

FILED

2005 APR -1 P 5: 54

OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE

SECOND REGULAR SESSION, 2004



ENROLLED

House Bill No. 2510

(By Delegates Frederick, Stalnaker,
Walters, Rowan and Cann)



23

Passed March-22, 2005

In Effect Ninety Days from Passage

FILED

2005 APR -1 P 5: 54

OFFICE WEST VIRGINIA
SECRETARY OF STATE

E N R O L L E D

H. B. 2510

(By Delegates Frederick, Stalnaker, Walters, Rowan and Cann)

*A.
S. 20. 8.*

23

[Passed March ~~22~~, 2005; in effect ninety days from passage.]

AN ACT to amend and reenact §18B-3D-4 of the Code of West Virginia, 1931, as amended, relating to the Workforce Development Initiative generally; and providing that public sector employers may participate in the initiative under certain circumstances.

Be it enacted by the Legislature of West Virginia:

That §18B-3D-4 of the Code of West Virginia, one thousand nine hundred thirty-one, as amended, be amended and reenacted to read as follows:

ARTICLE 3D. WORKFORCE DEVELOPMENT INITIATIVE.

§18B-3D-4. Grant application procedures.

- 1 (a) In order to participate in the Workforce Development
- 2 Initiative Grant Program, a community and technical college
- 3 must meet the following conditions:

4 (1) Participate in a community and technical college
5 consortia as required by article three-c of this chapter. Consor-
6 tia representatives shall participate in the development of and
7 approve applications for funding grants under the provisions of
8 this article and shall approve the Workforce Development
9 Initiative budget;

10 (2) Develop a plan to achieve measurable improvements in
11 the quality of the workforce within its service area over a
12 five-year period. The plan must be developed in partnership
13 with employers, local vocational schools and other workforce
14 education providers; and

15 (3) Establish a special revolving fund under the jurisdiction
16 of the community and technical college consortia dedicated
17 solely to workforce development initiatives for the purposes
18 provided in this article. Any fees or revenues generated from
19 Workforce Development Initiatives funded by a competitive
20 grant shall be deposited into this fund.

21 (b) To be eligible to receive a Workforce Development
22 Initiative Grant, a community and technical college must
23 provide at least the following information in its application:

24 (1) Identification of the specific business or business sector
25 training needs that will be met if a Workforce Development
26 Initiative Grant is received;

27 (2) A commitment from the private or public sector partner
28 or partners to provide a match of one dollar, cash and in-kind,
29 for each dollar of state grant money received except in cases
30 where the community and technical college can demonstrate in
31 the grant application that it would be a hardship for the private
32 sector partner or partners being served to provide the match. In
33 those cases only, the commitment to provide a match may be
34 reduced to one dollar provided by the private sector partner or

35 partners, cash and in-kind, for every three dollars of state grant
36 money provided. In the case of awards for the modernization
37 of procurement of equipment, the development office may
38 establish a separate match requirement of up to one dollar, cash
39 and in-kind, for each dollar of state grant money received.
40 Beginning in fiscal year 2006, the commitment required by this
41 subdivision may be provided by a public sector partner using
42 state or federal dollars to provide the required match: *Provided,*
43 That no public sector partner using state or federal dollars to
44 provide the required match is eligible for a grant under the
45 provisions of this section unless the amount of funding pro-
46 vided by the Legislature for the workforce development
47 initiative in that fiscal year exceeds six hundred fifty thousand
48 dollars: *Provided, however,* That if the amount of funding
49 provided by the Legislature for the workforce investment
50 initiative in a fiscal year exceeds six hundred fifty thousand
51 dollars, only one half of that amount exceeding six hundred
52 fifty thousand dollars may be granted to a qualified applicant
53 whose commitment of the required match is from a public
54 sector partner using state or federal dollars to provide the
55 match;

56 (3) An agreement to share with other community and
57 technical colleges any curricula developed using funds from a
58 workforce development initiative grant; and

59 (4) A specific plan showing how the community and
60 technical college will collaborate with local post-secondary
61 vocational institutions to maximize the use of existing facilities,
62 personnel and equipment; *and*

63 (5) An acknowledgment that acceptance of a grant under
64 the provisions of this article commits the community and
65 technical college and its consortia committee to such terms,
66 conditions and deliverables as is specified by the development
67 office in the request for applications, including, but not limited

ok
S. D. P.

68 to, the measures by which the performance of the workforce
69 development initiative will be evaluated.

70 (c) Applications submitted by community and technical
71 colleges may be awarded funds for programs which meet the
72 requirements of this article that are operated on a collaborative
73 basis at facilities under the jurisdiction of the public schools
74 and utilized by both secondary and post-secondary students.

That Joint Committee on Enrolled Bills hereby certifies that the foregoing bill is correctly enrolled.

Sandy White
Chairman Senate Committee

D. Rube Brun
Chairman House Committee

Originating in the House.

In effect ninety days from passage.

Darrell Holmes
Clerk of the Senate

Gregory W. Sims
Clerk of the House of Delegates

Carl Ray Tomblin
President of the Senate

[Signature]
Speaker of the House of Delegates

The within is approved this the 14
day of April, 2005.

[Signature]
Governor

PRESENTED TO THE
GOVERNOR

Date 3/28/05

Time 3:45