

**2013 Department of Higher Education Legislative Status Report (04/05/13)**

| Bill No.           | Short Title                                     | FI   | Sponsors                      | Description  | Status  |
|--------------------|---|------|-------------------------------|--|---|
| <b>House Bills</b> |   |      |                               |  |   |
| HB13-1004          | Colorado Careers Act of 2013                    | FI   | Duran & Melton / Kerr         | <p>Creates the career pathways program at CDLE. The program provides grants to eligible entities to enable individuals to acquire skills necessary to obtain or improve their employability.</p> <p>Current law requires the department of higher education (department) to produce a report on workforce needs and credential production. The bill includes local workforce investment boards in the description of entities with whom the department should consult to prepare the report.</p> <p>The report shall include the employment status of persons who have graduated in each of the previous five years, whether the degree is consistent with the employment status, salary information, and employment benefits.</p> | <p>1/09/13- H-Intro<br/>                 2/7/13- H-BUS<br/>                 H-BUS refer amended to H-APP<br/>                 4/1/13- H-APP refer to COW<br/>                 H-2nd Read (LOD)</p>  |
| HB13-1005          | Basic Ed & Career & Tech Ed Pilot Program       | FI   | Fields & Buckner / Todd       | <p>ESTF Bill, requires the CCCS to design new certificate programs to allow certain unemployed or underemployed adults to obtain a career and technical education certificate in 12 months or less. The certificate programs will be offered as a pilot program, and are intended to integrate information and math literacy development with career and technical training. (\$131,300 FFS)</p> <p>Examples of programs include certified nursing assistants, welding, early childhood education, EMT training, and wind technician.</p>  | <p>1/09/13- H-Intro<br/>                 1/30/13- H-ED<br/>                 H-ED refer amended to H-APP<br/>                 4/9/13- H-APP</p>  |
| HB13-1026          | WICHE Equipment & Renovations Fee Approp Reqmnt | FI   | Fischer / Schwartz (CDC Bill) | <p>CDC bill eliminates the requirement that an appropriation be made prior to spending a student fee assessed to out-of-state students that attend the veterinary medicine school at Colorado State University (CSU). Non-resident veterinary medicine students, including those students enrolled through WICHE, are assessed a \$1,001 annual fee to be used for facility renovations and equipment purchases. Allows for streamlined approval.</p>  | <p>1/09/13- H-Intro<br/>                 1/16/13- H-SA<br/>                 1/22/13- H-2nd (Passed)<br/>                 1/23/13- H-3rd (Passed)<br/>                 2/8/13- S-Intro<br/>                 2/21/13- S-ED<br/>                 2/26/13- S-2nd (Passed)<br/>                 2/27/13- S-3rd (Passed)<br/>                 Governor - Signed</p> |
| HB13-1057          | Retain Avalanche Information Center in DNR      | FI   | Mitsch Bush / Nicholson       | <p>CGS is scheduled to transfer to the Colorado School of Mines 1/31/13. This transfer results from House Bill 12-1355, and a MOU between the president of the university and DNR. This bill retains the functions of the Colorado Avalanche Information Center (CAIC), currently part of the CGS, in the DNR.</p>   | <p>Governor - Signed</p>  |
| HB13-1089          | Academic Freedom Act                            | -NFI | Humphrey / Renfroe            | <p><del>Direct teachers to create an environment that encourages students to intelligently and respectfully explore scientific questions and learn about scientific evidence related to biological and chemical evolution, global warming, and human cloning.</del></p> <p><del>Direct CDE and CCHE to notify all school districts and institutions of higher education of the provisions of their respective act by the beginning of the 2013-2014 school year and that the school districts and institutions of higher education shall disseminate that information to their employees.</del></p>  | <p>1/16/13- H-Intro<br/>                 2/4/13- H-ED<br/>                 H-ED Postpone Indefinitely</p>   |

