

House Bill 1195 (AS PASSED HOUSE AND SENATE)

By: Representatives England of the 108th, Cox of the 102nd, Coan of the 101st, Pruett of the 144th, and Everson of the 106th

A BILL TO BE ENTITLED
AN ACT

1 To amend Title 34 of the Official Code of Georgia Annotated, relating to labor and industrial
2 relations, so as to create the Georgia Workforce Investment Board; to provide for definitions;
3 to provide for the membership of said board; to provide for the board's powers, functions,
4 and funding; to establish the Governor's Office of Workforce Development; to establish
5 Georgia Work Ready; to provide for related matters; to provide for an effective date; to
6 repeal conflicting laws; and for other purposes.

7 BE IT ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

8 **SECTION 1.**

9 Title 34 of the Official Code of Georgia Annotated, related to labor and industrial relations,
10 is amended by repealing Chapter 14, relating to the Governor's Employment and Training
11 Council, and enacting a new Chapter 14 to read as follows:

12 "CHAPTER 14

13 34-14-1.

14 As used in this chapter, the term:

15 (1) 'Board' means the Georgia Workforce Investment Board.

16 (2) 'Director' means the executive director of the Governor's Office of Workforce
17 Development.

18 (3) 'Federal law' means the Workforce Investment Act of 1998, Public Law 105-220.

19 (4) 'Georgia Work Ready' means the state's branded workforce development enterprise
20 implemented by the Governor's Office of Workforce Development that links education
21 and workforce development together and aligns to the economic development needs at
22 the local, regional, and state levels.

23 34-14-2.

24 (a) Pursuant to the Workforce Investment Act of 1998, Public Law 105-220, there is
25 created the Georgia Workforce Investment Board.

26 (b) The board shall consist of members to be selected by the Governor consistent with
27 federal law requirements, two members of the House of Representatives, appointed by the
28 Speaker of the House, and two members of the Senate, appointed by the Lieutenant
29 Governor. A majority of the members of the board shall be representatives of businesses
30 in this state. Other members may include, but shall not be limited to, representatives of
31 individuals and organizations that have experience and expertise in education, the
32 economy, the workforce, and labor.

33 (c) The chairperson of the board shall be appointed by the Governor. Other officers shall
34 be elected or otherwise selected as determined by the Governor.

35 (d) The members of the board shall serve such terms as established by the Governor, and
36 the members shall continue at the discretion of the Governor, except for the members of
37 the House of Representatives and the Senate, who shall continue at the discretion of the
38 Speaker of the House and the Lieutenant Governor, respectively.

39 (e) The board shall have such powers and duties as specified by the Governor and as
40 provided by federal law.

41 (f) The board shall adopt bylaws to guide its proceedings.

42 (g) The board shall be funded by federal law as provided in this chapter.

43 (h) The board shall be attached to the Office of Planning and Budget for administrative
44 purposes only.

45 (i) Each member of the board who is not otherwise a state officer or employee shall be
46 authorized to receive reimbursement for reasonably necessary travel expenses incurred in
47 the performance of his or her duties as a member of the board, provided that such funds are
48 available and such reimbursements are allowable under federal law. Should funds not be
49 available or allowable for this purpose, such members shall serve without compensation.
50 Each member of the board who is otherwise a state officer or employee shall be reimbursed
51 by the agency of which he or she is an officer or employee for reasonably necessary travel
52 expenses actually incurred in the performance of his or her duties as a member of the
53 board, provided that such funds are available and such reimbursements are allowable under
54 federal law. Except as otherwise provided in this subsection, members of the board shall
55 receive no compensation for their services.

56 (j) The board shall be authorized to consult with and form committees with members and
57 persons knowledgeable on the subject matter at issue in order to carry out effectively its
58 duties. Such consultants shall serve without compensation but shall be reimbursed for
59 travel and other reasonable and necessary expenses incurred while attending meetings of

60 or on behalf of the board, provided that such travel and other expenses are approved by the
 61 director and such reimbursements are allowable under federal law.

62 (k) The Governor's Office of Workforce Development shall be authorized to employ and
 63 contract with other individuals and organizations as needed to assist in executing the
 64 board's responsibilities, provided that funds are available for such expenditures and such
 65 expenditures are allowable under federal law.

66 (l) All state departments, institutions, agencies, commissions, councils, authorities, boards,
 67 bureaus, or other entities of the state shall provide all information and support as required
 68 by the board to perform its duties.

69 34-14-3.

70 (a) The Governor's Office of Workforce Development is hereby established to implement
 71 state workforce development policy as directed by the Governor and to serve as staff to the
 72 board.

73 (b) The Governor's Office of Workforce Development shall have an executive director
 74 appointed by the Governor whose duties are to implement state-wide workforce
 75 development policy as directed by the Governor, to serve as workforce development policy
 76 advisor to the Governor, and to serve as executive director to the board.

77 (c) The Governor's Office of Workforce Development shall be attached to the Office of
 78 Planning and Budget for administrative purposes only.

79 34-14-4

80 (a) The annual allocation reserved by federal law for state-wide workforce activities and
 81 administration, known as the 'Governor's discretionary funds,' shall be reserved for use by
 82 the Governor to support state-wide workforce activities recommended by the board and
 83 within parameters set forth in Section 128 of the Workforce Investment Act of 1998, Public
 84 Law 105-220, and may be implemented through the creation of the Georgia Work Ready
 85 program.

86 (b) Nothing in this chapter shall be construed to require any appropriation of state funds."

87 **SECTION 2.**

88 This Act shall become effective upon its approval by the Governor or upon its becoming law
 89 without such approval.

90 **SECTION 3.**

91 All laws and parts of laws in conflict with this Act are repealed.