

Second Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO

ENGROSSED

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

LLS NO. 24-1104.01 Anna Petrini x5497

HOUSE BILL 24-1403

HOUSE SPONSORSHIP

Bird and Sirota, Taggart

SENATE SPONSORSHIP

Zenzinger and Bridges, Kirkmeyer

House Committees
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING POSTSECONDARY EDUCATION SUPPORT FOR STUDENTS**
102 **EXPERIENCING HOUSING DISRUPTIONS IN HIGH SCHOOL, AND, IN**
103 **CONNECTION THEREWITH, MAKING AN 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://leg.colorado.gov/>.)

Joint Budget Committee. The bill requires all Colorado public institutions of higher education (institutions) to provide financial assistance to a Colorado resident student (qualifying student) who is between the ages of 17 and 26 and who has experienced homelessness in the state at any time during high school. The institutions shall provide

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

HOUSE
Amended 2nd Reading
March 28, 2024

1 EXPERIENCING HOMELESSNESS CREATED IN SECTION 23-3.3-1502.

2 (4) "INSTITUTION OF HIGHER EDUCATION" OR "INSTITUTION"
3 MEANS A STATE INSTITUTION OF HIGHER EDUCATION, AS DEFINED IN
4 SECTION 23-18-102 (10)(a); LOCAL DISTRICT COLLEGE, AS DEFINED IN
5 SECTION 23-71-102; OR AREA TECHNICAL COLLEGE, AS DEFINED IN
6 SECTION 23-60-103.

7 (5) "QUALIFYING STUDENT" MEANS A RESIDENT OF COLORADO
8 WHO HAS BEEN ACCEPTED FOR ENROLLMENT AT AN INSTITUTION OF
9 HIGHER EDUCATION AND WHO:

10 (a) HAS BEEN IDENTIFIED BY DESIGNATED SCHOOL PERSONNEL AS
11 A HOMELESS CHILD OR YOUTH PURSUANT TO SECTION 725 OF THE FEDERAL
12 "McKINNEY-VENTO HOMELESS ASSISTANCE ACT", 42 U.S.C. SEC.
13 11434a WHILE RESIDING IN COLORADO AT ANY TIME BETWEEN THE START
14 OF NINTH GRADE AND THE END OF TWELFTH GRADE; AND

15 (b) WILL BE SEVENTEEN YEARS OF AGE OR OLDER BUT UNDER
16 TWENTY-SEVEN YEARS OF AGE AT THE TIME OF FINANCIAL ASSISTANCE
17 RECEIPT.

18 **23-3.3-1502. Financial aid for students who have experienced**
19 **homelessness - creation - purpose - rules.** (1) (a) THE FINANCIAL
20 ASSISTANCE PROGRAM FOR STUDENTS EXPERIENCING HOMELESSNESS IS
21 CREATED IN THE DEPARTMENT. THE PURPOSE OF THE PROGRAM IS TO
22 INCREASE ACCESS TO POSTSECONDARY EDUCATION FOR STUDENTS WHO
23 HAVE EXPERIENCED HOMELESSNESS DURING HIGH SCHOOL.

24 (b) BEGINNING IN THE 2024-25 ACADEMIC YEAR, EACH
25 INSTITUTION OF HIGHER EDUCATION IN THE STATE SHALL PROVIDE
26 FINANCIAL ASSISTANCE TO A QUALIFYING STUDENT FOR THE REMAINING
27 BALANCE OF THE STUDENT'S TOTAL COST OF ATTENDANCE IN EXCESS OF

1 THE AMOUNT OF ANY PRIVATE, STATE, OR FEDERAL FINANCIAL ASSISTANCE
2 RECEIVED BY THE QUALIFYING STUDENT DURING THE FIRST ONE HUNDRED
3 THIRTY-TWO SEMESTER CREDIT HOURS OR ONE HUNDRED NINETY-EIGHT
4 QUARTER CREDIT HOURS THAT THE QUALIFYING STUDENT IS ENROLLED IN
5 THE FINANCIAL ASSISTANCE PROGRAM.

