

HB21-1264 be amended as follows:

- 1 Amend reengrossed bill, page 2, strike lines 2 through 13.
- 2 Page 3, strike lines 1 through 10.
- 3 Renumber succeeding sections accordingly.
- 4 Page 4, after line 4 insert:

5           **"SECTION 2. Legislative declaration.** (1) The general  
6 assembly finds and declares that:  
7           (a) The COVID-19 pandemic that spread to Colorado in February  
8 of 2020 has led to extensive job losses throughout the state;  
9           (b) The devastating effects of the COVID-19 pandemic have  
10 disproportionately impacted communities of color as well as women and  
11 low-income, senior, and disabled populations in the state;  
12           (c) In order to assist states in recovering from the impacts the  
13 COVID-19 pandemic has had on states' economies, on March 11, 2021,  
14 the federal government enacted the "American Rescue Plan Act of 2021"  
15 (ARPA), pursuant to which Colorado will receive \$3,828,761,790 from  
16 the federal coronavirus state fiscal recovery fund to be used for certain  
17 specified purposes, including "to respond to the public health emergency  
18 with respect to the Coronavirus Disease 2019 (COVID-19) or its negative  
19 economic impacts, including assistance to households, small businesses,  
20 and nonprofits, or aid to impacted industries such as tourism, travel, and  
21 hospitality";  
22           (d) Under the authority granted under section 602 (f) of the  
23 ARPA, the secretary of the United States treasury adopted regulations  
24 providing further guidance to states regarding the authorized uses of the  
25 money allocated to states from the federal coronavirus state fiscal  
26 recovery fund to respond to the public health emergency or its negative  
27 economic impacts, which include:  
28           (I) Assistance to unemployed workers, including job training for  
29 individuals who want and are available for work;  
30           (II) Aid to impacted industries to respond to the negative  
31 economic impacts of the COVID-19 public health emergency; and  
32           (III) Programs, services, or other assistance for populations  
33 disproportionately impacted by the COVID-19 public health emergency,  
34 such as programs or services that address or mitigate the impact of the  
35 public health emergency on education;  
36           (e) A program to award funding to work force development areas,  
37 local governments, institutions of higher education, and community-based

1 nonprofit organizations to support reskilling, upskilling, and next-skilling  
2 workers who lost employment or have remained unemployed due to the  
3 COVID-19 public health emergency and its negative economic impacts,  
4 including providing short-term training to obtain an industry-recognized  
5 certificate and related services, that will aid unemployed workers,  
6 including those from communities disproportionately impacted by the  
7 public health emergency, and that will assist employers and nonprofit  
8 organizations working with these unemployed workers, is a program to  
9 respond to the public health emergency and its negative economic impacts  
10 on workers and industry;

11 (f) A program through which local work force development  
12 boards award grants to drive innovation to build in-demand skills,  
13 connect workers and learners to quality jobs, and drive employer  
14 engagement in talent development will provide job training assistance to  
15 unemployed workers and will aid impacted industries;

16 (g) Likewise, statewide innovation initiatives to support  
17 employers and trade associations in developing training programs for use  
18 in multiple counties, to align statewide activities in partnership with local  
19 work force development areas for skills-based hiring and talent  
20 development, and to engage and provide support to local work force  
21 development boards and community leaders in designing and  
22 implementing statewide work force innovative initiatives are programs,  
23 services, or other assistance to respond to the public health emergency  
24 and its negative economic impacts on workers and industry;

25 (h) Additionally, allocating federal funding to:

26 (I) Postsecondary career and technical education (CTE) providers  
27 to expand CTE equipment, facility, and industry capacity in key CTE job  
28 demand areas will encourage high-wage, demand-driven training and  
29 short-term program growth to meet post-pandemic demand and will  
30 provide job training to unemployed workers, assist industries negatively  
31 impacted by the public health emergency, and address the impacts of the  
32 public health emergency on education by expanding the availability of  
33 and access to CTE programs in key job demand areas; and

34 (II) The adult education and literacy program established in article  
35 10 of title 22, Colorado Revised Statutes, that provides next-level  
36 education and training to many Colorado unemployed adults will provide  
37 training to adults disproportionately impacted by the COVID-19 public  
38 health emergency for better employment outcomes.

39 (2) Therefore, the general assembly determines that the programs  
40 enacted under the "Investments in Reskilling, Upskilling, and  
41 Next-skilling Workers Act" and the "Work Force Innovation Act" and the  
42 allocation of federal funding to expand CTE equipment, facility, and  
43 industry capacity in key CTE job demand areas and to the adult education  
44 and literacy program are appropriate uses of the money transferred to  
45 Colorado under the federal "American Rescue Plan Act of 2021" to

1 respond to the COVID-19 public health emergency and its negative  
2 impacts on Colorado's economy, including its workers, industries, and  
3 education systems.".

4 Renumber succeeding sections accordingly.

5 Page 4, line 5, strike "part 5" and substitute "parts 5 and 6".

6 Page 4, line 8, strike "STIMULUS".

7 Page 4, line 11, strike ""STIMULUS INVESTMENTS" and substitute  
8 ""INVESTMENTS".

9 Page 4, line 13, strike "PART 5," and substitute "PART 5 AND PART 6 OF  
10 THIS ARTICLE 46.3,".

11 Page 4, after line 14 insert:

12 "(1) "AMERICAN RESCUE PLAN ACT OF 2021" OR "ARPA" MEANS  
13 THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS  
14 THE ACT MAY BE SUBSEQUENTLY AMENDED.".

15 Renumber succeeding subsections accordingly.

16 Page 4, line 27, strike "STIMULUS".

17 Page 5, line 26, strike "**Stimulus investments**" and substitute  
18 "**Investments**".

19 Page 5, line 27, strike "STIMULUS".

20 Page 8, line 11, strike "2020-21" and substitute "2021-22".

21 Page 8, line 13, strike "GENERAL FUND" and substitute "WORKERS,  
22 EMPLOYERS, AND WORKFORCE CENTERS CASH FUND CREATED IN SECTION  
23 24-75-231 (2)(a)".

