

**Senate File 429 - Introduced**

SENATE FILE 429  
BY COMMITTEE ON APPROPRIATIONS

(SUCCESSOR TO SF 291)  
(SUCCESSOR TO SSB 1203)

**A BILL FOR**

1 An Act relating to workforce training programs and making  
2 appropriations.

3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

DIVISION I

FY 2013-2014 WORKFORCE TRAINING PROGRAM APPROPRIATIONS

Section 1. DEPARTMENT OF EDUCATION. There is appropriated from the general fund of the state to the department of education for the fiscal year beginning July 1, 2013, and ending June 30, 2014, the following amount, or so much thereof as is necessary, to be used for the purposes designated:

1. COMMUNITY COLLEGES.

a. For deposit in the statewide work-based learning intermediary network fund created pursuant to section 256.40, subsection 1: \$ 3,000,000

b. For deposit in the workforce training and economic development funds created pursuant to section 260C.18A: \$ 15,400,000

c. For deposit in the pathways for academic career and employment fund established pursuant to section 260H.2, subsection 2: \$ 5,000,000

d. For distribution to community colleges for the purposes of implementing adult education and literacy programs pursuant to section 260C.50: \$ 5,350,000

The moneys appropriated in this paragraph "d" shall be allocated pursuant to the formula established in section 260C.18C.

e. For distribution of grants to be awarded to community colleges for the purpose of adult basic education programs for students requiring instruction in English as a second language: \$ 2,000,000

The department shall establish an application process and criteria to award grants pursuant to this paragraph "e" to community colleges. The criteria shall be based on need for instruction in English as a second language in the region served by each community college as determined by factors

1 including data from the latest federal decennial census and  
2 outreach efforts to determine regional needs.

3 2. ADULT EDUCATION AND LITERACY PROGRAMS.

4 For implementation of adult education and literacy programs  
5 pursuant to section 260C.50:

6 ..... \$ 150,000

7 3. ADMINISTRATION OF WORKFORCE TRAINING AND ECONOMIC  
8 DEVELOPMENT FUNDS.

9 For administration of the workforce training and economic  
10 development funds created pursuant to section 260C.18A:

11 ..... \$ 100,000

12 DIVISION II

13 WORKFORCE TRAINING PROGRAMS

14 Sec. 2. Section 256.9, Code 2013, is amended by adding the  
15 following new subsection:

16 NEW SUBSECTION. 63. Administer the workforce training  
17 and economic development funds created pursuant to section  
18 260C.18A.

19 Sec. 3. Section 256.40, Code 2013, is amended to read as  
20 follows:

21 **256.40 Statewide work-based learning intermediary network —**  
22 **fund — steering committee — regional networks.**

23 1. A statewide work-based learning intermediary network  
24 program is established in the department and shall be  
25 administered by the department. A separate, statewide  
26 work-based learning intermediary network fund is created in the  
27 state treasury under the control of the department. The fund  
28 shall consist of all moneys deposited in the fund, including  
29 any moneys appropriated by the general assembly and any other  
30 moneys available to and obtained or accepted by the department  
31 from federal or private sources for purposes of the program.  
32 Notwithstanding section 8.33, moneys in the fund at the end  
33 of a fiscal year shall not revert to the general fund of the  
34 state. Notwithstanding section 12C.7, subsection 2, interest  
35 or earnings on moneys in the fund shall be credited to the

1 fund.

2 2. The purpose of the program shall be to ~~build a seamless~~  
3 ~~career, future workforce, and economic development system in~~  
4 ~~Iowa to accomplish all of the following~~ prepare students for  
5 the workforce by connecting business and the education system  
6 and offering relevant, work-based learning activities to  
7 students and teachers. The program shall:

8 a. Better prepare students to make informed postsecondary  
9 education and career decisions.

10 b. Provide communication and coordination in order to build  
11 and sustain relationships between employers and local youth,  
12 the education system, and the community at large.

13 c. Connect students to local career opportunities, creating  
14 economic capital for the region using a skilled and available  
15 workforce.

16 ~~d. Facilitate the sharing of best practices statewide by~~  
17 ~~business and education leaders.~~

18 e. d. Provide a one-stop contact point for information  
19 useful to both educators and employers, including ~~a state-level~~  
20 ~~clearinghouse for~~ information on internships, job shadowing  
21 experiences, and other workplace learning opportunities  
22 ~~for students that are linked to the state's economic goals~~  
23 students, particularly related to science, technology,  
24 engineering, or mathematics occupations, occupations related  
25 to critical infrastructure and commercial and residential  
26 construction, or targeted industries as defined in section  
27 15.102.

