

**0First Regular Session  
Sixty-third General Assembly  
STATE OF COLORADO**

**INTRODUCED**

LLS NO. 01-0483.01 Jeff Conway

**HOUSE BILL 01-1318**

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**HOUSE SPONSORSHIP**

**Coleman**, Dean, Kester, Madden, Miller, Sanchez, Tapia, and Tochtrop

**SENATE SPONSORSHIP**

**Takis**,

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**House Committees**

Business Affairs & Labor

**Senate Committees**

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**A BILL FOR AN ACT**

101 **CONCERNING THE CREATION OF THE COLORADO WORK FORCE**  
102 **EMPOWERMENT PROGRAM.**

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**Bill Summary**

*(Note: This summary applies to this bill as introduced and does not necessarily reflect any amendments that may be subsequently adopted.)*

Creates the Colorado work force empowerment program ("program") to provide basic adult education projects, family literacy projects, and work force basic skills education projects. Charges the department of education with administration of the program.

Specifies basic criteria for basic adult education projects, work force basic skills education projects, and family literacy projects. Requires the state board of education to adopt rules specifying application procedures, criteria for selecting projects, and reporting requirements.

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.*

Establishes that additional basic adult education projects, family literacy projects, and work force basic skills education projects may be provided in cooperation with the state board for community colleges and occupational education, the department of human services, and the department of labor and employment.

Specifies that the program shall be funded through general fund appropriations and through any public or private grants, donations, gifts, or contributions received. On or before February 1, 2005, requires the department of education to submit to the education committees of the senate and the house of representatives, the business affairs and labor committee of the house of representatives, and the business, labor and finance committee of the senate a report concerning the success of the program.

Creates a state income tax credit for individuals and corporations who make a monetary grant, donation, gift, or contribution to the program.

Repeals the program, effective July 1, 2006.

Makes conforming amendments.

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

2 **SECTION 1.** Part 1 of article 2 of title 22, Colorado Revised  
3 Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

4 **22-2-122. Division of adult education - Colorado work force**  
5 **empowerment program - repeal.** (1) THIS SECTION SHALL BE KNOWN  
6 AND MAY BE CITED AS THE "COLORADO WORK FORCE EMPOWERMENT  
7 ACT".

8 (2) (a) THE GENERAL ASSEMBLY HEREBY FINDS THAT:

9 (I) THERE ARE A SUBSTANTIAL NUMBER OF ADULTS IN THIS STATE  
10 WHOSE EMPLOYMENT AND EDUCATIONAL OPPORTUNITIES ARE SEVERELY  
11 RESTRICTED BECAUSE THEY LACK THE BASIC SKILLS NECESSARY FOR FULL  
12 PARTICIPATION IN THE STATE'S ECONOMIC, CIVIC, AND SOCIAL STRUCTURE;

13 (II) BASIC SKILLS TRAINING IS NECESSARY TO PROVIDE  
14 UNEMPLOYED AND UNDEREMPLOYED PERSONS WITH INCREASINGLY  
15 SOPHISTICATED SKILLS AND MORE KNOWLEDGE TO COMPETE IN TODAY'S  
16 CHANGING ECONOMY. IMPROVED SKILLS AND GREATER KNOWLEDGE WILL

1     ENABLE SUCH PERSONS TO COMPETE FOR JOBS, INCREASE THEIR  
2     PRODUCTIVITY, INCREASE THEIR INCOME, AND REDUCE THEIR NEED FOR  
3     PUBLIC SUPPORT.

4             (III) ILLITERACY IS OFTEN PASSED FROM ONE GENERATION TO THE  
5     NEXT. CHILDREN WHO CANNOT READ ARE OFTEN REARED BY PARENTS,  
6     WHETHER WORKING OR NONWORKING, WHO CANNOT READ PROFICIENTLY  
7     AND WHO DID NOT COMPLETE HIGH SCHOOL. PARENTS ARE CHILDREN'S  
8     FIRST AND MOST IMPRESSIVE ROLE MODELS. FAMILIES ARE INDISPENSABLE  
9     FOUNDATIONS OF COMMUNITY LIFE THAT MUST BE VALUED. FAMILY  
10    LITERACY MUST BE UTILIZED AS A TOOL TO EMPOWER PARENTS TO  
11    UNDERSTAND AND ENGAGE IN THEIR CHILDREN'S EARLY EDUCATION.

