

Second Regular Session  
Seventy-second General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 20-0072.02 Julie Pelegrin x2700

HOUSE BILL 20-1240

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HOUSE SPONSORSHIP

McCluskie and Will,

SENATE SPONSORSHIP

Donovan and Rankin,

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House Committees

Education  
Appropriations

Senate Committees

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A BILL FOR AN ACT

101 CONCERNING EXPANDING OPPORTUNITIES FOR HIGH SCHOOL  
102 STUDENTS TO ENROLL IN POSTSECONDARY COURSES, AND, IN  
103 CONNECTION THEREWITH, CREATING THE EARLY COLLEGE  
104 POLICY DEVELOPMENT ADVISORY GROUP.

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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 creates the early college policy development advisory group (advisory group) to design and recommend policies and changes to law to support the statewide development of and funding for early college

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.

programs and p-tech schools. The bill specifies the membership of the advisory group, which is appointed by the governor and must include members of the education leadership council, and the specific duties of the advisory group. In completing its duties, the advisory group must coordinate with the education leadership council. The advisory group must prepare an interim report and a final report of its findings and recommendations, and submit the reports by December 1, 2020, and December 1, 2021, respectively, to the governor, the education leadership council, the state board of education (state board), the Colorado commission on higher education (CCHE), and the education committees of the general assembly. The bill creates a legislative advisory council to provide advice and comment to the advisory group.

The bill expands the existing concurrent enrollment expansion and innovation grant program to include grants for specified purposes related to providing opportunities for students to simultaneously enroll in postsecondary courses or engage in work-based learning opportunities while enrolled in high school.

The bill extends for 2 additional budget years funding for students who enroll in an early college program that was approved before June 6, 2018, and who enroll in postsecondary courses in the fifth or sixth year of high school.

The bill authorizes the distribution of state financial assistance to students who enroll in postsecondary courses while still enrolled in high school.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** part 2 to article  
3 35.3 of title 22 as follows:

4 **PART 2**

5 **EARLY COLLEGE PROGRAM DEVELOPMENT**

6 **22-35.3-201. Legislative declaration.** (1) THE GENERAL  
7 ASSEMBLY FINDS THAT:

8 (a) ALTHOUGH COLORADO IS CONSIDERED A NATIONAL LEADER IN  
9 CONCURRENT ENROLLMENT POLICY, THE STATE HAS SEVERAL STATUTES  
10 AUTHORIZING STUDENTS TO EARN COLLEGE CREDITS WHILE ENROLLED IN  
11 HIGH SCHOOLS, WHICH WERE ENACTED AT DIFFERENT TIMES AND ADDRESS

1 VARIOUS ASPECTS OF COLLEGE READINESS AND SUCCESS, INCLUDING  
2 CONCURRENT ENROLLMENT PROGRAMS AUTHORIZED IN ARTICLE 35 OF  
3 THIS TITLE 22; THE ACCELERATING STUDENTS THROUGH CONCURRENT  
4 ENROLLMENT, OR ASCENT, PROGRAM CREATED IN SECTION 22-35-108;  
5 PATHWAYS IN TECHNOLOGY EARLY COLLEGE, OR P-TECH, HIGH SCHOOLS  
6 AUTHORIZED IN PART 1 OF THIS ARTICLE 35.3; AND ADVANCED PLACEMENT  
7 COURSES;

8 (b) EARLY COLLEGES, WHICH ARE EDUCATIONAL OPPORTUNITIES  
9 THAT ENABLE A STUDENT TO SIMULTANEOUSLY EARN A HIGH SCHOOL  
10 DIPLOMA AND COMPLETE A COLLEGE CERTIFICATE OR DEGREE, HAVE  
11 OPERATED IN THE UNITED STATES FOR NEARLY TWO DECADES;

12 (c) EARLY COLLEGE PROGRAMS DIFFER FROM TRADITIONAL  
13 CONCURRENT ENROLLMENT IN THAT EARLY COLLEGES ARE NOT SIMPLY  
14 OPPORTUNITIES FOR STUDENTS TO TAKE COLLEGE-LEVEL COURSES IN HIGH  
15 SCHOOL, BUT RATHER TO ENROLL IN HIGHER EDUCATION AS  
16 DEGREE-SEEKING STUDENTS WHILE ENROLLED IN HIGH SCHOOL;

17 (d) EARLY COLLEGES HAVE ENJOYED IMPRESSIVE OUTCOMES, AND  
18 MANY DEMONSTRATE COLLEGE COMPLETION RATES THAT FAR EXCEED  
19 STATEWIDE OR INSTITUTIONAL AVERAGES;

20 (e) ALTHOUGH EARLY COLLEGES MAY INCREASE COSTS FOR DIRECT  
21 INSTRUCTION IN THE SHORT RUN, IN THE LONG RUN THESE PROGRAMS ARE  
22 GENERALLY MORE EFFICIENT AND EXHIBIT MORE EFFECTIVE USES OF  
23 PUBLIC REVENUES;