6 (c) IN ORDER TO RECEIVE THE REMAINING BALANCE OF FINANCIAL
7 ASSISTANCE, THE QUALIFYING STUDENT MUST:

8 (I) COMPLETE THE FREE APPLICATION FOR FEDERAL STUDENT AID
9 OR THE COLORADO APPLICATION FOR STATE FINANCIAL AID, INCLUDING,
10 IF APPLICABLE, ACKNOWLEDGING PAST OR CURRENT EXPERIENCE OF
11 HOMELESSNESS;

12 (II) REQUEST THE FINANCIAL ASSISTANCE IN ACCORDANCE WITH
13 POLICIES SET FORTH BY THE INSTITUTION;

14 (III) BE ENROLLED IN COURSES LEADING TOWARD THE QUALIFYING
15 STUDENT'S FIRST BACHELOR'S DEGREE, ASSOCIATE DEGREE, OR
16 CERTIFICATE OF COMPLETION AT AN ACCREDITED INSTITUTION OF HIGHER
17 EDUCATION; AND

18 (IV) REMAIN IN SATISFACTORY ACADEMIC STANDING IN
19 ACCORDANCE WITH THE ACADEMIC POLICIES OF THE INSTITUTION AND
20 MAKE PROGRESS TOWARD THE COMPLETION OF THE REQUIREMENTS OF THE
21 EDUCATIONAL PROGRAM IN WHICH THE QUALIFYING STUDENT IS
22 ENROLLED.

23 (2) THE GENERAL ASSEMBLY SHALL APPROPRIATE MONEY TO THE
24 COMMISSION TO COVER FIFTY PERCENT OF THE COST OF PROVIDING THE
25 REMAINING BALANCE OF FINANCIAL ASSISTANCE TO QUALIFYING
26 STUDENTS. SUBJECT TO AVAILABLE APPROPRIATIONS, THE COMMISSION
27 SHALL PROVIDE FUNDING TO AN INSTITUTION EQUAL TO FIFTY PERCENT OF

1 THE REMAINING BALANCE OF FINANCIAL ASSISTANCE PROVIDED BY THE
2 INSTITUTION.

3 (3) (a) THE COMMISSION SHALL PROMULGATE RULES NECESSARY
4 FOR THE ADMINISTRATION OF THIS SECTION.

5 (b) EACH INSTITUTION SHALL ADOPT POLICIES FOR THE
6 ADMINISTRATION OF THE FINANCIAL ASSISTANCE PROGRAM.

7 **23-3.3-1503. Financial assistance program for students**
8 **experiencing homelessness - program liaison - program navigator -**

9 **data-sharing.** (1) EACH INSTITUTION SHALL DESIGNATE ONE EMPLOYEE
10 AS A LIAISON TO SERVE AS A POINT OF CONTACT FOR QUALIFYING
11 STUDENTS AND PROSPECTIVE QUALIFYING STUDENTS. THE LIAISON MAY
12 HAVE OTHER DUTIES UNRELATED TO WORK AS THE LIAISON. THE LIAISON
13 SHALL PROVIDE QUALIFYING STUDENTS AND PROSPECTIVE QUALIFYING
14 STUDENTS WITH INFORMATION REGARDING APPLICATION ASSISTANCE,
15 FINANCIAL ASSISTANCE, SUPPORT SERVICES, AND OTHER RESOURCES AND
16 ASSISTANCE THAT ARE AVAILABLE. EACH INSTITUTION SHALL PUBLICIZE
17 THE AVAILABILITY OF THE FINANCIAL ASSISTANCE PROGRAM FOR
18 STUDENTS EXPERIENCING HOMELESSNESS ON THE INSTITUTION'S WEBSITE
19 AND NOTIFY QUALIFYING STUDENTS OF THEIR ELIGIBILITY.

