

Representative Ryan D. Wilcox proposes the following substitute bill:

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; and
- ▶ makes technical and conforming changes.

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:



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

27 **53E-10-303. Designated institution of higher education -- Concurrent enrollment**
28 **course right of first refusal.**

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

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

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

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

42 (a) chooses not to offer the concurrent enrollment course proposed by the LEA; [~~or~~]

43 (b) fails to respond to the LEA's request under Subsection (2) within 30 days after the
44 day on which the LEA contacts the designated institution of higher education[~~;~~];

45 (c) uses instructional materials in a course that are sensitive materials, as defined in
46 Section 53G-10-103, or that are materials otherwise prohibited by state law or state board rule
47 for use in kindergarten through grade 12;

48 (d) reaches the institution of higher education's enrolled student capacity for the
49 concurrent enrollment course; or

50 (e) prohibits an LEA with an eligible instructor, as described in Section 53E-10-302,
51 from expanding the concurrent enrollment course to eligible students.