

**First Regular Session  
Seventieth General Assembly  
STATE OF COLORADO**

**PREAMENDED**

*This Unofficial Version Includes Committee  
Amendments Not Yet Adopted on Second Reading*

LLS NO. 15-0845.01 Brita Darling x2241

**HOUSE BILL 15-1270**

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**A BILL FOR AN ACT**

101      **CONCERNING AUTHORIZATION FOR LOCAL EDUCATION PROVIDERS TO**  
102            **OPERATE PATHWAYS IN TECHNOLOGY EARLY COLLEGE HIGH**  
103            **SCHOOLS, AND, IN CONNECTION THEREWITH, MAKING AN**  
104            **APPROPRIATION.**

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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>.)*

The bill authorizes the operation of a limited number of pathways in technology early college high schools (p-tech schools) in the state. A p-tech school enrolls students in grades 9 through 14 in an educational

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.

program that focuses on science, technology, engineering, and mathematics. The p-tech school combines high school and college-level course work with workplace educational experiences. A student who graduates from a p-tech school is expected to graduate with a high school diploma and an associate degree in applied science.

To operate a p-tech school, a school district, board of cooperative services, or charter school (local education provider) must enter into an agreement with a community college, as defined in the bill, and one or more employers. The parties to the agreement will collaborate in presenting the courses, providing student support services, and providing workplace educational experiences. They must also share decision-making responsibilities for the p-tech school.

The commissioner of education (commissioner) and the executive director of the department of higher education, acting jointly, must approve a p-tech school before it can operate within the state. The local education provider that operates the school may apply by submitting to the commissioner and the executive director a copy of the operating agreement, a description of the operating model for the p-tech school, the plan for enrolling students in the p-tech school, and other specified information. A p-tech school is subject to the same accountability requirements as other public schools, and a p-tech school's performance rating takes into account the employability of students who graduate from the p-tech school.

A p-tech school is funded through the school finance formula. Students enrolled in grades 9 through 12 are funded on the same basis as other high school students enrolled in public schools and students enrolled in grades 13 and 14 are funded at the same funding level as students who participate in the ASCENT program. Students enrolled in a p-tech school are included in the district pupil enrollment as full-time students. In addition, students enrolled in grades 13 and 14 are eligible to receive a stipend through the college opportunity fund.

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

**SECTION 1.** In Colorado Revised Statutes, **add** article 35.3 to title 22 as follows:

**ARTICLE 35.3**

**Pathways in Technology Early College High Schools**

**22-35.3-101. Legislative declaration.** (1) THE GENERAL ASSEMBLY FINDS THAT:

1 (a) THE PATHWAYS IN TECHNOLOGY EARLY COLLEGE HIGH SCHOOL  
2 MODEL (P-TECH) ALLOWS STUDENTS TO GRADUATE FROM HIGH SCHOOL  
3 WITH A HIGH SCHOOL DIPLOMA AND AN INDUSTRY-RECOGNIZED ASSOCIATE  
4 DEGREE, PRE-APPRENTICESHIP CERTIFICATE, OR OTHER  
5 INDUSTRY-RECOGNIZED CERTIFICATE ALLOWING STUDENTS TO GAIN  
6 CAREER RELEVANT EXPERIENCE;

7 (b) THE SUCCESS OF P-TECH SCHOOLS DEPENDS UPON CLOSE  
8 COLLABORATION BETWEEN A LOCAL EDUCATION PROVIDER, A COMMUNITY  
9 COLLEGE, AND ONE OR MORE LOCAL HIGH-GROWTH INDUSTRY EMPLOYERS;

10 (c) THE P-TECH SCHOOL MODEL HAS BEEN RECENTLY ESTABLISHED  
11 IN OTHER STATES, INCLUDING NEW YORK, CONNECTICUT, AND ILLINOIS,  
12 AND IS SHOWING PROMISE; AND

13 (d) GRADUATING MORE HIGH SCHOOL STUDENTS WITH  
14 CAREER-READY SKILLS TO MEET COLORADO'S WORKFORCE NEEDS IS PART  
15 OF THE STATE'S EDUCATION AND ECONOMIC DEVELOPMENT GOALS.

