

**First Regular Session
Seventy-third General Assembly
STATE OF COLORADO**

REENGROSSED

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

LLS NO. 21-0105.01 Jacob Baus x2173

HOUSE BILL 21-1067

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A BILL FOR AN ACT

101 **CONCERNING A NATIONAL ASSESSMENT TEST SCORE AS AN ELIGIBILITY**
102 **CRITERION FOR ADMISSION TO A COLORADO INSTITUTION OF**
103 **HIGHER EDUCATION.**

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 governing board of a state institution of higher education (institution) may, but is not required to, require a national assessment test score as an eligibility criterion for admission.

Each institution shall submit an annual report to the department of higher education concerning the first-time freshman cohort. The

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.*

HOUSE
3rd Reading Unamended
March 26, 2021

HOUSE
Amended 2nd Reading
March 25, 2021

department of higher education shall submit a collective annual report to the education committees of the house of representatives and the senate.

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

2 **SECTION 1.** In Colorado Revised Statutes, 23-1-113, **amend**
3 (1)(a), (1)(b), and (11)(c); and **add** (10.5) as follows:

4 **23-1-113. Commission directive - admission standards for**
5 **baccalaureate and graduate institutions of higher education - policy**
6 **- report - definitions.** (1) (a) EXCEPT AS PROVIDED IN SUBSECTION (1)(b)
7 OF THIS SECTION, the commission shall establish and the governing boards
8 shall implement academic admission standards for first-time freshmen
9 and transfer students at all state-supported baccalaureate and graduate
10 institutions of higher education in the state. The commission shall
11 establish and may subsequently review and amend the standards after
12 consultation with the governing boards of institutions. The academic
13 admission standards for students who do not have in-state status, as
14 determined pursuant to section 23-7-103, shall equal or exceed those
15 established for determining admission of in-state students.

16 (b) (I) The standards established for first-time admitted freshman
17 students must use ~~a combination of high school academic performance~~
18 ~~indicators and national assessment test scores for~~ AS AN eligibility criteria
19 CRITERION. The academic performance indicators may include, but are not
20 limited to, grade point average, class rank, and content standard
21 performance level assessments. ~~The criteria established and the specified~~
22 ~~performance levels must be consistent with the role and mission~~
23 ~~established for each state-supported institution of higher education.~~ In
24 considering the high school academic performance indicators, the
25 commission and the governing boards may take into account the rigor of

1 a student's high school academic preparation and the academic content of
2 the courses taken. In lieu of the established statewide criteria, each
3 governing board may use additional criteria for up to twenty percent of
4 the freshmen students annually admitted to each institution under the
5 governing board's control. Students who meet the minimum criteria for
6 admission are not guaranteed admission to the institution to which they
7 have applied, but they are eligible for consideration.

8 (II) ~~Notwithstanding any law to the contrary, the governing board~~
9 ~~of a state-supported institution of higher education may, but is not~~
10 ~~required to, require a national assessment test score as an eligibility~~
11 ~~criterion of academic admission standards for first-time freshman students~~
12 ~~who graduate from high school in 2021~~ THE GOVERNING BOARD OF A
13 STATE-SUPPORTED BACCALAUREATE AND GRADUATE INSTITUTION OF
14 HIGHER EDUCATION MAY, BUT IS NOT REQUIRED TO, REQUIRE A NATIONAL
15 ASSESSMENT TEST SCORE AS AN ELIGIBILITY CRITERION.

16 (III) THE CRITERIA ESTABLISHED AND THE SPECIFIED
17 PERFORMANCE LEVELS MUST BE CONSISTENT WITH THE ROLE AND MISSION
18 ESTABLISHED FOR EACH STATE-SUPPORTED BACCALAUREATE AND
19 GRADUATE INSTITUTION OF HIGHER EDUCATION.

20 (IV) ON OR BEFORE AN APPLICATION DEADLINE, AN APPLICANT
21 MAY SUBMIT A NATIONAL ASSESSMENT TEST SCORE TO A
22 STATE-SUPPORTED BACCALAUREATE AND GRADUATE INSTITUTION OF
23 HIGHER EDUCATION THAT DOES NOT REQUIRE A NATIONAL ASSESSMENT
24 TEST SCORE AS AN ELIGIBILITY CRITERION AND REQUEST THAT THE
25 INSTITUTION CONSIDER THE NATIONAL ASSESSMENT TEST SCORE. THE
26 INSTITUTION SHALL CONSIDER A NATIONAL TEST SCORE SUBMISSION
27 PURSUANT TO THIS SUBSECTION (1)(b)(IV) AS A PART OF THE ADMISSION

1 DECISION FOR THE APPLICANT.

2 (10.5) (a) (I) ON OR BEFORE JUNE 30, 2023, AND ON OR BEFORE
3 JUNE 30 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL PUBLISH AN
4 ANNUAL REPORT INCLUDING:

