

**First Regular Session
Seventy-fourth General Assembly
STATE OF COLORADO**

REREVISED

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

LLS NO. 23-0257.01 Shelby Ross x4510

SENATE BILL 23-065

SENATE SPONSORSHIP

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Senate Committees

Education
Appropriations

House Committees

Education
Appropriations

A BILL FOR AN ACT

101 **CONCERNING CHANGES TO THE CAREER DEVELOPMENT SUCCESS**
102 **PROGRAM, AND, IN CONNECTION THEREWITH, MAKING AN**
103 **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>.)

For the career development success program (program), the bill removes the requirement for successful completion of a qualified industry pre-apprenticeship program and the requirement for successful completion of a qualified industry apprenticeship.

Current law requires the general assembly to annually appropriate

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing law.
Dashes through the words or numbers indicate deletions from existing law.

HOUSE
3rd Reading Unamended
May 6, 2023

HOUSE
2nd Reading Unamended
May 3, 2023

SENATE
3rd Reading Unamended
April 14, 2023

SENATE
Amended 2nd Reading
April 13, 2023

\$1 million to the department of education for the program. Beginning in the 2023-24 budget year, and each budget year thereafter, the bill increase the appropriation to \$10 million.

The bill requires a school district or charter school participating in the program to receive 120% of the per-pupil amount for each pupil who is eligible for free or reduced-price lunch and who successfully earned an industry certificate by completing a qualified industry-credential program, a qualified workplace training program, or a qualified advanced placement course.

The bill authorizes a participating school district or participating charter school to contract with a third party to provide specified services under the program.

The bill extends the repeal date from September 1, 2024, to September 1, 2034.

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

SECTION 1. In Colorado Revised Statutes, 22-54-138, **amend** (1)(i)(III), (1)(j), (2), (4)(a), (4)(b) introductory portion, (4)(b.5), (5)(a), (5)(b)(I), (5)(b)(II), (5)(c), (5)(d), (7)(a) introductory portion, (8)(a), (8)(b), (8)(d), (8)(i), (8.5)(a)(II), (8.5)(b), (8.7), and (9); repeal (4)(d); and add (1)(e.5), (1)(i)(IV), (5)(e), and (5)(f) as follows:

22-54-138. Career development success program - created - funding - report - legislative declaration - definitions - repeal. (1) As used in this section, unless the context otherwise requires:

(e.5) "PARTICIPATING BOARD OF COOPERATIVE SERVICES" MEANS A BOARD OF COOPERATIVE SERVICES CREATED AND OPERATING PURSUANT TO ARTICLE 5 OF THIS TITLE 22 THAT CHOOSES TO PARTICIPATE IN THE CAREER DEVELOPMENT SUCCESS PROGRAM CREATED IN THIS SECTION.

(i) "Qualified industry-credential program" means a career and technical education program that:

(III) Is identified by the Colorado work force development council as provided in subsection (3) of this section; OR

1 (IV) A CONSTRUCTION INDUSTRY APPRENTICESHIP PROGRAM, A
2 CONSTRUCTION INDUSTRY PRE-APPRENTICESHIP PROGRAM, OR ANY OTHER
3 INDUSTRY APPRENTICESHIP OR PRE-APPRENTICESHIP PROGRAM THAT IS
4 IDENTIFIED BY THE COLORADO WORK FORCE DEVELOPMENT COUNCIL AS
5 PROVIDED IN SUBSECTION (3) OF THIS SECTION.

6 (j) "Qualified workplace training program" means an internship
7 program. ~~a construction industry apprenticeship program, a construction
8 industry pre-apprenticeship program, or any other industry apprenticeship
9 or pre-apprenticeship program that is identified by the Colorado work
10 force development council as provided in subsection (3) of this section.~~

11 (2) There is created the career development success program in
12 the department of education to provide financial incentives for
13 participating districts, A PARTICIPATING BOARD OF COOPERATIVE
14 SERVICES, and participating charter schools to encourage pupils enrolled
15 in grades nine through twelve to enroll in and successfully complete
16 qualified industry-credential programs; qualified workplace training
17 programs; and qualified advanced placement courses. For the 2017-18
18 budget year and each budget year thereafter, each participating district,
19 EACH PARTICIPATING BOARD OF COOPERATIVE SERVICES, and each
20 participating charter school, as provided in subsection (5) of this section,
21 may receive up to one thousand dollars for each pupil who, in the
22 preceding budget year, successfully completes a qualified
23 industry-credential program; qualified workplace training program; or
24 qualified advanced placement course.