24 Page 8, line 15, strike "2020-21" and substitute "2021-22".

25 Page 8, line 18, strike "THE NEXT TWO" and substitute "SUBSEQUENT" and  
26 strike "APPROPRIATION." and substitute "APPROPRIATION, SUBJECT TO THE  
27 REQUIREMENTS FOR OBLIGATING AND EXPENDING MONEY RECEIVED  
28 UNDER THE ARPA AS SPECIFIED IN SECTION 24-75-226 (4)(d).".

29 Page 8, after line 26 insert:

1                   "(4) THE STATE COUNCIL SHALL COMPLY WITH THE REQUIREMENTS  
2 OF SECTION 24-75-226 (4) AND (5) REGARDING THE OBLIGATION,  
3 EXPENDITURE, AND TRACKING OF MONEY ALLOCATED TO THE STATE  
4 COUNCIL PURSUANT TO THIS SECTION.".

5 Page 8, line 27, strike the second "DECEMBER" and substitute "EACH  
6 DECEMBER THEREAFTER THROUGH DECEMBER 2026,".

7 Page 9, line 1, strike "2023,".

8 Page 9, line 4, after "24-46.3-103 (3)." add "THE STATE COUNCIL SHALL  
9 COMPLY WITH THE REQUIREMENTS OF SECTION 24-75-226 (5) REGARDING  
10 REPORTING ON MONEY ALLOCATED TO THE STATE COUNCIL PURSUANT TO  
11 SECTION 24-46.3-504.

12 Page 9, strike line 12 and substitute "JULY 1, 2027.".

13 Page 9, after line 12 insert:

14                   "PART 6  
15                   WORK FORCE INNOVATION ACT

16                   **24-46.3-601. Short title.** THE SHORT TITLE OF THIS PART 6 IS THE  
17 "WORK FORCE INNOVATION ACT".

18                   **24-46.3-602. Definitions.** AS USED IN THIS PART 6, UNLESS THE  
19 CONTEXT OTHERWISE REQUIRES:

20                   (1) "ADULT EDUCATION PROGRAM" HAS THE SAME MEANING AS  
21 "ADULT EDUCATION AND LITERACY PROGRAMS", AS DEFINED IN SECTION  
22 22-10-103 (1).

23                   (2) "APPRENTICESHIP SPONSOR" MEANS AN EMPLOYER,  
24 ASSOCIATION, COMMITTEE, OR ORGANIZATION THAT OPERATES AN  
25 APPRENTICESHIP PROGRAM REGISTERED WITH THE UNITED STATES  
26 DEPARTMENT OF LABOR.

27                   (3) "COLORADO WORK FORCE CENTER" MEANS AN AMERICAN JOBS  
28 CENTER ESTABLISHED PURSUANT TO THE FEDERAL "WORKFORCE  
29 INVESTMENT ACT OF 1998", 29 U.S.C. SEC. 2801 ET SEQ., AND  
30 REAUGHRIZED IN THE FEDERAL "WORKFORCE INNOVATION AND  
31 OPPORTUNITIES ACT OF 2014", PUB.L. 113-128, THAT IS OPERATING IN  
32 COLORADO AND OFFERS TRAINING REFERRALS, CAREER COUNSELING, JOB  
33 LISTINGS, AND SIMILAR EMPLOYMENT-RELATED SERVICES.

34                   (4) "CONNECTING COLORADO DATABASE" MEANS THE LABOR  
35 EXCHANGE SYSTEM ADMINISTERED BY THE DEPARTMENT TO CONNECT  
36 INDIVIDUALS TO JOBS AND TO MANAGE DATA AND PRODUCE REPORTS  
37 REQUIRED BY THE UNITED STATES DEPARTMENT OF LABOR.

38                   (5) "COVID-19" MEANS THE CORONAVIRUS DISEASE CAUSED BY  
39 THE SEVERE ACUTE RESPIRATORY SYNDROME CORONAVIRUS 2, ALSO

1 KNOWN AS SARS-CoV-2.

2 (6) "COVID-19 PUBLIC HEALTH EMERGENCY" OR "PUBLIC HEALTH  
3 EMERGENCY" MEANS THE PERIOD BEGINNING ON JANUARY 1, 2020, AND  
4 EXTENDING UNTIL THE TERMINATION OF THE NATIONAL EMERGENCY  
5 CONCERNING THE COVID-19 OUTBREAK DECLARED PURSUANT TO THE  
6 FEDERAL "NATIONAL EMERGENCIES ACT", 50 U.S.C. SEC. 1601 ET SEQ.

7 (7) "ECONOMIC DEVELOPMENT CORPORATION" MEANS AN  
8 ORGANIZATION WHOSE MISSION IS TO PROMOTE ECONOMIC DEVELOPMENT  
9 WITHIN A SPECIFIC GEOGRAPHICAL AREA.

10 (8) "ELIGIBLE APPLICANT" MEANS:

11 (a) A PUBLIC OR PRIVATE SECTOR EMPLOYER, EMPLOYER  
12 ORGANIZATION, OR TRADE ASSOCIATION;

13 (b) AN APPRENTICESHIP SPONSOR;

14 (c) A COMMUNITY-BASED ORGANIZATION;

15 (d) A COLORADO WORK FORCE CENTER; OR

16 (e) A SECTOR PARTNERSHIP RECOGNIZED BY THE STATE COUNCIL.

17 (9) "LOCAL EDUCATION PROVIDER" HAS THE SAME MEANING AS  
18 SET FORTH IN SECTION 22-20.5-102 (4).

19 (10) "PROPRIETARY TRAINING PROVIDER" MEANS A TRAINING  
20 PROGRAM OPERATED BY THE PRIVATE SECTOR.

21 (11) "SECTOR PARTNERSHIP" MEANS AN INDUSTRY-SPECIFIC,  
22 REGIONAL PARTNERSHIP LED BY BUSINESS IN PARTNERSHIP WITH  
23 ECONOMIC DEVELOPMENT, EDUCATION, AND WORK FORCE DEVELOPMENT  
24 ENTITIES.

