

**NOTE: This bill has been prepared for the signature of the appropriate legislative officers and the Governor. To determine whether the Governor has signed the bill or taken other action on it, please consult the legislative status sheet, the legislative history, or the Session Laws.**

# An Act

HOUSE BILL 09-1264

BY REPRESENTATIVE(S) Benefield, Apuan, Court, Gardner B., Kerr A., Levy, McCann, Miklosi, Pace, Roberts, Ryden, Solano, Kerr J., Massey, Merrifield, Schafer S., Summers, Todd;  
also SENATOR(S) Hudak, Bacon, Boyd, Foster, Groff, Heath, Lundberg, Newell, Sandoval, Schwartz, Spence, Williams.

CONCERNING THE COSTS ASSOCIATED WITH COLLEGE-LEVEL ACADEMIC PROGRAMS FOR STATE INMATES.

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

**SECTION 1.** 17-32-105 (1) (g), Colorado Revised Statutes, is amended to read:

**17-32-105. Development of correctional education program - goals and objectives.** (1) On and after July 1, 1990, the program shall have responsibility for the provision of educational services to persons in correctional facilities under the control of the department and for the development and implementation of a comprehensive competency-based education program, which program shall conform to the goals and objectives outlined in this subsection (1). The correctional education program may be implemented in phases with the goals and objectives implemented in all facilities in the order specified in this subsection (1);

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

except that the goal and objective stated in paragraph (a) of this subsection (1) shall be implemented in all correctional facilities no later than July 1, 1991, and the entire program shall be completely implemented in all correctional facilities no later than July 1, 1992. The program shall continue to operate instructional services currently offered in correctional facilities until such services are incorporated in or replaced by instructional services offered under the correctional education program. The correctional education program shall encompass the following goals and objectives:

(g) Seventh, to provide every person in a correctional facility who demonstrates college-level aptitudes with the opportunity to participate in college-level academic programs ~~which~~ THAT may be offered within the correctional facility. UNLESS FINANCIAL ASSISTANCE FOR COSTS OF THE PROGRAMS IS PROVIDED THROUGH PROGRAMS DESCRIBED IN SUBSECTION (4) OF THIS SECTION OR THROUGH PRIVATE OR FEDERALLY FUNDED GRANTS OR SCHOLARSHIPS, costs associated with the college-level academic programs shall be borne entirely by the person participating in the program.

**SECTION 2. Act subject to petition - effective date.** This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution, (August 5, 2009, if adjournment sine die is on May 6, 2009); except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item,

section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

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Terrance D. Carroll  
SPEAKER OF THE HOUSE  
OF REPRESENTATIVES

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Peter C. Groff  
PRESIDENT OF  
THE SENATE

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Marilyn Eddins  
CHIEF CLERK OF THE HOUSE  
OF REPRESENTATIVES

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Karen Goldman  
SECRETARY OF  
THE SENATE

APPROVED \_\_\_\_\_

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Bill Ritter, Jr.  
GOVERNOR OF THE STATE OF COLORADO