16 (2) THE GENERAL ASSEMBLY THEREFORE DECLARES THAT  
17 ESTABLISHING A LIMITED NUMBER OF P-TECH SCHOOLS IN THE STATE WILL  
18 BENEFIT STUDENTS AND INDUSTRY IN COLORADO.

19 **22-35.3-102. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE  
20 CONTEXT OTHERWISE REQUIRES:

21 (1) "ACCOUNTING DISTRICT" HAS THE SAME MEANING AS  
22 PROVIDED IN SECTION 22-54-103 (1.3).

23 (2) "CERTIFIED CENTER OF LEARNING" MEANS AN EMPLOYER THAT  
24 ENTERS INTO AN AGREEMENT WITH A P-TECH SCHOOL AND UNDERGOES A  
25 THIRD-PARTY CERTIFICATION PROCESS PROVING THAT THEY ARE  
26 QUALIFIED TO ASSIST THE LOCAL EDUCATION PROVIDER IN CREATING AND  
27 PROVIDING WORKPLACE EDUCATION EXPERIENCES AND TRAINING, WHICH

1 EXPERIENCES AND TRAINING MAY INCLUDE BUT NEED NOT BE LIMITED TO  
2 JOB SHADOWING, MENTORING, INTERNSHIPS, AND APPRENTICESHIPS.

3 (3) "COMMISSIONER" MEANS THE OFFICE OF THE COMMISSIONER  
4 OF EDUCATION CREATED AND EXISTING PURSUANT TO SECTION 1 OF  
5 ARTICLE IX OF THE STATE CONSTITUTION.

6 (4) "COMMUNITY COLLEGE" MEANS A COMMUNITY COLLEGE  
7 GOVERNED BY THE STATE BOARD FOR COMMUNITY COLLEGES AND  
8 OCCUPATIONAL EDUCATION OR A STATE-SUPPORTED INSTITUTION OF  
9 HIGHER EDUCATION OR LOCAL DISTRICT JUNIOR COLLEGE THAT IS  
10 AUTHORIZED TO GRANT ASSOCIATE DEGREES.

11 (5) "DEPARTMENT" MEANS THE DEPARTMENT OF EDUCATION  
12 CREATED AND EXISTING PURSUANT TO SECTION 24-1-115, C.R.S.

13 (6) "DISTRICT EXTENDED HIGH SCHOOL PUPIL ENROLLMENT" HAS  
14 THE SAME MEANING AS PROVIDED IN SECTION 22-54-103 (5.2).

15 (7) "EXECUTIVE DIRECTOR" MEANS THE OFFICE OF THE EXECUTIVE  
16 DIRECTOR OF THE DEPARTMENT OF HIGHER EDUCATION CREATED AND  
17 EXISTING PURSUANT TO SECTION 24-1-114, C.R.S.

18 (8) "FUNDED PUPIL COUNT" HAS THE SAME MEANING AS PROVIDED  
19 IN SECTION 22-54-103 (7).

20 (9) "LOCAL EDUCATION PROVIDER" MEANS A SCHOOL DISTRICT, A  
21 BOARD OF COOPERATIVE SERVICES THAT OPERATES A HIGH SCHOOL, THE  
22 STATE CHARTER SCHOOL INSTITUTE ESTABLISHED IN SECTION 22-30.5-503,  
23 OR A CHARTER SCHOOL AUTHORIZED PURSUANT TO PART 1 OR PART 5 OF  
24 ARTICLE 30.5 OF THIS TITLE.

25 (10) "P-TECH SCHOOL" MEANS A PATHWAYS IN TECHNOLOGY  
26 EARLY COLLEGE HIGH SCHOOL THAT IS APPROVED PURSUANT TO THIS  
27 ARTICLE.

1 (11) "PUPIL ENROLLMENT" HAS THE SAME MEANING AS PROVIDED  
2 IN SECTION 22-54-103 (10).