28 ~~f. Implement services for all students, staff, and districts~~  
29 ~~within the region and integrate workplace skills into the~~  
30 ~~curriculum.~~

31 e. Integrate services provided through the program with  
32 other career exploration-related activities such as the  
33 student core curriculum plan and the career information and  
34 decision-making system developed and administered under section  
35 279.61, where appropriate.

1 f. Facilitate the attainment of portable credentials of  
2 value to employers such as the national career readiness  
3 certificate, where appropriate.

4 g. Develop work-based capacity with employers.

5 ~~h. Improve the skills of Iowa's future workforce.~~

6 ~~i, h.~~ Provide core services, which may include student job  
7 shadowing, student internships, and teacher or student tours.

8 3. The department shall establish and facilitate a steering  
9 committee comprised of representatives from the department of  
10 workforce development, the economic development authority,  
11 the community colleges, the institutions under the control of  
12 the state board of regents, accredited private institutions,  
13 area education agencies, school districts, and the workplace  
14 learning connection. The steering committee shall be  
15 responsible for the development and implementation of the  
16 statewide work-based learning intermediary network.

17 4. The steering committee shall develop a design for a  
18 statewide network comprised of fifteen regional work-based  
19 learning intermediary networks. The design shall include  
20 network specifications, strategic functions, and desired  
21 outcomes. The steering committee shall recommend program  
22 parameters and reporting requirements to the department.

23 5. Each regional network shall establish an advisory  
24 council to ~~develop and implement~~ provide advice and assistance  
25 to the regional network. The advisory council shall  
26 include representatives of business and industry, including  
27 construction trade industry professionals, and shall meet at  
28 least annually.

29 6. Each regional network or consortium of networks shall  
30 annually submit a work-based learning plan to the department.  
31 Each plan shall include provisions to provide core services  
32 referred to in subsection 2, paragraph "h", to all school  
33 districts within the region and for the integration of job  
34 shadowing and other work-based learning activities into  
35 secondary career and technical education programs.

1     ~~6.~~ 7. a. ~~Funds~~ Moneys deposited in the statewide  
2 work-based learning intermediary network fund created in  
3 subsection 1 shall be distributed annually to each region  
4 for the implementation of the statewide work-based learning  
5 intermediary network ~~based upon the distribution of the~~  
6 ~~kindergarten through grade twelve student enrollments in each~~  
7 ~~region. The amount shall not exceed three dollars per student~~  
8 upon approval by the department of the region's work-based  
9 learning plan submitted pursuant to subsection 6.

10     b. If the balance in the statewide work-based learning  
11 intermediary network fund on July 1 of a fiscal year is one  
12 million five hundred thousand dollars or less, the department  
13 shall distribute moneys in the fund to regions or consortium  
14 of regions on a competitive basis. If the balance in the  
15 statewide work-based learning intermediary network fund on July  
16 1 of a fiscal year is greater than one million five hundred  
17 thousand dollars, the department shall distribute one hundred  
18 thousand dollars to each region and distribute the remaining  
19 moneys pursuant to the formula established in section 260C.18C.

20     ~~7.~~ 8. The department shall provide oversight of the  
21 statewide work-based learning intermediary network ~~and shall~~  
22 ~~annually evaluate the statewide and regional network progress~~  
23 ~~toward the outcomes identified by the steering committee~~  
24 ~~pursuant to subsection 4.~~ The department shall require each  
25 region to submit an annual report on its ongoing implementation  
26 of the statewide work-based learning intermediary network  
27 program to the department.

28     ~~8.~~ 9. Each regional network shall match the ~~funds~~ moneys  
29 received pursuant to subsection ~~6~~ 7 with financial resources  
30 equal to at least twenty-five percent of the amount of  
31 the ~~funds~~ moneys received pursuant to subsection ~~6~~ 7. The  
32 financial resources used to provide the match may include  
33 private donations, in-kind contributions, or public ~~funds~~  
34 moneys other than the ~~funds~~ moneys received pursuant to  
35 subsection ~~6~~ 7.

1     10. The state board of education shall adopt rules under  
2 chapter 17A for the administration of this section.

3     Sec. 4. Section 260C.18A, subsection 1, paragraph b, Code  
4 2013, is amended to read as follows:

5     b. Moneys in the funds shall consist of any moneys  
6 appropriated by the general assembly and any other moneys  
7 available to and obtained or accepted by the ~~economic~~  
8 ~~development authority~~ department from federal sources or  
9 private sources for placement in the funds. Notwithstanding  
10 section 8.33, moneys in the funds at the end of each fiscal  
11 year shall not revert to any other fund but shall remain in the  
12 funds for expenditure in subsequent fiscal years.

