

1 **SENATE FLOOR VERSION**

2 April 1, 2015

3 ENGROSSED HOUSE  
4 BILL NO. 1859

By: Wright and Hall of the  
House

5 and

6 Newberry of the Senate

7  
8  
9 An Act relating to workforce development; amending 74  
10 O.S. 2011, Section 5003.10d, which relates to a  
Governor's Council for Workforce and Economic  
11 Development; modifying membership of Council;  
12 modifying references to federal statutory provisions;  
13 modifying references to certain entity created  
pursuant to executive order; modifying authority for  
14 additional appointments; providing for subcommittee  
on Health Workforce; stating purpose; prescribing  
15 duties; and providing an effective date.

16 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

17 SECTION 1. AMENDATORY 74 O.S. 2011, Section 5003.10d, is  
18 amended to read as follows:

19 Section 5003.10d A. The Governor's Council for Workforce and  
20 Economic Development established under the authority of Executive  
21 Order 2005-27 is hereby recognized by the Legislature as the State's  
22 Workforce Investment Board. The Council succeeded and was  
23 established in lieu of the Oklahoma Workforce Investment Board.  
24 Appointed members of the Council serving under the authority of

1 Executive Order 2005-27 when this act becomes effective shall  
2 continue to serve until their terms have expired and their  
3 successors have been duly appointed.

4 Pursuant to the federal Workforce ~~Investment~~ Innovation and  
5 Opportunity Act, the purpose of the Council shall be to:

6 1. Guide the development of a comprehensive and coordinated  
7 workforce development system for the state and monitor its  
8 operation; and

9 2. Review and make recommendations that will align the  
10 workforce system, including education, with the economic development  
11 goals of the state for the purpose of creating workforce and  
12 economic development systems that are integrated and shall provide  
13 Oklahoma a competitive advantage in a global economy.

14 B. Membership of the Council shall include representatives of  
15 private employers who reflect Oklahoma's projected and desired  
16 business and industry base and public officials from agencies which  
17 provide programs and services related to workforce, education and  
18 economic development. All Council members shall be in positions to  
19 influence policy and hiring decisions within their organizations.  
20 Initial appointments to the Council shall conform to the following  
21 described schedule:

22 1. The membership of the Council shall comply with the federal  
23 requirements of the state investment board;

24

1        2. A majority of the Council shall come from described private  
2 sector employers, including: owners of businesses, chief executives  
3 or operating officers of businesses, or other business executives or  
4 employers with optimum policymaking or hiring authority, and who  
5 represent businesses (including small businesses) that provide  
6 employment opportunities that at a minimum include high-quality,  
7 work-relevant training and development in in-demand industry sectors  
8 or occupations in the state;

9        ~~2.~~ 3. State officials shall include incumbents or designees of  
10 the following named offices, or their successors in office or  
11 function:

- 12            a. Governor,
- 13            b. ~~two members~~ one member of the Senate, appointed by the  
14            President Pro Tempore,
- 15            c. ~~two members~~ one member of the House of  
16            Representatives, appointed by the Speaker,
- 17            d. ~~Secretary~~ the Executive Director of the Oklahoma  
18            Department of Commerce and Tourism, and
- 19            e. ~~Secretary of Education,~~
- 20            f. ~~Secretary of Human Services,~~
- 21            g. ~~Chancellor of the Oklahoma State Regents for Higher~~  
22            ~~Education,~~
- 23            h. ~~Director of Career and Technology Education,~~
- 24            i. ~~State Superintendent of Public Instruction,~~



- 1           g. ~~juvenile justice programs,~~
- 2           h. ~~state human resources organization,~~
- 3           i. ~~representatives of tourism, agriculture, corrections~~
- 4           ~~and transportation,~~
- 5           j. ~~state organization representing urban-rural hospitals,~~
- 6           k. ~~representatives of Oklahoma Tribes or Nations, and~~
- 7           l. ~~representatives of minorities in Oklahoma~~ the needs or
- 8           interests of the state economy or specific regional
- 9           needs; and

10           5. Ex officio members, at the discretion and pleasure of the  
11 Governor, may be included to provide expertise and agency  
12 information to the Council. These seats may include, but not be  
13 limited to:

- 14           a. the Secretary of Education,
- 15           b. the Secretary of Commerce,
- 16           c. the Secretary of Health and Human Services,
- 17           d. the Chancellor of the Oklahoma State Regents for
- 18           Higher Education,
- 19           e. the Director of Career and Technology Education,
- 20           f. the State Superintendent of Public Instruction,
- 21           g. the Director of the State Department of Rehabilitation
- 22           Services,
- 23           h. the Director of the Oklahoma Department of
- 24           Corrections,

- 1            i. the Commissioner of the Oklahoma Department of Mental  
2            Health and Substance Abuse Services,  
3            j. the Director of the Oklahoma Health Care Authority,  
4            and  
5            k. the Native American Liaison.

