

CHAPTER 372

APPROPRIATIONS

HOUSE BILL 06-1218

BY REPRESENTATIVE(S) Plant, Buescher, Hall, Berens, Butcher, Gallegos, Liston, Madden, Massey, Merrifield, Penry, Stafford, Todd, McFadyen, and Sullivan;
also SENATOR(S) Tapia, Keller, Owen, and Williams.

AN ACT

CONCERNING A SUPPLEMENTAL APPROPRIATION TO THE DEPARTMENT OF HIGHER EDUCATION.

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

SECTION 1. Part VI of section 2 of chapter 354, Session Laws of Colorado 2005, is amended to read:

Section 2. **Appropriation.**

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

**PART VI
DEPARTMENT OF HIGHER EDUCATION**

(1) DEPARTMENT ADMINISTRATIVE OFFICE

Health, Life, and Dental	458,152			155,572 ^a	302,580 ^b	
Short-term Disability	9,543			4,766 ^a	4,006 ^b	771
S.B. 04-257 Amortization						
Equalization Disbursement	16,185			8,060 ^a	6,814 ^b	1,311
Salary Survey and Senior						
Executive Service	251,030			101,792 ^a	133,115 ^b	16,123
Workers' Compensation	15,278			6,237^a	9,041^b	
	16,717			6,915 ^a	9,802 ^b	
Legal Services for 448 hours	28,874			21,656 ^a	7,218 ^b	
	100,124	71,250				
Purchase of Services from						
Computer Center	6,312			3,093^a	3,219 ^b	
	6,299			3,080 ^a		
Payment to Risk Management						
and Property Funds	31,282			2,964^a	28,318^b	
	18,999			926 ^a	18,073 ^b	
Leased Space	<u>382,352</u>			382,352 ^a		
	1,199,008					

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM					FEDERAL FUNDS
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT		
\$	\$	\$	\$	\$	\$	\$	
WICHE - Optometry	399,000			399,000(T) ^a			
Advanced Technology Grants	825,000				825,000(T) ^b		
Veterinary School Program Needs	285,000			285,000 ^c			
	<u>1,617,000</u>						
	4,213,848						

^a These amounts shall be from statewide and departmental indirect cost recoveries.

^b This amount shall be from Waste Tire Recycling Development Cash Fund moneys deposited in the Advanced Technology Fund, and it is shown for informational purposes only, since moneys in the Advanced Technology Fund are continuously appropriated pursuant to Section 23-1-106.5 (9), C.R.S.

^c Of this amount, \$122,600 shall be from the Western Interstate Commission on Higher Education, and \$162,400(T) shall be from statewide and departmental indirect cost recoveries.

(3) COLORADO COMMISSION ON HIGHER EDUCATION FINANCIAL AID

(A) Need Based Grants

General Need Based Grants	42,627,088	
Governor's Opportunity Scholarships	8,000,000	
	<u>50,627,088</u>	50,627,088

(B) Merit Based Grants	1,500,000	1,500,000
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(C) Work Study⁵¹	15,003,374	15,003,374	
(D) Special Purpose			
Required Federal Match	3,376,350	2,076,350	1,300,000
	3,225,829	1,925,829	
Veterans/Law Enforcement/ POW Tuition Assistance	214,401	214,401	
	364,922	364,922	
National Guard Tuition Assistance Fund ⁵²	410,207	410,207	
Native American Students/Fort Lewis College	7,299,164	7,299,164	
Early Childhood Professional Loan Repayment Program ⁵³	<u>5,000</u>		5,000(T) ^a
	11,305,122		

^a This amount shall be from federal Child Care Development Funds transferred from the Department of Human Services.

78,435,584

(4) COLLEGE OPPORTUNITY FUND PROGRAM

(A) Stipends

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APPROPRIATION FROM

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
Stipends for an estimated 120,252 eligible full-time equivalent students attending state institutions at \$2,400.00 per 30 credit hours	288,604,800					
Stipends for an estimated 1,610 eligible full-time equivalent students attending participating private institutions at \$1,200.00 per 30 credit hours	<u>1,932,000</u>					
	290,536,800	290,536,800				
(B) Fee-for-service Contracts with State Institutions	208,281,542	208,281,542				
	498,818,342					
(5) GOVERNING BOARDS						
(A) Trustees of Adams State College^{54, 55}	17,557,980				17,557,980*	

(286.9 FTE)

^a Of this amount, \$11,116,631(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$6,370,949 shall be from the students' share of tuition, and \$70,400 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$3,508,800 shall be from student stipend payments and \$7,607,831 shall be from fee-for-service contracts.