12            (IV) AS THE STATE CONTINUES TO STRIVE FOR HEALTHY ECONOMIC  
13    DEVELOPMENT, IT MUST BOLSTER ITS COMMITMENT TO THE DEVELOPMENT  
14    OF ITS INCUMBENT AND POTENTIAL WORKFORCE AND THE SUPPORT OF ITS  
15    FAMILIES. MEETING THE TRAINING AND EDUCATIONAL NEEDS OF OUR  
16    ADULT CITIZENS IS THE KEYSTONE FOR ENSURING THE ECONOMIC VIABILITY  
17    OF OUR STATE.

18            (b) THE GENERAL ASSEMBLY THEREFORE DECLARES THAT THE  
19    COLORADO WORK FORCE EMPOWERMENT PROGRAM IS NECESSARY TO  
20    ENSURE THAT RESIDENTS IN THIS STATE HAVE THE BASIC SKILLS THEY NEED  
21    TO BE PRODUCTIVE MEMBERS OF SOCIETY AND TO SERVE AS POSITIVE ROLE  
22    MODELS TO THEIR CHILDREN, THE FUTURE GENERATION OF COLORADO,  
23    AND THAT THE STATE HAS A SUFFICIENTLY SKILLED WORK FORCE TO  
24    SUPPORT CONTINUED ECONOMIC DEVELOPMENT AND PROSPERITY IN THE  
25    STATE.

26            (3) FOR PURPOSES OF THIS SECTION, UNLESS THE CONTEXT  
27    OTHERWISE REQUIRES:

1 (a) "ADULT" MEANS AN INDIVIDUAL SIXTEEN YEARS OF AGE OR  
2 OLDER WHO IS NOT ENROLLED IN A TRADITIONAL PUBLIC OR PRIVATE  
3 SECONDARY EDUCATION PROGRAM.

4 (b) "BASIC ADULT EDUCATION PROJECT" MEANS A PROGRAM THAT  
5 PROVIDES INSTRUCTION TO ASSIST ADULT STUDENTS IN DEVELOPING SUCH  
6 SKILLS AS READING, LISTENING, SPEAKING, WRITING, MATHEMATICS,  
7 COMPUTER LITERACY, CRITICAL THINKING, PROBLEM SOLVING, AND OTHER  
8 IDENTIFIED COMMUNICATION AND COMPUTATIONAL COMPETENCIES THAT  
9 ENABLE THE ADULT STUDENT TO SOLVE PROBLEMS AND FUNCTION  
10 EFFECTIVELY IN THE FAMILY, THE WORK PLACE, AND THE COMMUNITY.

11 (c) "FAMILY LITERACY PROJECT" MEANS A PROGRAM THAT  
12 ACKNOWLEDGES FAMILY AND CULTURE AS THE FOUNDATIONS OF LEARNING  
13 FOR A CHILD. A FAMILY LITERACY PROJECT RECOGNIZES THE PARENT AS  
14 THE CHILD'S FIRST TEACHER AND OPERATES UNDER THE BELIEF THAT THE  
15 LITERACY OF THE PARENT IS CRUCIAL TO THE DEVELOPMENT OF THE  
16 LITERACY OF THE CHILD. "FAMILY LITERACY PROJECT" MEANS A PROGRAM  
17 WHOSE CURRICULUM INTEGRATES EARLY CHILDHOOD OR SCHOOL-AGE  
18 EDUCATIONAL ASSISTANCE, BASIC ADULT SKILLS TRAINING, PARENT AND  
19 CHILDREN LEARNING TOGETHER TIME, AND PARENTAL SUPPORT AND  
20 EDUCATION.

21 (d) "PROGRAM" MEANS THE COLORADO WORK FORCE  
22 EMPOWERMENT PROGRAM CREATED PURSUANT TO THIS SECTION.

23 (e) "SBCCOE" MEANS THE STATE BOARD FOR COMMUNITY  
24 COLLEGES AND OCCUPATIONAL EDUCATION CREATED IN SECTION  
25 23-60-104, C.R.S.

