

**Schedule 13
Change Request for FY 2010-11 Budget Request Cycle**

Decision Item FY 2010-11		Base Reduction Item FY 2010-11			Supplemental FY 2009-10			Budget Amendment FY 2010-11			
Request Title: FY 2009-10 Higher Education Budget Balancing Reduction - Part 3											
Department: Higher Education					Dept. Approval by <i>Ans [Signature]</i>			Date: 11/21/10			
Priority Number: S-04, BA-03					OSPB Approval: <i>[Signature]</i>			Date: 1-22-10			
	Fund	1	2	3	4	5	6	7	8	9	10
		Prior-Year Actual FY 2008-09	Appropriation FY 2009-10	Supplemental Request FY 2009-10	Total Revised Request FY 2009-10	Base Request FY 2010-11	Decision/ Base Reduction FY 2010-11	November 1 Request FY 2010-11	Budget Amendment FY 2010-11	Total Revised Request FY 2010-11	Change from Base (Column 5) FY 2011-12
Total of All Line Items	Total	2,150,893,475	2,299,303,612	(5,301,997)	2,294,001,615	2,323,258,912	(55,981,958)	2,267,278,954	(5,500,000)	2,261,778,954	(150,676,055)
	FTE	18,957.5	20,563.6	0.0	20,563.6	20,563.6	0.0	20,563.6	0.0	20,563.6	0.0
	GF	283,671,116	283,795,604	(5,500,000)	278,295,604	307,750,904	0	307,750,904	0	307,750,904	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	1,151,742,931	1,327,161,508	0	1,327,161,508	1,327,161,508	0	1,327,161,508	0	1,327,161,508	0
	RF	584,603,373	537,670,447	(5,301,997)	532,368,450	637,670,447	0	537,670,447	0	537,670,447	0
	FF	150,676,055	150,676,055	5,500,000	156,176,055	150,676,055	(55,981,958)	94,694,097	(5,500,000)	89,194,097	(150,676,055)
(4) College Opportunity Fund Program (B) Fee-for-service Contracts with State Institutions	Total	272,563,654	263,801,516	(5,301,997)	258,499,519	287,756,816	0	287,756,816	0	287,756,816	0
	FTE	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	GF	272,563,654	263,801,516	(5,301,997)	258,499,519	287,756,816	0	287,756,816	0	287,756,816	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0	0	0	0
	RF	0	0	0	0	0	0	0	0	0	0
	FF	0	0	0	0	0	0	0	0	0	0
(5) GOVERNING BOARDS (A) Trustees of Adams State College	Total	22,862,997	23,032,317	0	23,032,317	23,032,317	(1,045,784)	21,986,533	(123,546)	21,862,987	(2,459,127)
	FTE	271.5	271.2	0.0	271.2	271.2	0.0	271.2	0.0	271.2	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	8,254,548	8,423,868	0	8,423,868	8,423,868	0	8,423,868	0	8,423,868	0
	RF	12,149,322	12,149,322	(123,546)	12,025,776	12,149,322	0	12,149,322	0	12,149,322	0
	FF	2,459,127	2,459,127	123,546	2,582,673	2,459,127	(1,045,784)	1,413,343	(123,546)	1,289,797	(2,459,127)
(5) GOVERNING BOARDS (B) Trustees of Mesa State College	Total	50,198,176	52,167,630	0	52,167,630	52,167,630	(1,730,136)	50,437,494	(205,417)	50,232,077	(4,117,215)
	PTE	452.2	508.9	0.0	508.9	508.9	0.0	508.9	0.0	508.9	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	26,190,569	28,182,023	0	28,182,023	28,182,023	0	28,182,023	0	28,182,023	0
	RF	19,888,392	19,888,392	(205,417)	19,682,975	19,888,392	0	19,888,392	0	19,888,392	0
	FF	4,117,215	4,117,215	205,417	4,322,632	4,117,215	(1,730,136)	2,387,079	(205,417)	2,181,662	(4,117,215)
(5) GOVERNING BOARDS (C) Trustees of Metropolitan State College of Denver	Total	103,011,292	118,206,190	0	118,206,190	118,206,190	(5,269,753)	110,936,437	(416,478)	110,519,959	(9,934,844)
	FTE	1,056.3	1,196.9	0.0	1,196.9	1,196.9	0.0	1,196.9	0.0	1,196.9	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	63,297,880	66,492,778	0	66,492,778	66,492,778	0	66,492,778	0	66,492,778	0
	RF	39,778,568	39,778,568	(416,478)	39,362,090	38,778,568	0	39,778,568	0	39,778,568	0
	FF	9,934,844	9,934,844	416,478	10,351,322	9,934,844	(5,269,753)	4,665,091	(416,478)	4,248,613	(9,934,844)