3 **22-35.3-103. Pathways in technology early college high schools**  
4 **- design - requirements - approval.** (1) A PATHWAYS IN TECHNOLOGY  
5 EARLY COLLEGE HIGH SCHOOL, OR P-TECH SCHOOL, IS A PUBLIC SCHOOL  
6 THAT INCLUDES GRADES NINE THROUGH FOURTEEN AND IS DESIGNED TO  
7 PREPARE STUDENTS FOR HIGH-POTENTIAL CAREERS IN INDUSTRY BY  
8 ENABLING THEM TO GRADUATE WITH A HIGH SCHOOL DIPLOMA AND AN  
9 INDUSTRY-RECOGNIZED ASSOCIATE DEGREE. STUDENTS IN A P-TECH  
10 SCHOOL MAY ALSO EARN PRE-APPRENTICESHIP CERTIFICATES AND OTHER  
11 INDUSTRY-RECOGNIZED CERTIFICATES IN ADDITION TO AN ASSOCIATE  
12 DEGREE. A P-TECH SCHOOL IS OPERATED AS A COLLABORATIVE EFFORT BY  
13 A LOCAL EDUCATION PROVIDER, A COMMUNITY COLLEGE, AND ONE OR  
14 MORE LOCAL HIGH-GROWTH INDUSTRY EMPLOYERS. THROUGHOUT  
15 GRADES NINE THROUGH FOURTEEN, A P-TECH SCHOOL INTEGRATES HIGH  
16 SCHOOL AND COLLEGE COURSES AND CERTIFICATE PROGRAMS THAT ARE  
17 INFORMED BY CURRENT AND PROJECTED INDUSTRY STANDARDS AND  
18 FOCUSED ON SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS  
19 WITH MENTORING, JOB SHADOWING, INTERNSHIPS, PRE-APPRENTICESHIP  
20 TRAINING, AND OTHER WORKPLACE EDUCATION EXPERIENCES.

21 (2) A P-TECH SCHOOL TO BE OPERATED BY A LOCAL EDUCATION  
22 PROVIDER MUST BE JOINTLY APPROVED BY THE COMMISSIONER OF  
23 EDUCATION AND THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF  
24 HIGHER EDUCATION. THE COMMISSIONER AND THE EXECUTIVE DIRECTOR  
25 SHALL JOINTLY ESTABLISH TIME LINES AND PROCEDURES BY WHICH A  
26 LOCAL EDUCATION PROVIDER MAY APPLY TO OPERATE A P-TECH SCHOOL  
27 AND SHALL DEVELOP A STANDARD P-TECH AGREEMENT TEMPLATE THAT

1 MUST BE USED BY AN APPLICANT. THE APPLICATION MUST INCLUDE:

2 (a) THE AGREEMENT THAT THE LOCAL EDUCATION PROVIDER, A  
3 COMMUNITY COLLEGE, AND ONE OR MORE EMPLOYERS ENTER INTO TO  
4 OPERATE THE P-TECH SCHOOL, WHICH MUST ADDRESS:

5 (I) THE RESPONSIBILITIES OF THE LOCAL EDUCATION PROVIDER  
6 AND THE COMMUNITY COLLEGE TO PROVIDE, AT A MINIMUM, COURSE  
7 WORK, COUNSELING, AND STUDENT SUPPORT SERVICES, AS WELL AS  
8 PROVISIONS RELATING TO INSTRUCTOR QUALIFICATIONS;

9 (II) THE RESPONSIBILITIES OF THE EMPLOYER TO PROVIDE  
10 WORKPLACE EDUCATION AND EXPERIENCES AND TO CONSULT WITH THE  
11 LOCAL EDUCATION PROVIDER ON COURSE DESIGN, AS REQUESTED,  
12 WHETHER THE EMPLOYER IS A CERTIFIED CENTER OF LEARNING, WITH  
13 PREFERENCE GIVEN TO SUCH EMPLOYERS, AND ANY FUNDING THAT THE  
14 EMPLOYER MAY PROVIDE FOR THE P-TECH SCHOOL PROGRAM;

15 (III) THE PROCEDURE FOR COMMUNICATION AND SHARED  
16 DECISION-MAKING BY THE LOCAL EDUCATION PROVIDER, COMMUNITY  
17 COLLEGE, AND EMPLOYER REGARDING SCHOOL OPERATIONS; AND

18 (IV) THE ALLOCATION OF FUNDING BETWEEN THE EMPLOYER, THE  
19 LOCAL EDUCATION PROVIDER, AND THE COMMUNITY COLLEGE FOR THE  
20 COST OF POSTSECONDARY COURSES INCLUDED IN THE P-TECH SCHOOL  
21 PROGRAM, INCLUDING TUITION FOR THOSE COURSES;