26 (f) "WORK FORCE BASIC SKILLS EDUCATION PROJECT" MEANS A  
27 PROGRAM THAT PROVIDES INSTRUCTION AND PREPARATION OF ADULT

1 STUDENTS WHO WILL BE OR WHO ALREADY ARE EMPLOYED TO PROVIDE  
2 THEM WITH THE NECESSARY BASIC SKILLS TO SECURE EMPLOYMENT AND  
3 TO REMAIN VALUABLE EMPLOYEES. CURRICULUM TOPICS SHALL INCLUDE,  
4 BUT NEED NOT BE LIMITED TO, WORK ETHICS, JOB READINESS, JOB  
5 RETENTION, COMMUNICATION SKILLS, AND INDUSTRY-RELATED BASIC  
6 SKILLS THAT ENABLE ADULT STUDENTS TO ADAPT TO NEW TECHNOLOGY,  
7 PARTICIPATE IN TRAINING, AND ADAPT TO WORK PLACE ORGANIZATION AND  
8 FUNCTIONS.

9 (4) THERE IS HEREBY CREATED THE COLORADO WORK FORCE  
10 EMPOWERMENT PROGRAM WITHIN THE DEPARTMENT OF EDUCATION. THE  
11 PROGRAM SHALL BE OPERATED IN COOPERATION WITH THE SBCCOE, THE  
12 DEPARTMENT OF HUMAN SERVICES, AND THE DEPARTMENT OF LABOR AND  
13 EMPLOYMENT. THE PROGRAM SHALL SUPPORT THE PROVISION OF WORK  
14 FORCE BASIC SKILLS EDUCATION SERVICES AND COMMUNITY-BASED BASIC  
15 ADULT EDUCATION SERVICES THROUGH THE AWARD OF GRANTS, SUBJECT  
16 TO AVAILABLE RESOURCES, TO PUBLIC OR PRIVATE ENTITIES FOR THE  
17 PROVISION OF SUCH PROJECTS BY THE DEPARTMENT OF EDUCATION.

18 (5) THE STATE BOARD OF EDUCATION SHALL ADOPT RULES  
19 SPECIFYING, AT A MINIMUM:

20 (a) THE PROCEDURE BY WHICH PUBLIC OR PRIVATE ENTITIES MAY  
21 APPLY FOR GRANTS TO FUND WORK FORCE BASIC SKILLS PROJECTS, BASIC  
22 ADULT EDUCATION PROJECTS, AND FAMILY LITERACY PROJECTS;

23 (b) THE CRITERIA FOR AWARDING GRANTS THROUGH THE PROGRAM;

24 (c) THE REPORTING REQUIREMENTS TO BE MET BY EACH PROJECT  
25 THAT RECEIVES FUNDING;

26 (d) CRITERIA FOR DETERMINING INDIVIDUALS WHO SHALL BE  
27 ELIGIBLE TO PARTICIPATE IN SUCH PROGRAMS; AND

1 (e) OUTCOME MEASUREMENTS.

2 (6) TO BE ELIGIBLE FOR FUNDING THROUGH THE PROGRAM, A WORK  
3 FORCE BASIC SKILLS EDUCATION PROJECT, AT A MINIMUM, SHALL PROVIDE:

4 (a) (I) BASIC SKILLS PRE-EMPLOYMENT TRAINING OR BASIC SKILLS  
5 TRAINING FOR WORKERS UPON FIRST BEING HIRED; OR

6 (II) BASIC SKILLS UPGRADE TRAINING OR RETRAINING OF WORKERS  
7 IN SITUATIONS WHERE BASIC SKILLS TRAINING IS REQUIRED FOR CONTINUED  
8 EMPLOYMENT AND TO MINIMIZE WORKER RELOCATION; AND

9 (b) BASIC SKILLS TRAINING AT AN EMPLOYER'S PLACE OF BUSINESS  
10 OR IN SOME OTHER LOCATION IDENTIFIED BY THE EMPLOYER.

