

AMENDED IN SENATE JUNE 15, 2016

AMENDED IN ASSEMBLY APRIL 14, 2016

AMENDED IN ASSEMBLY MARCH 15, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

**ASSEMBLY BILL**

**No. 1996**

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**Introduced by Assembly Member Gordon**

February 16, 2016

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An act to amend Section 94874 of the Education Code, *and to amend Section 1095 of, and to add Section 14018 to, the Unemployment Insurance Code*, relating to private postsecondary education.

LEGISLATIVE COUNSEL'S DIGEST

AB 1996, as amended, Gordon. Private postsecondary education: exemptions.

Existing law, the California Private Postsecondary Education Act of 2009, provides, among other things, for student protections and regulatory oversight of private postsecondary institutions in the state. The act is enforced by the Bureau for Private Postsecondary Education within the Department of Consumer Affairs. The act exempts an institution from its provisions if any of a list of specific criteria are met.

This bill would exempt JobTrain, Inc. from the act if it maintains its status as a nonprofit institution that is accredited by the Accrediting Commission for Schools, Western Association of Schools and Colleges, does not award degrees or diplomas, and is paid from state or federal student financial aid programs for fewer than 20% of its students who receive vocational training. The bill would also make nonsubstantive changes in the provision that relates to exemptions from the act.

*Existing law requires the Employment Development Department within the Labor and Workforce Development Agency to administer various programs, including the state unemployment and disability compensation programs, and perform duties relating to income tax withholding, which require the furnishment of social security numbers of employees or other individuals. Existing law also deems the California Workforce Development Board responsible for assisting the Governor in the development, oversight, and continuous improvement of California’s workforce investment system and the alignment of the education and workforce investment systems to the needs of the 21st century economy and workforce.*

*Under existing law, the information obtained in the administration of the Unemployment Insurance Code is for the exclusive use and information of the Director of Employment Development in the discharge of his or her duties and is not open to the public. However, existing law permits the use of the information for specified purposes, and allows the director to require reimbursement for direct costs incurred.*

*This bill would require the Employment Development Department, in conjunction with the California Workforce Development Board, to annually collect specified information from JobTrain, Inc., and provide a report to the Bureau for Private Postsecondary Education. The bill would also require the Employment Development Department to make the report available on the searchable CalJOBS Web site, through the training and education providers link on the Internet Web site, for JobTrain, Inc. This bill would require the Director of Employment Development to permit the use of information collected, as specified.*

*This bill would make legislative findings and declarations as to the necessity of a special statute for JobTrain, Inc.*

*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 94874 of the Education Code is amended
- 2 to read:
- 3 94874. Except as provided in Section 94874.2, all of the
- 4 following are exempt from this chapter:
- 5 (a) An institution that offers solely avocational or recreational
- 6 educational programs.

1 (b) (1) An institution offering educational programs sponsored  
2 by a bona fide trade, business, professional, or fraternal  
3 organization, solely for that organization's membership.

4 (2) (A) Except as provided in subparagraph (B), a bona fide  
5 organization, association, or council that offers preapprenticeship  
6 training programs, on behalf of one or more Division of  
7 Apprenticeship Standards-approved labor-management  
8 apprenticeship programs that satisfies one of the following  
9 conditions:

10 (i) It is not on the Eligible Training Provider List established  
11 and maintained by the California Workforce—Investment  
12 *Development* Board, but has met the requirements for placement  
13 on the list.

14 (ii) It is on the Eligible Training Provider List established and  
15 maintained by the California Workforce—Investment *Development*  
16 Board, and meets the requirements for continued listing.

17 (B) If an organization, association, or council has been removed  
18 from the Eligible Training Provider List established and maintained  
19 by the California Workforce—Investment *Development* Board for  
20 failure to meet performance standards, it is not exempt until it  
21 meets all applicable performance standards.

22 (c) A postsecondary educational institution established, operated,  
23 and governed by the federal government or by this state or its  
24 political subdivisions.

25 (d) An institution solely offering either of the following:

26 (1) Test preparation for examinations required for admission to  
27 a postsecondary educational institution.

