

First Regular Session  
Sixty-ninth General Assembly  
STATE OF COLORADO

INTRODUCED

LLS NO. 13-0626.01 Julie Pelegrin x2700

SENATE BILL 13-218

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SENATE SPONSORSHIP

Heath,

HOUSE SPONSORSHIP

(None),

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Senate Committees  
Education

House Committees

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A BILL FOR AN ACT

101 CONCERNING WORKFORCE DEVELOPMENT FOR KEY INDUSTRIES IN  
102 COLORADO.

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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 key industries workforce program to provide moneys to state institutions of higher education (institution) to assist students who are seeking bachelor's degrees, including a bachelor's of applied science degree, in key industry sectors. To receive a grant, an institution submits an application that must demonstrate that:

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.*



1           **23-19.6-102. Legislative declaration.** (1) THE GENERAL  
2 ASSEMBLY FINDS THAT:

3           (a) THE CONTINUED GROWTH IN THE COLORADO ECONOMY  
4 REQUIRES A FLEXIBLE AND EFFICIENT SYSTEM THAT ENSURES THAT  
5 INSTITUTIONS OF HIGHER EDUCATION PROVIDE THE DEGREE PROGRAMS  
6 MOST NEEDED TO PRODUCE THE HIGHLY TRAINED AND READY WORKFORCE  
7 REQUIRED BY THE STATE'S KEY INDUSTRIES;

8           (b) THIS SYSTEM IS BEST ACCOMPLISHED THROUGH A PARTNERSHIP  
9 BETWEEN THESE KEY INDUSTRIES AND INSTITUTIONS OF HIGHER  
10 EDUCATION THAT WILL ENSURE THAT THE DEGREE PROGRAMS THAT ARE  
11 AVAILABLE ARE THE ONES MOST NEEDED BY INDUSTRY;

12           (c) INDUSTRIES AND INSTITUTIONS OF HIGHER EDUCATION MUST  
13 COLLABORATE TO QUICKLY AND STRATEGICALLY TARGET THE STATE'S  
14 SCARCE RESOURCES TO THE CRITICAL DEGREE PROGRAMS THAT ARE  
15 IDENTIFIED BY SPECIFIC WORKFORCE NEEDS; AND

16           (d) CREATING A SYSTEM THAT FOSTERS COLORADO INDUSTRY AND  
17 HIGHER EDUCATION PARTNERSHIPS WILL HELP ENSURE THAT COLORADO'S  
18 CITIZENS HAVE ACCESS TO THE DEGREE PROGRAMS AND EDUCATIONAL  
19 OPPORTUNITIES THEY NEED TO MEET THE NEEDS OF COLORADO'S  
20 INDUSTRIES AND THAT COLORADO INDUSTRIES EMPLOY THESE CITIZENS  
21 RATHER THAN SEEKING EMPLOYEES FROM OTHER STATES.

22           (2) THE GENERAL ASSEMBLY FINDS, THEREFORE, THAT CREATING  
23 THE COLORADO KEY INDUSTRIES WORKFORCE PROGRAM IS NECESSARY TO  
24 FACILITATE PARTNERSHIPS BETWEEN KEY COLORADO INDUSTRIES AND  
25 INSTITUTIONS OF HIGHER EDUCATION AND ENSURE THAT THE STATE'S  
26 WORKFORCE HAS THE SPECIFIC TRAINING AND EDUCATION REQUIRED BY  
27 THE STATE'S KEY INDUSTRIES.

1           **23-19.6-103. Definitions.** AS USED IN THIS ARTICLE, UNLESS THE  
2 CONTEXT OTHERWISE REQUIRES:

3           (1) "DEPARTMENT" MEANS THE DEPARTMENT OF HIGHER  
4 EDUCATION CREATED AND EXISTING PURSUANT TO SECTION 24-1-114,  
5 C.R.S.

6           (2) "GRANT BOARD" MEANS THE COLORADO KEY INDUSTRIES  
7 WORKFORCE PROGRAM GRANT BOARD CREATED IN SECTION 23-19.6-105.

