

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

March 17, 2022

Committee on Education.

After consideration on the merits, the Committee recommends the following:

HB22-1049 be amended as follows, and as so amended, be referred to the Committee of the Whole with favorable recommendation:

1 Amend reengrossed bill, page 2, after line 6 insert:

2 "(a) "ADMINISTRATOR" MEANS AN ADMINISTRATOR OF THE
3 "UNIFORM CONSUMER CREDIT CODE" DESIGNATED PURSUANT TO SECTION
4 5-6-103."

5 Reletter succeeding paragraphs accordingly.

6 Page 3, strike lines 1 and 2.

7 Reletter succeeding paragraphs accordingly.

8 Page 3, strike lines 14 through 27 and substitute:

9 "(2) (a) A POSTSECONDARY INSTITUTION MAY REFUSE TO PROVIDE
10 A TRANSCRIPT OR DIPLOMA TO A CURRENT OR FORMER STUDENT ON THE
11 GROUNDS THAT THE STUDENT OWES A DEBT FOR TUITION, ROOM AND
12 BOARD FEES, OR FINANCIAL AID FUNDS.

13 (b) NOTWITHSTANDING SUBSECTION (2)(a) OF THIS SECTION, A
14 POSTSECONDARY INSTITUTION SHALL NOT REFUSE TO PROVIDE A
15 TRANSCRIPT OR DIPLOMA TO A CURRENT OR FORMER STUDENT:

16 (I) ON THE GROUNDS THAT THE STUDENT OWES A DEBT OTHER
17 THAN A DEBT FOR TUITION, ROOM AND BOARD FEES, OR FINANCIAL AID
18 FUNDS; OR

19 (II) IF THE STUDENT CAN DEMONSTRATE THAT THE TRANSCRIPT OR
20 DIPLOMA IS NEEDED FOR ONE OF THE FOLLOWING EXEMPTIONS:

21 (A) A JOB APPLICATION;

22 (B) TRANSFERRING TO ANOTHER POSTSECONDARY INSTITUTION;

23 (C) APPLYING FOR STATE, FEDERAL, OR INSTITUTIONAL FINANCIAL

1 AID;
2 (D) PURSUIT OF OPPORTUNITIES IN THE MILITARY OR NATIONAL
3 GUARD; OR
4 (E) PURSUIT OF OTHER POSTSECONDARY OPPORTUNITIES.
5 (c) SUBSECTION (2)(b)(II) OF THIS SECTION DOES NOT APPLY TO A
6 FOREIGN STUDENT, AS DEFINED IN SECTION 23-1-113.5."

7 Page 4, strike lines 3 and 4 and substitute "(2)(b) OF THIS SECTION, THE
8 POSTSECONDARY INSTITUTION".

9 Page 4, lines 18 and 19, strike "STUDENT, OTHER THAN A FOREIGN
10 STUDENT," and substitute "STUDENT".

11 Page 5, line 8, after "OMBUDSPERSON" insert "AND THE ADMINISTRATOR".

12 Page 6, line 7, strike "DIPLOMA AND" and substitute "DIPLOMA. THE
13 STUDENT LOAN OMBUDSPERSON AND THE ADMINISTRATOR".

14 Page 6, line 12, after "OMBUDSPERSON" insert "AND THE
15 ADMINISTRATOR".

16 Page 6, after line 17 insert:

17 "SECTION 2. In Colorado Revised Statutes, 5-6-104, amend
18 (1)(i); and add (1)(k) as follows:

19 **5-6-104. Powers of administrator - harmony with federal**
20 **regulations - reliance on rules.** (1) In addition to other powers granted
21 by this code, the administrator, within the limitations provided by law,
22 may:

23 (i) License and regulate collection agencies pursuant to article 16
24 of this title 5; and

25 (k) RECEIVE AND ACT ON COMPLAINTS PURSUANT TO SECTION
26 23-5-113.5."

27 Renumber succeeding section accordingly.

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