

NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.

An Act

SENATE BILL 11-140

BY SENATOR(S) Hodge, Steadman, Lambert;
also REPRESENTATIVE(S) Gerou, Becker, Ferrandino.

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF
HIGHER EDUCATION.

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

SECTION 1. The appropriation to the department of higher education for the fiscal year beginning July 1, 2010, as enacted in Part VI of section 2 of chapter 453, Session Laws of Colorado 2010 (HB 10-1376), is amended to read:

Section 2. **Appropriation.**

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
PART VI DEPARTMENT OF HIGHER EDUCATION						
(1) DEPARTMENT ADMINISTRATIVE OFFICE						
Health, Life, and Dental	939,048			643,370 ^a	201,113 ^b	94,565
Short-term Disability	12,428			8,611 ^a	2,471 ^b	1,346
S.B. 04-257 Amortization						
Equalization Disbursement	192,422			133,322 ^a	38,255 ^b	20,845
S.B. 06-235 Supplemental Amortization Equalization Disbursement	140,309			97,215 ^a	27,894 ^b	15,200
Workers' Compensation	32,146			26,985 ^a	5,161 ^b	
Legal Services for 448 hours	32,870			9,071 ^a	23,799 ^b	
Purchase of Services from Computer Center	244,484			232,991 ^a	11,493 ^b	
Multiuse Network Payments	59,378			59,378 ^a		
Management and Administration of OIT	100,074			100,074 ^a		
Payment to Risk Management and Property Funds	11,248			10,795 ^a	453 ^b	
Leased Space	514,210			102,842 ^a	411,368 ^b	
	2,278,617					

^a Of these amounts, \$1,306,159 shall be from Limited Gaming Revenues deposited in the State Historical Fund, pursuant to Section 12-47.1-1201, C.R.S., and \$118,495 shall be from various sources of cash funds.

^b These amounts shall be from departmental indirect cost recoveries.

(2) COLORADO COMMISSION ON HIGHER EDUCATION

(A) Administration

Administration	2,789,293			207,245 ^a	2,205,990 ^b (27.5 FTE)	376,058 (3.6 FTE)
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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, \$175,745 shall be from statewide indirect cost recoveries from CollegeInvest and College Assist and \$31,500 shall be from private college and university fees paid pursuant to Section 23-2-104.5, C.R.S.

^b Of this amount, \$2,100,810 shall be from statewide indirect cost recoveries and \$105,180 shall be from the Department of Education for assistance in aligning public education with postsecondary and workforce readiness standards.

(B) Division of Private

Occupational Schools	631,465			631,465 ^a (7.8 FTE)		
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^a This amount shall be from the Private Occupational Schools Fund created in Section 12-59-116, C.R.S.

(C) Special Purpose

Western Interstate Commission for Higher Education (WICHE)	125,000				125,000 ^a	
WICHE - Optometry	399,000				399,000 ^a	
Distribution to Higher Education Competitive Research Authority	1,330,000			1,330,000 ^b		
Veterinary School Program Needs	285,000			122,600 ^c	162,400 ^a	
Enrollment/Tuition and Stipend Contingency ¹²	<u>20,000,000</u>			20,000,000 ^d		
	22,139,000					

25,559,758

^a These amounts shall be from departmental indirect cost recoveries.

^b This amount shall be from Waste Tire Recycling Development Cash Fund moneys deposited in the Innovative Higher Education Research Fund pursuant to Section 25-17-202 (3) (b) (III), C.R.S.

^c This amount shall be from the Western Interstate Commission on Higher Education.

^d This amount shall be from tuition and stipend revenue from the governing boards, in addition to what is appropriated to the governing boards. This spending authority may be transferred to the governing boards.

APPROPRIATION FROM

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(3) COLORADO COMMISSION ON HIGHER EDUCATION FINANCIAL AID							
(A) Need Based Grants	74,144,146		74,144,146				
(B) Work Study¹³	16,612,357		16,612,357				
(C) Special Purpose							
Required Federal Match	3,026,350		1,726,350				1,300,000
Veterans'/Law Enforcement/ POW Tuition Assistance	364,922		364,922				
National Guard Tuition Assistance Fund ¹⁴	800,000		800,000				
Native American Students/Fort Lewis College Nursing Teacher Loan	10,430,371		10,139,220			291,151 ^a	
Forgiveness Pilot	161,600		161,600				
GEAR - UP	<u>600,000</u>						600,000
	15,383,243						
		106,139,746					

^a This amount shall be from departmental indirect cost recoveries.

