

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.



SENATE BILL 10-064

BY SENATOR(S) Bacon, King K., Newell, Williams;
also REPRESENTATIVE(S) Merrifield, Apuan, Frangas, Labuda, Massey,
Summers, Todd, Vigil.

CONCERNING AUTHORIZATION FOR AN INSTITUTION OF HIGHER EDUCATION
TO APPLY FOR STIPENDS FROM THE COLLEGE OPPORTUNITY FUND,
AND MAKING AN APPROPRIATION THEREFOR.

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

SECTION 1. Legislative declaration. It is the intent of general assembly that any increase in the appropriations for college opportunity fund stipends, as a result of the enactment of Senate Bill 10-064, enacted in 2010, shall be paid for by a decrease in the fee-for-service contract appropriations.

SECTION 2. 23-18-202 (5) (a), Colorado Revised Statutes, is amended to read:

23-18-202. College opportunity fund - appropriations - payment of stipends - reimbursement. (5) (a) (I) After an undergraduate student has applied for the program, been approved for the program, and enrolled in a state or participating private institution of higher education, the

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

institution shall request that the Colorado student loan program make a stipend payment from the college opportunity fund to the institution on behalf of the eligible undergraduate student. A payment by the Colorado student loan program to an institution of higher education from the college opportunity fund shall not be subject to the assessment of a transaction fee pursuant to section 24-36-120, C.R.S. The stipend payment shall be paid to the institution upon receipt by the institution of the eligible undergraduate student's authorization. The amount of the stipend paid on behalf of an eligible undergraduate student shall be applied against the student's total in-state tuition.

(II) NOTWITHSTANDING ANY PROVISION OF SUBPARAGRAPH (I) OF THIS PARAGRAPH (a) TO THE CONTRARY, AN INSTITUTION, WITH A STUDENT'S PERMISSION, MAY APPLY FOR THE PROGRAM ON THE STUDENT'S BEHALF USING THE INFORMATION IN THE STUDENT'S ADMISSION APPLICATION AFTER THE STUDENT HAS BEEN ENROLLED IN THE INSTITUTION.

SECTION 3. Appropriation - adjustments to the 2010 long bill.

(1) In addition to any other appropriation, there is hereby appropriated, out of any moneys in the general fund not otherwise appropriated, to the department of higher education, college opportunity fund program, for stipends for students attending state institutions, for the fiscal year beginning July 1, 2010, the sum of four hundred three thousand eight hundred sixty-eight dollars (\$403,868) for an estimated 217.1 eligible full-time equivalent students.

(2) For the implementation of this act, appropriations made in the annual general appropriation act for the fiscal year beginning July 1, 2010, to the department of higher education shall be adjusted as follows:

(a) The appropriation from the general fund for fee-for-service contracts with state institutions is decreased by the sum of four hundred three thousand eight hundred sixty-eight dollars (\$403,868).

(b) The appropriation for the governing boards, trustees of Adams state college, is decreased by the sum of one thousand six hundred twelve dollars (\$1,612). Said sum shall be from the students' share of tuition. In addition, the reappropriated funds from student stipend payments is increased by one thousand six hundred twelve dollars (\$1,612) and the reappropriated funds from fee-for-service contracts is decreased by one

thousand six hundred twelve dollars (\$1,612).

(c) The appropriation for the governing boards, trustees of Mesa state college, is decreased by the sum of one thousand six hundred seventy-four dollars (\$1,674). Said sum shall be from the students' share of tuition. In addition, the reappropriated funds from student stipend payments is increased by one thousand six hundred seventy-four dollars (\$1,674) and the reappropriated funds from fee-for-service contracts is decreased by one thousand six hundred seventy-four dollars (\$1,674).

(d) The appropriation for the governing boards, trustees of Metropolitan state college of Denver, is decreased by the sum of two hundred eighteen thousand nine hundred twenty-two dollars (\$218,922). Said sum shall be from the students' share of tuition. In addition, the reappropriated funds from student stipend payments is increased by two hundred eighteen thousand nine hundred twenty-two dollars (\$218,922) and the reappropriated funds from fee-for-service contracts is decreased by two hundred eighteen thousand nine hundred twenty-two dollars (\$218,922).

(e) The appropriation for the governing boards, board of governors of the Colorado state university system, is decreased by the sum of one hundred seventy-seven thousand one hundred ninety-six dollars (\$177,196). Said sum shall be from the students' share of tuition. In addition, the reappropriated funds from student stipend payments is increased by one hundred seventy-seven thousand one hundred ninety-six dollars (\$177,196) and the reappropriated funds from fee-for-service contracts is decreased by one hundred seventy-seven thousand one hundred ninety-six dollars (\$177,196).

(f) The appropriation for the governing boards, trustees of Fort Lewis college, is decreased by the sum of four thousand four hundred sixty-four dollars (\$4,464). Said sum shall be from the students' share of tuition. In addition, the reappropriated funds from student stipend payments is increased by four thousand four hundred sixty-four dollars (\$4,464) and the reappropriated funds from fee-for-service contracts is decreased by four thousand four hundred sixty-four dollars (\$4,464).

SECTION 4. Safety clause. The general assembly hereby finds,

determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Terrance D. Carroll
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Karen Goldman
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

Bill Ritter, Jr.
GOVERNOR OF THE STATE OF COLORADO