

**First Regular Session
Seventieth General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 15-0727.01 Brita Darling x2241

SENATE BILL 15-117

SENATE SPONSORSHIP

Lambert, Woods, Cooke, Cadman, Baumgardner, Crowder, Grantham, Hill, Holbert,
Lundberg, Marble, Neville T., Roberts, Scheffel

HOUSE SPONSORSHIP

Joshi, Saine, Humphrey, Rankin, Klingenschmitt, Lundeen, Buck, Neville P.

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 **CONCERNING PROHIBITING DISCRIMINATION IN PUBLIC FINANCING OF**
102 **INSTITUTIONS OF HIGHER EDUCATION.**

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 prohibits the general assembly and the Colorado commission on higher education (commission) from appropriating or distributing state moneys to or for the benefit of students or state or private institutions of higher education based solely on the race, color, national origin, or sex of a student.

The bill requires the commission to prohibit such discrimination

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.

in higher education funding in implementing part 3 of article 18 of title 23, Colorado Revised Statutes.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 23-18-308 as
3 follows:

4 **23-18-308. Prohibition on discrimination in higher education**
5 **funding.** IN APPROPRIATING, ALLOCATING, OR DISTRIBUTING STATE
6 MONEYS FOR THE BENEFIT OF ANY PUBLIC OR PRIVATE INSTITUTION OF
7 HIGHER EDUCATION OR FOR STUDENTS, INCLUDING CALCULATING THE
8 AMOUNT OF THE APPROPRIATION, ALLOCATION, OR DISTRIBUTION, THE
9 GENERAL ASSEMBLY AND THE COMMISSION SHALL NOT BASE THE
10 APPROPRIATION, ALLOCATION, OR DISTRIBUTION OF STATE MONEYS
11 SOLELY ON THE RACE, COLOR, NATIONAL ORIGIN, OR SEX OF A STUDENT.
12 NOTHING IN THIS SECTION PROHIBITS THE USE OF STATE MONEYS FOR
13 AMERICAN INDIAN STUDENTS AT FORT LEWIS COLLEGE PURSUANT TO
14 SECTION 23-52-105. NOTHING IN THIS SECTION PROHIBITS EQUAL
15 OPPORTUNITY PROGRAMS, VETERANS' PREFERENCES, OR OTHER PROGRAMS
16 PERMITTED UNDER THE UNITED STATES CONSTITUTION.

17 **SECTION 2.** In Colorado Revised Statutes, 23-18-306, **add** (8)
18 as follows:

19 **23-18-306. Duties and powers of the commission - department**
20 **- role and mission factors and performance metrics - consultation**
21 **with interested parties - facilitator - legislative declaration.** (8) THE
22 COMMISSION SHALL COMPLY WITH SECTION 23-18-308 IN IMPLEMENTING
23 THIS PART 3.

24 **SECTION 3. Act subject to petition - effective date.** This act
25 takes effect at 12:01 a.m. on the day following the expiration of the

1 ninety-day period after final adjournment of the general assembly (August
2 5, 2015, if adjournment sine die is on May 6, 2015); except that, if a
3 referendum petition is filed pursuant to section 1 (3) of article V of the
4 state constitution against this act or an item, section, or part of this act
5 within such period, then the act, item, section, or part will not take effect
6 unless approved by the people at the general election to be held in
7 November 2016 and, in such case, will take effect on the date of the
8 official declaration of the vote thereon by the governor.