

HOUSE COMMITTEE OF REFERENCE REPORT

	April 14, 2015
Chairman of Committee	Date

Committee on Business Affairs and Labor.

After consideration on the merits, the Committee recommends the following:

HB15-1317 be amended as follows, and as so amended, be referred to the Committee on Appropriations with favorable recommendation:

- 1 Amend printed bill, page 3, after line 15 insert:
 - 2 "(3) "INVESTOR" MEANS A PERSON OR ENTITY THAT IS NOT A LEAD
 - 3 CONTRACTOR OR PROVIDER AND THAT PROVIDES WORKING CAPITAL TO
 - 4 FUND THE PROVISION OF SERVICES UNDER A CONTRACT."
- 5 Renumber succeeding subsections accordingly.
- 6 Page 4, line 4, strike "SOCIAL SERVICES" and substitute
- 7 "PROGRAM-ELIGIBLE INTERVENTIONS".
- 8 Page 4, line 6, strike "SOCIAL SERVICES" and substitute
- 9 "PROGRAM-ELIGIBLE INTERVENTIONS".
- 10 Page 4, line 9, strike the first "SOCIAL SERVICES," and substitute
- 11 "PROGRAM-ELIGIBLE INTERVENTIONS THROUGHOUT THE CONTRACT AS
- 12 NEGOTIATED BY THE PARTIES" and strike the second "SOCIAL SERVICES"
- 13 and substitute "PROGRAM-ELIGIBLE INTERVENTIONS".
- 14 Page 4, after line 13 insert:
 - 15 "(6) "PROGRAM-ELIGIBLE INTERVENTIONS" MEANS SERVICES
 - 16 PROVIDED IN ORDER TO IMPROVE THE LIVES AND LIVING CONDITIONS OF
 - 17 INDIVIDUALS BY INCREASING ECONOMIC OPPORTUNITY AND THE

1 LIKELIHOOD OF HEALTHY FUTURES AND PROMOTING CHILD AND YOUTH
2 DEVELOPMENT.".

3 Renumber succeeding subsections accordingly.

4 Page 4, line 15, strike "SOCIAL SERVICES" and substitute
5 "PROGRAM-ELIGIBLE INTERVENTIONS".

6 Page 4, line 17, strike "SOCIAL SERVICES" and substitute
7 "PROGRAM-ELIGIBLE INTERVENTIONS".

8 Page 4, line 19, strike "SERVICES;" and substitute "INTERVENTIONS;".

9 Page 4, line 21, strike "SOCIAL SERVICES" and substitute
10 "PROGRAM-ELIGIBLE INTERVENTIONS".

11 Page 4, line 22, strike "SOCIAL SERVICES." and substitute
12 "PROGRAM-ELIGIBLE INTERVENTIONS.".

13 Page 5, line 12, strike "SOCIAL SERVICES." and substitute
14 "PROGRAM-ELIGIBLE INTERVENTIONS.".

15 Page 5, line 26, "SOCIAL SERVICES." and substitute "PROGRAM-ELIGIBLE
16 INTERVENTIONS. ENTRY INTO SUCH A CONTRACT IS GENERALLY SUBJECT
17 TO THE REQUIREMENTS OF THE "PROCUREMENT CODE", ARTICLES 101 TO
18 112 OF THIS TITLE, AND THE OFFICE IS ENCOURAGED, BUT NOT REQUIRED,
19 TO USE THE COMPETITIVE SEALED PROPOSALS PROCESS SPECIFIED IN
20 SECTION 24-103-203.".

21 Page 6, line 12, strike "SOCIAL SERVICES" and substitute
22 "PROGRAM-ELIGIBLE INTERVENTIONS".

23 Page 6, line 16, strike "TARGETS;" and substitute "TARGETS. THE
24 INTERVENTIONS THAT A LEAD CONTRACTOR DIRECTLY OR INDIRECTLY
25 PROVIDES MUST NOT SUPPLANT ANY EXISTING STATE, LOCAL
26 GOVERNMENT, OR SCHOOL DISTRICT EMPLOYEE WHO IS PROVIDING THE
27 SAME INTERVENTIONS THAT THE LEAD CONTRACTOR WILL DIRECTLY OR
28 INDIRECTLY PROVIDE.".

