

AMENDED IN ASSEMBLY APRIL 26, 2016

AMENDED IN ASSEMBLY APRIL 12, 2016

AMENDED IN ASSEMBLY MARCH 29, 2016

CALIFORNIA LEGISLATURE—2015–16 REGULAR SESSION

ASSEMBLY BILL

No. 2719

Introduced by Assembly Member Eduardo Garcia

(Principal coauthor: Senator Hueso)

(Coauthor: Assembly Member Brown)

February 19, 2016

An act to amend Sections 14005, 14013, 14200, *14206*, 14221, 14230, and 14510 of the Unemployment Insurance Code, relating to workforce development.

LEGISLATIVE COUNSEL'S DIGEST

AB 2719, as amended, Eduardo Garcia. Workforce development: out-of-school youth.

The federal Workforce Innovation and Opportunity Act of 2014 provides for workforce investment activities, including activities in which states may participate. The California Workforce Innovation and Opportunity Act of 2014 (state act) establishes the California Workforce Development Board, which is responsible for assisting the Governor in the development and continuous improvement of California's workforce investment system. The state act also contains various programs for job training and employment investment, as specified. The state act requires the board to assist the Governor in helping individuals with barriers to employment achieve economic security and upward mobility by implementing policies that encourage the attainment of marketable skills relevant to current labor market trends. The state

act defines an individual with employment barriers to include youths who are individuals with disabilities, homeless youths, and ~~youth~~ youths who are in, or who have aged out of, the foster care system.

This bill would include within the definition of an individual with employment barriers an out-of-school youth, as defined, would revise the duties of the board regarding out-of-school youth, as specified, and would define local workforce development system ~~stakeholders~~, *stakeholders and schools operating in partnership with Department of Labor programs*, as specified.

Existing law requires the local chief elected officials in a local workforce development area to form, pursuant to specified guidelines, a local workforce development board to, among other things, plan and oversee the workforce development system and develop a comprehensive 4-year local plan. Existing law requires the Governor to establish, through the California Workforce Development Board, standards for certification of high-performance local workforce investment boards, in accordance with specified criteria. *Existing law requires the local workforce development boards to, with representatives of secondary and postsecondary education programs, lead efforts in the local area to develop and implement career pathways within the local area.* Existing law provides that school districts and county offices of education are eligible to apply to local workforce development boards to provide basic skills training and skills necessary for attaining a secondary school diploma.

This bill would revise the criteria to include references to ~~out-of-school youth~~, *individuals with employment barriers*, as specified, and ~~require the local plan to include an analysis of education programs available for out-of-school youth, as specified. By increasing the duties of local officials, this bill would impose a state-mandated local program. and, for the purposes of that requirement on local workforce development boards to lead efforts to develop and implement career pathways, provide that secondary and postsecondary education programs include specified entities. The bill would instead provide that school districts, county offices of education, and ~~secondary schools that provide instruction exclusively in partnership with specified programs~~ *schools operating in partnership with Department of Labor Programs* are eligible to apply to local workforce development boards to provide basic skills training and skills necessary for attaining a secondary school diploma, as specified.~~

~~The California Constitution requires the state to reimburse local agencies and school districts for certain costs mandated by the state. Statutory provisions establish procedures for making that reimbursement.~~

~~This bill would provide that, if the Commission on State Mandates determines that the bill contains costs mandated by the state, reimbursement for those costs shall be made pursuant to these statutory provisions.~~

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

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

- 1 SECTION 1. Section 14005 of the Unemployment Insurance
2 Code is amended to read:
3 14005. For purposes of this division:
4 (a) “Board” means the California Workforce Development
5 Board.
6 (b) “Agency” means the Labor and Workforce Development
7 Agency.
8 (c) “Career pathways,” “career ladders,” or “career lattices” are
9 an identified series of positions, work experiences, or educational
10 benchmarks or credentials with multiple access points that offer
11 occupational and financial advancement within a specified career
12 field or related fields over time. “Career pathways,” “career
13 ladders,” and “career lattices” offer combined programs of rigorous
14 and high-quality education, training, and other services that do all
15 of the following:
16 (1) Align with the skill needs of industries in the economy of
17 the state or regional economy involved.
18 (2) Prepare an individual to be successful in any of a full range
19 of secondary or postsecondary education options, including
20 apprenticeships registered under the National Apprenticeship Act
21 of 1937 (29 U.S.C. Sec. 50 et seq.), except as in Section 3226 of
22 Title 29 of the United States Code.
23 (3) Include counseling to support an individual in achieving the
24 individual’s education and career goals.
25 (4) Include, as appropriate, education offered concurrently with
26 and in the same context as workforce preparation activities and
27 training for a specific occupation or occupational cluster.

1 (5) Organize education, training, and other services to meet the
2 particular needs of an individual in a manner that accelerates the
3 educational and career advancement of the individual to the extent
4 practicable.

5 (6) Enable an individual to attain a secondary school diploma
6 or its recognized equivalent, and at least one recognized
7 postsecondary credential.

8 (7) Help an individual enter or advance within a specific
9 occupation or occupational cluster.

10 (d) “Cluster-based sector strategies” mean methods of focusing
11 workforce and economic development on those sectors that have
12 demonstrated a capacity for economic growth and job creation in
13 a particular geographic area.

14 (e) “Data driven” means a process of making decisions about
15 investments and policies based on systematic analysis of data,
16 which may include data pertaining to labor markets.

17 (f) “Economic security” means, with respect to a worker, earning
18 a wage sufficient to support a family adequately, and, over time,
19 to save for emergency expenses and adequate retirement income,
20 based on factors such as household size, the cost of living in the
21 worker’s community, and other factors that may vary by region.

22 (g) “Evidence-based” means making use of policy research as
23 a basis for determining best policy practices. Evidence-based
24 policymakers adopt policies that research has shown to produce
25 positive outcomes, in a variety of settings, for a variety of
26 populations over time. Successful, evidence-based programs deliver
27 quantifiable and sustainable results. Evidence-based practices
28 differ from approaches that are based on tradition, belief,
29 convention, or anecdotal evidence.

30 (h) “High-priority occupations” mean occupations that have a
31 significant presence in a targeted industry sector or industry cluster,
32 are in demand, or projected to be in demand, by employers, and
33 pay or lead to payment of a wage that provides economic security.

34 (i) (1) “In-demand industry sector or occupation” means either
35 of the following:

36 (A) An industry sector that has a substantial current or potential
37 impact, including through jobs that lead to economic
38 self-sufficiency and opportunities for advancement, on the state,
39 regional, or local economy, as appropriate, and that contributes to

1 the growth or stability of other supporting businesses, or the growth
2 of other industry sectors.

3 (B) An occupation that currently has or is projected to have a
4 number of positions, including positions that lead to economic
5 self-sufficiency and opportunities for advancement, in an industry
6 sector so as to have a significant impact on the state, regional, or
7 local economy, as appropriate.

8 (2) The determination of whether an industry sector or
9 occupation is “in-demand” under this subdivision shall be made
10 by the board or local board, or through the regional planning
11 process in which local boards participate under the Workforce
12 Innovation and Opportunity Act, as appropriate, using state and
13 regional business and labor market projections, including the use
14 of labor market information.