25 (4) (a) Each district, EACH BOARD OF COOPERATIVE SERVICES, and
26 each charter school may decide annually whether to participate in the
27 career development success program. If a district chooses not to

1 participate in the program but a charter school that is authorized by the
2 district chooses to participate in the program, the nonparticipating district
3 shall report the participating charter school pupil enrollments to the
4 department of education as provided in this subsection (4) on behalf of
5 the participating charter school and distribute to the participating charter
6 school one hundred percent of the money received on behalf of the pupils
7 enrolled in the participating charter school as provided in subsection (5)
8 of this section.

9 (b) By June 30, 2017, and by June 30 each year thereafter, each
10 participating district, each nonparticipating district on behalf of its
11 participating charter schools, EACH PARTICIPATING BOARD OF
12 COOPERATIVE SERVICES, and the institute on behalf of each participating
13 institute charter school, shall report to the department of education the
14 total number of pupils enrolled in the participating district, the
15 participating charter schools of the nonparticipating district, THE
16 PARTICIPATING BOARD OF COOPERATIVE SERVICES, or the participating
17 institute charter schools who, during the school year that ends on that
18 June 30:

19 (b.5) Each participating district, each nonparticipating district on
20 behalf of its participating charter schools, EACH PARTICIPATING BOARD OF
21 COOPERATIVE SERVICES, and the institute on behalf of each participating
22 institute charter school, in addition to reporting the totals, shall
23 disaggregate, to the extent possible while maintaining student privacy, the
24 information reported pursuant to subsection (4)(b) of this section by the
25 students' race, ethnicity, and gender, and whether a student is a student
26 with a disability, an English language learner, or eligible for free or
27 reduced-price lunch pursuant to the federal "Richard B. Russell National

1 School Lunch Act", 42 U.S.C. sec. 1751 et seq." IDENTIFIED AS AT-RISK
2 DUE TO ECONOMIC DISADVANTAGE IN THE STATE SCHOOL FINANCE
3 FORMULA.

4 _____ (d) A pupil successfully completes a qualified industry
5 pre-apprenticeship program if the student completes the course
6 requirements of the program with a passing grade and is accepted into an
7 industry apprenticeship program as a registered apprentice.

8 _____
9 (5) (a) Beginning in the ~~2017-18~~ **2023-24** budget year and each
10 budget year thereafter, the general assembly shall annually appropriate at
11 least ~~one~~ NINE million FIVE HUNDRED THOUSAND dollars to the department
12 of education for the career development success program. The department
13 shall distribute the money as provided in this subsection (5).

14 (b) (I) For each budget year, the department of education shall
15 first distribute to each district, EACH BOARD OF COOPERATIVE SERVICES,
16 and to the institute an amount equal to one thousand dollars multiplied by
17 the number of pupils reported by the district, THE BOARD OF COOPERATIVE
18 SERVICES, or the institute as successfully earning an industry certificate
19 by completing a qualified industry-credential program; except that a
20 participating district, PARTICIPATING BOARD OF COOPERATIVE SERVICES,
21 or participating charter school shall not receive a distribution for more
22 than ten percent of the total number of completed industry certificates
23 reported by districts and the institute.

24 (II) Notwithstanding the provisions of subsection (5)(b)(I) of this
25 section, if the amount appropriated is insufficient to fully fund the total
26 number of completed industry certificates eligible for distribution under
27 subsection (5)(b)(I) of this section, the department of education shall

1 reduce the amount distributed to each district, EACH BOARD OF
2 COOPERATIVE SERVICES, and to the institute by the same percentage that
3 the deficit bears to the amount required to fully fund the total number of
4 completed industry certificates eligible for distribution under subsection
5 (5)(b)(I) of this section.

6 (c) In a budget year in which there is money remaining in the
7 appropriation made pursuant to subsection (5)(a) of this section after
8 distributing the money as provided in subsection (5)(b) of this section, the
9 department of education shall distribute to each district, EACH BOARD OF
10 COOPERATIVE SERVICES, and to the institute an amount equal to one
11 thousand dollars multiplied by the number of pupils reported by the
12 district or the institute as successfully completing a qualified workplace
13 training program; except that, if the amount remaining is insufficient to
14 fully fund the total number of reported pupils, the department of
15 education shall reduce the amount distributed to each district, EACH
16 BOARD OF COOPERATIVE SERVICES, and to the institute by the same
17 percentage that the deficit bears to the amount required to fully fund the
18 total number of pupils reported as successfully completing a qualified
19 workplace training program.

