

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

PREAMENDED

*This Unofficial Version Includes Committee
Amendments Not Yet Adopted on Second Reading*

LLS NO. 24-0323.01 Megan McCall x4215

HOUSE BILL 24-1245

HOUSE SPONSORSHIP

Story,

SENATE SPONSORSHIP

Gonzales,

House Committees

Business Affairs & Labor
Appropriations

Senate Committees

A BILL FOR AN ACT

101 **CONCERNING REQUIREMENTS THAT PROJECTS FOR BROADBAND**
102 **DEPLOYMENT RECEIVING MONEY DISTRIBUTED BY THE**
103 **COLORADO BROADBAND OFFICE COMPLY WITH CERTAIN FAIR**
104 **LABOR PRACTICES.**

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 Colorado broadband office (office) is authorized to seek or apply for, accept, and expend money from the federal government for broadband deployment. The bill requires that for federal money that the


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.

office distributes, or for state money that it distributes as matching funding for federal money, it must give substantial weight, but not less than 25% weight, to fair labor practices by establishing evaluation metrics for applicants. Additionally, for projects that receive an award of over \$500,000, workers involved in the projects must be paid prevailing wages for the project to receive the award.

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

2 **SECTION 1.** In Colorado Revised Statutes, 24-37.5-903, **add** (6)
3 as follows:

4 **24-37.5-903. Colorado broadband office - creation -**
5 **responsibilities - gifts, grants, or donations.** (6) (a) FOR FEDERAL
6 MONEY THAT THE BROADBAND OFFICE DISTRIBUTES PURSUANT TO THE
7 AUTHORIZATION TO SEEK OR APPLY FOR, ACCEPT, AND EXPEND FEDERAL
8 MONEY SET FORTH IN SUBSECTION (3)(h)(II) OF THIS SECTION, AND FOR
9 STATE MONEY THAT THE BROADBAND OFFICE DISTRIBUTES AS MATCHING
10 FUNDING FOR FEDERAL MONEY, WHERE PROJECTS RECEIVE AN AWARD OF
11 OVER FIVE HUNDRED THOUSAND DOLLARS, THE BROADBAND OFFICE SHALL
12 REQUIRE THAT WORKERS INVOLVED IN THE PROJECTS ARE PAID
13 PREVAILING WAGES AS DEFINED IN SECTION 24-92-201 (6).

14 
15 (b) GRANTEES OF FUNDING ADMINISTERED OR DISTRIBUTED BY THE
16 BROADBAND OFFICE SHALL PROVIDE TO THE BROADBAND OFFICE
17 BIENNIAL REPORTS THAT CONTAIN INFORMATION ON THE GRANTEE'S
18 WORKFORCE IN ACCORDANCE WITH THIS SUBSECTION (6)(b). THE
19 BROADBAND OFFICE SHALL MAKE THE REPORTS PUBLICLY AVAILABLE ON
20 ITS WEBSITE. THE REPORTS MUST INCLUDE:

21 (I) JOB TITLES AND SIZE OF A GRANTEE'S WORKFORCE, INCLUDING
22 THE NUMBER OF FULL-TIME EQUIVALENT POSITIONS THAT ARE REQUIRED

- 1 TO CARRY OUT THE FUNDED WORK OVER THE COURSE OF THE PROJECT;
- 2 (II) IF THE WORKFORCE IS DIRECTLY EMPLOYED BY THE GRANTEE
- 3 OR THE INTERNET SERVICE PROVIDER OR IF WORK WILL BE PERFORMED BY
- 4 A SUBCONTRACTED WORKFORCE;
- 5 (III) IDENTIFICATION OF ANY ENTITIES THAT THE GRANTEE
- 6 SUBCONTRACTS WITH IN CARRYING OUT THE FUNDED WORK AND
- 7 IDENTIFICATION OF THE ENTITY THAT IS FUNCTIONING AS THE LEGAL
- 8 EMPLOYER OF THE WORKERS IN EACH JOB TITLE ASSOCIATED WITH THE
- 9 PROJECT; AND
- 10 (IV) A DESCRIPTION OF WHETHER THE GRANTEE'S WORKFORCE IS
- 11 SUBJECT TO COMPLIANCE WITH THE STATE'S LAWS CONCERNING
- 12 OVERTIME, BREAKS, PAID SICK TIME, MISCLASSIFICATION, AND PAID
- 13 FAMILY AND MEDICAL LEAVE AND A DESCRIPTION OF ANY LEGAL ACTION
- 14 THE GRANTEE HAS BEEN INVOLVED IN DURING THE REPORTING PERIOD
- 15 CONCERNING ANY OF THESE LAWS.

16 **SECTION 2. Applicability.** This act applies to federal money

17 that the broadband office seeks or applies for, accepts, and expends as

18 authorized by section 24-37.5-903 (3)(h)(II), C.R.S., and to state money

19 that the office distributes as matching funding for federal money on or

20 after the effective date of this act.

21 **SECTION 3. Safety clause.** The general assembly finds,

22 determines, and declares that this act is necessary for the immediate

23 preservation of the public peace, health, or safety or for appropriations for

24 the support and maintenance of the departments of the state and state

25 institutions.