**Schedule 13
Change Request for FY 2010-11 Budget Request Cycle**

Decision Item FY 2010-11		Base Reduction Item FY 2010-11			Supplemental FY 2009-10			Budget Amendment FY 2010-11			
Request Title: FY 2009-10 Higher Education Budget Balancing Reduction - Part 3											
Department: Higher Education					Dept. Approval by:			Date:			
Priority Number: S-04, BA-03					OSPB Approval:			Date:			
	Fund	1	2	3	4	5	6	7	8	9	10
		Prior-Year Actual FY 2008-09	Appropriation FY 2009-10	Supplemental Request FY 2009-10	Total Revised Request FY 2009-10	Base Request FY 2010-11	Decision/ Base Reduction FY 2010-11	November 1 Request FY 2010-11	Budget Amendment FY 2010-11	Total Revised Request FY 2010-11	Change from Base (Column 5)
(5) GOVERNING BOARDS (D) Trustees of Western State College	Total	21,506,439	21,520,488	0	21,520,488	21,520,488	(868,516)	20,651,972	(99,773)	20,552,199	(2,280,870)
	FTE	230.9	242.3	0.0	242.3	242.3	0.0	242.3	0.0	242.3	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	9,333,422	9,347,471	0	9,347,471	9,347,471	0	9,347,471	0	9,347,471	0
	RF	8,892,147	9,892,147	(99,773)	9,792,374	8,892,147	0	9,892,147	0	9,892,147	0
	FF	2,280,870	2,280,870	99,773	2,380,643	2,280,870	(868,516)	1,412,354	(99,773)	1,312,581	(2,280,870)
(5) GOVERNING BOARDS (E) Board of Governors of the Colorado State University System	Total	364,374,938	388,544,328	0	388,544,328	388,544,328	(13,704,685)	374,839,643	(1,115,220)	373,724,423	(33,271,484)
	FTE	3,852.4	4,228.0	0.0	4,228.0	4,228.0	0.0	4,228.0	0.0	4,228.0	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	217,313,426	241,482,816	0	241,482,816	241,482,816	0	241,482,816	0	241,482,816	0
	RF	113,790,028	113,790,028	(1,115,220)	112,674,808	113,790,028	0	113,790,028	0	113,790,028	0
	FF	33,271,484	33,271,484	1,115,220	34,386,704	33,271,484	(13,704,685)	19,568,799	(1,115,220)	18,453,579	(33,271,484)
(5) GOVERNING BOARDS (F) Trustees of Fort Lewis College	Total	38,694,784	40,093,482	0	40,093,482	40,093,482	(1,134,929)	38,958,553	(83,194)	38,875,359	(3,978,508)
	FTE	432.3	461.9	0.0	461.9	461.9	0.0	461.9	0.0	461.9	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	25,810,454	27,309,152	0	27,309,152	27,309,152	0	27,309,152	0	27,309,152	0
	RF	8,805,822	8,805,822	(83,194)	8,722,628	8,805,822	0	8,805,822	0	8,805,822	0
	FF	3,978,508	3,978,508	83,194	4,061,702	3,978,508	(1,134,929)	2,843,579	(83,194)	2,760,385	(3,978,508)
(5) GOVERNING BOARDS (G) Regents of the University of Colorado	Total	777,020,554	849,657,526	0	849,657,526	849,657,526	(14,992,069)	834,665,457	(1,497,610)	833,167,847	(49,995,467)
	FTE	6,441.1	6,914.5	0.0	6,914.5	6,914.5	0.0	6,914.5	0.0	6,914.5	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	549,217,274	639,800,546	0	639,800,546	639,800,546	0	639,800,546	0	639,800,546	0
	RF	177,807,813	159,761,513	(1,497,610)	158,263,903	159,761,513	0	159,761,513	0	159,761,513	0
	FF	49,995,467	49,995,467	1,497,610	51,493,077	49,995,467	(14,992,069)	35,003,398	(1,497,610)	33,505,788	(49,995,467)
(5) GOVERNING BOARDS (H) Trustees of the Colorado School of Mines	Total	82,960,296	92,068,097	0	92,068,097	92,068,097	(1,598,103)	90,469,994	(179,866)	90,290,128	(4,443,761)
	FTE	629.4	667.5	0.0	667.5	667.5	0.0	667.5	0.0	667.5	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	59,722,909	68,830,711	0	68,830,711	68,830,711	0	68,830,711	0	68,830,711	0
	RF	18,793,625	18,793,625	(179,866)	18,613,759	18,793,625	0	18,793,625	0	18,793,625	0
	FF	4,443,761	4,443,761	179,866	4,623,627	4,443,761	(1,598,103)	2,845,658	(179,866)	2,665,792	(4,443,761)

**Schedule 13
Change Request for FY 2010-11 Budget Request Cycle**

Decision Item FY 2010-11		Base Reduction Item FY 2010-11			Supplemental FY 2009-10		Budget Amendment FY 2010-11				
Request Title: FY 2009-10 Higher Education Budget Balancing Reduction - Part 3		Dept. Approval by:			Date:						
Department: Higher Education		OSPB Approval:			Date:						
Priority Number: S-04, BA-03											
	Fund	1 Prior-Year Actual FY 2008-09	2 Appropriation FY 2009-10	3 Supplemental Request FY 2009-10	4 Total Revised Request FY 2009-10	5 Base Request FY 2010-11	6 Decision/ Base Reduction FY 2010-11	7 November 1 Request FY 2010-11	8 Budget Amendment FY 2010-11	9 Total Revised Request FY 2010-11	10 Change from Base (Column 5) FY 2011-12
(5) GOVERNING BOARDS	Total	97,282,524	103,141,988	0	103,141,988	103,141,988	(3,115,667)	100,026,321	(348,308)	99,678,013	(8,909,433)
(I) University of Northern Colorado	FTE	1,015.0	983.4	0.0	983.4	983.4	0.0	983.4	0.0	983.4	0.0
	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	53,196,213	59,055,677	0	59,055,677	59,055,677	0	59,055,677	0	59,055,677	0
	RF	35,176,878	35,176,878	(348,308)	34,828,570	35,176,878	0	35,176,878	0	35,176,878	0
	FF	8,909,433	8,909,433	348,308	9,257,741	8,909,433	(3,115,667)	6,793,766	(348,308)	5,445,458	(8,909,433)
(5) GOVERNING BOARDS	Total	293,127,019	323,443,661	0	323,443,661	323,443,661	(10,693,377)	312,750,284	(1,232,585)	311,517,699	(25,653,045)
(J) State Board for Community Colleges and Occupational Education	FTE	4,576.4	5,089.0	0.0	5,089.0	5,089.0	0.0	5,089.0	0.0	5,089.0	0.0
State System Community Colleges	GF	0	0	0	0	0	0	0	0	0	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	149,306,236	178,156,464	0	178,156,464	178,156,464	0	178,156,464	0	178,156,464	0
	RF	118,520,778	119,634,152	(1,232,585)	118,401,567	119,634,152	0	119,634,152	0	119,634,152	0
	FF	25,300,005	25,653,045	1,232,585	26,885,630	25,653,045	(10,693,377)	14,969,668	(1,232,585)	13,727,083	(25,653,045)
(5) LOCAL DISTRICT	Total	15,890,257	15,890,257	0	15,890,257	15,890,257	(1,134,067)	14,756,190	(124,798)	14,631,392	(3,288,323)
(J) JUNIOR COLLEGE GRANTS PURSUANT TO SECTION 23-71-301, C.R.S.	FTE	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	GF	12,601,934	12,601,934	(124,798)	12,477,136	12,601,934	0	12,601,934	0	12,601,934	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0	0	0	0
	RF	0	0	0	0	0	0	0	0	0	0
	FF	3,288,323	3,288,323	124,798	3,413,121	3,288,323	(1,134,067)	2,154,256	(124,798)	2,029,458	(3,288,323)
(7) DIVISION OF OCCUPATIONAL EDUCATION	Total	11,202,546	9,736,132	0	9,736,132	9,736,132	(694,872)	9,041,260	(73,205)	8,968,055	(2,343,978)
(C) Area Vocational School Support	FTE	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0	0.0
	GF	8,505,528	7,392,154	(73,205)	7,318,949	7,392,154	0	7,392,154	0	7,392,154	0
	GFE	0	0	0	0	0	0	0	0	0	0
	CF	0	0	0	0	0	0	0	0	0	0
	RF	0	0	0	0	0	0	0	0	0	0
	FF	2,697,018	2,343,978	73,205	2,417,183	2,343,978	(694,872)	1,649,106	(73,205)	1,575,901	(2,343,978)

