

HB1128\_L.006

HOUSE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.

HB16-1128 be amended as follows:

1 Amend printed bill, strike everything below the enacting clause and  
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, 22-35-102, amend  
4 (1) (g) as follows:

5 **22-35-102. Legislative declaration.** (1) The general assembly  
6 hereby finds that:

7 (g) All of the state's high schools ~~should eventually~~ MUST develop  
8 equitable access to concurrent enrollment programs to provide the  
9 infrastructure necessary to improve high school retention, to motivate  
10 young people to take seriously the need to become postsecondary- and  
11 workforce-ready, and to accelerate students' progress toward a  
12 postsecondary credential.

13 **SECTION 2.** In Colorado Revised Statutes, add 22-35-103.5 as  
14 follows:

15 **22-35-103.5. Concurrent enrollment - availability - credits.**

16 (1) EACH LOCAL EDUCATION PROVIDER SHALL ALLOW QUALIFIED  
17 STUDENTS ENROLLED BY THE LOCAL EDUCATION PROVIDER TO  
18 CONCURRENTLY ENROLL IN INSTITUTIONS OF HIGHER EDUCATION IN  
19 ACCORDANCE WITH THIS ARTICLE. EACH LOCAL EDUCATION PROVIDER  
20 SHALL PAY TO THE ENROLLING INSTITUTION OF HIGHER EDUCATION THE  
21 AMOUNT AGREED TO IN THE APPLICABLE COOPERATIVE AGREEMENT ON  
22 BEHALF OF THE PARENT OR LEGAL GUARDIAN OF EACH QUALIFIED STUDENT  
23 WHO ENROLLS IN A POSTSECONDARY COURSE.

24 (2) EACH PUBLIC INSTITUTION OF HIGHER EDUCATION SHALL  
25 ALLOW QUALIFIED STUDENTS TO CONCURRENTLY ENROLL IN  
26 POSTSECONDARY COURSES, INCLUDING ACADEMIC OR CAREER AND  
27 TECHNICAL EDUCATION COURSES, WHICH MAY INCLUDE COURSE WORK  
28 RELATED TO APPRENTICESHIP PROGRAMS OR INTERNSHIP PROGRAMS, IN  
29 ACCORDANCE WITH THIS ARTICLE. EACH PUBLIC INSTITUTION OF HIGHER  
30 EDUCATION THAT CONCURRENTLY ENROLLS A QUALIFIED STUDENT IS  
31 ELIGIBLE TO RECEIVE PAYMENT OF A STIPEND FROM THE COLLEGE  
32 OPPORTUNITY FUND PROGRAM, PART 2 OF ARTICLE 18 OF TITLE 23, C.R.S.,  
33 ON BEHALF OF THE QUALIFIED STUDENT, IN ADDITION TO THE AMOUNT  
34 PAID BY THE LOCAL EDUCATION PROVIDER PURSUANT TO THE APPLICABLE  
35 COOPERATIVE AGREEMENT ON BEHALF OF THE PARENT OR LEGAL  
36 GUARDIAN OF THE QUALIFIED STUDENT.

37 (3) EACH PRIVATE INSTITUTION OF HIGHER EDUCATION IS  
38 ENCOURAGED TO ALLOW QUALIFIED STUDENTS TO CONCURRENTLY ENROLL



1 IN POSTSECONDARY COURSES, INCLUDING ACADEMIC OR CAREER AND  
2 TECHNICAL EDUCATION COURSES, WHICH MAY INCLUDE COURSE WORK  
3 RELATED TO APPRENTICESHIP PROGRAMS OR INTERNSHIP PROGRAMS, IN  
4 ACCORDANCE WITH THIS ARTICLE. A PRIVATE INSTITUTION OF HIGHER  
5 EDUCATION THAT CONCURRENTLY ENROLLS A QUALIFIED STUDENT IS  
6 ELIGIBLE TO RECEIVE PAYMENT OF FIFTY PERCENT OF A STIPEND FROM THE  
7 COLLEGE OPPORTUNITY FUND PROGRAM, PART 2 OF ARTICLE 18 OF TITLE  
8 23, C.R.S., ON BEHALF OF THE QUALIFIED STUDENT, IF THE PRIVATE  
9 INSTITUTION OF HIGHER EDUCATION IS PARTICIPATING IN THE COLLEGE  
10 OPPORTUNITY FUND PROGRAM, IN ADDITION TO THE AMOUNT PAID BY THE  
11 LOCAL EDUCATION PROVIDER PURSUANT TO THE APPLICABLE  
12 COOPERATIVE AGREEMENT ON BEHALF OF THE PARENT OR LEGAL  
13 GUARDIAN OF THE QUALIFIED STUDENT.

