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(FORM UPDATED: 08/11/2010)

WISCONSIN STATE LEGISLATURE ... PUBLIC HEARING - COMMITTEE RECORDS

2013-14

(session year)

Assembly

(Assembly, Senate or Joint)

Committee on Workforce Development...

COMMITTEE NOTICES ...

- Committee Reports ... **CR**
- Executive Sessions ... **ES**
- Public Hearings ... **PH**

INFORMATION COLLECTED BY COMMITTEE FOR AND AGAINST PROPOSAL

- Appointments ... **Appt** (w/Record of Comm. Proceedings)
- Clearinghouse Rules ... **CRule** (w/Record of Comm. Proceedings)
- Hearing Records ... bills and resolutions (w/Record of Comm. Proceedings)
 - (**ab** = Assembly Bill) (**ar** = Assembly Resolution) (**ajr** = Assembly Joint Resolution)
 - (**sb** = Senate Bill) (**sr** = Senate Resolution) (**sjr** = Senate Joint Resolution)
- Miscellaneous ... **Misc**

* Contents organized for archiving by: Stefanie Rose (LRB) (October 2014)

Assembly

Record of Committee Proceedings

Committee on Workforce Development

Assembly Bill 14

Relating to: workforce training, granting rule-making authority, and making appropriations.

By Representatives Bernier, Schraa, Loudenbeck, Nygren, Bies, Born, Stone, T. Larson, Petryk, Spiros, Jagler, Kramer, Tranel, Thiesfeldt, Strachota, Honadel, A. Ott, Kuglitsch, Weatherston, Murphy and Knodl; cosponsored by Senators Gudex, Cowles, Darling, Harsdorf, Lassa, Leibham, Lazich and Moulton., by request of Governor Scott Walker

February 14, 02013 Referred to Committee on Workforce Development

February 19, 2013 **Public Hearing Held**

Present: (15) Representative Loudenbeck; Representatives Petryk, Honadel, Kuglitsch, Pridemore, Weatherston, Born, Bernier, Knodl, Ringhand, Billings, Kolste, Barnes, Shankland and Wachs.
Absent: (0) None.
Excused: (1) Representative Severson.

Appearances For

- Kathy Bernier - Rep.
- Morna Foy - Wisconsin Technical College System
- Reggie Newson - Department of Workforce Development
- Rick Gudex - Senator
- Robert Cowles - Senator
- Georgia Maxwell - Department of Workforce Development
- John Kissinger - GRAEF
- Richard Best - West Central WI Workforce Development Board

Appearances Against

- None.

Appearances for Information Only

- None.

Registrations For

- Pat Osborne - Associated Builders and Contractors (ABC)
- Stanley Cram - Moraine Park Technical College

- Rebecca Hogan - Wisconsin Manufacturers and Commerce (WMC)
- Paul Gabriel - Wisconsin Technical College District Boards Association

Registrations Against

- None.

Registrations for Information Only

- None.

February 26, 2013

Executive Session Held

Present: (15) Representative Loudenbeck; Representatives Petryk, Honadel, Kuglitsch, Pridemore, Weatherston, Born, Bernier, Knodl, Ringhand, Billings, Kolste, Barnes, Shankland and Wachs.

Absent: (0) None.

Excused: (1) Representative Severson.

Moved by Representative Honadel, seconded by Representative Billings that **Assembly Amendment 1** be recommended for adoption.

Ayes: (15) Representative Loudenbeck; Representatives Petryk, Honadel, Kuglitsch, Pridemore, Weatherston, Born, Bernier, Knodl, Ringhand, Billings, Kolste, Barnes, Shankland and Wachs.

Noes: (0) None.

Absent: (1) Representative Severson.

ASSEMBLY AMENDMENT 1 ADOPTION RECOMMENDED,
Ayes 15, Noes 0

Moved by Representative Barnes, seconded by Representative Ringhand that **Assembly Amendment 2** be recommended for introduction.

Ayes: (14) Representative Loudenbeck; Representatives Petryk, Honadel, Kuglitsch, Pridemore, Weatherston, Born, Bernier, Ringhand, Billings, Kolste, Barnes, Shankland and Wachs.

Noes: (1) Representative Knodl.

Absent: (1) Representative Severson.

ASSEMBLY AMENDMENT 2 INTRODUCTION
RECOMMENDED, Ayes 14, Noes 1

Moved by Representative Barnes, seconded by Representative Ringhand that **Assembly Amendment 2** be recommended for adoption.

Ayes: (6) Representatives Ringhand, Billings, Kolste, Barnes, Shankland and Wachs.

Noes: (9) Representative Loudenbeck; Representatives Petryk, Honadel, Kuglitsch, Pridemore, Weatherston, Born, Bernier and Knodl.

Absent: (1) Representative Severson.

ASSEMBLY AMENDMENT 2 ADOPTION NOT
RECOMMENDED, Ayes 6, Noes 9

Moved by Representative Billings, seconded by Representative Ringhand that **Assembly Amendment 3** be recommended for introduction.