Non-Line Item Request: _____
 Letternote Revised Text: **To be updated upon receipt of Final Spring Census Information in February 2010.**
 Cash or Federal Fund Name and COFRS Fund Number: **federal funds; Education Stabilization Fund of American Recovery and Reinvestment Act of 2009.**
 Reappropriated Funds Source, by Department and Line Item Name: **Higher Education (4) College Opportunity Fund Program - Stipends, Fee for Service Contracts**
 Approval by OIT? Yes: No: N/A:
 Schedule 13s from Affected Departments: _____



DEPARTMENT OF HIGHER EDUCATION

Budget Reduction Proposal

January 27, 2010

D. Rico Munn
Executive Director

S-04, BA-03 – FY 2009-10 Higher Education Budget Balancing Reduction – Part 3

Proposal:

On December 18, 2009, the Governor's Office of State Planning and Budgeting and the Legislative Council presented their revenue forecasts. These forecasts project the need for additional budget balancing action to be taken in the current year (FY 2009-10) and therefore the Department seeks an additional General Fund reduction to the governing boards, local district colleges, and the area vocational schools of an additional \$5,500,000. The Department recommends that this reduction be fully backfilled with federal State Fiscal Stabilization Funds (SFSF) from the American Recovery and Reinvestment Act of 2009 (ARRA). This reduction as recommended impacts federal funding and reduces by \$5,500,000 the amount of SFSF funds available in FY 2010-11. This reduction is reflected in the corresponding Schedule 13.

State support for the governing boards, local district colleges, and the area vocational schools has been reduced significantly in an effort to balance the state budget. To date, each of the cuts in FY 2008-09 and FY 2009-10 have been fully backfilled with federal stimulus dollars from the Education Stabilization Fund of the State Fiscal Stabilization Fund allocated from ARRA. The net effect of this refinancing is a reduction in the SFSF funds available in FY 2010-11, the year in which the governing boards, local district colleges, and the area vocational schools will experience effective cuts to their state/federal funding.

The Department's request is the fourth FY 2009-10 General Fund reduction and refinancing to the institutions of higher education in this economic downturn (since December 2008) and is in response to projections of available revenue in the Legislative Council staff's December 2009 revenue forecast.

Three of these reductions have been recommended to date in FY 2009-10, since the close of the 2009 legislative session. In total, the General Fund reduction from both the August 25, 2009 and the December 1, 2009 requests results in a total reduction of \$226,153,668 in FY 2009-10. With this recommendation, the institutions of higher education will have been reduced \$231,653,668 from their original FY 2009-10 appropriation (see table below).

FY 2009-10 General Fund Reductions				
Components	August 25, 2009 General Fund Reduction (ES-01)	December 1, 2009 General Fund Reduction (ES-02)	January 27, 2010 General Fund Reduction (S-04)	Total FY 2009-10 General Fund Reduction
Local District Junior Colleges	\$1,836,259	\$3,290,126	\$124,798	\$5,251,183
Area Vocational Schools	\$1,077,129	\$1,929,952	\$73,205	\$3,080,286
College Opportunity Fund Private Stipends	\$80,370	\$241,110	\$0	\$321,480
College Opportunity Fund Public Stipends	\$23,955,300	\$71,865,900	\$0	\$95,821,200
College Opportunity Fund Fee-for-service Contracts	\$53,963,500	\$67,914,022	\$5,301,997	\$127,179,519
TOTAL Reduction FY 2009-10 =>	\$80,912,558	\$145,241,110	\$5,500,000	\$231,653,668

Summary of Request:

The \$5,500,000 proposed General Fund reduction to the institutions of higher education is in addition to the reductions detailed in the August 25, 2009 FY 2009-10 "ES-01" request and the December 1, 2009 FY 2009-10 "ES-02" request. The net result of the funding to the institutions of higher education as a result of all recommended budget action in FY 2009-10 to date is identified in the following table.

Summary of FY 2009-10 Recommended Reductions									
Institutions of Higher Education	Summary of ES-01 and ES-02 (August 25, 2009 and December 1, 2009)			S-04 (January 27, 2010)			Result of January 27, 2010 request		
	General Fund from the College Opportunity Fund after both August 25th and December 1st reductions in FY 2009-10	ARRA after both August 25th and December 1st reductions in FY 2009-10	Total after both August 25th and December 1st reductions in FY 2009-10	Percent of General Fund as a result of August 25th and December 1st reductions	January 27th General Fund reduction	January 27th ARRA increase	General Fund from the College Opportunity Fund after August 25th, December 1st, and January 27th reductions in FY 2009-10	ARRA after August 25th, December 1st, and January 27th reductions in FY 2009-10	Total after August 25th, December 1st, and January 27th reductions in FY 2009-10
Adams State College	7,400,545	7,207,904	14,608,449	2.2%	(123,546)	123,546	7,276,999	7,331,450	14,608,449
Mesa State College	12,304,715	11,700,892	24,005,607	3.7%	(205,417)	205,417	12,099,298	11,906,309	24,005,607
Metropolitan State College of Denver	24,947,553	24,765,859	49,713,412	7.6%	(416,478)	416,478	24,531,075	25,182,337	49,713,412
Western State College	5,976,525	6,196,492	12,173,017	1.8%	(99,773)	99,773	5,876,752	6,296,265	12,173,017
Colorado State University System	66,803,074	80,088,438	146,891,512	20.3%	(1,115,220)	1,115,220	65,687,854	81,203,658	146,891,512
Fort Lewis College	4,983,422	7,752,908	12,736,330	1.5%	(83,194)	83,194	4,900,228	7,836,102	12,736,330
University of Colorado System	89,708,702	119,390,747	209,099,449	27.2%	(1,497,610)	1,497,610	88,211,092	120,888,357	209,099,449
Colorado School of Mines	10,774,179	12,463,207	23,237,386	3.3%	(179,866)	179,866	10,594,313	12,643,073	23,237,386
University of Northern Colorado	20,864,087	23,222,224	44,086,311	6.3%	(348,308)	348,308	20,515,779	23,570,532	44,086,311
Community College System	73,833,392	69,953,805	143,787,197	22.4%	(1,232,585)	1,232,585	72,600,807	71,186,390	143,787,197
Local District Junior Colleges	7,475,549	8,414,708	15,890,257	2.3%	(124,798)	124,798	7,350,751	8,539,506	15,890,257
Area Vocational Schools	4,385,073	5,351,059	9,736,132	1.3%	(73,205)	73,205	4,311,868	5,424,264	9,736,132
Totals	329,456,816	376,508,243	705,965,059	100.0%	(5,500,000)	5,500,000	323,956,816	382,008,243	705,965,059

The additional \$5,500,000 General Fund reduction in FY 2009-10 is allocated in an across-the-board manner. This was accomplished through allocating the reduction based on each institution's respective percentage share of the total December 1, 2009 General Fund (ES-02) amount. This percentage is multiplied by a negative \$5.5 million which results in the General Fund reductions identified above. The General Fund reduction that is experienced by each institution in FY 2009-10 is fully restored with the federal stimulus funding from the Education Stabilization Fund (identified as ARRA in the table).

