

2013 -- S 0570 SUBSTITUTE A

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STATE OF RHODE ISLAND

IN GENERAL ASSEMBLY

JANUARY SESSION, A.D. 2013

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A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- HUMAN RESOURCE
INVESTMENT COUNCIL

Introduced By: Senators Lynch, Gallo, and McCaffrey

Date Introduced: February 28, 2013

Referred To: Senate Labor

It is enacted by the General Assembly as follows:

1 SECTION 1. Section 42-102-9 of the General Laws in Chapter 42-102 entitled "Rhode
2 Island Human Resource Investment Council" is hereby amended to read as follows:

3 **42-102-9. Powers and duties of the Rhode Island human resource investment council**

4 **-- Employment and training systems in the state.** -- (a) The council shall establish statewide
5 policies, goals, and guidelines for the coordination of all employment and training programs and
6 related services, and employment-related training programs within the state, including:

7 (1) The state department of labor and training programs sponsored under the Workforce
8 Investment Act of 1998, Wagner-Peyser Act, 29 U.S.C. section 49 et seq., the Trade Act of 2002
9 and any other employment-related educational program administered by the state department of
10 labor and training;

11 (2) The state department of human services training programs sponsored under the
12 Temporary Assistance to Needy Families, title IV of the Social Security Act; the Supplemental
13 Nutrition Assistance Program Employment and Training Program; Vocational Rehabilitation Act
14 of 1973 and any other employment and training and related services and employment-related
15 educational programs administered by the state's department of human services;

16 (3) Employment and training programs sponsored under the Carl D. Perkins Vocational
17 Education Act, 20 U.S.C. section 2301 et seq., the federal Adult Education Act, Title II of the
18 Workforce Investment Act of 1998 and any other employment-related educational programs

1 administered by the board of governors for higher education, or the board of regents for
2 elementary and secondary education; and

3 (4) All other employment and training and related services and employment-related
4 educational programs either presently existing or hereinafter established which are administered
5 by any state agencies, departments, or councils. Programs included within subdivisions (1) -- (4)
6 of this subsection shall be referred herein collectively as "the coordinated programs system".
7 Provided, however, that the responsibilities and duties of the board of governors for higher
8 education or the board of regents for elementary and secondary education, as set forth in the
9 general laws, shall not be abridged.

10 (b) With respect to plans for employment and training programs sponsored under the
11 federal Carl D. Perkins Vocational Education Act, 20 U.S.C. section 2301 et seq., and any other
12 employment-related educational programs administered by the boards of governors for higher
13 education or the board of regents for elementary and secondary education, the council and
14 applicable board shall establish a process for the development and preparation of all these plans;
15 and the applicable board shall approve the plan subject to review and comment by the council.

16 (c) With respect to plans for the Temporary Assistance to Needy Families Program,
17 SNAP Employment and Training Program, Vocational Rehabilitation Services and any other
18 employment and training and related programs administered by the state's department of human
19 services, the authority and responsibilities of the department as the single state agency under
20 Titles IV-A, 42 U.S.C. sections 601 -- 617, and IV-F, 42 U.S.C. sections 681 -- 687 [repealed] of
21 the federal Social Security Act shall not be abridged.

22 (d) The council shall review, comment on, or approve as appropriate all other plans for
23 employment and training within the coordinated programs system. The council shall establish
24 policies and performance goals for the coordinated programs system. These policies and goals
25 shall include, but not be limited to:

- 26 (1) Establishing and communicating uniform policies;
- 27 (2) Gathering and distributing information from and to all agencies, departments, and
28 councils within the coordinated programs system;
- 29 (3) Standardizing and coordinating program planning, budgeting, and funding processes;
- 30 (4) Recommending structural and procedural changes;
- 31 (5) Establishing performance goals and measurements for monitoring the effectiveness
32 of members of the coordinated programs system;
- 33 (6) Reconciling diverse agency, departmental, or council goals and developing priorities
34 among those goals; and

1 (7) Producing an annual Unified Workforce Development Expenditure and Program
2 Report to be submitted to the General Assembly beginning January 1, 2011 and covering activity
3 having taken place the preceding fiscal year ending June 30th. [Subsequent Unified Workforce
4 Development Expenditure and Program Reports shall be submitted annually on November 15.](#)

5 The report shall include, at a minimum, expenditures by agencies for programs included in
6 subdivisions 42-102-9(a)(1)(2)(3)(4), and shall show the number of individuals served by each
7 program, including demographic information by gender, race and ethnicity; outcome information
8 and such other information as may be determined by the Human Resource Investment Council,
9 including, but not limited to, attainment of credentials.

10 (e) All state and local agencies, departments, or council or similar organizations within
11 the coordinated programs system shall be required to provide the council with the information
12 necessary to produce the Unified Workforce Development Expenditure and Program Report
13 described in subdivision (7) and shall otherwise cooperate with the council in the council's
14 exercise of its authority under subsections (b) -- (d).

15 (f) The council or a sub-committee or adjunct of the council shall assume all duties and
16 responsibilities of the state job training coordination council required to be established pursuant
17 to the federal Job Training Partnership Act, 29 U.S.C. section 1532 [repealed].

18 (g) In addition to the specific authority provided for herein, the council shall have all
19 other authority necessary for effective coordination and implementation of the coordinated
20 programs system.

21 (h) The council shall biennially develop an employment and training plan for the state to
22 be submitted to the governor and the general assembly commencing March 15, 2012 and
23 covering the subsequent two fiscal years. [Subsequent biennial plans shall be submitted on
24 November 15.](#) The biennial plan shall outline goals and objectives of the coordinated programs
25 system, major priorities needed for the next two (2) year period, and policies and requirements
26 necessary to meet those priorities. The council shall provide a funding plan necessary to achieve
27 system priorities and to serve the anticipated number of participants and shall identify the general
28 revenue funds necessary to meet program needs, taking into account anticipated federal, private
29 and other sources of funds. [The biennial plan shall incorporate the annual Unified Workforce
30 Development Expenditure and Program Report in those years in which both reports are due.](#)

31 (i) The council shall develop and maintain a comprehensive inventory and analysis of
32 workforce development activities in the state ~~no later than December 1, 2011~~ to support the
33 biennial report in subsection 42-102-9(h). The analysis shall include, but not be limited to, an
34 examination of the populations being served across the different employment and training and

1 adult education programs across the state, the number of participants being served by these
2 programs, the type of services provided and the eligibility requirements of each of these
3 programs. The analysis shall also identify the funding sources (all sources) used in these
4 programs, the service providers within the state, as well as the range of services provided. The
5 analysis shall also examine the employer role in workforce development activities, including, but
6 not limited to, how employer needs are assessed, benefits employers receive for partnering with
7 workforce development organizations, and the role employers play in development and training.

8 (j) The council shall establish and convene an advisory group to assist in the
9 development of the analysis that consists of stakeholders and organizations with specific
10 knowledge and expertise in the area of workforce development.

11 (k) All departments and agencies of the state shall furnish advice and information,
12 documentary or otherwise to the council and its agents as is deemed necessary or desirable by the
13 council to facilitate the purposes of the council as defined in subsection 42-109-9(i).

14 SECTION 2. This act shall take effect upon passage.

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EXPLANATION
BY THE LEGISLATIVE COUNCIL
OF

A N A C T

RELATING TO STATE AFFAIRS AND GOVERNMENT -- HUMAN RESOURCE
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- 1 This act would amend the reporting requirements associated with the human resource
- 2 investment council.
- 3 This act would take effect upon passage.

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