20 (2) (a) THE DEPARTMENT SHALL EMPLOY AT LEAST ONE FULL-TIME
21 EQUIVALENT POSITION AS A NAVIGATOR FOR STUDENTS EXPERIENCING
22 HOMELESSNESS TO SUPPORT SCHOOL DISTRICTS' HOMELESS EDUCATION
23 LIAISONS, DESCRIBED IN SECTION 22-33-103.5 (7), DESIGNATED HIGH
24 SCHOOL PERSONNEL, AND PROSPECTIVE QUALIFYING STUDENTS IN
25 APPLYING FOR AND ENROLLING IN INSTITUTIONS OF HIGHER EDUCATION.
26 THE NAVIGATOR SHALL WORK WITH SCHOOL DISTRICTS' HOMELESS
27 EDUCATION LIAISONS AND HIGH SCHOOL COUNSELORS OR OTHER

1 DESIGNATED PERSONNEL TO SUPPORT THE IDENTIFICATION OF
2 PROSPECTIVE QUALIFYING STUDENTS. THE NAVIGATOR SHALL PROVIDE
3 SUPPORT TO SCHOOL DISTRICTS' HOMELESS EDUCATION LIAISONS,
4 DESIGNATED HIGH SCHOOL PERSONNEL, AND PROSPECTIVE QUALIFYING
5 STUDENTS IN SELECTING INSTITUTIONS AND PROGRAMS IN WHICH THE
6 PROSPECTIVE QUALIFYING STUDENT MAY WANT TO ENROLL. THE
7 NAVIGATOR SHALL, AT THE REQUEST OF A PROSPECTIVE QUALIFYING
8 STUDENT, ASSIST THE PROSPECTIVE QUALIFYING STUDENT WITH THE
9 COMPLETION OF AN INSTITUTION'S APPLICATION FOR ADMISSION, THE FREE
10 APPLICATION FOR FEDERAL STUDENT AID, OR THE COLORADO APPLICATION
11 FOR STATE FINANCIAL AID.

12 (b) EACH INSTITUTION SHALL PROVIDE THE NAVIGATOR WITH THE
13 CONTACT INFORMATION FOR THE INSTITUTION'S LIAISON DESIGNATED
14 PURSUANT TO SUBSECTION (1) OF THIS SECTION.

15 (3) THE DEPARTMENT SHALL ENTER INTO A DATA-SHARING
16 AGREEMENT WITH THE DEPARTMENT OF EDUCATION TO SHARE
17 PERSONALLY IDENTIFIABLE STUDENT INFORMATION FOR THE PURPOSE OF
18 IDENTIFYING AND SUPPORTING PROSPECTIVE QUALIFYING STUDENTS. AT
19 A MINIMUM, THE DATA-SHARING AGREEMENT MUST ENSURE THAT THE
20 EXCHANGE OF INFORMATION IS CONDUCTED IN COMPLIANCE WITH THE
21 "COLORADO PRIVACY ACT", PART 13 OF ARTICLE 1 OF TITLE 6; THE
22 FEDERAL "FAMILY EDUCATIONAL RIGHTS AND PRIVACY RIGHTS ACT OF
23 1974", 20 U.S.C. SEC. 1232g, AS AMENDED; AND THE "STUDENT DATA
24 TRANSPARENCY AND SECURITY ACT", ARTICLE 16 OF TITLE 22. THE
25 DEPARTMENTS SHALL MAINTAIN STRICT STANDARDS FOR STUDENT DATA
26 PRIVACY AND SHALL NOT PUBLICLY REPORT INDIVIDUAL STUDENT DATA
27 FOR ANY PURPOSE.

