

By the Committee on Community Colleges & Career Prep and  
Representatives Harrington, Greenstein, Stafford, A. Greene,  
Merchant, Goodlette, Wise and Lynn

1                                   A bill to be entitled  
2           An act relating to workforce investment;  
3           creating the Florida Workforce Investment Act  
4           of 1999; providing legislative intent;  
5           requiring the state to operate a workforce  
6           development education system for certain  
7           purposes; providing requirements; requiring the  
8           Jobs and Education Partnership to develop a  
9           plan to implement individual training accounts;  
10          providing for individual training accounts;  
11          providing requirements and criteria; requiring  
12          the Jobs and Education Partnership to make rule  
13          recommendations to the State Board of  
14          Education; authorizing the board to adopt  
15          rules; providing for one-stop center intensive  
16          services; providing for eligibility for  
17          training services; providing for one-stop  
18          center training services; providing duties of  
19          regional workforce development boards;  
20          allocating a portion of federal funds for  
21          certain purposes; segregating certain federal  
22          funds; requiring youth councils to use certain  
23          funds for certain purposes; specifying criteria  
24          for performance payments; requiring the Jobs  
25          and Education Partnership to develop a state  
26          plan for certain purposes; providing plan  
27          requirements; providing for review and  
28          evaluation of the workforce development  
29          education system; requiring a report to the  
30          Legislature; requiring the Office of Program  
31          Policy Analysis and Government Accountability

1 to assess the workforce development education  
2 system and report to the Legislature; providing  
3 for statewide activities; requiring regional  
4 workforce development boards to establish a  
5 committee for certain purposes; providing for  
6 membership; requiring the committees to make  
7 certain recommendations to the Job and  
8 Education Partnership; requiring a report;  
9 providing an effective date.

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11 Be It Enacted by the Legislature of the State of Florida:

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13 Section 1. (1) SHORT TITLE.--This act may be cited as  
14 the "Florida Workforce Investment Act of 1999."

15 (2) WORKFORCE DEVELOPMENT EDUCATION SYSTEM.--The goal  
16 of this act is to establish legislative intent for the unified  
17 state plan implementing the Federal Workforce Investment Act  
18 of 1998. It is the intent of the Legislature that this be  
19 consistent with the Federal Workforce Investment Act's  
20 principles of local control of service delivery, one-stop  
21 delivery of services, individual choice, accountability for  
22 performance, and coordination of workforce activities.

23 (a) This state shall operate a workforce development  
24 education system that integrates state and federal resources  
25 without duplication of services or administrative  
26 responsibilities. This system shall use existing entities  
27 rather than creating new bureaucracy to implement the Federal  
28 Workforce Investment Act of 1998.

29 (b) The workforce development education system shall  
30 align performance measures that reward student completion of  
31 training programs and placement and retention in employment.

1       (c) The system shall facilitate individual choice for  
2 service delivery and access of public and nonpublic  
3 postsecondary educational institutions to provide services,  
4 with valid consumer information made available upon which to  
5 base such choice.

6       (d) The "work first" philosophy of welfare reform  
7 shall not preclude individuals without adequate skills from  
8 receiving training, nor shall it preclude individuals from  
9 receiving training for high-skill, high-wage occupations.  
10 Training shall be made available within the workforce  
11 development education system as quickly as possible for those  
12 who do not have adequate skills.

13       (e) Regional workforce development boards shall have  
14 greater responsibility in recommending policies that integrate  
15 federal and state workforce development education funds for  
16 delivering training in high-skill, high-wage occupations that  
17 respond to the business and economic development needs in  
18 their areas.

19       (f) The workforce development education system shall  
20 be designed to foster the transition from secondary education  
21 to postsecondary education which is crucial for providing  
22 opportunities for access to high-skill, high-wage occupations.

23       (3) INDIVIDUAL TRAINING ACCOUNTS.--

24       (a) By July 1, 1999, the Jobs and Education  
25 Partnership, in consultation with the Department of Education,  
26 shall develop a plan and timetable for implementing individual  
27 training accounts, approving authorized training providers,  
28 and authorization of training programs allowable with an  
29 individual training account.