8           (3) "KEY INDUSTRIES" MEANS THE FOLLOWING INDUSTRIES:

9           (a) ADVANCED MANUFACTURING;

10          (b) AEROSPACE;

11          (c) BIOSCIENCE;

12          (d) CREATIVE INDUSTRIES, INCLUDING DESIGN, FILM AND MEDIA,  
13 HERITAGE, LITERARY AND PUBLISHING, PERFORMING ARTS, AND VISUAL  
14 ARTS AND CRAFTS;

15          (e) DEFENSE AND HOMELAND SECURITY;

16          (f) ELECTRONICS;

17          (g) ENERGY AND NATURAL RESOURCES;

18          (h) FINANCIAL SERVICES;

19          (i) FOOD AND AGRICULTURE;

20          (j) HEALTH AND WELLNESS;

21          (k) INFRASTRUCTURE ENGINEERING;

22          (l) TECHNOLOGY AND INFORMATION;

23          (m) TOURISM AND OUTDOOR RECREATION; AND

24          (n) TRANSPORTATION AND LOGISTICS.

25          (4) "PROGRAM" MEANS THE COLORADO KEY INDUSTRIES  
26 WORKFORCE PROGRAM CREATED IN SECTION 23-19.6-104.

27          (5) "STATE INSTITUTION OF HIGHER EDUCATION" OR "INSTITUTION"

1 HAS THE SAME MEANING AS PROVIDED IN SECTION 23-18-102 (10); EXCEPT  
2 THAT IT INCLUDES A JUNIOR COLLEGE THAT IS PART OF A JUNIOR COLLEGE  
3 DISTRICT ORGANIZED PURSUANT TO ARTICLE 71 OF THIS TITLE.

4 **23-19.6-104. Colorado key industries workforce program -**  
5 **created - administration.** (1) THERE IS CREATED WITHIN THE  
6 DEPARTMENT THE COLORADO KEY INDUSTRIES WORKFORCE PROGRAM TO  
7 ASSIST STATE INSTITUTIONS OF HIGHER EDUCATION AND KEY INDUSTRY  
8 BUSINESSES TO DEVELOP THE WORKFORCE NEEDED TO MEET THE DEMAND  
9 IN KEY INDUSTRIES. A STATE INSTITUTION OF HIGHER EDUCATION IN  
10 PARTNERSHIP WITH OTHER INSTITUTIONS AND IN PARTNERSHIP WITH ONE  
11 OR MORE KEY INDUSTRY BUSINESSES MAY APPLY FOR A GRANT FROM THE  
12 PROGRAM TO SUBSIDIZE NONTRADITIONAL STUDENTS WHO HAVE  
13 OBTAINED ASSOCIATE DEGREES, INCLUDING BUT NOT LIMITED TO  
14 ASSOCIATE OF APPLIED SCIENCE DEGREES, AND ARE SEEKING BACHELOR'S  
15 DEGREES, INCLUDING BUT NOT LIMITED TO BACHELOR'S DEGREES IN  
16 APPLIED SCIENCES.

17 (2) TO APPLY FOR A GRANT THROUGH THE PROGRAM, A STATE  
18 INSTITUTION OF HIGHER EDUCATION MUST SUBMIT TO THE DEPARTMENT  
19 AN APPLICATION THAT, AT A MINIMUM, INCLUDES:

20 (a) A DESCRIPTION OF THE BACHELOR'S DEGREE PROGRAM FOR  
21 WHICH THE INSTITUTION WILL OFFER STUDENT SUBSIDIES;

22 (b) EVIDENCE THAT THE INSTITUTION HAS PARTNERED WITH AT  
23 LEAST ONE KEY INDUSTRY BUSINESS THAT ANTICIPATES EMPLOYING THE  
24 STUDENTS WHO COMPLETE THE BACHELOR'S DEGREE PROGRAM AND THAT  
25 HAS AGREED TO PROVIDE DOLLAR-FOR-DOLLAR MATCHING FUNDS FOR THE  
26 MONEYS THAT THE INSTITUTION RECEIVES THROUGH THE PROGRAM;

27 (c) EVIDENCE THAT THE INSTITUTION HAS ENTERED INTO

1 AGREEMENTS WITH OTHER INSTITUTIONS TO ENSURE THE  
2 TRANSFERABILITY OF CREDITS EARNED THROUGH THE APPLYING  
3 INSTITUTION'S DEGREE PROGRAMS SUCH THAT A STUDENT WHO COMPLETES  
4 A TWO-YEAR DEGREE MAY ENROLL AS A JUNIOR AT A FOUR-YEAR  
5 INSTITUTION AND COMPLETE A FOUR-YEAR DEGREE WITHIN TWO YEARS;  
6 AND

