

By: Raney, Guillen

H.B. No. 3186

Substitute the following for H.B. No. 3186:

By: Muñoz, Jr.

C.S.H.B. No. 3186

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the participation in and reimbursement from the skills
3 development fund of certain entities.

4 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

5 SECTION 1. Section 303.001(a), Labor Code, is amended to
6 read as follows:

7 (a) The purpose of this chapter is to remove administrative
8 barriers that impede the response of public community and technical
9 colleges, community-based organizations, local workforce
10 development boards, the Texas A&M Engineering Experiment Station,
11 and the Texas A&M Engineering Extension Service to industry and
12 workforce training needs and to develop incentives for public
13 community and technical colleges, community-based organizations,
14 local workforce development boards, the Texas A&M Engineering
15 Experiment Station, and the Texas A&M Engineering Extension Service
16 to provide customized assessment and training in a timely and
17 efficient manner.

18 SECTION 2. Section 303.002(b), Labor Code, is amended to
19 read as follows:

20 (b) A public community or technical college, the Texas A&M
21 Engineering Experiment Station, or the Texas A&M Engineering
22 Extension Service may recover customized assessment and training
23 costs incurred by the college, station, or service [~~institution~~]
24 if:

1 (1) there is an actual or projected labor shortage in
2 the occupation in which training is provided that is not being met
3 by an existing institution or program in the area; and

4 (2) the wages at the time of job placement for
5 individuals who successfully complete customized training at the
6 public community or technical college, the Texas A&M Engineering
7 Experiment Station, or the Texas A&M Engineering Extension Service
8 are equal to the prevailing wage for that occupation in the local
9 labor market area.

10 SECTION 3. Section 303.003, Labor Code, is amended by
11 amending Subsections (b), (f), (g), and (h) and adding Subsection
12 (d-1) to read as follows:

13 (b) The skills development fund may be used by public
14 community and technical colleges, community-based organizations,
15 local workforce development boards, the Texas A&M Engineering
16 Experiment Station, and the Texas A&M Engineering Extension Service
17 as start-up or emergency funds for the following job-training
18 purposes:

19 (1) developing customized training programs for
20 businesses and trade unions; and

21 (2) sponsoring small and medium-sized business
22 networks and consortiums.

23 (d-1) The commission by rule shall adopt a procedure under
24 which an employer may seek and obtain direct reimbursement from the
25 skills development fund for costs incurred by the employer in
26 relation to customized training or certification completed by the
27 employer's employees under a grant agreement authorized under this

1 chapter.

2 (f) The Texas A&M Engineering Experiment Station and the
3 Texas A&M Engineering Extension Service shall focus the station's
4 or service's training activities under this chapter on programs
5 that:

6 (1) are statewide in nature; or

7 (2) are not available from a local junior college
8 district, a local technical college, or a consortium of junior
9 college districts.

10 (g) This section does not prohibit the Texas A&M Engineering
11 Experiment Station or the Texas A&M Engineering Extension Service
12 from participating in a consortium of junior college districts or
13 with a technical college that provides training under this chapter.

14 (h) A community-based organization may apply for money to
15 participate in a training program only in partnership with a
16 community and technical college, the Texas A&M Engineering
17 Experiment Station, or the Texas A&M Engineering Extension Service.
18 A community-based organization providing services regulated by the
19 state shall provide evidence of any certification, license, or
20 registration required by law.

21 SECTION 4. Section 303.004, Labor Code, is amended to read
22 as follows:

23 Sec. 303.004. FUND REVIEW; REPORT BY CERTAIN WORKFORCE
24 TRAINING PROVIDERS REQUIRED. (a) The Texas Higher Education
25 Coordinating Board shall review all customized training programs
26 biennially to verify that state funds are being used appropriately
27 by public community and technical colleges, the Texas A&M

1 Engineering Experiment Station, and the Texas A&M Engineering
2 Extension Service under this chapter.

3 (b) Not later than October 1 of each even-numbered year, the
4 Texas A&M Engineering Experiment Station, the Texas A&M Engineering
5 Extension Service, and each public community or technical college
6 that provides workforce training under this chapter shall:

7 (1) conduct a review of the station's, service's, or
8 college's training programs to:

9 (A) determine the effectiveness of the programs
10 in improving the wages of participants who complete the programs;
11 and

12 (B) identify strategies for improving the
13 delivery of workforce training in order to more effectively impact
14 economic development in this state; and

15 (2) submit to the commission a detailed written report
16 summarizing the results of the review for inclusion by the
17 executive director in the report to the governor and the
18 legislature required by Section 303.006(c).

19 (c) If the Texas A&M Engineering Experiment Station, the
20 Texas A&M Engineering Extension Service, or a public community or
21 technical college fails to submit a report required by Subsection
22 (b)(2):

23 (1) the station, service, or college must refund to
24 the comptroller any unexpended state funds received by the station,
25 service, or college under this chapter for the state fiscal
26 biennium in which the report was due; and

27 (2) the commission may not award any additional grant

1 to the station, service, or college under this chapter until the
2 station, service, or college has complied with that reporting
3 requirement.

4 SECTION 5. This Act takes effect September 1, 2021.