

**CONCURRENT ENROLLMENT AMENDMENTS**

2007 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Kory M. Holdaway**

Senate Sponsor: \_\_\_\_\_

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**LONG TITLE**

**General Description:**

This bill modifies the State System of Public Education Code relating to concurrent enrollments.

**Highlighted Provisions:**

This bill:

- ▶ separates concurrent enrollment from other programs in the accelerated learning programs appropriation;
- ▶ makes the appropriation for concurrent enrollment based upon the weighted pupil unit;
- ▶ provides for the distribution of the concurrent enrollment appropriation:
  - between the State System of Public Education and the State System of Higher Education; and
  - among public schools and institutions of higher education that participate in concurrent enrollment; and
- ▶ makes technical corrections.

**Monies Appropriated in this Bill:**

This bill appropriates for fiscal year 2007-08:

- ▶ \$2,017,569,545 from the Uniform School Fund; and
- ▶ \$15,000,000 from the Interest and Dividends Account.

**Other Special Clauses:**



28 This bill takes effect on July 1, 2007.

29 **Utah Code Sections Affected:**

30 AMENDS:

31 **53A-15-101**, as last amended by Chapter 221, Laws of Utah 2003

32 **53A-17a-104**, as last amended by Chapters 4 and 354, Laws of Utah 2006

33 **53A-17a-120**, as last amended by Chapter 320, Laws of Utah 2003

34 ENACTS:

35 **53A-17a-120.5**, Utah Code Annotated 1953



37 *Be it enacted by the Legislature of the state of Utah:*

38 Section 1. Section **53A-15-101** is amended to read:

39 **53A-15-101. Higher education courses in the public schools -- Cooperation**  
40 **between public and higher education.**

41 (1) The State Board of Education in collaboration with the State Board of Regents shall  
42 implement:

43 (a) a curriculum program and delivery system which allows students the option to  
44 complete high school graduation requirements and prepares them to meet college admission  
45 requirements at the conclusion of the eleventh grade, but does not preclude a student involved  
46 in accelerated learning programs from graduating at an earlier time;

47 (b) a program of selected college credit courses in general and [~~applied technology~~]  
48 career and technical education which would be made available in cooperation with the State  
49 Board of Regents, as resources allow, through concurrent enrollment with one or more of the  
50 state's institutions of higher education;

51 (c) a course of study for a student who decides to continue on through the twelfth grade  
52 that would allow the student to take courses necessary to graduate from high school, and at the  
53 student's option, to become better prepared for the world of work, or complete selected college  
54 level courses corresponding to the first and second year of course work at a university, college,  
55 or community college in the state system of higher education; and

56 (d) a program for advanced placement which permits students to earn high school  
57 credits while qualifying to take advanced placement examinations for college credit.

58 (2) The delivery system and curriculum program shall be designed and implemented to

59 take full advantage of the most current available educational technology.

60 (3) The State Board of Regents shall adopt rules to ensure the following:

61 (a) early high school graduates who are academically prepared and meet college  
62 admission requirements may be enrolled in one of the state's institutions of higher education;

63 (b) college credit courses are taught in high school concurrent enrollment or advanced  
64 placement programs by college or university faculty or public school educators under the  
65 following conditions:

66 (i) public school educators in concurrent enrollment programs must first be approved  
67 as adjunct faculty and supervised by a state institution of higher education;

68 (ii) teaching is done through live classroom instruction or telecommunications; and

69 (iii) course content, procedures, and teaching materials in concurrent enrollment  
70 programs are approved by the appropriate department or program at an institution of higher  
71 education in order to ensure quality and comparability with courses offered on college and  
72 university campuses; and

73 (c) college credits obtained under this section shall be accepted for transfer of credit  
74 purposes as if they had been obtained at any public institution of higher education within the  
75 state system.

76 (4) College-level courses taught in the high school carry the same credit hour value as  
77 when taught on a college or university campus and apply toward graduation on the same basis  
78 as courses taught at an institution of higher education to which the credits are submitted.

79 (5) The State Board of Education shall provide students in the public schools with the  
80 option of accelerating their educational program and graduating at the conclusion of the  
81 eleventh grade.

82 (6) (a) The State Board of Education and State Board of Regents shall work in close  
83 cooperation in developing, implementing, and evaluating the program established under this  
84 section.

85 (b) (i) Each high school shall receive its proportional share of concurrent enrollment  
86 monies appropriated or allocated pursuant to Section [~~53A-17a-120~~] 53A-17a-120.5 based  
87 upon the hours of higher education course work undertaken by students at the school under  
88 Subsections (1)(b) and (1)(c) as compared to the state total.