25 (12) "STATEWIDE WORK FORCE INNOVATION INITIATIVE" MEANS  
26 A STATEWIDE ACTIVITY DEVELOPED PURSUANT TO SECTION 24-46.3-605.

27 (13) "SUBAPPLICANT" MEANS:

28 (a) AN INSTITUTION OF HIGHER EDUCATION;

29 (b) A PUBLIC LIBRARY;

30 (c) A LOCAL EDUCATION PROVIDER;

31 (d) AN ADULT EDUCATION PROGRAM;

32 (e) A PROPRIETARY TRAINING PROVIDER;

33 (f) AN ECONOMIC DEVELOPMENT CORPORATION; OR

34 (g) A NONPROFIT ORGANIZATION.

35 (15) "WORK FORCE DEVELOPMENT BOARD" HAS THE SAME  
36 MEANING AS SET FORTH IN SECTION 8-83-203 (23).

37 (16) "WORK FORCE INNOVATION GRANT PROGRAM" OR "GRANT  
38 PROGRAM" MEANS THE WORK FORCE INNOVATION GRANT PROGRAM  
39 CREATED IN SECTION 24-46.3-604.

40 **24-46.3-603. Funding for work force innovation - grant  
41 program - statewide initiatives - allocation of ARPA money.** (1) FOR  
42 THE 2021-22 STATE FISCAL YEAR, THE GENERAL ASSEMBLY SHALL  
43 APPROPRIATE THIRTY-FIVE MILLION DOLLARS FROM THE WORKERS,  
44 EMPLOYERS, AND WORKFORCE CENTERS CASH FUND CREATED IN SECTION  
45 24-75-231 (2)(a) TO THE DEPARTMENT FOR ALLOCATION TO THE STATE

1 COUNCIL FOR THE FOLLOWING PURPOSES:

2 (a) SEVENTEEN MILLION FIVE HUNDRED THOUSAND DOLLARS FOR  
3 ALLOCATION TO WORK FORCE DEVELOPMENT BOARDS FOR THE WORK  
4 FORCE INNOVATION GRANT PROGRAM AND PURPOSES SPECIFIED IN SECTION  
5 24-46.3-604 (1)(b); EXCEPT THAT A WORK FORCE DEVELOPMENT BOARD  
6 SHALL RETURN TO THE STATE COUNCIL ANY MONEY ALLOCATED TO AND  
7 NOT EXPENDED OR OBLIGATED BY THE WORK FORCE DEVELOPMENT BOARD  
8 BY JANUARY 1, 2024; AND

9 (b) SEVENTEEN MILLION FIVE HUNDRED THOUSAND DOLLARS, PLUS  
10 ANY AMOUNT RETURNED TO THE STATE COUNCIL PURSUANT TO  
11 SUBSECTION (1)(a) OF THIS SECTION, FOR STATEWIDE WORK FORCE  
12 INNOVATION INITIATIVES.

13 (2) THE STATE COUNCIL AND DEPARTMENT MAY USE UP TO  
14 TWELVE PERCENT OF THE AMOUNT APPROPRIATED PURSUANT TO THIS  
15 SECTION FOR COSTS ASSOCIATED WITH IMPLEMENTING AND  
16 ADMINISTERING THIS PART 6 AND FOR THE EVALUATION ACTIVITIES  
17 REQUIRED PURSUANT TO SECTION 24-46.3-606.

18 (3) ANY MONEY APPROPRIATED PURSUANT TO THIS SECTION THAT  
19 IS NOT EXPENDED OR ENCUMBERED AT THE END OF THE 2021-22 STATE  
20 FISCAL YEAR REMAINS AVAILABLE FOR EXPENDITURE IN SUBSEQUENT  
21 FISCAL YEARS WITHOUT FURTHER APPROPRIATION, SUBJECT TO THE  
22 REQUIREMENTS FOR OBLIGATING AND EXPENDING MONEY RECEIVED  
23 UNDER THE ARPA AS SPECIFIED IN SECTION 24-75-226 (4)(d).

24 (4) THE STATE COUNCIL SHALL COMPLY WITH THE REQUIREMENTS  
25 OF SECTION 24-75-226 (4) AND (5) REGARDING THE OBLIGATION,  
26 EXPENDITURE, AND TRACKING OF AND REPORTING ON THE USE OF ANY  
27 ARPA MONEY ALLOCATED TO THE STATE COUNCIL PURSUANT TO THIS  
28 SECTION.

29 **24-46.3-604. Work force innovation grant program - creation**  
30 **- local boards to administer - eligibility for grants - use of grants -**  
31 **grant proposal requirements - other innovation activities performed**  
32 **by local boards - reporting to statewide database.** (1) (a) THE WORK  
33 FORCE INNOVATION GRANT PROGRAM IS HEREBY CREATED FOR THE  
34 PURPOSE OF PROMOTING INNOVATION IN ORDER TO IMPROVE OUTCOMES  
35 FOR LEARNERS AND WORKERS, INCLUDING UNDERSERVED POPULATIONS,  
36 BY PROMOTING PARTNERSHIPS AND HELPING PREPARE COLORADANS FOR  
37 WELL-PAYING, QUALITY JOBS. THE STATE COUNCIL SHALL ADMINISTER THE  
38 PROGRAM AND SHALL DISTRIBUTE THE MONEY ALLOCATED TO THE  
39 PROGRAM PURSUANT TO SECTION 24-46.3-603 (1)(a) TO WORK FORCE  
40 DEVELOPMENT BOARDS BASED ON A FORMULA THAT CONSIDERS THE  
41 FOLLOWING FACTORS IN EACH WORK FORCE DEVELOPMENT AREA:

42 (I) THE SHARE OF UNEMPLOYMENT CLAIMS;  
43 (II) THE TOTAL JOBS LOST AND THE TOTAL JOBS LOST IN THE  
44 INDUSTRIES MOST IMPACTED BY THE PUBLIC HEALTH EMERGENCY; AND  
45 (III) OTHER FACTORS DETERMINED BY THE STATE COUNCIL.

