

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

REVISED

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

LLS NO. 22-1052.01 Conrad Imel x2313

HOUSE BILL 22-1407

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A BILL FOR AN ACT

101 **CONCERNING REQUIRING POSTSECONDARY INSTITUTIONS TO PERMIT**
102 **VETERANS TO AUDIT COURSES.**

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>.)

The bill requires an institution of higher education to permit a veteran to audit a course offered by the institution for no credit if there is space available for the veteran in the course. An institution may set and collect a fee of no more than \$10 per audited course. An institution may develop policies governing permitting veterans to audit a course. A veteran auditing a course is not an eligible student for the purposes of

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.

SENATE
2nd Reading Unamended
May 6, 2022

HOUSE
3rd Reading Unamended
May 2, 2022

HOUSE
Amended 2nd Reading
April 29, 2022

receiving a college opportunity fund stipend.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add 23-7.4-104** as
3 follows:

4 **23-7.4-104. Veterans education opportunity - noncredit**
5 **courses.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT OTHERWISE
6 REQUIRES:

7 (a) "AUDIT A COURSE FOR NO CREDIT" OR "AUDIT" MEANS
8 ENROLLING IN A COURSE AT AN INSTITUTION BUT NOT COMPLETING
9 COURSE ASSIGNMENTS OR EXAMS AND NOT RECEIVING ACADEMIC CREDIT
10 FOR COMPLETING THE COURSE.

11 (b) "INSTITUTION OF HIGHER EDUCATION" OR "INSTITUTION"
12 MEANS A STATE INSTITUTION OF HIGHER EDUCATION IDENTIFIED IN
13 SECTION 23-18-102 (10)(a), A LOCAL DISTRICT COLLEGE AS DEFINED IN
14 SECTION 23-71-102, OR AN AREA TECHNICAL COLLEGE AS DEFINED IN
15 SECTION 23-60-103.

16 (c) "VETERAN" HAS THE SAME MEANING AS SET FORTH IN SECTION
17 28-5-100.3 AND INCLUDES A MEMBER OF THE COLORADO NATIONAL
18 GUARD.

19 (2) AN INSTITUTION OF HIGHER EDUCATION THAT HAS A PROGRAM
20 OR POLICY THAT PERMITS A PERSON TO AUDIT A COURSE OFFERED BY THE
21 INSTITUTION FOR NO CREDIT SHALL, AS PART OF THE INSTITUTION'S
22 PROGRAM OR POLICY, PERMIT A VETERAN TO AUDIT A COURSE FOR NO
23 CREDIT, SUBJECT TO ANY OTHER REQUIREMENTS OF THE PROGRAM OR
24 POLICY. THE INSTITUTION MAY SET AND COLLECT A FEE OF NO MORE THAN
25 TEN DOLLARS PER COURSE AUDITED BY A VETERAN.

1 (3) THE GENERAL ASSEMBLY ENCOURAGES EACH INSTITUTION
2 THAT DOES NOT HAVE A PROGRAM OR POLICY THAT PERMITS A PERSON TO
3 AUDIT A COURSE OFFERED BY THE INSTITUTION FOR NO CREDIT TO PERMIT
4 A VETERAN TO AUDIT A COURSE FOR NO CREDIT. AN INSTITUTION THAT
5 PERMITS A VETERAN TO AUDIT A COURSE SHALL NOT COLLECT A FEE OF
6 MORE THAN TEN DOLLARS PER COURSE.

7 (4) AN INSTITUTION THAT PERMITS A VETERAN TO AUDIT A COURSE
8 FOR NO CREDIT IS NOT REQUIRED TO PERMIT A VETERAN TO AUDIT MORE
9 THAN THREE COURSES IN EACH ACADEMIC SEMESTER FOR THE FEE OF UP
10 TO TEN DOLLARS PER COURSE. AN INSTITUTION MAY PERMIT A VETERAN
11 TO AUDIT ADDITIONAL COURSES FOR A FEE IN A DIFFERENT AMOUNT SET
12 BY THE INSTITUTION.

13 (5) A VETERAN WHO AUDITS A COURSE FOR NO CREDIT IS NOT AN
14 ELIGIBLE UNDERGRADUATE STUDENT FOR THE PURPOSES OF RECEIVING A
15 COLLEGE OPPORTUNITY FUND STIPEND PURSUANT TO ARTICLE 18 OF THIS
16 TITLE 23.

17 **SECTION 2. Act subject to petition - effective date.** This act
18 takes effect at 12:01 a.m. on the day following the expiration of the
19 ninety-day period after final adjournment of the general assembly; except
20 that, if a referendum petition is filed pursuant to section 1 (3) of article V
21 of the state constitution against this act or an item, section, or part of this
22 act within such period, then the act, item, section, or part will not take
23 effect unless approved by the people at the general election to be held in
24 November 2022 and, in such case, will take effect on the date of the
25 official declaration of the vote thereon by the governor.