24 (f) CURRENTLY, MORE THAN TWO HUNDRED THIRTY EARLY  
25 COLLEGES ACROSS TWENTY-EIGHT STATES, FROM NEW YORK TO TEXAS TO  
26 CALIFORNIA, SERVE EARLY COLLEGE STUDENTS, THE MAJORITY OF WHOM  
27 ARE ELIGIBLE FOR FREE AND REDUCED-PRICE LUNCH AND ARE FROM

1 COMMUNITIES TRADITIONALLY LESS SUCCESSFUL IN POSTSECONDARY  
2 EDUCATION;

3 (g) COLORADO LAW ALLOWS THE STATE BOARD OF EDUCATION TO  
4 DESIGNATE EARLY COLLEGE HIGH SCHOOLS AND P-TECH SCHOOLS, WHICH  
5 ARE EARLY COLLEGE HIGH SCHOOLS THAT SPAN SIX YEARS, INCLUDE  
6 INDUSTRY PARTNERS, AND PROVIDE STUDENTS WITH AN  
7 INDUSTRY-RECOGNIZED ASSOCIATE DEGREE;

8 (h) COLORADO HAS MORE THAN TWENTY EARLY COLLEGE HIGH  
9 SCHOOLS AND SEVEN P-TECH HIGH SCHOOLS;

10 (i) COLORADO ALSO APPROPRIATES MONEY TO FUND UP TO FIVE  
11 HUNDRED STUDENTS IN THE ASCENT PROGRAM EACH YEAR, WHICH  
12 STUDENTS ARE NOT ENROLLED IN EARLY COLLEGE PROGRAMS;

13 (j) THROUGH THESE PROGRAMS AND THE EXPANSION OF  
14 WORK-BASED LEARNING AND PARTNERSHIPS, ACCORDING TO THE  
15 COLORADO DEPARTMENT OF EDUCATION, NEARLY SIXTEEN THOUSAND  
16 STUDENTS COMPLETED INDUSTRY CREDENTIAL PROGRAMS, WORK-BASED  
17 LEARNING EXPERIENCES, AND QUALIFIED COURSES IN HIGH SCHOOLS  
18 BETWEEN 2016-2019;

19 (k) IMPORTANTLY, ALTHOUGH COLORADO HAS MANY EXAMPLES  
20 OF INNOVATION THROUGH CONCURRENT ENROLLMENT, THE SCALABILITY  
21 OF THESE PROGRAMS, DESPITE THEIR SUCCESS, CAN BE LIMITED DUE TO  
22 LEGAL, GEOGRAPHIC, AND FINANCIAL BARRIERS;

23 (l) IN 2018, THE GENERAL ASSEMBLY PASSED SENATE BILL 18-225,  
24 WHICH DEFINED EARLY COLLEGE PROGRAMS AS THOSE THAT COULD BE  
25 COMPLETED IN FOUR YEARS OR LESS. THIS LEGISLATION EFFECTIVELY  
26 ENDED SEVERAL HIGHLY SUCCESSFUL EARLY COLLEGE MODELS, DESPITE  
27 THE FACT THAT THE STATE CONTINUED TO FUND OTHER FIVE- AND

1 SIX-YEAR OPTIONS.

2 (m) DESPITE EARNEST EFFORTS TO IMPROVE ACCESS FOR EARLY  
3 COLLEGE PROGRAMS IN RURAL AND REMOTE COMMUNITIES, THE MAJORITY  
4 OF EARLY COLLEGE OPPORTUNITIES ARE GENERALLY AVAILABLE TO  
5 STUDENTS IN URBAN AND LARGER SCHOOL DISTRICTS;

6 (n) RECENTLY, THE UNITED STATES DEPARTMENT OF EDUCATION  
7 AUTHORIZED THE USE OF FEDERAL FUNDS TO SUPPORT CONCURRENT  
8 ENROLLMENT AND EARLY COLLEGE COSTS. THESE OPPORTUNITIES INCLUDE  
9 USING PROGRAMS CREATED IN TITLE I AND TITLE IV OF THE  
10 "ELEMENTARY AND SECONDARY EDUCATION ACT OF 1965", 20 U.S.C.  
11 SEC. 6301 ET SEQ., TO PROVIDE FUNDING FOR CONCURRENT ENROLLMENT  
12 COSTS.