15 (j) “Individual with employment barriers” means an individual
16 with any characteristic that substantially limits an individual’s
17 ability to obtain employment, including indicators of poor work
18 history, lack of work experience, or access to employment in
19 nontraditional occupations, long-term unemployment, lack of
20 educational or occupational skills attainment, dislocation from
21 high-wage and high-benefit employment, low levels of literacy or
22 English proficiency, disability status, or welfare dependency,
23 including members of all of the following groups:

24 (1) Displaced homemakers.

25 (2) Low-income individuals.

26 (3) Indians, Alaska Natives, and Native Hawaiians, as those
27 terms are defined in Section 3221 of Title 29 of the United States
28 Code.

29 (4) Individuals with disabilities, including youths who are
30 individuals with disabilities.

31 (5) Older individuals.

32 (6) Ex-offenders.

33 (7) Homeless individuals, as defined in Section 14043e-2(6) of
34 Title 42 of the United States Code, or homeless children and
35 youths, as defined in Section 11434a(2) of Title 42 of the United
36 States Code.

37 (8) Youth who are in, or have aged out of, the foster care system.

38 (9) Individuals who are English language learners, individuals
39 who have low levels of literacy, and individuals facing substantial
40 cultural barriers.

- 1 (10) Eligible migrant and seasonal farmworkers, as defined in
- 2 Section 3322(i) of Title 29 of the United States Code.
- 3 (11) Individuals within two years of exhausting lifetime
- 4 eligibility under Part A of Title IV of the Social Security Act (42
- 5 U.S.C. Sec. 601 et seq.).
- 6 (12) Single parents, including single, pregnant women.
- 7 (13) Long-term unemployed individuals.
- 8 (14) Out-of-school youth.
- 9 (15) Any other groups as the Governor determines to have
- 10 barriers to employment.
- 11 (k) “Industry cluster” means a geographic concentration or
- 12 emerging concentration of interdependent industries with direct
- 13 service, supplier, and research relationships, or independent
- 14 industries that share common resources in a given regional
- 15 economy or labor market. An industry cluster is a group of
- 16 employers closely linked by common product or services,
- 17 workforce needs, similar technologies, and supply chains in a given
- 18 regional economy or labor market.
- 19 (l) “Industry or sector partnership” means a workforce
- 20 collaborative, convened or acting in partnership with the board or
- 21 a local board, that does the following:
- 22 (1) Organizes key stakeholders in an industry cluster into a
- 23 working group that focuses on the shared goals and human
- 24 resources needs of the industry cluster and that includes, at the
- 25 appropriate stages of development of the partnership:
- 26 (A) Representatives of multiple businesses or other employers
- 27 in the industry cluster, including small and medium-sized
- 28 employers when practicable.
- 29 (B) One or more representatives of a recognized state labor
- 30 organization or central labor council, or another labor
- 31 representative, as appropriate.
- 32 (C) One or more representatives of an institution of higher
- 33 education with, or another provider of, education or training
- 34 programs that support the industry cluster.
- 35 (2) The workforce collaborative may include representatives of
- 36 any of the following:
- 37 (A) State or local government.
- 38 (B) State or local economic development agencies.
- 39 (C) State boards or local boards, as appropriate.

- 1 (D) A state workforce agency or entity providing employment
2 services.
- 3 (E) Other state or local agencies.
- 4 (F) Business or trade associations.
- 5 (G) Economic development organizations.
- 6 (H) Nonprofit organizations, community-based organizations,
7 or intermediaries.
- 8 (I) Philanthropic associations.
- 9 (J) Industry associations.
- 10 (K) Other organizations, as determined to be necessary by the
11 members comprising the industry sector or partnership.
- 12 (m) “Industry sector” means those firms that produce similar
13 products or provide similar services using somewhat similar
14 business processes, and are closely linked by workforce needs,
15 within a regional labor market.
- 16 (n) “Local labor federation” means a central labor council that
17 is an organization of local unions affiliated with the California
18 Labor Federation or a local building and construction trades council
19 affiliated with the State Building and Construction Trades Council
20 of California.
- 21 (o) “Sector strategies” means methods of prioritizing
22 investments in competitive and emerging industry sectors and
23 industry clusters on the basis of labor market and other economic
24 data indicating strategic growth potential, especially with regard
25 to jobs and income, and exhibit the following characteristics:
 - 26 (1) Focus workforce investment in education and workforce
27 training programs that are likely to lead to jobs providing economic
28 security or to an entry-level job with a well-articulated career
29 pathway into a job providing economic security.
 - 30 (2) Effectively boost labor productivity or reduce business
31 barriers to growth and expansion stemming from workforce supply
32 problems, including skills gaps and occupational shortages by
33 directing resources and making investments to plug skills gaps
34 and provide education and training programs for high-priority
35 occupations.
 - 36 (3) May be implemented using articulated career pathways or
37 lattices and a system of stackable credentials.
 - 38 (4) May target underserved communities, disconnected youths,
39 incumbent workers, and recently separated military veterans.

1 (5) Frequently are implemented using industry or sector
2 partnerships.

3 (6) Typically are implemented at the regional level where sector
4 firms, those employers described in subdivisions (j) and (l), often
5 share a common labor market and supply chains. However, sector
6 strategies may also be implemented at the state or local level
7 depending on sector needs and labor market conditions.

8 (p) “Workforce Innovation and Opportunity Act of 2014” means
9 the federal act enacted as Public Law 113-128.

10 (q) (1) “Earn and learn” includes, but is not limited to, a
11 program that does either of the following:

12 (A) Combines applied learning in a workplace setting with
13 compensation allowing workers or students to gain work experience
14 and secure a wage as they develop skills and competencies directly
15 relevant to the occupation or career for which they are preparing.

16 (B) Brings together classroom instruction with on-the-job
17 training to combine both formal instruction and actual paid work
18 experience.

19 (2) “Earn and learn” programs include, but are not limited to,
20 all of the following:

21 (A) Apprenticeships.

22 (B) Preapprenticeships.

23 (C) Incumbent worker training.

24 (D) Transitional and subsidized employment, particularly for
25 individuals with barriers to employment.

26 (E) Paid internships and externships.

27 (F) Project-based compensated learning.

28 (r) “Out-of-school youth” means an individual who meets the
29 definition in Section 3164(a)(1)(B) of Title 29 of the United States
30 Code.

31 (s) “Local workforce development system stakeholders” means
32 owners of businesses or other business executives with
33 policymaking or hiring authority, representatives of local area
34 labor organizations, representatives of community-based
35 organizations that have demonstrated experience in addressing the
36 employment needs of individuals with barriers to employment,
37 and representatives of area schools and ~~colleges~~ colleges, including,
38 but not limited to, schools ~~that~~ operating in partnership with
39 *Department of Labor programs.*

1 (t) “Schools operating in partnership with Department of Labor
2 programs” means schools that serve out-of-school youth through
3 exclusive partnerships with any of the following:

4 (1) The California Workforce Development Board or local
5 workforce development board.

