

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL

No. 1245 Session of
2013

INTRODUCED BY THOMAS, MACKENZIE, BROWNLEE, CLAY, COHEN, CRUZ,
DELISSIO, DONATUCCI, J. HARRIS, W. KELLER, KIRKLAND, MIRANDA,
PARKER, SCHLOSSBERG AND YOUNGBLOOD, APRIL 23, 2013

REFERRED TO COMMITTEE ON LABOR AND INDUSTRY, APRIL 23, 2013

AN ACT

1 Amending the act of December 18, 2001 (P.L.949, No.114),
2 entitled, as amended, "An act establishing a unified
3 workforce investment system; restructuring certain
4 administrative functions, procedures and entities;
5 transferring workforce development functions of Commonwealth
6 agencies; establishing the Pennsylvania Workforce Investment
7 Board; providing for critical job training grants, for
8 guarantees for program quality and performance for workforce
9 development programs, for workforce leadership grants and for
10 industry partnerships; establishing the Keystone Works
11 Program; and authorizing local workforce investment boards,"
12 in administration, further providing for membership and for
13 functions.

14 The General Assembly of the Commonwealth of Pennsylvania
15 hereby enacts as follows:

16 Section 1. Section 302(a) of the act of December 18, 2001
17 (P.L.949, No.114), known as the Workforce Development Act,
18 amended July 2, 2010 (P.L.247, No.41), is amended to read:

19 Section 302. Membership.

20 (a) General rule.--The board shall be established as
21 follows:

22 (1) The Governor or a designee.

23 (2) Four members of the General Assembly:

1 (i) Two senators, one appointed by the President pro
2 tempore of the Senate and one appointed by the Minority
3 Leader of the Senate.

4 (ii) Two representatives, one appointed by the
5 Speaker of the House of Representatives and one appointed
6 by the Minority Leader of the House of Representatives.

7 (3) Representatives appointed by the Governor who are:

8 (i) Representatives of business, including [private
9 sector employers,] businesses engaged in manufacturing,
10 technology, energy and infrastructure development;
11 representatives from each of the Commonwealth's marketing
12 regions[,]; owners of businesses[,]; chief executive
13 officers[,]; other business executives with optimum
14 policymaking or hiring authority[,]; members of local
15 workforce investment boards; and businesses that reflect
16 the employment opportunities in this Commonwealth,
17 including large and small employers.

18 (ii) Chief elected officials nominated by Statewide
19 organizations or associations representing elected
20 officials.

21 (iii) Representatives of labor organizations who
22 have been nominated by State labor federations.

23 (iv) Representatives of individuals and
24 organizations experienced with respect to youth
25 activities.

26 (v) Representatives of organizations which have
27 experience and expertise in the delivery of workforce
28 investment activities, including chief executive officers
29 of community colleges, technical colleges and community-
30 based organizations in this Commonwealth.

1 (v.1) The chair or a [cochair] co-chair of the
2 Health Careers Leadership Council of the Pennsylvania
3 Center for Health Careers.

4 (vi) Lead Commonwealth agency officials, including:

5 (A) The Secretary of Aging.

6 (B) The Secretary of Community and Economic
7 Development.

8 (C) The Secretary of Education.

9 (D) The Secretary of Labor and Industry.

10 (E) The Secretary of Public Welfare.

11 (F) The Director of the Governor's Policy
12 Office.

13 (vii) Any other representative or Commonwealth
14 agency official the Governor deems necessary.

15 (4) A majority of the board under this subsection must
16 be representatives of business.

17 (5) The Governor shall solicit recommendations from
18 State, regional and local business organizations in making
19 appointments to the board.

20 * * *

21 Section 2. Section 304(a)(19) of the act, amended December
22 16, 2002 (P.L.1930, No.224), is amended to read:

23 Section 304. Plan, functions and responsibilities.

24 (a) General rule.--The board, in furtherance of section 102,
25 shall advise and assist the Governor on all of the following:

26 * * *

27 (19) Compilation of an annual report which shall be
28 posted and archived electronically to the websites of local
29 workforce investment boards and submitted to [the General
30 Assembly,] the Secretary of the Senate and the Chief Clerk of

1 the House of Representatives by March 1 and which shall
2 include all of the following:

3 (i) A detailed explanation of the performance
4 measures used and how the performance measures were
5 developed.

6 (ii) An explanation of the process used to achieve
7 continuous improvement of workforce investment
8 activities.

9 (iii) The anticipated course of actions to be taken
10 by the board to encourage continuous improvement in the
11 unified system.

12 (iv) A list of the membership of the board,
13 including name, affiliation, address, telephone number,
14 telefax number and electronic mail address.

15 (v) An explanation of the process used to negotiate
16 levels of local performance.

17 (vi) A list of all certified local workforce
18 investment boards in this Commonwealth, including each
19 local workforce board's negotiated level of local
20 performance, each local workforce board's level of
21 performance attained and the action taken with respect to
22 any local workforce investment board which failed to meet
23 its negotiated level of local performance.

24 (vii) A copy of the annual report submitted by each
25 local workforce investment board to the board.

26 (viii) An accounting of Federal and State funds
27 expended for workforce investment in the previous fiscal
28 year by line item and program.

29 * * *

30 Section 3. This act shall take effect in 60 days.