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| HB13-1122          | Incentive Well Sev Tax Holiday & Higher Ed Funding  | -FI  | Scott / -        | For 2 years beginning on July 1, 2013, the bill exempts oil and gas from a well that begins production during the 2-year exemption period (incentive well) from the severance tax.<br><br>At the end of the exemption period, the oil and gas produced from an incentive well is subject to the severance tax, but the tax associated with the incentive well is not distributed in the same manner as the revenue from other wells. Instead, this revenue is deposited in the college opportunity fund. | 1/18/13- H-Intro<br>2/11/13- H-SA<br>H-SA Postpone Indefinitely  |
| HB13-1147          | Voter Registration at Public Higher Ed Institutions | FI   | Melton / Newell  | The bill requires a state institution of higher education to provide its students, when a student registers at the institution for the first time, the opportunity to apply for voter registration.  | Assign- H-SA<br>2/25/13- H-SA<br>3/1/13- H-2nd Read (Passed)<br>3/5/13- H-3rd Read (Passed)<br>3/20/13- S-SA<br>4/2/13- S-2nd Read (Passed)<br>4/3/13- S-3rd Read (Passed)                         |
| HB13-1151          | Sales & Use Tax Holiday For Higher Ed Textbooks     | -FI  | Moreno / Kefalas | Creates a one-day state sales and use tax exemption (holiday) for any textbook that is required or recommended for use at an institution of higher education and that is sold by a campus book store. This sales and use tax holiday occurs on the last Monday of August of the next 5 years. The exemption applies to new, used, and electronic textbooks. (Also permits identical local sales tax holiday.)  | 1/18/13- H-Intro<br>2/14/13- H-FIN<br>2/20/13- H-FIN<br>H-FIN Postpone Indefinitely  |
| HB 13-1165         | Creation of a Manufacturing Career Pathway          | FI   | Wilson / -       | This bill requires the SBCCOE, in consultation with DHE, CDE, and CDLE, to create a manufacturing career pathway program. The bill includes an appropriation of \$1.0 million to the CCCS to implement the career pathway.<br><br>The manufacturing career pathway shall connect school districts, community colleges, and 4-year institutions with adult education programs and local workforce development programs and allow a student to earn income while progressing along the career pathway.     | 1/30/13- H-Intro<br>2/18/13- H-ED<br>H-ED refer to H-APP<br>4/12/13- H-APP   |
| HB13-1175          | Higher Ed Funding Before Medicaid Expansion         | -CFI | Delgrosso / -    | This bill limits the Affordable Care Act's expansion of Medicaid to newly eligible persons until the general fund appropriation to higher education is at least \$747,000,000, which was approximately the general fund appropriation in 2007.   | 1/31/13- H-Intro<br>2/19/13- H-PHC<br>H-PHC Postponed Indefinitely   |
| HB13-1194          | In-State Tuition for Military Dependents            | FI   | Everett / Marble | This bill allows all dependents of members of the armed services, including children and spouses, to be eligible for in-state status at a Colorado public institution of higher education.   | 2/1/13- H-Intro<br>2/18/13- H-ED<br>H-ED refer to H-APP<br>3/8/13- H-APP<br>H-APP refer to COW<br>3/15/13- H-2nd Read (Passed)<br>3/18/13- H-3rd Read (Passed)<br>4/3/13- S Intro (assigned to SA) |

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| <b>House Bills</b> |   |    |                   |  |   |
| HB13-1219          | Statutory Changes to K-12 Education           | FI | Hamner / Todd     | <p>This bill makes several changes to existing K-12 statute that affect higher education:</p> <ul style="list-style-type: none"> <li>• Establish and maintain an educator identifier system and to review the content of educator preparedness programs.</li> <li>• Remove obsolete reporting requirements for the ASCENT program.</li> <li>• Change the name of the Literacy Instruction Authorization to an Adult Basic Education Authorization.</li> <li>• A local school board, BOCES, or institute charter high school can endorse high school diplomas to indicate that students have achieved postsecondary and workforce readiness. The criteria should reflect the expectations for postsecondary and workforce readiness that are applied nationally and internationally.