14 (4) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE CREDIT  
15 THAT A STUDENT EARNS BY CONCURRENTLY ENROLLING IN A  
16 POSTSECONDARY COURSE, OTHER THAN A CAREER AND TECHNICAL  
17 EDUCATION COURSE OR A BASIC SKILLS COURSE, WILL QUALIFY AS  
18 ACADEMIC CREDIT APPLICABLE TOWARD EARNING A DEGREE OR  
19 CERTIFICATE AT THE INSTITUTION OF HIGHER EDUCATION IN WHICH THE  
20 QUALIFIED STUDENT CONCURRENTLY ENROLLS AND WILL ALSO BE  
21 TRANSFERRABLE FROM THAT INSTITUTION TO ANY OTHER PUBLIC  
22 INSTITUTION OF HIGHER EDUCATION IN THE STATE, WHERE IT WILL  
23 QUALIFY AS ACADEMIC CREDIT APPLICABLE TOWARD EARNING A DEGREE  
24 OR CERTIFICATE.

25 **SECTION 3.** In Colorado Revised Statutes, 22-35-104, **amend**  
26 (1) (a), (2) (a) (III), (2) (b), (2) (c), (3), (4) (a), (5), (6) (a), (7), (8), (9),  
27 and (10); and **add** (2) (b.3), (2) (b.5), and (2) (b.7) as follows:

28 **22-35-104. Enrollment in an institution of higher education.**  
29 (1) (a) A qualified student enrolled in a high school of a school district  
30 who has applied to and received approval from the superintendent of the  
31 school district or his or her designee, or a qualified student enrolled in a  
32 district charter school, an institute charter school, or a high school of a  
33 BOCES who has applied to and received approval from the chief  
34 administrator of the district charter school, an institute charter school, or  
35 a high school of a BOCES, pursuant to subsection (2) of this section may,  
36 IN ACCORDANCE WITH THE PROVISIONS OF THIS ARTICLE, register with and  
37 concurrently enroll in an institution of higher education ~~in accordance~~  
38 ~~with the provisions of this article~~ SELECTED BY THE QUALIFIED STUDENT.

39 (2) (a) (III) In applying for concurrent enrollment approval, a  
40 qualified student shall use the standard application form created and made  
41 publicly available by his or her local education provider pursuant to

1 paragraph (c) of this subsection (2). AT A MINIMUM, THE QUALIFIED  
2 STUDENT MUST SPECIFY IN THE APPLICATION THE INSTITUTION OF HIGHER  
3 EDUCATION AND THE COURSE OR COURSES IN WHICH THE QUALIFIED  
4 STUDENT SEEKS TO ENROLL.

5 (b) If a superintendent of a school district, the superintendent's  
6 designee, or a chief administrator of a district charter school, institute  
7 charter school, or high school of a BOCES receives a timely application  
8 from a qualified student pursuant to paragraph (a) of this subsection (2),  
9 the superintendent, superintendent's designee, or chief administrator of a  
10 district charter school, institute charter school, or high school of a  
11 BOCES shall approve or disapprove the application and notify the student  
12 of the decision WITHIN THIRTY DAYS AFTER RECEIVING THE APPLICATION.  
13 In considering applications, the superintendent, designee, or chief  
14 administrator shall give priority consideration to qualified students who,  
15 by the time they would concurrently enroll, will have completed the high  
16 school graduation requirements and are applying for concurrent  
17 enrollment to begin earning credits toward a postsecondary degree or  
18 certificate or, if required to complete basic skills courses, to complete the  
19 courses during the remainder of the twelfth-grade year MAY DENY A  
20 STUDENT'S APPLICATION ONLY IF THERE IS VALID, DOCUMENTED EVIDENCE  
21 THAT THE STUDENT IS BEHAVIORALLY OR ACADEMICALLY UNPREPARED TO  
22 ENROLL IN POSTSECONDARY COURSE WORK. IF A SUPERINTENDENT,  
23 DESIGNEE, OR CHIEF ADMINISTRATOR DENIES A STUDENT'S APPLICATION,  
24 THE SUPERINTENDENT, DESIGNEE, OR CHIEF ADMINISTRATOR MUST  
25 PROVIDE THE DENIAL AND THE REASONS FOR THE DENIAL IN WRITING TO  
26 THE STUDENT AND THE STUDENT'S PARENTS.

