

HB0291S01 compared with HB0291

~~text~~ shows text that was in HB0291 but was deleted in HB0291S01.

Inserted text shows text that was not in HB0291 but was inserted into HB0291S01.

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Representative Mike Winder proposes the following substitute bill:

CONCURRENT ENROLLMENT MODIFICATIONS

2019 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Mike Winder

Senate Sponsor: ~~_____~~ Ann Millner

LONG TITLE

General Description:

This bill amends provisions related to instructors for concurrent enrollment courses.

Highlighted Provisions:

This bill:

- ▶ defines terms;
- ▶ amends ~~provisions related to the~~ qualifications for ~~an LEA~~ a local education agency employee to be an eligible instructor for a concurrent enrollment course; ~~and~~
- ▶ requires the State Board of Regents to establish policies related to eligible instructors;
- ▶ amends cross-references related to eligible instructors ~~and~~ and

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▶ makes technical and conforming changes.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

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

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

53E-10-305, as last amended by Laws of Utah 2018, Chapter 410 and renumbered and amended by Laws of Utah 2018, Chapter 1

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

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

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

53E-10-301. Definitions.

(1) "Career and technical education course" means a concurrent enrollment course in career and technical education, as determined by the policy established by the State Board of Regents under Section 53E-10-302.

~~(1)~~(2) "Concurrent enrollment" means enrollment in a course offered through the concurrent enrollment program described in Section 53E-10-302.

~~(2)~~(3) "Educator" means the same as that term is defined in Section 53E-6-102.

~~(3)~~(4) "Eligible instructor" means an instructor who meets the requirements described in Subsection 53E-10-302(5).

~~(4)~~(5) "Eligible student" means a student who:

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

(b) has a plan for college and career readiness, as described in Section 53E-2-304, on

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file at a high school within the state; and

(c) (i) is a grade 11 or grade 12 student; or

(ii) is a grade 9 or grade 10 student who qualifies by exception as described in Section 53E-10-302.

~~[(5)]~~ [(6)] "Institution of higher education" means an institution that is part of the Utah System of Higher Education described in Subsection 53B-1-102(1)(a).

~~[(6)]~~ [(7)] "License" means the same as that term is defined in Section 53E-6-102.

~~[(7)]~~ [(8)] "Local education agency" or "LEA" means a school district or charter school.

[(9)] "Qualifying experience" means an LEA employee's experience in an academic field

that:

(a) qualifies the LEA employee to teach a concurrent enrollment course in the academic field; and

(b) may include the LEA employee's:

(i) number of years teaching in the academic field;

(ii) holding a higher level secondary teaching credential issued by the state board;

(iii) research, publications, or other scholarly work in the academic field;

(iv) continuing professional education in the academic field;

(v) portfolio of work related to the academic field; or

(vi) professional work experience or certifications in the academic field.

~~[(8)]~~ [(10)] "Value of the weighted pupil unit" means the amount established each year in the enacted public education budget that is multiplied by the number of weighted pupil units to yield the funding level for the basic state-supported school program.

Section ~~[(1)]~~ 2. Section **53E-10-302** is amended to read:

53E-10-302. Concurrent enrollment program.

(1) The State Board of Education and the State Board of Regents shall establish and maintain a concurrent enrollment program that:

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

(i) toward high school graduation; and

(ii) at an institution of higher education;

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- (b) includes only a course that:
 - (i) leads to a degree or certificate offered by an institution of higher education; and
 - (ii) is one of the following:
 - (A) a general education course;
 - (B) a career and technical education course;
 - (C) a pre-major college level course; or
 - (D) a foreign language concurrent enrollment course described in Section 53E-10-307;
 - (c) requires that the instructor of a concurrent enrollment course is an eligible instructor; and
 - (d) is designed and implemented to take full advantage of the most current available education technology.
- (2) The State Board of Education and the State Board of Regents shall coordinate to:
 - (a) establish a concurrent enrollment course approval process that ensures:
 - (i) credit awarded for concurrent enrollment is consistent and transferable to all institutions of higher education; and
 - (ii) learning outcomes for a concurrent enrollment course align with:
 - (A) core standards for Utah public schools adopted by the State Board of Education; and
 - (B) except for a foreign language concurrent enrollment course described in Section 53E-10-307, an institution of higher education lower division course numbered at or above the 1000 level; and
 - (b) provide advising to an eligible student, including information on:
 - (i) general education requirements at institutions of higher education; and
 - (ii) how to choose concurrent enrollment courses to avoid duplication or excess credit hours.
- (3) After consultation with institution of higher education concurrent enrollment directors, the State Board of Regents shall:
 - (a) provide guidelines to an institution of higher education for establishing qualifying academic criteria for an eligible student to enroll in a concurrent enrollment course; and
 - (b) on or before [January] July 1, 2019, establish a policy that:
 - ~~(i) describes the qualifications for an LEA employee to be an eligible instructor; and~~

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~~[(ii) ensures that the qualifications described in Subsection (3)(b)(i):]~~