</li> <li>• CDE shall annually report the total number of potential ASCENT program participants for the following school year (instead of on or before September 1).</li> </ul> | <p>2/4/13- H-Intro<br/>                 2/18/13- H-ED<br/>                 H-ED refer to COW<br/>                 2/22/13- H-2nd Read (Passed)<br/>                 2/26/13- H-3rd Read (Passed)<br/>                 3/1/13- H-Intro (assigned to S-ED)<br/>                 3/14/13- S-ED<br/>                 3/19/13- S-2nd Read (Passed)<br/>                 3/20/13- S-3rd Read (Passed)<br/>                 Sent to Governor</p> |
| HB13-1226          | No Concealed Carry at Colleges                | FI | Levy / Heath      | <p><del>This bill adds to the areas where individuals may not carry a concealed handgun.</del></p> <ul style="list-style-type: none"> <li><del>• Buildings at higher education institutions</del></li> <li><del>• Stadiums at higher education institutions</del></li> <li><del>• Sponsored events at higher education institutions</del></li> </ul> <p><del>Security officers may carry concealed handguns.</del></p>   | <p><del>2/7/13- H-Intro<br/>                 2/13/13- H-ED<br/>                 2/14/13- H-APP<br/>                 2/15/13- H- 2nd Read (Passed)<br/>                 2/18/13- H-3rd Read (Passed)<br/>                 3/4/13- S-SA<br/>                 S-SA refer to COW<br/>                 S- Laid Over to 5/10/13</del></p>   |
| HB13-1230          | Compensation for Persons Wrongly Incarcerated | FI | Williams / Guzman | <p>This bill aims to compensate people who have been wrongly incarcerated. That compensation includes tuition waivers at higher education institutions. C CHE shall implement a policy where each institution of higher education in the state shall waive tuition costs for an exonerated person, and for any child of an exonerated person who was conceived or legally adopted before the exonerated person was incarcerated.</p> <p>To receive a tuition waiver, an exonerated person or child of an exonerated person must apply to the institution and request such waiver in writing not later than 2 years after the later of the following dates:</p> <ul style="list-style-type: none"> <li>• The date upon which a district court issued an order of compensation on behalf of the exonerated person; or</li> <li>• In the case of a child of an exonerated person, the date upon which the child graduated from high school.</li> </ul>                | <p>2/13/13- H-Intro<br/>                 3/7/13- H-JUD<br/>                 H-JUD to H-APP<br/>                 4/1/13- H-JUD<br/>                 H-2nd Read (LOD)</p>   |
| HB13-1244          | Continuation of Ed Success Task Force         | FI | Fields / -        | <p>This bill extends the educational success task force until July 1, 2018. The bill removes the legislative members from the task force and places them in a separate committee that will oversee the work of the task force. The legislative council staff and the office of legislative legal services will provide staff support for the legislative committee, but not for the task force. The citizen task force is staffed by DHE and CDE, but precludes additional appropriations for that support.</p>  | <p>3/1/13- H-Intro<br/>                 3/18/13- H-ED<br/>                 H-ED refer to H-APP<br/>                 4/1/13- H-APP to COW</p>  |

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|-----------|--|----|-------------------|---|----------------------------------|
| HB13-1263 | Private Occupational School Requirements | -  | Primavera / Heath | <p>-This bill repeals the exemption for nonprofit private occupational schools and makes them subject to authorization and regulation by the private occupational school board.</p> <p>-This bill requires at least one member to be familiar with federal funds and loans instead of the Colorado Student Loan Program.</p> <p>-This bill repeals the board's authority to accredit a private occupational school, but the board will continue to authorize private occupational schools.</p> <p>-This bill instead requires the private occupational school to provide documentation establishing the school's financial stability instead of various financial documents.</p> <p>-Lastly, this bill repeals the requirement that a person who has a complaint must go to the school first and allows a person to file a complaint directly with the board.</p> | 3/15/13- H-Intro<br>4/8/13- H-ED |