The \$5,301,997 General Fund reduction to the Governing Boards is in the fee-for-service contracts from the College Opportunity Fund. The table on page 4 identifies these changes. Additionally, a history of the requests for FY 2009-10 is identified on page 5 of this narrative.

FY 2010-11 Impact:

The result of this recommendation is a further reduction of \$5,500,000 in ARRA federal funds available in FY 2010-11. The decreases in ARRA federal funds in FY 2010-11, were \$55,981,956 in the November 6, 2009 budget request. This \$55,981,956 amount took into consideration the \$80.9 million and \$145 million General Fund reductions and ARRA backfill from the August 25th and December 1st reductions, respectively. Since an additional use of ARRA funds in FY 2009-10 due to this request there is also a reduction of \$5,500,000, which makes the total ARRA federal fund reduction \$61,481,956 in FY 2010-11. This reduction is reflected in the budget amendment column of the attached Schedule 13 and the table on page 6. For a history of the ARRA funds in FY 2010-11 please see the table on page 7.

Schedule 13:

The Schedule 13 for this request is incremental in FY 2009-10 and is cumulative in FY 2010-11 as a budget amendment. As such the column 3 amount only reflects the changes in this "S-04" while the cumulative impact on the institutions of higher education is ES-02 (which incorporates ES-01) plus S-04, as noted in the table on page 5. For FY 2010-11 there is a budget amendment impact to the November 6, 2009 "BRI-01" request identified in column 8 (BA-03).

This request is part of the January 27, 2010 FY 2009-10 budget balancing package. No "letternote revised text" changes have been identified in this request as the February Census for enrollments and stipend eligible populations for higher education will change the stipend and fee-for-service splits for the governing boards. In February 2010, OSPB will submit the final higher Education request. At that time, the revised "letternotes" will be submitted accounting for this request and for both FY 2009-10 and FY 2010-11 stipend eligible populations.

Calculations for Request:

Please see the following pages for tables detailing the calculations for the request.

Future Issues:

The methodologies used in the August 25, 2009 budget balancing proposal for FY 2009-10, the December 1, 2009 budget balancing proposal for FY 2009-10, and in this January 27, 2010 proposal will not be the basis for future increases or decreases. Any adjustments to state funding for institutions of higher education in future fiscal years will be addressed without regard to these methodologies. Additionally, the Governor may decide to revise this January 27, 2010 FY 2009-10 request pursuant to future General Fund revenue forecasts.

The table below illustrates the FY 2009-10 Changes to the College Opportunity Fund fee-for-service contract as a result of the January 27, 2010 General Fund reduction.

Please note this table only identifies the Governing Boards and their respective financing through the College Opportunity Fund; the total amounts do not include the Local District Junior Colleges or the Area Vocational Schools.

Governing Board	FY 2009-10 College Opportunity Fund Allocation										
	College Opportunity Fund Appropriation FY 2009-10			FTE	Revised College Opportunity Fund Allocation (ES-02)			January 27, 2010 Reduction to Fee-for-service (S-04)			
	Original Stipend	Original Fee-for-service	College Opportunity Fund Appropriation FY 2009-10	College Opportunity Fund Eligible FTE	Revised Stipend	Revised Fee-for-service	Revised College Opportunity Fund	Requested Fee-for-service Reduction on January 27, 2010	Revised Stipend	Revised Fee-For-Service	Revised College Opportunity Fund
Adams State College	\$ 2,656,080	\$ 9,493,242	\$ 12,149,322	1,302	\$ 1,718,640	\$ 5,681,905	\$ 7,400,545	\$ (123,546)	\$ 1,718,640	\$ 5,558,359	\$ 7,276,999
Mesa State College	\$ 9,014,760	\$ 10,873,632	\$ 19,888,392	4,419	\$ 5,833,080	\$ 6,471,635	\$ 12,304,715	\$ (205,417)	\$ 5,833,080	\$ 6,266,218	\$ 12,099,298
Metropolitan State College of Denver	\$ 34,578,000	\$ 5,200,568	\$ 39,778,568	16,950	\$ 22,374,000	\$ 2,573,553	\$ 24,947,553	\$ (416,478)	\$ 22,374,000	\$ 2,157,075	\$ 24,531,075
Western State College	\$ 2,921,280	\$ 6,970,867	\$ 9,892,147	1,432	\$ 1,890,240	\$ 4,086,285	\$ 5,976,525	\$ (99,773)	\$ 1,890,240	\$ 3,986,512	\$ 5,876,752
Colorado State University System	\$ 41,524,200	\$ 72,095,828	\$ 113,620,028	20,355	\$ 26,868,600	\$ 39,934,474	\$ 66,803,074	\$ (1,115,220)	\$ 26,868,600	\$ 38,819,254	\$ 65,687,854
Fort Lewis College	\$ 4,706,280	\$ 4,051,542	\$ 8,757,822	2,307	\$ 3,045,240	\$ 1,938,182	\$ 4,983,422	\$ (83,194)	\$ 3,045,240	\$ 1,854,988	\$ 4,900,228
University of Colorado System	\$ 59,051,880	\$ 100,052,102	\$ 159,103,982	28,947	\$ 38,210,040	\$ 51,498,662	\$ 89,708,702	\$ (1,497,610)	\$ 38,210,040	\$ 50,001,052	\$ 88,211,092
Colorado School of Mines	\$ 5,526,360	\$ 13,267,265	\$ 18,793,625	2,709	\$ 3,575,880	\$ 7,198,299	\$ 10,774,179	\$ (179,866)	\$ 3,575,880	\$ 7,018,433	\$ 10,594,313
University of Northern Colorado	\$ 15,754,920	\$ 19,421,958	\$ 35,176,878	7,723	\$ 10,194,360	\$ 10,669,727	\$ 20,864,087	\$ (348,308)	\$ 10,194,360	\$ 10,321,419	\$ 20,515,779
Community College System	\$ 95,759,640	\$ 22,374,512	\$ 118,134,152	46,941	\$ 61,962,120	\$ 11,871,272	\$ 73,833,392	\$ (1,232,585)	\$ 61,962,120	\$ 10,638,687	\$ 72,600,807
Total	\$ 271,493,400	\$ 263,801,516	\$ 535,294,916	133,085	\$ 175,672,200	\$ 141,923,994	\$ 317,596,194	\$ (5,301,997)	\$ 175,672,200	\$ 136,621,997	\$ 312,294,197
Total change from FY 2009-10 Appropriation from ES-02 =>					\$ (95,821,200)	\$ (121,877,522)	\$ (217,698,722)		\$ (95,821,200)	\$ (127,179,519)	\$ (223,000,719)

