

SENATE COMMITTEE OF REFERENCE REPORT

Chair of Committee

Date

May 24, 2021

Committee on Business, Labor, & Technology.

After consideration on the merits, the Committee recommends the following:

SB21-233 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

1 Amend printed bill, strike everything below the enacting clause and
2 substitute:

3 "SECTION 1. In Colorado Revised Statutes, add 8-1-153 as
4 follows:

5 **8-1-153. Wage replacement program - department - new**
6 **American advisor - feasibility study - recommendations.** (1) THE
7 EXECUTIVE DIRECTOR, IN PARTNERSHIP WITH THE DIRECTOR OF THE
8 DIVISION OF UNEMPLOYMENT INSURANCE, THE NEW AMERICAN ADVISOR
9 FROM THE DEPARTMENT, AND THE OFFICE OF THE GOVERNOR, SHALL
10 STUDY THE FEASIBILITY OF ESTABLISHING A CONTRACT WITH A
11 NONPROFIT, THIRD-PARTY ENTITY TO ADMINISTER A WAGE REPLACEMENT
12 PROGRAM FOR INDIVIDUALS WHO ARE UNEMPLOYED THROUGH NO FAULT
13 OF THEIR OWN AND WHO ARE INELIGIBLE FOR REGULAR UNEMPLOYMENT
14 BENEFITS DUE TO THEIR IMMIGRATION STATUS. THE FEASIBILITY STUDY
15 MUST INCLUDE POTENTIAL SOURCES OF MONEY TO FUND A WAGE
16 REPLACEMENT PROGRAM, LEGAL COMPLIANCE WITH THE UNITED STATES
17 DEPARTMENT OF LABOR'S REGULAR UNEMPLOYMENT INSURANCE
18 PROGRAMS, DATA SHARING AND DATA PRIVACY, AND INPUT FROM
19 RELEVANT STAKEHOLDERS.

20 (2) ON OR BEFORE OCTOBER 1, 2021, THE EXECUTIVE DIRECTOR
21 AND THE NEW AMERICAN ADVISOR SHALL SUBMIT RECOMMENDATIONS TO
22 THE GOVERNOR AND TO THE SENATE BUSINESS, LABOR, AND TECHNOLOGY
23 COMMITTEE AND THE HOUSE OF REPRESENTATIVES BUSINESS AFFAIRS AND

1 LABOR COMMITTEE, OR THEIR SUCCESSOR COMMITTEES.

2 **SECTION 2.** In Colorado Revised Statutes, article 3.7 of title 8
3 **as added by HB 21-1150, add 8-3.7-105 as follows:**

4 **8-3.7-105. Wage replacement program - executive director -**
5 **director of the ONA - feasibility study - recommendations.** (1) THE
6 EXECUTIVE DIRECTOR OF THE DEPARTMENT, IN PARTNERSHIP WITH THE
7 DIRECTOR OF THE DIVISION OF UNEMPLOYMENT INSURANCE, THE DIRECTOR
8 OF THE ONA, AND THE OFFICE OF THE GOVERNOR, SHALL STUDY THE
9 FEASIBILITY OF ESTABLISHING A CONTRACT WITH A NONPROFIT,
10 THIRD-PARTY ENTITY TO ADMINISTER A WAGE REPLACEMENT PROGRAM
11 FOR INDIVIDUALS WHO ARE UNEMPLOYED THROUGH NO FAULT OF THEIR
12 OWN AND WHO ARE INELIGIBLE FOR REGULAR UNEMPLOYMENT BENEFITS
13 DUE TO THEIR IMMIGRATION STATUS. THE FEASIBILITY STUDY MUST
14 INCLUDE POTENTIAL SOURCES OF MONEY TO FUND A WAGE REPLACEMENT
15 PROGRAM, LEGAL COMPLIANCE WITH THE UNITED STATES DEPARTMENT
16 OF LABOR'S REGULAR UNEMPLOYMENT INSURANCE PROGRAMS, DATA
17 SHARING AND DATA PRIVACY, AND INPUT FROM RELEVANT
18 STAKEHOLDERS.

19 (2) ON OR BEFORE OCTOBER 1, 2021, THE EXECUTIVE DIRECTOR OF
20 THE DEPARTMENT AND THE DIRECTOR OF THE ONA SHALL SUBMIT
21 RECOMMENDATIONS TO THE GOVERNOR AND TO THE SENATE BUSINESS,
22 LABOR, AND TECHNOLOGY COMMITTEE AND THE HOUSE OF
23 REPRESENTATIVES BUSINESS AFFAIRS AND LABOR COMMITTEE, OR THEIR
24 SUCCESSOR COMMITTEES.

25 **SECTION 3. Effective date.** (1) This act takes effect upon
26 passage; except that:

27 (a) Section 1 of this act takes effect only if House Bill 21-1150
28 does not become law; and

29 (b) Section 2 of this act takes effect only if House Bill 21-1150
30 becomes law and takes effect either upon the effective date of this act or
31 House Bill 21-1150, whichever is later.

32 **SECTION 4. Safety clause.** The general assembly hereby finds,
33 determines, and declares that this act is necessary for the immediate
34 preservation of the public peace, health, or safety."

35 Page 1, line 102, strike "ESTABLISHING".

36 Page 1, strike lines 103 through 105 and substitute "REQUIRING A
37 FEASIBILITY STUDY CONCERNING A WAGE REPLACEMENT PROGRAM."