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| <b>Senate Bills</b> |  |    |                                   |  |   |
| SB13-028            | Track Utility Data High Performance State Building | FI | Jones / Tyler                     | This bill requires state agencies, including higher education institutions, to monitor, track, and verify utility usage data for all state-assisted facilities designed, constructed, or substantially renovated on or after July 1, 2013.   | 1/09/13- S-Intro<br>2/4/13- S-SA (Passed)<br>2/11/13- S-2nd Read (Passed)<br>2/12/13- S-3rd Read (Passed)<br>2/13/13- H-Intro (assign to H-SA)<br>3/6/13- H-SA<br>H-SA refer to COW<br>3/8/13- H-2nd Read (Passed)<br>3/11/13- H-3rd Read (Passed)<br>3/22/13- Signed by Governor |
| SB13-031            | Tuition for Dropout Recovery Program Students      | FI | Giron / Pettersen                 | HB12-1146 allows a school district and a community college to establish a dropout recovery program permitting a student who has dropped out of high school, or students at-risk of dropping out, to complete their high school requirements exclusively at a community college or district junior college.<br><br>SB13-031 requires that a school district participating in the program pay the student portion of tuition for each class in which the student <u>enrolls</u> (rather than <u>completes</u> ).   | 1/16/13- S-Intro<br>1/31/13- S-ED (Passed)<br>2/11/13- S-2nd Read (Passed)<br>2/12/13- S-3rd Read (Passed)<br>2/13/13- H-Intro (assign to H-ED)<br>2/27/13- H-ED<br>3/1/13- H-2nd Read (Passed)<br>3/5/13- H-3rd Read (Passed)<br>Sent to Governor<br>3/15/13- Signed by Governor |
| SB13-033            | In-state Classification CO High School Completion  | FI | Giron & Johnston / Duran & Fields | Student shall be charged resident tuition rates at institutions of higher education if:<br><br>(1) the student attended high school in the state for at least 3 years immediately preceding graduation or attaining a general education equivalent degree (GED); and<br><br>(2) the student is admitted to a school of higher education within 1 academic year following graduation, or the attainment of a GED.<br><OR><br>(3) A high school graduate who has not been admitted to college within 1 year following graduation, but who otherwise satisfies the requirements in the bill, may be classified as an in-state student for tuition purposes so long as the student has been physically present in Colorado for at least 18 months prior to enrolling.<br><br>• The student is also eligible for COF stipends.<br>• The institutions may also consider these students eligible for institutional or other private financial aid programs.<br>• A student must submit an affidavit to the admitting institution stating that the student has applied for lawful presence, or will apply as soon as he or she is eligible to do so. | 1/15/13- S-Intro<br>1/24/13- S-ED (Passed)<br>S-ED refer to S-APP<br>S-APP refer to COW<br>2/22/13- S-2nd Read (Passed)<br>2/25/13- S-3rd Read (Passed)<br>2/27/13- H-ED<br>3/1/13- H-APP<br>3/5/13- H-2nd Read (Passed)<br>3/8/13- H-3rd Read (Passed)                           |

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| <b>Senate Bills</b> |  |     |                 |  |   |
| SB13-042            | Foreign Asst Med Professor Renew Physician License | FI  | Morse / Waller  | <p>Current law allows distinguished foreign teaching physicians to be licensed to practice medicine at a state medical school.</p> <p>To renew the license, the distinguished foreign teaching physician must serve as a full-time member of its academic faculty at a rank equal to an associate professor or higher. Assistant professors cannot renew their licenses.</p> <p>The bill allows an assistant professor who is a distinguished foreign teaching physician to renew his or her license.</p>  | <p>1/16/13- S-Intro<br/>2/6/13- S-HHS<br/>2/11/13- S-2nd Read (Passed)<br/>2/12/13- S-3rd Read (Passed)<br/>2/13/13- H-Intro (assign to HIE)<br/>3/14/13- H-HIE<br/>3/22/13- H-2nd Read (Passed)<br/>3/25/13- H-3rd Read (Passed)</p>       |
