

ASSEMBLY BILL

No. 1370

Introduced by Assembly Member Ta

February 17, 2023

An act to amend Sections 69439, 88600, 88610, 88620, 88630, 88631, and 88650 of, to amend the headings of Chapter 5 (commencing with Section 88630) and Chapter 7 (commencing with Section 88650) of Part 52.5 of Division 7 of Title 3 of, to repeal Section 88650.5 of, and to repeal Chapter 6 (commencing with Section 88640) and Chapter 8 (commencing with Section 88651) of Part 52.5 of Division 7 of Title 3 of, the Education Code, relating to economic development.

LEGISLATIVE COUNSEL’S DIGEST

AB 1370, as introduced, Ta. California Community Colleges Economic and Workforce Development Program.

Existing law establishes the California Community Colleges Economic and Workforce Development Program to, among other things, advance California’s economic growth and global competitiveness through education, training, and services that contribute to continuous workforce improvement. Existing law authorizes the Board of Governors of the California Community Colleges to award grants and project funds for the program, as specified. Existing law establishes the Job Development Incentive Training Program as a component of the California Community Colleges Economic and Workforce Development Program. Existing law states the intent of the Legislature that the Job Development Incentive Training Program provide training on a no-cost or low-cost basis to participating employers who create employment opportunities at an acceptable wage level for the attainment of self-sufficiency by specified groups. Existing law requires the California Community

Colleges Economic and Workforce Development Program to be implemented only during those fiscal years for which funds are appropriated for its purposes. Existing law repeals the California Community Colleges Economic and Workforce Development Program on January 1, 2025.

This bill would revise and recast several provisions of the California Community Colleges Economic and Workforce Development Program. The bill would extend operation of the program indefinitely and would repeal the Job Development Incentive Training Program. The bill would revise and recast the principles governing the Economic and Workforce Development Program, provisions on the duties and membership of the program's advisory committee, the decision criteria for allocating program funds to colleges, and the definitions that apply to the program's provisions.

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

1 SECTION 1. Section 69439 of the Education Code is amended
2 to read:
3 69439. (a) For the purposes of this section, the following terms
4 have the following meanings: *definitions apply:*
5 (1) "Career pathway" has the same meaning as set forth in
6 Section 88620. 88620, as it read on January 1, 2023.
7 (2) "Economic security" has the same meaning as set forth in
8 Section 14005 of the Unemployment Insurance Code.
9 (3) "Industry cluster" has the same meaning as set forth in
10 Section 88620.
11 (4) "Long-term unemployed" means, with respect to an award
12 applicant, a person who has been unemployed for more than 26
13 weeks at the time of submission to the commission of his or her
14 the applicant's application.
15 (5) "Occupational or technical training" means that phase of
16 education coming after the completion of a secondary school
17 program and leading toward recognized occupational goals
18 approved by the commission.
19 (b) A Cal Grant C award shall be utilized used only for
20 occupational or technical training in a course of not less than four
21 months. There shall be the same number of Cal Grant C awards

1 each year as were made in the 2000–01 fiscal year. The maximum
2 award amount and the total amount of funding shall be determined
3 each year in the annual Budget Act.

4 (c) The commission may use criteria it deems appropriate in
5 selecting students to receive grants for occupational or technical
6 training and shall give special consideration to the social and
7 economic situations of the students applying for these grants, giving
8 additional weight to disadvantaged applicants, applicants who face
9 economic hardship, and applicants who face particular barriers to
10 employment. Criteria to be considered for these purposes shall
11 include, but are not limited to, all of the following:

12 (1) Family income and household size.

13 (2) Student's or the students' parent's household status,
14 including whether the student is a single parent or child of a single
15 parent.

16 (3) The employment status of the applicant and whether the
17 applicant is unemployed, giving greater weight to the long-term
18 unemployed.

19 (d) The Cal Grant C award recipients shall be eligible for
20 renewal of their grants until they have completed their occupational
21 or technical training in conformance with terms prescribed by the
22 commission. A determination by the commission for a subsequent
23 award year that the program under which a Cal Grant C award was
24 initially awarded is no longer deemed to receive priority shall not
25 affect an award recipient's renewal. In no case shall the grants
26 exceed two calendar years.

27 (e) Cal Grant C awards may be used for institutional fees,
28 charges, and other costs, including tuition, plus training-related
29 costs, such as special clothing, local transportation, required tools,
30 equipment, supplies, technology, books, and living expenses. In
31 determining the individual award amounts, the commission shall
32 take into account the financial means available to the student to
33 fund ~~his or her~~ the student's course of study and costs of attendance
34 as well as other state and federal programs available to the
35 applicant.

36 (f) (1) To ensure alignment with the state's dynamic economic
37 needs, the commission, in consultation with appropriate state and
38 federal agencies, including the Economic and Workforce
39 Development Division of the ~~Office~~ office of the Chancellor of
40 the California Community Colleges and the California Workforce

1 Investment Board, shall identify areas of occupational and technical
2 training for which students may ~~utilize~~ *use* Cal Grant C awards.

3 The commission, to the extent feasible, shall also consult with
4 representatives of the state's leading competitive and emerging
5 industry clusters, workforce professionals, and career technical
6 educators, to determine which occupational training programs and
7 industry clusters should be prioritized.