6 (2) Federally affiliated Youth Build programs.

7 (3) Federal job corps training or instruction provided pursuant
8 to a memorandum of understanding with the federal provider.

9 (4) The California Conservation Corp or local conservation
10 corps certified by the California Conservation Corp pursuant to
11 Section 14406 or 14507.5 of the Public Resources Code.

12 SEC. 2. Section 14013 of the Unemployment Insurance Code
13 is amended to read:

14 14013. The board shall assist the Governor in the following:

15 (a) Promoting the development of a well-educated and highly
16 skilled 21st century workforce.

17 (b) Developing, implementing, and modifying the State Plan.
18 The State Plan shall serve as the comprehensive framework and
19 coordinated plan for the aligned investment of all federal and state
20 workforce training and employment services funding streams and
21 programs. To the extent feasible and when appropriate, the State
22 Plan should reinforce and work with adult education and career
23 technical education efforts that are responsive to labor market
24 trends.

25 (c) The review of statewide policies, of statewide programs,
26 and of recommendations on actions that should be taken by the
27 state to align workforce, education, training, and employment
28 funding programs in the state in a manner that supports a
29 comprehensive and streamlined workforce development system
30 in the state, including the review and provision of comments on
31 the State Plan, if any, for programs and activities of one-stop
32 partners that are not core programs.

33 (d) Developing and continuously improving the statewide
34 workforce investment system, including:

35 (1) The identification of barriers and means for removing
36 barriers to better coordinate, align, and avoid duplication among
37 the programs and activities carried out through the system.

38 (2) The development of strategies to support the use of career
39 pathways for the purpose of providing individuals, including
40 low-skilled adults, youth, and individuals with barriers to

1 employment, including individuals with ~~disabilities~~ and
2 ~~out-of-school youth~~, *disabilities*, with workforce investment
3 activities, education, and supportive services to enter or retain
4 employment. To the extent permissible under state and federal
5 laws, these policies and strategies should support linkages between
6 kindergarten and grades 1 to 12, inclusive, and community college
7 educational systems in order to help secure educational and career
8 advancement. These policies and strategies may be implemented
9 using a sector strategies framework and should ultimately lead to
10 placement in a job providing economic security or job placement
11 in an entry-level job that has a well-articulated career pathway or
12 career ladder to a job providing economic security.

13 (3) The development of strategies for providing effective
14 outreach to and improved access for individuals, including
15 individuals with barriers to employment, and employers who could
16 benefit from services provided through the workforce development
17 system.

18 (4) The development and expansion of strategies for meeting
19 the needs of employers, workers, and jobseekers, particularly
20 through industry or sector partnerships related to in-demand
21 industry sectors and occupations, including policies targeting
22 resources to competitive and emerging industry sectors and industry
23 clusters that provide economic security and are either high-growth
24 sectors or critical to California's economy, or both. These industry
25 sectors and clusters shall have significant economic impacts on
26 the state and its regional and workforce development needs and
27 have documented career opportunities.

28 (5) Recommending adult and dislocated worker training policies
29 and investments that offer a variety of career opportunities while
30 upgrading the skills of California's workforce. These may include
31 training policies and investments pertaining to any of the following:

32 (A) Occupational skills training, including training for
33 nontraditional employment.

34 (B) On-the-job training.

35 (C) Incumbent worker training in accordance with Section
36 3174(d)(4) of Title 29 of the United States Code.

37 (D) Programs that combine workplace training with related
38 instruction, which may include cooperative education programs.

39 (E) Training programs operated by the private sector.

40 (F) Skill upgrading and retraining.

1 (G) Entrepreneurial training.

2 (H) Transitional jobs in accordance with Section 3174(d)(5) of
3 Title 29 of the United States Code.

4 (I) Job readiness training provided in combination with any of
5 the services described in subparagraphs (A) to (H), inclusive.

6 (J) Adult education and literacy activities provided in
7 combination with any of the services described in subparagraphs
8 (A) to (G), inclusive.

9 (K) Customized training conducted with a commitment by an
10 employer or group of employers to employ an individual upon
11 successful completion of the training.

12 ~~(L) California high school diplomas from schools accredited
13 by the Western Association of Schools and Colleges.~~

14 (e) The identification of regions, including planning regions,
15 for the purposes of Section 3121(a) of Title 29 of the United States
16 Code, and the designation of local areas under Section 3121 of
17 Title 29 of the United States Code, after consultation with local
18 boards and chief elected officials.

19 (f) The development and continuous improvement of the
20 one-stop delivery system in local areas, including providing
21 assistance to local boards, one-stop operators, one-stop partners,
22 and providers with planning and delivering services, including
23 training services and supportive services, to support effective
24 delivery of services to workers, job seekers, entrepreneurs, and
25 employers.

26 (g) Recommending strategies to the Governor for strategic
27 training investments of the Governor's 15-percent discretionary
28 funds.

29 (h) Developing strategies to support staff training and awareness
30 across programs supported under the workforce development
31 system.

32 (i) The development and updating of comprehensive state
33 performance accountability measures, including state adjusted
34 levels of performance, to assess the effectiveness of the core
35 programs in the state as required under Section 3141(b) of Title
36 29 of the United States Code. As part of this process the board
37 shall do all of the following:

38 (1) Develop a workforce metrics dashboard, to be updated
39 annually, that measures the state's human capital investments in
40 workforce development to better understand the collective impact

1 of these investments on the labor market. The workforce metrics
2 dashboard shall be produced using existing available data and
3 resources that are currently collected and accessible to state
4 agencies. The board shall convene workforce program partners to
5 develop a standardized set of inputs and outputs for the workforce
6 metrics dashboard. The workforce metrics dashboard shall do all
7 of the following:

8 (A) Provide a status report on credential attainment, including
9 ~~the attainment of California high school diplomas by out-of-school~~
10 ~~youth from a school accredited by the Western Association of~~
11 ~~Schools and Colleges~~, training completion, degree attainment, and
12 participant earnings from workforce education and training
13 programs. The board shall publish and distribute the final report.

14 (B) Request an opportunity to present relevant portions of the
15 final report, including summary data and performance metrics, at
16 least once a calendar year to the State Board of Education and the
17 California Community College Board.

18 (C) Provide demographic breakdowns, including, to the extent
19 possible, race, ethnicity, age, gender, veteran status, wage and
20 credential or degree outcomes, and information on workforce
21 outcomes in different industry sectors.

22 (D) Measure, at a minimum and to the extent feasible with
23 existing resources, the performance of the following workforce
24 programs: community college career technical education, the
25 Employment Training Panel, Title I and Title II of the federal
26 Workforce Investment Act of 1998, Trade Adjustment Assistance,
27 and state apprenticeship programs.

28 (E) Measure participant earnings in California, and to the extent
29 feasible, in other states. The Employment Development Department
30 shall assist the board by calculating aggregated participant earnings
31 using unemployment insurance wage records, without violating
32 any applicable confidentiality requirements.

