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SRS

FILED

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OFFICE WEST VIRGINIA
SECRETARY OF STATE

WEST VIRGINIA LEGISLATURE
SEVENTY-EIGHTH LEGISLATURE
REGULAR SESSION, 2007

ENROLLED

Senate Bill No. 489

(By SENATORS McCABE, KESSLER, SPROUSE AND UNGER)

[Passed March 6, 2007; in effect ninety days from passage.]

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AN ACT to amend and reenact §5B-2B-4 and §5B-2B-6 of the Code of West Virginia, 1931, as amended, all relating to reports to the Legislative Oversight Commission on Workforce Investment for Economic Development and the Legislative Oversight Commission on Education Accountability generally; requiring a yearly report on the status and any memoranda of understanding which have been entered into for West Virginia one-stop system operations; and requiring a yearly report on the success of efforts to link PROMISE scholarship graduates to West Virginia employment opportunities.

Be it enacted by the Legislature of West Virginia:

That §5B-2B-4 and §5B-2B-6 of the Code of West Virginia, 1931, as amended, be amended and reenacted, all to read as follows:

ARTICLE 2B. WEST VIRGINIA WORKFORCE INVESTMENT ACT.

§5B-2B-4. Duties of the Workforce Investment Council.

1 (a) The council shall assist the Governor in the:

2 (1) Development and revision of a strategic five-year
3 state workforce investment plan, including the
4 establishment of an overall workforce investment public
5 agenda with goals and benchmarks of success for the
6 state, state agencies and for local workforce investment
7 boards;

8 (2) Development and continuous improvement of a
9 statewide system of workforce investment activities
10 including:

11 (A) Development of linkages in order to assure
12 coordination and nonduplication of services and
13 activities of workforce investment programs conducted
14 by various entities in the state; and

15 (B) The review of strategic plans created and
16 submitted by local workforce investment boards;

17 (3) Commenting at least annually on the measures
18 taken by the state pursuant to the Carl D. Perkins
19 Vocational and Applied Technology Education Act, 20
20 U. S. C. §2323;

21 (4) Designation and revision of local workforce
22 investment areas;

23 (5) Development and revision of allocation formulas
24 for the distribution of funds for adult employment and
25 training activities and youth activities to local areas;

26 (6) Development and continuous improvement of
27 comprehensive state performance measures, including
28 state-adjusted levels of performance, to assess the
29 effectiveness of the workforce investment activities in
30 the state;

31 (7) Preparation of the annual report to the Secretary
32 of Labor as required by the Workforce Investment Act,
33 29 U. S. C. §2871;

34 (8) Development and continued improvement of a
35 statewide employment statistics system; and

36 (9) Development and revision of an application for
37 workforce investment incentive grants.

38 (b) The council shall make a report to the Legislative
39 Oversight Commission on Workforce Investment for
40 Economic Development and the Legislative Oversight
41 Commission on Education Accountability on or before
42 the first day of November of each year detailing: (1) All
43 the publicly funded workforce investment programs
44 operating in the state, including the amount of federal
45 and state funds expended by each program, how the
46 funds are spent and the resulting improvement to the
47 workforce; (2) the council's recommendations
48 concerning future use of funds for workforce investment
49 programs; (3) the council's analysis of operations of
50 local workforce investment programs; (4) the council's
51 recommendations for the establishment of an overall
52 workforce investment public agenda with goals and

53 benchmarks of success for the state, state agencies and
54 for local workforce investment boards; (5) the status of
55 one-stop system operations in the state, including all
56 memoranda of understanding entered into by the one-
57 stop partners and local workforce investment boards;
58 (6) the status and outcome data regarding the council
59 and local workforce investment boards' success in
60 linking West Virginia PROMISE scholars to
61 employment with a West Virginia employer; and (7) any
62 other information the commission may require.

63 (c) To aid in the report required in subsection (b) of
64 this section, each local workforce investment board
65 shall report annually to the council on or before the first
66 day of September of each year on the status of one-stop
67 centers within the region each board represents,
68 attaching all memoranda of understanding entered into
69 with one-stop partners.

§5B-2B-6. Administration of council.

1 (a) Workforce West Virginia shall provide
2 administrative and other services to the council as the
3 council requires.

4 (b) Workforce West Virginia shall facilitate the
5 coordination of council activities and local workforce
6 investment activities, including holding meetings with
7 the executive directors of each local workforce
8 investment board at least monthly. Any executive
9 director of a local workforce investment board who
10 participates in a meeting held pursuant to this
11 subsection shall report to his or her board and the
12 county commission of each county represented by the
13 board regarding the meeting.

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

Ch. White
.....
Chairman Senate Committee

[Signature]
.....
Chairman House Committee

Originated in the Senate.

In effect ninety days from passage.

Daniel Adams
.....
Clerk of the Senate

Shayne D. Bell
.....
Clerk of the House of Delegates

Carl Ray Tomblin
.....
President of the Senate

[Signature]
.....
Speaker House of Delegates

The within *is approved* this
the *3rd* Day of *April*, 2007.

[Signature]
.....
Governor

PRESENTED TO THE
GOVERNOR

MAR 20 2007

Time

4:00 pm