

A-Engrossed
House Bill 2398

Ordered by the House May 4
Including House Amendments dated May 4

Ordered printed by the Speaker pursuant to House Rule 12.00A (5). Pre-session filed (at the request of House Interim Committee on Workforce and Economic Development)

SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure.

[Requires adoption of standards for certain workforce development plans and submission of plans by local workforce investment boards to State Workforce Investment Board. Instructs Employment Department to provide assistance to local boards in development of plans.]

Creates Oregon Career Readiness Certification Program in Department of Community Colleges and Workforce Development for purpose of preparing Oregonians for workplace and college. Directs department to develop and implement integrated workforce delivery system that focuses on developing skills and talent.

Creates program in department for purpose of making grants to pilot projects that promote specified work experiences and education for high school juniors and seniors. Establishes Youth Employment Enhancement Fund. Continuously appropriates moneys in fund to department for purpose of administering grant program.

[Requires department of Community Colleges and Workforce Development to fund programs] to create and operate program to reestablish summer work experience for certain persons[, to establish short-term workforce transition centers and to train skilled workers and retirees to become college level instructors] and to collect data on summer work experience programs.

[Requires Employment Department to develop statewide communication program targeted to inform persons in certain age group about training opportunities for certain high wage careers and to collect and publish data about programs designed to train skilled workers in Oregon.]

Declares emergency, effective on passage.

A BILL FOR AN ACT

1
2 Relating to workforce development; creating new provisions; amending ORS 660.318; appropriating
3 money; and declaring an emergency.

4 **Be It Enacted by the People of the State of Oregon:**

5 **SECTION 1. Sections 2, 3, 4 and 5 of this 2009 Act are added to and made a part of ORS**
6 **660.300 to 660.339.**

7 **SECTION 2. (1) There is created in the Department of Community Colleges and**
8 **Workforce Development the Oregon Career Readiness Certification Program to certify the**
9 **workplace and college readiness skills of Oregonians and to better prepare Oregonians for**
10 **continued education and workforce training, successful employment and career advancement**
11 **in a demand-driven, skills-based economy.**

12 **(2) Program services may be offered through public high schools, community colleges,**
13 **local and regional career centers, education service districts and any other institutions de-**
14 **termined to be appropriate by the department.**

15 **(3) Services provided by the program shall include, but are not limited to:**

16 **(a) An assessment process that identifies the proficiency level of program participants**
17 **in work-ready skills including, but not limited to, reading, applied mathematics, locating in-**

NOTE: Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 formation and any additional skills determined by the department to be necessary to meet
2 business and industry skill demands;

3 (b) Targeted instruction and remedial skills training to provide work-ready skills in which
4 program participants are not proficient, as determined by the assessment process described
5 in paragraph (a) of this subsection, and that have been identified by the department as
6 work-ready skills required by local employers;

7 (c) Issuance of a career readiness certificate to program participants who demonstrate
8 proficiency in work-ready skills, as determined by the assessment process described in par-
9 agraph (a) of this subsection, and who satisfy any other requirements for certification
10 adopted by the department by rule; and

11 (d) An online database that:

12 (A) Serves as the repository for career readiness certificate attainment data.

13 (B) Provides online access to program data that enables employers to determine the work
14 skill proficiency level of individual program participants and to locate certified individuals
15 on a statewide or regional basis.

16 (C) Provides individual program participants the opportunity for career exploration,
17 continuing education, job readiness practice and job searches.

18 (D) Provides individual program participants the opportunity to opt out of the database
19 in accordance with rules adopted by the department.

20 (4) The Department of Community Colleges and Workforce Development, after consulta-
21 tion with the State Workforce Investment Board, the Department of Education and the State
22 Board of Education, shall adopt rules for the implementation and administration of the pro-
23 gram created under subsection (1) of this section.

24 (5) The Department of Community Colleges and Workforce Development shall submit a
25 report on program outcomes and recommendations for improving and funding the program
26 to the appropriate interim legislative committees and to the Governor by December 1 of each
27 year.