29 Page 6, line 18, strike "CONTRACT;" and substitute "CONTRACT AND
30 IDENTIFIED SUBCONTRACTORS;".

1 Page 6, after line 18 insert:

2 "(c) STATE THAT ONCE THE CONTRACT IS EXECUTED, AN INVESTOR
3 THAT IS FUNDING THE ACTIVITIES OF A LEAD CONTRACTOR UNDER THE
4 TERMS OF THE CONTRACT IS PROHIBITED FROM DICTATING THE MANNER OF
5 DELIVERY OF SERVICES TO BE PROVIDED UNDER THE TERMS OF THE
6 CONTRACT BY THE LEAD CONTRACTOR OR ANY OTHER PROVIDER THAT ARE
7 NOT RELATED TO THE POTENTIAL FOR THE PROJECT TO DELIVER THE
8 SUCCESS MEASURES IN THE CONTRACT. THIS PARAGRAPH (c) DOES NOT
9 PROHIBIT AN INVESTOR FROM PERFORMING DUE DILIGENCE ON ITS
10 INVESTMENT OR MANAGING THE INVESTMENT."

11 Page 6, line 19, strike "(c)" and substitute "(d)".

12 Page 6, after line 21 insert:

13 "(e) SPECIFY THAT THE PROVISION OF PROGRAM-ELIGIBLE
14 INTERVENTIONS PROVIDED BY THE LEAD CONTRACTOR MAY NOT EXCEED
15 A PERIOD OF SEVEN YEARS UNLESS ONE OR MORE DEFINED PERFORMANCE
16 TARGETS SPECIFIED IN THE CONTRACT IS MET WITHIN THE FIRST SEVEN
17 YEARS IN WHICH THE INTERVENTIONS ARE PROVIDED, BUT THE
18 EVALUATION OF THE SUCCESS OF THE CONTRACT MAY TAKE INTO
19 ACCOUNT OUTCOMES THAT OCCUR AT ANY TIME AFTER THE PROVISION OF
20 PROGRAM-ELIGIBLE INTERVENTIONS HAS BEEN COMPLETED."

21 Reletter succeeding paragraphs accordingly.

22 Page 7, strike lines 1 through 4 and substitute:

23 "(h) INCLUDE A CLAUSE THAT SPECIFIES ANY CAUSES FOR AND THE
24 PROCEDURES FOR EARLY TERMINATION OF A CONTRACT, REQUIRES AT
25 LEAST NINETY DAYS NOTICE TO EACH PARTY TO THE CONTRACT AND ANY
26 SERVICE PROVIDER OF A PROPOSED TERMINATION, AND REQUIRES A
27 TRANSITION PLAN THAT MINIMIZES ANY NEGATIVE IMPACT ON THE
28 INDIVIDUALS BEING SERVED BY THE LEAD CONTRACTOR SHOULD EARLY
29 TERMINATION OCCUR."

30 Page 7, line 17, strike "AT THE END OF A PILOT";

31 Page 7, line 18, strike "PERIOD FOR THOSE PROGRAMS AND SERVICES" and
32 substitute "FOR THOSE PROGRAM-ELIGIBLE INTERVENTIONS".

1 Page 7, line 22, after "REVIEW." add "THE OFFICE SHALL ANNUALLY MAKE
2 PUBLICLY AVAILABLE A SUMMARY THAT IDENTIFIES THE DEFINED
3 PERFORMANCE TARGETS MET AND NOT MET AND AMOUNTS OF SUCCESS
4 PAYMENTS PAID."

5 Page 8, line 2, strike "SOCIAL SERVICES" and substitute
6 "PROGRAM-ELIGIBLE INTERVENTIONS".

7 Page 8, line 20, strike "NOTHING" and substitute "UNLESS OTHERWISE
8 SPECIFICALLY PROVIDED, NOTHING".

9 Page 8, strike lines 24 through 27 and substitute: "ANY APPLICABLE
10 FEDERAL, STATE, OR LOCAL LAW OR RULE."

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