Ayes: (14) Representative Loudenbeck; Representatives Petryk, Honadel, Kuglitsch, Pridemore, Weatherston, Born, Bernier, Ringhand, Billings, Kolste, Barnes, Shankland and Wachs.

Noes: (1) Representative Knodl.

Absent: (1) Representative Severson.

ASSEMBLY AMENDMENT 3 INTRODUCTION
RECOMMENDED, Ayes 14, Noes 1

Moved by Representative Billings, seconded by Representative Ringhand that **Assembly Amendment 3** be recommended for adoption.

Ayes: (6) Representatives Ringhand, Billings, Kolste, Barnes, Shankland and Wachs.

Noes: (9) Representative Loudenbeck; Representatives Petryk, Honadel, Kuglitsch, Pridemore, Weatherston, Born, Bernier and Knodl.

Absent: (1) Representative Severson.

ASSEMBLY AMENDMENT 3 ADOPTION NOT
RECOMMENDED, Ayes 6, Noes 9

Moved by Representative Knodl, seconded by Representative Bernier that **Assembly Bill 14** be recommended for passage as amended.

Ayes: (15) Representative Loudenbeck; Representatives Petryk, Honadel, Kuglitsch, Pridemore, Weatherston, Born, Bernier, Knodl, Ringhand, Billings, Kolste, Barnes, Shankland and Wachs.

Noes: (0) None.

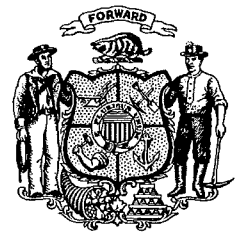
Absent: (1) Representative Severson.

PASSAGE AS AMENDED RECOMMENDED, Ayes 15, Noes 0

Lonna Morouney
Committee Clerk



WISCONSIN STATE LEGISLATURE



Morouney, Lonna

From: Burri, Lance
Sent: Tuesday, February 19, 2013 5:23 PM
To: Morouney, Lonna
Subject: RE: AB 14/SB 23 potential amendments

Lonna, when I spoke to Rep. Loudenbeck, she indicated that might be difficult to put into statutory language, and that we would make sure the admin rule process covered it.

Lance Burri
Office of Sen. Rick Gudex
608-266-5300

From: Morouney, Lonna
Sent: Tuesday, February 19, 2013 5:22 PM
To: Burri, Lance; Schulze, Connie R - DWD; Zuleger, Chad; Mugnaini, Jason; Foltz, Adam; Hurlburt, Waylon - GOV; Esser, Jennifer; Searing, Eric; Smith, Ryan; Summerfield, Craig
Subject: RE: AB 14/SB 23 potential amendments

Thank you. Please add:

Rep. Loudenbeck would like to incorporate language specifying that LMIS data collected be made available in the public domain at no charge.

Lonna Morouney
Research Assistant
Committee Clerk for Assembly Committee on Workforce Development
Office of Representative Amy Loudenbeck
31st Assembly District

Office 209 North
PO Box 8952
Madison, WI 53708
608-266-9967 Toll free: (888) 529-0031
Lonna.morouney@legis.wi.gov

From: Burri, Lance
Sent: Tuesday, February 19, 2013 5:11 PM
To: Schulze, Connie R - DWD; Zuleger, Chad; Mugnaini, Jason; Foltz, Adam; Hurlburt, Waylon - GOV; Esser, Jennifer; Searing, Eric; Smith, Ryan; Summerfield, Craig; Morouney, Lonna
Subject: AB 14/SB 23 potential amendments

Here are the potential amendments I identified from my notes. They're little things that don't change the bill much, but answer some concerns voiced during the hearings.

We have to decide whether we want to amend, and if so, which of these (or others) we want to do. Here's my list:

- Put LMIS in the nonstatutory language?

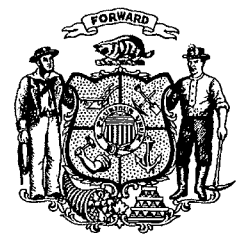
- Require consultation – section 5, add something like “In consultation with WTCS and WEDC, the department shall...” Or at the end “The department shall consult with WTCS and WEDC when implementing this section.”

Rep. Loudenbeck mentioned these two:

- Annual report – include specific data – page 4, line 13, include: “, including but not limited to job placement, average wage earned, and impact of training on increased wage. “
- “Prospective” before “new and incumbent”

Let’s get together at 9 tomorrow (I’ll find a place) to talk it over. If you can’t make that, just stay in touch.

Lance Burri
Office of Sen. Rick Gudex
608-266-5300



Morouney, Lonna

From: Burri, Lance
Sent: Wednesday, February 20, 2013 10:16 AM
To: Schulze, Connie R - DWD; Zuleger, Chad; Mugnaini, Jason; Foltz, Adam; Hurlburt, Waylon - GOV; Esser, Jennifer; Searing, Eric; Smith, Ryan; Summerfield, Craig; Morouney, Lonna
Cc: Lakin, Tim
Subject: RE: AB 14/SB 23 potential amendments
Attachments: potential amendments.docx

Just spoke with Gordon Malaise. He suggested our first bullet should go in the statutes, not nonstat. Something very general about developing and maintaining an LMIS and making that info available to the public.

