

HOUSE BILL 757

F2

11r2408

By: **Delegates Mitchell, Alston, Clippinger, Conaway, Cullison, Frick, Haynes,
A. Kelly, Oaks, Rosenberg, Stukes, Summers, Washington, and Zucker**

Introduced and read first time: February 10, 2011

Assigned to: Ways and Means

Committee Report: Favorable with amendments

House action: Adopted

Read second time: March 28, 2011

CHAPTER _____

1 AN ACT concerning

2 ~~Maryland Higher Education Commission~~ Governor's Workforce Investment
3 Board – Development of ~~an Educational Program~~ Programs to Aid
4 Unemployed State Residents

5 FOR the purpose of ~~requiring the Maryland Higher Education Commission to develop~~
6 ~~a certain educational and training program to meet the needs of unemployed~~
7 ~~State residents~~; requiring the ~~Commission~~ Governor's Workforce Investment
8 Board to establish a certain advisory committee; specifying the duties and
9 staffing of the advisory committee; requiring that the advisory committee
10 include representatives from certain organizations; requiring the ~~Commission~~
11 Governor's Workforce Investment Board, on or before a certain date each year,
12 to submit a certain report to the Governor and certain committees of the
13 General Assembly; ~~requiring a community college or private career school that~~
14 ~~participates in a certain program to leverage certain funds in applications for~~
15 ~~certain federal funds~~; and generally relating to the development of ~~an~~
16 educational ~~program~~ programs to aid unemployed State residents by the
17 ~~Maryland Higher Education Commission~~ Governor's Workforce Investment
18 Board.

19 ~~By repealing and reenacting, without amendments,~~
20 ~~Article~~ – Education
21 ~~Section 10-101(e), (g), and (h)~~
22 ~~Annotated Code of Maryland~~
23 ~~(2008 Replacement Volume and 2010 Supplement)~~

EXPLANATION: CAPITALS INDICATE MATTER ADDED TO EXISTING LAW.

[Brackets] indicate matter deleted from existing law.

Underlining indicates amendments to bill.

~~Strike out~~ indicates matter stricken from the bill by amendment or deleted from the law by amendment.



1 BY adding to
 2 Article – ~~Education~~ Labor and Employment
 3 Section ~~11-407~~ 11-505.1
 4 Annotated Code of Maryland
 5 (2008 Replacement Volume and 2010 Supplement)

6 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
 7 MARYLAND, That the Laws of Maryland read as follows:

8 **Article – ~~Education~~ Labor and Employment**

9 ~~10-101.~~

10 (e) ~~“Commission” means the Maryland Higher Education Commission.~~

11 (g) (1) ~~“Institution of postsecondary education” means a school or other~~
 12 ~~institution that offers an educational program in the State for individuals who are at~~
 13 ~~least 16 years old and who have graduated from or left elementary or secondary~~
 14 ~~school.~~

15 (2) ~~“Institution of postsecondary education” does not include:~~

16 (i) ~~Any adult education, evening high school, or high school~~
 17 ~~equivalence program conducted by a public school system of the State; or~~

18 (ii) ~~Any apprenticeship or on-the-job training program subject~~
 19 ~~to approval by the Apprenticeship and Training Council.~~

20 (h) ~~“Private career school” means a privately owned and privately operated~~
 21 ~~institution of postsecondary education other than an institution of higher education~~
 22 ~~that furnishes or offers to furnish programs, whether or not requiring a payment of~~
 23 ~~tuition or fee, for the purpose of training, retraining, or upgrading individuals for~~
 24 ~~gainful employment as skilled or semiskilled workers or technicians in recognized~~
 25 ~~occupations or in new and emerging occupations.~~

26 ~~11-407. 11-505.1.~~

27 (A) ~~THE COMMISSION SHALL DEVELOP A PROGRAM TO MEET THE~~
 28 ~~EDUCATIONAL AND TRAINING NEEDS OF UNEMPLOYED STATE RESIDENTS BY~~
 29 ~~PROVIDING ACCESS TO SHORT TERM, NONCREDIT PROGRAMS OF STUDY AT~~
 30 ~~COMMUNITY COLLEGES AND PRIVATE CAREER SCHOOLS THAT LEAD TO THE~~
 31 ~~ACQUISITION OF JOB-RELATED SKILLS AND CREDENTIALS.~~

32 (B) (1) ~~THE COMMISSION~~ GOVERNOR’S WORKFORCE INVESTMENT
 33 BOARD SHALL ESTABLISH AN ADVISORY COMMITTEE TO:

1 (I) IDENTIFY THE WORKFORCE NEEDS AND THE
2 EDUCATION AND TRAINING REQUIREMENTS OF EMPLOYMENT FIELDS WITH
3 AVAILABLE OR GROWING OPPORTUNITIES;

4 (II) IDENTIFY THE WORKFORCE AND EDUCATION AND
5 TRAINING NEEDS OF REGIONS OF THE STATE THAT HAVE HIGH LEVELS OF
6 UNEMPLOYMENT;

