

Second Regular Session
Sixty-seventh General Assembly
STATE OF COLORADO

INTRODUCED

LLS NO. 10-0715.01 Brita Darling

HOUSE BILL 10-1262

HOUSE SPONSORSHIP

Frangas,

SENATE SPONSORSHIP

(None),

House Committees

Education
Appropriations

Senate Committees

A BILL FOR AN ACT

101 CONCERNING SCHOLARSHIP PROGRAMS FOR PERSONS IN INDUSTRIES
102 IN HIGH NEED OF TRAINED WORKFORCES.

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://www.leg.state.co.us/billsummaries.>)

The bill creates the Colorado green jobs scholarship program (green jobs scholarship program) to assist persons in obtaining training or education for a job in an environmentally friendly growth industry and the Colorado medical services job training scholarship program (medical services scholarship program) to assist persons in obtaining training or

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

education for a job in the medical services industry. The programs shall be implemented and administered through collegeinvest in the department of higher education. In awarding scholarships in both programs, collegeinvest will give priority to applicants who are unemployed or who demonstrate financial need.

On or before July 1, 2010, the governor's energy office will provide to collegeinvest a list of environmentally friendly growth industries to use in awarding scholarships pursuant to the green jobs scholarship program.

The collegeinvest board of directors (board) shall adopt policies to implement and administer the scholarship programs.

A scholarship recipient may use the scholarship toward a skilled trades apprenticeship program or to attend courses and programs at institutions of higher education, including public universities, community colleges, junior colleges, public occupational education schools, and nonpublic institutions of higher education.

Collegeinvest shall award and pay a minimum of:

- ! \$500,000 in scholarships pursuant to the 4-year green jobs scholarship program; and
- ! \$1 million in scholarships pursuant to the 4-year medical services scholarship program.

The moneys used to pay scholarships shall be from one transfer each to the green jobs scholarship fund and the medical services scholarship fund from the collegeinvest scholarship trust fund and from gifts, grants, or donations. Scholarships shall not be funded from general fund appropriations.

Collegeinvest shall report to the general assembly in 2011, 2012, 2013, and 2014 concerning the scholarships awarded.

The bill creates separate funds for the green jobs scholarship and medical services scholarship programs.

The green jobs scholarship and medical services scholarship programs are repealed, effective July 1, 2014.

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

2 **SECTION 1.** Part 2 of article 3.1 of title 23, Colorado Revised
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to
4 read:

5 **23-3.1-206.8. Scholarships for green jobs and medical services**
6 **training education - administration - funds - repeal.** (1) (a) (I) THERE
7 IS HEREBY CREATED THE COLORADO GREEN JOBS SCHOLARSHIP PROGRAM,

1 REFERRED TO IN THIS SECTION AS THE "GREEN JOBS SCHOLARSHIP
2 PROGRAM", FOR THE PURPOSE OF PROVIDING EDUCATIONAL
3 OPPORTUNITIES AND INCREASED ACCESS TO HIGHER EDUCATION FOR
4 INDIVIDUALS WHO ARE INTERESTED IN EMPLOYMENT IN
5 ENVIRONMENTALLY FRIENDLY GROWTH INDUSTRIES.

6 (II) ON OR BEFORE JULY 1, 2010, THE GOVERNOR'S ENERGY OFFICE
7 CREATED IN SECTION 24-38.5-102, C.R.S., SHALL CREATE AND PROVIDE TO
8 THE AUTHORITY A LIST OF ENVIRONMENTALLY FRIENDLY GROWTH
9 INDUSTRIES FOR THE AUTHORITY TO REFERENCE IN AWARDING JOB
10 TRAINING SCHOLARSHIPS PURSUANT TO THE GREEN JOBS SCHOLARSHIP
11 PROGRAM CREATED IN SUBPARAGRAPH (I) OF THIS PARAGRAPH (a).

12 (III) IN AWARDING SCHOLARSHIPS PURSUANT TO THE GREEN JOBS
13 SCHOLARSHIP PROGRAM, THE AUTHORITY SHALL, AT A MINIMUM, ENSURE
14 THAT THE JOB TRAINING OR EDUCATION COURSES OR PROGRAM FOR WHICH
15 THE APPLICANT SEEKS A SCHOLARSHIP WILL ASSIST THE APPLICANT IN
16 ACHIEVING GAINFUL EMPLOYMENT IN AN ENVIRONMENTALLY FRIENDLY
17 GROWTH INDUSTRY. IN AWARDING SCHOLARSHIPS, THE AUTHORITY SHALL
18 GIVE PRIORITY TO APPLICANTS WHO ARE UNEMPLOYED OR WHO
19 DEMONSTRATE FINANCIAL NEED THROUGH ELIGIBILITY FOR THE FEDERAL
20 PELL GRANT OR ITS SUCCESSOR PROGRAM.