(B) Trustees of Mesa State

College^{54, 55}	31,626,940	31,626,940^a
	35,331,279	35,331,279 ^a
		(405.5 FTE)

^a Of this amount, \$17,310,295(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, ~~\$14,166,645~~ \$17,870,984 shall be from the students' share of tuition, and \$150,000 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$10,173,600 shall be from student stipend payments and \$7,136,695 shall be from fee-for-service contracts.

**(C) Trustees of
Metropolitan State College
of Denver^{54, 55}**

	81,230,387	81,230,387 ^a
		(964.9 FTE)

^a Of this amount, \$36,184,800(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$44,499,587 shall be from the students' share of tuition, and \$546,000 shall be from academic fees and academic facility fees. The amount from the College Opportunity Fund Program shall be from student stipend payments.

**(D) Trustees of Western
State College^{54, 55}**

	17,317,010	17,317,010 ^a
		(200.8 FTE)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

^a Of this amount, \$8,261,718(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$8,850,292 shall be from the students' share of tuition, and \$205,000 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$3,722,400 shall be from student stipend payments and \$4,539,318 shall be from fee-for-service contracts.

**(E) Board of Governors of
the Colorado State
University System^{54, 55}**

273,704,789

273,704,789^a
(3,417.9 FTE)

^a Of this amount, \$109,183,992(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$158,169,007 shall be from the students' share of tuition, \$6,181,790 shall be from academic fees and academic facility fees, and \$170,000(T) shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S. Of the amount from the College Opportunity Fund Program, \$47,056,800 shall be from student stipend payments and \$62,127,192 shall be from fee-for-service contracts.

**(F) Trustees of Fort Lewis
College^{54, 55}**

31,569,036

31,569,036^a
(413.3 FTE)

^a Of this amount, \$7,435,161(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$22,937,875 shall be from the students' share of tuition, \$1,150,000 shall be from academic fees and academic facility fees, and \$46,000(T) shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S. Of the amount from the College Opportunity Fund Program, \$6,216,000 shall be from student stipend payments and \$1,219,161 shall be from fee-for-service contracts.

(G) Regents of the

University of Colorado^{54, 55} 605,747,633

605,747,633^a

(5,971.2 FTE)

^a Of this amount, \$150,672,841(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$437,717,261 shall be from the students' share of tuition, \$16,700,000 shall be from academic fees and academic facility fees, and \$657,531(T) shall be from moneys appropriated to the Department of Local Affairs from the Local Government Mineral Impact Fund created in Section 34-63-102 (5), C.R.S. Of the amount from the College Opportunity Fund Program, \$64,624,800 shall be from student stipend payments and \$86,048,041 shall be from fee-for-service contracts.

(H) Trustees of the Colorado

School of Mines^{54, 55} 55,152,413

55,152,413^a

(465.9 FTE)

^a Of this amount, \$17,187,980(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$37,825,433 shall be from the students' share of tuition, and \$139,000 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$5,949,600 shall be from student stipend payments and \$11,238,380 shall be from fee-for-service contracts.

(I) University of Northern

Colorado^{54, 55} 82,573,694

82,573,694^a

(1,000.0 FTE)

ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$

* Of this amount, \$33,590,909(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$48,270,785 shall be from the students' share of tuition, and \$712,000 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$21,871,200 shall be from student stipend payments and \$11,719,709 shall be from fee-for-service contracts.

**(J) State Board for
Community Colleges and
Occupational Education
State System Community
Colleges^{54, 55}**

237,303,250					237,303,250*	
					(4,627.7 FTE)	

* Of this amount, \$105,942,015(T) shall be from General Fund appropriated to the College Opportunity Fund Program in the Department of Higher Education, \$124,457,529 shall be from the students' share of tuition, and \$6,903,706 shall be from academic fees and academic facility fees. Of the amount from the College Opportunity Fund Program, \$89,296,800 shall be from student stipend payments and \$16,645,215 shall be from fee-for-service contracts.

