

Second Regular Session  
Sixty-eighth General Assembly  
STATE OF COLORADO

**REREVISED**

*This Version Includes All Amendments  
Adopted in the Second House*

LLS NO. 12-0028.01 Julie Pelegrin x2700

**HOUSE BILL 12-1043**

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**HOUSE SPONSORSHIP**

**Conti,**

**SENATE SPONSORSHIP**

**King K.,**

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**House Committees**  
Education

**Senate Committees**  
Education

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**A BILL FOR AN ACT**

101 **CONCERNING CONCURRENT ENROLLMENT FOR STUDENTS WHO MAY**  
102 **COMPLETE HIGH SCHOOL GRADUATION REQUIREMENTS BEFORE**  
103 **THE END OF TWELFTH GRADE.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries>.)*

If, during a high school student's twelfth-grade year, the number of credit hours the student needs for graduation is less than full-time enrollment, the bill requires the school district, charter school, or board of cooperative services (local education provider) in which the student is

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.  
*Capital letters indicate new material to be added to existing statute.*  
*Dashes through the words indicate deletions from existing statute.*

SENATE  
3rd Reading Unamended  
May 3, 2012

SENATE  
Amended 2nd Reading  
May 2, 2012

HOUSE  
3rd Reading Unamended  
April 4, 2012

HOUSE  
Amended 2nd Reading  
April 2, 2012

enrolled to give the student the choice of graduating early, continuing to take high school courses, or concurrently enrolling for a maximum of 15 credit hours per semester in an institution of higher education (institution) that the student chooses. The student may continue to concurrently enroll until the student completes his or her twelfth-grade year.

The local education provider must enter into a collaborative agreement for concurrent enrollment with the student's selected institution, if possible. If the local education provider and the institution cannot complete a cooperative agreement, the student can concurrently enroll in any institution with which the local education provider has a cooperative agreement. If the local education provider does not have a cooperative agreement with an institution, it must enter into one.

Because the student has completed the graduation requirements, the student need not receive high school credit for the courses he or she completes through concurrent enrollment.

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1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 22-32-109, **amend**

3 (1) (nn) as follows:

4 **22-32-109. Board of education - specific duties.** (1) In addition  
5 to any other duty required to be performed by law, each board of  
6 education shall have and perform the following specific duties:

7 (nn) To ensure that each student who enrolls in the sixth grade in  
8 a public school of the school district, including but not limited to a district  
9 charter school, on the day of enrollment is registered with the  
10 state-provided, free on-line college planning and preparation resource,  
11 commonly referred to as "CollegeInColorado.org". The school district,  
12 the department of education, and the department of higher education shall  
13 collaborate to monitor the implementation of this paragraph (nn) and to  
14 ensure optimal interactivity between the various data bases and student  
15 record systems employed by school districts and college in Colorado.  
16 Each public school shall assist each student and his or her parent or legal  
17 guardian to develop and maintain the student's individual career and

1 academic plan no later than the beginning of ninth grade but may assist  
2 the student and his or her parent or legal guardian to develop and  
3 maintain the student's individual career and academic plan in any grade  
4 prior to ninth grade. AT A MINIMUM, EACH PUBLIC SCHOOL SHALL ENSURE  
5 THAT, IN DEVELOPING AND MAINTAINING EACH STUDENT'S INDIVIDUAL  
6 CAREER AND ACADEMIC PLAN, THE COUNSELOR OR TEACHER EXPLAINS TO  
7 THE STUDENT'S PARENT OR LEGAL GUARDIAN, BY ELECTRONIC MAIL OR  
8 OTHER WRITTEN FORM, AND TO THE STUDENT == THE REQUIREMENTS FOR  
9 AND BENEFITS OF CONCURRENTLY ENROLLING IN COURSES WITH AN  
10 INSTITUTION OF HIGHER EDUCATION PURSUANT TO THE "CONCURRENT  
11 ENROLLMENT PROGRAMS ACT", ARTICLE 35 OF THIS TITLE. BASED ON A  
12 REQUEST FROM THE STUDENT OR THE STUDENT'S PARENT OR LEGAL  
13 GUARDIAN, THE COUNSELOR OR TEACHER SHALL ASSIST THE STUDENT IN  
14 COURSE PLANNING TO ENABLE THE STUDENT TO CONCURRENTLY ENROLL  
15 IN COURSES WITH AN INSTITUTION OF HIGHER EDUCATION.