21 (b) (I) THERE IS HEREBY CREATED THE COLORADO MEDICAL
22 SERVICES JOB TRAINING SCHOLARSHIP PROGRAM, REFERRED TO IN THIS
23 SECTION AS THE "MEDICAL SERVICES SCHOLARSHIP PROGRAM", FOR THE
24 PURPOSE OF PROVIDING EDUCATIONAL OPPORTUNITIES AND INCREASED
25 ACCESS TO HIGHER EDUCATION FOR INDIVIDUALS WHO ARE INTERESTED IN
26 EMPLOYMENT IN MEDICAL SERVICES FIELDS.

27 (II) IN AWARDING SCHOLARSHIPS PURSUANT TO THE MEDICAL

1 SERVICES SCHOLARSHIP PROGRAM, THE AUTHORITY SHALL, AT A MINIMUM,
2 ENSURE THAT THE JOB TRAINING OR EDUCATION COURSES OR PROGRAM
3 FOR WHICH THE APPLICANT SEEKS A SCHOLARSHIP WILL ASSIST THE
4 APPLICANT IN ACHIEVING GAINFUL EMPLOYMENT IN A MEDICAL SERVICES
5 FIELD. IN AWARDING SCHOLARSHIPS, THE AUTHORITY SHALL GIVE
6 PRIORITY TO APPLICANTS WHO ARE UNEMPLOYED OR WHO DEMONSTRATE
7 FINANCIAL NEED THROUGH ELIGIBILITY FOR THE FEDERAL PELL GRANT OR
8 ITS SUCCESSOR PROGRAM.

9 (c) THE AUTHORITY SHALL IMPLEMENT AND ADMINISTER THE
10 GREEN JOBS SCHOLARSHIP AND THE MEDICAL SERVICES SCHOLARSHIP
11 PROGRAMS. SUBJECT TO THE APPROVAL OF THE EXECUTIVE DIRECTOR,
12 THE BOARD SHALL ADOPT ANY POLICIES NECESSARY TO IMPLEMENT THE
13 SCHOLARSHIP PROGRAMS. THE BOARD SHALL ENSURE THAT THE POLICIES
14 DO NOT POSE SIGNIFICANT BARRIERS TO PARTICIPATION FOR APPLICANTS
15 OR ADD INEFFICIENT ADMINISTRATIVE BURDENS FOR THE AUTHORITY OR
16 PARTICIPATING INSTITUTIONS OF HIGHER EDUCATION.

17 (2) A PERSON WHO RECEIVES A SCHOLARSHIP AWARDED PURSUANT
18 TO THIS SECTION MAY APPLY THE SCHOLARSHIP TO A SKILLED TRADES
19 APPRENTICESHIP PROGRAM, ONE OR MORE HIGHER EDUCATION COURSES,
20 OR A CERTIFICATE OR DEGREE PROGRAM AT AN INSTITUTION OF HIGHER
21 EDUCATION.

22 (3) AS USED IN THIS SECTION, "INSTITUTION OF HIGHER
23 EDUCATION" MEANS:

24 (a) A STATE INSTITUTION OF HIGHER EDUCATION AS DEFINED IN
25 SECTION 23-18-102 (10);

26 (b) A JUNIOR COLLEGE THAT IS PART OF A JUNIOR COLLEGE
27 DISTRICT ORGANIZED PURSUANT TO ARTICLE 71 OF THIS TITLE; AND

1 (c) A NONPUBLIC INSTITUTION OF HIGHER EDUCATION AS DEFINED
2 IN SECTION 23-3.7-102 (3).

3 (4) THE AUTHORITY SHALL AWARD AND PAY A MINIMUM OF FIVE
4 HUNDRED THOUSAND DOLLARS IN SCHOLARSHIPS THROUGH THE GREEN
5 JOBS SCHOLARSHIP PROGRAM AND A MINIMUM OF ONE MILLION DOLLARS
6 IN SCHOLARSHIPS THROUGH THE MEDICAL SERVICES SCHOLARSHIP
7 PROGRAM. THE AUTHORITY SHALL NOT USE GENERAL FUND
8 APPROPRIATIONS TO PAY SCHOLARSHIPS AWARDED PURSUANT TO THIS
9 SECTION.

