

Second Regular Session
Seventy-first General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 18-1043.02 Kristen Forrestal x4217

HOUSE BILL 18-1310

HOUSE SPONSORSHIP

Coleman,

SENATE SPONSORSHIP

Fields,

House Committees

Business Affairs and Labor
Appropriations

Senate Committees

A BILL FOR AN ACT

101 CONCERNING THE CREATION OF A PILOT PROGRAM FOR EMERGENCY
102 EMPLOYMENT SUPPORT SERVICES.

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>.)

The bill creates a pilot program in the division of local government (division) in the department of local affairs (department) to provide emergency employment support services to rural and economically disadvantaged counties in the state. The bill requires the division to contract with an entity to operate the pilot program to provide reimbursement for emergency employment support services provided to

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.

eligible individuals in the eligible counties. In order to be eligible for services for which a service provider may be reimbursed under the pilot program, an individual must be 16 years or older, eligible to work in the United States, have an income at or below 200% of the federal poverty line, and be actively pursuing employment or job training. The division is required to promulgate rules to implement and set parameters for the operation of the pilot program.

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

2 **SECTION 1.** In Colorado Revised Statutes, **add** 24-32-121 as
3 follows:

4 **24-32-121. Emergency employment support services pilot**
5 **program - creation - study - definitions - appropriation - repeal.**

6 (1) (a) THERE IS HEREBY CREATED IN THE DIVISION THE EMERGENCY
7 EMPLOYMENT SUPPORT SERVICES PILOT PROGRAM, A THREE-YEAR PILOT
8 PROGRAM BEGINNING SEPTEMBER 1, 2018, TO FUND EMERGENCY
9 EMPLOYMENT SUPPORT SERVICES TO ELIGIBLE INDIVIDUALS AS THEY
10 PERTAIN TO THE INDIVIDUAL'S JOB TRAINING AND EMPLOYMENT GOALS.

11 (b) THE DIVISION SHALL SELECT TEN RURAL COUNTIES AND A
12 LIMITED NUMBER OF ZIP CODES WITHIN PUEBLO, ARAPAHOE, DENVER, AND
13 ADAMS COUNTIES TO PARTICIPATE IN THE PILOT PROGRAM. IN SELECTING
14 THE RURAL COUNTIES AND ZIP CODES, THE DIVISION SHALL CONSIDER
15 COUNTIES AND ZIP CODES WITHIN THE COUNTIES SPECIFIED IN THIS
16 SUBSECTION (1)(b) THAT HAVE:

17 (I) THE HIGHEST PERCENTAGE OF RESIDENTS LIVING AT OR BELOW
18 TWO HUNDRED PERCENT OF THE FEDERAL POVERTY LINE;

19 (II) THE HIGHEST PERCENTAGE OF RESIDENTS WITHOUT A HIGH
20 SCHOOL DIPLOMA;

21 (III) THE HIGHEST UNEMPLOYMENT RATES; AND

22 (IV) THE LOWEST MEDIAN INCOME AS A PERCENTAGE OF THE

1 STATE MEDIAN INCOME.

2 (c) THE DIVISION SHALL DEVELOP A COMPETITIVE
3 REQUEST-FOR-PROPOSAL PROCESS TO CONTRACT WITH AN OUTSIDE
4 NONPROFIT ENTITY TO ADMINISTER THE PILOT PROGRAM. THE
5 ADMINISTERING ENTITY SELECTED TO ADMINISTER THE PILOT PROGRAM
6 SHALL DEVELOP FORMAL MEMORANDUMS OF UNDERSTANDING WITH
7 PUBLIC AGENCIES AND PRIVATE NONPROFIT ORGANIZATIONS TO PROVIDE
8 EMPLOYMENT, JOB TRAINING, AND JOB RETENTION SERVICES TO ELIGIBLE
9 INDIVIDUALS.

10 (2) FOR THE 2018-19 FISCAL YEAR, THE GENERAL ASSEMBLY
11 SHALL APPROPRIATE SIX HUNDRED EIGHTY-SEVEN THOUSAND FIVE
12 HUNDRED DOLLARS TO THE DIVISION. THE DIVISION IS AUTHORIZED TO
13 SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, AND DONATIONS FOR THE
14 PURPOSE OF IMPLEMENTING AND OPERATING THE PILOT PROGRAM. THE
15 DIVISION MAY USE UP TO FIVE PERCENT OF THE APPROPRIATION ANNUALLY
16 FOR ADMINISTRATIVE COSTS RELATED TO THE PILOT PROGRAM. THE
17 CONTRACTING ENTITY MAY USE UP TO FIFTEEN PERCENT OF THE
18 APPROPRIATION ANNUALLY TO OPERATE THE PILOT PROGRAM. THE
19 REMAINDER OF THE MONEY MAY BE USED ONLY FOR REIMBURSEMENT
20 MADE PURSUANT TO SUBSECTION (3) OF THIS SECTION.