30       (b) The plan shall provide for the immediate  
31 implementation of individual training accounts with public

1 postsecondary educational institutions as authorized training  
2 providers. Nonpublic postsecondary educational institutions  
3 currently using the Florida Education and Training Placement  
4 Information Program shall be immediately authorized as  
5 training providers.

6 (c) The plan shall allow nonpublic postsecondary  
7 educational institutions not currently using the Florida  
8 Education and Training Placement Information Program to become  
9 authorized training providers when such institutions agree to  
10 and implement the use of the Florida Education and Training  
11 Placement Information Program.

12 (d) The Jobs and Education Partnership shall consult  
13 with the State Board of Independent Colleges and Universities  
14 and the State Board of Nonpublic Career Education to include  
15 provisions in the plan which shall address data collection and  
16 reporting issues relating to the participation of nonpublic  
17 postsecondary educational institutions as authorized training  
18 providers.

19 (e) The plan shall specify that after July 1, 2000,  
20 authorized training providers shall be determined based upon  
21 performance documented by the Florida Education and Training  
22 Placement Information Program.

23 (f) The plan shall ensure the fair participation of  
24 nonpublic postsecondary educational institutions as authorized  
25 service providers and shall prohibit the use of unlawful  
26 remuneration to the student in return for attending an  
27 institution. Unlawful remuneration does not include federal  
28 or state financial assistance programs.

29 (g) The Jobs and Education Partnership shall make  
30 recommendations to the State Board of Education on adopting  
31 rules to implement the provisions of this act. The State Board

1 of Education may adopt any rules necessary to implement the  
2 provisions of this act. However, the inclusion of nonpublic  
3 postsecondary educational institutions as authorized service  
4 providers does not expand the regulatory authority of the  
5 state or its officers beyond that which is reasonably  
6 necessary to enforce requirements set forth in this section.

7 (4) ONE-STOP CENTER INTENSIVE SERVICES.--At the  
8 intensive service level, one-stop centers shall be responsible  
9 for assessing individuals for skill levels. Any individual  
10 who demonstrates a skill below the sixth grade level shall be  
11 immediately eligible for training services.

12 (5) ONE-STOP CENTER TRAINING SERVICES.--

13 (a) One-stop centers may issue individual training  
14 accounts for individuals at the intensive service level who  
15 score below the sixth grade skill level on the assessment; and  
16 to other individuals as determined by the criteria developed  
17 by the Jobs and Education Partnership and the Regional  
18 Workforce Board.

19 (b) Regional workforce development boards shall  
20 reserve a portion of the individual training account funds for  
21 performance based incentive payments to authorized training  
22 providers upon the successful completion and placement of the  
23 student utilizing the individualized training account.  
24 Performance incentive payments shall be weighted to place  
25 extra value on completion and placements of students in  
26 targeted populations such as WAGES clients and the working  
27 poor.

28 (6) STATEWIDE ACTIVITIES.--At least 5 percent of the  
29 15 percent of federal funding that is retained at the state  
30 level for statewide activities shall be reserved for incumbent  
31 worker training delivered through individual training

1 accounts. These activities shall be targeted to the working  
2 poor.

3 (7) YOUTH PROGRAMS.--

4 (a) Federal funding available for youth programs under  
5 the Workforce Investment Act of 1998 shall not be added to  
6 existing state programs.

7 (b) The youth councils designated by the Jobs and  
8 Education Partnership shall use the funds available for youth  
9 programs under the Federal Workforce Investment Act of 1998 as  
10 performance payments for existing programs.