(4) COLLEGE OPPORTUNITY FUND PROGRAM

(A) Stipends

Stipends for an estimated
143,804 eligible full-time
equivalent students attending
state institutions at \$1,860.00
per 30 credit hours

267,475,440

APPROPRIATION FROM

			APPROPRIATION FROM			
ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Stipends for an estimated 893 1,160 eligible full-time equivalent students attending participating private institutions at \$930.00 per 30 credit hours	830,490					
	1,078,800					
	268,305,930	268,305,930				
	268,554,240	268,554,240				
(B) Fee-for-service Contracts with State Institutions	267,819,476	166,552,809	101,266,667 ^a			
	536,125,406					
	536,373,716					

^a This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.

(5) GOVERNING BOARDS

(A) Trustees of Adams

State College^{15, 16}	27,992,397			14,544,452 ^a	12,149,322 ^b	1,298,623 ^c
	(274.4 FTE)					

^a Of this amount, \$12,392,300 shall be from the students' share of tuition, \$2,120,308 shall be from academic fees and academic facility fees, and \$31,844 represents an estimate of limited gaming tax revenues that will be distributed pursuant to Section 12-47.1-701.5 (3) (c) (I), C.R.S.

^b Of this amount, \$2,869,980 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments and \$9,279,342 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

(B) Trustees of Mesa State

College^{15, 16}	58,124,548			36,037,496 ^a	19,888,392 ^b	2,198,660 ^c
	(519.2 FTE)					

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, \$35,267,185 shall be from the students' share of tuition, \$538,354 shall be from academic fees and academic facility fees, and \$231,957 represents an estimate of limited gaming tax revenues that will be distributed pursuant to Section 12-47.1-701.5 (3) (c) (I), C.R.S.

^b Of this amount, \$9,962,160 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments and \$9,926,232 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

**(C) Trustees of
Metropolitan State College
of Denver^{15, 16}**

	125,676,612 (1,266.1 FTE)			81,608,881 ^a	39,778,568 ^b	4,289,163 ^c
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^a Of this amount, \$68,943,554 shall be from the students' share of tuition and \$12,665,327 shall be from academic fees and academic facility fees.

^b Of this amount, \$33,176,820 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments and \$6,601,748 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

**(D) Trustees of Western
State College^{15, 16}**

	21,120,181 22,277,574 (243.2 FTE)			9,911,300 ^a 11,068,693 ^a	9,892,147 ^b	1,316,734 ^c
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^a Of this amount \$9,800,540 shall be from the student's share of tuition and ~~\$110,760~~ \$1,268,153 shall be from shall be from academic fees and academic facility fees.

^b Of this amount, \$2,568,660 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments and \$7,323,487 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

**(E) Board of Governors of
the Colorado State
University System^{15, 16}**

	396,739,749 (4,136.9 FTE)			264,509,489 ^a	113,790,028 ^b	18,440,232 ^c
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^a Of this amount, \$244,926,888 shall be from the students' share of tuition and \$19,582,601 shall be from academic fees and academic facility fees.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^b Of this amount, \$38,987,460 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments, \$74,632,568 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts, and \$170,000 shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S. The amount from the Local Government Mineral Impact Fund represents a 2010 calendar year grant, and any unexpended balance on June 30, 2010, is intended to roll forward and remain available for expenditure through June 30, 2011.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

**(F) Trustees of Fort Lewis
College^{15, 16}**

	41,295,170 (418.2 FTE)		29,743,899 ^a	8,805,822 ^b	2,745,449 ^c
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^a Of this amount, \$28,747,944 shall be from the students' share of tuition and \$995,955 shall be from academic fees and academic facility fees.

^b Of this amount, \$4,238,940 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments, \$4,518,882 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts, and \$48,000 shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S. The amount from the Local Government Mineral Impact Fund represents a 2010 calendar year grant, and any unexpended balance on June 30, 2010, is intended to roll forward and remain available for expenditure through June 30, 2011.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

**(G) Regents of the
University of Colorado^{15, 16}**

	907,910,972 (6,920.9 FTE)		714,787,921 ^a	159,761,513 ^b	33,361,538 ^c
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^a Of this amount, \$666,395,809 shall be from the students' share of tuition, \$32,387,627 shall be from academic fees and academic facility fees, and \$16,004,485 shall be from the Tobacco Litigation Settlement Moneys Health Education Fund pursuant to Section 24-75-1104.5 (1.5) (a) (I), C.R.S.