(b) (I) THE WORK FORCE DEVELOPMENT BOARDS SHALL USE THE MONEY DISTRIBUTED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION:

(A) TO AWARD GRANTS TO ELIGIBLE APPLICANTS THROUGH A COMPETITIVE PROCESS, CONSISTENT WITH SUBSECTIONS (2) AND (3) OF THIS SECTION;

(B) FOR OUTCOMES-BASED OR PAY-FOR-PERFORMANCE CONTRACTS WITH GRANT RECIPIENTS, CONSISTENT WITH SUBSECTIONS (2) AND (3) OF THIS SECTION;

(C) FOR NEW PROGRAM DEVELOPMENT;

(D) TO EXPAND ACCESS TO EXISTING PROGRAMS;

(E) FOR OUTREACH AND ENGAGEMENT, ESPECIALLY TO MARGINALIZED OR DISPROPORTIONATELY IMPACTED POPULATIONS; AND

(F) FOR CAREER COACHING AND NAVIGATION FOR INDIVIDUALS.

(II) WORK FORCE DEVELOPMENT BOARDS MAY USE UP TO TEN PERCENT OF THE MONEY DISTRIBUTED PURSUANT TO SUBSECTION (1)(a) OF THIS SECTION FOR ADMINISTRATIVE COSTS ASSOCIATED WITH PERFORMING THE ACTIVITIES SPECIFIED IN SUBSECTION (1)(b)(I) OF THIS SECTION.

(2) (a) AN APPLICANT FOR A GRANT FROM A WORK FORCE DEVELOPMENT BOARD:

**(I) MUST DEMONSTRATE THAT THE APPLICANT IS AN ELIGIBLE APPLICANT:**

(II) MAY APPLY FOR A GRANT IN PARTNERSHIP WITH ONE OR MORE SUBAPPLICANTS; AND

**(III) IS ENCOURAGED TO APPLY FOR A GRANT WITH PARTNERS IN ORDER TO SUPPORT TRANSFORMATIVE STRATEGIES FOCUSED ON SYSTEMIC ALIGNMENT WITH COLORADO WORK FORCE CENTERS**

(b) IF APPLYING WITH ONE OR MORE SUBAPPLICANTS, AN APPLICANT MUST IDENTIFY THE SPECIFIC ROLE EACH SUBAPPLICANT WILL SERVE AND THE REASON WHY THE APPLICANT AND SUBAPPLICANT HAVE PARTNERED IN THE APPLICATION, INCLUDING HOW THE LEAD APPLICANT WILL DISTRIBUTE MONEY TO SUBAPPLICANTS AND WHAT AMOUNTS WOULD BE SHARED AMONG THE APPLICANT AND SUBAPPLICANTS.

(c) THE WORK FORCE DEVELOPMENT BOARDS MAY PARTNER WITH EACH OTHER TO ADMINISTER GRANTS

(d) ALL GRANTS AWARDED PURSUANT TO THIS SECTION MUST BE OBLIGATED BY DECEMBER 31, 2024, AND EXPENDED BY DECEMBER 31, 2026.

(3) THE WORK FORCE DEVELOPMENT BOARDS SHALL AWARD GRANTS TO ELIGIBLE APPLICANTS APPLYING FOR GRANTS FOR PROPOSALS THAT WILL BUILD IN-DEMAND SKILLS, CONNECT WORKERS AND LEARNERS TO QUALITY JOBS, AND DRIVE EMPLOYER ENGAGEMENT IN TALENT DEVELOPMENT IN ANY OF THE FOLLOWING AREAS:

(a) SUPPORTING WORK-BASED LEARNING, SKILL DEVELOPMENT, TRAINING COMPLETION, AND QUALITY JOB PLACEMENT THROUGH THE

1 FOLLOWING:

2 (I) PROVIDING QUALITY EDUCATION AND TRAINING FOR  
3 RESKILLING, UPSKILLING, AND NEXT-SKILLING INDIVIDUALS WHO ARE IN  
4 COVID-19-IMPACTED HOUSEHOLDS AND UNDERSERVED POPULATIONS  
5 THAT WERE DISPROPORTIONATELY IMPACTED BY THE COVID-19 PUBLIC  
6 HEALTH EMERGENCY, WHICH MAY INCLUDE ENTREPRENEURSHIP; DIGITAL  
7 LITERACY AND INCLUSION ACTIVITIES; WORK FORCE READINESS;  
8 ON-THE-JOB TRAINING; SHORT-TERM, IN-DEMAND CREDENTIALS; OR  
9 APPRENTICESHIPS;

10 (II) BUILDING ACCOUNTABLE PARTNERSHIPS AND SYSTEMS TO  
11 DRAMATICALLY IMPROVE OUTCOMES OR DECREASE COSTS FOR WORKERS  
12 AND LEARNERS TO ACCESS QUALITY EDUCATION AND TRAINING;

13 (III) PROVIDING SUPPORTIVE SERVICES AND EQUIPMENT TO  
14 WORKERS AND LEARNERS WITH BARRIERS TO ACCESSING EDUCATION,  
15 TRAINING, AND JOB PLACEMENT;

16 (IV) INCREASING ACCESS TO CAREER COUNSELING AND  
17 NAVIGATION PROGRAMS FOR IN-SCHOOL AND OUT-OF-SCHOOL WORKERS  
18 AND LEARNERS;

19 (V) DEVELOPING NEW, WORK-BASED LEARNING PROGRAMS IN  
20 PARTNERSHIP WITH EMPLOYERS; OR

21 (VI) INCREASING ACCESS TO ENGLISH-AS-A-SECOND-LANGUAGE  
22 AND OTHER CAREER READINESS PROGRAMS THAT ENABLE EQUITABLE  
23 ACCESS AND INTEGRATION;