13     Sec. 5. Section 260C.18A, subsection 2, paragraph c, Code  
14 2013, is amended to read as follows:

15     c. For the development and implementation of career  
16 academies designed to provide new career preparation  
17 opportunities for high school students that are formally  
18 linked with postsecondary career and technical education  
19 programs. For purposes of this section, "*career academy*"  
20 means a program of study that combines a minimum of two  
21 years of secondary education with an associate degree, or the  
22 equivalent, career preparatory program in a nonduplicative,  
23 sequential course of study that is standards based, integrates  
24 academic and technical instruction, utilizes work-based and  
25 worksite learning where appropriate and available, utilizes an  
26 individual career planning process with parent involvement,  
27 and leads to an associate degree or postsecondary diploma or  
28 certificate in a career field that prepares an individual  
29 for entry and advancement in a high-skill and reward career  
30 field and further education. The ~~economic development~~  
31 ~~authority~~ state board, in conjunction with the ~~state board of~~  
32 ~~education and the~~ division of community colleges and workforce  
33 preparation of the department of education, shall adopt  
34 administrative rules for the development and implementation of  
35 such career academies pursuant to section 256.11, subsection

1 5, paragraph "h", section 260C.1, and Tit. II of Pub. L. No.  
2 105-332, Carl D. Perkins Vocational and Technical Education Act  
3 of 1998.

4 Sec. 6. Section 260C.18A, subsection 2, paragraph e, Code  
5 2013, is amended by striking the paragraph.

6 Sec. 7. Section 260C.18A, subsection 3, Code 2013, is  
7 amended to read as follows:

8 3. The ~~economic development authority~~ department shall  
9 allocate the moneys appropriated pursuant to this section  
10 to the community college workforce training and economic  
11 development funds utilizing the same distribution formula  
12 used for the allocation of state general aid to the community  
13 colleges.

14 Sec. 8. Section 260C.18A, subsection 4, paragraph d, Code  
15 2013, is amended to read as follows:

16 *d.* Annually submit the two-year plan and progress report  
17 to the ~~economic development authority~~ department in a manner  
18 prescribed by rules adopted by the department pursuant to  
19 chapter 17A.

20 Sec. 9. NEW SECTION. 260C.50 **Adult education and literacy**  
21 **programs.**

22 1. For purposes of this section, "*adult education and*  
23 *literacy programs*" means adult basic education, adult education  
24 leading to a high school equivalency diploma under chapter  
25 259A, English as a second language instruction, workplace and  
26 family literacy instruction, or integrated basic education and  
27 technical skills instruction.

28 2. The department and the community colleges shall jointly  
29 implement adult education and literacy programs to assist  
30 adults and youths sixteen years of age and older who are not  
31 in school in obtaining the knowledge and skills necessary for  
32 further education, work, and community involvement.

33 3. The state board, in consultation with the community  
34 colleges, shall prescribe standards for adult education and  
35 literacy programs including but not limited to contextualized



1 and integrated instruction, assessments, instructor  
2 qualification and professional development, data collection and  
3 reporting, and performance benchmarks.

4 4. The state board, in consultation with the community  
5 colleges, shall adopt rules pursuant to chapter 17A to  
6 administer this section.

7 Sec. 10. Section 260H.2, Code 2013, is amended to read as  
8 follows:

9 **260H.2 Pathways for academic career and employment program**  
10 **— fund.**

11 1. A pathways for academic career and employment program  
12 is established to provide funding to community colleges for  
13 the development of projects in coordination with the economic  
14 development authority, the department of education, the  
15 department of workforce development, regional advisory boards  
16 established pursuant to section 84A.4, and community partners  
17 to implement a simplified, streamlined, and comprehensive  
18 process, along with customized support services, to enable  
19 eligible participants to acquire effective academic and  
20 employment training to secure gainful, quality, in-state  
21 employment.

22 2. a. A pathways for academic career and employment fund  
23 is created for the community colleges in the state treasury to  
24 be administered by the department of education. The moneys  
25 in the pathways for academic career and employment fund are  
26 appropriated to the department of education for the pathways  
27 for academic career and employment program.

28 b. The aggregate total of grants awarded from the pathways  
29 for academic career and employment fund during a fiscal year  
30 shall not be more than five million dollars.