28 (2) Continuing education or license examination preparation,  
29 if the institution or the program is approved, certified, or sponsored  
30 by any of the following:

31 (A) A government agency, other than the bureau, that licenses  
32 persons in a particular profession, occupation, trade, or career field.

33 (B) A state-recognized professional licensing body, such as the  
34 State Bar of California, that licenses persons in a particular  
35 profession, occupation, trade, or career field.

36 (C) A bona fide trade, business, or professional organization.

37 (e) (1) An institution owned, controlled, and operated and  
38 maintained by a religious organization lawfully operating as a  
39 nonprofit religious corporation pursuant to Part 4 (commencing

1 with Section 9110) of Division 2 of Title 1 of the Corporations  
2 Code, that meets all of the following requirements:

3 (A) The instruction is limited to the principles of that religious  
4 organization, or to courses offered pursuant to Section 2789 of the  
5 Business and Professions Code.

6 (B) The diploma or degree is limited to evidence of completion  
7 of that education.

8 (2) An institution operating under this subdivision shall offer  
9 degrees and diplomas only in the beliefs and practices of the  
10 church, religious denomination, or religious organization.

11 (3) An institution operating under this subdivision shall not  
12 award degrees in any area of physical science.

13 (4) Any degree or diploma granted under this subdivision shall  
14 contain on its face, in the written description of the title of the  
15 degree being conferred, a reference to the theological or religious  
16 aspect of the degree’s subject area.

17 (5) A degree awarded under this subdivision shall reflect the  
18 nature of the degree title, such as “associate of religious studies,”  
19 “bachelor of religious studies,” “master of divinity,” or “doctor of  
20 divinity.”

21 (f) An institution that does not award degrees and that solely  
22 provides educational programs for total charges of two thousand  
23 five hundred dollars (\$2,500) or less when no part of the total  
24 charges is paid from state or federal student financial aid programs.  
25 The bureau may adjust this cost threshold based upon the California  
26 Consumer Price Index, and post notification of the adjusted cost  
27 threshold on its Internet Web site, as the bureau determines,  
28 through the promulgation of regulations, that the adjustment is  
29 consistent with the intent of this chapter.

30 (g) A law school that is accredited by the Council of the Section  
31 of Legal Education and Admissions to the Bar of the American  
32 Bar Association or a law school or law study program that is  
33 subject to the approval, regulation, and oversight of the Committee  
34 of Bar Examiners, pursuant to Sections 6046.7 and 6060.7 of the  
35 Business and Professions Code.

36 (h) A nonprofit public benefit corporation that satisfies all of  
37 the following criteria:

38 (1) Is qualified under Section 501(c)(3) of the United States  
39 Internal Revenue Code.

1 (2) Is organized specifically to provide workforce development  
2 or rehabilitation services.

3 (3) Is accredited by an accrediting organization for workforce  
4 development or rehabilitation services recognized by the  
5 Department of Rehabilitation.

6 (i) An institution that is accredited by the Accrediting  
7 Commission for Senior Colleges and Universities, Western  
8 Association of Schools and Colleges, or the Accrediting  
9 Commission for Community and Junior Colleges, Western  
10 Association of Schools and Colleges.

11 (j) JobTrain, Inc., if it maintains its status as a nonprofit  
12 institution that is accredited by the Accrediting Commission for  
13 Schools, Western Association of Schools and Colleges, and does  
14 not award degrees or diplomas, and is paid from state or federal  
15 student financial aid programs for fewer than 20 percent of its  
16 students who receive vocational training.

17 (k) An institution that satisfies all of the following criteria:

18 (1) The institution has been accredited, for at least 10 years, by  
19 an accrediting agency that is recognized by the United States  
20 Department of Education.

21 (2) The institution has operated continuously in this state for at  
22 least 25 years.

23 (3) During its existence, the institution has not filed for  
24 bankruptcy protection pursuant to Title 11 of the United States  
25 Code.

26 (4) The institution's cohort default rate on guaranteed student  
27 loans does not exceed 10 percent for the most recent three years,  
28 as published by the United States Department of Education.

29 (5) The institution maintains a composite score of 1.5 or greater  
30 on its equity, primary reserve, and net income ratios, as provided  
31 under Section 668.172 of Title 34 of the Code of Federal  
32 Regulations.