24 (b) SUPPORTING EMPLOYERS AND SMALL BUSINESSES TO MITIGATE  
25 FINANCIAL HARDSHIPS RESULTING FROM THE PUBLIC HEALTH EMERGENCY  
26 OR PROVIDING GREATER OPPORTUNITIES FOR COMMUNITIES  
27 DISPROPORTIONATELY AFFECTED BY COVID-19 TO ENGAGE IN TALENT  
28 DEVELOPMENT THROUGH THE FOLLOWING:

29 (I) INCREASING ADOPTION OF SKILLS-BASED PRACTICES,  
30 INCLUDING INCENTIVIZING NEW SKILLS-BASED HIRES;

31 (II) DEVELOPING OR EXPANDING INCUMBENT WORKER TRAINING  
32 AND WORK-BASED LEARNING PROGRAMS IN PARTNERSHIP WITH COLORADO  
33 WORK FORCE CENTERS, TRAINING PROVIDERS, COMMUNITY-BASED  
34 ORGANIZATIONS, LOCAL EDUCATION PROVIDERS, AND INSTITUTIONS OF  
35 HIGHER EDUCATION; OR

36 (III) BUILDING NEW INTERNAL PATHWAYS FOR EXISTING  
37 EMPLOYEES; AND

38 (c) INCREASING PARTICIPATION BY UNDERSERVED COMMUNITIES,  
39 INCLUDING BLACK, INDIGENOUS, AND PEOPLE OF COLOR, PEOPLE WITH  
40 DISABILITIES, NEW AMERICANS, EX-OFFENDERS, AND OLDER WORKERS,  
41 THROUGH THE FOLLOWING:

42 (I) ADOPTING FOCUSED OUTREACH STRATEGIES SPECIFIC TO  
43 UNDERSERVED COMMUNITIES;

44 (II) INCREASING PARTNERSHIP WITH COMMUNITY-BASED  
45 ORGANIZATIONS THAT SERVE THESE POPULATIONS IN ORDER TO SUPPORT

1 EXISTING TRUSTED MESSENGERS THAT CAN ENHANCE OUTREACH; OR  
2 (III) IMPROVING LANGUAGE ACCESS, TO INCLUDE AMERICAN SIGN  
3 LANGUAGE, TO ENSURE OUTREACH AND PARTICIPATION.

4 (4) AN APPLICANT SHOULD ADDRESS THE FOLLOWING IN ITS  
5 PROJECT PROPOSAL:

6 (a) THE NEED FOR THE PROJECT, SPECIFYING HOW AND WHY THE  
7 PROJECT IS DESIGNED TO MEET THE NEED BASED ON DATA AND EVIDENCE;

8 (b) THE PROPOSED IMPACT OF THE PROJECT, INCLUDING HOW THE  
9 PROJECT WILL IMPROVE OUTCOMES FOR WORKERS AND STUDENTS OR  
10 INCREASE EMPLOYER ENGAGEMENT;

11 (c) THE PARTNERSHIPS FOSTERED BY THE PROJECT, INCLUDING THE  
12 DEGREE TO WHICH THE PROJECT HAS SUPPORT FROM COMMUNITY-BASED  
13 ORGANIZATIONS SUCH AS LOCAL CHAMBERS OF COMMERCE, NONPROFIT  
14 ORGANIZATIONS, BUSINESSES, OR FAITH-BASED ORGANIZATIONS;

15 (d) THE SUSTAINABILITY OF THE PROJECT, SPECIFYING HOW THE  
16 PROJECT WILL CONTINUE AFTER THE GRANT TERM EXPIRES;

17 (e) THE GOVERNANCE OF THE PROJECT, SPECIFYING HOW THE  
18 PROJECT WILL ENSURE APPROPRIATE ADMINISTRATION, MONITORING,  
19 REPORTING, AND COMPLIANCE FOR THE GRANT;

20 (f) THE INNOVATION OF THE PROJECT, SPECIFYING HOW THE PROJECT  
21 SUPPORTS INNOVATIVE, LOCALLY DRIVEN SOLUTIONS TO RESPOND  
22 TO COMMUNITY NEEDS; AND

23 (g) THE EQUITY OF THE PROJECT, SPECIFYING HOW THE PROJECT  
24 WILL IMPROVE EDUCATION AND ECONOMIC OUTCOMES FOR UNDERSERVED  
25 POPULATIONS OR COMMUNITIES.

26 (5) EACH WORK FORCE DEVELOPMENT BOARD THAT AWARDS  
27 GRANTS TO ELIGIBLE APPLICANTS PURSUANT TO THIS SECTION SHALL  
28 REPORT INFORMATION AS REQUIRED BY SECTION 24-46.3-606 TO THE  
29 CONNECTING COLORADO DATABASE TO TRACK PARTICIPANTS AND  
30 FACILITATE AN EVALUATION OF THE GRANT RECIPIENT'S USE OF THE GRANT  
31 AWARD AND THE OUTCOMES ACHIEVED.

32 (6) EACH ELIGIBLE APPLICANT THAT RECEIVES A GRANT PURSUANT  
33 TO THIS SECTION SHALL COMPLY WITH ANY REPORTING REQUIREMENTS AS  
34 DETERMINED BY THE STATE CONTROLLER PURSUANT TO SECTION  
35 24-75-226.

36 **24-46.3-605. Statewide work force innovation initiatives -**  
37 **development - stakeholder process - distribution of money for**  
38 **initiatives.** (1) THE STATE COUNCIL SHALL USE THE MONEY ALLOCATED  
39 PURSUANT TO SECTION 24-46.3-603 (1)(b) FOR STATEWIDE WORK FORCE  
40 INNOVATION INITIATIVES DESIGNED TO PERFORM THE ACTIVITIES  
41 SPECIFIED IN SUBSECTION (2) OF THIS SECTION TO ADDRESS THE NEGATIVE  
42 ECONOMIC IMPACTS OF THE COVID-19 PUBLIC HEALTH EMERGENCY.

