

Second Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 14-0314.02 Richard Sweetman x4333

HOUSE BILL 14-1384

---

HOUSE SPONSORSHIP

Pettersen and McNulty, Buckner, Garcia, Melton, Moreno, Ryden, Singer, Vigil

SENATE SPONSORSHIP

Ulibarri and Crowder,

---

House Committees  
Education

Senate Committees

---

A BILL FOR AN ACT

101 CONCERNING RIGOR-BASED TUITION ASSISTANCE FOR STUDENTS AT  
102 POSTSECONDARY INSTITUTIONS.

---

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 creates the Colorado opportunity scholarship initiative (initiative) within the department of higher education (department) to:

- ! Award scholarships or grants based upon a rigor-based method to students who are classified as Colorado residents for tuition purposes; and

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.*

- ! Develop the connections and community partnerships necessary to ensure that every Colorado student has the support needed to enter a postsecondary opportunity, persist and succeed, and enter his or her desired position in the workforce.

The bill creates the Colorado opportunity pipeline scholarship initiative advisory board (board) and requires the board to promulgate rules for administration of the initiative, including but not limited to the following:

- ! Criteria for eligibility of state agencies, nonprofit organizations, and public institutions of higher education to participate in the initiative;
- ! Criteria for eligibility of students to apply for and receive grants from the initiative;
- ! Rules establishing permissible uses of grant moneys from the initiative; and
- ! Criteria for evaluating the effectiveness of the initiative in improving higher education outcomes in the state.

The director of the initiative shall administer the initiative in accordance with rules promulgated by the board.

The bill creates the Colorado opportunity pipeline scholarship initiative fund (fund), which consists of:

- ! Any moneys appropriated to the fund by the general assembly;
- ! Any moneys transferred to the fund from any other fund; and
- ! Any moneys received by the department as gifts, grants, or donations.

The department is authorized to spend not more than 3% of the moneys annually appropriated to the fund to pay the direct and indirect costs of administering the initiative. The board may promulgate rules for the administration of the fund. For the 2015-2016 fiscal year, the general assembly shall appropriate \$30 million to the fund.

The members of the state workforce development council (state council) shall serve as members of the board. The state council shall identify staff members within the department of education, the department of higher education, and the department of labor and employment who shall assist the state council in fulfilling its duties as members of the board.

The financial need scholarship fund in the department is repealed, and any moneys remaining in the financial need scholarship fund are transferred to the fund.

---

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



1 (3) "DIRECTOR" MEANS THE DIRECTOR OF THE INITIATIVE.

2 (4) "EXECUTIVE DIRECTOR" MEANS THE EXECUTIVE DIRECTOR OF  
3 THE COLORADO COMMISSION ON HIGHER EDUCATION.

4 (5) "FUND" MEANS THE COLORADO OPPORTUNITY PIPELINE  
5 SCHOLARSHIP INITIATIVE FUND CREATED IN SECTION 23-3.3-1005.

6 (6) "INITIATIVE" MEANS THE COLORADO OPPORTUNITY PIPELINE  
7 SCHOLARSHIP INITIATIVE CREATED IN SECTION 23-3.3-1003.

8 (7) "NONPROFIT ORGANIZATION" MEANS A TAX-EXEMPT  
9 CHARITABLE OR SOCIAL WELFARE ORGANIZATION OPERATING UNDER  
10 SECTION 501 (c) (3) OR 501 (c) (4) OF TITLE 26 OF THE UNITED STATES  
11 CODE, THE FEDERAL "INTERNAL REVENUE CODE OF 1986", AS AMENDED.

12 (8) "PRECOLLEGIATE ORGANIZATION" MEANS A STATE- OR  
13 FEDERALLY FUNDED PROGRAM OFFERING POSTSECONDARY  
14 WORKFORCE-READY OPTIONS TO COLORADO STUDENTS.

15 (9) "TUITION ASSISTANCE" MEANS FINANCIAL ASSISTANCE TO AN  
16 ELIGIBLE STUDENT OF AN ELIGIBLE INSTITUTION, INCLUDING SUCH  
17 FINANCIAL ASSISTANCE AS IS NECESSARY TO PAY THE COSTS OF TUITION,  
18 FEES, BOOKS, HOUSING, FOOD, AND TRANSPORTATION.

