

Second Regular Session
Seventieth General Assembly
STATE OF COLORADO

REVISED

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

LLS NO. 16-0383.01 Kristen Forrestal x4217

HOUSE BILL 16-1267

HOUSE SPONSORSHIP

Lee and Fields, Duran

SENATE SPONSORSHIP

Woods and Carroll, Cadman

House Committees

Business Affairs and Labor
Appropriations

Senate Committees

Finance
Appropriations

A BILL FOR AN ACT

101 CONCERNING THE "COLORADO VETERANS' SERVICE-TO-CAREER
102 PILOT PROGRAM", AND, IN CONNECTION THEREWITH, CREATING
103 A GRANT PROGRAM THROUGH THE DEPARTMENT OF LABOR AND
104 EMPLOYMENT TO AID WORK FORCE CENTERS IN SUPPORTING
105 VETERANS AND THEIR SPOUSES SEEKING NEW EMPLOYMENT AND
106 CAREERS, AND MAKING AN APPROPRIATION.

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://www.leg.state.co.us/billsummaries>.)

The bill creates the Colorado veterans' service-to-career pilot

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
Amended 2nd Reading
May 6, 2016

HOUSE
3rd Reading Unamended
May 4, 2016

HOUSE
Amended 2nd Reading
May 3, 2016

program (program) for the purpose of enhancing work force center services that are not available under federal law. The department of labor and employment will select one or more work force centers to contract with a nonprofit agency to administer the program. Work force centers selected by the department and the nonprofit agency shall develop and expand programs to provide work force development-related services specifically tailored to the unique needs and talents of veterans, spouses, and other eligible participants. The services provided by the program may include:

- ! Skills training;
- ! Opportunities for apprenticeship placements;
- ! Opportunities for internship placements;
- ! Opportunities for work placements with businesses or other organizations; and
- ! Support services.

The department shall develop a grant program so that work force centers may apply for money to administer the program. Money for the internships and apprenticeships may come from the employer, federal money, and grant money through the general fund. The bill outlines specific requirements that work force centers must meet in order to apply to the grant program.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** part 2 to article
3 14.3 of title 8 as follows:

4 PART 2

5 COLORADO VETERANS' SERVICE-TO-CAREER

6 PILOT PROGRAM

7 **8-14.3-201. Short title.** THE SHORT TITLE OF THIS PART 2 IS THE
8 "COLORADO VETERANS' SERVICE-TO-CAREER PILOT PROGRAM".

9 **8-14.3-202. Definitions.** AS USED IN THIS PART 2, UNLESS THE
10 CONTEXT OTHERWISE REQUIRES:

11 (1) "ACT" MEANS THE "WORKFORCE INNOVATION AND
12 OPPORTUNITY ACT", PUB.L. 113-128.

13 (2) "APPRENTICESHIP" MEANS AN APPRENTICESHIP TRAINING

1 PROGRAM REGISTERED WITH THE UNITED STATES DEPARTMENT OF LABOR
2 OFFICE OF APPRENTICESHIP TRAINING.

3 (3) "DEPARTMENT" MEANS THE DEPARTMENT OF LABOR AND
4 EMPLOYMENT.

5 (4) "ELIGIBLE PARTICIPANT" MEANS:

6 (a) A VETERAN'S DEPENDENT CHILD WHO IS TWENTY-SIX YEARS OF
7 AGE OR YOUNGER AND LIVES IN THE HOME OF THE VETERAN; AND

8 (b) A VETERAN'S CAREGIVER WHO IS EIGHTEEN YEARS OF AGE OR
9 OLDER AND HAS SIGNIFICANT RESPONSIBILITY FOR MANAGING THE
10 WELL-BEING OF AN INJURED VETERAN.

11 (5) "INTEGRATED SERVICE AND SUPPORT CENTER" MEANS A
12 NONPROFIT CENTER THAT IS AFFILIATED WITH A WORK FORCE CENTER AND
13 VETERANS SERVICE OFFICERS OR PROVIDES FINANCIAL CLASSES OR HOUSES
14 A SMALL BUSINESS DEVELOPMENT CENTER.

