

Second Regular Session
Sixty-ninth General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 14-0983.01 Brita Darling x2241

HOUSE BILL 14-1345

HOUSE SPONSORSHIP

Gerou, Duran, May

SENATE SPONSORSHIP

Lambert, Hodge, Steadman

House Committees
Education

Senate Committees
Education

A BILL FOR AN ACT

101 **CONCERNING AUTHORITY FOR THE DEPARTMENT OF HIGHER**
102 **EDUCATION TO TRANSFER MONEYS ALLOCATED TO THE**
103 **GOVERNING BOARD OF AN INSTITUTION OF HIGHER EDUCATION**
104 **BETWEEN THE GOVERNING BOARD'S APPROPRIATION FOR ITS**
105 **FEE-FOR-SERVICE CONTRACTS AND THE GOVERNING BOARD'S**
106 **SPENDING AUTHORITY FOR COLLEGE OPPORTUNITY STIPENDS AS**
107 **A RESULT OF INCREASES OR DECREASES IN STUDENT**
108 **ENROLLMENT AT THE INSTITUTION 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

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.*

SENATE
3rd Reading Unamended
April 16, 2014

SENATE
Amended 2nd Reading
April 15, 2014

HOUSE
3rd Reading Unamended
April 3, 2014

HOUSE
2nd Reading Unamended
April 2, 2014

applies to the reengrossed version of this bill will be available at <http://www.leg.state.co.us/billsummaries.>)

Joint Budget Committee. The bill permits the department of higher education to transfer a limited amount of moneys between an institution of higher education's fee-for-service contracts appropriation and the institution's college opportunity fund spending authority as a result of increases or decreases in actual student enrollment in the institution of higher education.

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

2 **SECTION 1.** In Colorado Revised Statutes, 23-18-202, **amend**
3 (1) (c) as follows:

4 **23-18-202. College opportunity fund - appropriations -**
5 **payment of stipends - reimbursement - repeal.** (1) (c) If there are
6 moneys remaining in the college opportunity fund OR IF THERE ARE
7 INSUFFICIENT MONEYS IN THE COLLEGE OPPORTUNITY FUND after the final
8 census date of the last academic term of each state fiscal year, as
9 determined in accordance with this section, THE DEPARTMENT MAY
10 TRANSFER up to three percent of the SUM OF THE amount annually
11 authorized as cash spending authority in the general appropriations act for
12 a governing board to expend stipends received on behalf of eligible
13 undergraduate students may be expended by the same governing board for
14 postsecondary educational services purchased by the department if AND
15 THE AMOUNT authorized FOR THE SAME GOVERNING BOARD through a
16 fee-for-service contract entered into pursuant to sections 23-1-109.7 and
17 23-5-130 The department may transfer an equivalent amount in general
18 fund spending authority from stipends to fee-for-service contracts to
19 fulfill its fee-for-service contract obligations to a governing board
20 pursuant to this paragraph (c) and section 23-5-130 BETWEEN THE CASH

1 SPENDING AUTHORITY FOR THE GOVERNING BOARD TO EXPEND STIPENDS
2 RECEIVED ON BEHALF OF ELIGIBLE UNDERGRADUATE STUDENTS AND A
3 FEE-FOR-SERVICE CONTRACT FOR THE GOVERNING BOARD ENTERED INTO
4 PURSUANT TO SECTIONS 23-1-109.7 AND 23-5-130. _____

5 **SECTION 2. 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.