

Second Regular Session  
Sixty-fifth General Assembly  
STATE OF COLORADO

REVISED

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

LLS NO. 06-0158.01 Jane Ritter

SENATE BILL 06-032

---

SENATE SPONSORSHIP

Jones,

HOUSE SPONSORSHIP

Balmer,

---

Senate Committees  
Education

House Committees  
Education

---

A BILL FOR AN ACT

101 CONCERNING IN-STATE TUITION FOR DEPENDENTS OF MEMBERS OF THE  
102 MILITARY.

---

Bill Summary

*(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)*

Clarifies the language covering in-state status for military dependents.

---

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

2 **SECTION 1.** 23-7-103 (1) (c) (I), Colorado Revised Statutes, is

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  
March 9, 2006

SENATE  
3rd Reading Unamended  
February 6, 2006

SENATE  
2nd Reading Unamended  
February 3, 2006

1 amended to read:

2 **23-7-103. Presumptions and rules for determination of status.**

3 (1) Unless the contrary appears to the satisfaction of the registering  
4 authority of the institution at which a student is registering, it shall be  
5 presumed that:

6 (c) (I) A person does not gain or lose in-state status by reason of  
7 his or her presence in any state or country while a member of the armed  
8 forces of the United States OR A DEPENDENT OF SAID MEMBER; but a  
9 member of the armed forces OR A DEPENDENT OF SAID MEMBER is eligible  
10 for in-state status if the member is domiciled in Colorado for twelve  
11 continuous months prior to enlistment and returns to Colorado within six  
12 months following discharge from the military. A member of the armed  
13 forces shall be eligible to obtain in-state status, notwithstanding the length  
14 of his or her residency, upon moving to Colorado on a permanent  
15 change-of-station basis; except that such in-state status shall not be  
16 considered in determining limitations on maximum enrollment placed on  
17 institutions of higher education in Colorado and such in-state status shall  
18 not apply to members of the armed forces of the United States who attend  
19 education programs on military bases and such in-state status shall also  
20 be subject to the limitations in subparagraph (II) of this paragraph (c). A  
21 member of the armed forces may also apply for in-state tuition  
22 classification for any of his or her dependents, including but not limited  
23 to a spouse, upon meeting the requirements of this section. After  
24 qualifying as an in-state student and while continuously enrolled as an  
25 undergraduate or graduate student at an institution of higher education in  
26 Colorado, a dependent of a member of the armed forces of the United  
27 States on active duty shall not lose the dependent's in-state tuition status

1 if the member is transferred outside of Colorado. A person who is a  
2 dependent of a member of the armed forces of the United States who was  
3 on active duty in Colorado during the person's last year of high school,  
4 and who attends a public institution of higher education in Colorado  
5 within twelve months after graduating from a high school in Colorado,  
6 shall be eligible for in-state tuition; except that such a person is not  
7 eligible for in-state tuition under this provision if the person has attended  
8 an institution of higher education outside of Colorado.

9           **SECTION 2. Safety clause.** The general assembly hereby finds,  
10 determines, and declares that this act is necessary for the immediate  
11 preservation of the public peace, health, and safety.