

**ALTERNATIVE CONCURRENT ENROLLMENT OPTIONS FOR
CAPACITY FLEXIBILITY**

2023 GENERAL SESSION

STATE OF UTAH

Chief Sponsor: Ryan D. Wilcox

Senate Sponsor: Ann Millner

LONG TITLE

General Description:

This bill amends provisions related to concurrent enrollment courses.

Highlighted Provisions:

This bill:

► provides that a local education agency (LEA) may contract with a nondesignated institution of higher education to provide concurrent enrollment courses under certain circumstances.

Money Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

AMENDS:

53E-10-303, as last amended by Laws of Utah 2020, Chapter 365

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

Section 1. Section **53E-10-303** is amended to read:

53E-10-303. Designated institution of higher education -- Concurrent enrollment course right of first refusal.



28 (1) As used in this section, "designated institution of higher education" means an
29 institution of higher education that is designated by the Utah Board of Higher Education to
30 provide a course or program of study within a specific geographic region.

31 (2) To offer a concurrent enrollment course, an LEA shall contact the LEA's designated
32 institution of higher education to request that the designated institution of higher education
33 contract with the LEA to provide the concurrent enrollment course.

34 (3) [~~H~~] Except as provided in Subsection (4), if the LEA's designated institution of
35 higher education chooses to offer the concurrent enrollment course, the LEA shall contract with
36 the LEA's designated institution of higher education to provide the concurrent enrollment
37 course.

38 (4) An LEA may contract with an institution of higher education that is not the LEA's
39 designated institution of higher education to provide a concurrent enrollment course if the
40 LEA's designated institution of higher education:

- 41 (a) chooses not to offer the concurrent enrollment course proposed by the LEA; [~~or~~]
- 42 (b) fails to respond to the LEA's request under Subsection (2) within 30 days after the
43 day on which the LEA contacts the designated institution of higher education[~~;~~]; or
- 44 (c) reaches the institution of higher education's enrolled student capacity for the
45 concurrent enrollment course; and
- 46 (d) prohibits an LEA with an eligible instructor, as described in Subsection
47 53E-10-302(6), from expanding the concurrent enrollment course to eligible students.