13 (o) IN 2009, THE COLORADO P-20 EDUCATION COORDINATING  
14 COUNCIL, A BROAD, BIPARTISAN, STATEWIDE COUNCIL OF EDUCATORS,  
15 BUSINESS EXPERTS, AND ADMINISTRATORS, RECOMMENDED THE  
16 DEVELOPMENT OF THE "CONCURRENT ENROLLMENT PROGRAMS ACT",  
17 ARTICLE 35 OF THIS TITLE 22. THIS LEGISLATION CREATED MUCH OF  
18 CONCURRENT ENROLLMENT AS IT NOW APPEARS IN COLORADO, INCLUDING  
19 THE ASCENT AND EARLY COLLEGE PROGRAMS.

20 (p) AFTER TEN YEARS OF IMPLEMENTATION, THESE CONCURRENT  
21 ENROLLMENT AND EARLY COLLEGE PROGRAMS DEMONSTRATE A PATTERN  
22 OF POSITIVE IMPACTS ON STUDENTS BUT INEQUITABLE ACCESS STATEWIDE,  
23 WHICH IS CAUSED IN PART BY A COMPLICATED AND INTERWOVEN SET OF  
24 ISSUES RELATED TO PROGRAM APPROVAL AND FUNDING. CONSEQUENTLY,  
25 THE STATE SHOULD PROVIDE WELL-INFORMED EDUCATORS,  
26 ADMINISTRATORS, AND POLICY PROFESSIONALS AN OPPORTUNITY TO  
27 CAREFULLY DELIBERATE TO ENSURE THAT SUCCESSFUL, HIGH-PERFORMING

1 PROGRAMS ARE NOT ADVERSELY IMPACTED WHILE STRATEGIES ARE  
2 DESIGNED TO ENABLE INNOVATION AND MORE EQUITABLE ACCESS TO  
3 EARLY COLLEGE PROGRAMS FOR STUDENTS IN RURAL COMMUNITIES IN THE  
4 STATE.

5 (2) THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT IT IS  
6 NECESSARY TO CREATE THE EARLY COLLEGE POLICY DEVELOPMENT  
7 ADVISORY GROUP TO WORK WITH THE EDUCATION LEADERSHIP COUNCIL  
8 TO DEVELOP AND RECOMMEND NEW STATE LAWS TO SUPPORT THE  
9 EQUITABLE AND SUSTAINABLE EXPANSION OF EARLY COLLEGE PROGRAM  
10 AND P-TECH SCHOOL OPPORTUNITIES TO ALL REGIONS OF THE STATE AND  
11 TO RE-ESTABLISH COLORADO AS A LEADER IN EDUCATION INNOVATION IN  
12 THE NATION.

13 **22-35.3-202. Definitions.** AS USED IN THIS PART 2, UNLESS THE  
14 CONTEXT OTHERWISE REQUIRES:

15 (1) "ADVISORY GROUP" MEANS THE EARLY COLLEGE POLICY  
16 DEVELOPMENT ADVISORY GROUP CREATED IN SECTION 22-35.3-203.

17 (2) "ASCENT PROGRAM" MEANS THE ACCELERATING STUDENTS  
18 THROUGH CONCURRENT ENROLLMENT PROGRAM CREATED IN SECTION  
19 22-35-108.

20 (3) "EARLY COLLEGE PROGRAM" MEANS AN EDUCATIONAL  
21 PROGRAM THAT ENABLES A STUDENT TO SIMULTANEOUSLY EARN A HIGH  
22 SCHOOL DIPLOMA AND COMPLETE A POSTSECONDARY CERTIFICATE OR  
23 DEGREE.

24 (4) "EDUCATION LEADERSHIP COUNCIL" MEANS THE GOVERNOR'S  
25 EDUCATION LEADERSHIP COUNCIL CREATED BY EXECUTIVE ORDER B  
26 2017-001.

27 (5) "P-TECH SCHOOL" MEANS A PATHWAYS IN TECHNOLOGY EARLY

1 COLLEGE HIGH SCHOOL, OR PROGRAM WITHIN A HOST SCHOOL, THAT IS  
2 APPROVED PURSUANT TO PART 1 OF THIS ARTICLE 35.3.

3 (6) "RURAL SCHOOL DISTRICT" MEANS A SCHOOL DISTRICT IN  
4 COLORADO THAT THE DEPARTMENT OF EDUCATION DETERMINES IS RURAL  
5 BASED ON THE GEOGRAPHIC SIZE OF THE SCHOOL DISTRICT AND THE  
6 DISTANCE OF THE SCHOOL DISTRICT FROM THE NEAREST LARGE,  
7 URBANIZED AREA.

