

CHAPTER 74

WORKFORCE DEVELOPMENT BOARD MEMBERSHIP AND DUTIES AND UNEMPLOYMENT INSURANCE SYSTEM MODERNIZATION

H.F. 572

AN ACT relating to employment services programs administered by the department of workforce development by modifying the membership requirements and duties of the Iowa workforce development board and authorizing the department to carry out unemployment insurance systems modernization, making appropriations, and including effective date provisions.

Be It Enacted by the General Assembly of the State of Iowa:

DIVISION I IOWA WORKFORCE DEVELOPMENT BOARD

Section 1. Section 84A.1A, subsection 1, Code 2017, is amended by striking the subsection and inserting in lieu thereof the following:

1. An Iowa workforce development board is created, consisting of thirty-three voting members and thirteen nonvoting members.

a. The voting members of the Iowa workforce development board shall include the following:

(1) The governor.

(2) One state senator appointed by the president of the senate after consultation with the majority leader of the senate, who shall serve a term as provided in [section 69.16B](#).

(3) One state representative appointed by the speaker of the house of representatives after consultation with the majority leader of the house of representatives, who shall serve a term as provided in [section 69.16B](#).

(4) The director of the department of workforce development or the director's designee.

(5) The director of the department of education or the director's designee.

(6) The director of the department for the blind or the director's designee.

(7) The administrator of the division of Iowa vocational rehabilitation services of the department of education or the administrator's designee.

(8) The following twenty-six members who shall be appointed by the governor for staggered terms of four years beginning and ending as provided in [section 69.19](#), subject to confirmation by the senate:

(a) Seventeen members who shall be representatives of businesses in the state to whom each of the following applies:

(i) The members shall be owners of businesses, chief executives or operating officers of businesses, or other business executives or employers with optimum policymaking or hiring authority, and may, in addition, be members of a local workforce development board described in [section 84A.4](#).

(ii) The members shall represent businesses, including small businesses, or organizations representing businesses described in this subparagraph (a), that provide employment opportunities that, at a minimum, include high quality, work-relevant training and development in in-demand industry sectors or occupations in the state.

(iii) The members shall be appointed from among individuals nominated by state business organizations and business trade associations.

(b) Seven members who shall be representatives of the workforce in the state and who shall include all of the following:

(i) Four representatives of labor organizations who have been nominated by state labor federations.

(ii) One representative of a joint labor-management apprenticeship program in the state who shall be a member of a labor organization or a training director. If such a joint program does not exist in the state, the member shall instead be a representative of an apprenticeship program in the state.

(iii) Two representatives of community-based organizations that have demonstrated experience and expertise in addressing the employment, training, or education needs of individuals with barriers to employment as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §3(24), including but not limited to organizations that serve veterans,¹ that provide or support competitive, integrated employment for individuals with disabilities; or that serve eligible youth, as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §3(18), including representatives of organizations that serve out-of-school youth, as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §129(a)(1)(B).

(c) One city chief elected official, as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §3(9).

(d) One county chief elected official, as defined in the federal Workforce Innovation and Opportunity Act, Pub. L. No. 113-128, §3(9).

b. The nonvoting members of the Iowa workforce development board shall include the following:

(1) One state senator appointed by the minority leader of the senate, who shall serve for a term as provided in [section 69.16B](#).

(2) One state representative appointed by the minority leader of the house of representatives, who shall serve for a term as provided in [section 69.16B](#).

(3) One president, or the president's designee, of the university of northern Iowa, the university of Iowa, or Iowa state university of science and technology, designated by the state board of regents on a rotating basis.

(4) One president, or the president's designee, of an independent Iowa college, appointed by the Iowa association of independent colleges and universities.

(5) One president or president's designee, of a community college, appointed by the Iowa association of community college presidents.

(6) One representative of the economic development authority, appointed by the director.

(7) One representative of the department on aging, appointed by the director.

(8) One representative of the department of corrections, appointed by the director.

(9) One representative of the department of human services, appointed by the director.

(10) One representative of the United States department of labor, office of apprenticeship.

(11) One representative from the largest statewide public employees' organization representing state employees.

(12) One representative of a statewide labor organization representing employees in the construction industry.

(13) One representative of a statewide labor organization representing employees in the manufacturing industry.

c. The terms of members of the board described in paragraph "a", subparagraph (8), shall be staggered so that the terms of no more than nine members expire in a calendar year.

d. The members of the board shall represent diverse geographic areas of the state, including urban, rural, and suburban areas.

e. An individual shall not serve as a member of the board in more than one capacity described in paragraph "a".

