

Second Regular Session  
Sixty-seventh General Assembly  
STATE OF COLORADO

**REREVISED**

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

LLS NO. 10-0416.01 Michael Dohr

**SENATE BILL 10-064**

**SENATE SPONSORSHIP**

**Bacon,**

**HOUSE SPONSORSHIP**

**Merrifield,**

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**Senate Committees**

Education  
Appropriations

**House Committees**

Education  
Appropriations

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**A BILL FOR AN ACT**

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

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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 allows an institution of higher education to apply for stipends from the college opportunity fund on behalf of an admitted

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.*

HOUSE  
3rd Reading Unam ended  
May 11, 2010

HOUSE  
2nd Reading Unam ended  
May 10, 2010

SENATE  
3rd Reading Unam ended  
April 28, 2010

SENATE  
Am ended 2nd Reading  
April 27, 2010

student using the information in the student's admission application if the student agrees.

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

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

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

9 **23-18-202. College opportunity fund - appropriations -**  
10 **payment of stipends - reimbursement.** (5) (a) (I) After an  
11 undergraduate student has applied for the program, been approved for the  
12 program, and enrolled in a state or participating private institution of  
13 higher education, the institution shall request that the Colorado student  
14 loan program make a stipend payment from the college opportunity fund  
15 to the institution on behalf of the eligible undergraduate student. A  
16 payment by the Colorado student loan program to an institution of higher  
17 education from the college opportunity fund shall not be subject to the  
18 assessment of a transaction fee pursuant to section 24-36-120, C.R.S.  
19 The stipend payment shall be paid to the institution upon receipt by the  
20 institution of the eligible undergraduate student's authorization. The  
21 amount of the stipend paid on behalf of an eligible undergraduate student  
22 shall be applied against the student's total in-state tuition.

23 (II) NOTWITHSTANDING ANY PROVISION OF SUBPARAGRAPH (I) OF  
24 THIS PARAGRAPH (a) TO THE CONTRARY, AN INSTITUTION, WITH A  
25 STUDENT'S PERMISSION, MAY APPLY FOR THE PROGRAM ON THE STUDENT'S

1 BEHALF USING THE INFORMATION IN THE STUDENT'S ADMISSION  
2 APPLICATION AFTER THE STUDENT HAS BEEN ENROLLED IN THE  
3 INSTITUTION.

4 **SECTION 3. Appropriation - adjustments to the 2010 long**  
5 **bill.** (1) In addition to any other appropriation, there is hereby  
6 appropriated, out of any moneys in the general fund not otherwise  
7 appropriated, to the department of higher education, college opportunity  
8 fund program, for stipends for students attending state institutions, for the  
9 fiscal year beginning July 1, 2010, the sum of four hundred three  
10 thousand eight hundred sixty-eight dollars (\$403,868) for an estimated  
11 217.1 eligible full-time equivalent students.

12 (2) For the implementation of this act, appropriations made in the  
13 annual general appropriation act for the fiscal year beginning July 1,  
14 2010, to the department of higher education shall be adjusted as follows:

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

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

25 (c) The appropriation for the governing boards, trustees of Mesa  
26 state college, is decreased by the sum of one thousand six hundred  
27 seventy-four dollars (\$1,674). Said sum shall be from the students' share

1 of tuition. In addition, the reappropriated funds from student stipend  
2 payments is increased by one thousand six hundred seventy-four dollars  
3 (\$1,674) and the reappropriated funds from fee-for-service contracts is  
4 decreased by one thousand six hundred seventy-four dollars (\$1,674).

5 (d) The appropriation for the governing boards, trustees of  
6 Metropolitan state college of Denver, is decreased by the sum of two  
7 hundred eighteen thousand nine hundred twenty-two dollars (\$218,922).  
8 Said sum shall be from the students' share of tuition. In addition, the  
9 reappropriated funds from student stipend payments is increased by two  
10 hundred eighteen thousand nine hundred twenty-two dollars (\$218,922)  
11 and the reappropriated funds from fee-for-service contracts is decreased  
12 by two hundred eighteen thousand nine hundred twenty-two dollars  
13 (\$218,922).

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

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

1 (\$4,464) and the reappropriated funds from fee-for-service contracts is  
2 decreased by four thousand four hundred sixty-four dollars (\$4,464).

3           **SECTION 4. Safety clause.** The general assembly hereby finds,  
4 determines, and declares that this act is necessary for the immediate  
5 preservation of the public peace, health, and safety.