

1                                   **CONCURRENT ENROLLMENT AMENDMENTS**

2                                   2019 GENERAL SESSION

3                                   STATE OF UTAH

4                                   **Chief Sponsor: Susan Pulsipher**

5                                   Senate Sponsor: Deidre M. Henderson

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7 **LONG TITLE**

8 **General Description:**

9                   This bill amends requirements for a student to be eligible to participate in concurrent  
10 enrollment.

11 **Highlighted Provisions:**

12                   This bill:

- 13                   ▶ amends requirements for a student to be eligible to participate in concurrent  
14 enrollment;  
15                   ▶ amends cross-references related to eligible instructors; and  
16                   ▶ makes technical and conforming changes.

17 **Money Appropriated in this Bill:**

18                   None

19 **Other Special Clauses:**

20                   None

21 **Utah Code Sections Affected:**

22 **AMENDS:**

23                   **53E-10-301**, as last amended by Laws of Utah 2018, Chapters 22, 410 and renumbered  
24 and amended by Laws of Utah 2018, Chapter 1

25                   **53E-10-302**, as last amended by Laws of Utah 2018, Chapter 410 and renumbered and  
26 amended by Laws of Utah 2018, Chapter 1

27                   **53E-10-305**, as last amended by Laws of Utah 2018, Chapter 410 and renumbered and



28 amended by Laws of Utah 2018, Chapter 1  
29 **53E-10-307**, as last amended by Laws of Utah 2018, Chapter 410 and renumbered and  
30 amended by Laws of Utah 2018, Chapter 1

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

33 Section 1. Section **53E-10-301** is amended to read:

34 **53E-10-301. Definitions.**

35 As used in this part:

36 (1) "Concurrent enrollment" means enrollment in a course offered through the  
37 concurrent enrollment program described in Section **53E-10-302**.

38 (2) "Educator" means the same as that term is defined in Section **53E-6-102**.

39 (3) "Eligible instructor" means an instructor who meets the requirements described in  
40 Subsection **53E-10-302(5)**.

41 (4) "Eligible student" means a student who:

42 (a) is enrolled in, and counted in average daily membership in, a ~~high~~ public school  
43 within the state;

44 (b) has on file a plan for college and career readiness[;] as described in Section  
45 **53E-2-304**~~[; on file at a high school within the state];~~ and

46 (c) ~~[(i)]~~ is ~~[a grade 11 or grade 12 student; or]~~ in grade 9, 10, 11, or 12.

47 ~~[(ii) is a grade 9 or grade 10 student who qualifies by exception as described in Section~~  
48 **53E-10-302**.:]

49 (5) "Institution of higher education" means an institution that is part of the Utah  
50 System of Higher Education described in Subsection **53B-1-102(1)(a)**.

51 (6) "License" means the same as that term is defined in Section **53E-6-102**.

52 (7) "Local education agency" or "LEA" means a school district or charter school.

53 (8) "Value of the weighted pupil unit" means the amount established each year in the  
54 enacted public education budget that is multiplied by the number of weighted pupil units to  
55 yield the funding level for the basic state-supported school program.

56 Section 2. Section **53E-10-302** is amended to read:

57 **53E-10-302. Concurrent enrollment program.**

58 (1) The State Board of Education and the State Board of Regents shall establish and

59 maintain a concurrent enrollment program that:

60 (a) provides an eligible student the opportunity to enroll in a course that allows the  
61 eligible student to earn credit concurrently:

62 (i) toward high school graduation; and

63 (ii) at an institution of higher education;

64 (b) includes only a course that:

65 (i) leads to a degree or certificate offered by an institution of higher education; and

66 (ii) is one of the following:

67 (A) a general education course;

68 (B) a career and technical education course;

69 (C) a pre-major college level course; or

70 (D) a foreign language concurrent enrollment course described in Section [53E-10-307](#);

71 (c) requires that the instructor of a concurrent enrollment course is an eligible

72 instructor; and

73 (d) is designed and implemented to take full advantage of the most current available  
74 education technology.

75 (2) The State Board of Education and the State Board of Regents shall coordinate to:

76 (a) establish a concurrent enrollment course approval process that ensures:

77 (i) credit awarded for concurrent enrollment is consistent and transferable to all  
78 institutions of higher education; and

79 (ii) learning outcomes for a concurrent enrollment course align with:

80 (A) core standards for Utah public schools adopted by the State Board of Education;

81 and

82 (B) except for a foreign language concurrent enrollment course described in Section  
83 [53E-10-307](#), an institution of higher education lower division course numbered at or above the  
84 1000 level; and

85 (b) provide advising to an eligible student, including information on:

86 (i) general education requirements at institutions of higher education; and

87 (ii) how to choose concurrent enrollment courses to avoid duplication or excess credit  
88 hours.

89 (3) After consultation with institution of higher education concurrent enrollment

90 directors, the State Board of Regents shall:

91 (a) provide guidelines to an institution of higher education for establishing qualifying  
92 academic criteria for an eligible student to enroll in a concurrent enrollment course; and

93 (b) on or before January 1, 2019, establish a policy that:

94 (i) describes the qualifications for an LEA employee to be an eligible instructor; and

95 (ii) ensures that the qualifications described in Subsection (3)(b)(i):

96 (A) maximize concurrent enrollment opportunities for eligible students while  
97 maintaining quality; and

98 (B) allow for an individual who teaches a concurrent enrollment course in the 2017-18  
99 or 2018-19 school year to continue to teach the concurrent enrollment course in subsequent  
100 years.