He will try to have something for us in time to show it to the Senate committee.

Lance Burri
Office of Sen. Rick Gudex
608-266-5300

From: Burri, Lance
Sent: Wednesday, February 20, 2013 8:33 AM
To: Schulze, Connie R - DWD (Connie.Schulze@dwd.wisconsin.gov); Zuleger, Chad; Mugnaini, Jason; Foltz, Adam; Hurlburt, Waylon - GOV (Waylon.Hurlburt@wisconsin.gov); Esser, Jennifer; Searing, Eric; Smith, Ryan; Summerfield, Craig; Morouney, Lonna
Cc: Lakin, Tim (Tim.Lakin@legis.wisconsin.gov)
Subject: RE: AB 14/SB 23 potential amendments

We'll meet in 425 SW. Waylon asked if we could start about 9:15, so let's shoot for that. I've attached the document again.

Lance Burri
Office of Sen. Rick Gudex
608-266-5300

From: Burri, Lance
Sent: Tuesday, February 19, 2013 5:11 PM
To: Schulze, Connie R - DWD (Connie.Schulze@dwd.wisconsin.gov); Zuleger, Chad; Mugnaini, Jason; Foltz, Adam; Hurlburt, Waylon - GOV (Waylon.Hurlburt@wisconsin.gov); Esser, Jennifer; Searing, Eric; Smith, Ryan; Summerfield, Craig; Morouney, Lonna
Subject: AB 14/SB 23 potential amendments

Here are the potential amendments I identified from my notes. They're little things that don't change the bill much, but answer some concerns voiced during the hearings.

We have to decide whether we want to amend, and if so, which of these (or others) we want to do. Here's my list:

- Put LMIS in the nonstatutory language?
- Require consultation – section 5, add something like “In consultation with WTCS and WEDC, the department shall...” Or at the end “The department shall consult with WTCS and WEDC when implementing this section.”

Rep. Loudenbeck mentioned these two:

- Annual report – include specific data – page 4, line 13, include: “, including but not limited to job placement, average wage earned, and impact of training on increased wage. “
- “Prospective” before “new and incumbent”

Let’s get together at 9 tomorrow (I’ll find a place) to talk it over. If you can’t make that, just stay in touch.

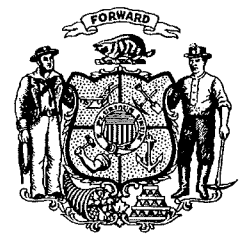
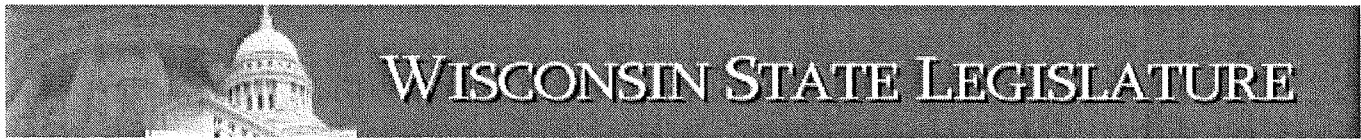
Lance Burri
Office of Sen. Rick Gudex
608-266-5300

Lrb 1162/4 simple amendment

- Put LMIS and public access to it in the nonstatutory language. Something like:
“information collected by the LMIS created by this bill shall be available to the public free of charge, including but not limited to School Districts, Technical Colleges, the UW, and workforce development boards.”

This part does two things – mentions that we are creating an LMIS, and indicates that the info collected is available to the public free of charge. We don't want to be too detailed about when the info becomes available, so the department doesn't find itself constantly updating a website or something like that.

- Require consultation – section 5, add something like “In consultation with WTCS and WEDC, the department shall...” Or at the end “The department shall consult with WTCS and WEDC when implementing this section.” We may be able to remove the first paragraph of Section 6 then.
- Annual report – include specific data – page 4, line 13, include: “, including but not limited to job placement, wages earned, and impact of training on increased wage.” Not sure if “impact of training” is appropriate language.
- Instead of “new and incumbent” (page 3, line 21), “underemployed, unemployed, and incumbent.”



Chair's Notes – Public Hearing

February 19, 2013

At the start:

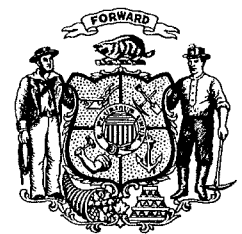
- *Strike the gavel.*
- The public hearing is called to order.
- The clerk will call the roll.
- Welcome to everyone who has come to testify.
- The committee will hear testimony on two Assembly Bills this afternoon:
Assembly Bills 14 and 15.
- Those wishing to speak may register with the Assembly Sergeant's staff. Members of the public may also register a position without speaking. Anyone with a special time constraint should note that when they register.
- *Announce the order for testimony on the bills.*

For each bill:

- *Call the first speaker.*
- *After each person testifies, thank the speaker, ask any questions you have, and ask the committee members whether they have any questions.*

At the end:

- I want to thank everyone who testified today.
- The hearing is adjourned.
- *Strike the gavel.*



Workforce Development

AB 14 – Wisconsin Fast Forward

Rep. Bernier

Summary of Bill (*as amended*):

Assembly Bill (AB) 14 creates a workforce training program to be administered by the Department of Workforce Development (DWD). Under that program, DWD is required to award grants to public and private organizations for the development and implementation of workforce training programs. An organization that is awarded a grant may use the grant for the training of both new and incumbent employees of businesses in this state. The bill permits DWD to require a public or private organization, as a condition of receiving a grant, to provide matching funds at a percentage to be determined by DWD.