7 (III) EXAMINE THE USE OF INDIVIDUAL EDUCATIONAL
8 TRAINING ACCOUNTS BY OTHER STATES THAT ASSIST STATE RESIDENTS IN
9 PAYING FOR EDUCATION AND TRAINING PROGRAMS;

10 (IV) MAKE RECOMMENDATIONS REGARDING AN INDIVIDUAL
11 EDUCATIONAL TRAINING ACCOUNT PILOT PROGRAM; AND

12 (V) RECOMMEND ~~ELIGIBILITY REQUIREMENTS FOR~~
13 ~~PARTICIPANTS IN THE PROGRAM DEVELOPED UNDER SUBSECTION (A) OF THIS~~
14 ~~SECTION, INCLUDING:~~

15 ~~1. VERIFICATION OF UNEMPLOYMENT; AND~~

16 ~~2. DEMONSTRATION OF FINANCIAL NEED A~~
17 PATHWAYS FOR ACADEMIC CAREER AND EMPLOYMENT PROGRAM TO PROVIDE
18 GRANTS TO COMMUNITY COLLEGES FOR THE DEVELOPMENT OF PROJECTS IN
19 COORDINATION WITH:

20 1. INSTITUTIONS OF POSTSECONDARY EDUCATION
21 LOCATED IN THE STATE;

22 2. THE DEPARTMENT OF LABOR, LICENSING, AND
23 REGULATION;

24 3. THE DEPARTMENT OF BUSINESS AND ECONOMIC
25 DEVELOPMENT; AND

26 4. THE GOVERNOR'S WORKFORCE INVESTMENT
27 BOARD.

28 (2) THE ADVISORY COMMITTEE SHALL INCLUDE
29 REPRESENTATIVES FROM:

30 (I) THE ~~COMMISSION~~ GOVERNOR'S WORKFORCE
31 INVESTMENT BOARD;

1 (II) INSTITUTIONS OF POSTSECONDARY EDUCATION
 2 LOCATED IN THE STATE, INCLUDING COMMUNITY COLLEGES AND PRIVATE
 3 CAREER SCHOOLS;

4 (III) THE DEPARTMENT OF LABOR, LICENSING, AND
 5 REGULATION;

6 (IV) THE DEPARTMENT OF BUSINESS AND ECONOMIC
 7 DEVELOPMENT;

8 (V) ~~THE GOVERNOR'S WORKFORCE INVESTMENT BOARD;~~

9 ~~(VI)~~ BUSINESSES AND INDUSTRIES LOCATED IN THE STATE,
 10 INCLUDING AT LEAST ONE REPRESENTATIVE FROM THE BIOTECHNOLOGY
 11 INDUSTRY; AND

12 ~~(VII)~~ (VI) LABOR ORGANIZATIONS LOCATED IN THE STATE.

13 (3) ~~THE COMMISSION~~ GOVERNOR'S WORKFORCE INVESTMENT
 14 BOARD SHALL PROVIDE STAFF FOR THE ADVISORY COMMITTEE.

15 ~~(C)~~ ~~(1)~~ (B) ON OR BEFORE JUNE 1 OF EACH YEAR, THE
 16 ~~COMMISSION~~ GOVERNOR'S WORKFORCE INVESTMENT BOARD SHALL SUBMIT A
 17 REPORT ON ITS FINDINGS AND RECOMMENDATIONS TO THE GOVERNOR AND, IN
 18 ACCORDANCE WITH § 2-1246 OF THE STATE GOVERNMENT ARTICLE, TO THE
 19 SENATE EDUCATION, HEALTH, AND ENVIRONMENTAL AFFAIRS COMMITTEE
 20 AND THE HOUSE COMMITTEE ON WAYS AND MEANS ON THE IMPLEMENTATION
 21 OF THIS SUBTITLE.

22 ~~(2) THE REPORT SUBMITTED UNDER PARAGRAPH (1) OF THIS~~
 23 ~~SUBSECTION SHALL INCLUDE:~~

24 ~~(I) THE FINDINGS AND RECOMMENDATIONS OF THE~~
 25 ~~ADVISORY COMMITTEE; AND~~

26 ~~(II) THE COSTS OF THE PROGRAM DEVELOPED UNDER~~
 27 ~~SUBSECTION (A) OF THIS SECTION, INCLUDING THE COST OF STUDENT TUITION,~~
 28 ~~FEES, AND BOOKS.~~

29 ~~(D) IF A COMMUNITY COLLEGE OR PRIVATE CAREER SCHOOL THAT~~
 30 ~~PARTICIPATES IN THE PROGRAM DEVELOPED UNDER SUBSECTION (A) OF THIS~~
 31 ~~SECTION RECEIVES STATE FUNDING, THE COMMUNITY COLLEGE OR PRIVATE~~

1 ~~CAREER SCHOOL SHALL APPLY FOR FEDERAL FUNDING THAT MAY BE USED TO~~
2 ~~OFFSET COSTS ASSOCIATED WITH THE PROGRAM.~~

3 SECTION 2. AND BE IT FURTHER ENACTED, That this Act shall take effect
4 October 1, 2011.

Approved:

Governor.

Speaker of the House of Delegates.

President of the Senate.