8 (2) (A) Except as provided in subparagraph (B), the areas of
9 occupational and technical training developed pursuant to
10 paragraph (1) shall be regularly reviewed and updated at least
11 every five years, beginning in 2012.

12 (B) By January 1, 2016, the commission shall update the priority
13 areas of occupational and technical training.

14 (3) (A) The commission shall give priority in granting Cal
15 Grant C awards to students pursuing occupational or technical
16 training in areas that meet two of the following criteria pertaining
17 to job quality:

18 (i) High employer need or demand for the specific skills offered
19 in the program.

20 (ii) High employment growth in the occupational field or
21 industry cluster for which the student is being trained.

22 (iii) High employment salary and wage projections for workers
23 employed in the occupations for which they are being trained.

24 (iv) The occupation or training program is part of a
25 well-articulated career pathway to a job providing economic
26 security.

27 (B) To receive priority pursuant to subparagraph (A), at least
28 one of the criteria met shall be specified in clause (iii) or (iv) of
29 that subparagraph.

30 (g) The commission shall determine areas of occupational or
31 technical training that meet the criteria described in paragraph (3)
32 of subdivision (f) in consultation with the Employment
33 Development Department, the Economic and Workforce
34 Development Division of the ~~Office~~ *office* of the Chancellor of
35 the California Community Colleges, and the California Workforce
36 Investment Board using projections available through the Labor
37 Market Information Data Library. The commission may supplement
38 the analyses of the Employment Development Department's Labor
39 Market Information Data Library with the labor market analyses
40 developed by the Economic and Workforce Development Division

1 of the ~~Office~~ *office* of the Chancellor of the California Community
2 Colleges and the California Workforce Investment Board, ~~as well~~
3 ~~as~~ *and* the projections of occupational shortages and skills gap
4 developed by industry leaders. The commission shall publish, and
5 retain, on its ~~Internet Web site~~ *internet website* a current list of the
6 areas of occupational or technical training that meet the criteria
7 described in paragraph (3) of subdivision (f), and update this list
8 as necessary.

9 (h) Using the best available data, the commission shall examine
10 the graduation rates and job placement data, or salary data, of
11 eligible programs. Commencing with the 2014–15 academic year,
12 the commission shall give priority to Cal Grant C award applicants
13 seeking to enroll in programs that rate high in graduation rates and
14 job placement data, or salary data.

15 (i) (1) The commission shall consult with the Employment
16 Development Department, the ~~Office~~ *office* of the Chancellor of
17 the California Community Colleges, the California Workforce
18 Investment Board, and the local workforce investment boards to
19 develop a plan to publicize the existence of the grant award
20 program to California's long-term unemployed to be used by those
21 consulting agencies when they come in contact with members of
22 the population who are likely to be experiencing long-term
23 unemployment. The outreach plan shall use existing administrative
24 and service delivery processes making use of existing points of
25 contact with the long-term unemployed. The local workforce
26 investment boards are required to participate only to the extent
27 that the outreach efforts are a part of their existing responsibilities
28 under the federal Workforce Investment Act of 1998 (Public Law
29 105-220).

30 (2) The commission shall consult with the Workforce Services
31 Branch of the Employment Development Department, the ~~Office~~
32 *office* of the Chancellor of the California Community Colleges,
33 the California Workforce Investment Board, and the local
34 workforce investment boards to develop a plan to make students
35 receiving awards aware of job search and placement services
36 available through the Employment Development Department and
37 the local workforce investment boards. Outreach shall use existing
38 administrative and service delivery processes making use of
39 existing points of contact with the students. The local workforce
40 investment boards are required to participate only to the extent

1 that the outreach efforts are a part of their existing responsibilities
2 under the federal Workforce Investment Act of 1998 (Public Law
3 105-220).

4 (j) (1) The Legislative Analyst's Office shall submit a report
5 to the Legislature on the outcomes of the Cal Grant C program on
6 or before April 1, 2019. This report shall include, but not
7 necessarily be limited to, information on all of the following:

8 (A) The age, gender, and segment of attendance for recipients
9 in two prior award years.

10 (B) The occupational and technical training program categories
11 prioritized.

12 (C) The number and percentage of students who received
13 selection priority as defined in paragraph (3) of subdivision (f).

14 (D) The extent to which recipients in these award years were
15 successfully placed in jobs that meet local, regional, or state
16 workforce needs.

17 (2) For the report submitted pursuant to paragraph (1), the
18 Legislative Analyst's Office shall include data for two additional
19 prior award years and shall compare the mix of occupational and
20 technical training programs and institutions in which Cal Grant C
21 award recipients enrolled before and after implementation of
22 subdivision (f).

23 (3) Notwithstanding Section 10231.5 of the Government Code,
24 the commission shall submit a report to the Legislature on or before
25 April 1, 2021, and on or before April 1 of each odd-numbered year
26 thereafter, that includes the information specified in paragraph (1).

27 (4) A report to be submitted pursuant to this subdivision shall
28 be submitted in compliance with Section 9795 of the Government
29 Code.

