

**First Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO**

REENGROSSED

*This Version Includes All Amendments
Adopted in the House of Introduction*

LLS NO. 13-0963.02 Julie Pelegrin x2700

HOUSE BILL 13-1320

HOUSE SPONSORSHIP

Waller and Hullinghorst, Foote, Melton, Pettersen, Priola, Singer, Young, Ferrandino, Gardner, Gerou, Landgraf, Lawrence, Levy, Murray, Wilson, Wright

SENATE SPONSORSHIP

Heath, Guzman, Hudak, Kerr

House Committees

Education
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING FINANCIAL SUPPORT FOR MERITORIOUS COLORADO**
102 **STUDENTS AT STATE-SUPPORTED INSTITUTIONS OF HIGHER**
103 **EDUCATION, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **APPROPRIATION.**

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>.)

Under current law, state-supported institutions of higher education (institution) must generally maintain a required ratio of resident student

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
3rd Reading Unamended
May 1, 2013

HOUSE
Amended 2nd Reading
April 30, 2013

admissions to nonresident student admissions. The bill allows an institution to count a student who is admitted as a Colorado scholar as 2 in-state students for purposes of calculating this ratio.

The university of Colorado system and Colorado state university are also required to ensure that the percentage of students who are admitted based on criteria other than the statewide admissions criteria does not fall below the average of the percentage of these students admitted for the 3 preceding years. Under the bill, these institutions are considered to meet this requirement if the percentage of in-state students admitted based on the alternative criteria plus the percentage of in-state students enrolling as Colorado scholars is greater than the percentage of nonresident students admitted based on the alternative criteria.

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

2 **SECTION 1.** In Colorado Revised Statutes, 23-1-113.5, **add** (5)
3 as follows:

4 **23-1-113.5. Commission directive - resident admissions -**
5 **definitions.** (5) (a) NOTWITHSTANDING ANY PROVISION OF THIS SECTION
6 TO THE CONTRARY, BEGINNING IN THE FALL SEMESTER OF 2013, A
7 STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION OR A CAMPUS OF
8 THE INSTITUTION MAY COUNT EACH COLORADO SCHOLAR WHO ENROLLS
9 AT THE INSTITUTION OR THE CAMPUS OF THE INSTITUTION AS TWO
10 IN-STATE STUDENTS FOR PURPOSES OF CALCULATING THE PERCENTAGES
11 AND FRACTIONS OF IN-STATE STUDENTS REQUIRED IN THIS SECTION.

12 (b) NOTWITHSTANDING ANY PROVISION OF THIS SECTION TO THE
13 CONTRARY, BEGINNING IN THE FALL SEMESTER OF 2013, A
14 STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION OR A CAMPUS OF
15 THE INSTITUTION MEETS THE REQUIREMENTS SPECIFIED IN SUBPARAGRAPH
16 (IV) OF PARAGRAPH (a) OF SUBSECTION (4) OF THIS SECTION IF THE
17 PERCENTAGE OF IN-STATE STUDENTS ADMITTED TO THE INSTITUTION OR
18 TO EACH CAMPUS OF THE INSTITUTION BASED ON CRITERIA THAT ARE IN
19 LIEU OF THE ESTABLISHED STATEWIDE CRITERIA AS PROVIDED IN SECTION

1 23-1-113 (1) (b) PLUS THE PERCENTAGE OF IN-STATE STUDENTS
2 ENROLLING AS COLORADO SCHOLARS EXCEEDS THE PERCENTAGE OF
3 NONRESIDENT STUDENTS ADMITTED TO THE INSTITUTION OR TO EACH
4 CAMPUS OF THE INSTITUTION BASED ON CRITERIA THAT ARE IN LIEU OF THE
5 ESTABLISHED STATEWIDE CRITERIA.

6 (c) THE PROVISIONS OF THIS SUBSECTION (5) APPLY ONLY TO A
7 STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION, OR TO A CAMPUS
8 OF THE INSTITUTION, THAT ESTABLISHES AND FUNDS A COLORADO
9 SCHOLAR PROGRAM.