21 (3) (a) THE ADMINISTERING ENTITY SHALL DEVELOP A PROCESS TO
22 REIMBURSE SERVICE PROVIDERS UP TO FOUR HUNDRED DOLLARS PER YEAR
23 FOR EACH ELIGIBLE INDIVIDUAL THAT RECEIVED ASSISTANCE. THE SERVICE
24 PROVIDERS MUST AGREE TO:

25 (I) SUBMIT REPORTS AS SPECIFIED BY THE ADMINISTERING ENTITY
26 THAT OUTLINE THE TYPE OF SERVICE PROVIDED, THE REASON FOR THE
27 SERVICES AND BASIC DEMOGRAPHICS OF THE ELIGIBLE INDIVIDUALS, AND

1 THE GEOGRAPHIC LOCATION WHERE THE SERVICE WAS PROVIDED; AND
2 (II) PARTICIPATE IN A FOLLOW-UP ANALYSIS PROCESS AT THE END
3 OF THE PILOT PROGRAM.

4 (b) (I) THE REIMBURSED MONEY MUST NOT BE USED FOR JOB
5 TRAINING OR EMPLOYMENT SERVICES THAT ARE CURRENTLY PROVIDED BY
6 ANOTHER SOURCE.

7 (II) THE REIMBURSED MONEY MAY BE USED FOR EMERGENCY
8 EMPLOYMENT SUPPORT SERVICES TO ASSIST WITH EMERGENCY NEEDS AS
9 THEY PERTAIN TO INDIVIDUALS' EMPLOYMENT OR JOB TRAINING GOALS.
10 THE REIMBURSED MONEY MAY ALSO BE USED FOR SERVICES TO ASSIST
11 WITH ONGOING JOB RETENTION FOR UP TO SIX MONTHS AFTER THE DATE OF
12 EMPLOYMENT.

13 (c) IN ORDER TO BE ELIGIBLE TO RECEIVE SERVICES FOR WHICH A
14 SERVICE PROVIDER MAY BE REIMBURSED UNDER THE PILOT PROGRAM, AN
15 INDIVIDUAL MUST:

16 (I) HAVE AN INCOME AT OR BELOW TWO HUNDRED PERCENT OF
17 THE FEDERAL POVERTY LINE;

18 (II) BE AT LEAST SIXTEEN YEARS OF AGE;

19 (III) BE ELIGIBLE TO WORK IN THE UNITED STATES; AND

20 (IV) BE ACTIVELY PURSUING EMPLOYMENT OR JOB TRAINING WITH
21 THE ASSISTANCE OF A PUBLIC AGENCY OR PRIVATE NONPROFIT
22 ORGANIZATION THAT PROVIDES EMPLOYMENT SERVICES AND THAT HAS A
23 MEMORANDUM OF UNDERSTANDING PURSUANT TO SUBSECTION (1) OF THIS
24 SECTION.

25 (4) SERVICES THAT ARE ELIGIBLE FOR REIMBURSEMENT INCLUDE:

26 (a) TRANSPORTATION;

27 (b) EMERGENCY CHILDCARE;

- 1 (c) EMERGENCY HOUSING;
- 2 (d) JOB TRAINING OR EDUCATION FEES;
- 3 (e) WORK TOOLS AND EQUIPMENT;
- 4 (f) FOOD AND NUTRITION;
- 5 (g) UTILITY AND INTERNET BILLS;
- 6 (h) PREPAID CELL PHONES;
- 7 (i) LICENSES AND CERTIFICATIONS;
- 8 (j) LEGAL SERVICES RELATED TO EMPLOYMENT;
- 9 (k) INTERPRETATION EXPENSES;
- 10 (l) MEDICAL EXPENSES THAT IMPEDE AN INDIVIDUAL'S ABILITY TO
- 11 OBTAIN JOB TRAINING OR EMPLOYMENT OR TO RETAIN EMPLOYMENT; AND
- 12 (m) OTHER EXPENSES AS THEY PERTAIN TO EMPLOYMENT OR JOB
- 13 TRAINING BUT ARE NOT PROVIDED BY ANY OTHER FUNDING SOURCE.

14 (5) THE ADMINISTERING ENTITY SHALL REPORT TO THE DIVISION
15 AT THE END OF THE PILOT PROGRAM:

- 16 (a) THE INFORMATION PROVIDED BY SERVICE PROVIDERS
- 17 PURSUANT TO SUBSECTION (3)(a) OF THIS SECTION;
- 18 (b) A QUALITATIVE ANALYSIS BASED ON INTERVIEWS CONDUCTED
- 19 WITH A REPRESENTATIVE SAMPLE OF THE SERVICE PROVIDERS
- 20 CONCERNING THE EFFICACY OF THE PILOT PROGRAM; AND
- 21 (c) AN ACCOUNT OF THE PILOT PROGRAM'S EXPENDITURES.

