

Second Regular Session
Sixty-eighth General Assembly
STATE OF COLORADO

REREVISED

*This Version Includes All Amendments
Adopted in the Second House*

LLS NO. 12-0489.02 Christy Chase x2008

HOUSE BILL 12-1272

HOUSE SPONSORSHIP

Duran and Ramirez, Fields, Tyler, Casso, Ferrandino, Hullinghorst, Miklosi, Singer, Solano, Soper, Vigil

SENATE SPONSORSHIP

Newell,

House Committees

Economic and Business Development
Finance
Appropriations

Senate Committees

Business, Labor and Technology
Appropriations

A BILL FOR AN ACT

101 **CONCERNING CONTINUATION OF ENHANCED UNEMPLOYMENT**
102 **INSURANCE BENEFITS FOR UNEMPLOYED INDIVIDUALS**
103 **PARTICIPATING IN APPROVED TRAINING PROGRAMS, AND, IN**
104 **CONNECTION THEREWITH, MAKING AN APPROPRIATION.**

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 extends the availability of enhanced unemployment insurance benefits through June 30, 2014, for an eligible claimant

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.

SENATE
3rd Reading Unam ended
May 4, 2012

SENATE
2nd Reading Unam ended
May 3, 2012

HOUSE
3rd Reading Unam ended
April 4, 2012

HOUSE
Am ended 2nd Reading
April 2, 2012

participating in an approved training program targeted at training the claimant for a high-demand occupation. The department of labor and employment is authorized to obligate up to \$8 million during the 2012-13 and 2013-14 fiscal years to pay enhanced unemployment compensation benefits to eligible claimants during that period.

Eligible claimants would include, in addition to those receiving regular unemployment insurance benefits, those receiving extended unemployment insurance benefits or benefits under a military or federal claim. Additionally, the bill expands the types of approved training programs to include employer-based and entrepreneurial training programs and expands the list of training program providers to include employers and entities that provide apprenticeship or entrepreneurial training.

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

2 **SECTION 1.** In Colorado Revised Statutes, 8-73-114, **amend** (1),
3 (2), (3) (b), (4) (b), (5), (6), (8), and (9) as follows:

4 **8-73-114. Enhanced unemployment insurance compensation**
5 **benefits - eligibility - approved training programs - amount of**
6 **benefits - outreach - notice of funding through gifts, grants, and**
7 **donations - repeal.** (1) Enhanced unemployment insurance
8 compensation benefits are available for an ELIGIBLE unemployment
9 insurance claimant ~~on a regular state unemployment claim~~ who is enrolled
10 ENGAGED in and making satisfactory progress, as certified by the training
11 program provider, in an approved training program.

12 (2) An approved training program ~~shall~~ **MUST** prepare the eligible
13 unemployment insurance claimant for entry into a ~~a high-demand~~ **AN**
14 ~~occupation. an occupation that leads to stable, long-term employment, or~~
15 ~~an occupation in the renewable energy industry.~~ The director of the
16 ~~division~~ shall identify ~~such~~ occupations based upon the
17 recommendations of local work force investment boards, working with
18 the section of the ~~division~~ **DEPARTMENT** responsible for labor market

1 information.

2 (3) (b) THE DIVISION SHALL NOT PAY enhanced unemployment
3 insurance compensation benefits ~~shall not be paid~~ pursuant to this section
4 after June 30, ~~2012~~ 2014.

