

**Second Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 20-0430.01 Jacob Baus x2173

HOUSE BILL 20-1275

HOUSE SPONSORSHIP

Buentello,

SENATE SPONSORSHIP

Hisey,

House Committees
Education

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING PROVIDING IN-STATE TUITION STATUS AT A COMMUNITY**
102 **COLLEGE FOR MILITARY FAMILIES REGARDLESS OF WHETHER**
103 **COLORADO DOMICILE STATUS IS SATISFIED.**

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://leg.colorado.gov>.)

The bill allows an active or honorably discharged member of the armed forces of the United States or a dependent of said member eligibility for in-state tuition status at a community college regardless of whether the person satisfies Colorado domicile or residency status.

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add 23-7.4-205** as
3 follows:

4 **23-7.4-205. Tuition classification for community college -**
5 **definitions.** (1) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE 7.4
6 OR ARTICLE 7 OF THIS TITLE 23 TO THE CONTRARY, ON OR BEFORE
7 JANUARY 1, 2021, THE STATE BOARD FOR COMMUNITY COLLEGES AND
8 OCCUPATIONAL EDUCATION SHALL ADOPT AND IMPLEMENT A POLICY
9 GRANTING IN-STATE TUITION STATUS AT A COMMUNITY COLLEGE FOR AN
10 ACTIVE MEMBER OF THE ARMED FORCES OF THE UNITED STATES OR A
11 VETERAN OF THE ARMED FORCES OF THE UNITED STATES, OR A
12 DEPENDENT OF SAID MEMBER, REGARDLESS OF WHETHER THE PERSON
13 SATISFIES COLORADO DOMICILE OR RESIDENCY STATUS.

14 (2) (a) A PERSON WHO IS ELIGIBLE FOR IN-STATE TUITION STATUS
15 PURSUANT TO THIS SECTION IS NOT COUNTED AS A RESIDENT FOR ANY
16 PURPOSE OTHER THAN TUITION CLASSIFICATION, EXCEPT AS PROVIDED BY
17 SUBSECTION (2)(b) OF THIS SECTION.

18 (b) NOTWITHSTANDING SUBSECTION (2)(a) OF THIS SECTION OR
19 ANY PROVISION TO THE CONTRARY, ON OR BEFORE JANUARY 1, 2021, A
20 PERSON WHO IS CLASSIFIED FOR IN-STATE TUITION STATUS PURSUANT TO
21 THIS SECTION IS ELIGIBLE TO RECEIVE A STIPEND FROM THE COLLEGE
22 OPPORTUNITY FUND PURSUANT TO PART 2 OF ARTICLE 18 OF THIS TITLE 23.

23 (3) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
24 REQUIRES:

25 (a) "COMMUNITY COLLEGE" MEANS A COMMUNITY COLLEGE
26 DESCRIBED IN SECTION 23-60-205 THAT IS GOVERNED BY THE STATE

1 BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION.

2 (b) "DEPENDENT" MEANS EITHER:

3 (I) A SPOUSE OF AN ACTIVE MEMBER OF THE ARMED FORCES OF
4 THE UNITED STATES OR A VETERAN, LIVING OR DECEASED, OF THE ARMED
5 FORCES OF THE UNITED STATES, AT THE TIME THE SPOUSE IS REQUESTING
6 IN-STATE TUITION CLASSIFICATION; OR

7 (II) A CHILD UNDER TWENTY-THREE YEARS OF AGE EITHER BORN
8 TO OR LEGALLY ADOPTED BY AN ACTIVE MEMBER OF THE ARMED FORCES
9 OF THE UNITED STATES OR A VETERAN, LIVING OR DECEASED, OF THE
10 ARMED FORCES OF THE UNITED STATES.

11 **SECTION 2. Act subject to petition - effective date.** This act
12 takes effect at 12:01 a.m. on the day following the expiration of the
13 ninety-day period after final adjournment of the general assembly (August
14 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a
15 referendum petition is filed pursuant to section 1 (3) of article V of the
16 state constitution against this act or an item, section, or part of this act
17 within such period, then the act, item, section, or part will not take effect
18 unless approved by the people at the general election to be held in
19 November 2020 and, in such case, will take effect on the date of the
20 official declaration of the vote thereon by the governor.