

CHAPTER 138

**GOVERNMENT - STATE**

**HOUSE BILL 20-1396**

BY REPRESENTATIVE(S) Esgar and McCluskie, Jackson, Jaquez Lewis, Mullica, Titone, Van Winkle, Weissman, Will, Young; also SENATOR(S) Zenzinger and Rankin, Moreno, Bridges, Donovan, Pettersen, Todd.

**AN ACT**

**CONCERNING THE IMPLEMENTATION OF AN ONLINE PLATFORM BY THE STATE WORK FORCE DEVELOPMENT COUNCIL TO ASSIST COLORADANS IN EXPLORING CAREER OPTIONS.**

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

**SECTION 1.** In Colorado Revised Statutes, **add 24-46.3-106** as follows:

**24-46.3-106. Career - education - training - planning and exploration - online platform - report - repeal.** (1) SUBJECT TO AVAILABLE APPROPRIATIONS OR MONEY FROM OTHER SOURCES, THE STATE COUNCIL, IN COLLABORATION WITH THE DEPARTMENT OF HIGHER EDUCATION, THE DEPARTMENT OF LABOR AND EMPLOYMENT, AND THE DEPARTMENT OF HUMAN SERVICES, SHALL IMPLEMENT AND MAINTAIN A FREE ONLINE PLATFORM TO PROVIDE COLORADANS WITH PERSONALIZED INFORMATION TO ASSIST THEM IN MAKING CAREER AND EDUCATION PLANNING DECISIONS. THE ONLINE PLATFORM SHALL PROMOTE CAREER, EDUCATION, AND TRAINING EXPLORATION AND PLANNING AND SHALL PROVIDE TOOLS, RESOURCES, AND INFORMATION TO ASSIST IN SUCH EXPLORATION AND PLANNING. THE STATE COUNCIL, THE DEPARTMENT OF HIGHER EDUCATION, THE DEPARTMENT OF LABOR AND EMPLOYMENT, THE DEPARTMENT OF HUMAN SERVICES, AND OTHER STATE AGENCIES MAY CONDUCT OUTREACH AND TRAINING FOR THE INDIVIDUALS WHO PROVIDE CAREER COUNSELING AND FOR THE PUBLIC TO PROMOTE AWARENESS OF THE ONLINE PLATFORM.

(2) THE STATE COUNCIL MAY RECEIVE MONEY FROM OTHER STATE AGENCIES FOR THE PURPOSES OF IMPLEMENTING AND MAINTAINING THE PLATFORM. THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY RECEIVED FROM OTHER STATE AGENCIES, FROM THE GENERAL FUND, OR FROM ANY OTHER AVAILABLE SOURCE TO THE STATE COUNCIL FOR THE PURPOSE OF IMPLEMENTING AND MAINTAINING THE FREE ONLINE PLATFORM. IN ADDITION, THE STATE COUNCIL, IN COLLABORATION WITH ANY OTHER

---

*Capital letters or bold & italic numbers indicate new material added to existing law; dashes through words or numbers indicate deletions from existing law and such material is not part of the act.*

STATE AGENCY, MAY SOLICIT, ACCEPT, AND EXPEND GIFTS, GRANTS, AND DONATIONS FOR THE PURPOSES OF THIS SECTION.

(3) THE STATE COUNCIL MAY TRANSFER ANY MONEY APPROPRIATED BY THE GENERAL ASSEMBLY FOR THE PURPOSES OF THIS SECTION TO THE DEPARTMENT OF HIGHER EDUCATION FOR THE PURPOSE OF IMPLEMENTING AND MAINTAINING THE ONLINE PLATFORM, DISSEMINATING INFORMATION REGARDING THE ONLINE PLATFORM, AND PROVIDING TRAINING ABOUT THE ONLINE PLATFORM, PURSUANT TO SUBSECTION (1) OF THIS SECTION.

(4) THE GOVERNOR'S OFFICE OF INFORMATION TECHNOLOGY, CREATED IN SECTION 24-37.5-103, SHALL ENSURE THAT THE ONLINE PLATFORM IMPLEMENTED AND MAINTAINED PURSUANT TO SUBSECTION (1) OF THIS SECTION COMPLIES WITH STATE AND FEDERAL INFORMATION TECHNOLOGY SECURITY, PRIVACY, AND OTHER INFORMATION TECHNOLOGY REQUIREMENTS AND STANDARDS. TO ENSURE SUCH COMPLIANCE, THE GOVERNOR'S OFFICE OF INFORMATION TECHNOLOGY SHALL ENSURE THAT THE CONTRACT FOR THE ONLINE PLATFORM INCLUDES A REQUIREMENT THAT, WITHIN TWO YEARS OF THE EFFECTIVE DATE OF THIS SECTION, THE VENDOR CONDUCT AN EXTERNAL SECURITY ASSESSMENT THAT COMPLIES WITH THE OFFICE'S REQUIREMENTS AND STANDARDS AND THAT THE ASSESSMENT AND REMEDIATION PLAN BE SHARED WITH THE OFFICE. THE GOVERNOR'S OFFICE OF INFORMATION TECHNOLOGY MAY CONDUCT OR CAUSE TO BE CONDUCTED SUBSEQUENT SECURITY ASSESSMENTS AS DEEMED NECESSARY BY THE OFFICE TO ENSURE COMPLIANCE WITH STATE AND FEDERAL SECURITY AND PRIVACY REQUIREMENTS AND STANDARDS.

