

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-0760.01 Conrad Imel x2313

SENATE BILL 18-133

SENATE SPONSORSHIP

Gardner,

HOUSE SPONSORSHIP

Duran,

Senate Committees
Education

House Committees

A BILL FOR AN ACT

101 CONCERNING PERFORMANCE FUNDING IN HIGHER EDUCATION
102 FEE-FOR-SERVICE CONTRACTS FOR AWARDING CERTIFICATES.

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>.)

Under current law, higher education fee-for-service contracts include performance funding based in part on the number of degrees or certificates awarded by each institution. The bill sets the minimum amount of performance funding received for each certificate awarded at 50% of the amount for each bachelor's degree awarded.

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, 23-18-303, **amend**
3 (4)(a) as follows:

4 **23-18-303. Fee-for-service contracts - authorization -**
5 **definitions. (4) Performance funding.** The institutional performance
6 funding component of the fee-for-service contract is based on the
7 following metrics, as determined by the commission pursuant to section
8 23-18-306:

9 (a) **Completion.** (I) Performance funding must include an
10 amount for each governing board for each certificate or degree awarded
11 by the institution, and, for the governing board of an institution with a
12 community college role and mission, an amount for each community
13 college student who transfers from a community college to another
14 institution after completion of a certain number of credit hours. The
15 commission shall establish the amount awarded for each type of
16 credential based on the subject and level of the credential and, for
17 transfers from community colleges, and the amount awarded and, in
18 consultation with the institutions, the number of credit hours to be
19 completed prior to transfer. The commission shall increase the value of
20 each credential earned by or transfer completed by a Pell-eligible
21 undergraduate student and may increase the value of each credential
22 earned or transfer completed by a first-generation or underserved
23 undergraduate student if the commission implements increased funding
24 for these student populations pursuant to ~~paragraph (b) of subsection (3)~~
25 SUBSECTION (3)(b) of this section.

26 (II) NOTWITHSTANDING SUBSECTION (4)(a)(I) OF THIS SECTION,

1 FOR THE PURPOSES OF CALCULATING PERFORMANCE FUNDING PURSUANT
2 TO THIS SUBSECTION (4), THE AMOUNT A GOVERNING BOARD RECEIVES FOR
3 A CERTIFICATE AWARDED BY THE INSTITUTION IS AT LEAST EQUAL TO THE
4 AMOUNT RECEIVED FOR A BACCALAUREATE DEGREE MULTIPLIED BY 0.5.

5 **SECTION 2. Act subject to petition - effective date.** This act
6 takes effect at 12:01 a.m. on the day following the expiration of the
7 ninety-day period after final adjournment of the general assembly (August
8 8, 2018, if adjournment sine die is on May 9, 2018); except that, if a
9 referendum petition is filed pursuant to section 1 (3) of article V of the
10 state constitution against this act or an item, section, or part of this act
11 within such period, then the act, item, section, or part will not take effect
12 unless approved by the people at the general election to be held in
13 November 2018 and, in such case, will take effect on the date of the
14 official declaration of the vote thereon by the governor.