30 SEC. 2. Section 88600 of the Education Code is amended to
31 read:

32 88600. (a) The economic and workforce development program
33 shall operate according to all of the following principles:

34 (1) The program shall be responsive to the needs of employers,
35 *incumbent* workers, and students.

36 (2) The program shall collaborate with other public institutions,
37 aligning resources to foster cooperation across workforce education
38 and service delivery systems, ~~and building well-articulated systems~~
39 *and* career pathways.

1 (3) Program decisions shall be ~~data-driven~~ *informed* and
2 ~~evidence-based, investing resources and adopting practices on the~~
3 ~~basis of what works.~~ *based.*

4 (4) The program shall develop strong partnerships with the
5 private sector, ensuring industry involvement in needs assessment,
6 planning, *work-based experiences*, and program evaluation.

7 (5) The program shall be outcome oriented and ~~accountable;~~
8 ~~measuring measure~~ results for program ~~participants, including~~
9 ~~students, employers, and workers.~~ *participants.*

10 (6) The program shall be accessible to employers, *incumbent*
11 *workers*, and students who may benefit from its operation.

12 (7) The program shall provide guidance to local educational
13 agencies on the allocation and oversight of apprenticeship training
14 funds, consistent with the rules set by the California Apprenticeship
15 Council for building and construction trades and for firefighters
16 or by the Chief of the Division of Apprenticeship Standards of the
17 Department of Industrial Relations for other trades.

18 (8) *The program shall adopt continuous improvement processes.*

19 (b) The mission of the economic and workforce development
20 program is to do all of the following:

21 (1) To advance California's economic growth and global
22 competitiveness through education, training, and services that
23 contribute to *economic mobility and* continuous workforce
24 improvement.

25 (2) To advance California's economic and jobs ~~recovery and~~
26 ~~sustain economic growth through labor market-aligned~~
27 ~~employer-aligned education workforce training services, and sector~~
28 ~~strategies focusing on continuous workforce improvement,~~
29 ~~technology deployment, and business development, services and~~
30 ~~cross-discipline strategies~~ to meet the needs of California's
31 ~~competitive and emerging industry sectors and industry clusters.~~
32 *employers.*

33 (3) To use *industry trends and student-centered* labor market
34 information to advise the chancellor's office and regional
35 community college bodies on the workforce *gaps and* needs of
36 California's ~~competitive and emerging industry sectors and industry~~
37 ~~clusters, employers~~, in accordance with both of the following:

38 (A) To the extent possible, the economic and workforce
39 development program ~~shall work with, share information with,~~
40 ~~and consider the labor market analyses produced by, the~~

~~Employment—Development—Department’s—Labor—Market
Information Division and the California Workforce Development
Board.~~ shall use the most current and up-to-date information
available on economic conditions and labor market supply and
demand data and analysis.

(B) The economic and workforce development program may
also use its own resources to bolster and refine these labor market
and industry sector and industry cluster—~~analyses~~ analyses,
including, but not limited to, identifying high-demand occupations
or emergency labor shortages, and regional disparate impact data
to fulfill its mission.

(4) To provide technical—~~assistance~~ assistance, process
improvement, and logistical, technical, and communications
infrastructure support that engenders alignment between the career
technical education programs of the community college system
and the needs of California’s—~~competitive and emerging industry
sectors and industry clusters.~~ students, incumbent workers, and
employers.

(5) To collaborate and coordinate investment with other state,
regional, or local agencies involved in education and workforce
training in California, including, but not necessarily limited to, the
Labor and Workforce Development Agency, the California
Workforce Development Board, local workforce investment boards,
the Employment Training Panel, the Governor’s Office of Business
and Economic Development, the State Department of Education,
and the Employment Development Department.

(6) To identify, acquire, and leverage community college and
other financial and in-kind public and private resources to support
innovative economic and workforce—~~development~~ career mobility,
student-centered outcomes, and the career technical education
programs of the state’s community colleges.

(7) To work with—~~representatives of business, small businesses,
employers, labor, and professional trade associations to explore
and develop alternatives for assisting incumbent workers in the
state’s competitive and emerging industry sectors.~~ A key objective
is to enable students and dislocated and incumbent workers to
become more competitive in their region’s labor market, increase
competency, and identify career pathways to economic
self-sufficiency, economic security, and lifelong access to
good-paying jobs. mobility.

SEC. 3. Section 88610 of the Education Code is amended to read:

88610. (a) The board of governors may award grants and project funds to districts for leadership in accomplishing the mission and goals of the program, provided that funds are appropriated for this purpose in the annual Budget Act. Grants under this section shall be awarded on a competitive basis, as determined by the board of governors and authorized in the annual Budget Act.

(b) (1) The board of governors shall establish an advisory committee for the program and determine the membership pursuant to paragraph (2). The advisory committee shall advise on ~~overall program development, recommend resource deployment, including whether projects should be funded at existing levels, increased, decreased, or terminated, and recommend strategies for regional coordination.~~ *strategies for improving program outcomes, addressing student economic and career mobility, equity gaps, and skills shortages.*

(2) The membership of the advisory committee ~~shall include~~ *may include, but is not limited to*, all of the following: representatives from labor, business, *community economic development*, and appropriate state agencies; *a student representative*; a faculty representative; a classified employee representative; and one community college chief executive officer representative from each of the regions of the program.