19 **23-3.3-1003. Colorado opportunity pipeline scholarship**  
20 **initiative - created - report.** (1) THERE IS CREATED THE COLORADO  
21 OPPORTUNITY PIPELINE SCHOLARSHIP INITIATIVE WITHIN THE  
22 DEPARTMENT. THE EXECUTIVE DIRECTOR OR HIS OR HER DESIGNEE SHALL  
23 APPOINT THE DIRECTOR OF THE INITIATIVE FROM EXISTING PERSONNEL  
24 WHO SHALL ADMINISTER THE INITIATIVE IN ACCORDANCE WITH RULES  
25 PROMULGATED BY THE BOARD PURSUANT TO SECTION 23-3.3-1004 (4).

26 (2) ON OR BEFORE JUNE 30, 2015, THE DIRECTOR OF THE  
27 INITIATIVE SHALL REPORT TO THE EDUCATION COMMITTEES OF THE HOUSE

1 OF REPRESENTATIVES AND SENATE, OR TO ANY SUCCESSOR COMMITTEES,  
2 CONCERNING THE RECOMMENDATIONS PREPARED BY THE BOARD  
3 PURSUANT TO SECTION 23-3.3-1004 (4) (c).

4 **23-3.3-1004. Colorado opportunity pipeline scholarship**  
5 **initiative advisory board - created - duties - rules.** (1) THERE IS  
6 CREATED THE COLORADO OPPORTUNITY PIPELINE SCHOLARSHIP INITIATIVE  
7 ADVISORY BOARD, WHICH SHALL CONSIST OF THE MEMBERS OF THE STATE  
8 WORK FORCE DEVELOPMENT COUNCIL CREATED IN SECTION 24-46.3-101,  
9 C.R.S., AS WELL AS THE FOLLOWING THREE PERSONS, TO BE APPOINTED BY  
10 THE GOVERNOR OR HIS OR HER DESIGNEE:

11 (a) ONE PERSON REPRESENTING THE FOUR-YEAR RESEARCH  
12 INSTITUTIONS OF HIGHER EDUCATION IN THE STATE;

13 (b) ONE PERSON REPRESENTING THE SYSTEM OF FOUR-YEAR  
14 POSTSECONDARY INSTITUTIONS IN THE STATE; AND

15 (c) ONE PERSON REPRESENTING THE COMMUNITY COLLEGES AND  
16 AREA VOCATIONAL DISTRICTS OF THE STATE.

17 (2) THE GOVERNOR OR HIS OR HER DESIGNEE SHALL MAKE HIS OR  
18 HER APPOINTMENTS TO THE BOARD ON OR BEFORE AUGUST 1, 2014. THE  
19 MEMBERS OF THE BOARD SHALL ELECT PRESIDING OFFICERS FOR THE  
20 BOARD, INCLUDING A CHAIR AND VICE-CHAIR, FROM AMONG THE BOARD  
21 MEMBERS APPOINTED PURSUANT TO SUBSECTION (1) OF THIS SECTION,  
22 WHICH PRESIDING OFFICERS SHALL SERVE TERMS OF TWO YEARS. BOARD  
23 MEMBERS MAY REELECT A PRESIDING OFFICER.

24 (3) EACH MEMBER OF THE BOARD APPOINTED BY THE GOVERNOR  
25 OR HIS OR HER DESIGNEE SHALL SERVE AT THE PLEASURE OF THE  
26 GOVERNOR OR HIS OR HER DESIGNEE FOR A TERM OF FOUR YEARS. THE  
27 GOVERNOR OR HIS OR HER DESIGNEE MAY REAPPOINT THE MEMBER FOR AN

1 ADDITIONAL TERM OR TERMS. MEMBERS OF THE BOARD SHALL SERVE  
2 WITHOUT COMPENSATION.

3 (4) THE BOARD SHALL HOLD ITS FIRST MEETING ON OR BEFORE  
4 NOVEMBER 1, 2014, AT A TIME AND PLACE TO BE DESIGNATED BY THE  
5 EXECUTIVE DIRECTOR OR BY HIS OR HER DESIGNEE. THE BOARD SHALL  
6 MEET AT LEAST FOUR TIMES EACH YEAR AND SHALL CARRY OUT THE  
7 FOLLOWING DUTIES:

8 (a) PROMULGATE RULES FOR ADMINISTRATION OF THE INITIATIVE,  
9 INCLUDING BUT NOT LIMITED TO THE FOLLOWING:

10 (I) CRITERIA FOR ELIGIBILITY OF STATE AGENCIES, NONPROFIT  
11 ORGANIZATIONS, AND PUBLIC INSTITUTIONS OF HIGHER EDUCATION TO  
12 PARTICIPATE IN THE INITIATIVE;

13 (II) CRITERIA FOR ELIGIBILITY OF STUDENTS TO APPLY FOR AND  
14 RECEIVE GRANTS FROM THE INITIATIVE, WHICH CRITERIA SHALL INCLUDE  
15 CONSIDERATION OF AN APPLICANT STUDENT'S:

16 (A) COURSES OF STUDY;

17 (B) COMMITMENT TO ACADEMIC ACHIEVEMENT;

18 (C) WORK EXPERIENCE;

19 (D) COMMUNITY INVOLVEMENT; AND

20 (E) EXTRACURRICULAR ACTIVITIES;

21 (III) RULES ESTABLISHING PERMISSIBLE USES OF GRANT AND  
22 SCHOLARSHIP MONEYS FROM THE INITIATIVE, WHICH RULES SHALL  
23 STIPULATE THAT:

24 (A) NOT MORE THAN TEN PERCENT OF THE MONEYS APPROPRIATED  
25 TO THE FUND IN ANY FISCAL YEAR MAY BE AWARDED TO STATE AGENCIES  
26 AND NONPROFIT ORGANIZATIONS TO ASSIST SUCH AGENCIES AND  
27 ORGANIZATIONS WITH ENSURING THAT STUDENT-SUCCESS,

1 PRECOLLEGIATE, POSTSECONDARY STUDENT SUPPORT SERVICES ARE  
2 AVAILABLE TO STUDENTS WHO ARE CLASSIFIED AS COLORADO RESIDENTS  
3 FOR TUITION PURPOSES; INCREASING THE CAPACITY FOR STUDENT SUPPORT  
4 SERVICES AT POSTSECONDARY INSTITUTIONS; AND DEVELOPING  
5 CONNECTIONS BETWEEN LOCAL EMPLOYERS, PUBLIC SCHOOLS,  
6 PRECOLLEGIATE ORGANIZATIONS, AND POSTSECONDARY INSTITUTIONS;

7 (B) OF THE MONEYS DESCRIBED IN SUB-SUBPARAGRAPH (A) OF  
8 THIS SUBPARAGRAPH (III), AT LEAST FIFTY PERCENT MUST BE AWARDED  
9 TO NONGOVERNMENTAL ENTITIES;

10 (C) ANY MONEYS APPROPRIATED TO THE FUND THAT ARE NOT  
11 USED FOR THE PURPOSES DESCRIBED IN SUB-SUBPARAGRAPH (A) OF THIS  
12 SUBPARAGRAPH (III), OR TO PAY THE DIRECT AND INDIRECT COSTS OF  
13 ADMINISTERING THE INITIATIVE AS DESCRIBED IN SECTION 23-3.3-1005 (4),  
14 MUST BE USED TO PROVIDE TUITION ASSISTANCE TO ELIGIBLE COLORADO  
15 STUDENTS IN COLORADO WHO WILL ATTEND ELIGIBLE INSTITUTIONS OF  
16 HIGHER EDUCATION WITHIN THE STATE. TUITION ASSISTANCE PROVIDED  
17 PURSUANT TO THIS SUB-SUBPARAGRAPH (B) MAY TAKE THE FORM OF  
18 DIRECT AWARDS, MATCHING INCENTIVES TO CREATE OR INCREASE THE  
19 NUMBER OF OTHER SCHOLARSHIPS, LOANS WITH A PROGRESSIVE  
20 REPAYMENT STRUCTURE, OR ANY COMBINATION THEREOF.