27 (b.3) A SUPERINTENDENT, DESIGNEE, OR CHIEF ADMINISTRATOR  
28 SHALL NOT DENY A QUALIFIED STUDENT'S APPLICATION FOR CONCURRENT  
29 ENROLLMENT BASED ON THE LOCATION OF THE INSTITUTION OF HIGHER  
30 EDUCATION THAT THE STUDENT SPECIFIES IN THE APPLICATION. IF THE  
31 COURSE IN WHICH THE QUALIFIED STUDENT SEEKS TO CONCURRENTLY  
32 ENROLL IS AVAILABLE AS AN ONLINE COURSE FROM THE SPECIFIED  
33 INSTITUTION, THE LOCAL EDUCATION PROVIDER SHALL ASSIST THE  
34 QUALIFIED STUDENT IN ENROLLING IN AND PARTICIPATING IN THE COURSE.  
35 THE LOCAL EDUCATION PROVIDER IS NOT REQUIRED TO PROVIDE  
36 TRANSPORTATION FOR THE QUALIFIED STUDENT TO THE SPECIFIED  
37 INSTITUTION.

38 (b.5) WITHIN TEN DAYS AFTER A SUPERINTENDENT, DESIGNEE, OR  
39 CHIEF ADMINISTRATOR DENIES A STUDENT'S APPLICATION, THE STUDENT  
40 MAY SUBMIT TO THE GOVERNING BOARD OF THE LOCAL EDUCATION  
41 PROVIDER IN WHICH THE STUDENT IS ENROLLED A NOTICE OF APPEAL THAT

1 INCLUDES THE WRITTEN DENIAL OF THE STUDENT'S APPLICATION. THE  
2 STUDENT MUST ALSO FILE THE NOTICE OF APPEAL WITH THE  
3 SUPERINTENDENT, DESIGNEE, OR CHIEF ADMINISTRATOR WITHIN TEN DAYS  
4 AFTER THE DENIAL. WITHIN FIVE DAYS AFTER RECEIVING THE NOTICE OF  
5 APPEAL, THE SUPERINTENDENT, DESIGNEE, OR CHIEF ADMINISTRATOR  
6 SHALL SUBMIT TO THE GOVERNING BOARD THE DOCUMENTED EVIDENCE  
7 UPON WHICH THE DENIAL IS BASED. THE GOVERNING BOARD SHALL DECIDE  
8 WHETHER TO REVERSE OR UPHOLD THE DENIAL NO LATER THAN THE NEXT  
9 REGULAR MEETING OF THE GOVERNING BOARD. THE GOVERNING BOARD  
10 MAY UPHOLD THE DENIAL ONLY IF IT FINDS AFTER A DE NOVO REVIEW  
11 THAT THERE IS VALID, DOCUMENTED EVIDENCE THAT THE STUDENT IS  
12 BEHAVIORALLY OR ACADEMICALLY UNPREPARED TO ENROLL IN  
13 POSTSECONDARY COURSE WORK. IF THE GOVERNING BOARD REVERSES THE  
14 DENIAL, IT SHALL NOTIFY THE SUPERINTENDENT, DESIGNEE, OR CHIEF  
15 ADMINISTRATOR, AND THE SUPERINTENDENT, DESIGNEE, OR CHIEF  
16 ADMINISTRATOR SHALL APPROVE THE STUDENT'S APPLICATION.