20 (d) In a budget year in which there is money remaining in the
21 appropriation made pursuant to paragraph (a) of this subsection (5)
22 SUBSECTION (5)(a) OF THIS SECTION after distributing the money as
23 provided in paragraphs (b) and (c) of this subsection (5) SUBSECTIONS
24 (5)(b) AND (5)(c) OF THIS SECTION, the department of education shall
25 distribute to each district, EACH BOARD OF COOPERATIVE SERVICES, and
26 to the institute an amount equal to one thousand dollars multiplied by the
27 number of pupils reported by the district, THE BOARD OF COOPERATIVE

1 SERVICES, or the institute as successfully completing a qualified advanced
2 placement course; except that, if the amount remaining is insufficient to
3 fully fund the total number of reported pupils, the department of
4 education shall reduce the amount distributed to each district, EACH
5 BOARD OF COOPERATIVE SERVICES, and to the institute by the same
6 percentage that the deficit bears to the amount required to fully fund the
7 total number of pupils reported as successfully completing a qualified
8 advanced placement course.

9 (e) THE DEPARTMENT OF EDUCATION SHALL PROVIDE A
10 PARTICIPATING DISTRICT, PARTICIPATING BOARD OF COOPERATIVE
11 SERVICES, OR PARTICIPATING CHARTER SCHOOL ONE HUNDRED TWENTY
12 PERCENT OF THE PER-PUPIL AMOUNT DISTRIBUTED PURSUANT TO THIS
13 SUBSECTION (5) FOR EACH PUPIL WHO IS IDENTIFIED AS AT-RISK DUE TO
14 ECONOMIC DISADVANTAGE IN THE STATE SCHOOL FINANCE FORMULA AND
15 WHO SUCCESSFULLY EARNED AN INDUSTRY CERTIFICATE BY COMPLETING
16 A QUALIFIED INDUSTRY-CREDENTIAL PROGRAM, A QUALIFIED WORKPLACE
17 TRAINING PROGRAM, OR A QUALIFIED ADVANCED PLACEMENT COURSE.

18 (f) (I) FOR THE 2023-24 BUDGET YEAR, THE DEPARTMENT OF
19 EDUCATION SHALL PROVIDE AN ADDITIONAL AMOUNT OF MONEY EQUAL
20 TO THE TOTAL AMOUNT OF PER PUPIL MONEY AWARDED PURSUANT TO
21 SUBSECTION (5)(b)(I) OF THIS SECTION TO ANY PARTICIPATING DISTRICT,
22 PARTICIPATING CHARTER SCHOOL, THE INSTITUTE ON BEHALF OF EACH
23 PARTICIPATING INSTITUTE CHARTER SCHOOL, AND PARTICIPATING BOARD
24 OF COOPERATIVE SERVICES THAT DEMONSTRATES, AS OF THE 2023-24
25 SCHOOL YEAR, THAT ALL STUDENTS ARE REQUIRED TO ENROLL IN AND
26 SUCCESSFULLY COMPLETE AT LEAST ONE QUALIFIED
27 INDUSTRY-CREDENTIAL PROGRAM; ONE QUALIFIED WORKPLACE TRAINING

1 PROGRAM; OR ONE QUALIFIED ADVANCED PLACEMENT COURSE PRIOR TO
2 GRADUATION. A SCHOOL DISTRICT MAY ALSO RECEIVE MONEY FOR AN
3 INDIVIDUAL SCHOOL WITHIN THE SCHOOL DISTRICT THAT CAN
4 DEMONSTRATE SUCH REQUIREMENTS.

5 (II) FOR THE 2023-24 BUDGET YEAR, THE DEPARTMENT OF
6 EDUCATION SHALL USE FIVE MILLION DOLLARS OF THE MONEY
7 APPROPRIATED PURSUANT TO SUBSECTION (5)(a) OF THIS SECTION FOR THE
8 PURPOSES OF THIS SUBSECTION (5)(f). ANY MONEY RECEIVED PURSUANT
9 TO THIS SUBSECTION (5)(f) MUST BE USED TO PROMOTE THE AVAILABILITY
10 OF QUALIFIED INDUSTRY-CREDENTIAL PROGRAMS, QUALIFIED WORKPLACE
11 TRAINING PROGRAMS, AND QUALIFIED ADVANCED PLACEMENT COURSES.
12 THE DEPARTMENT OF EDUCATION MAY REALLOCATE ANY REMAINING
13 MONEY RECEIVED PURSUANT TO THIS SUBSECTION (5)(f) FOR THE
14 PURPOSES DESCRIBED IN SUBSECTION (5)(b)(I) OF THIS SECTION.

15 (III) THIS SUBSECTION (5)(f) IS REPEALED, EFFECTIVE JULY 1,
16 2024.

