

**261—7.3(260F) Definitions.**

“*Act*” means Iowa Code chapter 260F.

“*Agreement*” means the agreement between a business and a community college concerning a project.

“*Apprentice*” means a person who is at least 16 years of age, except where a higher minimum age is required by law, who is employed in an apprenticeable occupation, and is registered with the United States Department of Labor, Bureau of Apprenticeship and Training.

“*Apprenticeable occupation*” means an occupation approved for apprenticeship by the United States Department of Labor, Bureau of Apprenticeship and Training.

“*Apprenticeship program*” means a program registered with the U.S. Bureau of Apprenticeship and Training which contains the terms and conditions for the qualification, recruitment, selection, employment and training of apprentices, including the requirement for a written apprenticeship agreement.

“*Apprenticeship sponsor*” means an entity operating an apprenticeship program or in whose name an apprenticeship program is being operated, registered or approved by the United States Department of Labor, Bureau of Apprenticeship and Training.

“*Authority*” means the economic development authority created in Iowa Code section 15.105.

“*Business network*” means five or more businesses which are located in two or more community college districts and which share a common training need. A business network training project must have a designated lead community college, business, or organization to serve as the administrative entity that will coordinate the training program.

“*Certification*” means the community college and business agree that the information contained in the application is accurate. The certification also gives the authority permission to research the history of the business and perform other related activities necessary for the evaluation of the application.

“*Community college*” means a community college established under Iowa Code chapter 260C.

“*Community college consortium*” means two or more businesses located in the same community college district which share a common training need.

“*Date of commencement of the project*” means the date of the preliminary agreement or the date an application for assistance is received by the authority.

“*Eligible business*” or “*business*” means a business training employees which is engaged in interstate or intrastate commerce for the purpose of manufacturing, processing, or assembling products, warehousing or wholesaling products, conducting research and development, or providing services in interstate commerce, but excludes retail, health, or professional services and which meets the other criteria established by the authority. A business engaged in the provision of services must have customers outside of Iowa to be eligible. The business site to receive training must be located in Iowa. “Eligible business” does not include a business whose training costs can be economically funded under Iowa Code chapter 260E, a business which closes or substantially reduces its workforce by more than 20 percent at existing operations in order to relocate substantially the same operation to another area of the state, or a business which is involved in a strike, lockout, or other labor dispute in Iowa. If a business closes or substantially reduces its workforce by more than 20 percent at existing operations in order to relocate substantially the same operation to another area of the state, then the business is ineligible for 36 consecutive months at any of its Iowa sites from the date the new establishment opens.

“*Employee*” means a person currently employed by a business who is to be trained. An employee for whom training is planned must hold a current position intended by the employer to exist on an ongoing basis with no planned termination date. Training is available only to an employee who is hired by the business, is currently employed by the business, and for whom the business pays withholding tax. However, “employee” does not include a person with executive responsibilities, a replacement worker who is hired as a result of a strike, lockout, or other labor dispute in Iowa, or an employee hired as a temporary worker.

“*High technology apprenticeship program*” means a program that includes the definitions of apprenticeship program and high technology training.

*“High technology training”* means training that provides knowledge or skills that are clearly recognized throughout the industry as technologically up to date or advanced for a particular occupation.

*“Jobs training program”* or *“program”* means the project or projects established by a community college for the training of employees.

*“Lead apprenticeship sponsor”* means an apprenticeship sponsor that is the applicant for an apprenticeship project.

*“Lead organization”* means a trade organization, labor organization or other incorporated entity representing a group of businesses that is the applicant for a business network project.

*“Participating business”* means a business training employees which enters into an agreement with the community college.

*“Program costs”* means all necessary and incidental costs of providing program services.

*“Program services”* includes but is not limited to the following:

1. Training of employees;
2. Adult basic education and job-related instruction;
3. Career and technical skill-assessment services and testing;
4. Training facilities, equipment, materials, and supplies;
5. Administrative expenses for the jobs training program;
6. Subcontracted services with institutions governed by the state board of regents, private colleges or universities, or other federal, state, or local agencies;
7. Contracted or professional services;
8. Training-related travel and meals.

*“Project”* means a training arrangement which is the subject of an agreement entered into between a community college and an eligible business to provide program services. *“Project”* also means an authority-sponsored training arrangement which is sponsored by the authority and administered under Iowa Code sections 260F.6A and 260F.6B.

[ARC 3463C, IAB 11/22/17, effective 12/27/17]