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HOUSE BILL 2566

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State of Washington                      59th Legislature                      2006 Regular Session

By Representatives Kilmer, Haler, Morrell, Linville, Green, Ormsby, Wallace, Upthegrove, McCoy, Ericks, Simpson, Roberts and Springer

Read first time 01/10/2006.                      Referred to Committee on Higher Education & Workforce Education.

1            AN ACT Relating to the job skills program; amending RCW 28C.04.410  
2 and 28C.04.420; and making an appropriation.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

4            **Sec. 1.** RCW 28C.04.410 and 1999 c 121 s 2 are each amended to read  
5 as follows:

6            Unless the context clearly requires otherwise, the definitions in  
7 this section apply throughout RCW 28C.04.390 and 28C.04.420.

8            (1) "Applicant" means an educational institution which has made  
9 application for a job skills grant under RCW 28C.04.390 and 28C.04.420.

10            (2) "Business and industry" means a private corporation,  
11 institution, firm, person, group, or association concerned with  
12 commerce, trades, manufacturing, or the provision of services within  
13 the state, or a public or nonprofit hospital licensed by the department  
14 of social and health services.

15            (3) "College board" means the state board for community and  
16 technical colleges under chapter 28B.50 RCW.

17            (4) "Dislocated worker" means an individual who meets the  
18 definition of dislocated worker contained in P.L. 105-220, Sec. 101 on  
19 July 25, 1999.

1       (~~(4)~~) (5) "Educational institution" means a public secondary or  
2 postsecondary institution, an independent institution, or a private  
3 career school or college within the state authorized by law to provide  
4 a program of skills training or education beyond the secondary school  
5 level. Any educational institution receiving a job skills grant under  
6 RCW 28C.04.420 (~~(through 28C.04.480)~~) shall be free of sectarian  
7 control or influence as set forth in Article IX, section 4 of the state  
8 Constitution.

9       (~~(5)~~) (6) "Equipment" means tangible personal property which will  
10 further the objectives of the supported program and for which a  
11 definite value and evidence in support of the value have been provided  
12 by the donor.

13       (~~(6)~~) (7) "Financial support" means any thing of value which is  
14 contributed by business, industry, and others to an educational  
15 institution which is reasonably calculated to support directly the  
16 development and expansion of a particular program under RCW 28C.04.390  
17 and 28C.04.420 and represents an addition to any financial support  
18 previously or customarily provided to such educational institutions by  
19 the donor. "Financial support" includes, but is not limited to, funds,  
20 equipment, facilities, faculty, and scholarships for matriculating  
21 students and trainees.

22       (~~(7)~~) (8) "Job skills grant" means funding that is provided to an  
23 educational institution by the commission for the development or  
24 significant expansion of a program under RCW 28C.04.390 and 28C.04.420.

25       (~~(8)~~) (9) "Job skills program" means a program of skills training  
26 or education separate from and in addition to existing vocational  
27 education programs and which:

28       (a) Provides short-term training which has been designated for  
29 specific industries;

30       (b) Provides training for prospective employees before a new plant  
31 opens or when existing industry expands;

32       (c) Includes training and retraining for workers already employed  
33 by an existing industry or business where necessary to avoid  
34 dislocation or where upgrading of existing employees would create new  
35 vacancies for unemployed persons;

36       (d) Serves areas with high concentrations of economically  
37 disadvantaged persons and high unemployment;

38       (e) Serves areas with new and growing industries;

1 (f) Serves areas where there is a shortage of skilled labor to meet  
2 job demands; or

3 (g) Promotes the location of new industry in areas affected by  
4 economic dislocation.

5 ~~((+9))~~ (10) "Washington manufacturing competitiveness corporation"  
6 means a private, nonprofit corporation, incorporated in accordance with  
7 chapter 24.03 RCW, that has the mission to operate a modernization  
8 extension system, coordinate a network of public and private  
9 modernization resources, and stimulate the competitiveness of small and  
10 midsize manufacturers in Washington.

11 (11) "Technical assistance" means professional and any other  
12 assistance provided by business and industry to an educational  
13 institution, which is reasonably calculated to support directly the  
14 development and expansion of a particular program and which represents  
15 an addition to any technical assistance previously or customarily  
16 provided to the educational institutions by the donor.

17 ~~((10) "College board" means the state board for community and  
18 technical colleges under chapter 28B.50 RCW.))~~

19 **Sec. 2.** RCW 28C.04.420 and 1999 c 121 s 3 are each amended to read  
20 as follows:

21 The college board may, subject to appropriation from the  
22 legislature or from funds made available from any other public or  
23 private source and pursuant to rules adopted by the college board with  
24 the advice of the work force training customer advisory committee  
25 established in RCW 28C.04.390, provide job skills grants to educational  
26 institutions and Washington manufacturing competitiveness corporations.  
27 The job skills grants shall be used exclusively for programs which are  
28 consistent with the job skills program. The college board shall work  
29 in collaboration with the work force training customer advisory  
30 committee established in RCW 28C.04.390 to assure that:

31 (1) The program is within the scope of the job skills program under  
32 this chapter and may reasonably be expected to succeed and thereby  
33 increase employment within the state;

34 (2) Provision has been made to use any available alternative  
35 funding from local, state, and federal sources;

36 (3) The job skills grant will only be used to cover the costs  
37 associated with the program;

1 (4) The program will not unnecessarily duplicate existing programs  
2 and could not be provided by another educational institution more  
3 effectively or efficiently;

4 (5) The program involves an area of skills training and education  
5 for which there is a demonstrable need;

6 (6) The applicant has made provisions for the use of existing  
7 federal and state resources for student financial assistance;

8 (7) The job skills grant is essential to the success of the program  
9 as the resources of the applicant are inadequate to attract the  
10 technical assistance and financial support necessary for the program  
11 from business and industry;

12 (8) The program represents a collaborative partnership between  
13 business, industry, labor, educational institutions, and other  
14 partners, as appropriate;

15 (9) The commitment of financial support from business and industry  
16 shall be equal to or greater than the amount of the requested job  
17 skills grant;

18 (10) Binding commitments have been made to the commission by the  
19 applicant for adequate reporting of information and data regarding the  
20 program to the commission, particularly information concerning the  
21 recruitment and employment of trainees and students, and including a  
22 requirement for an annual or other periodic audit of the books of the  
23 applicant directly related to the program, and for such control on the  
24 part of the commission as it considers prudent over the management of  
25 the program, so as to protect the use of public funds, including, in  
26 the discretion of the commission and without limitation, right of  
27 access to financial and other records of the applicant directly related  
28 to the programs; and

29 (11) A provision has been made by the applicant to work, in  
30 cooperation with the employment security department, to identify and  
31 screen potential trainees, and that provision has been made by the  
32 applicant for the participation as trainees of low-income persons  
33 including temporary assistance for needy families recipients,  
34 dislocated workers, and persons from minority and economically  
35 disadvantaged groups to participate in the program.

36 Beginning October 1, 1999, and every two years thereafter, the  
37 college board shall provide the legislature and the governor with a

1 report describing the activities and outcomes of the state job skills  
2 program.

3 NEW SECTION. **Sec. 3.** The sum of one million dollars, or as much  
4 thereof as may be necessary, is appropriated for the fiscal year ending  
5 June 30, 2007, from the general fund to the state board for community  
6 and technical colleges for the purposes of this act.

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