15 (6) "PROGRAM" MEANS THE COLORADO VETERANS' SERVICE TO
16 CAREER PILOT PROGRAM THAT IS DESIGNED TO ENHANCE WORK FORCE
17 CENTER SERVICES THAT ARE NOT AVAILABLE UNDER THE ACT.

18 (7) "SPOUSE" MEANS A VETERAN'S CURRENT SPOUSE OR FORMER
19 SPOUSE WHO IS CURRENTLY ELIGIBLE FOR VETERANS BENEFITS.

20 (8) "VETERAN" MEANS A PERSON WHO ACTIVELY SERVED IN THE
21 UNITED STATES ARMED FORCES AND WHO WAS DISCHARGED OR RELEASED
22 UNDER CONDITIONS OTHER THAN DISHONORABLE, IN ACCORDANCE WITH
23 U.S.C. TITLE 38, AS AMENDED. "VETERAN" INCLUDES A PERSON SERVING
24 OR WHO SERVED IN THE NATIONAL GUARD OR AS A RESERVIST.

25 (9) "WORK FORCE CENTER" MEANS A WORK FORCE CENTER
26 CREATED BY A WORK FORCE INVESTMENT BOARD PURSUANT TO THE
27 "COLORADO WORK FORCE INVESTMENT ACT", PART 2 OF ARTICLE 83 OF

1 THIS TITLE.

2 **8-14.3-203. Colorado veterans' service to career pilot**
3 **program.** (1) ONE OR MORE WORK FORCE CENTERS SELECTED BY THE
4 DEPARTMENT PURSUANT TO THE GRANT PROGRAM DEVELOPED BY THE
5 DEPARTMENT IN SUBSECTION (4) OF THIS SECTION MAY CONTRACT WITH
6 A NONPROFIT AGENCY TO ADMINISTER THE PROGRAM. WORK FORCE
7 CENTERS SELECTED BY THE DEPARTMENT AND THE NONPROFIT AGENCY
8 SHALL DEVELOP AND EXPAND PROGRAMS TO PROVIDE WORK FORCE
9 DEVELOPMENT-RELATED SERVICES SPECIFICALLY TAILORED TO THE
10 UNIQUE NEEDS AND TALENTS OF VETERANS, SPOUSES, AND ELIGIBLE
11 PARTICIPANTS. THE SERVICES MAY INCLUDE:

12 (a) SKILLS TRAINING;

13 (b) OPPORTUNITIES FOR APPRENTICESHIP PLACEMENTS, INCLUDING
14 AN APPRENTICESHIP THAT ALLOWS FOR DIRECT ENTRY OF VETERANS
15 PURSUANT TO 38 U.S.C. SEC. 4104A;

16 (c) OPPORTUNITIES FOR INTERNSHIP PLACEMENTS FOR A SPECIFIED
17 AND LIMITED TIME PERIOD AS LONG AS THE TASKS PERFORMED BY THE
18 INTERN DO NOT REPLACE THE TASKS CURRENTLY PERFORMED BY A PAID
19 CONTRACTOR OR EMPLOYEE;

20 (d) OPPORTUNITIES FOR WORK PLACEMENTS WITH BUSINESSES OR
21 OTHER ORGANIZATIONS; AND

22 (e) SUPPORT SERVICES, AS NEEDED.

23 (2) (a) IF AN INTERNSHIP, AS ALLOWABLE UNDER THE ACT, IS NOT
24 FULLY FUNDED BY THE EMPLOYER, THE EMPLOYER AND THE WORK FORCE
25 CENTER SHALL SHARE THE COST OF THE HOURLY WAGE OR STIPEND FOR
26 THE VETERAN, SPOUSE, OR ELIGIBLE PARTICIPANT, AS DETERMINED BY THE
27 WORK FORCE CENTER AND AS PERMITTED UNDER STATE AND FEDERAL

1 LAW.

2 (b) IF A VETERAN, SPOUSE, OR ELIGIBLE PARTICIPANT IS ELIGIBLE
3 FOR FUNDING THROUGH THE ACT, THIS FUNDING MUST BE USED FIRST. IF
4 FUNDING IS NOT AVAILABLE OR IS LIMITED UNDER THE ACT, THE VETERAN,
5 SPOUSE, OR ELIGIBLE PARTICIPANT MAY USE PROGRAM FUNDING.