5 (4) (b) (I) The division shall develop and improve outreach efforts
6 to unemployed workers, and particularly traditionally underserved
7 populations, to inform them of the availability of enhanced
8 unemployment insurance compensation benefits under this section.
9 ~~Subject to appropriation by the general assembly pursuant to section~~
10 ~~8-77-107, the division is authorized to expend up to five hundred~~
11 ~~thousand dollars in the federal unemployment trust fund received~~
12 ~~pursuant to the federal "American Recovery and Reinvestment Act of~~
13 ~~2009" and section 903(g) of the federal "Social Security Act" to cover its~~
14 ~~administrative costs related to its outreach efforts.~~

15 (II) THE DIVISION MAY SEEK, ACCEPT, AND EXPEND GIFTS, GRANTS,
16 AND DONATIONS FROM PRIVATE OR PUBLIC SOURCES, CONSISTENT WITH
17 SECTION 8-71-102, TO COVER ITS ADMINISTRATIVE COSTS RELATED TO ITS
18 OUTREACH EFFORTS AND THE IMPLEMENTATION OF THIS SECTION. THE
19 DIVISION SHALL NOT ACCEPT A GIFT, GRANT, OR DONATION IF IT IS SUBJECT
20 TO CONDITIONS THAT ARE INCONSISTENT WITH THIS SECTION OR ANY
21 OTHER LAW OF THE STATE. ANY MONEYS GIVEN, GRANTED, OR DONATED
22 TO THE DIVISION PURSUANT TO THIS SUBPARAGRAPH (II) ARE SUBJECT TO
23 ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE DIVISION FOR
24 THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH IMPLEMENTING THIS
25 SECTION.

26 (III) (A) THE DIVISION SHALL NOTIFY THE LEGISLATIVE COUNCIL
27 STAFF WHEN IT HAS RECEIVED ADEQUATE FUNDING THROUGH GIFTS,

1 GRANTS, OR DONATIONS TO IMPLEMENT THIS SECTION AND SHALL INCLUDE
2 IN THE NOTIFICATION THE INFORMATION SPECIFIED IN SECTION 24-75-1303
3 (3), C.R.S.

4 (B) THIS SUBPARAGRAPH (III) IS REPEALED, EFFECTIVE JULY 1,
5 2015.

6 (5) The division ~~is authorized to~~ MAY pay enhanced
7 unemployment insurance compensation benefits pursuant to this section
8 but ~~may~~ SHALL not obligate expenditures beyond the limits specified in
9 this section or as otherwise established by the general assembly. For the
10 2009-10, 2010-11, and 2011-12 fiscal years, the director ~~of the division~~
11 may obligate a total of fifteen million dollars to be expended over those
12 three fiscal years. FOR THE 2012-13 AND 2013-14 FISCAL YEARS, THE
13 DIRECTOR MAY OBLIGATE A TOTAL OF EIGHT MILLION DOLLARS TO BE
14 EXPENDED TO PAY ENHANCED UNEMPLOYMENT COMPENSATION BENEFITS
15 DURING THOSE TWO FISCAL YEARS.

16 (6) By December 31, 2009, and by each December 31 thereafter
17 until December 31, ~~2011~~ 2013, the division shall submit a report to the
18 joint budget committee, the ECONOMIC AND business ~~affairs and labor~~
19 DEVELOPMENT committee of the house of representatives, and the
20 business, labor, and technology committee of the senate, or their
21 successor committees, regarding the status of the enhanced
22 unemployment insurance compensation benefits program and the
23 resulting outcomes. The report shall include at least the following:

24 (a) A demographic analysis of participants in the enhanced
25 unemployment insurance compensation benefits program under this
26 section, including ~~the number of claimants per North American industry~~
27 ~~classification system code and the gender, race, age, and geographic~~

1 representation of participants;

2 (b) The duration of the enhanced unemployment insurance
3 compensation benefits claimed per eligible unemployment insurance
4 claimant;

5 (c) ~~An analysis of the training provided to participants, including
6 the occupational category supported by the training, those participants
7 who completed training in relationship to those that do not complete
8 training, and the reasons for noncompletion of approved training
9 programs;~~

10 (d) The employment and wage history of participants, including
11 the pre-training and post-training wage and whether those participating
12 in training return to their previous employer or occupation after training;