The following table identifies the history of the Education Stabilization Fund from the State Fiscal Stabilization Fund in the American Recovery and Reinvestment Act of 2009 (ARRA). This table shows FY 2009-10 and identifies the iterations of the request for the current fiscal year ending with this additional reduction of \$5,500,000.

State and Federal Operating Funding for Colorado Public Institutions of Higher Education							Requires Waivers from ARRA MOE in FY 2009-10								
Institutions of Higher Education	Original FY 2008-09 General Fund from the College Opportunity Fund	FY 2005-06 <1>		FY 2008-09 <2>		FY 2009-10 <3>		Aug. 25th Revised FY 2009-10 <4>		Oct. 28th announcement - December 1st request for Revised FY 2009-10 <5>		January 27, 2010 request for FY 2009-10 <6>			
		General Fund from the College Opportunity Fund	State Fiscal Stabilization Funds	General Fund from the College Opportunity Fund	State Fiscal Stabilization Funds	General Fund from the College Opportunity Fund	State Fiscal Stabilization Funds	General Fund from the College Opportunity Fund	State Fiscal Stabilization Funds	General Fund from the College Opportunity Fund	State Fiscal Stabilization Funds	General Fund from the College Opportunity Fund	State Fiscal Stabilization Funds		
Adams State College	\$ 14,608,449	\$ 12,149,322	\$ 12,149,322	\$ 2,459,127	\$ 12,149,322	\$ 2,459,127	\$ 10,657,661	\$ 3,950,788	\$ 7,400,545	\$ 7,207,904	\$ (123,546)	\$ 123,546	\$ 7,276,999	\$ 7,331,450	
Mesa State College	\$ 24,005,607	\$ 19,888,392	\$ 19,888,392	\$ 4,117,215	\$ 19,888,392	\$ 4,117,215	\$ 17,720,246	\$ 6,283,361	\$ 12,304,715	\$ 11,700,892	\$ (205,417)	\$ 205,417	\$ 12,099,298	\$ 11,906,309	
Metropolitan State College of Denver	\$ 49,713,412	\$ 39,778,568	\$ 39,778,568	\$ 9,934,844	\$ 39,778,568	\$ 9,934,844	\$ 35,927,429	\$ 13,785,983	\$ 24,947,553	\$ 24,765,859	\$ (416,478)	\$ 416,478	\$ 24,531,075	\$ 25,182,337	
Western State College	\$ 12,173,017	\$ 9,892,147	\$ 9,892,147	\$ 2,280,870	\$ 9,892,147	\$ 2,280,870	\$ 8,606,904	\$ 3,566,113	\$ 5,976,525	\$ 6,196,492	\$ (99,773)	\$ 99,773	\$ 5,876,752	\$ 6,296,265	
Colorado State University System	\$ 146,891,512	\$ 113,620,028	\$ 113,620,028	\$ 33,271,484	\$ 113,620,028	\$ 33,271,484	\$ 96,204,335	\$ 50,687,177	\$ 66,803,074	\$ 80,088,438	\$ (1,115,220)	\$ 1,115,220	\$ 65,687,854	\$ 81,203,658	
Fort Lewis College	\$ 12,736,330	\$ 8,757,822	\$ 8,757,822	\$ 3,978,508	\$ 8,757,822	\$ 3,978,508	\$ 7,176,718	\$ 5,559,612	\$ 4,983,422	\$ 7,752,908	\$ (83,194)	\$ 83,194	\$ 4,900,228	\$ 7,836,102	
University of Colorado System	\$ 209,099,449	\$ 159,103,982	\$ 159,103,982	\$ 49,995,467	\$ 159,103,982	\$ 49,995,467	\$ 129,191,150	\$ 79,908,299	\$ 89,708,702	\$ 119,390,747	\$ (1,497,610)	\$ 1,497,610	\$ 88,211,092	\$ 120,888,357	
Colorado School of Mines	\$ 23,237,386	\$ 18,793,625	\$ 18,793,625	\$ 4,443,761	\$ 18,793,625	\$ 4,443,761	\$ 15,516,093	\$ 7,721,293	\$ 10,774,179	\$ 12,463,207	\$ (179,866)	\$ 179,866	\$ 10,594,313	\$ 12,643,073	
University of Northern Colorado	\$ 44,086,311	\$ 35,176,878	\$ 35,176,878	\$ 8,909,433	\$ 35,176,878	\$ 8,909,433	\$ 30,046,755	\$ 14,039,556	\$ 20,864,087	\$ 23,222,224	\$ (348,308)	\$ 348,308	\$ 20,515,779	\$ 23,570,532	
Community College System	\$ 142,320,783	\$ 117,020,778	\$ 117,020,778	\$ 23,300,005	\$ 118,134,152	\$ 25,653,045	\$ 106,328,825	\$ 37,458,372	\$ 73,833,392	\$ 69,953,805	\$ (1,232,585)	\$ 1,232,585	\$ 72,600,807	\$ 71,186,390	
Local District Junior Colleges	\$ 15,890,257	\$ 12,601,934	\$ 12,601,934	\$ 3,288,323	\$ 12,601,934	\$ 3,288,323	\$ 10,765,675	\$ 5,124,582	\$ 7,475,549	\$ 8,414,708	\$ (124,798)	\$ 124,798	\$ 7,350,751	\$ 8,539,506	
Area Vocational Schools	\$ 11,202,546	\$ 8,505,528	\$ 8,505,528	\$ 2,697,018	\$ 7,392,154	\$ 2,343,978	\$ 6,315,025	\$ 3,421,107	\$ 4,385,073	\$ 5,351,059	\$ (73,205)	\$ 73,205	\$ 4,311,868	\$ 5,424,264	
Sub-totals by General Fund and State Fiscal Stabilization Funds	\$ 705,965,059	\$ 555,289,004	\$ 555,289,004	\$ 150,676,055	\$ 555,289,004	\$ 150,676,055	\$ 474,456,816	\$ 231,508,243	\$ 329,456,816	\$ 376,508,243			\$ 323,956,816	\$ 382,008,243	
August 2009 adjustment to FY 2009-10 =>										\$ (80,832,188)	\$ 80,832,188				
October 28, 2009 announcement FY 2009-10 =>										\$ (145,000,000)	\$ 145,000,000	\$ (5,500,000)	\$ 5,500,000		
FY 2009-10 Request (Both August 25, 2009 + October 28, 2009 request) =>										\$ (225,832,188)	\$ 225,832,188				
TOTAL FY 2009-10 Request (August 25, 2009 + October 28, 2009 + January 27, 2010 Request) =>														\$ (231,332,188)	\$ 231,332,188
TOTAL by Fiscal Year		\$555,289,004	\$705,965,059	\$705,965,059	\$705,965,059	\$705,965,059	\$705,965,059	\$705,965,059	\$705,965,059	\$705,965,059			\$705,965,059	\$705,965,059	
<1> FY 2005-06 Source: S.B. 05-209, S.B. 05-518, H.B. 06-1370, & H.B. 06-1385															
<2> FY 2008-09 Source: H.B. 08-1375, S.B. 08-79, & S.B. 08-166, & S.B. 09-259															
<3> FY 2009-10 Source: S.B. 09-259 & S.B. 09-043															
<4> FY 2009-10 Source: Based on calculations described in the August 25, 2009 fact sheet (ES-01)															
<5> FY 2009-10 Source: Based on the October 28, 2009 announcement for an additional \$145 million reduction in General Fund to be restored with ARRA federal funds in FY 2009-10. Allocations sought in Early Supplemental December 1, 2009 FY 2009-10 request (ES-02)															
<6> FY 2009-10 Source: The FY 2009-10 additional reduction of \$5,500,000 in this request (S-04)															