Sec. 2. Section 84A.1A, subsections 3 and 4, Code 2017, are amended to read as follows:

3. ~~The workforce development board shall meet in May of each year for the purpose of electing one of its voting members as chairperson and one of its voting members as vice chairperson. However, the chairperson and the vice chairperson shall not be from the same political party. The governor shall select a chairperson for the workforce development board from among the members who are representatives of business described in [subsection 1, paragraph "a", subparagraph \(8\), subparagraph division \(a\)](#). The workforce development board shall meet at the call of the chairperson or when any five a majority of voting members of the workforce development board file a written request with the chairperson for a meeting. Written notice of the time and place of each meeting shall be given to each member of the workforce development board. A majority of the voting members constitutes a quorum.~~

¹ See chapter 170, §34 herein

4. Members of the workforce development board, ~~the director of the department of workforce development~~, and other employees of the department of workforce development shall be allowed their actual and necessary expenses incurred in the performance of their duties. All expenses shall be paid from appropriations for those purposes and the department of workforce development is subject to the budget requirements of [chapter 8](#). Each member of the workforce development board may also be eligible to receive compensation as provided in [section 7E.6](#).

Sec. 3. Section 84A.1B, subsections 5, 6, and 9, Code 2017, are amended by striking the subsections.

Sec. 4. Section 84A.1B, subsection 17, Code 2017, is amended to read as follows:

17. Make recommendations to the general assembly and governor regarding workforce development services, programs, and activities, including but not limited to allocation of resources.

Sec. 5. INITIAL BOARD APPOINTMENTS — TRANSITION PROVISIONS.

1. The governor shall appoint initial members of the Iowa workforce development board described in [section 84A.1A, subsection 1](#), paragraph “a”, subparagraph (8), as enacted by this division of this Act, to terms of less than four years as necessary to ensure that the terms of no more than nine members expire in a calendar year.

2. The governor may appoint members serving on the Iowa workforce development board prior to the effective date of this division of this Act pursuant to [section 84A.1A, subsection 1](#), paragraph “a”, Code 2017, for membership on the board on and after the effective date of this division of this Act if such individuals continue to be eligible for membership on the board pursuant to [section 84A.1A, subsection 1](#), paragraph “a”, subparagraph (8), as enacted by this division of this Act.

3. The members serving on the Iowa workforce development board prior to the effective date of this division of this Act pursuant to [section 84A.1A, subsection 1](#), paragraph “a”, Code 2017, shall continue to constitute the membership of the board until a meeting of the board is held at which a majority of the voting members of the board appointed pursuant to [section 84A.1A, subsection 1](#), paragraph “a”, subparagraph (8), as enacted by this division of this Act, are present.

Sec. 6. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

DIVISION II UNEMPLOYMENT INSURANCE SYSTEMS MODERNIZATION

Sec. 7. 2016 Iowa Acts, chapter 1118, section 22, is amended to read as follows:

SEC. 22. ~~AUTHORIZATION TO JOIN CONSORTIUM~~ USE FEDERAL FUNDS. The department of workforce development is hereby authorized to ~~join a consortium with the states of Idaho and Vermont for the purpose of modifying the Idaho unemployment benefit payment software system so that it can be used to pay unemployment insurance benefits by the state of Iowa~~ use federal funds distributed to the department for the purpose of unemployment insurance systems modernization.

Sec. 8. 2016 Iowa Acts, chapter 1118, section 23, subsections 1 and 2, are amended to read as follows:

1. There is hereby appropriated out of funds made available to the state of Iowa under section 903 of the Social Security Act, as amended, the sum of one million seventy-six thousand dollars, or so much thereof as may be necessary, to be used under the direction of the department of workforce development, for the purpose of ~~modifying the Idaho unemployment insurance benefit payment software system so that it can be used to pay unemployment insurance benefits by the state of Iowa~~ unemployment insurance systems modernization and for the acquisition of programing, software, and equipment required

to provide an administrative and payment system for the Iowa unemployment insurance program.

2. The funds hereby appropriated shall not be obligated after the expiration of the two-year period beginning on ~~the date of the enactment of this section~~ July 1, 2017.

Sec. 9. 2016 Iowa Acts, chapter 1118, section 24, is amended to read as follows:

SEC. 24. AUTHORIZATION OF USE OF FUNDS — UNEMPLOYMENT INSURANCE BENEFIT PAYMENT SOFTWARE SYSTEM — SYSTEMS MODERNIZATION.

1. Four million eight hundred twenty-five thousand dollars, or so much thereof as may be necessary, of incentive payment funds credited with respect to the Assistance for Unemployed Workers and Struggling Families Act, Pub. L. No. 111-5, Division B, Tit. II, §2003, as codified in 42 U.S.C. §1103, as a special transfer made under section 903(g) of the Social Security Act, may be used under the direction of the department of workforce development for the purpose of ~~modifying the Idaho unemployment insurance benefit payment system so that it can be used to pay unemployment insurance benefits by the state of Iowa~~ unemployment insurance systems modernization and for the acquisition of programing, software, and equipment required to provide an administrative and payment system for the Iowa unemployment insurance program.

2. The funds hereby authorized for use shall not be obligated after the expiration of the two-year period beginning on ~~the date of the enactment of this section~~ July 1, 2017.

Sec. 10. EFFECTIVE UPON ENACTMENT. This division of this Act, being deemed of immediate importance, takes effect upon enactment.

Approved April 13, 2017