6            C. Private sector members shall be appointed by and serve at  
7 the pleasure of the Governor for a two-year term beginning October  
8 1, 2005, and may be reappointed. However, of the initial private  
9 sector members appointed, half shall be appointed for an initial  
10 term of one (1) year beginning October 1, 2005. Private members may  
11 be removed from office for failure to attend three consecutive  
12 Council meetings. The chair of the Council shall be from the  
13 private sector and shall be appointed by and serve at the pleasure  
14 of the Governor.

15            D. The Council shall meet at such times and places as it deems  
16 appropriate. Members shall serve without compensation. Council  
17 members employed by a state agency shall be reimbursed travel  
18 expenses related to their service on the Council as authorized by  
19 state law by their respective state agency. Legislative members of  
20 the Council shall be reimbursed by their respective houses for  
21 necessary travel expenses incurred in the performance of their  
22 duties as authorized by state law. Remaining Council members shall  
23 also be reimbursed travel expenses related to their service on the  
24 Council by the Oklahoma Department of Commerce as authorized by

1 state law. No member of the Council shall profit, directly or  
2 indirectly, from any transaction with the Council.

3 E. The duties and responsibilities of the Council in the  
4 development, monitoring and aligning of the workforce system with  
5 economic development shall include, but not be limited to:

6 1. Performing the duties required of the state governance board  
7 by the federal Workforce ~~Investment~~ Innovation and Opportunity Act;

8 2. Identifying the human resource investment needs of Oklahoma  
9 business and industry, together with those of the citizens of the  
10 state, so that each might respond to and meet the needs of the  
11 others and thus together build a robust, diversified economy;

12 3. Reviewing and evaluating workforce development programs  
13 within the state, formulate recommendations to increase their  
14 efficiency and effectiveness, eliminate duplication, and align with  
15 economic goals. Recommendations shall be communicated to the  
16 Governor, Legislature, state and federal government agencies and  
17 appropriate individuals and entities within the private sector;

18 4. Increasing academic capability and technical skills within  
19 the state workforce and foster lifelong learning among Oklahoma's  
20 citizens;

21 5. Strengthening collaboration among institutions which provide  
22 education and training services, government agencies which  
23 coordinate employment and other human resource investment

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1 activities, and Oklahoma business and industry to create a seamless  
2 system to nurture healthy economic development; and

3 6. Enhancing rural economic development capability and  
4 capacity, giving particular attention to regional collaboration and  
5 partnering.

6 F. Activities of the Council shall be coordinated by the  
7 Secretary of Commerce and Tourism and directed by the Deputy  
8 Secretary of Commerce for Workforce Development, or their successors  
9 in office or function. Administrative and staffing support for the  
10 Council shall be coordinated by the Office of Workforce Solutions  
11 within the Department of Commerce.

12 G. The State Workforce Solutions Staff Team Partners originally  
13 established under the authority of Executive Order 2005-27 as the  
14 Workforce Solutions Staff Team is hereby recognized by the  
15 Legislature. This interagency team shall be comprised of executive  
16 level staff from ~~all~~ workforce, education and economic development  
17 agencies of the state for the purpose of providing staff support to  
18 the Council and to create efficiencies, eliminate duplication, and  
19 eliminate barriers to jointly providing a service delivery system.  
20 Other members may be included on this team as the Governor,  
21 ~~Secretary of Commerce or Deputy Secretary of Commerce~~ may deem  
22 necessary to accomplish this goal.

23 H. The Council shall be supported by funds available to state  
24 agencies pursuant to state and federal laws and regulations. Each

1 member of the Council whose agency qualifies pursuant to state and  
2 federal law to receive and use such funds shall assist by providing  
3 support and funding of the Council in carrying out the  
4 responsibilities of the Council.

5 I. The Council shall form a subcommittee on Health Workforce  
6 whose purpose shall be to inform, coordinate and facilitate  
7 statewide efforts to ensure that a well-trained, adequately  
8 distributed and flexible health workforce is available to meet the  
9 needs of an efficient and effective health care system in Oklahoma.  
10 Duties of the Health Workforce Subcommittee shall include, but not  
11 be limited to, the following:

12 1. Conducting data analysis and preparing reports on health  
13 workforce supply and demand;

14 2. Research and analysis of state health professional education  
15 and training capacity;

16 3. Recommend recruitment and retention strategies for areas  
17 determined by the Oklahoma Primary Care Office or the Oklahoma  
18 Office of Rural Health to be areas of high need; and

19 4. Assessment of health workforce policy, evaluation of the  
20 impact on Oklahoma's health system and health outcomes and  
21 developing health workforce policy recommendations.

22 SECTION 2. This act shall become effective November 1, 2015.

23 COMMITTEE REPORT BY: COMMITTEE ON BUSINESS AND COMMERCE  
24 April 1, 2015 - DO PASS