11 (c) Performance payments shall reward innovative  
12 strategies to integrate existing youth programs that target  
13 the attainment of a high-school diploma or a GED equivalency,  
14 placement into postsecondary training, or placement into  
15 high-skill, high-wage employment. Additionally, performance  
16 payments shall reward success for targeted populations  
17 including parenting teens, youth at risk of dropping out of  
18 traditional K-12 instruction, youth who have already dropped  
19 out of traditional K-12 instruction, youth who are being  
20 served in juvenile justice commitment and detention  
21 facilities, and youth who are being served in adult education  
22 programs in school districts or community colleges.

23 (8) STATE PLAN.--

24 (a) The Jobs and Education Partnership shall prepare a  
25 5-year state plan implementing the provisions of this act in  
26 fulfillment of the requirements of the Federal Workforce  
27 Investment Act of 1998. The plan shall include secondary  
28 vocational education and shall provide for a transition year  
29 for researching and resolving any outstanding issues  
30 associated with the inclusion of vocational education.

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1       (b) The plan shall align the performance measures  
2 required in the Federal Workforce Investment Act of 1998 with  
3 existing workforce development performance measures including  
4 Performance Based Program Budgeting, the Workforce Development  
5 Education Fund, and the performance tiers specified in the  
6 Federal Workforce Florida Act of 1996.

7       (9) REVIEW AND EVALUATION.--

8       (a) The regional workforce development boards shall  
9 report annually to the Jobs and Education Partnership on the  
10 implementation, efficiency, effectiveness, and outcomes of the  
11 workforce development system.

12       (b) The Jobs and Education Partnership shall compile  
13 and review the information from the Regional Workforce Boards  
14 and shall make recommendations to the President of the Senate  
15 and the Speaker of the House of Representatives for any  
16 necessary changes in policy, rule, or law to increase the  
17 effectiveness of the workforce development system. The report  
18 shall be submitted annually by December 1 to the President of  
19 the Senate and the Speaker of the House of Representatives.

20       (c) The Office of Program Policy Analysis and  
21 Government Accountability shall assess the implementation of  
22 this act and outcomes of the workforce development system and  
23 shall report findings to the President of the Senate and the  
24 Speaker of the House of Representatives by January 1, 2000.

25       (10) Each Regional Workforce Development Board shall  
26 establish a high-skill, high-wage committee composed of the  
27 Regional Workforce Development Board chair, the presidents of  
28 all community colleges within the board's region, the  
29 superintendents of all public school districts conducting  
30 postsecondary workforce development education programs within  
31 the region, a representative from a nonpublic postsecondary

1 educational institution which is an authorized individual  
2 training account provider within the region, and five other  
3 private sector business representatives within the region. The  
4 five business representatives and the nonpublic postsecondary  
5 educational institution representative shall be appointed by  
6 the chair of the Regional Workforce Development Board, in  
7 consultation with local chambers of commerce and other local  
8 economic development organizations. Appointed business  
9 representatives may include individuals who are not members of  
10 the Regional Workforce Development Board.

11 (a) Before December 1, 1999, and annually before  
12 August 1 thereafter, each high-skill, high-wage committee  
13 shall submit to the Jobs and Education Partnership  
14 recommendations related to:

15 1. Policies to make the workforce development  
16 education programs in the region more responsive to the needs  
17 of the region's employers and workforce to better develop  
18 high-skill, high-wage opportunities.

19 2. Integrated use of state allocations and federal  
20 workforce development funds to enhance the workforce training  
21 and placement efforts in the region to best meet the needs of  
22 local business and industry and the local workforce.

23 (b) Each high-skill, high-wage committee shall work in  
24 consultation with its local chambers of commerce or other  
25 economic development organizations to develop its  
26 recommendations. The Jobs and Education Partnership shall  
27 provide each committee with its region's most recent  
28 occupational forecasts as soon as they are available.

29 (c) The Jobs and Education Partnership shall annually  
30 compile all the recommendations of the high-skill, high-wage  
31 committees, research the feasibility of such recommendations,



1 and make recommendations to the Governor, the President of the  
2 Senate, and the Speaker of the House of Representatives.  
3           Section 2. This act shall take effect upon becoming a  
4 law.  
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