(c) At a minimum, the decision criteria for allocating funds to colleges shall be based on each of the following:

(1) *An assessment of how the funding results in measurable job placement and work-based learning outcomes that are evidence based and scalable for students and dislocated and incumbent workers.*

~~(1)~~
(2) An evaluation of the relevance of the ~~grant funding~~ to the labor market needs of the state and relevant region's competitive and emerging industry sectors and industry clusters, or to the state's need to fill skills gaps and skills shortages in the economy, including skills gaps and *emergency labor* shortages at the state and regional level.

~~(2)~~

1 (3) An assessment of the past performance of the grantee if the
2 grantee has been awarded other economic and workforce
3 development grants or other state grants, including an assessment
4 of whether the grantee's previous awards produced project
5 deliverables specified in prior grant applications: *college on student*
6 *outcomes, as measured based on achievement of the systemwide*
7 *goals identified in the Vision for Success adopted by the board of*
8 *governors in 2017.*

9 (3) For grants providing direct services to an employer, a group
10 of employers, or an industry sector or industry cluster, an
11 assessment of the purported beneficial impacts of the grant on the
12 relevant businesses, which may include a review of the grant's
13 purported impacts on any of the following: increased profitability;
14 increased labor productivity, reductions in worker injuries;
15 employer cost savings resulting from improved business processes;
16 improved customer satisfaction, increased employee retention,
17 estimates of new revenue to be generated, sales increases, or new
18 market penetration, as well as information on new products or
19 services developed.

20 (4) For grants involving direct education and training services
21 provided to workers and students, an assessment of the educational
22 and training goals of the grant, the projected numbers of students
23 and workers served and the projected rates of course and program
24 completion or transfer readiness, the projected rate of skills
25 attainment for certificates and degrees, and the projected wages
26 and rate of employment placement for those entering the labor
27 market.

28 (5) For technical assistance and logistical support projects, a
29 concrete enumeration of the ways the project will collaborate with
30 the chancellor's office to advance sector strategies, regional
31 development, accountability based on performance data, and the
32 adoption of effective workforce and economic development
33 practices.

34 (4) *An assessment of the college's performance on student*
35 *outcomes and contractual financial management based on previous*
36 *funding.*

37 (5) *An assessment of the college's past performance on*
38 *establishing effective and collaborative regional partnerships with*
39 *key stakeholders, including, but not limited to, other colleges within*
40 *the defined region, local workforce investment boards, economic*

1 *development organizations, adult education providers, and other*
2 *organizations with related career mobility missions.*

3 (6) *An assessment of the grantee's capacity to identify, collect,*
4 *analyze, disaggregate, and interpret relevant labor market*
5 *information, wage data, college performance, and student-centered*
6 *data to inform decisionmaking and equity-centered results.*

7 (7) *An assessment of the college's capability to identify effective*
8 *partner organizations and contractually manage subawards in*
9 *order to reach stated student-centered outcomes and overall*
10 *performance.*

11 (d) The chancellor's office shall provide systemwide oversight
12 and ~~evaluation~~ *assessment* of the economic and workforce
13 development program, and shall evaluate ~~grant~~ projects and
14 programs to assess whether ~~grantees~~ *awardees* achieved their stated
15 ~~objectives~~ *student-centered outcomes and the overall effectiveness*
16 *of the projects and programs.* The chancellor's office has the
17 authority to terminate programs for nonperformance.

18 (e) The chancellor may establish program ~~requirements and~~
19 *requirements, awardee eligibility requirements, and* performance
20 standards in the administration of the economic and workforce
21 development program, and distribute funds as appropriate to
22 implement the program.

23 (f) The chancellor may provide technical assistance to
24 community colleges for the purpose of improving the
25 ~~competitiveness data and outcomes~~ of their proposals.

26 ~~(g) Grant funds shall be awarded for the program on a~~
27 ~~competitive basis.~~

28 ~~(h)~~

29 (g) The chancellor, in awarding ~~short-term competitive~~ funds,
30 shall take into account colleges *serving economically*
31 *disadvantaged students* in economically distressed urban and rural
32 ~~areas, and colleges that have not previously been successful in the~~
33 ~~competitive bid process.~~ *areas.*

34 SEC. 4. Section 88620 of the Education Code is amended to
35 read:

36 88620. ~~The following definitions govern the construction of~~
37 ~~this part.~~ *For purposes of this part, the following definitions apply:*

38 (a) "Board of governors" means the Board of Governors of the
39 California Community Colleges.

~~(b) “Business Resource Assistance and Innovation Network” means the network of projects and programs that comprise the California Community Colleges Economic and Workforce Development Program.~~

~~(e)~~

(b) “California Community Colleges Economic and Workforce Development Program” and “economic and workforce development program” mean the program.