43 (2) THE STATE COUNCIL SHALL CONDUCT A STAKEHOLDER  
44 PROCESS TO ENGAGE WORK FORCE DEVELOPMENT BOARDS AND  
45 COMMUNITY LEADERS IN THE DESIGN OF STATEWIDE INITIATIVES, WHICH

1       MAY INCLUDE THE FOLLOWING ACTIVITIES:

2           (a) SUPPORTING EMPLOYERS AND TRADE ASSOCIATIONS THAT  
3       OPERATE IN MULTIPLE COUNTIES IN DEVELOPING TRAINING PROGRAMS;

4           (b) MANAGING ALIGNMENT OF STATEWIDE ACTIVITIES IN  
5       PARTNERSHIP WITH WORK FORCE DEVELOPMENT AREAS FOR SKILLS-BASED  
6       HIRING AND TALENT DEVELOPMENT ACTIVITIES;

7           (c) CAPACITY BUILDING AND TECHNICAL ASSISTANCE ACTIVITIES,  
8       SUCH AS STAFF OR CONTRACTORS TO SUPPORT THE ADMINISTRATION OF  
9       LOCAL COMPETITIONS AND RELATED ACTIVITIES AND CONTRACTING WITH  
10      LOCAL OR NATIONAL EXPERTS ON EVIDENCE-BASED POLICY,  
11      RESULTS-BASED CONTRACTING, RIGOROUS EVALUATION DESIGN, AND  
12      IMPLEMENTATION SCIENCE;

13          (d) CAPACITY BUILDING AND TECHNICAL ASSISTANCE FOR  
14      COMMUNITY-BASED ORGANIZATIONS TO INCREASE KNOWLEDGE AND  
15      UNDERSTANDING OF WORK FORCE PROGRAMMING;

16          (e) TESTING SIMILAR PROGRAMS IN MULTIPLE LOCATIONS TO  
17      ASSESS WHAT WORKS SO THAT SUCCESSFUL PRACTICES USED IN SPECIFIC  
18      LOCATIONS CAN BE SCALED OR REPLICATED IN OTHER LOCATIONS;

19          (f) EXECUTING AND MANAGING CONTRACTS WITH EXTERNAL  
20      EVALUATORS IN ACCORDANCE WITH SECTION 24-46.3-606;

21          (g) PERFORMING MONITORING AND COMPLIANCE ACTIVITIES  
22      NECESSARY TO DEMONSTRATE FISCAL INTEGRITY; AND

23          (h) CONDUCTING OUTREACH AND COMMUNICATION CAMPAIGNS TO  
24      REACH COLORADANS, INCLUDING UNDERSERVED AND  
25      DISPROPORTIONATELY IMPACTED POPULATIONS, WHO MAY BENEFIT FROM  
26      AVAILABLE PROGRAMS.

27           (3) (a) THE STATE COUNCIL SHALL DISTRIBUTE MONEY IN  
28      ACCORDANCE WITH STATE AND FEDERAL PROCUREMENT GUIDELINES FOR  
29      STATEWIDE WORK FORCE INNOVATION INITIATIVES DEVELOPED PURSUANT  
30      TO THIS SECTION THAT WILL PERFORM ACTIVITIES SPECIFIED IN  
31      SUBSECTION (2) OF THIS SECTION.

32           (b) ANY PERSON THAT RECEIVES MONEY FOR A STATEWIDE WORK  
33      FORCE INNOVATION INITIATIVE PURSUANT TO THIS SECTION SHALL:

34              (I) REPORT INFORMATION AS REQUIRED BY SECTION 24-46.3-606  
35      TO THE CONNECTING COLORADO DATABASE TO FACILITATE AN  
36      EVALUATION OF THE ACTIVITIES AND THE OUTCOMES ACHIEVED; AND

37              (II) COMPLY WITH ANY REPORTING REQUIREMENTS AS  
38      DETERMINED BY THE STATE CONTROLLER PURSUANT TO SECTION  
39      24-75-226.

40              **24-46.3-606. Evaluation - grant-funded projects and programs**  
41      - **statewide innovation initiatives.** (1) THE STATE COUNCIL SHALL  
42      CONDUCT OR FACILITATE AN EVALUATION OF ALL PROGRAMS, PROJECTS,  
43      AND INITIATIVES FUNDED PURSUANT TO THIS PART 6 ON EITHER A  
44      STATEWIDE LEVEL OR WORK FORCE DEVELOPMENT AREA LEVEL.

45              (2) ANY WORK FORCE DEVELOPMENT BOARD OR PERSON THAT

1 RECEIVES MONEY OR A GRANT PURSUANT TO SECTION 24-46.3-604 OR  
2 24-46.3-605 MUST USE THE CONNECTING COLORADO DATABASE TO  
3 REPORT INFORMATION ABOUT HOW THE RECIPIENT USED THE MONEY, THE  
4 OUTCOMES ACHIEVED, AND ANY OTHER INFORMATION NECESSARY TO  
5 FACILITATE THE EVALUATION REQUIRED BY THIS SECTION.

6 (3) IN ADDITION TO THE REQUIREMENTS OF SECTION 24-75-226(5),  
7 PROGRAMS, PROJECTS, AND INITIATIVES FUNDED PURSUANT TO THIS PART  
8 MUST BE EVALUATED TO:

9 (a) DETERMINE WHETHER THE PROGRAM, PROJECT, OR INITIATIVE  
10 DEMONSTRATES AN IMPACT ON WORK FORCE DEVELOPMENT AND  
11 INNOVATION IN THE FOLLOWING AREAS:

12 (I) SKILL OR COMPETENCY ATTAINMENT;  
13 (II) INDUSTRY-RECOGNIZED CREDENTIAL ATTAINMENT;  
14 (III) GRADUATION OR CREDENTIAL ATTAINMENT RATES;  
15 (IV) JOB PLACEMENT; AND  
16 (V) JOB QUALITY;

17 (b) SPECIFY THE PERCENTAGE OF MONEY THAT WAS ALLOCATED,  
18 DISTRIBUTED, OR AWARDED TO INSTITUTIONS OF HIGHER EDUCATION  
19 THROUGH SCHOLARSHIPS OR OTHER MECHANISMS.