Assembly Amendment 1 to AB14 requires the DWD to develop and maintain a labor market information system to collect, analyze and disseminate information on current and projected employment opportunities in this state. DWD must make this information available to the public free of charge including school districts, technical colleges, tribal colleges, institutions and college campuses within the UW system, local workforce development boards, employers, and job seekers.

The amendment allows grants to go to programs for underemployed, unemployed and incumbent workers.

The amendment requires DWD to consult with the Wisconsin Technical College System Board and the Wisconsin Economic Development Corporation for grant implementation.

The amendment also specifies statistical information required in the yearly DWD reports. [AA1 to AB14 adopted 15-0]

Fiscal Effect:

\$20 million total GPR over the next biennium, \$7.5 M annually for workforce training grants, and \$5 M for administrative costs, including bidding-out and implementing the LMIS. This funding has been set-aside in the Governor's proposed budget.

The bill would provide an ongoing basis funds for 4 FTE (positions), at a cost of \$237,300 salary and \$113,900 fringe costs per year, as well as software and database tools to identify and enroll workers into private and public training programs. The supplies and services costs to support the new positions are estimated to be \$83,300 annually. The balance of the administration allocation will be used for necessary Information Technology Services (BITS) to modify the current program tracking system with the necessary program data elements. In addition, new software will be purchased through the DOA master lease program through the funds DWD receives from this bill. DWD BITS and software costs are unknown at this time as proposal for the purchase of software have not been received by vendors at this time. Total annual administration costs for the workforce training program will be identified by July 1, 2013.

Supporters Message:

Wisconsin Fast Forward addresses the workforce 'skills gap' by creating a state of the art Labor Market Information System (LMIS) which will assist in matching up employers and employees to fill open positions using real-time employment data. The system will help all of our educational systems stay informed and viable with the changing needs of Wisconsin employers.

The bill will assist in addressing the skills needs of Wisconsin's employers, workers and job seekers by providing flexible funding to fill gaps in current workforce development resources.

Our employers need to be aggressive and competitive. They are struggling to acquire reliable and training workers and Wisconsin Fast Forward makes a significant investment in creating a better trained workforce in Wisconsin.

Workforce Development

AB 14 – Wisconsin Fast Forward (page 2)

Rep. Bernier

Key Supporters:

Representative Bernier (author), Morna Foy (WTCS), Secretary Newson (DWD), Senator Gudex, Senator Cowles, Georgia Maxwell (DWD), Tool, Die and Machining Association of Wisconsin, Truck Country of Wisconsin, Wisconsin Builders Association, Wisconsin Engine Manufacturer and Distributor Alliance, Wisconsin Manufacturers and Commerce, Wisconsin Technical College District Boards Association, Associated Builders and Contractors, Metropolitan Milwaukee Association of Commerce, City of Milwaukee, Schneider National Inc.

Key Opponents:

No one testified or registered against AB14, and no one registered against it with the Government Accountability Board.

Democrat committee members introduced amendments requesting priority be given to Technical College District Boards for awarding of grants as well as more specific criteria for activities qualifying for grants.

Committee Vote:

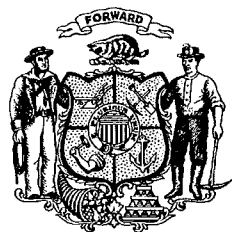
On February 26, 2013, the Assembly Committee on Workforce Development recommended passage of AB14, as amended, on a vote of 15-0.

Staff Author of Bill Summary

Lonna Morouney; Office of Rep. Amy Loudenbeck (6-9967)



WISCONSIN STATE LEGISLATURE



? > Mention LMS in nonstatutory provisions
 → ~~insert~~ If possible, mention that LMS data is public property.

LRB-1521/2

GMM:eev:rs

2013 - 2014 LEGISLATURE

2013 ASSEMBLY BILL 14

February 14, 2013 - Introduced by Representatives BERNIER, SCHRAA, LOUDENBECK, NYGREN, BIES, BORN, STONE, T. LARSON, PETRYK, SPIROS, JAGLER, KRAMER, TRANEL, THIESFELDT, STRACHOTA, HONADEL, A. OTT, KUGLITSCH, WEATHERSTON, MURPHY and KNODL, cosponsored by Senators GÜDEX, COWLES, DARLING, HARSDORF, LASSA, LEIBHAM, LAZICH and MOULTON, by request of Governor Scott Walker. Referred to Committee on Workforce Development.