~~(d) “Career pathways,” and “career ladders,” or “career lattices” mean an identified series of positions, work experiences, or educational benchmarks or credentials that offer occupational and financial advancement within a specified career field or related fields over time.~~

(c) *“Career mobility” means strategic efforts that align, communicate, and intentionally connect the California Community College system’s learning infrastructure to prepare and maximize the talents and abilities of all students while they attend community college. “Career mobility” assumes a role of the system for upskilling and reskilling students throughout their working careers. “Career mobility” fundamentally recenters the system on activating college learning and supports across the student learning journey from enrollment, to credential completion, to career and economic mobility in the labor market.*

~~(e)~~

(d) (1) “Center” means a comprehensive program of services offered by one or more community colleges *or eligible organizations* to an economic region of the state in accordance with criteria established by the chancellor’s office for designation as an economic and workforce development program center. Center services shall be designed to respond to the statewide strategic priorities pursuant to the mission of the community colleges’ economic and workforce development program, and to be consistent with programmatic priorities, competitive and emerging industry sectors and industry clusters, identified economic development, career technical education, business development, and continuous workforce training needs of a region. Centers shall provide a foundation for a long-term, sustained relationship with businesses, labor, colleges, and other workforce education and training delivery systems, such as local workforce investment boards, in the region.

(2) A center shall support, develop, and deliver direct services to students, businesses, colleges, labor organizations, employees, and employers. For purposes of this subdivision, direct services include, but are not necessarily limited to, data analysis—~~both of labor market information and college performance; information, college outcome and performance, and student-centered mobility; disaggregation of data to identify opportunity structures;~~ intraregion and multiregion sector coordination and logistics; inventory of community college and other assets relevant to meeting—~~a student and labor market need; needs;~~ curriculum development, curriculum model development, or job task analysis development; articulation of curriculum—~~in a career pathway or career lattice or in a system of stackable credentials;~~ *within a career mobility framework; college institutional research and data analysis functions; faculty training; implementation of continuous improvement learning; calibration to a career readiness or other assessment; assessment administration; career guidance module development or counseling; convenings, such as seminars, workshops, conferences, and training; facilitating collaboration between faculty working in related disciplines and sectors; upgrading, leveraging, and developing technology; and other educational services.* The establishment and maintenance of the centers is under the sole authority of the chancellor’s office in order to preserve the flexibility of the system to adapt to labor market needs and to integrate resources.

(f)

(e) “Chancellor” means the Chancellor of the California Community Colleges.

(g)

(f) “Economic security” means, with respect to a worker, ~~earning a wage sufficient to adequately support a family and to, over time, save money for emergency expenses and adequate retirement income, the sufficiency of which is determined considering a variety of factors including household size, the cost of living in the worker’s community, and other factors that may vary by region.~~ *mobility” means the ability of an individual to improve their economic status through an increase in income.*

(g) “Emergency occupation” means an occupation that is in urgent demand due to the occurrence of a disaster event.

1 ~~(h) “High-priority occupation” means an occupation that has a~~
2 ~~significant presence in a targeted industry sector or industry cluster,~~
3 ~~is in demand by employers, and pays or leads to payment of high~~
4 ~~wages.~~

5 ~~(i)~~

6 ~~(h) “Industry cluster” means a geographic concentration or~~
7 ~~emerging concentration of interdependent industries with direct~~
8 ~~service, supplier, and research relationships, or independent~~
9 ~~industries that share common resources in a given regional~~
10 ~~economy or labor market. An industry cluster is a group of~~
11 ~~employers closely linked by a common product or services,~~
12 ~~workforce needs, similar technologies, and supply chains in a given~~
13 ~~regional economy or labor market.~~

14 ~~(j) “Industry-driven regional collaborative” means a regional~~
15 ~~public, private, or other community organizational structure that~~
16 ~~jointly defines priorities, delivers services across programs, sectors,~~
17 ~~and in response to, or driven by, industry needs. The~~
18 ~~industry-driven regional collaborative projects meet the needs and~~
19 ~~fill gaps in services that respond to regional business, employee,~~
20 ~~and labor needs. These service-delivery structures offer flexibility~~
21 ~~to local communities and partners to meet the identified needs in~~
22 ~~an economic development region. Industry-driven regional~~
23 ~~collaboratives are broadly defined to allow maximum local~~
24 ~~autonomy in developing projects responding to the needs of~~
25 ~~business, industry, and labor.~~

26 ~~(k)~~

27 ~~(i) “Industry sector” means those firms that produce similar~~
28 ~~products or provide similar services using somewhat similar~~
29 ~~business processes.~~

30 ~~(t)~~

31 ~~(j) “Initiative” is means an identified strategic priority area that~~
32 ~~is organized statewide, but is a regionally based effort to develop~~
33 ~~and implement innovative solutions designed to facilitate the~~
34 ~~development, implementation, and coordination of community~~
35 ~~college economic development and related programs and services.~~
36 ~~Each initiative shall be workforce and business development driven~~
37 ~~by a statewide committee made up of community college faculty~~
38 ~~and administrators and practitioners and managers from business,~~
39 ~~labor, and industry. Centers, industry-driven regional~~
40 ~~collaboratives, and other economic and workforce development~~

1 programs performing services as a part of the implementation of
2 an initiative shall coordinate services statewide and within regions
3 of the state, as appropriate.