21 (D) TO THE EXTENT PRACTICABLE, GRANTS OF TUITION  
22 ASSISTANCE MUST BE AWARDED TO STUDENTS REPRESENTING RURAL AND  
23 URBAN AREAS OF THE STATE AND TO STUDENTS ATTENDING PUBLIC  
24 VOCATIONAL SCHOOLS, COMMUNITY COLLEGES, FOUR-YEAR INSTITUTIONS  
25 OF HIGHER EDUCATION, AND RESEARCH INSTITUTIONS; AND

26 (E) TO THE EXTENT PRACTICABLE, TUITION ASSISTANCE MUST BE  
27 EVENLY DISTRIBUTED BETWEEN STUDENTS WHO ARE ELIGIBLE FOR

1 FEDERAL PELL GRANTS AND STUDENTS WHOSE HOUSEHOLD INCOMES ARE  
2 BETWEEN ONE HUNDRED PERCENT AND TWO HUNDRED FIFTY PERCENT OF  
3 THE MAXIMUM PERMISSIBLE INCOME FOR THE PURPOSE OF DETERMINING  
4 ELIGIBILITY FOR PELL GRANTS;

5 (IV) CRITERIA FOR EVALUATING THE EFFECTIVENESS OF THE  
6 INITIATIVE IN IMPROVING HIGHER EDUCATION OUTCOMES IN THE STATE,  
7 WHICH CRITERIA MUST INCLUDE, BUT NEED NOT BE LIMITED TO:

8 (A) REDUCTIONS IN REMEDIATION RATES AND ASSOCIATED COSTS;

9 (B) INCREASES IN GRADUATION RATES;

10 (C) REDUCTIONS IN AVERAGE TIME REQUIRED TO EARN A DEGREE;

11 (D) INCREASES IN STUDENT RETENTION RATES;

12 (E) REDUCTIONS IN DISPARITIES BETWEEN THE ACADEMIC  
13 ACHIEVEMENTS OF CERTAIN STUDENT POPULATIONS BASED ON  
14 DEMOGRAPHIC, GEOGRAPHIC, AND ECONOMIC INDICATORS;

15 (F) ADOPTION OF BEST PRACTICES FOR STUDENT SUPPORT  
16 SERVICES;

17 (G) FULFILLMENT OF LOCAL WORKFORCE NEEDS;

18 (H) REDUCTIONS IN STUDENT LOAN DEBT;

19 (I) IMPROVEMENTS IN TUITION AFFORDABILITY; AND

20 (J) IMPROVEMENTS IN STUDENTS' ACCESS TO FEDERAL GRANT  
21 PROGRAMS AND OTHER FEDERAL SOURCES OF SUPPORT FOR  
22 POSTSECONDARY STUDENTS;

23 (b) IDENTIFY AND CONSIDER THE FEASIBILITY OF POTENTIAL  
24 FUNDING SOURCES FOR THE INITIATIVE, INCLUDING BUT NOT LIMITED TO:

25 (I) THE IMPLEMENTATION OF AN INCOME TAX CREDIT FOR  
26 TAXPAYERS OF THE STATE WHO ELECT TO MAKE A CONTRIBUTION TO THE  
27 FUND; AND



1           (II) ANY FUNDRAISING FOR THE INITIATIVE THAT MAY RESULT  
2 FROM A MEMORANDUM OF UNDERSTANDING EXECUTED BETWEEN THE  
3 BOARD AND A NONPROFIT ORGANIZATION, AS DESCRIBED IN SUBSECTION  
4 (5) OF THIS SECTION; AND

5           (c) ON OR BEFORE MAY 30, 2015, PREPARE AND SUBMIT TO THE  
6 DIRECTOR ANY RECOMMENDATIONS THE BOARD HAS FOR THE GENERAL  
7 ASSEMBLY CONCERNING THE IMPLEMENTATION OF THE INITIATIVE. THE  
8 DIRECTOR SHALL REPORT THE RECOMMENDATIONS OF THE BOARD TO THE  
9 EDUCATION COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND  
10 SENATE, OR TO ANY SUCCESSOR COMMITTEES, AS DESCRIBED IN SECTION  
11 23-3.3-1003 (2).