1
2
3

AN ACT to create 20.445 (1)(b), 20.445 (1)(bm) and 106.27 of the statutes; relating to: workforce training, granting rule-making authority, and making appropriations.

Analysis by the Legislative Reference Bureau

Current law requires the Department of Workforce Development (DWD) to establish a statewide workforce investment system to meet the employment, training, and educational needs of persons in this state; to plan, coordinate, administer, and implement a youth apprenticeship program and such other employment and education programs as the governor may assign to DWD; and to make grants to persons providing employment and training activities to dislocated workers.

This bill creates a workforce training program to be administered by DWD.

Under that program, DWD is required to award grants to public and private organizations for the development and implementation of workforce training programs and an organization that is awarded a grant may use the grant for the training of both new and incumbent employees of businesses in this state. In addition, the bill permits DWD to require a public or private organization, as a condition of receiving a grant, to provide matching funds at a percentage to be determined by DWD.

The bill appropriates \$7,500,000 in each of fiscal years 2013-14 and 2014-15 to DWD for grants under the program (grants appropriation), and \$180,000 in fiscal year 2012-13, \$1,660,000 in fiscal year 2013-14, and \$3,160,000 in fiscal year

2014-15 to DWD for administration of the program (administration appropriation).

The bill, however, requires DWD to estimate the amount of moneys needed for the administration of the program in fiscal year 2014-15 and, if the amount needed is less than the amount appropriated, to submit to the Joint Committee on Finance a proposal to transfer moneys from the administration appropriation to the grants appropriation for the purpose of increasing funding for workforce training grants.

If a transfer is made, the bill requires DWD, in submitting information to the Department of Administration for purposes of the 2015-17 biennial budget act, to submit a dollar amount for the grants appropriation as though the amount appropriated in fiscal year 2014-15 (base amount) is the amount shown in the appropriation schedule plus the amount transferred and to submit a dollar amount for the administration appropriation as though the base amount is the amount shown in the appropriation schedule minus the amount transferred.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

1 SECTION 1. 20.005 (3) (schedule) of the statutes: at the
appropriate place, insert
2 the following amounts for the purposes indicated: - See PDF for table
3 - See PDF for table

3 SECTION 2. 20.005 (3) (schedule) of the statutes: at the
appropriate place, insert
4 the following amounts for the purposes indicated: - See PDF for table
5 - See PDF for table

1 SECTION 3. 20.445 (1) (b) of the statutes is created to read:
2 20.445 (1) (b) *Workforce training program; grants.* As a
3 continuing
4 appropriation, the amounts in the schedule for workforce training
grants under s.
106.27 (1).

****NOTE: This SECTION involves a change in an
appropriation that must be
reflected in the revised schedule in s. 20.005, stats.

5 SECTION 4. 20.445 (1) (bm) of the statutes is created to read:
6 20.445 (1) (bm) *Workforce training program; administration.*
7 Biennially, the
8 amounts in the schedule for the administration of the workforce
9 training program
10 under s. 106.27.

9 SECTION 5. 106.27 of the statutes is created to read:
10 **106.27 Workforce training program. (1) WORKFORCE
TRAINING GRANTS.**

11 From the appropriation under s. 20.445 (1) (b), the department shall
12 award grants
13 to public and private organizations for the development and
14 implementation of
15 workforce training programs. An organization that is awarded a grant
under this
subsection may use the grant for the training of ~~both new~~ ^{prospective,} and
incumbent employees
of businesses in this state. As a condition of receiving a grant under
this subsection,

1 the department may require a public or private organization to
2 provide matching
3 funds at a percentage to be determined by the department.

3 (2) IMPLEMENTATION. The department shall have all powers
4 necessary and
5 convenient to implement this section, including the power to do all of
the following:

5

(a) Promulgate, by rule, procedures and criteria for awarding grants under sub.

6 (1).

(b) Receive and review applications for grants under sub. (1) and to prescribe the form, nature, and extent of the information that must be contained in an application for a grant under sub. (1).

9 (c) Audit and inspect the records of grant recipients.

10 (d) Require reports from grant recipients as needed.

11 (3) ANNUAL REPORT. Annually, by December 31, the department shall submit a report to the governor and the cochairpersons of the joint committee on finance providing an account of the department's activities and expenditures under this

12 section during the preceding fiscal year.

including but not limited to job placement, average wage earned, + impact of training on increased wage.

SECTION 6. Nonstatutory provisions.

13 (1) WORKFORCE TRAINING GRANTS. Before July 1, 2016, the department of workforce development shall consult with the technical college system board and the Wisconsin Economic Development Corporation in reviewing applications for workforce training grants under section 106.27 (1) of the statutes, as created by this act, and in awarding those grants.

14 (2) WORKFORCE TRAINING PROGRAM; POSITIONS. The authorized FTE positions for the department of workforce development are increased by 4.0 GPR positions, to be funded from the appropriation under section 20.445 (1) (bm) of the statutes, as

15 created by this act, for the purpose of administration of the workforce training program under section 106.27 of the statutes, as created by this act.

