An Act

HOUSE BILL 20-1275

BY REPRESENTATIVE(S) Buentello, Arndt, Bird, Bockenfeld, Buck, Buckner, Caraveo, Champion, Coleman, Cutter, Duran, Esgar, Exum, Froelich, Geitner, Gray, Herod, Hooton, Jaquez Lewis, Kennedy, Kipp, Lontine, McCluskie, McKean, McLachlan, Melton, Michaelson Jenet, Mullica, Roberts, Saine, Sandridge, Singer, Sirota, Snyder, Sullivan, Tipper, Titone, Valdez A., Valdez D., Van Winkle, Weissman, Wilson, Woodrow, Young, Baisley, Carver, Gonzales-Gutierrez, Ransom;
also SENATOR(S) Hisey and Lee, Bridges, Coram, Crowder, Danielson, Fenberg, Fields, Foote, Gardner, Ginal, Gonzales, Holbert, Lundeen, Moreno, Pettersen, Priola, Rankin, Smallwood, Sonnenberg, Story, Tate, Todd, Winter, Zenzinger, Garcia.

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

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

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

23-7.4-205. Tuition classification for community college -

definitions. (1) NOTWITHSTANDING ANY PROVISION OF THIS ARTICLE 7.4 OR ARTICLE 7 OF THIS TITLE 23 TO THE CONTRARY, ON OR BEFORE JANUARY 1, 2021, THE STATE BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION SHALL ADOPT AND IMPLEMENT A POLICY GRANTING IN-STATE TUITION STATUS AT A COMMUNITY COLLEGE FOR AN ACTIVE MEMBER OF THE ARMED FORCES OF THE UNITED STATES OR A VETERAN OF THE ARMED FORCES OF THE UNITED STATES, OR A DEPENDENT OF SAID MEMBER OR VETERAN, REGARDLESS OF WHETHER THE PERSON SATISFIES COLORADO DOMICILE OR RESIDENCY STATUS.

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

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

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

(a) "COMMUNITY COLLEGE" MEANS A COMMUNITY COLLEGE DESCRIBED IN SECTION 23-60-205 THAT IS GOVERNED BY THE STATE BOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION.

(b) "DEPENDENT" MEANS EITHER:

(I) A SPOUSE OF AN ACTIVE MEMBER OF THE ARMED FORCES OF THE UNITED STATES OR A VETERAN, LIVING OR DECEASED, OF THE ARMED FORCES OF THE UNITED STATES, AT THE TIME THE SPOUSE IS REQUESTING IN-STATE TUITION CLASSIFICATION; OR
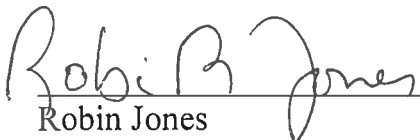
(II) A CHILD UNDER TWENTY-THREE YEARS OF AGE EITHER BORN TO OR LEGALLY ADOPTED BY AN ACTIVE MEMBER OF THE ARMED FORCES OF THE UNITED STATES OR A VETERAN, LIVING OR DECEASED, OF THE ARMED FORCES OF THE UNITED STATES.

SECTION 2. Act subject to petition - effective date. This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly (August 5, 2020, if adjournment sine die is on May 6, 2020); except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless

approved by the people at the general election to be held in November 2020 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.
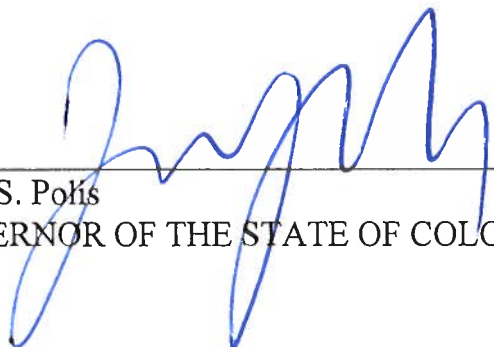

KC Becker
SPEAKER OF THE HOUSE
OF REPRESENTATIVES

Leroy M. Garcia
PRESIDENT OF
THE SENATE

Robin Jones
CHIEF CLERK OF THE HOUSE
OF REPRESENTATIVES

Cindi L. Markwell
SECRETARY OF
THE SENATE

APPROVED March 27, 2020 at 12:26 pm
(Date and Time)

Jared S. Polis
GOVERNOR OF THE STATE OF COLORADO

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