| SB13-053            | Exchange of Student Data K-12 and Postsecondary    | NFI | Kerr / Hamner   | <p>The bill establishes a procedure between CDE and DHE that allows for the transfer of available student data relevant to the transition from high school to the postsecondary system. The procedure must utilize student unit record data currently collected and maintained by the CDE and administered at no charge to local education providers, public institutions of higher education, or students.</p>  | <p>1/16/13- S-Intro<br/>2/14/13- S-ED<br/>S-ED to COW<br/>2/22/13- S-2nd Read (Passed)<br/>2/22/13- S-3rd Read (Passed)<br/>3/18/13- H-ED<br/>3/26/13- H-2nd Read (Passed)<br/>3/27/13- H-3rd Read (Passed)</p>                             |
| SB 13-071           | Student ID Number for Adult Education Programs     | NFI | Hudak / Fields  | <p>The bill requires the commissioner of education to assign a unique student identifier for each person enrolled in an adult basic education program or GED program, if the person has not previously been assigned a state-assigned student identifier in Colorado. CDE shall retain records of the state-assigned student identifiers.</p>  | <p>1/22/13- S-Intro<br/>3/14/13- S-ED<br/>3/19/13- S-2nd Read (Passed)<br/>3/20/13- S-3rd Read (Passed)<br/>3/20/13- H-Intro (assigned to ED)<br/>3/28/13- H-ED<br/>4/1/13- H-2nd Read (Passed)<br/>4/2/13- H-3rd Read (Passed)</p>         |
| SB 13-090           | Suppl Approp Dept of Higher Ed                     | N/A | Steadman / Levy | <p>Supplemental appropriations are made to the department of higher education.</p> <p>Additional: \$9.3 Million General Fund in FY 12-13 for operating (1.7% increase)</p> <p><u>Current: \$513 M</u></p> <p>FY 12-13: ~\$522M</p>   | <p>1/28/13- S-Intro<br/>1/31/13- S-APP (Passed)<br/>2/1/13- S-2nd (Passed)<br/>2/4/13- S-3rd (Passed)<br/>2/4/13- H-Intro<br/>2/8/13- H-APP<br/>2/8/13- H-2nd Read (Passed)<br/>2/11/13- H-3rd Read (Passed)<br/>2/19/13- Signed by Gov</p> |
| SB 13-124           | Higher Ed Institutions Fee-for-Service Contracts   | FI  | Lambert / -     | <p><del>DHE annually enters into fee-for-service contracts with the governing boards of the institutions of higher education. The bill repeals language that allows an institution of higher education and DHE to transfer a certain percentage of the college opportunity fund stipends for use in fee-for-service contracts.</del></p> <p><del>The amount must reflect the actual cost of the services provided, cannot change over the term of the contract, cannot increase or decrease by more than the amount of inflation from year to year, and must specify the per full-time student amount that the department will pay for the services. In their annual reporting, the department must provide copies of the fee-for-service contracts.</del></p> | <p>1/29/13- S-Intro<br/>2/14/13- S-ED<br/>2/20/13 S-ED Postponed-Indefinitely</p>   |

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| <b>Senate Bills</b> |   |     |                  |   |  |
| SB 13-133           | Distribution of State Share of Limited Gaming Funds | FI  | Steadman / Gerou | <p>This bill changes the distribution of the Limited Gaming Fund. The changes that affect institutions higher education include:</p> <ul style="list-style-type: none"> <li>• Distribution to the Bioscience Discovery Evaluation Cash Fund – from 18% of the statutory Limited Gaming Fund range (\$19,200,000 to \$48,500,000) to a flat amount of \$5,500,000</li> <li>• Distribution to the Innovative Higher Education Research Fund – from 7% of the statutory Limited Gaming Fund range (\$19,200,000 to \$48,500,000) to a flat amount of \$2,100,000</li> </ul>  | <p>1/29/12- S-Intro<br/>                     1/31/13- S-APP (Passed)<br/>                     2/1/13- S-2nd (Passed)<br/>                     2/4/13- S-3rd (Passed)<br/>                     2/4/13- H-Intro<br/>                     2/15/13- H-APP<br/>                     H-APP refer to COW<br/>                     2/21/13- H-2nd Read (Passed)<br/>                     2/22/13- H-3rd Read (Passed)<br/>                     Sent to Governor<br/>                     3/8/13- Signed by Gov</p> |