22 (b) THE OPERATIONAL MODEL FOR THE P-TECH SCHOOL, INCLUDING  
23 CURRICULA, INSTRUCTIONAL PRACTICES, FACULTY ROLES, STUDENT  
24 SUPPORT STRUCTURES, CLASS SCHEDULES, EXPERIENTIAL LEARNING  
25 OPPORTUNITIES, AND THE ASSOCIATE DEGREES THAT STUDENTS MAY  
26 ATTAIN THROUGH THE P-TECH SCHOOL;

27 (c) THE MAXIMUM NUMBER OF STUDENTS THAT THE P-TECH

1 SCHOOL WILL ENROLL WHEN OPERATING AT FULL CAPACITY AND THE PLAN  
2 FOR SELECTING STUDENTS TO ENROLL IN THE P-TECH SCHOOL, WHICH MUST  
3 BE DESIGNED IN A WAY THAT ENCOURAGES THE ENROLLMENT OF A  
4 STUDENT BODY THAT IS SOCIO-ECONOMICALLY AND RACIALLY DIVERSE  
5 AND THAT INCLUDES FIRST-GENERATION COLLEGE STUDENTS, ENGLISH  
6 LANGUAGE LEARNERS, AND STUDENTS WITH DISABILITIES;

7 (d) IF THE APPLYING LOCAL EDUCATION PROVIDER IS A CHARTER  
8 SCHOOL, WRITTEN CONFIRMATION THAT THE CHARTER SCHOOL'S  
9 AUTHORIZER AGREES TO AMEND THE CHARTER CONTRACT TO ALLOW THE  
10 CHARTER SCHOOL TO OPERATE AS A P-TECH SCHOOL; AND

11 (e) ANY ADDITIONAL INFORMATION THAT THE COMMISSIONER AND  
12 THE EXECUTIVE DIRECTOR MAY REQUIRE.

13 (3) THE COMMISSIONER AND THE EXECUTIVE DIRECTOR SHALL  
14 REVIEW EACH APPLICATION RECEIVED AND JOINTLY APPROVE LOCAL  
15 EDUCATION PROVIDERS TO OPERATE A LIMITED NUMBER OF P-TECH  
16 SCHOOLS WITHIN THE STATE. THE COMMISSIONER AND THE EXECUTIVE  
17 DIRECTOR SHALL BASE THEIR SELECTIONS ON THE QUALITY OF THE  
18 PROPOSED DESIGN OF THE P-TECH SCHOOL AND THE DEGREE TO WHICH THE  
19 AGREEMENT OF THE LOCAL EDUCATION PROVIDER, COMMUNITY COLLEGE,  
20 AND EMPLOYER IS COLLABORATIVE AND REQUIRES FULL PARTICIPATION BY  
21 EACH PARTY. ONCE AN APPLICATION IS APPROVED, THE LOCAL EDUCATION  
22 PROVIDER SHALL HAVE UP TO ONE FULL ACADEMIC YEAR TO IMPLEMENT  
23 THE P-TECH PROGRAM. IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT  
24 ONE OR MORE P-TECH SCHOOLS BEGIN OPERATING BY THE 2016-17 SCHOOL  
25 YEAR.

26 (4) A P-TECH SCHOOL IS SUBJECT TO THE STATE ASSESSMENT  
27 REQUIREMENTS SPECIFIED IN SECTIONS 22-7-409 AND 22-7-1006 AND THE

1 ACCOUNTABILITY REQUIREMENTS SPECIFIED IN ARTICLE 11 OF THIS TITLE.  
2 IN ADDITION, THE COMMISSIONER AND THE EXECUTIVE DIRECTOR MAY  
3 ESTABLISH INDICATORS FOR MEASURING THE PERFORMANCE OF EACH  
4 P-TECH SCHOOL, WHICH INDICATORS MAY INCLUDE THE ABILITY OF  
5 STUDENTS WHO GRADUATE FROM A P-TECH SCHOOL TO OBTAIN  
6 EMPLOYMENT IN THE FIELD OR TO PURSUE ADDITIONAL POSTSECONDARY  
7 EDUCATION IN THE FIELD, AS WELL AS ANY RELEVANT PERFORMANCE  
8 INDICATORS ESTABLISHED FOR THE CONCURRENT ENROLLMENT AND  
9 ASCENT PROGRAMS.