(5) THE STATE AUDITOR MAY, IN HIS OR HER DISCRETION, CONDUCT AN AUDIT OR ASSESSMENT OF THE ONLINE PLATFORM AND OF THE ADMINISTRATION AND MAINTENANCE OF THE PLATFORM BY THE STATE COUNCIL, THE DEPARTMENT OF HIGHER EDUCATION, THE DEPARTMENT OF HUMAN SERVICES, ANY OTHER STATE AGENCY, AND ANY CONTRACTOR INVOLVED IN THE IMPLEMENTATION AND MAINTENANCE OF THE PLATFORM. THE AUDIT MAY INCLUDE AN ASSESSMENT OF INFORMATION TECHNOLOGY SECURITY AND DATA PRIVACY IN CONNECTION WITH THE PLATFORM.

(6) NOTWITHSTANDING THE PROVISIONS OF SECTION 24-1-136(11), ON OR BEFORE JANUARY 1, 2021, AND ON OR BEFORE JANUARY 1 EACH YEAR THEREAFTER, THE STATE COUNCIL SHALL PREPARE A REPORT REGARDING THE ONLINE PLATFORM CREATED PURSUANT TO THIS SECTION. THE STATE COUNCIL SHALL INCLUDE THE REPORT IN THE ANNUAL COLORADO TALENT REPORT REQUIRED PURSUANT TO SECTION 24-46.3-103 (3)(a). THE REPORT SHALL INCLUDE:

(a) THE TOTAL NUMBER OF UNIQUE USERS OF THE PLATFORM;

(b) THE PERCENTAGES OF USERS OF THE PLATFORM WHO ARE NEW AND RETURNING USERS;

(c) DATA ON THE TRAININGS HELD FOR USERS OF THE PLATFORM, THE NUMBER OF PARTICIPANTS IN THE TRAININGS, AND THE OUTREACH ACTIVITIES UNDERTAKEN TO INFORM PEOPLE OF THE PLATFORM AND THE TRAININGS;

(d) THE NUMBER OF USERS ON THE PLATFORM WHO PROVIDE EDUCATIONAL AND

## CAREER COUNSELING AND RELATED SERVICES; AND

(e) ANY OTHER MEASURABLE OUTCOMES THE STATE COUNCIL DEEMS APPROPRIATE.

(7) BEFORE FEBRUARY 15, 2025, THE JOINT TECHNOLOGY COMMITTEE SHALL ASSESS THE IMPACT, EFFECTIVENESS, AND COMPLIANCE WITH STATE AND FEDERAL INFORMATION TECHNOLOGY REQUIREMENTS AND STANDARDS OF THE ONLINE PLATFORM AND SHALL MAKE A RECOMMENDATION TO THE GENERAL ASSEMBLY REGARDING WHETHER TO CONTINUE THE ONLINE PLATFORM IMPLEMENTED AND MAINTAINED PURSUANT TO SUBSECTION (1) OF THIS SECTION.

(8) THIS SECTION IS REPEALED, EFFECTIVE JUNE 30, 2025.

**SECTION 2.** In Colorado Revised Statutes, 22-30.5-505, **amend** (3)(f) as follows:

**22-30.5-505. State charter school institute - institute board - appointment - powers and duties - rules.** (3) The mission of the institute board shall be to foster high-quality public school choices offered through institute charter schools, including particularly schools that are focused on closing the achievement gap for at-risk students. In discharging its duties pursuant to this part 5, the institute shall:

(f) ~~Ensure that each student who enrolls in the sixth grade in an institute charter school, on the day of enrollment, is registered with the state-provided, free online college planning and preparation resource, commonly referred to as "CollegeInColorado.org". The institute, the department, and the department of higher education shall collaborate to monitor the implementation of this paragraph (f) and to ensure optimal interactivity between the various data bases and student record systems employed by institute charter schools and college in Colorado. At a minimum, each institute charter school shall~~ Ensure that, in developing and maintaining each student's individual career and academic plan, the counselor or teacher explains to the student's parent or legal guardian, by electronic mail or other written form, and to the student the requirements for and benefits of concurrently enrolling in courses with an institution of higher education pursuant to the "Concurrent Enrollment Programs Act", article 35 of this ~~title~~ TITLE 22. Based on a request from the student or the student's parent or legal guardian, the counselor or teacher shall assist the student in course planning to enable the student to concurrently enroll in courses with an institution of higher education.