22 (6) THE DIVISION SHALL DEVISE A FORMULA BASED ON EXISTING
23 FUNDING FORMULAS FOR POVERTY REDUCTION, EMPLOYMENT, AND
24 WORKFORCE DEVELOPMENT PROGRAMS FOR THE DISTRIBUTION OF MONEY
25 WITHIN THE PROGRAM AREA PURSUANT TO THE PILOT PROGRAM. THE
26 FORMULA MUST ENSURE THAT EACH COUNTY AND ZIP CODE WITHIN A
27 COUNTY IN THE PROGRAM AREA HAS ACCESS TO AN EQUITABLE

1 PROPORTION OF MONEY AVAILABLE FOR THE PILOT PROGRAM BASED ON
2 THE ESTIMATED NUMBER OF ELIGIBLE INDIVIDUALS THAT MAY ACCESS
3 SERVICES FROM SERVICE PROVIDERS. IF MONEY ALLOCATED TO A COUNTY
4 OR ZIP CODE WITHIN A SPECIFIED COUNTY IN THE PROGRAM AREA IS
5 UNDER-UTILIZED, THE DIVISION MAY REALLOCATE MONEY UP TO THREE
6 MONTHS PRIOR TO THE END OF A FISCAL YEAR TO A COUNTY OR ZIP CODE
7 WITHIN A SPECIFIED COUNTY THAT HAS A HIGHER NEED.

8 (7) THE DIVISION SHALL ESTABLISH PROCEDURES AND GUIDELINES
9 TO IMPLEMENT THE PILOT PROGRAM, INCLUDING PROCEDURES AND
10 GUIDELINES PERTAINING TO THE SELECTION OF AN ADMINISTERING ENTITY
11 TO OPERATE THE PILOT PROGRAM, THE MEMORANDUMS OF
12 UNDERSTANDING, FORMULAS FOR ALLOCATING AND REALLOCATING
13 MONEY PURSUANT TO SUBSECTION (6) OF THIS SECTION, AND ANY
14 ADDITIONAL PARAMETERS FOR THE OPERATION OF THE PILOT PROGRAM.
15 THE DIVISION SHALL SOLICIT FEEDBACK FROM KEY STAKEHOLDERS WHEN
16 ESTABLISHING PROCEDURES AND GUIDELINES PURSUANT TO THIS SECTION.

17 (8) FOR THE PURPOSES OF THIS SECTION:

18 (a) "ADMINISTERING ENTITY" MEANS THE NONPROFIT ENTITY
19 SELECTED PURSUANT TO SUBSECTION (1)(c) OF THIS SECTION TO
20 ADMINISTER THE PILOT PROGRAM.

21 (b) "DIVISION" MEANS THE DIVISION OF LOCAL GOVERNMENT IN
22 THE DEPARTMENT OF LOCAL AFFAIRS.

23 (c) "ELIGIBLE INDIVIDUAL" MEANS AN INDIVIDUAL THAT SATISFIES
24 THE ELIGIBILITY CRITERIA SPECIFIED IN SUBSECTION (3)(c) OF THIS
25 SECTION.

26 (d) "FEDERAL POVERTY LINE" HAS THE SAME MEANING AS
27 "POVERTY LINE", AS DEFINED IN 42 U.S.C. SEC. 9902 (2).

1 (e) "PILOT PROGRAM" MEANS THE EMERGENCY EMPLOYMENT
2 SUPPORT SERVICES PILOT PROGRAM CREATED IN THIS SECTION.

3 (f) "PROGRAM AREA" MEANS THE COUNTIES AND ZIP CODES WITHIN
4 SPECIFIED COUNTIES SELECTED FOR PARTICIPATION IN THE PILOT
5 PROGRAM.

6 (g) "SERVICE PROVIDER" MEANS A PUBLIC AGENCY OR PRIVATE
7 NONPROFIT ORGANIZATION THAT PROVIDES SERVICES TO AN ELIGIBLE
8 INDIVIDUAL PURSUANT TO A MEMORANDUM OF UNDERSTANDING WITH THE
9 ADMINISTERING ENTITY.

10 (h) "SERVICES" MEANS SERVICES PROVIDED BY SERVICE
11 PROVIDERS TO ELIGIBLE INDIVIDUALS, WHICH SERVICES ARE ELIGIBLE FOR
12 REIMBURSEMENT FROM THE PILOT PROGRAM PURSUANT TO SUBSECTION
13 (4) OF THIS SECTION.

14 (9) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2021.
15 BEFORE ITS REPEAL, THE PILOT PROGRAM IS SCHEDULED FOR REVIEW IN
16 ACCORDANCE WITH SECTION 24-34-104.

17 **SECTION 2.** In Colorado Revised Statutes, 24-34-104, **add**
18 (21)(a)(X) as follows:

19 **24-34-104. General assembly review of regulatory agencies**
20 **and functions for repeal, continuation, or reestablishment - legislative**
21 **declaration - repeal.** (21) (a) The following agencies, functions, or both,
22 will repeal on September 1, 2021:

23 (X) THE EMERGENCY EMPLOYMENT SERVICES PILOT PROGRAM
24 ESTABLISHED IN SECTION 24-32-121.

25 **SECTION 3. Effective date.** This act takes effect July 1, 2018.

26 **SECTION 4. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.