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H.707

Introduced by Representatives Marcotte of Coventry and Jerome of Brandon
Referred to Committee on
Date:
Subject: Workforce development; State Workforce Development Board
Statement of purpose of bill as introduced: This bill proposes to update the
delivery and governance of Vermont's workforce system based on
recommendations from the Special Oversight Committee on Workforce
Expansion and Development.

An act relating to revising the delivery and governance of the Vermont
workforce system

It is hereby enacted by the General Assembly of the State of Vermont:
Sec. 1. 10 V.S.A. chapter 22A is amended to read:

CHAPTER 22A. WORKFORCE EDUCATION AND TRAINING

* * *

§ 541a. STATE WORKFORCE DEVELOPMENT BOARD

* * *

(c) Membership. The Board shall consist of the Governor and the
following members who are appointed by the Governor in conformance with
the federal Workforce Innovation and Opportunity Act, and who shall be

1 drawn from diverse backgrounds to represent the interests of ethnic and diverse
2 communities and represent diverse regions of the State, including urban, rural,
3 and suburban areas, and who serve at his or her the Governor's pleasure, unless
4 otherwise indicated:

5 (1) ~~the Commissioner of Labor;~~

6 (2) ~~two members~~ one member of the Vermont House of Representatives,
7 appointed by the Speaker of the House;

8 (3)~~(2)~~ ~~two members~~ one member of the Vermont Senate, appointed by
9 the Senate Committee on Committees;

10 (4) ~~the President of the University of Vermont;~~

11 (5) ~~the Chancellor of the Vermont State Colleges;~~

12 (6) ~~the President of the Vermont Student Assistance Corporation;~~

13 (7) ~~a representative of an independent Vermont college or university;~~

14 (8) ~~a director of a regional technical center;~~

15 (9) ~~a principal of a Vermont high school;~~

16 (10) ~~two representatives of labor organizations who have been~~
17 ~~nominated by a State labor federation;~~

18 (11)~~(3)~~ ~~two~~ three core program representatives of individuals and
19 organizations who have experience with respect to youth activities, as defined
20 in ~~29 U.S.C. § 3102(71)~~; as follows:

1 (A) one representative who is a lead State official for the adult,
2 dislocated worker, and youth program as described in 29 U.S.C. § 3102;

3 (B) one representative who is a lead State official for the Adult
4 Education and Family Literacy Act program; and

5 (C) one representative who is a lead State official for the Vocational
6 Rehabilitation program;

7 ~~(12)(4) two~~ six workforce representatives of individuals and
8 ~~organizations who have experience in the delivery of workforce investment~~
9 ~~activities, as defined in 29 U.S.C. § 3102(68);, as follows:~~

10 (A) two representatives from labor organizations operating in this
11 State who are nominated by a State labor federation;

12 (B) one representative from the State registered apprenticeship
13 program; and

14 (C) three representatives of organizations that have demonstrated
15 experience and expertise in addressing the employment, training, or education
16 needs of individuals with barriers to employment, which may include:

17 (i) organizations that serve veterans;

18 (ii) organizations that provide or support competitive, integrated
19 employment for individuals with disabilities; and

1 (iii) organizations that support the training or education needs of
2 eligible youth as described in 20 CFR § 681.200, including representatives of
3 organizations that serve out-of-school youth as described in 20 CFR § 681.210;

4 (5) two elected local government officials who represent a city or county
5 within the State; and

6 ~~(13) the lead State agency officials with responsibility for the programs~~
7 ~~and activities carried out by one-stop partners, as described in 29 U.S.C. §~~
8 ~~3151(b), or if no official has that responsibility, representatives in the State~~
9 ~~with responsibility relating to these programs and activities;~~

10 ~~(14) the Commissioner of Economic Development;~~

11 ~~(15) the Secretary of Commerce and Community Development;~~

12 ~~(16) the Secretary of Human Services;~~

13 ~~(17) the Secretary of Education;~~

14 ~~(18) two individuals who have experience in, and can speak for, the~~
15 ~~training needs of underemployed and unemployed Vermonters; and~~

16 ~~(19)(6) a number of appointees sufficient to constitute a majority of the~~
17 ~~Board 12 business representatives who:~~

18 (A) are owners, chief executives, or operating officers of businesses,
19 and other business executives or employers with optimum policymaking or
20 hiring authority;

1 (B) represent businesses with employment opportunities that reflect
2 in-demand sectors and employment opportunities in the State; and

3 (C) are appointed from among individuals nominated by State
4 business organizations and business trade associations.

5 (d) Operation of Board.

6 (1) Executive Committee.