16 **SECTION 2.** In Colorado Revised Statutes, 22-30.5-505, **amend**  
17 (3) (f) as follows:

18 **22-30.5-505. State charter school institute - institute board -**  
19 **appointment - powers and duties - rules.** (3) The mission of the  
20 institute board shall be to foster high-quality public school choices  
21 offered through institute charter schools, including particularly schools  
22 that are focused on closing the achievement gap for at-risk students. In  
23 discharging its duties pursuant to this part 5, the institute shall:

24 (f) Ensure that each student who enrolls in the sixth grade in an  
25 institute charter school, on the day of enrollment, is registered with the  
26 state-provided, free on-line college planning and preparation resource,  
27 commonly referred to as "CollegeInColorado.org". The institute, the

1 department, and the department of higher education shall collaborate to  
2 monitor the implementation of this paragraph (f) and to ensure optimal  
3 interactivity between the various data bases and student record systems  
4 employed by institute charter schools and college in Colorado. Each  
5 institute charter school shall assist each student and his or her parent or  
6 legal guardian to develop and maintain the student's individual career and  
7 academic plan no later than the beginning of ninth grade but may assist  
8 the student and his or her parent or legal guardian to develop and  
9 maintain the student's individual career and academic plan in any grade  
10 prior to ninth grade. AT A MINIMUM, EACH INSTITUTE CHARTER SCHOOL  
11 SHALL ENSURE THAT, IN DEVELOPING AND MAINTAINING EACH STUDENT'S  
12 INDIVIDUAL CAREER AND ACADEMIC PLAN, THE COUNSELOR OR TEACHER  
13 EXPLAINS TO THE STUDENT'S PARENT OR LEGAL GUARDIAN, BY  
14 ELECTRONIC MAIL OR OTHER WRITTEN FORM, AND TO THE STUDENT THE  
15 REQUIREMENTS FOR AND BENEFITS OF CONCURRENTLY ENROLLING IN  
16 COURSES WITH AN INSTITUTION OF HIGHER EDUCATION PURSUANT TO THE  
17 "CONCURRENT ENROLLMENT PROGRAMS ACT", ARTICLE 35 OF THIS TITLE.  
18 BASED ON A REQUEST FROM THE STUDENT OR THE STUDENT'S PARENT OR  
19 LEGAL GUARDIAN, THE COUNSELOR OR TEACHER SHALL ASSIST THE  
20 STUDENT IN COURSE PLANNING TO ENABLE THE STUDENT TO  
21 CONCURRENTLY ENROLL IN COURSES WITH AN INSTITUTION OF HIGHER  
22 EDUCATION.

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24 **SECTION 3. In Colorado Revised Statutes, 22-35-104, amend**

25 **(2) (b) as follows:**

26 **22-35-104. Enrollment in an institution of higher education -**  
27 **cooperative agreement. (2) (b) If a superintendent of a school district,**

1 the superintendent's designee, or a chief administrator of a district charter  
2 school, institute charter school, or high school of a BOCES receives a  
3 timely application from a qualified student pursuant to paragraph (a) of  
4 this subsection (2), the superintendent, superintendent's designee, or chief  
5 administrator of a district charter school, institute charter school, or high  
6 school of a BOCES shall approve or disapprove the application and notify  
7 the student of the decision. IN CONSIDERING APPLICATIONS, THE  
8 SUPERINTENDENT, DESIGNEE, OR CHIEF ADMINISTRATOR SHALL GIVE  
9 PRIORITY CONSIDERATION TO QUALIFIED STUDENTS WHO, BY THE TIME  
10 THEY WOULD CONCURRENTLY ENROLL, WILL HAVE COMPLETED THE HIGH  
11 SCHOOL GRADUATION REQUIREMENTS AND ARE APPLYING FOR  
12 CONCURRENT ENROLLMENT TO BEGIN EARNING CREDITS TOWARD A  
13 POSTSECONDARY DEGREE OR CERTIFICATE OR, IF REQUIRED TO COMPLETE  
14 BASIC SKILLS COURSES, TO COMPLETE THE COURSES DURING THE  
15 REMAINDER OF THE TWELFTH-GRADE YEAR.