7 (d) EVIDENCE THAT THERE IS A NEED WITHIN A KEY INDUSTRY FOR  
8 EMPLOYEES WHO HOLD THE TYPE OF DEGREE THAT THE APPLYING  
9 INSTITUTION WILL OFFER. EVIDENCE OF INDUSTRY NEED MAY INCLUDE,  
10 BUT NEED NOT BE LIMITED TO, EVIDENCE FROM THE MOST RECENT ANNUAL  
11 REPORT REGARDING STATE WORKFORCE NEED PROJECTIONS AND  
12 CREDENTIAL PRODUCTION CREATED PURSUANT TO SECTION 23-1-130,  
13 REPORTS FROM THE OFFICE OF ECONOMIC DEVELOPMENT CREATED IN  
14 SECTION 24-48.5-101, C.R.S., OR A REQUEST FROM ONE OR MORE KEY  
15 INDUSTRY BUSINESSES.

16 (3) THE DEPARTMENT SHALL REVIEW EACH APPLICATION RECEIVED  
17 PURSUANT TO THIS SECTION AND RECOMMEND TO THE GRANT BOARD  
18 WHETHER THE APPLICANT SHOULD RECEIVE A GRANT AND, IF SO, THE  
19 AMOUNT OF THE GRANT AND THE DURATION OF THE GRANT. IN SELECTING  
20 THOSE APPLICANTS TO RECOMMEND FOR A GRANT, THE DEPARTMENT  
21 SHALL CONSIDER, AT A MINIMUM, THE FOLLOWING CRITERIA:

22 (a) WHETHER THE DEGREES THAT WILL RESULT FROM THE  
23 BACHELOR'S DEGREE PROGRAM ARE NEEDED FOR THE GROWTH OF KEY  
24 INDUSTRIES IN COLORADO;

25 (b) THE LEVEL OF DEMAND WITHIN THE KEY INDUSTRIES FOR THE  
26 DEGREES THAT WILL RESULT FROM THE BACHELOR'S DEGREE PROGRAM;

27 (c) WHETHER THERE IS AN EXISTING POPULATION OF STUDENTS

1 THAT IS LIKELY TO ENROLL IN THE BACHELOR'S DEGREE PROGRAM; AND

2 (d) THE COST STRUCTURE OF THE BACHELOR'S DEGREE PROGRAM,  
3 INCLUDING BUT NOT LIMITED TO THE PERCENTAGE OF COSTS TO BE PAID BY  
4 THE INSTITUTION, ANY PARTNERING BUSINESS, AND THE STUDENTS.

5 (4) STUDENTS WHO ENROLL IN A BACHELOR'S DEGREE PROGRAM  
6 THAT RECEIVES A GRANT PURSUANT TO THIS ARTICLE AND THAT IS NOT  
7 OPERATED BY A JUNIOR DISTRICT COLLEGE ARE ELIGIBLE TO RECEIVE  
8 STIPENDS FROM THE COLORADO OPPORTUNITY FUND CREATED IN SECTION  
9 23-18-201.

10 **23-19.6-105. Colorado key industries workforce program**

11 **grant board - created - duties - repeal.** (1) THERE IS CREATED IN THE  
12 DEPARTMENT THE COLORADO KEY INDUSTRIES WORKFORCE PROGRAM  
13 GRANT BOARD. THE GRANT BOARD EXERCISES ITS POWERS AND PERFORMS  
14 ITS DUTIES AND FUNCTIONS UNDER THE DEPARTMENT AS IF THE GRANT  
15 BOARD WERE TRANSFERRED TO THE DEPARTMENT BY A **TYPE 2** TRANSFER  
16 AS DEFINED IN THE "ADMINISTRATIVE ORGANIZATION ACT OF 1968",  
17 ARTICLE 1 OF TITLE 24, C.R.S. THE GRANT BOARD CONSISTS OF ELEVEN  
18 MEMBERS AS FOLLOWS:

19 (a) THE DIRECTOR OF THE OFFICE OF ECONOMIC DEVELOPMENT OR  
20 HIS OR HER DESIGNEE; AND

21 (b) TEN MEMBERS APPOINTED BY THE GOVERNOR, WITH THE  
22 ADVICE AND CONSENT OF THE SENATE, AS FOLLOWS:

23 (I) A BUSINESS PERSON FROM EACH OF SEVEN OF THE KEY  
24 INDUSTRY SECTORS;

25 (II) A PERSON WHO REPRESENTS STATE INSTITUTIONS OF HIGHER  
26 EDUCATION THAT OFFER PRIMARILY TWO-YEAR DEGREES;

27 (III) A PERSON WHO REPRESENTS STATE INSTITUTIONS OF HIGHER

1 EDUCATION THAT OFFER FOUR-YEAR DEGREES AND ARE NOT RESEARCH  
2 UNIVERSITIES; AND

3 (IV) A PERSON WHO REPRESENTS STATE INSTITUTIONS OF HIGHER  
4 EDUCATION THAT ARE RESEARCH UNIVERSITIES.