8 **22-35.3-203. Early college policy development advisory group**  
9 **- created.** (1) THERE IS CREATED IN THE DEPARTMENT OF EDUCATION THE  
10 EARLY COLLEGE POLICY DEVELOPMENT ADVISORY GROUP CONSISTING OF:

11 (a) AT LEAST FIFTEEN PERSONS APPOINTED BY THE GOVERNOR AS  
12 FOLLOWS:

13 (I) AT LEAST TWO MEMBERS OF THE EDUCATION LEADERSHIP  
14 COUNCIL;

15 (II) AT LEAST ONE SCHOOL DISTRICT OR HIGH SCHOOL SITE  
16 ADMINISTRATOR WHO IS RESPONSIBLE FOR AN EARLY COLLEGE PROGRAM;

17 (III) AT LEAST ONE ADMINISTRATOR EMPLOYED BY A CHARTER  
18 SCHOOL THAT OFFERS CONCURRENT ENROLLMENT PROGRAMMING;

19 (IV) AT LEAST ONE SCHOOL DISTRICT OR SCHOOL SITE  
20 ADMINISTRATOR WHO IS RESPONSIBLE FOR A P-TECH SCHOOL;

21 (V) AT LEAST ONE SCHOOL DISTRICT OR SCHOOL SITE  
22 ADMINISTRATOR FROM A RURAL SCHOOL DISTRICT;

23 (VI) AT LEAST ONE ADMINISTRATOR AT A POSTSECONDARY  
24 INSTITUTION WHO IS RESPONSIBLE FOR WORKING WITH EARLY COLLEGE  
25 PROGRAMS;

26 (VII) AT LEAST ONE ADMINISTRATOR AT A POSTSECONDARY  
27 INSTITUTION WHO IS RESPONSIBLE FOR WORKING WITH P-TECH SCHOOLS;

1 (VIII) AT LEAST ONE ADMINISTRATOR FROM A POSTSECONDARY  
2 INSTITUTION LOCATED IN A RURAL AREA OF THE STATE;

3 (IX) AT LEAST ONE PERSON WITH EXPERTISE IN WORK-BASED  
4 LEARNING OPPORTUNITIES AND APPRENTICESHIPS LEADING TO  
5 INDUSTRY-RECOGNIZED CREDENTIALS;

6 (X) AT LEAST ONE PERSON WHO REPRESENTS AN EMPLOYER THAT  
7 IS CURRENTLY WORKING WITH OR PLANNING TO WORK WITH A P-TECH  
8 SCHOOL;

9 (XI) AT LEAST ONE PERSON WITH EXPERTISE IN EARLY COLLEGE  
10 PROGRAM AND CONCURRENT ENROLLMENT POLICIES AND LAWS AT THE  
11 HIGH SCHOOL LEVEL;

12 (XII) AT LEAST ONE PERSON WITH EXPERTISE IN SCHOOL FINANCE  
13 AS IT APPLIES TO THE HIGH SCHOOL LEVEL;

14 (XIII) AT LEAST ONE PERSON WITH EXPERTISE IN EARLY COLLEGE  
15 PROGRAM AND CONCURRENT ENROLLMENT POLICIES AND LAWS AT THE  
16 POSTSECONDARY LEVEL; AND

17 (XIV) AT LEAST ONE PERSON WITH EXPERTISE IN POSTSECONDARY  
18 FINANCE;

19 (b) THE COMMISSIONER OF EDUCATION OR THE COMMISSIONER'S  
20 DESIGNEE; AND

21 (c) THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF HIGHER  
22 EDUCATION OR THE EXECUTIVE DIRECTOR'S DESIGNEE.

23 (2) THE GOVERNOR SHALL APPOINT THE MEMBERS OF THE  
24 ADVISORY GROUP NO LATER THAN JULY 1, 2020. THE APPOINTED  
25 MEMBERS SERVE AT THE PLEASURE OF THE GOVERNOR. IN CASE OF A  
26 VACANCY AMONG THE APPOINTED MEMBERS, THE GOVERNOR SHALL  
27 APPOINT A REPLACEMENT. THE GOVERNOR SHALL APPOINT A MEMBER TO



1 SERVE AS CHAIR OF THE ADVISORY GROUP AND A MEMBER TO SERVE AS  
2 VICE-CHAIR OF THE ADVISORY GROUP.

3 (3) THE ADVISORY GROUP SHALL MEET AT THE CALL OF THE CHAIR  
4 AT LEAST FOUR TIMES FROM JULY 2020 THROUGH DECEMBER 2020 AND  
5 AT LEAST FOUR TIMES FROM MAY 2021 THROUGH DECEMBER 2021. THE  
6 ADVISORY GROUP IS A STATE PUBLIC BODY FOR PURPOSES OF SECTION  
7 24-6-402, AND MEETINGS OF THE ADVISORY GROUP ARE SUBJECT TO THE  
8 REQUIREMENTS OF SAID SECTION. THE ADVISORY GROUP IS SUBJECT TO  
9 THE PROVISIONS OF THE "COLORADO OPEN RECORDS ACT", PART 2 OF  
10 ARTICLE 72 OF TITLE 24.