10 (5) ON OR BEFORE FEBRUARY 1, 2011, 2012, 2013, AND 2014, THE
11 AUTHORITY SHALL REPORT TO THE EDUCATION COMMITTEES OF THE
12 SENATE AND THE HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR
13 COMMITTEES, CONCERNING THE STATUS OF THE SCHOLARSHIP PROGRAMS.
14 THE REPORT SHALL INCLUDE, BUT NEED NOT BE LIMITED TO, THE
15 FOLLOWING INFORMATION PROVIDED SEPARATELY FOR EACH SCHOLARSHIP
16 PROGRAM:

17 (a) THE AMOUNT OF MONEY AVAILABLE TO AWARD SCHOLARSHIPS;

18 (b) THE AMOUNT OF MONEY ANNUALLY SPENT IN ADMINISTERING
19 THE SCHOLARSHIP PROGRAM;

20 (c) THE TOTAL AMOUNT AWARDED IN SCHOLARSHIPS AND THE
21 AVERAGE SCHOLARSHIP AWARD AMOUNT;

22 (d) THE NUMBER OF STUDENTS PARTICIPATING IN THE
23 SCHOLARSHIP PROGRAM; AND

24 (e) A GENERAL DESCRIPTION OF THE EDUCATION OR TRAINING
25 FINANCED BY THE SCHOLARSHIPS AWARDED.

26 (6) (a) THE AUTHORITY IS AUTHORIZED TO SEEK AND ACCEPT
27 GIFTS, GRANTS, AND DONATIONS FROM PRIVATE AND PUBLIC SOURCES FOR

1 THE IMPLEMENTATION OF THE GREEN JOBS SCHOLARSHIP PROGRAM;
2 EXCEPT THAT THE AUTHORITY MAY NOT ACCEPT A GIFT, GRANT, OR
3 DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH
4 THIS SECTION OR ANY OTHER LAW OF THE STATE. THE AUTHORITY SHALL
5 TRANSFER ALL MONEYS RECEIVED THROUGH GIFTS, GRANTS, OR
6 DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO
7 THE GREEN JOBS SCHOLARSHIP PROGRAM FUND CREATED IN PARAGRAPH
8 (b) OF THIS SUBSECTION (6).

9 (b) THERE IS HEREBY CREATED IN THE STATE TREASURY THE
10 GREEN JOBS SCHOLARSHIP PROGRAM FUND, REFERRED TO IN THIS
11 SUBSECTION (6) AS THE "FUND". THE FUND SHALL CONSIST OF MONEYS
12 CREDITED TO THE FUND PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION
13 (6) AND MONEYS TRANSFERRED TO THE FUND PURSUANT TO SECTION
14 23-3.1-206.9 (5) (a). THE MONEYS IN THE FUND SHALL BE SUBJECT TO
15 ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE AUTHORITY
16 FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH IMPLEMENTING
17 THE GREEN JOBS SCHOLARSHIP PROGRAM.

18 (c) ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE
19 OF THE GREEN JOBS SCHOLARSHIP PROGRAM MAY BE INVESTED BY THE
20 STATE TREASURER AS PROVIDED BY LAW. ALL INTEREST AND INCOME
21 DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND
22 SHALL BE CREDITED TO THE FUND.

23 (7) (a) THE AUTHORITY IS AUTHORIZED TO SEEK AND ACCEPT
24 GIFTS, GRANTS, AND DONATIONS FROM PRIVATE AND PUBLIC SOURCES FOR
25 THE IMPLEMENTATION OF THE MEDICAL SERVICES SCHOLARSHIP PROGRAM;
26 EXCEPT THAT THE AUTHORITY MAY NOT ACCEPT A GIFT, GRANT, OR
27 DONATION THAT IS SUBJECT TO CONDITIONS THAT ARE INCONSISTENT WITH

1 THIS SECTION OR ANY OTHER LAW OF THE STATE. THE AUTHORITY SHALL
2 TRANSFER ALL MONEYS RECEIVED THROUGH GIFTS, GRANTS, OR
3 DONATIONS TO THE STATE TREASURER, WHO SHALL CREDIT THE SAME TO
4 THE MEDICAL SERVICES SCHOLARSHIP PROGRAM FUND CREATED IN
5 PARAGRAPH (b) OF THIS SUBSECTION (7).

