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S.135

Representatives O’Sullivan of Burlington and Stuart of Brattleboro move that the House propose to the Senate to amend the bill as follows:

First: By striking out Sec. E.1 in its entirety and inserting in lieu thereof a new Sec. E.1 to read:

Sec. E.1. 10 V.S.A. § 540 is amended to read:

§ 540. ~~WORKFORCE EDUCATION AND TRAINING~~ DEVELOPMENT
LEADER

(a) The Commissioner of Labor shall be the leader of workforce ~~education and training~~ development in the State; and shall have the authority and responsibility for the coordination of workforce education and training within State government, including the following duties:

(1) Perform the following duties in consultation with the State Workforce Development Board:

(A) advise the Governor on the establishment of an integrated system of workforce education and training for Vermont;

(B) create and maintain an inventory of all existing workforce education and training programs and activities in the State;

(C) use data to ensure that State workforce education and training activities are aligned with the needs of the available workforce, the current and

1 future job opportunities in the State, and the specific credentials needed to
2 achieve employment in those jobs;

3 (D) develop a State plan, as required by federal law, to ensure that
4 workforce education and training programs and activities in the State serve
5 Vermont citizens and businesses to the maximum extent possible;

6 (E) ensure coordination and non-duplication of workforce education
7 and training activities;

8 (F) identify best practices and gaps in the delivery of workforce
9 education and training programs;

10 (G) design and implement criteria and performance measures for
11 workforce education and training activities; and

12 (H) establish goals for the integrated workforce education and
13 training system.

14 (2) Require from each business, training provider, or program that
15 receives State funding to conduct workforce education and training a report
16 that evaluates the results of the training. Each recipient shall submit its report
17 on a schedule determined by the Commissioner and shall include at least the
18 following information:

19 (A) name of the person who receives funding;

20 (B) amount of funding;

21 (C) activities and training provided;

1 (D) number of trainees that enroll in and complete training, and their
2 ~~general~~ demographic description, including age, ethnicity, race, and gender
3 based on voluntary self-reported information;

4 (E) occupational field, projected earnings, and employment status of
5 trainees; and

6 (F) future needs for resources.

7 (3) Review reports submitted by each recipient of workforce education
8 and training funding.

9 (4) Issue an annual report to the Governor and the General Assembly on
10 or before December 1 that includes a systematic evaluation of the
11 accomplishments of the State workforce investment system and the
12 performance of participating agencies and institutions.

13 (5) Coordinate public and private workforce programs to assure that
14 information is easily accessible to students, employees, and employers, and
15 that all information and necessary counseling is available through one contact.

16 (6) Facilitate effective communication between the business community
17 and public and private educational institutions.

18 (7) Notwithstanding any provision of State law to the contrary, and to
19 the fullest extent allowed under federal law, ensure that in each State and
20 State-funded workforce education and training program, the program

1 administrator collects and reports data and results at the individual level by
2 Social Security Number or an equivalent.

3 (8) Coordinate within and across State government a comprehensive
4 workforce development strategy that grows the workforce, recruits new
5 workers to the State, and meets employers' workforce needs.

6 Second: By adding Secs. E.3–E.5 to read:

7 Sec. E.3. 10 V.S.A. § 7 is amended to read:

8 § 7. ECONOMIC DEVELOPMENT; ASSISTANCE AND INCENTIVES
9 BENCHMARK REPORTS

10 (a) For purposes of this section, "economic development assistance
11 recipient" means any business entity, including a for-profit corporation, a
12 nonprofit corporation, a partnership, or a sole proprietorship that receives
13 economic development assistance from ~~state~~ State funds administered by a
14 governmental agency, from state funds administered by a private entity, or
15 from federal funds administered by the ~~state~~ State, whether such assistance is
16 in the form of a grant, a loan, a state tax abatement, a tax credit, a tax
17 increment financing program, or such other form of economic development
18 assistance or incentive as the ~~secretary of commerce and community~~
19 ~~development~~ Secretary of Commerce and Community Development may
20 identify by rule.

1 (b)(1) Each economic development recipient shall state, on a form approved
2 by the agency granting assistance, or awarding a tax credit or abatement, or
3 approving any other form of economic development assistance;

4 (A) the number of new jobs that will be created or existing jobs that
5 will be retained as a result of such assistance;

6 (B) the wages and employee benefits associated with such jobs;

7 (C) the occupational fields of the jobs;

8 (D) the demographic profile of new employees, including their age,
9 ethnicity, race, and gender, based on voluntary self-reported information; and

10 (E) a description of any other public benefits associated with such
11 economic development assistance.

12 (2) ~~Such~~ An economic development recipient shall make the statement
13 ~~shall be made~~ prescribed under subdivision (b)(1) of this section prior to any
14 such grant, award, or approval.

15 (3) ~~Such~~ The agency granting assistance, or awarding a tax credit or
16 abatement, or approving any other form of economic development assistance,
17 shall not make the statements prescribed under subdivision (b)(1) of this
18 section and or the information contained therein shall not be available for
19 public inspection until 90 days after the granting of assistance, or the awarding
20 of a tax credit or abatement, or the approving any other form of economic
21 development assistance or incentive.

1 (4) After the expiration of ~~such~~ the 90 day period, ~~such~~ statements and
2 information provided pursuant to this section shall not be considered
3 confidential, and may be inspected and copied pursuant to subchapter 3,
4 chapter 5 of Title 1 (public records law), notwithstanding the provisions of any
5 other law.

6 (c) Each economic development recipient shall report annually, in a manner
7 and on a form prescribed by the ~~commissioner of economic development~~
8 Commissioner of Economic Development, the amount or monetary value of
9 economic assistance or incentive granted, awarded or approved, and such
10 information as is necessary to determine whether the recipient has reached its
11 job creation or other public benefit goals stated pursuant to subsection (b) of
12 this section.

13 (d) The ~~commissioner of economic development~~ Commissioner shall adopt
14 such rules as are necessary to carry out the purposes of this section.

15 Sec. E.4. 11 V.S.A. § 1638 is added to read:

16 § 1638. GENDER AND MINORITY STATUS OF BUSINESS OWNERS

17 The Secretary of State shall provide each business that registers with the
18 office the option to self-report the gender, ethnicity, and race of its owners, as
19 those terms are used in the U.S. Census Bureau Survey of Business Owners.

20 Sec. E.5. 3 V.S.A. § 2227 is added to read:

1 § 2227. DUTY TO TRACK CONTRACTS WITH MINORITY OR
2 WOMEN-OWNED ENTERPRISES

3 The Secretary shall:

4 (1) track the number and percentage of contracts between the State of
5 Vermont, through its agencies and departments, and any business, according to
6 the gender, ethnicity, and race of the owners of the business based on voluntary
7 self-reported information;

8 (2) generate an annual report of the information described in subsection
9 (1) of this section;

10 (3) make the report described in subsection (2) of this section available
11 online and annually submit the report to the House Committee on Commerce
12 and Economic Development and the Senate Committee on Economic
13 Development, Housing and General Affairs.