

**Senator Margaret Dayton** proposes the following substitute bill:

**CONCURRENT ENROLLMENT PROGRAM**

**AMENDMENTS**

2009 GENERAL SESSION

STATE OF UTAH

**Chief Sponsor: Margaret Dayton**

House Sponsor: Bradley M. Daw

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**LONG TITLE**

**General Description:**

This bill modifies concurrent enrollment programs provisions.

**Highlighted Provisions:**

This bill:

- ▶ modifies requirements governing concurrent enrollment programs and courses;
- ▶ modifies the distribution of concurrent enrollment appropriations;
- ▶ requires the State Board of Regents to annually report to the Higher Education

Appropriations Subcommittee on concurrent enrollment participation and growth;

and

- ▶ makes technical corrections.

**Monies Appropriated in this Bill:**

None

**Other Special Clauses:**

None

**Utah Code Sections Affected:**

AMENDS:

**53A-15-101**, as last amended by Laws of Utah 2007, Chapter 368



26           **53A-17a-120.5**, as enacted by Laws of Utah 2007, Chapter 368

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

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

30           **53A-15-101. Higher education courses in the public schools -- Cooperation**  
31 **between public and higher education.**

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

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

38           (b) a program of selected college credit courses in general and career and technical  
39 education which would be made available in cooperation with the State Board of Regents, as  
40 resources allow, through concurrent enrollment with one or more of the state's institutions of  
41 higher education;

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

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

49           (2) The delivery system and curriculum program shall be designed and implemented to  
50 take full advantage of the most current available educational technology.

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

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

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

- 57            (i) to ensure that students are prepared for college level work, an appropriate  
58 assessment is given:
- 59            (A) prior to participation in mathematics and English courses; and  
60            (B) in meeting prerequisites established for a campus-based course by the sponsoring  
61 institution;
- 62            ~~[(†)]~~ (ii) public school educators in concurrent enrollment programs must first be  
63 approved as adjunct faculty and supervised by a state institution of higher education;
- 64            ~~[(†)]~~ (iii) teaching is done through live classroom instruction or telecommunications;  
65 ~~[and]~~
- 66            (iv) collaboration among institutions to provide opportunities for general education and  
67 high demand career and technical education concurrent enrollment courses to be offered  
68 statewide, including via technology;
- 69            ~~[(iii)]~~ (v) 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            (vi) concurrent enrollment may not include high school courses that are typically  
74 offered in grades 9 or 10, except as provided under Subsection (3)(c); and
- 75            (vii) the provisions under Subsection (3)(b)(vi) do not apply to an early college high  
76 school; and
- 77            (c) college credits obtained under this section shall be accepted for transfer of credit  
78 purposes as if they had been obtained at any public institution of higher education within the  
79 state system.
- 80            (4) College-level courses taught in the high school carry the same credit hour value as  
81 when taught on a college or university campus and apply toward graduation on the same basis  
82 as courses taught at an institution of higher education to which the credits are submitted.
- 83            (5) The State Board of Education shall provide students in the public schools with the  
84 option of accelerating their educational program and graduating at the conclusion of the  
85 eleventh grade.
- 86            (6) (a) The State Board of Education and State Board of Regents shall work in close  
87 cooperation in developing, implementing, and evaluating the program established under this

88 section.

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

93 (ii) School districts shall contract with institutions of higher education to provide the  
94 higher education services required under this section.

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

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

102 Section 2. Section **53A-17a-120.5** is amended to read:

103 **53A-17a-120.5. Appropriation for concurrent enrollment.**

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

106 (a) the monies shall first be allocated proportionally, based upon student credit hour  
107 delivered, between courses that are:

108 (i) taught by public school educators; and

109 (ii) taught by college or university faculty;

110 (b) from the monies allocated under Subsection (1)(a)(i):

111 ~~[(a)]~~ (i) 60% of the monies shall be allocated to local school boards and charter  
112 schools; and

113 (ii) 40% of the monies shall be allocated to the State Board of Regents; and

114 (c) from the monies allocated under Subsection (1)(a)(ii):

115 (i) 40% of the monies shall be allocated to local school boards and charter schools; and

116 ~~[(b) 40%]~~ (ii) 60% of the monies shall be allocated to the State Board of Regents.

117 (2) The State Board of Education shall make rules providing that a school participating  
118 in the concurrent enrollment programs offered under Section 53A-15-101 shall receive an

119 allocation from the monies described in Subsection (1)~~(a)~~ as provided in Section 53A-15-101.

120 (3) The State Board of Regents shall make rules providing that an institution of higher  
121 education participating in the concurrent enrollment programs offered under ~~[Section]~~ Sections  
122 53A-15-101 and 53B-8-112 shall receive an allocation from the monies described in  
123 Subsection (1)~~(b)~~ as provided in the rules.

124 (4) Each year the Legislature shall increase the money appropriated to the State Board  
125 of Education in Section 53A-17a-104 for concurrent enrollment based on:

126 (a) enrollment growth in concurrent enrollment from additional students enrolled,  
127 courses offered, and credit hours taken; and

128 (b) the percentage increase in the value of the weighted pupil unit.

129 (5) (a) The State Board of Education and the State Board of Regents shall annually  
130 report to the Public Education Appropriations Subcommittee:

131 ~~(a)~~ (i) an accounting of the money appropriated for concurrent enrollment; and

132 ~~(b)~~ (ii) a justification of the split described in Subsections (1)(a) and (b).

133 (b) The State Board of Regents shall annually report to the Higher Education  
134 Appropriations Subcommittee on concurrent enrollment participation and growth, including  
135 data on what higher education tuition would have been charged for the hours of concurrent  
136 enrollment credit granted.

137 (6) In order to qualify for funds under this section, a concurrent enrollment program  
138 shall comply with the requirements described in Section 53A-15-101, including rules adopted  
139 in accordance with Subsection 53A-15-101(3).

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**S.B. 81 1st Sub. (Green) - Concurrent Enrollment Program Amendments**

**Fiscal Note**

2009 General Session

State of Utah

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**State Impact**

Enactment of this bill will not require additional appropriations.

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

Enactment of this bill likely will not result in direct, measurable costs and/or benefits for individuals, businesses, or local governments.

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