- <1> FY 2005-06 – Identifies the Maintenance-of-Effort (MOE) state funding level for Institutions of Higher Education (per ARRA).
- <2> FY 2008-09 – Identifies the appropriation delineating between state funding and State Fiscal Stabilization Funding.
- <3> FY 2009-10 – Identifies the original total appropriation for the current fiscal year (before additional reductions and backfill).
- <4> August 25, 2009 – Identifies the \$80,832,188 reduction to the Institutions of Higher Education in FY 2009-10.
- <5> December 1, 2009 – Identifies the \$145,000,000 reduction to the Institutions of Higher Education in FY 2009-10.
- <6> January 27, 2010 – Identifies this request for an additional \$5,500,000 reduction to the Institutions of Higher Education in FY 2009-10.

The methodology for all FY 2010-11 federal funding reductions are based on the growth in state funding which institutions experienced between FY 2006-07 and FY 2008-09 (effective funding is reduced in the same way it was allocated). As such, this is the identical methodology to the BRI-01 request from November 6, 2009. For additional information on this methodology please see the November 6, 2009 "BRI-01" titled "Allocation for the College Opportunity Fund and State Fiscal Stabilization Fund in FY 2010-11". The following table identifies the FY 2010-11 ARRA impact (BA-03) of the \$5,500,000 General Fund reduction to the institutions of higher education in FY 2009-10. Please refer to columns K, L, and M.

