

CHAPTER 189

GOVERNMENT - STATE

SENATE BILL 98-026

BY SENATOR Linkhart;
also REPRESENTATIVES G. Berry, Bacon, Dyer.

AN ACT

CONCERNING THE COMPOSITION OF THE WORK FORCE COORDINATING COUNCIL, AND, IN CONNECTION THEREWITH, CHANGING THE COMPOSITION AND SIZE OF SUCH COUNCIL.

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

SECTION 1. 24-46.3-101, Colorado Revised Statutes, is amended to read:

24-46.3-101. Work force coordinating council - creation - membership.

(1) There is hereby created within the office of the governor the work force ~~training~~ coordinating council referred to in this article as the "council". The council shall be established as a human resources investment council in accordance with section 701 of the federal "Job Training Partnership Act", as amended.

(2) (a) The council shall be composed of no more than ~~twenty-one~~ THIRTY-THREE VOTING members, including ~~but not limited to~~ THE FOLLOWING SEVEN OFFICIALS OF THE EXECUTIVE BRANCH OF STATE GOVERNMENT:

(I) ~~The commissioner of education~~ A MEMBER OF THE GOVERNOR'S STAFF DESIGNATED BY THE GOVERNOR;

(II) ~~The executive officer of the state board for community colleges and occupational education~~ THE EXECUTIVE DIRECTOR OF THE DEPARTMENT OF LABOR AND EMPLOYMENT;

(III) ~~The executive director of the department of labor and employment~~ THE EXECUTIVE DIRECTOR OR MANAGING DIRECTOR OF THE DEPARTMENT OF HUMAN SERVICES;

Capital letters indicate new material added to existing statutes; dashes through words indicate deletions from existing statutes and such material not part of act.

~~(IV) The executive director of the department of social services, to be replaced on July 1, 1994, by the executive director of the department of human services~~ THE EXECUTIVE DIRECTOR OF THE COLORADO COMMISSION ON HIGHER EDUCATION;

~~(V) The director of the governor's job training office~~ THE DIRECTOR OF THE OFFICE OF BUSINESS DEVELOPMENT;

~~(VI) The director of the office of business development~~ THE COMMISSIONER OF EDUCATION; AND

~~(VII) A representative of local public education appointed by the governor~~ THE PRESIDENT OF THE STATE BOARD OF COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION, OR THE DESIGNEE OF SUCH PRESIDENT.

~~(h) A representative of an institution of higher education appointed by the governor;~~

~~(i) A representative of a secondary or postsecondary vocational education institution appointed by the governor;~~

~~(j) Two representatives of community-based organizations appointed by the governor;~~

~~(k) Three representatives of business and industry appointed by the governor;~~

~~(l) Three representatives of organized labor appointed by the governor; and~~

~~(m) Three local elected officials appointed by the governor.~~

(b) THE GOVERNOR SHALL APPOINT SEVENTEEN MEMBERS OF THE COUNCIL TO INCLUDE THE FOLLOWING, WHO, AS THE PRIMARY CUSTOMERS OF THE WORK FORCE DEVELOPMENT SYSTEM, SHALL CONSTITUTE A MAJORITY OF THE MEMBERSHIP OF THE COUNCIL:

(I) TWELVE REPRESENTATIVES OF BUSINESS AND INDUSTRY; AND

(II) FIVE REPRESENTATIVES OF ORGANIZED LABOR.

(c) THE GOVERNOR SHALL APPOINT THE REMAINING NINE MEMBERS OF THE COUNCIL TO INCLUDE THE FOLLOWING:

(I) THREE LOCAL ELECTED OFFICIALS;

(II) THREE EDUCATORS, INCLUDING: A REPRESENTATIVE OF LOCAL PUBLIC EDUCATION; A REPRESENTATIVE OF AN INSTITUTION OF HIGHER EDUCATION; AND A REPRESENTATIVE OF A SECONDARY OR POSTSECONDARY VOCATIONAL INSTITUTION; AND

(III) THREE REPRESENTATIVES OF COMMUNITY-BASED ORGANIZATIONS.

(3) The governor ~~may appoint a chairperson of the council from among its~~

~~members or from outside the council in the governor's discretion~~ SHALL DESIGNATE CO-CHAIRS OF THE COUNCIL, ONE OF WHOM SHALL BE A PRIVATE SECTOR MEMBER OF THE COUNCIL APPOINTED PURSUANT TO PARAGRAPH (b) OF SUBSECTION (2) OF THIS SECTION. THE TERMS OF MEMBERS SERVING ON THE COUNCIL PRIOR TO THE EFFECTIVE DATE OF THIS SECTION, AS AMENDED, SHALL CONTINUE UNTIL SUCCESSORS ARE APPOINTED UNDER THE PROVISIONS OF SUBSECTION (2) OF THIS SECTION.

(4) The initial ~~appointed~~ members of the council APPOINTED AFTER THE EFFECTIVE DATE OF THIS SECTION, AS AMENDED, shall serve for staggered terms of one, two, and three years, as specified by the governor in making the appointments. Thereafter, appointed members shall serve for terms of three years.

(5) In making appointments pursuant to this section, the governor shall endeavor to ensure that the membership of the council reflects the GEOGRAPHIC, regional, and ethnic diversity of the state and includes representatives of rural areas of the state.

(6) The council shall meet at least quarterly.

SECTION 2. Repeal. 24-46.3-102 (3), Colorado Revised Statutes, is repealed as follows:

~~24-46.3-102. Council - duties and functions. (3) The plan and the recommendations required to be made by the council pursuant to subsection (2) of this section shall be presented to the governor and the general assembly no later than July 1, 1995, for modification, adoption, implementation, or any combination thereof during the 1996 regular legislative session. If the council finds that the recommendations cannot be implemented without statutory changes, the proposed changes shall be included in the recommendations made to the governor and the general assembly. The council shall present a progress report on the development of the work force employment and training plan to the economic development advisory board no later than April 1, 1995.~~

SECTION 3. No appropriation. The general assembly has determined that this act can be implemented within existing appropriations, and therefore no separate appropriation of state moneys is necessary to carry out the purposes of this act.

SECTION 4. Effective date. This act shall take effect at 12:01 a.m. on the day following the expiration of the ninety-day period after final adjournment of the general assembly that is allowed for submitting a referendum petition pursuant to article V, section 1 (3) of the state constitution; except that, if a referendum petition is filed against this act or an item, section, or part of this act within such period, then the act, item, section, or part, if approved by the people, shall take effect on the date of the official declaration of the vote thereon by proclamation of the governor.

Approved: May 15, 1998