33 (6) The institution provides a pro rata refund of unearned  
34 institutional charges to students who complete 75 percent or less  
35 of the period of attendance.

36 (7) The institution provides to all students the right to cancel  
37 the enrollment agreement and obtain a refund of charges paid  
38 through attendance at the second class session, or the 14th day  
39 after enrollment, whichever is later.

1 (8) The institution submits to the bureau copies of its most recent  
2 IRS Form 990, the institution's Integrated Postsecondary Education  
3 Data System Report of the United States Department of Education,  
4 and its accumulated default rate.

5 (9) The institution is incorporated and lawfully operates as a  
6 nonprofit public benefit corporation pursuant to Part 2  
7 (commencing with Section 5110) of Division 2 of Title 1 of the  
8 Corporations Code, and is not managed or administered by an  
9 entity for profit.

10 (l) Flight instruction providers or programs that provide flight  
11 instruction pursuant to Federal Aviation Administration regulations  
12 and meet both of the following criteria:

13 (1) The flight instruction provider or program does not require  
14 students to enter into written or oral contracts of indebtedness.

15 (2) The flight instruction provider or program does not require  
16 or accept prepayment of instruction-related costs in excess of two  
17 thousand five hundred dollars (\$2,500).

18 *SEC. 2. Section 1095 of the Unemployment Insurance Code is*  
19 *amended to read:*

20 1095. The director shall permit the use of any information in  
21 his or her possession to the extent necessary for any of the  
22 following purposes and may require reimbursement for all direct  
23 costs incurred in providing any and all information specified in  
24 this section, except information specified in subdivisions (a) to  
25 (e), inclusive:

26 (a) To enable the director or his or her representative to carry  
27 out his or her responsibilities under this code.

28 (b) To properly present a claim for benefits.

29 (c) To acquaint a worker or his or her authorized agent with his  
30 or her existing or prospective right to benefits.

31 (d) To furnish an employer or his or her authorized agent with  
32 information to enable him or her to fully discharge his or her  
33 obligations or safeguard his or her rights under this division or  
34 Division 3 (commencing with Section 9000).

35 (e) To enable an employer to receive a reduction in contribution  
36 rate.

37 (f) To enable federal, state, or local governmental departments  
38 or agencies, subject to federal law, to verify or determine the  
39 eligibility or entitlement of an applicant for, or a recipient of, public  
40 social services provided pursuant to Division 9 (commencing with

1 Section 10000) of the Welfare and Institutions Code, or Part A of  
2 Title IV of the federal Social Security Act (42 U.S.C. Sec. 601 et  
3 seq.), when the verification or determination is directly connected  
4 with, and limited to, the administration of public social services.

5 (g) To enable county administrators of general relief or  
6 assistance, or their representatives, to determine entitlement to  
7 locally provided general relief or assistance, when the  
8 determination is directly connected with, and limited to, the  
9 administration of general relief or assistance.

10 (h) To enable state or local governmental departments or  
11 agencies to seek criminal, civil, or administrative remedies in  
12 connection with the unlawful application for, or receipt of, relief  
13 provided under Division 9 (commencing with Section 10000) of  
14 the Welfare and Institutions Code or to enable the collection of  
15 expenditures for medical assistance services pursuant to Part 5  
16 (commencing with Section 17000) of Division 9 of the Welfare  
17 and Institutions Code.

18 (i) To provide any law enforcement agency with the name,  
19 address, telephone number, birth date, social security number,  
20 physical description, and names and addresses of present and past  
21 employers, of any victim, suspect, missing person, potential  
22 witness, or person for whom a felony arrest warrant has been  
23 issued, when a request for this information is made by any  
24 investigator or peace officer as defined by Sections 830.1 and  
25 830.2 of the Penal Code, or by any federal law enforcement officer  
26 to whom the Attorney General has delegated authority to enforce  
27 federal search warrants, as defined under Sections 60.2 and 60.3  
28 of Title 28 of the Code of Federal Regulations, as amended, and  
29 when the requesting officer has been designated by the head of  
30 the law enforcement agency and requests this information in the  
31 course of and as a part of an investigation into the commission of  
32 a crime when there is a reasonable suspicion that the crime is a  
33 felony and that the information would lead to relevant evidence.  
34 The information provided pursuant to this subdivision shall be  
35 provided to the extent permitted by federal law and regulations,  
36 and to the extent the information is available and accessible within  
37 the constraints and configurations of existing department records.  
38 Any person who receives any information under this subdivision  
39 shall make a written report of the information to the law

1 enforcement agency that employs him or her, for filing under the  
2 normal procedures of that agency.

