for the state
10 board for community colleges and occupational education state system
11 community colleges. This amount is based on an assumption that the
12 board will require an additional 1.0 FTE.

13 **SECTION 12. Act subject to petition - effective date.** This act
14 takes effect at 12:01 a.m. on the day following the expiration of the
15 ninety-day period after final adjournment of the general assembly (August
16 2, 2019, if adjournment sine die is on May 3, 2019); except that, if a
17 referendum petition is filed pursuant to section 1 (3) of article V of the
18 state constitution against this act or an item, section, or part of this act
19 within such period, then the act, item, section, or part will not take effect
20 unless approved by the people at the general election to be held in
21 November 2020 and, in such case, will take effect on the date of the
22 official declaration of the vote thereon by the governor.