

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

REVISED

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

LLS NO. 10-0416.01 Michael Dohr

SENATE BILL 10-064

SENATE SPONSORSHIP

Bacon,

HOUSE SPONSORSHIP

Merrifield,

Senate Committees

Education
Appropriations

House Committees

Education
Appropriations

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.**

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
2nd Reading Unamended
May 10, 2010

SENATE
3rd Reading Unamended
April 28, 2010

SENATE
Amended 2nd Reading
April 27, 2010

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

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.