

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

REREVISED

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

LLS NO. 18-1108.01 Christy Chase x2008

HOUSE BILL 18-1316

HOUSE SPONSORSHIP

Pabon and Exum, Kraft-Tharp, McKean

SENATE SPONSORSHIP

Cooke and Williams A.,

House Committees

Finance
Appropriations

Senate Committees

Finance
Appropriations

A BILL FOR AN ACT

101 **CONCERNING MODIFICATIONS TO THE SKILLED WORKER TRAINING**
102 **PROGRAM ADMINISTERED BY THE DEPARTMENT OF LABOR AND**
103 **EMPLOYMENT, AND, IN CONNECTION THEREWITH, MAKING AN**
104 **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://leg.colorado.gov>.)

Under current law, the department of labor and employment administers the skilled worker, outreach, recruitment, and key training (WORK) grant program, which provides matching grants to eligible

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
May 4, 2018

SENATE
Amended 2nd Reading
May 3, 2018

HOUSE
3rd Reading Unamended
April 27, 2018

HOUSE
Amended 2nd Reading
April 26, 2018

public or private entities or organizations that provide skilled worker training programs in partnership with industry. The general assembly is directed to appropriate \$10 million for the WORK grant program for the 2015-16, 2016-17, and 2017-18 fiscal years.

The bill:

- ! Extends the program for 3 fiscal years;
- ! Specifies deadlines for the department to award and issue matching grants to recipients;
- ! Requires, instead of permits, the department to develop an expedited application process for award recipients seeking to extend or increase an existing grant award; and
- ! Requires the general assembly to appropriate an additional \$10 million for the WORK grant program for the 2018-19, 2019-20, and 2020-21 fiscal years and specifies how the money available for matching grants must be allocated.

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

2 **SECTION 1.** In Colorado Revised Statutes, 8-83-303, **add** (2.5)

3 as follows:

4 **8-83-303. Definitions.** As used in this part 3 unless the context
5 otherwise requires:

6 (2.5) "COUNCIL" MEANS THE STATE WORK FORCE DEVELOPMENT
7 COUNCIL CREATED IN SECTION 24-46.3-101.

8 **SECTION 2.** In Colorado Revised Statutes, 8-83-304, **amend**
9 (1)(b)(I), (1)(d), and (2) as follows:

10 **8-83-304. Skilled worker outreach, recruitment, and key**
11 **training grant program - creation - award criteria.** (1) (b) (I) ~~For the~~
12 ~~2015-16 through 2018-19 fiscal years,~~ The department shall administer
13 the grant program by accepting and processing matching grant
14 applications submitted pursuant to this section, and the grant review
15 committee shall review and make recommendations for awarding
16 matching grants. The department shall develop application guidelines,
17 ~~and~~ establish deadlines for the grant program, and ~~may~~ develop an

1 expedited application process in accordance with subsection (1)(d) of this
2 section.

3 (d) Notwithstanding the requirements of the "Procurement Code",
4 articles 101 to 112 of title 24, the department ~~may~~ SHALL use an expedited
5 ~~procedure for accepting and reviewing an application~~ APPLICATIONS
6 ~~from an eligible applicant that received matching grant awards in the~~
7 ~~2015-16 or 2016-17 fiscal year and is applying for an additional matching~~
8 ~~grant or to extend a matching grant award under an existing agreement if~~
9 ~~APPLICANTS.~~

10 ~~(I) The eligible applicant demonstrates positive outcomes~~
11 ~~resulting from its receipt and use of matching grants under the WORK~~
12 ~~grant program;~~

13 ~~(II) The eligible applicant demonstrates that all organizations that~~
14 ~~were named in the original grant application agree to participate in an~~
15 ~~expedited application process; and~~

16 ~~(III) The WORK grant review committee approves the use of an~~
17 ~~expedited application process for the eligible applicant.~~

18 (2) ~~No later than January 1, 2016, and no later than each January~~
19 ~~1 thereafter through January 1, 2018, The department shall start accepting~~
20 ~~grant applications for matching grants to be awarded~~ BY JANUARY 1 OF
21 EACH YEAR; SHALL AWARD GRANTS pursuant to section 8-83-305 WITHIN
22 NINETY DAYS, BUT no later than the April 1, following the application
23 submittal deadline; AND SHALL ISSUE GRANT AWARDS TO RECIPIENTS
24 WITHIN FORTY-FIVE DAYS AFTER NOTIFYING THE AWARD RECIPIENTS OF
25 THE GRANT AWARD.

