

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

REREVISED

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

LLS NO. 19-0855.01 Conrad Imel x2313

HOUSE BILL 19-1196

HOUSE SPONSORSHIP

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SENATE SPONSORSHIP

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House Committees
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A BILL FOR AN ACT

101 **CONCERNING STUDENT FINANCIAL ASSISTANCE FOR STUDENTS WHO**
102 **ARE CLASSIFIED AS IN-STATE STUDENTS FOR TUITION PURPOSES.**

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 existing law, a student who does not have lawful immigration status who attended high school in Colorado for at least 3 years before graduating from a Colorado high school or before successfully completing a high school equivalency examination, is admitted to a qualifying institution of higher education within 12 months after high school graduation, and has submitted an affidavit stating that

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
3rd Reading Unamended
April 17, 2019

SENATE
2nd Reading Unamended
April 16, 2019

HOUSE
3rd Reading Unamended
March 25, 2019

HOUSE
2nd Reading Unamended
March 22, 2019

the student has applied for lawful presence or will apply as soon as he or she is eligible, must be classified as an in-state student for tuition purposes. Such a student is eligible for the college opportunity fund program upon verification of the student's uniquely identifying student number and may be eligible for institutional or private financial aid programs.

The bill makes such a student eligible for certain student financial assistance programs offered by the department of higher education to in-state students. Prior to becoming eligible, the student is subject to the same verification requirements for eligibility to participate in the college opportunity fund program.

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

2 **SECTION 1.** In Colorado Revised Statutes, 23-7-110, **amend**
3 (2)(b) as follows:

4 **23-7-110. Tuition classification of students who successfully**
5 **complete high school or a high school equivalency examination in**
6 **Colorado.** (2) (b) The institution shall not count a student described in
7 ~~paragraph (a) of this subsection~~ (2) SUBSECTION (2)(a) OF THIS SECTION
8 as a resident for any purpose other than tuition classification; except that
9 the student is eligible for the college opportunity fund program pursuant
10 to the provisions of part 2 of article 18 of this ~~title~~ TITLE 23 AND STATE
11 STUDENT FINANCIAL ASSISTANCE PURSUANT TO ARTICLE 3.3 OF THIS TITLE
12 23, upon confirmation of the student's uniquely identifying student
13 number provided by the local education provider where the student
14 graduated from high school or successfully completed his or her high
15 school equivalency examination, as defined in section 22-33-102 (8.5),
16 ~~C.R.S.~~, and may be eligible for institutional or other private financial aid
17 programs.

18 **SECTION 2.** In Colorado Revised Statutes, 24-76.5-103, **amend**
19 (3) introductory portion and (3)(i) as follows:

1 **24-76.5-103. Verification of lawful presence - exceptions -**
2 **reporting - rules.** (3) Verification of lawful presence in the United
3 States ~~shall not be~~ IS NOT required:

4 (i) For receipt of educational services or benefits from institutions
5 of higher education, except as may be limited pursuant to section
6 23-7-110, ~~C.R.S.~~, including participation in the college opportunity fund
7 program pursuant to part 2 of article 18 of title 23, ~~C.R.S.~~, college savings
8 plans pursuant to section 23-3.1-301, ~~C.R.S.~~, STATE STUDENT FINANCIAL
9 ASSISTANCE PURSUANT TO ARTICLE 3.3 OF TITLE 23, and any other
10 financial benefit of the institution of higher education relating to
11 attendance at the institution of higher education.

12 **SECTION 3. Safety clause.** The general assembly hereby finds,
13 determines, and declares that this act is necessary for the immediate
14 preservation of the public peace, health, and safety.