5 (2) (a) THE GOVERNOR SHALL MAKE THE INITIAL APPOINTMENTS  
6 TO THE GRANT BOARD NO LATER THAN SEPTEMBER 1, 2013. THE  
7 GOVERNOR SHALL CONSIDER ETHNICITY, GENDER, AND GEOGRAPHIC  
8 REPRESENTATION IN APPOINTING THE MEMBERS OF THE GRANT BOARD.

9 (b) EACH OF THE APPOINTED MEMBERS OF THE GRANT BOARD  
10 SERVES AT THE PLEASURE OF THE GOVERNOR. EACH MEMBER OF THE  
11 BOARD SERVES A FOUR-YEAR TERM; EXCEPT THAT, OF THE MEMBERS  
12 INITIALLY APPOINTED, FOUR SERVE FOUR-YEAR TERMS, THREE SERVE  
13 THREE-YEAR TERMS, AND THREE SERVE TWO-YEAR TERMS. IF A VACANCY  
14 ARISES, THE GOVERNOR SHALL APPOINT A PERSON TO FILL THE VACANCY  
15 FOR THE REMAINDER OF THE TERM.

16 (c) EACH MEMBER OF THE GRANT BOARD SERVES WITHOUT  
17 COMPENSATION BUT MAY RECEIVE REIMBURSEMENT FROM MONEYS IN THE  
18 COLORADO KEY INDUSTRIES WORKFORCE PROGRAM FUND CREATED IN  
19 SECTION 23-19.6-106 FOR THE ACTUAL AND NECESSARY EXPENSES THE  
20 MEMBER INCURS IN THE PERFORMANCE OF HIS OR HER DUTIES AS A  
21 MEMBER OF THE GRANT BOARD.

22 (3) (a) THE GRANT BOARD SHALL ELECT A CHAIR FROM AMONG ITS  
23 MEMBERS TO SERVE FOR A TERM NOT TO EXCEED TWO YEARS, AS  
24 DETERMINED BY THE GRANT BOARD. A MEMBER IS NOT ELIGIBLE TO SERVE  
25 AS CHAIR FOR MORE THAN TWO SUCCESSIVE TERMS.

26 (b) THE GRANT BOARD SHALL MEET AS OFTEN AS NECESSARY AT  
27 THE CALL OF THE CHAIR TO COMPLETE THE DUTIES ASSIGNED TO THE



1 GRANT BOARD. UPON REQUEST OF THE CHAIR OF THE GRANT BOARD, THE  
2 DEPARTMENT SHALL PROVIDE STAFF ASSISTANCE AS NECESSARY TO ASSIST  
3 THE GRANT BOARD IN COMPLETING THE DUTIES ASSIGNED TO IT.

4 (4) THE GRANT BOARD SHALL CONSIDER THE RECOMMENDATIONS  
5 FOR AWARDING GRANTS THAT THE DEPARTMENT SUBMITS TO THE GRANT  
6 BOARD PURSUANT TO SECTION 23-19.6-104 (3) AND AWARD GRANTS FROM  
7 AMONG THE RECOMMENDED APPLICANTS. THE GRANT BOARD SHALL  
8 CONSIDER, AT A MINIMUM, THE CRITERIA SPECIFIED IN SECTION  
9 23-19.6-104 (3) IN SELECTING THE GRANT RECIPIENTS.

10 (5) (a) THIS SECTION IS REPEALED, EFFECTIVE SEPTEMBER 1, 2023.

11 (b) PRIOR TO REPEAL, THE GRANT BOARD SHALL BE REVIEWED AS  
12 PROVIDED IN SECTION 2-3-1203, C.R.S.