26 **SECTION 3.** In Colorado Revised Statutes, 8-83-305, **amend** (1)
27 ~~introductory portion, (1)(i), and (2)(c) as follows:~~

1 **8-83-305. Skilled worker outreach, recruitment, and key**
2 **training grant review committee - creation - membership - duties -**
3 **grant award recommendations.** (1) There is created the skilled worker

4 outreach, recruitment, and key training grant review committee, also
5 referred to as the "WORK grant review committee". The grant review
6 committee consists of thirteen members appointed by the ~~governor~~
7 ~~COUNCIL~~ as follows:

8 (i) One member of the ~~state work force development council.~~
9 ~~created in section 24-46.3-101, C.R.S.~~

10 (2) (c) (I) After reviewing the grant applications AND SUBJECT TO
11 SUBSECTION (2)(c)(II) OF THIS SECTION, the grant review committee shall
12 make recommendations about which eligible applicants should be
13 awarded matching grants and the amounts of the matching grants. ~~which~~
14 Recommendations shall be based on the committee's determination as to
15 which eligible applicants best satisfy the grant criteria pursuant to
16 ~~paragraphs (a) and (b) of this subsection (2)~~ SUBSECTIONS (2)(a) AND
17 (2)(b) OF THIS SECTION. The grant review committee shall submit its
18 recommendations to ~~THE EXECUTIVE COMMITTEE OF THE COUNCIL, WHICH~~
19 ~~INCLUDES~~ the executive directors of the departments of labor and
20 employment and higher education and the director of the office. After
21 considering the grant review committee's recommendations AND SUBJECT
22 TO SUBSECTION (2)(c)(II) OF THIS SECTION, the executive ~~directors and the~~
23 ~~director~~ COMMITTEE shall ~~jointly~~ determine to whom and in what amounts
24 to award matching grants. Grants shall be awarded WITHIN NINETY DAYS,
25 BUT no later than the April 1, following the application submittal
26 deadline, ~~AND, TO THE EXTENT POSSIBLE,~~ THE DEPARTMENT SHALL ISSUE
27 THE GRANT AWARDS WITHIN FORTY-FIVE DAYS AFTER NOTIFYING THE

1 AWARD RECIPIENTS OF THE GRANT AWARDS.

2 (II) FOR THE 2018-19, 2019-20, AND 2020-21 FISCAL YEARS, THE
3 GRANT REVIEW COMMITTEE SHALL ENSURE, TO THE EXTENT POSSIBLE,
4 THAT IT RECOMMENDS MATCHING GRANT AMOUNTS, AND THE EXECUTIVE
5 DIRECTORS AND DIRECTOR OF THE OFFICE SHALL ENSURE, TO THE EXTENT
6 POSSIBLE, THAT THEY AWARD MATCHING GRANTS, IN ACCORDANCE WITH
7 THE ALLOCATION OF AVAILABLE MONEY IN THE WORK FUND SPECIFIED
8 IN SECTION 8-83-307 (3)(b).