11 (4) THE ADVISORY GROUP MEMBERS SERVE WITHOUT  
12 COMPENSATION BUT MAY BE REIMBURSED FOR EXPENSES DIRECTLY  
13 RELATING TO THEIR SERVICE ON THE ADVISORY GROUP.

14 (5) THE DEPARTMENT OF EDUCATION AND THE DEPARTMENT OF  
15 HIGHER EDUCATION SHALL PROVIDE TO THE ADVISORY GROUP STAFF  
16 SUPPORT AND MEETING SPACE UPON REQUEST OF THE CHAIR.

17 **22-35.3-204. Advisory group duties - report.** (1) THE ADVISORY  
18 GROUP SHALL:

19 (a) COORDINATE WITH THE EDUCATION LEADERSHIP COUNCIL IN  
20 COMPLETING ITS DUTIES;

21 (b) DESIGN AND RECOMMEND COMPREHENSIVE, UNIFORM POLICIES  
22 THAT ENABLE HIGH SCHOOLS AND POSTSECONDARY INSTITUTIONS TO  
23 CREATE AND SUSTAIN EARLY COLLEGE PROGRAMS IN EVERY REGION OF  
24 THE STATE. THE ADVISORY GROUP MUST DESIGN THE POLICY  
25 RECOMMENDATIONS TO ENABLE ALL HIGH SCHOOLS TO PROVIDE EARLY  
26 COLLEGE PROGRAMS THAT ARE FOUR-YEAR PROGRAMS, ENCOMPASSING  
27 GRADES NINE THROUGH TWELVE; FIVE-YEAR PROGRAMS, ENCOMPASSING

1 GRADES NINE THROUGH THIRTEEN; OR SIX-YEAR PROGRAMS,  
2 ENCOMPASSING GRADES NINE THROUGH FOURTEEN. IN DESIGNING  
3 COMPREHENSIVE, UNIFORM POLICIES FOR FOUR-, FIVE-, AND SIX-YEAR  
4 EARLY COLLEGE PROGRAMS, THE ADVISORY GROUP SHALL ADDRESS THE  
5 WAYS IN WHICH EXISTING STATUTES AND RULES MUST BE MODIFIED,  
6 COMBINED, OR REPEALED TO ACCOMPLISH THE GOAL OF ENSURING ACCESS  
7 TO EARLY COLLEGE PROGRAMS IN ALL REGIONS OF THE STATE.

8 (c) TAKING INTO ACCOUNT ALL EXISTING AND POTENTIAL FUNDING  
9 SOURCES, DESIGN POLICY RECOMMENDATIONS THAT CREATE A UNIFORM  
10 AND COMPREHENSIVE FUNDING MECHANISM FOR EARLY COLLEGE  
11 PROGRAMS AND P-TECH SCHOOLS. THE POLICY RECOMMENDATIONS MUST  
12 ADDRESS IMPLICATIONS FOR EXISTING CONCURRENT ENROLLMENT  
13 PROGRAMS, INCLUDING THE ASCENT PROGRAM.

14 (d) DESIGN PLANS TO PHASE OUT THE ASCENT PROGRAM BY JULY  
15 1, 2024, AND, TO THE EXTENT PRACTICABLE, SUCCESSFULLY TRANSITION  
16 HIGH SCHOOLS THAT PARTICIPATE IN THE ASCENT PROGRAM TO  
17 OPERATING EARLY COLLEGE PROGRAMS UNDER THE NEW EARLY COLLEGE  
18 PROGRAM STATUTES; AND

19 (e) RECOMMEND CHARACTERISTICS OF AND STANDARDS FOR  
20 EARLY COLLEGE PROGRAMS, DISTINGUISHING AMONG FOUR-, FIVE-, AND  
21 SIX-YEAR EARLY COLLEGE PROGRAMS, FOR PURPOSES OF AUTHORIZING  
22 AND MEASURING THE PERFORMANCE OF THE EARLY COLLEGE PROGRAMS.  
23 THE CHARACTERISTICS AND STANDARDS MUST ALLOW HIGH SCHOOLS OF  
24 ALL SIZES AND FROM EVERY REGION IN THE STATE TO DEMONSTRATE  
25 EARLY COLLEGE PROGRAM QUALITY, REGARDLESS OF THE SIZE OF THE  
26 SCHOOL. ADDITIONALLY, THE CHARACTERISTICS AND STANDARDS MUST  
27 PROVIDE FLEXIBILITY TO ALLOW HIGH SCHOOLS TO SHORTEN OR LENGTHEN

1 THE DURATION OF THE SCHOOL'S EARLY COLLEGE PROGRAMS, AS THE  
2 SCHOOL DEEMS APPROPRIATE, AMONG FOUR-, FIVE-, AND SIX-YEAR EARLY  
3 COLLEGE PROGRAMS.