6 (3) THE WORK FORCE CENTERS SELECTED BY THE DEPARTMENT
7 AND THE NONPROFIT AGENCY ARE ENCOURAGED TO ADDITIONALLY
8 PROVIDE SERVICES THAT INCLUDE:

- 9 (a) JOB FAIRS;
- 10 (b) MENTORSHIP OPPORTUNITIES WITH PROFESSIONALS;
- 11 (c) PROFESSIONAL AND INDUSTRY-SPECIFIC SEMINARS;
- 12 (d) CAREER AND PROFESSIONAL COUNSELING; AND
- 13 (e) COUNSELING ON EDUCATIONAL AND SKILLS TRAINING
14 OPPORTUNITIES AVAILABLE TO VETERANS, SPOUSES, AND ELIGIBLE
15 PARTICIPANTS.

16 (4) THE DEPARTMENT SHALL DEVELOP A GRANT PROGRAM SO THAT
17 WORK FORCE CENTERS MAY APPLY FOR MONEY TO ADMINISTER THE
18 PROGRAM. EACH WORK FORCE CENTER THAT WISHES TO ADMINISTER THE
19 GRANT PROGRAM MUST SUBMIT A GRANT APPLICATION THAT:

- 20 (a) DESCRIBES THE CURRENT SERVICES THAT THE WORK FORCE
21 CENTER OFFERS;
- 22 (b) STATES HOW THE GRANT MONEY WOULD ENABLE THE WORK
23 FORCE CENTER TO EXPAND ITS SERVICES FOR THE PURPOSES OF THE
24 PROGRAM;
- 25 (c) DESCRIBES BUSINESSES OR OTHER ORGANIZATIONS IT IS
26 PARTNERING WITH TO PROVIDE THE NECESSARY SERVICES; AND
- 27 (d) ANY OTHER REQUIREMENTS DEEMED NECESSARY BY THE

1 DEPARTMENT.

2 (5) IN SELECTING WORK FORCE CENTERS TO ADMINISTER THE
3 PROGRAM, THE DEPARTMENT SHALL GIVE PREFERENCE TO A WORK FORCE
4 CENTER THAT:

5 (a) PARTNERS WITH A NONPROFIT AGENCY THAT IS AN
6 INTEGRATED SERVICE AND SUPPORT CENTER FOR VETERANS AND THEIR
7 FAMILIES;

8 (b) IS LOCATED IN THE STATE OF COLORADO, IN ORDER TO SERVE
9 THE HIGHEST NUMBER OF VETERANS;

10 (c) HAS EXISTING PROGRAMS OR PARTNERSHIPS WITH BUSINESSES
11 OR ORGANIZATIONS IN THE COMMUNITY TO PROVIDE SERVICES
12 APPROPRIATE TO THE PROGRAM; AND

13 (d) HAS THE CAPACITY TO PROVIDE A WIDE RANGE OF WORK FORCE
14 DEVELOPMENT-RELATED SERVICES TAILORED TO THE UNIQUE NEEDS OF
15 VETERANS, SPOUSES, AND ELIGIBLE PARTICIPANTS.

16 (6) EACH WORK FORCE CENTER CHOSEN TO RECEIVE A GRANT
17 SHALL USE THE MONEY FOR DIRECT SERVICES TO VETERANS, SPOUSES, AND
18 ELIGIBLE PARTICIPANTS. EACH WORK FORCE CENTER CHOSEN TO RECEIVE
19 A GRANT SHALL REPORT ON THE SERVICES OFFERED; VETERAN, SPOUSE,
20 AND ELIGIBLE PARTICIPANT PARTICIPATION; THE PROGRAM'S SUCCESS
21 MEASURED THROUGH GAINFUL EMPLOYMENT AND PARTICIPATION IN
22 SKILLS TRAINING OR EDUCATIONAL PROGRAMS OF VETERANS, SPOUSES,
23 AND ELIGIBLE PARTICIPANTS; AND ANY OTHER REQUIREMENTS THAT THE
24 DEPARTMENT DEEMS NECESSARY. THE REPORTS SHALL BE MADE TO THE
25 DEPARTMENT, WHICH SHALL RELAY ALL INFORMATION FROM THE REPORTS
26 ANNUALLY TO THE STATE, VETERANS, AND MILITARY AFFAIRS
27 COMMITTEES OF THE HOUSE OF REPRESENTATIVES AND THE SENATE OR TO