^b Of this amount, \$55,346,160 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments, \$103,757,822 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts, and \$657,531 shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S. The amount from the Local Government Mineral Impact Fund represents a 2010 calendar year grant, and any unexpended balance on June 30, 2010, is intended to roll forward and remain available for expenditure through June 30, 2011.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(H) Trustees of the Colorado School of Mines^{15, 16}	100,773,005 (684.2 FTE)				79,316,760 ^a	18,793,625 ^b	2,662,620 ^c

^a Of this amount, \$75,816,760 shall be from the students' share of tuition and \$3,500,000 shall be from academic fees and academic facility fees.

^b Of this amount, \$5,327,040 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments and \$13,466,585 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

(I) University of Northern Colorado^{15, 16}	113,564,367 113,888,056 (986.9 FTE)				72,940,277 ^a 73,263,966 ^a	35,176,878 ^b	5,447,212 ^c
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^a Of this amount, \$68,334,451 shall be from the students' share of tuition and ~~\$4,605,826~~ \$4,929,515 shall be from academic fees and academic facility fees.

^b Of this amount, \$15,646,320 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments and \$19,530,558 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

(J) State Board for Community Colleges and Occupational Education State System Community Colleges^{15, 16}	363,857,995 364,970,253 (5,584.0 FTE)				230,392,038 ^a 231,504,296 ^a	119,634,152 ^b	13,831,805 ^c
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^a Of this amount, \$214,432,398 shall be from the students' share of tuition, ~~\$8,698,649~~ \$9,810,907 shall be from academic fees and academic facility fees, and \$7,260,991 represents an estimate of limited gaming tax revenues that will be distributed pursuant to Section 12-47.1-701.5 (3) (c) (I), C.R.S.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^b Of this amount, \$99,351,900 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments, \$18,782,252 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts, and \$1,500,000 shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S., for faculty and the development of community college-level curricula on alternative, renewable, and existing energies.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

2,157,054,996
2,159,648,336

**(6) LOCAL DISTRICT
JUNIOR COLLEGE
GRANTS PURSUANT TO
SECTION 23-71-301,
C.R.S.¹⁷**

	15,467,729	12,601,934	836,339 ^a	2,029,456 ^b
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^a This amount represents an estimate of limited gaming tax revenues that will be distributed pursuant to Section 12-47.1-701.5 (3) (c) (I), C.R.S.

^b This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

(7) DIVISION OF OCCUPATIONAL EDUCATION

(A) Administrative Costs	900,000			900,000 ^a (9.0 FTE)
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^a Of this amount, \$525,576 shall be from statewide indirect cost recoveries and \$374,424 shall be from departmental indirect cost recoveries.

**(B) Distribution of State
Assistance for Career and
Technical Education
pursuant to Section
23-8-102. C.R.S.**

	23,296,124			23,296,124 ^a
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^a This amount shall be from moneys appropriated in the Department of Education.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(C) Area Vocational School Support	8,964,761		7,392,154				1,572,607 ^a
^a This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.							
(D) Sponsored Programs							
(1) Administration	2,220,227 (23.0 FTE)						
(2) Programs	<u>14,737,535</u>						
	16,957,762						16,957,762
(E) Colorado First Customized Job Training	2,725,022					2,725,022 ^a	
^a This amount shall be from moneys appropriated in the Governor's Office.							
		52,843,669					
(8) AURARIA HIGHER EDUCATION CENTER¹⁵							
Administration		17,670,252				17,670,252 ^a (166.3 FTE)	
^a This amount shall be from the appropriations for the State Board of Community Colleges and Occupational Education, the Trustees of Metropolitan State College, and the Regents of the University of Colorado.							
(9) STATE HISTORICAL SOCIETY							
(A) Cumbres and Toltec Railroad Commission	202,500		202,500				
(B) Sponsored Programs	250,000				20,000 ^a		230,000 (3.5 FTE)
^a This amount shall be from grants and contracts.							