17 (b.7) WITHIN TEN DAYS AFTER A GOVERNING BOARD UPHOLDS THE  
18 DENIAL OF A STUDENT'S APPLICATION, THE STUDENT MAY SUBMIT TO THE  
19 STATE BOARD A NOTICE OF APPEAL THAT INCLUDES THE ORIGINAL  
20 WRITTEN DENIAL OF THE APPLICATION. THE STUDENT MUST ALSO FILE THE  
21 NOTICE OF APPEAL WITH THE SUPERINTENDENT, DESIGNEE, OR CHIEF  
22 ADMINISTRATOR WITHIN TEN DAYS AFTER THE GOVERNING BOARD  
23 UPHOLDS THE DENIAL. WITHIN FIVE DAYS AFTER RECEIVING THE NOTICE  
24 OF APPEAL, THE SUPERINTENDENT, DESIGNEE, OR CHIEF ADMINISTRATOR  
25 SHALL SUBMIT TO THE STATE BOARD THE DOCUMENTED EVIDENCE UPON  
26 WHICH THE DENIAL IS BASED. THE STATE BOARD SHALL DECIDE WHETHER  
27 TO REVERSE OR UPHOLD THE DENIAL NO LATER THAN THE NEXT REGULAR  
28 MEETING OF THE STATE BOARD. THE STATE BOARD MAY UPHOLD THE  
29 DENIAL ONLY IF IT FINDS AFTER A DE NOVO REVIEW THAT THERE IS VALID,  
30 DOCUMENTED EVIDENCE THAT THE STUDENT IS BEHAVIORALLY OR  
31 ACADEMICALLY UNPREPARED TO ENROLL IN POSTSECONDARY COURSE  
32 WORK. IF THE STATE BOARD REVERSES THE DENIAL, IT SHALL NOTIFY THE  
33 SUPERINTENDENT, DESIGNEE, OR CHIEF ADMINISTRATOR, AND THE  
34 SUPERINTENDENT, DESIGNEE, OR CHIEF ADMINISTRATOR SHALL APPROVE  
35 THE STUDENT'S APPLICATION.

36 (c) ~~On or before July 1, 2011, and thereafter,~~ Each local education  
37 provider that has entered into a cooperative agreement shall create and  
38 make publicly available a standard concurrent enrollment application  
39 form for use by a qualified student pursuant to this subsection (2). In  
40 creating the application form, the local education provider shall refer to  
41 the guidelines established by rules promulgated by the state board

1 pursuant to section 22-35-111 (1) (a). THE APPLICATION, AT A MINIMUM,  
2 MUST SPECIFY THE AMOUNT THAT THE LOCAL EDUCATION PROVIDER WILL  
3 PAY ON BEHALF OF THE PARENT OR LEGAL GUARDIAN OF THE QUALIFIED  
4 STUDENT FOR EACH CREDIT HOUR IN WHICH THE QUALIFIED STUDENT  
5 CONCURRENTLY ENROLLS. The application form shall MUST require, at a  
6 minimum, a qualified student to specify the INSTITUTION OF HIGHER  
7 EDUCATION AND THE courses in which he or she seeks to concurrently  
8 enroll.

9 (3) A qualified student who seeks to concurrently enroll in an  
10 institution of higher education shall MUST establish, in consultation with  
11 the administration of his or her local education provider, an academic  
12 plan of study that describes all of the courses that the student intends to  
13 complete to satisfy his or her remaining requirements for graduation from  
14 the local education provider. Prior to BEFORE the qualified student's  
15 concurrent enrollment STUDENT MAY CONCURRENTLY ENROLL in the  
16 institution of higher education, the principal, a counselor, or a teacher  
17 advisor of the qualified student's local education provider shall MUST  
18 approve the academic plan of study. In approving an academic plan of  
19 study, a principal, counselor, or teacher advisor shall apply the guidelines  
20 established by rules promulgated by the state board pursuant to section  
21 22-35-111 (1) (b). IF A QUALIFIED STUDENT'S PLAN OF STUDY IS NOT  
22 APPROVED, THE STUDENT MAY REWRITE THE PLAN OF STUDY TO CURE THE  
23 DEFECTS AND RESUBMIT THE PLAN OF STUDY FOR APPROVAL.