89 (ii) School districts shall contract with institutions of higher education to provide the

90 higher education services required under this section.

91 (iii) (A) Higher education tuition and fees may not be charged for participation in this  
92 program, except that each institution within the state's higher education system may charge a  
93 one-time per student per institution admissions application fee for concurrent enrollment  
94 course credit offered by the institution.

95 (B) Payment of the fee under Subsection (6)(b)(iii)(A) satisfies the general admissions  
96 application fee requirement for a full-time or part-time student at an institution so that no  
97 additional admissions application fee may be charged by the institution.

98 Section 2. Section **53A-17a-104** is amended to read:

99 **53A-17a-104. Amount of state's contribution toward minimum school program.**

100 (1) The total contribution of the state toward the cost of the minimum school program  
101 may not exceed the sum of [~~\$2,032,219,545~~] \$2,032,569,545 for the fiscal year beginning July  
102 1, [~~2006~~] 2007, except as otherwise provided by the Legislature through supplemental  
103 appropriations.

104 (2) There is appropriated from state and local funds for fiscal year [~~2006-07~~] 2007-08  
105 for distribution to school districts and charter schools, in accordance with this chapter, monies  
106 for the following purposes and in the following amounts:

107 (a) basic program - kindergarten, \$57,234,560 (23,680 WPU's);

108 (b) basic program - grades 1-12, \$1,118,053,443 (462,579 WPU's);

109 (c) basic program - professional staff, \$106,128,053 (43,909 WPU's);

110 (d) basic program - administrative costs, \$3,937,293 (1,629 WPU's);

111 (e) basic program - necessarily existent small schools and units for consolidated  
112 schools, \$18,487,633 (7,649 WPU's);

113 (f) special education - regular program - add-on WPU's for students with disabilities,  
114 \$136,350,221 (56,413 WPU's);

115 (g) preschool special education program, \$19,717,886 (8,158 WPU's);

116 (h) self-contained regular WPU's, \$32,148,517 (13,301 WPU's);

117 (i) extended year program for severely disabled, \$887,039 (367 WPU's);

118 (j) special education programs in state institutions and district impact aid, \$3,487,731  
119 (1,443 WPU's);

120 (k) applied technology and technical education district programs, \$59,934,349 (24,797

121 WPU), including \$1,045,033 for summer applied technology agriculture programs;  
 122 (l) applied technology district set-aside, \$2,562,020 (1,060 WPUs);  
 123 (m) class size reduction, \$74,378,341 (30,773 WPUs);  
 124 (n) concurrent enrollment \$8,554,831 (3,539 WPUs);  
 125 ~~[(m)]~~ (o) Social Security and retirement programs, \$310,891,038;  
 126 ~~[(o)]~~ (p) pupil transportation to and from school, \$62,601,763, of which not less than  
 127 \$2,173,569 shall be allocated to the Utah Schools for the Deaf and Blind to pay for  
 128 transportation costs of the schools' students;  
 129 ~~[(p)]~~ (q) guarantee transportation levy, \$500,000;  
 130 ~~[(q)]~~ (r) Local Discretionary Block Grant Program, \$21,820,748;  
 131 ~~[(r)]~~ (s) Interventions for Student Success Block Grant Program, \$16,792,888;  
 132 ~~[(s)]~~ (t) Quality Teaching Block Grant Program, \$62,993,704;  
 133 ~~[(t)]~~ (u) highly impacted schools, \$5,123,207;  
 134 ~~[(u)]~~ (v) at-risk programs, \$27,992,056;  
 135 ~~[(v)]~~ (w) adult education, \$9,148,653;  
 136 ~~[(w)]~~ (x) accelerated learning programs, [~~\$12,010,853~~] \$3,806,022;  
 137 ~~[(x)]~~ (y) electronic high school, \$1,300,000;  
 138 ~~[(y)]~~ (z) School LAND Trust Program, \$15,000,000;  
 139 ~~[(z)]~~ (aa) state-supported voted leeway, \$196,085,303;  
 140 ~~[(aa)]~~ (bb) state-supported board leeway, \$54,704,476;  
 141 ~~[(bb)]~~ (cc) charter schools, pursuant to Section 53A-1a-513, \$21,552,450;  
 142 ~~[(cc)]~~ (dd) K-3 Reading Improvement Program, \$12,500,000; and  
 143 ~~[(dd)]~~ (ee) state-supported board leeway for K-3 Reading Improvement Program,  
 144 \$15,000,000.