13 ~~(e) An identification and analysis of administrative costs at both
14 the local and state level for administering the enhanced unemployment
15 insurance compensation benefits program~~ A RETURN ON INVESTMENT
16 CALCULATION TO DETERMINE THE BENEFITS AND FISCAL CONTRIBUTION OF
17 UNEMPLOYMENT INSURANCE CLAIMANTS PARTICIPATING IN THE PROGRAM
18 WHO BECOME EMPLOYED. EMPLOYERS PARTICIPATING IN THE PROGRAM
19 SHALL PROVIDE THE DEPARTMENT INFORMATION ON PERMANENT HIRES OF
20 PROGRAM PARTICIPANTS, AS WELL AS FEEDBACK ON PROGRAM VALUE AND
21 ISSUES, FOR USE BY THE DEPARTMENT IN CALCULATING THE RETURN ON
22 INVESTMENT.

23 (8) As used in this section:

24 (a) (I) "Approved training program" means a vocational training,
25 ~~or~~ registered apprenticeship, EMPLOYER-BASED, OR ENTREPRENEURIAL
26 TRAINING program, approved by the director ~~of the division~~ that:

27 (A) Is targeted to training for a ~~high-demand~~ AN occupation, an

1 ~~occupation that would be more stable and long term for the~~
2 ~~unemployment insurance claimant, or an occupation in the renewable~~
3 ~~energy industry~~ BASED ON LABOR MARKET INFORMATION; and

4 (B) Is likely to enhance the unemployment insurance claimant's
5 marketable skills and earning power.

6 (II) "APPROVED TRAINING PROGRAM" INCLUDES
7 ENTREPRENEURIAL TRAINING APPROVED BY THE DIRECTOR AS PART OF THE
8 SELF-EMPLOYMENT ASSISTANCE PROGRAM CREATED IN ARTICLE 75.5 OF
9 THIS TITLE.

10 ~~(H)~~ (III) "Approved training program" does not include any course
11 of education primarily intended to meet the requirements of an associate,
12 baccalaureate, or higher degree, unless the training meets specific
13 requirements for certification, licensing, or specific skills necessary for
14 the occupation.

15 (b) "DIRECTOR" MEANS THE DIRECTOR OF THE DIVISION OR HIS OR
16 HER DESIGNEE.

17 ~~(b)~~ (c) "Eligible unemployment insurance claimant" means an
18 unemployment insurance claimant on a regular OR EXTENDED BENEFITS
19 state unemployment claim OR A MILITARY OR FEDERAL CLAIM who is
20 receiving benefits pursuant to ~~section 8-73-108~~ and is eligible for
21 enhanced unemployment insurance compensation benefits pursuant to this
22 section.

23 ~~(e)~~ (d) "Enhanced unemployment insurance compensation
24 benefits" means additional benefits paid to an eligible unemployment
25 insurance claimant in accordance with this section.

26 ~~(d)~~ (e) "Training program provider" means a postsecondary
27 educational institution, including an institution of higher education, a

1 community or technical college, ~~and~~ an occupational education program,
2 ~~providing a~~ AN EMPLOYER, OR ANY OTHER ENTITY THAT PROVIDES AN
3 APPRENTICESHIP OR ENTREPRENEURIAL training program approved by the
4 division or authorized under the federal "Workforce Investment Act of
5 1998", 29 U.S.C. sec. 2801 et seq., as amended.

6 (9) This section is repealed, effective July 1, ~~2012~~ 2014.

7 **SECTION 2. Appropriation.** In addition to any other
8 appropriation, there is hereby appropriated, out of any moneys in the
9 employment support cash fund created in section 8-77-109 (1), Colorado
10 Revised Statutes, not otherwise appropriated, to the department of labor
11 and employment, for the fiscal year beginning July 1, 2012, the sum of
12 \$47,198, or so much thereof as may be necessary, related to the
13 implementation of this act.

14 **SECTION 3. Effective date.** This act takes effect July 1, 2012.

15 **SECTION 4. Safety clause.** The general assembly hereby finds,
16 determines, and declares that this act is necessary for the immediate
17 preservation of the public peace, health, and safety.