SECTION 7. Fiscal changes.

16 (1) WORKFORCE TRAINING PROGRAM; TRANSFER OF MONEYS FROM ADMINISTRATION APPROPRIATION TO GRANTS APPROPRIATION.

17 (a) By July 1, 2014, the department of workforce development shall estimate the amount of moneys needed for the administration of the workforce training program under section 106.27 of the statutes, as created by this act, in fiscal year 2014-15. If the department estimates that the amount needed for the administration of that program in fiscal year 2014-15 is less than the amount

11 appropriated under section 20.445 (1) (bm) of the statutes, as created
12 by this act, in
13 that fiscal year, the department shall submit to the joint committee on
14 finance a
15 proposal to transfer moneys from that appropriation to the
16 appropriation under
17 section 20.445 (1) (b) of the statutes, as created by this act, for the
18 purpose of
19 increasing funding for workforce training grants under section 106.27
20 (1) of the
21 statutes, as created by this act.

22 (b) If within 14 working days after the date on which the
23 department of
24 workforce development submits the proposal under paragraph (a) the
25 cochairpersons of the joint committee on finance do not notify the
secretary of
workforce development that the committee has scheduled a meeting
for the purpose
of reviewing the proposal, the amount proposed for transfer is
transferred from the
appropriation under section 20.445 (1) (bm) of the statutes, as created
by this act, to
the appropriation under section 20.445 (1) (b) of the statutes, as
created by this act,
and may be expended by the department of workforce development for
workforce
training grants under section 106.27 (1) of the statutes, as created by
this act. If

1 within 14 working days after the date on which the department of
2 workforce
3 development submits the proposal under paragraph (a) the
4 cochairpersons of the
5 joint committee on finance notify the secretary of workforce
6 development that the
7 committee has scheduled a meeting for the purpose of reviewing the
8 proposal,
9 moneys may be transferred from the appropriation under section
10 20.445 (1) (bm) of
11 the statutes, as created by this act, to the appropriation under section
20.445 (1) (b)
of the statutes, as created by this act, and may be expended by the
department of
workforce development only as approved by the committee. Upon the
transfer of any
moneys under this paragraph, the appropriation under section 20.445
(1) (b) of the
statutes, as created by this act, is increased by the amount
transferred.

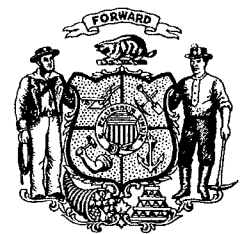
(c) Notwithstanding section 16.42 (1) (e) of the statutes, if any
moneys are

12 transferred under paragraph (b), the department of workforce
development, in
13 submitting information under section 16.42 of the statutes for
purposes of the
14 2015-17 biennial budget bill, shall submit a dollar amount for section
20.445 (1) (b)
15 of the statutes, as created by this act, as though the amount
appropriated to the
16 department of workforce development in fiscal year 2014-15 is the
amount shown
17 in the schedule plus any amount transferred under paragraph (b) and
shall submit
18 a dollar amount for section 20.445 (1) (bm) of the statutes, as created
by this act, as
19 though the amount appropriated to the department of workforce
development in
20 fiscal year 2014-15 is the amount shown in the schedule less any
amount transferred
21 under paragraph (b).

22 **SECTION 8. Effective dates.** This act takes effect on the day
after publication,
23 except as follows:

1 (1) WORKFORCE TRAINING PROGRAM; GRANTS AND
ADMINISTRATION. SECTION 2 of this
2 act takes effect on the 2nd day after publication of the 2013-15
biennial budget act.

3 (END)



Here are the potential amendments I identified from my notes. They're little things that don't change the bill much, but answer some concerns voiced during the hearings.

We have to decide whether we want to amend, and if so, which of these (or others) we want to do. Here's my list:

- Put LMIS in the nonstatutory language? *- ok*
- Require consultation – section 5, add something like “In consultation with WTCS and WEDC, the department shall...” Or at the end “The department shall consult with WTCS and WEDC when implementing this section.” *ok*

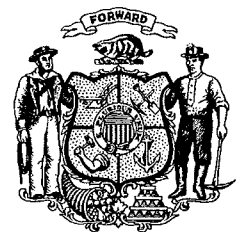
Rep. Loudenbeck asked for these two:

- Annual report – include specific data – page 4, line 13, include: “, including but not limited to job placement, ~~average~~ wage earned, and impact of training on increased wage.” *ok*
- “~~Prospective~~ before “new and incumbent” *Minutes
add unemployed + underemployed for review*

Let's get together at 9 tomorrow (I'll find a place) to talk it over. If you can't make that, just stay in touch.