33 (2) The State Department of Education is hereby authorized to
34 collect the social security numbers of adults participating in adult
35 education programs so that accurate participation in those programs
36 can be represented in the report card. However, an individual shall
37 not be denied program participation if he or she refuses to provide
38 a social security number. The State Department of Education shall
39 keep this information confidential and shall only use this

1 information for tracking purposes, in compliance with all applicable
2 state and federal law.

3 (3) (A) Participating workforce programs, as specified in
4 subparagraph (D) of paragraph (1), shall provide participant data
5 in a standardized format to the Employment Development
6 Department.

7 (B) The Employment Development Department shall aggregate
8 data provided by participating workforce programs and shall report
9 the data, organized by demographics, earnings, and industry of
10 employment, to the board to assist the board in producing the
11 annual workforce metrics dashboard.

12 (j) The identification and dissemination of information on best
13 practices, including best practices for all of the following:

14 (1) The effective operation of one-stop centers, relating to the
15 use of business outreach, partnerships, and service delivery
16 strategies, including strategies for serving individuals with barriers
17 to employment.

18 (2) The development of effective local boards, which may
19 include information on factors that contribute to enabling local
20 boards to exceed negotiated local levels of performance, sustain
21 fiscal integrity, and achieve other measures of effectiveness.

22 (3) Effective training programs that respond to real-time labor
23 market analysis, that effectively use direct assessment and prior
24 learning assessment to measure an individual's prior knowledge,
25 skills, competencies, and experiences, and that evaluate such skills,
26 and competencies for adaptability, to support efficient placement
27 into employment or career pathways.

28 (k) The development and review of statewide policies affecting
29 the coordinated provision of services through the state's one-stop
30 delivery system described in Section 3151(e) of Title 29 of the
31 United States Code, including the development of all of the
32 following:

33 (1) Objective criteria and procedures for use by local boards in
34 assessing the effectiveness and continuous improvement of
35 one-stop centers described in Section 3151(e) of Title 29 of the
36 United States Code.

37 (2) Guidance for the allocation of one-stop center infrastructure
38 funds under Section 3151(h) of Title 29 of the United States Code.

39 (3) Policies relating to the appropriate roles and contributions
40 of entities carrying out one-stop partner programs within the

1 one-stop delivery system, including approaches to facilitating
2 equitable and efficient cost allocation in such a system.

3 (l) The development of strategies for technological
4 improvements to facilitate access to, and improve the quality of,
5 services and activities provided through the one-stop delivery
6 system, including such improvements to all of the following:

7 (1) Enhance digital literacy skills, as defined in Section 9101
8 of Title 20 of the United States Code, referred to in this division
9 as “digital literacy skills.”

10 (2) Accelerate the acquisition of skills and recognized
11 postsecondary credentials by participants.

12 (3) Strengthen the professional development of providers and
13 workforce professionals.

14 (4) Ensure the technology is accessible to individuals with
15 disabilities and individuals residing in remote areas.

16 (m) The development of strategies for aligning technology and
17 data systems across one-stop partner programs to enhance service
18 delivery and improve efficiencies in reporting on performance
19 accountability measures, including the design and implementation
20 of common intake, data collection, case management information,
21 and performance accountability measurement and reporting
22 processes and the incorporation of local input into such design and
23 implementation, to improve coordination of services across
24 one-stop partner programs.

25 (n) The development of allocation formulas for the distribution
26 of funds for employment and training activities for adults, and
27 youth workforce investment activities, to local areas as permitted
28 under Sections 3163(b)(3) and 3173(b)(3) of Title 29 of the United
29 States Code.

30 (o) The preparation of the annual reports described in paragraphs
31 (1) and (2) of Section 3141(d) of Title 29 of the United States
32 Code.

33 (p) The development of the statewide workforce and labor
34 market information system described in Section 491–2(e) of Title
35 29 of the United States Code.

36 (q) The development of other policies as may promote statewide
37 objectives for, and enhance the performance of, the workforce
38 development system in the state.

39 (r) Helping individuals with barriers to employment, including
40 low-skill, low-wage workers, the long-term unemployed, and

1 members of single-parent households, achieve economic security
2 and upward mobility by implementing policies that encourage the
3 attainment of marketable skills relevant to current labor market
4 trends.

5 SEC. 3. Section 14200 of the Unemployment Insurance Code
6 is amended to read:

7 14200. (a) The local chief elected officials in a local workforce
8 development area shall form, pursuant to guidelines established
9 by the Governor and the board, a local workforce development
10 board to plan and oversee the workforce investment system.

11 (b) The Governor shall periodically certify one local board for
12 each local area in the state, following the requirements of the
13 federal Workforce Innovation and Opportunity Act of 2014.

14 (c) The Governor shall establish, through the California
15 Workforce Development Board, standards for certification of
16 high-performance local workforce development boards. The
17 California Workforce Development Board shall, in consultation
18 with representatives from local workforce development boards,
19 initiate a stakeholder process to determine the appropriate
20 measurable metrics and standards for high-performance
21 certification. These standards shall be implemented on or before
22 January 1, 2013, and the first certification of high-performance
23 boards shall occur on or before July 1, 2013. Certification and
24 recertification of each high-performance local workforce
25 development board shall occur thereafter midway through the
26 implementation of the local and regional plans required by the
27 Workforce Innovation and Opportunity Act. In order to meet the
28 standards for certification, a high-performance local workforce
29 development board shall do all of the following:

30 (1) Consistently meet or exceed negotiated performance goals
31 for all of the measures in each of the three federal Workforce
32 Innovation and Opportunity Act of 2014 customer groups, which
33 consist of adults, dislocated workers, and youth, including
34 ~~out-of-school youth~~ *individuals with employment barriers*.

35 (2) Consistently meet the statutory requirements of this division.

36 (3) Develop and implement local policies and a local strategic
37 plan that meets all of the following requirements:

38 (A) Meets all local and regional planning requirements specified
39 under the federal Workforce Innovation and Development Act of
40 2014.

1 (B) Is consistent with the California Workforce Development
2 Board State Plan.

3 (C) Describes the actions that the board shall take to implement
4 local policies in furtherance of its goals.

5 (D) Serves as a written account of intended future courses of
6 action aimed at achieving the specific goals of the local and state
7 board within a specific timeframe.

8 (E) Explains what needs to be done, by whom, and when each
9 action is required to occur in order to meet those goals.

10 (4) Demonstrate that the local planning process involves key
11 stakeholders, including the major employers and industry groups
12 in the relevant regional economy and organized labor.

13 (5) Demonstrate that the local planning process takes into
14 account the entire workforce training pipeline for the relevant
15 regional economy, including ~~schools operating with Department~~
16 ~~of Labor partners and other partners in K-12 education, schools~~
17 *operating in partnership with Department of Labor programs,*
18 career technical education, the community college system, other
19 postsecondary institutions, and other local workforce development
20 areas operating in a relevant regional economy.

21 (6) Demonstrate that the local planning process and plan are
22 data driven, and that policy decisions at the local level are evidence
23 based. Each high-performance local workforce development board
24 shall use labor market data to develop and implement the local
25 plan, taking care to steer resources into programs and services that
26 are relevant to the needs of each workforce development area's
27 relevant regional labor market and high-wage industry sectors.
28 Local workforce development areas shall demonstrate an
29 evidence-based approach to policymaking by establishing
30 performance benchmarks and targets to measure progress toward
31 local goals and objectives.