10 **22-35.3-104. P-tech schools - funding.** (1) (a) TO CALCULATE  
11 DISTRICT TOTAL PROGRAM, PURSUANT TO SECTION 22-54-104, A SCHOOL  
12 DISTRICT THAT IS APPROVED TO OPERATE A P-TECH SCHOOL PURSUANT TO  
13 SECTION 22-35.3-103, INCLUDING A P-TECH SCHOOL THAT IS A DISTRICT  
14 CHARTER SCHOOL, MAY INCLUDE THE STUDENTS WHO ARE ENROLLED IN  
15 GRADES NINE THROUGH TWELVE IN THE P-TECH SCHOOL IN THE SCHOOL  
16 DISTRICT'S PUPIL ENROLLMENT, AS DEFINED IN SECTION 22-54-103 (10),  
17 AND MAY INCLUDE THE STUDENTS WHO ARE ENROLLED IN GRADES  
18 THIRTEEN AND FOURTEEN IN THE P-TECH SCHOOL IN THE SCHOOL  
19 DISTRICT'S DISTRICT EXTENDED HIGH SCHOOL PUPIL ENROLLMENT.

20 (b) IF AN INSTITUTE CHARTER SCHOOL IS APPROVED TO OPERATE  
21 A P-TECH SCHOOL PURSUANT TO SECTION 22-35.3-103, THE DEPARTMENT  
22 SHALL INCLUDE THE STUDENTS WHO ARE ENROLLED IN GRADES NINE  
23 THROUGH TWELVE IN THE P-TECH SCHOOL IN THE FUNDED PUPIL COUNT OF  
24 THE INSTITUTE CHARTER SCHOOL'S ACCOUNTING DISTRICT AND SHALL  
25 INCLUDE THE STUDENTS WHO ARE ENROLLED IN GRADES THIRTEEN AND  
26 FOURTEEN IN THE P-TECH SCHOOL IN THE DISTRICT EXTENDED HIGH  
27 SCHOOL PUPIL ENROLLMENT OF THE INSTITUTE CHARTER SCHOOL'S



1 ACCOUNTING DISTRICT.

2 (2) A STUDENT WHO IS ENROLLED IN A P-TECH SCHOOL THAT IS  
3 APPROVED PURSUANT TO SECTION 22-35.3-103 AND WHO IS  
4 SIMULTANEOUSLY ENROLLED IN ONE OR MORE POSTSECONDARY COURSES,  
5 INCLUDING ACADEMIC OR CAREER AND TECHNICAL EDUCATION COURSES,  
6 AT A COMMUNITY COLLEGE AS PART OF THE P-TECH PROGRAM, IS ELIGIBLE  
7 TO RECEIVE A STIPEND FROM THE COLLEGE OPPORTUNITY FUND PURSUANT  
8 TO PART 2 OF ARTICLE 18 OF TITLE 23, C.R.S. THE STIPEND IS PAYABLE TO  
9 THE COMMUNITY COLLEGE THAT IS A PARTNER IN THE APPROVED P-TECH  
10 SCHOOL.

11 **SECTION 2.** In Colorado Revised Statutes, 22-54-103, **amend**  
12 (5.2), (7) (e) (I) introductory portion, and (10) (e.5); and **add** (9.7) as  
13 follows:

14 **22-54-103. Definitions.** As used in this article, unless the context  
15 otherwise requires:

16 (5.2) "District ~~ASCENT program~~ EXTENDED HIGH SCHOOL pupil  
17 enrollment" means the number of pupils, on the pupil enrollment count  
18 day within the applicable budget year, who are concurrently enrolled in  
19 a postsecondary course, including an academic course or a career and  
20 technical education course, as a participant in the ASCENT program AND  
21 THE NUMBER OF PUPILS, ON THE PUPIL ENROLLMENT COUNT DAY WITHIN  
22 THE APPLICABLE BUDGET YEAR, WHO ARE ENROLLED IN GRADE THIRTEEN  
23 OR FOURTEEN IN A P-TECH SCHOOL. A PUPIL ENROLLED IN A P-TECH  
24 SCHOOL PURSUANT TO ARTICLE 35.3 OF THIS TITLE SHALL BE INCLUDED IN  
25 THE DISTRICT EXTENDED HIGH SCHOOL PUPIL ENROLLMENT AS A  
26 FULL-TIME STUDENT. An ASCENT program participant who is enrolled  
27 in at least twelve credit hours of postsecondary courses, including