4 (2) THE ADVISORY GROUP SHALL PREPARE AN INTERIM WRITTEN  
5 REPORT AND A FINAL WRITTEN REPORT OF ITS FINDINGS AND  
6 RECOMMENDATIONS WITH REGARD TO THE ISSUES DESCRIBED IN  
7 SUBSECTION (1) OF THIS SECTION AND SUBMIT THE REPORTS TO THE  
8 GOVERNOR, THE EDUCATION LEADERSHIP COUNCIL, THE STATE BOARD OF  
9 EDUCATION, THE COLORADO COMMISSION ON HIGHER EDUCATION, AND  
10 THE EDUCATION COMMITTEES OF THE SENATE AND THE HOUSE OF  
11 REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES. THE ADVISORY  
12 GROUP SHALL SUBMIT THE INTERIM WRITTEN REPORT ON OR BEFORE  
13 DECEMBER 1, 2020, AND THE FINAL WRITTEN REPORT ON OR BEFORE  
14 DECEMBER 1, 2021.

15 **22-35.3-205. Legislative advisory council - created.** THERE IS  
16 HEREBY CREATED A LEGISLATIVE ADVISORY COUNCIL CONSISTING OF  
17 LEGISLATORS APPOINTED, ONE EACH, BY THE SPEAKER AND THE MINORITY  
18 LEADER OF THE HOUSE OF REPRESENTATIVES AND THE PRESIDENT AND THE  
19 MINORITY LEADER OF THE SENATE. THE LEGISLATIVE ADVISORY COUNCIL  
20 SHALL PROVIDE ADVICE AND COMMENT TO THE ADVISORY GROUP AND ACT  
21 AS LIAISONS BETWEEN THE GENERAL ASSEMBLY AND THE ADVISORY  
22 GROUP.

23 **22-35.3-206. Repeal of part.** THIS PART 2 IS REPEALED, EFFECTIVE  
24 JANUARY 1, 2022.

25 **SECTION 2.** In Colorado Revised Statutes, 22-35-114, **add** (1.5)  
26 and (4)(b.5) as follows:

27 **22-35-114. Concurrent enrollment expansion and innovation**

1 **grant program - created - report - rules.** (1.5) (a) IN ADDITION TO THE  
2 PURPOSES SPECIFIED IN SUBSECTION (1) OF THIS SECTION, THE GRANT  
3 PROGRAM MAY PROVIDE GRANTS TO OFFSET THE COSTS INCURRED IN  
4 OPERATING EARLY COLLEGE PROGRAMS, AS DEFINED IN SECTION  
5 22-35.3-202, AND PROVIDING CONCURRENT ENROLLMENT PROGRAMMING  
6 AS DESCRIBED IN SUBSECTION (1.5)(c) OF THIS SECTION.

7 (b) NOTWITHSTANDING ANY PROVISION OF SUBSECTION (1) OF THIS  
8 SECTION TO THE CONTRARY, A PARTNERSHIP APPLYING FOR A GRANT  
9 PURSUANT TO THIS SUBSECTION (1.5) IS NOT REQUIRED TO INCLUDE THE  
10 INFORMATION SPECIFIED IN SUBSECTIONS (1)(b), (1)(d), AND (1)(e) OF THIS  
11 SECTION, BUT MUST IDENTIFY FROM AMONG THE PURPOSES SPECIFIED IN  
12 SUBSECTION (1.5)(c) OF THIS SECTION THE PURPOSE OR PURPOSES FOR  
13 WHICH THE PARTNERSHIP IS REQUESTING A GRANT.

14 (c) THE STATE BOARD MAY AWARD GRANTS FOR THE FOLLOWING  
15 PURPOSES TO PARTNERSHIPS THAT APPLY PURSUANT TO THIS SUBSECTION  
16 (1.5):

17 (I) REIMBURSEMENT FOR THE DIRECT EXPENSES INCURRED IN  
18 PROVIDING ANY FORM OF DUAL ENROLLMENT PROGRAM, INCLUDING  
19 TUITION, FEES, BOOKS, AND MATERIALS;

20 (II) REIMBURSEMENT FOR THE DIRECT COSTS OF PROVIDING AN  
21 EARLY COLLEGE PROGRAM AS DEFINED IN SECTION 22-35.3-201, DUAL  
22 ENROLLMENT THROUGH A P-TECH SCHOOL, OR CONCURRENT ENROLLMENT  
23 DURING A SUMMER ACADEMIC TERM;

24 (III) EXPANSION OF THE AVAILABILITY OF EARLY COLLEGE  
25 PROGRAMS AND P-TECH SCHOOLS;

26 (IV) EXPANSION OF WORK-BASED LEARNING OPPORTUNITIES,  
27 INCLUDING APPRENTICESHIPS AND INDUSTRY-RECOGNIZED CERTIFICATE

1 PROGRAMS; AND

2 (V) OTHER USES SPECIFIED JOINTLY BY THE STATE BOARD OF  
3 EDUCATION AND THE COLORADO COMMISSION ON HIGHER EDUCATION  
4 DIRECTLY RELATED TO PROVIDING OPPORTUNITIES FOR HIGH SCHOOL  
5 STUDENTS TO ENROLL IN POSTSECONDARY COURSES.