32 (7) Demonstrate investment in workforce initiatives, and,
33 specifically, training programs that promote skills development
34 and career ladders relevant to the needs of each workforce
35 investment area's regional labor market and high-wage industry
36 sectors.

37 (8) Establish a youth strategy aligned with the needs of each
38 workforce investment area's regional labor market and high-wage
39 industry sectors. This strategy shall also address workforce

1 preparation for out-of-school youth and other individuals facing
2 barriers to employment.

3 (9) Establish a business service plan that integrates local
4 business involvement with workforce initiatives. This plan at a
5 minimum shall include all of the following:

6 (A) Efforts to partner with businesses to identify the workforce
7 training and educational barriers to attract jobs in the relevant
8 regional economy, existing skill gaps reducing the competitiveness
9 of local businesses in the relevant regional economies, and potential
10 emerging industries that would likely contribute to job growth in
11 the relevant regional economy if investments were made for
12 training and educational programs.

13 (B) An electronic system for both businesses and job seekers
14 to communicate about job opportunities.

15 (C) A subcommittee of the local workforce development board
16 that further develops and makes recommendations for the business
17 service plan for each local workforce development board in an
18 effort to increase employer involvement in the activities of the
19 local workforce development board. The subcommittee members
20 should be comprised of business representatives on the local
21 workforce development board who represent both the leading
22 industries and employers in the relevant regional economy and
23 potential emerging sectors that have significant potential to
24 contribute to job growth in the relevant regional economy if
25 investments were made for training and educational programs.

26 (d) The Governor and the Legislature, as part of the annual
27 budget process, in consultation with the California Workforce
28 Development Board, shall annually reserve a portion of the
29 15-percent discretionary fund made available pursuant to the
30 federal Workforce Innovation and Opportunity Act of 2014 for
31 the purpose of providing performance incentives to
32 high-performance local workforce development boards. The
33 remaining discretionary funds shall continue to be available for
34 other discretionary purposes as provided for in the federal
35 Workforce Innovation and Opportunity Act of 2014.

36 (e) Only a workforce development board that is certified as a
37 high-performance local workforce development board by the
38 California Workforce Development Board shall be eligible to
39 receive any incentive money reserved for high-performance local
40 workforce development boards, as described in subdivision (d).

1 A board that is not certified as a high-performance local workforce
2 development board shall not receive any portion of the money
3 reserved for high-performance local workforce development
4 boards, as described in subdivision (d).

5 (f) The California Workforce Development Board shall establish
6 a policy for the allocation of incentive moneys to high-performance
7 local workforce development boards.

8 (g) To the extent permitted by the Workforce Innovation and
9 Opportunity Act of 2014, the California Workforce Development
10 Board may consider the utilization of incentive grants, or direct
11 assistance, or both, to local workforce development boards for the
12 purposes of this section.

13 (h) There shall not be a requirement to set aside federal
14 Workforce Innovation and Opportunity Act of 2014 funds for the
15 purposes of subdivision (d), (e), (f), or (g) in years when the federal
16 government significantly reduces the share of federal Workforce
17 Innovation and Opportunity Act of 2014 funds appropriated to the
18 state for statewide discretionary purposes below the federal
19 statutory amount of 15 percent.

20 *SEC. 4. Section 14206 of the Unemployment Insurance Code*
21 *is amended to read:*

22 14206. Consistent with the requirements of the Workforce
23 Innovation and Opportunity Act, the local board shall do all of the
24 following:

25 (a) In partnership with the chief elected official for the local
26 area involved, develop and submit a local plan to the Governor
27 that meets the requirements of the Workforce Innovation and
28 Opportunity Act. If the local area is part of a planning region that
29 includes other local areas, the local board shall collaborate with
30 the other local boards and chief elected officials from such other
31 local areas in the preparation and submission of a regional plan as
32 described in the Workforce and Innovation and Opportunity Act.

33 (b) In order to assist in the development and implementation of
34 the local plan, the local board shall do all of the following:

35 (1) Carry out analyses of the economic conditions in the region,
36 the needed knowledge and skills for the region, the workforce in
37 the region, and workforce development activities, including
38 education and training, in the region described in Section
39 3123(b)(1)(D) of Title 29 of the United States Code, and regularly
40 update such information.

1 (2) Assist the Governor in developing the statewide workforce
2 and labor market information system described in Section 15(e)
3 of the Wagner-Peyser Act (29 U.S.C. Sec. 491-2(e)), specifically
4 in the collection, analysis, and utilization of workforce and labor
5 market information for the region.

6 (3) Conduct such other research, data collection, and analysis
7 related to the workforce needs of the regional economy as the
8 board, after receiving input from a wide array of stakeholders,
9 determines to be necessary to carry out its functions.

10 (c) Convene local workforce development system stakeholders
11 to assist in the development of the local plan under Section 3123
12 of Title 29 of the United States Code and in identifying nonfederal
13 expertise and resources to leverage support for workforce
14 development activities. The local board, including standing
15 committees, may engage such stakeholders in carrying out the
16 functions described in this subdivision.

17 (d) Lead efforts to engage with a diverse range of employers
18 and with entities in the region involved to do all of the following:

19 (1) Promote business representation, particularly representatives
20 with optimal policymaking or hiring authority from employers
21 whose employment opportunities reflect existing and emerging
22 employment opportunities in the region, on the local board.

23 (2) Develop effective linkages, including the use of
24 intermediaries, with employers in the region to support employer
25 utilization of the local workforce development system and to
26 support local workforce investment activities.

27 (3) Ensure that workforce investment activities meet the needs
28 of employers and support economic growth in the region, by
29 enhancing communication, coordination, and collaboration among
30 employers, economic development entities, and service providers.

31 (4) Develop and implement proven or promising strategies for
32 meeting the employment and skill needs of workers and employers,
33 like the establishment of industry and sector partnerships, that
34 provide the skilled workforce needed by employers in the region,
35 and that expand employment and career advancement opportunities
36 for workforce development system participants in in-demand
37 industry sectors or occupations.

38 (e) (1) With representatives of secondary and postsecondary
39 education programs, lead efforts in the local area to develop and
40 implement career pathways within the local area by aligning the

1 employment, training, education, and supportive services that are
2 needed by adults and youth, particularly individuals with barriers
3 to employment.

4 (2) *For purposes of this subdivision, “secondary and*
5 *postsecondary education programs” include, but are not limited*
6 *to, adult education consortiums, school districts, schools operating*
7 *in partnership with Department of Labor programs, and community*
8 *colleges partnering with local boards.*

9 (f) Lead efforts in the local area to accomplish both of the
10 following:

11 (1) Identify and promote proven and promising strategies and
12 initiatives for meeting the needs of employers, and workers and
13 jobseekers, including individuals with barriers to employment, in
14 the local workforce development system, including providing
15 physical and programmatic accessibility, in accordance with
16 Section 3248 of Title 29 of the United States Code, if applicable,
17 and applicable provisions of the Americans with Disabilities Act
18 of 1990 (42 U.S.C. Sec. 12101 et seq.), to the one-stop delivery
19 system.