1 THEIR SUCCESSOR COMMITTEES.

2 **8-14.3-204. Appropriation.** FOR THE FISCAL YEAR BEGINNING ON
3 JULY 1, 2016, THE GENERAL ASSEMBLY MAY ANNUALLY APPROPRIATE
4 MONEY FROM THE MARIJUANA TAX CASH FUND CREATED IN SECTION
5 39-28.8-501, C.R.S., TO THE DEPARTMENT TO BE USED FOR THE PROGRAM.
6 THE CASH FUND CREATED IN SECTION 39-28.8-501, C.R.S., DEPARTMENT
7 MAY USE UP TO FIVE PERCENT OF ANY MONEY APPROPRIATED BY THE
8 GENERAL ASSEMBLY FOR DEVELOPMENT AND ADMINISTRATIVE COSTS
9 INCURRED BY THE DEPARTMENT PURSUANT TO THIS SECTION. UP TO SEVEN
10 PERCENT OF THE MONEY MAY ALSO BE USED BY THE WORK FORCE CENTER
11 FOR ADMINISTRATIVE COSTS INCURRED BY THE WORK FORCE CENTER AND
12 THE NONPROFIT AGENCY TO IMPLEMENT AND OPERATE THE PROGRAM.

13 **8-14.3-205. Repeal of part.** THIS PART 2 IS REPEALED, EFFECTIVE
14 JANUARY 1, 2019.

15 **SECTION 2.** In Colorado Revised Statutes, 8-14.3-101, **amend**
16 the introductory portion as follows:

17 **8-14.3-101. Definitions.** As used in this ~~article~~ PART 1, unless the
18 context otherwise requires:

19 **SECTION 3.** In Colorado Revised Statutes, **amend** 8-14.3-103
20 as follows:

21 **8-14.3-103. Repeal of article.** This ~~article~~ PART 1 is repealed,
22 effective January 1, 2018.

23 **SECTION 4.** In Colorado Revised Statutes, 39-28.8-501, **amend**
24 (2) (b) (IV) introductory portion, (2) (b) (IV) (J), and (2) (b) (IV) (K); and
25 add (2) (b) (IV) (L) as follows:

26 **39-28.8-501. Marijuana tax cash fund - creation - distribution**
27 **- repeal.** (2) (b) (IV) Subject to the limitation in subsection (5) of this

1 section, the general assembly may annually appropriate any moneys
2 MONEY in the fund for any fiscal year following the fiscal year in which
3 they were received by the state for the following purposes:

4 (J) For the start-up expenses of the division of financial services
5 related to the regulation of marijuana financial services cooperatives
6 pursuant to article 33 of title 11, C.R.S., until the state commissioner of
7 financial services first collects assessments on such cooperatives; and

8 (K) Grants to local governments for documented retail marijuana
9 impacts through the local government retail marijuana impact grant
10 program created in section 24-32-117, C.R.S.; AND

11 (L) FOR THE COLORADO VETERANS' SERVICE-TO-CAREER PILOT
12 PROGRAM CREATED IN PART 2 OF ARTICLE 14.3 OF TITLE 8, C.R.S.

13 **SECTION 5. Appropriation.** For the 2016-17 state fiscal year,
14 \$500,000 is appropriated to the department of labor and employment for
15 use by the division of employment and training. This appropriation is
16 from the marijuana tax cash fund created in section 39-28.8-501 (1) and
17 is based on an assumption that the division will require an additional 0.2
18 FTE. To implement this act, the division may use this appropriation for
19 the veterans' service-to-career pilot program. _____

20 **SECTION 6. Act subject to petition - effective date.** This act
21 takes effect at 12:01 a.m. on the day following the expiration of the
22 ninety-day period after final adjournment of the general assembly (August
23 10, 2016, if adjournment sine die is on May 11, 2016); except that, if a
24 referendum petition is filed pursuant to section 1 (3) of article V of the
25 state constitution against this act or an item, section, or part of this act
26 within such period, then the act, item, section, or part will not take effect
27 unless approved by the people at the general election to be held in

- 1 November 2016 and, in such case, will take effect on the date of the
- 2 official declaration of the vote thereon by the governor.