

HOUSE COMMITTEE OF REFERENCE REPORT

Chairman of Committee

April 14, 2004
Date

Committee on Education.

After consideration on the merits, the Committee recommends the following:

SB04-189 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend reengrossed bill, page 11, line 12, strike "TITLE." and substitute
2 "TITLE, WHICH DISTRICTS SHALL CONTINUE TO BE ELIGIBLE FOR DIRECT
3 GRANT FUNDING FROM THE GENERAL ASSEMBLY PURSUANT TO SECTION
4 23-71-301."

5 Page 14, line 14, strike "PROGRAM." and substitute "PROGRAMBUT SHALL
6 NOT EXCEED THE ACTUAL COST OF THE IMPLEMENTATION AND ON-GOING
7 DISBURSEMENT."

8 Page 16, strike lines 4 through 6 and substitute the following:

9 "GENERAL APPROPRIATIONS ACT."

10 Page 17, line 27, strike "AUTHORIZING SIGNATURE." and substitute
11 "AUTHORIZATION."

12 Page 18, line 6, strike "BE NOTED" and substitute "NOTE";

13 line 7, strike "AS THE "PAYMENT BY THE";

14 strike line 8 and substitute the following:

15 "THAT THE MONEYS CAME FROM THE COLLEGE OPPORTUNITY FUND.";

1 line 11, strike "FORTY" and substitute "FORTY-FIVE";
2 line 14, strike "FORTY" and substitute "FORTY-FIVE".

3 Page 20, after line 4, insert the following:

4 "(f) NOTWITHSTANDING THE LIFETIME-CREDIT-HOUR LIMITATION
5 ESTABLISHED PURSUANT TO PARAGRAPH (c) OF THIS SUBSECTION (5) AND
6 IN ADDITION TO THE PROVISIONS OF PARAGRAPH (e) OF THIS SUBSECTION
7 (5), A STATE INSTITUTION OF HIGHER EDUCATION MAY ANNUALLY GRANT
8 A ONE-YEAR WAIVER OF THE LIFETIME-CREDIT-HOUR LIMITATION FOR UP
9 TO FIVE PERCENT OF THE ELIGIBLE UNDERGRADUATE STUDENTS ENROLLED
10 IN THE STATE INSTITUTION OF HIGHER EDUCATION. IN GRANTING THE
11 WAIVERS UNDER THIS PARAGRAPH (f), THE STATE INSTITUTION OF HIGHER
12 EDUCATION SHALL GIVE PRIORITY TO STUDENTS WHO ARE SEEKING JOB
13 RETRAINING.";

14 line 11, after "OF", insert "ANY AMOUNT OF";

15 after line 24, insert the following:

16 "(8) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT NOTHING
17 IN THIS ARTICLE PRECLUDE THE GENERAL ASSEMBLY AT A FUTURE TIME
18 FROM INCLUDING A JUNIOR COLLEGE THAT IS PART OF A JUNIOR COLLEGE
19 DISTRICT ORGANIZED PURSUANT TO ARTICLE 71 OF THIS TITLE IN THE
20 COLLEGE OPPORTUNITY FUND PROGRAM."

21 Page 21, after line 22, insert the following:

22 "**23-18-205. College opportunity fund - information -**
23 **notification.** (1) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT THE
24 DEPARTMENT AND THE COMMISSION INFORM STUDENTS BEGINNING IN THE
25 EIGHTH GRADE OF THE STATE'S FINANCIAL COMMITMENT TO STUDENTS TO
26 ASSIST THEM IN CONTINUING THEIR EDUCATION BY ATTENDING COLLEGE
27 AND OF THE ADDITIONAL FINANCIAL RESOURCES THAT MAY BE AVAILABLE
28 TO THE STUDENTS IN ORDER TO FURTHER THEIR EDUCATION.

29 (2) (a) THE COMMISSION SHALL WORK WITH THE DEPARTMENT OF
30 EDUCATION TO NOTIFY ANNUALLY EIGHTH-GRADE STUDENTS OF THE
31 STATE'S CONTRIBUTION TO THE COLLEGE OPPORTUNITY FUND ON BEHALF
32 OF RESIDENT STUDENTS AND THE MANNER IN WHICH THE STUDENTS MAY
33 RECEIVE ADDITIONAL INFORMATION REGARDING FINANCIAL RESOURCES

1 FOR HIGHER EDUCATION INCLUDING BUT NOT LIMITED TO THE AMOUNT OF
2 THE STIPEND AND A STUDENT'S ABILITY TO USE SPECIFIC WEBSITES TO
3 EXPLORE FINANCIAL AND ACADEMIC OPTIONS FOR PREPARING TO ENTER
4 COLLEGE.