24 (4) (a) A qualified student who intends to concurrently enroll in  
25 a postsecondary course, including an academic course or a career and  
26 technical education course, at an institution of higher education shall  
27 MUST satisfy the minimum prerequisites for the course prior to his or her  
28 enrollment BEFORE ENROLLING in the course.

29 (5) (a) A course, including course work related to an  
30 apprenticeship program or internship program, successfully completed by  
31 a qualified student through concurrent enrollment at an institution of  
32 higher education counts for credit toward the qualified student's high  
33 school graduation requirements at his or her local education provider.

34 (b) THE PRINCIPAL OF THE PUBLIC SCHOOL IN WHICH A QUALIFIED  
35 STUDENT IS ENROLLED OR A COUNSELOR OR TEACHER ADVISOR EMPLOYED  
36 AT THE PUBLIC SCHOOL SHALL INFORM THE QUALIFIED STUDENT AND THE  
37 QUALIFIED STUDENT'S PARENT OR LEGAL GUARDIAN AS TO WHETHER THE  
38 ACADEMIC CREDIT FOR THE POSTSECONDARY COURSE IN WHICH THE  
39 QUALIFIED STUDENT SEEKS TO CONCURRENTLY ENROLL WILL APPLY  
40 TOWARD EARNING A DEGREE OR CERTIFICATE AT THE INSTITUTION OF  
41 HIGHER EDUCATION IN WHICH THE QUALIFIED STUDENT CONCURRENTLY

1 ENROLLS AND WHETHER THE CREDIT WILL BE TRANSFERRABLE FROM THAT  
2 INSTITUTION TO ANY OTHER PUBLIC INSTITUTION OF HIGHER EDUCATION  
3 IN THE STATE, WHERE IT WILL QUALIFY AS ACADEMIC CREDIT APPLICABLE  
4 TOWARD EARNING A DEGREE OR CERTIFICATE. IF THE COURSE DOES NOT  
5 APPLY TOWARD EARNING A DEGREE OR CERTIFICATE AND THE COURSE IS  
6 NOT A BASIC SKILLS COURSE, THE PRINCIPAL, COUNSELOR, OR TEACHER  
7 ADVISOR SHALL ALSO PROVIDE INFORMATION TO THE QUALIFIED STUDENT  
8 AND HIS OR HER PARENT OR LEGAL GUARDIAN CONCERNING OTHER  
9 COMPARABLE POSTSECONDARY COURSES AVAILABLE TO THE QUALIFIED  
10 STUDENT FOR CONCURRENT ENROLLMENT AT LOW OR NO COST TO THE  
11 STUDENT THAT ARE CREDIT-BEARING AND WILL APPLY TOWARD EARNING  
12 A DEGREE OR CERTIFICATE AT THE INSTITUTION OF HIGHER EDUCATION IN  
13 WHICH THE QUALIFIED STUDENT CONCURRENTLY ENROLLS OR AT OTHER  
14 INSTITUTIONS OF HIGHER EDUCATION IF THE COURSE IS APPROVED FOR  
15 STATEWIDE TRANSFER PURSUANT TO SECTION 23-1-125, C.R.S.

16 (6) (a) A local education provider ~~that seeks to allow students to~~  
17 ~~concurrently enroll in postsecondary courses, including academic courses~~  
18 ~~and career and technical education courses, which may include course~~  
19 ~~work related to apprenticeship programs and internship programs, at an~~  
20 ~~institution of higher education shall enter into a cooperative agreement~~  
21 AGREEMENTS with ~~the institution~~ EACH INSTITUTION of higher education  
22 THAT A QUALIFIED STUDENT SELECTS FOR CONCURRENT ENROLLMENT.

23 (7) A postsecondary instructor ~~shall not be~~ IS NOT required to hold  
24 a teacher's license or authorization issued pursuant to the provisions of  
25 article 60.5 of this title in order to instruct a qualified student who is  
26 concurrently enrolled in a course offered by an institution of higher  
27 education.

28 (8) (a) A district charter school ~~may elect to~~ SHALL allow a  
29 qualified student of the district charter school to concurrently enroll  
30 pursuant to the provisions of a cooperative agreement that is entered into  
31 by either:

32 (I) The school district of the district charter school and an THE  
33 institution of higher education THAT THE QUALIFIED STUDENT SELECTS; or

34 (II) The district charter school and an THE institution of higher  
35 education THAT THE QUALIFIED STUDENT SELECTS.

