

HOUSE BILL No. 1082

DIGEST OF INTRODUCED BILL

Citations Affected: IC 22-4.1-4-1.5.

Synopsis: Notification of expungement. Requires the department of workforce development to: (1) inform persons seeking employment of the possibility of criminal history expungement, in appropriate cases; and (2) develop an informational brochure describing the criminal history expungement process.

Effective: July 1, 2018.

Ziemke

January 3, 2018, read first time and referred to Committee on Employment, Labor and Pensions.



Second Regular Session of the 120th General Assembly (2018)

PRINTING CODE. Amendments: Whenever an existing statute (or a section of the Indiana Constitution) is being amended, the text of the existing provision will appear in this style type, additions will appear in **this style type**, and deletions will appear in ~~this style type~~.

Additions: Whenever a new statutory provision is being enacted (or a new constitutional provision adopted), the text of the new provision will appear in **this style type**. Also, the word **NEW** will appear in that style type in the introductory clause of each SECTION that adds a new provision to the Indiana Code or the Indiana Constitution.

Conflict reconciliation: Text in a statute in *this style type* or ~~this style type~~ reconciles conflicts between statutes enacted by the 2017 Regular Session of the General Assembly.

HOUSE BILL No. 1082

A BILL FOR AN ACT to amend the Indiana Code concerning workforce development.

Be it enacted by the General Assembly of the State of Indiana:

1 SECTION 1. IC 22-4.1-4-1.5, AS ADDED BY P.L.69-2015,
2 SECTION 32, IS AMENDED TO READ AS FOLLOWS [EFFECTIVE
3 JULY 1, 2018]: Sec. 1.5. (a) The department shall do the following:
4 (1) Administer the Wagner-Peyser program, the WIOA, a free
5 public labor exchange, and related federal and state employment
6 and training programs as directed by the governor.
7 (2) Formulate and implement an employment and training plan as
8 required by the WIOA, and the Wagner-Peyser Act (29 U.S.C. 49
9 et seq.).
10 (3) Coordinate activities with all state agencies and departments
11 that either provide employment and training related services or
12 operate appropriate resources or facilities, to maximize Indiana's
13 efforts to provide employment opportunities for economically
14 disadvantaged individuals, dislocated workers, and others with
15 substantial barriers to employment. **The department shall:**
16 **(A) in appropriate cases, inform persons seeking**
17 **employment of the possibility of criminal history**



1 **expungement under IC 35-38-9;**

2 **(B) develop an informational brochure describing the**
 3 **criminal history expungement process under IC 35-38-9;**
 4 **and**

5 **(C) make the informational brochure available to:**

6 **(i) persons described in clause (A); and**

7 **(ii) at the discretion of the department, any other person,**
 8 **including a state agency or department described in this**
 9 **subdivision.**

10 **The informational brochure described in this subdivision may**
 11 **be made available in an electronic format.**

12 (4) Apply for, receive, disburse, allocate, and account for all
 13 funds, grants, gifts, and contributions of money, property, labor,
 14 and other things of value from public and private sources,
 15 including grants from agencies and instrumentalities of the state
 16 and the federal government.

17 (5) Enter into agreements with the United States government that
 18 may be required as a condition of obtaining federal funds related
 19 to activities of the department.

20 (6) Enter into contracts or agreements and cooperate with local
 21 governmental units or corporations, including profit or nonprofit
 22 corporations, or combinations of units and corporations to carry
 23 out the duties of the department imposed by this chapter,
 24 including contracts for the establishment and administration of
 25 employment and training offices and the delegation of the
 26 department's administrative, monitoring, and program
 27 responsibilities and duties set forth in this article.

28 (7) Perform other services and activities that are specified in
 29 contracts for payments or reimbursement of the costs made with
 30 the Secretary of Labor, any federal, state, or local public agency
 31 or administrative entity, or a private for-profit or nonprofit
 32 organization under the WIOA.

33 (8) Enter into contracts or agreements and cooperate with entities
 34 that provide career and technical education to carry out the duties
 35 imposed by this article.

36 (b) The department shall distribute federal funds made available for
 37 employment training in accordance with:

38 (1) the WIOA, and other applicable federal laws; and

39 (2) the plan prepared by the department under subsection (c)(1).

40 (c) In addition to the duties prescribed in subsections (a) and (b), the
 41 department shall do the following:

42 (1) Implement the postsecondary career and technical education



1 programming plan prepared by the council under IC 22-4.1-19-4.
2 (2) Upon request of the budget director, prepare a legislative
3 budget request for state and federal funds for employment
4 training. The budget director shall determine the period to be
5 covered by the budget request.
6 (3) Make or cause to be made studies of the needs for various
7 types of programs that are related to employment training and
8 authorized under the WIOA.
9 (4) Distribute state funds made available for employment training
10 that have been appropriated by the general assembly in
11 accordance with the general assembly appropriation.