WISCONSIN STATE LEGISLATURE



AB14 Testimony

✓ Rep. Bernier

✓ Morna Foy, President of WI Technical Colleges (has another speaking engagement at 11)

✓ Secretary Newson + Georgia Haunert ✓

✓ Sen. Gudex

✓ Sen. Cowles

✓ Dick Best, West Central Workforce Development Board

— John Kissinger Graef, President Milwaukee
workforce dev
Board

AB15 Testimony

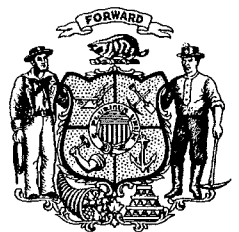
✓ Rep. Brooks (may be late, Terri may read his testimony)

✓ Secretary Newson

✓ Sen. Farrow



WISCONSIN STATE LEGISLATURE



(c) Whether the program provides for labor organizations to participate in program planning.

(d) Whether the program provides for coordination with other employment and training programs offered in the community in which the program will be offered.

(6) **RULE MAKING.** The department shall promulgate rules to administer this section. The rules shall address eligible applicants and program providers, application requirements, criteria and procedures for awarding grants, reporting and auditing procedures and administrative operations.

(7) **FUNDING.** From the amounts appropriated under s. 20.445 (1) (m), all moneys received under 29 USC 2862 to 2864 shall be expended to fund grants and operations under this section.

History: 1985 a. 153; 1987 a. 27; 1989 a. 31, 44; 1995 a. 27 ss. 3714, 3715; Stats. 1995 s. 106.15; 1999 a. 9; 2003 a. 33; 2011 a. 32.

NOTE: This section was created by 1985 Act 153. Section 2 of Act 153 is entitled "Legislative purpose and intent."

Cross-reference: See also chs. DWD 816 and 820, Wis. adm. code.

106.16 Notification of position openings. (1) In this section:

(a) "Company" means any business operated for profit.

(b) "State agency" has the meaning given in s. 20.001 (1).

(2) Any company that receives a loan or grant from a state agency or an authority under ch. 231 or 234 shall notify the department and the local workforce development board established under 29 USC 2832, of any position in the company that is related to the project for which the grant or loan is received to be filled in this state within one year after receipt of the loan or grant. The company shall provide this notice at least 2 weeks prior to advertising the position.

(3) A state agency or an authority under ch. 231 or 234 shall notify the Wisconsin Economic Development Corporation if it makes a loan or grant to a company.

(4) (a) The department shall, upon complaint by any person or on its own motion, investigate any allegation that a company has violated sub. (2) if the complaint is filed with the department no more than 300 days after the alleged violation occurred.

(b) If after investigation under par. (a) the department finds probable cause to believe that a company has violated sub. (2), the department shall notify the company of the department's finding of probable cause, of the actions specified under par. (d) that the department proposes to take and of the company's right to request a hearing regarding the alleged violation of sub. (2).

(c) A company that receives a notice under par. (b) may, within 30 days after the date of the notice, request a contested case hearing under s. 227.42. If the department does not receive a request for a contested case hearing under s. 227.42 within 30 days after the date of the notice under par. (b), the department shall issue a final decision that the company has violated sub. (2) and take the actions specified under par. (d).

(d) If the department receives a request under par. (c) for a hearing, the department shall hold a hearing as provided under s. 227.44. If, after hearing, the department finds that a company has violated sub. (2), the department shall issue a final decision under s. 227.47 that the company has violated sub. (2) and shall order the company to take any remedial action that the department considers appropriate based on the severity of the noncompliance with sub. (2).

History: 1985 a. 285, 332; 1987 a. 27, 399; 1991 a. 39; 1995 a. 27 ss. 3716 and 9116 (5); Stats. 1995 s. 106.16; 1999 a. 9; 2011 a. 32.

106.17 Local labor market information. (1) The department shall collect information concerning local labor markets and periodically prepare reports dealing with labor forces at a local level in this state for general circulation.

(2) The collection and distribution of local labor market information under sub. (1) shall be funded only from the appropriations under s. 20.445 (1) (m) and (n).

History: 1987 a. 27; 1995 a. 27 s. 3717; Stats. 1995 s. 106.17; 2003 a. 33.

106.18 Youth programs in 1st class cities. From the appropriation account under s. 20.445 (1) (fm), the department shall implement and operate youth summer jobs programs in 1st class cities.

History: 2007 a. 20.

106.19 Trade adjustment assistance overpayment waiver. (1) On or before October 8, 1989, the department shall establish a policy for waiving recovery of overpayments made under the federal adjustment assistance for workers program under 19 USC 2272 to 2318.

(2) The waiver policy shall require the department to grant a waiver if all of the following apply:

(a) The overpayment was not the fault of the person who received it.

(b) Requiring repayment would be contrary to equity and good conscience.

(3) The department shall do all of the following:

(a) Notify if all of the following persons of the waiver policy and the person's right to request a waiver:

1. A person from whom the department attempts to recover an overpayment made under 19 USC 2272 to 2318.

2. A person from whom the department is in the process of recovering an overpayment made under 19 USC 2272 to 2318.

(b) Comply with the guidelines issued by the U.S. secretary of labor under 19 USC 2315 in connection with the waiver policy.

(c) Establish the waiver policy by rule, using the procedure under s. 227.24.

History: 1989 a. 31; 1995 a. 27 s. 3719; Stats. 1995 s. 106.19.