20 (2) Identify and disseminate information on proven and
21 promising practices carried out in other local areas for meeting
22 these needs.

23 (g) Develop strategies for using technology to maximize the
24 accessibility and effectiveness of the local workforce development
25 system for employers, and workers and jobseekers, by doing all
26 of the following:

27 (1) Facilitating connections among the intake and case
28 management information systems of the one-stop partner programs
29 to support a comprehensive workforce development system in the
30 local area.

31 (2) Facilitating access to services provided through the one-stop
32 delivery system involved, including facilitating the access in remote
33 areas.

34 (3) Identifying strategies for better meeting the needs of
35 individuals with barriers to employment, including strategies that
36 augment traditional service delivery, and increase access to services
37 and programs of the one-stop delivery system, such as improving
38 digital literacy skills.

1 (4) Leveraging resources and capacity within the local workforce
2 development system, including resources and capacity for services
3 for individuals with barriers to employment.

4 (h) In partnership with the chief elected official for the local
5 area, shall conduct oversight for local youth workforce investment
6 activities as required under the federal Workforce Innovation and
7 Opportunity Act, ensure the appropriate use and management of
8 the funds as required under the Workforce Innovation and
9 Opportunity Act, and, for workforce development activities, ensure
10 the appropriate use, management, and investment of funds to
11 maximize performance outcomes as required under the federal
12 Workforce Innovation and Opportunity Act.

13 (i) Negotiate and reach agreement on local performance
14 accountability measures, as described in Section 3141(c) of Title
15 29 of the United States Code, with the chief elected official and
16 the Governor.

17 (j) Select and provide access to system operators, service
18 providers, trainers, and educators, in a manner consistent with the
19 requirements of the Workforce Innovation and Opportunity Act
20 and applicable state laws, including all of the following:

21 (1) Consistent with Section 3151(d) of Title 29 of the United
22 States Code, and with the agreement of the chief elected official
23 for the local area, designate or certify one-stop operators as
24 described in Section 3151(d)(2)(A) of Title 29 of the United States
25 Code and terminate for cause the eligibility of these operators.

26 (2) Consistent with Section 3153 of Title 29 of the United States
27 Code, identify eligible providers of youth workforce investment
28 activities in the local area by awarding grants or contracts on a
29 competitive basis, except as provided in Section 3153(b) of Title
30 29 of the United States Code, based on the recommendations of
31 the youth standing committee, if such a committee is established
32 for the local area and terminate for cause the eligibility of these
33 providers.

34 (3) Consistent with Section 3152 of Title 29 of the United States
35 Code and paragraph (4) of subdivision (d) of Section 14020,
36 identify eligible providers of training services in the local area.

37 (4) If the one-stop operator does not provide career services
38 described in Section 3174(c)(2) of Title 29 of the United States
39 Code in a local area, identify eligible providers of those career
40 services in the local area by awarding contracts.

1 (5) Consistent with Section 3152 of Title 29 of the United States
 2 Code and paragraphs (2) and (3) of Section 3174(c) of Title 29 of
 3 the United States Code, work with the state to ensure there are
 4 sufficient numbers and types of providers of career services and
 5 training services, including eligible providers with expertise in
 6 assisting individuals with disabilities and eligible providers with
 7 expertise in assisting adults in need of adult education and literacy
 8 activities, serving the local area and providing the services involved
 9 in a manner that maximizes consumer choice, as well as providing
 10 opportunities that lead to competitive integrated employment for
 11 individuals with disabilities.

12 (k) Consistent with the requirements of the Workforce
 13 Innovation and Opportunity Act, coordinate activities with
 14 education and training providers in the local area, including
 15 providers of workforce development activities, providers of adult
 16 education and literacy activities under Title II of the Workforce
 17 Innovation and Opportunity Act, providers of career and technical
 18 education, as defined in Section 2302 of Title 20 of the United
 19 States Code, and local agencies administering plans under Title I
 20 of the Rehabilitation Act of 1973 (29 U.S.C. Sec. 720 et seq.),
 21 other than Section 112 or Part C of that Title (29 U.S.C. Sec. 732,
 22 741).

23 ~~SEC. 4.~~

24 *SEC. 5.* Section 14221 of the Unemployment Insurance Code
 25 is amended to read:

26 14221. The local plan shall include all of the following:

27 (a) A description of the strategic planning elements consisting
 28 of each of the following:

29 (1) An analysis of the regional economic conditions, including,
 30 existing and emerging in-demand industry sectors and occupations
 31 and the employment needs of employers in those industry sectors
 32 and occupations.

33 (2) An analysis of the knowledge and skills needed to meet the
 34 employment needs of the employers in the region, including
 35 employment needs in in-demand industry sectors and occupations.

36 (3) An analysis of the workforce in the region, including current
 37 labor force employment and unemployment data, and information
 38 on labor market trends, and the educational and skill levels of the
 39 workforce in the region, including individuals with barriers to
 40 employment.

1 (4) An analysis of the workforce development activities,
2 including education and training, in the region, including an
3 analysis of the strengths and weaknesses of such services, and the
4 capacity to provide such services, to address the identified
5 education and skill needs of the ~~workforce~~ *workforce, including*
6 *individuals with employment barriers*, and the employment needs
7 of employers in the region.

8 ~~(5) An analysis of education programs available to out-of-school~~
9 ~~youth to increase learning gains and earn a diploma from a high~~
10 ~~school accredited by the Western Association of Schools and~~
11 ~~Colleges in partnership with one-stop partners and other core~~
12 ~~programs.~~

13 ~~(6)~~

14 (5) A description of the local board's strategic vision and goals
15 for preparing an educated and skilled workforce, including youth
16 and individuals with barriers to employment, including goals
17 relating to the performance accountability measures based on
18 primary indicators of performance described in Section
19 3141(b)(2)(A) of Title 29 of the United States Code in order to
20 support regional economic growth and economic self-sufficiency.

21 ~~(7)~~

22 (6) Taking into account analyses described in paragraphs (1) to
23 ~~(5)~~, (4), inclusive, a strategy to work with the entities that carry
24 out the core programs to align resources available to the local area,
25 to achieve the strategic vision and goals described in paragraph
26 ~~(6)~~: (5).

27 (b) A description of the workforce development system in the
28 local area that identifies the programs that are included in that
29 system and how the local board will work with the entities carrying
30 out core programs and other workforce development programs to
31 support alignment to provide services, including programs of study
32 authorized under the Carl D. Perkins Career and Technical
33 Education Act of 2006 (20 U.S.C. 2301 et seq.), that support the
34 strategy identified in the State Plan under Section 3112(b)(1)(E)
35 of the Title 29 of the United States Code.

36 (c) A description of how the local board, working with the
37 entities carrying out core programs, will expand access to
38 employment, training, education, and supportive services for
39 eligible individuals, particularly eligible individuals with barriers
40 to employment, including how the local board will facilitate the

1 development of career pathways and co-enrollment, as appropriate,
2 in core programs, and improve access to activities leading to a
3 recognized postsecondary credential, including a credential that
4 is an industry-recognized certificate or certification, portable, and
5 stackable.