7 (A) The Chair of the Board shall appoint an Executive Committee
8 made up of nine members who serve on the Board and who shall manage the
9 affairs of the Board.

10 (B) The members of the Executive Committee shall comprise the
11 following:

12 (i) the Executive Director of the Office of Workforce
13 Development;

14 (ii) the Chair of the State Workforce Development Board;

15 (iii) the Director of Workforce Development;

16 (iv) the Director of Career and Technical Education; and

17 (v) five private business representatives.

18 ~~(1)~~(2) Member representation.

19 (A) A member of the State Board may send a designee ~~that~~ who
20 meets the requirements of subdivision (B) of this subdivision ~~(1)~~(2) to any
21 State Board meeting, who shall count toward a quorum and who shall be

1 allowed to vote on behalf of the Board member for whom ~~he or she~~ the
2 individual serves as a designee.

3 (B) Members of the State Board or their designees who represent
4 organizations, agencies, or other entities shall be individuals with optimum
5 policymaking authority or relevant subject matter expertise within the
6 organizations, agencies, or entities.

7 ~~(C) The members of the Board shall represent diverse regions of the~~
8 ~~State, including urban, rural, and suburban areas.~~

9 ~~(2)~~(3) Chair. The Governor shall select a chair for the Board from
10 among the business representatives appointed pursuant to subdivision
11 ~~(c)(18)~~(6) of this section.

12 ~~(3)~~(4) Meetings. The Board shall meet at least three times annually and
13 shall hold additional meetings upon call of the Chair.

14 ~~(4)~~(5) Committees; work groups; ad hoc committees. The Chair, in
15 consultation with the Commissioner of Labor, may:

16 (A) assign one or more members or their designees to standing
17 committees, ad hoc committees, or work groups to carry out the work of the
18 Board; and

19 (B) appoint one or more nonmembers of the Board to a standing
20 committee, ad hoc committee, or work group and determine whether the
21 individual serves as an advisory or voting member, provided that the number

1 of voting nonmembers on a standing committee shall not exceed the number of
2 Board members or their designees.

3 * * *

4 § 541c. EXECUTIVE DIRECTOR OF WORKFORCE DEVELOPMENT

5 (a) There is created within the Executive Branch the position of Executive
6 Director of Workforce Development to manage and coordinate the efforts of
7 workforce development in the State and to perform other duties as directed by
8 the Governor.

9 (b) The Executive Director shall be housed within and have the
10 administrative, legal, and technical support of the Agency of Administration.

11 (c) The Executive Director shall report to and be under the general
12 supervision of the Governor or, to the extent such supervisory authority is
13 delegated, the Secretary of Administration.

14 (d) The Governor shall appoint the Executive Director and may solicit
15 recommended candidates for the position from the Executive Committee of the
16 State Workforce Development Board.

17 (e) The Executive Director shall be an exempt employee.

18 * * *

19 Sec. 2. 2022 Acts and Resolves No. 183, Sec. 5a is amended to read:

20 Sec. 5a. REGIONAL WORKFORCE EXPANSION SYSTEM

21 * * *

1 (e) Interim report. On or before ~~January 15, 2023~~ July 15, 2025, the
2 Department shall provide a narrative update on the progress made in hiring
3 staff, establishing interagency agreements, developing regional information
4 exchange systems, and supporting State-level work to expand the labor force to
5 the House and Senate committees of jurisdiction.

6 (f) Implementation. The Department of Labor shall begin implementing
7 the Regional Workforce Expansion System on or before July 1, ~~2022~~ 2024.

8 Sec. 3. TASK FORCE TO STUDY DATA MANAGEMENT MODELS

9 (a) Creation. There is a task force created to study the proposed data
10 management models provided to the Special Oversight Committee on
11 Workforce Expansion and Development by the Public Consulting Group
12 pursuant to 2022 Acts and Resolves No. 183, Sec. 5.

13 (b) Membership. The task force shall be composed of members selected by
14 the Executive Director of the State Workforce Development Board and shall
15 include representatives from the Agency of Education, Agency of Human
16 Services, Department of Human Resources, Agency of Digital Services,
17 Department of Health, and any others as the Executive Director sees fit.

18 (c) Duties and reporting. The task force shall meet as necessary to study
19 the data management recommendations provided to the Special Oversight
20 Committee on Workforce Expansion and Development by the Public
21 Consulting Group pursuant to 2022 Acts and Resolves No. 183, Sec. 5. The

1 task force shall provide a written report with its final recommendations on the
2 appropriate data management model to the General Assembly on or before
3 January 1, 2025.

4 Sec. 4. EFFECTIVE DATE

5 This act shall take effect on passage.