20 **24-46.3-607. Repeal of part.** THIS PART 6 IS REPEALED, EFFECTIVE  
21 JULY 1, 2027.

22 **SECTION 4.** In Colorado Revised Statutes, **add** 24-75-231 as  
23 follows:

24 **24-75-231. Workers, employers, and workforce centers cash  
25 fund - creation - allowable uses - definitions - repeal.** (1) AS USED IN  
26 THIS SECTION, UNLESS THE CONTEXT OTHERWISE REQUIRES:

27 (a) "AMERICAN RESCUE PLAN ACT OF 2021" MEANS THE FEDERAL  
28 "AMERICAN RESCUE PLAN ACT OF 2021", PUB.L. 117-2, AS THE ACT MAY  
29 BE SUBSEQUENTLY AMENDED.

30 (b) "COVID-19" MEANS THE CORONAVIRUS DISEASE CAUSED BY  
31 THE SEVERE ACUTE RESPIRATORY SYNDROME CORONAVIRUS 2, ALSO  
32 KNOWN AS SARS-CoV-2.

33 (c) "COVID-19 PUBLIC HEALTH EMERGENCY" OR "PUBLIC HEALTH  
34 EMERGENCY" MEANS THE PERIOD BEGINNING ON JANUARY 1, 2020, AND  
35 EXTENDING UNTIL THE TERMINATION OF THE NATIONAL EMERGENCY  
36 CONCERNING THE COVID-19 OUTBREAK DECLARED PURSUANT TO THE  
37 FEDERAL "NATIONAL EMERGENCIES ACT", 50 U.S.C. SEC. 1601 ET SEQ.

38 (d) "DEPARTMENT" MEANS A PRINCIPAL DEPARTMENT IDENTIFIED  
39 IN SECTION 24-1-110 AND THE JUDICIAL DEPARTMENT. THE TERM ALSO  
40 INCLUDES THE OFFICE OF THE GOVERNOR, INCLUDING ANY OFFICES  
41 CREATED THEREIN.

42 (e) "FUND" MEANS THE WORKERS, EMPLOYERS, AND WORKFORCE  
43 CENTERS CASH FUND CREATED IN SUBSECTION (2)(a) OF THIS SECTION OR  
44 AN IDENTICAL COMPANION FUND CREATED BY OPERATION OF SECTION  
45 24-75-226 (4)(c).

11                   (I) TO PROVIDE ASSISTANCE TO UNEMPLOYED WORKERS,  
12 INCLUDING JOB TRAINING FOR INDIVIDUALS WHO WANT TO AND ARE  
13 AVAILABLE FOR WORK;

14 (II) TO PROVIDE ASSISTANCE TO HOUSEHOLDS;

15 (III) FOR PROGRAMS, SERVICES, OR OTHER ASSISTANCE FOR  
16 POPULATIONS DISPROPORTIONATELY IMPACTED BY THE COVID-19 PUBLIC  
17 HEALTH EMERGENCY, SUCH AS PROGRAMS OR SERVICES THAT ADDRESS OR  
18 MITIGATE THE IMPACTS OF THE PUBLIC HEALTH EMERGENCY ON  
19 EDUCATION;

20 (IV) TO PROVIDE AID TO IMPACTED INDUSTRIES, SMALL  
21 BUSINESSES, AND NONPROFIT ORGANIZATIONS TO RESPOND TO THE  
22 NEGATIVE ECONOMIC IMPACTS OF THE COVID-19 PUBLIC HEALTH  
23 EMERGENCY THROUGH THE PROVISION OF RELATED EDUCATIONAL AND JOB  
24 TRAINING SERVICES; AND

25 (V) FOR ADMINISTRATIVE COSTS RELATED TO THE PURPOSES  
26 SPECIFIED IN SUBSECTIONS (2)(a)(I) TO (2)(a)(IV) OF THIS SECTION.

27 (b) (I) THREE DAYS AFTER THE EFFECTIVE DATE OF THIS  
28 SUBSECTION (2)(b)(I), THE STATE TREASURER SHALL TRANSFER:

29 (A) TWO HUNDRED MILLION DOLLARS FROM THE "AMERICAN  
30 RESCUE PLAN ACT OF 2021" CASH FUND CREATED IN SECTION 24-75-226  
31 TO THE FUND; AND

32 (B) TWENTY-FIVE MILLION DOLLARS FROM THE GENERAL FUND TO  
33 THE FUND.

34 (II) THE STATE TREASURER SHALL CREDIT ALL INTEREST AND  
35 INCOME DERIVED FROM THE DEPOSIT AND INVESTMENT OF MONEY IN THE  
36 FUND TO THE FUND.

37 (3) A DEPARTMENT MAY EXPEND MONEY APPROPRIATED FROM THE  
38 FUND FOR PURPOSES PERMITTED UNDER THE "AMERICAN RESCUE PLAN  
39 ACT OF 2021" AND SHALL NOT USE THE MONEY FOR ANY PURPOSE  
40 PROHIBITED BY THAT ACT. A DEPARTMENT OR ANY PERSON WHO RECEIVES  
41 MONEY FROM THE FUND SHALL COMPLY WITH ANY REQUIREMENTS SET  
42 FORTH IN SECTION 24-75-226.

43 (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.