6 (d) NOTWITHSTANDING THE PROVISIONS OF SUBSECTION (2) OF  
7 THIS SECTION, IN SELECTING PARTNERSHIPS TO RECEIVE GRANTS  
8 PURSUANT TO THIS SUBSECTION (1.5), THE STATE BOARD NEED NOT  
9 CONSIDER THE CRITERIA SPECIFIED IN SUBSECTION (2) OF THIS SECTION,  
10 BUT SHALL AWARD GRANTS TO THOSE APPLICANTS THAT DEMONSTRATE  
11 THE GREATEST DEGREE OF FINANCIAL NEED.

12 (4) (b.5) FOR THE 2020-21 BUDGET YEAR AND EACH BUDGET YEAR  
13 THEREAFTER, THE GENERAL ASSEMBLY SHALL ANNUALLY APPROPRIATE TO  
14 THE DEPARTMENT AT LEAST TWO HUNDRED THOUSAND DOLLARS TO  
15 DISTRIBUTE AS GRANTS SOLELY FOR THE PURPOSES SPECIFIED IN  
16 SUBSECTION (1.5) OF THIS SECTION.

17 **SECTION 3.** In Colorado Revised Statutes, 22-54-103, **amend**  
18 (10)(g) as follows:

19 **22-54-103. Definitions.** As used in this article 54, unless the  
20 context otherwise requires:

21 (10) (g) For ~~the 2018-19 and 2019-20~~ budget years 2018-19  
22 THROUGH 2021-22, a district may include in its pupil enrollment pupils  
23 who are enrolled in a school that was designated pursuant to section  
24 22-35-103 (10) as an early college before June 6, 2018, and who, after  
25 completing four years of high school, enroll ~~for the 2018-19 or 2019-20~~  
26 ~~budget years~~ in postsecondary courses FOR UP TO TWO CONSECUTIVE  
27 ACADEMIC YEARS DURING BUDGET YEARS 2018-19 THROUGH 2021-22.

1           **SECTION 4.** In Colorado Revised Statutes, 23-3.3-101, **amend**  
2 (2) as follows:

3           **23-3.3-101. Definitions.** As used in this article 3.3, unless the  
4 context otherwise requires:

5           (2) "In-state student" means a student ENROLLED at an institution  
6 of higher education who meets the criteria established by article 7 of this  
7 ~~title~~ TITLE 23 for classification as an in-state student at a state institution  
8 of higher education, ~~but~~ OR ENROLLED IN ONE OR MORE POSTSECONDARY  
9 COURSES FOR POSTSECONDARY CREDIT WHILE THE STUDENT IS STILL  
10 ENROLLED IN HIGH SCHOOL; EXCEPT THAT "in-state student" does not  
11 include a member of the armed forces of the United States or his OR HER  
12 dependents who are eligible to obtain in-state tuition status upon moving  
13 to Colorado on a permanent change-of-station basis until such individual  
14 meets the one-year domicile requirement of section 23-7-102 (5).

15           **SECTION 5.** In Colorado Revised Statutes, 22-35-103, **amend**  
16 (6)(b)(III) as follows:

17           **22-35-103. Definitions.** As used in this article 35, unless the  
18 context otherwise requires:

19           (6) (b) "Concurrent enrollment" does not include a student's  
20 simultaneous enrollment in:

21           (III) A p-tech school, as defined in section 22-35.3-102, and a  
22 postsecondary course, which enrollment is subject to the provisions of  
23 PART 1 OF article 35.3 of this title 22; or

24           **SECTION 6.** In Colorado Revised Statutes, 22-35.3-102, **amend**  
25 the introductory portion and (10) as follows:

26           **22-35.3-102. Definitions.** As used in this ~~article 35.3~~ PART 1,  
27 unless the context otherwise requires:

1 (10) "P-tech school" means a pathways in technology early college  
2 high school or program within a host school that is approved pursuant to  
3 this ~~article 35.3~~ PART 1.