31 c. Moneys in the fund shall be allocated pursuant to the  
32 formula established in section 260C.18C. Notwithstanding  
33 section 8.33, moneys in the fund at the close of the fiscal  
34 year shall not revert to the general fund of the state but  
35 shall remain available for expenditure for the purpose

1 designated for subsequent fiscal years. Notwithstanding  
2 section 12C.7, subsection 2, interest or earnings on moneys in  
3 the fund shall be credited to the fund.

4 Sec. 11. Section 260H.3, subsection 1, paragraph b, Code  
5 2013, is amended to read as follows:

6 *b.* Persons earning incomes at or below two hundred fifty  
7 percent of the federal poverty level as defined by the most  
8 recently revised poverty income guidelines published by the  
9 United States department of health and human services.

10 Sec. 12. Section 260H.4, subsection 2, paragraph b, Code  
11 2013, is amended by adding the following new subparagraph:

12 NEW SUBPARAGRAPH. (5) Any other industry designated as  
13 in-demand by a regional advisory board established pursuant to  
14 section 84A.4.

15 Sec. 13. Section 260H.4, subsection 2, paragraph c, Code  
16 2013, is amended by striking the paragraph.

17 Sec. 14. NEW SECTION. 260H.7A Pathway navigators.

18 1. A community college may use moneys for the pathways  
19 for academic career and employment program to employ pathway  
20 navigators to assist students applying for or enrolled in  
21 eligible pathways for academic career and employment projects.

22 2. Pathway navigators shall provide services and support  
23 to aid students in selecting pathways for academic career and  
24 employment projects that will result in gainful, quality,  
25 in-state employment and to ensuring students are successful  
26 once enrolled in pathways for academic career and employment  
27 projects. Services the pathway navigators may provide include  
28 but are not limited to the following:

29 *a.* Interviewing and selecting students for enrollment in  
30 pathways for academic career and employment projects.

31 *b.* Assessing students' skills, interests, and previous  
32 academic and work experience for purposes of placement in  
33 pathways for academic career and employment projects.

34 *c.* Working with students to develop academic and career  
35 plans and to adjust such plans as needed.

1     *d.* Assisting students in applying for and receiving  
2 resources for financial aid and other forms of tuition  
3 assistance.

4     *e.* Assisting students with the admissions process, remedial  
5 education, academic credit transfer, meeting assessment  
6 requirements, course registration, and other procedures  
7 necessary for successful completion of pathways for academic  
8 career and employment projects.

9     *f.* Assisting in identifying and resolving obstacles to  
10 students' successful completion of pathways for academic career  
11 and employment projects.

12    *g.* Connecting students with useful college resources  
13 or outside support services such as access to child care,  
14 transportation, and tutorial assistance, as needed.

15    *h.* Maintaining ongoing contact with students enrolled  
16 in pathways for academic career and employment projects and  
17 ensuring students are making satisfactory progress toward the  
18 successful completion of projects.

19    *i.* Providing support to students transitioning from remedial  
20 education, short-term training, and classroom experience to  
21 employment.

22    *j.* Coordinating activities with community-based  
23 organizations that serve as key recruiters for pathways for  
24 academic career and employment projects and assisting students  
25 throughout the recruitment process.

26    *k.* Coordinating adult basic education services.

27    Sec. 15. NEW SECTION. **260H.7B Regional industry sector**  
28 **partnerships.**

29    1. A community college may use moneys for the pathways for  
30 academic career and employment program to provide staff and  
31 support for the development and implementation of regional  
32 industry sector partnerships within the region served by the  
33 community college.

34    2. Regional, industry sector partnerships may include but  
35 are not limited to the following activities:

1     *a.* Bringing together representatives from industry sectors,  
2 government, education, local workforce boards, community-based  
3 organizations, labor, economic development organizations,  
4 and other stakeholders within the regional labor market to  
5 determine how pathways for academic career and employment  
6 projects should address workforce skills gaps, occupational  
7 shortages, and wage gaps.

8     *b.* Integrating pathways for academic career and employment  
9 projects and other existing supply-side strategies with  
10 workforce needs within the region served by the community  
11 college.

12     *c.* Developing pathways for academic career and employment  
13 projects that focus on the workforce skills, from entry level  
14 to advanced, required by industry sectors within the region  
15 served by the community college.

16     Sec. 16. Section 260I.4, subsection 6, Code 2013, is amended  
17 to read as follows:

18     6. Eligibility for tuition assistance under this chapter  
19 shall be limited to persons earning incomes at or below  
20 two hundred fifty percent of the federal poverty level as  
21 defined by the most recently revised poverty income guidelines  
22 published by the United States department of health and human  
23 services.