~~1,433,783,132~~
1,437,487,471

**(6) LOCAL DISTRICT
JUNIOR COLLEGE
GRANTS PURSUANT TO
SECTION 23-71-301, C.R.S.**

12,101,934	12,101,934
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(7) ADVISORY COMMISSION ON FAMILY MEDICINE

Residency Training Programs	1,576,502	1,576,502(T) ^a
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^a This amount shall be from Medicaid funds appropriated in the Department of Health Care Policy and Financing.

(8) DIVISION OF OCCUPATIONAL EDUCATION

(A) Administrative Costs	900,000	664,923	235,077(T) ^a
	(9.0 FTE)		

^a This amount shall be from statewide and departmental indirect cost recoveries.

**(B) Colorado Vocational Act
Distributions pursuant to
Section 23-8-102, C.R.S.¹⁵**

19,996,048	19,996,048(T) ^a
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^a This amount shall be a transfer from the Department of Education.

**(C) Area Vocational School
Support**

8,505,528	8,505,528
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(D) Sponsored Programs

(1) Administration	2,217,012
	(25.2 FTE)
(2) Programs	<u>15,321,254</u>
	17,538,266

17,538,266

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
(E) Colorado First Customized Job Training¹¹	2,725,022				2,725,022(T) ^a	
	49,664,864					
(9) AURARIA HIGHER EDUCATION CENTER⁵⁴						
Administration	14,322,136 (128.3 FTE)			14,322,136(T) ^a		
Auxiliary Revenue	<u>50,000</u>			50,000 ^b		
	14,372,136					
(10) COUNCIL ON THE ARTS						
Program Costs	1,416,000	700,000 (2.0 FTE)			16,000 ^a	700,000

^a This amount shall be a transfer from the Governor's Office.

^a This amount shall be from the appropriations for the State Board of Community Colleges and Occupational Education, the Trustees of Metropolitan State College, and the Regents of the University of Colorado.

^b This amount shall be from auxiliary revenue.

^a This amount shall be from gifts, grants, and donations.

(11) STATE HISTORICAL SOCIETY

(A) Cumbres and Toltec

Railroad Commission	10,000	10,000
	260,000	260,000

(B) Sponsored Programs	200,055		34,343 ^a	165,712
	(4.0 FTE)			

^a This amount shall be from grants and contracts with various sources of cash funds exempt.

(C) Auxiliary Programs	1,478,135	1,338,135 ^a	140,000 ^b
	(14.5 FTE)		

^a This amount shall be from museum shop sales, micro-photo services, public education programs, membership and publication services, traveling exhibits, rentals, and special event fees.

^b This amount shall be from donations and gifts.

(D) Gaming Revenue

Gaming Cities Distribution	5,378,197		5,378,197 ^a	
Statewide Preservation Grant Program	16,436,324		16,436,324 ^a	
	(18.0 FTE)			
Society Museum and Preservation Operations	5,801,705	696,740 ^b	4,464,965 ^a	640,000
	<u>(90.9 FTE)</u>			

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ITEM & SUBTOTAL	TOTAL	APPROPRIATION FROM				
		GENERAL FUND	GENERAL FUND EXEMPT	CASH FUNDS	CASH FUNDS EXEMPT	FEDERAL FUNDS
\$	\$	\$	\$	\$	\$	\$
	27,616,226					

^a These amounts shall be from Limited Gaming Revenues deposited in the State Historical Fund, pursuant to Section 12-47.1-1201, C.R.S.

^b This amount shall be from museum admission fees, user charges, and other sources of cash funds.

~~29,304,416~~
29,554,416

TOTALS PART VI

(HIGHER EDUCATION)^{4,5}	\$2,124,885,766	\$597,931,311		\$20,658,633*	\$1,485,933,639*	\$20,362,183
	<u>\$2,128,900,498</u>	<u>\$598,252,561</u>		<u>\$20,657,260^a</u>	<u>\$1,489,628,494^a</u>	

^a Of these amounts, ~~\$540,799,999~~ \$540,800,203 contains a (T) notation.