4 **SECTION 7.** In Colorado Revised Statutes, 22-54-103, **amend**  
5 (5.2), (9.7), and (10)(e.5)(I) as follows:

6 **22-54-103. Definitions.** As used in this article 54, unless the  
7 context otherwise requires:

8 (5.2) "District extended high school pupil enrollment" means the  
9 number of pupils, on the pupil enrollment count day within the applicable  
10 budget year, who are concurrently enrolled in a postsecondary course,  
11 including an academic course or a career and technical education course,  
12 as a participant in the ASCENT program and the number of pupils, on the  
13 pupil enrollment count day within the applicable budget year, who are  
14 enrolled in grade thirteen or fourteen in a p-tech school. A pupil enrolled  
15 in a p-tech school pursuant to PART 1 OF article 35.3 of this ~~title~~ TITLE 22  
16 shall be included in the district extended high school pupil enrollment as  
17 a full-time student. An ASCENT program participant who is enrolled in  
18 at least twelve credit hours of postsecondary courses, including academic  
19 courses and career and technical education courses, as of the pupil  
20 enrollment count day of the applicable budget year shall be included in  
21 the district extended high school pupil enrollment as a full-time pupil. An  
22 ASCENT program participant who is enrolled in less than twelve credit  
23 hours of postsecondary courses, including academic courses and career  
24 and technical education courses, as of the pupil enrollment count day of  
25 the applicable budget year shall be included in the district extended high  
26 school pupil enrollment as a part-time pupil.

27 (9.7) "P-tech school" means a pathways in technology early

1 college high school that is approved pursuant to PART 1 OF article 35.3 of  
2 this ~~title~~ TITLE 22.

3 (10) (e.5) (I) A pupil who is enrolled as less than a full-time  
4 student, other than a student described in subsection (10)(b)(II) or (10)(d)  
5 of this section or a student enrolled in a p-tech school pursuant to PART 1  
6 OF article 35.3 of this title 22, is counted in accordance with rules  
7 promulgated by the state board for students who are enrolled as less than  
8 full-time students.

9 **SECTION 8.** In Colorado Revised Statutes, 23-18-102, **amend**  
10 (5)(a)(I.5) as follows:

11 **23-18-102. Definitions.** As used in parts 1 and 2 of this article 18,  
12 unless the context otherwise requires:

13 (5) (a) "Eligible undergraduate student" means:

14 (I.5) A student who is enrolled at a state institution of higher  
15 education as part of a pathways in technology early college high school  
16 that is approved as provided in PART 1 OF article 35.3 of title 22 ~~C.R.S.~~,  
17 and who is classified as an in-state student for tuition purposes; or

18 **SECTION 9.** In Colorado Revised Statutes, 23-18-202, **amend**  
19 (2)(b)(II), (5)(c)(III), and (5)(f) as follows:

20 **23-18-202. College opportunity fund - appropriations -**  
21 **payment of stipends - reimbursement - report.** (2) (b) (II) If the  
22 student is enrolled in a pathways in technology early college high school  
23 pursuant to PART 1 OF article 35.3 of title 22, the p-tech school is  
24 responsible for paying the student's share of total in-state tuition, if any.

25 (5) (c) (III) For an eligible undergraduate student who has  
26 completed one or more college courses while enrolled in high school  
27 pursuant to the "Concurrent Enrollment Programs Act", article 35 of title



1 22, or while designated by the department of education as an ASCENT  
2 program participant pursuant to section 22-35-108, or while enrolled in  
3 a pathways in technology early college high school pursuant to PART 1 OF  
4 article 35.3 of title 22, all college-level credit hours earned by the student  
5 while so enrolled count against the lifetime limitation described in  
6 subsection (5)(c)(I) of this section; except that credit hours earned from  
7 enrollment in a developmental education course, as defined in section  
8 23-1-113 (11)(b), do not count against the lifetime limitation.

9 (5) (f) Notwithstanding the lifetime-credit-hour limitation  
10 established pursuant to ~~paragraph (c) of this subsection (5)~~ SUBSECTION  
11 (5)(c) OF THIS SECTION and in addition to the provisions of ~~paragraph (c)~~  
12 ~~of this subsection (5)~~ SUBSECTION (5)(e) OF THIS SECTION, a state  
13 institution of higher education may annually grant a one-year waiver of  
14 the lifetime-credit-hour limitation for up to five percent of the eligible  
15 undergraduate students enrolled in the state institution of higher  
16 education. In granting the waivers under this ~~paragraph (f)~~ SUBSECTION  
17 (5)(f), the state institution of higher education shall, upon request, grant  
18 a waiver to an eligible undergraduate student for courses taken pursuant  
19 to the "Concurrent Enrollment Programs Act", article 35 of title 22,  
20 ~~C.R.S.~~, or for courses taken while enrolled in a pathways in technology  
21 early college high school pursuant to PART 1 OF article 35.3 of title 22.  
22 ~~C.R.S.~~ For any remaining portion of the institution's five percent of  
23 eligible undergraduate students who may receive waivers, the institution  
24 shall give priority to students who are seeking job retraining.

25 **SECTION 10. Safety clause.** The general assembly hereby finds,  
26 determines, and declares that this act is necessary for the immediate  
27 preservation of the public peace, health, or safety.