6 (d) A description of the strategies and services that will be used
7 in the local area in order to facilitate engagement of employers,
8 including small employers and employers in in-demand industry
9 sectors and occupations, in workforce development programs,
10 support a local workforce development system that meets the needs
11 of businesses in the local area, better coordinate workforce
12 development programs and economic development, and strengthen
13 linkages between the one-stop delivery system and unemployment
14 insurance programs. This may include the implementation of
15 initiatives such as incumbent worker training programs, on-the-job
16 training programs, customized training programs, industry and
17 sector strategies, career pathways initiatives, utilization of effective
18 business intermediaries, and other business services and strategies,
19 designed to meet the needs of employers in the corresponding
20 region in support of the strategy described in paragraph (5) of
21 subdivision (a).

22 (e) A description of how the local board will coordinate
23 workforce investment activities carried out in the local area with
24 economic development activities carried out in the region in which
25 the local area is located, or planning region, and promote
26 entrepreneurial skills training and microenterprise services.

27 (f) A description of the one-stop delivery system in the local
28 area, including all of the following:

29 (1) A description of how the local board will ensure the
30 continuous improvement of eligible providers of services through
31 the system and ensure that such providers meet the employment
32 needs of local employers, and workers and jobseekers.

33 (2) A description of how the local board will facilitate access
34 to services provided through the one-stop delivery system,
35 including in remote areas, through the use of technology and
36 through other means.

37 (3) A description of how entities within the one-stop delivery
38 system, including one-stop operators and the one-stop partners,
39 will comply with Section 3248 of Title 29 of the United States
40 Code, if applicable, and applicable provisions of the Americans

1 with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.)
2 regarding the physical and programmatic accessibility of facilities,
3 programs and services, technology, and materials for individuals
4 with disabilities, including providing staff training and support for
5 addressing the needs of individuals with disabilities.

6 (4) A description of the roles and resource contributions of the
7 one-stop partners.

8 (g) A description and assessment of the type and availability of
9 adult and dislocated worker employment and training activities in
10 the local area.

11 (h) A description of how the local board will coordinate
12 workforce investment activities carried out in the local area with
13 statewide rapid response activities, as described in Section
14 3174(a)(2)(A) of Title 29 of the United States Code.

15 (i) A description and assessment of the type and availability of
16 youth workforce investment activities in the local area, including
17 activities for youth who are individuals with disabilities, which
18 description and assessment shall include an identification of
19 successful models of such youth workforce investment activities.

20 (j) A description of how the local board will coordinate
21 education and workforce investment activities carried out in the
22 local area with relevant secondary and postsecondary education
23 programs and activities to coordinate strategies, enhance services,
24 and avoid duplication of services.

25 (k) A description of how the local board will coordinate
26 workforce investment activities carried out under this article in
27 the local area with the provision of transportation, including public
28 transportation, and other appropriate supportive services in the
29 local area.

30 (l) A description of plans and strategies for, and assurances
31 concerning, maximizing coordination of services provided by the
32 state employment service under the Wagner-Peyser Act (29 U.S.C.
33 Sec. 49 et seq.) and services provided in the local area through the
34 one-stop delivery system, to improve service delivery and avoid
35 duplication of services.

36 (m) A description of how the local board will coordinate
37 workforce investment activities carried out in the local area with
38 the provision of adult education and literacy activities in the local
39 area, including a description of how the local board will carry out,
40 consistent with subparagraphs (A) and (B)(i) of Section

1 3122(d)(11) of Title 29 of the United States Code and Section
2 3322 of Title 29 of the United States Code, the review of local
3 applications.

4 (n) A description of the replicated cooperative agreements, as
5 defined in Section 3122(d)(11) of Title 29 of the United States
6 Code between the local board or other local entities described in
7 Section 101(a)(11)(B) of the Rehabilitation Act of 1973 (29 U.S.C.
8 Sec. 721(a)(11)(B)) and the local office of a designated state agency
9 or designated state unit administering programs carried out under
10 Title I of that act, other than Section 112 or Part C of that Title (29
11 U.S.C. Secs. 732 and 741) and subject to Section 3151(f) of Title
12 29 of the United States Code, in accordance with Section
13 101(a)(11) of the Rehabilitation Act of 1973 (29 U.S.C. Sec.
14 721(a)(11)) with respect to efforts that will enhance the provision
15 of services to individuals with disabilities and to other individuals,
16 such as cross training of staff, technical assistance, use and sharing
17 of information, cooperative efforts with employers, and other
18 efforts at cooperation, collaboration, and coordination.

19 (o) An identification of the entity responsible for the disbursal
20 of grant funds described in Section 3122(d)(12)(B)(i)(III) of Title
21 29 of the United States Code, as determined by the chief elected
22 official or the Governor under Section 3122(d)(12)(B)(i) of Title
23 29 of the United States Code.

24 (p) A description of the competitive process to be used to award
25 the subgrants and contracts in the local area for activities carried
26 out pursuant to this act.

27 (q) A description of the local levels of performance negotiated
28 with the Governor and chief elected official pursuant to Section
29 3141(c) of Title 29 of the United States Code, to be used to measure
30 the performance of the local area and to be used by the local board
31 for measuring the performance of the local fiscal agent, where
32 appropriate, eligible providers, and the one-stop delivery system,
33 in the local area.

34 (r) A description of the actions the local board will take toward
35 becoming or remaining a high-performing board, consistent with
36 the factors developed by the board pursuant to Section 3111(d)(6)
37 of Title 29 of the United States Code. This federal requirement is
38 separate and apart from state standards pertaining to the
39 certification of high-performance local workforce development
40 boards.

1 (s) A description of how training services will be provided in
2 accordance with Section 3174(c)(3)(G) of Title 29 of the United
3 States Code, including, if contracts for the training services will
4 be used, how the use of such contracts will be coordinated with
5 the use of individual training accounts and how the local board
6 will ensure informed customer choice in the selection of training
7 programs regardless of how the training services are to be provided.

8 (t) A description of the process used by the local board,
9 consistent with subsection (d), to provide an opportunity for public
10 comment, including comment by representatives of businesses and
11 comment by representatives of labor organizations, and input into
12 the development of the local plan, prior to submission of the plan.

13 (u) A description of how one-stop centers are implementing and
14 transitioning to an integrated, technology-enabled intake and case
15 management information system for programs carried out under
16 this act and programs carried out by one-stop partners.

17 (v) Any other information as the Governor may require.

18 ~~SEC. 5.~~

19 *SEC. 6.* Section 14230 of the Unemployment Insurance Code
20 is amended to read:

21 14230. (a) It is the intent of the Legislature that:

22 (1) California deliver comprehensive workforce services to
23 jobseekers, students, and employers through a system of one-stop
24 career centers.

25 (2) Services and resources target high-wage industry sectors
26 with career advancement opportunities.