| SB 13-165           | Community Colleges Limited Number Bachelor Degrees  | FI  | Todd / Wilson    | <p>The bill allows the state board for community colleges and occupational education (SBCCOE) to seek approval from CCHE for up to 10 technical, career and work force development baccalaureate degree programs that may be offered at community colleges.</p> <p><u>The CCHE shall consider:</u></p> <p>(1) whether the SBCCOE provides data demonstrating workforce and student demand for the degree program;</p> <p>(2) the regional and professional accreditation requirement for the degree program;</p> <p>(3) whether the SBCCOE can demonstrate that the degree program is cost-effective; and</p> <p>(4) whether the SBCCOE can demonstrate that the degree program is sufficiently distinguishable from a degree program at a public-four year college in the same geographic service area, &lt;OR&gt; that the degree program is one that has previously been offered successfully in conjunction with another four-year institution of higher education.</p> <p>Also, CCHE may consult with any public 4 year college that shares the same geographic service area as the proposed degree program, to inform the CCHE of any anticipated systemwide effects of the new degree program.</p> | <p>2/7/13- S-Intro (assign to S-ED)<br/>                     3/14/13- S-ED<br/>                     3/19/13- S-2nd Read (Passed)<br/>                     3/20/13- S-3rd Read (Passed)<br/>                     3/20/13- H-Intro (assigned to ED)<br/>                     4/8/13- H-ED</p>  |
| SB13-178            | Red Rocks Physician Assistant Graduate Program      | NFI | Hudak / Hamner   | <p>This bill changes the role and mission of Red Rocks Community College to allow it to offer a physician assistant masters degree.</p> <p>This bill is being pursued on account of a requirement change from the accrediting body of physician assistants (ARC-PA).</p> <p>Currently, Red Rocks Community College offers a certificate program in physician assistant studies. Through an affiliation with St. Francis University in Pennsylvania, students may obtain a master of medical science degree.</p> <p>ARC-PA standards state that programs accredited prior to 2013 that do not currently offer a graduate degree <i>must</i> transition to conferring a graduate degree, which <i>should</i> be awarded by the sponsoring institutions, upon all PA students who matriculate into the program after 2020.</p>   | <p>2/13/13-S-Intro<br/>                     3/13/13- S-HHS<br/>                     S-HHS refer to S-ED<br/>                     3/22/13- S-ED<br/>                     3/27/13- S-2nd Read (Passed)<br/>                     3/28/13- S-3rd Read (Passed)<br/>                     3/28/13- H-Intro (assigned to HIE)<br/>                     4/9/13- H-HIE</p>  |
| <b>Senate Bills</b> |   |     |                  |   |  |

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|----------|---|----|-------------------|--|-----------------------------------|
| SB13-206 | Direct Deposit Income Tax Refunds College Savings | -  | Hudak / Pettersen | <p>The Department of Revenue and the Department of Higher Education's ColleeInvest Division shall develop a direct deposit option to be included on the Colorado tax return form.</p> <p>-The direct deposit option shall be limited to a single 529 account administered through ColleeInvest.</p> <p>-The tax return deposit section shall include information on how to set up a ColleeInvest 529 account.</p> <p>-This shall be included on the 2013 state tax return form.</p>  | 3/13/13- S-Intro<br>4/9/13- S-FIN |
| SB13-218 | CO Key Industries Workforce Grant Program         | -  | Heath /           | <p>The bill creates the Colorado key industries workforce program to provide moneys to state institutions of higher education to assist nontraditional students who are seeking bachelor's degrees in key industry sectors. Eligible institutions must partner with a key industries that anticipate hiring students who complete the degree, and who agree to match funds received through the grant program.</p> <p>The grant program is overseen by a board established by DHE consisting of the director of OEDIT and 10 other representatives from higher education and business appointed by the Governor.</p> | 3/15/13- S-Intro<br>4/10/13- S-ED |