12           (5) THE BOARD MAY ENTER INTO A MEMORANDUM OF  
13 UNDERSTANDING WITH A NONPROFIT ORGANIZATION FOR THE PURPOSE OF  
14 RAISING MONEYS FOR THE INITIATIVE.

15           **23-3.3-1005. Colorado opportunity pipeline scholarship**  
16 **initiative fund - created - rules - repeal.** (1) THERE IS CREATED IN THE  
17 STATE TREASURY THE COLORADO OPPORTUNITY SCHOLARSHIP INITIATIVE  
18 FUND, WHICH CONSISTS OF:

19           (a) ANY MONEYS APPROPRIATED TO THE FUND BY THE GENERAL  
20 ASSEMBLY;

21           (b) ANY MONEYS TRANSFERRED TO THE FUND FROM ANY OTHER  
22 FUND; AND

23           (c) ANY MONEYS RECEIVED BY THE DEPARTMENT AS GIFTS,  
24 GRANTS, OR DONATIONS PURSUANT TO SUBSECTION (3) OF THIS SECTION.

25           (2) THE MONEYS IN THE FUND ARE CONTINUOUSLY APPROPRIATED  
26 TO THE DEPARTMENT FOR THE PURPOSES DESCRIBED IN THIS PART 10. ALL  
27 INTEREST DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEYS IN

1 THE FUND MUST REMAIN IN THE FUND. ANY UNEXPENDED OR  
2 UNENCUMBERED MONEYS REMAINING IN THE FUND AT THE END OF A  
3 FISCAL YEAR MUST REMAIN IN THE FUND AND NOT BE TRANSFERRED OR  
4 CREDITED TO THE GENERAL FUND OR ANOTHER FUND.

5 (3) THE DEPARTMENT IS AUTHORIZED TO ACCEPT ANY GIFTS,  
6 GRANTS, OR DONATIONS FROM ANY PRIVATE OR PUBLIC SOURCE ON  
7 BEHALF OF THE STATE FOR THE PURPOSES DESCRIBED IN THIS PART 10. THE  
8 DEPARTMENT SHALL TRANSMIT ALL SUCH GIFTS, GRANTS, AND DONATIONS  
9 TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO THE FUND.

10 (4) THE DEPARTMENT IS AUTHORIZED TO SPEND NOT MORE THAN  
11 THREE PERCENT OF THE MONEYS ANNUALLY APPROPRIATED TO THE FUND  
12 TO PAY THE DIRECT AND INDIRECT COSTS OF ADMINISTERING THE  
13 INITIATIVE.

14 (5) THE BOARD MAY PROMULGATE RULES FOR THE  
15 ADMINISTRATION OF THE FUND.

16 (6) (a) FOR THE 2015-2016 FISCAL YEAR, THE GENERAL ASSEMBLY  
17 SHALL APPROPRIATE THIRTY MILLION DOLLARS TO THE FUND.

18 (b) THIS SUBSECTION (6) IS REPEALED, EFFECTIVE JULY 1, 2015.

19 **SECTION 2.** In Colorado Revised Statutes, 24-46.3-101, **add** (9)  
20 as follows:

21 **24-46.3-101. State work force development council - creation**  
22 **- membership.** (9) (a) THE MEMBERS OF THE STATE COUNCIL SHALL  
23 SERVE AS MEMBERS OF THE COLORADO OPPORTUNITY PIPELINE  
24 SCHOLARSHIP INITIATIVE ADVISORY BOARD CREATED PURSUANT TO  
25 SECTION 23-3.3-1004, C.R.S.

26 (b) THE STATE COUNCIL SHALL IDENTIFY STAFF MEMBERS WITHIN  
27 THE DEPARTMENT OF EDUCATION CREATED PURSUANT TO SECTION

1 24-1-115, THE DEPARTMENT OF HIGHER EDUCATION CREATED PURSUANT  
2 TO SECTION 24-1-114, AND THE DEPARTMENT OF LABOR AND  
3 EMPLOYMENT CREATED PURSUANT TO SECTION 24-1-121 WHO SHALL BE  
4 CHARGED WITH ASSISTING THE STATE COUNCIL IN FULFILLING ITS DUTIES  
5 PURSUANT TO THIS SUBSECTION (9).