5 (b) THE COLORADO STUDENT LOAN PROGRAM SHALL INCLUDE
6 INFORMATION REGARDING THE COLLEGE OPPORTUNITY FUND ON AN
7 INTERNET WEBSITE TO ASSIST STUDENTS IN PLANNING FINANCIALLY AND
8 ACADEMICALLY TO ATTEND AN INSTITUTION OF HIGHER EDUCATION IN
9 COLORADO INCLUDING BUT NOT LIMITED TO THE CURRENT VALUE OF THE
10 STIPEND."

11 Renumber succeeding C.R.S. sections accordingly.

12 Page 24, line 5, after "(I)", insert "IMPROVING";

13 strike line 6 and substitute the following:

14 "(II) IMPROVING QUALITY AND SUCCESS IN HIGHER EDUCATION;";

15 line 7, strike "EFFICIENCY" and substitute "IMPROVING THE EFFICIENCY";

16 line 8, strike "THE" and substitute "ADDRESSING THE".

17 Page 25, line 3, after "OF", insert "NEED-BASED AND OTHER";

18 after line 13, insert the following:

19 "(e) NOTWITHSTANDING ANY OTHER PROVISION OF THIS SECTION
20 TO THE CONTRARY, INCREASING ENROLLMENT OF UNDERSERVED
21 STUDENTS, INCLUDING LOW-INCOME INDIVIDUALS, MALES, AND MINORITY
22 GROUPS, SHALL BE ADDRESSED IN EACH PERFORMANCE CONTRACT."

23 Reletter succeeding paragraph accordingly.

24 Page 26, line 13, after "(5)", insert "(a)".

25 after line 27, insert the following:

26 "(b) BEGINNING JANUARY 2006, AND EACH JANUARY THEREAFTER,
27 DATA COLLECTED AND USED TO MEASURE A STATE OR PRIVATE

1 INSTITUTION OF HIGHER EDUCATION'S PROGRESS TOWARDS THE GOALS SET
2 FORTH IN THE INSTITUTION'S PERFORMANCE CONTRACT WITH THE
3 DEPARTMENT OF HIGHER EDUCATION SHALL BE MADE AVAILABLE TO THE
4 MEMBERS OF THE EDUCATION COMMITTEES OF THE HOUSE OF
5 REPRESENTATIVES AND THE SENATE, MEMBERS OF THE JOINT BUDGET
6 COMMITTEE, EACH GOVERNING BOARD, AND EACH INSTITUTION OF HIGHER
7 EDUCATION COVERED BY A PERFORMANCE CONTRACT. THE DEPARTMENT
8 OF HIGHER EDUCATION SHALL ALSO PROVIDE COPIES OF THE DATA TO
9 OTHER MEMBERS OF THE GENERAL ASSEMBLY AND MEMBERS OF THE
10 PUBLIC ON REQUEST."

11 Page 30, after line 10, insert the following:

12 "(3) IT IS THE INTENT OF THE GENERAL ASSEMBLY THAT ANY
13 INSTITUTION UNDER THE DIRECTION AND CONTROL OF A GOVERNING
14 BOARD THAT ENTERS INTO A FEE-FOR-SERVICE CONTRACT FOR BASIC
15 SKILLS COURSES NOT CHARGE A STUDENT MORE FOR A BASIC SKILLS
16 COURSE THAN THE STUDENT WOULD OTHERWISE PAY PER CREDIT HOUR FOR
17 ANY GENERAL EDUCATION COURSE."

18 Page 31, line 13, strike "MAY" and substitute "SHALL".

19 Page 42, after line 2, insert the following:

20 "**SECTION 16. Severability.** If any provision of this act or the
21 application thereof to any person or circumstance is held invalid, such
22 invalidity shall not affect other provisions or applications of the act that
23 can be given effect without the invalid provision or application, and to
24 this end the provisions of this act are declared to be severable."

25 Renumber succeeding sections accordingly.

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