101 (4) To qualify for funds under Section 53F-2-409, an LEA and an institution of higher  
102 education shall:

103 (a) enter into a contract, in accordance with Section 53E-10-303, to provide one or  
104 more concurrent enrollment courses that are approved under the course approval process  
105 described in Subsection (2);

106 (b) ensure that an instructor who teaches a concurrent enrollment course is an eligible  
107 instructor;

108 (c) establish qualifying academic criteria for an eligible student to enroll in a  
109 concurrent enrollment course, in accordance with the guidelines described in Subsection (3)(a);

110 (d) ensure that a student who enrolls in a concurrent enrollment course is an eligible  
111 student; and

112 (e) coordinate advising to eligible students.

113 (5) (a) An institution of higher education faculty member is an eligible instructor.

114 (b) An LEA employee is an eligible instructor if the LEA employee:

115 (i) is licensed under Chapter 6, Education Professional Licensure;

116 (ii) is supervised by an institution of higher education; and

117 (iii) (A) meets the qualifications described in the policy established under Subsection  
118 (3)(b); or

119 (B) has an upper level mathematics credential issued by the State Board of Education.

120 (c) Notwithstanding Subsection (5)(b)(iii), an LEA employee is an eligible instructor

121 if

122 (i) the State Board of Regents has not established the policy described in Subsection

123 (3)(b); and

124 (ii) the LEA employee:

125 (A) meets the requirements described in Subsections (5)(b)(i) and (ii); and

126 (B) is approved as adjunct faculty by an institution of higher education.

127 [~~(6) An LEA and an institution of higher education may qualify a grade 9 or grade 10~~

128 ~~student to enroll in a current enrollment course by exception, including a student who~~

129 ~~otherwise qualifies to take a foreign language concurrent enrollment course described in~~

130 ~~Section 53E-10-307.]~~

131 [(7)] (6) An institution of higher education shall accept credits earned by a student who

132 completes a concurrent enrollment course on the same basis as credits earned by a full-time or

133 part-time student enrolled at the institution of higher education.

134 Section 3. Section 53E-10-305 is amended to read:

135 **53E-10-305. Tuition and fees.**

136 (1) Except as provided in this section, the State Board of Regents or an institution of

137 higher education may not charge tuition or fees for a concurrent enrollment course.

138 (2) (a) The State Board of Regents may charge a one-time fee for a student to

139 participate in the concurrent enrollment program.

140 (b) A student who pays a fee described in Subsection (2)(a) does not satisfy a general

141 admission application fee requirement for a full-time or part-time student at an institution of

142 higher education.

143 (3) (a) An institution of higher education may charge a one-time admission application

144 fee for concurrent enrollment course credit offered by the institution of higher education.

145 (b) Payment of the fee described in Subsection (3)(a) satisfies the general admission

146 application fee requirement for a full-time or part-time student at an institution of higher

147 education.

148 (4) (a) Except as provided in Subsection (4)(b), an institution of higher education may

149 charge partial tuition of no more than \$30 per credit hour for a concurrent enrollment course

150 for which a student earns college credit.

151 (b) An institution of higher education may not charge more than:

- 152 (i) \$5 per credit hour for an eligible student who qualifies for free or reduced price  
153 school lunch;
- 154 (ii) \$10 per credit hour for a concurrent enrollment course that is taught at an LEA by  
155 an eligible instructor described in Subsection 53E-10-302(5)(~~e~~)(b); or
- 156 (iii) \$15 per credit hour for a concurrent enrollment course that is taught through video  
157 conferencing.

158 Section 4. Section 53E-10-307 is amended to read:

159 **53E-10-307. Concurrent enrollment courses for accelerated foreign language**  
160 **students.**

161 (1) As used in this section:

162 (a) "Accelerated foreign language student" means [~~a student who: (i)~~ an eligible  
163 student who has passed a world language advanced placement exam]; ~~and (ii) is in grade 10,~~  
164 ~~grade 11, or grade 12].~~

165 (b) "Blended learning delivery model" means an education delivery model in which a  
166 student learns, at least in part:

- 167 (i) through online learning with an element of student control over time, place, path,  
168 and pace; and
- 169 (ii) in the physical presence of an instructor.

170 (c) "State university" means an institution of higher education that offers courses  
171 leading to a bachelor's degree.

172 (2) The University of Utah shall partner with all state universities to develop, as part of  
173 the concurrent enrollment program described in this part, concurrent enrollment courses that:

174 (a) are age-appropriate foreign language courses for accelerated foreign language  
175 students [~~who are eligible students~~];

176 (b) count toward a foreign language degree offered by an institution of higher  
177 education; and

178 (c) are delivered:

- 179 (i) using a blended learning delivery model; and
- 180 (ii) by an eligible instructor described in Subsection 53E-10-302(5)(~~b~~)(a).