5 (A) WHICH STATE-SUPPORTED BACCALAUREATE AND GRADUATE
6 INSTITUTIONS OF HIGHER EDUCATION REQUIRED, AND WHICH INSTITUTIONS
7 DID NOT REQUIRE, A NATIONAL ASSESSMENT TEST SCORE AS AN
8 ELIGIBILITY CRITERION FOR THE PREVIOUS ACADEMIC YEAR'S FIRST-TIME
9 FRESHMAN COHORT;

10 (B) THE PERCENTAGE OF FIRST-TIME FRESHMEN STUDENTS, BOTH
11 STATEWIDE AND BY INSTITUTION, WHO SUBMITTED OR DID NOT SUBMIT A
12 NATIONAL ASSESSMENT TEST SCORE, DISAGGREGATED BY RACE,
13 ETHNICITY, AND GENDER;

14 (C) THE PERCENTAGE OF FIRST-TIME FRESHMEN STUDENTS, BOTH
15 STATEWIDE AND BY INSTITUTION, WHO SUBMITTED OR DID NOT SUBMIT A
16 NATIONAL ASSESSMENT TEST SCORE, DISAGGREGATED BY RACE,
17 ETHNICITY, AND GENDER, AND ENROLLED IN AN INSTITUTION;

18 (D) THE PERCENTAGE OF STUDENTS, BOTH STATEWIDE AND BY
19 INSTITUTION, WHO SUBMITTED OR DID NOT SUBMIT A NATIONAL
20 ASSESSMENT TEST SCORE, DISAGGREGATED BY RACE, ETHNICITY, AND
21 GENDER, WHO ENROLLED IN THE INSTITUTION IN A SUBSEQUENT ACADEMIC
22 YEAR;

23 (E) THE PERCENTAGE OF STUDENTS, BOTH STATEWIDE AND BY
24 INSTITUTION, WHO SUBMITTED OR DID NOT SUBMIT A NATIONAL
25 ASSESSMENT TEST SCORE, DISAGGREGATED BY RACE, ETHNICITY, AND
26 GENDER, WHO GRADUATED FROM THE INSTITUTION;

27 (F) AVAILABLE DATA CONCERNING THE PERCENTAGE OF RESIDENT

1 FIRST-GENERATION UNDERGRADUATE STUDENTS, AS DEFINED IN SECTION
2 23-18-302 (12), FROM THE COHORT; AND

3 (G) AVAILABLE DATA CONCERNING THE PERCENTAGE OF
4 STUDENTS FROM THE COHORT WHO ARE ELIGIBLE FOR A FEDERAL PELL
5 GRANT.

6 (II) IN ADDITION TO SUBMITTING DATA FOR THE PREVIOUS
7 ACADEMIC YEAR'S FIRST-TIME FRESHMAN COHORT, THE DEPARTMENT
8 SHALL ALSO INCLUDE:

9 (A) THE DATA THAT IT SUBMITTED FOR THE PREVIOUS FIRST-TIME
10 FRESHMAN COHORTS IN PREVIOUS ANNUAL REPORTS PURSUANT TO THIS
11 SECTION; AND

12 (B) THE PERCENTAGE OF STUDENTS FROM THE PREVIOUS
13 FIRST-TIME FRESHMAN COHORTS IN PREVIOUS ANNUAL REPORTS WHO
14 ENROLLED AND GRADUATED FROM THE INSTITUTION IN SUBSEQUENT
15 ACADEMIC YEARS.

16 (b) NOTWITHSTANDING SECTION 24-1-136 (11)(a)(I) TO THE
17 CONTRARY, ON OR BEFORE JUNE 30, 2023, AND ON OR BEFORE JUNE 30
18 EACH YEAR THEREAFTER, THE DEPARTMENT SHALL SUBMIT TO THE
19 EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE
20 SENATE, OR ANY SUCCESSOR COMMITTEES, A REPORT INCLUDING THE
21 INFORMATION DESCRIBED IN SUBSECTION (10.5)(a) OF THIS SECTION.

22 (c) BY JUNE 30, 2032, THE COMMISSION SHALL SUBMIT A REPORT
23 TO THE GENERAL ASSEMBLY INCLUDING AN ANALYSIS OF THE ANNUAL
24 REPORTS SUBMITTED PURSUANT TO SUBSECTION (10.5)(a) OF THIS SECTION
25 AND AN ANALYSIS OF HOW THE OPTIONAL USE OF A NATIONAL
26 ASSESSMENT TEST SCORE AS AN ELIGIBILITY CRITERION IMPACTED ACCESS
27 TO HIGHER EDUCATION FOR STUDENTS.

1 (11) As used in this section, unless the context otherwise requires:

2 (c) "National assessment test ~~scores~~" ~~include~~, SCORE" INCLUDES,
3 but ~~are~~ IS not limited to, AN ACT test ~~scores~~ SCORE ~~and~~ OR SAT test
4 ~~scores~~ SCORE.

5 **SECTION 2. Safety clause.** The general assembly hereby finds,
6 determines, and declares that this act is necessary for the immediate
7 preservation of the public peace, health, or safety.