

AMENDED IN SENATE SEPTEMBER 5, 2013

AMENDED IN SENATE JULY 1, 2013

CALIFORNIA LEGISLATURE—2013–14 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1315**

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**Introduced by Assembly Member John A. Pérez**

February 22, 2013

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An act to amend Sections 14012, 14022, 15002, and 15003 of the Unemployment Insurance Code, relating to workforce development.

LEGISLATIVE COUNSEL'S DIGEST

AB 1315, as amended, John A. Pérez. California Green Collar Jobs Act of 2008: Green Collar Jobs Council.

Existing law establishes the California Workforce Investment Board and requires the board to establish a special committee known as the Green Collar Jobs Council, comprised of appropriate representatives of the board and other appropriate members. Existing law authorizes the council to consult with other state agencies, other higher education representatives, local workforce investment boards, industry representatives, and philanthropic, nongovernmental, and environmental groups, as appropriate, in the development of a strategic initiative relating to the training and development of a skilled workforce to meet the needs of California's emerging green economy. Existing law requires the board to participate in the development of various budget materials in order to ensure consistency with the strategic initiative. Existing law requires the board to annually report to the Legislature on, among other things, the council's development and implementation of the strategic initiative.

This bill would add the Speaker of the Assembly and the President Pro Tempore of the Senate as members of the *California Workforce Investment Board and the Green Collar Jobs Council*. The bill would instead authorize the council membership to include representatives from other state agencies, higher education, local workforce investment boards, industry representatives, and philanthropic, nongovernmental, and environmental groups, as appropriate. The bill would eliminate the council’s requirement to develop a strategic initiative and would require the council to develop and annually update a common framework consisting of specified elements to address workforce needs arising from changes in the energy, building and construction, transportation, and other industries impacted by state policies to reduce greenhouse gas emissions. The bill would require the council to submit the common framework and annual updates to the board for review and further action. The bill would authorize specified state entities to work with the council on the development of the common framework. The bill would require the board to participate in the development of various budget materials in order to ensure consistency with common framework. The bill would require the board to annually report to the Legislature on, among other things, the development of the common framework for workforce development. The bill would also correct an erroneous cross-reference.

Vote: majority. Appropriation: no. Fiscal committee: yes.  
 State-mandated local program: no.

*The people of the State of California do enact as follows:*

- 1 SECTION 1. Section 14012 of the Unemployment Insurance
- 2 Code is amended to read:
- 3 14012. The board shall be appointed by the Governor to assist
- 4 in the development of the State Workforce Investment Plan and
- 5 to carry out other functions, as described in Section 14013. The
- 6 board shall be comprised of the Governor and representatives from
- 7 the following categories:
- 8 (a) (1) The Speaker of the Assembly and the President pro
- 9 Tempore of the Senate.
- 10 (2) Two members of each house of the Legislature, appointed
- 11 by the appropriate presiding officer of each house.
- 12 (b) A majority of board members shall be representatives of
- 13 business who:

- 1 (1) Are owners of small and large businesses, chief executives  
2 or operating officers of small and large businesses, and other small  
3 and large business executives or employers with optimum  
4 policymaking or hiring authority, including members of local  
5 workforce investment boards.
- 6 (2) Represent businesses with employment opportunities that  
7 reflect the employment opportunities of the state.
- 8 (3) Are appointed from a group of individuals nominated by  
9 state business organizations and business trade associations.
- 10 (c) Chief elected officials representing both cities and counties,  
11 where appropriate.
- 12 (d) Representatives of labor organizations that are appointed to  
13 the board by the Governor shall have been nominated by state  
14 labor federations. At least 15 percent of board members shall be  
15 representatives of labor organizations.
- 16 (e) Representatives of individuals and organizations that have  
17 experience with regard to youth activities.
- 18 (f) Representatives of individuals and organizations that have  
19 experience and expertise in the delivery of workforce investment  
20 activities, including the Chancellor of the California Community  
21 Colleges, representatives of school districts, and representatives  
22 of community-based organizations within the state.
- 23 (g) The lead state agency officials with responsibility for the  
24 programs, services, or activities that are mandatory participants in  
25 the one-stop system, or, where there are no lead state agency  
26 officials responsible for those programs, services, or activities, a  
27 representative with expertise relating to those programs, services,  
28 or activities.
- 29 (h) Any other representatives and state agency officials as the  
30 Governor may designate, such as the state agency officials  
31 responsible for economic development and juvenile justice  
32 programs in the state.
- 33 (i) Members of the board that represent organizations, agencies,  
34 or other entities shall be individuals with optimum policymaking  
35 authority within those organizations, agencies, or entities.
- 36 (j) In making appointments to the board, the Governor shall  
37 consider the ethnic, race, gender, and geographic distribution of  
38 the state's population, and members of the board shall represent  
39 diverse regions of the state, including urban, rural, and suburban  
40 areas.