28 **SECTION 3.** (1)(a) The Department of Community Colleges and Workforce Development,
29 in collaboration with the Employment Department and the State Workforce Investment
30 Board, shall develop and implement a demand-driven, skills-based integrated workforce de-
31 livery system focused on skills and talent development.

32 (b) The integrated workforce delivery system implemented under paragraph (a) of this
33 subsection must include, and the Department of Community Colleges and Workforce Devel-
34 opment shall maintain, a workforce training inventory of prioritized occupations.

35 (c) The Department of Community Colleges and Workforce Development shall prioritize
36 recommendations for the allocation of workforce training resources by the integrated
37 workforce delivery system based on occupational prioritization data developed by the Em-
38 ployment Department.

39 (2) The Department of Community Colleges and Workforce Development shall adopt rules
40 necessary for the implementation and administration of the integrated workforce delivery
41 system developed under subsection (1) of this section.

42 **SECTION 4.** (1)(a) There is created in the Department of Community Colleges and
43 Workforce Development a program to make grants to pilot projects to promote hands-on
44 experience and education in the fundamentals and core competencies in architecture, con-
45 struction trades and engineering for high school juniors and seniors.

1 **(b) Pilot projects funded by the program created under this subsection shall be based on**
2 **collaborative efforts between local school districts, community colleges, business organiza-**
3 **tions and labor organizations that provide participants the opportunity for education and**
4 **training in skills required to meet the workforce development needs of local, regional and**
5 **statewide employers.**

6 **(c) The department may apply for and receive grants and gifts from public and private**
7 **sources to fund grants provided under this section.**

8 **(2) The program created under subsection (1) of this section for making grants to pilot**
9 **projects shall ensure that:**

10 **(a) Local communities are informed about the availability of the grants;**

11 **(b) The pilot projects are geographically distributed throughout Oregon;**

12 **(c) Urban and rural participants have equal opportunity to access quality educational**
13 **opportunities;**

14 **(d) Representatives of related, ongoing community efforts assist in the implementation**
15 **of architecture, construction trades and engineering education and training; and**

16 **(e) The program and timelines are designed to minimize barriers to receiving funds.**

17 **(3) When considering applications for grants, the program shall give priority to pilot**
18 **projects that:**

19 **(a) Provide access for high school juniors and seniors to architecture, construction**
20 **trades and engineering education and training through the efforts of local and regional ca-**
21 **reer centers and public-private consortia;**

22 **(b) In combination with other projects receiving funds, contribute to architecture, con-**
23 **struction trades and engineering education and training opportunities in every part of the**
24 **state;**

25 **(c) Use private and federal funds;**

26 **(d) Facilitate sharing of resources through public-private partnerships including collab-**
27 **oration among local school districts, community colleges, business organizations and labor**
28 **organizations;**

29 **(e) Have a long-term strategic plan and lack only the necessary financial resources;**

30 **(f) Help students connect education and training with career planning and job opportu-**
31 **nities through local and regional career centers implemented under the federal Workforce**
32 **Investment Act;**

33 **(g) Provide articulated secondary and post-secondary education programs that are de-**
34 **signed to lead to a degree or industry-specific skills certification; and**

35 **(h) Establish short-term training programs that meet the immediate needs of local and**
36 **regional employers.**

37 **(4)(a) The department shall include in the program created under subsection (1) of this**
38 **section a process for the certification of instructors for the program to provide education**
39 **and practical experience in architecture, construction trades and engineering.**

40 **(b) The department shall adopt by rule requirements for the certification of instructors**
41 **described in paragraph (a) of this subsection.**

42 **(c) Notwithstanding the requirements adopted under paragraph (b) of this subsection, a**
43 **person qualified to serve as an instructor in a state-recognized apprenticeship program is**
44 **qualified for certification as an instructor for projects implemented under this section.**

45 **SECTION 5. There is established in the State Treasury, separate and distinct from the**