**SECTION 3.** In Colorado Revised Statutes, 22-32-109, **repeal** (1)(nn) as follows:

**22-32-109. Board of education - specific duties.** (1) In addition to any other duty required to be performed by law, each board of education shall have and perform the following specific duties:

(nn) ~~To ensure that each student who enrolls in the sixth grade in a public school of the school district, including but not limited to a district charter school, on the day of enrollment is registered with the state-provided, free online college planning and preparation resource, commonly referred to as "CollegeInColorado.org". The school~~

~~district, the department of education, and the department of higher education shall collaborate to monitor the implementation of this paragraph (nn) and to ensure optimal interactivity between the various databases and student record systems employed by school districts and college in Colorado.~~

**SECTION 4.** In Colorado Revised Statutes, 23-1-119.1, **amend** (1) introductory portion as follows:

**23-1-119.1. Department directive - notice of postsecondary educational opportunities and higher education admission guidelines.** (1) Annually, beginning in the spring of 2006, upon receipt of the names and mailing addresses of students enrolled in the eighth grade from the board of education of each school district in Colorado and the state charter school institute, the department shall provide notice of postsecondary educational opportunities to the parents or legal guardians of all eighth-grade students enrolled in public schools in the state. BEGINNING JANUARY 1, 2021, THE DEPARTMENT SHALL PROVIDE SUCH NOTICE AND DISSEMINATE RELATED INFORMATION THROUGH THE FREE ONLINE CAREER, EDUCATION, AND TRAINING RESOURCE CREATED PURSUANT TO SECTION 24-46.3-106, IF AVAILABLE. OTHERWISE, SUCH NOTICE IS SUBJECT TO AVAILABLE APPROPRIATION. At a minimum, the notice shall specify:

**SECTION 5.** In Colorado Revised Statutes, 23-1-119.2, **amend** (1)(b) introductory portion as follows:

**23-1-119.2. Commission directive - notice of college preparatory courses for high school students.** (1) The commission shall adopt a policy on or before October 1, 2005, to:

(b) Beginning in the spring of 2006, send an annual notice concerning college preparatory courses to the parent or legal guardian of each student who takes a standardized, curriculum-based, achievement, college entrance exam or a precollegiate exam. The commission shall send the notice to the parent or legal guardian prior to the start of a student's twelfth-grade year if the student took the standardized, curriculum-based, achievement, college entrance exam, or prior to the start of a student's eleventh-grade year if the student took the precollegiate exam. BEGINNING JANUARY 1, 2021, THE DEPARTMENT SHALL PROVIDE SUCH NOTICE AND DISSEMINATE RELATED INFORMATION THROUGH THE FREE ONLINE CAREER, EDUCATION, AND TRAINING RESOURCE CREATED PURSUANT TO SECTION 24-46.3-106, IF AVAILABLE. OTHERWISE, SUCH NOTICE IS SUBJECT TO AVAILABLE APPROPRIATION. At a minimum, the notice must include:

**SECTION 6.** In Colorado Revised Statutes, **add** 23-1-119.5 as follows:

**23-1-119.5. Online career platform - appropriations from Colorado work force development council.** BEGINNING ON THE EFFECTIVE DATE OF THIS SECTION, THE DEPARTMENT OF HIGHER EDUCATION MAY RECEIVE AND EXPEND ANY MONEY TRANSFERRED TO THE DEPARTMENT BY THE COLORADO WORK FORCE DEVELOPMENT COUNCIL CREATED IN SECTION 24-46.3-101, FOR THE PURPOSES OF IMPLEMENTING AND MAINTAINING THE ONLINE PLATFORM CREATED PURSUANT TO SECTION 24-46.3-106, DISSEMINATING INFORMATION REGARDING THE ONLINE PLATFORM, AND PROVIDING TRAINING ABOUT THE ONLINE PLATFORM.