3 (1) This subdivision shall not be construed to authorize the  
4 release to any law enforcement agency of a general list identifying  
5 individuals applying for or receiving benefits.

6 (2) The department shall maintain records pursuant to this  
7 subdivision only for periods required under regulations or statutes  
8 enacted for the administration of its programs.

9 (3) This subdivision shall not be construed as limiting the  
10 information provided to law enforcement agencies to that pertaining  
11 only to applicants for, or recipients of, benefits.

12 (4) The department shall notify all applicants for benefits that  
13 release of confidential information from their records will not be  
14 protected should there be a felony arrest warrant issued against  
15 the applicant or in the event of an investigation by a law  
16 enforcement agency into the commission of a felony.

17 (j) To provide public employee retirement systems in California  
18 with information relating to the earnings of any person who has  
19 applied for or is receiving a disability income, disability allowance,  
20 or disability retirement allowance, from a public employee  
21 retirement system. The earnings information shall be released only  
22 upon written request from the governing board specifying that the  
23 person has applied for or is receiving a disability allowance or  
24 disability retirement allowance from its retirement system. The  
25 request may be made by the chief executive officer of the system  
26 or by an employee of the system so authorized and identified by  
27 name and title by the chief executive officer in writing.

28 (k) To enable the Division of Labor Standards Enforcement in  
29 the Department of Industrial Relations to seek criminal, civil, or  
30 administrative remedies in connection with the failure to pay, or  
31 the unlawful payment of, wages pursuant to Chapter 1  
32 (commencing with Section 200) of Part 1 of Division 2 of, and  
33 Chapter 1 (commencing with Section 1720) of Part 7 of Division  
34 2 of, the Labor Code.

35 (l) To enable federal, state, or local governmental departments  
36 or agencies to administer child support enforcement programs  
37 under Part D of Title IV of the federal Social Security Act (42  
38 U.S.C. Sec. 651 et seq.).

39 (m) To provide federal, state, or local governmental departments  
40 or agencies with wage and claim information in its possession that

1 will assist those departments and agencies in the administration  
2 of the Victims of Crime Program or in the location of victims of  
3 crime who, by state mandate or court order, are entitled to  
4 restitution that has been or can be recovered.

5 (n) To provide federal, state, or local governmental departments  
6 or agencies with information concerning any individuals who are  
7 or have been:

8 (1) Directed by state mandate or court order to pay restitution,  
9 fines, penalties, assessments, or fees as a result of a violation of  
10 law.

11 (2) Delinquent or in default on guaranteed student loans or who  
12 owe repayment of funds received through other financial assistance  
13 programs administered by those agencies. The information released  
14 by the director for the purposes of this paragraph shall not include  
15 unemployment insurance benefit information.

16 (o) To provide an authorized governmental agency with any or  
17 all relevant information that relates to any specific workers'  
18 compensation insurance fraud investigation. The information shall  
19 be provided to the extent permitted by federal law and regulations.  
20 For the purposes of this subdivision, "authorized governmental  
21 agency" means the district attorney of any county, the office of  
22 the Attorney General, the Contractors' State License Board, the  
23 Department of Industrial Relations, and the Department of  
24 Insurance. An authorized governmental agency may disclose this  
25 information to the State Bar, the Medical Board of California, or  
26 any other licensing board or department whose licensee is the  
27 subject of a workers' compensation insurance fraud investigation.  
28 This subdivision shall not prevent any authorized governmental  
29 agency from reporting to any board or department the suspected  
30 misconduct of any licensee of that body.

31 (p) To enable the Director of Consumer Affairs, or his or her  
32 representatives, to access unemployment insurance quarterly wage  
33 data on a case-by-case basis to verify information on school  
34 administrators, school staff, and students provided by those schools  
35 who are being investigated for possible violations of Chapter 8  
36 (commencing with Section 94800) of Part 59 of Division 10 of  
37 Title 3 of the Education Code.

