

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

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 22-1034.01 Alana Rosen x2606

HOUSE BILL 22-1393

HOUSE SPONSORSHIP

Tipper and Soper, Gonzales-Gutierrez, Amabile, Bacon, Benavidez, Bennett, Bird, Caraveo, Cutter, Daugherty, Duran, Esgar, Exum, Froelich, Herod, Hooton, Jodeh, Kipp, Lontine, McCluskie, McLachlan, Michaelson Jenet, Mullica, Ortiz, Rich, Ricks, Sirota, Sullivan, Titone, Valdez A., Valdez D., Weissman

SENATE SPONSORSHIP

Gonzales and Moreno, Buckner, Coleman, Danielson, Fenberg, Jaquez Lewis, Kolker, Story

House Committees

State, Civic, Military, & Veterans Affairs
Appropriations

Senate Committees

State, Veterans, & Military Affairs
Appropriations

SENATE
3rd Reading Unamended
May 9, 2022

A BILL FOR AN ACT

101 **CONCERNING CREATING THE DISPLACED AURARIAN SCHOLARSHIP FOR**
102 **THE DESCENDANTS OF AURARIANS DISPLACED BY THE**
103 **DEVELOPMENT OF THE AURARIA HIGHER EDUCATION CENTER,**
104 **AND, IN CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

SENATE
2nd Reading Unamended
May 6, 2022

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>.)

HOUSE
3rd Reading Unamended
April 29, 2022

The bill creates the displaced Aurarian scholarship (scholarship) to fund scholarships to attend Metropolitan state university of Denver, the university of Colorado at Denver, or the community college of Denver for

HOUSE
Amended 2nd Reading
April 28, 2022

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.

descendants of people displaced by the development of the Auraria higher education center.

The bill appropriates \$2 million from the general fund to the department of higher education to be distributed to Metropolitan state university of Denver, the university of Colorado at Denver, and the community college of Denver for the scholarships.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 23-70-117 as
3 follows:

4 **23-70-117. Displaced Aurarian scholarship - created -**
5 **appropriation - legislative declaration - definitions.** (1) (a) THE
6 GENERAL ASSEMBLY FINDS AND DECLARES THAT:

7 (I) WHEN THE AURARIA HIGHER EDUCATION CENTER WAS BUILT
8 IN THE 1970s, A WELL-ESTABLISHED, CLOSE-KNIT, LARGELY HISPANIC
9 COMMUNITY OF MORE THAN THREE HUNDRED HOUSEHOLDS WERE
10 DISPLACED;

11 (II) AS PART OF THE FORCED RELOCATION, THE RESIDENTS WERE
12 COMPENSATED FOR THEIR HOMES AND PROMISED FREE EDUCATION FOR
13 THE YEARS TO COME;

14 (III) THE DISPLACED AURARIAN SCHOLARSHIP PROGRAM BEGAN
15 IN THE 1990s AND PROVIDED FUNDS FOR TUITION AND FEES FOR FORMER
16 RESIDENTS OF THE AURARIA NEIGHBORHOOD, THEIR CHILDREN, AND THEIR
17 GRANDCHILDREN; AND

18 (IV) AN EXPANSION OF THE SCHOLARSHIP WILL ALLOW ALL LINEAL
19 DESCENDANTS OF PEOPLE WHO LIVED IN THE AURARIA NEIGHBORHOOD
20 FROM 1955 TO 1973 TO BE ELIGIBLE AND WILL FUND SCHOLARSHIPS FOR
21 UNDERGRADUATE AND GRADUATE PROGRAMS.

22 (b) THEREFORE, THE GENERAL ASSEMBLY DECLARES THAT THE

1 CREATION OF THE DISPLACED AURARIAN SCHOLARSHIP FOR DESCENDANTS
2 OF PEOPLE WHO LIVED IN THE AURARIA NEIGHBORHOOD WILL MAKE
3 ATTENDING METROPOLITAN STATE UNIVERSITY OF DENVER, THE
4 UNIVERSITY OF COLORADO AT DENVER, OR THE COMMUNITY COLLEGE OF
5 DENVER MORE ACCESSIBLE. THE DISPLACED AURARIAN SCHOLARSHIP
6 REAFFIRMS THE STATE'S COMMITMENT TO EQUITY AND RESTORATIVE
7 JUSTICE BY SUPPORTING AND MAKING EDUCATIONAL OPPORTUNITIES
8 ACCESSIBLE TO THE DESCENDANTS OF THOSE DISPLACED BY THE AURARIA
9 HIGHER EDUCATION CENTER.

10 (2) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
11 REQUIRES:

12 (a) "AURARIA HIGHER EDUCATION CENTER" OR "AURARIA CENTER"
13 MEANS THE MULTI-INSTITUTIONAL HIGHER EDUCATION COMPLEX
14 DESCRIBED IN SECTION 23-70-101.

15 (b) "DEPARTMENT" MEANS THE DEPARTMENT OF HIGHER
16 EDUCATION CREATED IN SECTION 24-1-114.

17 (c) "DISPLACED AURARIAN" MEANS A PERSON WHOSE FAMILY WAS
18 DISPLACED BY THE DEVELOPMENT OF THE AURARIA CENTER.