36 (b) If a district charter school ~~elects to allow~~ a qualified student  
37 of the district charter school to concurrently enroll ENROLLS pursuant to  
38 the provisions of a cooperative agreement that is entered into by the  
39 school district of the district charter school and an institution of higher  
40 education:

41 (I) The district charter school ~~shall be~~ IS responsible for paying the

1 tuition for each course that is completed by the qualified student pursuant  
2 to the cooperative agreement; and

3 (II) The qualified student of the district charter school shall not  
4 concurrently enroll unless, not later than sixty days before the end of the  
5 academic term that immediately precedes the intended term of concurrent  
6 enrollment, ~~he or she~~ THE STUDENT applies for approval of concurrent  
7 enrollment from the superintendent of the school district or his or her  
8 designee, and the superintendent or his or her designee ~~grants such~~  
9 ~~approval~~ APPROVES THE STUDENT'S CONCURRENT ENROLLMENT or waives  
10 this time limitation, as described in subsection (2) of this section.

11 (c) ~~If a district charter school elects to allow a qualified student of~~  
12 ~~the~~ A district charter school to concurrently enroll ENROLLS as described  
13 in subparagraph (I) or (II) of paragraph (a) of this subsection (8), ~~nothing~~  
14 ~~in this article shall be interpreted to entitle~~ the district charter school IS  
15 NOT ENTITLED to any ~~moneys~~ MONEY from the school district of the  
16 district charter school other than ~~those moneys~~ THE MONEY to which the  
17 district charter school is entitled pursuant to the provisions of this title.

18 (9) A student who concurrently enrolls at an institution of higher  
19 education pursuant to this article ~~shall not be~~ IS NOT disqualified or  
20 otherwise rendered ineligible for any state-based financial assistance for  
21 which he or she would otherwise be eligible as an entering student at the  
22 institution.

23 (10) (a) Each public institution of higher education ~~is strongly~~  
24 ~~encouraged to~~ SHALL allow the concurrent enrollment of qualified  
25 students pursuant to this article.

26 (b) ~~Nothing in this article shall be interpreted to require an~~  
27 ~~institution of higher education to allow the concurrent enrollment of~~  
28 ~~qualified students pursuant to this article or to require an institution of~~  
29 ~~higher education to enter into a cooperative agreement with a local~~  
30 ~~education provider, except that an~~ EACH institution of higher education  
31 that elects to allow the concurrent enrollment of CONCURRENTLY ENROLLS  
32 a qualified student pursuant to this article shall enter into a cooperative  
33 agreement with the local education provider of the student as described  
34 in subsection (6) of this section.

35 **SECTION 4.** In Colorado Revised Statutes, 22-35-104, **amend**  
36 **as amended by House Bill 16-1144** (1) (b) as follows:

37 **22-35-104. Enrollment in an institution of higher education -**  
38 **cooperative agreement.** (1) (b) ~~(f)~~ Each local education provider shall  
39 ~~annually~~ notify all students and parents or legal guardians of students  
40 enrolled in the local education provider of the opportunity for concurrent  
41 enrollment by qualified students in postsecondary courses, including

1 academic courses and career and technical education courses, which may  
2 include course work related to apprenticeship programs and internship  
3 programs. EACH LOCAL EDUCATION PROVIDER SHALL PROVIDE THE NOTICE  
4 AT LEAST TWICE DURING EACH SCHOOL YEAR. AT A MINIMUM, THE NOTICE  
5 MUST EXPLAIN TO PARENTS, LEGAL GUARDIANS, AND STUDENTS:

6 (I) THE NUMBER OF POSTSECONDARY COURSE CREDITS A  
7 QUALIFIED STUDENT MAY CONCURRENTLY ENROLL IN EACH SCHOOL YEAR  
8 WHILE THE QUALIFIED STUDENT IS ENROLLED IN HIGH SCHOOL;