1 **General Fund, the Youth Employment Enhancement Fund. Moneys in the fund are appro-**
2 **propriated continuously to the Department of Community Colleges and Workforce Development**
3 **for the purposes of section 4 of this 2009 Act.**

4 **SECTION 6.** ORS 660.318 is amended to read:

5 660.318. (1) To implement and oversee state implementation of Title I-B, the Department of
6 Community Colleges and Workforce Development may:

7 (a) Receive federal youth activities funds allotted to this state by the Secretary of Labor pur-
8 suant to Title I-B and allocate those funds that are not reserved according to an allocation formula
9 recommended by the State Workforce Investment Board and approved by the Governor.

10 (b) Receive federal adult employment and training activities funds allotted to this state by the
11 Secretary of Labor pursuant to Title I-B and allocate those funds that are not reserved according
12 to an allocation formula recommended by the State Workforce Investment Board and approved by
13 the Governor.

14 (c) Receive federal dislocated worker funds allotted to this state by the Secretary of Labor
15 pursuant to Title I-B and allocate those funds that are not reserved according to an allocation for-
16 mula recommended by the State Workforce Investment Board and approved by the Governor.

17 (d) Establish a procedure for use by local workforce investment boards to identify eligible pro-
18 viders of training services according to section 2864 of the federal Act and to maintain the list of
19 providers identified as eligible by the boards in all local workforce investment areas in this state.

20 (e) Receive the comprehensive strategic plan developed and implemented by each local
21 workforce investment board and review the plan, with input from representatives of state and local
22 workforce programs, to determine if the plan meets the requirements of section 2833 of the federal
23 Act and state policy.

24 (f) Approve the plans, after review by the State Workforce Investment Board, that are found to
25 meet the requirements of Title I-B and review and approve any amendments to the plans.

26 (g) Carry out the required and allowable activities described in section 2864 of the federal Act
27 with the advice of the Education and Workforce Policy Advisor.

28 (h) Pursuant to ORS 660.339, establish procedures to maintain the confidentiality of the names
29 and records of participants in workforce programs for which the department is responsible, including
30 circumstances under which the names and records may be disclosed.

31 (i) Establish a method to set performance standards for the Secretary of Labor as required under
32 section 2871 of the federal Act.

33 (j) Perform planning functions related to Title I-B programs and performance reporting.

34 **(2)(a) Subject to the availability of funds from the federal Workforce Investment Act, the**
35 **Department of Community Colleges and Workforce Development shall create and operate a**
36 **summer youth employment program that reestablishes meaningful summer work experience**
37 **for persons between the ages of 14 and 24 and that meets the requirements for funding under**
38 **the federal Act.**

39 **(b) Programs funded under this subsection:**

40 **(A) Must include representatives of the business community in the planning, implemen-**
41 **tation and evaluation of the program.**

42 **(B) May provide for private and public sector employment opportunities.**

43 **(C) Shall be managed by local workforce investment boards in a manner that coordinates**
44 **regional state-sponsored youth work experience programs.**

45 **(c) Local workforce investment boards responsible for managing programs created under**

1 **this subsection shall provide training for business, labor and education leaders in use of best**
2 **practices that assure positive summer work experiences for participants.**

3 **(3) The Department of Community Colleges and Workforce Development shall collaborate**
4 **with the State Workforce Investment Board and local workforce investment boards to collect**
5 **data on summer work experience programs that identify successful summer work experi-**
6 **ences and allow for the identification and dissemination of promising practices.**

7 **(4) The department, in consultation with the State Workforce Investment Board, may**
8 **adopt rules pursuant to ORS chapter 183 to implement this section.**

9 *[(2) The department, in consultation with the State Workforce Investment Board, may adopt rules*
10 *pursuant to ORS chapter 183 to implement this section.]*

11 **SECTION 7. This 2009 Act being necessary for the immediate preservation of the public**
12 **peace, health and safety, an emergency is declared to exist, and this 2009 Act takes effect**
13 **on its passage.**

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