6 **SECTION 3.** In Colorado Revised Statutes, 23-3.1-206.2, **add** (3)  
7 as follows:

8 **23-3.1-206.2. Financial need scholarships and grants - fund -**  
9 **repeal.** (3) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2014.  
10 THE STATE TREASURER SHALL TRANSFER ANY MONEYS REMAINING IN THE  
11 FUND ON SUCH DATE TO THE COLORADO OPPORTUNITY PIPELINE  
12 SCHOLARSHIP INITIATIVE FUND CREATED IN SECTION 23-3.3-1004.

13 **SECTION 4.** In Colorado Revised Statutes, 23-3.1-205.4, **amend**  
14 (1) (c) (I), (1) (c) (II); and **repeal** (1) (c) (III) and (1) (c) (IV) as follows:

15 **23-3.1-205.4. Collegeinvest fund - creation - control - use.**  
16 (1) (c) Notwithstanding any provision of paragraph (a) of this subsection  
17 (1) to the contrary, if the authority or any other division of the department  
18 sells, transfers, or enters into a contract with another entity concerning all  
19 or any portion of the authority's or division's interest in any student loans  
20 or student obligations, the authority or the division shall deposit the net  
21 proceeds of the sale, transfer, or contract as follows:

22 (I) Up to five million dollars shall remain in the reserve account  
23 in the collegeinvest fund, which account is hereby created, and may be  
24 used: To fund the repurchase of student loans sold by the authority if a  
25 guarantee agency refuses to honor a claim filed with respect to any such  
26 loans on account of an event that occurred prior to the sale; and to pay all  
27 liabilities, costs, and expenses with respect to the authority's programs to

1 undertake forgiveness of indebtedness under such student loans sold by  
2 the authority. ~~Any moneys remaining in the reserve account as of January~~  
3 ~~1, 2011, shall be transferred to the financial need scholarship fund created~~  
4 ~~in section 23-3.1-206.2.~~

5 (II) After the retention of the amount required in subparagraph (I)  
6 of this paragraph (c), up to five million dollars of the remaining proceeds  
7 shall remain in the transition account in the collegeinvest fund, which  
8 account is hereby created to pay costs and expenses associated with the  
9 transition and wind-down of the authority's student loan program. Any  
10 expenditure from the transition account in excess of one hundred  
11 thousand dollars shall require the approval of the executive director. ~~Any~~  
12 ~~moneys remaining in the transition account as of January 1, 2011, shall~~  
13 ~~be transferred to the financial need scholarship fund created in section~~  
14 ~~23-3.1-206.2.~~

15 (III) ~~After the retention of the amounts required in subparagraphs~~  
16 ~~(I) and (H) of this paragraph (c), up to fifteen million dollars of the~~  
17 ~~remaining proceeds shall be transferred to the financial need scholarship~~  
18 ~~fund created in section 23-3.1-206.2 to increase the availability of~~  
19 ~~financial need scholarships.~~

20 (IV) ~~After the retention of the amounts required by subparagraphs~~  
21 ~~(I) and (H) of this paragraph (c) and the transfers required by~~  
22 ~~subparagraphs (H) and (H.5) of this paragraph (c), any remaining~~  
23 ~~amount of the proceeds shall be transferred to the financial need~~  
24 ~~scholarship fund created in section 23-3.1-206.2 and may reduce the need~~  
25 ~~for general fund appropriations in the same amount to the department for~~  
26 ~~need-based grants.~~

27 **SECTION 5. Act subject to petition - effective date.** This act

1 takes effect at 12:01 a.m. on the day following the expiration of the  
2 ninety-day period after final adjournment of the general assembly (August  
3 6, 2014, if adjournment sine die is on May 7, 2014); except that, if a  
4 referendum petition is filed pursuant to section 1 (3) of article V of the  
5 state constitution against this act or an item, section, or part of this act  
6 within such period, then the act, item, section, or part will not take effect  
7 unless approved by the people at the general election to be held in  
8 November 2014 and, in such case, will take effect on the date of the  
9 official declaration of the vote thereon by the governor.