PARTS =>	FY 2010-11 impact of January 27, 2010												
	A	B	C	D	E	F	G	H	I	J	K	L	M
Source / Methodology =>	Senate Bill 09-259 + Senate Bill 09-043			Senate Bill 07-239 + <2> Adjustment	E = C - D	House Bill 06-1385 + <3> Adjustment	G = D - F	H = G * 5.8%	I = E + H	J = B - I	K = G * 10.8%	L = J - K	M = A + L
Institutions of Higher Education	General Fund from the College Opportunity Fund (FY05-06 Base) <1>	ARRA <1>, <4>	Original State Funding FY 08-09	Original State Funding FY 07-08 <2>	Increase Over Prior Year (Reduction 1)	Original State Funding FY06-07 <3>	Increase Over Prior Year	Increase over Prior Year * 5.8% (Reduction 2)	Total ARRA Reduction	Total ARRA Funding in FY10-11 based on November 6, 2009 request	Additional \$5,500,000 ARRA reduction due to January 27, 2010 request (Reduction 3)	Total ARRA Funding in FY 2010-11	FY10-11 Total Funds (General Fund, College Opportunity Fund + ARRA)
Adams State College	\$ 12,149,322	\$ 2,459,127	\$ 14,608,449	\$ 13,624,080	\$ 984,369	\$ 12,562,412	\$ 1,061,668	\$ 61,415	\$ 1,045,784	\$ 1,413,343	\$ 114,720	\$ 1,298,623	\$ 13,447,945
Mesa State College	\$ 19,888,392	\$ 4,117,215	\$ 24,005,607	\$ 22,376,340	\$ 1,629,267	\$ 20,632,636	\$ 1,743,704	\$ 100,869	\$ 1,730,136	\$ 2,387,079	\$ 188,419	\$ 2,198,660	\$ 22,087,052
Metropolitan State College of Denver	\$ 39,778,568	\$ 9,934,844	\$ 49,713,412	\$ 44,644,910	\$ 5,068,502	\$ 41,165,915	\$ 3,478,995	\$ 201,251	\$ 5,269,753	\$ 4,665,091	\$ 375,928	\$ 4,289,163	\$ 44,067,731
Western State College	\$ 9,892,147	\$ 2,380,870	\$ 12,173,017	\$ 11,355,691	\$ 817,326	\$ 10,470,780	\$ 884,911	\$ 51,190	\$ 868,516	\$ 1,412,354	\$ 95,620	\$ 1,316,734	\$ 11,208,881
Colorado State University System	\$ 113,620,028	\$ 33,271,484	\$ 146,891,512	\$ 133,789,929	\$ 13,101,583	\$ 123,364,193	\$ 10,425,736	\$ 603,101	\$ 13,704,684	\$ 19,566,800	\$ 1,126,568	\$ 18,440,232	\$ 132,060,260
Fort Lewis College	\$ 8,757,822	\$ 3,978,508	\$ 12,736,330	\$ 11,652,935	\$ 1,083,395	\$ 10,745,795	\$ 908,142	\$ 52,533	\$ 1,134,928	\$ 2,843,580	\$ 98,131	\$ 2,745,449	\$ 11,503,271
University of Colorado System	\$ 159,103,982	\$ 49,995,467	\$ 209,099,449	\$ 194,986,340	\$ 14,113,109	\$ 179,791,878	\$ 15,194,462	\$ 878,960	\$ 14,992,069	\$ 35,003,398	\$ 1,641,860	\$ 33,361,538	\$ 192,465,520
Colorado School of Mines	\$ 18,793,625	\$ 4,443,761	\$ 23,237,386	\$ 21,737,271	\$ 1,500,115	\$ 20,043,357	\$ 1,693,914	\$ 97,988	\$ 1,598,103	\$ 2,845,658	\$ 183,038	\$ 2,662,620	\$ 21,456,245
University of Northern Colorado	\$ 35,176,878	\$ 8,909,433	\$ 44,086,311	\$ 41,156,170	\$ 2,930,141	\$ 37,949,011	\$ 3,207,159	\$ 185,526	\$ 3,115,667	\$ 5,793,766	\$ 346,554	\$ 5,447,212	\$ 40,624,090
Community College System	\$ 118,134,132	\$ 25,653,045	\$ 143,787,177	\$ 133,697,615	\$ 10,089,562	\$ 123,239,895	\$ 10,437,720	\$ 603,795	\$ 10,693,377	\$ 14,939,668	\$ 1,127,863	\$ 13,831,805	\$ 131,965,937
Local District Junior Colleges	\$ 12,601,934	\$ 3,288,323	\$ 15,890,257	\$ 14,823,001	\$ 1,067,256	\$ 13,668,051	\$ 1,154,950	\$ 66,811	\$ 1,134,067	\$ 2,154,256	\$ 124,800	\$ 2,029,456	\$ 14,631,390
Area Vocational Schools	\$ 7,392,134	\$ 2,343,978	\$ 9,736,132	\$ 9,082,213	\$ 653,919	\$ 8,374,262	\$ 707,951	\$ 40,953	\$ 694,872	\$ 1,649,106	\$ 76,499	\$ 1,572,607	\$ 8,964,761
Sub-totals by General Fund and State Fiscal Stabilization Funds	\$ 555,289,004	\$ 150,676,055	\$ 705,965,059	\$ 652,927,495	\$ 53,037,564	\$ 602,028,183	\$ 50,899,312	\$ 2,944,392	\$ 55,981,956	\$ 94,694,099	\$ 5,500,000	\$ 89,194,099	\$ 644,483,103
Adjustment due to Senate Bill 09-043 - Merger of San Juan Basin Technical College into Pueblo Community College.													
<1> Shifts \$1,113,374 General Fund and \$353,040 federal funds (ARRA) from the Area Vocational Schools to the Community College System in FY 2005-06 base allocation and Original State Funding FY 2008-09.													
<2> Shifts \$1,367,923 General Fund from the Area Vocational Schools to the Community College System in FY 2007-08.													
<3> Shifts \$1,261,340 General Fund from the Area Vocational Schools to the Community College System in FY 2006-07.													

Effective Funding Reduction Summary in FY 2010-11		
Column E – Identifies the growth in state funding between FY 2007-08 and FY 2008-09	\$	53,037,564
Column G – Identifies the growth in state funding between FY 2006-07 and FY 2007-08	\$	50,899,312
Total Growth from FY 2006-07 to FY 2008-09 =>		\$ 103,936,876
Column I – Identifies the total November 6, 2009 FY 2010-11 Request ARRA Reduction	\$	(55,981,956)
Amount of growth remaining after November 6, 2009 request =>		\$ 47,954,920
Column K – Identifies the FY 2010-11 impact from this \$5.5 million ARRA Reduction	\$	(5,500,000)
Amount of growth remaining after November 6, 2009 request and January 27, 2010 request =>		\$ 42,454,920
ARRA Funding in FY 2010-11		
Column B – Amount of ARRA needed to cover the entire state funding shortfall	\$	150,676,055
Column I – Identifies the total November 6, 2009 FY 2010-11 Request ARRA Reduction	\$	(55,981,956)
Column J – Identifies the remaining ARRA funding in FY 2010-11 from the November 6, 2009 Request	\$	94,694,099
Column K – Identifies the FY 2010-11 impact from this \$5.5 million ARRA reduction	\$	(5,500,000)
Column L – Identifies the remaining ARRA funding in FY 2010-11 from this January 27, 2010 Request	\$	89,194,099

The following table illustrates the total impact of the ARRA reduction of \$5,500,000 in FY 2010-11 as an adjustment to the November 6, 2010 request (BA-03). In total the shortfall increases from \$55,981,956 to \$61,481,956 in FY 2010-11.