1 **SECTION 2.** In Colorado Revised Statutes, 23-3.3-1401, **amend**
2 (1)(d)(I), (2)(a), and (5)(a) as follows:

3 **23-3.3-1401. Financial aid for students who have been in**
4 **out-of-home placement - institution liaisons - navigators - definitions.**

5 (1) As used in this section, unless the context otherwise requires:

6 (d) "Qualifying student" means a resident of Colorado who has
7 been accepted for enrollment at an institution of higher education who:

8 (I) Has been ~~placed~~ in foster care, as defined in section 19-1-103,
9 in Colorado at any time on or after the student's thirteenth birthday; or

10 (2) (a) Beginning in the 2022-23 academic year, each institution
11 of higher education in the state shall provide financial assistance to a
12 qualifying student for the remaining balance of the student's total cost of
13 attendance in excess of the amount of any private, state, or federal
14 financial assistance received by the student, referred to in this section as
15 "remaining balance financial assistance", during the first one hundred
16 thirty-two semester hours or one hundred ninety-eight quarter hours that
17 the student is enrolled ~~at the institution~~ IN THE FINANCIAL ASSISTANCE
18 PROGRAM CREATED PURSUANT TO THIS PART 14.

19 (5) (a) Each institution shall designate one employee as a liaison
20 to serve as a direct point of contact with the institution for qualifying
21 students and prospective qualifying students. The liaison may have other
22 duties unrelated to work as the liaison. The liaison shall provide
23 qualifying students and prospective qualifying students with information
24 regarding application assistance, financial assistance, support services,
25 and other resources and assistance available to qualifying students and
26 prospective qualifying students. EACH INSTITUTION SHALL PUBLICIZE THE
27 AVAILABILITY OF FINANCIAL ASSISTANCE PURSUANT TO THIS PART 14 ON

1 THE INSTITUTION'S WEBSITE AND NOTIFY QUALIFYING STUDENTS OF THEIR
2 ELIGIBILITY.

3 **SECTION 3.** In Colorado Revised Statutes, 22-33-103.5, **amend**
4 (8)(b); and **add** (8)(c) as follows:

5 **22-33-103.5. Attendance of homeless children and youth -**
6 **definitions. (8) Credit accrual and college readiness.** (b) Counseling
7 ~~shall~~ MUST be provided to a homeless child or youth and to an
8 unaccompanied homeless child or youth to assist the homeless child or
9 youth and unaccompanied homeless child or youth by advising, preparing,
10 and improving access to postsecondary options. COUNSELING MUST
11 INCLUDE PROVIDING PROSPECTIVE QUALIFYING STUDENTS WITH
12 INFORMATION ABOUT THE FINANCIAL ASSISTANCE PROGRAM FOR
13 STUDENTS EXPERIENCING HOMELESSNESS CREATED IN SECTION
14 23-3.3-1502.

15 (c) PURSUANT TO SECTION 23-3.3-1503 (3), THE DEPARTMENT OF
16 EDUCATION SHALL PROVIDE SCHOOL DISTRICT DATA IDENTIFYING
17 PROSPECTIVE QUALIFYING STUDENTS BASED ON STUDENT LEVEL STATUS
18 PURSUANT TO THE FEDERAL "MCKINNEY-VENTO HOMELESS ASSISTANCE
19 ACT", 42 U.S.C. SEC. 11301, AS AMENDED, AND OTHER DATA ALREADY
20 COLLECTED BY THE DEPARTMENT OF EDUCATION, TO THE DEPARTMENT OF
21 HIGHER EDUCATION FOR ACADEMIC YEAR 2023-24 BY JULY 1, 2024, AND
22 FOR FUTURE ACADEMIC YEARS, ON EACH JANUARY 20 THEREAFTER.

23 **SECTION 4. Appropriations.** (1) For the 2024-25 state fiscal
24 year, \$1,668,381 is appropriated to the department of higher education.
25 This appropriation is from the general fund and is based on an assumption
26 that the department will require an additional 1.8 FTE. To implement this
27 act, the department may use this appropriation for postsecondary

1 assistance for students who experienced homelessness during high school.

2 (2) For the 2024-25 state fiscal year, \$26,055 is appropriated to
3 the department of education for use by the office of dropout prevention
4 and student reengagement. This appropriation is from the general fund
5 and is based on an assumption that the office will require an additional
6 0.2 FTE. To implement this act, the office may use this appropriation for
7 the homeless student scholarship program.

8 **SECTION 5. Safety clause.** The general assembly finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, or safety or for appropriations for
11 the support and maintenance of the departments of the state and state
12 institutions.