9 (II) ~~At the time of enrollment, each local education provider shall  
10 notify the student and the parent or legal guardian of the student if the  
11 postsecondary course in which the student is enrolling, including a  
12 postsecondary course offered as part of a program of off-campus  
13 instruction pursuant to section 23-1-109, C.R.S., does not meet the  
14 requirements of this section. The notice must include information about  
15 other postsecondary courses available to the student pursuant to this  
16 section at low or no cost to the student that are credit-bearing and  
17 applicable toward earning a degree or certificate at an institution of higher  
18 education or at any institution of higher education if the course is  
19 approved for statewide transfer pursuant to section 23-1-125, C.R.S. The  
20 institution of higher education offering the postsecondary course shall  
21 inform the local education provider as to whether the postsecondary  
22 course meets the requirements of this section~~ THE COST PER CREDIT HOUR  
23 THAT THE LOCAL EDUCATION PROVIDER PAYS ON BEHALF OF THE PARENTS  
24 OR LEGAL GUARDIANS OF QUALIFIED STUDENTS FOR CONCURRENT  
25 ENROLLMENT;

26 (III) THE COST PER CREDIT HOUR OF POSTSECONDARY COURSES IF  
27 A STUDENT ENROLLS AFTER GRADUATING FROM HIGH SCHOOL;

28 (IV) THE POTENTIAL SAVINGS TO THE PARENT OR LEGAL  
29 GUARDIAN OF A QUALIFIED STUDENT IF THE QUALIFIED STUDENT  
30 CONCURRENTLY ENROLLS IN ONE POSTSECONDARY COURSE IN EACH YEAR  
31 OF HIGH SCHOOL AND IF THE QUALIFIED STUDENT CONCURRENTLY  
32 ENROLLS IN THE MAXIMUM NUMBER OF POSTSECONDARY COURSES IN EACH  
33 YEAR OF HIGH SCHOOL; AND

34 (V) THE TYPES OF POSTSECONDARY CREDENTIALS THAT A  
35 QUALIFIED STUDENT MAY EARN BY THE TIME HE OR SHE GRADUATES FROM  
36 HIGH SCHOOL IF THE STUDENT CONCURRENTLY ENROLLS IN  
37 POSTSECONDARY COURSES AND THE NUMBER OF COURSE CREDIT HOURS  
38 REQUIRED FOR EACH TYPE OF POSTSECONDARY CREDENTIAL.

39 **SECTION 5.** In Colorado Revised Statutes, 22-35-105, amend  
40 (3) (b); and add (3) (c) as follows:

41 **22-35-105. Financial provisions - payment of tuition.**

1 (3) (b) ~~Nothing in This subsection (3) shall be interpreted to~~ DOES NOT  
2 prohibit an institution of higher education from charging tuition or  
3 associated NONACADEMIC fees to a qualified student or his or her parent  
4 or legal guardian in addition to the tuition AMOUNT paid by the student's  
5 local education provider to the institution pursuant to paragraph (a) of this  
6 subsection (3).

7 (c) (I) AN INSTITUTION OF HIGHER EDUCATION SHALL NOT REQUIRE  
8 A QUALIFIED STUDENT WHO CONCURRENTLY ENROLLS IN ONE OR MORE  
9 POSTSECONDARY COURSES, INCLUDING ACADEMIC COURSES AND CAREER  
10 AND TECHNICAL EDUCATION COURSES, OR THE QUALIFIED STUDENT'S  
11 PARENT OR LEGAL GUARDIAN TO PAY NONACADEMIC FEES AND SHALL NOT  
12 REQUIRE THE LOCAL EDUCATION PROVIDER THAT ENROLLS THE QUALIFIED  
13 STUDENT TO PAY NONACADEMIC FEES ON THE QUALIFIED STUDENT'S  
14 BEHALF.

15 (II) NOTWITHSTANDING THE PROVISIONS OF SECTION 22-35-110 (4)  
16 TO THE CONTRARY, THE PROVISIONS OF SUBPARAGRAPH (I) OF THIS  
17 PARAGRAPH (c) APPLY TO AN EARLY COLLEGE.