38 (q) To provide employment tax information to the tax officials  
39 of Mexico, if a reciprocal agreement exists. For purposes of this  
40 subdivision, "reciprocal agreement" means a formal agreement to

1 exchange information between national taxing officials of Mexico  
2 and taxing authorities of the State Board of Equalization, the  
3 Franchise Tax Board, and the Employment Development  
4 Department. Furthermore, the reciprocal agreement shall be limited  
5 to the exchange of information that is essential for tax  
6 administration purposes only. Taxing authorities of the State of  
7 California shall be granted tax information only on California  
8 residents. Taxing authorities of Mexico shall be granted tax  
9 information only on Mexican nationals.

10 (r) To enable city and county planning agencies to develop  
11 economic forecasts for planning purposes. The information shall  
12 be limited to businesses within the jurisdiction of the city or county  
13 whose planning agency is requesting the information, and shall  
14 not include information regarding individual employees.

15 (s) To provide the State Department of Developmental Services  
16 with wage and employer information that will assist in the  
17 collection of moneys owed by the recipient, parent, or any other  
18 legally liable individual for services and supports provided pursuant  
19 to Chapter 9 (commencing with Section 4775) of Division 4.5 of,  
20 and Chapter 2 (commencing with Section 7200) and Chapter 3  
21 (commencing with Section 7500) of Division 7 of, the Welfare  
22 and Institutions Code.

23 (t) To provide the State Board of Equalization with employment  
24 tax information that will assist in the administration of tax  
25 programs. The information shall be limited to the exchange of  
26 employment tax information essential for tax administration  
27 purposes to the extent permitted by federal law and regulations.

28 (u) Nothing in this section shall be construed to authorize or  
29 permit the use of information obtained in the administration of this  
30 code by any private collection agency.

31 (v) The disclosure of the name and address of an individual or  
32 business entity that was issued an assessment that included  
33 penalties under Section 1128 or 1128.1 shall not be in violation  
34 of Section 1094 if the assessment is final. The disclosure may also  
35 include any of the following:

36 (1) The total amount of the assessment.

37 (2) The amount of the penalty imposed under Section 1128 or  
38 1128.1 that is included in the assessment.

39 (3) The facts that resulted in the charging of the penalty under  
40 Section 1128 or 1128.1.

1 (w) To enable the Contractors' State License Board to verify  
2 the employment history of an individual applying for licensure  
3 pursuant to Section 7068 of the Business and Professions Code.

4 (x) To provide any peace officer with the Division of  
5 Investigation in the Department of Consumer Affairs information  
6 pursuant to subdivision (i) when the requesting peace officer has  
7 been designated by the chief of the Division of Investigation and  
8 requests this information in the course of and as part of an  
9 investigation into the commission of a crime or other unlawful act  
10 when there is reasonable suspicion to believe that the crime or act  
11 may be connected to the information requested and would lead to  
12 relevant information regarding the crime or unlawful act.

13 (y) To enable the Labor Commissioner of the Division of Labor  
14 Standards Enforcement in the Department of Industrial Relations  
15 to identify, pursuant to Section 90.3 of the Labor Code, unlawfully  
16 uninsured employers. The information shall be provided to the  
17 extent permitted by federal law and regulations.

18 (z) To enable the Chancellor of the California Community  
19 Colleges, in accordance with the requirements of Section 84754.5  
20 of the Education Code, to obtain quarterly wage data, commencing  
21 January 1, 1993, on students who have attended one or more  
22 community colleges, to assess the impact of education on the  
23 employment and earnings of students, to conduct the annual  
24 evaluation of district-level and individual college performance in  
25 achieving priority educational outcomes, and to submit the required  
26 reports to the Legislature and the Governor. The information shall  
27 be provided to the extent permitted by federal statutes and  
28 regulations.

29 (aa) To enable the Public Employees' Retirement System to  
30 seek criminal, civil, or administrative remedies in connection with  
31 the unlawful application for, or receipt of, benefits provided under  
32 Part 3 (commencing with Section 20000) of Division 5 of Title 2  
33 of the Government Code.