State and Federal Operating Funding for Colorado Public Institutions of Higher Education										Base Request FY 2010-11 to FY 2011-12 <4>
		Request for FY 2010-11 from November 6, 2009 <1>			FY 2010-11 Impact from January 27, 2010 request <2>			Annualization to FY 2011-12 <3>		
Institutions of Higher Education	Original FY 2008-09 General Fund from the College Opportunity Fund	General Fund from the College Opportunity Fund	State Fiscal Stabilization Funds	Column 6 on the Schedule 13	Column 8 on the Schedule 13	General Fund from the College Opportunity Fund	State Fiscal Stabilization Funds	General Fund from the College Opportunity Fund	State Fiscal Stabilization Funds	Column 10 on the Schedule 13
Adams State College	\$ 14,608,449	\$ 12,149,322	\$ 1,413,343	\$ (1,045,784)	\$ (114,720)	\$ 12,149,322	\$ 1,298,623	\$ 12,149,322	\$ -	\$ (2,459,127)
Mesa State College	\$ 24,005,607	\$ 19,888,392	\$ 2,387,079	\$ (1,730,136)	\$ (188,419)	\$ 19,888,392	\$ 2,198,660	\$ 19,888,392	\$ -	\$ (4,117,215)
Metropolitan State College of Denver	\$ 49,713,412	\$ 39,778,568	\$ 4,665,091	\$ (5,269,753)	\$ (375,928)	\$ 39,778,568	\$ 4,289,163	\$ 39,778,568	\$ -	\$ (9,934,844)
Western State College	\$ 12,173,017	\$ 9,892,147	\$ 1,412,354	\$ (868,516)	\$ (95,620)	\$ 9,892,147	\$ 1,316,734	\$ 9,892,147	\$ -	\$ (2,280,870)
Colorado State University System	\$ 146,891,512	\$ 113,620,028	\$ 19,566,800	\$ (13,704,684)	\$ (1,126,568)	\$ 113,620,028	\$ 18,440,232	\$ 113,620,028	\$ -	\$ (33,271,484)
Fort Lewis College	\$ 12,736,330	\$ 8,757,822	\$ 2,843,580	\$ (1,134,928)	\$ (98,131)	\$ 8,757,822	\$ 2,745,449	\$ 8,757,822	\$ -	\$ (3,978,508)
University of Colorado System	\$ 209,099,449	\$ 159,103,982	\$ 35,003,398	\$ (14,992,069)	\$ (1,641,860)	\$ 159,103,982	\$ 33,361,538	\$ 159,103,982	\$ -	\$ (49,995,467)
Colorado School of Mines	\$ 23,237,386	\$ 18,793,625	\$ 2,845,658	\$ (1,598,103)	\$ (183,038)	\$ 18,793,625	\$ 2,662,620	\$ 18,793,625	\$ -	\$ (4,443,761)
University of Northern Colorado	\$ 44,086,311	\$ 35,176,878	\$ 5,793,766	\$ (3,115,667)	\$ (346,554)	\$ 35,176,878	\$ 5,447,212	\$ 35,176,878	\$ -	\$ (8,909,433)
Community College System	\$ 142,320,783	\$ 118,134,152	\$ 14,959,668	\$ (10,693,377)	\$ (1,127,863)	\$ 118,134,152	\$ 13,831,805	\$ 118,134,152	\$ -	\$ (25,653,045)
Local District Junior Colleges	\$ 15,890,257	\$ 12,601,934	\$ 2,154,256	\$ (1,134,067)	\$ (124,800)	\$ 12,601,934	\$ 2,029,456	\$ 12,601,934	\$ -	\$ (3,288,323)
Area Vocational Schools	\$ 11,202,546	\$ 7,392,154	\$ 1,649,106	\$ (694,872)	\$ (76,499)	\$ 7,392,154	\$ 1,572,607	\$ 7,392,154	\$ -	\$ (2,343,978)
Sub-totals by General Fund and State Fiscal Stabilization Funds	\$ 705,965,059	\$ 555,289,004	\$ 94,694,099	\$ (55,981,956)	\$ (5,500,000)	\$ 555,289,004	\$ 89,194,099	\$ 555,289,004	\$ -	\$ (150,676,055)
TOTAL by Fiscal Year		\$649,983,103		\$ (55,981,956)		\$644,483,103		\$555,289,004		\$ (150,676,055)

<1> FY 2010-11 Source: FY 2010-11 November 6, 2009 request "BRI-01" titled "Allocations from the College Opportunity Fund and State Fiscal Stabilization Fund in FY 2010-11".

<2> FY 2010-11 Source: This FY 2009-10 request impact on FY 2010-11 "BA-03".

<3> FY 2011-12: The annualization is based on the Education Stabilization Fund from the State Fiscal Stabilization Fund included in the ARRA expiring in FY 2011-12 upon being exhausted in the prior fiscal year.

<4> Ties to Column 10 of the Schedule 13.

College Opportunity Fund and Governing Boards

No statutory change or Executive Order is required to implement these proposed reductions for the College Opportunity Fund, the Local District Junior College or the Area Vocational Schools. The statutes do not mandate these specific programs. Therefore, this budget action can be accomplished by applying a restriction on the appropriation, without an executive order or statutory change. However, a budget action is requested to revise the appropriation so the restriction can be removed. Accompanying statutory language for these line-items is provided below.

College Opportunity Fund and Governing Boards (*fee-for-service contracts*)

- Section 23-5-130 (2) C.R.S. (2009). Beginning July 1, 2005, the governing board of a state institution of higher education may annually negotiate a fee-for-service contract with the department for the delivery of higher education services by the institutions to the residents of the state of Colorado...

Local District Junior Colleges

- Section 23-71-301 (1) (a), C.R.S. (2009). Direct grants to junior college districts – occupational courses. Any junior college district operating or organized and operating as such during the entire school year in which a grant is made shall be entitled to a direct grant, from funds appropriated for this purpose, in an amount specified annually by the general assembly...

Area Vocational Schools

- Section 23-71-303 (1), C.R.S. (2009). Any area vocational school operating or organized and operating as such during the entire school year may be reimbursed by the state in an annual amount specified annual by the general assembly...

Federal Legislation

- American Recovery and Reinvestment Act of 2009 – State Fiscal Stabilization Fund – Maintenance-of-Effort Waiver Criteria¹ – The percentage of the total State revenues used to support elementary, secondary and public institutions of higher education for 2010 is at least as great as the percentage of the total State revenues used to support elementary, secondary and public higher education in FY 2009.
- American Recovery and Reinvestment Act of 2009 – State Fiscal Stabilization Fund – Guidance² - **III-B-1. What levels of State support must a Governor restore for elementary and secondary education and public institutions of higher education?**
 - For public institutions of higher education, a State must also restore the levels of State support (excluding tuition and fees paid by the students) to the greater of FY 2008 or FY 2009 levels of support.
- American Recovery and Reinvestment Act of 2009 – State Fiscal Stabilization Fund – Guidance³ - **III-B-7. How does a State calculate the amounts of Stabilization funds that must be awarded to local education agencies and to public institutions of higher education?**
 - If there are any Education Stabilization funds remaining after a State determines the amounts that LEAs and public IHEs will receive on the basis of the FY 2009 restoration calculations, the State then determines, on the basis of the FY 2010 restoration calculations (taking into account any increases or adjustments referenced in Question III-B-1), the amount of the remaining funds that will be awarded to LEAs and IHEs in order to restore the levels of State support for elementary and secondary education and for public IHEs for FY 2010. Next, it restores the levels of State support for FY 2011.

¹ Source: Guidance on the Maintenance-of-Effort Requirements in the State Fiscal Stabilization Fund Program – U.S. Department of Education – May 1, 2009, p. 7.
<http://www.ed.gov/policy/gen/leg/recovery/statutory/moe-guidance.pdf>

² Source: Guidance on the State Fiscal Stabilization Fund Program – U.S. Department of Education – April 2009, p. 9.
<http://www.ed.gov/programs/statestabilization/guidance.pdf>

³ Source: Guidance on the State Fiscal Stabilization Fund Program – U.S. Department of Education – April 2009, p. 12.
<http://www.ed.gov/programs/statestabilization/guidance.pdf>