44           **SECTION 5.** In Colorado Revised Statutes, **add** part 2 to article  
45   8 of title 23 as follows:

# PART 2

## CAREER AND TECHNICAL EDUCATION EQUIPMENT, FACILITY, AND INSTRUCTION CAPACITY FUNDING

**23-8-201. Funding for technical education equipment, facilities, and instruction capacity - allocation to CTE providers - definitions - repeal.** (1) AS USED IN THIS SECTION, UNLESS THE CONTEXT

## 8 OTHERWISE REQUIRES:

9 (a) "COLORADO TALENT REPORT" MEANS THE ANNUAL COLOR

10 TALENT REPORT PREPARED PURSUANT TO SECTION 24-46.3-103 (3).  
11 (b) "COMMISSION" MEANS THE COLORADO COMMISSION ON

12 HIGHER EDUCATION ESTABLISHED IN SECTION 23-1-102.  
13 (c) "CTE PROVIDER" MEANS ANY OF THE FOLLOWING THAT  
14 PROVIDES CAREER OR TECHNICAL EDUCATION PROGRAMS APPROVED BY  
15 THE BOARD;

15 THE BOARD;

16 (I) AN AREA TECHNICAL COLLEGE AS DEFINED IN SECTION

17 23-60-103(1);

(II) A COMMUNITY COLLEGE INCLUDED IN THE STATE SYSTEM OF  
COMMUNITY AND TECHNICAL COLLEGES PURSUANT TO SECTION  
23-60-205;

(III) COLORADO MESA UNIVERSITY ESTABLISHED PURSUANT TO  
SECTION 23-53-101; OR

23 (IV) A LOCAL DISTRICT COLLEGE AS DEFINED IN SECTION  
24 23-71-102 (1)(a).

25 (d) "DEPARTMENT" MEANS THE DEPARTMENT OF HIGHER  
26 EDUCATION CREATED AND EXISTING PURSUANT TO SECTION 24-1-114.

27 (2) (a) FOR THE 2021-22 STATE FISCAL YEAR, THE GENERAL  
28 ASSEMBLY SHALL APPROPRIATE TEN MILLION DOLLARS FROM THE  
29 WORKERS, EMPLOYERS, AND WORKFORCE CENTERS CASH FUND CREATED  
30 IN SECTION 24-75-231 (2)(a) TO THE DEPARTMENT FOR ALLOCATION BY  
31 THE BOARD IN ACCORDANCE WITH THE METHODOLOGY DEVELOPED  
32 PURSUANT TO SUBSECTION (2)(b) OF THIS SECTION TO CTE PROVIDERS TO  
33 EXPAND EQUIPMENT, FACILITY, AND INSTRUCTION CAPACITY IN KEY  
34 CAREER AND TECHNICAL EDUCATION JOB DEMAND AREAS AS IDENTIFIED  
35 IN THE COLORADO TALENT REPORT.

44 (c) ANY MONEY APPROPRIATED PURSUANT TO THIS SUBSECTION(2)  
45 THAT IS NOT EXPENDED OR ENCUMBERED AT THE END OF THE 2021-22

1 STATE FISCAL YEAR REMAINS AVAILABLE FOR EXPENDITURE IN  
2 SUBSEQUENT FISCAL YEARS WITHOUT FURTHER APPROPRIATION, SUBJECT  
3 TO THE REQUIREMENTS FOR OBLIGATING AND EXPENDING MONEY  
4 RECEIVED UNDER THE FEDERAL "AMERICAN RESCUE PLAN ACT OF 2021",  
5 PUB.L. 117-2, AS THE ACT MAY BE SUBSEQUENTLY AMENDED, AS  
6 SPECIFIED IN SECTION 24-75-226 (4)(d).

7 (3) THE BOARD SHALL COMPLY WITH THE REQUIREMENTS OF  
8 SECTION 24-75-226 (4) AND (5) REGARDING THE OBLIGATION,  
9 EXPENDITURE, AND TRACKING OF AND REPORTING ON THE USE OF ANY  
10 MONEY APPROPRIATED TO THE DEPARTMENT AND ALLOCATED TO THE  
11 BOARD PURSUANT TO THIS SECTION.

12 (4) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2027.".

13 Rerumber succeeding sections accordingly.

14 Page 9, line 13, strike "For the 2020-21" and substitute "(1) For the  
15 2021-22".

16 Page 9, line 16, strike "general fund." and substitute "workers, employers,  
17 and workforce centers cash fund created in section 24-75-231 (2)(a),  
18 C.R.S., and of money the state received from the federal coronavirus state  
19 fiscal recovery fund."

20 Page 9, after line 18 insert:

21 (2) For the 2021-22 state fiscal year, \$35,000,000 is appropriated  
22 to the department of labor and employment for use by the Colorado work  
23 force development council. This appropriation is from the workers,  
24 employers, and workforce centers cash fund created in section 24-75-231  
25 (2)(a), C.R.S., and of money the state received from the federal  
26 coronavirus state fiscal recovery fund. To implement this act, the council  
27 may use this appropriation for "Work Force Innovation Act" programs  
28 under part 6 of article 46.3 of title 24, C.R.S.

29 (3) For the 2021-22 state fiscal year, \$10,000,000 is appropriated  
30 to the department of higher education. This appropriation is from the  
31 workers, employers, and workforce centers cash fund created in section  
32 24-75-231 (2)(a), C.R.S., and of money the state received from the federal  
33 coronavirus state fiscal recovery fund. To implement this act, the  
34 department may use this appropriation for career and technical education  
35 equipment, facility, and instruction capacity funding.

36 (4) (a) For the 2021-22 state fiscal year, \$5,000,000 is  
37 appropriated to the department of education. This appropriation is from  
38 the workers, employers, and workforce centers cash fund created in  
39 section 24-75-231 (2)(a), C.R.S., and of money the state received from  
40 the federal coronavirus state fiscal recovery fund. To implement this act,

1 the department may use this appropriation for the adult education and  
2 literacy grant program.

3 (b) Any money appropriated pursuant to subsection (4)(a) of this  
4 section that is not expended or encumbered at the end of the 2021-22 state  
5 fiscal year remains available for expenditure in subsequent fiscal years  
6 without further appropriation.

7 **SECTION 7. Effective date.** This act takes effect upon passage;  
8 except that sections 2 through 6 of this act take effect only if Senate Bill  
9 21-288 becomes law and, in which case, sections 2 through 6 of this act  
10 take effect either upon the effective date of this act or one day after the  
11 effective date of Senate Bill 21-288, whichever is later.".

12 Rerumber succeeding section accordingly.

\*\*\* \* \* \* \*