34 (ab) To enable the State Department of Education, the University  
35 of California, the California State University, and the Chancellor  
36 of the California Community Colleges, pursuant to the  
37 requirements prescribed by the federal American Recovery and  
38 Reinvestment Act of 2009 (Public Law 111-5), to obtain quarterly  
39 wage data, commencing July 1, 2010, on students who have  
40 attended their respective systems to assess the impact of education

1 on the employment and earnings of those students, to conduct the  
2 annual analysis of district-level and individual district or  
3 postsecondary education system performance in achieving priority  
4 educational outcomes, and to submit the required reports to the  
5 Legislature and the Governor. The information shall be provided  
6 to the extent permitted by federal statutes and regulations.

7 (ac) To provide the Agricultural Labor Relations Board with  
8 employee, wage, and employer information, for use in the  
9 investigation or enforcement of the  
10 Alatorre-Zenovich-Dunlap-Berman Agricultural Labor Relations  
11 Act of 1975 (Part 3.5 (commencing with Section 1140) of Division  
12 2 of the Labor Code). The information shall be provided to the  
13 extent permitted by federal statutes and regulations.

14 (ad) (1) To enable the State Department of Health Care  
15 Services, the California Health Benefit Exchange, the Managed  
16 Risk Medical Insurance Board, and county departments and  
17 agencies to obtain information regarding employee wages,  
18 California employer names and account numbers, employer reports  
19 of wages and number of employees, and disability insurance and  
20 unemployment insurance claim information, for the purpose of:

21 (A) Verifying or determining the eligibility of an applicant for,  
22 or a recipient of, state health subsidy programs, limited to the  
23 Medi-Cal program, provided pursuant to Chapter 7 (commencing  
24 with Section 14000) of Part 3 of Division 9 of the Welfare and  
25 Institutions Code, and the Access for Infants and Mothers Program,  
26 provided pursuant to Part 6.3 (commencing with Section 12695)  
27 of Division 2 of the Insurance Code, when the verification or  
28 determination is directly connected with, and limited to, the  
29 administration of the state health subsidy programs referenced in  
30 this subparagraph.

31 (B) Verifying or determining the eligibility of an applicant for,  
32 or a recipient of, federal subsidies offered through the California  
33 Health Benefit Exchange, provided pursuant to Title 22  
34 (commencing with Section 100500) of the Government Code,  
35 including federal tax credits and cost-sharing assistance pursuant  
36 to the federal Patient Protection and Affordable Care Act (Public  
37 Law 111-148), as amended by the federal Health Care and  
38 Education Reconciliation Act of 2010 (Public Law 111-152), when  
39 the verification or determination is directly connected with, and

1 limited to, the administration of the California Health Benefit  
2 Exchange.

3 (C) Verifying or determining the eligibility of employees and  
4 employers for health coverage through the Small Business Health  
5 Options Program, provided pursuant to Section 100502 of the  
6 Government Code, when the verification or determination is  
7 directly connected with, and limited to, the administration of the  
8 Small Business Health Options Program.

9 (2) The information provided under this subdivision shall be  
10 subject to the requirements of, and provided to the extent permitted  
11 by, federal law and regulations, including Part 603 of Title 20 of  
12 the Code of Federal Regulations.

13 (ae) To provide any peace officer with the Investigations  
14 Division of the Department of Motor Vehicles with information  
15 pursuant to subdivision (i), when the requesting peace officer has  
16 been designated by the Chief of the Investigations Division and  
17 requests this information in the course of, and as part of, an  
18 investigation into identity theft, counterfeiting, document fraud,  
19 or consumer fraud, and there is reasonable suspicion that the crime  
20 is a felony and that the information would lead to relevant evidence  
21 regarding the identity theft, counterfeiting, document fraud, or  
22 consumer fraud. The information provided pursuant to this  
23 subdivision shall be provided to the extent permitted by federal  
24 law and regulations, and to the extent the information is available  
25 and accessible within the constraints and configurations of existing  
26 department records. Any person who receives any information  
27 under this subdivision shall make a written report of the  
28 information to the Investigations Division of the Department of  
29 Motor Vehicles, for filing under the normal procedures of that  
30 division.