24     Sec. 17. Section 260I.5, Code 2013, is amended by adding the  
25 following new subsection:

26     NEW SUBSECTION. 5. Costs of providing direct staff  
27 support services including but not limited to marketing,  
28 outreach, application, interview, and assessment processes.  
29 Eligible costs for this purpose shall be limited to twenty  
30 percent of any allocation of moneys to the two smallest  
31 community colleges, ten percent of any allocation of moneys  
32 to the two largest community colleges, and fifteen percent of  
33 any allocation of moneys to the remaining eleven community  
34 colleges. Community college size shall be determined based on  
35 the most recent three-year rolling average full-time equivalent

1 enrollment.

2 EXPLANATION

3 This bill relates to workforce training programs, including  
4 making appropriations for workforce training programs for  
5 fiscal year 2013-2014. The bill is organized into divisions.

6 FY 2013-2014 WORKFORCE TRAINING APPROPRIATIONS. The bill  
7 appropriates moneys from the general fund of the state to the  
8 department of education for deposit in the statewide work-based  
9 learning intermediary network fund established pursuant to Code  
10 section 256.40.

11 The bill appropriates moneys from the general fund of  
12 the state to the department of education for deposit in the  
13 workforce training and economic development funds created  
14 pursuant to Code section 260C.18A.

15 The bill appropriates moneys from the general fund of  
16 the state to the department of education for deposit in the  
17 pathways for academic career and employment fund established  
18 pursuant to Code section 260H.2.

19 The bill appropriates moneys from the general fund of  
20 the state to the department of education for distribution to  
21 community colleges for implementation of adult education and  
22 literacy programs provided for in the bill.

23 The bill appropriates moneys from the general fund of the  
24 state to the department of education for distribution of grants  
25 to be awarded to community colleges for the purpose of adult  
26 basic education programs for students requiring instruction in  
27 English as a second language. The bill requires the department  
28 to establish an application process and criteria for the  
29 awarding of grants and provides for certain required criteria.

30 The bill appropriates moneys from the general fund of the  
31 state to the department of education for implementation of  
32 adult education and literacy programs provided for in the bill.

33 The bill appropriates moneys from the general fund of the  
34 state to the department of education for administration of  
35 the workforce training and economic development funds created

1 pursuant to Code section 260C.18A.

2       WORKFORCE TRAINING PROGRAMS. The bill provides that the  
3 department of education will administer the workforce training  
4 and economic development funds created pursuant to Code section  
5 260C.18A. Under current law, the funds are administered by the  
6 economic development authority.

7       The bill makes various changes to the statewide work-based  
8 learning intermediary network program under Code section  
9 256.40, including modifying the purposes of the program and  
10 the duties of the steering committee, regional networks, and  
11 regional advisory councils for the program; establishing  
12 requirements for the distribution of funds in the statewide  
13 work-based learning intermediary network fund; establishing  
14 annual planning and reporting requirements; and establishing  
15 rulemaking authority for the program.

16       The bill directs the department of education and the  
17 community colleges to jointly implement adult education  
18 and literacy programs to assist adults and youths 16 years  
19 of age and older who are not in school in obtaining the  
20 knowledge and skills necessary for further education, work,  
21 and community involvement. The bill provides for standards  
22 for such programs. The bill defines "adult education and  
23 literacy programs" as adult basic education, adult education  
24 leading to a high school equivalency diploma under Code chapter  
25 259A, English as a second language instruction, workplace and  
26 family literacy instruction, or integrated basic education and  
27 technical skills instruction.

28       The bill makes various changes to the pathways for academic  
29 career and employment program under Code chapter 260H. The  
30 bill establishes a pathways for academic career and employment  
31 fund in the state treasury for the community colleges to be  
32 administered by the department of education. Moneys in the  
33 fund shall be allocated pursuant to the formula established  
34 in Code section 260C.18C. The bill makes changes relating  
35 to eligibility criteria for the program. The bill provides

1 that funds for the program can be used by community colleges  
2 to employ pathway navigators to provide various services to  
3 aid students in selecting pathways for academic career and  
4 employment projects that will result in gainful, quality,  
5 in-state employment and to ensure students are successful once  
6 enrolled in such projects. The bill provides that funds for  
7 the program can be used by community colleges to establish  
8 regional industry sector partnerships. Partnerships may  
9 include various activities to further the ability of pathways  
10 for academic career and employment projects to meet the  
11 workforce needs of industry sectors within the region served  
12 by a community college.

13 The bill makes changes to the gap tuition assistance program  
14 under Code chapter 260I. The bill modifies eligibility  
15 criteria for the program and costs eligible for coverage by  
16 tuition assistance under the program.