

**Second Regular Session
Seventy-fifth General Assembly
STATE OF COLORADO**

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 26-0429.01 Lindy Schaible x4215

HOUSE BILL 26-1078

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House Committees

Education
Appropriations

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Education
Appropriations

A BILL FOR AN ACT

101 **CONCERNING INCREASING THE NUMBER OF OFF-CAMPUS COURSES**
102 **OFFERED BY INSTITUTIONS OF HIGHER EDUCATION TO STUDENTS**
103 **IN CONCURRENT ENROLLMENT PROGRAMS, AND, IN CONNECTION**
104 **THEREWITH, MAKING AND REDUCING AN 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>.)

Under current law, off-campus courses offered by institutions of higher education (off-campus courses) are excluded from concurrent enrollment programs, except when the off-campus courses are part of the

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

SENATE
3rd Reading Unamended
May 6, 2026

SENATE
Amended 2nd Reading
May 5, 2026

HOUSE
3rd Reading Unamended
April 21, 2026

HOUSE
Amended 2nd Reading
April 17, 2026

teacher recruitment education and preparation (TREP) program. The bill allows off-campus courses to be included in concurrent enrollment programs when the off-campus courses meet the requirements for concurrent enrollment programs and the requirements of an accrediting agency recognized under federal law.

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

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

4 **22-35-110. Exclusions - limitation.**

5 (1) (a) Except for courses offered as part of the TREP program
6 pursuant to section 22-35-108.5, This article 35 does not apply to any A
7 course that is offered as part of a program of off-campus instruction
8 established pursuant to section 23-1-109 (1) to (5) UNLESS THE COURSE
9 OFFERED MEETS ALL REQUIREMENTS OF THIS ARTICLE 35 AND THE
10 REQUIREMENTS OF AN ACCREDITING AGENCY RECOGNIZED BY THE UNITED
11 STATES DEPARTMENT OF EDUCATION.

12 (b) AFTER JULY 1, 2028, ADDITIONAL COURSES THAT ARE ELIGIBLE
13 PURSUANT TO THIS SECTION FOR PARTICIPATION IN CONCURRENT
14 ENROLLMENT COURSES SHALL NOT BE APPROVED PURSUANT TO THIS
15 ARTICLE 35 UNLESS THE APPROPRIATION MADE BY THE GENERAL
16 ASSEMBLY TO THE DEPARTMENT IS SUFFICIENT FOR THE DEPARTMENT TO
17 COMPLY WITH COURSE AUDIT AND OVERSIGHT REQUIREMENTS. COURSES
18 THAT ARE ELIGIBLE PURSUANT TO THIS SECTION FOR PARTICIPATION AS
19 CONCURRENT ENROLLMENT COURSES AND ARE APPROVED PURSUANT TO
20 THIS ARTICLE 35 BEFORE JULY 1, 2028, RETAIN THEIR APPROVED STATUS.
21 BEGINNING IN THE ANNUAL GENERAL APPROPRIATIONS ACT FOR THE
22 2028-29 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL INDICATE
23 VIA FOOTNOTE TO THE ANNUAL GENERAL APPROPRIATIONS ACT WHETHER

1 THE FUNDING FOR THE DEPARTMENT IS CALCULATED TO PROVIDE
2 SUFFICIENT FUNDING FOR COURSE AUDIT AND OVERSIGHT REQUIREMENTS
3 TO ALLOW ADDITIONAL COURSES TO BE APPROVED PURSUANT TO THIS
4 SECTION.

5 **SECTION 2. Appropriation - adjustments to 2026 long bill.**

6 (1) Except as provided in subsection (2) of this section, to implement this
7 act, appropriations made in the annual general appropriation act for the
8 2026-27 state fiscal year to the department of higher education are
9 adjusted as follows:

10 (a) The general fund appropriation for the college opportunity
11 fund program to be used for fee-for-service contracts with state
12 institutions pursuant to section 23-18-303.5, C.R.S., is decreased by
13 \$80,178; and

14 (b) The reappropriated funds appropriation for the regents of the
15 university of Colorado received from the fee-for-service contracts with
16 state institutions pursuant to section 23-18-303.5, C.R.S., under
17 subsection (1)(a) of this section is decreased by \$80,178.

18 (2) Subsection (1) of this section does not require a reduction of
19 an appropriation in the annual general appropriation act for the 2026-27
20 state fiscal year if:

21 (a) The amount of the general fund appropriation made in the
22 annual general appropriation act for the 2026-27 state fiscal year to the
23 department of higher education for the college opportunity fund program
24 to be used for fee-for-service contracts with state institutions pursuant to
25 section 23-18-303.5, C.R.S., is less than the amount of the adjustment
26 required in subsection (1)(a) of this section; or

27 (b) The annual general appropriation act for the 2026-27 state

1 fiscal year does not include an appropriation to the department of higher
2 education for the college opportunity fund program to be used for
3 fee-for-service contracts with state institutions pursuant to section
4 23-18-303.5, C.R.S.

5 **SECTION 3. Appropriation.** (1) For the 2026-27 state fiscal
6 year, \$66,056 is appropriated to the department of education. This
7 appropriation is from the general fund. To implement this act, the
8 department may use this appropriation as follows:

9 (a) \$21,685 for use by school district operations for administration
10 related to public school finance, which amount is based on an assumption
11 that the division will require an additional 0.2 FTE; and

12 (b) \$44,371 for use by student pathways for postsecondary
13 workforce readiness administration, which amount is based on an
14 assumption that the division will require an additional 0.4 FTE.

15 **SECTION 4. Effective date.** This act takes effect upon passage;
16 except that section 2 of this act takes effect only if the annual general
17 appropriation act for the 2026-27 state fiscal year becomes law, in which
18 case section 2 takes effect upon the effective date of this act or of the
19 annual general appropriation act for state fiscal year 2026-27, whichever
20 is later.

21 **SECTION 5. Safety clause.** The general assembly finds,
22 determines, and declares that this act is necessary for the immediate
23 preservation of the public peace, health, or safety or for appropriations for
24 the support and maintenance of the departments of the state and state
25 institutions.