11 (7) TO BE ELIGIBLE FOR FUNDING THROUGH THE PROGRAM, A BASIC  
12 ADULT EDUCATION PROJECT, AT A MINIMUM, SHALL BE DESIGNED TO  
13 PROVIDE BASIC SKILLS EDUCATION IN THE AREAS OF MATHEMATICS AND  
14 COMPUTER LITERACY AND IN THE AREAS OF READING AND WRITING  
15 THROUGH THE TEACHING OF PROPER GRAMMAR, SPELLING, VOCABULARY,  
16 AND OTHER NECESSARY SKILLS IN ORDER THAT ADULT STUDENTS MAY  
17 ATTAIN PROFICIENCY IN THE USE AND UNDERSTANDING OF THE ENGLISH  
18 LANGUAGE. THE BASIC ADULT EDUCATION PROJECTS SHALL BE DESIGNED  
19 TO SERVE ADULTS WHO READ BELOW A NINTH-GRADE LEVEL.

20 (8) TO BE ELIGIBLE FOR FUNDING THROUGH THE PROGRAM, A  
21 FAMILY LITERACY PROJECT, AT A MINIMUM, SHALL BE DESIGNED TO  
22 PROVIDE READING EDUCATION CENTERED ON THE FAMILY. A FAMILY  
23 LITERACY PROJECT SHALL INTEGRATE EARLY CHILDHOOD OR SCHOOL-AGE  
24 EDUCATIONAL ASSISTANCE, BASIC ADULT SKILLS TRAINING, PARENT AND  
25 CHILDREN LEARNING TOGETHER TIME, AND PARENT SUPPORT AND  
26 EDUCATION.

27 (9) IN ADDITION TO THE PROJECTS SPECIFIED IN SUBSECTIONS (6),

1 (7), AND (8) OF THIS SECTION, THE DEPARTMENT OF EDUCATION MAY  
2 COOPERATE WITH THE SBCCOE, THE DEPARTMENT OF HUMAN SERVICES,  
3 AND THE DEPARTMENT OF LABOR AND EMPLOYMENT IN PROVIDING OTHER  
4 BASIC ADULT EDUCATION PROJECTS, FAMILY LITERACY PROJECTS, AND  
5 WORK FORCE BASIC SKILLS EDUCATION PROJECTS THAT MEET THE GOALS  
6 AND INTENT SPECIFIED IN SUBSECTION (2) OF THIS SECTION.

7 (10) THE PROGRAM SHALL BE FUNDED BY ANY GENERAL FUND  
8 APPROPRIATIONS OR PUBLIC OR PRIVATE GRANTS, DONATIONS, GIFTS, OR  
9 CONTRIBUTIONS RECEIVED FOR SUCH PURPOSE BY THE DEPARTMENT OF  
10 EDUCATION, THE SBCCOE, THE DEPARTMENT OF HUMAN SERVICES, OR THE  
11 DEPARTMENT OF LABOR AND EMPLOYMENT. THE SBCCOE, THE STATE  
12 BOARD OF EDUCATION, AND THE DEPARTMENTS OF HUMAN SERVICES AND  
13 LABOR AND EMPLOYMENT ARE AUTHORIZED TO SOLICIT, ACCEPT, AND  
14 EXPEND ANY GRANTS, DONATIONS, GIFTS, OR CONTRIBUTIONS FROM THE  
15 FEDERAL GOVERNMENT OR ANY PRIVATE SOURCE FOR USE BY THE  
16 PROGRAM. ANY INDIVIDUAL OR CORPORATION THAT MAKES A GRANT,  
17 DONATION, GIFT, OR CONTRIBUTION TO THE PROGRAM MAY RECEIVE A  
18 STATE INCOME TAX CREDIT PURSUANT TO SECTION 39-22-527, C.R.S.

19 (11) ON OR BEFORE FEBRUARY 1, 2005, THE DEPARTMENT OF  
20 EDUCATION SHALL SUBMIT A REPORT TO THE EDUCATION COMMITTEES OF  
21 THE SENATE AND THE HOUSE OF REPRESENTATIVES, THE BUSINESS AFFAIRS  
22 AND LABOR COMMITTEE OF THE HOUSE OF REPRESENTATIVES, THE  
23 BUSINESS, LABOR AND FINANCE COMMITTEE OF THE SENATE, AND TO THE  
24 JOINT BUDGET COMMITTEE THAT CONTAINS INFORMATION CONCERNING THE  
25 SUCCESS OF THE PROJECTS FUNDED THROUGH THE PROGRAM. AT A  
26 MINIMUM, THE REPORT SHALL INCLUDE:

27 (a) THE NAME AND A DESCRIPTION OF EACH PROJECT THAT

1 RECEIVED FUNDING THROUGH THE PROGRAM;

2 (b) THE NUMBER OF PERSONS SERVED THROUGH EACH PROJECT AND  
3 THE TYPES OF SERVICES PROVIDED;

4 (c) THE METHODS AND STANDARDS USED TO MEASURE THE SUCCESS  
5 OF EACH PROJECT THAT RECEIVED FUNDING THROUGH THE PROGRAM;

6 (d) THE SUCCESS OF EACH PROJECT AND THE OVERALL SUCCESS OF  
7 THE PROGRAM IN RAISING THE BASIC SKILL LEVEL OF THE STATE'S WORK  
8 FORCE AND IN PROVIDING BASIC SKILLS AND LITERACY EDUCATION TO  
9 ADULTS; AND

10 (e) THE COSTS ASSOCIATED WITH EACH PROJECT.

11 (12) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2006.

12 **SECTION 2.** Part 2 of article 60 of title 23, Colorado Revised  
13 Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

14 **23-60-203.5. Duties of board with respect to the work force**  
15 **empowerment program - repeal.** (1) IN ADDITION TO ANY OTHER DUTIES  
16 PRESCRIBED BY LAW, THE BOARD HAS THE DUTY AND THE POWER TO  
17 COOPERATE WITH THE DEPARTMENT OF EDUCATION, THE DEPARTMENT OF  
18 HUMAN SERVICES, AND THE DEPARTMENT OF LABOR AND EMPLOYMENT IN  
19 PROVIDING BASIC ADULT EDUCATION PROJECTS, FAMILY LITERACY  
20 PROJECTS, AND WORK FORCE BASIC SKILLS EDUCATION PROJECTS THROUGH  
21 THE COLORADO WORK FORCE EMPOWERMENT PROGRAM PURSUANT TO  
22 SECTION 22-2-122, C.R.S.

23 (2) THIS SECTION IS REPEALED, EFFECTIVE JULY 1, 2006.

24 **SECTION 3.** 8-71-102, Colorado Revised Statutes, is amended  
25 to read:

26 **8-71-102. Functions of the division - director - repeal.** (1) The  
27 functions of the division of employment and training shall comprise all



1 administrative functions of the state in relation to the administration of  
2 articles 70 to 82 of this title. The powers, duties, and functions of the  
3 director of the division prescribed under articles 70 to 82 of this title,  
4 including rule-making, regulation, licensing, promulgation of rules, rates,  
5 regulations, and standards, and the rendering of findings, orders, and  
6 adjudications, shall be performed under the direction and supervision of  
7 the executive director of the department of labor and employment, as  
8 prescribed by section 24-1-105 (4), C.R.S.

9 (2) (a) IN ADDITION TO ANY OTHER DUTIES PRESCRIBED BY LAW,  
10 THE DIRECTOR OF THE DIVISION HAS THE DUTY AND THE POWER TO  
11 COOPERATE WITH THE DEPARTMENT OF EDUCATION, THE STATE BOARD FOR  
12 COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION, AND THE  
13 DEPARTMENT OF HUMAN SERVICES IN PROVIDING BASIC ADULT EDUCATION  
14 PROJECTS, FAMILY LITERACY PROJECTS, AND WORK FORCE BASIC SKILLS  
15 EDUCATION PROJECTS THROUGH THE COLORADO WORK FORCE  
16 EMPOWERMENT PROGRAM PURSUANT TO SECTION 22-2-122, C.R.S.

17 (b) THIS SUBSECTION (2) IS REPEALED, EFFECTIVE JULY 1, 2006.