27 (3) Universal access to career services shall be available to adult
28 residents regardless of income, education, employment barriers,
29 or other eligibility requirements. Career services shall include, but
30 not be limited to:

31 (A) Outreach, intake, and orientation to services available
32 through the one-stop delivery system.

33 (B) Initial assessment of skill levels, aptitudes, abilities, and
34 supportive service needs.

35 (C) Job search and placement assistance.

36 (D) Career counseling, where appropriate.

37 (E) Provision of labor market information.

38 (F) Provision of program performance and cost information on
39 eligible providers of training services and local area performance
40 measures.

- 1 (G) Provision of information on supportive services in the local
2 area.
- 3 (H) Provision of information on the filing of claims for
4 unemployment compensation benefits and unemployment
5 compensation disability benefits.
- 6 (I) Assistance in establishing eligibility for welfare-to-work
7 activities pursuant to Section 11325.8 of the Welfare and
8 Institutions Code, and financial aid assistance.
- 9 (J) Comprehensive and specialized assessments of skill levels
10 and service needs, including learning disability screening.
- 11 (K) Development of individual employment plans.
- 12 (L) Counseling.
- 13 (M) Career planning.
- 14 (N) Short-term prevocational services to prepare an individual
15 for training or employment.
- 16 (4) State and federally funded workforce education, training,
17 and employment programs shall be integrated in the one-stop
18 delivery system to achieve universal access to the career services
19 described in paragraph (3).
- 20 (5) Training services shall be made available to individuals who
21 have met the requirements for career services, have been unable
22 to obtain or retain employment through career services, are in need
23 of training services to obtain or retain employment that leads to
24 economic self-sufficiency or wages comparable to, or higher than,
25 wages from previous employment, have the skills and qualifications
26 to successfully participate in the training, and have selected a
27 program of services directly linked to occupations in demand in
28 the local or regional area. Training services may include:
- 29 (A) Occupational skill training including training for
30 nontraditional employment.
- 31 (B) On-the-job training.
- 32 (C) Programs that combine workplace training with related
33 instruction.
- 34 (D) Training programs operated by the private sector.
- 35 (E) Skill upgrading and retraining.
- 36 (F) Entrepreneurial training.
- 37 (G) Incumbent worker training, in accordance with Section
38 134(d)(4) of the Workforce Innovation and Opportunity Act.
- 39 (H) Transitional jobs, in accordance with Section 134(d)(5) of
40 the Workforce Innovation and Opportunity Act.

1 (I) Job readiness training, provided in combination with any
2 service under subparagraphs (A) to (H), inclusive.

3 (J) Adult education and literacy activities, including vocational
4 English as a second language, provided in combination with
5 subparagraphs (A) through (G), inclusive.

6 (K) Customized training conducted by an employer or a group
7 of employers or a labor-management training partnership with a
8 commitment to employ an individual upon completion of the
9 training.

10 (6) As prescribed in the Workforce Innovation and Opportunity
11 Act, adult recipients of public assistance, other low-income adults,
12 and individuals who are basic skills deficient, including ~~out of~~
13 ~~school~~ *out-of-school* youth, shall be given priority for training
14 services and career services described in Section 134(d)(2)(A)(xii)
15 of the Workforce Innovation and Opportunity Act.

16 (b) Each local workforce development board shall establish at
17 least one full service one-stop career center in the local workforce
18 development area. Each full service one-stop career center shall
19 have all entities required to be partners in Section 3151 of Title
20 29 of the United States Code as partners and shall provide
21 jobseekers with integrated employment, education, training, and
22 job search services. Additionally, employers will be provided with
23 access to comprehensive career and labor market information, job
24 placement, economic development information, performance and
25 program information on service providers, and other such services
26 as the businesses in the community may require.

27 (c) Local boards may also establish affiliated and specialized
28 centers, as defined in the Workforce Innovation and Opportunity
29 Act of 2014, which shall act as portals into the larger local one-stop
30 system, but are not required to have all of the partners specified
31 for full service one-stop centers.

32 (d) Each local board shall develop a policy for identifying
33 individuals who, because of their skills or experience, should be
34 referred immediately to training services. To the extent permitted
35 under the Workforce Innovation and Opportunity Act of 2014, this
36 policy, along with the methods for referral of individuals between
37 the one-stop operators and the one-stop partners for appropriate
38 services and activities, shall be contained in the memorandum of
39 understanding between the local board and the one-stop partners.

1 (e) The California Workforce Development Board and each
 2 local board shall ensure that programs and services funded by the
 3 Workforce Innovation and Opportunity Act of 2014 and directed
 4 to apprenticeable occupations, including preapprenticeship training,
 5 are conducted, to the maximum extent feasible, in coordination
 6 with one or more apprenticeship programs approved by the
 7 Division of Apprenticeship Standards for the occupation and
 8 geographic area. The California Workforce Development Board
 9 and each local board shall also develop a policy of fostering
 10 collaboration between community colleges and approved
 11 apprenticeship programs in the geographic area to provide
 12 preapprenticeship training, apprenticeship training, and continuing
 13 education in apprenticeable occupations through the approved
 14 apprenticeship programs.

15 (f) In light of California’s diverse population, each one-stop
 16 career center should have the capacity to provide the appropriate
 17 services to the full range of languages and cultures represented in
 18 the community served by the one-stop career center.

19 ~~SEC. 6.~~

20 *SEC. 7.* Section 14510 of the Unemployment Insurance Code
 21 is amended to read:

22 14510. (a) To the extent permitted by federal law, school
 23 districts, county offices of education, and ~~secondary schools that~~
 24 ~~provide instruction exclusively in partnership with any of the~~
 25 ~~entities or programs described in subdivision (b)~~ *schools operating*
 26 *in partnership with Department of Labor Programs* are eligible
 27 to apply to local workforce development boards to provide basic
 28 skills training and skills necessary for attaining a secondary school
 29 diploma. ~~However, the boards shall prioritize~~

30 *(b) In determining the appropriate education provider for an*
 31 *out-of-school youth, the boards shall consider* programs that
 32 specialize in a secondary school diploma from a school accredited
 33 by the Western Association of Schools and Colleges.

34 ~~(b) Pursuant to subdivision (a), entities or programs include~~
 35 ~~programs that serve out-of-school youth through exclusive~~
 36 ~~partnerships between secondary schools and any of the following:~~

37 ~~(1) The California Workforce Development Board or local~~
 38 ~~workforce development board.~~

39 ~~(2) Federally affiliated Youth Build programs.~~

1 ~~(3) Federal job corps training or instruction provided pursuant~~
2 ~~to a memorandum of understanding with the federal provider.~~

3 ~~(4) The California Conservation Corps or local conservation~~
4 ~~corps certified by the California Conservation Corps pursuant to~~
5 ~~Section 14406 or 14507.5 of the Public Resources Code.~~

6 ~~SEC. 7. If the Commission on State Mandates determines that~~
7 ~~this act contains costs mandated by the state, reimbursement to~~
8 ~~local agencies and school districts for those costs shall be made~~
9 ~~pursuant to Part 7 (commencing with Section 17500) of Division~~
10 ~~4 of Title 2 of the Government Code.~~

O