9 **SECTION 4.** In Colorado Revised Statutes, 8-83-306, **amend** (2)
10 introductory portion; and **add** (3) as follows:

11 **8-83-306. Reports.** (2) ~~By May 1, 2017, and by each May 1~~
12 ~~thereafter through May 1, 2020~~ BY DECEMBER 31, 2018, AND BY EACH
13 DECEMBER 31 THEREAFTER, the grant review committee shall submit, AS
14 PART OF THE COLORADO TALENT PIPELINE REPORT PREPARED PURSUANT
15 TO SECTION 24-46.3-103, an annual report to the governor, the senate
16 committee on business, labor, and technology or its successor committee,
17 and the house of representatives committee on business affairs and labor
18 or its successor committee. The grant review committee shall include in
19 the report at least the following information:

20 (3) SECTION 24-1-136 (11)(a)(I) DOES NOT APPLY TO THE
21 REPORTING REQUIREMENT SPECIFIED IN SUBSECTION (2) OF THIS SECTION.

22 **SECTION 5.** In Colorado Revised Statutes, 8-83-307, **amend**
23 (1)(b), (3), and (5) as follows:

24 **8-83-307. Skilled worker outreach, recruitment, and key**
25 **training grant program fund - creation.** (1) (b) EXCEPT AS PROVIDED
26 IN SUBSECTION (5) OF THIS SECTION, the ~~moneys~~ MONEY in the fund ~~are~~ IS
27 subject to annual appropriation by the general assembly to the department

1 for the direct and indirect costs associated with implementing this part 3.

2 (3) (a) For the ~~2015-16, 2016-17, and 2017-18~~ 2018-19, 2019-20,
3 AND 2020-21 fiscal years, the general assembly shall appropriate a total
4 of ~~ten million~~ SEVEN MILLION SIX HUNDRED THOUSAND dollars to the
5 fund, OF WHICH NOT MORE THAN THREE MILLION ~~THREE~~ HUNDRED
6 THOUSAND DOLLARS MAY BE APPROPRIATED IN ANY GIVEN FISCAL YEAR.

7 (b) THE MONEY IN THE FUND THAT IS AVAILABLE FOR MATCHING
8 GRANTS ~~SHOULD BE ALLOCATED, TO THE EXTENT POSSIBLE,~~ TO ELIGIBLE
9 APPLICANTS APPROVED FOR A MATCHING GRANT AWARD PURSUANT TO
10 SECTION 8-83-305 (2)(c) AS FOLLOWS:

11 (I) TWO-THIRDS TO ELIGIBLE APPLICANTS THAT WERE AWARDED
12 MATCHING GRANTS IN A PRIOR FISCAL YEAR; AND

13 (II) ONE-THIRD TO ELIGIBLE APPLICANTS THAT HAVE NOT
14 RECEIVED A MATCHING GRANT PREVIOUSLY.

15 (5) Any unexpended and unencumbered ~~moneys~~ MONEY
16 remaining in the WORK fund at the end of a fiscal year ~~remain~~ REMAINS
17 in the fund and shall not be credited or transferred to the general fund or
18 another fund. UNEXPENDED AND UNENCUMBERED MONEY FROM AN
19 APPROPRIATION MADE PURSUANT TO SUBSECTION (3) OF THIS SECTION
20 REMAINS AVAILABLE FOR EXPENDITURE BY THE DEPARTMENT IN THE NEXT
21 FISCAL YEAR WITHOUT FURTHER APPROPRIATION.

22 **SECTION 6. Appropriation.** (1) For the 2018-19 state fiscal
23 year, \$1,000,000 is appropriated to the skilled worker outreach,
24 recruitment, and key training grant program fund created in section
25 8-83-307, C.R.S. This appropriation is from the general fund. The
26 department of labor and employment is responsible for the accounting
27 related to this appropriation.

1 (2) For the 2018-19 state fiscal year, \$1,000,000 is appropriated
2 to the department of labor and employment for use by the division of
3 employment and training. This appropriation is from reappropriated funds
4 in the skilled worker outreach, recruitment, and key training grant
5 program fund under subsection (1) of this section. To implement this
6 act, the division may use the appropriation for the skilled worker
7 outreach, recruitment, and key training grant program.

8 **SECTION 7. Safety clause.** The general assembly hereby finds,
9 determines, and declares that this act is necessary for the immediate
10 preservation of the public peace, health, and safety.