

SENATE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 15, 2009
Date

Committee on State, Veterans & Military Affairs.

After consideration on the merits, the Committee recommends the following:

HB09-1039 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 2, before line 1, insert the following:

2 "SECTION 1. 23-7-103 (1) (c) (I) (C), Colorado Revised
3 Statutes, is amended to read:

4 **23-7-103. Presumptions and rules for determination of status.**

5 (1) Unless the contrary appears to the satisfaction of the registering
6 authority of the institution at which a student is registering, it shall be
7 presumed that:

8 (c) (I) (C) A member of the armed forces may apply for in-state
9 tuition classification for any of his or her dependents, including but not
10 limited to a spouse, upon meeting the requirements of this section. After
11 qualifying as an in-state student and while continuously enrolled as an
12 undergraduate or graduate student at an institution of higher education in
13 Colorado, ~~a dependent of~~ a member of the armed forces of the United
14 States on active duty, OR THE MEMBER'S SPOUSE OR DEPENDENT, shall not
15 lose ~~the dependent's~~ HIS OR HER ELIGIBILITY FOR in-state tuition status if
16 the member is transferred outside of Colorado OR IF THE MEMBER RETIRES
17 OR SEPARATES FROM THE MILITARY AND REMAINS IN COLORADO. A
18 person who is a dependent of a member of the armed forces of the United
19 States who was on active duty in Colorado during the person's last year
20 of high school, and who attends a public institution of higher education
21 in Colorado within twelve months after graduating from a high school in

1 Colorado, shall be eligible for in-state tuition, AND THE ELIGIBILITY SHALL
2 NOT BE AFFECTED IF THE MEMBER IS TRANSFERRED OUTSIDE OF COLORADO
3 OR IF THE MEMBER RETIRES OR SEPARATES FROM THE MILITARY AND
4 REMAINS IN COLORADO; except that such a person is not eligible for
5 in-state tuition under this provision if the person has attended an
6 institution of higher education outside of Colorado."

7 Renumber succeeding sections accordingly.

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