4 ~~(m) “Job development incentive training” means programs that~~
5 ~~provide incentives to employers to create entry-level positions in~~
6 ~~their businesses, or through their suppliers or prime customers, for~~
7 ~~welfare recipients and the working poor.~~

8 ~~(n)~~

9 (k) “Matching resources” means any combination of public or
10 private resources, either cash or in-kind, derived from sources
11 other than the economic and workforce development program
12 funds appropriated by the annual Budget Act, that are determined
13 to be necessary for the success of the project to which they are
14 applied. The criteria for in-kind resources shall be developed by
15 the board of governors, with advice from the ~~chancellor and the~~
16 ~~California Community Colleges Economic and Workforce~~
17 ~~Development Program Advisory Committee, chancellor, and shall~~
18 be consistent with generally accepted accounting practices for state
19 and federal matching requirements. The ratio of matching resources
20 to economic and workforce development program funding shall
21 be determined by the board of governors.

22 ~~(o) “Performance improvement training” means training~~
23 ~~delivered by a community college that includes all of the following:~~

24 ~~(1) An initial needs assessment process that identifies both~~
25 ~~training and nontraining issues that need to be addressed to improve~~
26 ~~individual and organizational performance.~~

27 ~~(2) Consultation with employers to develop action plans that~~
28 ~~address business or nonprofit performance improvements.~~

29 ~~(3) Training programs that link individual performance~~
30 ~~requirements with quantifiable business measures, resulting in~~
31 ~~demonstrable productivity gains, and, as appropriate, job retention,~~
32 ~~job creation, improvement in wages, or attainment of wages that~~
33 ~~provide economic security.~~

34 (l) “Opportunity structure” means a matrix that relates personal
35 characteristics, such as age, disability, race, gender, education,
36 and financial status, to the cultural and social opportunities and
37 options that are available to an individual throughout their life.
38 For example, inadequate education and job availability are
39 elements that can serve to block a particular “opportunity

1 *structure” for certain segments of the population, while permitting*
2 *others to advance.*

3 ~~(p)~~

4 (m) “Program” means the California Community Colleges
5 Economic and Workforce Development Program established under
6 this part.

7 ~~(q)~~

8 (n) “Region” means a geographic area of the state defined by
9 economic and labor market factors containing at least one industry
10 cluster and the cities, counties, or community college districts, or
11 all of them, in the industry cluster’s geographic area. For the
12 purposes of this chapter, *and to the extent possible*, “California
13 Community College economic development regions” shall be
14 designated by the board of governors based on ~~factors, including,~~
15 ~~but not necessarily limited to, all of the following:~~ *both of the*
16 *following factors:*

17 ~~(1) Regional economic development and training needs of~~
18 ~~business and industry.~~

19 ~~(2) Regional collaboration, as appropriate, among community~~
20 ~~colleges and districts, and existing economic development,~~
21 ~~continuous workforce improvement, technology deployment, and~~
22 ~~business development.~~

23 ~~(3) Other state economic development definitions of regions.~~

24 ~~(r) “Sector strategies” means prioritizing investments in~~
25 ~~competitive and emerging industry sectors and industry clusters~~
26 ~~on the basis of labor market and other economic data that indicate~~
27 ~~strategic growth potential, especially with regard to jobs and~~
28 ~~income. Sector strategies focus workforce investment in education~~
29 ~~and workforce training programs that are likely to lead to~~
30 ~~high-wage jobs or to entry-level jobs with well-articulated career~~
31 ~~pathways into high-wage jobs. Sector strategies effectively boost~~
32 ~~labor productivity or reduce business barriers to growth and~~
33 ~~expansion stemming from workforce supply problems, including~~
34 ~~skills gaps, and occupational shortages by directing resources and~~
35 ~~making investments to plug skills gaps and provide education and~~
36 ~~training programs for high-priority occupations. Sector strategies~~
37 ~~may be implemented using articulated career pathways or career~~
38 ~~lattices and a system of stackable credentials. Sector strategies~~
39 ~~often target underserved communities, disconnected youth,~~
40 ~~incumbent workers, and recently separated military veterans.~~

1 ~~Cluster-based sector strategies focus workforce and economic~~
2 ~~development on those sectors that have demonstrated a capacity~~
3 ~~for economic growth and job creation in a particular geographic~~
4 ~~area. Industry clusters are similar to industry sectors, but the focus~~
5 ~~is on a geographic concentration of interdependent industries.~~

6 (s) ~~“Skills panel” means a collaboration which brings together~~
7 ~~multiple employers from an industry sector or industry cluster with~~
8 ~~career technical educators, including, but not limited to, community~~
9 ~~college career technical education faculty, and other stakeholders~~
10 ~~which may include workers and organized labor to address~~
11 ~~common workforce needs. Skills panels assess workforce training~~
12 ~~and education needs through the identification of assets relevant~~
13 ~~to industry need, produce curricula models, perform job task~~
14 ~~analysis, define how curricula articulate into career pathways or~~
15 ~~career lattices or a system of stackable credentials, calibrate career~~
16 ~~readiness, develop other assessment tools, and produce career~~
17 ~~guidance tools.~~

18 (t) ~~“Stackable credentials” means a progression of training~~
19 ~~modules, credentials, or certificates that build on one another and~~
20 ~~are linked to educational and career advancement.~~

21 *(1) Alignment with the federal Workforce Innovation and*
22 *Opportunity Act (Public Law 113-128) regional planning unit*
23 *boundaries specified in the California Strategic Workforce and*
24 *Development Plan.*