19 (d) "DISPLACED AURARIAN SCHOLARSHIP" OR "SCHOLARSHIP"
20 MEANS THE DISPLACED AURARIAN SCHOLARSHIP CREATED IN SUBSECTION
21 (3)(a) OF THIS SECTION.

22 (3) (a) THERE IS CREATED THE DISPLACED AURARIAN
23 SCHOLARSHIP. THE PURPOSE OF THE SCHOLARSHIP IS TO FULLY FUND THE
24 TUITION OF DESCENDANTS OF DISPLACED AURARIANS TO ATTEND
25 METROPOLITAN STATE UNIVERSITY OF DENVER, THE UNIVERSITY OF
26 COLORADO AT DENVER, OR THE COMMUNITY COLLEGE OF DENVER.

27 (b) TO THE EXTENT THAT MONEY IS AVAILABLE, METROPOLITAN

1 STATE UNIVERSITY OF DENVER, THE UNIVERSITY OF COLORADO AT
2 DENVER, AND THE COMMUNITY COLLEGE OF DENVER MUST SUPPLEMENT
3 AND SUPPORT THE INVESTMENT OF SCHOLARSHIP FUNDS FOR THE
4 SCHOLARSHIP.

5 (c) METROPOLITAN STATE UNIVERSITY OF DENVER, THE
6 UNIVERSITY OF COLORADO AT DENVER, AND THE COMMUNITY COLLEGE
7 OF DENVER SHALL, IN COLLABORATION, ESTABLISH CRITERIA FOR
8 SCHOLARSHIP RECIPIENTS, INCLUDING, BUT NOT LIMITED TO:

- 9 (I) DEFINING "ELIGIBLE RECIPIENT";
- 10 (II) DEFINING "LINEAL DESCENDANTS";
- 11 (III) DEFINING "AURARIA NEIGHBORHOOD";
- 12 (IV) DEFINING "QUALIFIED DEGREE PROGRAMS"; AND
- 13 (V) DETERMINING THE DOCUMENTATION REQUIRED TO RECEIVE A
14 SCHOLARSHIP.

15 (4) (a) FOR THE 2022-23 STATE FISCAL YEAR, THE GENERAL
16 ASSEMBLY SHALL APPROPRIATE TWO MILLION DOLLARS FROM THE
17 GENERAL FUND FOR SCHOLARSHIPS TO THE DEPARTMENT TO BE
18 ALLOCATED IN THE FOLLOWING MANNER:

19 (I) SIX HUNDRED SIXTY-SIX THOUSAND SIX HUNDRED SIXTY-SIX
20 DOLLARS AND SIXTY-SEVEN CENTS TO THE BOARD OF TRUSTEES FOR
21 METROPOLITAN STATE UNIVERSITY OF DENVER, AS ESTABLISHED IN
22 SECTION 23-54-103;

23 (II) SIX HUNDRED SIXTY-SIX THOUSAND SIX HUNDRED SIXTY-SIX
24 DOLLARS AND SIXTY-SIX CENTS TO THE BOARD OF REGENTS, AS
25 ESTABLISHED BY SECTION 12 OF ARTICLE IX OF THE STATE CONSTITUTION,
26 OF THE UNIVERSITY OF COLORADO AT DENVER; AND

27 (III) SIX HUNDRED SIXTY-SIX THOUSAND SIX HUNDRED SIXTY-SIX

1 DOLLARS AND SIXTY-SEVEN CENTS TO THE STATE BOARD OF COMMUNITY
2 COLLEGES AND OCCUPATIONAL EDUCATION, AS ESTABLISHED IN SECTION
3 23-60-104, FOR THE COMMUNITY COLLEGE OF DENVER.

4 (b) METROPOLITAN STATE UNIVERSITY OF DENVER, THE
5 UNIVERSITY OF COLORADO AT DENVER, AND THE COMMUNITY COLLEGE
6 OF DENVER SHALL EACH HOLD THE FUNDS IN TRUST OR TRANSFER THE
7 FUNDS TO THE INSTITUTIONAL FOUNDATION OF THE INSTITUTIONS, AND
8 SHALL ONLY USE THE FUNDS FOR THE PURPOSE OF THE SCHOLARSHIP AND
9 ANY ADMINISTRATIVE COSTS OF THE SCHOLARSHIP. ANY INTEREST,
10 INCOME, AND PROFIT, IF ANY, MUST BE USED FOR THE SCHOLARSHIP.

11 **SECTION 2. Appropriation.** For the 2022-23 state fiscal year,
12 \$2,000,000 is appropriated to the department of higher education. This
13 appropriation is from the general fund. To implement this act, the
14 department may use this appropriation for the displaced Aurarian
15 scholarship.

16 **SECTION 3. Act subject to petition - effective date.** This act
17 takes effect at 12:01 a.m. on the day following the expiration of the
18 ninety-day period after final adjournment of the general assembly; except
19 that, if a referendum petition is filed pursuant to section 1 (3) of article V
20 of the state constitution against this act or an item, section, or part of this
21 act within such period, then the act, item, section, or part will not take
22 effect unless approved by the people at the general election to be held in
23 November 2022 and, in such case, will take effect on the date of the
24 official declaration of the vote thereon by the governor.