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(C) Auxiliary Programs	1,551,313				1,551,313 ^a (14.5 FTE)		
^a This amount shall be from museum shop sales, micro-photo services, public education programs, membership and publication services, traveling exhibits, rentals, special event fees, donations, and gifts.							
(D) Gaming Revenue							
Gaming Cities Distribution	5,272,879				5,272,879 ^a		
Statewide Preservation Grant Program	14,387,302				14,387,302 ^a (18.0 FTE)		
Society Museum and Preservation Operations	6,762,023 (89.9 FTE)				6,069,627 ^b		692,396
	<u>26,422,204</u>						
^a These amounts shall be from Limited Gaming Revenues deposited in the State Historical Fund, pursuant to Section 12-47.1-1201, C.R.S.							
^b Of this amount, \$5,272,879 shall be from Limited Gaming revenues deposited in the State Historical Fund, pursuant to Section 12-47.1-1201, C.R.S., and \$796,748 shall be from museum admission fees, user charges, and other sources of cash funds.							
		28,426,017					
TOTALS PART VI (HIGHER EDUCATION)		<u>\$2,941,566,190</u>	<u>\$559,003,922</u>	<u>\$101,266,667*</u>	<u>\$1,585,645,937</u>	<u>\$586,167,393</u>	<u>\$109,482,271</u>
		<u>\$2,944,407,840</u>	<u>\$559,252,232</u>		<u>\$1,588,239,277</u>		

^a This amount shall be from the General Fund Exempt Account created in Section 24-77-103.6 (2), C.R.S.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

12 Department of Higher Education, Colorado Commission on Higher Education, Special Purpose, Enrollment/Tuition and Stipend Contingency -- The Colorado Commission on Higher Education may transfer spending authority from this line item to the Governing Boards in the event that tuition or stipend revenues

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

increase beyond appropriated levels. The spending authority for this line item shall be in addition to the funds appropriated directly to the Governing Boards. The Colorado Commission on Higher Education shall not authorize transfers of spending authority from this line item to support tuition or fee increases.

- 13 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Work Study -- It is the intent of the General Assembly to allow the Colorado Commission on Higher Education to roll forward two percent of the Work Study appropriation to the next fiscal year.
- 14 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Special Purpose, National Guard Tuition Assistance Fund -- It is the intent of the General Assembly that only the minimum funds necessary to pay tuition assistance for qualifying applicants pursuant to Section 23-5-111.4, C.R.S. will be transferred to the National Guard Tuition Fund administered by the Department of Military Affairs. Any funds appropriated in this line item that are in excess of the minimum necessary to pay tuition assistance for qualifying applicants may be used for need-based financial aid.
- 15 Department of Higher Education, Governing Boards, Trustees of Adams State College; Trustees of Mesa State College; Trustees of Metropolitan State College of Denver; Trustees of Western State College; Board of Governors of the Colorado State University System; Trustees of Fort Lewis College; Regents of the University of Colorado; Trustees of the Colorado School of Mines; University of Northern Colorado; State Board for Community Colleges and Occupational Education State System Community Colleges; and Auraria Higher Education Center -- Notwithstanding the limitations set forth in subsection (3) of section 1 of this act, the FTE reflected in these line items are shown for informational purposes and are not intended to be a limitation on the budgetary flexibility allowed by Section 23-1-104 (1) (a) (I), C.R.S.
- 16 Department of Higher Education, Governing Boards, Trustees of Adams State College; Trustees of Mesa State College; Trustees of Metropolitan State College of Denver; Trustees of Western State College; Board of Governors of the Colorado State University System; Trustees of Fort Lewis College; Regents of the University of Colorado; Trustees of the Colorado School of Mines; University of Northern Colorado; State Board for Community Colleges and Occupational Education State System Community Colleges -- It is the intent of the General Assembly that no resident undergraduate student shall pay more tuition in FY 2010-11 than 9.0 percent over what they would have paid in FY 2009-10 for the same credit hours and course of study. It is the intent of the General Assembly that the institutions may increase all graduate and nonresident tuition rates to reflect market conditions and that any additional spending authority necessary to cover graduate and nonresident tuition rate increases will be addressed through a supplemental appropriation during the 2011 session.
- 17 Department of Higher Education, Local District Junior College Grants Pursuant to Section 23-71-301, C.R.S. -- It is the intent of the General Assembly in making this appropriation that local district tax revenue supplement, rather than supplant, the amount of General Fund provided, and thus annual General Fund adjustments should be equitable with General Fund adjustments for the state-operated governing boards.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

SECTION 2. The appropriation to the department of higher education, for the fiscal year beginning July 1, 2009, as enacted in Part VI (4), (5) (B), (5) (F), (5) (H), (5) (J), and the affected totals of section 2 of chapter 464, Session Laws of Colorado 2009 (SB 09-259), as the said Part VI is amended by section 1 of chapter 436, Session Laws of Colorado 2010 (HB 10-1301) and section 11 of chapter 453, Session Laws of Colorado 2010 (HB 10-1376), are amended to read:

Section 2. **Appropriation.**

**PART VI
DEPARTMENT OF HIGHER EDUCATION**

(4) COLLEGE OPPORTUNITY FUND PROGRAM

(A) Stipends

Stipends for an estimated						
139,661 140,345.2 eligible						
full-time equivalent students						
attending state institutions at						
\$1,320.00 per 30 credit hours	184,352,520					
	185,255,684					
Stipends for an estimated						
800 eligible full-time						
equivalent students attending						
participating private						
institutions at \$660.00 per 30						
credit hours	528,000					
Supplement to stipends for						
students attending						
participating private						
institutions	<u>80,370</u>					
	184,960,890	184,880,520				80,370 ^a
	185,864,054	185,783,684				

^a This amount reflects funds anticipated to be received from the Government Services Fund portion of the State Fiscal Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009. The funds are included for informational purposes only to indicate expected grants to participating private institutions to partially offset decreases in stipends. The funds will not be deposited in the College Opportunity Fund and are not part of the stipend rate for students attending participating private institutions.

	ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
			GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
	\$	\$	\$	\$	\$	\$	\$
(B) Fee-for-service							
Contracts with State							
Institutions	127,044,303		127,044,303				
	126,141,139		126,141,139				
(5) GOVERNING BOARDS							
(B) Trustees of Mesa State							
College^{17, 18}	55,817,634				31,812,027 ^a	12,099,298 ^b	11,906,309 ^c
	(508.9 FTE)						
^a Of this amount, \$31,295,958 shall be from the students' share of tuition and \$516,069 shall be from academic fees and academic facility fees.							
^b Of this amount, \$6,771,600 \$6,900,238 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments and \$5,327,698 \$5,199,060 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts.							
^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.							
(F) Trustees of Fort Lewis							
College^{17, 18}	42,097,685				29,313,355 ^a	4,948,228 ^b	7,836,102 ^c
	(461.9 FTE)						
^a Of this amount, \$28,313,355 shall be from the students' share of tuition and \$1,000,000 shall be from academic fees and academic facility fees.							
^b Of this amount, \$3,024,120 \$3,044,312 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments, \$1,876,108 \$1,855,916 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts, and \$48,000 shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S. The amount from the Local Government Mineral Impact Fund represents a 2009 calendar year grant, and any unexpended balance on June 30, 2009, is intended to roll forward and remain available for expenditure through June 30, 2010.							
^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.							
(H) Trustees of the							
Colorado School of							
Mines^{17, 18}	93,974,598				70,737,212 ^a	10,594,313 ^b	12,643,073 ^c
	(667.5 FTE)						

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	REAPPROPRIATED FUNDS	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, \$67,958,724 shall be from the students' share of tuition and \$2,778,488 shall be from academic fees and academic facility fees.

^b Of this amount, ~~\$3,705,240~~ \$3,746,454 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments and ~~\$6,889,073~~ \$6,847,859 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

**(J) State Board for
Community Colleges and
Occupational Education
State System Community
Colleges^{17, 18, 18a}**

344,279,346 (5,089.0 FTE)		200,242,563 ^a	73,203,433 ^b	70,833,350 ^c
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^a Of this amount, \$191,800,415 shall be from the students' share of tuition and \$8,442,148 shall be from academic fees and academic facility fees.

^b Of this amount, ~~\$67,950,960~~ \$68,664,080 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for student stipend payments, ~~\$3,752,473~~ \$3,039,353 shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education for fee-for-service contracts, and \$1,500,000 shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5) (a) (I), C.R.S., for faculty and the development of community college-level curricula on alternative, renewable, and existing energies.

^c This amount reflects funds anticipated to be received from the Education Stabilization Fund pursuant to the federal American Recovery and Reinvestment Act of 2009.

SECTION 3. The appropriation to the department of higher education for the fiscal year beginning July 1, 2010, as enacted in Section 3 (2) of chapter 361, Session Laws of Colorado 2010 (HB 10-1383), is amended to read:

Section 3. **Appropriation - adjustments to the 2010 long bill.**
(2) For the implementation of this act, the general fund appropriation made in the annual general appropriation act for the fiscal year beginning July 1, 2010, for the department of higher education, Colorado commission on higher education FINANCIAL AID, FOR NEED-BASED GRANTS, shall be reduced by fifteen million four hundred thousand dollars (\$15,400,000).

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

Brandon C. Shaffer
PRESIDENT OF
THE SENATE

Frank McNulty
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

Marilyn Eddins
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

APPROVED _____

John W. Hickenlooper
GOVERNOR OF THE STATE OF COLORADO