6 (b) THERE IS HEREBY CREATED IN THE STATE TREASURY THE
7 MEDICAL SERVICES SCHOLARSHIP PROGRAM FUND, REFERRED TO IN THIS
8 SUBSECTION (7) AS THE "FUND". THE FUND SHALL CONSIST OF MONEYS
9 CREDITED TO THE FUND PURSUANT TO PARAGRAPH (a) OF THIS SUBSECTION
10 (7) AND MONEYS TRANSFERRED TO THE FUND PURSUANT TO SECTION
11 23-3.1-206.9 (5) (b). THE MONEYS IN THE FUND SHALL BE SUBJECT TO
12 ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE AUTHORITY
13 FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH IMPLEMENTING
14 THE MEDICAL SERVICES SCHOLARSHIP PROGRAM.

15 (c) ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE
16 OF THE MEDICAL SERVICES SCHOLARSHIP PROGRAM MAY BE INVESTED BY
17 THE STATE TREASURER AS PROVIDED BY LAW. ALL INTEREST AND INCOME
18 DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE FUND
19 SHALL BE CREDITED TO THE FUND.

20 (8) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2014.

21 **SECTION 2.** 23-3.1-206.9, Colorado Revised Statutes, is
22 amended BY THE ADDITION OF A NEW SUBSECTION to read:

23 **23-3.1-206.9. Colorado collegeinvest scholarship program -**
24 **administration - fund - policies - repeal.** (5) NOTWITHSTANDING ANY
25 PROVISIONS OF THIS SECTION TO THE CONTRARY, FOR THE 2010-11 FISCAL
26 YEAR, OF THE MONEYS IN THE COLORADO COLLEGEINVEST SCHOLARSHIP
27 TRUST FUND CREATED IN PARAGRAPH (a) OF SUBSECTION (2) OF THIS

1 SECTION, THE AUTHORITY SHALL TRANSFER:

2 (a) FIVE HUNDRED THOUSAND DOLLARS TO THE GREEN JOBS
3 SCHOLARSHIP PROGRAM FUND CREATED IN SECTION 23-3.1-206.8 (6) (b)
4 FOR PURPOSES OF IMPLEMENTING THE COLORADO GREEN JOBS
5 SCHOLARSHIP PROGRAM CREATED IN SECTION 23-3.1-206.8 (1) (a); AND

6 (b) ONE MILLION DOLLARS TO THE MEDICAL SERVICES
7 SCHOLARSHIP PROGRAM FUND CREATED IN SECTION 23-3.1-206.8 (7) (b)
8 FOR PURPOSES OF IMPLEMENTING THE COLORADO MEDICAL SERVICES JOB
9 TRAINING SCHOLARSHIP PROGRAM CREATED IN SECTION 23-3.1-206.8 (1)
10 (b).

11 (c) THIS SUBSECTION (5) IS REPEALED, EFFECTIVE JULY 1, 2014.

12 **SECTION 3.** 24-38.5-102 (1) (s), Colorado Revised Statutes, is
13 amended, and the said 24-38.5-102 (1) is further amended BY THE
14 ADDITION OF A NEW PARAGRAPH, to read:

15 **24-38.5-102. Governor's energy office - duties and powers -**
16 **repeal.** (1) The governor's energy office shall:

17 (s) Administer the green truck grant program pursuant to part 3 of
18 article 1 of title 42, C.R.S.; AND

19 (t) (I) ON OR BEFORE JULY 1, 2010, CREATE AND PROVIDE TO THE
20 COLLEGEINVEST AUTHORITY CREATED PURSUANT TO SECTION 23-3.1-203,
21 C.R.S., IN THE DEPARTMENT OF HIGHER EDUCATION A LIST OF
22 ENVIRONMENTALLY FRIENDLY GROWTH INDUSTRIES FOR USE IN AWARDING
23 JOB TRAINING SCHOLARSHIPS PURSUANT TO THE COLORADO GREEN JOBS
24 SCHOLARSHIP PROGRAM CREATED IN SECTION 23-3.1-206.8, C.R.S.

25 (II) THIS PARAGRAPH (t) IS REPEALED, EFFECTIVE JULY 1, 2014.

26 **SECTION 4. Safety clause.** The general assembly hereby finds,

- 1 determines, and declares that this act is necessary for the immediate
- 2 preservation of the public peace, health, and safety.