1 academic courses and career and technical education courses, as of the  
2 pupil enrollment count day of the applicable budget year shall be included  
3 in the district ~~ASCENT program~~ EXTENDED HIGH SCHOOL pupil  
4 enrollment as a full-time pupil. An ASCENT program participant who is  
5 enrolled in less than twelve credit hours of postsecondary courses,  
6 including academic courses and career and technical education courses,  
7 as of the pupil enrollment count day of the applicable budget year shall  
8 be included in the district ~~ASCENT program~~ EXTENDED HIGH SCHOOL  
9 pupil enrollment as a part-time pupil.

10 (7) "Funded pupil count" means:

11 (e) (I) For budget years commencing on and after July 1, 2009, the  
12 district's on-line pupil enrollment for the applicable budget year plus the  
13 district's preschool program enrollment for the applicable budget year  
14 plus the district's supplemental kindergarten enrollment for the applicable  
15 budget year plus the district's ~~ASCENT program~~ EXTENDED HIGH SCHOOL  
16 pupil enrollment for the applicable budget year, plus the greater of:

17 (9.7) "P-TECH SCHOOL" MEANS A PATHWAYS IN TECHNOLOGY  
18 EARLY COLLEGE HIGH SCHOOL THAT IS APPROVED PURSUANT TO ARTICLE  
19 35.3 OF THIS TITLE.

20 (10) (e.5) A pupil who is enrolled as less than a full-time student,  
21 other than a student described in paragraph (b) or (d) of this subsection  
22 (10) OR A STUDENT ENROLLED IN A P-TECH SCHOOL PURSUANT TO ARTICLE  
23 35.3 OF THIS TITLE, shall be counted in accordance with rules promulgated  
24 by the state board for students who are enrolled as less than full-time  
25 students.

26 **SECTION 3.** In Colorado Revised Statutes, 22-54-104, **amend**  
27 (2) (a) (IX), (3.5) (d) (III), (4.7) (a), (4.7) (c), and (5) (g) (VI) (C) as

1 follows:

2 **22-54-104. District total program - definitions.**

3 (2) (a) (IX) Except as otherwise provided in this subsection (2),  
4 paragraph (g) of subsection (5) or subsection (6) of this section, or section  
5 22-54-104.3, a district's total program for the 2009-10 budget year and  
6 budget years thereafter shall be the greater of the following:

7 (A) (District per pupil funding x (District funded pupil count -  
8 District on-line pupil enrollment - District ~~ASCENT program~~ EXTENDED  
9 HIGH SCHOOL pupil enrollment)) + District at-risk funding + District  
10 on-line funding + District ~~ASCENT program~~ EXTENDED HIGH SCHOOL  
11 funding; or

12 (B) (Minimum per pupil funding x (District funded pupil count -  
13 District on-line pupil enrollment - District ~~ASCENT program~~ EXTENDED  
14 HIGH SCHOOL pupil enrollment)) + District on-line funding + District  
15 ~~ASCENT program~~ EXTENDED HIGH SCHOOL funding.

16 (3.5) Minimum per pupil funding shall be:

17 (d) (III) (A) As used in this subsection (3.5), for the 2009-10  
18 budget year and budget years thereafter, "minimum per pupil funding  
19 base" means the total of the calculation specified in sub-subparagraph (B)  
20 of this subparagraph (III) for all districts for the budget year divided by  
21 the statewide funded pupil count minus the statewide on-line pupil  
22 enrollment and minus the statewide ~~ASCENT program~~ EXTENDED HIGH  
23 SCHOOL pupil enrollment, for said budget year.

24 (B) The following calculation shall be used for the purpose of  
25 determining the minimum per pupil funding base pursuant to this  
26 subparagraph (III):

27 (District per pupil funding x (District funded pupil count - District on-line

1 pupil enrollment - District ~~ASCENT program~~ EXTENDED HIGH SCHOOL  
2 pupil enrollment)) + District at-risk funding.