17 (7) (a) Each participating district, EACH PARTICIPATING BOARD OF
18 COOPERATIVE SERVICES, and each participating charter school shall
19 regularly communicate to all middle and high school students and the
20 students' families:

21 (8) At the hearing with the joint education committee of the
22 general assembly held in accordance with section 2-7-203 in November
23 or December 2017, and at the hearing held each year thereafter, the
24 department of education shall provide a report that describes the
25 outcomes achieved by the career development success program. At a
26 minimum, the report must include the following information:

27 (a) The number of districts, BOARDS OF COOPERATIVE SERVICES,

1 and charter schools that participated in the program;

2 (b) The number of students in each year of the program that the
3 participating districts, PARTICIPATING BOARDS OF COOPERATIVE SERVICES,
4 and participating charter schools reported as earning an industry
5 certificate by completing a qualified industry-credential program;
6 successfully completing a qualified workplace training program; or
7 completing a qualified advanced placement course and earning a score on
8 the end-of-course exam that is eligible for college credit. The department
9 shall report the student numbers in totals and disaggregated based on the
10 student demographics specified in subsection (4)(b.5) of this section.

11 (d) The total amount appropriated for the program and the
12 amounts distributed pursuant to each of subsections (5)(b), (5)(c), and
13 (5)(d) of this section, in total and to each participating district,
14 PARTICIPATING BOARD OF COOPERATIVE SERVICES, and participating
15 charter school;

16 (i) How the participating district, PARTICIPATING BOARD OF
17 COOPERATIVE SERVICES, or participating charter school determined which
18 qualified industry-credential programs; qualified workplace training
19 programs; and qualified advancement placement courses to offer,
20 including how the programs are aligned with state or local workforce
21 needs.

22 (8.5) (a) No later than July 1, 2022, the department of education,
23 in collaboration with the Colorado community college system, shall
24 publish and disseminate materials through existing and relevant platforms
25 used to engage with districts that include, at a minimum:

26 (II) For each of the top ten industry-recognized credentials, a
27 sample communications plan for how a participating district,

1 PARTICIPATING BOARD OF COOPERATIVE SERVICES, or participating charter
2 school may communicate the value of credentials and experiences to
3 students and parents. The communications plan must include information
4 on how to educate parents and students about how high school credit is
5 tied to credentials and the courses included as a part of the credential
6 pathway based on alignment with the state academic standards, state
7 graduation guidelines adopted pursuant to section 22-2-106 (1)(a.5), and
8 postsecondary credit, which may include credit through concurrent
9 enrollment.

10 (b) Any materials published and disseminated pursuant to this
11 subsection (8.5) must be made available to middle and high school
12 students at a reasonable time before any participating district's,
13 PARTICIPATING BOARD OF COOPERATIVE SERVICES', or participating
14 charter school's course selection deadline.

15 (8.7) (a) A participating ~~district~~ DISTRICT, PARTICIPATING BOARD
16 OF COOPERATIVE SERVICES, or participating charter school shall utilize the
17 money received pursuant to subsection (5) of this section to promote
18 access to qualified industry-credential programs; qualified workplace
19 training programs; and qualified advanced placement courses, which may
20 include:

21 (a) (I) Working with local workforce boards to determine the
22 programs and courses that will help to meet local workforce needs;

23 (b) (II) Communicating with students and the students' families
24 about the programs and courses in a language that the students and the
25 students' families understand;

26 (c) (III) Purchasing and maintaining equipment and supplies for
27 the programs and courses, which may include the cost of examinations

1 related to such programs and courses; and

2 (d) (IV) Assisting students, including students who are eligible for
3 free or reduced-price lunch pursuant to the federal "Richard B. Russell
4 National School Lunch Act", 42 U.S.C. sec. 1751 et seq., students with
5 disabilities, and students who are English language learners, with the
6 support needed to access and succeed in the programs and courses.

7 (b) A PARTICIPATING SCHOOL DISTRICT OR PARTICIPATING
8 CHARTER SCHOOL MAY CONTRACT WITH A THIRD PARTY TO PROVIDE THE
9 SERVICES DESCRIBED IN THIS SUBSECTION (8.7).

10 (9) This section is repealed, effective ~~September 1, 2024~~
11 SEPTEMBER 1, 2034.

12 **SECTION 2. Appropriation.** (1) For the 2023-24 state fiscal
13 year, \$5,000,000 is appropriated to the department of education. This
14 appropriation is from the general fund and is based on an assumption that
15 the department will require an additional 0.9 FTE. To implement this act,
16 the department may use this appropriation for the career development
17 success program.

18 **SECTION 3. Act subject to petition - effective date.** This act
19 takes effect at 12:01 a.m. on the day following the expiration of the
20 ninety-day period after final adjournment of the general assembly; except
21 that, if a referendum petition is filed pursuant to section 1 (3) of article V
22 of the state constitution against this act or an item, section, or part of this
23 act within such period, then the act, item, section, or part will not take
24 effect unless approved by the people at the general election to be held in
25 November 2024 and, in such case, will take effect on the date of the
26 official declaration of the vote thereon by the governor.