10 (d) NOTWITHSTANDING ANY PROVISION OF THIS SUBSECTION (5) TO
11 THE CONTRARY, THE NUMBER OF COLORADO SCHOLARS THAT EACH
12 INSTITUTION COUNTS FOR PURPOSES OF SUBPARAGRAPHS (a) AND (b) OF
13 THIS SUBSECTION (5) IN AN ACADEMIC YEAR SHALL NOT EXCEED EIGHT
14 PERCENT OF THE TOTAL NUMBER OF IN-STATE STUDENTS THAT THE
15 INSTITUTION COUNTS IN THE APPLICABLE FRACTION OR PERCENTAGE IN
16 THAT ACADEMIC YEAR.

17 (e) AS USED IN THIS SUBSECTION (5):

18 (I) "COLORADO SCHOLAR" MEANS AN IN-STATE STUDENT WHO IS
19 ELIGIBLE TO PARTICIPATE IN AN INSTITUTIONAL COLORADO SCHOLAR
20 PROGRAM AND IS DESIGNATED BY THE STATE-SUPPORTED INSTITUTION OF
21 HIGHER EDUCATION AS A COLORADO SCHOLAR. A STUDENT IS ELIGIBLE TO
22 PARTICIPATE IN A COLORADO SCHOLAR PROGRAM ONLY IF THE STUDENT
23 GRADUATES IN THE TOP TEN PERCENT OF THE STUDENT'S HIGH SCHOOL
24 CLASS OR GRADUATES WITH AT LEAST A 3.75 GRADE POINT AVERAGE,
25 HAVING COMPLETED A HIGHLY RIGOROUS COLLEGE PREPARATORY
26 CURRICULUM, AND MEETS ANY ADDITIONAL CRITERIA ESTABLISHED BY
27 THE INSTITUTION.

1 (II) "COLORADO SCHOLAR PROGRAM" MEANS AN INSTITUTIONAL
2 PROGRAM OR GROUP OF PROGRAMS THAT AWARDS INSTITUTIONAL
3 FINANCIAL AID OR SCHOLARSHIPS TO UNDERGRADUATE, DEGREE-SEEKING,
4 IN-STATE STUDENTS, WITH THE GOAL OF ATTRACTING IN-STATE STUDENTS
5 TO AND RETAINING THEM IN COLORADO INSTITUTIONS OF HIGHER
6 EDUCATION. A STATE-SUPPORTED INSTITUTION OF HIGHER EDUCATION
7 SHALL PROVIDE EACH STUDENT WHO IS DESIGNATED AS A COLORADO
8 SCHOLAR FOR PURPOSES OF PARAGRAPHS (a) AND (b) OF THIS SUBSECTION
9 (5) AT LEAST TWO THOUSAND FIVE HUNDRED DOLLARS IN ANNUAL
10 FINANCIAL AID OR SCHOLARSHIP MONEYS THROUGH THE INSTITUTION'S
11 COLORADO SCHOLAR PROGRAM.

12 **SECTION 2. Appropriation.** In addition to any other
13 appropriation, there is hereby appropriated, out of any moneys in the
14 general fund not otherwise appropriated, to the department of higher
15 education, for the fiscal year beginning July 1, 2013, the sum of
16 \$3,000,000, or so much thereof as may be necessary, for allocation to the
17 Colorado commission on higher education financial aid for merit-based
18 grants.

19 **SECTION 3. Effective date.** (1) Except as otherwise provided in
20 this section, this act takes effect upon passage.

21 (2) Section 2 of this act takes effect upon the effective date of this
22 act or House Bill 13-1144, whichever is later, and only if:

23 (a) The final fiscal note prepared by legislative council staff for
24 House Bill 13-1144 reflects a net increase in general fund revenue for
25 fiscal year 2013-14 that is equal to or greater than the amount of the
26 general fund appropriation made for the implementation of this act for
27 state fiscal year 2013-14 as reflected in section 2 of this act; and

1 (b) House Bill 13-1144 is enacted and becomes law; and

2 (c) The staff director of the joint budget committee files written
3 notice with the revisor of statutes no later than July 1, 2013, that the
4 requirement set forth in paragraph (a) of this subsection (2) has been met.

5 **SECTION 4. Safety clause.** The general assembly hereby finds,
6 determines, and declares that this act is necessary for the immediate
7 preservation of the public peace, health, and safety.