18 **SECTION 4.** 26-1-111 (2), Colorado Revised Statutes, is  
19 amended BY THE ADDITION OF A NEW PARAGRAPH to read:

20 **26-1-111. Activities of the state department under the**  
21 **supervision of the executive director - repeal.** (2) The state department,  
22 under the supervision of the executive director, shall:

23 (t) (I) COOPERATE WITH THE DEPARTMENT OF EDUCATION, THE  
24 STATEBOARD FOR COMMUNITY COLLEGES AND OCCUPATIONAL EDUCATION,  
25 AND THE DEPARTMENT OF LABOR AND EMPLOYMENT IN PROVIDING BASIC  
26 ADULT EDUCATION PROJECTS, FAMILY LITERACY PROJECTS, AND WORK  
27 FORCE BASIC SKILLS EDUCATION PROJECTS THROUGH THE COLORADO

1 WORK FORCE EMPOWERMENT PROGRAM PURSUANT TO SECTION 22-2-122,  
2 C.R.S.

3 (II) THIS PARAGRAPH (t) IS REPEALED, EFFECTIVE JULY 1, 2006.

4 **SECTION 5.** Part 5 of article 22 of title 39, Colorado Revised  
5 Statutes, is amended BY THE ADDITION OF A NEW SECTION to read:

6 **39-22-527. Colorado work force empowerment program -**  
7 **credit against tax - repeal.** (1) FOR PURPOSES OF THIS SECTION,  
8 "TAXPAYER" MEANS A RESIDENT INDIVIDUAL OR A DOMESTIC OR FOREIGN  
9 CORPORATION SUBJECT TO THE PROVISIONS OF PART 3 OF THIS ARTICLE.

10 (2) FOR INCOME TAX YEARS COMMENCING ON OR AFTER JANUARY  
11 1, 2001, BUT PRIOR TO JANUARY 1, 2007, ANY TAXPAYER WHO MAKES A  
12 MONETARY GRANT, DONATION, GIFT, OR CONTRIBUTION DURING SAID TAX  
13 YEAR FOR THE PURPOSE OF FUNDING THE COLORADO WORK FORCE  
14 EMPOWERMENT PROGRAM CREATED PURSUANT TO SECTION 22-2-122,  
15 C.R.S., SHALL BE ALLOWED A CREDIT AGAINST THE INCOME TAX IMPOSED  
16 BY ARTICLE 22 OF THIS TITLE IN AN AMOUNT EQUAL TO TWENTY-FIVE  
17 PERCENT OF THE TOTAL AGGREGATE AMOUNT OF SAID GRANTS, DONATIONS,  
18 GIFTS, AND CONTRIBUTIONS MADE DURING ANY GIVEN TAX YEAR; EXCEPT  
19 THAT THE CREDIT ALLOWED TO ANY TAXPAYER BY THIS SECTION SHALL  
20 NOT EXCEED ONE HUNDRED THOUSAND DOLLARS IN ANY TAX YEAR.

21 (3) IF THE AMOUNT OF THE CREDIT ALLOWED PURSUANT TO THE  
22 PROVISIONS OF THIS SECTION EXCEEDS THE AMOUNT OF INCOME TAXES  
23 OTHERWISE DUE ON THE TAXPAYER'S INCOME IN THE INCOME TAX YEAR FOR  
24 WHICH THE CREDIT IS BEING CLAIMED, THE AMOUNT OF THE CREDIT NOT  
25 USED AS AN OFFSET AGAINST INCOME TAXES IN SAID INCOME TAX YEAR  
26 MAY BE CARRIED FORWARD AND USED AS A CREDIT AGAINST SUBSEQUENT  
27 YEARS' INCOME TAX LIABILITY FOR A PERIOD NOT TO EXCEED FIVE YEARS

1 AND SHALL BE APPLIED FIRST TO THE EARLIEST INCOME TAX YEARS  
2 POSSIBLE. ANY CREDIT REMAINING AFTER SAID PERIOD SHALL NOT BE  
3 REFUNDED OR CREDITED TO THE TAXPAYER.

4 (4) THIS SECTION IS REPEALED, EFFECTIVE JANUARY 1, 2012.

5 **SECTION 6. Effective date.** This act shall take effect at 12:01  
6 a.m. on the day following the expiration of the ninety-day period after  
7 final adjournment of the general assembly that is allowed for submitting  
8 a referendum petition pursuant to article V, section 1 (3) of the state  
9 constitution; except that, if a referendum petition is filed against this act  
10 or an item, section, or part of this act within such period, then the act,  
11 item, section, or part, if approved by the people, shall take effect on the  
12 date of the official declaration of the vote thereon by proclamation of the  
13 governor.