FOOTNOTES -- The following statements are referenced to the numbered footnotes throughout section 2.

4 (Governor lined through this provision. See L. 2005, p. 2286.)

5 All Departments, Totals -- The General Assembly requests that copies of all reports requested in other footnotes contained in this act be delivered to the Joint Budget Committee and the majority and minority leadership in each house of the General Assembly. Each principal department of the state is requested to produce its rules in an electronic format that is suitable for public access through electronic means. Such rules in such format should be submitted to the Office of Legislative Legal Services for publishing on the Internet. It is the intent of the

General Assembly that this be done within existing resources.

15 (Governor lined through this provision. See L. 2005, p. 2291.)

31 (Governor lined through this provision. See L. 2005, p. 2298.)

47 Department of Higher Education, Colorado Commission on Higher Education, Administration -- It is the intent of the General Assembly that the department, working in conjunction with its divisions shall look for efficiencies through reorganization of functions within the department and its divisions to save staff and resources where possible. Such reorganization shall be complete by September 1, 2005.

48 Department of Higher Education, Colorado Commission on Higher Education, Administration, Financial Aid Research for the General Assembly -- The Department should continue its efforts to provide data on the efficiency and effectiveness of state financial aid in expanding access to higher education for Colorado residents. The Department is requested to provide to the Joint Budget Committee by November 1 of each year an evaluation of financial aid programs, which should include, but not be limited to: 1) an estimate of the amount of federal, institutional, and private resources (including tax credits) devoted to financial aid; 2) the number of recipients from all sources; 3) information on typical awards; and 4) the typical debt loads of graduates. To the extent possible the Department should differentiate the data based on available information about the demographic characteristics of the recipients. To the extent that this information is not currently available, the Department is requested to provide a reasonable estimate, or identify the additional costs that would be associated with collecting the data.

49 (Governor lined through this provision. See L. 2005, p. 2302.)

50 (Governor lined through this provision. See L. 2005, p. 2303.)

51 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Work Study -- It is the intent of the General Assembly to allow the Colorado Commission on Higher Education to roll forward two percent of the Work Study appropriation to the next fiscal year.

52 Department of Higher Education, Colorado Commission on Higher Education Financial Aid, Special Purpose, National Guard Tuition Assistance Fund - It is the intent of the General Assembly that only the minimum funds necessary to pay tuition assistance for qualifying applicants pursuant to section 23-5-111.4, C.R.S. will be transferred to the National Guard Tuition Fund administered by the Department of

Military Affairs. Any funds appropriated in this line item that are in excess of the minimum necessary to pay tuition assistance for qualifying applicants may be used for need based financial aid.

53 (Governor lined through this provision. See L. 2005, p. 2303.)

54 Department of Higher Education, Governing Boards, Trustees of Adams State College; Trustees of Mesa State College; Trustees of Metropolitan State College of Denver; Trustees of Western State College; Board of Governors of the Colorado State University System; Trustees of Fort Lewis College; Regents of the University of Colorado; Trustees of the Colorado School of Mines; University of Northern Colorado; State Board for Community Colleges and Occupational Education State System Community Colleges; and Auraria Higher Education Center -- Notwithstanding the limitations set forth in subsection (3) of section 1 of this act, the FTE reflected in these line items are shown for informational purposes and are not intended to be a limitation on the budgetary flexibility allowed by section 23-1-104 (1) (a) (I), C.R.S.

55 Department of Higher Education, Governing Boards, Trustees of Adams State College; Trustees of Mesa State College; Trustees of Metropolitan State College of Denver; Trustees of Western State College; Board of Governors of the Colorado State University System; Trustees of Fort Lewis College; Regents of the University of Colorado; Trustees of the Colorado School of Mines; University of Northern Colorado; State Board for Community Colleges and Occupational Education State System Community Colleges -- The tuition increases from which the General Assembly derived the total cash spending authority for each governing board are based on the requested amounts submitted by the institutions as approved by the Colorado Commission on Higher Education, except that tuition spending authority for the University of Colorado includes an additional \$1,603,118 for investment in merit based aid.

SECTION 2. Safety clause. The general assembly hereby finds, determines, and declares that this act is necessary for the immediate preservation of the public peace, health, and safety.

Approved: March 8, 2006