18 **SECTION 6.** In Colorado Revised Statutes, 22-35-107, **amend**  
19 (6) introductory portion, (6) (c), and (6) (f) as follows:

20 **22-35-107. Concurrent enrollment advisory board - created -**  
21 **membership - duties - reports - repeal.** (6) The board shall have HAS  
22 the following duties:

23 (c) Making recommendations as necessary to the general  
24 assembly, the state board, and the commission concerning the  
25 improvement or updating of state policies relating to concurrent  
26 enrollment programs, including but not limited to recommendations of  
27 policies that will allow every local education provider in the state to have  
28 adequate resources to enter into at least one cooperative agreement and  
29 recommendations of a funding allocation model, to be approved by the  
30 state board on or before July 1, 2013, in the event that the number of  
31 qualified students identified by local education providers exceeds  
32 available appropriations pursuant to section 22-35-108 (2);

33 (f) Collaborating with persons from the department of education,  
34 the department of labor and employment, the community college system,  
35 the local district junior colleges, area vocational schools, and the  
36 Colorado work force development council created in section 24-46.3-101,  
37 C.R.S., to create a set of standard recommendations to advise and assist  
38 local education providers in ~~creating cooperative agreements to include~~  
39 APPROVING CONCURRENT ENROLLMENT IN course work related to  
40 apprenticeship programs and internship programs as options within a  
41 local education provider's concurrent enrollment program. The board

1 shall complete the standard recommendations and make them available  
2 to local education providers by January 1, 2016.

3 **SECTION 7.** In Colorado Revised Statutes, **amend** 22-35-109 as  
4 follows:

5 **22-35-109. Institution of higher education - enrollment -**  
6 **limitations.** (1) ~~An~~ A PUBLIC institution of higher education to which a  
7 qualified student applies for concurrent enrollment ~~may~~ SHALL allow the  
8 student to enroll in courses offered by the institution, ~~An~~ SO LONG AS THE  
9 STUDENT MEETS THE ACADEMIC REQUIREMENTS FOR EACH COURSE IN  
10 WHICH THE STUDENT SEEKS TO CONCURRENTLY ENROLL. A PRIVATE  
11 INSTITUTION OF HIGHER EDUCATION TO WHICH A QUALIFIED STUDENT  
12 APPLIES FOR CONCURRENT ENROLLMENT MAY ALLOW THE STUDENT TO  
13 ENROLL IN COURSES OFFERED BY THE INSTITUTION. A PRIVATE institution  
14 of higher education may limit the number of qualified students that the  
15 institution allows to enroll.

16 (2) If ~~an~~ A PUBLIC institution of higher education refuses to allow  
17 a qualified student to concurrently enroll IN A COURSE BECAUSE THE  
18 STUDENT DOES NOT MEET THE ACADEMIC REQUIREMENTS FOR THE  
19 COURSE, the institution shall provide a written explanation of its refusal  
20 to the student and the student's local education provider.

21 **SECTION 8.** In Colorado Revised Statutes, 22-35-112, **amend**  
22 (2) (f) as follows:

23 **22-35-112. Reports.** (2) On or before February 1, 2011, and on  
24 or before February 1 each year thereafter, the department and the  
25 department of higher education shall collaborate to prepare and submit to  
26 the education committees of the senate and house of representatives, or  
27 any successor committees, a report concerning the concurrent enrollment  
28 of qualified students in postsecondary courses, including academic  
29 courses and career and technical education courses, and courses related  
30 to apprenticeship programs and internship programs. The report must  
31 include, but need not be limited to:

32 (f) The total tuition costs paid by local education providers to  
33 institutions of higher education in the previous school year on behalf of  
34 THE PARENTS OR LEGAL GUARDIANS OF qualified students who  
35 participated in concurrent enrollment programs in the previous school  
36 year, including subtotals for each local education provider and each  
37 institution of higher education;

38 **SECTION 9. Act subject to petition - effective date.** This act  
39 takes effect at 12:01 a.m. on the day following the expiration of the  
40 ninety-day period after final adjournment of the general assembly (August  
41 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a

1 referendum petition is filed pursuant to section 1 (3) of article V of the  
2 state constitution against this act or an item, section, or part of this act  
3 within such period, then the act, item, section, or part will not take effect  
4 unless approved by the people at the general election to be held in  
5 November 2016 and, in such case, will take effect on the date of the  
6 official declaration of the vote thereon by the governor."

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