1 (k) The Governor may appoint a single member to the board to  
2 represent multiple constituencies on the board.

3 (l) The Governor shall select a chairperson for the board from  
4 the business representatives.

5 SEC. 2. Section 14022 of the Unemployment Insurance Code  
6 is amended to read:

7 14022. (a) The California Workforce Investment Board, in  
8 coordination with the department, shall participate in the  
9 development of Request for Proposal (RFP) language and the  
10 evaluation of proposals for determining grant allocations of the  
11 funds, as identified in Item 7100-001-0869, Schedule (4) 61.60 -  
12 WIA Removing Barriers for Special Needs Populations for Green  
13 Technology/Green Collar Jobs, and Schedule (2) 61.40 - WIA  
14 Growth Industries for Green Technology/Green Collar Jobs, of  
15 Section 2.00 of the Budget Act of 2009 (Chapter 1 of the Statutes  
16 of the 2009 Third Extraordinary Session), and future budget acts,  
17 to ensure consistency with the common framework required to be  
18 developed by the Green Collar Jobs Council pursuant to Section  
19 15002.

20 (b) The board shall also annually prepare and submit to the  
21 Legislature a report containing all of the following information:

22 (1) A list of any funds allocated, or not allocated for the purposes  
23 of subdivision (a), including a statement of the reasons for any  
24 such action.

25 (2) The name of each grant recipient, and the amount allocated  
26 to the recipient.

27 SEC. 3. Section 15002 of the Unemployment Insurance Code  
28 is amended to read:

29 15002. (a) The California Workforce Investment Board  
30 (CWIB) shall establish a special committee known as the Green  
31 Collar Jobs Council (GCJC), comprised of the appropriate  
32 representatives from the CWIB existing membership, including  
33 the K-12 representative, the California Community Colleges  
34 representative, ~~the Business, Transportation and Housing Agency~~  
35 ~~representative~~ *the Governor's Office of Business and Economic*  
36 *Development representative*, the Employment Development  
37 Department representative, the Speaker of the Assembly or his or  
38 her designated representative, the President pro Tempore of the  
39 Senate or his or her designated representative, and other appropriate  
40 members. The GCJC may also include representatives from other

1 state agencies, other higher education representatives, local  
2 workforce investment boards, organized labor, industry  
3 representatives as well as philanthropic, nongovernmental, and  
4 environmental groups, and other representatives, as appropriate.

5 (b) The GCJC shall focus on developing the common  
6 framework, funding, strategies, programs, policies, partnerships,  
7 and opportunities necessary to address the growing need for a  
8 highly skilled and well-trained workforce to meet the needs of  
9 California's emerging green economy. The GCJC shall do all of  
10 the following:

11 (1) Assist in identifying and linking green collar job  
12 opportunities with workforce development training opportunities  
13 in local workforce investment areas (LWIAs), encouraging regional  
14 collaboration among LWIAs to meet regional economic demands.

15 (2) Align workforce development activities with regional  
16 economic recovery and growth strategies.

17 (3) Develop public, private, philanthropic, and nongovernmental  
18 partnerships to build and expand the state's workforce development  
19 programs, network, and infrastructure.

20 (4) Provide policy guidance for job training programs for the  
21 clean and green technology sectors to help them prepare specific  
22 populations, such as at-risk youth, displaced workers, veterans,  
23 formerly incarcerated individuals, and others facing barriers to  
24 employment.

25 (5) Develop, collect, analyze, and distribute statewide and  
26 regional labor market data on California's new and emerging green  
27 industries workforce needs, trends, and job growth.