16 **SECTION 4.** In Colorado Revised Statutes, 22-32-109 (1) (oo)  
17 as added by Senate Bill 12-047, add (III) as follows:

18 **22-32-109. Board of education - specific duties.** (1) In addition  
19 to any other duty required to be performed by law, each board of  
20 education shall have and perform the following specific duties:

21 (oo) (III) THE POLICY ADOPTED PURSUANT TO THIS PARAGRAPH  
22 (oo) SHALL ALSO REQUIRE EACH PUBLIC SCHOOL TO ENSURE THAT, IN  
23 DEVELOPING AND MAINTAINING EACH STUDENT'S INDIVIDUAL CAREER AND  
24 ACADEMIC PLAN, THE COUNSELOR OR TEACHER EXPLAINS TO THE  
25 STUDENT'S PARENT OR LEGAL GUARDIAN, BY ELECTRONIC MAIL OR OTHER  
26 WRITTEN FORM, AND TO THE STUDENT THE REQUIREMENTS FOR AND  
27 BENEFITS OF CONCURRENTLY ENROLLING IN COURSES WITH AN

1 INSTITUTION OF HIGHER EDUCATION PURSUANT TO THE "CONCURRENT  
2 ENROLLMENT PROGRAMS ACT", ARTICLE 35 OF THIS TITLE. BASED ON A  
3 REQUEST FROM THE STUDENT OR THE STUDENT'S PARENT OR LEGAL  
4 GUARDIAN, THE COUNSELOR OR TEACHER SHALL ASSIST THE STUDENT IN  
5 COURSE PLANNING TO ENABLE THE STUDENT TO CONCURRENTLY ENROLL  
6 IN COURSES WITH AN INSTITUTION OF HIGHER EDUCATION.

7 **SECTION 5.** In Colorado Revised Statutes, 22-30.5-523 as added  
8 by Senate Bill 12-047, **add** (3) as follows:

9 **22-30.5-523. Individual career and academic plans.** (3) EACH  
10 INSTITUTE CHARTER SCHOOL SHALL ENSURE THAT, IN DEVELOPING AND  
11 MAINTAINING EACH STUDENT'S INDIVIDUAL CAREER AND ACADEMIC PLAN,  
12 THE COUNSELOR OR TEACHER EXPLAINS TO THE STUDENT'S PARENT OR  
13 LEGAL GUARDIAN, BY ELECTRONIC MAIL OR OTHER WRITTEN FORM, AND  
14 TO THE STUDENT THE REQUIREMENTS FOR AND BENEFITS OF  
15 CONCURRENTLY ENROLLING IN COURSES WITH AN INSTITUTION OF HIGHER  
16 EDUCATION PURSUANT TO THE "CONCURRENT ENROLLMENT PROGRAMS  
17 ACT", ARTICLE 35 OF THIS TITLE. BASED ON A REQUEST FROM THE  
18 STUDENT OR THE STUDENT'S PARENT OR LEGAL GUARDIAN, THE  
19 COUNSELOR OR TEACHER SHALL ASSIST THE STUDENT IN COURSE  
20 PLANNING TO ENABLE THE STUDENT TO CONCURRENTLY ENROLL IN  
21 COURSES WITH AN INSTITUTION OF HIGHER EDUCATION.

22 **SECTION 6. Act subject to petition - effective date.** (1) This  
23 act takes effect at 12:01 a.m. on the day following the expiration of the  
24 ninety-day period after final adjournment of the general assembly (August  
25 8, 2012, if adjournment sine die is on May 9, 2012); except that, if a  
26 referendum petition is filed pursuant to section 1 (3) of article V of the  
27 state constitution against this act or an item, section, or part of this act

1 within such period, then the act, item, section, or part will not take effect  
2 unless approved by the people at the general election to be held in  
3 November 2012 and, in such case, will take effect on the date of the  
4 official declaration of the vote thereon by the governor.

5 (2) Notwithstanding the provisions of subsection (1) of this  
6 section:

7 (a) Sections 1 and 2 of this act do not take effect if Senate Bill  
8 12-047 becomes law;

9 (b) Sections 4 and 5 of this act take effect only if Senate Bill  
10 12-047 becomes law.