25 *(2) Integration and expansion of existing regional collaboratives*
26 *and consortium infrastructures used by the California Community*
27 *Colleges.*

28 SEC. 5. The heading of Chapter 5 (commencing with Section
29 88630) of Part 52.5 of Division 7 of Title 3 of the Education Code
30 is amended to read:

31
32 CHAPTER 5. ~~CENTERS AND REGIONAL COLLABORATIVES~~
33

34 SEC. 6. Section 88630 of the Education Code is amended to
35 read:

36 88630. (a) It is the intent of the Legislature that the programs
37 and services provided through the program shall be ~~flexible~~ *flexible*,
38 *focused on career mobility for students and dislocated and*
39 *incumbent workers*, and responsive to the needs ~~identified through~~
40 ~~the statewide and regional planning process.~~ *of employers and*

1 *employees. Services shall be demand driven, and delivery structures*
2 *shall be agile, performance oriented, cost effective, results oriented,*
3 *and contribute to regional economic growth and competitiveness.*
4 *The use of economic and workforce development program centers,*
5 *local economic development corporations, industry-driven regional*
6 *collaboratives, and business networks, employers, and service*
7 *providers shall provide a stable and flexible response mechanism*
8 *for the identification of training priorities and to focus resources*
9 *on intensive projects for competitive and emerging industry-sectors.*
10 ~~*These networks shall have the flexibility to meet the demand for*~~
11 ~~*new and emerging growth sectors and be formed, modified,*~~
12 ~~*eliminated, and reformed for short- or long-term responses*~~
13 ~~*customized to the duration of the need. Programs and projects*~~
14 ~~*developed and implemented at centers and industry-driven regional*~~
15 ~~*collaborative projects shall act as catalysts for future career*~~
16 ~~*technical education programs in the system. sectors, including the*~~
17 ~~*identification of potential remote employment opportunities.*~~

18 (b) It is the intent of the Legislature that centers shall be
19 established as *an extension of the chancellor's office and as the*
20 ~~*long-term structure of the network's service delivery system.*~~
21 ~~*Centers shall provide regional sites to efficiently respond to*~~
22 ~~*employer and worker needs, and network for student-centered*~~
23 ~~*service delivery, innovation, continuous improvement, and initiative*~~
24 ~~*effectiveness. Centers shall deliver services for the strategic*~~
25 ~~*initiative areas pursuant to the mission of the community colleges*~~
26 ~~*economic and workforce development program. program and*~~
27 ~~*provide regional sites to evaluate all of the following:*~~

28 (1) *The effectiveness of initiatives to achieve evidence-informed*
29 *outcomes in alignment with the systemwide goals identified in the*
30 *Vision for Success adopted by the board of governors in 2017.*

31 (2) *The effectiveness of initiatives to achieve job placement and*
32 *work-based learning outcomes for students.*

33 (3) *The effectiveness of initiatives to effectively respond to*
34 *employer and worker needs.*

35 (c) It is the intent of the Legislature that ~~*industry-driven regional*~~
36 ~~*collaboratives perform services as participants of regional*~~
37 ~~*networks. Grants by industry-driven regional collaboratives shall*~~
38 ~~*provide flexibility for local projects to assess and define their*~~
39 ~~*individual project needs. New local programs and equipment shall*~~
40 ~~*be key components of these grants. Funding shall not be limited*~~

1 per project, but shall be based on the merit and reasonable cost for
2 the anticipated outcomes and performance of the project. Funding
3 for industry-driven regional collaboratives shall be limited to two
4 consecutive fiscal years. *the chancellor's office fund initiatives*
5 *that enable districts to be responsive to the labor and skills needs*
6 *of employers and students, meet the demand for new and emerging*
7 *industry growth sectors, address urgent employer needs due to a*
8 *disaster event, respond to critical need labor shortages, and be*
9 *formed, modified, eliminated, and reformed for short- or long-term*
10 *responses customized to the duration of the identified labor and*
11 *skill need.*

12 SEC. 7. Section 88631 of the Education Code is amended to
13 read:

14 88631. Economic and workforce development program centers
15 and California Community Colleges participation in industry-driven
16 regional collaboratives may provide any or all of the following
17 services and perform the following functions as participants of
18 networks, including, but not necessarily limited to, all of the
19 following:

20 ~~(a) Convening skill panels to produce deliverables, such as~~
21 ~~curriculum models, that contribute to workforce skill development~~
22 ~~common to competitive and emerging industry sectors and industry~~
23 ~~clusters within a region.~~

24 (a) *Measurement and analysis of student outcomes from the*
25 *implementation of workforce development initiatives, including*
26 *development and use of scorecards, equity metrics, and other*
27 *assessment tools, as needed. Key measurement factors may include,*
28 *but are not limited to, all of the following:*

29 (1) *Student job placement data, including student first job status,*
30 *underemployment, and wage metrics.*

31 (2) *Regional availability of programs providing high-wage*
32 *opportunities across student populations, including students of*
33 *color.*

34 (3) *Work-based learning data.*

35 (4) *Data on participation of students of color in initiatives.*

36 (5) *Data on participation of underserved student population in*
37 *initiatives.*

38 (6) *Number of employers engaged in the development of*
39 *initiatives.*

1 (b) Development of instructional packages focusing on the
2 technical skill specific to ~~emerging or changing~~ *emerging or*
3 *high-demand* occupations in targeted industry sectors and industry
4 clusters.