31 (af) Until January 1, 2020, to enable the Department of Finance  
32 to prepare and submit the report required by Section 13084 of the  
33 Government Code that identifies all employers in California that  
34 employ 100 or more employees who receive benefits from the  
35 Medi-Cal program (Chapter 7 (commencing with Section 14000)  
36 of Part 3 of Division 9 of the Welfare and Institutions Code). The  
37 information used for this purpose shall be limited to information  
38 obtained pursuant to Section 11026.5 of the Welfare and  
39 Institutions Code and from the administration of personal income  
40 tax wage withholding pursuant to Division 6 (commencing with

1 Section 13000) and the disability insurance program and may be  
2 disclosed to the Department of Finance only for the purpose of  
3 preparing and submitting the report and only to the extent not  
4 prohibited by federal law.

5 (ag) To provide, to the extent permitted by federal law and  
6 regulations, the Student Aid Commission with wage information  
7 in order to verify the employment status of an individual applying  
8 for a Cal Grant C award pursuant to subdivision (c) of Section  
9 69439 of the Education Code.

10 (ah) To enable the Department of Corrections and Rehabilitation  
11 to obtain quarterly wage data of former inmates who have been  
12 incarcerated within the prison system in order to assess the impact  
13 of rehabilitation services or the lack of these services on the  
14 employment and earnings of these former inmates. Quarterly data  
15 for a former inmate's employment status and wage history shall  
16 be provided for a period of one year, three years, and five years  
17 following release. The data shall only be used for the purpose of  
18 tracking outcomes for former inmates in order to assess the  
19 effectiveness of rehabilitation strategies on the wages and  
20 employment histories of those formerly incarcerated. The  
21 information shall be provided to the department to the extent not  
22 prohibited by federal law.

23 (ai) To enable federal, state, or local government departments  
24 or agencies, or their contracted agencies, subject to federal law,  
25 including the confidentiality, disclosure, and other requirements  
26 set forth in Part 603 of Title 20 of the Code of Federal Regulations,  
27 to evaluate, research, or forecast the effectiveness of public social  
28 services programs administered pursuant to Division 9  
29 (commencing with Section 10000) of the Welfare and Institutions  
30 Code, or Part A of Subchapter IV of Chapter 7 of the federal Social  
31 Security Act (42 U.S.C. Sec. 601 et seq.), when the evaluation,  
32 research, or forecast is directly connected with, and limited to, the  
33 administration of the public social services programs.

34 (aj) *To enable the California Workforce Development Board*  
35 *to collect information from JobTrain, Inc., and provide a report*  
36 *to the Bureau for Private Postsecondary Education on the*  
37 *information described in Section 14018, and to make the report*  
38 *available on the searchable CalJOBS Web site.*

39 *SEC. 3. Section 14018 is added to the Unemployment Insurance*  
40 *Code, to read:*

1 14018. (a) *The Employment Development Department, in*  
2 *conjunction with the California Workforce Development Board,*  
3 *shall annually collect information from JobTrain, Inc., and provide*  
4 *a report to the Bureau for Private Postsecondary Education on*  
5 *the following:*

6 (1) *The number of students enrolled in JobTrain, Inc., and the*  
7 *number that have completed their respective training program*  
8 *offered by JobTrain, Inc.*

9 (2) *The number of students attaining training from JobTrain,*  
10 *Inc., using funds made available pursuant to the federal Workforce*  
11 *Innovation and Opportunity Act of 2014.*

12 (3) *The skills or competency attained through their respective*  
13 *program offered by JobTrain, Inc., and subsequent employment*  
14 *placement and retention information, including income.*

15 (b) *To the extent permitted by federal law and to the extent that*  
16 *individually identifiable information is not made available, the*  
17 *Employment Development Department shall make the report*  
18 *available on the searchable CalJOBS web site, through the training*  
19 *and education providers link on the Internet Web site, for JobTrain,*  
20 *Inc.*

21 ~~SEC. 2.~~

22 SEC. 4. The Legislature finds and declares that a special law  
23 is necessary and that a general law cannot be made applicable  
24 within the meaning of Section 16 of Article IV of the California  
25 Constitution because of the unique circumstances surrounding  
26 JobTrain, Inc.