145 Section 3. Section **53A-17a-120** is amended to read:

146 **53A-17a-120. Appropriation for accelerated learning programs.**

147 (1) Money appropriated to the State Board of Education in Section 53A-17a-104 for  
 148 accelerated learning programs shall be allocated to local school boards and charter schools for  
 149 the following programs:

150 (a) programs in grades 1-12 for the gifted and talented; and

151 ~~[(b) concurrent enrollment; and]~~

152 ~~[(e)]~~ (b) advanced placement.

153 ~~[(2)(a)]~~ A school participating in the concurrent enrollment programs offered under  
 154 Section 53A-15-101 shall receive on a per student basis up to \$33.33 per quarter hour or \$50  
 155 per semester hour for each hour of higher education course work undertaken at the school.]

156 ~~[(b)]~~ Each year the amounts specified in Subsection (2)(a) shall be adjusted in  
 157 proportion to the increase in the value of the weighted pupil unit from the prior year established  
 158 in Subsection 53A-17a-103(1).]

159 ~~[(3)]~~ (2) (a) Districts shall spend monies for these programs according to rules  
 160 established by the State Board of Education in accordance with Title 63, Chapter 46a, Utah  
 161 Administrative Rulemaking Act.

162 (b) The State Board of Education shall develop uniform and consistent policies for  
 163 school districts to follow in utilizing advanced placement ~~[and concurrent enrollment]~~ monies.

164 Section 4. Section **53A-17a-120.5** is enacted to read:

165 **53A-17a-120.5. Appropriation for concurrent enrollment.**

166 (1) Money appropriated to the State Board of Education in Section 53A-17a-104 for  
 167 concurrent enrollment shall be allocated as follows:

168 (a) 60% of the monies shall be allocated to local school boards and charter schools; and

169 (b) 40% of the monies shall be allocated to the State Board of Regents.

170 (2) The State Board of Education shall make rules providing that a school participating  
 171 in the concurrent enrollment programs offered under Section 53A-15-101 shall receive an  
 172 allocation from the monies described in Subsection (1)(a) as provided in Section 53A-15-101.

173 (3) The State Board of Regents shall make rules providing that an institution of higher  
 174 education participating in the concurrent enrollment programs offered under Section  
 175 53A-15-101 shall receive an allocation from the monies described in Subsection (1)(b) as  
 176 provided in the rules.

177 (4) Each year the Legislature shall increase the money appropriated to the State Board  
 178 of Education in Section 53A-17a-104 for concurrent enrollment based on enrollment growth in  
 179 concurrent enrollment ~~H~~→ **from additional students enrolled, courses offered,**

179a **and credit hours taken** ←~~H~~ .

180 (5) The State Board of Education and the State Board of Regents shall annually report  
 181 to the Public Education Appropriations Subcommittee:

182 (a) an accounting of the money appropriated for concurrent enrollment; and

183           (b) a justification of the split described in Subsections (1)(a) and (b).  
184           Section 5. **Effective date.**  
185           This bill takes effect on July 1, 2007.

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**Legislative Review Note**  
**as of 12-19-06 10:23 AM**

**Office of Legislative Research and General Counsel**

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**H.B. 79 - Concurrent Enrollment Amendments**

**Fiscal Note**

2007 General Session  
State of Utah

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**State Impact**

Enactment of this bill would extend the current year's appropriation for the minimum school program into FY 2008 and increase the total appropriation supporting the concurrent enrollment program by \$350,000. Further, it would assign Weighted Pupil Units to the concurrent enrollment program and establishes the program as an independent line item in the Minimum School Program. By making concurrent enrollment WPU driven, funding may be increased annually due to enrollment growth and WPU value increases.

	<u>FY 2007</u> <u>Approp.</u>	<u>FY 2008</u> <u>Approp.</u>	<u>FY 2009</u> <u>Approp.</u>	<u>FY 2007</u> <u>Revenue</u>	<u>FY 2008</u> <u>Revenue</u>	<u>FY 2009</u> <u>Revenue</u>
Uniform School Fund	\$0	\$2,032,569,545	\$2,032,569,545	\$0	\$0	\$0
<b>Total</b>	<b>\$0</b>	<b>\$2,032,569,545</b>	<b>\$2,032,569,545</b>	<b>\$0</b>	<b>\$0</b>	<b>\$0</b>

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**Individual, Business and/or Local Impact**

Enactment of this bill may result in revenue reallocation among public education and higher education. Currently, school districts and higher education institutions negotiate concurrent enrollment fees on a district and institution basis. Enactment will standardize the division of revenue between public and higher education.