3 (4.7) (a) For the 2009-10 budget year and budget years thereafter,  
4 a district's ~~ASCENT program~~ EXTENDED HIGH SCHOOL funding shall be  
5 determined in accordance with the following formula:

6 (District ~~ASCENT program~~ EXTENDED HIGH SCHOOL pupil enrollment x  
7 \$6,135, or an amount determined pursuant to paragraph (b) of this  
8 subsection (4.7)).

9 (c) In any budget year in which the provisions of paragraph (g) of  
10 subsection (5) of this section apply, the department of education shall  
11 calculate a district's reduction amount for ~~ASCENT program~~ EXTENDED  
12 HIGH SCHOOL funding by multiplying the negative factor calculated for  
13 the applicable budget year pursuant to sub-subparagraph (A) of  
14 subparagraph (II) of paragraph (g) of subsection (5) of this section by the  
15 amount of the district's ~~ASCENT program~~ EXTENDED HIGH SCHOOL  
16 funding calculated pursuant to paragraph (b) of this subsection (4.7) for  
17 the applicable budget year. A district's ~~ASCENT program~~ EXTENDED  
18 HIGH SCHOOL funding for the applicable budget year shall be the greater  
19 of:

20 (I) The district's ~~ASCENT program~~ EXTENDED HIGH SCHOOL  
21 funding calculated for the applicable budget year pursuant to paragraph  
22 (b) of this subsection (4.7) minus the district's reduction amount  
23 calculated for the applicable budget year pursuant to this paragraph (c) for  
24 ~~ASCENT program~~ EXTENDED HIGH SCHOOL funding; or

25 (II) An amount equal to the base per pupil funding amount  
26 specified in paragraph (a) of subsection (5) of this section for the  
27 applicable budget year multiplied by the district's ~~ASCENT program~~

1 EXTENDED HIGH SCHOOL pupil enrollment for the applicable budget year.

2 (5) For purposes of the formulas used in this section:

3 (g) (VI) For the 2010-11 budget year, two sources of federal  
4 moneys, totaling two hundred sixteen million three hundred fifty-eight  
5 thousand one hundred sixty-four dollars (\$216,358,164), have been made  
6 available to districts and are being allocated to districts by the department  
7 of education based on the formulas specified in subsection (2) of this  
8 section. Accordingly, the state's share of total program funding for all  
9 districts, including the funding for institute charter schools for the  
10 2010-11 budget year, has been reduced by said amount as is reflected in  
11 the sum of total program funding for the 2010-11 budget year specified  
12 in sub-subparagraph (A) of subparagraph (I) of this paragraph (g). For the  
13 2010-11 budget year, it is the general assembly's intent that the  
14 department of education calculate total program funding for the following  
15 purposes as if the state's share of total program funding for the 2010-11  
16 budget year was not reduced as specified in this subparagraph (VI):

17 (C) A district's ~~ASCENT program~~ EXTENDED HIGH SCHOOL  
18 funding pursuant to subsection (4.7) of this section; and

19 **SECTION 4.** In Colorado Revised Statutes, 22-54-112, **amend**  
20 (2) (a) as follows:

21 **22-54-112. Reports to the state board.** (2) (a) On or before  
22 November 10 of each year, the secretary of the board of education of each  
23 district shall certify to the state board the pupil enrollment, the on-line  
24 pupil enrollment, the ~~ASCENT program~~ EXTENDED HIGH SCHOOL pupil  
25 enrollment, and the preschool program enrollment of the district taken in  
26 the preceding October or previously in November.

27 **SECTION 5.** In Colorado Revised Statutes, 23-18-102, **amend**

1 (5) (a) (I); and **add** (5) (a) (I.5) as follows:

2 **23-18-102. Definitions.** As used in parts 1 and 2 of this article,  
3 unless the context otherwise requires:

4 (5) (a) "Eligible undergraduate student" means:

5 (I) A student who is enrolled at a state institution of higher  
6 education and who is classified as an in-state student for tuition purposes;

7 ~~or~~

8 (I.5) A STUDENT WHO IS ENROLLED [REDACTED] IN A PATHWAYS IN  
9 TECHNOLOGY EARLY COLLEGE HIGH SCHOOL THAT IS APPROVED AS  
10 PROVIDED IN ARTICLE 35.3 OF TITLE 22, C.R.S.; OR

11 **SECTION 6.** In Colorado Revised Statutes, 23-18-202, **amend**  
12 (2) (b), (5) (c) (III), and (5) (f) as follows:

13 **23-18-202. College opportunity fund - appropriations -**  
14 **payment of stipends - reimbursement - repeal.** (2) (b) For the state  
15 fiscal year commencing July 1, 2005, and for state fiscal years thereafter,  
16 for an eligible undergraduate student attending a state institution of higher  
17 education, the specified amount of the stipend per credit hour shall be an  
18 amount set annually by the general assembly, which in no case shall  
19 exceed the student's total in-state tuition. The value of the per credit hour  
20 stipend shall be the same for each eligible undergraduate student,  
21 regardless of the state institution of higher education that the student  
22 attends. The student shall be responsible for paying the student's share of  
23 total in-state tuition, if any, UNLESS THE STUDENT IS ENROLLED IN [REDACTED] A  
24 PATHWAYS IN TECHNOLOGY EARLY COLLEGE HIGH SCHOOL PURSUANT TO  
25 ARTICLE 35.3 OF TITLE 22, C.R.S.

26 (5) (c) (III) For an eligible undergraduate student who has  
27 completed one or more college courses while enrolled in high school

1 pursuant to the "Concurrent Enrollment Programs Act", article 35 of title  
2 22, C.R.S., or while designated by the department of education as an  
3 ASCENT program participant pursuant to section 22-35-108, C.R.S., OR  
4 WHILE ENROLLED IN A PATHWAYS IN TECHNOLOGY EARLY COLLEGE HIGH  
5 SCHOOL PURSUANT TO ARTICLE 35.3 OF TITLE 22, C.R.S., all college-level  
6 credit hours earned by the student ~~during such enrollment shall~~ WHILE SO  
7 ENROLLED count against the lifetime limitation described in subparagraph  
8 (I) of this paragraph (c); except that credit hours earned from enrollment  
9 in a basic skills course, as defined in section 23-1-113 (11) (b), shall not  
10 count against the lifetime limitation.

11 (f) Notwithstanding the lifetime-credit-hour limitation established  
12 pursuant to paragraph (c) of this subsection (5) and in addition to the  
13 provisions of paragraph (e) of this subsection (5), a state institution of  
14 higher education may annually grant a one-year waiver of the  
15 lifetime-credit-hour limitation for up to five percent of the eligible  
16 undergraduate students enrolled in the state institution of higher  
17 education. In granting the waivers under this paragraph (f), the state  
18 institution of higher education shall, upon request, grant a waiver to an  
19 eligible undergraduate student for courses taken pursuant to the  
20 "Concurrent Enrollment Programs Act", article 35 of title 22, C.R.S., OR  
21 FOR COURSES TAKEN WHILE ENROLLED IN A PATHWAYS IN TECHNOLOGY  
22 EARLY COLLEGE HIGH SCHOOL PURSUANT TO ARTICLE 35.3 OF TITLE 22,  
23 C.R.S. For any remaining portion of the institution's five percent of  
24 eligible undergraduate students who may receive waivers, the institution  
25 shall give priority to students who are seeking job retraining.

26 **SECTION 7. Appropriation.** (1) For the 2015-16 state fiscal  
27 year, \$7,232 is appropriated to the department of education. This

1 appropriation is from the general fund and is based on the assumption that  
2 the department will require an additional 0.1 FTE. To implement this act,  
3 the department may use this appropriation for preschool to postsecondary  
4 education alignment.

5 (2) For the 2015-16 state fiscal year, \$7,232 is appropriated to the  
6 department of higher education for use by the Colorado commission on  
7 higher education. This appropriation is from the general fund and is based  
8 on an assumption that the commission will require an additional 0.1 FTE.  
9 To implement this act, the commission may use this appropriation for  
10 administration.

11 **SECTION 8. Act subject to petition - effective date.** This act  
12 takes effect at 12:01 a.m. on the day following the expiration of the  
13 ninety-day period after final adjournment of the general assembly (August  
14 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a  
15 referendum petition is filed pursuant to section 1 (3) of article V of the  
16 state constitution against this act or an item, section, or part of this act  
17 within such period, then the act, item, section, or part will not take effect  
18 unless approved by the people at the general election to be held in  
19 November 2016 and, in such case, will take effect on the date of the  
20 official declaration of the vote thereon by the governor.