5 (c) Support student or worker evaluation of, and fit for, career
6 ~~paths by articulating how a curriculum model fits within a career~~
7 ~~pathway or career lattice or system of stackable credentials,~~
8 ~~relevant career readiness battery scores, and career guidance tools.~~
9 *of career and career mobility factors by articulating innovative*
10 *curricula to better navigate a dynamic economy.*

11 (d) Faculty mentorships, faculty and staff development, *faculty*
12 *training to support the development of student social capital and*
13 *networking skills*, in-service training, and worksite experience
14 supporting the new curriculum and instructional modes responding
15 to identified regional needs.

16 (e) Institutional support, professional development, and
17 ~~transformational activities~~ *process improvement activities* focused
18 on removing systemic barriers to the development of new methods,
19 transition to a flexible and more responsive administration of
20 *cohesive* programs, and the timely and cost-effective delivery of
21 services.

22 (f) The deployment of new methodologies, modes, and
23 technologies that enhance performance and outcomes and improve
24 cost-effectiveness of service delivery or create new college
25 programs.

26 (g) One-on-one counseling, seminars, workshops, and
27 conferences that contribute to the achievement of the success of
28 existing businesses and foster the growth of new businesses and
29 jobs in emerging industry clusters.

30 (h) The delivery of performance-improvement training, which
31 shall be provided on a matching basis to employers to benefit
32 workforce participants. This will promote continuous workforce
33 improvement in identified strategic priority areas, identified
34 industry clusters, or areas targeted in the regional business resource
35 assistance and innovation network plans.

36 (i) Credit, not-for-credit, and noncredit programs and courses
37 that contribute to workforce skill development *and career mobility*
38 for competitive and emerging industry sectors and industry clusters
39 within a region or that focus on addressing a workforce skills gap
40 or occupational shortage.

1 (j) Subsidized student internships or work-based learning on a
2 cash or in-kind matching basis for program participants in
3 occupational categories identified in competitive and emerging
4 industry sectors and industry clusters.

5 (k) Acquisition of equipment to support the eligible activities
6 and the limited renovation of facilities to accommodate the delivery
7 of eligible services.

8 (l) Submission of performance data for aggregation by the
9 chancellor's office.

10 SEC. 8. Chapter 6 (commencing with Section 88640) of Part
11 52.5 of Division 7 of Title 3 of the Education Code is repealed.

12 SEC. 9. The heading of Chapter 7 (commencing with Section
13 88650) of Part 52.5 of Division 7 of Title 3 of the Education Code
14 is amended to read:

15
16 CHAPTER 7.6. REPORTING
17

18 SEC. 10. Section 88650 of the Education Code is amended to
19 read:

20 88650. (a) The chancellor shall implement *funding analysis*
21 *and* performance accountability outcome measures for the
22 economic and workforce development program that provide the
23 Governor, Legislature, and general public with information that
24 quantifies ~~employer effectiveness of the program~~ and student
25 outcomes for those participating in the ~~program~~. *program based*
26 *on achievement of the systemwide goals identified in the Vision*
27 *for Success adopted by the board of governors in 2017.* These
28 ~~performance accountability~~ measures should, to the extent possible,
29 align with the performance accountability measures of the federal
30 Workforce Innovation and Opportunity Act (Public Law 113-128).

31 (b) The chancellor shall submit a report to the Governor and
32 Legislature on or about March 1 of each year. This report shall
33 include, but not necessarily be limited to, both of the following:

34 (1) Sufficient information to ensure the understanding of the
35 magnitude of expenditures, by type of expenditure, including those
36 specified in Section 88625, disaggregated by industry sector or
37 cluster, region, and type of grant.

38 (2) Data summarizing outcome accountability performance
39 measures required by this section.

40 SEC. 11. Section 88650.5 of the Education Code is repealed.

1 ~~88650.5. Prior to January 1, 2015, the chancellor shall contract~~
2 ~~for an independent evaluation of the effectiveness of the program~~
3 ~~in achieving the specific program goals and objectives set forth in~~
4 ~~this part. This performance evaluation shall include, but not~~
5 ~~necessarily be limited to, specific conclusions about the strengths~~
6 ~~and weaknesses of the program, as well as specific~~
7 ~~recommendations for strategies to improve the effectiveness of~~
8 ~~the program. The evaluation shall include an analysis of available~~
9 ~~outcome accountability performance measures and data for program~~
10 ~~participants. To the extent feasible, the analysis shall use~~
11 ~~experimental, quasi-experimental, or controlled case comparison~~
12 ~~methodology to compare outcome measures for program~~
13 ~~participants with a suitable control group to assess and isolate the~~
14 ~~impact of the program on program participants. The chancellor~~
15 ~~shall provide the findings of the study to the Legislature no later~~
16 ~~than March 1, 2016. This report shall be submitted in compliance~~
17 ~~with Section 9795 of the Government Code.~~

18 SEC. 12. Chapter 8 (commencing with Section 88651) of Part
19 52.5 of Division 7 of Title 3 of the Education Code is repealed.