

SENATE COMMITTEE OF REFERENCE AMENDMENT

Committee on Education.

SB21-106 be amended as follows:

1 Amend printed bill, page 3, line 26, strike "DISTRICT," and substitute
2 "DISTRICT OR OF A BOARD OF COOPERATIVE SERVICES,".

3 Page 9, line 5, strike "8-83-225." and substitute "8-83-225, AND THAT
4 MEETS THE REQUIREMENTS SET FORTH IN SECTION 23-3.3-1304 (3).".

5 Page 12, strike lines 12 through 18 and substitute "IN THE PILOT
6 PROGRAM. THE ELIGIBLE GRADUATE MUST COMMENCE A POSTSECONDARY
7 PROGRAM WITHIN EIGHTEEN MONTHS AFTER GRADUATING EARLY, OR THE
8 ELIGIBLE GRADUATE FORFEITS THE STATE FUNDING.".

9 Page 13, after line 9 insert:

10 (c) THE POSTSECONDARY PROGRAM SHALL ENSURE THAT THE
11 STATE FUNDING IS USED IN ACCORDANCE WITH THE REQUIREMENTS OF
12 THIS SECTION. THE DEPARTMENT SHALL DISSEMINATE GUIDELINES TO
13 PARTICIPATING POSTSECONDARY PROGRAMS CLEARLY DESCRIBING THE
14 ALLOWABLE USES OF STATE FUNDING UNDER THIS SECTION AND
15 ESTABLISHING THE EXPECTATION THAT THE POSTSECONDARY PROGRAMS
16 ENSURE APPROPRIATE USE OF STATE FUNDING.

17 (3) IN ORDER TO RECEIVE FUNDING AS A POSTSECONDARY
18 PROGRAM PURSUANT TO THIS PART 13, THE POSTSECONDARY PROGRAM
19 MUST HAVE QUALIFIED INSTRUCTORS CONSISTENT WITH THE
20 POSTSECONDARY PROGRAM'S ACCREDITATION OR AUTHORIZATION, AND:

21 (a) A TRAINING PROGRAM PROVIDER MUST BE IN COMPLIANCE
22 WITH ALL ELIGIBILITY AND QUALITY REQUIREMENTS FOR FUNDING UNDER
23 THE FEDERAL "WORKFORCE INNOVATION AND OPPORTUNITY ACT", 29
24 U.S.C. SEC. 3101 ET SEQ., REFERRED TO IN THIS SECTION AS "WIOA", AND
25 BE SUBJECT TO THE EQUAL OPPORTUNITY AND NONDISCRIMINATION
26 REQUIREMENTS OF WIOA AND ITS IMPLEMENTING REGULATIONS AT 29
27 CFR PART 38; AND

28 (b) AN INSTITUTION OF HIGHER EDUCATION SHALL COMPLY WITH
29 ALL STATE AND LOCAL SAFETY REQUIREMENTS AND WITH FEDERAL LAWS
30 PROHIBITING DISCRIMINATING AGAINST STUDENTS, INCLUDING TITLE IX
31 OF THE "EDUCATION AMENDMENTS OF 1972", THE "AMERICANS WITH
32 DISABILITIES ACT", SECTION 504 OF THE "REHABILITATION ACT OF 1973",
33 TITLE VI OF THE "CIVIL RIGHTS ACT OF 1964", AND THE "AGE
34 DISCRIMINATION ACT OF 1975", AND ANY OTHER FEDERAL
35 DISCRIMINATION STATUTES.".

36 Page 15, strike line 6 and substitute "EFFECTIVE DECEMBER 31, 2027.".

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