13 **23-19.6-106. Colorado key industries workforce program fund**

14 - **created.** (1) THERE IS CREATED IN THE STATE TREASURY THE  
15 COLORADO KEY INDUSTRIES WORKFORCE FUND, REFERRED TO IN THIS  
16 SECTION AS THE "FUND", CONSISTING OF MONEYS THAT THE GENERAL  
17 ASSEMBLY APPROPRIATES TO THE FUND. THE MONEYS IN THE FUND ARE  
18 SUBJECT TO ANNUAL APPROPRIATION BY THE GENERAL ASSEMBLY TO THE  
19 DEPARTMENT FOR THE DIRECT AND INDIRECT COSTS ASSOCIATED WITH  
20 IMPLEMENTING THIS ARTICLE.

21 (2) (a) THE STATE TREASURER MAY INVEST AS PROVIDED BY LAW  
22 ANY MONEYS IN THE FUND NOT EXPENDED FOR THE PURPOSE OF THIS  
23 ARTICLE. THE STATE TREASURER SHALL CREDIT ALL INTEREST AND  
24 INCOME DERIVED FROM THE INVESTMENT AND DEPOSIT OF MONEYS IN THE  
25 FUND TO THE FUND.

26 (b) ANY UNEXPENDED AND UNENCUMBERED MONEYS REMAINING  
27 IN THE FUND AT THE END OF A FISCAL YEAR MUST REMAIN IN THE FUND

1 AND MUST NOT BE CREDITED OR TRANSFERRED TO THE GENERAL FUND OR  
2 ANOTHER FUND.

3 **23-19.6-107. Annual report.** (1) FOR EACH YEAR IN WHICH THE  
4 DEPARTMENT PAYS GRANTS THROUGH THE PROGRAM, THE DEPARTMENT  
5 SHALL PREPARE A REPORT DESCRIBING, AT A MINIMUM:

6 (a) THE GRANT RECIPIENTS AND THE TYPES OF BACHELOR'S DEGREE  
7 PROGRAMS THAT RECEIVE GRANTS;

8 (b) THE AMOUNT OF GRANT MONEYS PAID TO EACH RECIPIENT AND  
9 THE DURATION OF EACH RECIPIENT'S GRANT;

10 (c) THE NUMBER OF STUDENTS ENROLLED IN AND GRADUATING  
11 FROM EACH BACHELOR'S DEGREE PROGRAM THAT RECEIVES A GRANT; AND

12 (d) THE PERCENTAGE OF STUDENTS FROM EACH PROGRAM THAT  
13 ARE EMPLOYED IN A POSITION THAT REQUIRES THE BACHELOR'S DEGREE  
14 THAT THE STUDENT EARNED THROUGH THE PROGRAM.

15 (2) THE DEPARTMENT SHALL POST THE REPORT ON ITS WEB SITE  
16 AND NOTIFY THE GOVERNOR, THE COLORADO COMMISSION ON HIGHER  
17 EDUCATION, AND THE EDUCATION COMMITTEES OF THE SENATE AND  
18 HOUSE OF REPRESENTATIVES, OR ANY SUCCESSOR COMMITTEES, WHEN THE  
19 REPORT IS POSTED. THE DEPARTMENT SHALL PROVIDE A COPY OF THE  
20 REPORT TO ANY NOTIFIED PERSON UPON REQUEST.

21 **SECTION 2.** In Colorado Revised Statutes, 2-3-1203, **add** (3)  
22 (jj.5) as follows:

23 **2-3-1203. Sunset review of advisory committees.** (3) The  
24 following dates are the dates for which the statutory authorization for the  
25 designated advisory committees is scheduled for repeal:

26 (jj.5) SEPTEMBER 1, 2023:

27 (I) THE COLORADO KEY INDUSTRIES WORKFORCE PROGRAM GRANT

1 BOARD CREATED IN SECTION 23-19.6-105, C.R.S.

2           **SECTION 3. Act subject to petition - effective date.** This act  
3 takes effect at 12:01 a.m. on the day following the expiration of the  
4 ninety-day period after final adjournment of the general assembly (August  
5 7, 2013, if adjournment sine die is on May 8, 2013); except that, if a  
6 referendum petition is filed pursuant to section 1 (3) of article V of the  
7 state constitution against this act or an item, section, or part of this act  
8 within such period, then the act, item, section, or part will not take effect  
9 unless approved by the people at the general election to be held in  
10 November 2014 and, in such case, will take effect on the date of the  
11 official declaration of the vote thereon by the governor.