~~{ (A) are uniform statewide;~~

~~{ [(A) ~~{ (B)~~] maximize concurrent enrollment opportunities for eligible students while maintaining quality; and]~~

~~[(B) ~~{ (C)~~] allow for an individual who teaches a concurrent enrollment course in the 2017-18 or 2018-19 school year to continue to teach the concurrent enrollment course in subsequent years.]~~

(i) determines which concurrent enrollment courses are career and technical education courses; and

(ii) creates a process for:

(A) an LEA to appeal an institution of higher education's decision under Subsection (6) if the institution of higher education does not approve an LEA employee as an eligible instructor; and

(B) an LEA or institution of higher education to determine whether an eligible instructor who previously taught a concurrent enrollment course is no longer qualified to teach the concurrent enrollment course.

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

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

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

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

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

(e) coordinate advising to eligible students.

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

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

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

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

~~[(iii) (A) meets the qualifications described in the policy established under Subsection (3)(b); or]~~

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

~~[(c) Notwithstanding Subsection (5)(b)(iii), an LEA employee is an eligible instructor if:]~~

~~[(i) the State Board of Regents has not established the policy described in Subsection (3)(b); and]~~

~~[(ii) the LEA employee:]~~

~~[(A) meets the requirements described in Subsections (5)(b)(i) and (ii); and]~~

~~[(B) is approved as adjunct faculty by an institution of higher education.]~~

~~— (6)]~~

(iii) (A) as described in Subsection (6), is approved as an eligible instructor by the institution of higher education that provides the concurrent enrollment course taught by the LEA employee;

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

(C) is approved as adjunct faculty by the institution of higher education that provides the concurrent enrollment course taught by the LEA employee; or

(D) teaches a concurrent enrollment course that the LEA employee taught during the 2018-19 or 2019-20 school year.

(6) An institution of higher education shall approve an LEA employee as an eligible instructor:

(a) for a career and technical education concurrent enrollment course, if the LEA employee has:

(i) a degree, certificate, or industry certification in the concurrent enrollment course's academic field; or

(ii) qualifying experience, as determined by the institution of higher education; or

(b) for a concurrent enrollment course other than a career and technical education course, if the LEA employee has:

(i) a master's degree or higher in the concurrent enrollment course's academic field;

(ii) (A) a master's degree or higher in any academic field; and

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(B) at least 18 completed credit hours of graduate course work in an academic field that is relevant to the concurrent enrollment course; or

(iii) qualifying experience, as determined by the institution of higher education.

~~[(6)]~~ (7) An LEA and an institution of higher education may qualify a grade 9 or grade 10 student to enroll in a current enrollment course by exception, including a student who otherwise qualifies to take a foreign language concurrent enrollment course described in Section 53E-10-307.

~~[(7)]~~ (8) An institution of higher education shall accept credits earned by a student who completes a concurrent enrollment course on the same basis as credits earned by a full-time or part-time student enrolled at the institution of higher education.

Section ~~{2}~~ 3. Section **53E-10-305** is amended to read:

53E-10-305. Tuition and fees.

(1) Except as provided in this section, the State Board of Regents or an institution of higher education may not charge tuition or fees for a concurrent enrollment course.

(2) (a) The State Board of Regents may charge a one-time fee for a student to participate in the concurrent enrollment program.

(b) A student who pays a fee described in Subsection (2)(a) does not satisfy a general admission application fee requirement for a full-time or part-time student at an institution of higher education.

(3) (a) An institution of higher education may charge a one-time admission application fee for concurrent enrollment course credit offered by the institution of higher education.

(b) Payment of the fee described in Subsection (3)(a) satisfies the general admission application fee requirement for a full-time or part-time student at an institution of higher education.

(4) (a) Except as provided in Subsection (4)(b), an institution of higher education may charge partial tuition of no more than \$30 per credit hour for a concurrent enrollment course for which a student earns college credit.

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

(i) \$5 per credit hour for an eligible student who qualifies for free or reduced price school lunch;

(ii) \$10 per credit hour for a concurrent enrollment course that is taught at an LEA by

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an eligible instructor described in Subsection 53E-10-302(5)(~~e~~)(b); or

(iii) \$15 per credit hour for a concurrent enrollment course that is taught through video conferencing.

Section ~~3~~4. Section **53E-10-307** is amended to read:

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

(1) As used in this section:

(a) "Accelerated foreign language student" means a student who:

(i) has passed a world language advanced placement exam; and

(ii) is in grade 10, grade 11, or grade 12.

(b) "Blended learning delivery model" means an education delivery model in which a

student learns, at least in part:

(i) through online learning with an element of student control over time, place, path, and pace; and

(ii) in the physical presence of an instructor.

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

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

(a) are age-appropriate foreign language courses for accelerated foreign language students who are eligible students;

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

(c) are delivered:

(i) using a blended learning delivery model; and

(ii) by an eligible instructor described in Subsection 53E-10-302(5)(~~b~~)(a).