Cross-reference: See also ch. DWD 135, Wis. adm. code.

106.20 Pilot Wisconsin job opportunity business subsidy program. (1) DEFINITIONS. In this section:

(a) "Business" means any person engaged in a business enterprise for profit in this state.

(c) "Eligible job applicant" means an individual who the department determines meets the requirements of s. 101.35 (9), 1991 stats.

(cm) "Eligible unit of government" means a county described in s. 101.35 (2) (a), 1991 stats., or designated under s. 101.35 (2) (b), 1991 stats., or a unit of government designated under s. 101.35 (2) (d), 1991 stats.

(d) "Local service agency" means an organization designated under s. 101.35 (3), 1991 stats.

(e) "Minority business" has the meaning given in s. 16.287 (1) (e).

(f) "Small business" has the meaning given in s. 227.485 (2) (c).

(g) "Urban county" means a county located in a federal standard metropolitan statistical area.

(h) "Wisconsin job opportunity business subsidy program" means the program administered under this section.

(11) **REPAYMENT.** (a) If an eligible job applicant leaves the employ of a business that received funds to subsidize the wages of the eligible job applicant under s. 101.35 (5), 1991 stats., the business shall repay the following percentage of the funds:

1. If the eligible job applicant leaves while the position is subsidized, 70%.

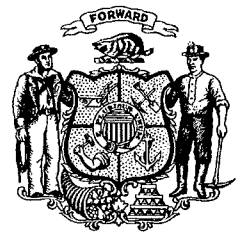
2. If the eligible job applicant leaves less than 12 months after the subsidy ended, a percentage between 70% and 0%, decreasing proportionally to 0% 12 months after the subsidy has ended.

3. If the eligible job applicant leaves 12 months or more after the subsidy ended, 0%.

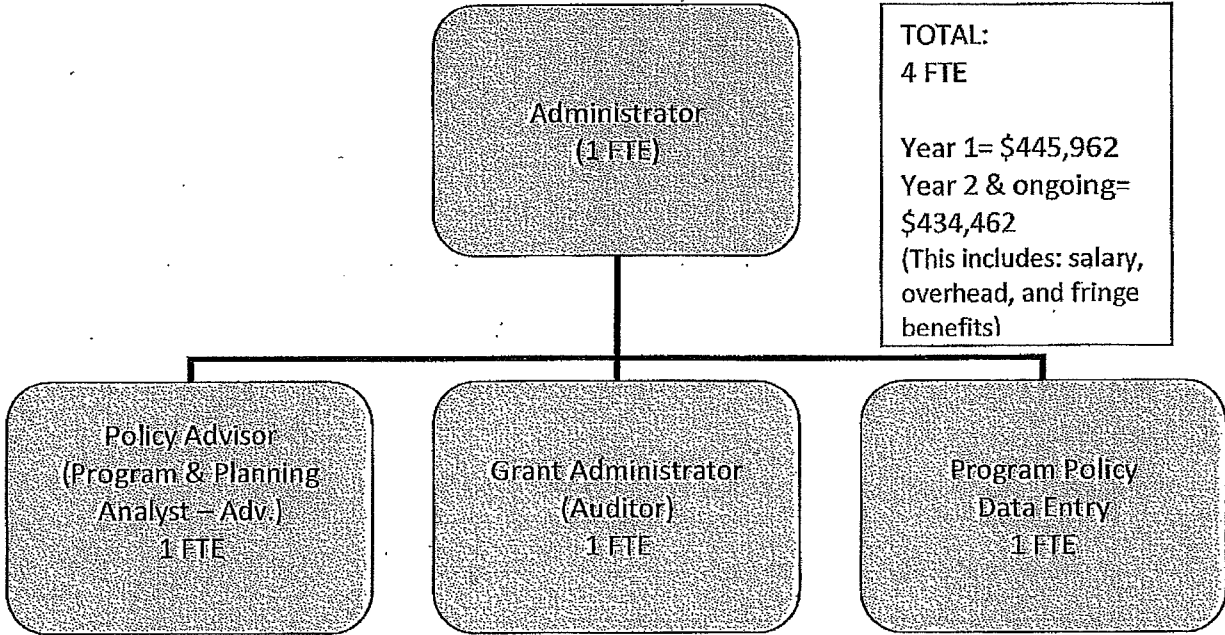
(b) A business need not repay funds under par. (a) if the business replaces the departing eligible job applicant with another eligible job applicant who remains employed with the business for at least 12 months after the subsidy paid to the departing eligible job applicant would have ended.



WISCONSIN STATE LEGISLATURE



Structure for the
OFFICE OF SKILLS DEVELOPMENT



The Office of Skills Development will actively engage Academic and Technical College Liaisons and the Wisconsin Economic Development Corporation during the review and audit process of awarding and reviewing grants. This coordination and partnership will ensure that worker training grants are given to partnerships in which high, in-demand career fields receive the necessary funds to help reduce the skills gap in Wisconsin. The office will also work with the Council on Workforce Investment to align these training funds as well.