**SECTION 7.** In Colorado Revised Statutes, 23-3.1-304, **amend** (1) introductory portion and (1)(p) as follows:

**23-3.1-304. Authority - purpose - powers - duties.** (1) In addition to any other powers or duties specifically granted to the authority in part 2 of this ~~article~~ ARTICLE 3.1 and in this part 3 the authority shall, as applicable to the respective program:

(p) Develop procedures to provide college planning and preparation for adult learners through the state-provided, free ~~resource commonly referred to as "college in Colorado"~~ ONLINE CAREER, EDUCATION, AND TRAINING RESOURCE CREATED PURSUANT TO SECTION 24-46.3-106;

**SECTION 8.** In Colorado Revised Statutes, 23-60-1004, **amend** (1) introductory portion as follows:

**23-60-1004. Online information - manufacturing career pathway.** (1) After the design of the manufacturing career pathway is completed pursuant to section 23-60-1003, the department of higher education, in collaboration with the department of labor and employment, shall post information concerning the career pathway on the state-provided, free online ~~resource commonly referred to as "CollegeInColorado.org"~~ CAREER, EDUCATION, AND TRAINING RESOURCE CREATED PURSUANT TO SECTION 24-46.3-106. The following information must be included:

**SECTION 9.** In Colorado Revised Statutes, 24-46.3-101, **amend** (8) and (10); **repeal** (11); and **add** (13) as follows:

**24-46.3-101. State work force development council - creation - membership - funding through gifts, grants, and donations.** (8) The staff of the department, in consultation with the state council and governor, shall establish an annual budget for basic state council functions, activities, meetings, travel, per diem, reports, and staff. Funding for the state council's budget shall come from a portion of the administrative money available to the mandatory and additional federal partner programs specified in 29 U.S.C. sec. 3151 (b)(1) and (b)(2). The amount of the administrative money from each mandatory and additional federal partner program to be transferred to the state council shall be determined by the office of state planning and budgeting, proportionate to the annual federal partner program or activity grant amounts to the state and appropriated by the general assembly. In addition to the federal partner programs grant funding, the state council shall seek other federal, state, and private grants, gifts, and ~~contributions~~ DONATIONS to fund state council special duties, demonstration projects, and initiatives.

(10) The state council is authorized to seek, ~~and~~ accept, AND EXPEND gifts, grants, or donations from private or public sources for the purposes of this ~~article~~ ARTICLE 46.3; except that the state council may not accept a gift, grant, or donation that is subject to conditions that are inconsistent with this ~~article~~ ARTICLE 46.3 or any other law of the state. ~~The state council shall transmit all private and public moneys received through gifts, grants, or donations to the state treasurer, who shall credit the same to the talent pipeline cash fund created in subsection (11) of this section.~~

(11) (a) ~~The talent pipeline cash fund, referred to in this subsection (11) as the~~

~~"fund", is created in the state treasury. The fund consists of any moneys that the state council receives from gifts, grants, or donations pursuant to subsection (10) of this section.~~

~~(b) The moneys in the fund are annually appropriated to the state council to provide action grants to talent pipeline projects.~~

~~(c) All interest and income derived from the investment and deposit of moneys in the fund are credited to the fund. Any unexpended and unencumbered moneys remaining in the fund at the end of a fiscal year shall not be credited or transferred to the general fund or any other fund.~~

(13) THE GENERAL ASSEMBLY MAY APPROPRIATE MONEY FROM THE GENERAL FUND OR FROM ANY OTHER AVAILABLE SOURCE TO THE STATE COUNCIL FOR THE PURPOSES OF THE STATE COUNCIL SPECIFIED IN THIS PART 1.

**SECTION 10.** In Colorado Revised Statutes, 24-46.3-104, **amend** (3)(b)(I) introductory portion, (3)(b)(I)(B), (7)(a) introductory portion, and (7)(b) as follows:

**24-46.3-104. Career pathways - design - definitions - legislative declaration.**

(3) (b) (I) In collaboration with its partners pursuant to ~~paragraph (a) of this subsection (3)~~ SUBSECTION (3)(a) OF THIS SECTION, the state council shall:

(B) SUBJECT TO AVAILABLE APPROPRIATION OR MONEY FROM OTHER SOURCES, design at least two career pathways that are ready for implementation at the beginning of each subsequent academic year for critical occupations in growing industries.

(7) (a) Once a career pathway is completed pursuant to this section, the state council shall, SUBJECT TO AVAILABLE APPROPRIATION OR MONEY FROM OTHER SOURCES, collaborate with the department of higher education and the department of labor and employment to create a microsite concerning the career pathway on a state-provided, free online resource. At a minimum, the following information must be included:

(b) The state council may use ~~moneys credited to the talent pipeline cash fund, created in section 24-46.3-101,~~ MONEY APPROPRIATED BY THE GENERAL ASSEMBLY PURSUANT TO SECTION 24-46.3-101 (13) OR MONEY FROM ANY OTHER SOURCE to add additional information and tools to a career pathways microsite, similar to the information and tools provided in the microsite relating to the manufacturing career pathway.

**SECTION 11. Act subject to petition - effective date.** This act takes effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly; except that, if a referendum petition is filed pursuant to section 1 (3) of article V of the state constitution against this act or an item, section, or part of this act within such period, then the act, item, section, or part will not take effect unless approved by the people at the general election to be

held in November 2022 and, in such case, will take effect on the date of the official declaration of the vote thereon by the governor.

Approved: June 26, 2020