28 (6) Collaborate with community colleges and other educational  
29 institutions, state-approved apprenticeship programs, business and  
30 labor organizations, and community-based and philanthropic  
31 organizations to align workforce development services with  
32 strategies for regional economic growth.

33 (7) Identify funding resources and make recommendations on  
34 how to expand and leverage these funds.

35 (8) Foster regional collaboratives in the green economic sector.

36 (c) To the extent private funds are available, it is the intent of  
37 the Legislature that the GCJC will develop an annual award for  
38 outstanding achievement for workforce training programs operated  
39 by local or state agencies, businesses, or nongovernment  
40 organizations to be named after Parrish R. Collins.

1 (d) The CWIB may accept any revenues, moneys, grants, goods,  
2 or services from federal and state entities, philanthropic  
3 organizations, and other sources, to be used for purposes relating  
4 to the administration and implementation of activities described  
5 in subdivisions (b) and (c). The CWIB shall also ensure the highest  
6 level of transparency and accountability and make information  
7 available on the CWIB Internet Web site.

8 (e) Upon appropriation by the Legislature, the department may  
9 expend the moneys and revenues received pursuant to subdivision  
10 (d) for purposes related to the administration and implementation  
11 of activities described in subdivisions (b) and (c) and for the award  
12 of workforce training grants.

13 (f) (1) Under the purview of the CWIB, the GCJC shall develop  
14 and annually update a common framework to address workforce  
15 needs arising from changes in the energy, building and  
16 construction, transportation, and other industries impacted by state  
17 policies to reduce greenhouse gas emissions.

18 (2) The GCJC shall submit the common framework and annual  
19 updates to the CWIB for review and further action consistent with  
20 Section 14013.

21 (3) The state entities described in paragraph (4) may work with  
22 the GCJC to develop the common framework for workforce  
23 development.

24 (4) Participating state entities may include the State Air  
25 Resources Board, the California Environmental Protection Agency,  
26 the Public Utilities Commission, the State Energy Resources  
27 Conservation and Development Commission, the ~~Business,~~  
28 ~~Transportation and Housing~~ *Transportation* Agency, the  
29 Department of Housing and Community Development, the Labor  
30 and Workforce Development Agency, the Department of Food  
31 and Agriculture, the Office of the Chancellor of the California  
32 Community Colleges, the Office of the Superintendent of Public  
33 Instruction, and the Governor's Office of Business and Economic  
34 Development.

35 (5) Representatives from the participating state entities described  
36 in paragraph (4) shall be executive level representatives with  
37 policymaking authority.

38 (6) At minimum, the common framework shall include elements  
39 that are critical to good jobs and quality workforce development  
40 outcomes, including, but not limited to, all of the following:

1 (A) Responsible contractor requirements that ensure good jobs  
2 and skilled workers.

3 (B) Guidance for connecting disadvantaged communities and  
4 other target populations, including veterans, to jobs created by  
5 investments to ~~reduced~~ *reduce* greenhouse gas emissions.

6 (C) Workforce standards to ensure high-quality work.

7 (D) Mechanisms that ensure training results in industry-valued  
8 certificates or credentials, college credit, placements in  
9 state-approved apprenticeship programs, and other similar  
10 outcomes.

11 (E) Guidance for allocating and prioritizing training investments.

12 (F) Guidance for tracking and reporting training outcomes.

13 (G) Guidance for tracking and reporting job creation, including  
14 job quality and geographic and demographic distribution of jobs.

15 SEC. 4. Section 15003 of the Unemployment Insurance Code  
16 is amended to read:

17 15003. (a) (1) Notwithstanding Section 10231.5 of the  
18 Government Code, on or before April 1, 2011, and annually each  
19 April 1 thereafter, the CWIB shall report to the Legislature on the  
20 status of GCJC activities, grants awarded, and its development of  
21 a common framework for workforce development as described in  
22 Section 15002.

23 (2) A report to the Legislature pursuant to this section shall be  
24 submitted in compliance with Section 9795 of the Government  
25 Code.

26 (b) The GCJC shall also consult with the appropriate state and  
27 local agencies to identify opportunities to coordinate the award of  
28 grant and green workforce training funds received by the state  
29 under the federal American Recovery and Reinvestment Act of  
30 2009 (Public Law 111-5) or any other funding sources.